

COMMON COUNCIL MEETING – NOVEMBER 8, 2001

The meeting will be called to order at 7:30 P.M.

PLEDGE OF ALLEGIANCE AND PRAYER

ROLL CALL

Levy, Scalzo, McAllister, Smith, Saadi, Buzaid, Dean Esposito, Machado,
Shuler, David Furtado, Arconti, John Esposito, Abrantes, Pascuzzi, Basso,
Manny Furtado, Gallagher, Gogliettino, Michael Moore, Martin Moore, Saracino

21 PRESENT 0 ABSENT

PUBLIC SPEAKING

MINUTES – Minutes of the Common Council Meeting held October 2, 2001

CONSENT CALENDAR

- 1 – ORDINANCE – Assistant Director of Finance

- 2 – RESOLUTION – Assignment of Real Property Tax Liens

- 3 – RESOLUTION – DEP Land Acquisition Grant

- 4 – RESOLUTION – Emergency Shelter

- 5 – COMMUNICATION – Promotions within the Police Department

- 6 – COMMUNICATION – Graves for Indigent Veterans

- 7 – COMMUNICATION – Donations to the Department of Elderly Services

- 8 – COMMUNICATION & CERTIFICATION – Reappropriation of Donated Funds

- 9 – COMMUNICATION – Donation to the Parks and Recreation Department

- 10 – COMMUNICATION – Funding for Police Special Services Account

- 11 – COMMUNICATION – Death/Health Benefits for Widows/Widowers of Firefighters who die in the Line of Duty

- 12 – COMMUNICATION – Request regarding 911 Call-Out System

- 13 – COMMUNICATION – Request for Sewer and Water Extensions – 52 Main Street

- 14 – COMMUNICATION – Request for Sewer Extension – 38 Aunt Hack Road
-
- 15 – COMMUNICATION – Request for Water Extension – Lot BR2, Berkshire Corporate Park – Riverview Drive
-
- 16 – COMMUNICATION – Request for Sewer Extension – 58 Benson Drive
-
- 17 – COMMUNICATION – Request for Sewer Extension – 3 & 4 Ridgewood Drive
-
- 18 – COMMUNICATION – Request for Extension of Time – Huckleberry Lane
-
- 19 – COMMUNICATION – Request to Change Ridge Drive to Ridgewood Drive
-
- 19-1 COMMUNICATION – Request for Sewer Extension – 47-51 Federal Road
-
- 20 – COMMUNICATION – Request for Water Extension – Miry Brook Road
-
- 21 – COMMUNICATION – Request for Sewer and Water Extensions – Oil Mill Road and Request for Abandonment of a portion of Oil Mill Road
-
- 22 – COMMUNICATION – Change to Danbury Mail Delivery for Hawthorne Cove
-
- 23 – COMMUNICATION – Cornell Hills Taxing District
-
- 24 – COMMUNICATION – Approval of Mariana Farms Drive as a City roadway
-
- 25 – COMMUNICATION – Reports regarding Toll Land XVIII – Road Acceptance
-
- 26 – COMMUNICATION – Reports regarding Logan’s Way – Road Acceptance
-
- 27 – COMMUNICATION – Report regarding Installation of Lights – Caye Road
-
- 28 – COMMUNICATION & CERTIFICATION – Ice Rink Final Agreement
-
- 29 – REPORT & ORDINANCE – Tax Credit for Elderly Homeowners
-
- 30 – REPORT & ORDINANCE – Tobacco Vending Machines
-
- 31 – REPORT – Final Sewer Assessments – Germantown Area
-
- 32 – REPORT – Request for Sewer Extension on Moran Avenue
-
- 33 – REPORT – Request for Sewer and Water Extensions – Mountainview Terrace

34 – REPORT – Plan of Conservation and Development

35 – REPORT – Façade Improvement Program

36 – REPORT – Reliant Aircraft Lease

37 – REPORT – Request for Sewer Extension – 15 Lakeside Road

38 – REPORT – Snow Plowing Problem on Grace Street

39 – REPORT – Request for Funds for Library

40 – REPORT – Review of the Office of Civil Preparedness

41 – REPORT – Ta'Agan Point Water Company – (Tabled from 9-5-01)

42 – DEPARTMENT REPORTS – Public Works, Health and Housing, Elderly Services, Fire Chief, Police Chief, Fire Marshall

There being no further business to come before the Common Council a motion was made at _____ P.M. for the meeting to be adjourned.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

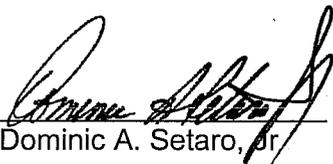
(203) 797-4652
FAX: (203) 796-1526

MEMORANDUM

TO: Hon. Gene F. Eriquez via the Common Council
FROM: Dominic A. Setaro, Jr., Director of Finance
RE: **AMENDED ORDINANCE – ASSISTANCE DIRECTOR OF FINANCE**
DATE: October 30, 2001
CC: Lynne Beardsley, Eric Gottschalk

Attached you will find a proposed amended ordinance regarding the position of Assistant Director of Finance. This position has been vacant since April. One test was conducted by the Civil Service Commission, and no eligible candidates received a passing grade on the test. This proposed ordinance will allow us to substitute certain qualifications, such as personal experience in place of actual accounting and/or finance courses and allow CPAs with no municipal experience to be eligible for the position.

Should you need any additional information, feel free to give me a call.


Dominic A. Setaro, Jr.

DAS/jgb



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810
OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:

DANBURY, CT 06810

October 22, 2001

Honorable Gene F. Eriquez, Mayor
Honorable Members of the Common Council
City of Danbury, Connecticut

Re: Assignment of Real Property Tax Liens

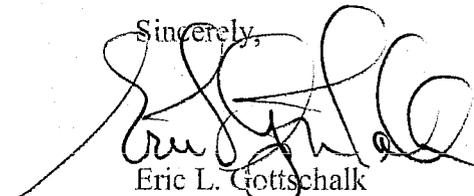
Dear Mayor and Council Members:

Over the past several months American Tax Funding, LLC ("ATF") has obtained the assignment of various tax liens from the city. As you know, beginning in July of 1997 and periodically since then, the Common Council has authorized the assignment of real property tax liens and these assignments have returned several million dollars in delinquent real property taxes to the city. We have just been advised that ATF is prepared to accept an assignment of a new round of tax liens on the grand list of October 1, 2000.

Danbury Tax Collector Catherine A. Skurat has recommended this assignment of tax liens relating to properties that had previously been liened and with respect to which liens were previously assigned to ATF. Given the success of the previous assignments, it is our recommendation that the Common Council consider the adoption of the attached resolution permitting the assignment of this next grouping of liens having a value, as of October 22, 2001, of \$457,876.31.

If you have any questions, please feel free to contact me.

Sincerely,



Eric L. Gottschalk
Corporation Counsel

cc: Dominic A. Setaro, Jr., Director of Finance
Catherine A. Skurat, Tax Collector



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, Connecticut General Statutes §12-195h authorizes any municipality to assign, for consideration, any and all liens filed by the tax collector to secure unpaid taxes on real property; and,

WHEREAS, the City of Danbury previously assigned certain real estate tax liens to American Tax Funding, LLC ("ATF"); and,

WHEREAS, the assignment of additional tax liens on the grand list of October 1, 2000 to ATF relating to the same properties covered by the tax liens previously assigned to ATF would further reduce the administrative burden upon the Danbury Tax Collector for the benefit of the city; and,

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY that, Mayor Gene F. Eriquez be and hereby is authorized to accomplish the assignment to ATF of additional liens filed by the tax collector to secure unpaid taxes on real property appearing on the grand list of October 1, 2000 and having a value of \$457,876.31 (less any amounts paid on or after October 22, 2001) and that Mayor Eriquez be and hereby is further authorized to execute any agreements or amendments thereto as may be required to accomplish the purposes hereof.

YR	LIST	TAXPAYER	ADDRESS	LOT NO.	TAX	INT 11/1	LIEN	W/FEES	PAYUP
00	1511	LEONARD RONALD S	244 MIDDLE RIVER RD.	B07048	2,886.84	75.78	24.00	0.00	2,986.62
00	3201	HUMES TYRONE B & BOURNE-HUMES	JOE'S HILL ROAD	B13008	5,715.36	150.03	24.00	0.00	5,889.39
00	8291	LINGL ROBERT & EILEEN	72 A JUDITH DRIVE	C09051	3,703.32	97.21	24.00	0.00	3,824.53
00	12521	STRYCHALSKY CLAUDIA	11 LOT BLUEBERRY LANE	C16004-1	561.36	14.74	24.00	0.00	600.10
00	14851	PAYTON MARVIN E & RUTHIE L	14 CLAIRANN DRIVE	D06069	2,716.76	71.32	24.00	0.00	2,812.08
00	15061	CORDEIRO JOSE	20 CLAIRANN DRIVE	D06090	7,822.20	205.34	24.00	0.00	8,051.54
00	21161	OLSEN NORMA R	SUNSET RIDGE	D14029	2,660.88	69.85	24.00	0.00	2,754.73
00	21581	CORONA DONALD	41 DRIFTWAY ROAD	D14071	4,031.40	105.83	24.00	0.00	4,161.23
00	30181	CYR STEVEN D	213 CLAPBOARD RIDGE ROAD	E06015	2,852.84	74.89	24.00	0.00	2,951.73
00	30211	CONNELL BARRY J	131 PADANARAM ROAD	E06018	7,897.52	207.31	24.00	0.00	8,128.83
00	31351	BROWN SHARON MCARTHUR	12 STUART DRIVE	E07069	2,097.12	55.05	24.00	0.00	2,176.17
00	31621	MASI MICHELE M	CLAPBOARD RIDGE ROAD	E07097	1,375.40	35.11	24.00	0.00	1,434.51
00	34211	APPLEGREEN ISABEL B	20 GRANDVIEW DRIVE	E10066	3,462.76	90.90	24.00	0.00	3,577.66
00	35301	YANG CHOEUN & THONG THA	12 DRIFTWAY ROAD	E14002	2,714.32	71.25	24.00	0.00	2,809.57
00	36601	PRIBULO JOHN L & DOROTHY	5 CRESTDALE ROAD	E15067	2,145.72	56.32	24.00	0.00	2,226.04
00	38731	HILL SUSANNA	11 BOULEVARD DR #5-25	E16006-25	4,082.40	107.17	24.00	0.00	4,213.57
00	41521	SCASCITELLI LUIGI & PALMIRA	5 CHARCOAL RIDGE DR.	F04088	3,088.54	81.07	24.00	0.00	3,193.61
00	42191	DAHILL BEATRICE A ESTATE OF	58 E LAKE ROAD	F05010	417.96	10.97	24.00	0.00	452.93
00	42201	KING EDWARD E	56 BARNUM ROAD	F05011	2,779.92	72.97	24.00	0.00	2,876.89
00	44501	FIFTH THIRD BANK KENTUCKY INC.	CHAMBERS ROAD	F08004	5,146.76	135.10	24.00	0.00	5,305.86
00	47711	WASYLEAN MICHAEL J & MARY JANE	191 FRANKLIN ST. EXT.	F11021	2,570.96	67.49	24.00	0.00	2,662.45
00	47721	STONE DENNIS & LYNN A	193 FRANKLIN ST EXT	F11022	3,440.88	90.33	24.00	0.00	3,555.21
00	48661	NAHLEY JOHN J & NANCY W	19 TOPFIELD RD W	F12052	3,965.76	104.10	24.00	0.00	4,093.86
00	48891	DOVALE ALFREDO M & LINDA P	194 FRANKLIN ST. EXT.	F12075	3,312.12	86.94	24.00	0.00	3,423.06
00	50341	CLEMONS VIVIAN RAE & MABEL	4 BOXWOOD LA	F14015	2,517.48	2.00	24.00	0.00	2,543.48
00	51301	ROBERTS BRIAN D	10 SCUPPO ROAD #10B7	F14094-25	1,210.16	31.77	24.00	0.00	1,265.93
00	53521	EXECUTIVE AERO MAINTENANCE	MIRY BROOK ROAD	F19010	8,616.80	226.20	24.00	0.00	8,867.00
00	67361	BARRY JANA TRUSTEE	32 CLAPBOARD RIDGE ROAD	G11067	6,726.24	176.57	24.00	0.00	6,926.81
00	68011	ATTICK ROBIN T	52 FAIRMOUNT DRIVE	G13020	5,171.04	135.74	24.00	0.00	5,330.78
00	70701	BARTON JUDITH C	1 STAPLES ST.	G14069	2,055.80	53.97	24.00	0.00	2,133.77
00	73111	PUDELKA JOHN PAUL & EILEEN L	12 EDGEWOOD ST.	G14309	2,167.56	56.90	24.00	0.00	2,248.46
00	73121	PUDELKA JOHN PAUL & EILEEN L	10 EDGEWOOD STREET	G14310	2,592.84	68.07	24.00	0.00	2,684.91
00	73651	GROSS NORMAN: GURSKI WALTER JR	29 ABBOTT AVE.	G14363	3,489.48	91.60	24.00	0.00	3,605.08
00	74851	POITRAS SUSAN	HADDAD DR. #6	G15069-6	1,326.80	34.83	24.00	0.00	1,385.63

00	78031	BREVARD FOREL L & CAROLINE A	9 CONCORD ST	G16072	4,648.60	122.02	24.00	0.00	4,794.62
00	82571	VARUGHESE JOSEPH K & GRACE	4 DURHAM RD	H04095	3,525.96	92.55	24.00	0.00	3,642.51
00	85051	HALL EDWARD & GAIL D	11 JEANETTE ROAD	H09069	2,799.36	73.49	24.00	0.00	2,896.85
00	85771	CONICELLI GERALD A & CATHERINE	12 ALBERT ROAD	H09141	1,326.80	34.83	24.00	0.00	1,385.63
00	92281	BOURNE CASSANDRA	7D PADANARAM RD #D82	H10157-82	945.28	24.81	24.00	0.00	994.09
00	93281	LASKOWSKI JOSEPH A	3A CLAPBOARD RIDGE ROAD	H11070	2,612.28	68.57	24.00	0.00	2,704.85
00	95681	TRAVIS LLOYD & MARTHA	477 COWPERTHWAITTE STREET	H12027	2,519.92	66.15	24.00	0.00	2,610.07
00	96991	WOOD DAVID	6 BENHAM STREET	H12097	2,087.40	54.80	24.00	0.00	2,166.20
00	97651	STANLEY ANTHONY L	412 MAIN STREET	H12162	3,052.08	0	24.00	0.00	3,076.08
00	100371	TESTANI JOHN & MARTHA	11 HIGHLAND AVENUE	H13099	2,981.64	78.27	24.00	0.00	3,083.91
00	102131	HENRIQUES DOMINGO DIAS	16 ROBINSON AVENUE	H13256	3,511.36	92.18	24.00	0.00	3,627.54
00	102671	ST. JOSEPH'S ROMAN CATHOLIC	365 MAIN STREET	H13309	5,785.84	151.87	24.00	0.00	5,961.71
00	102681	ST. JOSEPH'S ROMAN CATHOLIC	371 MAIN STREET	H13310	8,599.80	225.75	24.00	0.00	8,849.55
00	103601	LOPES MARIA C	23 WESTVILLE AVE	H14029	2,755.64	72.34	24.00	0.00	2,851.98
00	105431	GONZALES MEMILIO ESTATE	15 HARDING PL	H14175	2,121.40	55.69	24.00	0.00	2,201.09
00	107011	MJA REALTY ASSOCIATES LIMITED	39 SPRING STREET	H14323	2,344.96	64.56	24.00	0.00	2,433.52
00	109671	CORONA DONALD J	81 PARK AVE #401	H15124-24	1,611.12	42.29	24.00	0.00	1,677.41
00	110441	ROBINSON MARGOT M TRUSTEE	81 B15 PARK AVE #1507	H15124-93	1,907.56	50.08	24.00	0.00	1,981.64
00	112441	SERVIDIO RICHARD & SANDRA	2 CRESCENT DR	H15192	2,160.28	56.71	24.00	0.00	2,240.99
00	112741	STEWART SCOTT R & ROBERTA A	20 PLEASANT STREET	H15222	3,385.00	88.86	24.00	0.00	3,497.86
00	113391	YACKO LEWIS EDWARD	37 GEORGE STREET	H15287	2,862.56	75.14	24.00	0.00	2,961.70
00	114391	LYDNER CAROLL	121 PARK AVENUE	H16020	2,325.52	61.04	24.00	0.00	2,410.56
00	114671	DOOLEY FRANCES	97 PARK AVENUE #41	H16031-25	1,623.24	42.61	24.00	0.00	1,689.85
00	115771	SOM CHANRATH	17 CONN AVENUE	H16064	3,919.60	102.89	24.00	0.00	4,046.49
00	123901	REVELL GEORGE W & SUSAN E	STARRS PLAIN ROAD	H24004	3,027.80	79.48	24.00	0.00	3,131.28
00	125771	RUSSELL C EVERETT	2 BOULDER RIDGE W	I05094	2,775.08	72.84	24.00	0.00	2,871.92
00	126411	WALKER BERNHARD & ANNE	THADDEUS AVENUE	I05163	2,877.12	75.53	24.00	0.00	2,976.65
00	130281	MARINO JAMES V & JENINE A	30 MIRIJO RD	I07172	3,319.40	87.14	24.00	0.00	3,430.54
00	131461	CARNEY GAIL	7 OAK LA	I08034	3,827.28	100.46	24.00	0.00	3,951.74
00	131691	ERICKSON DONALD K	11 ACRE DRIVE	I08058	2,296.36	60.28	24.00	0.00	2,380.64
00	136301	SEAMAN MICHAEL A & MARY LOU	40 VALERIE LANE	I09199	3,392.28	89.05	24.00	0.00	3,505.33
00	140851	KELLEY ARTHUR & MARIE E	74 ROWAN STREET	I11079	3,132.28	82.22	24.00	0.00	3,238.50
00	141901	AMBROSE MARY LOU	20 TAMARACK ROAD	I11148	2,063.08	54.15	24.00	0.00	2,141.23
00	143011	OLSEN GARY F	7 DEAN STREET #3-302	I11244-24	1,424.00	37.38	24.00	0.00	1,485.38
00	144471	BRNO DEVELOPMENT GROUP LTD	64 NORTH STREET	I12018	4,546.56	119.35	24.00	0.00	4,689.91

00	144651	PARK AVENUE MORTGAGE CORP	16 ROWAN STREET	I12036	1,596.52	41.90	24.00	0.00	1,662.42
00	145841	BOOKER MARK	7 HOSPITAL AVENUE	I12155	2,845.56	74.69	24.00	0.00	2,944.25
00	146671	DASILVA MARIA & JOSEPH	48 MAPLE AVENUE	I13012	2,954.88	77.56	24.00	0.00	3,056.44
00	147101	HARRISON MAJORIE E	336 MAIN STREET	I13032	13,399.04	351.72	24.00	0.00	13,774.76
00	148871	MJA REALTY ASSOCIATES LIMITED	20 MOSS AVENUE	I13202	4,767.68	125.15	24.00	0.00	4,916.83
00	150121	DASILVA JOSEPH ESTATE & MARIA A	12 TERRACE PL	I14035	3,606.12	94.66	24.00	0.00	3,724.78
00	151491	DASILVA JOSEPH ESTATE & MARIA A	16 LIBRARY PL	I14161	4,774.96	125.34	24.00	0.00	4,924.30
00	151551	QUEST INTERNATIONAL INC.	240 MAIN STREET	I14167	11,263.08	295.65	24.00	0.00	11,582.73
00	151761	HANNAN ELEANOR	23 KEELER STREET	I14190	3,176.04	83.37	24.00	0.00	3,283.41
00	151871	DOVALE ALFREDO M & LINDA P	36 LIBERTY ST	I14201	4,257.36	111.76	24.00	0.00	4,393.12
00	152481	BALAZS IBOLYA	253 MAIN STREET	I14237	5,129.76	134.65	24.00	0.00	5,288.41
00	153961	NASSER FERRIS M	72 LIBERTY STREET	I14371	4,361.88	114.50	24.00	0.00	4,500.38
00	154291	MJA REALTY ASSOCIATES LIMITED	12 CENTER STREET	I14405	2,755.64	72.34	24.00	0.00	2,851.98
00	157741	GREHL FRANK C JR & MARY JO	17 WOOSTER STREET	I15275	2,476.20	65.00	24.00	0.00	2,565.20
00	158121	MARTINS FAMILY REALTY LLC	58 MAIN STREET	I15314	7,717.68	202.59	24.00	0.00	7,944.27
00	158451	DEER HILL ARMS II LIMITED	136 DEER HILL AVE #205	I15341-15	1,132.40	29.72	24.00	0.00	1,186.12
00	159541	POPE LEOLA Y	39 LINCOLN AVE	I16077	2,476.20	65.00	24.00	0.00	2,565.20
00	164721	GOODRICH SUSAN & DAVID	20 C OLD NEVERSINK ROAD	J03016	6,327.72	166.10	24.00	0.00	6,517.82
00	164751	WATSON JOHN	GREAT PLAIN ROAD	J03019	1,251.48	32.86	24.00	0.00	1,308.34
00	168501	GILLOTTI NATHAN J & AGNES A	10 CRESTWOOD ROAD	J05089	2,809.08	73.74	24.00	0.00	2,906.82
00	171131	SCIUTO ANTHONY I & CATHERINE	30 JACKSON DRIVE	J07123	2,498.04	65.58	24.00	0.00	2,587.62
00	171161	VALENTINO FRED J	24 JACKSON DRIVE	J07126	2,682.72	70.42	24.00	0.00	2,777.14
00	173651	KOVACS JULIA B	33 VALERIE LANE	J09015	3,487.08	91.53	24.00	0.00	3,602.61
00	174881	MOFFITT JAMES & REBECCA	1 DIAMOND ROAD	J09136	3,353.40	88.03	24.00	0.00	3,465.43
00	176831	BATES ROGER E & CHARLENE L	5 HAWLEY AVENUE	J10165	2,281.80	59.89	24.00	0.00	2,365.69
00	178211	DONNELLY JOYCE E	12 FOREST AVENUE	J11105	2,070.36	54.35	24.00	0.00	2,148.71
00	179011	CHICKLINSKI WALLACE J ESTATE O	73 HOSPITAL AVENUE	J11177	2,371.68	62.26	24.00	0.00	2,457.94
00	182891	JAMES MARY	19 AUBURN STREET	J12176	2,512.64	65.95	24.00	0.00	2,602.59
00	184071	FOUR STAR REALTY LLC	21 CHESTNUT STREET	J13006	10,028.64	263.25	24.00	0.00	10,315.89
00	187221	SEAMAN MICHAEL A & MARY LOU	52 CHESTNUT STREET	J13316	2,986.48	78.40	24.00	0.00	3,088.88
00	187661	FIORE FRANCES ESTATE OF	125 LIBERTY STREET	J14013	1,873.56	49.18	24.00	0.00	1,946.74
00	187691	LIMA LOUIS C	119 LIBERTY STREET	J14016	2,507.76	65.83	24.00	0.00	2,597.59
00	190191	CAPITAL PROPERTY ENTERPRISES	51 WILDMAN STREET #1-306	J14247-26	490.88	12.88	24.00	0.00	527.76
00	192061	BADILLO ERNEST C	78 TRIANGLE STREET	J14280	12,956.76	340.12	24.00	0.00	13,320.88
00	192461	ROTELLO GREGORY	17 MAIN STREET	J15036	6,024.00	158.13	24.00	0.00	6,206.13

00	193221	SABBAGH NABEEL	SOUTH AVE.	J15078	3,880.72	101.87	24.00	0.00	4,006.59
00	195781	BASSETT ELIZABETH P & JAMES E	59 SOUTH STREET	J15268	2,767.80	72.66	24.00	0.00	2,864.46
00	197881	PICKEL CLARA	33 ROCKY GLEN ROAD	J16076	2,055.80	53.97	24.00	0.00	2,133.77
00	202741	RYAN CAROL E	28 SHORE RD	K02116	8,048.16	211.26	24.00	0.00	8,283.42
00	208181	ELLIOT ELEANOR	POCONO PT RD CANDLE	K05120-3	478.72	12.57	24.00	0.00	515.29
00	208201	SANTORO MATTHEW L	LOT CANDLEWOOD PARK	K05120-32	626.96	16.46	24.00	0.00	667.42
00	209031	FOURNIER ROBERT E	2 PARKWOOD TERR DR	K05153	3,022.92	79.35	24.00	0.00	3,126.27
00	213751	NALLEY JOHN R III & ELLEN O	26 SILCAM DRIVE	K08009	3,994.92	104.86	24.00	0.00	4,123.78
00	214231	KERN CHRISTA	6 KENDALL TERR E.	K08057	3,222.20	84.59	24.00	0.00	3,330.79
00	216491	KYDE MICHAEL J & ROBIN C	9 RUBSON DRIVE	K10007	3,112.84	81.72	24.00	0.00	3,218.56
00	216731	CRITELLI MARGARET B	1 MICHAUD RD	K10032	2,308.52	60.59	24.00	0.00	2,393.11
00	217671	WILLIS HOWARD R	98 FEDERAL RD	K11069	3,146.88	82.60	24.00	0.00	3,253.48
00	218431	DRISCOLL KAREN D	19 SPRINGSIDE AVENUE	K12016	2,182.16	57.29	24.00	0.00	2,263.45
00	218801	RAWSON JEREMY M	17 GROVE STREET	K12053	1,907.56	50.08	24.00	0.00	1,981.64
00	219511	CURESKY JOSEPH JOHN	27 OLIVE STREET	K12126	2,150.56	56.45	24.00	0.00	2,231.01
00	219681	SOUSA MARIA J & JOANNA M	42 FEDERAL ROAD	K12145	3,540.52	92.93	24.00	0.00	3,657.45
00	219821	VALS CAR WASH INC.	42 FEDERAL RD	K12150	1,382.68	36.30	24.00	0.00	1,442.98
00	223491	YOUNGBERG RICHARD W JR & JOAN M	25 CROSS STREET	K13152	2,911.16	76.41	24.00	0.00	3,011.57
00	225481	ZANNI GERALDINE B	41 PURCELL DRIVE W	K14049	2,393.56	62.83	24.00	0.00	2,480.39
00	227461	BOWER MICHAEL P & NANCY E	32 FLEETWOOD DRIVE	K14256	2,886.84	75.78	24.00	0.00	2,986.62
00	228451	REALTY 38 REALTY INC.	38 SHELTER ROCK ROAD	K15090	2,160.28	56.71	24.00	0.00	2,240.99
00	234181	MALDONADO CARLOS J & DEBRA A	34 MARLDON ROAD	L04012	3,402.00	89.31	24.00	0.00	3,515.31
00	234351	OLSON DONALD E.	41 NO. NABBY ROAD	L06001	2,529.64	66.40	24.00	0.00	2,620.04
00	234961	MAJESTIC DEVELOPMENT CORPORATION	5 B NABBY ROAD #B-125	L08018-125	456.84	12.00	24.00	0.00	492.84
00	241021	HERON BRIAN	5 A WOODSIDE AVENUE #A-1	L13046-13	714.44	18.76	24.00	0.00	757.20
00	241991	STILWELL JEFFREY L SR & SHAREE	3 WOODSIDE AVE EXT	L13085	2,136.00	56.07	24.00	0.00	2,216.07
00	242521	KELLEY CAMILLE	16 VALLEY VIEW DRIVE	L13139	2,136.00	56.07	24.00	0.00	2,216.07
00	244421	MULVEY JAMES A & KATHERINE	13 WESTVIEW DRIVE	L14078	2,493.20	65.45	24.00	0.00	2,582.65
00	248961	PEBBLE MORTGAGE LLC	5 MOUNTAINVIEW ROAD	M10028	2,519.92	66.15	24.00	0.00	2,610.07
				GRAND TOTAL	443,192.62	11,491.69	3,192.00	0.00	457,876.31



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, Connecticut General Statutes §12-195h authorizes any municipality to assign, for consideration, any and all liens filed by the tax collector to secure unpaid taxes on real property; and,

WHEREAS, the City of Danbury previously assigned certain real estate tax liens to American Tax Funding, LLC ("ATF"); and,

WHEREAS, the assignment of additional tax liens on the grand list of October 1, 2000 to ATF relating to the same properties covered by the tax liens previously assigned to ATF would further reduce the administrative burden upon the Danbury Tax Collector for the benefit of the city; and,

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY that, Mayor Gene F. Eriquez be and hereby is authorized to accomplish the assignment to ATF of additional liens filed by the tax collector to secure unpaid taxes on real property appearing on the grand list of October 1, 2000 and having a value of \$457,876.31 (less any amounts paid on or after October 22, 2001) and that Mayor Eriquez be and hereby is further authorized to execute any agreements or amendments thereto as may be required to accomplish the purposes hereof.



3

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

(203) 797-4652
FAX: (203) 796-1526

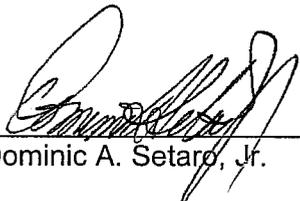
MEMORANDUM

TO: Hon. Gene F. Eriquez via the Common Council
FROM: Dominic A. Setaro, Jr., Director of Finance
RE: **DEP LAND ACQUISITION GRANT**
DATE: October 31, 2001

Attached for your review is a resolution which would provide funding from the State of Connecticut Department of Environmental Protection to purchase land that adjoins Tarrywile Park. The State's share is 50% of the purchase price of \$153,758.96; the City's share would be \$76,879.48 as a local match.

Based on the timetable, it is anticipated that this grant will not be approved by the State DEP until sometime in late winter or early spring. Therefore, Mr. Kozuchowski intends to submit the City's share as part of his Capital Budget submission for fiscal year 2002-2003.

An impact statement is attached for your review. Should you need any additional information, feel free to give me a call.



Dominic A. Setaro, Jr.

DAS/jgb

Attach.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, The City of Danbury recently prepared an update to its Plan of Conservation and Development; and

WHEREAS, the 2001 Plan of Conservation and Development identifies south Danbury as the priority area for open space preservation in the City; and

WHEREAS, the 2001 Plan of Conservation and Development specifically addresses and advocates a Plan for the expansion of Tarrywile Park which would span the southern tier of Danbury and connect to Wooster Mountain State Park; and

WHEREAS, there exists a 14.4 acre property off of Terre Haute Road currently owned by Richard Lynn, adjoining the Mootry Peak overlook, which has been identified as one of the parcels which needs to be acquired by the City to complete the expansion of Tarrywile Park; and

WHEREAS, the subject parcel includes a ridge with scenic views, an open area near its crest that could be used for wilderness camping and which contains significant ecological characteristics; and

WHEREAS, The City of Danbury and the current owner of this property have agreed to a purchase price of \$153,758.96; and

WHEREAS, the Connecticut Department of Environmental Protection offers open space acquisition grants providing up to 50% of the cost of the acquisition by municipalities for open space properties in Connecticut.

NOW THEREFORE BE IT RESOLVED THAT the Common Council authorize the City to apply for the grant funds for this acquisition and to authorize the Mayor to accept such funds on behalf of the City and enter into any contractual agreements with the State of Connecticut that would allow the execution of this grant.



CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

October 30, 2001

To: Kim Sophia, Grants Administrator

From : Jack Kozuchowski, Coordinator of Environmental & Occupational Health Services

Re: Impact Statement for Land Acquisition Grant Application

I have submitted, for your consideration, a financial impact statement and a sample resolution for the application for a land acquisition grant for a property that would expand Tarrywile Park. The grant application deadline is November 15, 2001. Hence, I request your expedient review of this Impact Statement so that it can be submitted to the Common Council's November meeting for approval.

Thank you, in advance, for your prompt consideration of this Impact Statement. Please call me if you have any questions.

Jack Kozuchowski

cc: Dominic Setaro

Impact Statement : Connecticut Department of Environmental Protection Open Space and Watershed Land Acquisition Grant Program

“Acquisition of Terre Haute Road annex to Tarrywile Park”

Description of Project : The Connecticut Department of Environmental Protection (DEP) offers matching grants to municipalities for acquisition of significant parcels of open space for permanent land preservation in the State. As identified in Danbury’s recently drafted Plan of Conservation and Development, the areas in Danbury that are prioritized for acquisition and preservation focus on the southern tier of the City and expansion of Tarrywile Park in particular. The property under consideration is a 14.4 acre parcel that adjoins Tarrywile Park off of Terre Haute Road. The property has significant scenic and ecological values, but its primary asset to the City is that it will provide one of the properties that will bridge the southern tier of Danbury as part of an expanded Tarrywile Park. This acquisition will move the City closer to fulfilling it’s vision of creating the “Tarrywile Wilderness Area” as described in the Plan of Conservation and Development. The property, if acquired, would be permanently preserved and would be established, exclusively, for passive recreation and nature study.

The total amount requested for this grant is **\$76,879.48**.

Financial Impact. The financial impact to the City is for its matching share for the cost of the acquisition. The current guidelines provide for 50% of the real property costs. Based upon a real estate appraisal and negotiation with the Corporation Counsel, the sales value of the property to the City has been established at \$153,758.96. Therefore, the City’s cost for the acquisition will be **\$76,879.48**.

Financial Reporting Requirements. At the conclusion of the grant project, there is a program/financial report which is required.

Grant Audit/ Administration fees. The grant program disallows internal costs, including the grant audit and administration fees. Therefore, these fees are not included in the budget.

Council Resolution. A Common Council Resolution is needed to apply for and receive this grant. A draft of a resolution is attached to this Impact Statement for your consideration.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, The City of Danbury recently prepared an update to its Plan of Conservation and Development; and

WHEREAS, the 2001 Plan of Conservation and Development identifies south Danbury as the priority area for open space preservation in the City; and

WHEREAS, the 2001 Plan of Conservation and Development specifically addresses and advocates a Plan for the expansion of Tarrywile Park which would span the southern tier of Danbury and connect to Wooster Mountain State Park; and

WHEREAS, there exists a 14.4 acre property off of Terre Haute Road currently owned by Richard Lynn, adjoining the Mootry Peak overlook, which has been identified as one of the parcels which needs to be acquired by the City to complete the expansion of Tarrywile Park; and

WHEREAS, the subject parcel includes a ridge with scenic views, an open area near its crest that could be used for wilderness camping and which contains significant ecological characteristics; and

WHEREAS, The City of Danbury and the current owner of this property have agreed to a purchase price of \$153,758.96; and

WHEREAS, the Connecticut Department of Environmental Protection offers open space acquisition grants providing up to 50% of the cost of the acquisition by municipalities for open space properties in Connecticut.

NOW THEREFORE BE IT RESOLVED THAT the Common Council authorize the City to apply for the grant funds for this acquisition and to authorize the Mayor to accept such funds on behalf of the City and enter into any contractual agreements with the State of Connecticut that would allow the execution of this grant.



4

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

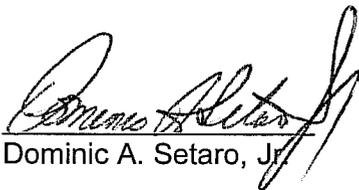
(203) 797-4652
FAX: (203) 796-1526

M E M O R A N D U M

DATE: October 31, 2001
TO: Hon Gene F. Eriquez,
via the Common Council
FROM: Dominic A. Setaro, Jr.
RE: RESOLUTION – EMERGENCY SHELTER
CC: D. MacKenzie

Attached for your review is a resolution which would provide funding for Danbury's Emergency Homeless Shelter. Acceptance of this resolution will allow the City of Danbury Welfare Department to apply for and accept funding from the State of Connecticut, Department of Social Services in the amount of \$97,580. No local match is required. The grant's time period is October 1, 2001 to September 31, 2002. It should be noted that this application was not sent to the City by the State in time for its September meeting. An impact statement and budget is attached for your review.

The Common Council is requested to consider this resolution at its next meeting.


Dominic A. Setaro, Jr.

Attach.

IMPACT STATEMENT
DSS EMERGENCY SHELTER GRANT
2001-2002

The City of Danbury funds its' emergency shelter through the CDBG program and the municipal budget and this block of funding from the State of Connecticut.

If this funding were to be eliminated or reduced, the City's shelter operations would be severely impacted.

Unfortunately this block of funding is not increased annually and hence the city's share becomes larger as costs increase.

ACCEPTANCES AND APPROVALS

By the Contractor

CITY OF DANBURY

Contractor (Corporate/Legal Name of Contractor)

Signature (Authorized Official)

Date

Documentation necessary to demonstrate the authorization to sign must be attached.

GENE F. ERIQUEZ

MAYOR

Name (Authorized Official)

Title

By the Department

DEPARTMENT OF SOCIAL SERVICES

Department Name

Signature (Authorized Official)

Date

MICHAEL P. STARKOWSKI

DEPUTY COMMISSIONER

Name (Authorized Official)

Title

By the Office of the Attorney General

Attorney General (approved as to form)

Date

(✓) This contract does not require the signature of the Attorney General pursuant to an agreement between the department and the Office of the Attorney General dated _____.

ACCEPTANCES AND APPROVALS

By the Contractor

CITY OF DANBURY
Contractor (Corporate/Legal Name of Contractor)

Signature (Authorized Official) _____ Date _____

Documentation necessary to demonstrate the authorization to sign must be attached.

GENE F. ERIQUEZ _____ MAYOR
Name (Authorized Official) Title

By the Department

DEPARTMENT OF SOCIAL SERVICES
Department Name

Signature (Authorized Official) _____ Date _____

MICHAEL P. STARKOWSKI _____ DEPUTY COMMISSIONER
Name (Authorized Official) Title

By the Office of the Attorney General

Attorney General (approved as to form) _____ Date _____

(✓) This contract does not require the signature of the Attorney General pursuant to an agreement between the department and the Office of the Attorney General dated _____.

BUDGET

CONTRACTOR CITY OF DANBURY
PERIOD 10/01/2001- 09/30/2002
COMPONENT N/A

CONTRACT 034-ESS-15
AMOUNT \$97,580.00
YEAR 00/02

BUDGET CATEGORIES	ITEM	SUB-TOTALS
1. UNIT RATE		
1a. Bed Days		
1b. Client Advocate		
1c. Security Deposit		
1d. Other Unit Rate Costs		
Total Unit Rate		-
2. CONTRACTUAL SERVICES		
2a. Accounting		
2b. Legal		
2c. Audit	1951	
2d. Other Contractual Services		
Total Contractual Services		1951 -
3. ADMINISTRATION		
3a. Salaries	1951	
3b. Fringe Benefits		
3c. Overhead		
Total Administration		1951 -
4. DIRECT PROGRAM STAFF		
4a. Salaries	77869	
4b. Fringe Benefits	15809	
Total Direct Program Staff		93678 -
5. OTHER COSTS		
5a. Program Rent		
5b. Supplies		
5c. Travel & Transportation		
5d. Utilities		
5e. Repairs & Maintenance		
5f. Insurance		
5g. Food & Related Costs		
5h. Other Project Expenses		
Total Other Costs		-
6. EQUIPMENT		-
7. TOTAL PROGRAM COST		97580

1 UNIT RATE

Homeless Shelters Only		
	[a. Bed Days	[b. Client Advocate Hours of Service
Unit rate	_____	_____
x eligible units	_____	_____
total eligible costs	\$ _____	\$ _____
	(page 1, line [a)	(page 1, line [b)
[c. Security Deposit (page 1, line [c)	\$ _____	
[d. Other unit rate costs (attach page [a or [b) page	line [d.) _____	
TOTAL UNIT RATE COSTS (page 1, line [1)	\$ _____	

2a Accounting

2 CONTRACTUAL SERVICES

Item	Unit Cost	
_____	_____	\$ _____
_____	_____	_____
_____	_____	_____
Total Accounting (Page 1, Line 2a)		\$ _____

2b Legal

Item	Unit Cost	
_____	_____	\$ _____
_____	_____	_____
_____	_____	_____
Total Legal (Page 1, Line 2b)		\$ _____

2c Audit

Item	Unit Cost	
<i>2% of total grant is applied towards City's Single audit</i>	_____	\$ 1951
_____	_____	_____
_____	_____	_____

An audit of expended DHR funds will be provided from other resources.

Total Audit (Page 1, Line 2c) \$ 1951

2d Other Contractual Services

Item	Unit Cost	
_____	_____	\$ _____
_____	_____	_____
_____	_____	_____
Total Other Contractual Services (Page 1, Line 2d)		\$ _____

TOTAL CONTRACTUAL SERVICES (Page 1, Line 2) \$ _____

④ DIRECT PROGRAM STAFF

4a Program Salaries

Position		Annual Salary	No. of Persons	Percentage to be charged this program	Total Salaries
<i>Coordinator</i>	<i>cmc</i>	<i>\$ 44,000⁺</i>	<i>1</i>	<i>9</i>	<i>\$ 4367</i>
<i>Sr Shelter Staff</i>	<i>cn</i>	<i>35027</i>	<i>1</i>	<i>100</i>	<i>35027</i>
<i>Shelter staff</i>	<i>mc</i>	<i>23775</i>	<i>1</i>	<i>100</i>	<i>23775</i>
<i>PT shelter staff</i>	<i>rw</i>	<i>6109</i>	<i>1</i>	<i>100</i>	<i>6109</i>
Total Program Salaries (Page 1, Line 4a)					<i>\$ 69278</i>

4b Program Fringe Benefits and Payroll Taxes

Health Insurance @ _____ of _____	\$ _____
Pension @ _____ of _____	_____
F.I.C.A. @ _____ of _____	<i>15809</i>
Unemploy. Comp. @ _____ of _____	\$ _____
Worker's Comp. @ _____ of _____	_____
Other: <i>Holiday, vacation, sick</i>	_____
_____	<i>4224</i>
Total Program Fringe Benefits (Page 1, Line 4b)	<i>\$ 20,033</i>
TOTAL DIRECT PROGRAM STAFF (Page 1, Line 4)	<i>\$ 20,033</i>

5 OTHER COSTS

5a Program Rent

<u>Item</u>	<u>Unit Cost</u>	
_____	_____	\$ _____
_____	_____	_____
_____	_____	_____
Total Program Rent (Page 1, Line 5a)		\$ _____

5b Consumable Supplies

<u>Item</u>	<u>Unit Cost</u>	
_____	_____	\$ _____
_____	_____	_____
_____	_____	_____
Total Consumable Supplies (Page 1, Line 5b)		\$ _____

5c Travel and Transportation

<u>Item</u>	<u>Unit Cost</u>	
_____	_____	\$ _____
_____	_____	_____
_____	_____	_____
Total Travel and Transportation (Page 1, Line 5c)		\$ _____

5d Utilities

<u>Item</u>	<u>Unit Cost</u>	
_____	_____	\$ _____
_____	_____	_____
_____	_____	_____
Total Utilities (Page 1, Line 5d)		\$ _____

5e Repairs and Maintenance

<u>Item</u>	<u>Unit Cost</u>	
_____	_____	\$ _____
_____	_____	_____
_____	_____	_____
Total Repairs and Maintenance (Page 1, Line 5e)		\$ _____

7 PROGRAM INCOME

Program Income - Identify Source

FEES: _____ \$ _____

LEASE: _____ \$ _____

SALE: _____ \$ _____

INTEREST: _____ \$ _____

OTHER: _____ \$ _____

TOTAL PROGRAM INCOME (Page 1, Line 7) _____ \$ _____

Employee (position)	Salary	Fringe & Benefits
Nighttime Staff		
C. Nehring (FT Sr. Shelter staff person nighttime)	40 HRS @ 16.84 35,027	7,530
Mark Kinne (FT Shelter Staff person nighttime)	36HRS @ 12.70 23,775	7,061
R. Weeks (part-time & on call shelter staff nighttime)	12 HRS @ 9.79 6,109	540
HOLIDAYS		
Nehring 15 days (3 weeks)	674X3 2,022	296.46
Kinne 15 days (3 weeks)	457X3 1,371	
SICK PAY		
Nehring: 5 days	674	98.82
Kinne: 5 days	457	
VACATION PAY		
Nehring 15 days (3 weeks)	2,022	256.50
Kinne 10 days (2 weeks)	914	
PERSONAL DAYS		
Nehring 5	674	26.28
Kinne 5	457	
Sub-Totals	73,502	15,809
		20,033
Grand total		87,532 89,311

Additional Salary
for CM Fogarty if position is
reclassified 4367.

Emergency Shelter 2001-2002**Nighttime staff costs****Nehring:**

Health $340.87 \times 12 = 4090.44 + 12\% \text{ increase } 49.09 = 4140.$

Dental $23.02 \times 12 = 276.24 + 12\% \text{ increase } 33.15 = 310.$

Life $34,008/1000 \times .51 = 17.35 = 18.00$

Subtotal = 4,468.00

FICA, DIS, WC, PL = 3061.14 = 3,062 = 9%

Total 4,468. + 3,062 = 7,530

Kinne:

Health $340.87 \times 12 = 4090.44 + 12\% \text{ increase } 49.09 = 4140.$

Dental $61.91 \times 12 = 742.92 + 12\% \text{ increase } 89.15 = 832.07$

Life $23,082/1000 \times .51 = 11.78 = 12.00$

Subtotal = 4,984

FICA, DIS, WC, PL = 2,077. = 9 %

Total 4,984 + 2,077 = 7,061

	Actual rate as of August, 2001	Rate during 99-00 grant year should have been (+ 3%)	Rate during 00-01 grant year should have been (+ 3%)	Rate that should be requested for 01-02 grant year (+ 3%)	PER wt	PER yr
Carl Nehring	15.41	15.87	16.35	16.84	673.60	35027.20
Mark Kinne	11.62	11.97	12.33	12.70	457.20	23774.40
Robert Weeks	9.50	N/A	N/A	9.79	117.20	6108.96

64910.56

benefits + surge 25% of 64,910.56 = 64,911 - 16,227
 12,000
 12,217 extra work for Robert

CONSENT CALENDAR – NOVEMBER 8, 2001

3 – Adopt the Resolution to apply for and accept grant funding in the amount of \$76,879.48 for land purchase at Tarrywile Park

4 - Adopt the Resolution to apply for and accept grand funding in the amount of \$97,580 for the Emergency Homeless Shelter.

6 – Approve the purchase of additional grave sites as described pending certification by the Director of Finance

8 - Approve the transfer of funds as described

10 – Approve the additional funding for the Police Special Services account as described

18 – Approve the extension of time for a sewer extension at 50 Huckleberry Lane for a period not to exceed eighteen months

22 – Receive the correspondence and direct the Planning Department to complete the renumbering of the roads as Danbury addresses. Take no action regarding the method of mail delivery, as this is a decision to be made by the United States Postal Service

25 – Receive the reports and take no action at this time

26 – Receive the reports and take no action at this time

27 – Receive the report and take no action at this time

31 – Receive the report and approve the recommendation

32 – Receive the report and approve the recommendation

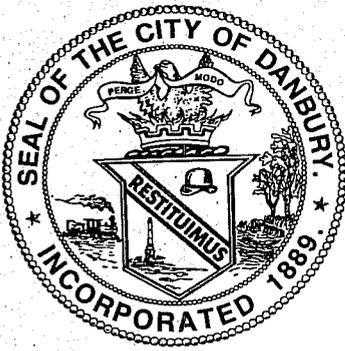
33 – Receive the report and approve the recommendation

34 – Receive the report and approve the recommendation

35 – Receive the report and approve the recommendation

37 – Receive the report and approve the recommendation

38 – Receive the report and approve the recommendation



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut, Department of Social Services has made available a grant in the amount of \$97,580.00 for the operation of the Emergency Shelter; and

WHEREAS, the grant period is October 1, 2001 through September 30, 2002; and

WHEREAS, no local match is required.

NOW, THEREFORE, be it resolved that Gene F. Eriquez, Mayor of the City of Danbury, is empowered to execute and deliver in the name and on behalf of the City of Danbury a certain contract with the Department of Social Services of the State of Connecticut for this Emergency Shelter Grant and to affix the corporate seal.



5

CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511
FAX (203) 796-1666

November 8, 2001

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I hereby submit for your confirmation the promotion of the following individuals within the Danbury Police Department.

Police Officer Edward Lopes to the rank of Sergeant.

Officer Lopes joined the Danbury Police Department in July of 1988. He holds a Bachelor of Science Degree in Justice and Law Administration from Western Connecticut State University. He has been awarded the Medal of Bravery, Lifesaving Medal, Meritorious Service Medal, and Safe Driving Award and was Police Officer of the Year. He has received dozens of letters of commendation.

Officer Lopes is the Department's Community Relations and Crime Prevention officer. He has been recognized on the State and National levels for his work in the area of Child Passenger and vehicle occupant restraint (seat belt) safety.

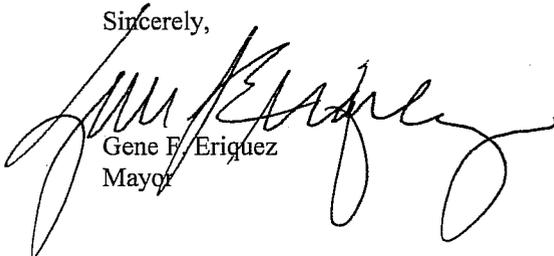
Police Officer Vincent LaJoie to the rank of Sergeant.

Officer LaJoie also joined the Danbury Police Department in July of 1988. He has received the Police Department's Exceptional Police Service and Meritorious Service awards. He too was Officer of the Year and has received numerous letters of commendations for his police service. He is assigned to the Patrol Division.

These promotions shall become effective upon swearing in.

Thank you for your consideration of these promotions.

Sincerely,



Gene F. Enriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511
FAX (203) 796-1666

November 7, 2001

Honorable Members of the Common Council

Dear Council Members,

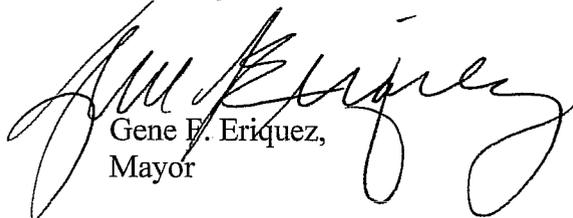
As you know the City of Danbury has provided grave sites for indigent veterans for many years. It is a fitting gesture for those who served our country in times of war and peace.

Although we purchased fifteen sites at Wooster and Saint Peter Cemeteries in the last fiscal year, I believe it would be prudent to purchase an additional fifteen sites at each facility at this time. Both facilities are offering a price that is substantially less than that which is reflected in the rate now in effect. The rate offered to the City will only be available for a short time longer.

The cost at Wooster Cemetery is \$600 per grave and \$693 per grave at Saint Peter Cemetery. The total cost is \$19,395. This includes perpetual care at both sites.

I thank you for your consideration of this matter.

Sincerely,



Gene F. Eriquez,
Mayor



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

(203) 797-4652
FAX: (203) 796-1526

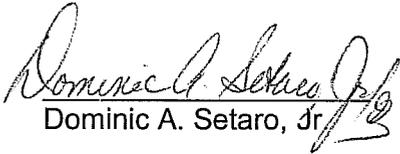
MEMORANDUM

TO: Hon. Gene F. Eriquez, via the Common Council
FROM: Dominic A. Setaro, Jr., Director of Finance
RE: VETERANS GRAVES
DATE: November 9, 2001
CC: Patrick Waldron

CERTIFICATION #13

As per Common Council approval at its November 8, 2001 meeting, I hereby certify the availability of \$19,395 to purchase 15 veteran graves from St. Peter's Cemetery and 15 veterans graves from Wooster Cemetery. These funds will be transferred from the Contingency Fund to the Capital line item entitled, "Veterans Graves".

Balance of Contingency	\$201,616
Less this request	<u>19,395</u>
Balance	\$182,221


Dominic A. Setaro, Jr.

DAS/jgb



7

CITY OF DANBURY

DANBURY, CONNECTICUT 06810
DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

Danbury Senior Center
80 Main Street
(203) 797-4686

Municipal Agent
80 Main Street
(203) 797-4687

Mayor Gene F. Eriquez and
Members of the Common Council
City of Danbury
Danbury, CT 06810

October 15, 2001

Mayor Eriquez and Members of the Common Council:

The following donations (\$120.00) have been sent to the Department of Elderly Services for the use of the Danbury Senior Center. Please approve of these donations and transfer them into the line items as requested on the accompanying form:

Guido & Guiliano Cardinale	20.00
Laurel Ridge Health Care	25.00
Filosa Convalescent Care	25.00
Hancock Hall	25.00
The Village at Brookfield Common	<u>25.00</u>
	120.00

Respectfully,

Leo McIlrath



CITY OF DANBURY

DANBURY, CONNECTICUT 06810

DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

Danbury Senior Center
80 Main Street
(203) 797-4686

Municipal Agent
80 Main Street
(203) 797-4687

Date: 10/15/01

MEMO TO: Hon. Gene F. Eriquez
via the Common Council

FROM: Leo McIlrath, Director
Elderly Services

RE: Reappropriation of Donated Funds

I hereby request a transfer of funds in the amount of \$1109.00 from the Elderly Services donations account to the Commission on Aging budget for the following accounts:

Professional Service Fees - 5002-5331	400.00
Printing/Binding - 5002-5324	709.00

I have been advised by the Director of Finance that these funds exist in my account, and he will provide you with his certification.


Leo McIlrath

LM/jg

cc: Dominic A. Setaro, Jr.
Director of Finance



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

(203) 797-4652
FAX: (203) 796-1526

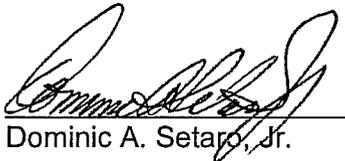
M E M O R A N D U M

DATE: October 15, 2001
TO: Hon. Gene F. Eriquez via the Common Council
FROM: Dominic A. Setaro, Jr., Director of Finance
RE: Commission on Aging **CERTIFICATION**

I hereby certify the availability of \$1,109.00 to be transferred from the Elderly Services Donations Revenue Account to the Commission on Aging budget to the following accounts:

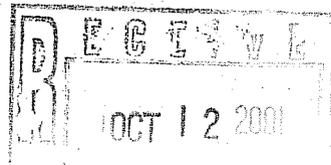
Professional Services/Fees	5002.5331	\$ 400.00
Printing & Binding	5002.5324	<u>709.00</u>
	Total	\$1,109.00

Should you have any questions, feel free to give me a call.


Dominic A. Setaro, Jr.

/jgb

**CITY OF DANBURY
PARKS, RECREATION & FORESTRY
DEPARTMENT**



HATTERS COMMUNITY PARK
7 EAST HAYESTOWN ROAD
DANBURY, CONNECTICUT 06811

ROBERT G. RYERSON, DIRECTOR
TEL. (203) 797-4632
FAX (203) 797-4634

M E M O R A N D U M

TO: Mayor Gene F. Eriquez and
Members of the Common Council

FROM: Robert G. Ryerson, Director, Parks & Recreation

DATE: October 11, 2001

RE: Donation: Ecuadorian Civic Center

I have received this request from the Ecuadorian Civic Center to do work on the Rogers Park Soccer field. Enclosed are the materials and labor needed for the project, which I estimate as \$1,500. I request your favorable approval of the civic project.

Cc: Dominic A. Setaro, Jr.



ECUADORIAN CIVIC CENTER OF DANBURY

Danbury October 2, 2001

Mr.
Robert Ryerson
Director of Parks and Recreations of Danbury

Dear Mr. Director:

In name of the Ecuadorian Civic Center of Danbury, it is on honor to present this letter to you and also present a sincere greeting from our community.

I also take this opportunity to thank you for your valuable support to our community. As we spoke to you before, about letting us to work on the soccer field at Rodgers Park, which we are planning to do on Saturday October 20, 2001 starting at 8:00 am. We would like your approval to do this project.

We kindly send you our most sincere thanks for the attention you will give to this letter.

Sincerely,

A handwritten signature in dark ink, appearing to read 'Rodrigo Guaman', written over a horizontal line.

Rodrigo Guaman

President of the Ecuadorian Civic Center



ECUADORIAN CIVIC CENTER OF DANBURY

Solicitude for Parks & Recreation:

- 1.- Put sod on the small areas by the goals, after putting dirt down to level.
- 2.- Put dirt on the parts of the field.
- 3.- Rake the field to remove rocks to avoid insure of the players.
- 4.- Put seed down and hay queer the dirt.
- 5.- Fertilize the field.
- 6.- Repair the fence.
- 7.- Put away the goals for the use of girl's soccer with chain and lock for the winter.

Materials:

- 2 palest of sod
- 1 bag of seed
- 10 yrs of dirt
- 2 bags of fertilizer
- 5 bags of hay

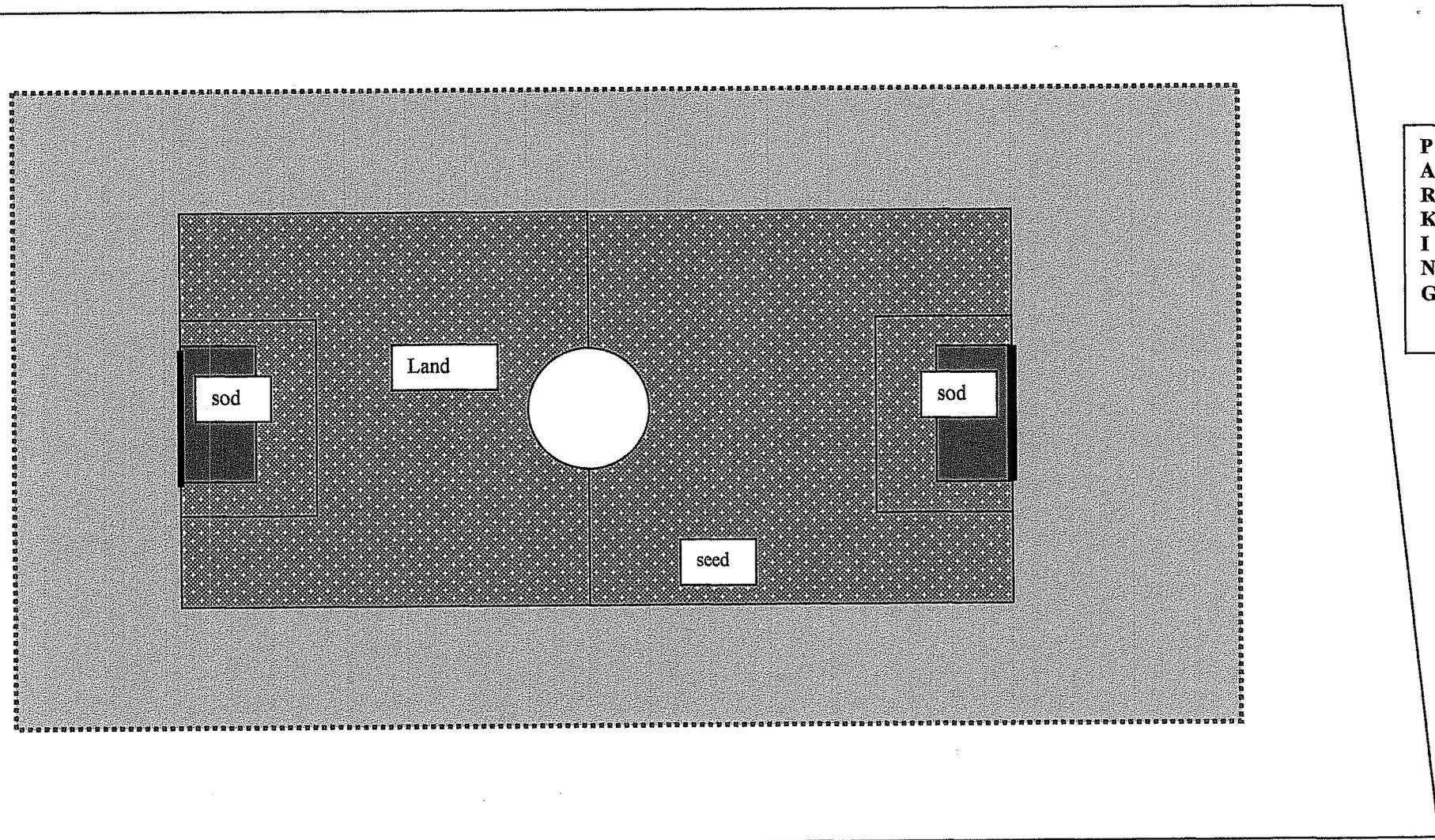
Labor:

The Ecuadorian community will have a party for the works after.

Ecuadorian Civic Center

Roger's Park athletic field

09-20-2001 to make Saturday 20 October





10

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

DEPARTMENT OF POLICE
120 MAIN STREET

ROBERT L. PAQUETTE, CHIEF
(203) 797-4614

INTEROFFICE MEMORANDUM

TO: ELIZABETH CRUDGINGTON, DANBURY CITY CLERK AND
MEMBERS OF THE DANBURY COMMON COUNCIL

FROM: MARK C. ROSATO, DEPUTY CHIEF

SUBJECT: ADDITIONAL FUNDING APPROPRIATION REQUEST FOR POLICE SPECIAL SERVICES
2000.5052, FY 01-02

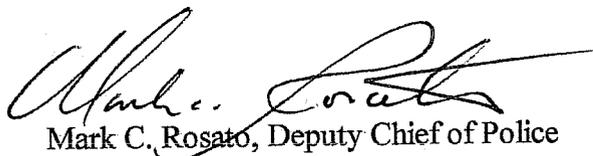
DATE: 10/2/2001

CC: GENE F. ERIQUEZ, MAYOR AND DOMINIC A. SETARO, JR., FINANCE DIRECTOR

The demand for contractual police services remains strong from the private sector. The Danbury Police Department hereby requests that an additional \$400,000 be appropriated to the Police Special Services fund. These funds are necessary for meeting projected weekly payroll obligations for these extra services. These funds are later returned to the city's general fund as indirect revenue as the private sector pays for these extra police services

The adopted budget for Police Special Services for FY 01-02 amounted to \$425,000. Those funds will be exhausted by the end of October 2001 at the current rate of services rendered.

Thank you for your anticipated consideration in the replenishment of these required funds for police payroll obligations.


Mark C. Rosato, Deputy Chief of Police



11

CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511
FAX (203) 796-1666

TO: The Honorable Members of the Common Council

FROM: Mayor Gene F. Eriquez

DATE: 10/31/01

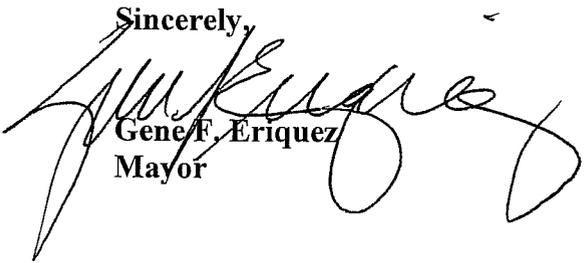
RE: Memorandum of Agreement: *“Death Health Benefits for Widows/Widowers of Firefighters Who Die in the Line of Duty”*

Dear Honorable Members of the Common Council:

I would appreciate your consideration of the attached Memorandum of Agreement for: “Death Health Benefits for Widows/Widowers of Firefighter Who Die in the Line of Duty”. I believe this is the right thing to do. Our firefighters put their lives at risk each time they are called to duty. As the tragedy of September 11, 2001 continues, we need to be ever more cognizant of the sacrifices of not only our firefighters, but also their families.

I hope you will vote favorably in providing our City’s firefighters and their families with this benefit.

Sincerely,


Gene F. Eriquez
Mayor

/lab
cc.

Louis DeMici, Fire Union President



RECYCLED
PAPER

MEMORANDUM OF AGREEMENT

This Agreement is made by and between the City of Danbury (the "City") and the Danbury Fire Fighters Association, Local 801, IAFF (the "Union").

WHEREAS, there are certain outstanding disputes between the City and the Union concerning medical benefits for retirees and widow of retirees; and

WHEREAS, the City and the Union seek to resolve those disputes amicably and without further litigation; and

NOW, THEREFORE, the City and the Union hereby agree as follows:

1. The City shall henceforth provide fully paid medical benefits to the widow/widower and eligible dependents of any fire fighter who dies in the line of duty on the same basis as such medical benefits are provided to retirees. Article 19, Section 5 of the collective bargaining agreement between the City and the Union is hereby amended accordingly.
2. In full and final resolution of SBMA Case No. 9900-A-1048 and any other claims arising out of the same facts, the City agrees that the widow of Thomas Morris shall be entitled to fully paid medical benefits on the same basis as the widow of a fire fighter who retired from the City prior to his death, commencing upon the date of the signing of this agreement.

3. The Union has withdrawn without prejudice SBLR Case No. MPP-
22,716

In witness whereof, the City and the Union have executed this Agreement on the
dates cited below.

CITY OF DANBURY

**DANBURY FIRE FIGHTERS
LOCAL 801, IAFF**

By: _____

By: _____

Date: _____

Date: _____



12

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

October 30, 2001

To: Mayor Gene Eriquez

From : Jack Kozuchowski, Coordinator of Environmental & Occupational Health Services

Re: Request to Council regarding 911 call-out System

Last week, I sent you a memo outlining the options for implementing the 911 call-out system for the City. According to Dom Setaro, the choice of making a supplemental request to the Council, prior to going to bid, appears to be the only realistic means of implementing the system in the short term.

For the purpose of pursuing this option, I have prepared a request for a supplemental appropriation for the Common Council to subsidize the installation of the 911 call-out system for your consideration. I have framed it as a request that has the endorsement of all of the emergency response department heads, as a consensus of the Public Security Task Force.

This request may be submitted by any Department involved – if you think that it is more appropriate to come from Police, Fire or Civil Preparedness, let me know and I will change the wording to reflect the submittal by the Department that you choose. Please let me what you would like to do with this request.

Jack K.

Jack Kozuchowski

cc: Dominic Setaro



CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

(203) 797-4625
FAX (203) 796-1596

October 30, 2001

The Honorable Mayor Gene Eriquez and Members of the Danbury Common Council
155 Deer Hill Avenue
Danbury, Connecticut

Dear Mayor Eriquez and Members of the Common Council:

On behalf of all City Emergency Response Departments, I would respectfully request the Common Council's consideration of a budget request of \$30,000. for the installation of an interactive community messaging system ("911 call-out") for notifying individuals in targeted neighborhoods with accurate instructions during events of releases of nuclear, biological and chemical agents.

The recent focus on bioterrorism has prompted us to consider any and all vulnerabilities that the City has for protecting citizens with a prompt delivery of accurate information. The problem pertaining to delivery of accurate information to target neighborhoods is two-fold:

- During releases of hazardous materials and biological agents of mass destruction, there is a need to deliver messages to affected areas very rapidly. Such messages will not only serve to provide safety instructions (such as evacuation or in-house sheltering notifications), it can also be used to stem fear and panic that may result from rumors. A coordinated delivery of such public notifications by personnel will require considerable time to organize and mobilize to the affected areas. Radio and television broadcasts – though useful as a supplemental means of notification – only reach those individuals who are tuned in at the time of the broadcast. There is simply no current means of efficient and rapid delivery of specific safety instructions to large numbers of households, businesses and public institutions.
- During incidents involving intentional or accidental releases of hazardous materials and biological agents, there is usually a "hot zone" and a "warm zone" which is restricted to responders who have proper levels of training and personal protective equipment. The number of firefighters who have the proper qualifications to provide such door to door alerting is insufficient to provide this task.

The Local Emergency Planning Committee (LEPC) has considered this vulnerability in our Plan updates. In our recently adopted update to the Community Emergency Response Plan (10/11/01), the LEPC is recommending the installation of a 911 call-out system to remove this vulnerability for Danbury. The call-out system would use 911 in reverse, interfacing a computer generated mapping system that is interfaced with a dial-out delivery of taped messages to every published phone number in a targeted neighborhood. Such a system has been installed by the Rockland

County LEPC, who has reported a high level of satisfaction with its capabilities of delivering emergency messages promptly to targeted areas. In addition to use during chemical or biological emergencies, the system can also be used for notifications of floods, Police alerts or water supply notifications.

The City Fire, Police, Health, Civil Preparedness, Public Works and Public Utilities Departments are all endorsing this as an emergency need to close our vulnerability to provide prompt message delivery to targeted neighborhood. We respectfully request your consideration of this supplemental appropriation request.

Respectfully Yours,

A handwritten signature in black ink that reads "Jack Kozuchowski". The signature is written in a cursive style with a large initial "J".

Jack Kozuchowski

Coordinator of Environmental &
Occupational Health Services

Cc: William Buckley
William Campbell
Paul Estefan
Carmen Oliver
Mario Ricozzi
Dominic Setaro



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

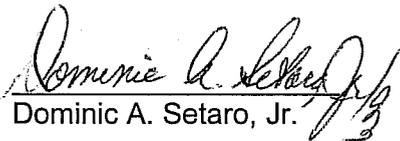
(203) 797-4652
FAX: (203) 796-1526

MEMORANDUM

TO: Hon. Gene F. Eriquez, via the Common Council
FROM: Dominic A. Setaro, Jr., Director of Finance
RE: 911 CALL-OUT SYSTEM
DATE: November 9, 2001
CC: Jack Kozuchowski **CERTIFICATION #14**

As per Common Council approval at its November 8, 2001 meeting, I hereby certify the availability of \$30,000 for the installation of an interactive community messaging system. These funds will be transferred from the Contingency Fund to a new Capital line item entitled, "911 Call-Out System".

Balance of Contingency	\$201,616
Less pending requests	19,395
Less this request	<u>30,000</u>
Balance	\$152,221


Dominic A. Setaro, Jr.

DAS/jgb

COMMON COUNCIL - CITY OF DANBURY

13

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer X
Water X

Name of Applicant: Harrison Square Limited Partnership

Address: 323 Main Street
Danbury Ct 06810

Telephone: 203 797 8255

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: 52 Main Street

Assessors's Lot No. I15323, I15324, I15088, I15264, I15263, I15001

Zone: C-CBD

Intended Use: Retail _____ Single Family Residential _____
Office _____ Multiple Family Development X
Mixed Use _____
Industrial _____

Number of Efficiency Units _____
Number of 1 Bedroom Units 12
Number of 2 Bedroom Units 12
Number of 3 Bedroom Units 12
Total Number of Units 36

1 Community Room

James A. Nolan
SIGNATURE
10/15/01
DATE



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:

October 17, 2001

DANBURY, CT 06810

Honorable Mayor Gene F. Eriquez
Honorable Common Council Members
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Harrison Square – 52 Main Street
Sanitary Sewer and Water Main Extension

Dear Mayor and Council Members:

I am in receipt of a copy of a letter sent to you by James Nolan on behalf of Harrison Square Limited Partnership dated October 15, 2001 in connection with the above. I have also received a copy of a letter to you from William J. Buckley, Jr. in reaction to the Nolan letter. We have been working to deal appropriately with the situation for the past several days, since receiving a phone call from Harrison Square representatives who are seeking certificates of occupancy for completed units.

Although prior Common Council approval is usually obtained before commencement of utility extensions, in this case the work has already been completed. Nevertheless, given the merits of the proposal as well as the public benefit to certain aspects of this utility extension project, Council approval is being supported by the Public Works Department.

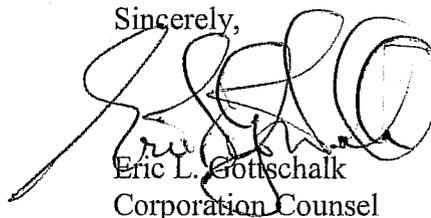
In order to expedite matters I have taken the liberty of forwarding the proposal to the Planning Commission for their consideration pursuant to C.G.S. Section 8-24, you should have received their report in time for your November meeting. In any event, given the circumstances, should you elect to do so, you may approve the request, subject to the usual eight steps (and if necessary, subject to receipt of a favorable planning commission report).

Honorable Mayor Gene F. Eriquez
Honorable Common Council Members

Page 2
October 17, 2001

If you have any questions, please feel free to contact me.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric L. Gottschalk". The signature is stylized with large, overlapping loops and a long, sweeping tail that extends to the left.

Eric L. Gottschalk
Corporation Counsel

cc: William J. Buckley, Jr., Director of Public Works



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DENNIS I. ELPERN
DIRECTOR OF PLANNING

(203) 797-4525
(203) 797-4586 (FAX)

October 17, 2001

To: Mayor Gene F. Eriquez
Members of Common Council

From: Dennis I. Elpern

Re: Extension of Sewer and Water Mains
52 Main Street

We have received a request from James Nolan regarding the extension of sewer and water mains to 52 Main Street. The development falls within the existing sewer and water service areas.

Consequently, we have no objection to the extensions provided they meet the requirements of the Engineering Department.

c: Planning Commission





CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

October 16, 2001

Gene F. Eriquez, Mayor
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Eriquez and Common Council Members:

Harrison Square – 52 Main Street
Sanitary Sewer and Water Main Extensions

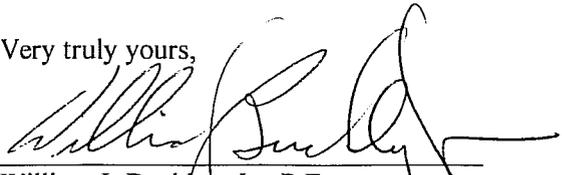
We are in receipt of a copy of the October 15, 2001 letter addressed to you from James Nolan of Harrison Square Limited Partnership.

By copy of our November 12, 1999 letter to Planning Director Dennis Elpern, the developer was informed of the requirement to acquire Common Council approvals of the sanitary sewer and water main extensions. The developer's engineer was also reminded of this requirement in a December 13, 1999 letter sent by our office. In letters dated November 17, 1999 and March 23, 2000, the engineer's responses to our comments were "so noted".

The Engineering Department recommends approval of the request for the Common Council to approve the sanitary sewer and water main extensions. We would have no objection if the approval is granted on the Consent Calendar.

If you have any questions, please feel free to contact this office.

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

WJB/PAE/pe

C: Eric L. Gottschalk, Esq.





CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION

(203) 797-4525

(203) 797-4586 (FAX)

November 1, 2001

Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

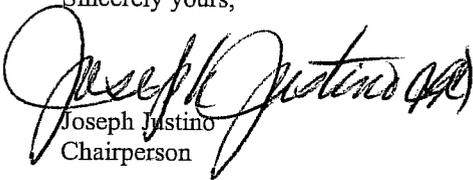
Re: 8-24 Referral – James Nolan – Request for sewer and water extension – 52 Main Street

Dear Council Members:

The Planning Commission at its meeting October 17, 2001, motioned for a positive recommendation for the request for sewer and water extension at 52 Main Street because it falls within the existing sewer and water service areas. This recommendation is contingent on the extension meeting the requirements of the Engineering Department.

The motion was made by Mr. Zaleta, seconded by Mr. Malone, and passed with "ayes" from Commissioners Zaleta, Malone, Manuel, Deeb, and Justino.

Sincerely yours,



Joseph Justino
Chairperson

JJ/jlc



COMMON COUNCIL - CITY OF DANBURY

APPLICATION FOR EXTENSION OF SEWER/WATER

14

Sewer X

Water _____

Name of Applicant: Robert + Louise Vitolo

Address: 38 Aunt Halk Road
Danbury Ct 06811

Telephone: 203-730-8652

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: 38 Aunt Halk Road

Assessors's Lot No. C12025

Zone: RA-40

Intended Use: Retail _____ Single Family Residential X
Office _____ Multiple Family Development _____
Mixed Use _____
Industrial _____

Number of Efficiency Units _____

Number of 1 Bedroom Units _____

Number of 2 Bedroom Units _____

Number of 3 Bedroom Units _____

Total Number of Units _____

Robert Vitolo
SIGNATURE

9/26/01
DATE

COMMON COUNCIL

CITY OF DANBURY

APPLICATION FOR EXTENSION OF SEWER AND/OR WATER

Sewer

Water

Application: Berkshire West, LLC

Address: 2 Parklawn Drive

Bethel, CT 06801

Telephone No. 203-744-3782

The undersigned submits for consideration an application for extension of sewer and water facilities for property.

Located at: Lot BR2, Berkshire Corporate Park, Riverview Drive

Assessor's Lot No.: M08013

Zone in which the Property Lies: IL-40

Intended Use:

- Retail
- Office
- Mixed Use
- Industrial

- Single Family Residential
- Multiple Family Development
 - _____ Number of Efficiency Units
 - _____ Number of 1 Bedroom Units
 - _____ Number of 2 Bedroom Units
 - _____ Number of 3 Bedroom Units
 - _____ Total Number of Units

James P. Rotondo, P.E.
 (Signature)
 Consultants & Engineers, Inc., Agent

10/12/01
 (Date)

COMMON COUNCIL - CITY OF DANBURY

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer _____

Water _____

Name of Applicant: Steve Miller

Address: 58 Benson Drive
Danbury CT 06810

Telephone: 203-743-4871

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: 58 Benson Drive Danbury CT

Assessors's Lot No. _____

Zone: _____

Intended Use: Retail _____ Single Family Residential
Office _____ Multiple Family Development _____
Mixed Use _____
Industrial _____

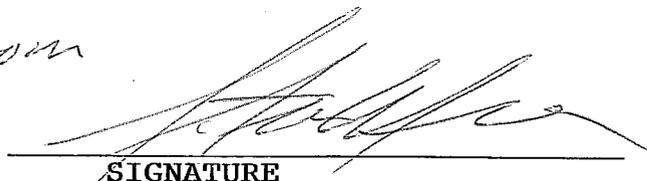
Number of Efficiency Units _____

Number of 1 Bedroom Units _____

Number of 2 Bedroom Units _____

Number of 3 Bedroom Units _____

Total Number of Units 4 Bedroom



SIGNATURE

10/15/01

DATE

COMMON COUNCIL - CITY OF DANBURY

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer

Water

Name of Applicant: Robert Botelho

Address: Robert Arconti
3 Ridgewood Drive

4 Ridgewood Drive

Telephone: 748-8326
744-5885

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: 3 and 4 Ridgewood Drive

Assessors's Lot No. 61143 / 61140

Zone: 1 acre Single family

Intended Use: Retail Single Family Residential

Office Multiple Family Development

Mixed Use

Industrial

Number of Efficiency Units _____

Number of 1 Bedroom Units _____

Number of 2 Bedroom Units _____

Number of 3 Bedroom Units _____

Total Number of Units _____



SIGNATURE

10/31/01

DATE

JOHN E. BRUNO
P.O. BOX 5197
BROOKFIELD, CT. 06804
203-740-7592

October 29, 2001

*The Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT. 06810*

RE: Lot 50, Huckleberry Lane

Dear Common Council,

I am under contract to purchase Lot 50 Huckleberry Lane, Danbury. At your July 6, 2000 meeting (file #26) you approved a request for a sewer extension to this property. This letter is to request a time extension for your July 2000 approval. Thank you for your assistance.

Sincerely



John E. Bruno

October 31, 2001

Danbury Common Council
Deer Hill Avenue
Danbury, CT 06810

Dear Members of the Common Council:

This letter is to request that Ridge Drive be officially changed to Ridgewood Drive.

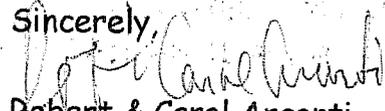
Please be advised that even though the city maps show our street as Ridge Drive, it is commonly known as Ridgewood Drive by residents, postal carriers and safety officials.

Most importantly, when calling 911 our street is recognized by the fire department as Ridgewood Drive. This could result in a serious safety issue should the confusion result in a delay in response time.

We would appreciate a final determination bringing our street address and signs to **Ridgewood Drive** as soon as possible.

Thank you for your time and consideration.

Sincerely,



Robert & Carol Arconti
4 Ridgewood Drive
Danbury, CT 06811



Robert Botelho
3 Ridgewood Drive
Danbury, CT 06811

Richard W. Howard, Jr., P.E.
Russell T. Posthauer, Jr., P.E.
Michael J. Lillis, P.E.
Richard A. Bunnell, R.L.S.

Ralph A. Klass, P.E., L.E.P.
Kenneth S. Hrica, P.E., R.L.S.
Ronald J. George, P.E.



40 Old New Milford Road
Brookfield, CT 06804
(203) 775-6207
Fax (203) 775-3628

33 Village Green Drive
Litchfield, CT 06759
(860) 567-3179
Fax (860) 567-1716

20

September 26, 2001

Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Attention: City Clerk

RE: Miry Brook LLC
Assessor's Lot Number F19059

To whom it may concern:

On behalf of our client, we hereby make a request for a water main extension for the above referenced project which is located at 45B Miry brook Road. The purpose of this extension is to supply water for the proposed building and possible connection into a future building. Please place us on the agenda for the next regular scheduled meeting. Also we have enclosed a reduced copy of our plan.

Please feel free to contact Attorney Neil Marcus or myself should you have any questions or require additional information.

Very truly yours,

Ronald J. George, P.E.
Project Engineer

RJG/ra

cc: Attorney Neil Marcus
Miry Brook LLC

COMMON COUNCIL - CITY OF DANBURY

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer _____

Water X

Name of Applicant: MIRY BROOK LLC

Address: 45B MIRY BROOK ROAD
DANBURY, CT

Telephone: 203-207-0255

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: 45B MIRY BROOK ROAD

Assessors's Lot No. F19059

Zone: IL-40

Intended Use: Retail _____ Single Family Residential _____
Office _____ Multiple Family Development _____
Mixed Use _____
Industrial X

Number of Efficiency Units _____

Number of 1 Bedroom Units _____

Number of 2 Bedroom Units _____

Number of 3 Bedroom Units _____

Total Number of Units _____


SIGNATURE (AGENT)

9-26-01
DATE

October 23, 2001

21

Common Council
City Clerks Office
City of Danbury - City Hall
155 Deer Hill Avenue
Danbury, CT 06810

RE: Proposed Burton's Bridge Condominiums, Oil Mill Road, Danbury, CT (Nancy Farms Inc.)

Enclosed please find an updated application for extension of water and sewer mains for the above referenced site. A previous application for this project was approved by the Common Council. The project scope has been reduced to 34 units compared with 41 units previously.

In addition to the request for water and sewer extensions it is also requested that the Council again consider the abandonment of a portion of Oil Mill Road. The Environmental Impact Commission did approve the current proposal for the Burton's Bridge project. As part of the road abandonment it is also requested that slope and/or grading rights onto Parcel Y be included. The City needs to also retain an easement for the existing municipal water line which is located in what will be parcel Y when the abandonment is complete. The area in question is shown on a plan prepared by New England Land Surveying.

In addition to the sewer extension required for the Burton's Bridge proposal an additional sewer extension request is necessary to allow abandonment of the City's Hillside Street pump station. This proposal is depicted on a plan, drawing 98034-CP, prepared by this office.

Several preliminary discussions with the Dept of Public Works, Engineering Department and the City of Danbury Corporation Council relative to this issue have taken place. In summary, and on a conceptual basis, monetary and other contributions from both parties have been discussed and generally agreed to for the implementation of the work needed to install the sewer under the railroad to eliminate the Hillside Street pump station.

If there are any questions regarding the above kindly contact this office or the Public Utilities Department.

Thank you for your attention to this request.

Sincerely,

MICHAEL J. MAZZUCCO, P.C.



Michael J. Mazzucco, P.E.
President

cc: W. Buckley, P.E., City Engineer
E. Gottschalk, Esq.
D. Grogins, Esq.
T. DaCunha

October 24, 2001

22

Mr. Tom Arconti, President
Danbury Common Council
55 Deer Hill Avenue
Danbury, CT 06810

Dear Mr. Arconti:

RE: Change to Danbury Mail Delivery for Hawthorne Cove Rd.

By receipt of this letter, I am requesting that the Danbury Common Council schedule a hearing as well as assign a committee to discuss mail delivery for Hawthorne Cove Rd.

I have attached a letter from our Association in regard to a majority vote taken on December 9, 2000. Since that time, we have been working with the City of Danbury Planning and Zoning Department, the Danbury Post Office and the Brookfield Post Office. All of these departments have given their endorsement to having our mail delivered through the City of Danbury rather than Brookfield. We were given the go ahead to change our address and have delivery commence on October 30, 2001, however, that has been put on hold by the City without our knowledge or consent. Our Board of Directors has been working on this project for 10 months and stands by our original vote. I have also attached a letter from the Danbury Post Master as well as an article from the News times dated September 5, 1998 that states that our neighborhood has been working on this matter for 26 years. There is also a letter from the City's Planning and Zoning Department notifying us of our change of address as well as notifying each of the appropriate City of Danbury agencies. With all these facts in hand, I find it unnecessary and inappropriate for the City to have sent out letters for an additional vote. In fact, our attorney Jerome Meyer has stated that our original vote is the only legal one and cannot be changed by any outside entity. We have also been told many times by the City of Danbury that the Post Office is a totally separate entity from the City so it confuses me as to why you are suddenly empowered to make this decision on our behalf.

In addition, the vote that the City has taken is not valid. It contains votes of people that were not part of our Association at the time of the original vote, people that are ineligible to vote due to non-payment of dues, people that never show up at meetings as they do not own homes on Hawthorne Cove Rd. as well as not asking for a vote from the President of our Association. One resident who originally voted for Danbury has campaigned for the change back to Brookfield due to the fact that some of our residents were against his proposal for a new subdivision in our neighborhood. A supporter of theirs has gone door to door and scared the residents by telling them that he works for the post office and that their 3rd class mail will not reach their houses for 2 years. He has also represented himself as a fireman and has told us that 911 does not support this change (which is totally false). Coincidentally, one of these households in quoted in the September 5, article attached as supporting Danbury. Our Association has rules and regulations that legally must be adhered to – these rules have been totally disregarded by the City in sending out their letter of October 3, 2001.

When a disgruntled resident showed up in the Mayor's Office to complain – that resident should have been told that the decision rests in the hands of their own Association. I ask that we stand by our vote and proceed with all agencies as agreed upon. Judy Cronin has already given her blessing to the Danbury Postmaster to continue and I ask that the City abide by that without having to go through the pains of a public hearing.

Please let me know how you will proceed.

Thank you,



Donna Blantin, Board of Directors
Hawthorne Cove Property Owners Association
14 Hawthorne Cove Rd.
Danbury, CT 06811
(203) 775-0350

cc: Gene F. Eriquez, Mayor
Kevin Barry
Carol Ryan, President Hawthorne Cove



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511
FAX (203) 796-1666

October 3, 2001

Mr. & Mrs. Robert B. Blantin
24 Hawthorne Cove Road
Brookfield, CT 06804

*Write Arcanti, President
Common Council -*

Dear Mr. & Mrs. Blantin:

The U.S. Postal Service has asked for the assistance of my office in determining if a change in delivery Post Office for your neighborhood should be made.

Historically, the Brookfield, Connecticut, Post Office, has serviced your neighborhood although you are residents of Danbury. Some residents have requested a change to the Danbury Facility. Others wish to remain with the Brookfield office.

Kevin Barry of my staff has spoken to many of you concerning this matter. Together we have determined that the only way to resolve this question is to survey those directly affected and abide by the majority's wishes.

Please circle the Post Office you desire to deliver your mail and return this letter to my office by Friday, October 26, 2001. We will then notify you and the Postal Service of the results of this survey.

Thank you for your assistance in this matter.

Sincerely,

Gene F. Enriquez
Gene F. Enriquez
Mayor

I/we request our mail be serviced through the Danbury Brookfield Post Office.
(circle one choice only)

Signature Donna Blantin



RECYCLED
PAPER



City of Danbury
Common Council, City Hall
Danbury CT 06810

To Whom It May Concern:

After reviewing the situation concerning Hawthorne Cove Road, it would make sense to me to go forward with your action to make this road an official address in the City of Danbury. Having the City of Danbury take over this address and bring it up to City standards would hopefully benefit all involved. I have no concern with adding another street to our city delivery schedule and hope that if you have any questions you will feel free to contact me at (203) 796-1950.

Thank you for your concern in this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Mike Kaylor", written over a horizontal line.

Mike Kaylor
Postmaster (A)
Danbury CT 06810



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING & ZONING DEPARTMENT

(203) 797-4525
(203) 797-4586 (FAX)

14

June 11, 2001

Mr. Robert Blantin, Jr.
12 Hawthorne Cove Road
Danbury, CT 06811

RE: Address Assignment
Tax Assessor Lot # K03048/K03049

Dear Mr. Blantin:

Persuant to the survey results and the approval by Danbury Common Council to renumber the addresses on Hawthorne Cove Road, your address is now: **#12/14 Hawthorne Cove Road** (see attached map).

It is essential that you use the correct number to avoid any confusion, especially for emergency services personnel. Please post the address on the mailbox for this dwelling.

The Fire and Police Departments, Postmaster, Tax Assessor and SNET E-911 Services will be notified of this change. Please make the appropriate adjustment to your records.

Do not hesitate to contact me if you have any questions.

Sincerely,

Andrea Sangrey, M.S.
Assistant Planning Director

JoAnn

cc: Colleen Velez, Tax Assessor
Michael Kaylor, Postmaster
Steve Bobel, Police Department
Patrick Sniffen, E-911 Coordinator, Danbury Fire Department
Bernett Powell, Supervisor, SNET E-911 Services

796-1401-
1950

c: hawthornedover/6/01



News-Times

1998 • The News-Times, Danbury, Connecticut

AT THE NEWSSTAND 50¢

City accepts private road

Hawthorne Cove made public after 26 years

By Jon Chesto
THE NEWS-TIMES

DANBURY — Years of persistence have paid off for the residents of Hawthorne Cove Road.

Neighbors there first asked the city to accept the privately owned street into the city's road system more than 20 years ago.

They finally got their wish Tuesday when the Common Council voted to accept the street, which directly serves about 25 homes in a quiet lakeside neighborhood on the Danbury-Brookfield border, as a public road.

"We were very pleased," said Hawthorne Cove resident Brian Skarda. "We feel that it is something that should have happened a long time ago."

The fact that it's happening now is partly due to an unexpected increase in the amount of road improvement funds the city received from the state this year, city officials said.

As part of the agreement to take over the road, the city will contribute \$80,000 toward new paving and drainage costs. The total cost of rehabilitating the road, which has sections that are pockmarked with pot holes, is estimated to be \$180,000; the Hawthorne Cove residents will collectively pick up the difference.

Dominic Setaro, the city's finance director,

maintain the road.

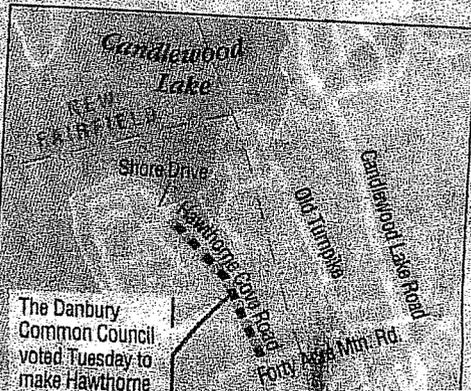
"Over the years, the maintenance and the upkeep of the road just became too much for us to support," Skarda said.

Postal workers had declined to deliver mail to houses along the road because it was in poor condition, city officials said. Now, residents receive mail at boxes at one end of the street.

"The condition of the road got so bad that the Brookfield post office considered it unsafe for their carriers," said council member Thomas Arconti, who chaired the council committee that explored the Hawthorne Cove issue.

The neighborhood has been served by the Brookfield post office. But Skarda said that now that Hawthorne Cove will become a public road, residents in that

► Please see PRIVATE, Page A-7



Private road

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Continued from Page A-1
neighborhood eventually will be incorporated into a Danbury route.

Because the road is private, it has been closed to through traffic except school buses and emergency vehicles. Residents have often barricaded the Shore Road end with a chain during summer months.

Making the road a city road would create a new public thoroughfare from the Candlewood Lake area in eastern Danbury to Brookfield, as well as a few Danbury roads in an isolated part of Danbury that has been accessible only through Brookfield.

City officials said the Hawthorne Cove situation is unique, partly because people driving to those Danbury roads have had to go through Brookfield

to get to them without cutting across Hawthorne Road.

Arconti said public safety reasons also played a role in the city's decision.

"The road is in very poor shape," Arconti said. "This is a necessity to be able to accommodate emergency vehicles and school buses."

City engineer Jack Schweitzer said there are still some property rights acquisition work that must be done before any construction can begin. He said the construction could take place next year.

"It will just be easier and safer for everybody when this goes through," said association President Carol Ryan, who has been helping lead the effort to persuade the city to adopt the road for the past 26 years.

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and wide — they've been found 300 to 400 miles out to sea, the institute said — city dwellers and country folk are at equal risk. Only those who live in the arid southwest, or in southern California, escape ragweed, which is why so many allergy sufferers relocate to Phoenix and San Diego.

Until the first frost, people can escape high pollen counts here by staying indoors in air-conditioning, especially in the early morning. "Generally, pollen is worst early in the morning, and mold toward the evening," Randolph said. "If you're allergic to both

you're in deep trouble."

There are also several medications — antihistamines and nasal sprays — either sold over the counter or by prescription, that can keep the worst symptoms at bay.

Bell said most hay fever sufferers can probably get by with over-the-counter medications. But there is a new class of antihistamines, available by prescription only, that have the advantage of not causing drowsiness, he said.

Randolph also said doctors are now testing anti-IgE drugs, a new breed of allergy fighters, these drugs are not available to the gen-

HAWTHORNE COVE PROPERTY OWNERS' ASSN., INC.

**Hawthorne Cove Road
Brookfield, CT 06804**

**Carol Ryan, President
28 Shore Road
Danbury, CT 06811
203 792-1202**

September 6, 2001

To Whom It May Concern:

Please be aware that the members of Hawthorne Cove Association conducted a vote regarding the delivery of mail on our road on December 9, 2000. The results of this vote is as follows:

9 in favor of Danbury mail delivery
4 in favor of Brookfield mail delivery

This is the official and legal vote in accordance with the rules and regulations of Hawthorne Cove Property Owners' Association, Inc. This vote included all members in attendance in good standing and also adhered to Roberts Rules of Order.

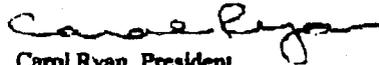
The "petition" that is being circulated was not endorsed or validated by the governing body of Hawthorne Cove Association and therefore, is not a representation of the official vote regarding the delivery of mail on Hawthorne Cove Road.

The Board of Directors of the Association has not been privy to the alleged petition before you. We suspect that it might include people who are not members of the Association and do not live on Hawthorne Cove Road and members who did not live on the road at the time of our vote. We also believe that people may have signed this petition based on false information supplied to them (members being told they would not receive their 3rd class mail for at least 2 years).

If you have any questions or wish to speak with someone regarding this matter, please contact any of the following people:

Carol Ryan, President	792-1202
Donna Bonner, Board of Directors and Mail Committee	775-0350
Michael Setaro, Board of Directors and Mail Committee	775-4714

Sincerely,



Carol Ryan, President
Hawthorne Cove Property Owners' Assn., Inc.

c.c. Mike Kaylor – Postmaster, City of Danbury
Mike Grabowski – Assistant Postmaster, City of Danbury
Jack Silvia – Postmaster, City of Brookfield
Judy Cronin – Planning & Zoning, City of Danbury

Bill Glazier – Hawthorne Cove
Mike Setaro – Hawthorne Cove
Sheila Kuhn – Hawthorne Cove
Donna Bonner – Hawthorne Cove

Mr. Thomas Arconti

October 23, 2001

Mr. Kevin Barry
City of Danbury
155 Deer Hill Avenue
Danbury CT 06810

Re: Postal Deliver Survey – Hawthorne Cove Road Memo 10/03/01

Under most circumstances, yes, the best way to make a decision of mixed opinion is to request a survey and abide by the majority's wishes. However, this is no ordinary matter.

In late November 2000 a notice was delivered to all members advising date, time and agenda for a meeting on December 4, 2000. The agenda indicated discussion about mail delivery. During the meeting it was explained that a member of the board of directors, Donna Bonner had spoken with the Danbury postmaster on Backus Ave and was willing to deliver our mail. (Donna had discussed this with at a board of director meeting prior to Dec 4 general meeting) At the meeting of December 4, 2000 a vote was taken. Here is the result by those attended and/or via proxy:

Danbury 9 Brookfield 4

Danbury – Feibusch, Bartley, Setaro, Kuhn, Ryan, Healy, Bonner/Blantin, Skarda, Konan

Brookfield – Glazier, Composto, Lewis, (Heneghan via proxy phone call to president)

Absent from meeting and no proxy: Peterson, Bargo, Merritt, Gianfrancisco/Beckham, Benete, Bocialletti, Brenner, Barg, Sock

Minutes were typed and HAND DELIVERED by me personally on/about December 19. (as well as a notice of special meeting for January 5, 2001. The January 5, 2001 meeting minutes were again distributed. Included in those minutes were notes about Donna Bonner working with the Danbury Postmaster and will advise status at later time.

Several memos were distributed in the next few months by Donna Bonner advising members the change was being worked on and would advise status.

On Wed August 22, 2001 Donna Bonner received confirmation from Michael Kaylor that he was ready to implement the change and will become effective August 25, 2001. Memo distributed to all members on August 22 advising of change. The next day 17 signatures appeared on a "petition" opposing the change. (The "petition consisted of signatures on a page of paper with members names and new addresses. There was also incorrect information being told to members by person distributing the "petition")

What became disturbing is the changing of some members from Danbury to Brookfield, one of which is a board member. A signature of another board of director member was listed but he had not changed his vote. Also listed on petition were 3 new members who moved in since Dec 4, They were not advised that there was a association vote nine

months prior. A special meeting was called, and one member, claim she never received ANY notice of Dec & Jan meeting, minutes from both meetings, or any other memo. She suddenly was advised and did not like it, which led to her son distributing the "petition". We did not get a clear answer as to why members who were present at Dec 2000 meeting and voted Danbury had suddenly changed their vote.

I take personal offense to this "non receipt" of not one, but at least six notices of this change. I am Secretary of the Association and hand delivered the Dec minutes with a Christmas gift. I did not leave any unattended, they were all hand delivered. (I have one more piece to add to that will disprove this claim of "non receipt", but I would like to refrain from saying anything at this time)

How can a business, Association or Government run a tight ship if members change their minds for no apparent reasoning after such a long time and disregard the rules, regulations and laws! We have rules and laws to protect us from injustice, weather we agree with it or not. Furthermore, our Board of Director Members has a duty to respect the rules and bylaws and uphold the decision of all voting, unless just cause calls for discussion. If our own board of Directors doesn't agree and stand for what is right, how can they expect the other members to respect them and the Association's bylaws?

The fact that this got to your office is surprising. I am interested in seeing the dated, written documents the "protesters" were ordered to present to the Danbury Postmaster if they wanted to try to overturn the vote. Keep in mind it is up to the "protesters to try to overturn the decision. As I said in my other letter, this survey is invalid. If this came to you through the Postal Service, you should have advised them to contact the Hawthorne Cove Property Owner's Association. If you had contacted our Association President before submitting the survey you would have been advised that our understanding is that the City of Danbury and the Postal Service have no affiliation, therefore a survey would be invalid. Any member who has a grievance should have taken it to the Board of Directors of our Association, not our members through a petition. This should be addressed to the President of our Association for a Board of Director decision.

The Mayor's job is to enforce the laws and ordinances of the City of Danbury as well as protect citizen's rights to free speech, truth and justice. I would not be terribly disappointed if the majority had voted for Brookfield last year but I feel my rights have been overlooked. I took the time to attend the meeting and vote. (I could also have just voted by proxy) Those who did not make the meeting know the rules and could have voted via proxy. Indecently a member who voted for Danbury did attend the meeting, but is no longer a member so Danbury lost that vote!? This is not fair!

I am also interested in knowing if you are requiring two signatures on your survey. Not Mr. and Mrs. Smith. We all know there are some families who are divided and it depends on who gets the pen first as to what the vote will be.

I just ask that you give me the opportunity to let the facts and the truth be known.

Sharon Bartley

OCT 16, 2001

Mr. Kevin Barry
Assistant to the Mayor
City of Danbury
155 Deer Hill Avenue
Danbury CT 06810

Regarding: Survey – Mail Delivery for Hawthorne Cove Road

Dear Mr. Barry,

I received the letter from Mayor Eriquez dated October 3, 2001 regarding a survey to help decide who should delivery the mail, Brookfield or Danbury. Under normal circumstances this would be a fairly good way to help make such a decision, however, this is no ordinary matter!

In late November of 2000 a notice of a meeting with an agenda was distributed to all members advising of a meeting to be held on December 4, 2000. At that meeting a board of director member stated she has been in contact with the Danbury postmaster (Backus Avenue office) and he is willing to work with us if we decide to change to Danbury mail service. A vote was taken and majority voted for Danbury.

Eight months later, days before the change was to take place, opposition was taken. An unofficial "petition" was circulated the day after notice of official change was delivered to all members.

There are many, many facts that need to be brought to your attention. Simply choosing Danbury or Brookfield on a survey is not sufficient in providing you with all the facts needed to make such a decision. All members know what the majority will vote, but the information "spoken" to you may only be the tip of the iceberg.

All I ask for is a short meeting with you and a few other members to disclose more facts (in black and white). I will open my home to hold a meeting, or you decide where and when a meeting could be held (preferable at late afternoon or evening hours) to hear both sides of the matter at one time.

All I ask is that the decision is made based on all possible information available, with true and honesty.

I thank you for your time and consideration to my request and look forward to meeting with you.

Sincerely,

PS: I left a message with the Mayor's receptionist last week for you to call me. My phone number is 203-740-1923.

COPY

October 19, 2001

Mr. Kevin Barry
City of Danbury
155 Deer Hill Ave
Danbury CT 06810

Re: Survey for Mail Delivery to Hawthorne Cove Road

Dear Mr. Barry,

I write to you on behalf of some members who feel the survey is invalid and request an explanation. With all due respect, our understanding* is The City of Danbury has no affiliation with the postal service, therefore, how can the City of Danbury conduct a survey and make decisions regarding mail delivery? The Hawthorne Cove Property Owners' Assn. Inc. does not endorse, recognize or validate the survey conducted by your office. The City of Danbury's involvement undermines The Hawthorne Cove Property Owners' Assn. Inc. rules and regulations and in particular the vote taken on December 4, 2000, therefore is invalid.

(* Our understanding comes from questions asked at our Property Owners' Association meetings by members on several occasions. The answers were given by what was considered knowledgeable sources.)

I am requesting a response in writing as soon as possible. (Survey deadline October 26, 2001) Do not mail, I would like to pick up directly from your office. Thank you for your attention to this matter.

Sincerely,

Sharon Bartley
Resident – Hawthorne Cove Road

COPY

CORNELL HILLS TAXING DISTRICT
47 Hunter Road
Danbury, CT 06811

23

October 2, 2001

Mayor Gene F. Eriquez
155 Deer Hill Avenue
Danbury, CT 06810

RE: Cornell Hills Taxing District

Dear Mayor Eriquez:

Cornell Hills Taxing District would like to petition the Common Council of the City of Danbury for an extension of sewer and water facilities for our community.

We are a community of approximately 50 small single-family residences located very close to Lake Candlewood in the vicinity of the Crystal Bay Condominiums.

Our community includes Cornell Road, Hunter Road and Albert Road.

In May 2000, we became a City of Danbury Taxing District. At approximately the same time, we were ultimately advised by the State of Connecticut that our community well had to be abandoned. This well had served our community for over 40 years. Over ½ of the residents relied on this community system for their daily water needs. The remaining residents have private wells. Following a review and evaluation of all of our options, we successfully connected to the City water supply in August 2001. The connection was made on East Pembroke Road in the vicinity of Tortilla Flat Restaurant.

While this action satisfies our immediate water needs, we view this as a temporary solution. Our piping system is totally inadequate. Water pressure falls far below recommended levels for many of the homes.

Several of the residents that have private wells have experienced periodic failures of their wells. They have expressed interest in connecting to the community system. Unfortunately, our community system is not able to accommodate them.

In another area, the septic systems of virtually all of our members are over 40 years old. The lot sizes are not adequate for replacement and/or improvement of the systems. Our proximity to the lake lends a sense of urgency to this issue.

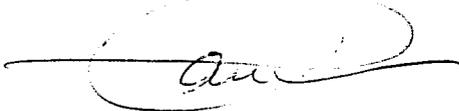
October 2, 2001

Page two

Our community has completed and submitted surveys in the past regarding our willingness to transfer to City services. Over 95% of our members are in favor of this change.

We respectfully request your favorable and prompt consideration of our request.

Sincerely,

A handwritten signature in black ink, appearing to read "Paul A. Palanzo", is written over a horizontal line.

Paul A. Palanzo
President, Board of Directors
Cornell Hills Taxing District

Cc: William Buckley, Director of Public Works & City Engineer
William Campbell, Director of Health
Mario Ricoszi, Superintendent of Public Utilities
City Clerk

24

COHEN AND WOLF, P. C.
ATTORNEYS AT LAW

HERBERT L. COHEN
(1928-1983)

AUSTIN K. WOLF	DAVID B. ZABEL
MARTIN F. WOLF	MARK A. KIRSCH
RICHARD L. ALBRECHT	DAVID M. LEVINE
JONATHAN S. BOWMAN	JOSEPH G. WALSH
IRVING J. KERN	DAVID A. BALL
MARTIN J. ALBERT	JOCELYN B. HURWITZ
STEWART I. EDELSTEIN	STUART M. KATZ
NEIL R. MARCUS	MONTE E. FRANK
G. KENNETH BERNHARD	PATRICIA C. SULLIVAN
DAVID L. GROGINS	VINCENT M. MARINO
GRETA E. SOLOMON	ANN B. MULCAHY
ROBIN A. KAHN	MARNIE J. RUBIN
RICHARD G. KENT	ARI J. HOFFMAN
RICHARD SLAVIN	BARBARA M. SCHELLENBERG
DANIEL S. NAGEL	FREDERIC B. EISMAN
RICHARD J. DI MARCO	

OF COUNSEL
ROBERT J. ASHKINS
STUART A. EPSTEIN
JACK E. MCGREGOR

October 29, 2001

1115 BROAD STREET
P. O. BOX 1821
BRIDGEPORT, CONNECTICUT 06601-1821
TELEPHONE (203) 368-0211
FACSIMILE (203) 394-9901

158 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810
TELEPHONE (203) 792-2771
FACSIMILE (203) 791-8149

190 MAIN STREET
WESTPORT, CONNECTICUT 06880
TELEPHONE (203) 222-1034

112 PROSPECT STREET
STAMFORD, CONNECTICUT 06904
TELEPHONE (203) 964-9907
FACSIMILE (203) 576-8504

Danbury

PLEASE REPLY TO _____

WRITER'S DIRECT DIAL: (203) _____

By Hand

Common Council of the City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: **WB DANBURY, LLP**
Mariana Farms, Joe's Hill Road

Gentlemen:

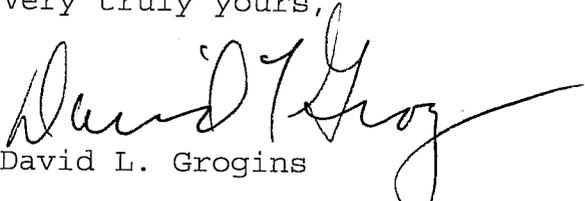
This letter is to request approval by the Common Council of the acceptance by the City of Danbury of the roadway known as Mariana Farms Drive, located in the Mariana Farms subdivision. A copy of the proposed Deed conveying the roadway is enclosed.

A copy of the Deed has been delivered to the Office of the Corporation Counsel and the Engineering Department for review.

I would appreciate it if you would place this request on the agenda for the next meeting of the Council for consideration.

If you have any questions, or require any further information, please feel free to contact me.

Very truly yours,


David L. Grogins

DLG:mmm

Encl.

cc: Office of the Corporation Counsel
Patricia Ellsworth, Engineering Department

STATUTORY WARRANTY DEED

WB DANBURY, LLP, whose mailing address is 570 Taxter Road, Suite 430, 6th Floor, Elmsford, New York 10523,

in consideration of the sum of ONE DOLLAR (\$1.00) AND OTHER VALUABLE CONSIDERATION paid,

grants to the CITY OF DANBURY, whose mailing address is 155 Deer Hill Avenue, Danbury, Connecticut 06810,

WITH WARRANTY COVENANTS, the premises more particularly described in Schedule A annexed hereto and made a part hereof.

Signed this _____ day of _____, 2001.

Witnessed by: WB DANBURY, LLP

_____ by _____
William G. Balter,
Duly Authorized Partner

STATE OF NEW YORK)
COUNTY OF WESTCHESTER) ss. Elmsford

The foregoing instrument was acknowledged, before me, this _____ day of _____, 2001, by WILLIAM G. BALTER, Duly Authorized Partner of WB DANBURY, LLP, as his free act and deed and the free act and deed of said limited liability partnership.

Notary Public
My Commission Expires: _____

Schedule A

ALL THAT certain piece or parcel of real property situated in the City of Danbury, County of Fairfield and State of Connecticut, more particularly shown and designated as "MARIANA FARMS DRIVE (M.F.D.)" on a certain map or plan entitled "FINAL SUBDIVISION MAP SHOWING MARIANA FARMS PROPERTY OF WILDER RICHMAN CORPORATION JOE'S HILL ROAD DANBURY, CONNECTICUT SCALE: 1" = 100' AREA=48.266 ACRES ZONE: RA-80 DATE: AUGUST 6, 1999", revised through May 26, 1999, which map is certified substantially correct as a Class A-2 survey by Paul M. Fagan, L.S. 7756, Surveying Associates, P.C., 432 Main St., Danbury, Connecticut 06810 (203) 792-5510, and is on file in the Office of the Danbury Town Clerk as Map No. 10694.

SUBJECT TO:

1. Any and all provisions of any ordinance, municipal rule or regulation or public or private law, including, without limitation, planning and zoning regulations.
2. Taxes hereafter due to the City of Danbury.
3. The effect, if any, of an easement to the Danbury and Bethel Gas and Electric Light Company dated September 9, 1940 and recorded in Volume 208 at Page 111 of the Danbury Land Records.
4. Easement to The Connecticut Light and Power Company, dated December 3, 1999 and recorded in Volume 1290 at Page 98 of the Danbury Land Records.



22 - Oct

CITY OF DANBURY

25

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

October 10, 2001

PLEASE REPLY TO:

DANBURY, CT 06810

Honorable Gene F. Eriquez, Mayor
Honorable Members of the Common Council
City of Danbury, Connecticut

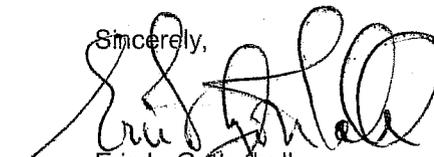
Re: October agenda item #22 -- road acceptances
Toll Land XVIII, Limited Partnership
Ridgebury Hills
Orchid Drive, Lilac Lane, Aster Drive and Ashley Court

Dear Mayor and Council Members:

Please accept this letter in response to your request for a report concerning the matter referenced above. This item involves a request by Toll Land XVIII, Limited Partnership to have the Common Council accept several roads and a right of way parcel, located within the Ridgebury Hills development, as shown and designated on documents supplied to the city. As a general matter, state law and the Danbury Municipal Charter authorize the Common Council to grant petitions of this kind following referral of the issue to the Danbury Planning Commission for a report. By copy of this letter, I have taken the liberty of forwarding this to the Commission on your behalf.

I note that in addition to referring this request to our office, you also referred the matter to the Director of Public Works for a report. Assuming that once these reports have been received and reviewed that you are still inclined to grant this petition, we will work with counsel for the developer to complete the paperwork associated with the transfer of ownership of these parcels. As always, we will make ourselves available to answer any questions that you might have.

Sincerely,



Eric L. Gottschalk
Corporation Counsel

cc: Joseph Justino, Planning Commission Chairman
Dennis I. Elpern, Director of Planning
William J. Buckley, Jr., Director of Public Works



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DENNIS I. ELPERN
DIRECTOR OF PLANNING

(203) 797-4525
(203) 797-4586 (FAX)

October 17, 2001

To: Mayor Gene F. Eriquez
Members of Common Council

From: Dennis I. Elpern

Re: Acceptance of Roads, Ridgebury Hills
Orchid Drive, Lilac Lane, Aster Drive, Ashley Court

We have received a report from Corporation Council relaying a request from Toll Land XVIII, Limited Partnership, to accept the above referenced streets. These roads were part of the Ridgebury Hills subdivision.

We have no objection to the acceptance of these streets provided they meet the requirements of the Engineering Department.

c: Planning Commission



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

October 22, 2001

Gene F. Eriquez, Mayor
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Eriquez and Common Council Members:

Toll Land XVIII, Limited Partnership
Ridgebury Hills – Briar Ridge Road
Orchid Drive, Lilac Lane, Aster Drive, Ashley Court
Road Acceptances/ Highway Widening Parcel

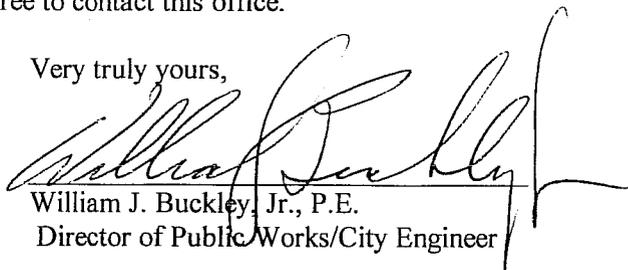
At the October 2, 2001 Common Council meeting, the September 19, 2001 letter from Attorney Robin A. Kahn requesting that the City accept Orchid Drive, Lilac Lane, Aster Drive and Ashley Court as city streets as well as accept a parcel of land for highway purposes was forwarded to our office for a thirty day report (reference Item 22 of the meeting minutes).

To date we have not received copies of the as-built plans and profiles for these roadways. When said as-built plans and profiles are received, we will schedule a road inspection with the Highway Department.

We will notify the Common Council when all mapping is satisfactory and when any construction conditions requiring additional work have been addressed.

If you have any questions, please feel free to contact this office.

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

WJB/PAE/pe

C: Frank Cavagna
Eric L. Gottschalk, Esq.



Dennis Elpern



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION

(203) 797-4525

(203) 797-4586 (FAX)

November 1, 2001

Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

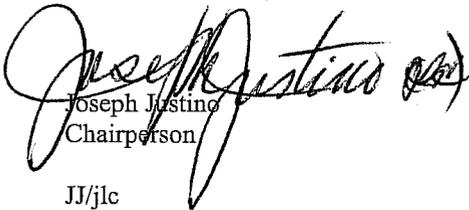
Re: 8-24 Referral – 22 – Road acceptances – Toll Land XVIII, Limited Partnership – Ridgebury Hills – Orchid Drive, Lilac Lane, Aster Drive, and Ashley Court

Dear Council Members:

The Planning Commission at its meeting October 17, 2001, motioned to table this matter pending the verification by the Engineering Department that the roads are ready to be accepted.

The motion was seconded by Mr. Zaleta and passed with "ayes" from Commissioners Deeb, Zaleta, Manuel, Malone, and Justino.

Sincerely yours,


Joseph Justino
Chairperson

JJ/jlc



24-Oct

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

26

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

October 22, 2001

Gene F. Eriquez, Mayor
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Eriquez and Common Council Members:

Logan's Way – Westville Estates Phase II
Road Acceptance

At the October 2, 2001 Common Council meeting, the August 31, 2001 request from Sal Pandolfi of Westville Associates, LLC that the City accept Logans Way as a city street was forwarded to our office for a thirty day report (reference Item 24 of the meeting minutes).

To date we have not received a copy of the as-built plan and profile for this roadway. When said as-built plan and profile is received, we will schedule a road inspection with the Highway Department.

We will notify the Common Council when all mapping is satisfactory and when any construction conditions requiring additional work have been addressed.

If you have any questions, please feel free to contact this office.

Very truly yours,

William J. Buckley, Jr., P.E.
Director of public Works/City Engineer

WJB/PAE/pe

C: Frank Cavagna
Eric L. Gottschalk, Esq.
Dennis Elpern





CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

October 24, 2001

PLEASE REPLY TO:

DANBURY, CT 06810

Hon. Mayor Gene F. Eriquez
Hon. Members of the Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Re: Acceptance of Logans Way

Dear Mayor and Council:

Please accept this letter in response to your request for a report on the matter referred to above. The request comes to you from Sal Pandolfi, on behalf of Westville Associates, LLC, seeking to have the City of Danbury accept Logans Way as a City road, together with any easements as necessary. As a general matter, state law and the Danbury Charter authorize the Common Council to grant requests of this kind following referral of the issue to the Danbury Planning Commission for a report.

In addition, a report from the Public Works department (which has been requested) will assist in your consideration of this request. Given favorable reports from the above parties, if you are so inclined to grant this request, we will work with the petitioner to complete the necessary paperwork associated with the transfer(s).

As always, we are ready to make ourselves available to answer any questions that you may have.

Very truly yours,

Laszlo L. Pinter
Assistant Corporation Counsel

cc: William J. Buckley, Jr., Dir. Public Works/ City Engineer
Dennis I. Elpern, Planning Director

j: ltr: road acceptance - Logans Way





CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

27

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

October 24, 2001

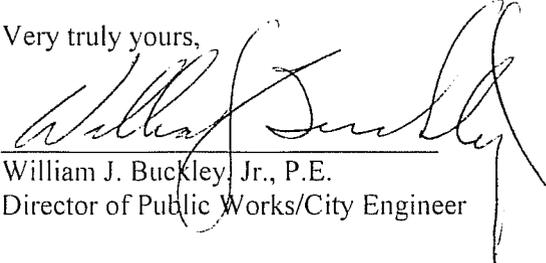
Honorable Gene F. Eriquzez
Honorable Members of the
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

**Installation of Lights-Vicinity of Caye Road, Danbury, CT-Item #29
October 2, 2001 Common Council Meeting**

Dear Mayor Eriquez and Common Council Members:

At the October 2, 2001 Common Council meeting, the above referenced subject was referred to me for a 30 (thirty) day report. Mr. Frank Cavagna and I have visited the area and driven around the neighborhood. We feel that the area would benefit from street lights being placed at the intersections of Caye Road, Moody Drive and Diamond Road. Mr. Cavagna is corresponding with Connecticut Light and Power to get a proposal from them on the installation costs associated with these two lights. Once we receive that proposal, we will forward it to you for a funding consideration. We will also make certain that the Director of Finance Dominic A. Setaro, Jr. reviews the proposal before it is forwarded to you, so that we can secure his input in the evaluation of these two new lights.

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

WJB/gw

c: Dominic A. Setaro, Jr.
Frank Cavagna





28

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

(203) 797-4652
FAX: (203) 796-1526

MEMORANDUM

TO: Hon. Gene F. Eriquez, via the Common Council
FROM: Dominic A. Setaro, Jr., Director of Finance
RE: ICE RINK APPROPRIATION
DATE: November 2, 2001
CC: Daniel Casagrande, William Buckley, Eric Gottschalk

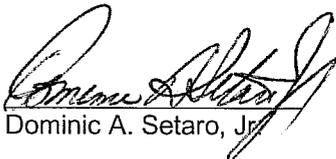
CERTIFICATION

Attached for your review is a breakdown of the \$225,115 in actual costs and cost estimates that have been assembled regarding the City's obligation as outlined in Assistant Corporation Counsel Dan Casagrande's letter to the Common Council.

It should be noted that our Risk Manager Thomas Fabiano is pursuing a claim with our insurance company to determine if we will be eligible for any insurance regarding the damaged floor, which was caused by the sewage backup that occurred on August 13. As you can see from my attached spreadsheet, Eagle Ice Sports has agreed to contribute \$80,000 towards the replacement costs of the floor.

It is my recommendation that an appropriation be established in the amount of \$225,115 in a Capital line item entitled, "Ice Rink Improvements" and that these funds will be certified to from the net proceeds (\$1,250,000) of the sale that is contained within the City's revenue line item entitled, "Sale of Land".

Should you need any additional information, feel free to give me a call.


Dominic A. Setaro, Jr.

DAS/jgb

Attach.

ATTACHMENT A

Any and all claims arising out of or relating to the Releasee's sale to the Releasor of a certain parcel of real property located at One Independence Way, Danbury, Connecticut, and a twin ice rink facility located thereon (the "Facility") including but not limited to any claims relating to the construction, operation, maintenance, condition and/or any other physical aspect of the Facility and any systems, fixtures, equipment and materials attached to or conveyed with the Facility, except that this Release shall not release the Releasee from its obligations regarding mechanic's liens set forth in Section 8 of a certain Contract for Sale of Land and Improvements between the Releasor and Releasee dated on or about August 2, 2001 (the "Contract"), nor shall this Release excuse the Releasee from its obligations regarding deferral of increases in property tax assessments and waiver of sewer and water use charges as set forth in Sections 19.D and 19.E of the Contract. Nothing in this release shall be construed to limit or affect the manufacturers' warranties assigned to the Releasor by the Releasee pursuant to the Contract. This release shall not excuse the Releasee from completing installation of elevators and lights as specified in the Contract documents, nor shall the Releasee be excused from completing the reinforcement of steel cross members securing the prefabricated form to the Facility.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

November 2, 2001

PLEASE REPLY TO:
743-2721
DANBURY, CT 06810

Honorable Gene F. Eriquez and
Members of the Common Council

Re: Ice Rink Facility -- Post-Closing Issues

Dear Mayor Eriquez and Members of the
Common Council:

You will recall that the contract between the City and Eagle Ice Sports, LLC ("Eagle") for the sale of the ice rink contained representations by the City that, as of the date of transfer of title to Eagle, the facility would be in compliance with all applicable building and life safety codes, would be fit for its intended uses, and that all operating systems would be fully operable. In addition, the City agreed in the Contract to complete certain items which remained unfinished as of the date of closing.

Since the transfer of title to Eagle on August 21, 2001, this office, in conjunction with the Mayor, Director of Public Works, and Director of Finance, have worked with representatives of Eagle to resolve several issues that have arisen regarding the extent of the City's post-closing obligations. The parties have agreed to a resolution of these issues which, in this office's opinion, is fair and reasonable. The City's obligation under this resolution requires an appropriation of \$225,115, the components of which are specifically detailed in the Director of Finance's certification of funds. This letter is intended to summarize the legal bases for each of the appropriations.

28

- **Flooring.** Approximately one week before closing, heavy rains in the area resulted in a backup of sewage onto the floor of the facility. The City believes that this caused the flooring to fail in several areas. In order to proceed with the closing and allow the facility to open as planned, the parties agreed to address the issue of the City's obligation regarding the flooring after closing. The resolution before you would obligate the City to expend \$151,771, which the City believes to be its reasonable share of correcting the problems caused by the flooding. The City is working with its insurance carrier to determine what if any portion of this expenditure will be covered by insurance.
- **Zamboni Room Ceiling.** Eagle representatives were informed after the closing that a ceiling in the Zamboni room is a building code requirement for the type of Zamboni fueling system that Eagle planned to use. Eagle installed the ceiling at a cost of \$31,907.
- **Sand Rink Refrigeration Repairs.** Repairs to the refrigeration system were required to make the sand rink surface functional. Most of these repairs were for leaks and anchoring of refrigeration pipes. As noted, the Contract requires the City to provide Eagle with operable and functional operating systems as of the date of closing. The cost of the repairs is \$21,907.
- **HVAC Air Exchange.** The arena requires two air make-up systems to ventilate the rinks and mechanical rooms to prevent carbon dioxide build-up. This is a building code requirement. The cost to instal these systems is \$19,530.
- **Painting of Bleachers.** The parties discovered before closing that the bleacher paint was peeling in numerous locations. The cost of repainting is \$30,000. As pointed out in the Director of Finance's certification, if Eagle is successful in reducing the cost of repairing the flooring, that reduction will be applied to reduce the amount of the City's obligation to repaint the bleachers. Because the City anticipates that funding for the repainting can be obtained from sources identified by the Director of Finance in his certification, we are not seeking an appropriation for this cost at this time.

Honorable Gene F. Eriquez and
Members of the Common Council
November 2, 2001
Page 3

As noted, the City hopes to recoup at least some of the above costs through insurance reimbursement. In addition, we are now exploring whether the City can obtain reimbursement from various contractors.

Please do not hesitate to call me if you have any questions on this letter.

Very truly yours,



Daniel E. Casagrande

cc: Mr. Dominic A. Setaro, Jr.
Mr. William J. Buckley, Jr.
Eric L. Gottschalk, Esquire

COST BREAKDOWN

11/2/2001

REPLACE EXISTING FLOOR	231,771
LESS OWNERS SHARE	<u>-80,000</u>
CITY'S SHARE	151,771
SAND RINK REFRIGERATION REPAIRS	21,907
HVAC AIR EXCHANGE	19,530
ZAMBONI ROOM CEILING	<u>31,907</u>
TOTAL	225,115

BLEACHER PAINT REPAIRS OF \$30,000 ARE NOT INCLUDED IN COST ESTIMATE. THEY WILL BE COVERED BY REMAINING FUNDS FROM PRIOR APPROPRIATIONS AND ANTICIPATED CREDITS FROM UNPAID INVOICES FOR PAINTING, REDUCED FLOORING COSTS AND OTHER CREDITS DUE FROM ENERGIE INNOVATIONS.



29

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

Re: **Tax Credit for Elderly Homeowners**

The Common Council met as a committee of the whole on October 29, 2001 following a public hearing in the Common Council Chambers.

Mr. Levy made a motion to recommend adoption of the Ordinance as proposed. Seconded by Mr. Gogliettino.

Mrs. Saracino asked about the impact on budget revenue. Mr. Setaro said it would cost \$151,000. The changes will be from \$300 to \$450 for singles; from \$400 to \$600 for married couples and adding \$2,000 to eligibility.

Motion carried unanimously.

Respectfully submitted,


THOMAS ARCONTI, Chairman

COPY SHOWING DELETIONS AND NEW LANGUAGE

THAT Subsection 18-12(b) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 18-12. Tax credit for elderly homeowners.

(b) Any person who owns real property in the City of Danbury or is liable for the payment of taxes thereon, pursuant to Section 12-48 of the Connecticut General Statutes, and who occupies the property as a principal residence shall be entitled to a credit of up to ~~three~~ FOUR hundred AND FIFTY dollars (~~\$300.00~~ 450.00), if single, or to a credit of up to ~~four~~ SIX hundred dollars (~~\$400.00~~ 600.00), if married, on the real estate tax bill, provided the following conditions are complied with:

- (1) a. Such person is sixty-five (65) years of age or over at the close of the previous calendar year, or his or her spouse is sixty-five (65) years of age or over at the close of the previous calendar year and resides with such person, or such person is sixty (60) years of age or over and the surviving spouse of a taxpayer qualified for tax credit under this section at the time of his or her death; or
b. Such person is under age sixty-five (65) and eligible in accordance with applicable federal regulations to receive permanent total disability benefits under Social Security, or has not been engaged in employment covered by Social Security and accordingly has not qualified for benefits thereunder, but has become qualified for permanent total disability benefits under any federal, state or local government retirement or disability plan, including the Railroad Retirement Act and any government related teacher's retirement plan, in which requirements with respect to qualifications for such permanent total disability benefits are comparable to such requirements under Social Security.
- (2) Such person must have a principal residence located in Danbury and must have paid taxes in Danbury for one (1) year immediately preceding his or her receipt of tax benefits hereunder.
- (3) The property for which the credit is claimed must be the primary legal residence of such person and occupied more than one hundred eighty-three (183) days of each calendar year.
- (4) Applications must be filed with the assessor's office between February first and May fifteenth in the year following the list year with respect to which benefits are claimed hereunder, in triplicate, one (1) copy going to the taxpayer, one (1) to the tax collector and one (1) to the assessor. The applicant must reapply every two (2) years in order to continue eligibility for relief hereunder.
- (5) Such person shall not have received qualifying income during the calendar year preceding the fiscal year for which a tax benefit is claimed in excess of an amount which shall be ~~three~~ FIVE thousand dollars (~~\$3,000.00~~ 5,000.00) greater than the limits as established and adjusted pursuant to Connecticut General Statutes, subsection 12-170aa(b). For purposes hereof, "qualifying income" shall be defined to include total adjusted gross income, tax-exempt interest, realized capital gains, and

Social Security payments, as determined under the Internal Revenue Code of 1986, or any subsequent corresponding Internal Revenue Code of the United States, as from time to time amended. An application for benefits offered pursuant to state tax relief programs for elderly homeowners may be accepted by the tax assessor as an application for benefits hereunder.

- (6) No tax credits shall be given under this section to any persons who owe delinquent taxes to the City of Danbury. The applicant shall submit a certificate from the tax collector to the effect that no such delinquent taxes are owed.
- (7) No property tax relief authorized hereunder, together with any relief received by any such resident under provisions of the Connecticut General Statutes, Sections 12-129b to 12-129d, inclusive, 12-129h, and 12-170aa, shall exceed, in the aggregate, seventy-five (75) percent of the tax which would, except for said Sections 12-129b to 12-129d, inclusive, 12-129h, 12-170aa and this section, be laid against the taxpayer.

Note: New language is indicated by CAPITALIZATION COMBINED WITH UNDERLINING except that capitalization is not utilized for the letters in parentheses which indicate subsections.

Deleted language is indicated by ~~strikeouts~~.



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

November 8, 2001

Be it ordained by the Common Council of the City of Danbury:

THAT Subsection 18-12(b) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 18-12. Tax credit for elderly homeowners.

(b) Any person who owns real property in the City of Danbury or is liable for the payment of taxes thereon, pursuant to Section 12-48 of the Connecticut General Statutes, and who occupies the property as a principal residence shall be entitled to a credit of up to four hundred and fifty dollars (\$450.00), if single, or to a credit of up to six hundred dollars (\$600.00), if married, on the real estate tax bill, provided the following conditions are complied with:

- (1) a. Such person is sixty-five (65) years of age or over at the close of the previous calendar year, or his or her spouse is sixty-five (65) years of age or over at the close of the previous calendar year and resides with such person, or such person is sixty (60) years of age or over and the surviving spouse of a taxpayer qualified for tax credit under this section at the time of his or her death; or
b. Such person is under age sixty-five (65) and eligible in accordance with applicable federal regulations to receive permanent total disability benefits under Social Security, or has not been engaged in employment covered by Social Security and accordingly has not qualified for benefits thereunder, but has become qualified for permanent total disability benefits under any federal, state or local government retirement or disability plan, including the Railroad Retirement Act and any government related teacher's retirement plan, in which requirements with respect to qualifications for such permanent total disability benefits are comparable to such requirements under Social Security.
- (2) Such person must have a principal residence located in Danbury and must have paid taxes in Danbury for one (1) year immediately preceding his or her receipt of tax benefits hereunder.
- (3) The property for which the credit is claimed must be the primary legal residence of such person and occupied more than one hundred eighty-three (183) days of each calendar year.
- (4) Applications must be filed with the assessor's office between February first and May fifteenth in the year following the list year with respect to which benefits are claimed hereunder, in triplicate, one (1) copy going to the taxpayer, one (1) to the tax collector and one (1) to the assessor. The applicant must reapply every two (2) years in order to continue eligibility for relief hereunder.
- (5) Such person shall not have received qualifying income during the calendar year preceding the fiscal year for which a tax benefit is claimed in excess of an amount which shall be five thousand dollars (\$5,000.00) greater than the limits as established and adjusted pursuant to Connecticut General Statutes, subsection 12-170aa(b). For purposes hereof, "qualifying income" shall be defined to include total adjusted gross income, tax-exempt interest, realized capital gains, and Social Security payments, as determined under the Internal Revenue Code of 1986, or any subsequent corresponding Internal Revenue Code of the United



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

Be it ordained by the Common Council of the City of Danbury:

States, as from time to time amended. An application for benefits offered pursuant to state tax relief programs for elderly homeowners may be accepted by the tax assessor as an application for benefits hereunder.

- (6) No tax credits shall be given under this section to any persons who owe delinquent taxes to the City of Danbury. The applicant shall submit a certificate from the tax collector to the effect that no such delinquent taxes are owed.
- (7) No property tax relief authorized hereunder, together with any relief received by any such resident under provisions of the Connecticut General Statutes, Sections 12-129b to 12-129d, inclusive, 12-129h, and 12-170aa, shall exceed, in the aggregate, seventy-five (75) percent of the tax which would, except for said Sections 12-129b to 12-129d, inclusive, 12-129h, 12-170aa and this section, be laid against the taxpayer.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - November 8, 2001

Approved by Mayor Gene F. Eriquez - November 8, 2001

ATTEST:

Jimmetta L. Samaha
JIMMETTA L. SAMAHA
Assistant City Clerk



30

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

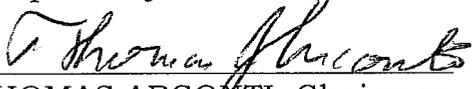
Re: **Tobacco Vending Machine Ordinance**

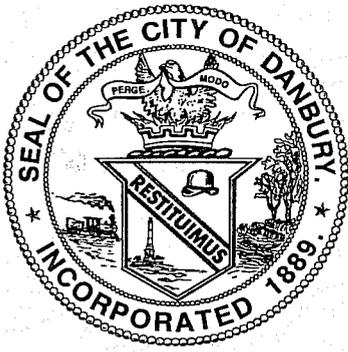
The Common Council met as a committee of the whole immediately following a public hearing on October 29, 2001 in City Hall.

Mr. Saadi made a motion to recommend adoption of the ordinance. Seconded by Michael Moore. Mr. Scalzo stated that he would like to see items 2-9 deleted because they state statistics and statistics change over time. Mr. Saadi offered the deletion of items 2-9 as a friendly amendment.

Motion, as amended, carried with Council Members Martin Moore and Mary Saracino voting in the negative.

Respectfully submitted,


THOMAS ARCONTI, Chairman



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

November 8, 2001

Be it ordained by the Common Council of the City of Danbury:

THAT the Code of Ordinances of Danbury, Connecticut is hereby amended by adding a section, to be numbered 12-30, which section shall read as follows:

Sec. 12-30 TOBACCO VENDING MACHINE ORDINANCE

(a) The City of Danbury finds that:

(1) Sections 53-344 and 53-344a of the Connecticut General Statutes make it unlawful for any person engaged in the manufacture or sale of cigarettes to sell, barter, give or deliver cigarettes to any individual under the age of 18 years; and

(2) Section §12-289a(h) of the Connecticut General Statutes authorizes a town or municipality to ban or significantly restrict the placement of vending machines for cigarettes.

(b) No person shall dispense, or cause to be dispensed, cigarettes from vending machines, except restricted vending machines, at any location within the City of Danbury. A cigarette vending machine as defined in Section 12-285 of the Connecticut General Statutes means a machine used for the purpose of automatically merchandising packaged cigarettes through the insertion of the proper amount of coins therein by the purchaser, but does not mean a restricted vending machine. A restricted vending machine as defined in Section 12-285 of the Connecticut General Statutes means a machine used for the dispensing of packaged cigarettes which automatically deactivates after each individual sale, cannot be left operable after a sale and requires, prior to each individual sale, a face-to-face interaction or display of identification between an employee of the area, facility or business where such machine is located and the purchaser.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and section 3-10 of the Charter of the City of Danbury.

Adopted by the Common Council - November 8, 2001
Approved by Mayor Gene F. Eriquez - November 8, 2001

ATTEST: Jimmetta L. Samaha
JIMMETTA L. SAMAHA
Assistant City Clerk



31

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

Re: **Final Sewer Assessments - Germantown Area**

The Common Council met as a committee of the whole at 7:20 P.M. on October 29, 2001 in the Common Council Chambers in City Hall.

Mr. Buckley explained the sewer assessment process and the process by which this petition came before the Common Council. The Director of Finance Dominic Setaro explained the payment methods available.

Mr. Levy made a motion to recommend adoption of the proposed final sewer assessments in the Germantown area, in accordance with the assessed 19 year payment method. Seconded by Mr. Gallagher. Motion carried unanimously.

Respectfully submitted,


THOMAS ARCONTI, Chairman



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury caused a sewer line to be installed known as the Germantown Area Sanitary Sewer; and

WHEREAS, the General Statutes of the State of Connecticut require that assessments be made against property owners who benefit from said line; and

WHEREAS, the Common Council has determined the amount of said assessments, after public hearing, all according to law; and

WHEREAS, the Connecticut General Statutes Section 7-253 authorizes the installment payment of assessments levied as the result of benefits derived from the installation of sewerage systems; and

WHEREAS, said installment method of payment is deemed to be in the best interests of the City.

NOW, THEREFORE BE IT RESOLVED THAT the Assessment of Benefits fixed herein shall be due and payable on or before January 1, 2002, provided, however, that said assessments may be paid in installments in accordance herewith; and

BE IT FURTHER RESOLVED THAT the Tax Collector of the City of Danbury is hereby directed to file the appropriate Certificates of Notice of Installment Payment of Assessment of Benefits in the Land Records of the City of Danbury; and

BE IT FURTHER RESOLVED THAT the following provisions shall apply to installments of sewer benefit assessments in connection with the Germantown Area Sanitary Sewer:

1. The payment of any benefits by installments hereunder shall be in not more than nineteen (19) equal annual payments.
2. The minimum annual installment payment shall be ONE HUNDRED TWENTY SIX (\$126.00) DOLLARS.
3. The interest on any deferred payments hereunder shall be due at a rate per annum of 4.85 percent. Any person may pay any installment for which he is liable at any time prior to the due date thereof and no interest on any such installment shall be charged beyond the date of such payment.
4. The Town Clerk shall record on the Land Records of the City of Danbury a certificate signed by the Tax Collector of said City in a form substantially as follows:



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

CERTIFICATE OF NOTICE OF INSTALLMENT PAYMENT OF ASSESSMENT OF BENEFITS

The undersigned Tax Collector of the City of Danbury in the County of Fairfield, State of Connecticut, hereby certifies from the date hereof an installment payment plan is in effect for payment of an assessment of benefits for the installation of a sewage system, in favor of the City of Danbury, upon real property situated in said City, which real property is more fully described in the City Land Records in:

Vol. _____ Page _____

The notice of such assessment of sewage benefits herein certified is to _____ (owner of property), the principal of which is \$ _____ due to said City of Danbury, together with legal interest fees and charges thereon assessed on January 1, 2002, in the name of _____, and the same becomes due on January _____ and may be paid in annual installment payments of \$126.00 each plus interest at the rate of 4.85 percent on the unpaid balance and continuing to _____.

This certificate is filed pursuant to Section 7-253 of the General Statutes, as amended.

The property assessed is:

Lot _____

Street _____

Item No. _____

Tax Collector

Received _____

At _____ m.

Recorded in the Danbury Land Records

Vol. _____ Page _____

Town Clerk

AND BE IT FURTHER RESOLVED THAT the Assessments of Benefits by virtue of the construction of the sewer project are hereby fixed as follows:

(list attached)



CITY OF DANBURY

32

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

RE: **Request for Sewer Extension on Moran Avenue**

The Common Council Committee appointed to review the request for sewer extension on Moran Avenue met on October 17, 2001 at 7:57 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Manny Furtado and Michael Moore. Mary Saracino was absent. Also in attendance was Director of Public Works William Buckley.

Mr. Buckley gave a review of the request. He wrote to the Common Council in July recommending approval of the sewer line on Moran Avenue. The house is actually on Forest Avenue but the line would come in on Moran Avenue. He recommends approval of the sewer extension subject to the standard eight steps.

Michael Moore made a motion to recommend approval of the sewer extension subject to the standard eight steps. Seconded by Manny Furtado. Motion carried unanimously.

Respectfully submitted,

MANNY FURTADO, Chairman

Michael Moore

MICHAEL MOORE

Mary Saracino

MARY SARACINO



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

Re: **Request for Sewer and Water Extensions - Mountainview Terrace**

The Common Council Committee appointed to review the request for sewer and water extensions met on October 2, 2001 at 7:25 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Tom Saadi and John Esposito. Martin Moore was absent. Also in attendance was Director of Public Works William Buckley.

Mr. Buckley stated that the petitioner had withdrawn the application.

John Esposito made a motion to take no action at this time. Seconded by Mr. Saadi. Motion carried unanimously.

Respectfully submitted,


THOMAS SAADI, Chairman


JOHN ESPOSITO


MARTIN MOORE



34

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

Re: Plan of Conservation and Development

The Common Council met as a committee of the whole at 8:35 P.M. on October 29, 2001 in the Common Council Chambers. In attendance were Levy, Scalzo, Smith, Saadi, Shuler, Arconti, John Esposito, Abrantes, Gallagher, Michael Moore, Martin Moore and Saracino. Absent were McAllister, Buzaid, Dean Esposito, Machado, David Furtado, Pascuzzi, Basso, Manny Furtado and Gogliettino.

Ms. Saracino made a motion to endorse the Plan of Conservation and Development and forward comments of the Common Council to the Planning Commission. Seconded by Mr. Gallagher. Motion carried unanimously.

Meeting adjourned at 8:40 P.M.

Respectfully submitted,


THOMAS ARCONTI, Chair



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DENNIS I. ELPERN
DIRECTOR OF PLANNING

(203) 797-4525
(203) 797-4586 (FAX)

October 12, 2001

To: Mayor Gene F. Enriquez
Members of Common Council

From: Dennis I. Elpern
Director of Planning

Re: Plan of Conservation & Development
Common Council Review and Comment

I have attached comments given at the public hearing held August 28, 2001 and meetings of the Committee of the Whole held August 28 and September 27, 2001 and have included our responses. This may assist you during your further discussions at the October 29, 2001 meeting.

The Planning Commission is asking for your review and comment on the proposed Plan of Conservation & Development. This may include a positive referral for the entire Plan or it may also include specific recommendations for changes. In the latter case, the Commission may accept your recommendation or override with a two-thirds vote.

There are several factors that should be reiterated.

- A Plan recommendation requiring capital funding does not obligate Council to approve future budgetary items. The budgetary process remains intact.
- Recommended zoning amendments do not automatically amend the Zoning Regulations. They must still go through the review and approval process.

That being said, it should be recognized that the Plan includes intended actions designed to guide and coordinate municipal decision making on public matters affecting the future development of the City. It is more than a wish list and provides, through the Action Plan, for a mechanism for its implementation over time.

c: Robin Edwards



**PLAN of CONSERVATION & DEVELOPMENT
COMMON COUNCIL REVIEW & COMMENTS
Committee of the Whole**

MEETING OF AUGUST 28, 2001

Committee of the Whole: Members present included Levy, Scalzo, McAllister, Smith, Saadi, Shuler, D. Furtado, Arconti, Abrantes, Basso, M. Furtado, Gallagher, Gogliettino, Michael Moore, Saracino.

The Public Hearing convened at 7:42 p.m. Public comments and our responses are as follows.

1. Only combine the Planning and Zoning Commissions if they are elected officials. There was a concern that too much power would be placed in the Mayor's hands.

Comment: This is certainly possible. Combination of the two commissions would require a Charter change. Details of such a change would be developed by a Charter Revision Commission (e.g. appointed vs. elected, number of members, terms). Common Council reviews and approves any change before it goes to a public referendum.

2. Limits on sign regulations are a good thing.

Comment: Agreed. One of the recommendations under "Land Development" specifically states: "Improve regulations to better control the unnecessary proliferation and poor design of signs."

3. A regional plan is needed to contribute to the affordable housing inventory. Other towns have to take an active part and contribute to this program.

Comment: Agreed. One of the recommendations under "State and Regional Planning" specifically states: "Promote a regional strategy for all towns to provide for housing choice based on regional demand."

The Plan also recommends the following: "Promote through area legislators amendments to the Connecticut Statutes, as specified herein." Among those amendments are the following:

- a. require that each town's zoning regulations provide for housing choice, including low and moderate income housing.
- b. require that each town's Plan of Conservation & Development include plans that would provide for housing choice based on regional need.
- c. require that regional plans (i.e. HVCEO) include a plan that determines future demands in housing choice, and each municipality's fair share to accommodate those needs, *distributed in such a manner that discourages the continued concentration of multi-family housing in any one municipality.* The idea here is to encourage dispersal and discourage the development of inner City ghettos.

4. It is currently too easy for zone changes to be made.

Comment: Two recommendations from "Land Development" apply. 1. "Amend the land use regulations of the City to be consistent with the Plan of Conservation and Development..." to prevent uncoordinated development. 2. "Support amendments to the C.G.S. to require zoning regulations be in accordance with the Plan of Conservation and Development." The effort to ensure that zoning

amendments only be allowed if they were in accordance with the Plan would be greatly facilitated if the Planning and Zoning Commission were combined.

5. Retain the IL-40 zone for manufacturing as a balance to our business community.

Comment: Agreed. Under "Land Development" is the recommendation to "Maintain the supply of land zoned for light industrial and corporate office use..." This recommendation is repeated under the "Economic Development" section.

6. The Action Plan should give priority to open space.

Comment: The Action Plan is not part of the Plan of Conservation & Development. However, elected officials and the Planning Commission should take note. There is a discussion on priority setting on pg. six of the "Introduction" at the beginning of the book.

The Plan of Conservation & Development contains many recommendations on expanding the amount of public open space.

7. Section 5, Environmental Protection, was well developed.

No comment.

8. Section 8, Parks & Open Space, was well developed.

No comment.

9. There was concern about changing some of the CBD zoned areas behind Main Street on the Plan Map.

Comment: I have offered to meet with those expressing this concern to determine specific areas for change.

10. There are questions about the Planned Unit Development concept. There was a real concern about this kind of development taking place in the Great Plain area.

Comment: PUDs are not new – we just haven't seen one in Danbury. They are discussed on page III.1.7 under "Land Development" in III. Planning Studies. The recommendation on PUDs reads "Consider the creation of a planned unit development zoning district as a floating zone in Urban Development Areas that allows neo-traditional development, as specified herein." The Urban Development Area does not include the Great Plain neighborhood (see Fig. 1.2, pg. III.1.20).

11. The protection of wildlife, woodlands and hillsides should be a priority.

Comment: There are a number of recommendations that address these concerns.

- a. "Continue controls on clearcutting within regulated areas of the Inland Wetlands and Watercourses Regulations."
- b. "Encourage the state to enable municipalities to adopt regulations to protect major woodlands from unnecessary and indiscriminate clearcutting."
- c. "Require submission of a tree plan as part of a site plan, indicating trees to be removed on hillsides and measures proposed to control erosion, as permitted by law."
- d. "Investigate methods of encouraging the preservation of wildlife habitat."

- e. "Review the zoning of land on steep slopes to determine if development should be limited to protect hillsides."
- f. "Consider an overlay zoning district to protect hillsides and scenic ridgelines."

The Committee of the Whole meeting convened following the Public Hearing. Council comments and our responses are as follows.

1. Open space and parks should be scattered throughout the City, including the Great Plain area. Open space should be available to and connect with all neighborhoods.

Comment: The Plan recommends that public park and open space lands be expanded from 1,275 to 1,976 acres, a 55% increase. We also recommend a public park for the Blind Brook neighborhood. The need for more neighborhood parks requires a study in its own right. If you like, we can add a recommendation, as follows: "Prepare a Parks and Open Space Plan to evaluate existing needs and propose additional neighborhood parks to meet future demands."

2. The Airport runway zone should be protected.

Comment: The Plan has several recommendations under "Transportation."

- a. "Acquire land or easements along Miry Brook Road to improve safety at the Danbury Municipal Airport by controlling vegetation."
- b. "Avoid permitting future land development that invites land use conflicts adjacent to the Airport."
- c. Update the Airport Protection Zone regulations to conform to current airspace standards."

3. The City should provide access to public records through the Internet and a City Web site.

Comment: We couldn't agree more, but this is not an item typically included in a Plan of Conservation and Development. Our Web site could be expanded for this purpose.

4. Education issues are missing from the Plan; only facilities are discussed.

Comment: Program issues relating to education (e.g. class size, testing, curriculum) and other public services are not appropriate for this kind of Plan.

5. The Five Year Action Plan must address priorities. This is to be developed by the Mayor and the Planning Commission.

Comment: Exactly.

6. What are the benefits of combining the Planning and Zoning Commissions?

Comment: Planning for the future growth and development of the City requires, at the very least, coordinated and consistent policies from City government. We shouldn't say one thing and do another. The recommendation reads: "Combine the Planning and Zoning Commissions, as provided for by law, to enhance coordination between the land use policies of the City and the Zoning Regulations."

Discussion of this recommendation is found on pg. III.1.18 in III. Planning Studies:

Currently, the planning and zoning functions of the City are divided into two separate commissions. As a consequence, zoning practice can be easily divorced from the growth policies of the City,

including those specified in the Plan of Conservation and Development. It should be evident that undermining land use policies by enacting conflicting zoning regulations is a confusion of means with ends, a practice that threatens the long-term, coordinated development of the City. Coordination between planning and zoning can be assured by combining the Planning and Zoning Commissions.

7. We should pay attention to the watershed protection areas.

Comment: We do. There are seven recommendations under "Environmental Protection" dealing with public water supply watersheds and aquifers.

8. Section 9, Public Facilities & Utilities, needs to have cost estimates for the Action Plan.

Comment: Agreed. And they will.

9. We should take into consideration the development of outlying towns when addressing our infrastructure needs and improvements.

Comment: This is a good point. One of our recommendations under "State & Regional Planning" is to "Urge HVCEO to prepare a regional plan to meet the mandates of the C.G.S." Topics required include land use, housing, principal highways and freeways, bridges, airports, parks, playgrounds, recreational areas, schools, public institutions, public utilities and such other matters as, in the opinion of the agency, shall be beneficial to the area.

10. Keep the middle school separate from the elementary school.

Comment: Presumably, this relates to the recent controversy over the closing of Roberts Avenue and the construction of a new elementary school at Broadview. Although I haven't been involved in this issue, I can only assume that the reasons for the selection of Broadview was two-fold: (1) to locate the new school as close as possible to Roberts to limit dislocations for neighborhood children and (2) to eliminate costs associated with purchasing additional land for a new school.

At any rate, the recommendation states "Construct a new elementary school on the Broadview Middle School campus." You can recommend that the Planning Commission delete the second clause of the recommendation ("...on the Broadview Middle School campus.") or otherwise modify it in some way.

11. Intra-city transportation needs must be addressed to alleviate road congestion.

Comment: There are many recommendations under "Transportation" to improve all modes of transportation, including those relating to roads, public transit, sidewalks and trails. There are also recommendations on ways of better reconciling land use and transportation planning so that we don't keep making the same mistakes over and over again.

12. There is a need for additional cluster subdivisions throughout the City.

Comment: We agree, especially in areas where clustering would preserve environmentally sensitive areas. Cluster subdivisions are permitted in our Zoning Regulations. See discussion on pg. III.1.6 under Planning Studies.

13. There is a need for affordable rental units for the elderly, singles and empty nesters.

Comment: We agree. There are a number of recommendations under "Housing"

14. We need single family homes for seniors.

Comment: There is a growing demand for a variety of housing types for seniors, including condominiums and assisted living. Zoning regulations allow for a wide variety of housing types in appropriate locations throughout the City. The Plan does not, however, recommend that the City construct elderly housing with tax dollars, though this can be added if you so desire.

15. Preserve land that is already part of our current school property for future school expansion and the preservation of a safe school environment.

Comment: This, I assume, comes out of the recent controversy regarding Engine # 25 and past efforts to use school property for other purposes (e.g. MCCA). The recommendation states: "Construct a new facility for Engine Company # 25 on the King Street school campus." This can be amended by deleting the last phase "...on the King Street school campus."

16. Have you considered the need for police satellite stations?

Comment: Yes. The Chief of Police sees no need in the foreseeable future.

Motion by Mr. McAllister to adjourn at 9:30 p.m. Seconded by Mr. Gogliettino. Motion passed unanimously.

MEETING OF SEPTEMBER 27, 2001

This was a continuation of the meeting of August 28, 2001. Members present included: Saadi, Shuler, D. Furtado, Arconti, Abrantes, Basso, M. Furtado, Gogliettino, Michael Moore, Martin Moore, Saracino. The meeting convened at 8:00 p.m. Public comments and our responses are as follows.

17. Establish a standing committee to investigate and make recommendations on the physical plant of the City, especially facility needs of the schools.

The Charter doesn't permit standing committees, only ad hoc committees (§3-13 of the Charter). Common Council can set up an ad hoc committee at any time.

18. A task force should be formed to review growth in other nearby towns.

Comment: This can be done at any time. I'm sure that Jon Chew at HVCEO would be happy to meet with you. See also our recommendations for revising the HVCEO regional plan in # 9 above.

19. We should reconcile our Plan Map with the State Map prepared by OPM.

Comment: A recommendation under State & Regional Planning states: "Reconcile differences between the City's Plan of Conservation and Development and the Location Guide Map of the *Conservation and Development Policies Plan for Connecticut*, as amended."

20. We need information on future facility needs of the schools.

Comment: The best source I was able to find was the "Long Range School Facilities Plan" prepared by the New England School Development Council in May 2000. Their findings are summarized in our Plan under "Public Facilities and Utilities."

21. We need information on the need for more firehouses.

Comment: The Fire Chief advised me that the greatest need is for additional firehouses on the West Side of town and in the King Street area. These are included in our recommendations.

22. Hearthstone Castle should not be renovated.

Comment: Our recommendation is somewhat different from that recently included in the proposed bond issue. The recommendation reads "Restore Hearthstone Castle for use as the Hearthstone Castle Nature Center." This is presented as an integral part of the proposed Tarrywile Park and Greenway, a concept that includes expansion of the Park and construction of the "Ives Trail." In its entirety, the proposal would provide future generations with an unbroken expanse of open space across Danbury and into Ridgefield. For further information, please see pg. III.8.13 and Fig. 8.2 of the Parks & Open Space section of the Planning Studies chapter.

23. Why are there no recommendations on solid waste?

Comment: I discussed this matter with Jon Chew. Jon is, as you know, quite familiar with comprehensive plans. He informed me that the issues relating to solid waste through HRRA are mainly operational in nature and thus not appropriate for inclusion in this kind of plan.

24. The impact of solid waste transfer, especially on traffic, should be evaluated.

Comment: I have been advised that traffic to the AWD site is less now than when the City operated its landfill. You may wish to contact the Director of Public Works or Robert Palmer, Director of HRRA, for more information on this matter.

Motion by Mr. Saadi at 8:42 p.m. to adjourn and reconvene by the end of October. Seconded by Mrs. Basso. Motion passed unanimously.



35

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

Re: **Façade Improvement Program**

The Common Council Committee appointed to explore a downtown façade improvement program met on February 27, 2001, September 6, 2001 and October 22, 2001. In attendance were committee members Michael Moore, John Gogliettino and Martin Moore. Mr. Gogliettino was absent at the October 22, 2001 meeting. Also in attendance at various meetings were Mayor Eriquez, Director of Finance Dominic Setaro, Director of Planning Dennis Elpern, Mark Nolan and Nancy Whitfield of CityCenter and various Council Members, ex-officio.

Michael Moore introduced a proposal to create a pool of funds that the City may offer to business or property owners in the downtown Special Services Tax District. Eligible businesses or property owners would use these funds for maintenance and capital improvements to the outside of their buildings. The City would disperse these funds either as a grant or low-interest loan.

Director of Finance Dominic Setaro stated that past efforts by the City to create a similar façade improvement program were difficult because business owners are skeptical of low-interest loans because of restrictions attached to the loans. Martin Moore asked if the proposal was to ensure a consistent design among facades in the downtown area.

Mayor Eriquez discussed at length the City's future plans for increasing business development and investment in downtown Danbury. The City is pursuing a program to offer funds for window treatments/energy efficiency.

Mr. Gogliettino stated that the first step should be a survey of the downtown business owners to determine the demand for such a program. Mr. Gogliettino made a motion to continue the committee for further study of the proposal. Seconded by Martin Moore. Motion carried unanimously.

The committee reconvened at 7:11 P.M. on September 6, 2001. Michael Moore gave an overview of the February 27th meeting. His revised approach is to focus on Danbury Main Street Historic District, giving incentives to preserve

the City's historic structures. This allows compatibility with the proposed Plan of Conservation and Development. The proposal is to offer a grant to be matched by a property owner.

Mr. Elpern noted that such a program is found as a recommendation within the proposed Plan of Conservation and Development. Any incentive program should be created in consultation with the standards established by the U. S. Department of the Interior. Application, criteria and a review process must be established. He suggested consulting with Mark Nolan who has been an advocate for such a program.

Mr. Setaro suggested that the committee consult with the Corporation Counsel. He pointed out that there is an existing ordinance that permits a tax deferral for historic preservation.

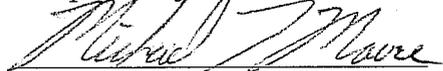
Mr. Gogliettino made a motion to continue the committee. Seconded by Martin Moore. Motion carried unanimously.

The committee reconvened for the final time on October 22, 2001. The purpose of this meeting was to get feedback from CityCenter and to set the tone and direction of the program.

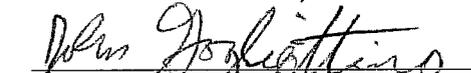
Mark Nolan stated that this program is important and multi-faceted. He spoke about concerns of downtown property owners. He said that there is a tax deferral program in place and it works well. However, no one is doing a historical façade right now. He educated the committee on various sources of funding available. Ms. Whitfield said that the last survey that CityCenter conducted did not have a 50% return rate. She said that the timing for a façade improvement program is perfect.

Martin Moore made a motion to recommend that the CityCenter Board explore and develop a Façade Improvement Program and return to the Common Council with a plan. Seconded by Michael Moore. Motion carried unanimously.

Respectfully submitted,



MICHAEL MOORE, Chairman



JOHN GOGLIETTINO



MARTIN MOORE



36

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

Re: **Reliant Aircraft Lease**

The Common Council Committee appointed to review the Reliant Aircraft Lease met on October 2, 2001 at 6:30 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Emile Buzaid and Michael Moore. Martin Moore was absent. Also in attendance were Assistant Corporation Counsel Les Pinter, Director of Finance Dom Setaro and Wayne Toher of Reliant.

Attorney Pinter outlined the new lease. The Aviation Commission approved the lease. The total acreage is 1.12. The lease is for eight years, with two five-year options. The cost is \$5,100 per year. Any structures built on the property by Reliant will be owned by Reliant, who will pay the property taxes. Upon termination of the lease, the buildings would revert to City ownership. This lease is consistent with other leases at the Airport. There will be no sub-lease or assignment unless approved by the Planning Commission. Attorney Pinter noted that the Planning Commission voted a negative recommendation, but he believes this was a scrivener's error, since backup documentation points to approval.

Mr. Buzaid stated that some members of the Caucus felt that the fee should be up to 25% higher. Mr. Setaro pointed out that this lease is higher than other tenants. Michael Moore pointed out that even though we are interested in economic growth at the Airport, we should be careful of setting precedents since many airports have been impacted since September 11th.

Mr. Buzaid stated that perhaps we should raise the increase in the option. Attorney Pinter requested that the Planning Commission be asked to clarify its recommendation.

Michael Moore made a motion to raise the option from 10% to 12% for both option periods subject to review and to recommend approval of the lease. Seconded by Mr. Buzaid and passed unanimously.

Respectfully submitted,

EMILE BUZAID, Chairman

Michael Moore

MICHAEL MOORE

Martin Moore

MARTIN MOORE

1st Amended
36
Relief Order

COMMON COUNCIL ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
WARREN LEVY		✓
HARRY SCALZO	✓	
PAUL McALLISTER	✓	
MARY SMITH	✓	
THOMAS SAADI		✓
EMILE BUZAID		✓
DEAN ESPOSITO	✓	
VALDEMIRO MACHADO	✓	
CONNIE SHULER		✓
DAVID FURTADO		✓
THOMAS ARCONTI		✓
JOHN ESPOSITO		✓
HELENA ABRANTES		✓
MICHAEL PASCUZZI		✓
PAULINE BASSO	✓	
MANNY FURTADO	✓	
MATTHEW GALLAGHER	✓	
JOHN GOGLIETTINO	✓	
MICHAEL MOORE		✓
MARTIN MOORE		✓
MARY SARACINO	9 yes	12 no

2nd #
 2nd Amendment
 # 36
 Reliant Aircraft

COMMON COUNCIL ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
WARREN LEVY	✓	
HARRY SCALZO		✓
PAUL McALLISTER	✓	
MARY SMITH		✓
THOMAS SAADI	✓	
EMILE BUZOID		✓
DEAN ESPOSITO		✓
VALDEMIRO MACHADO	✓	
CONNIE SHULER	✓	
DAVID FURTADO	✓	
THOMAS ARCONTI	✓	
JOHN ESPOSITO	✓	
HELENA ABRANTES	✓	
MICHAEL PASCUZZI		✓
PAULINE BASSO		✓
MANNY FURTADO		✓
MATTHEW GALLAGHER		✓
JOHN GOGLIETTINO	✓	
MICHAEL MOORE		✓
MARTIN MOORE	✓	
MARY SARACINO	✓	

12
 yes

9
 no

*It is
to be provided
Reliant Abstract*

COMMON COUNCIL ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
WARREN LEVY	✓	
HARRY SCALZO		✓
PAUL McALLISTER	✓	
MARY SMITH		✓
THOMAS SAADI	✓	
EMILE BUZOID		✓
DEAN ESPOSITO		✓
VALDEMIRO MACHADO	✓	
CONNIE SHULER	✓	
DAVID FURTADO	✓	
THOMAS ARCONTI	✓	
JOHN ESPOSITO	✓	
HELENA ABRANTES	✓	
MICHAEL PASCUZZI	✓	
PAULINE BASSO		✓
MANNY FURTADO		✓
MATTHEW GALLAGHER		✓
JOHN GOGLIETTINO	✓	
MICHAEL MOORE		✓
MARTIN MOORE	✓	
MARY SARACINO	✓	8

13
yes

8



37

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Gene F. Eriquez, Mayor
Members of the Common Council

Re: **Request for Sewer Extension - 15 Lakeside Road**

The Common Council Committee appointed to review the request for sewer and water extension met on October 17, 2001 at 7:05 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Scalzo, Levy and Martin Moore. Also in attendance were Director of Public Works William Buckley, the petitioners James Bassett and Patricia Deer and Council Members Basso, Michael Moore and Manny Furtado, ex-officio.

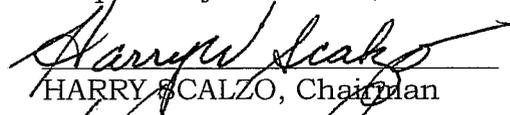
Mr. Scalzo read the positive recommendation of the Planning Commission. The petitioners said that the cost estimates they received were too high and they could not afford to do this project at this time.

Mr. Buckley stated that some time ago another property owner came to the Common Council for sewer and water extension on the street and agreed to do it cooperatively with other property owners. The other property owners dropped out. A cost to Mr. Boyce was negotiated at \$10,000 for water and \$10,000 for sewer. He suggests that the petitioners pay the City \$10,000 to hook up to the sewer which the City would bring onto their lawn. Ms. Deer asked if their connection could be assessed over time. Attorney Gottschalk joined the meeting at this point and stated that the connection could be assessed over time but it would have to go to public hearing and then a vote to do the project. The cost would be assessed and paid over time.

Mr. Levy made a motion to refer this to a public hearing and the assessment process per City ordinance and State Statute at a fixed price of \$10,000. Seconded by Martin Moore. Attorney Gottschalk stated that the ordinance describes the formula to be used. Any other approach presents a risk of appeal. The committee should ask for a waiver of appeal.

Mr. Levy offered an amendment, seconded by Martin Moore, to add that the petitioners will sign a waiver of appeal. Motion to amend carried unanimously. Main motion, as amended, carried unanimously.

Respectfully submitted,


HARRY SCALZO, Chairman


WARREN LEVY


MARTIN MOORE



38

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

Re: **Snow Plowing Problem on Grace Street**

The Common Council Committee appointed to review a problem with snow plowing on Grace Street met on October 17, 2001 at 8:05 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Levy, Scalzo and Basso. Also in attendance were Director of Public Works Bill Buckley, Corporation Counsel Eric Gottschalk and residents of Grace Street Peg and Al Bishop and Cindy Winch.

Mr. Levy stated that last winter there had been some difficulty with plowing Grace Street. The road is a non-conforming, dead-end road. The situation became tense and the purpose of this meeting is to head off a similar situation developing this winter.

Mr. Buckley stated that road is a cul-de-sac and is difficult to plow. Mrs. Bishop said that the driver jumped out of his truck and confronted Mr. Bishop. Mr. Bishop gave his account of the incident that led to this complaint. Mrs. Winch gave an account the problem with gravel on her lawn and to verify Mr. and Mrs. Bishop's complaint. Mr. Buckley stated that he had gone to look at Ms. Winch's lawn and the plow had gone onto the lawn for a considerable distance to push the snow back. Mr. Scalzo asked if it was a City crew of a sub-contractor. Mr. Buckley stated that it was a sub-contractor. He has spoke to all sub-contractors and instructed them not to be confrontational.

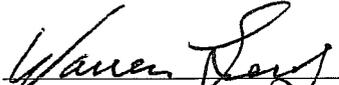
Mrs. Basso asked about the rules concerning complaints regarding sub-contractors. Are drivers taken off the route when there is a complaint? Mr. Buckley stated that we could discharge an employee or a sub-contractor. He has directed public works to stay off Grace Street. Mr. Levy stated that there is no doubt that there were difficulties. We must address this problem and watch over this road this winter.

Attorney Gottschalk stated that he is concerned about the roles of the legislative branch and the executive branch. He is sympathetic to the petitioners, but he is concerned about the Common Council directing

departments on issues that are executive in nature. The solution should be framed in the terms of a recommendation.

Mr. Scalzo made a motion to recommend that the Director of Public Works stay abreast of the situation on Grace Street so that the problem does not reoccur. Seconded by Mrs. Basso. Motion carried unanimously.

Respectfully submitted,


WARREN LEVY, Chairman


HARRY SCALZO

PAULINE BASSO



39

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

Re: Request for Funds for the Library

The Common Council Committee appointed to review the request for funds for the Library met on October 18, 2001 at 7:07 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Buzaid, Gogliettino and Saracino. Also in attendance were Library Director Betsy McDonough and Director of Finance Dominic Setaro.

Mr. Buzaid asked for an explanation of the request. Ms. McDonough stated that in the 1996 fire all adult books and audio visual materials were destroyed. They received a general insurance settlement to replenish the inventory. Since then they have been able to use the fire money to supplement City funds. During this year's budget discussions she informed the committee that the fire money would no longer be sufficient to supplement City funds. By the end of December all fire money will have been expended. She reduced her original budget request by 10%. Mr. Setaro suggested using funds available due to a full time vacancy for books. This still leaves a gap of \$66,000. Mr. Gogliettino asked if this would be sufficient through June 30, 2002. Ms. McDonough said it would.

Mr. Setaro stated that the contingency account now stands at \$201,000, of which \$60,000 has been earmarked for legal expenses. This leaves \$141,000 for all other expenses. He would not recommend appropriating this money from the contingency account. Ms. McDonough stated that the library now gives \$2,800 per month from fines to the general fund. Would it be possible to use this money for books? Mr. Setaro stated that this sum has been budgeted to revenues. If it exceeds that amount, the excess could be used. Mrs. Saracino asked if there are any other revenues not already earmarked. Mr. Setaro stated that excess state revenue funds have already been used. After the contingency has been depleted, they will have to go to various departments. If the audit turns out favorably there may be something there.

Mrs. Saracino asked if no funds were budgeted because of the insurance funds. Ms. McDonough stated that she asked for \$135,000. During the review

of her budget, the Mayor determined that the insurance money would be sufficient.

Mrs. Saracino made a motion to take no action at this time, but to have the request resubmitted when there is a better handle on the contingency fund. Seconded by Mr. Gogliettino. Motion carried unanimously.

Respectfully submitted,



EMILE BUZAIID, Chairman



JOHN GOGLIETTINO

MARY SARACINO



40

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

November 8, 2001

Mayor Gene F. Eriquez
Members of the Common Council

Re: **Review of the Office of Civil Preparedness**

The Common Council Committee appointed to review the Office of Civil Preparedness met on October 23, 2001 in the Third Floor Caucus Room in City Hall. In attendance were committee members John Esposito, Pascuzzi and Saracino. Also in attendance were Police Chief Robert Paquette, Fire Chief Carmen Oliver, Director of Civil Preparedness Paul Estefan, Coordinator of Environmental Services Jack Kozuchowski and Council Members Basso, Levy, Saadi and Scalzo, ex-officio.

Mr. Esposito stated that the purpose of this committee meeting was to assure the public that the Office of Civil Preparedness has a plan and it is being implemented. He asked Mr. Estefan for his assessment.

Mr. Estefan stated that he took a course in bioterrorism and learned to identify symptoms. He sent a template to nursing homes and day care centers. They now know how the situation should be handled and who to call. The Health Department has a protocol for response. The Mayor has authorized the Fire Department to go out to bid on a frequency, which has a digital reverse 911. This will allow the Police and Fire Departments to contact people to inform them to evacuate or to stay in their homes.

Mr. Esposito asked for information on the structure of Civil Preparedness. Mr. Estefan stated that the office is located in the basement of City Hall. There are 12 telephone lines installed. Chief Paquette has sent a team to the FBI Command Center to learn how to best upgrade the operations. There are working ham operators also. Mr. Esposito asked how a "blackout" would be handled. Mr. Estefan said he would first go to the "war room" at CL & P in Newtown. He would identify the elderly centers and areas where there are medical needs. He would brief the Mayor and the Fire Department. He would next identify if trees and/or wires were down.

Mr. Esposito asked the Fire Chief for his assessment. Chief Oliver said that they have had two courses in bioterrorism, as well as courses in weaponry and mass destruction. The response to bioterrorism would be the same used

for a level three hazmat episode. He would notify the DEP, the Health Department and the Office of Civil Preparedness. There are critical needs in the emergency operations center. They now rely on cell phones. Communication between departments is critical. The radio and dispatch equipment is outdated. There are no fixed repeaters. You must be near a vehicle to get a signal back to the station. Dispatch centers need to be coordinated.

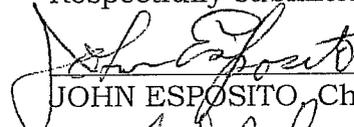
Mr. Esposito asked the Police Chief for his assessment. Chief Paquette said the main concern is acts of violence. The Mayor has asked for safety surveys for all City departments. When the surveys have been completed he will be able to report on recommendations. There have been no credible anthrax threats in Connecticut. The Mayor has asked him for a proposal for the emergency operations center. All previous emergencies have been run out of the Mayor's conference room. This is unacceptable. The office downstairs is inoperable. It will take a good amount of effort to get this center up and running. It requires furniture, faxes, computers, telephones, etc.

Mr. Esposito asked Mr. Kozuchowski for his assessment. Mr. Kozuchowski said that he has had a request from the Mayor for an update to the Community Emergency Response Plan. The update was completed on October 11th. He is unable to address bioterrorism so quickly. A new section will be completed in six months, but an interim plan will be adopted this week. He is learning as he goes along.

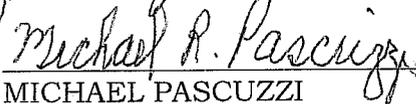
Ms. Saracino asked about costs of these needs. Mr. Estefan stated that the reverse 911 system is approximately \$30,000. Chief Paquette stated that since September 11th he has exhausted his overtime account. The cost of updating the emergency operations center would be at least \$250,000. Ms. Saracino stated that these items should have priority. There were additional questions from ex-officio Council Members.

Ms. Saracino made a motion to accept the reports given at this meeting and refer this issue to the new administration and Common Council as a committee of the whole. Seconded by Mr. Pascuzzi. Motion carried unanimously.

Respectfully submitted,



JOHN ESPOSITO, Chairman



MICHAEL PASCUZZI

MARY SARACINO



CITY OF DANBURY
DEPARTMENT OF WELFARE & SOCIAL SERVICES

TELEPHONE
(203) 797-4569

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

FACSIMILE
(203) 797-4566

Gene F. Eriquez, Mayor
City of Danbury
Danbury, Connecticut 06810

Dear Mayor Eriquez:

Donna Shaheen has been speaking with a few area Churches about the need for housing options for homeless teens. Sacred Heart Church has expressed interest in a few aspects of this major social issue.

The parish owns a home on 11-13 Clark Street. They have told Donna that they may be willing to sell it to the City for use as a shelter or group living situation for this population.

Obviously many more details are needed but it may be advantageous to have the discussion begin at the Council level at this time. Please ask the Council to consider this matter.

Thanking you and the council for your continued interest in this matter.

Sincerely,

Deborah MacKenzie
Director of Welfare &
Social Services



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810
OFFICE OF THE CORPORATION COUNSEL

November 1, 2001

PLEASE REPLY TO:

DANBURY, CT 06810

Hon. Mayor Gene F. Eriquez
Hon. Members of the Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Re: MILL PLAIN SWAMP
Open Space Land Transfer/ Renewal of Authority

Dear Mayor and Council:

The attached, revised resolution re-authorizes your approval to accept a grant from the State of Connecticut DEP for the purchase of approximately 35 acres of Still River Watershed land. When you approved the original resolution, the grant amount was anticipated to total \$127,500.00. The grant total after appraisal and establishment of price is \$108,000.00. The total transfer price is \$250,000.00, the difference being made up through non-grant funding.

Your approval of the resolution will permit the Mayor to execute the Open Space and watershed Land Acquisition Grant Agreement and conclude the financial components of this transaction.

Please do not hesitate to contact us in the event you have any questions.

Very truly yours,

Laszlo L. Pinter,
Assistant Corporation Counsel

Attachment

cc: Eric L. Gottschalk, Corporation Counsel
Dominic A. Setaro, Jr., Director of Finance
Jack Kozuchowski, Coordinator of Environmental Health

Llp/openspace2



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Environmental Services has made available a grant for the purposes of purchasing open space land; and

WHEREAS, the Health and Housing Department of the City of Danbury, after approval by the Common Council, applied for a grant to purchase land known as Mill Plain Swamp; and

WHEREAS, pursuant to the Open Space and Watershed Land Acquisition Program, the City of Danbury was approved to receive a grant for said purchase; and

WHEREAS, said purchase was consummated on February 2, 2000 for the consideration of \$250,000.00; and

WHEREAS, in order to conclude the financial components of the transaction, the City of Danbury must execute a Grant Agreement with the State of Connecticut authorizing a grant amount of \$108,000.00 to be provided to the City of Danbury for these purposes.

NOW, THEREFORE, BE IT RESOLVED THAT Mayor Gene F. Eriquez, having been elected as Mayor on December 1, 1999 and continuing his term through November 30, 2001 and being authorized to enter into agreements and contracts on behalf of the City of Danbury, be and hereby is authorized to execute an OPEN SPACE AND WATERSHED LAND ACQUISITION GRANT AGREEMENT-CITY OF DANBURY MILL PLAIN SWAMP PROPERTY OSWA-35 with the State of Connecticut for financial assistance to acquire and manage open space land pursuant to Section 7-131d of the Connecticut General Statutes.