

MINUTES OF REGULAR BOARD MEETING

MONDAY, AUGUST 2, 1993

22ND BOARD OF REPRESENTATIVES

STAMFORD, CONNECTICUT

A regular monthly meeting of the 22nd Board of Representatives of the City of Stamford was held on Monday, August 2, 1993, in the Legislative Chamber of the Board of Representatives, Government Center, 888 Washington Boulevard, Stamford, Connecticut.

The meeting was called to order at 8:40 p.m. by President Richard L. Lyons after both parties met in Caucus.

INVOCATION was given by Dr. Gary Wilburn, Interim Pastor
First Presbyterian Church of Stamford
1101 Bedford Street, Stamford, CT 06905

"Let us pray. Oh, God, by whatever name we address You, we pause to acknowledge the tremendous weight of public trust to which we've been called and for which we are accountable. So much rests on our moral sensibilities and our decisions for what is right, not merely what is expedient; be with us.

"We pray this evening for all who find themselves at work at the pressure points of history amid the swirl of controversy, coping with the ferment of day under the klieg lights of unrelenting publicity, and so together, we join in pray for our president, for our governor, for our mayor, of course for our Board of Representatives, for our police chief, our judges, educators, clergy, social workers, urban renewal consultants and a hosts of others whose actions and decisions make them more often the targets of our criticism than the subjects of our prayers. Renew them from within, free them from the need of human prayers, bless them with the sense of alliance with you and a keen eye for truth and through them and all who serve the common good, lead this nation, this state and especially this city on a new day of equal opportunity, human dignity and lasting peace. Amen."

PLEDGE OF ALLEGIANCE TO THE FLAG was led by President Richard L. Lyons.

FILLING VACANCIES ON THE BOARD:

PRESIDENT LYONS read a letter of resignation from Rep. William Kosbob, 16th District.

"Dear Mr. Lyons:

"Effective 7/30/93 my resignation from the Stamford Board of Representatives. I have moved from the 16th District to the 19th District.

"Sincerely,

"/s/ William Kosbob"

FILLING VACANCIES ON THE BOARD: (continued)

PRESIDENT LYONS read a letter of resignation from Rep. Kurt A. Jetta, 4th District.

"Dear Mr. Lyons:

"Since I have moved out of the district, I must, regrettably, resign my seat from the 4th District effective immediately. I would like to nominate Patrick Mullins of 49 Avery Street to fill the remainder of my term.

"Sincerely,

"/s/ Kurt A. Jetta"

REP. RUBINO Moved to nominate Patrick Mullins to fill the vacancy in the 4th District by the resignation of Kurt Jetta. Seconded.

PRESIDENT LYONS called for a vote to confirm Mr. Mullins. APPROVED by voice vote with no dissenting votes.

REP. LAROBINA Moved to nominate Dr. Paul Weinstein to fill the seat vacated by William Kosbob in the 16th District. Seconded.

PRESIDENT LYONS called for a vote to confirm Dr. Weinstein. APPROVED by voice vote with no dissenting votes.

PRESIDENT LYONS administered the Oath of Office to Mr. Mullins and Dr. Weinstein. Congratulations were extended and both gentlemen took their seats on the Board.

ROLL CALL: Was taken by Clerk of the Board Annie M. Summerville. There were 38 members present and two absent. Absent was Judith Evanko and W. Dennis White (excused).

The Chair declared a quorum.

MACHINE TEST VOTE: Test votes were taken by President Richard L. Lyons. The machine was in good working order.

MOMENTS OF SILENCE:

For the late ALPHONSE MOAVERO requested by Representative Mildred Perillo, 9th District and Representative Thomas A. Pia, 7th District. "We extend our sincerest sympathy to his wife, Mary."

For the late FRANCIS "FITZ" ROBOTTI requested by Representatives John R. Zelinsky, Jr., 11th District, John J. Hogan, 12th District, Thomas A. Pia, 7th District and Audrey Maihock, 19th District. "Mr. Robotti is survived by his wife, Madeline and two brothers, George Robotti and Charles Robotti and one sister, Alice Lockwood. Deepest sympathy is extend to Mrs. Robotti and the family."

MOMENTS OF SILENCE: (continued)

For the late CLYDE GOWELL PATTEN requested by Representative Audrey Maihock of the 19th District. "Clyde G. Patten, a resident of Stamford for approximately twenty-nine years, died July 29, 1993. He was a senior vice president, secretary and general counsel for Door Oliver, Inc. Clyde was a highly respected senior warden and an active, conscientious member of St. Francis Episcopal Church.

"He served in the U.S. Army during the Korean War.

"Deepest sympathy to his beloved wife, Judith, family and his many friends who greatly miss him."

For the late ROBERT D. BUNDOCK requested by the 22nd Board of Representatives. "Robert D. Bundock died Sunday, July 25, 1993. He was a highly respected, former chairman of the Stamford Republican Town Committee and a member of the State Central Committee. He was active in many other community organizations. He was a very cordial, friendly gentleman, and is greatly missed. We extend our deepest sympathy to his daughter, Carol Weisbrot and son, Robert Bundock."

For the late FULVIO CATALDO requested by the 22nd Board of Representatives. "Mr. Cataldo was the father of Democrat Committeewoman Philomena Mallozzi and father-in-law of Board of Finance member John Mallozzi. We extend our deepest sympathy to Philomena and John and family members."

For the late LAURENCE S. TAMBURRI requested by Representative Ellen S. Mellis of the 13th District. "Laurence S. Tamburri died on July 22, 1993. To his wife Edith and sisters, on behalf of the Board of Representatives and myself, I would like to extend my deepest condolences. Larry has always been a very special member of the Roxbury community area.....as our special mail carrier, a concerned neighbor and special friend. He was always there for you with a smile.

"Edith, I wish you solace in knowing that Larry will always be remembered with deep affection and love. I hope also that your cherished memories of all your many years together will help ease your loss."

STANDING COMMITTEES

STEERING COMMITTEE: Chairman Richard L. Lyons.

REPORT. - Waived.

REP. 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, July 14, 1993, in the Democratic Caucus Room of the Government Center, 888 Washington Boulevard. The meeting was called to order by Chairman Richard L. Lyons at 7:35 p.m. He declared a quorum.

STEERING COMMITTEE REPORT: (continued)Present at the meeting:

Richard L. Lyons, Chairman	Donald Sherer	Robert DeLuca
Joan Rinaldi	Joseph Gergle	Marggie Laurie
Michael Larobina	Scott Morris	Elaine Mitchell
Carmen Domonkos	Maria Nakian	James Rubino
Bobby Owens	Audrey Maihock	Ralph Loglisci
Thomas Pia	Philip Stork	Larry Hartstein, Advocate
Nicholas Pavia	W. Dennis White	John Roman, WSTC
John J. Hogan, Jr.	Mary Lou Rinaldi	Pam Harris, LWV
Ronald Sabia	David Martin	Anne Kachaluba
John R. Zelinsky, Jr.	Ellen Bromley	

Chairman Lyons announced new Committee assignments: Marggie Laurie on the Health & Protection Committee and on Education, Welfare and Government Committee replacing Judith Evanko on both Committees.

APPOINTMENTS COMMITTEE - Ordered on the Agenda were the seven items appearing on the Tentative Steering Agenda. Also, if the name for Chief of Police is submitted, a "Committee of the Whole" meeting is scheduled and the name would be placed on the Agenda. Rep. Zelinsky voted no on the date of the "Committee of the Whole" meeting.

FISCAL COMMITTEE - Ordered on the Agenda were 12 of the 16 items appearing on the Tentative Agenda; also, one item appearing on the Addenda. Ordered Held in Steering were two items, \$300,000 Mayor's Housing Development Fund amendment to capital projects for Trinity Towers rehab and Impact and effect of re-evaluation. Ordered off the Agenda were two items, \$917,092 Dept. of Public Works capital project for incinerator repairs and Matter of Project Intercept contract. Ordered off the Pending Agenda was the Effect of budget cuts on crossing guards. The record will note that Rep. Bromley abstained on the \$460,900 for the Hoyt Street Extension.

LEGISLATIVE & RULES COMMITTEE - Ordered on the Agenda were three of the six items appearing on the Tentative Steering Agenda; two from the Addenda and one from the Pending Agenda. Ordered on the Pending Agenda were three items appearing on the Tentative Steering Agenda; Proposed ordinance re issuance of citations, proposed ordinance concerning permits for public gatherings and proposed resolution regarding time frame to grant tax abatements.

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

PLANNING & ZONING COMMITTEE - Ordered on the Agenda was one of the two items appearing on the Tentative Steering Agenda and two items from the Addenda. Ordered off the Agenda was the sale by auction of 20 city owned properties. A subcommittee was formed to study the use of the Old Town Hall; Rep. Summerville will be the liaison and members will be Reps. Pavia, LaDestro and Morris.

STEERING COMMITTEE REPORT: (continued)

PUBLIC WORKS & SEWER COMMITTEE - Ordered on the Agenda were the three items appearing on the Tentative Steering Agenda.

HEALTH & PROTECTION COMMITTEE - Ordered on the Agenda was the one item appearing on the Tentative Steering Agenda and one item from the Addenda. The record will note that Reps. Sherer, Zelinsky, Summerville and Rubino abstained on the proposed ordinance concerning the abatement of lead hazards.

PARKS & RECREATION COMMITTEE

Ordered on the Agenda were two of the three items appearing on the Tentative Steering Agenda and one item from the Addenda. Ordered off the Agenda was the Review of the Kveskin Theatre complex re use of storage barn and request for proposals. Reps. DeLuca and Pia were opposed to taking this item off the Agenda.

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

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Ordered on the Agenda were three of the four items appearing on the Tentative Steering Agenda. Ordered off the Agenda was the Status report on Housing Authority projects.

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

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

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

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

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

LABOR RELATIONS COMMITTEE - No items appeared on the Tentative Steering Agenda.

ECONOMIC DEVELOPMENT COMMITTEE - No items appeared on the Tentative Steering Agenda.

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

AUDIT OVERSIGHT COMMITTEE - No items appeared on the Tentative Steering Agenda.

RESOLUTIONS - No items appeared on the Tentative Steering Agenda. Ordered on the Agenda were the two resolutions appearing on the Addenda.

ADJOURNMENT - There being no further business to come before the Steering Committee, upon a motion made, Seconded and Approved, the meeting was adjourned at 9:10 p.m.

Richard L. Lyons, Chairman
Steering Committee

APPOINTMENTS COMMITTEE - Annie Summerville & Ellen Bromley, Co-Chairwomen

REP. SUMMERVILLE said that the Committee met on Friday, July 30, 1993 at 7:00 p.m. Present were Reps. Gloria DePina, Ellen Mellis, John F. Leydon, Jr., Ralph Loglisci, John J. Boccuzzi; excused were Co-Chairs Annie Summerville and Ellen Bromley and Rep. Philip Stork.

Rep. Summerville placed items 1, 2, 4, 6 and 7 on the Consent Agenda.

HEALTH COMMISSION

TERM EXPIRES

- | | | |
|--|----------------|---------|
| 1. <u>MS. KATHLEEN HESLIN</u> (D)
68 Rising Rock Road
(Held in Committee 7/6/93) | Reappointment. | 12/1/94 |
|--|----------------|---------|

APPROVED ON CONSENT AGENDA

BOARD OF TAX REVIEW

- | | | |
|--|----------------|---------|
| 2. <u>MS. DIANE BALDYGA</u> (D)
23 Maltbie Avenue
(Held in Committee 7/6/93) | Reappointment. | 12/1/98 |
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APPROVED ON CONSENT AGENDA

PARKS & RECREATION COMMISSION

- | | | |
|---|----------------------|---------|
| 3. <u>MR. JEFFREY DOCIMO</u> (D)
77 Elizabeth Avenue | Replacing Guy Bailey | 12/1/93 |
|---|----------------------|---------|

HELD IN COMMITTEE

COMMISSION ON AGING

- | | | |
|--|----------------|---------|
| 4. <u>MS. ROXANNA KELLY</u> (D)
6 Avon Lane | Reappointment. | 12/1/94 |
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APPROVED ON CONSENT AGENDA

ECONOMIC DEVELOPMENT COMMISSION

- | | | |
|--|--|---------|
| 5. <u>MR. LEONARD VIGNOLA</u> (R)
30 Glenbrook Road, 2E | | 12/1/95 |
|--|--|---------|

REP. SUMMERVILLE said the Committee voted to place item 5 on Consent. She Moved for approval. Seconded.

PRESIDENT LYONS called for a vote to approve item 5. APPROVED by voice vote with 37 yes votes and one no vote, Rep. Stork.

APPOINTMENTS COMMITTEE: (continued)

PLANNING BOARD - ALTERNATE

TERM EXPIRES

6. MR. HARRY ORLICK (R) Replacing Ann Peskin. 12/1/93
31 Forestwood Drive

APPROVED ON CONSENT AGENDA

URBAN REDEVELOPMENT COMMISSION

7. MS. ELIZABETH SAUNDERS (R) Reappointment. 8/7/96
42 Indian Hill Road

APPROVED ON CONSENT AGENDA

REP. SUMMERVILLE Moved to approve the Consent Agenda. Seconded.

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

REP. SUMMERVILLE thanked Rep. Boccuzzi for Chairing the Appointments Committee meeting in the absence of the Co-Chairs. She commended him for a job well done.

FISCAL COMMITTEE - Mary Lou Rinaldi & Carmen Domonkos, Co-Chairwomen

REP. M. RINALDI said that the Committee met on Thursday, July 29, 1993. Present were Reps. Nicholas Pavia, Ralph Loglisci, John Hogan, Gloria DePina, John Leydon, Maria Nakian, Gerald Rybnick, Carmen Domonkos and Mary Lou Rinaldi. Rep. M. Rinaldi said that from 7:00 to 8:15 p.m., the Committee considered its regular agenda items; at 8:15, the Committee reconvened in the Legislative Chamber to conduct a public hearing on the Hoyt Street Extension appropriation. She said that the public hearing lasted for over three hours.

Rep. M. Rinaldi said that the Committee reconvened at 6:45 p.m. this evening to complete its deliberations.

Rep. M. Rinaldi placed items 3, 4, 5, 6, 8, 12 and 13 on the Consent Agenda. All Secondary Committees concurred or waived the Secondary Committee report.

1. 806.00 - HEALTH DEPARTMENT - CODE 565.VARIOUS - additional appropriation to administer Farmers Market Grant associated with WIC Program.

565.1140 seasonal	\$ 720
565.1310 FICA	56
565.2923 copying & printing	<u>30</u>
	\$ 806

Request by Mayor Stanley J. Esposito, 5/28/93. Held in Committee 7/6/93. Board of Finance approved 7/7/93.

REP. M. RINALDI said the Committee voted this item on Consent. She said this appropriation allows participants to buy fresh fruit during the months of July and August at the Farmers Market. She Moved for approval. Seconded.

FISCAL COMMITTEE: (continued)

REP. PERILLO asked if the Farmers Market was the only place the participants could shop for the fresh fruit; could they not go to a supermarket?

REP. M. RINALDI said that they could only go to the Farmers Market as each participant is given a \$10.00 coupon and for the months of July and August, the coupon is redeemable at the Farmers Market. Rep. M. Rinaldi said that the \$806 is basically for administrative costs for someone to process the coupons and invoices.

PRESIDENT LYONS called for a vote to approve item one. APPROVED by voice vote with 36 yes votes, one no vote, Rep. Maihock and one abstention, Rep. Perillo.

2. \$ 88,011.00 - HEALTH DEPARTMENT - CODE 570 VARIOUS LEAD POISONING PREVENTION GRANT - additional appropriation to cover grant which will fund lead inspector, a part-time lead inspector and other costs associated with program.

570.1110	\$34,191
570.1130	18,902
570.1201	10,500
570.1220	1,140
570.1310	4,247
570.1330	8,273
570.2930	4,258
570.2940	2,000
570.3711	<u>4,500</u> - TOTAL - <u>\$88,011</u>

Request by Mayor Stanley J. Esposito, 6/29/93. Board of Finance approved 7/7/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA WITH TWO ABSTENTIONS. REPS. SABIA AND RUBINO.

3. \$ 3,892.00 - HEALTH DEPARTMENT - RISK REDUCTION GRANT - CODE 558.1130 PART TIME SALARIES - additional appropriation to cover underfunded grant; will be used to fund portion of salary of a sanitarian. Request by Mayor Stanley J. Esposito, 6/29/93. Board of Finance approved 7/7/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

4. \$ 34,524.00 - HEALTH DEPARTMENT - AIDS EDUCATION/RISK REDUCTION - CODE 93.577 - additional appropriation to cover amount greater than budgeted.
- | | |
|-----------------------------------|-----------------------|
| 577.1110 salaries | \$ 963 |
| 577.1135 permanent part time | 1,243 |
| 577.1310 social security | 92 |
| 577.1330 medical & life | 6,187 |
| 577.2930 office expense | 7,108 |
| 577.5150 professional consultants | <u>18,931</u> |
| | Total <u>\$34,524</u> |
- Request by Mayor Stanley J. Esposito, 6/29/93. Board of Finance approved 7/7/93.

Above also referred to HEALTH AND PROTECTION COMMITTEE.

APPROVED ON CONSENT AGENDA

FISCAL COMMITTEE: (continued)

5. \$ 10,979.00 - PARKS AND RECREATION DEPARTMENT - CODE VARIOUS - additional funds to restore funds moved in emergency to fund Park Police.

620.1140 seasonal	\$ 237
620.2210 maint. of buildings	203
630.1201 overtime	1,203
630.2110 maint. of grounds	5,488
630.2210 maint. of buildings	3,098
640.1140 seasonal	417
645.2934 recreation supplies	<u>333</u>
	\$10,979

Request by Mayor Stanley J. Esposito, 6/29/93. Board of Finance approved 7/7/93.

Above also referred to PARKS AND RECREATION COMMITTEE.

APPROVED ON CONSENT AGENDA

6. \$ 44,550.00 - DEPARTMENT OF PARKS AND RECREATION - CODE 601.VARIOUS - additional appropriation needed to provide Park Police services through July 19 to September 20.

601.1110 full time salaries	\$10,462
601.1127 differential	2,820
601.1140 seasonal	29,694
601.1201 overtime	<u>1,574</u>
	\$44,550

Request by Mayor Stanley J. Esposito, 7/19/93. (This request is revision of 7/13/93 request) Contingent upon Board of Finance approval.

Above also referred to PARKS AND RECREATION COMMITTEE.

APPROVED ON CONSENT AGENDA WITH ONE NO VOTE. REP. THOMAS PIA.

7. \$146,000.00 - DEPARTMENT OF PUBLIC WORKS - CODE 343.1110 SALARIES - additional appropriation to restore inadvertent cut made during budget process. Request by Mayor Stanley J. Esposito, 6/4/93. Held in Committee 7/6/93. Board of Finance 7/7/93.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

REP. M. RINALDI Moved to approve the \$146,000. Seconded.

REP. MARTIN asked for an explanation "to restore inadvertent cut made during budget process."

REP. M. RINALDI said that the Committee was told that somehow during the budget process, a \$146,000 was cut out of the incinerator salary account; no one could tell how it happened but that it happened. She said that the account represents the salary of three people and if funding is not restored, the three will be laid off.

FISCAL COMMITTEE: (continued)

REP. MARTIN asked if the Board of Finance made the cut or the Board of Representatives or was the budget submitted that way?

REP. M. RINALDI stated that the budget was submitted that way from the Mayor's office.

REP. MARTIN said that he was tired of dealing with the mistakes made in the Mayor's office. He said that the \$146,000 mistake affects three job and he is honored bound to do the best for the city and he will vote for the appropriation. Rep. Martin said that the Mayor cut the park police and now we have a problem. He also stated that with the budget, perhaps, half the items now being reviewed are mistakes made during the process and are now being corrected. Rep. Martin said that he will continue to do his best for the city and will continue to vote in favor of the appropriations when the Mayor recognizes his errors and corrects them.

REP. SUMMERVILLE thanked Rep. Martin. She said that she feels the same as Rep. Martin. She said that some things may be oversights but some you cannot understand how they got to where they are. Rep. Summerville stated that many things in the budget must be looked over to see if mistakes have been made and the public must be aware that the Board is correcting mistakes that were made elsewhere.

REP. PIA said that he has always been against anyone coming back to the Board saying that it was a mistake during the budgetary process. He said that regardless of anyone coming before the Board, he will vote against the appropriation.

PRESIDENT LYONS called for a vote to approve \$146,000 for the Department of Public Works salaries. APPROVED by voice vote with 37 yes votes and one no, Rep. Thomas Pia.

8. \$ 30,878.00 - DEPARTMENT OF PUBLIC WORKS - CODE 341.1110 SALARIES - SEWAGE TREATMENT PLANT - additional appropriation for laboratory technician to continue function of Regional Nitrogen Testing Laboratory established by the state. Request by Mayor Stanley J. Esposito, 6/15/93. Board of Finance approved 7/7/93.

Above also referred to PUBLIC WORKS AND SEWER COMMITTEE.

APPROVED ON CONSENT AGENDA

9. 106,200.00 - LAW DEPARTMENT - CODE 230.5150 PROFESSIONAL CONSULTANTS - additional appropriation to cover law firm engaged to assist Director of Labor Relations in labor negotiations. Request by Mayor Stanley J. Esposito, 6/30/93. Board of Finance approved 7/7/93.

Above also referred to EDUCATION, WELFARE AND GOVERNMENT COMMITTEE.

HELD IN COMMITTEE

FISCAL COMMITTEE: (continued)

10. \$ 50,000.00 - LABOR RELATIONS - CODE 271.5150 PROFESSIONAL CONSULTANTS - additional appropriation needed for outside consultants; budget was reduced during budget process. Request by Mayor Stanley J. Esposito, 6/15/93. Board of Finance approved 7/7/93.

Above also referred to LABOR RELATIONS COMMITTEE.

REP. M. RINALDI said that the Committee reduced the appropriation from \$55,000 to \$50,000 because that was the amount of the original request during the budget process. The Committee voted six in favor, one opposed and one abstention to approve. Moved. Seconded.

REP. BOCCUZZI said that the Labor Relations Committee concurred.

PRESIDENT LYONS called for a vote. APPROVED by 33 yes votes, three no votes, Reps. Thomas Pia, Gregory LaDestro and Mary Lou Rinaldi and two abstentions, Rep. John Leydon and Annie Summerville.

11. \$460,900.00 - DEPARTMENT OF TRAFFIC AND PARKING - AMENDMENT TO CAPITAL PROJECTS BUDGET FOR FISCAL YEAR 1993/94 FOR PROJECT CODE 280.294 HOYT STREET EXTENSION - additional appropriation for extension of Hoyt Street from Summer Street to Washington Boulevard. Federal and State grant funds are available 90/10. To be financed by bonding which represents local 20% matching funds. Request by Mayor Stanley J. Esposito, 6/15/93. Planning Board approved 6/29/93. Board of Finance approved 7/7/93. Adoption of resolution regarding funding to be financed temporarily and/or permanently by borrowings, as to which the City expresses its official intent, all as more particularly stated on Exhibit A. Board of Finance approved 7/7/93.

Above also referred to TRANSPORTATION COMMITTEE.

REP. M. RINALDI said that the Committee voted seven in favor with one opposed to approve the appropriation; also, a resolution regarding funding stating the project will be funded temporarily by bonds was approved. Moved. Seconded.

PRESIDENT LYONS wanted the record to note that Reps. Bromley, Larobina, LaDestro and Mullins left the Floor and did not participate in any discussion or vote on the item.

REP. MORRIS said that the Transportation Committee voted three in favor, none in opposition with two abstentions to approve the item.

REP. PIA said that in the backup material, he found that there were no statistic listed for the intersection of Washington Boulevard and Broad Street. He asked if the Chair could give him any information on the intersection?

REP. M. RINALDI said that the Committee was informed at the public hearing that a traffic analysis was done by the F. R. Harris organization; she said whether or not it was included in the book, a study was done.

FISCAL COMMITTEE: (continued)

REP. PIA asked about the results of the study?

REP. M. RINALDI could not answer Rep. Pia as she did not have a copy of the study in front of her. She said that it was obvious that the State of Connecticut thought the project was compelling enough that they want to go ahead with funding.

REP. PIA said that every intersection on the Boulevard is listed except Washington and Broad Street. He asked why this intersection was not included?

REP. MARTIN said that perhaps the study was essentially for the design of the Hoyt Street extension and to know how much traffic will flow on the Hoyt Street extension. Rep. Martin said that an analysis was done on how much traffic is flowing at various intersections around the proposed extension with the hope of projecting the volume on Hoyt Street.

REP. PIA said that there have been many serious accidents at Broad and Washington Boulevard. He said that all are told to listen to the professionals; professionals gave us one-way traffic on Bedford and Summer Streets. He said that many individuals said that the pattern would not be good as it would be dangerous and become a speedway but the work was done anyway. Mr. Pia said that the professionals were wrong and not the people. He said that when the Ridgeway matter was before the Board, he asked about a traffic study because no one will spend \$28 million without a traffic study.

Rep. Pia said that he wanted to see a scale model set with computers that can generate the traffic pattern and flow throughout the city. He said that this would not be a one-shot deal as the city can keep it and in future years, could have access to it to make changes. Rep. Pia said that this model would be well worth the money. He said that too many professionals say, "this is the way it is going to be; I went to school, I got a diploma in engineering or whatever," and then the project falls apart and the taxpayer has to pay for it. Rep. Pia said that he cannot afford any more taxes in the city on projects that waste money that no one can tell us what is going to happen and what the end results will be.

Rep. Pia asked how many lights would be added on the span from Hoyt Street to Washington Boulevard? He said that no one was sure where the traffic will go if the entrance to the parking garage at the Court House will be located in the front or the rear of the building. Rep. Pia said that no one has all the answers and what is feasible. He questioned if 300 parking spaces will be added and if the air will be cleaner?

Rep. Pia said that money was spent in widening Washington Boulevard; the concept was to have a free flow of traffic. He asked how many new traffic lights would be installed?

REP. M. RINALDI said that there would be an addition of one traffic light; whatever is in place now plus one more.

REP. PIA questioned what is going to happen at Washington and Broad Street after Blocks 8 and 9 are completed or if UCONN comes downtown? Rep. Pia said that in his opinion there are many unanswered questions and he cannot see spending funds for a project that does not show how to get rid of traffic without adding to what is already at Broad Street and Washington Boulevard.

FISCAL COMMITTEE: (continued)

REP. PIA questioned how many units in the condominium complex; the selling price of the units; is the price going to be fair market value; is the price going to be based on the revaluation numbers? Also, he mentioned that the design cost was \$180,000; is it for the right-of-way; appraisals and acquisition which is supposed to be \$4,650,000? Rep. Pia wanted to know what the cost of the acquisitions of the condo is going to be and what the cost will be based upon? Also, if the city will have any control on the construction of the extension?

REP. M. RINALDI said that the federal government will determine the price; three appraisals will be gotten. Ms. M. Rinaldi said that the city will have control on the construction; the state and the federal government will determine who the contractor will be based on bids.

REP. LOGLISCI said that he will vote in favor of the extension and wanted the record to note that his vote will be the result of bowing to the collective wisdom of those groups representing the business community, the Mayor's office and Mr. Jon Smith who spent an hour on a one-to-one session assuring him that this extension is critical to improving the downtown traffic flow as well as to east-west travel in the city and the extension is the missing link in the overall plan to create adequate curbside parking while improving air quality and making downtown pedestrian friendly.

Rep. Loglisci said that he also listened to the woes presented by the unit owners at 1116 Summer Street and believed that their current situation deteriorated in no small part due to the city's on again, off again procrastination, plus the prohibitive costs to the owners for rehabilitation. Rep. Loglisci said that with all that is being said, he hoped that a bottleneck will not be created at Washington and Hoyt Street which would require additional construction requiring more money. He said that he is confident that should this happen, those same civic, business and political leaders who have so forcefully supported this project would feel obligated and compelled to come forth to solve any problems arising from the project.

REP. DeLUCA wanted clarification on whether the state and federal government will be in charge of the construction?

REP. M. RINALDI said that they will be with input from the city.

REP. DeLUCA said that in the backup, the total is \$6.2 million but in the packet received from the Chamber of Commerce, the figure is \$4.2 million. Rep. DeLuca asked about the difference and whether the project changed since the report was prepared in 1989?

REP. M. RINALDI said that the change was probably due to the recession.

REP. DeLUCA said that perhaps something is being left out and later on, there will be a request for additional funding.

REP. M. RINALDI said that there are no land acquisition costs which was a factor in the 1989 planning but not now.

REP. DeLUCA asked if the 4.2 does not include acquisition costs?

REP. M. RINALDI said that it did not.

FISCAL COMMITTEE: (continued)

REP. DOMONKOS said that originally, the state was going to have to purchase land between Franklin and Washington Boulevard, now there is an easement that the landowner in that segment is now providing an easement so the land does not have to be purchased. Rep. Domonkos said that is what reduced the cost.

REP. DeLUCA asked if additional costs are incurred, who would pick up the costs?

REP. M. RINALDI said that the split would still be 90/10; much of the city's share is for the relocation costs and for 100% of the final design work.

REP. DeLUCA asked if anything was in writing regarding the commitment of the funds?

REP. M. RINALDI that the city was asked to contribute 10% of the cost; in return, 80% will be received from the federal government and 10% from the state government. She said that the city's money is not expended until the grants actually come through; the city is still in the application process so there is nothing in writing at this point other than letters of encouragement and money already contributed to other related projects in the city.

REP. DeLUCA said that he had reservations about the project. He did not think it will eliminate the traffic or alleviate the congestion. He was not convinced this project was a cure-all or the best thing for the city and will vote no on the project.

REP. ZELINSKY said that the Board is led to believe that the almost \$500,000 of city money and the balance from the federal and state government, if approved, (quoting from the booklet) "Is to provide the means to divert traffic out of the downtown 'core' by providing a critical segment in a 'loop' traffic system giving an effective bypass traffic option..." Rep. Zelinsky said that he emphasizes "option" and continued to quote the paragraph, "that does not exist today and to improve east/west traffic flow in the downtown and it's northern perimeter." Rep. Zelinsky said that the paragraph does not state that it "will;" the assumption is that it might. Rep. Zelinsky said that this is a proposal to spend money on something that may work; there are no guarantees.

Rep. Zelinsky said that he is for improving traffic flow especially downtown and for pedestrian crossings and helping in anyway that he can the Stamford merchants; however, he was against wasting dollars of the hard working taxpayers and residents who live on a fixed income tax on a project that will not benefit Stamford residents. Rep. Zelinsky said that the Board has an obligation to the constituents and other residents of the Stamford to carefully scrutinize this request.

Rep. Zelinsky said that in the backup booklet, it specifies various things that may occur; the reason for the Hoyt Street extension and not having North Street widened, which was the original request of a former traffic director, was because "it cannot be widened due to the existence of a historical cemetery abutting that section of North Street between Summer and Franklin Street." Rep. Zelinsky said that North Street can be widened from Franklin Street to Washington Boulevard; there is an abandoned house on the corner and two condominiums set back quite a bit from the road and there would be no problem in widening the street from that area. Rep. Zelinsky said that at the public hearing, he asked Jon Smith if that could be done and Mr. Smith said that that was a possibility and could be looked into.

FISCAL COMMITTEE: (continued)

REP. ZELINSKY said that this evening, it seems there is no alternative as the project is before the Board for the fifth time to be voted on. Rep. Zelinsky said that the city has had no traffic director for almost two years; the city needs a traffic director; not a road improvement here and another one elsewhere that may work. He said if the city had a traffic director, studies could be done to see if this project is the right way to go.

Rep. Zelinsky said that he can appreciate the business community pushing very hard for the project because they believe that the project will work. He said that he can sympathize with the owners of the condos that have been living with this uncertainty for five long years. He said if he had to vote on the issue for their benefit, he would vote yes this evening; however, he said that he has to vote on the merits of the issue, is it worth spending the money whether it be \$460,000, \$1 million, \$5 million or whatever the cost? Rep. Zelinsky questioned if the end result is going to do what it is supposed to do; alleviate traffic and alleviate air pollution. He said that in all honesty, he could not see how two blocks of road, 1000 feet long, two blocks from the northern most point of the new Stamford Downtown Special Services District and about five blocks from downtown Stamford will effect clean air, alleviate traffic congestion, provide more parking spaces and have better pedestrian crossings.

Rep. Zelinsky said at the public hearing there was a lone voice, Mr. William Sabia, a respected former city engineer for the City of Stamford who wrote letters, "The construction plan shows the demolition of a substantially well-built brick building over vacant land to be acquired into Washington Boulevard. To destroy existing housing at a time when moderate housing is in short supply doesn't make sense. Does it matter that 32 condo units will be destroyed for a street extension? Washington Boulevard was built over 20 years ago as a limited access highway to allow traffic to the downtown area and the railroad station quickly without delay." Rep. Zelinsky stated that now a traffic light at the extension would stop the free flow of traffic. He also said that to remove tax property from the grand list at this time is to reduce revenue when the grand list is flat. Rep. Zelinsky said that these things must be weighed; the advantages and disadvantages, the losing of tax dollars, the losing of much needed housing and will the project do what it is intended to do?

Rep. Zelinsky said that further in Mr. Sabia's letter, it stated, "That this participation in the funding of this proposed improvement will be by the state and federal government, the state will handle the entire project including the acquisition of property, appraisals, etc."

Rep. Zelinsky reminded Board members of the construction of the Transportation Center which was under federal supervision. He said that from the original structural design flaws to the long delay in completion, it was an exercise in shifting the blame; it was never clear who was at fault for the 22 months of delay; the fact remains that the city is bound to the state and federal methods of operation.

Rep. Zelinsky said that he hoped that whatever happens this evening, this projects does not come before the Board for a sixth time. He said that if the project is approved this evening, he hoped that it will do all the miraculous things that are being claimed, but he said that he believed this was the impossible dream.

FISCAL COMMITTEE: (continued)

REP. BOCCUZZI said that he would be voting in favor of the project. He said a lot of work has been on the report and those involved are experts and he is taking their word. Rep. Boccuzzi said that monies have been appropriated for many little projects that will depend and help the Hoyt Street extension such as curb cuts, parking, etc. Rep. Boccuzzi said that no one has touched upon the fact that this is one project that the business community has gotten behind to see something done and are in favor of. He said that in these times, we must worry to keep businesses in Stamford, and a vote in favor of the project shows the business community and corporations that the city is listening to their needs and trying to do something to keep the businesses here and that the Board is in favor of a project that will in the long run be an asset to the business community. Rep. Boccuzzi reminded the members that if the business community leaves Stamford, it makes no difference if we vote yes or no as the business community is needed. He hoped that the Board votes to approve the project.

REP. MELLIS said that the project must be looked at as part of a whole and a part of Stamford's future and give credence to those who planned the project and a vote of confidence for Stamford's future.

REP. DOMONKOS said that she will vote for the project because she is a representative of the people of the community. She said that at the public hearing, there were 27 people who spoke and of the 27, 26 were totally in favor of the project. Rep. Domonkos said that there were business organizations representing every major group from retailers to corporate people in the community. Rep. Domonkos said that she really wanted to hear from the residents that are the owners of the condos and they spoke 100% in favor of the project. Rep. Domonkos also stated that these people have been hurt throughout the years by bandying the issue around and now is a chance to assist these people; a fair market value will be received for their condos, plus full relocation costs to help with relocation. Rep. Domonkos said that the condo owners will never get another deal as good as this one. She said that these individual must be helped. Rep. Domonkos said that surrounding neighbors also spoke in favor of the project. She said that throughout the past few years, projects have been approved supporting this traffic pattern and the widening of Grove Street, Greenwich Avenue, Washington Boulevard; signage is paid for preparing for the direction of people coming off of I-95 to circumvent the downtown area when they are not going to stop downtown.

Rep. Domonkos said that a huge portion for this project is being received from the state and federal government and if Stamford does not go for the project, Norwalk is just waiting to put together their downtown area. Rep. Domonkos encouraged and urged the members of the Board to say yes on the economic development of Stamford.

REP. RUBINO said that he voted against the proposal in the past but will be voting in favor of the project this evening for basically five reasons; to improve the east/west traffic flow; to aid in the compliance of the Clean Air Act; to increase downtown parking by use of diagonal parking; because 90% of the cost is state and federal money; and because he received written confirmation from Jon Smith confirming that the city's 10% will not be a risk in the event that the federal funds ultimately are not available.

FISCAL COMMITTEE: (continued)

REP. MARTIN said that he voted on both sides in the past. He said that he has been looking for a comprehensive traffic study in the downtown area and a cost benefit analysis for proposals of this magnitude. He said that he was disappointed that we have not yet reached that level, disappointed that our traffic lights are not timed as they should be and signalization on North and South State Street is not as it should be. Rep. Martin said that he cannot figure out how the city will deal with the traffic flow unless this project is approved. Rep. Martin said that he will vote in favor of the project because he is making a bet on the future of Stamford.

REP. BELCHER said the Board is looking at a future situation and not a historical situation. He said that the downtown people were shafted by the mall and if we don't take care of the downtown now, things will get worse. He said that the new courthouse will be creating close to a 1,000 parking spaces in a garage on either North and/or Hoyt Street. He said that with the whole downtown development issue still up-in-the-air, a more people friendly downtown area must be created. Rep. Belcher said that he would be voting yes on the project.

REP. M. RINALDI said that much of what she would have said has already been said. She said that she must respond to Rep. Zelinsky. She said that if anybody is concerned that adequate housing is being torn down, one of the unit owners tried to rent the unit under Section 8 and the Housing Authority turned down the unit because it was substandard and did not meet code.

REP. ZELINSKY asked about a letter from Chief Mayer concerning the new courthouse parking garage on North Street; if entrance and egress would be on North Street?

REP. M. RINALDI said that she did have a letter from Tom Fava which said that there will be access to the basement level of the garage from North Street, the police department will access from the first level of Bedford Street and the general public will access the remaining levels, a total of 200 to 300 spaces from Hoyt Street.

REP. ZELINSKY said that it was mentioned that the project would create jobs for the residents of Stamford and if he thought it would, he would be voting in favor of the project; however, he said that the state policy is that whoever is awarded the bid, whether it be a Connecticut firm, or a firm from another state, there is no obligation on the part of the firm to hire local people. Rep. Zelinsky said that preference should be given to the local people. Rep. Zelinsky said that he has thought about the project very carefully and there is no way that he can understand that people heading up or down Washington Boulevard, or heading up Bedford Street, what would warrant their turning either left or right on Hoyt Street as the case may be to use the new extension. Rep. Zelinsky said that it was mentioned that the extension is going to solve traffic from Springdale and Glenbrook; he said that he did not know their routes now but could not believe that they would use the Hoyt Street extension. He said that if the funding is approved this evening, he sincerely hopes that the project will do all that it is intended to do.

FISCAL COMMITTEE: (continued)

REP. M. RINALDI said that as explained at the public hearing, what the extension does is provide people with options; if their intent is to be in the downtown area, their traffic pattern is not going to change, but if their are trying to get out of the downtown district to go to other parts of the city, this outer loop allows them to do that.

REP. BOCCUZZI Moved the question. Seconded.

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

REP. BOCCUZZI asked for a Point of Information; how many people are on the Floor and the number required to approve the funding?

PRESIDENT LYONS said that 34 members were present and 23 votes were needed to approve the appropriation.

REP. DOMONKOS Moved for a Roll Call vote. Seconded.

PRESIDENT LYONS called for a vote to have a Roll Call vote. APPROVED by voice vote with no dissenting votes.

PRESIDENT LYONS instructed Clerk Summerville to Call the Roll to approve \$460,900 to amend the capital projects budget for the Department of Traffic and Parking for the Hoyt Street extension and the adoption of the resolution regarding the funding for the project.

CLERK SUMMERVILLE proceeded to call the Roll on approving the appropriation and funding resolution for the Hoyt Street extension. Clerk Summerville said that the record showed 26 yes and 8 no votes. There were 24 members present and six absent. The record will note that Reps. LaDestro, Bromley, Larobina and Mullins were off the Floor and did not participate. Reps. Owens and Gergle reluctantly voted yes. A copy of the vote is attached to these Minutes.

PRESIDENT LYONS said that the motion was APPROVED by 26 yes and 8 no votes.

12. PROPOSED RESOLUTION TO APPLY FOR FUNDS UNDER THE GOVERNOR'S SUMMER YOUTH INITIATIVE PROGRAMS. Submitted by Mayor Stanley J. Esposito, 7/7/93.

APPROVED ON CONSENT AGENDA

13. PROPOSED RESOLUTION APPROVING SUBMITTAL OF LIST OF PROGRAMS TO THE STATE DEPARTMENT OF SOCIAL SERVICES IN ACCORDANCE WITH THE PROVISIONS OF AN ACT CONCERNING CONNECTICUT NEIGHBORHOOD ASSISTANT (PA 82-469). Submitted by Mayor Stanley J. Esposito, 7/6/93.

APPROVED ON CONSENT AGENDA WITH REP. MAIHOCK ABSTAINING AND REPS. GERGLE AND LEYDON ABSTAINING ON PART OF THE PROGRAM REGARDING GIRLS, INC. OF STAMFORD.

FISCAL COMMITTEE: (continued)

REP. M. RINALDI Moved the Consent Agenda. Seconded.

PRESIDENT LYONS called for a vote to approve the Consent Agenda. APPROVED by voice vote with Reps. Sabia and Rubino abstaining on item two; Rep. Pia voting no on item six; Rep. Maihock abstaining on item 13 due to a conflict of interest and Reps. Gergle and Leydon abstaining on part of item 13 which pertained to the program regarding Girls, Inc. of Stamford.

LEGISLATIVE & RULES COMMITTEE - Maria Nakian, Chairwoman

REP. NAKIAN said that the Committee met on Monday, July 26, 1993 at 7:00 p.m. Present were Committee members Maria Nakian, Scott Morris, David Martin, Carmen Domonkos, John R. Zelinsky, Jr., Audrey Maihock, Gregory LaDestro, Joan Rinaldi and Donald Sherer; Sandra Dennies, Grants Director on item 3 and Attorney Samuel Bernstein on item 6.

Rep. Nakian placed items 2, 3, 4, and 6 on the Consent Agenda.

1. (L&R22.58) REVISION OF SECTION 111-1 B. OF THE CODE OF ORDINANCES CONCERNING DOG REGULATIONS. Requested by Rep. John R. Zelinsky, Jr., D-11, 5/7/93. Held in Committee 6/7 and 7/6/93.

HELD IN COMMITTEE

2. (L&R22.61) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING CHAPTER 59 OF THE CODE OF ORDINANCES CONCERNING THE TRANSIT DISTRICT. Submitted by Reps. Maria Nakian, D-20 and Scott A. Morris, D-17, 5/5/93. Held in Committee 6/7 and 7/6/93.

APPROVED ON CONSENT AGENDA

3. (L&R22.62) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING ORDINANCE NO. 683 SUPPLEMENTAL CONCERNING PURCHASING PROCEDURES. Submitted by Mayor Stanley J. Esposito, 6/22/93.

APPROVED ON CONSENT AGENDA

4. (L&R22.63) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING SECTION 9-6 OF THE CODE OF ORDINANCES CONCERNING THE SPECIAL SALE OF CITY-OWNED PROPERTY. Submitted by Reps. Maria Nakian, D-20 and David Martin, D-19, 6/12/93.

APPROVED ON CONSENT AGENDA

5. (L&R22.64) FOR PUBLICATION - PROPOSED ORDINANCE AMENDING CHAPTER 70 OF THE CODE OF ORDINANCES CONCERNING FIRE AND BURGLAR ALARMS. Amendment is to waive the \$50.00 fine if police take longer than 20 minutes to respond. Submitted by Rep. David Martin, D-19, 7/13/93.

LEGISLATIVE & RULES COMMITTEE: (continued)

REP. NAKIAN said that the Committee voted seven in favor, one opposed with no abstentions to approve. Moved. Seconded.

REP. MARTIN Moved to return item 5 to Committee. Seconded. He said that he received more information that would be more acceptable to a broader audience.

PRESIDENT LYONS called for a vote to return item 5 to Committee. APPROVED by voice vote with no dissenting votes.

6. (L&R22.40) FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING TAX ABATEMENT FOR MERKOS L'INYONEI CHINUCH, INC. LOCATED AT 57 REVONAH AVENUE. This is a religious, educational organization. Requested by Samuel J. Bernstein, Esq., Zone & Bernstein, 123 Prospect Street, Stamford, CT 06901, 12/22/92. Returned to Committee 4/1/93. Held on Pending Agenda 4/14/93.

APPROVED ON CONSENT AGENDA WITH REPS. LaDESTRO AND PERILLO ABSTAINING

REP. NAKIAN Moved the Consent Agenda. Seconded.

PRESIDENT LYONS called for a vote to approve the Consent Agenda. APPROVED by voice vote with Reps. LaDestro and Perillo abstaining on item 6.

PERSONNEL COMMITTEE - John J. Hogan, Jr., Chairman - No report.

PLANNING & ZONING COMMITTEE - W. Dennis White, Chairman

REP. LaDESTRO said that the Committee met on Thursday, July 22, 1993 at 7:30 p.m. Present were Committee members Gregory LaDestro, John J. Boccuzzi and Scott Morris; there no quorum.

1. STATUS REPORT ON THE OLD TOWN HALL. Requested by Rep. Annie M. Summerville, D-6, 5/6/93. Held in Committee 6/7 and 7/6/93.

HELD IN COMMITTEE

2. FOR PUBLICATION - PROPOSED ORDINANCE FINALIZING THE SALE OF A PORTION OF COMMERCE STREET. Submitted by Rep. Gregory LaDestro, Vice Chairman, Planning and Zoning Committee, 7/12/93.

HELD IN COMMITTEE

3. FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING THE NAMING OF OMEGA DRIVE AS AN OFFICIAL CITY STREET AND ONE OMEGA DRIVE AS AN OFFICIAL STREET ADDRESS. Submitted by Reps. Scott Morris, D-17 and Gregory LaDestro, R-17, 7/12/93.

HELD IN COMMITTEE

PUBLIC WORKS & SEWER COMMITTEE - Bobby Owens, Chairman

REP. OWENS said that the Committee met on Thursday, July 22, 1993 at 7:00 p.m. Present were Committee members Robert DeLuca, Jeffrey Curtis, Fred Johnson, Ronald Sabia and Bobby Owens; excused was John R. Zelinsky, Jr. Also present were Reps. Joseph Gergle and Michael Larobina. Rep. Owens said that a public hearing on item 2 will be held on Wednesday, August 4, 1993 at 7:00 p.m.

1. FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING DEFERRALS OF SEWER ASSESSMENTS FOR ELDERLY AND DISABLED PROPERTY OWNERS. Submitted by Mayor Stanley J. Esposito, 5/25/93. Held in Committee 7/6/93.

HELD IN COMMITTEE

2. PROPOSED RESOLUTION CONCERNING THE BOARD OF EDUCATION'S RECOMMENDATION DESIGNATING A PARCEL OF LAND AT THE TURN OF RIVER MIDDLE SCHOOL PROPERTIES BE RETURNED TO THE JURISDICTION OF THE CITY OF STAMFORD. Said land to be used for a branch library of the Ferguson Library; also, other conditions requested. Submitted by Allen Grafton, Asst. to the Supt., Stamford Public Schools, 888 Washington Boulevard, Stamford, CT 06904-2152, 6/9/93. Held in Committee 7/6/93.

HELD IN COMMITTEE

3. RESULTS AND ACTION TO BE TAKEN ON TOILSOME BROOK FLOOD PLAN MANAGEMENT STUDY. Requested by Rep. Joseph A. Gergle, D-11 and Rep. John R. Zelinsky, Jr., D-11, 6/14/93. Held in Committee 7/6/93.

HELD IN COMMITTEEHEALTH & PROTECTION COMMITTEE - Audrey Maihock, Chairwoman

REP. MAIHOCK said that the Committee met on Thursday, July 29, 1993 at 7:00 p.m. Present were Chairperson Audrey Maihock, Committee members Ellen Mellis, Joseph Gergle, Bobby Owens, Marggie Laurie and James Rubino; James Rubino did not participate on the debate on the lead paint issue due to a conflict of interest. Also present were Reps. Robert DeLuca and Thomas Pia; Patrice K. Johnson, from the Advocate; Michael Kraynak; Richard Robinson; Anna Goldring; Dr. Andrew McBride; and Jon Gallup.

The record notes that Rep. Summerville left the Floor and did not participate in any discussion or vote on the following item.

1. FOR PUBLICATION - PROPOSED ORDINANCE CONCERNING THE ABATEMENT OF LEAD HAZARDS. (SECOND PROPOSAL) Submitted by Reps. Robert DeLuca, R-14, Ralph Loglisci, R-14, and Joseph Gergle, D-11, 2/22/93. Returned to Committee 6/7/93.

REP. MAIHOCK said that a letter was received dated July 29, 1993 from Richard Robinson, Assistant Corporation Counsel, commenting on the Committee's request for an expanded appeals procedure if possible. Rep. Maihock quoted from the letter, "We have come to the conclusion that the appeal process currently being used by the Health Department cannot be changed without violating the Charter and/or the State of Connecticut Public Health Code."

HEALTH & PROTECTION COMMITTEE: (continued)

REP. MAIHOCK (continuing) "Although the City of Stamford has provided an appeal mechanism for decisions of the Director of Health, the office of the Attorney General for the State of Connecticut has determined that the Public Health Code supersedes our local appeal procedure and any appeal must initially be presented to the State Department of Health in accordance with the Rules and Procedures established by said department. Therefore, the City's legal position is that an individual may appeal the Health Director's orders to the State Health Commission for the first 48 hours. Upon the expiration of the 48-hour time period, the individual may appeal to the Stamford Health Commission until the seventh day after the order was issued. Finally, any change in the appeal process for appeals to the Stamford Health Commission will require an amendment of the city Charter."

Rep. Maihock Moved for publication of the proposed ordinance. Seconded.

At this point in the meeting, the record notes that Reps. Zelinsky, Rubino, Larobina, Leydon, LaDestro, Mullins and Bromley left the Floor on the issue of the proposed lead abatement ordinance.

REP. LOGLISCI said in view of the fact that the federal government is looking to change the standards on lead hazards, he questioned why the Board was in a hurry to change the city's standards and cannot wait until we see the changes made on the federal level. Rep. Loglisci said that he would vote against the publication.

REP. BOCCUZZI said that he agreed with Rep. Loglisci, but the city's present regulations are 000 and if you go to court, that is the regulation you will be under. Rep. Boccuzzi said a regulation of .06 would be better because at least, there is a number; presently, the city has no number.

REP. DeLUCA said that he agreed with Rep. Boccuzzi because the way the regulations read now, the city is in trouble. Rep. DeLuca said with this proposal there is a number to protect the landlords and the city; he recommended publication and when the state and federal government comes out with their guideline, amendments can be made.

REP. GERGLE said that the proposed ordinance did outline policies and procedures that are not in place at the present time and also, delves deeply into some definitions of things that needed to be in the ordinance.

Rep. Gergle said that at the present time, every single house, condo, building is in violation because there is some level of lead, even if new paint; every property in Stamford is in violation of the ordinance.

REP. MAIHOCK said a copy of the approved amendments was sent to all members. (Underscore indicates amendments) Amendments on page 7, 2. Abatement Required (e) change 1 (c) to 2 (c); (e) line 11 - 13, "The plan must be submitted to the Director of Health. The plan should not contain financial data. It shall also be submitted to the State Health Commissioner upon request."

HEALTH & PROTECTION COMMITTEE: (continued)

REP. MAIHOCK (continuing) Amendment on page 17 (b) third paragraph from top of page beginning with Other dwellings - line 6 to end of paragraph. "The owner shall submit a written lead abatement plan to the Director of Health within twenty (20) working days of initial identification of a lead hazard. The plan should not contain financial data. The Director of Health shall review the plan for....."

Rep. Maihock said that the Committee approved a motion for publication with the amendments and the Committee specified in an advisory that the future Board of Representative review and make any amendments due to the fact that the state and federal government are expected to report on their findings in the months ahead; the vote for approval was 5-0-0.

Rep. Maihock said that in a letter of March 30, 1993 from the state Health Commissioner received by Dr. McBride, stated that the state will know by October, 1993 whether the federal Environmental Protection Agency and HUD will seek a lower standard. Rep. Maihock stated that EPA is required by Title 10 of the Lead Based Paint Hazard Reduction Act of 1992 to promulgate regulations by April, 1994. Rep. Maihock said that the state lead poisoning task force is to report its findings and recommendations to the General Assembly on or before February 9, 1994. Rep. Maihock stated that the term of the 22nd Board of Representatives will conclude by November and Asst. Corporation Counsel Robinson had advised that the city's current ordinance should be replaced with a more definitive lead standard and more specific procedures. Rep. Maihock said that the Committee felt it necessary to approve the ordinance with this advisory.

Rep. Maihock thanked Eva Weller, Researcher for the Board, for her survey of adjacent communities in this respect.

PRESIDENT LYONS called for a vote to approve for publication, as amended, proposed ordinance concerning lead hazards. APPROVED by voice vote with one abstention, Rep. Sabia.

Rep. Maihock said that the Committee also met this evening at 6:45 to discuss the Secondary Committee items. Present were Audrey Maihock, James Rubino, Ellen Mellis, Marggie Laurie and Joseph Gergle.

2. MATTER OF CEASE AND DESIST ORDER ISSUED TO HAMILTON GARDEN CENTER BY THE CITY OF STAMFORD. Submitted by Rep. Thomas Pia, R-7, 7/14/93.

HELD IN COMMITTEE

REP. LOGLISCI Moved to Suspend the Rules to take up an item not on the Agenda. Seconded.

PRESIDENT LYONS called for a vote to Suspend the Rules. APPROVED by voice vote with two voting in opposition.

HEALTH & PROTECTION COMMITTEE: (continued)

REP. LOGLISCI read a Sense-of-the-Board Resolution Regarding Legal Counsel. The resolution requested that President Richard Lyons submit an additional appropriation to hire independent legal counsel on the lead hazard issue. He said that Corporation Counsel is legal counsel to the Director of Health who has articulated a clearly defined position on the issue and the Committee desires counsel who is not affected by the opinions of the Health Director.

PRESIDENT LYONS stated that if any Committee feels there is a conflict of interest between the legal counsel provided by the Corporation Counsel and an issue that affects the city, all that has to be done is to ask the Corporation Counsel to appoint outside counsel. President Lyons said that there have been zoning matters before the Board where Corporation Counsel could not represent both so outside counsel was hired. President Lyons said that if an opinion is received and not liked, that is something else. He said that in this case, he did not think there is a legitimate conflict; if state statutes prevail, and they must be obeyed, that does not constitute a conflict. President Lyons said that with the information he is privileged to, he is reluctant to think that there is a conflict.

REP. BOCCUZZI said that a few years ago, the Board requested its own legal counsel; this was ruled that it was against the Charter as the city has its own law department. Rep. Boccuzzi said that he was not certain that what the resolution requests can be done. He said that the request must be made to Corporation Counsel asking them to hire outside counsel if the Board feels there is a conflict. Rep. Boccuzzi said that he did not think the President of the Board has a right to ask for an appropriation because he did not believe that the Charter allows for that.

REP. DeLUCA asked if it were permissible to request the President of the Board to ask Corporation Counsel to assist the Committee with the ordinance? Rep. DeLuca said that the counsel attending the meetings seems to be one way in the interpretation of the Charter and ordinance.

PRESIDENT LYONS said that he will set up a meeting with the Committee and with Corporation Counsel to find out exactly where Rep. DeLuca feels the representation is inadequate or slanted.

REP. LOGLISCI Moved to withdraw his motion. Seconded.

PRESIDENT LYONS called for a vote on the withdrawal of the motion. APPROVED by voice vote with no dissenting votes.

PARKS & RECREATION COMMITTEE - Robert DeLuca & Thomas Pia, Co-Chairmen

REP. DeLUCA said that the Committee met on Tuesday, July 20, 1993 at 7:30 p.m. Present were Committee members Robert DeLuca, Thomas Pia, Mildred Perillo, Fred Johnson, Gerald Rybnick, Donald Sherer and Joseph Gergle; Parks and Recreation Director Stephen Elkins, Parks and Recreation Commission member Raymond DeLuca, E. G. Brennan Golf Commissioners Charles Curley and Jack Pavia; Joseph Marrucco of the Stamford Golf Authority; Rosemary Raffaele, Executive Aide; and Ed Condon.

1. REVIEW OF LETTER DATED 5/26/93 FROM ED CONDON TO CHRIS COHAN REGARDING ISSUES PERTAINING TO THE PARKS AND RECREATION DEPARTMENT. Submitted by Reps. Robert DeLuca, R-14 and Thomas Pia, R-7, 6/9/93. Held in Committee 7/6/93.

PARKS & RECREATION COMMITTEE: (continued)

REP. DeLUCA said that in answer to Mr. Condon's letter to Chris Cohan, a letter was received from Steve Elkins stating that he and Mr. Condon met and Mr. Condon was happy with the information presented to him.

2. REVIEW POLICIES AND PROCEDURES REGARDING THE CLASSIFICATION OF PEOPLE AS RESIDENTS AND NON-RESIDENTS WHEN IT COMES TO OBTAINING RESIDENT PERMITS AT THE GOLF COURSES AND PARK STICKERS. Requested by Reps. Robert DeLuca, R-14 and Thomas Pia, R-7, 7/1/93.

REP. DeLUCA said that on the above item, a complete report was sent to all members which stated that the Committee as well as the Golf Authority, Brennan Golf Course Commission members and Steve Elkin recommended the following policy: a) Must be domiciled in the city; b) Show two proofs of ID, such as a tax bill, utility bill, license, lease or deed; c) The two sources of ID must have the same address; and d) Should have a photo ID which may not be possible if the person does not have a driver's license. Rep. DeLuca said that the Committee believes that the above policy will reduce the number of people who were able to obtain resident cards at the golf facilities without being domiciled in the city.

3. REVIEW THE SITUATION REGARDING THE PARK POLICE. Requested by Rep. Donald Sherer, R-18, 7/13/93.

REP. DeLUCA said that funds were already voted on and the park police should be on duty for the remainder of the season.

EDUCATION, WELFARE & GOVERNMENT COMMITTEE - John R. Zelinsky, Jr., Chairman

REP. ZELINSKY said the Committee met on July 29, 1993 to vote on the Secondary items.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE - Elaine Mitchell, Chairwoman

REP. MITCHELL said that the Committee met on Tuesday, July 20, 1993 at 6:30 p.m. Present were Committee members Jeffrey Curtis, Fred Johnson, Ellen Mellis and Elaine Mitchell; excused were Garry Clemmons, Nicholas Pavia and Annie Summerville; also present were Sandra Dennies, Grants Director; Tim Beeble, Community Development Director and Phil McKain, President of CTE. A complete report was sent to all members.

Rep. Mitchell placed items 1, 2 and 3 on the Consent Agenda. The Committee voted 4-0-0.

1. PURSUANT TO ORDINANCE 687 SUPPLEMENTAL, BUDGETING PROCEDURES FOR THE STAMFORD COMMUNITY DEVELOPMENT PROGRAM, REQUEST FROM THE FOOD BANK TO HAVE \$350 TRANSFERRED WITHIN THEIR ALLOCATED DOLLARS FROM "CLEANING" TO "DRIVING." No change in total amount of grant provided to Food Bank. Request by Mayor Stanley J. Esposito, 7/9/93.

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. REP. OWENS.

HOUSING & COMMUNITY DEVELOPMENT COMMITTEE: (continued)

2. PURSUANT TO ORDINANCE 687 SUPPLEMENTAL, BUDGETING PROCEDURES FOR THE STAMFORD COMMUNITY DEVELOPMENT PROGRAM, REQUEST FROM HISTORIC NEIGHBORHOOD PRESERVATION PROGRAM CHANGE ORDER REQUESTING \$2,831 SAVINGS FROM WORKSHOP'S PROPOSED EXPENSES BUDGET TO HNPP NEWSLETTER AND TO ASSIST WITH SUPPORTING HNPP'S SERVICE TO THE COMMUNITY DEVELOPMENT PROGRAM. There is no increase in CDBG dollars being requested. Request by Mayor Stanley J. Esposito, 7/9/93.

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. REP. OWENS.

3. PURSUANT TO ORDINANCE 687 SUPPLEMENTAL, BUDGETING PROCEDURES FOR THE STAMFORD COMMUNITY DEVELOPMENT PROGRAM, SINCE CTE IS NOT DOING WEATHERIZATION WORK, THEY REQUEST THESE FUNDS TALLING \$33,000 BE FREED UP AND GO OUT THROUGH THE PUBLIC APPLICATION PROCESS ONCE AGAIN. Request by Mayor Stanley J. Esposito, 7/9/93.

APPROVED ON CONSENT AGENDA WITH ONE ABSTENTION. REP. OWENS.

REP. MITCHELL Moved to approve the Consent Agenda. Seconded.

PRESIDENT LYONS called for a vote to approve the Consent Agenda. APPROVED by voice vote with 37 yes votes and Rep. Owens abstaining on items 1, 2, and 3.

URBAN RENEWAL COMMITTEE - Mary Lou Rinaldi & Michael Larobina, Co-Chairpersons
No report.

ENVIRONMENTAL PROTECTION COMMITTEE - Donald Sherer, Chairman - No report.

TRANSPORTATION COMMITTEE - Scott Morris, Chairman

REP. MORRIS said that the item on the Agenda is being Held.

1. REVIEW AND STUDY THE POSSIBILITY OF THE CITY TAKING OVER THE MANAGEMENT OF THE PARKING LOTS WHICH EXTEND FROM WEST PARK PLACE (CURLEY'S DINNER) TO WEST BROAD STREET (IL FALCO'S). Request by Rep. Robert DeLuca, R-14, 6/28/93.

HELD IN COMMITTEE

SPECIAL COMMITTEES

HOUSE COMMITTEE - Gerald Rybnick, Chairman - No report.

COLISEUM AUTHORITY LIAISON COMMITTEE - Garry Clemmons, Chairman - No report.

LABOR RELATIONS COMMITTEE - Kurt Jetta & John J. Boccuzzi, Co-Chairmen

No report.

ECONOMIC DEVELOPMENT COMMITTEE - Joan Rinaldi, Chairwoman - No report.

ETHICS REVIEW COMMITTEE - James Rubino & Maria Nakian, Co-Chairpersons

REP. RUBINO said that the Committee met on Thursday, July 22, 1993 at 7:00 p.m. Present were Reps. James Rubino, Maria Nakian, Mary Lou Rinaldi and Gregory LaDestro.

1. MATTER OF THE DEVELOPMENT OF A CODE OF PROCEDURE FOR THE BOARD OF ETHICS.
Submitted by James Rubino, Co-Chairperson, Ethics Review Committee,
6/16/93. Held in Committee 7/6/93.

HELD IN COMMITTEE

REP. RUBINO said that the Committee continued its work on the Code of Procedure for the Ethics hearings and completion of the project is near and should be ready for the next Board meeting.

AUDIT OVERSIGHT COMMITTEE - John J. Boccuzzi & Robert DeLuca, Co-Chairpersons

No report.

RESOLUTIONS

1. SENSE-OF-THE-BOARD RESOLUTION HONORING THE STAMFORD BABE RUTH GIRLS' SOFTBALL MAJOR LEAGUE ON WINNING THE STATE CHAMPIONSHIP. Submitted by Rep. Richard L. Lyons, D-1, 7/14/93.

REP. BOCCUZZI Moved for approval of the resolution. Seconded.

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

2. SENSE-OF-THE-BOARD RESOLUTION HONORING THE STAMFORD BABE RUTH GIRLS' MINOR LEAGUE ON WINNING THE STATE CHAMPIONSHIP. Submitted by Rep. Richard L. Lyons, D-1, 7/14/93.

REP. BOCCUZZI Moved for approval of the resolution. Seconded.

PRESIDENT LYONS called for a vote to approve item 2. APPROVED by voice vote with no dissenting votes.

REP. SUMMERVILLE Moved to Suspend the Rules to take up another resolution. Seconded.

PRESIDENT LYONS called for a vote to Suspend the Rules. APPROVED by voice vote with no dissenting votes.

RESOLUTIONS: (continued)

A motion was made to approve the resolution. Seconded.

3. SENSE-OF-THE-BOARD RESOLUTION HONORING LARRY HARTSTEIN, ADVOCATE REPORTER.
Submitted by the 22nd Board of Representatives, 8/2/93.

PRESIDENT LYONS called for a vote to approve the resolution. APPROVED by voice vote with no dissenting votes. President Lyons presented the resolution to Mr. Hartstein.

MINUTES

1. JULY 6, 1993 REGULAR BOARD MEETING - Approved.

COMMUNICATIONS

PRESIDENT LYONS announced new Committee assignments: Fiscal Committee, Elaine Mitchell and James Rubino replacing William Kosbob and Kurt Jetta; on Parks & Recreation, Economic Development and Coliseum Authority will be Paul Weinstein; on Urban Renewal Committee, Health & Protection, Education, Welfare and Government, and Alternate Teller will be Patrick Mullins; Labor Relations Committee will be Co-Chaired by Nicholas Pavia, and Ralph Loglisci will be Co-Chair of Health and Protection.

OLD BUSINESS - None.

NEW BUSINESS

REP. SUMMERVILLE Moved to take up an item not on the Agenda. Seconded.

PRESIDENT LYONS called for a vote to Suspend the Rules. APPROVED by voice vote with no dissenting votes.

MS. SUMMERVILLE, Pursuant to Sec. C2-10-19 of the Charter, Moved to request funds to conduct research on Chief of Police designee Walter Young. The motion was Seconded.

REP. RUBINO asked what the cost would be?

PRESIDENT LYONS said that the cost is not known at this time; the Board has the right, under the Charter, to ask for this appropriation.

REP. MAIHOCK asked if a firm has been chosen to conduct the research?

PRESIDENT LYONS said that at this time, no firm has been chosen.

REP. SUMMERVILLE said that the same procedure as used in the past for other appointees such as for Carmine Speranza, the Fire Chief, Dr. McBride, etc. will be followed.

PRESIDENT LYONS called for a vote to approve the request for funds. APPROVED by voice vote with no dissenting votes.

PRESIDENT LYONS said that a Public Safety Committee is being appointed; the Committee will come back to the Board with recommendations to help improve public safety. He said that the members of the Committee will be John Boccuzzi and James Rubino, Co-Chairs; Rep. Summerville, Rep. Mitchell, Rep. Bromley, Rep. Loglisci, Rep. Pavia and Rep. Joan Rinaldi.

ADJOURNMENT - Upon a motion duly made and Seconded and Approved by voice vote, the meeting was adjourned at 10:30 p.m.

Anne A. Kachaluba

Anne A. Kachaluba, Administrative Assistant
and Recording Secretary
22nd Board of Representatives

APPROVED:

Richard L. Lyons

Richard L. Lyons, President
22nd Board of Representatives

RLL:ak
Enclosures

STAMVOTE - ATTENDANCE

08-02-1993

NO	NAME
1	N/P EVANKO, JUDITH
2	PRS NAKIAN, MARIA
3	PRS PIA, THOMAS
4	PRS OWENS, BOBBY
5	PRS LOGLISCI, RALPH
6	PRS WEINSTEIN, PAUL
7	PRS LADESTRO, GREGORY
8	PRS RYBNICK, GERALD
9	PRS CURTIS, JEFFREY
10	PRS SABIA, RONALD
11	PRS MAIHOCK, AUDREY
12	PRS JOHNSON, FRED
13	PRS DE LUCA, ROBERT
14	PRS GERGLE, JOSEPH
15	PRS STORK, PHILIP
16	PRS BELCHER, WILLIAM
17	PRS RUBINO, JAMES
18	PRS MELLIS, ELLEN
19	N/P WHITE, W. DENNIS
20	PRS SUMMERVILLE, ANNIE

NOT PRESENT 2

NO	NAME
21	PRS DE PINA, GLORIA
22	PRS DOMONKOS, CARMEN
23	PRS CLEMMONS, GARY
24	PRS LAURIE, MARGGIE
25	PRS PERILLO, MILDRED
26	PRS PAVIA, NICHOLAS
27	PRS MITCHELL, ELAINE
28	PRS SHERER, DONALD
29	PRS MORRIS, SCOTT
30	PRS HOGAN, JOHN J.
31	PRS ZELINSKY, JOHN
32	PRS BROMLEY, ELLEN
33	PRS LAROBINA, MICHAEL
34	PRS RINALDI, JOAN
35	PRS LEYDON, JOHN F.
36	PRS MULLINS, PATRICK
37	PRS RINALDI, MARY LOU
38	PRS MARTIN, DAVID
39	PRS BOCCUZZI, JOHN
40	PRS LYONS, RICHARD

PRESENT 38

STAMVOTE - VOTE PROCESSING

08-02-1993

TEST VOTE YES

NO	NAME
1	N/P EVANKO, JUDITH
2	YES NAKIAN, MARIA
3	YES PIA, THOMAS
4	YES OWENS, BOBBY
5	YES LOGLISCI, RALPH
6	YES WEINSTEIN, PAUL
7	YES LADESTRO, GREGORY
8	YES RYBNICK, GERALD
9	YES CURTIS, JEFFREY
10	YES SABIA, RONALD
11	YES MAIHOCK, AUDREY
12	YES JOHNSON, FRED
13	YES DE LUCA, ROBERT
14	YES GERGLE, JOSEPH
15	YES STORK, PHILIP
16	YES BELCHER, WILLIAM
17	YES RUBINO, JAMES
18	YES MELLIS, ELLEN
19	N/P WHITE, W. DENNIS
20	YES SUMMERVILLE, ANNIE

N/P 2 N/V 0

NO	NAME
21	YES DE PINA, GLORIA
22	YES DOMONKOS, CARMEN
23	YES CLEMMONS, GARY
24	YES LAURIE, MARGGIE
25	YES PERILLO, MILDRED
26	YES PAVIA, NICHOLAS
27	YES MITCHELL, ELAINE
28	YES SHERER, DONALD
29	YES MORRIS, SCOTT
30	YES HOGAN, JOHN J.
31	YES ZELINSKY, JOHN
32	YES BROMLEY, ELLEN
33	YES LAROBINA, MICHAEL
34	YES RINALDI, JOAN
35	YES LEYDON, JOHN F.
36	YES MULLINS, PATRICK
37	YES RINALDI, MARY LOU
38	YES MARTIN, DAVID
39	YES BOCCUZZI, JOHN
40	YES LYONS, RICHARD

YES 38 NO 0 ABS 0