

SPECIAL COMMON COUNCIL MEETING

MAY 12, 1997

Meeting to be called to order at 7:30 P.M. by Mayor Eriquez

PLEDGE OF ALLEGIANCE
PRAYER

ROLL CALL

Scalzo, Abrantes, McAllister, Arconti, Coladarci, Boynton, Buzaid, Valeri, Machado, Shuler, Setaro, Esposito, Levy, Charles, Gomez, Basso, Butera, Fox, Gallagher, Nolan, Mead

20 Present 1 Absent

NOTICE OF THE SPECIAL MEETING - There will be a Special Meeting of the Common Council of the City of Danbury in the Common Council Chambers in City Hall to act upon the items listed below.

PUBLIC SPEAKING

- 1 ORDINANCE & RESOLUTION - An Ordinance Making Appropriations for the Fiscal Year beginning July 1, 1997 and ending June 30, 1998 and a Resolution Levying the Property Tax for the Fiscal Year Beginning July 1, 1997 and Ending June 30, 1998.
 - a. General Government I Budget Committee
 - b. General Government II Budget Committee
 - c. Education Budget Committee
 - d. Public Works Budget Committee
 - e. Public Health & Safety Committee
- 2 ORDINANCE - An Ordinance Appropriating \$500,000 for Public Improvements in the 1997-98 Capital Budget and Authorizing the Issuance of \$500,000 Bonds and Bond Anticipation Notes of the City to Meet said Appropriation
- 3 REPORT & ORDINANCE - Bond Authorization Alternative Landfill Closure
- 4 REPORT & RESOLUTION - Bond Proceeds Repayment
- 5 REPORT - Sale of Tax Liens
- 6 RESOLUTION - CDBG 23rd Year Application
- 7 COMMUNICATION - Appointment to the Environmental Impact Commission
- 8 COMMUNICATION - Appointment to the Planning Commission as Alternate
- 9 COMMUNICATION - Appointment to Richter Park Authority
- 10 COMMUNICATION - Request for Funds for Legal Notices Account
- 11 COMMUNICATION - Donation from the Rotary Club for the Rogers Park Restoration Project
- 12 COMMUNICATION - Planning Commission Report regarding Property Acquisition-156 Deer Hill Avenue

13 COMMUNICATION & RESOLUTION - Property Acquisition of Lazy Creek Mills, LLC

14 COMMUNICATION - Planning Commission Report regarding donation of property at 22 Padanaram Road

15 COMMUNICATION - Planning Commission Report regarding Property Acquisition at 158 Main Street

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

CITY OF DANBURY

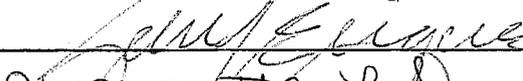
To: Members of the Common Council

A special meeting of the Common Council _____ of the City of Danbury will be held on the 12th day of May 19 97 at 7:30 o'clock p.m., at the City Hall in said Danbury.

For the purpose of

1. ORDINANCE & RESOLUTION - An Ordinance Making Appropriations for the fiscal year beginning July 1, 1997 and ending June 30, 1998 and a Resolution Levying the Property Tax for the Fiscal Year Beginning July 1, 1997 and ending June 30, 1998.
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 - b. General Government II Budget Committee
 - c. Education Budget Committee
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14. COMMUNICATION - Planning Commission Report regarding Donation of Property at 22 Padanaram Road
15. COMMUNICATION - Planning Commission Report regarding Property Acquisition at 158 Main Street

Dated at Danbury, this 8th day of May 19 97


 _____ Mayor

 _____ Clerk

To the sheriff or any policeman of the City of Danbury:

You are hereby required to notify the above named member _____ of the Common Council of the City of Danbury of the special meeting of said board by leaving with or at the usual place of abode or place of business of such member not less than 24 hours before the hour specified for said meeting, a notice in form annexed, and to make due return thereof at the time of said meeting.


 _____ Mayor

*Notary Public
Council
700, 150
Mayor Salary
in memo
May 12-97*

COMMON COUNCIL - ROLL CALL

NAME

YES

NO

HARRY W. SCALZO

✓

HELENA ABRANTES

✓

PAUL McALLISTER

✓

THOMAS ARCONTI

✓

EILEEN COLADARCI

ERNEST BOYNTON

✓

EMILE BUZOID

✓

THOMAS VALERI

✓

VALDEMIRO MACHADO

✓

CONNIE SHULER

✓

CHRISTOPHER SETARO

✓

JOHN ESPOSITO

✓

WARREN LEVY

✓

LOUIS CHARLES

✓

ROBERTO GOMEZ

✓

PAULINE BASSO

✓

JANET BUTERA

✓

MARCIA FOX

✓

MATTHEW GALLAGHER

✓

ALBERT MEAD, JR.

✓

VINCENT NOLAN

abs.

8 yes

1 no

Recinced
May 12 97

COMMON COUNCIL - ROLL CALL

NAME

YES

NO

HARRY W. SCALZO

✓

HELENA ABRANTES

✓

PAUL McALLISTER

✓

THOMAS ARCONTI

✓

EILEEN COLADARCI

✓

ERNEST BOYNTON

✓

EMILE BUZAID

✓

THOMAS VALERI

✓

VALDEMIRO MACHADO

✓

CONNIE SHULER

✓

CHRISTOPHER SETARO

✓

JOHN ESPOSITO

✓

WARREN LEVY

✓

LOUIS CHARLES

✓

ROBERTO GOMEZ

✓

PAULINE BASSO

✓

JANET BUTERA

✓

MARCIA FOX

✓

MATTHEW GALLAGHER

✓

ALBERT MEAD, JR.

✓

VINCENT NOLAN

✓

12 yes

8 no

H/ Budget T-Ann. Hec
May 12-1997

COMMON COUNCIL - ROLL CALL



NAME

YES

NO

HARRY W. SCALZO

✓

HELENA ABRANTES

✓

PAUL McALLISTER

✓

THOMAS ARCONTI

✓

EILEEN COLADARCI

✓

ERNEST BOYNTON

✓

EMILE BUZAID

✓

THOMAS VALERI

✓

VALDEMIRO MACHADO

✓

CONNIE SHULER

✓

CHRISTOPHER SETARO

✓

JOHN ESPOSITO

✓

WARREN LEVY

✓

LOUIS CHARLES

✓

ROBERTO GOMEZ

✓

PAULINE BASSO

✓

JANET BUTERA

✓

MARCIA FOX

✓

MATTHEW GALLAGHER

✓

ALBERT MEAD, JR.

✓

VINCENT NOLAN

✓

15 present

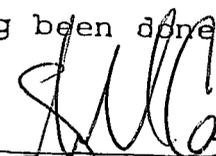
5 no

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

<u>NAME</u>	<u>TIME</u>
1. EILEEN S. COLADARCI	1937
2. THOMAS J. ARCONTI	1950
3. PAUL E. McALLISTER JR.	2002
4. HELENA M. ABRANTES	2033
5. HARRY W. SCALZO	2059
6. VINCENT P. NOLAN JR	2105
7. WARREN M. LEVY	2112
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21.	

Each Notice so served upon each member, all having been done by me on this date 5-8-97.

Attest:  #526
Police Officer of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

	<u>NAME</u>	<u>TIME</u>
1.	<i>[Signature]</i> GOMEZ	8:17
2.	<i>[Signature]</i> BASSO GOMEZ	8:20
3.	<i>[Signature]</i> SMITH	8:28
4.	<i>[Signature]</i> L. CHARLES JR.	8:35
5.	<i>[Signature]</i> BUTERA SEN IN LAW	10:23
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21.		

Each Notice so served upon each member, all having been done by me on this date 5-10-97.

Attest: *[Signature]*
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

	<u>NAME</u>	<u>TIME</u>
1.	Emile BAZARD	6:30
2.	VALERI - (SECURED IN DOOR - E)	1837
3.	SETARO - (SECURED IN DOOR - E)	1842
4.	Murphy	1848
5.	GALLAGHER (SECURED IN DOOR - E)	1926
6.	John S. Mead	2003
7.	MACHADO (SECURED IN DOOR - E)	2103
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16.		
17.		
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19.		
20.		
21.		

Each Notice so served upon each member, all having been done by me on this date 5/8/97.

Attest: E. Miller
Policemen of the City of
Danbury



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

May 1, 1997

Honorable Mayor Gene F. Eriquez
Honorable Members of the Common Council

RE: Sale of Tax Liens

The committee appointed to review the sale of tax liens met at 6:30PM on May 1, 1997 in Room 432 in City Hall. In attendance were council members Setaro, Esposito and Levy. Mr. Mead was on vacation. Also in attendance were Director of Finance Dominic Setaro Jr. and Acting Corporation Counsel Eric Gottschalk.

The Director of Finance explained that the City had used outside counsel the past several years for purposes of foreclosure proceedings where the City held liens for delinquent real property taxes. He added that the proposal before the committee would permit a the City to assign to a private entity City tax liens for which the City would receive a payment which would be applied to the 1997/1998 budget, that the proposed 1997/1998 budget assumes a \$3 million payment, however the payment received may exceed that amount depending on the bids received, and the sale is expected to occur in July 1997. Mr. Gottschalk added that the proposal before the Council includes liens up through and including the list of October 1, 1995, that in order for additional liens to be sold this issue would be brought before the Council for review at that time and that the result of the assignment of tax liens would be greater efficiency in the Tax Collector's Office.

Mr. Levy moved to recommend to the Common Council approval and adoption of the resolution authorizing assignment of real property tax liens for grand list years up through and including the list of October 1, 1995. Seconded by Mr. Esposito and passed unanimously.

Respectfully submitted,

CHRISTOPHER SETARO, Chairman

JOHN ESPOSITO

WARREN LEVY

ALBERT MEAD



6

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

Date: May 8, 1997
To: Hon. Gene F. Eriquez
via the Common Council
From: Noreen C. Buzerak, Grants Administrator/Internal Auditor
Re: Resolution - **CDBG 23rd Year Application**

Attached is a resolution and listing of recommended funding for the 23rd Year Community Development Block Grant Program. This listing, which was approved by the Policy Committee and recommended to the Common Council, and has been reviewed by L. Wagner & Associates Inc., the Community Development Block Grant Program's consultant.

I request the attached resolution be put on the May 12th Common Council agenda.

Noreen C. Buzerak
Noreen C. Buzerak
Attach.

cc: Dominic A. Setaro, Jr.
Kimberly G. Redenz

**City of Danbury
Community Development Block Grant Program
Program Year 23 (August 1, 1997 - July 31, 1998)**

1.	Achilles Track Team (ACE) - Transportation & Equipment for Handicapped Runners	\$ 3,500.00
2.	AIDS Project of Greater Danbury - Repave Driveway and replace gutters	5,500.00
3.	Amos House - Carpeting	16,000.00
4.	Beaver Street Cooperative - Lighting, Cameras, Interior Renovations	20,000.00
5.	Cherry Street Association - Computers Work Readiness Center	15,500.00
5.	City of Danbury - CDBG Program Administration	35,000.00
6.	City of Danbury - CDBG Program Contingency	17,627.05
7.	City of Danbury - Department of Elderly Services/Van Operating Costs	10,000.00
8.	City of Danbury - Parks and Recreation/ Parks Handicapped Accessible	50,000.00
9.	City of Danbury - Planning Department/Streetscapes	250,000.00
10.	City of Danbury - Welfare Department/Homeless Shelter Operating Costs	22,184.00
11.	Housing Authority of the City of Danbury - Renovations Laurel Gardens	100,000.00
12.	Housing Authority of the City of Danbury - Repave Driveways & Walkways in Low Income Units	40,000.00
13.	Housing Authority of the City of Danbury - Furnace Women and Children Shelter	15,000.00
14.	Interfaith AIDS Ministry - Direct Care Service Providers Salary Costs	18,000.00
15.	Interfaith Early Learning Center - Dishwasher	3,600.00
16.	Regional YMCA - Van Purchase	15,000.00
17.	Scott-Fanton Museum - Roof	9,000.00
17.	Thresholds Emergency Shelter - Operating Costs	63,500.00
18.	Windows and Doors - Housing Rehabilitation Program	45,640.16
19.	WeCahr - Community Advocates Salary Costs	<u>20,500.00</u>
Total Proposed Allocation		<u>\$775,551.21</u>



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the United States Department of Housing and Urban Development has allocated funds under Title I of the Housing and Community Development Act of 1967, as amended, which authorized the Community Development Block Grant program; and

WHEREAS, it is in the best interests of the City of Danbury to apply for a grant under such Act; and

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury, is hereby authorized to make application on behalf of the City of Danbury to the United States Department of Housing and Urban Development for grant funds for the Community Development Program Year commencing August 1, 1997 through July 31, 1998 for the Twenty-Third Year Funding in accordance with all pertinent laws and regulations and the Statement of Community Development Objectives and Projected Use of Funds proposed by the Mayor's Community Development Program Policy Committee.

BE IT FURTHER RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury, is hereby authorized to execute all contracts and take all necessary actions to effectuate the purposes of this grant application.



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

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

May 12, 1997

Honorable Members of the Common Council
City of Danbury, State of Connecticut

Dear Council Members:

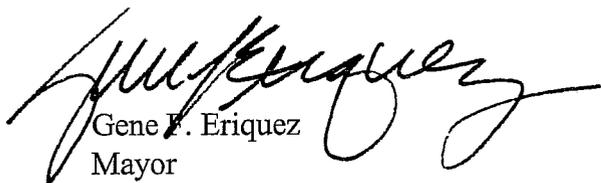
I hereby submit for your confirmation the appointment of the following individual to serve on the Environmental Impact Commission to fill the unexpired term of Michael Zotos who has resigned:

Russell Foti (D)
110 Stadley Rough Road
Danbury, CT 06810
Term to Expire: December 1, 1999

Mr. Foti is a long time Danbury resident and has previously served the City on both the Common Council from 1981 through 1985 and as Chairman of the Zoning Commission from 1985 through 1987. He is also past President of the Parent-Teacher Association at Broadview Middle School. He is employed with the State Department of Motor Vehicles.

Thank you for your consideration of this appointment.

Sincerely,



Gene F. Eriquez
Mayor

GFE:kgg



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CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

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

May 12, 1997

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I hereby submit for your confirmation, the following individual for appointment to the Planning Commission as an alternate:

Mr. John Krieger (D)
77 Chambers Road
Danbury, CT 06811
Term to Expire: January 1, 2000
Filling a vacant term

Mr. Krieger has been a Danbury resident for the past 14 years. He is employed as a management consultant with the accounting firm of Price Waterhouse, LLP, based in New York City. He feels his insight into corporate planning and decision making will be useful to the city in his role on the Planning commission.

Thank you for your consideration of this appointment.

Sincerely,


Gene F. Enriquez
Mayor



RECYCLED
PAPER



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CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

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

May 12, 1997

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

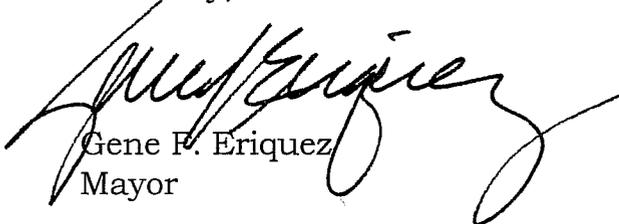
I hereby submit for your confirmation the following appointment to the Richter Park Authority:

Robert V. Eberhard, Esq. (U)
6 Royal Road
Danbury, CT 06810
(Filling unexpired term of John Bondur who has resigned. Expiration: September 1, 1998)

Mr. Eberhard is a local attorney who has served as Past President and as Treasurer of the Danbury Bar Association. He also has served as a member of the House of Delegates for the Connecticut Bar Association. Attorney Eberhard previously held the position of Director of the Mid-Fairfield County Camp Fire Girls organization and has been involved in various recreational and sports activities.

Thank you for your cooperation.

Sincerely,


Gene F. Eriquez
Mayor



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

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

FROM: City Clerk's Office

RE: Additional Funds for Legal Notices Account

DATE: May 12, 1997

It is hereby requested that the sum of \$4,500 be transferred to the Ordinances Legal & Public Notices Account No. 01-112-022500 for publication of ordinances passed by the Common Council for the months of May and June, 1997.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

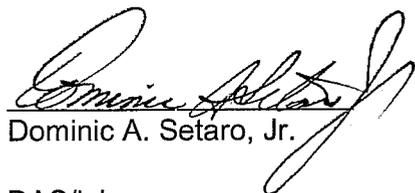
(203) 797-4652
FAX: (203) 796-1526

M E M O R A N D U M

DATE: May 7, 1997
TO: Hon. Gene F. Eriquez via the Common Council
FROM: Dominic A. Setaro, Jr., Director of Finance
RE: Legal Notices
CC: Elizabeth Crudginton **CERTIFICATION**

As per the attached request from the City Clerk's Office, I hereby certify the availability of \$4,500.00 to be transferred from the Employee Group Insurance Account #02-09-150-071100 to the City Clerk Ordinances Legal & Public Notices Account #02-01-112 022500.

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


Dominic A. Setaro, Jr.

DAS/jgb



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

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

May 8, 1997

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Members of the Common Council:

As you know, the City of Danbury and the Danbury Rotary Club are sponsoring an environmental restoration project at the Rogers Park Pond. When completed, this exciting project will create a wetland, provide extensive landscaping along the shoreline, deepen the basin, improve water quality, establish conditions that are conducive for stocking the pond with fish, and facilitate the development of an outdoor environmental education laboratory for the benefit of our school children.

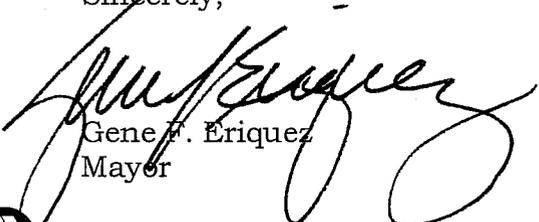
The Danbury Rotary Club has raised substantial funds to initiate this project and our City staff has obtained all of the required environmental permits to begin construction. It is our intent to start work this summer by dredging the pond and creating the wetland fringe along the shoreline.

The City will take the lead in selecting a contractor and overseeing the construction phase of this work. Accordingly, I have enclosed a letter from the Danbury Rotary Club offering funding to the City to complete the dredging phase of this project. The Rotary Club will continue to collaborate with the City on this project and deserves special recognition as the premier partner in this worthy project.

I request the Council's authorization to accept this donation so that the City can select a contractor and initiate work in early July. It is important to note that this work must be started in early July to commence and complete the dredging during this construction season. Any delay would have the likely effect of postponing the commencement of work to 1998. Therefore, I will appreciate your expeditious consideration of this request.

Thank you.

Sincerely,


Gene F. Eriquez
Mayor





Rotary Club of Danbury

P.O. Box 788 • Danbury, Connecticut 06813-0788 • U.S.A. • (203) 792-0300

Club 6719
District 7980

Officers

President

Marvin Paige
Tel (203) 748-3751
Fax (203) 792-3752

President-Elect

Brian White
(203) 748-6517

Vice-President

Anita Ragona
(203) 743-7077

Secretary

C. Randall Lewis
(203) 270-8936

Treasurer

Ronald Pehrul
(203) 792-0046

Directors

Class of '97

Peter Darling
Tom Quinn
Octavio Rebelo

Class of '98

Andrew Alexander
Fred Hagglund
Mark Horton

Class of '99

Wayne B. Curtis
Nelphison DeAlmeida
Carmen J. Oliver

May 8, 1997

Honorable Gene Eriquez
Mayor, City of Danbury
155 Deer Hill Avenue
Danbury, CT. 06810

Dear Mr. Mayor:

The Rotary Club of Danbury would like to make a donation to the City of Danbury for the Rodgers Park Pond Restoration Project up to \$ 60,000.

The Rotary Club of Danbury, at your request, undertook a community service project to improve the quality of life in the City of Danbury. We decided to assist in the restoration of the Rodgers Park Pond. The goal of the Rotary Club was to provide a safe and attractive site for local events and recreational activities. In addition, we envision an environmentally appealing park for all ages to enjoy as well as have a living classroom for the students of Danbury to visit and enhance their environmental and ecological awareness.

We are requesting that you present this request before the Common Council of the City of Danbury for approval as soon as possible. The timing of the approval of our donation is critical. Any delay in the approval of this project may jeopardize future contributions that the Rotary Club of Danbury may receive.

We anticipate being partners with the City of Danbury in completely renovating the Rodgers Park Pond through additional donations to the City.

Thank you for your attention to this matter.

Sincerely,

Brian C. White
Vice President



db - up 111

12

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION
(203) 797-4525

May 8, 1997

Common Council
City of Danbury
155 Deer Hill Ave.
Danbury, CT 06810

Re: 8-24 Referral - 36 - Property Acquisition - 156 Deer Hill Avenue

Dear Council Members:

The Planning Commission at its meeting May 7, 1997 motioned for a positive recommendation for the Property Acquisition of 156 Deer Hill Avenue.

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

Sincerely yours,

Steve Zaleta
Vice Chairman

SZ/jr

Attachment



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

7-may

13

PLANNING COMMISSION
(203) 797-4525

May 8, 1997

Common Council
City of Danbury
155 Deer Hill Ave.
Danbury, CT 06810

Re: 8-24 Referral - Property Acquisition of Lazy Creek Mills LLC.

Dear Council Members:

The Planning Commission at its meeting May 7, 1997 motioned for a positive recommendation for the Property Acquisition of Lazy Creek Mills LLC.

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

Sincerely yours,

Steve Zaleta
Vice Chairman

SZ/jr

Attachment

Description of Land and Easements
To Be Acquired From
Lazy Creek Mills, L.L.C.
Plumtrees Road Danbury, CT

A 151,254 square foot parcel of land commencing at an iron pin found on the northwest corner of land now or formerly of Connecticut Light & Power on the easterly boundary of the Grantor's land, thence running South 58° 21' 08" West a distance of 792.60 feet through land of the Grantor to an iron pin to be set , thence running the following six courses and distances along land of the City of Danbury: North 22° 22' 32" East a distance of 128.45 feet to a point, North 33° 23' 41" East a distance of 526.18 feet to a point, North 73° 27' 39" East a distance of 191.63 feet to a point, North 70° 26' 37" East a distance of 46.82 feet to an iron pin, South 06° 54' 16" East a distance of 21.05 feet to a point, and South 28° 55' 49" East a distance of 218.85 feet to the point of beginning.

Together with a 375,375 square foot ground water and surface water rights easement beginning at the point described above, thence running the following three courses and distances along land now or formerly of Connecticut Light & Power, South 02° 08' 42" East a distance of 95.73 feet to an iron pin, thence running South 02° 08' 42" East a distance of 395.30 feet to an iron pin, thence running South 03° 43' 43" East a distance of 345.76 feet to a point, thence running North 73° 49' 03" West a distance of 856.67 feet through land of the Grantor to a point, thence running North 30° 36' 32" East a distance of 210.41 feet along land of the City of Danbury to an iron pin to be set , thence running North 58° 21' 08" East a distance of 792.60 feet to the point of beginning. The easement and rights shall include the right to discharge pollutants to the ground water within the zone of influence; the exclusive right to withdraw ground water from within the zone of influence; and the right to access the area of easement for the purposes of characterizing, monitoring, and remediating the ground water within the zone of influence.

For a more particular description of the land to be acquired and the ground water and surface water easement, reference is made to a map entitled, "Map Of Land To Be Acquired By City Of Danbury From Lazy Creek Mills, L.L.C. Plumtrees Road Danbury, CT Scale 1"=40' by Roald Haestad Inc. December 1996, prepared and declared substantially correct by William S. Andres, P.E./L.S. No. 11665, which is to be filed in the Danbury Land Records.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury is in the process of completing the final closure of the Danbury landfill; and,

WHEREAS, the closure of the landfill will involve the acquisition of certain property rights within the vicinity of the landfill on which the city intends to construct a detention pond and locate certain monitoring wells; and,

WHEREAS, said actions are in the best interests of the City of Danbury; and,

WHEREAS, eminent domain proceedings will be necessary in the event that the City of Danbury cannot agree with the owner named in Schedule A upon the amount to be paid for the interests to be taken in and to the real property described in said schedule;

NOW, THEREFORE, BE IT RESOLVED, THAT the Corporation Counsel of the City of Danbury be and hereby is authorized to acquire the property interests as set forth in Schedule A attached hereto, either by negotiation or by eminent domain, through the institution of suit within six months of the date hereof, against the named property owner(s), their heirs, executors, successors and assigns and their mortgage holders and encumbrancers, if any.



38 - April

14

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION
(203) 797-4525

May 8, 1997

Common Council
City of Danbury
155 Deer Hill Ave.
Danbury, CT 06810

Re: 8-24 Referral - 38 - Donation of Property at 22 Padanaram Road.

Dear Council Members:

The Planning Commission at its meeting May 7, 1997 motioned for a positive recommendation for the Donation of Property at 22 Padanaram Road.

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

Sincerely yours,

Steve Zaleta
Vice Chairman

SZ/jr

Attachment



37 April
15

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION
(203) 797-4525

May 8, 1997

Common Council
City of Danbury
155 Deer Hill Ave.
Danbury, CT 06810

Re: 8-24 Referral - 37 - Property Acquisition - 158 Main Street

Dear Council Members:

The Planning Commission at its meeting May 7, 1997 motioned for a positive recommendation for the Property Acquisition of 158 Main Street.

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

Sincerely yours,

Steve Zaleta
Vice Chairman

SZ/jr

Attachment