

MINUTES OF REGULAR BOARD MEETING

MONDAY, JANUARY 12, 1987

19TH BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

A regular monthly meeting of the 19th Board of Representatives of the City of Stamford was held on MONDAY, JANUARY 12, 1987, 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 8:35 p.m. by President Sandra Goldstein, after both political parties had met in caucus.

INVOCATION was given by the Rev. Father Robert Gahler of the Trinity Episcopal Church, 20 Brookdale Road, Stamford, Connecticut.

"Let us pray first for this City of Stamford and then for those in need.

"Heavenly, Father, in your word, You have given us a vision of that Holy City to which the nations of the world bring their glory. Behold and visit we pray the cities of the earth, particularly, this City of Stamford. Renew the ties of mutual regard which form our civic life. Send us honest and able leaders, enable us to eliminate poverty, prejudice, and oppression; that peace may prevail with righteousness and justice with order, and that men and women of different cultures and with differing talents may find with one another the fulfillment of their mutual humanity. Amen."

"And let us pray for those in need. Almighty and merciful God, we remember before You, all poor and neglected persons and it would be easy for us to forget the homeless and the destitute, the old and the sick, and all who have none to care for them. Help us to heal those who are broken in body or spirit, and to turn their sorrow into joy. And, this evening, may the blessing of God, Almighty, be upon you in your deliberations, both now and in the months to come. Amen."

PLEDGE OF ALLEGIANCE TO THE FLAG was led by President Sandra Goldstein.

ROLL CALL was taken by Clerk of the Board Annie M. Summerville. There were 31 present and 9 absent. Absent were George Jepsen, Jeanne-Lois Santy (excused), James Rubino (excused), Barbara McInerney (excused), James Toohar (excused), Katie Glover (excused), James Dudley (excused), David Blum (excused) and David Jachimczyk. (Mr. Jachimczyk arrived later)

The Chair declared a Quorum.

MACHINE TEST VOTE: The machine was found to be in good working order after test votes were taken by the President.

MOMENTS OF SILENCE:

MR. MORRIS said it was with a great deal of sadness and tremendous sorrow that he must respectfully request a Moment of Silence for the late LEONARD J. D'AGOSTINO who resided on Woodbrook Drive and whose untimely passing occurred on Friday, January 9, 1987. On behalf of the Board of Representatives, Rep. Morris extended his deepest sympathies to Mr. D'Agostino's daughters, Marion, Frances, Diana, and Gloria, his son, Leonard, Jr., his brother, Carmine, who serves on the Democratic City Committee from the 17th Municipal District and his four grandchildren.

MR. LIVINGSTON requested a Moment of Silence for the late DR. MARTIN LUTHER KING. Mr. Livingston stated that we should recognize ourselves that on behalf of our efforts, those who were here during those days, the City of Stamford led not only the State, but because of our action, and the action the State eventually took, it led to a national holiday for a modern-day hero whose main goal in all of his pursuits was that all Americans should have the privileges and rights of the American dream.

RESIGNATION OF 3RD DISTRICT REPRESENTATIVE GEORGE JEPSEN

PRESIDENT GOLDSTEIN said that pursuant to Section 201 of the Charter, the first order of business this evening would be to replace a resignation that is before the Board. On December 16th, she received the following letter:

"Please accept my resignation as 3rd District Representative to Stamford's Board of Representatives effective the January Board Meeting.

"As a State Representative in the next two years, I cannot hope to adequately represent two different constituencies. I have greatly enjoyed my year on the Board of Representatives and look forward to working with you, the Board and Stamford's City Government as a State Representative. Signed George Jepsen"

PRESIDENT GOLDSTEIN said that it was with regret on one hand, but happiness for his election to higher office on the other hand, that she accepted Mr. Jepsen's resignation and wished him, on behalf of the Board, very successful and very productive years as a State Representative.

Nominations were open to replace Mr. Jepsen in the 3rd District.

MR. WIDER said that in keeping with the tradition of the Board, it was his privilege and pleasure to nominate MR. VICTOR BIANCARDI, JR. of Shippan Avenue. Mr. Wider said that Mr. Biancardi is a young man, and has exercised his talents and will in the Wardwell section of the 3rd District. Mr. Wider stated that he very much needed this as he lives quite a way from there. Mr. Wider said that there were few young people who want to come into politics. Mr. Wider said that it was with great pleasure for him to nominate Mr. Victor Biancardi. Moved. Seconded.

ELECTION OF NEW MEMBER TO FILL 3rd DISTRICT VACANCY:

PRESIDENT GOLDSTEIN asked if there were any other nominations.

MR. LYONS Moved that nominations be closed. Seconded. Carried.

PRESIDENT GOLDSTEIN asked the Majority Leader to cast one ballot for Mr. Biancardi.

MAJORITY LEADER JOHN BOCCUZZI cast one ballot on behalf of the Board to confirm Victor Biancardi as the Representative for the 3rd District.

PRESIDENT GOLDSTEIN administered the Oath of Office to Victor Biancardi, Jr., who thereupon took his seat on the floor of the Board.

STEERING COMMITTEE REPORT

STEERING COMMITTEE - Chairwoman Sandra Goldstein

MR. BOCCUZZI Moved to waive the reading of the Steering Committee Report. Seconded. Carried, voice vote.

STEERING COMMITTEE REPORT

The Steering Committee met on Wednesday, December 17, 1986, in Conference Room II, Board of Education Building on Hillandale Avenue. The meeting was called to order at 7:40 p.m. by Chairwoman Sandra Goldstein who declared a Quorum.

PRESENT AT THE MEETING:

Sandra Goldstein, Chairwoman	Claire Fishman	David Martin
John Boccuzzi	Thomas Burke	Audrey Maihock
Scott Morris	Annie Summerville	Richard Robinson
Lathon Wider	Maria Nakian	Sandra Schlachtmeyer
Thomas Pia	W. Dennis White	John Roman, WSTC
Mildred Perillo	James Dudley	Steve Crabill, Advocate
Ruth Powers	Richard Lyons	Anne Kachaluba

1. APPOINTMENTS COMMITTEE

Ordered on the Agenda was the one item on the Tentative Steering Agenda. Ordered on the Agenda after the proper Motions were made, Seconded and Carried, were seven names: Sarah Chapman and Roxana Kelly for Commission on Aging; Gordon Micunis and Vivien K. White for Coliseum Authority; Manuel A. Bataguas for Planning Board - Alternate; Theophilus Blackshear for Planning Board and Cyrus Carlton, Golf Authority.

2. FISCAL COMMITTEE

Ordered on the Agenda were the 11 items appearing on the Tentative Steering Agenda. Also ordered on the Agenda were the two items appearing on the Addenda; Resolution for Health Education/Risk Reduction and resolution for preliminary application for state school construction grants for Board of Education.

5. MINUTES OF REGULAR BOARD MEETING - MONDAY, JANUARY 12, 1987 5.

STEERING COMMITTEE REPORT (continued)

3. LEGISLATIVE AND RULES COMMITTEE

Ordered on the Agenda were the two items appearing on the Tentative Steering Agenda.

4. PERSONNEL COMMITTEE

No items appeared on the Tentative Steering Agenda.

5. PLANNING AND ZONING COMMITTEE

Ordered on the Agenda were the six items appearing on the Tentative Steering Agenda.

6. PUBLIC WORKS AND SEWER COMMITTEE

Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

7. HEALTH AND PROTECTION COMMITTEE

Ordered on the Agenda were the three items appearing on the Tentative Steering Agenda.

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8. PARKS AND RECREATION COMMITTEE

Ordered on the Agenda were the six items appearing on the Tentative Steering Agenda. Also, one item that appeared on the Addenda; Discussion on the Sterling Barn Theatre.

9. EDUCATION, WELFARE AND GOVERNMENT COMMITTEE

No items appeared on the Tentative Steering Agenda. Ordered on the Agenda was one item appearing on the Addenda; Update on issues and problems of the homeless.

10. HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

11. URBAN RENEWAL COMMITTEE

No items appeared on the Tentative Steering Agenda.

12. ENVIRONMENTAL PROTECTION COMMITTEE

No items appeared on the Tentative Steering Agenda.

13. TRANSPORTATION COMMITTEE

No items appeared on the Tentative Steering Agenda.

STEERING COMMITTEE REPORT (continued)

14. LABOR CONTRACTS LIAISON COMMITTEE

No items appeared on the Tentative Steering Agenda.

15. HOUSE COMMITTEE

No items appeared on the Tentative Steering Agenda.

16. COLISEUM AUTHORITY LIAISON COMMITTEE

Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

17. CHARTER REVISION COMMITTEE

No items appeared on the Tentative Steering Agenda. After the proper motion was made, Seconded and Carried, ordered on the Agenda was an item calling for a Status Report on the 14th Charter Revision Commission.

18. SPECIAL COMMITTEE TO ASSESS PRIORITY ISSUES

No items appeared on the Tentative Steering Agenda.

19. RESOLUTIONS

No items appeared on the Tentative Steering Agenda.

ADJOURNMENT

There being no further business to come before the Steering Committee, upon a motion made, Seconded and Approved, the meeting was adjourned at 8:25 p.m.

SG:ak

SANDRA GOLDSTEIN, CHAIRWOMAN  
STEERING COMMITTEE

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APPOINTMENTS COMMITTEE - Mildred Perillo, Chairwoman

MRS. PERILLO said her Committee met January 6, 1987, 7:00 p.m. at Hillandale Avenue. Present were Millie Perillo, John Boccuzzi, Nick Pavia, Tom Burke, Ann Summerville, Pat McGrath and Ruth Powers. Absent were David Blum, Tom Clear, and Stan Esposito. Also present was Rep. Scott Morris.

MRS. PERILLO Moved to the Consent Agenda items #1, 2, 3, 4, 5, and 8.

BOARD OF ETHICS

TERM EXPIRES

- |                                    |               |         |
|------------------------------------|---------------|---------|
| 1. <u>MR. ATHANASIOS LOTER (R)</u> | Reappointment | 6/30/91 |
| 220 High Clear Drive               |               |         |

APPROVED ON CONSENT AGENDA.

APPOINTMENTS COMMITTEE (continued)

COMMISSION ON AGING

TERM EXPIRES

2. MS. SARAH CHAPMAN (D) Replacing Mia Holthausen 12/1/89  
1111 Rockrimmon Road who resigned.

APPROVED ON CONSENT AGENDA.

COMMISSION ON AGING

3. MS. ROXANA KELLY (D) Replacing J. Weintraub 12/1/88  
6 Avon Lane whose term expired.

APPROVED ON CONSENT AGENDA.

COLISEUM AUTHORITY

4. MR. GORDON MICUNIS (D) Reappointment 7/14/89  
1 Rogers Road

APPROVED ON CONSENT AGENDA.

COLISEUM AUTHORITY

5. MS. VIVIEN K. WHITE (D) Reappointment 7/14/89  
121 Four Brooks Road

APPROVED ON CONSENT AGENDA.

PLANNING BOARD - ALTERNATE

6. MR. MANUEL A. BATAGUAS (R) Replacing J. Ordway 12/1/91  
126 Myrtle Avenue, Unit #11 whose term expired.

MRS. PERILLO said that Mr. Bataguas has been a resident of the City for 12 years. He has attended the Planning Board meetings for the past year; every meeting the Planning Board had. Mr. Bataguas works for the Bank of Stamford in the loan department; personal loans, for cars and vacations. Mr. Bataguas sent Mrs. Perillo a letter giving up his position with the Homeowners' Condominium Association that he belonged to. Also, a letter revoking his real estate license while he is serving on the Planning Board so there is no conflict-of-interest. Mrs. Perillo said that Mr. Bataguas is well-qualified, knew what the Planning Board is all about and Moved for his appointment. Seconded.

MR. SIGNORE stated that the Republicans were proud to have Mr. Bataguas as a member of the Planning Board. Mr. Signore stated that it was a great sacrifice to give up a real estate license and Mr. Bataguas was willing to do that, and that Mr. Bataguas will lend quite a bit to the Planning Board. Mr. Signore also said that the Republicans were proud of the other Republican appointments; they are well qualified. Mr. Signore said that although the Republicans are small in number on this Board, those serving other Boards and Commissions do an excellent job.

MRS. PERILLO added that Mr. Bataguas has never used his real estate license.

APPOINTMENTS COMMITTEE (continued)

PRESIDENT GOLDSTEIN called for a voice vote on the appointment of Mr. Manual Bataguas to the Planning Board Alternate. CARRIED with one no vote, Dennis White.

PLANNING BOARD

TERM EXPIRES

7. MR. THEOPHILUS BLACKSHEAR (R) Reappointment 12/1/90  
12 Green Street

MRS. PERILLO said that Mr. Blackshear has been a resident of this City for 60 years. He has served on the Planning Board for 8 years, and is involved in many civic activities in our City. He has done a great job serving on the Planning Board and will continue to do a good job on the Planning Board and Moved for his approval. Seconded.

MR. SIGNORE said that he has known Mr. Blackshear for quite a while and Mr. Blackshear has been an excellent member of the Planning Board and was happy for his reappointment.

PRESIDENT GOLDSTEIN called for a voice vote on the confirmation of Mr. Blackshear to the Planning Board. CARRIED UNANIMOUSLY.

GOLF AUTHORITY

8. MR. CYRUS CARLTON (D) Reappointment 1/1/89  
52 Eden Road

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION, MR. DeROSE.

MRS. PERILLO Moved for approval of the Consent Agenda. Seconded. Mr. DeRose wished to abstain on Item #8. CARRIED.

FISCAL COMMITTEE - Donald Donahue, Chairman

MR. DONAHUE said the Fiscal Committee met on January 7, 1987 with all ten members in attendance. They are Reps. David Martin, Esposito, Heins, Rybnick, Lyons, Rinaldi, Begel, Mollo, Livingston and Donahue. Mr. Donahue placed item #1, 2, 3, 4, 7, 8, 9, 10, 12 and 13. On item #13, Northeast School was omitted in error and should be added to the Resolution.

1. \$ 65,000.00 - DEPARTMENT OF PUBLIC WORKS - AMENDMENT TO THE CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1987/87 - additional appropriation for PROJECT #330-671 SEAWALLS to correct problems on Shippan Avenue, Stamford Avenue, and Hobson Street. To be funded by bonds. Request by Mayor Thom Serrani 11/17/86. Planning Board approved 12/9/86. Board of Finance approved 12/18/86.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE; Concurred.

APPROVED ON CONSENT AGENDA.

FISCAL COMMITTEE (continued)

2. \$ 11,134.00 - COMMISSION ON AGING - Various Codes - additional appropriation request to conform with State grant auditing standards mandated with Social Services Block Grant.
- |   |                 |
|---|-----------------|
| Code 117.1150 Workmen's Compensation        | \$ 135.00       |
| Code 117.1310 Social Security               | 3,199.00        |
| Code 117.1330 Medical & Life                | 6,305.00        |
| Code 117.2360 Rent                          | 495.00          |
| Code 117.5120 Professional Auditing Service | <u>1,000.00</u> |
|   | \$11,134.00     |

To be reimbursed to the City. Request by Mayor Thom Serrani 12/2/86. Board of Finance approved 12/18/86.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE; Concurred.

APPROVED ON CONSENT AGENDA.

3. \$ 10,000.00 - COMMISSION ON AGING - transfer from CODE 118.1110 (transfer) DIAL-A-RIDE to TRANSIT DISTRICT CODE 283.5150 PROFESSIONAL SERVICES. Transit District to assume operations and coordinating functions of all transportation programs. Request by Mayor Thom Serrani 11/13/86. Board of Finance approved 11/20/86.

Above also referred to TRANSPORTATION COMMITTEE; Report waived.

APPROVED ON CONSENT AGENDA WITH MRS. BEGEL AND MR. MOLLO ABSTAINING.

4. \$ 4,052.00 - DEPARTMENT OF PARKS & NATURAL RESOURCES - CODE 610.2510 VEHICLE MAINTENANCE - additional appropriation to replace funds used for repairs to Chipper truck. Funds were reimbursed to City by insurance. Request by Mayor Thom Serrani 12/2/86. Board of Finance approved 12/18/86.

Above also referred to PARKS AND RECREATION COMMITTEE; Concurred.

APPROVED ON CONSENT AGENDA.

5. \$225,000.00 - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR YEAR 1986-87 - additional appropriation for DOWNTOWN HISTORIC DISTRICT GRANT CODE 980-091. To be used for historic district rehabilitation. To be funded by a state grant. Request by Mayor Thom Serrani 12/2/86. Planning Board approved 12/9/86. Board of Finance approved 12/18/86.

Above also referred to URBAN RENEWAL COMMITTEE; Report waived.

MR. DONAHUE said that the Board approved the resolution authorizing the Mayor to apply for the grant. The funds have been made available. The Committee voted unanimously to recommend approval of these funds and Mr. Donahue Moved for approval. Seconded.

PRESIDENT GOLDSTEIN noted that Mr. Jachimczyk arrived and with Mr. Biancardi, there are 33 members present.

FISCAL COMMITTEE (continued)

MRS. MAIHOCK said that she understood that the extent and parameters of this particular item extend only in the Downtown Historic District, and Mrs. Maihock wanted to know how extensive this would be; where would the \$225,000 be utilized?

MR. DONAHUE said that it was targeted for the Central Business District.

MRS. MAIHOCK said she had hoped to elicit more details.

MR. DONAHUE said that the Central Business District basically begins in the area of the Transportation Center and does extend somewhat below the Connecticut Turnpike. He believed it went as far north as North Street; west side to Mill River and on the east side, the boundry would be in the Main Street-Clark's Hill area.

MRS. MAIHOCK asked if this had an relationship to contributory structures?

MR. DONAHUE asked, "What is a contributory structure?"

MRS. MAIHOCK said that those were the structures that were delineated in the other item approved by this Board, and she was not in favor of that and wondered if it included such structures.

MR. DONAHUE stated that he believed that it included any eligible project in the Central Business District, and if those met the standards of this grant, they would be eligible.

PRESIDENT GOLDSTEIN called for a vote on item #5 on the Agenda. By a voice vote, the item was CARRIED with Mrs. Maihock and Mrs. Perillo abstaining.

6. \$1,996,027.00 - LABOR NEGOTIATIONS - BOARD OF EDUCATION CUSTODIANS AND MECHANICS - additional appropriation required to fund recent Binding Arbitration Award between the Board of Education and Local 1083 - AFSCME - AFL-CIO Council #4.

For fiscal year 1986-87			
Code 810-7110 Board of Education	\$799,175		
Code 293-1411 Custodian's pension	<u>\$197,117</u>	\$	996,292
For fiscal years 1984,85, 85/86 Retro			
Code 994-9202 Retro Pay			
Regular & Premium pays	\$802,162		
Pension	<u>\$197,573</u>	\$	999,735
			<u>\$1,996,027</u>

Request by Mayor Thom Serrani 12/2/86.  
Board of Finance approved 12/18/86.

Above also referred to PERSONNEL COMMITTEE.

MR. DONAHUE turned over this part of the report to Mr. Lyons.

FISCAL COMMITTEE (continued)

MR. LYONS said that the Committee voted 7 in favor, none opposed and 3 abstentions for approval and so Moved. Seconded.

The Motion to waive the Secondary Committee report was approved.

MR. HINES said that he was one of the ones abstaining on this issue. He said to allocate a 13½% annual increase was inappropriate. He thought this was a lot of money.

MR. BOCCUZZI made a Motion to reduce this item by \$29,000. Seconded. Mr. Boccuzzi said that he was aware that this was a 3-year contract going back to 1984 and retroactive for 2 years, 7 months. Nothing could be done with that part of the money. That will have to be paid. He is reducing the number for the last 5 months by \$29,000. Mr. Boccuzzi agreed with Mr. Hines. Mr. Boccuzzi stated that the negotiated contracts got 6, 6½, 6. The contracts going to binding arbitration received large percentages. The police received 7, 7, and 6; firemen 7, 7, 6 and the four local Teamsters union 6, 6 and 6. The MEA got 7, 7, 6. The Custodians are coming in with 8½, 7½, and 7. Mr. Boccuzzi did not think that over the past three years, the cost-of-living has not gone up more than 10%. This contract is talking 23% increase. The tool allotment increased and also the clothing. Eyeglass allowances are also included in this contract.

MR. BOCCUZZI said that if this Board is willing to pay what arbitration gives, then any union coming in could ask for a large amount and try to receive it without arbitration or go to arbitration where large awards are given out. He did not know how the arbitrators decided what the City could pay. This Board must show some concern about the large numbers. In the next two or three years when the contracts come in, we will be going back to the 7 and 8's as we had years back. Mr. Boccuzzi did not think that it was too much for the unions to stay in line with private business. The \$29,000 reduction would affect the last five months of the contract.

MR. DeROSE stated that he wanted the record to note that he would be abstaining on this item.

MRS. FISHMAN said that this was a binding arbitration award and it could not be changed. Mrs. Fishman stated that recently she was involved in a binding arbitration award; both sides amass materials to show the worth of the city and the ability to pay. Stamford shows up as having a large ability to pay and awards will be made against them quite often. She did not see this as continuing, but as time goes by, this will abate. Stamford and other towns in Fairfield County are in the top five and judgements will be put against them all the time.

MR. LYONS said that at the Committee meeting, a question was raised that if the Board failed to fund entirely the \$1,996,027, what would happen? The answer was that under binding arbitration, the total amount of this money will be paid to the men and women involved. After it's paid, there would probably have to be lay-offs if not funded in the full amount.

FISCAL COMMITTEE (continued)

MR. LYONS said that for the first time, there will be a night shift for the custodians in the schools. This will lead to better productivity and cleaning of the schools when the children are not there. This came about as a result of the binding arbitration. Mr. Lyons said it would be a mistake to cut this award by one cent.

MR. LIVINGSTON said that we are not looking at a 13% increase. If looked at on a year by year basis, it is slightly over 4%. In industry, those are the figures that are being passed-out to workers. Mr. Livingston's place of employment gave a raise of 6 and 7%. He stated that the city should not be in competition with Pitney Bowes, and the creation of the night shift should decrease overtime. He thought the figures before the Board were in line and he would support this item.

MRS. BEGEL said that listening to what is being said, the key here is not to let awards end up in binding arbitration. Not to fund this at this time would be ludicrous. We have to negotiate on the city level and not have contracts go to binding arbitration.

MRS. McGRATH said the custodians waited three years for a raise that was long overdue.

MR. ZELINSKI stated that he saw no option but to approved the full funding and urged his colleagues to do the same.

MRS. MAIHOCK asked Mr. Heins how he arrived at a 13½% increase?

MR. HEINS stated he made an error in the calculations and the increase would be around 8½% which is still an exorbitant amount.

MR. BOCCUZZI said that binding arbitration set-ups a figure to increase a percentage for those people onboard. There is nothing that says that we cannot cut that figure. The reason there is a night shift today is that the Labor Negotiation Committee of the Board of Representatives worked hard to turn down the factfinder's report. When that report came to the City, he polled some members of the Board of Education and they were definitely in favor of turning down the factfinder's report. The Labor Negotiation Committee of this Board worked to have it turned down. The vote from the Board of Education changed their mind and approved the factfinder's report 100%. The Labor Negotiation Committee of this Board stood by and got the night shift.

MR. BOCCUZZI said that if a union ask for more than the city is willing to give and the city is willing to give 6, 7, and 7, a good raise today, Mr. Boccuzzi said that the city was doing its part to settle a contract. The union knows that they can get more going to binding arbitration. Mr. Boccuzzi said the increases were 8½, 7½, and 7%, and we should make ourselves know.

FISCAL COMMITTEE (continued)

MS. RINALDI Moved the question. Seconded. Carried.

PRESIDENT GOLDSTEIN called for a vote to cut \$29,000 from the Custodians and Mechanics funding. The Motion was DEFEATED by a vote of 10 yes, 17 no, and 4 abstentions.

PRESIDENT GOLDSTEIN called for a vote on \$1,996,027 Labor Negotiation for Board of Education Custodians and Mechanics binding arbitration award. 33 members were present. A two-thirds vote is needed which is 22 votes. The Motion CARRIED by a vote of 22 yes, 2 no, and 6 abstentions. (Mr. Donahue left the Floor and Mr. DeRose abstained)

7. \$ 264.00 - STAMFORD YOUTH PLANNING AND COORDINATING AGENCY (SYPCA) CODE 205-7551 SYPCA MEDIATION SERVICES - additional appropriation to represent a 4.4% increase in grant from State for development of youth mediation services. Request by Mayor Thom Serrani 12/2/86. Board of Finance approved 12/18/86.

APPROVED ON CONSENT AGENDA WITH ONE NO VOTE (MRS. MAIHOCK)

8. \$ 1,601,000.00 - FINANCE DEPARTMENT - CODE 900.8210 BOND INTEREST EXPENSE - additional appropriation needed for bond interest. Request by Mayor Thom Serrani 11/14/86. Board of Finance approved 11/20/86.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE; Concurred.

APPROVED ON CONSENT AGENDA.

9. \$ 132,150.00 - FINANCE DEPARTMENT - CODE 900.8300 BONDED DEBT EXPENSES - additional appropriation required for bond expenses. Request by Mayor Thom Serrani 11/14/86. Board of Finance approved 11/20/86.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE; Concurred.

APPROVED ON CONSENT AGENDA.

10. \$ 63,045.00 - HEALTH DEPARTMENT - CODE 553.VARIOUS - COST SHARING GRANT - additional appropriation changes made to conform to new regulations that grant revenues be used for new programs or service expansions and separate grant auditing purposes.
- |                        |               |
|------------------------|---------------|
| 553.1110 salaries      | \$36,382      |
| 553.1130 part-time     | 5,502         |
| 553.2650 new equipment | <u>21,161</u> |
|                        | \$63,045      |

Request by Mayor Thom Serrani 11/12/86. Board of Finance approved 11/20/86.

Above also referred to HEALTH AND PROTECTION COMMITTEE; Concurred.

APPROVED ON CONSENT AGENDA.

FISCAL COMMITTEE (continued)

11. \$420,000.00 - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR YEAR 1986/7 - additional appropriation for PROJECT #201-088 SHUTTLE BUSES. City has applied for \$336,000 in UMTA grant funds and Stamford Economic Assistance Corporation has pledged \$84,000 towards the vehicle purchase. Request by Mayor Thom Serrani 12/5/86. Planning Board approved 12/9/86. Board of Finance approved 12/18/86.

Above also referred to Transportation Committee.

MR. DONAHUE said by a vote of 8 in favor, none opposed and two abstentions, the Committee recommended approval and so Moved. Seconded.

MR. CLEAR asked that Transportation Committee report be waived. Moved. Seconded and CARRIED.

MRS. MAIHOCK asked Mr. Donahue what would happen if the UMTA grant does not come through? Would the city be obligated to fund this?

MR. DONAHUE said that tonight we are approving accepting the money. The money was applied for and has been granted. We are taking the money sent to us by Mass Transit and putting it in that account.

MRS. MAIHOCK questioned if we received the funding.

MR. DONAHUE replied that this money has been earmarked for the city based on our application.

MRS. MAIHOCK asked again what would happen if we did not receive the funding?

MR. DONAHUE said the funds were guaranteed; we have the funds, and there is no problem.

MR. PAVIA made a Motion to return this item to Committee. Moved. Seconded.

MR. PAVIA stated that we should not accept some grants. We have a service that is providing this service. He said Connecticut Transit is providing this service and this would be a duplication of service. He saw no need for the Shuttle buses.

PRESIDENT GOLDSTEIN said that under those circumstances, this would not be sent back to Committee. Sending back to Committee is for the purpose of changing an item and bringing the item back to the Board.

MR. PAVIA asked Mr. Donahue if this item was brought back to Committee, what would happen?

MR. DONAHUE said that he believed the Urban Mass Transit Funds could be lost. These funds were made available to the city out of surplus transportation funds. We applied for these funds and are now bound to move forward. The \$336,000 from UMTA may be lost.

FISCAL COMMITTEE (continued)

MR. PAVIA said that he would like to Hold this item to give Connecticut Transit Company representatives time to explain themselves.

PRESIDENT GOLDSTEIN said that the Motion is to send this item back to Committee.

MR. DONAHUE said that he did not want to leave an impression that there was a duplication of service here. Mr. Donahue stated that an agreement has been signed by the Connecticut Transit Workers that protects their jobs or protects any detrimental action against them caused by the Shuttle Bus System. The agreement has been signed by their representative and the city.

PRESIDENT GOLDSTEIN called for a vote on sending this back to Committee. The Motion was DEFEATED by a vote of 5 yes and 23 no votes.

MR. SIGNORE asked Mr. Donahue if this was a new project?

MR. DONAHUE replied that it was.

MR. SIGNORE said that in the past, we accepted grants for new projects and the city has taken over the projects and has ended-up with a problem. He hoped that this was not another one of those problems.

MR. LIVINGSTON said that he would support this but was somewhat reluctant. He felt that the Transit District was not playing the type of role that he felt they would be playing when he voted for the District. Mr. Livingston stated that there was a question in his mind concerning the duplication. He hoped that the Transit District would start playing the kind of a role that would coordinate this with Connecticut Transit.

MRS. MAIHOCK asked Mr. Donahue when is the exact timing that these funds should be received.

MR. DONAHUE said we never know from the state or federal government. These funds are guaranteed under UMTA. We could have the check in the City today; or we may get it next week. We applied for the funds, and we now have to place them in a line-item account; in this case, a capital budget account.

PRESIDENT GOLDSTEIN called for a vote on appropriating \$420,000 to the capital projects budget for shuttle buses. The Motion was APPROVED by a vote of 28 yes, 3 no, and 1 abstention.

12. PROPOSED RESOLUTION AUTHORIZING APPLICATION AND AGREEMENT WITH THE STATE DEPARTMENT OF HEALTH SERVICES FOR THE PURPOSE OF HEALTH EDUCATION/RISK REDUCTION. Submitted by Mayor Thom Serrani 12/11/86.

APPROVED ON CONSENT AGENDA.

FISCAL COMMITTEE (continued)

13. PROPOSED RESOLUTION FOR AUTHORIZATION OF PRELIMINARY APPLICATION FOR STATE SCHOOL CONSTRUCTION GRANTS FOR THE BOARD OF EDUCATION. Grant for approximately 43% of the final approved cost of the project of insulation removal and replacement for Hart, Newfield, Roxbury, Rogers, Stark, Westover, Cloonan, Rippowam, Stamford, Westhill and Northeast Schools, and Administration Building and Boyle Stadium. Submitted by Benjamin R. Reed, Asst. Supt. for Support Services, Stamford Public Schools 12/10/86.

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION (MR. DONAHUE).

MR. DONAHUE Moved for the approval of the Consent Agenda. SECONDED. CARRIED (voice vote) Mrs. Maihock a no vote on item #7, Mrs. Begel and Mr. Mollo abstaining on item #3 and Mr. Donahue abstaining on item #13.

LEGISLATIVE AND RULES COMMITTEE - Maria Nakian and David Martin, Co-Chairpersons

MRS. NAKIAN said the Legislative and Rules Committee met on Monday, January 5, 1987, at 7:30 in the Board of Education Building. Present were Committee members Nakian, David Martin, Bromley, Maihock, Morris, Powers and Zelinski. Rep. Dudley was excused. A public hearing was held on item #1.

Present for the public hearing was Commissioner John O'Brien and four members of the public. All spoke in favor of this proposed ordinance. After this, the public hearing was closed. Mrs. Nakian Moved Item #1 to the Consent Agenda; and stated Item #2 was Held in Committee.

1. (L&R19.27) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING THE CODE OF THE CITY OF STAMFORD, CHAPTER 214, STREETS AND ROADS, BY DELETING AND REPEALING SECTION 214-28, SNOW REMOVAL OF UNACCEPTED STREETS AND PRIVATE ROADS, AND REPLACING IT WITH A NEW SECTION TO BE ENTITLED SNOW REMOVAL AND SWEEPING OF UNACCEPTED STREETS AND PRIVATE ROADS. Submitted by Rep. John J. Boccuzzi (D) 2nd District, 11/12/86. Approved for publication 12/8/86.

APPROVED ON CONSENT AGENDA.

2. (L&R19.13) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING SECTION 18-51 OF THE CODE OF ORDINANCES TO ALLOW AWNINGS TO ENCROACH UPON CITY SIDE-WALKS. Submitted by Gary W. Dayton, Executive Director, Urban Renewal Commission 7/30/86. Held in Committee 9/8 and 12/8/86. Held on Pending Agenda 9/17 and 10/15/86.

HELD IN COMMITTEE

MRS. NAKIAN Moved for the approval of item #1. Seconded. Carried.  
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(Note: Pages 1-16 transcribed by A. Kachaluba; Pages 17 to end, by H. McEvoy)  
There is no Page #4, mis-numbered in error.

PERSONNEL COMMITTEE

MRS. FISHMAN: No items on their agenda and did not meet.

PLANNING AND ZONING COMMITTEE

MR. WHITE said that a meeting of the Planning and Zoning Committee was held on Thursday, January 8, 1987, at 7:45 P.M. in the Board of Education offices on Hillandale Avenue. Present were Committee members William Heins, Terrence Martin, Maria Nakian, Sal Signore, and Dennis White. Item #1 was Held in Committee by a vote of 5-0. Item #2 is also Held by a Committee vote of 5-0. Item 3 and 4 are also being Held by a vote of 5-0. Item #5 is also being Held because the Committee did not and does not yet have in hand an ordinance and did not wish to hold a vote until such ordinance was before it. They understand that Mr. Jack Smyth of the Law Dept. is currently negotiating with Broadmoor for a contract of sale. They also received an assurance from Rick Robinson that he has drawn up an ordinance of sale which he and Mr. Smyth will look over and will review to reconcile any inconsistencies between these two; i.e., an ordinance and the contract. The Committee also understands that at the next Board meeting, there will be an ordinance before them. By a vote of 5-0, the Committee voted to Hold this item. Item #6, there is no report, but the Committee promises to present something at the next meeting.

- (1) PETITION FOR ROAD ACCEPTANCE FOR BLACK ROCK ROAD - 1,100 feet long and turnaround running west from Trinity Pass Road. Map #11463 on file in Town Clerk's Office. Submitted by John Porcelli, 15 Craig St., Stamford, 9/25/86. Held in Committee 1/13/86; held in Steering 11/17/86.

HELD IN COMMITTEE.

- (2) PETITION FOR ROAD ACCEPTANCE FOR STRAWBERRY PATCH LANE - 540' long street ending in a cul-de-sac. Street is 50' wide and located on north side of Strawberry Hill Court, east of intersection of Strawberry Hill Court and Morgan Street. Cul-de-sac has 50 ft. radius and contains island planted with evergreens. Island has a 35 ft. diameter and the surrounding roadway is 35 ft. wide. Map #10626 on file in the Town Clerk's Office. Petitioner is Mercedes Plaza Enterprises. Submitted by Atty. Howard R. Wolfe, Fleisher, Trow & Silver, P.C., 30 Oak St., Stamford, Ct. 06905, 10/17/86. Held in Steering 11/17/86.

HELD IN COMMITTEE.

- (3) PETITION FOR ROAD ACCEPTANCE FOR SHADY KNOLL DRIVE - Length of road is 1,007 ft. +, beginning at a point on the northerly side of Ingleside Drive. Map #11509 on file in the Town Clerk's Office. Submitted by Atty. Gordon R. Paterson, Trustee, 460 Summer St., Stamford 06901, 10/20/86. Held in Steering 11/17/86.

HELD IN COMMITTEE.

PLANNING AND ZONING COMMITTEE (continued)

- (4) PETITION FOR ROAD ACCEPTANCE FOR RADIO PLACE - beginning south from Maple Tree Ave. to the stop sign approximately 277' 6" long and 30' wide from curb to curb. Map #10387 and #9464 on file in the Town Clerk's Office. Submitted by Francis Murphy, President, Valley Court Assn., 22-24 Radio Place, Stamford 06906, 10/29/86.

HELD IN COMMITTEE.

- (5) FOR PUBLICATION - PROPOSED ORDINANCE AUTHORIZING THE SALE OF A PORTION OF THE CITY'S RIGHT-OF-WAY ON SUBURBAN AVE., NORTH FROM BROAD ST. APPROXIMATELY TWO-THIRDS OF THE OF WAY TO FOREST STREET (12,030 Sq. Ft.) FOR \$735,000 TO BROADMOOR HOUSING, INC. Submitted by Mayor Thom Serrani 7/22/86. Planning Board approved with proviso 7/29/86. Contingent upon Board of Finance approval. Held in Committee 9/8, 10/6, 11/3 and 12/8/86.

HELD IN COMMITTEE.

- (6) REPORT FOR ESTABLISHMENT OF STRATEGY FOR SALE OF ALL CITY-OWNED ASSETS. Submitted by Rep. W. Dennis White, Chairman, Planning and Zoning Committee 11/25/85. Held in Committee 12/16/85 to 4/7/86, 6/2/86, and 12/8/86. Held in Steering 4/16 and 6/18/86. Held on Pending Agenda 7/16/86 to 10/15/86.

NO REPORT. SOMETHING NEXT MONTH.

PUBLIC WORKS AND SEWER COMMITTEE

MR. LYONS said the Committee met on January 7th at the Board of Education Bldg. on Hillandale Ave. Present were Representatives Zelinski, Santy, Pavia, Mollo, Esposito, Toohar, Lyons, Fishman, Terrence Martin, Donahue; also P. W. Comm. O'Brien, and Sherry Dorfman of the Public Works Dept.

THE PRESIDENT noted for the record that Ms. Rinaldi and Terry Martin have left the meeting, and there are now 31 members present. (9:31 P.M.)

MR. LYONS said the item on the agenda was approved by the Committee 6-0-3 and he Moved for approval. Seconded.

- (1) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING MULTI-FAMILY RESIDENTIAL REFUSE COLLECTION. Submitted by Rep. David Martin (D-19), Co-Chairman, L&R Committee, 10/8/86. Held in Steering 10/15/86. Returned to Committee 12/8/86.

PUBLIC WORKS AND SEWER COMMITTEE (continued)

MR. ZELINSKI said for the benefit of his colleagues who were not on the previous Board of Representatives, and to refresh the memories of those who were, the Public Works Dept. had requested \$50,000 back in the early part of 1985 for a consultant to be hired by the City to do a study of the solid waste collection and funding alternatives for the City of Stamford. Our Board did not approve the funding for that consultant fee for various reasons. However, the Public Works Commissioner did find \$43,000 to pay for the consultants to do this report, and it was completed June of 1985, and given to all the Board members back in July. The recommendation by the consultants that were hired by the City was, and he quotes from the report: "If the City of Stamford is to fulfill the recent policy declaration of providing solid waste collection service for all residential properties in sewer areas, it will have to expand its services by one means or another. To serve the larger residential complexes in Districts A and CS, this would include condominiums, cooperatives, rental apartments now served by private contractors." The report recommends that the City implement Service Option I, which is twice-a-week collection, provided by a combination of City forces and private contractors under contract to the City; and finance it with Funding Mechanism #I, which is direct cost operating, cost taxed to all properties in Districts A and CS, indirect cost, that is overhead and capital costs taxed to all properties City-wide. And that was the recommendation of a \$43,000 cost to the City to solve the problem of the refuse collection at condominiums and cooperatives and apartments. On July 18, 1985, Mayor Serrani sent a letter to the Board of Finance and Board of Representatives and he will quote the first paragraph: "You have been forwarded a copy of the Booz, Allen Report, which calls for \$150,000 for start-up costs for Option I. I agree with the assessment made by Booz, Allen and recommend that Option I is the procedure that we all should adopt." And requested \$150,000."

The \$150,000 was not approved. Somewhere in the neighborhood of \$100,000 was approved. At the meeting, Comm. O'Brien mentioned that the money that was appropriated had gone for the City to hire someone to do some more research, and a consultant and to provide fringe benefits for those two persons, non-City employees. This Board was asked by the Mayor back in January of 1985 to change the existing ordinance dealing with refuse collection, which says simply that if any of those particular dwellings were in a sewer area, they should be provided refuse collection by the City. We did amend those ordinances, and as Mr. Zelinski said, this letter from the Mayor to the Board President is dated January 9, 1985, and it mentions that "it is my belief that all parties concerned with refuse collection issues would benefit from up-to-date and concise revision of these sections and a clear statement of the City's intent. To this end, much time has been invested by me and the staffs of the Public Works Department and the Law Department. The result of our efforts is the enclosed proposed ordinance. It is my hope that after the passage of this ordinance, we can move forward to determine how to implement the collection in a cost-efficient manner." Then, again, that letter was dated January, 1985.

There was a letter written at that time to the members of this Board by a condominium association president. Suffice it to say that the bottom line, he mentions that they want the refuse collected. They do not want any type of a rebate, etc. Mr. Zelinski took the time and trouble to go to the court-house to obtain copies of the Motion for Contempt that was made by the attorney who was representing some of the condo owners, who brought the suit originally to have the City collect the garbage; and in the original suit that was brought back in February of 1986, and he quotes from that conference memo, the Plaintiff

PUBLIC WORKS AND SEWER COMMITTEE (continued)MR. ZELINSKI (continuing)

asked for relief, a temporary Writ of Mandamus compelling the City to commence refuse collection services immediately; and (2) a permanent Writ of Mandamus compelling the City to effectuate refuse collection services; and (3) reimbursement for past, present, and future costs of such refuse collection services which were paid by the Plaintiffs. That reimbursement was not in lieu of the garbage collection, but for <sup>any</sup> reimbursement because of the cost of having to continue to pay for private garbage collection. Also included in the Motion for Contempt was a letter dated October, 1986, from Commissioner O'Brien which does mention that actually it is a foregone conclusion; that what we are discussing tonight has already transpired, saying that a letter went to all the condominium associations, cooperative apartment owners, and property managers stating the City has developed this reimbursement plan. In other words, it has already been established without the legislative body of the City, that the Executive Branch has already approved this and it is a conclusion. If that is the case, Mr. Zelinski wonders why this Board is bothering tonight to vote on this proposed ordinance. It mentions in Commissioner O'Brien's letter to the owners that quarterly payments to condo associations and cooperatives to be applied to the cost of refuse collection and that they have this reimbursement schedule. The rates are based on average of current cost of collection and it specifies two cubic yards of non-compacted refuse per residential unit. This volume allowance is slightly higher than the current average. What happens if they have over that? It is not covered in the ordinance. He has to tend to believe that the City will not collect, nor will have the privates collect it if it is over that particular amount. It mentions that the payments will begin in 1987. It says the association owner is free to determine the level of service which suits their needs; however, any cost exceeding the maximum set by the schedule would be the financial responsibility of the association owners. Therefore, if the cost of the private is more than what the schedule calls for, they have to bear the additional costs themselves. It also mentions, again quoting from Comm. O'Brien's letter: "However, if you choose to change collectors, your own contractual obligations may restrict how and when you change." And it goes on further, but again Mr. Zelinski feels the point is made. The ordinance itself is so ambiguous that in certain parts it mentions that... (to quote Section II) "the Commissioner of Public Works shall determine if the City will collect owner's refuse, or if the City shall reimburse owners for private refuse collection, subject to usual and customary budget approval by appropriate City boards and agencies. The Commissioner may determine to collect refuse from some owners and reimburse others." So what are we saying here tonight? We are saying that the City has not got a clear policy which way they are going to go. The condominium owners and cooperative owners want their refuse collected. At the public hearings held on this issue, it was voted down to reimburse at that time because they did not want it. Again, we are here tonight going over the same thing and leaving it so up-in-the-air that one person, the present Public Works Commissioner, and any future Public Works Commissioners, have the prerogative of deciding, solely, that is one person in the City of Stamford, if a certain complex will have City collection or be reimbursed, and that's it. Mr. Zelinski did bring this out in committee, and reluctantly voted for publication, and hopefully a public hearing which will be held, will encourage members of public who are directly affected by this, to come and voice their concerns. Mr. Zelinski has residents in his District who are concerned about this and want their refuse collected.

PUBLIC WORKS AND SEWER COMMITTEE (continued)MR. ZELINSKI (continuing)

He wished to make one amendment and Moved to amend on Page 1, Paragraph 4, which reads: "WHEREAS the owners or their representatives of multi-family dwellings in areas of the City sewerred by sanitary sewers, may use approved refuse containers and refuse collection practices and be entitled to City refuse collection, but have chosen to use non-approved refuse containers and collection practice in order to minimize their costs, increase their convenience and otherwise improve the quality of their dwellings." Mr. Zelinski would like that amended because he knows of one cooperative complex that has always had the right size, actual garbage pails, that the City would collect from a private homeowner; and for some reason several years ago, the City's Public Works Commissioner at that time, and it was not Comm. O'Brien, it was Comm. Spaulding (name supplied by Rep. Perillo), arbitrarily did away with the collection at that particular complex. Mr. Zelinski, therefore, does not feel it is fair to say: "but have chosen to use non-approved refuse containers." He would like to amend the ordinance to delete "but have chosen to use non-approved refuse containers", and he so Moves. This from Page 1, Paragraph 3. His Motion is to delete the entire Paragraph 3. Mr. Pavia Seconded the Motion.

THE PRESIDENT called for a vote by Show of Hands. Mr. Zelinski and Mr. Mollo voted Yes. The rest of the members voted in opposition. The Motion has been DEFEATED.

Speakers will now be heard on the Main Motion which is for publication of the proposed ordinance.

MRS. MAIHOCK agrees with Mr. Zelinski that this ordinance does seem ambiguous in places. The second page, it reads as follows: "WHEREAS the Board of Representatives finds it in the City's best interests to begin offsetting the cost of private refuse collection to owners of condominiums and cooperative apartments, effective as of October 1, 1986, but also provide (it should be provides, with an "s" on it) that the City may later choose to collect, or cause to be collected, such refuse." Anyone reading this, as Mrs. Maihock began to read this, would almost believe that the City was contemplating perhaps buying the equipment to collect it, until you get to the ending on Page 8, do you realize that they are really suggesting that it is going to be collected as provided under Ordinance 547 Supplemental. She thinks that does leave a very ambiguous slant to that. The second thing she noted in this particular ordinance was that there are some errors which she feels should be returned to the Corporation Counsel's Office for clarification and correction before publication.

On Page 5, she thinks they meant "incurred". They have the word "occurred". Line 12. Incurred is correct. She so Moved. Seconded. CARRIED, by voice vote.

Also on Page 5, where they speak of "but not limited to the number of units in a condominium or cooperative apartment...", Mrs. Maihock feels they meant to add "building", cooperative apartment building. It does not sound quite right to have units in an apartment. (The President asked if Mrs. Maihock wanted to make that "cooperative apartment complex". Mrs. Maihock agreed. She Moved to add "complex" after cooperative apartment. Seconded. CARRIED, by voice vote.

PUBLIC WORKS AND SEWER COMMITTEE (continued)MRS. MAIHOCK (continuing)

And then a very small error on Page 7, on Line 8. The sentence reads "Owners that do not provide the documentation and information about...", then they say "his expenses". It should really say "their" expenses. "Owners" is "their", a plural takes a plural. These would help if we are going to publish it. She Moved for changing "his" to "their". Seconded. CARRIED, voice vote.

THE PRESIDENT said Mrs. Maihock would make the best proof-reader in America. She is in the wrong profession. Mrs. Maihock said she does that every day.

MRS. MAIHOCK said on Page 8, there is the same situation with "cooperative apartment complex". That is why she wanted to refer it to Corporation Counsel's Office. She Moved to insert "complex" as indicated. Seconded. CARRIED, voice vote. Reps. Fishman and Summerville voting in opposition.

THE PRESIDENT said the Board does not need Corporation Counsel to make these kind of changes. The ordinance has been amended.

MR. DAVID MARTIN said he really should Move the Question, but he wished to make a correction. It has been claimed that this is ambiguous and that is not true. It is flexible, but it is not ambiguous. It is really quite specific and all sorts of guarantees and guidelines are provided.

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

THE PRESIDENT said the vote will be on the proposed ordinance as amended. The voting machine will be used. APPROVED by a vote of 27 Yes, 1 No, and 2 Non-Voting.

HEALTH AND PROTECTION COMMITTEE

MR. MORRIS said the Health and Protection Committee met on Monday, Dec. 29, 1986, at 7:30 P.M. in Conference Room II at the Board of Education Bldg. Committee members present were Reps. Mary Lou Rinaldi, Thomas Burke, James Rubino, and Scott Morris. Rep. Patricia McGrath was excused. Also in attendance were Hawley Oefinger, Communications Director, who appeared for Item 2; and all of the following who appeared for Item 3: Reps. David Blum and Claire Fishman, Co-sponsors; Sherry Williamson, Exec. Aide to the Mayor; Deputy Police Chief John Moriarity; Dog Warden Beverly Bowler, and Asst. Dog Wardens Sherry Wagner and George Bouchard. Mr. Morris Moved Items 1 and 2 to the Consent Agenda.

- (1) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING SECTION 88-1B OF THE OF THE CODE OF ORDINANCES CONCERNING THE DEMOLITION OF BUILDINGS.  
Submitted by Rep. Frank Mollo (D-9) 8/8/86. Returned to Committee 9/8/86. Held in Committee 10/6 and 11/3/86. Approved for publication 12/8/86.

APPROVED ON CONSENT AGENDA.

HEALTH AND PROTECTION COMMITTEE (continued)

- (2) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING ORDINANCE NO. 504 SUPPLEMENTAL CONCERNING BURGLAR ALARM CONNECTIONS TO CENTRAL CITY TERMINAL. Amendment concerns eliminating fees for senior citizens. Submitted by Rosanne Begel and Patricia McGrath, (14-D) 10/8/86. Held in Committee 11/3/86. Approved for publication 12/8/86.

APPROVED ON CONSENT AGENDA.

- (3) MATTER OF IMPROVEMENTS AT THE CITY DOG POUND, SUCH AS NECESSARY ADDITIONAL EQUIPMENT AND FUNDING TO BRING IT TO A LEVEL BEFITTING THE CITY OF STAMFORD AND THE REQUIREMENTS OF ITS CITIZENS. Submitted by Reps. David I. Blum and Claire Fishman (D-12), 12/9/86.

MR. MORRIS said the pertinent comments and remarks are contained in the Committee's December, 1986, Monthly Report, to which he respectfully refers all members of the Board. He will be glad to answer any questions. (The 3½ page report is filed under Health & Protection Committee under date of 1/6/87.)

MR. MORRIS Moved for acceptance of the Consent Agenda Items 1 and 2. Seconded. CARRIED, voice vote.

PARKS AND RECREATION COMMITTEE

MR. PIA said the Parks and Recreation Committee met on Thursday, Jan. 8, 1987, at 7:30 P.M. in the Board of Education Building. Committee members present were Ruth Powers, Patricia McGrath, Jerry Rybnick, William Heins. Also present were Reps. Audrey Maihock, John Zelinski, and Dick Lyons. Invited guests attending were Ed Condon of the Parks Dept.; Bruno Giordano, Supt., Recreation Dept.; Commissioners Dick Mollo and Carmine Limone; Frank Carlucci, President of the Stamford Youth Hockey League.

Items #1 and 2 and 4 and 7 were Held in Committee. Item #5 is Moved to the Consent Agenda.

- (1) MATTER OF OUT-OF-TOWNERS PLAYING IN THE STAMFORD YOUTH HOCKEY PROGRAM. Submitted by Mr. David W. Burtis, 32 Lenox Ave., Stamford, CT., 9/15/86. Held in Committee 10/6 and 12/8/86. Held in Steering 10/15/86.

MR. PIA said Mr. Carlucci had promised the Committee the by-laws and because the meeting was Thursday night, he needed additional time. We will have them first part of the week.

HELD IN COMMITTEE.

PARKS AND RECREATION COMMITTEE (continued)

- (2) DISCUSSION ON ORGANIZATIONS REQUESTING PERMISSION TO HANG BANNERS. Submitted by Rep. Thomas Pia, Chairman, P&R, 10/8/86. Held in Committee 11/3 and 12/8/86.

HELD IN COMMITTEE.

MR. PIA said he spoke to Mr. Akhimie and he requested another couple of weeks to familiarize himself with the banner situation in the City of Stamford, and the Committee consented. We will meet with him next month.

- (3) MR. GEORGE RIEGER'S LETTER OF 11/4/85 REGARDING PADDLE COURTS BEING TURNED OVER TO THE BOARD OF RECREATION. Submitted by Rep. Robert DeLuca (14-R.- 18th Bd. of Reps.), 11/14/85. Held in Committee 12/16/85, 1/13/86, 11/3/86, 12/8/86. Held on Pending Agenda since 3/3/86.

MR. PIA said everyone has in front of them Mr. Rieger's letter, and rather than sit down and discuss this all night, the Board of Recreation has consented to take over the paddle tennis courts and have submitted their budget for it. That will be the end of that.

- (4) MATTER OF MEMORIAL STATUE FOR THE LATE RALPH VITTI AT THE E. GAYNOR GOLF COURSE. Submitted by Reps. Ruth Powers (D-8) and Thomas Pia (R-7) 11/20/86.

HELD IN COMMITTEE.

MR. PIA said the Committee felt that they would like an opinion from the Corporation Counsel whether they have the authority to do it or not; and perhaps the Commission can propose a resolution? A resolution to that effect might be the thing to do.

THE PRESIDENT said it is not necessary to go to the Corporation Counsel on this. It ought to be kept in Committee at this time.

MR. PIA said they were planning to do this with their own funds.

- (5) PERMISSION TO HANG A BANNER ACROSS SUMMER STREET FROM APRIL 19th to MAY 3, 1987 TO PUBLICIZE ANNUAL ART SHOW AND SALE. Requested by Guy A. Bailey, Headmaster, Long Ridge School, 478 Erskine Rd., Stamford 06903, 11/25/86.

APPROVED ON CONSENT AGENDA.

- (6) REQUEST FROM PARKS DEPARTMENT FOR APPROVAL OF PARK AND MARINA FEES FOR THE 1987 SEASON. Parks Commission approved 12/2/86. Requested by Parks Supt. Robert Cook, 12/9/86.

MR. PIA said this is the fee schedule for the Parks Dept., with some changes made by the Parks Comm. Everyone has a copy of it. There are only a couple of items that the Committee felt needed some discussion.

PARKS AND RECREATION COMMITTEE (continued)MR. PIA (continuing)

No. 1, Softball Lights, the Board of Recreation and the Committee all agreed that the \$15.00 was not an exorbitant amount, and the Board of Recreation felt that this should have been done years ago. Item 2 and 3, Pass for the Tennis Program to remain at \$50.00, and the Senior Citizen Season Pass to remain at \$25.00. The Parks Dept. wanted to raise the Tennis Season Pass to \$75.00. The President stated this was very confusing, as each thing has to be voted on. The Softball Lights were \$10.00 last year and the Committee voted to raise it to \$15.00 per game, and he so Moved. The President said these would have to be taken individually, not Moved individually. Everyone received a copy of the fee schedule in the mail, and there is a corrected copy on each desk tonight in the envelope. Mr. Pia Moved to have the fees approved as amended by the Committee. Seconded.

MR. ZELINSKI commended the Committee for keeping the Senior Citizen Parking Stickers at the same level as they have been since inception. He Moved to reduce the Resident Owner Parking Sticker Fee from the proposed \$3.00 to \$2.00. Seconded by Mr. Wider. At the January, 1982, Regular Meeting, the same question was considered by the Board and the Parks Commission had recommended \$2.00 but the wisdom of that Board after Motion and discussion, saw fit to keep it at the \$1.00 level. Originally the intent was for our residents to use the beaches, not out-of-town persons. It was not intended to be a revenue-raising medium. Each year since 1982, it seems the Parks Commission had the Parks Supt. come before this Board to request these increases. Mr. Zelinski determined from Mr. Condon last week that the cost of making up each sticker is 4¢. That leaves 96¢ that can be used for other than the actual purpose of printing it. He is not concerned here for the fee charges for the sticker but rather the principle that the residents of Stamford should not be taxed twice. They pay property taxes and they should not be burdened financially to use their own beaches. If funds are needed, they should be requested at budget time. Even \$1.00 would be sufficient.

MR. BOCCUZZI Moved the Question. Seconded. CARRIED, voice vote.

THE PRESIDENT called for a machine vote on the Motion to reduce the fee from \$3.00 to \$2.00. Mr. Clear will be recorded as having voted No. The Motion has been DEFEATED by a vote of 7 Yes, 20 No, 4 Non-Voting.

A voice vote was taken on the 1987 Park Fees as amended. APPROVED. Mr. Wider and Mr. Zelinski voted in opposition.

(7) DISCUSSION ON THE STERLING BARN THEATRE. Submitted by Reprs. Thomas Pia and John Boccuzzi 12/15/86.

MR. PIA said Item #7 is being HELD IN COMMITTEE.

MR. PIA Moved for approval on the Consent Agenda of Item #5. Seconded. CARRIED.

EDUCATION, WELFARE AND GOVERNMENT COMMITTEE

- 1) UP-DATE ON ISSUES AND PROBLEMS OF THE HOMELESS. Submitted by Reps. Scott Morris and Thomas Burke 12/17/86.

MS. POWERS' microphone was not functioning properly and her report did not register on the tapes. A report was made and this item is an on-going matter and there will be further reports.

HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE

MR. WIDER said his Committee met on January 7, 1987, in Conference Room I, at the Board of Education Bldg. Present from the Committee were Reps. Katie Mae Glover, Stan Esposito, and Lathon Wider. Item #1 was discussed at length and the Committee voted 3-0 to approve, and he so Moved the item to the Consent Agenda. Seconded. CARRIED.

- (1) PROPOSED RESOLUTION AUTHORIZING ACCEPTANCE OF UP TO \$500,000 IN RENTAL REHABILITATION FUNDS FROM THE CONNECTICUT DEPARTMENT OF HOUSING. Our application requests \$200,000 in funding; the State recommends an authorization of up to \$500,000 so as to facilitate possible bonus funding for Stamford. Requested by Mayor Thom Serrani 12/8/86.

APPROVED ON THE CONSENT AGENDA.

URBAN RENEWAL COMMITTEE

MS. SUMMERVILLE said no report.

ENVIRONMENTAL PROTECTION COMMITTEE

MRS. MAIHOCK said no report.

TRANSPORTATION COMMITTEE

No report.

LABOR CONTRACTS LIAISON COMMITTEE

MR. BURKE said no items, no meeting, no report.

SPECIAL COMMITTEEHOUSE COMMITTEE

MR. RYBNICK said no report.

MS. SUMMERVILLE spoke about the new quarters that this Board will be occupying at the new Government Center Bldg. They are working on the facilities in the new building and did run into a few problems, but they have been resolved. She does not want anyone to think that we will be going into any larger quarters, or anything much different from what we have now. She does see an improvement on the caucuses themselves as far as the size of the caucus, and you will also see an improvement on the meeting rooms. You will be able to hold small committee meetings in separate rooms other than the caucus rooms. The facility is nice as all members have seen when they attended the Open House. The Chamber itself is basically the same as this one. The only change Ms. Summerville can see is that you will have new chairs, the microphones will be different, and hopefully they will be more useful for the needs of the Board. The voting machine will be different, and hopefully the acoustics will be better. Are there any questions?

MR. SIGNORE said "all that for \$45 Million"?

MRS. MAIHOCK said on Sunday, a woman asked her what was in the new building and what was in the old building, as she was confused. Could a sheet be made up showing who was in which building, and perhaps what week certain moves will be made.

MS. SUMMERVILLE said perhaps the Mayor's Office could supply such an informative paper, but all signs point to all departments being in the new building about the last of February. If it turns out that it might be much later, then perhaps Mrs. Maihock's request could be carried out.

MR. ESPOSITO asked if there would be columns in the new meeting area, as there are here now.

MS. SUMMERVILLE said there is one column and it is located by the side of the President to the front. Where the Press is sitting, you barely will see the column. As far as the lay-out here is concerned, you will have none of that. It is an open room, and you might be a little closer to each other.

MR. CLEAR asked about the present United States flag in this room and what plans were for one in the new building.

MS. SUMMERVILLE said she secured a flag through Congressman McKinney, <sup>which</sup> went to Clinton Ave. Senior Citizens. If it is the Sense-of-the-Board, she is sure Sen. Dodd or Congressman McKinney would supply us with a flag that has been flown over the White House, as they do ceremoniously for others. She personally feels the flag here should be kept and used until the last thread is gone. There is much sentiment regarding it.

MR. CLEAR feels the present flag should be framed, and a new one in the new building gotten. This old one is defaced.

HOUSE COMMITTEE (continued)

MR. WIDER asked a question, but his microphone was malfunctioning and did not record on the tape.

MS. SUMMERVILLE said there would be more than enough direction. Not only will there be direction, but there will be security that will watch you in and watch you out. If you go there and look at the security system they have there, it shows everything but the Ladies Rooms and the Men's Rooms, and perhaps they have a button for those. There will also be a lounge along with the kitchen, so there will be some things that we do not have here.

MRS. BEGEL asked a question that did not record on the tape.

MS. SUMMERVILLE said they are supposed to check you, but not to the point of frisking people. They watch you, and are watching you when you don't realize you are being watched. Everything is on monitor.

MR. BOCCUZZI said to Mrs. Begel that a couple of weeks ago, Mrs. Perillo, Mrs. Goldstein, and he were at a meeting, so they decided to walk over to the Fourth Floor where the Board of Representatives quarters will be, and they were there about three minutes and all of a sudden, a fellow tapped Mr. Boccuzzi on the shoulder and asked him where he was going. They followed them via the camera downstairs up to that Fourth Floor, came up and got them, and asked them to Move.

MRS. PERILLO said she heard the public criticize, saying there should be policemen in the garage. When you pull into that building, you are on camera. They can see you on that security system. where you walk in, where you park, and everything else. It is good surveillance.

MRS. GOLDSTEIN said she has been in touch with Ernie de Mattei, who is in charge of the historic program for the opening of the building, and he will be planning something that is historic for the opening of the legislative chamber so he will be meeting with our committee members here.

MS. FISHMAN said concerning security at night, there are gates and you can hardly get in without announcing where you are going and why.

COLISEUM AUTHORITY LIAISON COMMITTEE

MR. SIGNORE said he is reporting for Mr. DeRose. The public hearing was held on Tuesday, January 6, 1987 and the Committee voted for approval. Moved. Seconded. APPROVED, voice vote.

- (1) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING SECTION 6-34 OF THE CODE OF ORDINANCES (ORDINANCE #480 SUPPLEMENTAL) CONCERNING THE PURPOSE OF THE STAMFORD COLISEUM AUTHORITY. Submitted by Finance Commissioner Paul Pacter and Director of Stamford Coliseum Authority 10/30/86. Approved for publication 12/8/86.

CHARTER REVISION COMMITTEE

MRS. NAKIAN said this Committee did not meet this month, so the report will be held until next month.

- (1) STATUS REPORT ON THE 14th CHARTER REVISION COMMISSION. Submitted by Claire Fishman and Maria Nakian, Co-Chairpersons, Charter Revision Committee, 12/17/86.

HELD IN COMMITTEE.

SPECIAL COMMITTEE TO ASSESS PRIORITY ISSUES

MR. MORRIS said there is no report.

RESOLUTIONS - None.

PETITIONS - None.

ACCEPTANCE OF THE MINUTES

December 8, 1986 Regular Board Meeting Minutes.

Motion made, Seconded, and APPROVED, voice vote.

COMMUNICATIONS FROM THE MAYOR, OTHER BOARDS AND INDIVIDUALS

None.

OLD BUSINESS

None.

NEW BUSINESS

MR. MORRIS said he would like to officially commend Mr. Donahue for faithfully making the trek out to the Meadowlands Arena week in and week out, year in and year out, in order to see our beloved GIANTS through the National Football Conference Championship. When those of us of little faith were wondering whether we would ever see this day in our lifetime, he knew that it would happen! So contributions are now being accepted for the Don Donahue Super Bowl Fund, otherwise known as Pasadena or Bust!

MRS. GOLDSTEIN said she has a letter which she does not know if it went to everyone or not, but Mike Morgan sent a letter to the publisher of the ADVOCATE and challenged him and others in the media to the First Annual Stamford Trivia Challenge; and the proposition is that we are not at all certain that all of our media really knows Stamford well, so they are being challenged by the Chairman of the Board of Finance, the Mayor, and the weak line, herself, to a trivia contest, and the purpose is to make sure that local news becomes predominant in Stamford. That is the purpose of this. This letter will be sent to everyone and it will be advertised all over and she has to rehearse.

MR. ESPOSITO would like to publicly congratulate, and he is sure the Board will share his sentiments, Mr. and Mrs. William Heins are now the proud parents of another young man, Gregory, on Friday, January 9, 1987.

MR. BURKE said anything he was going to say about trivia can now, well, after that, he can't say it, but he thinks this Board is in a wonderful position to show anybody anything about trivia.

MRS. GOLDSTEIN said only if they ask about parking stickers.

ADJOURNMENT

There being no further business to come before the Board, upon Motion duly Moved, Seconded, and CARRIED by voice vote, the meeting was adjourned at 10:35 P.M.

By Helen M. McEvoy  
Helen M. McEvoy, Administrative Asst.  
(and Recording Secretary)  
Board of Representatives

APPROVED:

Sandra Goldstein  
Sandra Goldstein, President  
19th Board of Representatives

SG:AMS:AK:HMM

Encls.

Pages 1-16 transcribed by A.Kachaluba)

Pages 17 to end - by Helen M. McEvoy)

Note: There is no Page #4. Mis-numbered in error.

\* ATTENDANCE RECORD - MONDAY, JANUARY 12, 1987

STAMFORD BOARD OF REPRESENTATIVES  
 01/12/86 20:34:02 At roll call (McInerney, Tooher, Glover, Dudley, Blum, Jachimczyk)  
 NUMBER PRESENT = 31 Present; (9 Absent: Jepsen (resigned & replaced); Santy, Rubin  
 Y 1 ESSE Y 11 SANTY Y 21 LIVINGSTON Y 31 ZELINSKI  
 Y 2 NAJIAN Y 12 MARTIN DAVID Y 22 CLEAR N 32 DUDLEY  
 Y 3 PIA (resigned; N 13 RUBING Y 23 WIDER Y 33 DE ROSE  
 N 4 JEPSEN Biancardi new Y 14 ESPOSITO Y 24 DONARUE Y 34 POWERS  
 Y 5 MCGRATH Y 15 MAHOCK Y 25 PERILLO MILDRED N 35 BLUM  
 Y 6 LYONS Y 16 PAVIA Y 26 SIGNORE S A N 36 JACHIMCZK  
 Y 7 HEINS N 17 MCINERNEY N 27 GLOVER Y 37 RINALDI  
 Y 8 RYBNICK Y 18 BRADLEY Y 28 MARTIN TERRENCE Y 38 WHITE  
 Y 9 MOLLO N 19 TOOHER Y 29 MORRIS Y 39 BOCCUZZI  
 Y 10 BURKE Y 20 SUMMERVILLE Y 30 FISMAN Y 40 GOLDSTEIN

Note: \* Reps. Terrence Martin, Jachimczyk came in later. Biancardi replaced Jepsen.  
 Some absentees excused, see Minutes.

TEST VOTE "YES"

STAMFORD BOARD OF REPRESENTATIVES 01/12/86 20:35:20  
 VOTE # 9 YES 31 NO 0 ABSTAIN 0 NOTVOTING 0

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40  
 Y Y Y \* Y Y Y Y Y Y \* Y \* Y Y Y \* Y \* Y Y Y Y Y Y \* Y Y Y Y \* Y Y \* \* Y Y Y Y

TEST VOTE "NO"

STAMFORD BOARD OF REPRESENTATIVES 01/12/86 20:36:36  
 VOTE # 10 YES 0 NO 32 ABSTAIN 0 NOTVOTING 0

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40  
 N N N \* N N N N N N \* N \* N N N \* N N N N N N N N \* N N N N \* N N \* \* N N N N

TEST VOTE "ABSTAIN"

STAMFORD BOARD OF REPRESENTATIVES 01/12/86 20:37:25  
 VOTE # 11 YES 0 NO 0 ABSTAIN 31 NOTVOTING 0

1 2 3 4 5 6 7 8 9 10 11 12 13 14 15 16 17 18 19 20 21 22 23 24 25 26 27 28 29 30 31 32 33 34 35 36 37 38 39 40  
 A A A \* A A A A A A \* A \* A A A \* A \* A A A A A A A \* A A A A \* A A \* \* A A A A