

MINUTES OF REGULAR BOARD MEETING

MONDAY, OCTOBER 2, 1989

20TH BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

A regular monthly meeting of the 20th Board of Representatives of the City of Stamford was held on Monday, October 2, 1989, in the Legislative Chambers of the Board in the Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 8:20 p.m. by President Sandra Goldstein, after both political parties had met in Caucus.

INVOCATION was given by Sister Amelia Darrell, Evangelist, 289 Oaklawn Avenue, Stamford, CT 06905.

"Father God, in the name of Jesus, we come before you and pray and in thanksgiving. Thanking you for the opportunity to invoke your presence on behalf of this governing Board, the Board of Representatives. Father God, in the name of Jesus, we ask that you bless them with Godly wisdom; wisdom straight from you; that they will make all the right decisions; the right decisions for each community. We give you the praise for it. Father God, you told us in your word to pray for all those that rule and reign over us that we may lead a quiet and peaceful life.

"I pray for the government of this United States of America, our President, his Cabinet, Congress, Senators, the Mayor of this town, the Governor of this state and all those that rule and reign over us.

"Father God, I ask that you give them the wisdom straight from you that they will make the right decisions; that your divine will will be done in our midst and in this area. Father God, in the name of Jesus, I pray a special blessing upon this group that you allowed to be here to make the decisions that will affect these communities. In the name of Jesus, lead them, guide them and direct them in Jesus' name. 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 34 members present and 6 absent. Absent were Reps. Dominick Cardillo (excused), Naomi Schoenfeld (excused), Jeremiah Livingston, Michael Fedele, Elaine Mitchell (excused) and Patricia McGrath.

The Chair declared a quorum.

MACHINE TEST VOTE: After test votes were taken by the President, the machine was in fair working condition.

MOMENTS OF SILENCE:

REP. GARRY CLEMMONS for the late Merle Nicholson. "Merle Nicholson was a lieutenant in the Stamford Police Department. He was a man dedicated to the struggle of narrowing the gap between blacks and white in this city; who was genuinely concerned with being a role model for the city, for the youth and I ask in that Moment of Silence, that we reflect upon him and his work and may we draw strength from the things that he dedicated his life to."

MOMENTS OF SILENCE: (continued)

REP. STANLEY ESPOSITO for the late Mrs. Julia Pinto. "Mrs. Pinto was a Stamford resident for 25 years who passed away yesterday. She was a wonderful individual and she will be deeply missed."

REP. DAVID BLUM for the late Irving Berlin. "Mr. Berlin was an American legend. Mr. Berlin died September 27. Mr. Berlin was a songwriter. He celebrated his adopted homeland with memorable melodies with simple but heartfelt lyrics in such standards as 'God Bless America, White Christmas, and the Easter Parade.' These songs have enriched our lives in so many ways, and to quote from another of his lyrics, his music will be with us 'not for just a hour, not for just a day and not for just a year, but always.'"

PRESIDENT GOLDSTEIN announced that the Westhill Chambers Singers, under the director of Jesse Chapman were present and would sing a medley of songs from Mr. Berlin's repertoire.

The Chamber Singers sang "What Can I Do For You" and "God Bless America."

The Singers were given a standing ovation.

PRESIDENT GOLDSTEIN thanked the Singers and Mr. Chapman and said we all are very proud of their achievements.

PRESIDENT GOLDSTEIN thanked Rep. David Blum for his efforts in obtaining the Westhill Chambers Singers to sing before the Board.

STANDING COMMITTEES

STEERING COMMITTEE: Chairperson Sandra Goldstein

REPORT.

MR. BOCCUZZI Moved to waive the reading of the Steering Committee report. Seconded. Approved by voice vote with no dissenting votes.

The Steering Committee met on Wednesday, September 13, 1989, in the Democratic Caucus Room of the Government Center, 888 Washington Boulevard. 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
Scott Morris
James Rubino
Thomas Pia
David Jachimczyk
Annie Summerville

John J. Boccuzzi
Richard Lyons
Audrey Maihock
Frank Mollo
Maria Nakian
David Martin

Mildred Perillo
Mary Lou Rinaldi
Stanley Esposito
Ruth Powers
John Zelinski
John Roman
Anne Kachaluba

APPOINTMENTS COMMITTEE - Ordered on the Agenda were the seven items appearing on the Tentative Steering Agenda.

FISCAL COMMITTEE - Ordered on the Agenda were the 14 items appearing on the Tentative Steering Agenda.

STEERING COMMITTEE REPORT: (Continued)

LEGISLATIVE AND RULES COMMITTEE - Ordered on the Agenda were six of the nine items appearing on the Tentative Steering Agenda. Ordered on Pending was (L&R20.34) proposed ordinance Amending Chapter 231 of the Code re vehicles and traffic. Ordered off the Agenda were two items: (L&R20.61) ordinance concerning tax abatement for the Learning Center at Piper's Hill and (L&R20.64) ordinance concerning waiver and rebate of taxes paid by the University of Bridgeport for space leased at 911 Hope Street.

PERSONNEL COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

PLANNING AND ZONING COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

PUBLIC WORKS AND SEWER COMMITTEE - Ordered on the Agenda was one of the two items appearing on the Tentative Steering Agenda. Ordered on the Pending Agenda was the item concerning illegal dumping in the City.

HEALTH AND PROTECTION COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda. Also ordered on the Agenda was an item brought up under Suspension of Rules: Proposed ordinance banning the use of polystyrene foam products and one item from the Pending Agenda: Safety of pedestrians crossing Stamford's streets.

PARKS AND RECREATION COMMITTEE - Ordered on the Agenda were the three items appearing on the Tentative Steering Agenda.

EDUCATION, WELFARE AND GOVERNMENT COMMITTEE - No items appeared on the Tentative Steering Agenda.

HOUSING AND COMMUNITY DEVELOPMENT COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda.

URBAN RENEWAL COMMITTEE - No items appeared on the Tentative Steering Agenda.

ENVIRONMENTAL PROTECTION COMMITTEE - No items appeared on the Tentative Steering Agenda.

TRANSPORTATION COMMITTEE - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda were two items appearing on the Pending Agenda: Report on intent of Transit District in coordinating all Dial-A-Ride programs and extending service north of the Merritt Parkway and Review audit of the Department of Traffic and Parking.

HOUSE COMMITTEE - No items appeared on the Tentative Steering Agenda.

COLISEUM AUTHORITY LIAISON COMMITTEE - No items appeared on the Tentative Steering Agenda.

SPECIAL COMMITTEE TO ASSESS PRIORITY ISSUES - No items appeared on the Tentative Steering Agenda.

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 8:00 p.m.

APPOINTMENTS COMMITTEE - Mildred Perillo, Chairwoman

MRS. PERILLO said the Appointments Committee met on Tuesday, September 26, 1989, at 7:00 p.m. Committee members present were Robert DeLuca, Rebecca Mitovich, Mildred Perillo, Thomas Pia, Anne Summerville, Naomi Schoenfeld, John Boccuzzi and Michael Fedele.

Mrs. Perillo placed items 1, 2, 4, 5, 6 and 7 on the Consent Agenda.

PLANNING BOARD

TERM EXPIRES

- | | | |
|---|---------------|---------|
| 1. <u>DR. WILLIAM LINKE</u> (D)
75 Ridgecrest Road
(Held in Steering 8/23/89) | Reappointment | 12/1/93 |
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APPROVED ON CONSENT AGENDA

PATRIOTIC AND SPECIAL EVENTS

- | | | |
|---|---------------------------|---------|
| 2. <u>MR. PAT BATTINELLI</u> (D)
81 Cowing Place
(Held in Steering 8/23/89) | Replacing Patrick Murphy. | 12/1/93 |
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APPROVED ON CONSENT AGENDA

BOARD OF TAX REVIEW

- | | | |
|---|-----------------------|---------|
| 3. <u>MS. ALICE BAEL</u> (D)
Davenport Farms Lane E.
(Held in Steering 8/23/89) | Replacing Sam Starks. | 12/1/91 |
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HELD IN COMMITTEE

TRAFFIC HEARING OFFICER

- | | | |
|---|------------------|--------|
| 4. <u>MR. HAWLEY OEFINGER</u> (R)
1758 Newfield Avenue
(Held in Steering 8/23/89) | Filling vacancy. | 9/1/91 |
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APPROVED ON CONSENT AGENDA

TRANSIT DISTRICT

- | | | |
|---|----------------------------|---------|
| 5. <u>MS. CAROLYN LINK</u> (D)
735 Stillwater Road
(Held in Steering 8/23/89) | Replacing Michael Feighan. | 12/1/89 |
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APPROVED ON CONSENT AGENDA

SOUTHWESTERN REGIONAL PLANNING AGENCY

- | | | |
|--|---------------------------|---------|
| 6. <u>MR. CALVIN CORDULACK</u> (R)
15 Ralsey Road South
(Held in Steering 8/23/89) | Replacing Richard Arnold. | 3/15/90 |
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APPOINTMENTS COMMITTEE: (continued)

SOUTHWESTERN REGIONAL PLANNING AGENCY

TERM EXPIRES

7. MR. ARNOLD NEIDLE (D) Replacing Linda Grossberg. 3/15/90
105 Redmont Road
(Held in Steering 8/23/89)

APPROVED ON CONSENT AGENDA

MRS. PERILLO Moved for approval of the Consent Agenda. Seconded

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda. APPROVED by voice vote with no dissenting votes.

FISCAL COMMITTEE - Richard Lyons, Chairman

MR. LYONS said the Fiscal Committee met on Wednesday, September 27, 1989, at 7:00 p.m. Present were Reps. Belcher, Powers, Rybnick, Rinaldi, Morris and Lyons.

Mr. Lyons placed items 1, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, and 13 on the Consent Agenda. All Secondary Committees concurred or waived the Secondary Committee report.

1. \$ 35,000.00 - SEWER COMMISSION - AMENDMENT TO CAPITAL PROJECTS - additional appropriation for CODE 110.126 SECTION 16-4. This request is for surveying and soil boring services. Request by Mayor Thom Serrani 8/29/89. Planning Board approved 9/12/89. Board of Finance approved 9/14/89. Recommended source of funding is taxation.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

APPROVED ON CONSENT AGENDA

2. \$ 7,383.00 - COMMISSION ON AGING - CODE 115-3644 BUSING - additional appropriation requested to continue transportation services for low income senior citizens to get to nutrition sites. Current funds will be exhausted in August, 1989. Requested by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

MR. ZELINSKI Moved to waive the Secondary Committee report. Seconded. APPROVED.

MR. LYONS said the Committee voted to approve this item. Moved. Seconded.

MRS. MAIHOCK asked how many citizens participate in the program?

MR. LYONS said there were vans to various senior citizens centers. It is broken down by days rather than by people. Mr. Lyons said by looking at the days there is a substantial amount of people using the service; an individual count is not given.

FISCAL COMMITTEE: (continued)

PRESIDENT GOLDSTEIN called for a vote to approve \$7,383 for the Commission on Aging. APPROVED by voice vote with no dissenting votes and one abstention, Mrs. Maihock due to possible conflict.

3. \$ 77,389.00 - HEALTH DEPARTMENT PRIVATE/PAROCHIAL SCHOOL HEALTH PROGRAM CODE 561.1110 SALARIES - additional appropriation to grant step increases for 1989/90 as per comparable positions of contract recently negotiated by Board of Education. Request by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

4. \$ 5,705.00 - HEALTH DEPARTMENT PRIVATE/PAROCHIAL SCHOOL HEALTH PROGRAM CODE 561.1135 permanent part-time - ADDITIONAL APPROPRIATION TO GRANT STEP INCREASES FOR 1989/90 as per comparable positions of contract recently negotiated by the Board of Education. Request by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

Above also referred to HEALTH AND PROTECTION COMMITTEE

APPROVED ON CONSENT AGENDA

5. \$ 5,108.00 - HEALTH DEPARTMENT PRIVATE/PAROCHIAL SCHOOL HEALTH PROGRAM CODE 561.1410 CLASSIFIED PENSION FUND - additional appropriation request for pension fund due to additional salary request for 1989/90. Request by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

6. \$ 6,373.00 - HEALTH DEPARTMENT PRIVATE/PAROCHIAL SCHOOL HEALTH PROGRAM CODE 561.1310 SOCIAL SECURITY - additional appropriation required due to additional salary request for 1989/90. Request by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE: (continued)

7. \$ 435.00 - HEALTH DEPARTMENT PRIVATE/PAROCHIAL SCHOOL HEALTH PROGRAM CODE 561.1330 MEDICAL & LIFE - additional appropriation required due to additional salary requests for 1989/90. Request by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

APPROVED ON CONSENT AGENDA

8. \$ 4,000.00 - HEALTH DEPARTMENT CODE 550.5501 CONTRACTED SERVICES - additional appropriation for contract services for the disposal of biomedical wastes. Request by Mayor Thom Serrani 8/28/89. Contingent upon Board of Finance approval. Board of Finance approved 10/10/89.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

9. \$ 2,569.00 - HEALTH DEPARTMENT CODE 559.1110 SALARIES - additional appropriation to an existing state grant to allow a Personnel approved nurse to administer the tuberculosis grant. Request by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

Above also referred to HEALTH AND PROTECTION COMMITTEE

APPROVED ON CONSENT AGENDA

10. \$ 1,453.00 - STAMFORD YOUTH PLANNING AND COORDINATING AGENCY (SYPCA) CODE 205.7565 DRUG PREVENTION - additional appropriation due to increase in state grant. Request by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

APPROVED ON CONSENT AGENDA

11. \$ 1,149,321.00 - DEPARTMENT 999 - LABOR CONTRACT APPROPRIATIONS - POLICE CONTRACT - VARIOUS CODES - additional appropriation to grant salary increases and related benefits as a result of recently negotiated contract between the City and the Police Association covering a two-year period commencing July 1, 1989. Request by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

Above also referred to PERSONNEL COMMITTEE.

APPROVED ON CONSENT AGENDA

12. \$ 421,817.00 - DEPARTMENT 999 - LABOR CONTRACT APPROPRIATIONS - VARIOUS CODES COVERING MAA CONTRACT - additional appropriation request to cover recently approved agreement between the City and the Municipal Administrators Association. This is for fiscal year 1989/90. Request by Mayor Thom Serrani 8/28/89. Board of Finance approved 9/14/89.

Above also referred to PERSONNEL COMMITTEE.

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE: (continued)

13. \$ 65,000.00 - DEPARTMENT OF PARKS AND RECREATION - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR YEAR 1989/90 - additional appropriation for CODE 610-133 KOSCIUSZKO PARK to complete project. To be financed by closeout of various projects. Request by Mayor Thom Serrani 6/30/89. Planning Board approved 7/18/89. Board of Finance approved 9/11/89.

Above also referred to PARKS AND RECREATION COMMITTEE.

APPROVED ON CONSENT AGENDA

14. PROPOSED RESOLUTION AUTHORIZING AN APPLICATION SUBMITTAL UNDER THE DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT. Funds not to exceed \$25,000 to be used for a program to include developing a neighborhood sports activities, recreational and cultural activities, etc. at public housing sites. Submitted by Mayor Thom Serrani 9/1/89.

MR. LYONS said the money is designated for the Chester Addison complex. The Committee voted unanimously for approval. Moved. Seconded.

MRS. MAIHOCK said we have many sports and recreational programs in the city and she wanted to know why it is necessary to fund additionally for neighborhood activities. She said she believed that we over-structured childrens' lives and in order for them to lead creative lives, they need time to develop their own capacities and activities without adults constantly being in command. She felt this was something that is not needed.

MR. LYONS said if the \$25,000 could lead to over-structure in Southfield Village, it will be well spent.

MR. BOCCUZZI said the Southfield Village has many problems and there are many children in one area and there is nothing there to occupy their time other than the wrong things. He said if the grant is obtained, the children can participate in sports and other cultural events. Perhaps, some of the children could be saved so they do not get involved with the bad things going on. He said there were a lot of good people and children in Southfield, and they really need a break. Mr. Boccuzzi urged the Board to approve the resolution.

MRS. KENNEDY asked if the sport activities include formal baseball teams involved with Little League and Babe Ruth League?

MR. LYONS stated he could not comment specifically on baseball; the grant is designated for sports and recreational activities.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution. APPROVED by voice vote with no dissenting votes.

FISCAL COMMITTEE: (continued)

MR. LYONS Moved the Consent Agenda. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda. APPROVED by voice vote with no dissenting votes. Mrs. Maihock abstained on item 2 due to a possible conflict of interest.

MR. LYONS Moved for Suspension of the Rules to take up two resolutions not on the Agenda. The resolutions were not sent to the office in time and they must be approved by October 16th. Seconded.

PRESIDENT GOLDSTEIN called for a vote to consider two motions to Suspend the Rules. APPROVED by voice vote with no dissenting votes.

15. PROPOSED RESOLUTION ENABLING THE DEPARTMENT OF HEALTH TO RECEIVE GRANT FUNDS FROM THE STATE FOR LOW INCOME WOMEN, INFANTS, & CHILDREN FOOD PROGRAM. Submitted by Mayor Thom Serrani 7/17/89.

MR. LYONS Moved for approval of the resolution. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution. APPROVED by voice vote with no dissenting votes.

16. PROPOSED RESOLUTION TO MAKE APPLICATION AND ENTER INTO AGREEMENTS WITH STATE FOR OPERATION OF DAY CARE PROGRAM. Submitted by Mayor Thom Serrani 7/17/89.

MR. LYONS Moved for approval of the resolution. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution. APPROVED by voice vote with no dissenting votes.

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

MRS. NAKIAN said the Legislative and Rules Committee met on Monday, September 25, 1989, at 7:30 p.m. Present were Committee members Nakian, Fedele, Maihock, Nanos, Rubino, Senie and Zelinski. Also attending was Asst. Corporation Counsel Richard Robinson; Reps. Martin, Esposito and Weintraub were excused. Public Hearing were held on items 1, 2, 3, 4 and 5. No one from the public appeared to speak on any of the items.

Mrs. Nakian placed items 3 and 4 on the Consent Agenda.

1. (L&R20.57) FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR STAMFORD LAND CONSERVATION TRUST FOR LOT NUMBER 12 ON NEWFIELD DRIVE. Requested by Joel M. Berns, Vice President, Stamford Land Conservation Trust, 22 First Street, Stamford, CT 06905, 6/21/89. Held in Committee 8/14/89. Approved for publication 9/11/89.

MRS. NAKIAN said the Committee approved this item by a vote of four in favor, two opposed and one abstention. Moved. Seconded.

LEGISLATIVE AND RULES COMMITTEE: (continued)

MR. BLUM questioned whether the lots could be subdivided. He stated that the people that donate the land to Conservation Trust receive a write off on federal taxes and also do not have to pay local taxes. And now Conservation Trust is asking for tax abatement. He wanted to know what right does the public have to go on these pieces of property; could the City make a park on any of these properties? He said he was bothered by this and the fact that an abatement is requested.

MRS. NAKIAN said both pieces of property were two acres and subdivided into one acre lots and were at one time, in one acre zoning, and could be building lots. Mrs. Nakian said tax abatements are given to a lot of organizations; religious, non-profit. She said that in no case does the city consider that to be city property and dictate how it is used. She said she did not think that we had the right to say how the property could be used. She said it was made clear to the Land Trust that the land is open land and that it should be for the benefit of everyone in Stamford. Mrs. Nakian stated the Trust does not have the facilities to patrol all their land just as the city does not have enough people to patrol city parks; problems are created by people coming in drinking and littering. She said the land would be available with consent of the Land Trust if a school group wanted to use it; arrangements have to be made and their must be control on the land. The land is for public use and can be used with the discretion of the Land Trust.

MR. ESPOSITO asked if the parcels deeded to Conservation Trust are buildable parcels; are they inland wetlands?

MRS. NAKIAN said she believed these lots were buildable but was not positive. On Newfield Drive there are wetlands, and there could be a back lot for building.

MR. ESPOSITO asked what the total amount of taxes would be had the properties stayed on the tax rolls; not just the amount being abated but the full amount of the taxes.

MRS. NAKIAN said she did not have the information. She only had the card for the land after subdivision.

PRESIDENT GOLDSTEIN proceeded to a vote on the final adoption of proposed ordinance for tax abatement for Land Conservation Trust for property on Newfield Drive. The item was DEFEATED by a vote of 19 yes and 11 no votes with 3 abstentions. 21 votes were needed for approval.

2. (L&R20.63) FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR STAMFORD LAND CONSERVATION TRUST FOR LOT NUMBER 25B ON BROOK HOLLOW LANE. (lot without house) Requested by Joel M. Berns, Vice President, Stamford Land Conservation Trust, 22 First Street, Stamford, Ct 06905, 8/23/89. Approved for publication 9/11/89.

MRS. NAKIAN said the Committee voted 4 in favor, 2 opposed with 1 abstention to approve the item. Moved. Seconded.

MR. DeLUCA asked if this piece of property was buildable?

LEGISLATIVE AND RULES COMMITTEE: (continued)

MRS. NAKIAN said when this property was subdivided by the Planning Board, it was subdivided for the purpose of given the land to Land Conservation Trust.

MR. DeLUCA said if the land cannot be developed, the city is receiving no benefits; if it is wetlands, it cannot be used. Mr. DeLuca said the person that is donating the land is the one that is benefiting.

MR. MARTIN said he was disappointed that these questions were not brought before the Committee when the Land Trust was present. Mr. Martin said when a subdivision is granted, it means the lot is buildable.

MR. DeLUCA said he was unable to attend the L&R meeting, that is why he is asking the questions. He said he would vote no on this proposed ordinance.

PRESIDENT GOLDSTEIN proceeded to a vote. The proposed ordinance was DEFEATED by a vote of 16 yes and 11 no votes with 3 abstentions. 21 votes needed for approval.

3. (L&R20.58) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING CHAPTER 179, ARTICLE III, SECTION 179-22 OF THE CODE OF ORDINANCES. This pertains to soliciting of funds. Submitted by Richard A. Robinson, Asst. Corporation Counsel, 7/18/89. Held in Committee 8/14/89. Approved for publication 9/11/89.

APPROVED ON CONSENT AGENDA

4. (L&R20.59) FOR FINAL ADOPTION - PROPOSED ORDINANCE CONCERNING ITINERANT VENDORS. This ordinance would require that vendors be licensed by the City. Submitted by Mayor Thom Serrani 7/19/89. Approved for publication 9/11/89.

APPROVED ON CONSENT AGENDA

5. (L&R20.60) FOR FINAL ADOPTION - PROPOSED ORDINANCE AMENDING ORDINANCE NO. 610 SUPPLEMENTAL CONCERNING THE CREATION OF A GOVERNING BODY FOR THE SMITH HOUSE SKILLED NURSING FACILITIES. This is in regards to reducing the Board of Directors from nine to seven members. Submitted by Mary E. Sommer, Corporation Counsel, 8/10/89. Approved for publication 9/11/89.

MRS. NAKIAN said the Committee approved this item by a vote of 6-0-0. The item was not put on Consent because one minor amendment was made. The amended version was sent to all members. The ordinance reads, "There shall be representation on the board of at least three members of each political party..." The Committee added "major" after "each" now reading "...members of each major political party..." The amendment was Moved and Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the amendment. APPROVED by voice vote with no dissenting votes.

LEGISLATIVE AND RULES COMMITTEE: (continued)

MRS. NAKIAN moved for final adoption of the ordinance. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the ordinance. APPROVED by voice vote with no dissenting votes.

6. (L&R20.65) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR PROPERTY LOCATED AT 80 LOCKWOOD AVENUE, OWNED BY STAMFORD GREEK-AMERICAN ATHLETIC CLUB. Requested by Adam Valindras, President, Greek-American Athletic Club, 80 Lockwood Avenue, Stamford, CT 06905, 8/23/89. Held in Committee 9/11/89.

HELD IN COMMITTEE

MRS. NAKIAN moved the Consent Agenda. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda. APPROVED by voice vote with no dissenting votes.

PERSONNEL COMMITTEE - Scott Morris, Chairman

MR. MORRIS said the Personnel Committee met on Wednesday, September 27, 1989, at 8:00 p.m. Committee members present were Reps. William Belcher, David Jachimczyk, Scott Morris, Naomi Schoenfeld, and John Zelinski. Committee members excused were Reps. Bartan Kennedy and Nicholas Pavia.

1. SENSE-OF-THE-BOARD RESOLUTION CONCERNING THE REIMBURSEMENT OF UNAUTHORIZED SALARY INCREASES FROM NON-UNION CLASSIFIED ADMINISTRATORS. Submitted by Rep. Robert DeLuca, 9/11/89.

MR. MORRIS said the Committee voted 4 to 0 to 1 to approve the resolution. Moved. Seconded.

Mr. Morris said he wanted the record to reflect that the Committee's approval of the item should not constitute nor should be interpreted as placing blame on any one or pointing a finger at any one. Mr. Morris said a mistake was made when the salary increases were voted by the Personnel Commission in September of last year. The mistake was innocent and understandable given the changes in the Charter, and the incumbents have given a lot of years of good, dedicated service to the city. The Committee in voting on this item was trying to protect the taxpaying constituents and to guard the foundations of municipal law of the Charter of the City of Stamford.

MR. BLUM said he felt the resolution is not strong enough and would not accomplish much.

PRESIDENT GOLDSTEIN called for a vote to approve the resolution. APPROVED by voice vote with no dissenting votes and one abstention, Mr. Zelinski.

PLANNING AND ZONING COMMITTEE - David Jachimczyk, Chairman

MR. JACHIMCZYK said the Planning and Zoning Committee met on Thursday, September 28, at 7:30 p.m. Present were Committee members William Belcher, David Jachimczyk, Richard Lyons, Rebecca Mitovich and Maria Nakian. Reps. Reilly and Pavia were excused. Also present were Reps. John Boccuzzi and John Zelinski; Michael Cacace representing New Neighborhoods; Lew Bond representing New Neighborhoods; John Mattio representing Fairfield 2000; numerous supporters of New Neighborhoods and John Roman of WSTC.

1. FOR FINAL ADOPTION - PROPOSED ORDINANCE AUTHORIZING THE SALE OF JOHN J. RYLE SCHOOL. The sale is to New Neighborhoods, Inc. for \$2,000,000. Agreement attached to ordinance. Submitted by Mayor Thom Serrani, 8/3/89. Planning Board approved 8/8/89. Board of Finance approved 9/14/89. Approved for publication 9/11/89.

MR. JACHIMCZYK said the Committee voted unanimously to approve the item. Moved. Seconded.

MR. BOCCUZZI commented that the sale of the school was a longtime coming. The housing will be affordable to a great many families in the city. He said a lot of work was put into the sale through the Administration, New Neighborhoods and the Waterside Task Force. Mr. Boccuzzi congratulated the Administration and New Neighborhoods on the venture. Mr. Boccuzzi said it will be a great improvement to the area. Mr. Boccuzzi asked that the Board vote 100% for approval of the sale of Ryle School.

MRS. MAIHOCK thanked Mr. Jachimczyk for answering some of her questions. She stated that she was sad because she thought this would be one project that could possibly give priority to Stamford municipal workers; those who had jobs of an emergency nature would be able to live in Stamford and be on hand in ~~cause~~ of need by the City. *See ATTACHED CORRECTION*

Mrs. Maihock was concerned about the assignment process and said it was a complex problem to her. She said it says, "The seller upon prior written notice of the buyer, agrees to convey title at closing to an assignee." She said according to the contract, "closing should take place on February 15, and not later than February 23, 1990, and it could occur as early as 15 days after January 31, 1990." She did not understand why it was necessary to have this provision that the seller would agree to convey title at closing to an assignee.

Also, she stated it reads, "Prior to the completion of the construction of the condominium housing units, the property may be further transferred to a successor nonprofit entity." Mrs. Maihock asked when the anticipated construction would be completed?

MR. JACHIMCZYK said regarding city residents to be given priority, Corporation Counsel was asked a similar question when she appeared before the Planning Board, and she stated that technically, we cannot limit to Stamford residents because we are being funded by the State of Connecticut. In further testimony before the Planning Board, Gerald Parks, Vice President of New Neighborhoods, said that based on experience, Stamford residents will be the first ones to obtain the units.

PLANNING AND ZONING COMMITTEE: (continued)

MR. JACHIMCZYK said regarding the assignment, as he understood, that is in the contract as protection in the case for some reason New Neighborhoods, the developer cannot complete the project, it can be assigned. Mr. Jachimczyk said there is adequate protection for the city with respect to assignment; whatever non-profit entity is assigned if for reason New Neighborhoods bows out, the new entity must follow the same deed restrictions, the same HUD guidelines and guidelines in the contract that New Neighborhoods would have to follow; if they did not live up to the same standards that applied to New Neighborhoods, the contract would be considered breached and the city could renege on the deal.

Mr. Jachimczyk referring to the completion of the project, Mr. Cacace, at the public hearing, stated that hopefully, if all the finance comes together at once, once possession is taken by New Neighborhoods, the project is expected to be completed within 18 months. If not, it will be phased-in in three different sections; the first section would be done in 18 months and when that was sold, the second section would be done in 18 months later, and the same for the third section. Mr. Jachimczyk said it all depends when all the financing is done

MRS. MAIHOCK said she had not expected that only Stamford municipal workers would be able to be considered; she was hoping that some might be. She said she had reservations about the assigning because previously, there was something before the Board and it seemed so perfect in every respect, and it involved assignments and it turned out to be a very different situation that we were lead to believe originally. Mrs. Maihock said she appreciated all of the help she received.

MR. ZELINSKI said he was happy and pleased to see that this project has finally come to fruition. He hoped that all would vote favorable for this sale.

MR. LYONS moved the question. Seconded.

PRESIDENT GOLDSTEIN called for a vote to move the question. APPROVED by voice vote with no dissenting votes.

PRESIDENT GOLDSTEIN proceeded to a vote for the final adoption of the ordinance for the sale of John J. Ryle School. APPROVED by voice vote with no dissenting votes and one abstention, Mrs. Maihock.

PUBLIC WORKS AND SEWER COMMITTEE - Joseph DeRose, Chairman

MR. DeROSE said the Public Works and Sewer Committee met on September 27, 1989. Attending were Committee members Reps. DeRose, Nanos, Mitovich and Zelinski. Also attending were Reps. David Jachimczyk and Gerald Rybnick; Thomas Fava of the Public Works Department; Mary Sommer, Corporation Counsel and Julian Nosenzo of the Fire Department.

1. MATTER OF PAVING OVER GAS SHUT OFF VALVES. Submitted by Reps. Gerald Rybnick and David Jachimczyk, D-4, 9/13/89.

HELD IN COMMITTEE

PUBLIC WORKS AND SEWER COMMITTEE: (continued)

MR. DeROSE said this item was brought before the Committee due to two incidents recently involving the unobtainable shut off gas main valves. He said in the vicinity of Bull's Head, a fire had occurred and it was believed to have been a gas-related fire. He said while trying to find the gas shut off valve, it was found that it was paved over in the public parking lot.

Mr. DeRose said a more recent incident involved a ruptured gas pipe in the vicinity of Greyrock Place and Forest Street. He said the gas company was called and they had to dig an emergency hole and then they were able to curtail the flow of the gas. Again, the designated shut off valve was not readily located.

Mr. DeRose stated that no one in attendance at the meeting was aware of any legislation that specifically deals with identification of utility shut off valves or specific locations. Mr. Fava pointed out that the utility companies are notified prior to the paving of city streets; the utility company is then free to locate manholes and emergency shut offs thus giving the city specific instructions regarding any requirement that they may have. Mr. DeRose said the question remains as to what type of follow up is there and what is done to prevent the shut off valves from being paved over.

Mr. DeRose said the course of action taken by the Committee is that the Administration, via the Corporation Counsel's office, is preparing a list of local concerns to submit to the State legislature for considering in the upcoming legislative session. Mary Sommer said that she would include on the list, a concern for safety as it pertains to the location and identification and availability of utility shut off mains.

Tom Fava, of Public Works, informed the Committee that there is a monthly meeting held with representatives of the utility companies and the Public Works Department. Attending those meeting are representatives of the Fire Department and the Police Department. Mr. Fava told the Committee that he would place the item on the agenda for the next scheduled meeting and would report back to the Committee.

Mr. DeRose said the Committee decided to submit a Sense-of-the-Board resolution, which will be presented to the Board next month. The resolution will be directed to the Zoning Board and building board requiring the identification of utility shut off valves and the necessary inspection preventing their cover up via street paving or sidewalk repairs.

HEALTH AND PROTECTION COMMITTEE - Ruth Powers, Chairwoman

MRS. POWERS said the Health and Protection Committee met on Thursday, September 28, 1989. Present were Committee members Rubino, Russo, Senie, Schoenfeld and Powers. Also attending were Reps. Maihock, Goldstein, Boccuzzi and Lyons.

1. MATTER OF THE USE OF POLYSTYRENE FOAM PRODUCTS. Submitted by Reps. James Rubino R-7, Annie M. Summerville D-6, John R. Zelinski D-11 and Audrey Maihock R-19, 6/15/89. Held in Committee 7/10 and reports made and Held in Committee 8/14 and 9/11/89.

HELD IN COMMITTEE

HEALTH AND PROTECTION COMMITTEE: (continued)

MRS. POWERS stated that Jeannette Semon from the Public Works Department was present to discuss incinerator temperatures. Ms. Semon indicated that the incinerator burns at 1800 degrees fahrenheit which equals 900 plus degrees centigrade. Questions arose whether when polystyrene burns at this temperature, if any harmful chemicals are emitted. Mrs. Powers said the Committee decided to obtain additional information on the following: (1) Rep. Rubino arranged a tentative meeting with experts from industry and the scientific community on October 18, following the Steering Committee meeting, to determine whether the polystyrene emits harmful chemicals. Also a report will be obtained of the content of the recent beach clean-up which is being analyzed to find out how much polystyrene was found, and the report is expected for October 18.

Mrs. Powers stated that in the event that polystyrene is determined to emit harmful chemicals when incinerated, the Committee will recommend the ordinance outlawing the sale and usage by all retail establishments which would include the sale for public use. Also, a resolution would be recommended to the Regional Recycling group to add it on their list of recyclables for industrial, commercial and institutional use.

Mrs. Powers said that in the event it is not harmful when incinerated, the Committee will recommend an ordinance which would eliminate the use of polystyrene for take out food establishments.

2. FOR PUBLICATION - PROPOSED ORDINANCE BANNING THE USE OF POLYSTYRENE FOAM PRODUCTS. Submitted by Rep. James Rubino R-7, 9/13/89.

HELD IN COMMITTEE

3. SAFETY OF PEDESTRIANS CROSSING STAMFORD'S STREETS. Submitted by Reps. Audrey Maihock and Thomas Pia 12/6/89. Held on Pending 12/14/88 and 7/19/89. Report made and Held in Committee 7/10/89.

MRS. POWERS said that present at the meeting concerning this item was Chief Mayer and Mani Poola of the Department of Traffic and Parking. Mrs. Maihock passed out a list of the intersections she is concerned about. The list will be sent to all Board members. Chief Mayer indicated that right turn on red is a big safety problem. Mr. Poola indicated that New York City is the only city in the country which does not allow right turn on red. Mr. Poola is making a study of the downtown intersections to see if the timing should be changed for the pedestrian crossings. A copy of the study will be made available to the Committee.

PARKS AND RECREATION COMMITTEE - Thomas Pia & Robert DeLuca, Co-Chairpersons

MR. PIA said the Parks and Recreation Committee met on Monday, September 25, at 7:30 p.m. Present were Committee members Patricia McGrath, Mildred Perillo, Thomas Pia, Robert DeLuca, Bobby Owens, Michael Fedele and Gerald Rybnick. Also attending was Business Manager Ed Condon; Park Policeman Frank Green; Commissioners William Cahill and Guy Bailey; Reps. Goldstein, Nakian, Martin, Kennedy, Maihock, Nanos, Zelinski, Blum, and Lyons; John Roman of WSTC and Beth Cooney from the Advocate.

PARKS AND RECREATION COMMITTEE: (continued)

MR. PIA placed item 3 on the Consent Agenda.

1. PROPOSED RESOLUTION APPROVING A LEASE AGREEMENT BETWEEN THE STAMFORD GOLF AUTHORITY AND THE CITY OF STAMFORD. Submitted by Robert DeLuca, Co-Chairperson, Parks and Recreation Committee 3/21/88. Held in Committee 5/2, 6/6, 7/11, 8/8, 9/7, 10/3, 11/4 and 12/5/88; 5/1, 6/5, 7/10, 8/14 and 9/11/89. Held on Pending 12/14/88.

HELD IN COMMITTEE

2. FOR PUBLICATION - PROPOSED RESOLUTION BANNING THE USE OF ALCOHOLIC BEVERAGES AT CITY BEACHES, PARKS AND PARKING LOTS. Submitted by William C. Cahill, Chairman, Parks and Recreation Commission 6/8/89. Parks and Recreation Commission approved 6/7/89. Held on Pending Agenda 6/15/89. Returned to Committee 8/14 and 9/11/89.

HELD IN COMMITTEE

3. REQUEST FOR PERMISSION TO HANG A BANNER ON BEDFORD STREET FROM MAY 1 TO MAY 15, 1990 TO PUBLICIZE "CELEBRATE YOUTH WEEK." Requested by Maryellen Chambers, Director, Stamford Youth Planning and Coordinating Agency, 9/1/89.

APPROVED ON CONSENT AGENDA

MR. PIA moved the Consent Agenda. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve the Consent Agenda. APPROVED by voice vote with no dissenting votes.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - John Zelinski, Chairman - no report.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Frank Mollo, Chairman

MR. MOLLO said the Housing and Community Development Committee met twice: the first meeting was on September 26, with Committee members Summerville, Pavia, Clemmons and Mitchell present. The other meeting was held this evening prior to the Board meeting with Committee members Summerville, Pavia, Mitchell and Mollo attending.

1. FOR REPUBLICATION - PROPOSED ORDINANCE AMENDING ORDINANCE NO. 625 SUPPLEMENTAL CONCERNING BUDGETARY PROCEDURES FOR THE STAMFORD COMMUNITY DEVELOPMENT PROGRAM. Submitted by Frank Mollo, Chairman, Housing and Community Development Committee 3/15/89. Approved for publication 4/3/89. Held in Committee 5/1, 6/5, 7/10, and 9/11/89. Approved for republication 8/14/89. (Originally on this agenda for final adoption)

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE; (continued)

MR. MOLLO said the Committee voted 4 to 0 to approve as amended. The amended version was sent to all Board members. Moved. Seconded.

PRESIDENT GOLDSTEIN called for a vote to approve for republication the amended version of proposed ordinance amending Ordinance No. 625 concerning budgetary procedures for Community Development Program. APPROVED by voice vote with one no vote, Mr. DeLuca.

MRS. MAIHOCK wanted the record to note that because of a possible conflict, she left the Floor while this item was discussed.

URBAN RENEWAL COMMITTEE - Annie M. Summerville, Chairwoman - No report.

ENVIRONMENTAL PROTECTION COMMITTEE - Stanley Esposito, Chairman - No report.

TRANSPORTATION COMMITTEE - Mary Lou Rinaldi, Chairwoman

MS. RINALDI said the Transportation Committee met on Thursday, September 28, at 7:30 p.m. Present were Committee members Judy Evanko, Audrey Maihock, Mary Lou Rinaldi, and Rep. Robert DeLuca. Also present was Commissioner Paul Pacter; Internal Auditors Bob Ruzowski and Ken Pennoyer; Traffic and Parking Director Vincent Akhimie and Moira McNulty from the Department of Traffic and Parking.

1. REPORT ON INTENT OF TRANSIT DISTRICT IN COORDINATING ALL DIAL-A-RIDE PROGRAMS AND EXTENDING SERVICE NORTH OF THE MERRITT PARKWAY. Submitted by Reps. Maria Nakian D-20, David Martin D-19, and David Blum D-12, 5/13/88. Held in Committee 6/6, 10/3, 11/14 and 12/5/88. Held on Pending 7/13 and 12/14/88 and 1/1/89.

HELD IN COMMITTEE

2. REVIEW AUDIT OF THE DEPARTMENT OF TRAFFIC AND PARKING. Requested by Reps. Robert DeLuca R-14 and Mildred Perillo D-9, 5/31/89. Held on Pending 6/15/89.

MS. RINALDI said the Committee discussed in great length the results of the internal report concerning specifically the parking ticket revenue. She believed the Committee and Mr. DeLuca are satisfied that the recommendations and improvements proposed by the audit are now being implemented.

MR. DeLUCA said he was satisfied with some of the results of the audit. He said Mr. Akhimie will be submitting some data on the 172,000 outstanding tickets that were never processed; also collection data will be submitted. A full report will be submitted to the Board.

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman - No report.

COLISEUM AUTHORITY LIAISON COMMITTEE - David Blum, Chairman - No report.

SPECIAL COMMITTEE TO ASSESS PRIORITY ISSUES - Scott Morris & David Jachimczyk,
Co-Chairpersons

No report.

RESOLUTIONS - None.

MINUTES

1. SEPTEMBER 11, 1989 REGULAR BOARD MEETING - Approved.

COMMUNICATIONS - None.

OLD BUSINESS - None.

NEW BUSINESS - None.

ADJOURNMENT - There being no further business to come before the Board, the meeting was adjourned at 9:35 p.m. after the motion to adjourn was made, seconded and approved.

By Anne A. Kachaluba
Anne A. Kachaluba, Administrative Assistant
and Recording Secretary
20th Board of Representatives

APPROVED:

Sandra Goldstein
Sandra Goldstein, President
20th Board of Representatives

SG:ak
Enclosures

STAMVOTE - ATTENDANCE

08:22:05

10-02-1989

NO	NAME
1	PRS EVANKO, JUDITH
2	PRS NAKIAN, MARIA
3	PRS PIA, THOMAS
4	PRS OWENS, BOBBY
5	N/P MC GRATH, PATRICIA
6	PRS LYONS, RICHARD
7	PRS KENT, RICHARD
8	PRS RYBNICK, GERALD
9	PRS MOLLO, FRANK
10	PRS BELCHER, WILLIAM
11	PRS MAIHOCK, AUDREY
12	PRS MARTIN, DAVID
13	PRS DE LUCA, ROBERT
14	PRS ESPOSITO, STANLEY
15	PRS MITOVICH, REBECCA
16	N/P FEDELE, MICHAEL
17	PRS RUBINO, JAMES
18	PRS KENNEDY, BARTAN
19	PRS REILLY, KATHLEEN
20	PRS SUMMERVILLE, ANNIE

NO	NAME
21	N/P LIVINGSTON, JEREMIAH
22	PRS SENIE, KATHRYN
23	PRS CLEMMONS, GARY
24	PRS NANOS, PETER
25	PRS PERILLO, MILDRED
26	PRS PAVIA, NICHOLAS
27	N/P MITCHELL, ELAINE
28	N/P CARDILLO, DOMINICK
29	PRS MORRIS, SCOTT
30	PRS WEINTRAUB, JANET
31	PRS ZELINSKI, JOHN
32	N/P SCHOENFELD, NAOMI
33	PRS DE ROSE, JOSEPH
34	PRS POWERS, RUTH
35	PRS BLUM, DAVID
36	PRS JACHIMCZYK, DAVID
37	PRS RINALDI, MARY LOU
38	PRS RUSSO, THOMAS
39	PRS BOCCUZZI, JOHN
40	PRS GOLDSTEIN, SANDRA

NOT PRESENT 6

PRESENT 34

STAMVOTE - VOTE PROCESSING

10-02-1989

08:34:21

TEST VOTE YES

NO	NAME
1	YES EVANKO, JUDITH
2	YES NAKIAN, MARIA
3	YES PIA, THOMAS
4	YES OWENS, BOBBY
5	N/P MC GRATH, PATRICIA
6	YES LYONS, RICHARD
7	YES KENT, RICHARD
8	YES RYBNICK, GERALD
9	YES MOLLO, FRANK
10	YES BELCHER, WILLIAM
11	YES MAIHOCK, AUDREY
12	YES MARTIN, DAVID
13	YES DE LUCA, ROBERT
14	YES ESPOSITO, STANLEY
15	YES MITOVICH, REBECCA
16	N/P FEDELE, MICHAEL
17	YES RUBINO, JAMES
18	YES KENNEDY, BARTAN
19	YES REILLY, KATHLEEN
20	YES SUMMERVILLE, ANNIE

NO	NAME
21	N/P LIVINGSTON, JEREMIAH
22	YES SENIE, KATHRYN
23	YES CLEMMONS, GARY
24	YES NANOS, PETER
25	YES PERILLO, MILDRED
26	YES PAVIA, NICHOLAS
27	N/P MITCHELL, ELAINE
28	N/P CARDILLO, DOMINICK
29	YES MORRIS, SCOTT
30	YES WEINTRAUB, JANET
31	YES ZELINSKI, JOHN
32	N/P SCHOENFELD, NAOMI
33	YES DE ROSE, JOSEPH
34	YES POWERS, RUTH
35	YES BLUM, DAVID
36	YES JACHIMCZYK, DAVID
37	YES RINALDI, MARY LOU
38	YES RUSSO, THOMAS
39	YES BOCCUZZI, JOHN
40	YES GOLDSTEIN, SANDRA

N/P 6 N/V 0

YES 34

NO 0

ABS 0