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A regular meeting of the Board of Representatives of the City of Stamford was held at the Burdick Junior High School on Monday, April 3, 1950. The meeting was called to order by the President, Samuel F. Pierson, at 8:05 p.m.

Rev. Walter R. Schneider gave the invocation.

Roll call was taken with 32 present and 8 absent. The final attendance was 34 present, 4 absent.

Mr. Pierson then presented the minutes of the March meeting. On page 161 motion made by "John Cameron" was changed to read "Catherine Cleary, 8th District". Catherine Cleary also presented the following notation which should have been incorporated in the minutes: "Units to be built at \$9600 per. Rental ranging from \$30 to \$35 per month, low income bracket which we are in dire need of." Mr. Sherman Hoyt pointed out that Mr. Dombroski's reply to Mr. Mulreed's question on page 160 was in answer to the second part of the question.

Mr. Wofsey stated that, hereafter, for accuracy, the minutes should read "so voted or "passed" rather than "MOVED".

Upon motion by James W. Harrington, duly seconded, the minutes were accepted as corrected.

RESOLUTIONS

1. From the City Housing Authority to cover payments in lieu of taxes.

Louise Seeley, Chairman of the Fiscal Committee, stated that the City of Stamford agreed to accept from the City Housing Authority ten per cent of its annual rental income in lieu of taxes. This rental amounts to about \$89,000, which would bring an annual income to the City of \$8,900.

A MOTION was made by Louise Seeley, 1st District, seconded by Michael Wofsey, 1st District, that the following resolution be adopted:

RESOLUTION #75

WHEREAS, Act 299 of the Public Acts of 1949 provides:

"Sec. 12 - Payments in Lieu of Taxes. In lieu of real property taxes and special assessments of any kind, a local authority shall pay each year to the municipality in which any of its moderate rental projects are located a sum to be determined by the municipality, with the approval of the State Authority, not in excess of ten per cent of the shelter rent per annum for each occupied dwelling unit in any such housing project hereunder."

NOW THEREFORE, BE IT RESOLVED the City of Stamford hereby determines that the Housing Authority of the City of Stamford shall pay each year to said City a sum of ten per cent of the shelter rent per annum for each occupied dwelling unit in any moderate rental housing project managed by said Authority as long as there is effect an Assistance Agreement or any amendments thereto between the Local Authority and the State of Connecticut.

It was so VOTED.

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2. RESOLUTION #76

From the Glenbrook Parent-Teachers Association requesting the new playground adjoining the Stark School at the corner of Scofield Avenue and Glenbrook Road shall be formally named "The Douglas Northrup Memorial Playground".

Upon MOTION by James W. Harrington, 9th District, seconded by Babette Ransohoff, 15th District, the resolution was PASSED.

PETITIONS1. PETITION #57

From the President of the Luther League requesting permission to reserve the hill at Sound View Avenue at Cummings Park on Easter Sunday, April 9, 1950, at 6:30 to 7:00 a.m. for an Easter Sunrise Service.

Upon motion by Patrick J. Hogan, 10th District, seconded by James W. Harrington, 9th District, it was VOTED that permission be granted.

2. A petition was presented by Stephen Kelley, 12th District, in regard to an ordinance which would allow special policemen of the City to be paid the existing rate of pay for all services rendered, and that such payment be made at the Stamford Police Headquarters.

Sherman Hoyt, 19th District, stated he was in favor of such an ordinance, but he did not think the Legislative and Rules Committee should be by-passed.

Michael Wofsey, 1st District, stated that the matter was now before the Legislative and Rules Committee.

James Mulreed, 4th District, stated that during the deliberation of the Legislative and Rules Committee, it was deemed that this problem was properly a problem for the Department of Public Safety. This was brought to their attention because of the failure of theater owners to pay the regular pay prescribed by the Board of Public Safety. Since the theater owner is required by law to have either uniformed policemen, or uniformed firemen, or both, in order for him to be able to conduct his entertainment, it was felt that the Board of Public Safety could refuse to assign, or the Chief of Police could refuse to assign, policemen to these theaters, and could force these people out of business. He stated that he didn't think the ordinance was necessary. The Chief of Police and the Chief of Firemen should enforce it.

The president stated it might be in order to send it to the Board of Public Safety as a recommendation from this Board.

John L. Cameron, 20th District, moved that the matter be deferred until the Legislative and Rules Committee report is presented. The motion was seconded, and PASSED.

COMMUNICATIONS FROM THE MAYOR

1. Stating that the Capital Budget of the City of Stamford, as turned out by the mimeograph department, was not complete because he had not had a chance to study it.

Michael Laureno, 3rd District, stated that he had asked the Mayor if we were getting, as requested, a more detailed qualifying budget from each of the department heads. The Mayor informed him that he thought we would get a qualify-

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ing break-down. He would give us a break-down from certain departments in this first draft, but there are many of the departments which will not have a qualifying report on their requisition. Mr. Laurenó thought that if we are not going to get cooperation, we should insist to all heads of departments that they be present at our next regular meeting in addition to any public hearings which may develop.

Helen Bromley, 20th District, stated she thought they were supposed to break down the budget for us this year, and that Mr. Harrington asked for it last year.

Mr. Laurenó moved that the department heads be contacted by the clerk of this Board and that they be requested to produce a more detailed break-down than what is presented through the regular budget.

Robert Shepherd amended that motion to state that in addition, they be requested to attend all meetings on the budget of their department.

The motion was seconded by Mr. Harrington and PASSED.

Babette Ransohoff, 15th District, noted there were a great many hearings in store and asked if we could anticipate a calendar.

Louise Seeley remarked it all depends on how soon we get the Budget from the Board of Finance. She also stated the Board of Finance was scheduled to send the Budget to the Board of Representatives on or before the 8th of May. The Board of Finance was to receive it before May 1st. The Board of Representatives was to complete its report by May 15th.

2. Reappointments by the Mayor as follows, all beginning April 15, 1950.

Town Housing Authority	Michael Maddaloni	5 year term
Board of Recreation	Alexander Klahr	5 year term
Board of Taxation	Frederick H. Dutcher	5 year term
Public Welfare Commission	Frederick M. Lione	3 year term
Personnel Commission	Ralph J. Kandetzki	3 year term

An additional letter was also read by the President from the Mayor stating that Mr. Kandetzki's name was to be withheld from the list for the recommendation of the employees.

Daniel Miller, Appointments Committee Chairman, stated there were no reports on these since they have to lay on the table for one month.

3. Request that two documents be distributed to members of the Board.

- a. Report from State Dept. of Health re inspection of municipal sewage treatment plant, etc.
- b. Letter to Mr. Leon Staples re road acceptance procedure.

4. Three communications from the Mayor regarding proposed ordinances for the City of Stamford were referred to the Legislative and Rules Committee along with the other proposed ordinances.

Michael Wofsey, Chairman of the Legislative and Rules Committee,

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stated his committee has devoted many days and nights, and proposed to devote many more nights to proposed ordinances. He also asked that the Board bear with the committee if they did not report back immediately, noting they had 15 before them now, and these additions make it 22.

Mr. Pierson said he was sure the Board was aware of the tremendous amount of work and time which was being devoted by the Committee.

5. Appointment of Sherman R. Hoyt to the Planning Board.

Daniel Miller, Chairman of the Appointments Committee, reported that his Committee finds that Mr. Hoyt is ably qualified to serve on the Planning Board.

A vote was taken by ballots, and the appointment of Mr. Hoyt was APPROVED by unanimous vote of the Board.

Daniel Miller, 16th District, made a motion that: "We have indicated by our vote how we feel about Sherman, and we should state in the minutes our regret that he is leaving us as a member of the Board."

The motion was seconded by Babette Ransohoff and carried.

Sherman Hoyt then spoke: "What I have to say is very short. I imagine most of you remember Eddie Cantor on the Chase and Sanborn Hour some years ago. I particularly remember his signing off song which I won't sing, but I'll tell you the first two lines: 'I would like to spend this hour with you. As friend to friend, I'm sorry it's through'".

6. The president then read a communication from the Mayor which he stated was not on the agenda since it was received too late, but was of importance. It referred to the approval of a proposed issue of permanent improvements bonds in the aggregate amount of \$3,950,000. This matter was referred to the Fiscal Committee.

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS

I. BOARD OF FINANCE

1. Granting of Lease to Connecticut Power Company

The Connecticut Power Company proposes to run a cable underneath the east branch of Stamford Harbor, and they need the permission of the Board of Representatives to lease a small section of land on Magee Avenue to lay this cable. They propose to lay the cable at a sufficient depth so as not to interfere with any future dredging.

Louise Seeley, Chairman of the Fiscal Committee, stated that the lease is for 20 years at \$300 per year rent. The land is approximately 75 feet deep, with 62 feet frontage on Magee Avenue, and 50 feet on its Westerly boundary.

James N. Mulreed, 4th District, asked if this matter had been submitted to the Planning Commission. He also pointed out that there was some talk of a helicopter airport down in the general area of Magee Avenue, and also talk of using the area for other purposes.

Sherman Hoyt stated that he did not believe the Planning Board took any action on the lease since they have no communication covering it.

Louise Seeley, 1st District, pointed out that the lease had to be sub-

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mitted to the Planning Board under the provisions of the Charter.

James N. Mulreed stated we should insist that the proper procedure be followed in these matters.

James W. Harrington, 9th District, MOVED that Mr. Nelson be given an opportunity to speak on this matter. The motion was seconded and PASSED.

Mr. Nelson stated it was vital that some feeds get over to the East Side which is growing at a tremendous pace.

James N. Mulreed, 4th District, asked if it would seriously handicap the Company if this action was deferred by the Board for 30 days.

Mr. Nelson stated the company could not order cable until they had definite approval. They have an eight to ten week delivery. They should lay the cable by Fall. Also, if approval was not granted, the Company would have to decide on something else. He did say, however, that the Company could wait the 30 days.

Michael E. Lauren, 3rd District, asked if the dredging program goes through and they should break the cable, would it be covered by insurance or would they bring suit against the City of Stamford.

Mr. Nelson stated there should be no fear of breaking the cable. He said the cable would be buried six feet. In the event it did break it would be replaced. The first step of the Company is to get permission from the State Board of Flood and Water Control, and the second step is to get permission from the Army Engineers.

Michael Wofsey, 1st District, made a motion that the matter be deferred to the proposed meeting of April 13 and to the Planning Board for action. The motion was seconded and PASSED.

2. Additional appropriation of \$800 to City Court.

Louise Seeley, Fiscal Committee, recommended the \$800 be granted, seconded by Michael Wofsey, 1st District.

Mrs. Seeley pointed out that the Committee would like to call attention to the sum of \$4,489. which was still outstanding on March 1st due from Stamford attorneys to the Court. At the beginning of the fiscal year, this sum was \$5,670, of which some \$1,200 had been paid.

Michael Wofsey, 1st District, said that most of the large unpaid balance shown on the books was due to improper bookkeeping, and goes back for many years. He noted the Bar Association has appointed a committee of three to determine whether a recommendation should be made to strike out a certain percentage of the bills up to the time when the books were audited. There are no records available by which claims could be collected, he reported.

Babette Ransohoff asked if there was a recommendation from the Fiscal Committee to collect these funds.

Louise Seeley stated the Committee was making no recommendation but only calling attention to the matter. She said we ought to find out how much should be written off and how much paid.

Michael Wofsey noted that the City Court now operated on a pay-as-you-enter basis.

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George Wise, Corporation Counsel, said it was true that substantially all of the indebtedness is of a very long standing, and that the response signifies that in very short order practically all of it will be paid off. There are some items charged which perhaps may not be collectable.

Robert G. Shepherd, 9th District, moved that the motion be tabled, seconded by James W. Harrington, 9th District. It was voted and the motion was DEFEATED.

A vote was taken as to the recommendations of the Fiscal Committee that the appropriation be approved. It was PASSED by 28 for, 6 against.

3. Emergency appropriation of \$8,329.32 to Hubbard Heights Golf Course, for repair and improvement to golf house.

Louise Seeley, Fiscal Committee, stated that the Committee felt this was a true emergency and she moved that appropriation be granted, which was duly seconded. She noted that the money would be spent for such items as new flooring, rubber mats for floors, a new concrete flooring, plumbing, installation of a new ladies locker room, and installation of a new septic tank. Mrs. Seeley stated that it was the opinion of the Fiscal Committee in going over this matter that since we have invested quite a lot of money in this resource of the community, it would not seem sensible to let it run down or to delay any longer the proper fixing up of the place. The Committee unanimously recommended the approval of the request.

James Mulreed, 4th District, asked if the sum was arrived at after estimates, to which Mrs. Seeley answered, "Yes, after estimates by an architect."

Michael Wofsey, 1st District, moved that Mr. Joseph K. Sherman, Chairman of the Hubbard Heights Committee, be given the privilege to speak to the Board. Seconded by James W. Harrington and PASSED.

Mr. Sherman introduced Francis Mayers, the architect. Mr. Sherman stated that the club has had more traffic than the locker house ever was intended for and that if something wasn't done soon the floor would be pretty well chewed up. He noted that over 35,000 rounds of golf were played last year. They have surrendered the main club house to the Board of Recreation and as a result there are no longer any facilities for the ladies. The estimate is for repairs to be done immediately. If we wait until July 1, the estimate will have to be revised upward. None of the work will be let out without competitive bidding. It is intended to see that the City gets full value for whatever expenditures are made. The building has a replacement cost of \$38,000.

James W. Harrington asked if this \$8,329.32 was just for the improvements on the building and ladies wash room.

Mr. Sherman answered that it covers everything--placing mats on the floors; replacements to plumbing; includes shoring up the building where needed; includes new roof; includes installation of ladies' wash room facilities; includes removing septic tank from inside to outside; includes putting a concrete floor in the storage building where there is now a dirt floor.

Mr. Harrington stated that he didn't know what was in the budget for the coming year for the Golf Club, but \$8,000 could build a whole new building.

Mr. Francis Mayers, the architect, said that \$2,000 alone was for a new ladies locker room and showers which are not a repair but an addition. There is

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an area 60 x 50 which calls for a new concrete floor and a new overhead door. About \$3,500 is for repair, the rest is for improvements or additions. The hot water tank is gone and needs to be covered, etc. That building has been running for 22 or 23 years.

Mr. Sherman stated that they are attempting to make that golf course as self sustaining as possible. As a result, they have taken in almost \$35,000 in the 1949 season. Of all the recreational facilities in Stamford, there are few that can match up to that golf course. He said they didn't want to see the taxpayers contribute a cent more than is needed. They need the appropriation. If they don't get it, it will cost more later. The revenue they derive goes into the City General Account.

Patrick Scarella asked if Mr. Sherman could say firmly that this is an emergency.

Mr. Sherman replied that he could.

Mr. Pierson asked for a standing vote of all those in favor of the appropriation. It was PASSED unanimously.

4. Transfer of \$485 from Salaries Appropriation of Planning Board to Clerical Assistance, Janitors, Supplies Account of Board of Representatives.

It was moved by Louise Seeley that the transfer be approved, seconded by John W. Cook, 15th District. It was PASSED unanimously.

5. Emergency appropriation of \$2,690 to Hubbard Heights for operating expenses.

Louise Seeley, Chairman of the Fiscal Committee, stated that the Committee recommends the approval be granted. The appropriation is for:

<u>Item</u>	<u>Amount</u>	<u>Original Request</u>	<u>Appropriation</u>
Telephone	\$ 35.00	\$ 150.00	\$ 75.00
Supplies for course maint.	334.00	5,000.00	3,650.00
Score cards, pencils, etc.	150.00	600.00	400.00
Paint and miscellaneous	263.00	500.00	300.00
Water, light, and coal	408.00	675.00	650.00
Gas and oil	300.00	300.00	300.00
New equipment	200.00		
Pick-up truck	1,000.00		

Mrs. Seeley also stated that they asked Mr. Sherman if the pick-up truck could be put off. He said that it would save labor costs in course maintenance. She pointed out they originally requested \$38,795. We granted \$34,545 for operating expenses. Even if we grant this we would still be a little under what they originally asked for. Mrs. Seeley moved, and it was seconded, the \$2,690 be approved.

Michael Wofsey, 1st District, said it also ought to be pointed out that all of these additional appropriations will be included in next years tax rate whether we pass them now or in the budget.

The motion was put before the board and PASSED unanimously.

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6. Special appropriation of \$150 to Police Department for payment of group insurance.

Louise Seeley, Chairman of Fiscal Committee, stated this was in excess of the appropriation granted for the year due to changes in the personnel of the Department, and the Committee recommended approval.

Louise Seeley moved, seconded by Michael Wofsey, and it was PASSED unanimously.

7. Appropriation of \$120 for cleaning of windows in Town Hall.

Louise Seeley, Fiscal Committee, MOVED the appropriation be granted. She stated the Mayor said this is the balance of the contract price for the job. The sum of \$720 was requested in the original appropriation, which was reduced to \$600 by the Board of Finance.

James Mulreed, 4th District, asked why, since only \$600 had been approved for this work, the contract wasn't entered into by the City to have work done for \$600.

The matter was also agreed to by John L. Cameron, 20th District, and John M. Canavan 11th District, but Mrs. Seeley said she could give no answer.

The motion was made by Mrs. Seeley and seconded that the appropriation be granted. It was voted and PASSED by 27 in favor, 7 against.

Baquette S. Ransohoff, 15th District, said she thought this Board ought to go on record as objecting to the City entering into a contract for more than the budget allowed for any one year.

Robert G. Shepherd, 9th District, pointed out that we should vote down the appropriation in cases like that and that he had voted against it for that reason.

James Mulreed, 4th District, stated the reason he voted against the appropriation was as sort of a reprimand. He said that since the Corporation Counsel was present, we should hear from him.

George Wise, Corporation Counsel, said he had no existing knowledge of this contract. It had never come to his attention.

Stephen Kelley, 12th District, said he voted against it since it wasn't very good business.

II. PLANNING BOARD

The president read a letter from the Planning Board which recommended that Newfield Drive not be accepted by the City of Stamford as a public highway, for the reason that it is not sufficiently built upon to warrant acceptance at this time. He stated that since the provisions of the charter were somewhat ambiguous, he was referring this matter back to the Planning Board for clarification.

The following is the written decision on the matter by Corporation Counsel Wise:

"....concerning the interpretation of Sec. 527 with specific reference to the following sequence '....Or on an unaccepted street except in the case of lots of record in the office of the city clerk or other officer authorized to

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record plans, or in the case of streets which are open for vehicular travel at the time of adoption of this act by the municipality....'

"Your request is for my opinion whether 'the meaning is that either condition is the basis for an exception or should both conditions pertain as the basis for exception.'

"It is my opinion that either situation is the basis for an exception."

Confirming this, the president asked in case you have an approved subdivision, is it all right to build on it subject to the completion of the road later on?

Mr. Wise said "Yes, provided it has been approved and filed in the Town Clerk's Office."

III. A letter from Leon E. Tuttle, City Engineer, regarding the Bell Street building line. Mr. Pierson stated that at the Steering Committee meeting they felt that the time was a little late to act on this as we all knew that Genung's contemplated the building of a department store on the property, and to knock off 6½ feet on their building would cause quite a serious amount of damages. It would also cut some of the property from the St. John's Church.

Helen Bromley, 20th District, said it was the sentiment that we would have to continue Bell Street as it was. None of the Steering Committee felt we could afford the amount of money necessary to condemn the properties and that such money should be put to more urgent use.

Leonard DeVita, 5th District, said he would want to find out from the Corporation Counsel if we establish a building line for Bell Street, does it necessarily mean the City has to compensate the property owners at that time?

Corporation Counsel Wise said he couldn't give an answer without further study.

David Waterbury, 8th District, pointed out that the former City Planning Commission tried to establish a building line on Bell St., and had engineers come before the Board. The cost was so great that they couldn't do anything about it. However, they didn't think anybody should build until a building line had been established.

Leonard DeVita, 5th District, suggested we refer this to the Corporation Counsel for a decision as to the extent of damages which would be involved.

James N. Mulreed, 4th District, asked what the width was now.

Mr. Pierson said it is now approximately 20.7 feet. The proposed building line would create a 45 foot different between building lines. We will acquire an average of 7½ feet on both sides of the present property lines.

Michael Laureno, 3rd District, said that one of the big problems on Bell Street has been the lack of parking lots. We have already taken care of that detail by putting a good sized parking lot as the entrance of Bell Street. Certainly it would cost us more through damage suits. His thought was that we leave Bell Street as it is. They have narrow streets in other cities.

Leonard DeVita wanted to make it clear that he was not asking for money for any of the adjoining property. All he wants is a decision from the Corporation Counsel as to whether this is going to cost us money in damages. Here is an

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excellent opportunity to get the thing done if it is not going to cost us any money. At some future time we might want to know what the cost would be.

Michael Wofsey said the last information he had was that Genung's was not going to proceed right now and perhaps that conditions could be worked out on a reasonable basis with them.

James W. Harrington, 9th District, asked if the City Engineer had any maps or plans on how much it would cost.

Leonard DeVita MOVED that the matter be referred to the Corporation Counsel. It was seconded by Catherine Cleary, 8th District, and PASSED.

IV. A letter from the Corporation Counsel regarding the validity of Mr. Joseph Zdanowicz voting on any issue before the Board in respect to Section 707.1 in the Charter. The opinion was "that Section 707.1 to which reference is made, does not disqualify Mr. Zdanowicz from being on the Board or voting on issues before it".

Catherine Cleary, 8th District, said it was not that she had anything personal against Mr. Zdanowicz, that she had several teachers in her District, and she wanted the decision for future use. She wondered if our firemen and policemen would be entitled to the same privilege. Naturally, she said, since Mr. Zdanowicz is on the Board of Representatives he could vote, but she questioned if he was entitled to two positions.

The Corporation Counsel said he debated in his own mind whether to write a lengthy document which in effect would amount to a brief recitation of the case. What prompted him to come to a conclusion rather than to brief it was that the matter isn't entirely free from some ambiguity. In his opinion, Section 707.1 does not prevent anyone from being a member of this Board. No one is denied the right to run for membership of the Board. The more serious question might arise by the last sentence of that section which reads, "Upon the acceptance by a municipal officer of a second office, the first held thereupon become vacant". In his opinion that is not the matter for this Board, whether he vacates another office or not. The specific inquiry directed to him was whether Mr. Zdanowicz, as a teacher, had the right to membership on this Board. He felt this section does not preclude a member of the school system (other than a member of the Board of Education) from sitting on this Board because there is a doubt in his mind that a school teacher holds a public office in contrast to being a mere employee. Section 700 says that provisions of this chapter should not apply to the personnel of the Board of Education. He said he could very easily render a very detailed opinion on whether a teacher is an employee or an office holder which led him to his conclusion that Mr. Zdanowicz has a right to be a member of this Board according to Section 707.1. He then has a right to vote on any issue before it.

Catherine Cleary, 8th District, stated it was because of the last sentence in Sec. 700 that she raised the question. She also said she wanted, in the record, the fact that she still questioned the ruling of the Corporation Counsel.

Louise Seeley, 1st District, pointed out that this sentence in Section 700 was added in the spring of 1947 to exempt members of the Board of Education from dual office holding.

Mr. Pierson said it might be in order for the Corporation Counsel to give us a detailed ruling on this question.

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Helen Bromley made a motion there be a 10 minute recess, seconded by James Harrington. The meeting was recessed at 10:15 and called to order at 10:25 p.m.

X REPORTS OF COMMITTEES

1. Legislative and Rules Committee report was read by Michael Wofsey, Chairman.

Mr. Wofsey, Chairman, said the report states that the question of the building code was discussed at some length, but the Committee would prefer to have more time in which to act on this. In connection with the Special Act, a copy was sent to the Governor as well as our legislators, and the Governor's secretary said they would do everything in their power to see that the bill would be enacted this week. He also had the assurance of the democratic and republican leaders that that would be done if they get the go-ahead signal from the Governor. He felt this was very encouraging and we have every reason to hope that this extending legislation will be passed before April 15, which would enable us to give this problem the time it requires. He recommended that a regular meeting of this Board be scheduled for April 13 which is two days before our ordinances cease to be effective. Mr. Wise had written the Committee a letter and suggested that we pass tonight a re-enacting ordinance so that we will be sure that we will be safe on April 15. The purpose of the ordinance is to re-enact whatever we have in existence today so that there is no danger of our being unable to act due to a lack of a quorum when we meet on April 13.

Mr. Wofsey introduced the following resolution and asked that the ordinance be declared an emergency and the resolution be passed at this time:

RESOLUTION

BE IT ORDAINED BY STAMFORD that all ordinances of the former City of Stamford and the former Town of Stamford that are now in force and effect are hereby re-enacted and adopted.

This ordinance shall take effect upon its passage.

James Mulreed, 4th District, asked the Corporation Counsel if the passage of this proposed ordinance will not interfere with the request that has been asked in the Legislature, namely that we be granted additional time.

Mr. Wise said he thought it advisable to suggest to this Board that they take action tonight to re-enact those ordinances as a safeguard since (1) there is no definite assurance that the legislature will act before April 15 on our bill, and (2) in the event there is a lack of a quorum at the meeting of April 13.

James Mulreed, 4th District, asked the Corporation Counsel if he had changed his mind about the necessity of changing the old ordinances which we wish to adopt. If we were to re-enact, it will be necessary to publish all of the old ordinances unchanged.

Mr. Wise said that his concern was that the Michie Company was doing more than merely codifying the old ordinances; they have changed in many respects the import of the ordinances. He would state further that the Special Act that we introduced will serve the purpose of enacting the existing ordinances by putting it in the form of an ordinance, we are taking all the safeguards humanly possible.

William Adriance, 18th District, asked if the clause could be added that this is a temporary measure until the time is extended.

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Robert Shepherd, 9th District, asked if it wouldn't be possible to state in the ordinance that this was effective on April 15th, then we would get around the possible conflict with the act of the legislature.

John L. Cameron, 20th District, said it seems the thing we are doing now is taking precautionary measures. What we are doing we hope is sufficient. We are making doubly sure. It will be no question of one ruling out the other if we pass this as an emergency ruling.

James Mulreed, 4th District, asked if we approve this ordinance tonight, will that really remove the worry from our minds or will somebody at a later date question the action? He wanted the Corporation Counsel to definitely state that he gave us an opinion that we take this action.

Mr. Wise said he couldn't state that nobody will question the validity of this. He said that it is his belief that, at this stage, we are doing all we possibly can do to keep those ordinances alive.

Leonard DeVita, 5th District, asked that a time limit of the First Monday in September be placed in the ordinance.

Michael Wofsey said he would be unable to accept that, in case the Michie Company draft is not available, or the proposed building code and their amendments are not available by that time.

Leonard DeVita agreed on July 1, 1951, or any other date, just as long as there was some time limit.

The ordinance was amended as follows:

AMENDMENT: This ordinance shall take effect on April 15, 1950, and should be in effect until June 15, 1951.

Corporation Counsel Wise said he questioned the legality of enacting the ordinance with any provisions. It was pointed out that actually an ordinance becomes effective ten days after the Mayor's signature. It might be possible to meet that special act situation by perhaps having the Mayor sign it April 5th, and that will take care of the time limit. He cautioned the Board since we are dealing with such a serious problem to avoid anything that might create legal doubt.

Patrick Scarella, 3rd District, said the fact remains that some action has got to be taken. He asked the Corporation Counsel: "Assuming we don't do anything tonight, and assuming on April 13th we don't have a quorum, what then?"

Mr. Wise answered "On April 16th we have no ordinances in the City of Stamford."

Robert Shepherd said that if it is the opinion that his amendment would destroy the legality of the ordinance he would like to withdraw it.

Leonard DeVita also asked to have his amendment as to the time limit withdrawn for the same reason.

Mr. Pierson then read the ordinance as it stands:

BE IT ORDAINED BY STAMFORD that all ordinances of the former City of Stamford and the former Town of Stamford that are now in force and effect are hereby re-enacted and adopted.

This ordinance shall take effect on April 15, 1950.

John L. Cameron, 20th District, suggested that the last sentence be stricken.

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Michael Wofsey moved, and it was seconded, to put the matter on the agenda as an emergency measure. This was PASSED by a unanimous vote.

Michael Wofsey then moved, and it was duly seconded, that the ordinance be accepted entirely in its original form.

ORDINANCE #4

BE IT ORDAINED BY STAMFORD, that all ordinances of the former City of Stamford and the former Town of Stamford that are now in force and effect are hereby re-enacted and adopted.

This ordinance shall take effect upon its passage.

The motion was PASSED 32 for and 2 opposed.

Michael Wofsey, 1st District, made a motion that the lease with the American Cyanamid Company be granted. The lease is for the City of Stamford to lease to the American Cyanamid Company the Dynamite Magazines located on Haig Avenue for the term of one year from the first day of February 1950 for the term rent of 100 dollars per annum.

The motion was duly seconded and PASSED.

LEGISLATIVE AND RULES COMMITTEE REPORT:

Michael Wofsey, Chairman of the Legislative and Rules Committee made a motion that the following resolution be passed:

RESOLUTION #77

BE IT RESOLVED by the Board of Representatives of the City of Stamford that its President be authorized to certify to the Mayor the approval by the Board of the termination of a lease given by The First Baptist Society of Stamford to the Town of Stamford, dated February 12, 1876, and recorded in the Stamford Land Records, March 4, 1876, at Book 53, page 273, the use of the premises "for the site of a schoolhouse and for necessary appurtenances thereto" as provided in the terms of said lease, having terminated.

The motion was duly seconded, and PASSED.

Michael Wofsey, Chairman of the Legislative and Rules Committee, made the motion that we call a regular meeting of the Board for April 13--the agenda to be limited.

James Mulreed, 4th District, asked why it was necessary to have this meeting on the 13th since the Corporation Counsel gave his opinion that the ordinance which was just passed covers us.

Michael Wofsey said he would like to clean up as much of the matters pending with the Legislative and Rules Committee before the budget meetings.

Michael Laurenno, 3rd District, spoke of the possibility the Mayor would refuse to sign the ordinance.

Babette Ransohoff, 15th District, said that it would become effective without his signature after ten days, unless he vetoed it.

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Michael Wofsey changed his motion as follows: Moved that we hold a special meeting on April 17th for the purpose of clearing from the agenda such matters as may be pending with the Legislative and Rules Committee.

James Mulreed, 4th District, asked specifically why was such a meeting needed, to which Michael Wofsey said there were, among other matters, the matter with the Michie Company, the hunting ordinance, all of the ordinances relative to the itinerant venders, smoke, garbage disposal, etc.

James Mulreed said these are not emergencies and could be taken care of in July.

Helen Bromley, 20th District, said she didn't think the hunting ordinance could be put off until fall.

The president said the Board still had before it the motion that a meeting be held on April 17. It was duly seconded and a standing vote taken. Result: 30 for, 4 against.

The president announced the Board will hold a special meeting on April 17th for the purpose of discussing ordinances before the Legislative and Rules Committee and such matters that may come before it.

James Mulreed said these new ordinances must be published before we can consider them.

Babette Ransohoff remarked that an ordinance had to be presented to the Board before it could be published the first time.

Fiscal Committee Report

Mrs. Louise Seeley read the report of the Fiscal Committee, which is attached hereto.

The president then read the following portion of the addendum to the minutes of the Board of Finance and said it was requested by the Commissioner of Finance that we act on this matter as an emergency:

The appropriation of the sum of \$2,526.00 to meet the interest due May 1, 1950, on the bond issue of the Dolan Junior High School.

James W. Harrington, 9th District, moved that we consider this matter an emergency. seconded by William A. Adriance, 18th District.

Louise Seeley, 1st District, said the appropriation was for the bonds which were floated and approved in January on which interest had to be paid in May.

John L. Cameron, 20th District, said that they asked us for the provisions in the budget but we cut it way down.

John M. Canavan, 11th District, said he didn't like the idea of it coming up as an emergency and wondered why they didn't think of it last January. He noted there was hardly a meeting in which we haven't had a case of this description.

Louise Seeley, 1st District, said the matter was not taken up at the meeting of the Board of Finance held on March 24 because the Commissioner of Finance forgot to put it in. It had to be confirmed by members of the Board of Finance by telephone.

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A vote was taken on the motion to declare this an emergency and it was PASSED 30 for, 4 against.

Daniel Miller, 16th District, moved that the \$2,926. appropriation to meet the interest on May 1st on the bond issue of the Dolan Junior High School be approved. It was duly seconded.

Robert G. Shepherd asked if this appropriation will be charged against the Board of Education.

Louise Seeley answered that it would not, but against bonded indebtedness.

The motion was PASSED, 30 for 4 against.

The president then read a petition containing the names of many individuals in favor of the inspection of all plumbing and electrical work done in Stamford, but who did not feel it necessary to have only licensed men do the work, a matter which is presently incorporated in the proposed building code and proposed ordinances.

This matter was deferred until the next meeting.

The report of the special investigating committee was read by Hunt Sutherland. This committee consisted of:

Patrick Hogan, Democrat, 10th District
James Mulreed, Democrat, 4th District
Louise Seeley, Republican, 1st District
Hunt Sutherland, Republican, 17th District

who were elected at the meeting of the Board of Representatives on February 6, 1950, and authorized, under section 204.2 of the Charter to investigate the alleged violations of the Charter by the Bureau of Purchases.

Sherman Hoyt, 19th District, commented that the report was very good, but if he remembered the instructions, he thought the committee exceeded its scope. The instructions were to investigate and report irregularities or non-conformance in office of the Purchasing Department.

John L. Cameron, 20th District, made the motion that the report be received and placed on file.

Catherine Cleary, 8th District, said that, as a member of this Board, and as a Republican, she and Mr. Waterbury were the only ones who did not vote for the investigation. "It is with a great sigh of relief that the irregularities weren't quite so bad as they might have seemed at the beginning", she said.

The motion made by Mr. Cameron was seconded, and PASSED.

Planning and Zoning Committee

Sherman Hoyt, Chairman of the Planning and Zoning Committee made the following report on the acceptance of Lawton Avenue:

Mr. Hoyt criticized the lack of courtesy displayed by Mr. John Hickey when he appeared before the Board. He said there had been confusion in one spot in the long chain of events, but, if Mr. Hickey had investigated all the records that were available prior to the time he made his remarks, we would find there

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was no mix-up on the part of the Planning Board as to what part of the Avenue they really were recommending. The Planning and Zoning Committee adopted the recommendation on that part of Lawton Avenue which the Planning Board had recommended. In the last report that the Planning Board sent to us on Lawton Avenue, the description of that portion of Lawton Avenue was very plain. The whole record of that case, with the exception of the wrong date and one misleading part of a paragraph, referred particularly to that same area. "I do want to go on record that when we let people come up here to discuss matters with us, that we are extending them a courtesy and that we have a right to expect courtesy and factual discussion in the interest of what we are trying to do".

Appointments Committee

A vote was taken by ballot for the appointment of Mr. Edward C. Hogan to the Board of Representatives in place of Mr. Sherman Hoyt.

Daniel Miller, Chairman, recommended the appointment of Mr. Hogan, saying that the Committee felt him to be well qualified.

John L. Cameron also spoke of Mr. Hogan, stating that he has known of him for a long time and that he is sure Mr. Hogan will try to come to an honest decision on matters brought before the rest of the Board just as the other members do.

The balloting for Mr. Hogan was unanimous.

Steering Committee

Mr. Pierson read the report of the Steering Committee.

It was moved, seconded and PASSED that the budget totaling \$3,725. as presented by the Clerk, be accepted.

Mr. Pierson read a letter from Jeanette Bell, 17th District, in which she submitted her resignation.

Daniel Miller made the motion that it be accepted with sincere regrets, seconded by James Harrington, and PASSED.

Health and Safety Committee

Leon C. Staples, Chairman, reported that it was the opinion of his committee that the intersection at Strawberry Hill and Hoyt Street presents a hazard of the first magnitude to both automobiles and pedestrians. The Committee recommended that this intersection be protected by traffic lights, and the installation be made as soon as possible.

John M. Canavan, 11th District, spoke regarding the new appointment of Mr. Hoyt.

"I feel sorry that Mr. Hoyt is leaving, but I am glad he is going into a different position where he can be of help to us. I know he has been a very faithful member to us. His cool headedness and thoughtfulness has given us a lot of things to think about. It is with deep regret that I feel Mr. Hoyt is about to leave us."

Sherman Hoyt spoke of his appreciation to the Board. He said he considered

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it an honor not only to be on this Board but to get to know and work with all the members. "You have given me a very intensive schooling. You have been very patient. We have disagreed occasionally, but I am very happy to realize that on most things, and on most important things, we have all agreed."

He also spoke of the many friendships he had made and that his only hope was that "in going on to another branch of this team I can continue to deserve the friendship of you all".

Michael Wofsey said that with the resignation of Mr. Hoyt from the Board a vacancy occurs on the Steering Committee. He asked if it was in order to appoint someone to that position.

Mr. Wofsey MOVED that the Steering Committee fill the vacancy. It was seconded and PASSED.

The president then told members they would receive a copy of the Citizen's Report now in the mail.

The motion was made by Leon C. Staples, and seconded, that the meeting be adjourned.

The meeting was adjourned at 12:20 a.m.

Respectfully submitted,
 BABETTE S. RANSOHOFF,
 Clerk.

NOTES

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| Legislative and Rules Committee | - | Petition by Stephen Kelley regarding pay to special policemen. |
| Planning Board | - | Connecticut Power Company lease. |
| Corporation Counsel | - | 1. Request for opinion re condemnation funds in establishing building lines.
2. Request for detailed ruling on Section 707.1 |
| Department Heads | - | Re appearance at budget meetings. |
| Chief Brennan
Board of Public Safety | - | Copy of Health and Safety Committee report re traffic hazard at Hoyt St. and Strawberry Hill. |

Report of the Fiscal Committee of the
Stamford Board of Representatives

April 3, 1950

The Fiscal Committee of the Board of Representatives held a meeting Sunday, April 2nd, and made the following recommendations:

- (1) That the City of Stamford agree to accept from the City Housing Authority 10% of its annual rental income in lieu of taxes. This rental amounts to about \$89,000, which would bring an annual income to the City of \$8,900.
- (2) That the proposed lease of City-owned land on Magee Ave. to the Connecticut Power Co. be approved. The lease is for 20 years at \$300 per year rent, the land being approximately 75 feet deep, with 62 feet frontage on Magee Avenue, and 50 feet on its Westerly boundary.
- (3) That an appropriation of \$800 be granted to the City Court for supplies be granted.

This is in addition to the original appropriation of \$500 for Court orders and \$500 for stationery etc., of the \$1600 requested.

Your Committee would like to call attention to the sum of \$4,489 which was still outstanding on March 1st due from Stamford attorneys to the Court. At the beginning of the fiscal year this sum was \$5,670, of which some \$1,200 has been paid. Your Committee fails to understand, however, why these attorneys who still have unpaid charges are allowed to practice in the Court, contrary to the provisions of section 805.1 of the Charter. Since the cost to the taxpayers of operating the court is the difference between its total cost and its receipts from fees, fines, etc., your committee thinks we have a real interest in collection of these long-past due charges.

- (4) That an appropriation of \$8,329.32 for capital improvements to the Hubbard Heights golf house be granted. Your Committee deems this to be a true emergency, since it could not have been foreseen when the budget for the fiscal year was passed last June. We also think it should be granted now instead of being included in the budget of 1950-51, since the maximum amount of use for the season is desirable.
- (5) That the sum of \$485 be transferred from the Salary account of the Planning Board (520.1) to the Clerical Assistance, Supplies, and Janitors account of the Board of Representatives, 200, 200.6, and 200.7.

- (6) That an emergency appropriation of \$2,690 be granted to the Hubbard Heights Golf Club for the following operating expenses:

Telephone - \$35.00; original request \$150...appropriation \$75.
Supplies for course maintenance - \$334.00; original request \$5,000,...appropriation \$3,650.
Score cards, pencils etc. - \$150; original request \$600... appropriation \$400.
Paint and Miscellaneous - \$263; original request \$500... appropriation \$300.
Water, light and coal - \$408.00; original request \$675... appropriation \$650.
Gas and Oil - \$300.00; original request \$300...

New equipment - \$200. - Pick-up truck - \$1,000.

The last item will save labor costs incurse maintenance. Since it is needed now, and will be put into service immediately, it seemed to the Committee that there was no economy in deferring this until the next fiscal year.

- (7) That a special appropriation of \$150 be granted for the balance due on a group insurance policy for the Police and Fire Departments. This is in excess of the appropriation granted for the year, due to changes in the personnel of the Department.
- (8) That \$120 be granted for cleaning the windows in the Town Hall. The Mayor says that this is the balance of the contract price for the job. The sum of \$720 was requested in the original appropriation, which was reduce to \$600 by the Board of Finance.

There were no outstanding Tax Anticipation Notes as of April 1st. The Commissioner of Finance is of the opinion that the City will not have to borrow between now and the end of the fiscal year.

Respectfully submitted,

Fiscal Committee

Louise Talbot Seeley
Michael E. Laureno
John L. Cameron
Patrick Hogan
Hunt Sutherland