

JUNE 2, 1952

The regular meeting of the Board of Representatives was held on June 2, 1952 at Burdick Junior High School. The meeting was called to order by John L. Cameron, President, at 8:05 P.M.

Invocation was given by John L. Cameron, President.

Roll call was taken with three absent, one resigned and 36 present. The absent members were Theodore P. Donahue, Joseph Mancusi and Robert Shepherd. The vacancy of the resignee, George Lockwood, had not yet been filled.

The minutes of April 16, April 29, Special May 5 and Regular May 5, 1952 meetings were submitted for approval.

Leon Staples MOVED acceptance of minutes of April 16, seconded by Dr. Somma and adopted. ✓

Joseph Carlin MOVED acceptance of minutes of April 29, seconded by Dr. Somma and adopted. ✓

Helen Bromley MOVED acceptance of the minutes of the regular meeting of May 5, 1952, seconded by John Canavan and adopted. ✓

Dr. Somma MOVED acceptance of the special meeting minutes of May 5, 1952, seconded by Aage Feldtmose and adopted. ✓

FISCAL COMMITTEE

Helen Bromley submitted the report of the Fiscal Committee.

Helen Bromley MOVED approval of emergency appropriation of \$220. requested by the Probate Court, seconded by Patrick Hogan and UNANIMOUSLY CARRIED. This appropriation will be charged to Code 630.5, Telephone.

Helen Bromley MOVED approval of \$55,675.50 for the following accounts: \$30,000. for principal and \$4930. for interest on Stark School Addition Bond; \$14,875 as interest for Sewer Bcnds and \$5870. for Bell Street Parking Lot notes; seconded by Joseph Carlin and UNANIMOUSLY CARRIED.

LEGISLATIVE & RULES COMMITTEE

James Mulreed submitted the report of the Legislative & Rules Committee.

He reported that the final draft of a supplemental pension plan has been sent to all members of the Board of Representatives and Board of Finance. This draft will be presented to the Board for acceptance when word has been received from the Federal Authorities that the Classified Employees have been accepted under the Social Security Plan retroactive to January 1, 1951.

1. Expansion Attics - The Committee feels that the residents of Long View Park and possibly other home owners have been dealt with unfairly and that homes have been misrepresented as "Expansion Attic Homes". ~~Either the Building Inspector granting permits without conforming to the State Code or the developer's negligence in complying with the Code is responsible.~~ A resolution has been submitted to the Corporation Counsel which, if adopted, will set up a review committee with authority to grant a variance in the Building Code where safety and health are not jeopardized. The committee feels that if misrepresentation was used by the developer, Civil Action should be taken by the plaintiffs. *dict 7/7/52*

2. Building Committee - The Committee agrees that a Building Committee of three be appointed by the Mayor and approved by the Board of Representatives to consist of a recognized architect, a recognized construction engineer or building contractor and the Building Inspector. A Resolution covering this subject has been sent to the Corporation Counsel for approval. Although the letter from the

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Board of Education suggests that the Building Committee be comprised of members of the Board of Education, Planning Board and Board of Representatives, this committee believes that its duties should be confined to passing on the plans from a viewpoint of structural soundness, economy and safety and, therefore, should be composed of persons with technical training in these fields.

James Mulreed MOVED that this report be placed on file, seconded by John Cook and CARRIED.

3. James Mulreed MOVED adoption of the Ordinance covering Excavations as submitted at the May 5th meeting and duly published in the Stamford Advocate, seconded by Stephen Kelly and CARRIED.

ORDINANCE #15 SUPPLEMENTAL AN ORDINANCE CONCERNING EXCAVATIONS.

(see Page 481, May 5, 1952 minutes of Regular meeting quoting this ordinance in detail).

INSERT No. 4.

PUBLIC WELFARE & RECREATION COMMITTEE

Helen Peatt reported that Miss Catherine Dunn, who is making a preliminary survey of the Welfare Department, will submit her report to the Board of Finance for study and a meeting will be arranged with that Board sometime thereafter to further discuss her findings.

APPOINTMENTS COMMITTEE

George Connors submitted a list covering various appointees to Boards and Commissions showing expiration dates. Mr. Connors reported that the vacancy on the Zoning Board will be filled by the Mayor shortly, and that Harry Smith's term on the Welfare Commission had expired in 1951.

Webster Givens MOVED that this report be accepted and placed on file, seconded by Robert Lewis and CARRIED.

HEALTH & PROTECTION COMMITTEE

Robert Lewis read the report of the Committee.

1. Karl Young MOVED, seconded by Clifford Waterbury, that the subject of advertising space on parking meters be studied more thoroughly and that the report be placed on file awaiting more information. The motion was CARRIED.

2. The subject of 50 additional/^{police}badges was discussed at length. Robert Lewis MOVED, seconded by Helen Bromley, that the matter be returned to the committee for further study and was carried by a vote of 25 in favor and 9 opposed. The President requested that the committee be ready to submit its recommendation at the next meeting.

3. Karl Young, seconded by George Connors, MOVED that the reports of the Police and Fire Departments' training programs be placed on file. The MOTION was CARRIED.

PLANNING & ZONING COMMITTEE

Joseph Zdanowicz read the committee report. He reported that the committee was not yet ready to report on the list of City-owned property for sale but would have same ready for the July meeting.

1. Neponsit Street - Revere Park. Joseph Zdanowicz MOVED acceptance of this street as a City street, seconded by Patrick Hogan and CARRIED.

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Insert on Page 491 after "Ordinance #15 Supplemental"

4. James Mulreed MOVED adoption of the Ordinance to correct Taxi-License Ordinance, as submitted at the May 5th meeting and published in the Stamford Advocate, seconded by Joseph Carlin and CARRIED.

ORDINANCE #16 SUPPLEMENTAL - AN ORDINANCE TO CORRECT TAXI-LICENSE ORDINANCE
(See Page 482, May 5, 1952 minutes of Regular meeting quoting this ordinance
in full)

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2. Webster Road - Revere Park. Joseph Zdanowicz MOVED acceptance of this road as a City street, seconded by Stephen Kelly and CARRIED.

3. Dora Street, Andover Street and Cambridge Road - Revere Park. Mr. Zdanowicz reported that none of these streets were found to be in an acceptable condition and MOVED that they not be accepted until certain changes have been made to conform with City Engineer and Planning Board requirements, seconded by John Canavan and CARRIED.

4. Joseph Zdanowicz MOVED approval of changing the name of a road listed as "Private Road" to "Wallack's Lane", in Wallack's Point, as long as the road is maintained as a private roadway, seconded by Helen Bromley and CARRIED.

Steve Kelly MOVED that a five minute recess be granted at this time, seconded and CARRIED.

5. Paul Plotkin reported on a meeting attended by the Sub-Committee of the Planning & Zoning Committee, called by the Planning Board and attended by the City Housing Authority and the Urban Redevelopment Commission. The purpose of this and subsequent meetings is to coordinate the efforts of all three boards.

SPECIAL COMMITTEE ON DRAINAGE AND SEPTIC TANKS

Catherine Cleary, as Chairman, reported that the letter sent to the Planning Board, City Engineer and Building Inspector by the President did not set forth correctly the attitude of the Committee in making its recommendations. Mrs. Cleary reported that a further report would be submitted at the July meeting.

John Cameron announced that Patrick Scarella has been appointed to the Personnel Committee to fill the vacancy of George Lockwood recently resigned.

PERSONNEL COMMITTEE

Joseph Carlin, Chairman, submitted the report of the Committee recommending adoption of Plan "B" as proposed by the Personnel Commission for salary reclassification.

Patrick Scarella MOVED to hear Mr. Oefinger of the Fire Department, seconded by John Cook. Motion was declared CARRIED by a vote of 26 in favor, 9 opposed. Mr. Oefinger was granted the privilege of the floor for five minutes.

Webster Givens stated that our vote at the May meeting was merely for the appropriation, not for a particular plan. Mr. Givens requested that the recommendation of acceptance of Plan "B" be ruled out of the Committee report.

The President so ruled on the grounds that the Board has no power to pass on any plan of salary classification.

Webster Givens MOVED that the report be referred back to the Personnel Committee, seconded and CARRIED by a vote of 25 in favor, 8 opposed.

Joseph Carlin submitted a Resolution on the Sewer Inspector's position retained by Jack Glass. Babette Ransohoff MOVED that the Personnel Committee review previous action taken by the Board re Sewer Inspector's job and recommended action at the July meeting.

APPEALS BOARD

The decision rendered on the case of Michael J. Biondino is on file at the office of the Board of Representatives.

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STEERING COMMITTEE REPORT

The report was read by John Cameron. Helen Bromley MOVED that the matter of a pension request for Domenico Guglielmo be referred to the Personnel Committee and the Personnel Commission as well as the Fiscal Committee, seconded and CARRIED.

PETITIONS

Petition #119 - Block Dance on Saturday, June 14, 1952 by North Stamford Congregational Church from 7 to 11 P.M. in front of "Uncle" John Saunders Store: also to string electric lights and close off area in front of store. Webster Givens MOVED approval, seconded by Helen Peatt and CARRIED.

Petition #120 - Erection of a sign on City property by Shippan Avenue Association to read "You are entering Shippan Point, Please Drive Slowly. Watch out for children at Play". Helen Bromley MOVED approval seconded by Joseph Caputo and CARRIED.

COMMUNICATIONS FROM THE MAYOR

1. Letter from the Mayor re appointment of Luke Malloy as a member of the Hubbard Heights Golf Course Committee was read and referred to the Appointments Committee.

2. Letter from the Mayor re request for installation of a direct telephone line in Precinct #2 as well as a letter from a representative of the telephone company was read.

Edward Hogan MOVED that the report from the telephone company and transmittal letter from the Mayor as well as previous letters on file be referred to the Health and Protection Committee, Captain Lockwood of Precinct #2 and the Mayor; that a meeting of the full committee be held with the Mayor on this matter and that the sentiments of the Board of Representatives be called to the Mayor's attention on the installation of a direct line to Precinct #2, seconded by Babette Ransohoff and CARRIED.

COMMUNICATIONS FROM OTHER BOARDS AND INDIVIDUALS

The President referred to a statement of fiscal policy submitted by the Board of Finance in accordance with the resolution of this Board requesting such statement. Copies were furnished to all members.

Helen Bromley MOVED Suspension of the Rules for the purpose of acting on a resolution in connection with a resolution which had been adopted by the Board of Finance, seconded and Carried by a vote of 32 in favor and 3 opposed.

"Whereas, a conflict of opinion as to the respective powers of the Mayor and the Board of Finance, under the City Charter, in relation to the issuance of City bonds, has occurred between Mayor Quigley and this Board of Finance, and

Whereas, Mayor Quigley has, together with other City officials and taxpayers, through Corporation Counsel Hanrahan, instituted an action for a declaratory judgment and other claims against the members of this Board of Finance, which action is returnable to the Superior Court at Bridgeport on June 3rd, 1952, and

Whereas, Corporation Counsel Hanrahan, representing Mayor Quigley and the other officials and taxpayers, automatically becomes ineligible and disqualified to represent, in this action, this Board of Finance, and

Whereas, the members of the Board of Finance, other than Mr. Hickey, are not

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lawyers, and require legal representation, the expense of which should not be a personal burden on them, and should be borne by the City, and

Whereas, the institution of this action jeopardizes the financial and economic interests and welfare of the public of Stamford, and especially the officials and employees of the City, in that it may well prevent the billing for and collection of taxes due on July 1, 1952, the receipt of which taxes is an absolute necessity to pay the salaries and wages of policemen, firemen, school teachers and other City employees as well as interest and installments due on the bonds of the City, and all other expenses of the City for the fiscal year commencing July 1, 1952, and

Whereas, in all equity, fairness and simple justice to the City of Stamford and all its taxpayers, this Board of Finance should be represented by independent counsel not connected with the office of Corporation Counsel Hanrahan who is counsel for the plaintiffs, and

Whereas, time is of the essence in this matter, and will not permit the regular appropriating procedure to be followed.

Now, therefore, be it resolved that under the powers as set forth in Section 655 of the Stamford Charter we authorize and direct our Chairman to retain such counsel as he deems necessary or proper to represent this Board of Finance in this action, and that the sum of \$6,000.00 be appropriated to finance the expense of such counsel as retained by our Chairman in our behalf, and be it further resolved that a copy of this resolution be transmitted to the Board of Representatives and to Mayor Quigley.

Edward Hogan submitted Resolution #139 and MOVED its adoption by the Board of Representatives, seconded by Babette Ranschoff and CARRIED by a vote of 26 in favor, 10 opposed.

RESOLUTION #139 - APPROVAL OF RETAINING OUTSIDE COUNSEL TO DEFEND THE BOARD OF FINANCE OUT OF CITY FUNDS.

WHEREAS, the Board of Finance and its members are defendants in a suit instituted by the Mayor, the Commissioner of Finance, the Tax Collector and others, and

WHEREAS, the Corporation Counsel is not eligible to represent said defendants as required by Section 450 of the Stamford Charter because of having represented the Plaintiffs in the writ, summons and complaint in connection with said action, and

WHEREAS, the action of the Corporation Counsel in representing the plaintiffs precludes his selecting acceptable counsel for said Board of Finance or its members under the provision of Section 451

BE IT RESOLVED that the Board of Representatives approve the action of the Board of Finance in using its prerogatives under the provisions of the Charter to secure and pay said Counsel out of city funds to represent the Board and such of its members as desires to avail themselves of such counsel in said action and commends the resolutions adopted by said Board in connection with such action.

Leon Staples submitted a letter re drainage conditions in the vicinity of Sixth Street which was referred to the Public Works Committee.

Robert Shepherd's letter of resignation was read by John Cameron. Helen Bromley MOVED acceptance and requested the Clerk be instructed to send a letter to Mr. Shepherd thanking him for his capable, sincere and untiring effort as representative and President of the Board, seconded by Michael Holahan and passed by a unanimous rising vote.

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George Connors nominated Carmine Troncone as 14th District Representative to replace George Lockwood, seconded by Joseph Caputo.

Michael Holahan nominated Dr. Francis Dolan as 14th District Representative to replace George Lockwood, seconded by Patrick Hogan.

Patrick Hogan MOVED that nominations be closed, seconded by Edward Hogan and CARRIED.

A ballot vote was cast and counted by Tellers Vito Longo and Karl Young. The count was Dr. Dolan 24, Carmine Troncone 11 and 1 invalid vote.

Dr. Francis Dolan was duly elected to serve as 14th District Representative replacing George Lockwood.

John Cameron stated that a Special Meeting on the supplemental pension plan will probably be held on June 16th.

Edward Hogan MOVED to adjourn the meeting, seconded and CARRIED.

Meeting adjourned at 11:10 P.M.

Respectfully submitted,
Babette S. Ransohoff, Clerk

PLTF'S EX: K
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REP: M/M