

MINUTES OF REGULAR BOARD MEETING

MONDAY, JUNE 4, 1984

18th Board of Representatives

Stamford, Connecticut

A regular monthly meeting of the 18th Board of Representatives of the City of Stamford was held on MONDAY, JUNE 4, 1984, in the Legislative Chambers of the Board in the Municipal Office Building, Second Floor, 429 Atlantic Street, Stamford, Connecticut.

The meeting was called to order at 8:20 P.M. by President Goldstein, after both political parties had met in caucus.

INVOCATION was given by Rev. Gary Brown, Pastor of the First Congregational Church, Walton Place, Stamford, Connecticut.

REV. BROWN: "I have spoken with a member of my congregation, who is on this Board, who shall remain nameless, and he assures me that the Board of Representatives needs prayers, so I am glad to be with you this evening. Those of you who are accustomed to prayer, I invite you to join me in prayer; if not, please just meditate upon the words. Let us pray:

"God of limitless grace and goodness, we give You thanks this night. We are thankful for the beauty of this evening. We're thankful for the precious gift of life You bestow upon each one of us regardless of situation or station. We are thankful not only to be alive, but to be alive in this time and place. We are thankful for the City which is our home; this City full of such variety and vitality and promise. And we are thankful for this gathered body of men and women seeking to represent the will of the people of this City. May they recognize in the ordinary business at hand tonight, the signs of your purpose and design. May they listen for your words within the words spoken here in good humor, in forthrightness, in skillful compromise and with attention to the needs of all. May they exemplify all the best that this City represents, the heart and soul of our community life. Amen."

PLEDGE OF ADLEGIANCE TO THE FLAG was led by PRESIDENT SANDRA GOLDSTEIN.

ROLL CALL was taken by CLERK OF THE BOARD ANNIE M. SUMMERVILLE. There were 37 Present and 3 Absent. Absent were Reps. David Martin, Jeremiah Livingston, and Mildred Perillo (excused due to illness).

The CHAIR declared a QUORUM.

TEST OF THE VOTING MACHINE. The President conducted a test of the voting machine and found it to be in good working order.

MOMENTS OF SILENCE

For the late MAX M. BARON, who resided at 58 Foxwood Drive in the 15th District - submitted by Rep. Austin. Mr. Baron passed away on April 28th.

STANDING COMMITTEES

STEERING COMMITTEE: Chairwoman Sandra Goldstein

Reading of Report Waived on Motion of Rep. Boccuzzi; Seconded. CARRIED by voice vote.

HMM

STEERING COMMITTEE REPORT

The Steering Committee met on Monday, May 21, 1984, in the Democratic Caucus Room in response to a Call for 7:30 p.m. The meeting was called to order at 7:40 p.m., at which time a quorum was present, by Chairwoman Sandra Goldstein.

PRESENT AT THE MEETING:

Sandra Goldstein, Chairwoman	Scott Morris	John Zelinski
John Boccuzzi	Handy Dixon	Alfred Perillo
Robert DeLuca	Jeremiah Livingston	David Martin
James Dudley	Annie M. Summerville	S. Folsom, Post
Mary Lou Rinaldi	John Mallozzi	Philip Stork
Richard Lyons	Audrey Maihock	D. Bauder, Advocate
Donald Donahue	Robert Skovgaard	L. Gambino, WSTC
John Schlechtweg	Barbara McInerney	Anne Kachaluba
Lathon Wider	Maria Nakian	

1. APPOINTMENTS

ORDERED ON THE AGENDA were the two names appearing on the Tentative Steering Agenda.

2. FISCAL COMMITTEE

ORDERED ON THE AGENDA were 11 of the 12 items appearing on the Tentative Steering Agenda. ORDERED OFF THE AGENDA was the item concerning the funding of the Municipal Administrators Association Contract.

3. LEGISLATIVE AND RULES COMMITTEE

ORDERED ON THE AGENDA were the two items appearing on the Tentative Steering Agenda.

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3. MINUTES OF REGULAR BOARD MEETING MONDAY, JUNE 4, 1984

3.

STEERING COMMITTEE REPORT (continued)

4. PERSONNEL COMMITTEE

ORDERED ON THE AGENDA were the five items appearing on the Tentative Steering Agenda, and one item which appeared under the Labor Contract Liaison Committee and that item concerned the Ratification of the Municipal Administrators Association Agreement.

5. PLANNING AND ZONING COMMITTEE

ORDERED ON THE AGENDA were the four items appearing on the Tentative Steering Agenda, and one item on the Addenda to the Tentative Steering Agenda and that item being the proposed ordinance concerning the sale of City's interest in Bracewood Lane to Rust Associates for \$51,235.

6. PUBLIC WORKS AND SEWER COMMITTEE

ORDERED ON THE AGENDA were six of the seven items appearing on the Tentative Steering Agenda. ORDERED OFF THE AGENDA was the one item concerning Progress to Supply Condominium Owners with Refuse Collection.

7. HEALTH AND PROTECTION COMMITTEE

ORDERED ON THE AGENDA were the two items appearing on the Tentative Steering Agenda.

8. PARKS AND RECREATION COMMITTEE

ORDERED ON THE AGENDA were three of the five items appearing on the Tentative Steering Agenda. ORDERED OFF THE AGENDA were the items concerning the Matter of Poor Field Conditions at Scofieldtown Park Field and Exploring the Possibility of Leasing the Tennis Facilities located at all Park Locations. (These items resolved)

9. EDUCATION, WELFARE AND GOVERNMENT COMMITTEE

ORDERED ON THE AGENDA were two of the three items appearing on the Tentative Steering Agenda. HELD IN STEERING was the item concerning the Review of Personnel Practices at Smith House SNF.

10. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

ORDERED ON THE AGENDA were all four items appearing on the Tentative Steering Agenda.

11. URBAN RENEWAL COMMITTEE

No items appeared on the Tentative Steering Agenda.

STEERING COMMITTEE REPORT (continued)

12. ENVIRONMENTAL PROTECTION COMMITTEE

ORDERED ON THE AGENDA was the one item appearing on the Tentative Steering Agenda.

13. TRANSPORTATION COMMITTEE

ORDERED HELD IN STEERING was the one item appearing on the Tentative Steering Agenda and that being the Request for Department of Traffic and Parking to Re-evaluate Parking Fee Collection System and the one item appearing on the Addenda to the Tentative Steering Agenda and that item being How to Improve & Coordinate Services of the Rail & Bus Systems in the City of Stamford.

14. HOUSE COMMITTEE

No items appeared on the Tentative Steering Agenda.

15. CHARTER REVISION AND ORDINANCE COMMITTEE

No items appeared on the Tentative Steering Agenda.

16. COLISEUM AUTHORITY LIAISON COMMITTEE

ORDERED ON THE AGENDA were the two items appearing on the Tentative Steering Agenda.

17. LABOR CONTRACT LIAISON COMMITTEE

ORDERED MOVED TO THE PERSONNEL COMMITTEE was the one item appearing on the Tentative Steering Agenda and that being the Ratification of the Municipal Administrators Association Agreement.

18. RESOLUTIONS

ORDERED ON THE AGENDA were one of the two items appearing on the Tentative Steering Agenda. ORDERED OFF THE AGENDA was the item concerning Enabling Legislation, User Fees for New Development as this was taken care of at the last Board Meeting. ORDERED ON THE AGENDA was an item concerning the change of date for July meeting to July 9, 1984.

ADJOURNMENT

There being no further business to come before the Steering Committee, upon a motion made, seconded, and approved, the meeting was adjourned at 9:15 p.m.

SANDRA GOLDSTEIN, CHAIRWOMAN
STEERING COMMITTEE

SG:ak

APPOINTMENTS COMMITTEE

MR. DIXON said the Appointments Committee met on Wednesday, May 30, 1984, at 8:00 P.M. in the Republican Caucus Room. Committee members present were Reps. Summerville, Santy, Signore, Boccuzzi, DeLuca, Austin, and Dixon. The Committee conducted a thorough interview with the two appointees listed on tonight's Agenda, and it was voted unanimously to approve each for the Consent Agenda. However, Mr. Dixon was informed that there will be some discussion on Item #2, Mr. Theodore Payne, so it is not requested that this name be placed on the Consent Agenda.

Mr. Dixon Moved to put Item #1, Mildred Ritchie, on the Consent Agenda. There were no objections.

PERSONNEL COMMISSIONTerm Expires

(1) <u>MILDRED RITCHIE</u> (R)	Reappointment	Dec. 1, 1988
221 Hubbard Avenue		

APPROVED ON CONSENT AGENDA.ZONING BOARD OF APPEALS

(2) <u>THEODORE PAYNE</u> (D)	Replacing Paul Brown	Dec. 1, 1988
32 Greens Circle		

MR. DIXON said Mr. Payne has resided in Stamford for four years, and has a very strong desire to give whatever in-put he can to the future growth and development of the City of Stamford. Mr. Payne has gathered the State Statutes that refer to the Zoning Board of Appeals. The Committee voted unanimously to recommend approval of this appointment, and Mr. Dixon so Moved. Seconded.

MR. WHITE said he wished to stress that he had nothing personal against Mr. Payne, but he wished to state his position on these types of appointments which increasingly bother him. By types, he means the sameness and the continuation that has been occurring particularly on Land Use boards, with what he feels is not adequate length of residency and familiarity with all aspects of the City, geographic, demographic, population growth, urban redevelopment, commercial, industrial, residential needs and their priorities, etc. Mr. White feels a big business corporate background type of appointee is not what belongs on the City's Land Use boards, and this Board does not get an indication of what the appointee's personal viewpoint is on growth in Stamford, past, present and future. And knowing zoning law is not enough, either. Mr. White knows of ten people off the top of his head of people who are experts on zoning law, and he would not let them within ten miles of a Zoning Board or a Land Use board. Others, who have tried and cannot get on these boards, like Florence Ressig, chairpersons of Conservationists of Stamford, people like this, cannot reach first base.

Mr. White is sure Mr. Payne is a decent, solid person, and might well serve on some other board or commission. There is a thrust here that is disturbing.

MRS. CONTI said Mr. Payne's resume indicates he is employed with the Personnel Operations of the Xerox Division and she asks what are his duties.

APPOINTMENTS COMMITTEE (continued)

MRS. CONTI (continuing) asked if there might be a possible conflict here since real estate and Land Use boards have a common interest, since Xerox's Real Estate Division, Personnel Operations is where Mr. Payne is working.

MR. DIXON said at the interview, Mr. Payne stated he was in charge of Personnel with Xerox presently.

PRESIDENT GOLDSTEIN asked Mr. Dixon if that were the Personnel area of the Real Estate Division as distinct from being in real estate?

MR. BOCCUZZI responded that Mr. Payne just deals with people, personnel who work at Xerox's Real Estate Division. He does not have anything to do with real estate itself. It is similar to hiring a person, dealing strictly with personnel within the company.

MRS. CONTI said she still raises the question that if he is hiring people who are going to be dealing in real estate and he is going to be sitting on a Land Use board, there is the possibility of a conflict.

MS. SUMMERVILLE said a question is asked of all appointees to all boards and commissions, that if he or she finds himself or herself in some type of conflict in the area of their special expertise, would he or she abstain from voting. The answer was Yes, and he clearly stated he deals in personnel. Also he wished to get into something other than personnel, which is why he did not apply for the Personnel Board of Appeals. Ms. Summerville feels there is no conflict with Mr. Payne.

MS. RINALDI Moved the Question. Seconded. CARRIED, voice vote.

PRESIDENT GOLDSTEIN called for a machine vote. APPROVED with 21 Yes, 9 No, 5 Abstentions, and 2 Non-Voting. Mr. Payne has been confirmed.

MR. DIXON Moved to approve the Consent Agenda. Seconded. CARRIED, unanimously, voice vote.

FISCAL COMMITTEE

MR. DONAHUE said the Fiscal Committee met on May 30th with Reps. Lyons, Rinaldi, Rybnick, Hogan, Conti, Mallozzi, Donahue in attendance. He Moved the following items on the Consent Agenda: #1, 2, 3, 4, 5, 6, 9, 10. The respective secondary committees concurred.

- (1) \$ 6,000.00 - PARKS DEPARTMENT - TRANSFER from Code 610.1110 SALARIES (Transfer) to code 610.1201 OVER-TIME. Requested by Chairwoman J. Vanderwaart 4/2/84. Board of Finance approved 4/10/84.

Above also referred to PARKS AND RECREATION COMMITTEE.

APPROVED ON CONSENT AGENDA.

FISCAL COMMITTEE (continued)

- (2) \$ 3,000.00 - PUBLIC WORKS DEPARTMENT - TRANSFER from Code 332.1130
(Transfer) PART-TIME SALARIES to Code 330.1201 OVER-TIME. Re-
quested by J.E.Canavan, Deputy Commissioner of Public
Works 4/6/84. Board of Finance approved 4/10/84.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

APPROVED ON CONSENT AGENDA.

- (3) \$ 2,500.00 - PARKS DEPARTMENT - TERRY CONNERS ICE RINK - TRANSFER
(Transfer) from Code 620.1110 SALARIES to:

620.1140	Seasonal	\$1,000.00
620.1201	Over-Time	750.00
620.5340	Instructors	750.00
		<u>\$2,500.00</u>

Request from Chairwoman J. Vanderwaart 3/27/84.
Board of Finance approved 4/10/84.

Above also referred to PARKS AND RECREATION COMMITTEE.

APPROVED ON CONSENT AGENDA.

- (4) \$56,000.00 - LAW DEPARTMENT -- TRANSFER from Code 230.1110 SALARIES
(Transfer) as below. Requested by Jay Sandak, Corp. Counsel 5/2/84.
Board of Finance approved 5/10/84.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA.

- (5) \$ 250.00 - FINANCE DEPARTMENT - GRANTS ACCOUNT - TRANSFER from
(Transfer) Code 248.5150 PROFESSIONAL CONSULTANTS to Code 248.1110
SALARIES. Requested by Finance Comm. Paul Pacter 4/24/84.

APPROVED ON CONSENT AGENDA, with Rep. B. Conti Abstaining.

- (6) \$ 5,245.48 - BOARD OF FINANCE - TRANSFER from Code 103.1130 PART-
(Transfer) TIME SALARIES to Code 103.1135 PERMANENT PART-TIME
SALARIES. Requested by Board of Finance Chairman
Michael Morgan 4/30/84. Board of Finance approved
5/10/84.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

APPROVED ON CONSENT AGENDA.

FISCAL COMMITTEE (continued)

(7) <u>\$12,800.00</u> - <u>WELFARE DEPARTMENT - SMITH HOUSE RESIDENCE - TRANSFER</u> (Transfer)	request from Robert Fields, Welfare Commission member, 5/1/84. Board of Finance approved 5/10/84.	
<u>FROM:</u>		
532.1110 Salaries		\$ 9,000.00
533.1135 Permanent Part-Time Salaries		<u>3,800.00</u>
		\$12,800.00
<u>TO:</u>		
533.1201 Over-Time		\$ 6,000.00
536.1130 Part-Time Salaries		<u>6,800.00</u>
		\$12,800.00

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

MR. DONAHUE said Item #7 is before this Board because of the current wording of Ord. #510 and would not normally be before them. The Committee voted 7-0 to recommend transfer. Seconded.

MRS. NAKIAN said Education, Welfare and Government Committee concurred.

MR. BLUM said he visited Smith House and spoke to some people there. He determined it is difficult to find qualified nurses and others to work at the Smith House Residence. He would like the Mayor's Study Group to look into this difficulty in securing staff.

MRS. NAKIAN said this is the Smith House Residence not the Skilled Nursing Facility, and the Committee will look into the matter.

PRESIDENT GOLDSTEIN called for a voice vote on Item #7. APPROVED.

- (8) PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO FILE APPLICATION TO THE STATE OF CONNECTICUT TO OBTAIN FUNDS FOR SOCIAL SERVICES BLOCK GRANT (SSBG) SUMMER BUSING PROGRAM IN AN AMOUNT NOT TO EXCEED \$5,155.00. Submitted by Grants Director Sandra Gilbane 5/16/84.

MR. DONAHUE said the Committee voted for approval of Item #8 with 5 in favor, 1 opposed, and 1 abstention. Seconded.

PRESIDENT called for a voice vote, which CARRIED, with 3 No votes (Reps. Conti, Maihock, Guroian), and 1 Abstention (Rep. Donahue).

- (9) PROPOSED RESOLUTION AUTHORIZING THE CITY TO SUBMIT AN APPLICATION FOR TITLE XX DAY CARE FUNDING FOR YEAR 1984/85 IN AN AMOUNT NOT TO EXCEED \$135,805.00. Submitted by Mayor Thom Serrani 5/15/84.

APPROVED ON CONSENT AGENDA, with Rep. Conti Abstaining.

FISCAL COMMITTEE (continued)

- (10) PROPOSED RESOLUTION AUTHORIZING THE MAYOR TO ENTER INTO CONTRACTS WITH THE STATE DEPARTMENT OF ENVIRONMENTAL PROTECTION TO RECEIVE FUNDING ASSISTANCE FOR CONTINUATION OF THE CAM PROGRAM. Current funds expire on 6/30/84. Submitted by EPB Dir. M.Lubbers 5/17/84.

APPROVED ON CONSENT AGENDA, with Rep. Blum Abstaining.

- (11) \$33,000.00 - ENVIRONMENTAL PROTECTION BOARD - Code 111. - Additional appropriation requested for Coastal Area Management Program to be 100% reimbursed by the State. Funds expire 6/30/84. Submitted by Exec. Dir. EPB M. Lubbers 5/17/84. Contingent upon Mayor's request and Board of Finance approval.

Above also referred to ENVIRONMENTAL PROTECTION COMMITTEE.

MR. DONAHUE said Item #11 is HELD IN COMMITTEE.

MR. Donahue Moved the Consent Agenda for approval. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote on the Consent Agenda. CARRIED with Rep. Conti abstaining on #5 and #9; and Mr. Blum abstained on #10.

LEGISLATIVE AND RULES COMMITTEE

MR. SKOVGAARD said the Legislative and Rules Committee met on May 29th in the Main Room at 7:30 P.M. Present were Committee members Skovgaard, Zelinski, Terrence Martin, Powers, Nakian, and Morris. Also present were Reps. Goldstein, Burke, Lyons, Malloy, DeLuca and Summerville.

- (1) FOR FINAL ADOPTION - PROPOSED ORDINANCE SUPPLEMENTAL PLACING THE POSITION OF COMMUNITY DEVELOPMENT DIRECTOR OUTSIDE OF THE CLASSIFIED CIVIL SERVICE SYSTEM. Submitted by Mayor Thom Serrani 12/14/83. Held in Committee 1/9/84. Approved for publication 2/6/84. Held 3/12/84 and 4/2/84, and 5/7/84. Withdrawn by Mayor Serrani 5/7/84.

MR. SKOVGAARD said amendments were made to the ordinance and the contract, afterwhich the Committee voted 4-2 for approval. He yielded the floor to Rep. Morris for a Motion.

MR. BURKE said he was not at that meeting, but was at another one.

MR. MORRIS Moved for final adoption of the proposed ordinance. Seconded by Rep. Wider.

MR. BOCCUZZI asked what the amendments were.

LEGISLATIVE AND RULES COMMITTEE (continued)

PRESIDENT GOLDSTEIN said it would be necessary to Move the amendments and vote on them.

MRS. NAKIAN said everyone received a copy of the amendments in the mail but that she would read them. On Page 2 of the ordinance, Paragraph 3, this was amended to read "Appointment to the position of Community Development Director shall be made by the Mayor on behalf of the City, an Equal Opportunity Employer, following public advertising of the availability of the position." That is the first sentence that is currently in Para. #3. This would remain the sole sentence in Para. #3. The rest of Para. #3 would be deleted, and part of it would become a new Para. #4; and Mrs. Nakian moved for approval. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote. CARRIED with Mr. Skovgaard and Mr. Terrence Martin voting No.

MRS. NAKIAN said there is a new Paragraph #4: "The minimum qualifications for the position of Community Development Director are a Master's Degree in Public Administration, Urban Planning, or a related field, plus three years' general experience in governmental administration and management, and three years' specialized experience in community development administration and planning, or comparable experience in the field of housing and economic development grants. The individual selected shall evidence a complete understanding of the goals and purposes of the Community Development Block Grant Program of the Housing and Community Development Act of 1974, and have sufficient training and work experience to enable said individual to effectively administer the Community Development Program within the City of Stamford and shall evidence to the Hiring Authority sufficient knowledge of and commitment to said programs, in order that the program will benefit the City of Stamford." Moved and Seconded.

MR. JACHIMCZYK voiced objection to this as he doubts the existence of a person who meets the stated qualifications as the program has only been around for ten years. Secondly, he said the previous director was here for about ten years, being 22 or 23 when she started, and for her to have met these qualifications at that time, she would have had to have been 16 or 17 years old when she started doing this type of work. These requirements appear to be somewhat stringent.

MR. SKOVGAARD said he had objections to two portions of the proposed amendment, which come from the background of his training in the Law, which sometimes is a handicap more than a benefit to the legislative process. The terms "three years' specialized experience in community development", specifically "specialized"; also the term "comparable experience in the field of housing and economic development grants", those two words really, although they have a common understood meaning, in the context of an ordinance really become meaningless. "Specialized" as used here means nothing, and "comparable" as used here can mean anything at all. For this reason, he will vote against the amendment.

LEGISLATIVE AND RULES COMMITTEE (continued)

MR. DeLUCA said requirements should not be deleted because someone feels they are too stringent, as it will not be known until it is advertised if there are people who have these qualifications.

MR. SCHLECHTWEG said he favors the ordinance as amended. This City deserves the absolute best, and we owe it to the taxpayers to find the most qualified individual for the job.

MS. SUMMERVILLE agrees with Mr. Schlechtweg that the amendment should be supported as it is the right thing to do. She asked the Board members to support the amendments.

MR. BOCCUZZI Moved the Question. Seconded. CARRIED.

PRESIDENT GOLDSTEIN called for a voice vote on the amendment. CARRIED with opposition by Terrence Martin, Robert Skovgaard, Mary Lou Rinaldi, David Jachimczyk.

MRS. NAKIAN said the next amendment in on Page 4 of the Contract, Paragraph 4, Qualifications - "The employee represents that he meets the minimum qualifications set for the position of Community Development Director as contained in Ord. ___ Supplemental, Paragraph 4", this merely deletes the old qualifications from this Section. Moved and Seconded.

PRESIDENT GOLDSTEIN called for a voice vote on Mrs. Nakian's second amendment. CARRIED with two abstentions: Reps. Skovgaard and Martin.

MRS. NAKIAN said Paragraphs 4 and 5 will now be renumbered 5 and 6, in the Ordinance. So Moved. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote. CARRIED with two abstentions: Reps. Skovgaard and Martin.

MRS. NAKIAN said then, in the Contract, Page 5, Paragraph 8, Termination - and this is added on to the sentence which is already there: "The City shall have the absolute right to terminate the Contract in the event that the City fails to obtain funding pursuant to the Community Development Block Grant Program, or any successor program." Moved and Seconded.

MR. SKOVGAARD proposed an amendment to Mrs. Nakian's amendment by adding the word "substantial" before the word "funding". Moved and Seconded.

MR. SKOVGAARD opposed the proposed amendment, saying in light of the history of the present Federal Administration and the monies that have been allocated to the CD Block Grant Program it is foreseeable that at some time the CD Block Grant funds could diminish to a point where Stamford's funding would be less than the amount of money being paid to the CD Director, and in such a situation, it would be a terrible problem for the City to be paying \$30,000, \$35,000 or \$45,000 to an individual, while only getting \$20,000 from the Federal Government; and this is a real possibility.

MR. DeLUCA Moved the Question. Seconded. CARRIED.

LEGISLATIVE AND RULES COMMITTEE (continued)

PRESIDENT GOLDSTEIN called for a voice vote on Mrs. Nakian's amendment. CARRIED with Mr. Skovgaard in opposition.

MRS. NAKIAN said on Page 2, Paragraph 4, an addition to the ordinance, "The services of the individual selected as Community Development Director shall be secured on the basis of an employment contract and a salary range rider hereby incorporated and made a part of this ordinance and negotiated by the Mayor on behalf of the City and subject to approval as may be required by the Charter and relevant ordinances." Moved and Seconded.

PRESIDENT GOLDSTEIN called for a voice vote. CARRIED with Mr. Skovgaard abstaining.

MR. MORRIS Moved for adoption with the amendments as approved. Seconded.

MR. SKOVGAARD said he has three very serious concerns regarding the adoption of this ordinance at this time as they are putting themselves in jeopardy by adopting an ordinance that has not been published in its final form when, in fact, the final form is a substantial, substantial amendment of that which was published. Second, it is very problematic, and we have had this problem previously with members of the Board voicing objections to taking action on items where we do not have a final copy in front of us at the time that we are voting on it, and such is the case now. And finally, Mr. Skovgaard feels the question of the right to withdraw ordinances before being finally adopted is a matter that should be fully explored, before the Board goes ahead and adopts an ordinance that may not properly be before the Board. Therefore, for that reason, Mr. Skovgaard Moved to Re-Commit this item. Seconded.

MRS. McINERNEY said she disagrees with Mr. Skovgaard, stating that the Motion should be to Waive Publication and consider for final adoption this evening, rather than re-Commit, since it was published once in its original text.

PRESIDENT GOLDSTEIN conferred with her Parliamentarian to determine if the amendments were substantive enough to require re-publication. She said Mr. Hogan said republication or a waiver is warranted. A Motion to Waive Publication would be in order, but first the Motion on the floor is the one to Re-Commit.

MRS. MAIHOCK does not feel publication should be waived as the changes are important.

MR. WIDER said there are only two months before additional workshops will be held so time is of the essence.

MR. DeLUCA Moved the Question. Seconded. CARRIED.

PRESIDENT GOLDSTEIN said the computer lost its power momentarily and would have to be set up again and there would be a brief delay before voting on the Motion to Re-Commit.

LEGISLATIVE AND RULES COMMITTEE (continued)

PRESIDENT GOLDSTEIN said the vote will be taken by Roll Call as the machine is still out-of-order.

The Motion to Re-Commit has been DEFEATED: 4 Yes, 32 No, 1 Abstention. See Roll Call tally sheet attached to these Minutes.

MRS. McINERNEY Moved to Waive Publication. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote on Mrs. McInerney's Motion to Waive Publication. The vote was inconclusive and the President called for a machine vote, stating 27 votes were required to Waive Publication. The Motion was APPROVED with 29 Yes, 8 No votes.

MR. MORRIS Moved for Final Adoption of the Ordinance as amended. Seconded.

PRESIDENT GOLDSTEIN called for a machine vote on Final Adoption. APPROVED with 31 Yes, 3 No, 1 Abstention, 2 Non-Voting.

- (2) PROPOSED RESOLUTION FOR APPROVAL OF OFF-TRACK BETTING FACILITY IN THE CITY OF STAMFORD. Letter from A. W. Oppenheimer, Exec. Dir., Connecticut Dept. of Revenue Services 2/29/84. Held in Committee 4/2 and 5/7/84.

MR. SKOVGAARD said a public hearing was held on May 29, 1984. The Committee voted 5-1 to Hold in Committee and to hold another public hearing on June 26th at 7:30 P.M. in the Main Room, for the reason that the May 29th meeting was sparsely attended to a combination of factors including somewhat of a lack of publication through the media of the hearing and a very bad night of weather.

PERSONNEL COMMITTEE

- (1) FOR PUBLICATION - PROPOSED ORDINANCE DELETING ORD. #510 AND SUBSTITUTING IN ITS STEAD NEW ORDINANCE. Submitted by Personnel Committee 5/17.

MR. JACHIMCZYK said the Personnel Committee met on Wednesday, May 30th, in the Public Works Conference Room. Committee members present were Thomas Burke, Scott Morris, John Hogan, and David Jachimczyk. Reps. DeLuca and John Boccuzzi were also in attendance. Also present were Finance Comm. Pacter, Corp. Counsel Jay Sandak, Wm. Hennessey, Thos. Barrett, H. Oefinger, MAA Pres., John Canavan, and Dr. Gofstein, and John Roman, WSTC.

Mr. Jachimczyk said Mr. Sandak advised the Committee that new language of Ord. 510 would be very workable. The Committee voted 4-0 to publish. He so Moved. Seconded.

MRS. CONTI questioned the authority over creation of new positions in the present ordinance as compared to the proposed ordinance.

PERSONNEL COMMITTEE (continued)

MR. BOCCUZZI said it was pointed out by Corporation Counsel that the old 510 over-stepped the authority of both the Board of Finance and the Personnel Commission. By Charter, they have certain rights under their jurisdiction which were in conflict with Ord. 510.

MR. BURKE said this new 510 is like shooting mosquitoes with a 12-gauge shotgun. It applies to approximately six people in the City of Stamford.

PRESIDENT GOLDSTEIN called for a voice vote on Publication of Item #1. APPROVED with 5 No votes: Reps. Conti, Santy, Signore, Guroian, and Blum.

PUBLICATION - PROPOSED ORDINANCE FOR

- (2) FOR APPROVAL ~~==REQUEST TO INCLUDE~~ POSITION OF S.H.A.P.E. DIRECTOR IN THE HEALTH DEPARTMENT AS A CONTRACTUAL AN UNCLASSIFIED POSITION. Requested by Dr. Gofstein, Health Dir. Established by Personnel Commission 12/15/83. Held in Committee 4/2/84. Defeated and Reconsidered 5/7/84. Returned to Committee 5/7/84.

MR. JACHIMCZYK said the Committee on Wednesday discussed this item, and present to speak on this matter were Health Dir. Gofstein, Health Comm. Chairman Mastrangelo, H. Oefinger, Jay Sandak. Mr. Oefinger registered an official protest, stating this violated State Law as it changed the conditions of the job. Wages, hours, and conditions of employment are subject to negotiation between the City and the bargaining unit. Corp. Counsel Sandak said creating an unclassified position by ordinance would alleviate this problem. The Committee voted 4-0 to approve publication of this ordinance. Mr. Oefinger said he had no objection to this as long as the Union would continue to represent this position.

Moved and Seconded to publish this new ordinance.

PRESIDENT GOLDSTEIN called for a voice vote to publish. CARRIED UNANIMOUSLY.

- (3) MATTER OF HIRING OF SAFETY AND TRAINING OFFICER, as per Board of Representatives' approval of Ord. #523 12/13/84 - submitted by Rep. David Blum 4/10/84. Held in Committee 5/7/84.

MR. JACHIMCZYK said this item was HELD IN COMMITTEE.

- (4) REQUEST FROM LAW DEPARTMENT FOR APPROVAL OF FUNDING TO INITIATE PROMOTION FROM SECRETARY TO SENIOR LEGAL SECRETARY, RETROACTIVE TO 5/14/84. From S09E + \$100 Longevity (\$16,214) to S12E + \$100 (\$18,031). Pursuant to Ord. 510. Position created by Personnel Dept. Requested by Jay Sandak 5/16/84.

MR. JACHIMCZYK said the Committee voted 4-0 in favor and he so Moved. Mr. Sandak's letter of 5/16/84 explains very succinctly why he requested these changes. Seconded.

PERSONNEL COMMITTEE (continued)

MRS. CONTI asked if everyone in the Law Department was being re-classified.

MR. JACHIMCZYK said yes, basically, Mr. Sandak would like to re-classify them all as Senior Legal Secretaries since they all do the same work.

MRS. CONTI asked if these were new positions.

MR. JACHIMCZYK said they have a great deal of work to do up in the Corporation Counsel's Office, and all the secretaries do the same work, same type of work.

PRESIDENT GOLDSTEIN called for a voice vote on Item #4. APPROVED with Mrs. Conti voting No.

- (5) REQUEST FROM LAW DEPARTMENT FOR APPROVAL TO FILL ANOTHER SENIOR LEGAL SECRETARY POSITION THAT BECAME VACANT DUE TO PROMOTION. EMPLOYEE TO BE HIRED WOULD GO FROM SO9E (\$16,144) to S12E (\$17,931).

MR. JACHIMCZYK said the Committee voted 4-0 in favor and so Moved. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote on Item #5. APPROVED with Mrs. Conti voting No.

- (6) RATIFICATION OF MUNICIPAL ADMINISTRATORS UNION CONTRACT AFSCME AFL/CIO - LOCAL 2657 - FOR THREE YEARS: 1982/83, 1983/84, 1984/85. Salary increases of 9% for 1982/83; 7% for 1983/84; and 5% for 1984/85. Submitted by Mayor Thom Serrani 5/16/84.

Above also referred to LABOR CONTRACTS LIAISON COMMITTEE.

MR. JACHIMCZYK said the Committee 4-0 in favor and he so Moved. Seconded.

MR. BOCCUZZI said the Labor Contracts Liaison Committee did not have a quorum, but Mr. Burke, and he sat in on the presentation, so the two members agree, but there is no official committee report due to a lack of a quorum.

MR. BLUM said he is in favor of this contract because for one time, they are getting a contract that has not gone into Binding Arbitration. The flag should be raised high for this. After examining the first, and now this the second contract of the Administrators, he would like to see future printing of contracts be in a loose-leaf type of book so that changes can be inserted as they occur from one year to another, similar to supplements such as we have in the Charter and Code of Ordinances. It is a good contract and he will vote for it.

PRESIDENT GOLDSTEIN called for a voice vote on Item #6. CARRIED with one No vote (Mrs. Conti), and one Abstention (Mrs. Maihock). The contract is ratified.

PLANNING AND ZONING COMMITTEE

- (1) REFERRAL OF ZONING BOARD'S ACTION APPROVING, AS MODIFIED, APPL. #84-003, JANE OLIVE AND PETER FISHER - TO CHANGE THE ZONE OF PROPERTY ON PACIFIC, BELDEN, MANOR, HARBOR AND RUGBY STREETS AND ELMCROFT ROAD FROM M-G to R-MF. Pursuant to Section 552.2 of the Charter. Received from Zoning Board 4/9/84. Held in Committee 5/7/84.

MR. SCHLECHTWEG said the Committee met on May 31st at 6:45 P.M. Present were Reps. Donahue, Mallozzi, White, Guroian, Wider, Jachimczyk, and Schlechtweg. He Moved #4 for Swampscott Road to the Consent Agenda.

At the open hearing approximately 13 people spoke. Of that number, seven spoke in favor and six in opposition. After listening to in-put from the City's planner and the public discussion, it was the consensus of the Committee that the Zoning Board's decision be upheld. The Committee felt that the Zoning decision was a fair compromise to both the residents and the manufacturing interests in the area. The Committee voted 6 in favor and one opposed to uphold the Zoning Board's decision, and therefore, Mr. Schlechtweg "Moved that the Zoning Board's application #84-003 of Jane Olive and Peter Fisher to change the zoning classification of property on Pacific, Belden, Manor, Harbor and Rugby Streets and Elmcroft Road from M-G to R-MF be approved." Seconded.

MR. BLUM asked what does a small industry who sits on say, Harbor or Manor, do if they want to expand, and by this action of the Zoning Board, they have become a non-conforming land use.

MR. SCHLECHTWEG said it was explained to them that that area was originally to be all one zone; ^{R-MF} instead they modified the original application to leave the residentially-zoned area as it is now, and the manufacturing as is, but it did not preclude a manufacturing facility to expand if that property adjoining it was zoned manufacturing, and that was left manufacturing if it now existed; it was pretty much left the same. Now if a business or a manufacturing concern wants to expand, it can go the process of asking for a variance on that particular parcel.

MR. MALLOZZI said he is opposing this application as approved by the Zoning Board. The original application submitted was entirely different from what is before us tonight. He is not opposed to residential zoning in this area. What is in front of the Board tonight is not consistent with the Zoning Regulations of the City than with good planning. The original application asked for a zone change from M-G to R-MF for a large area surrounded by Pacific Street, Belden, Elmcroft, and by an industrial buffer along Dyke Lane and parts of Elmcroft Road. As presented, this was a good application, consistent with the Master Plan and had a positive recommendation from the Planning Board. However, the "something" before the Board tonight was created by the Zoning Board, a mixture of conforming industrial and conforming residential uses, which is allowed in the Zoning Regulations. Previously, as a supporter of mixed-use as my vote on the Broadmoor application indicated, which was a type allowed in the Regulations, I was asked how I could support one mixed-use and not another, and my answer is that one was allowed by the Regulations and this one is not. This decision of the Zoning Board should be over-turned as it is a disservice to the City.

PLANNING AND ZONING COMMITTEE (continued)

MRS. GUROIAN said she is voting for this application. Mr. Mallozzi raised some questions which she would like to clear up. This was never meant to be the best of all decisions. It was based on two goals, one to keep industrial in the South End, and zone not to the exclusion of industrial, but since the South End is inundated with industrially-zoned areas, parts of this can be used for residential. As it stands now, you cannot have residential land use in an industrial zone. The second purpose was to create more land for residential purposes, for multi-family housing in the area.

The decision was a compromise decision because the Zoning Board tried to keep a holding position, to insure that those uses that were currently industrial in that area remained so, and allow for some future growth for the businesses now there. And then to reserve the remaining land for residential usage. The Zoning Board decision was a step in the right direction. Mrs. Guroian urges voting for the application.

PRESIDENT GOLDSTEIN called for a machine vote on Item #1 on the zoning referral. 21 votes are necessary to uphold or to defeat the Zoning Board decision. Voting Yes is to uphold the Zoning Board decision. Voting No will over-turn the Zoning Board decision. Less than 21 votes will uphold the Zoning Board. The Motion has CARRIED and the Zoning Board decision has been upheld by a vote of 24 Yes, 5 No, 8 Non-Voting.

- (2) MATTER OF FIRE DISTRICT ZONING, Submitted by Martin P. Levine, Zoning Board Chairman 3/28/84. Held in Committee 5/7/84.

MR. SCHLECHTWEG said Item #2 is being HELD IN COMMITTEE.

- (3) FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING RESIDENTIAL PARKING PERMIT PROGRAM. Submitted by Reps. Domahue, Rybnick, Conti 4/19/84. Approved for publication 5/7/84.

Above also referred to TRANSPORTATION COMMITTEE.

MR. SCHLECHTWEG said Item #3 is being HELD IN COMMITTEE.

- (4) RESOLUTION FOR ACCEPTANCE OF SWAMPSCOTT ROAD AS A CITY STREET. Submitted by residents of said street 5/16/84.

APPROVED ON CONSENT AGENDA.

- (5) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING THE SALE OF THE CITY'S INTEREST IN BRACEWOOD LANE TO RUST ASSOCIATES FOR THE SUM OF \$51,235.00. Submitted by Mayor Serrani 5/10/84. Planning Board approved 5/15/84. Contingent upon Board of Finance approval.

PLANNING AND ZONING COMMITTEE (continued)

MR. SCHLECHTWEG said the Committee^{voted} in favor with one Abstention to approve Item #5 and he so Moved, with amendments, three rather small ones.

The first amendment is in the title "in Bracewood Lane to Rust Associates (with the addition of) and its discontinuance as a public street".
Seconded.

PRESIDENT GOLDSTEIN called for a voice vote on the amendment. CARRIED.

MR. SCHLECHTWEG said the next amendment is in Paragraph 5, first sentence, bringing down the discontinuance, the approval of this sale and the street's discontinuance" is the new language. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote on the amendment. CARRIED with one in opposition, being Mr. Blum.

MR. SCHLECHTWEG said the next amendment is the addition of one paragraph at the end, to read "further, the intended use of the property will in no way interfere with the right of the utility companies or the City to have access to the property for the purpose of maintaining utilities." Seconded.

MR. SKOVGAARD asked if this is a sewer area.

MR. SCHLECHTWEG said he believed it is.

MR. SKOVGAARD said he would Move to amend the amendment to include public utilities and sanitary and storm sewers. Seconded.

MRS. SANY said her side of the aisle does not have copies of this ordinance and the proposed changes.

PRESIDENT GOLDSTEIN said copies will be made immediately for everyone.

MR. BLUM said the City has to have a right-of-way into that Bracewood Lane to get to Toilsome Brook. They have to clean that brook at times so there must be access provided. Also fire and police facilities must serve the residents there.

PRESIDENT GOLDSTEIN called for a voice vote on the amendments of Mr. Schlechtweg and Mr. Skovgaard. CARRIED.

MR. SCHLECHTWEG Moved for publication of the ordinance as amended.
Seconded.

MR. BLUM asked if the land were properly assessed and priced, or if the City could get a bit more money for it. Quite often we find that the City has been short-changed.

MR. SCHLECHTWEG said the price was established after receiving an outside appraisal. Joseph A. Cullen, a real estate appraiser, in his letter of 4/25/84 to Finance Comm. Paul Pacter gave his appraisal. The reason the price appears to be somewhat lower than it might be is that there are deed restrictions where they are unable to build on that piece of property.

PLANNING AND ZONING COMMITTEE (continued)

MR. MALLOY Moved the Question. Seconded. CARRIED, with Mrs. Guroian, Mr. Blum, and Mr. Zelinski in opposition.

PRESIDENT GOLDSTEIN called for a machine vote to publish the ordinance concerning the sale of the City's interest in Bracewood Lane to Rust Associates and its discontinuance as a public street, as amended. APPROVED, 26 Yes and 11 No votes.

MR. SCHLECHTWEG Moved for approval of Item #4 on the Consent Agenda. Seconded. CARRIED.

PUBLIC WORKS AND SEWER COMMITTEE

MR. PERILLO said his Committee met on May 28th. Present were Committee members Boccuzzi, Conti, Lyons, Malloy, Burke, Zelinski, Taranto and Perillo. Also present were Reps. DeLuca, Blum; also DWP Comm. O'Brien, Corp. Counsel Sandak, John Roman, and Mrs. Reyes, a constituent of Mr. Blum.

- (1) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING ORD. #185 WHICH AMENDED SEC. 8-14(d) (4) OF STAMFORD CODE OF ORDINANCES - "SANITARY LANDFILL OPERATIONS: FEES." Submitted by Rep. Betty Conti 1/17/84. Held in Committee 2/6/84, 3/12/84, 4/2/84 and 5/7/84.

HELD IN COMMITTEE.

- (2) PROPOSED RESOLUTION APPROVING THE TRANSFER OF JURISDICTION OF BELLTOWN SCHOOL FROM BOARD OF EDUCATION TO THE PUBLIC WORKS DEPARTMENT IN ACCORDANCE WITH PROVISIONS OF ORD. #144 OF CODE OF ORDINANCES. Submitted by Allen G. Grafton, Asst. to School Supt., 2/24/84. Held in Committee 4/2/84 and 5/7/84.

HELD IN COMMITTEE.

- (3) PROPOSED RESOLUTION APPROVING TRANSFER OF JURISDICTION OF BURDICK SCHOOL FROM BOARD OF EDUCATION TO THE PUBLIC WORKS DEPARTMENT IN ACCORDANCE WITH PROVISIONS OF ORD. #144 OF CODE OF ORDINANCES. Submitted by Allen G. Grafton, Asst. to School Supt., 2/24/84. Held in Committee 4/2 and 5/7/84.

HELD IN COMMITTEE.

- (4) PROPOSED RESOLUTION TO TRANSFER THE JURISDICTION OF 1.9 ACRES OF LAND ADJACENT TO WESTOVER SCHOOL FROM BOARD OF EDUCATION TO PUBLIC WORKS DEPT. PURSUANT TO SECTION 6-37 OF THE CODE OF ORDINANCES. This property to be used by Housing Authority to develop moderate income housing. Submitted by Wm. R. Papallo, School Supt., 4/27/84.

PUBLIC WORKS AND SEWER COMMITTEE

PRESIDENT GOLDSTEIN said she would like the record to note that several members are leaving. Mrs. Taranto-McGrath has left and there are 36 members present.

MR. PERILLO said the Committee voted 4 in favor, 2 against, one Abstention, and he so Moved. There is one amendment in the fifth paragraph, to delete "the Stamford Board of Education" and in its place, substitute "City of Stamford Public Works Department", and he so Moved. Seconded.

PRESIDENT GOLDSTEIN called for a voice vote on the amendment proposed by Mr. Perillo. CARRIED.

MR. PERILLO then Moved for final approval as amended. Seconded.

MRS. CONTI is opposed to this transfer at this time and feels that this land should be considered, along with any other property owned by the City, for the site for the new City Hall Complex, thus keeping the cost down as much as possible.

PRESIDENT GOLDSTEIN said Mrs. Signore and Mrs. Santy have left the meeting and there are now 34 members present.

MR. WHITE said he agrees with Mrs. Conti against the Board of Education transferring this property. He feels the whole question of the school system is in flux and no one knows where school population will be going, and it is possible in the future to have to buy back this acreage or some sort of similar acreage, which would cost much more money. Also, speaking of a moderate-income housing project, he questions if that belongs next to a school, since it would be a crowded situation where problems may develop. The problem of housing itself has to be looked at, also, as he does not approve of the way it is going.

MRS. MAIHOCK asked what density of housing is contemplated here.

MR. PERILLO said moderate. 44 units.

MRS. MAIHOCK agrees with Mr. White. There is so little open space and in the future we may well need area to expand. She does not feel such a housing development is right for this area.

MR. WIDER said they have had all the contractors and developers at various meetings and the one common roadblock is that housing cannot be built in Stamford without subsidies. There is no use looking for schools when you don't have any place for people to live to make babies. He is upset by people speaking against housing. They live in a house and don't care whether other people have a place in which to live or not.

MR. DUDLEY said he has to agree somewhat with Mr. Wider. The downtown area is just about saturated. This is a prime opportunity to start elsewhere. 44 units of housing is not much but it certainly is a start.

PUBLIC WORKS AND SEWER COMMITTEE (continued)

MRS. MAIHOCK made a Point of Personal Privilege, stating that Mr. Wider's remarks were very inappropriate. She does not believe that the sentiment is what he expressed.

MS. RINALDI Moved the Question. Seconded. CARRIED.

PRESIDENT GOLDSTEIN called for a machine vote on Item #4. APPROVED with 21 Yes votes, 9 No votes, 4 Non-Voting.

- (5) THE MATTER OF ATTEMPTING TO EQUALIZE THE TREATMENT OF CITIZENS OF THE CITY OF STAMFORD WITH REGARD TO GARBAGE COLLECTION. Per letter from Jay Sandak, Corp. Counsel, 5/13/84.

MR. PERILLO said that because of possible conflict-of-interest, the report on Item #5 would be made by Vice-Chairman Taranto. Mr. Perillo asked that the record show he has left the floor.

MR. TARANTO said Item #5 was HELD IN COMMITTEE as they have asked Mr. O'Brien to provide the Committee with some comparison figures on the garbage pick-up, whether to have City pick-up or private.

- (6) MATTER OF SEVERE DRAINAGE PROBLEM CAUSED BY WATER DRAINING FROM LINDALE STREET ONTO 54 UNDERHILL STREET, PROPERTY OF GILBERT AND ANA REYES. Submitted by Rep. David Blum, 12th Dist., 4/10/84.

MR. PERILLO said the Committee met at length on this issue. They felt sympathetic towards Ms. Reyes problem, which is a common one throughout the City. DPW Comm. O'Brien said it would cost some \$25,000 to correct the problem. Mr. Burke made a Motion to have the DPW Commissioner to start proceedings through proper channels to appropriate money needed to correct the condition, and the Committee agreed. They will now wait for the DPW Commissioner to move on this.

HEALTH AND PROTECTION COMMITTEE

- (1) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING ORD. #206 REGARDING FIRE ALARM SYSTEM. Submitted by H.C.Oefinger, Communications Dir., 1/18/84. Held in Committee 3/12 & 4/2/84. Approved for publications 5/7/84.

MS. RINALDI said the Committee met on Thursday, May 31st, at 7:00 P.M. A public hearing was held at that time. Present were: Reps. Morris, Powers, Burke, Rinaldi, Nakian; also Asst. Fire Chief Jack Selmer, Fire Marshals Brian Adams, Jim Colohan, and Steve Heilner. Item #1 is being HELD IN COMMITTEE.

HEALTH AND PROTECTION COMMITTEE (continued)

- (2) FOR PUBLICATION - PROPOSED ORDINANCE REGARDING RETAIL FOOD STORE SANITATION. Submitted by Dr. Ralph M. Gofstein, Director, Health Department 5/4/84.

HELD IN COMMITTEE.

PARKS AND RECREATION COMMITTEE

MR. DeLUCA said the Parks and Recreation Committee met on Tuesday, May 29th, at 7:30 P.M. in the Republican Caucus Room. Attendees were Bobbie Owens, Robert Skovgaard, Brien Malloy and Gabe DeLuca, and voted to place Items 1, 2, 3, on the Consent Agenda and he so Moved.

- (1) REQUEST FOR PERMIT FOR ANNUAL FEAST OF ST. TEODORO MARTIRE TO BE HELD ON AUGUST 23, 24, 25, 26, 27, 1984, at 107 WEST AVENUE; FOR ILLUMINATION, MUSIC AND PROCESSION. Requested by Anthony Melchionne, St. Teodoro Society, 20 Robert Court, Stamford, 06902, 5/3/84.

APPROVED ON CONSENT AGENDA.

- (2) REQUEST TO HANG BANNER ON SUMMER STREET FROM SEPT. 23 thru OCT. 6th (second choice Sept. 30-Oct. 6) TO PUBLICIZE HARVEST JAMBOREE SCHOOL FAIR sponsored by Stamford Catholic Regional School. Requested by Mrs. Chris Forbes, Publ. Chmn., 184 Woodbury Ave., Stamford 06907, 5/7/84.

APPROVED ON CONSENT AGENDA.

- (3) REQUEST FOR BLOCK PARTY ON FAIRMONT AVE. ON JUNE 23, 1984 from 3:00 P.M. to 7:00 P.M. (rain date June 24th) for residents only and no vendors or rides. Requested by Ms. Laurie Carriero, 51 Fairmont Ave., Stamford, 06906, 5/15/84.

APPROVED ON CONSENT AGENDA.

MR. DeLUCA Moved for approval of Items #1, 2, 3, on Consent. Seconded. CARRIED.

MR. DeLUCA said he received an item in the mail today that he would like to bring to the attention of the Board. The new Holiday Inn would like to have a helicopter, on Friday, June 8th, drop off 5,000 \$1 bills which are redeemable for \$10 of services. He does not feel this should be approved, as it is too dangerous.

EDUCATION, WELFARE AND GOVERNMENT COMMITTEE

- (1) MATTER OF BI-MONTHLY REPORT FROM SMITH HOUSE SNF. REPORT IS REQUIRED PER THE APPROVAL OF THE CONSOLIDATION OF FUNDS AT THE MONTHLY MEETING OF THE 17th BOARD OF REPRESENTATIVES ON 10/11/83. Referred for further examination at 1/9/84 Board meeting. Reports made 2/4, 3/12 and 4/2/84. Held in Committee 5/7/84.

MRS. NAKIAN said the Committee met on Tuesday, May 22nd, at 7:30 P.M. in the Republican Caucus Room. Present were Reps. Powers, Rinaldi and Nakian, members of the Press; Paul DeFino on Item #1; and Ernie Wilhoit on #2.

On Item #1, the current status of the renovation project: When Mr. DeFino came in, the project was at a standstill. Since then, Rep. Powers who contacted State Rep. Paul Esposito, who in turn contacted Comm. Heinz of the Dept. of Income Maintenance, set up a meeting for June 12th to reconsider the State's denial of the 100% capacity rate, so there is hope that will be over-turned. There will also be a hearing on June 26th on a Certificate of Need in Hartford. A decision was promised for July 2nd or soon thereafter, so it will make the July 12th deadline that the construction company is holding on the renovation project. The 3-month extension will hold the bid price until that date. The Mayor is holding an Additional Appropriation request for \$350,000, awaiting on the decision on the Certificate of Need, and will have to be passed by both Boards by July 12th. If all this is completed by July 12th, the construction project and bid is secure and work can begin. Once the bid is signed, it would take 4 to 5 months of ordering and receiving materials, and another 4 to 5 months of work, which would have a target date of next May to have air conditioning in the Smith House.

- (2) SENSE-OF-THE-BOARD RESOLUTION AND PRESENTATION OF A PROPOSAL FOR A TEEN LIFE CENTER IN STAMFORD.
Submitted by Rep. Maria Nakian 5/10/84.

MRS. NAKIAN said a proposal for a teen life center was made by Mr. Bernie Wilhoit, a Stamford resident. There is one in Greensboro, N.C. Mr. Wilhoit was told he could get moral support from the City and should contact the Mayor. The Committee voted 3-0 to submit a resolution to the Board tonight supporting this Teen Center, and she Moved for approval. Seconded.

MS. SUMMERVILLE asked how this would be funded.

MRS. NAKIAN said he is hoping to get funding from the various corporations plus private donations. No support from the City. He plans to charge \$2.50 per teenage who attends. There would be volunteers and a paid staff.

MS. SUMMERVILLE said this Sense-of-the-Board Resolution probably should be amended to make it clear that there will be no coming to this Board for funding in the future. We have seen so many so-called volunteer groups or agencies come before us, and then in a few years, end up in the City budget. She said by her supporting this resolution, she does not want her constituents getting any idea that she is supporting any additions to the tax now or later.

EDUCATION, WELFARE AND GOVERNMENT COMMITTEE (continued)

MRS. NAKIAN said she was going to say in her report that it in no way commits the City to fiscal support or a commitment to turn over any City property to them. If you want that written into the resolution, that is something else again, but the intent in writing the resolution was to specifically not include those things.

MS. MAIHOCK asked if there would be additional police required to attend this facility and how does Mr. Wilhoit intend to fulfill that.

MRS. NAKIAN said she believed in their statement, they said they would use off-duty police officers, but that would come out of the operational expenses of the center.

MRS. CONTI agreed that Ms. Summerville is absolutely right in that we have seen so many volunteer projects turn into City-funded projects, with paid staff, time and time again. This must be avoided in the future, and while this Center idea is good, she cannot support it as she feels certain it will end up asking the City for funding or other assets.

PRESIDENT GOLDSTEIN called for a voice vote on Item #2. CARRIED with Mrs. Conti in opposition, and Mrs. Maihock and Mrs. Vos Abstaining.

HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

- (1) THE MATTER OF PROGRAM SPECIALIST IN COMMUNITY DEVELOPMENT PROGRAM.
Requested by Maria K. Michaels, 180 Rosebrook Drive, Stratford 06497,
5/9/84.

MR. WIDER said his Committee met on May 29th in the Mayor's Conference Room. Present were the Media, Elizabeth Johnson from SCDP, Maria K. Michaels, SNPP, Mary Lou Rinaldi, Richard Gitlin, SCDP, Anne Sadowsky, Grants Office, Ellen Isidro, Mayor's Exec. Aide, Mr. Biebel from the Planning Dept., Barbara Andrews from National Church Residence of Stamford, David Blum, Annie M. Summerville, David Jachimczyk, Margot Wormser, Lathon Wider.

Item #1 was discussed and Mrs. Michaels was referred to the various steps that she had open to her to take care of her grievance. This will go off the Agenda.

- (2) MATTER OF SHELTER FOR THE HOMELESS AT RICE SCHOOL. Submitted by
Ellen Isidro, Mayor's Executive Aide, 5/15/84.

MR. WIDER said this was discussed although it was improperly before this Committee, who voted to approve the concept, but they cannot do anything with it until they have gone through the planning stages. It is being HELD IN COMMITTEE for the time being.

HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE (continued)

- (3) PROPOSED RESOLUTION TO APPROVE HOUSING SITE DEVELOPMENT AGENCY (HSDA) SITE ACQUISITION AND DEVELOPMENT WRITE-DOWN: NATIONAL CHURCH RESIDENCE: 77 UNITS OF SENIOR CITIZEN HOUSING AT 469 SHIPPAN AVENUE. Submitted by Mayor Thom Serrani 5/14/84.

MR. WIDER said his Committee voted 4-0 for approval and he so Moved. Seconded.

MR. WHITE said he is not opposed to senior citizen housing, and he is not even opposed to senior citizen housing in Shippan, but he is opposed to this type of senior citizen housing and he is opposed to this type of housing in Shippan, and you are going to get both. High-rise housing is not really desired housing for seniors. It is not really very good housing for public housing, and this has been attested to by numbers of sociologists and urbanologists for the past ten years now; in fact even HEW and HUD has withdrawn its endorsement as such. We are becoming the Manhattan of Fairfield County. If you want to live in Manhattan, it is only 30 miles away, go live there. The best thing about Manhattan is that it is 30 miles away, as far as Mr. White is concerned.

He said we are not obligated to house the world, and Stamford is not the Hong Kong of the Northeast. He said this is a national problem and it is not going to be solved until we get national legislation which enables states and cities, along with the Federal Government, to dovetail their programs and solve this problem. He would like to see low-rise garden-type apartments. This resolution should be rejected and sent to the Zoning Board to change the zoning. We don't need this knee-jerking action which appeals to idealism.

MS. SUMMERVILLE said she respects Mr. White's opinions; she does not agree with his assumptions. Reality tells us that we cannot feasibly do that which he suggests. Reality tells us that we cannot actually expect the Land Use boards to pass regulations such as those he desires and that developers will be found who can and will comply. It just is not in the books in this day and time. Some people say let us take Cummings Beach and use it for the type of housing Mr. White suggests, but it will just not happen.

Reality is seniors asking for housing that they can afford, comfortably, on their own. They are not saying give me garden-type housing or any special type of housing. Their pleas are for affordable, comfortable housing in which to live out their days. Their years are limited; they are going to be with us for just so long; let us provide for them what we can at this time and continue to try to do something better in the future. In Shippan, your choices are limited to Cummings Beach or the City Dump. Let us vote reality tonight. This is a fine proposal and this Committee commends it highly.

MS. RINALDI Moved the Question. Seconded. CARRIED.

PRESIDENT GOLDSTEIN called for a machine vote on Item #3. CARRIED with 27 Yes votes, 4 No votes, and 3 Non-Voting.

HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE (continued)

- (4) PROPOSED RESOLUTION TO DESIGNATE THE SOUTHWESTERN CONNECTICUT AGENCY ON AGING, INC. TO ADMINISTER AN ACCESSORY APARTMENT LOAN PROGRAM IN STAMFORD. Submitted by Harry Selin, Chairman, Commission on Aging 4/19.

MR. WIDER Moved for approval of Item #4. Seconded.

MR. WHITE said until our entire zoning apparatus is straightened out, an Accessory Apartment Program in Stamford would just be a disaster piled upon another disaster. You've got disaster zoning, disaster zoning apparatus, disaster zoning enforcement, so now pile this on, too, and have accessory apartments where you won't have any zone left at all.

Accessory apartments sound very good and in such well-run communities such as Darien or New Canaan or Greenwich where they enforce their zoning very carefully and know what they're doing, then such a program has real validity. In Stamford, at this time, it has no validity. It is premature.

MRS. CONTI agrees with Mr. White. The resolution itself is contradictory. The third paragraph states that a program to rehabilitate single-family homes and provide accessory apartments.... The very next paragraph says it must comply with all local building and zoning ordinances. This is not permitted in our zoning regulations.

Perhaps it would work in a community like Wilton or Weston where you have acreage. The applicants must be 60 years or older. What happens when that owner passes away, then you have a two-family house in a one-family zone. She will vote against this.

MRS. MAIHOCK concurs completely with Mr. White's and Mrs. Conti's sentiments. This could be very detrimental to upholding zoning standards in our City. It could erode our quality of life by encouraging the dissolution of single-family zoning in our City and she thinks that would be very unfortunate.

MRS. GUROIAN Moved the Question. Seconded. CARRIED with 3 in opposition.

PRESIDENT GOLDSTEIN called for a machine vote on Item #4. DEFEATED with 9 Yes votes, 23 No votes, 1 Abstention, and 1 Non-Voting.

MR. WIDER said that completed his report, but he feels badly that he was not given the opportunity to defend the proposal that he presented to the Board.

URBAN RENEWAL COMMITTEE

MR. MALLOZZI said he has no report.

ENVIRONMENTAL PROTECTION COMMITTEE

- (1) REPORT ON THE CONDITION OF COVE POND. Submitted by Reps. Donahue and Powers 4/19/84. Held in Committee 5/7/84.

MRS. MAIHOCK said her Committee met May 14, 1984 in the Main Room at which the problem of summer odors from Holly Pond were discussed. Present were Audrey Maihock, Terrence Martin, Dennis White (for part of the meeting). Reps. Donahue and Powers, who submitted the request, were present; as well as Mr. Rybnick and a number of the constituents of Mr. Donahue and Mrs. Powers were also present. Invited and also attending were Mark Lubbers, Paul Kuczo, Dr. LaRoque, Paul Esposito and Robert Cook. 5,200 signatures were submitted to the Committee to urge attention to Holly Pond. These will be forwarded to Mayor Thom Serrani after this meeting.

Paul Kuczo gave a very comprehensive, historical prospective of Holly Pond's problem. Five recommendations were made by the Board of Representatives around the year 1967 to improve Holly Pond. All were ignored. Mr. Kuczo feels it is a disgrace that this neglect has continued to the present. Dr. LaRoque gave a report on the silting problem which has been considerable. It has been rising one inch per year, and he fears that by 1999, Holly Pond will have been filled up. Mark Lubbers gave a report also on the sedimentation, as well as the effect to determine what chemicals, if any, might be contained in this sedimentation; and also the condition of the Pond and the gates. Mr. Cook, Parks Supt., stressed that it is important that we address the problem of Holly Pond, for in the long range there will be growing pressure to provide more and more recreation along our shore line. State Rep. Paul Esposito advised that the Legislature is promoting a pilot project to give an amount of \$15,000 to a community, and Stamford was considering applying for this. Today, Mark Lubbers advised that he has received a letter from the State that officially it designates Holly Pond as a pilot project, eligible for \$15,000, requiring matching contributions from Darien and Stamford, and possibly an amount, in addition, estimated at about \$5,000, may also be required.

A contract has also been drawn for a firm to do a bathymetry, which means an underwater survey of what the bottom of Holly Pond looks like. They have never really investigated what type of sedimentation there is there, and they are very reluctant to release this into the Sound until they are sure what is there. This particular contract has been approved by Corporation Counsel. The Mayor must now sign it. Mayor Serrani has expressed interest in this project and we are very appreciative of his support. The Public Works Departments of Darien and Stamford are considering a draft document to share costs for Holly Pond. It is hoped that this will once again make the gates operational. It has been unconscionable, as Mr. Kuczo indicated, for such neglect to have taken place in Holly Pond. Our shoreline is one of the most important recreational resources we have in our City and it adds immeasurably to the quality of life of our residents. It is hoped that this Board will be supportive of any efforts to help restore Holly Pond.

TRANSPORTATION COMMITTEE

No Report.

SPECIAL COMMITTEESHOUSE COMMITTEE

MR. RYBNICK: No Report.

CHARTER REVISION and ORDINANCE COMMITTEE

MRS. McINERNEY: No Report.

COLISEUM AUTHORITY LIAISON COMMITTEE

MR. HOGAN said the Committee met on May 24th to take up the two items on the Agenda. Present were Mr. Pacter, Mrs. Sandra Gilbane. He Moved Item #1 for publication. The purpose of this amendment is to stagger the terms of the Advisory Panel members. Seconded by Mr. Wider.

- (1) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING ORD. #480 CONCERNING THE CREATION OF A COLISEUM AUTHORITY. AMEND AS FOLLOWS: Submitted by Rep. DeLuca 3/26/84. Held in Committee 5/7/84.

Section 2-b Advisory Panel

Presently reads:"The Commissioner of Finance shall be assisted in the discharge of the duties by an Advisory Panel of nine (9) members, who shall be appointed by the Mayor and approved by the Board of Representatives for a two-year period, and who shall serve without compensation."

Delete: "For a two-year period."

ADD: "Five (5) members shall be appointed for three-year terms; and four (4) members shall be appointed for two-year terms."

MR. HOGAN said at the present time the appointments all expire at the same time, which means that every two years, the entire panel would change and there would be lack of continuity. This fact was not taken notice of at the time the ordinance and its first amendment were passed.

Mr. DeLuca submitted the proposed amendment on this Agenda to delete the present language and substitute 4 and 5 members as noted. They discussed this further with Mr. DeLuca and Mr. Pacter. All of the members have a copy of the Resolution now under consideration, which provides, briefly, that of the nine members whose appointments are effective 7/1/84, three shall be appointed for one year; three for a term of two years; and three for a term of three years. Thereafter, all appointments shall be for a term of three years. This would provide the desired continuity necessary on the Advisory Panel. Moved and Seconded.

MRS. CONTI asked what was the current life span of the ordinance, stating it had originally been two years.

MR. HOGAN said June 30, 1998.

COLISEUM AUTHORITY LIAISON COMMITTEE (continued)

PRESIDENT GOLDSTEIN called for a vote on the publication of the ordinance amending Ord. #480 concerning the Creation of a Coliseum Authority, but are voting on publishing the ordinance on the members' desks rather than the one on the Agenda. Voice vote CARRIED UNANIMOUSLY.

- (2) REPORT ON STATUS OF THE COLISEUM AUTHORITY REGARDING PROJECT AND PROJECTED REVENUES. Request by Rep. S. Goldstein 4/12/84. Held in Committee 5/7/84.

MR. HOGAN said Mr. Pacter discussed this matter at length with the Committee and everyone has received a comprehensive report on the status of the projected revenues for the Commission for this past year and for the coming year.

LABOR CONTRACT LIAISON COMMITTEE

No Report.

RESOLUTIONS

- (1) SENSE-OF-THE-BOARD RESOLUTION HONORING MONSIGNOR JOSEPH A. HEFFERNAN ON OCCASION OF HIS RETIREMENT AFTER FIFTY YEARS IN THE PRIESTHOOD.
Submitted by Reps. Santy and Signore 5/16/84.

Moved and Seconded. CARRIED UNANIMOUSLY voice vote.

- (2) PROPOSED RESOLUTION CHANGING DATE OF REGULAR MONTHLY MEETING FROM JULY 2, 1984 to JULY 9, 1984. Submitted by Pres. S. Goldstein 5/21/84.

Moved and Seconded. CARRIED UNANIMOUSLY voice vote.

REQUEST TO SUSPEND RULES TO CONSIDER AN ITEM NOT ON THE AGENDA:

MR. ZELINSKI Moved to Suspend the Rules to consider a Sense-of-the-Board Resolution not on the Agenda. Seconded. The title of the proposed Resolution is "concerning the tenants residing in the Woodside Village Apartments", and a corrected resolution was given to the members tonight.

PRESIDENT GOLDSTEIN called for a machine vote on Suspending the Rules. DEFEATED with 19 Yes, 10 No, 2 Abstentions, and 3 Non-Voting. 23 votes are necessary, 2/3.

PETITIONS

None.

ACCEPTANCE OF THE MINUTES

May 7, 1984 REGULAR BOARD MEETING MINUTES:

Moved, Seconded, APPROVED UNANIMOUSLY voice vote; no changes.

May 8, 1984 SPECIAL BUDGET (F/Y 1984/1985) MEETING MINUTES:

Moved, Seconded, APPROVED UNANIMOUSLY voice vote; no changes.

COMMUNICATIONS FROM OTHER BOARDS and INDIVIDUALS

None.

NEW BUSINESS

None.

OLD BUSINESS

MR. DUDLEY asked what was the status of the re-codification of the Code of Ordinances; and his other question was whether they had received an answer to their challenge yet.

PRESIDENT GOLDSTEIN said the Committee is working on the recodification.

MRS. MAIHOCK suggested the Board extend their warm wishes and sincere congratulations to Mr. Terrence Martin, who will be married on June 16, 1984.

ADJOURNMENT

There being no further business to come before the Board, upon Motion duly made and Seconded, and CARRIED, the meeting was adjourned at 11:10 P.M.

By Helen M. McEvoy
Helen M. McEvoy, Administrative Assistant
(and Recording Secretary)

APPROVED:

SG:HM

Encls.

Sandra Goldstein
Sandra Goldstein, President
18th Board of Representatives