

MAY 5, 1952

The regular meeting of the Board of Representatives was held on May 5, 1952 at Burdick Junior High School. The meeting was called to order by John L. Cameron, President at 8:30 P.M.

Invocation was given by Rev. I. Logan Kearse of the Union Baptist Church.

Roll call at recessed meeting of May 5, 1952 was accepted as accurate for this meeting too. ✓

The minutes of March 20, April 3 and April 7, 1952 were submitted for action.

Joseph Carlin MOVED to correct signature to George Lockwood, Acting Clerk on page 464 instead of Babette S. Ransohoff, Clerk as it now reads, seconded by Clifford Waterbury and carried. ✓

Joseph Carlin MOVED, seconded by Catherine Cleary, that minutes of March 20 be accepted with this change. It was so ordered. ✓

Joseph Carlin MOVED, seconded by Helen Peatt, that minutes of April 3, 1952 be accepted as submitted. It was so ordered. ✓

Helen Bromley requested that on Page 471 the word MOVED be changed to "suggested". The members agreed to the change with the resultant deletion of the record of action. ✓

Patrick Hogan MOVED that the word "of" be deleted before the word approximately \$8,000,000. of Resolution #134 appearing on page 471, ~~last~~ paragraph, next to the last line, seconded and carried. ✓

John Cameron requested that the items in parenthesis covering facts after the meeting be deleted in total. For Example: page 466, seconded paragraph under "Amended Hunting Ordinance" delete (This amendment of the hunting ordinance was vetoed by Mayor Quigley when submitted to him for signature. It is understood that one or two other changes are to be incorporated in this amendment before it is passed. These changes will be submitted by the Corporation Counsel). ✓

James Mulreed MOVED that these deletions and changes be made and that the minutes of April 7, then be accepted, seconded by Stephen Kelly and UNANIMOUSLY CARRIED. ✓

Fiscal Committee

Helen Bromley read the report of the Fiscal Committee recommending adoption of the Capital Projects Budget. The Committee referred to the recommendations of the Board of Finance stating that \$1,000,000. be in bond issue and the balance to be charged to direct taxation, and also the Mayor's action in conditioning certain requests on issuance of bonds which would require a total bond issue of \$1,700,000.

The Committee stated its opinion that the Board of Finance was charged with responsibility for fiscal policy and recommended that the Capital Projects Budget be acted on without reference to the conditions imposed by the Mayor.

James Mulreed MOVED, seconded by George Connors, that we proceed to discuss the items in the Capital Projects Budget with the items marked "B" as if they were to be bonded, but that before final certification we attempt to resolve the question of what amount shall be covered by bonds. Motion was defeated.

George Connors MOVED to defer action, seconded by Catherine Cleary, until Thursday, May 8, 1952 when a Special Meeting will be held to discuss the Capital Projects Budget. This was ordered.

MAY 5, 1952

Karl Young MOVED that the Corporation Counsel be requested to submit an opinion and that same be ready for the Special Meeting on May 8, 1952, seconded by Edward Hogan and UNANIMOUSLY CARRIED.

Helen Bromley MOVED on the Committee's recommendation that \$500. be transferred from Sundries to Code 300.70C for the purchase of Flags for the City of Stamford, seconded and UNANIMOUSLY CARRIED.

Legislative & Rules Committee

John Cameron stated that James Mulreed as senior member of the committee would read the report.

1. Urban Redevelopment Commission Request

James Mulreed MOVED the acceptance of the Committee's report for the adoption of the substitute resolution requested by the Urban Redevelopment Commission which will include the East Meadow Project, Project Area #6 along with the two projects originally contemplated. No increase in the amount for surveys and plans are involved. Motion was seconded by Catherine Cleary and UNANIMOUSLY CARRIED.

RESOLUTION #135

WHEREAS, it is necessary and in the public interest that the City of Stamford avail itself of the financial assistance provided by Title I of the Housing Act of 1949 to assist local slum clearance and urban redevelopment projects; and

WHEREAS, it is necessary that surveys be made and other activities be performed preparatory to undertaking such projects;

WHEREAS, it is recognized that Title I of the Housing Act of 1949 requires that contracts for financial assistance thereunder impose certain obligations and responsibilities upon local public agencies availing themselves of such financial assistance, including among other things: (1) The approval of the redevelopment plan by the governing body of the locality in which the project is situated, with appropriate findings (a) that financial aid by the Federal Government is necessary, (b) that the redevelopment plans for the redevelopment areas in the locality will afford maximum opportunity, consistent with the sound needs of the locality as a whole, for the redevelopment of such areas by private enterprise, and (c) that the redevelopment plan conforms to a general plan for the development of the locality as a whole; (2) the provision of local grants-in-aid; (3) the development of a feasible method for the relocation of families displaced from the project area; and (4) the several other local obligations and responsibilities that are imposed pursuant to Title I of the Housing Act of 1949 in connection with the undertaking and carrying out of slum clearance and urban redevelopment projects; and

WHEREAS, pursuant to Title I every contract for a Federal capital grant will require local grants-in-aid in connection with the project which, together with the local grants-in-aid to be provided in connection with all other projects of the local public agency on which contracts for Federal capital grants have been made, will be at least equal to one-third of the aggregate net project costs involved in such projects; and

WHEREAS, such local grants-in-aid may be provided by a state, municipality or other public body, or by any other entity, and may consist of donations of cash, land, demolition or removal work, and streets, utilities or other site improvements, and the provision of parks, playgrounds, and other public buildings or facilities which (1) are primarily of direct benefit to the project and are necessary to serve or support the new uses of land in the project area or (2) are of direct and substantial benefit both to the project and to other areas in the community.

MAY 5, 1952

NOW, THEREFORE, BE IT RESOLVED by the Board of Representatives of the City of Stamford:

Section 1. That the financial assistance provided by Title I of the Housing Act of 1949 to assist local slum clearance and urban redevelopment projects is necessary; and

Section 2. That it is fully cognizant of the foregoing obligations and responsibilities that are imposed under contracts for financial assistance pursuant to Title I and it is the sense of this body that such obligations and responsibilities can and will be fulfilled in the event the City enters into a contract for a capital grant with the Federal Government; and

Section 3. That applications for approval to incur costs on behalf of the City of Stamford in the amount of \$37,050. for surveys and plans for the following areas:

Project Area #7 - Ludlow Project
Project Area #4 - Hawthorne Project
Project Area #6 - East Meadow Project

in preparation of projects to be assisted under Title I is hereby approved, and that the Chairman of the Urban Redevelopment Commission is hereby authorized and directed to execute and to file such Applications with the Housing and Home Finance Administrator, and to provide such additional information and to furnish such documents as may be required by said Administrator, and to act as the authorized representative of the City of Stamford.

John L. Cameron
President, Board of Representatives

2. Hunting Ordinance as amended

James Mulreed MOVED to accept the Committee's Report to pass the Hunting Ordinance as amended and published over the Mayor's Veto, seconded by Joseph Carlin and Carried by a vote of 23 in favor and 5 opposed. Declared Ordinance carried as published in the Stamford Advocate on April 3, 1952, known as Ordinance #13 Supplemental.

3. ORDINANCE on Sale of City-Owned Property to St. Benedict's Church

James Mulreed MOVED adoption of sale of city-owned property to St. Benedict's Church as appeared in the Stamford Advocate May 3, 1952, seconded by Stephen Kelly and Unanimously Carried.

ORDINANCE #14 SUPPLEMENTAL

ORDINANCE RE SALE OF PROPERTY TO ST. BENEDICT'S CHURCH

"BE IT ORDAINED BY STAMFORD THAT, any provision of Supplemental Ordinance 11 of the Code of General Ordinances of the City of Stamford to the contrary notwithstanding, the sale to St. Benedict's Church Corporation of the following property viz: property at the southwest corner of Cove Road and Charter Street bounded approximately northerly one hundred feet by Cove Road, easterly one hundred fifty feet by Charter Street, southerly one hundred feet by land of St. Benedict's Church Corporation and westerly one hundred fifty feet by land of St. Benedict's Church Corporation for the assessed value of said property, is hereby authorized subject to approval by the Board of Finance, approval of the Mayor having already been granted, and the Planning Board having recommended such sale as desirable to assure use of the property in accordance with sound city planning."

Helen Peatt submitted the Committee report not recommending Cummings Park for a restaurant tent for Ringling Bros. The committee was informed that the Lion's Club is negotiating for another location.

MAY 5, 1952

Helen Peatt Moved that permission be granted the Veterans of Foreign Wars to hold a Carnival on Magee Avenue from June 29 to July 6, 1952 providing the requirements in Chapter #27 in the Code of General Ordinances are lived up to and a satisfactory Liability Bond is furnished to the City of Stamford as well as proper Police supervision, seconded by Leon Staples and Carried.

Planning & Zoning Committee

Joseph Zdanowicz submitted the committee's report recommending acceptance of Bracewood Lane and advising that the use of the city-owned properties is still being studied and a complete report will be made at the June meeting.

Joseph Zdanowicz MOVED acceptance of Bracewood Lane as a City Street, seconded by Robert Lewis.

Karl Young amended this motion to include the acceptance of the storm and sanitary sewers in connection with acceptance of the Street. David Waterbury MOVED acceptance of this amendment, seconded by Ralph Nau and unanimously adopted. The motion as amended was unanimously carried.

Catherine Cleary MOVED to place the report on file, seconded by Clifford Waterbury, and so ordered.

Health & Protection Committee

Robert Lewis, Chairman, submitted the report of the committee which recommends that no additional Special Police badges be issued at this time, but that the committee was willing to re-consider the action if it was demonstrated that there were no outstanding badges which could be recalled. The direct line in telephone service for Precinct #2 has not yet been installed. Current reports have been received from the Police Department on their training programs, but the Fire Department has not been sending in a monthly report.

Robert Lewis MOVED that the 50 additional special police badges be denied, seconded by Edward Hogan, who suggested the motion be amended to read "that an excerpt of the committee's report be sent along with the denial". Unanimously carried.

Edward Hogan MOVED, seconded by Webster Givens, that a letter be sent by the President to the Mayor requesting that a direct telephone be installed in Precinct #2 immediately. Unanimously Carried.

Robert Lewis MOVED that a letter be sent to the Stamford Fire Department requesting a monthly report on the training report which request was asked months ago and they have neglected to comply with. It was so voted.

Housing Authority Committee

James Mulreed reporting for this committee advises that the City Housing Authority has complied with our request and has given them all the information asked for. The report has not yet been completed and all the committee can report is progress.

Mr. Mulreed was asked to read the petition submitted by twelve tenants who are living in a low priced 12 family house who will be affected by the erection of the Thruway as proposed.

MAY 5, 1952

Special Committee on Drainage and Septic Tanks

Catherine Cleary, Chairman, submitted the report. The committee recommends the following changes: 1. Building Inspector make a more thorough test than a visual test and strictly adhere to Section 802 of the Building Code relating to value of soils. 2. That the Planning Board require conformance with recommendations made by the City Engineer regarding problems of sewage disposal before approval is given to new developments. The request for a Sanitary Engineer in Mr. Tuttle's next year budget should be seriously considered. In cases of poor soil for drainage and septic tanks, the Planning Board should work closely with the Health Department and reduce the number of lots on proposed developments. Many cities have set up regulations requiring that the Planning Board first get the approval of the Health Department on a sewage disposal system before development can be approved. 3. Strict adherence to the State Sanitary Code and Local requirements must be enforced by Dr. Brown and the Health Department. His authority should never be relaxed as his judgment on public health is above any Board within the City. 4. The committee does not feel that an additional ordinance or ordinances are needed at this time. 5. The committee should be continued.

Stephen Kelly submitted a proposed ordinance which was referred to the committee and also to the Legislative and Rules Committee for consideration.

Edward Hogan MOVED the adoption of the Committee's report requesting that a copy of said report be sent to the Planning Board, Mr. Tuttle, the City Engineer, and the Health Commissioner; also the Building Inspector, together with a letter indicating the action taken on the report, seconded by Joseph Carlin and Unanimously passed.

Helen Bromley MOVED for a five minute recess, seconded by Walter Seely and CARRIED.

Legislative & Rules Committee

John Cameron stated that James Mulreed would now complete reading the balance of the report of this committee.

James Mulreed MOVED that the ordinance covering Excavations be accepted as introduced for publication, seconded by Stephen Kelly and UNANIMOUSLY PASSED.

ORDINANCE CONCERNING EXCAVATIONS

Be it Ordained by Stamford that Chapter 17 of the Code of General Ordinances of Stamford be amended by adding a new section as follows:

Section 22. Pursuant to Sub Section 43 of Section 40 of the Stamford Charter excavations which have become hazardous, unsightly and a source of breeding place for insects and mosquitoes, because of neglect or non-use are hereby declared and defined to be nuisances. For the purpose of this act any open excavation which shall have been neglected or unused for a period of six months shall be considered "abandoned" and a "nuisance" for the purpose of this ordinance.

Pursuant to Section 416.1 of the Stamford Charter the building inspector may require, by written notice, the owner of any property on which there is such an excavation which, in his opinion, constitutes a danger to the health or safety of the community, to fill, cover or grade such excavation in a manner sufficient to eliminate such danger. In the event any such property owner shall fail to comply with the provisions of such notice within thirty days after the receipt of the same, the building inspector may cause such excavation to be filled, covered or graded, by the department of public works or such other means as the commissioner of public works may authorize, and the expense thereof certified to the Commis-

MAY 5, 1952

sioner of Finance and the same become a debt and a lien upon the property where said excavation was located. It shall be levied, enforced and collected in the same manner, by the same proceedings and under the same penalties as an assessment for a public improvement, or otherwise collected as a debt. The notice may be served on the owner either personally or by leaving the same at his residence, or, if he be a nonresident, by mailing the same to him at his last known place of residence, or if the name of the owner or his last-known place of residence cannot be ascertained after due diligence, by posting the same in a conspicuous place upon the premises.

James Mulreed MOVED acceptance of introduction for publication of the Ordinance correcting the language of Chapter 26, Section 4 of the Code of General Ordinances of Stamford to Correct Tax-License Ordinance, seconded by Patrick Scarella and so ordered.

ORDINANCE TO CORRECT TAX LICENSE ORDINANCE

Be it Ordained by Stamford that Chapter 26, Section 4 of the Code of General Ordinances of Stamford be and hereby is amended to read as follows:

Sec. 4. Number plates and badges.

The license fees provided for in Section 3 of this Chapter shall cover the cost of the license and also the number plates and badges which are to be displayed on vehicles and the drivers thereof. Such number plates and badges shall be furnished by the city and remain the property of the city. When the number plates and badge or badges issued in connection with the operation of any vehicle are returned to the controller by any licensee, the sum of one dollar shall be paid by the city which sum shall be in return for all such number plates and badges issued in connection with the operation of said vehicle.

James Mulreed advises that the committee recommends that the Board express its readiness to consider the Poltrack lease as outlined in letter of February 4, 1952 subject to further details to be submitted in a lease. George Russell moved acceptance, seconded and carried.

Special Committee on PUC Hearing

Edward Hogan spoke for the committee. The other members are Patrick Hogan and Stephen Kelly.

Edward Hogan stated he was favorably impressed with the opening of the meeting on Monday and the manner in which it was being conducted.

Mr. Hogan submitted for review a supplemental Resolution to Resolution #122 passed on 12/3/51. Paul Plotkin moved adoption of the resolution, seconded by George Connors.

Lengthy discussions ensued on approximating the costs which might be involved in authorizing condemnation of the Cove Mills property. Joseph Carlin MOVED to defer action until a special meeting to be held Thursday, May 8, 1952, seconded by Harold Clark. Motion was carried by a vote of 20 in favor and 6 opposed.

Special Temporary Committee re: Closing of V.A. Office at Post Office

Mr. William Murphy reported that the committee met with Mr. Lee of the Stamford Veteran's Office who advised that Congress had cut the Veteran's Administration Budget and it was, therefore, necessary to close many of the branch offices, Stamford being one of them. The committee recommended no action and Mr. Murphy MOVED for acceptance of the report, seconded and carried.

MAY 5, 1952

Steering Committee Report

John Cameron read the report. The Board confirmed the recommendation to send a letter of thanks to the Visiting Nurses Association.

Mr. Robert Lewis MOVED acceptance of the report to be placed on file, seconded by James Mulreed and it was so ordered.

Communications from Other Boards and Individuals

A letter from Webster Givens was read by John Cameron inviting the representatives to use the facilities of Cross Road Farm for a picnic this summer at any date set by the Board.

The Board expressed thanks to Mr. Givens and a committee on arrangements will be appointed.

Letter from William C. Ward of the Housing Authority of the City of Stamford was read in re contemplated federal low rent project re seeking approval of the Planning Board. He states cost of sewers will be assumed at their expense.

The letter was accepted and placed on file.

John Cameron announced the following changes and appointments in the committees of the Board of Representatives:

James Mulreed to replace Mr. Cameron, Chairman of Legislative and Rules; Edward Hogan, Legislative and Rules to replace ~~Mr. Cameron~~ ^{Mr. Mulreed} on the committee; Ralph Nau, Health & Protection Committee to replace Mr. Hogan; Webster Givens, Steering Committee to replace Robert Shepherd; Leon Staples, Appointments Committee to replace Mr. Nau.

Edward Hogan MOVED to adjourn, seconded and carried.

Meeting adjourned at 11:45 P.M.

Respectfully submitted

Joseph Zdanowicz
Temporary Clerk

REPORT OF FISCAL COMMITTEE - May 5, 1952

Capital Budget:

In recommending the passing of the specific items for the Capital budget, we emphasize the provisions of Section 655 of the Stamford Charter "The board of finance shall have any and all incidental powers necessary to enable it to investigate and determine the fiscal policy of Stamford." Also that part of Sec. 630 which says "The bonds shall be issued in the manner and in the amount that the board of finance may prescribe."

In our consideration of these items we are eliminating the effect of letter B which follows each item and also the footnotes on each page as to how the projects are to be financed, either by bond issue or current taxation.

We also approve the inter-department transfer of \$500 from Sundries to Code 300.70C for the purchase of national, state, and city flags as approved by the Board of Finance and requested by the Mayor.

Respectfully submitted,

Patrick Hogan
John E. Charleson
Joseph Carlin
Michael J. Holahan
Helen J. Bromley, Chairman