

COMMON COUNCIL MEETING

MARCH 1, 1994

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

PLEDGE OF ALLEGIANCE
PRAYER

ROLL CALL

Levy, Scalzo, Falzone, Yamin, Arconti, Boynton, Dennehy, Gallagher,
Machado, Outlaw, DaSilva, Esposito, Coladarci, Charles, Gomez,
Beck, Cappiello, Scozzafava, Setaro, Trocolla, Valeri

21 Present _____ Absent

PUBLIC SPEAKING

MINUTES - Minutes of the Common Council Meeting held February 1, 1994.

CONSENT CALENDAR - Mr. Esposito presented the Consent Calendar

- ✓1 RESOLUTION - Local Capital Improvement Project
- ✓2 COMMUNICATION - Donations to the Department of Elderly Services
- ✓3 COMMUNICATION - Donation to the Homeless Shelter
- ✓4 COMMUNICATION - Donation to the Library
- ✓5 COMMUNICATION - Donation to the Tree Department
- ✓6 COMMUNICATION - Recommendation to fill Zoning Commission Vacancy
- ✓7 COMMUNICATION - Reappointments to the Commission on Persons with Disabilities
- ✓8 COMMUNICATION - Appointment to the Library Board of Directors
- ✓9 COMMUNICATION & CERTIFICATION - Request for Funds for Ordinance Account
- ✓10 COMMUNICATION & CERTIFICATION - Request for Funds for Civil Service Commission
- ✓11 COMMUNICATION & CERTIFICATION - Request for Funds for Registrars of Voters
- ✓12 COMMUNICATION - Request for Funds for Special Services Account for Fire Department
- ✓13 COMMUNICATION - Request for Reappropriation of Donated Funds for the Department of Elderly Services
- ✓14 COMMUNICATION - Capital Line Item - Improvements at Hatters Park

- ✓ 15 COMMUNICATION - Request for Ad Hoc Committee regarding Leave for Volunteer Firefighters

- ✓ 16 COMMUNICATION - Request for Release of Easement Apple Blossom Corporation Tamarack Avenue/Glen Hill Road

- ✓ 17 COMMUNICATION - Request for Ad Hoc Committee regarding Drainage Problem on Delno Drive

- ✓ 18 COMMUNICATION - Reports regarding Offer to Sell Land on Mountainville Avenue to the City

- ✓ 19 COMMUNICATION - Reports regarding Conveyance of 935 Square Feet to the City on Tamarack and Virginia Avenues

- ✓ 20 COMMUNICATION - Report regarding conditions on Moss Avenue

- ✓ 21 COMMUNICATION - Union Station Restoration/lead Abatement

- ✓ 22 COMMUNICATION - General Mills Restaurants, Inc. Red Lobster/Olive Garden Restaurant - Backus Avenue

- ✓ 23 DEPARTMENT REPORTS - Department of Public Utilities, Department of Elderly Services, Engineering, Fire Marshall, Fire Chief, Police, Highway Department, Health and Housing, Parks and Recreation

- ✓ 24 REPORT - Lease with Victorian Associates for 403 Main Street

- ✓ 25 REPORT - Request for Sewer Extension - Lot 33A McDermott Street

- ✓ 26 REPORT - Request to Transfer Funds from the Conservation Commission to the Bear Mountain Account

- ✓ 27 REPORT - Request for Funds for Tarrywile Park Authority for a Capital Improvement Project

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

CONSENT CALENDAR

MARCH 1, 1994

- 1 - Approve application for Local Capital Improvement Program - \$448,079.71
- 7 - Approve reappointments of Karen Warhit, Ernie Goldstein, Janet Ross and John Hadlow to the Commission on Persons with Disabilities
- 8 - Approve appointment of Harold Wibling to Library Board of Directors
- 9 - Approve request for \$2,000 for Ordinance Account
- 10 - Approve request for \$5,500 for Civil Service Commission
- 12 - Approve request for \$25,000 for Fire Department Special Services Account
- 18 - Approve receipt of reports regarding offer to sell land on Mountainville Avenue and take no action
- 19 - Approve acceptance of property on Tamarack and Virginia Avenues
- 20 - Approve receipt of report regarding conditions on Moss Avenue
- 21 - Approve recommendations concerning Union Station Restoration/lead abatement - Waive bid procedure
- 0.74 22 - Approve lease amendment for General Mills Restaurant, Inc.- Red Lobster/Olive Garden Restaurant - Backus Avenue
- 24 - Approve lease with Victorian Associates for 403 Main Street
- 25 - Approve request for sewer extension - Lot 33A McDermott Street
- 26 - Approve request to transfer funds from Conservation Commission to Bear Mountain Account - \$3,900
- 27 - Approve recommendations regarding Tarrywile Park Authority for a Capital Improvement Project - \$28,000



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

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

February 22, 1994

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

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

RE: Local Capital Improvement Program

The City of Danbury will be applying for funding under the state Local Capital Improvement Program. The Common Council is required to approve resolutions to make applications for these funds. Attached are the resolutions in reference to the Local Capital Improvement Program requesting funding for the following:

Library Cooling Tower	\$ 32,000.00
Renovation Tarrywile Farmhouse	28,000.00
Rebuild/Repave Highways	<u>388,079.71</u>
Total	\$448,079.71

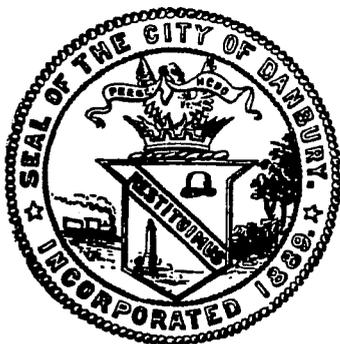
Please place these items, along with the attached resolutions, on the March Common Council agenda for its approval.

Dominic A. Setaro, Jr.

DAS/jg

Attach.

cc: Laszlo Pinter



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 eligible to make application for State grant funds through the Office of Policy and Management under the Local Capital Improvement Program (LoCIP) for local programs within the meaning of Section 7-536(4) of the General Statutes of the State of Connecticut; and

WHEREAS, the City of Danbury desires to make application for a State grant in the amount of \$28,000.00 to cover the cost of Renovation of Tarrywile Farmhouse; and

WHEREAS, said project is consistent with the City of Danbury's capital improvement program authorized for a five-year period by the Danbury Planning Commission on February 16, 1994; and

WHEREAS, the City will maintain detailed accounting records of said project and make them available to the Office of Policy and Management of the State of Connecticut upon request; and

WHEREAS, the Common Council hereby approves said project and its financing; and

WHEREAS, the City of Danbury has received no prior local capital improvement grants under Connecticut General Statutes Section 7-536(4) except for completed and reimbursed project numbers:

Projects Completed/Reimbursed

034-88-010	City Hall Roof Replacement	\$ 65,311.00
034-88-020	Replace Tanks/Boilers - City Bldgs.	220,875.00
034-89-010	Replace Cross Street Bridge	35,775.00
034-89-020	Repair/Replace Roofs - City Bldgs.	176,700.00
034-89-030	Water Services - Tarrywile	123,668.23
034-89-050	Rebuild/Repave Highways	83,617.00
034-89-070	Replace Cross Street Bridge	234,245.00
034-90-010	Rebuild/Repave Highways	59,945.00
034-90-020	Downtown Green Design	35,000.00
034-90-040	Roof-Fire/Police Maintenance Bldgs.	81,971.83
034-91-010	Rebuild/Repave Roads	517,828.42
034-92-010	Downtown Green Construction	114,999.54
034-92-020	Library Book Security System	39,807.75
034-92-050	Rebuild/Repave Highways	143,878.00

Projects Completed - Unreimbursed

034-93-010	Rebuild/Repave Highways	\$318,011.52
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Uncompleted Projects

034-92-030	Triangle Street Bridge	\$109,000.00
034-92-040	Cross Street Bridge Replacement	100,000.00
034-93-020	Replace Triangle Street Bridge	91,000.00
034-93-030	Replace/Renovate HVAC City Hall	60,000.00

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury be and hereby is authorized to make application to the State of Connecticut under its Local Capital Improvement Program (LoCIP) in the amount of \$28,000.00 for the Renovation of Tarrywile Farmhouse to execute any contracts or agreements in connection therewith, to accept payments and to do any and all things necessary to effectuate the purposes hereof.



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WHEREAS, the City of Danbury desires to make application for a State grant in the amount of \$32,000.00 to cover the cost of the Library Cooling Tower; and

WHEREAS, said project is consistent with the City of Danbury's capital improvement program authorized for a five-year period by the Danbury Planning Commission on February 16, 1994; and

WHEREAS, the City will maintain detailed accounting records of said project and make them available to the Office of Policy and Management of the State of Connecticut upon request; and

WHEREAS, the Common Council hereby approves said project and its financing; and

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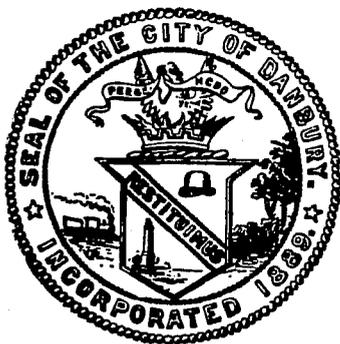
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NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury be and hereby is authorized to make application to the State of Connecticut under its Local Capital Improvement Program (LoCIP) in the amount of \$32,000.00 for the Library Cooling Tower to execute any contracts or agreements in connection therewith, to accept payments and to do any and all things necessary to effectuate the purposes hereof.



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WHEREAS, the City of Danbury is eligible to make application for State grant funds through the Office of Policy and Management under the Local Capital Improvement Program (LoCIP) for local programs within the meaning of Section 7-536(4) of the General Statutes of the State of Connecticut; and

WHEREAS, the City of Danbury desires to make application for a State grant in the amount of \$388,079.71 to cover the cost of Rebuilding and Repaving of Roads; and

WHEREAS, said project is consistent with the City of Danbury's capital improvement program authorized for a five-year period by the Danbury Planning Commission on February 16, 1994; and

WHEREAS, the City will maintain detailed accounting records of said project and make them available to the Office of Policy and Management of the State of Connecticut upon request; and

WHEREAS, the Common Council hereby approves said project and its financing; and

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Uncompleted Projects

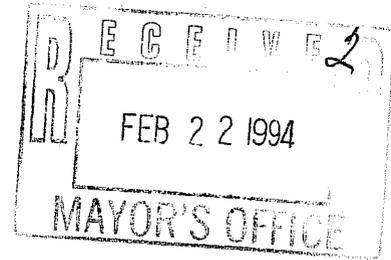
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034-92-040	Cross Street Bridge Replacement	100,000.00
034-93-020	Replace Triangle Street Bridge	91,000.00
034-93-030	Replace/Renovate HVAC City Hall	60,000.00

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury be and hereby is authorized to make application to the State of Connecticut under its Local Capital Improvement Program (LoCIP) in the amount of \$388,079.71 for the Rebuilding and Repaving of Roads to execute any contracts or agreements in connection therewith, to accept payments and to do any and all things necessary to effectuate the purposes hereof.



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

"Interweave"
Adult Day Care Center
198 Main Street
(203) 792-4482

To: Mayor Gene F. Eriquez
Members of the Common Council
From: Elderly Services/Leo McIlrath
Re: Donations to the Department
Date: 02/22/94

Please accept and approve the following donations to the Department of Elderly Services and transfer them into appropriate line items:

Sacred Heart School - "Cellmates Band" - 040100	50.00
Disabled American Veterans - Van/ Part Time Services - 011001	34.44
Anonymous Donations - Van/ Part Time S's-011001	9.00

Respectfully,


Leo E. McIlrath

RECEIVED
 FEB 22 1994
 MAYOR'S OFFICE

SACRED HEART SCHOOL
 17 COTTAGE STREET
 DANBURY, CT 06810

140
 51-1180/211

2/4 1994

PAY TO THE ORDER OF Danbury Senior Center \$ 50⁰⁰/₁₀₀

Fifty and 00/100 DOLLARS

Liberty National Bank "GIVE ME LIBERTY"
 DANBURY, CT 06810-7050

FOR _____

S. M. Benilda
Louise P. Hoop

⑆021111800⑆ 20 11482⑆ 0140

©Clarks American

Guardian® Safety Blue ESEL



DISABLED AMERICAN VETERANS
 HSC TRANSPORTATION FUND
 VA MEDICAL CENTER
 950 CAMPBELL AVE.
 WEST HAVEN, CT 06516

REMITTANCE ADVICE

ARRINGTON	ROSS
FRANK	
JONES	
MEAD	

51-44 B1
 119

1751

PAY Thirty Four and 44/100 \$1.00

DATE 1-31-94 TO THE ORDER OF City of Danbury DESCRIPTION 5 Vets CHECK NO. 1751 DOLLARS \$ 34.44

CHECK AMOUNT

SHAWMUT BANK CONNECTICUT, N.A.
 HARTFORD, CONNECTICUT

VOID AFTER 90 DAYS

[Signature]

⑆001751⑆ ⑆011900445⑆ 6689 3658⑆

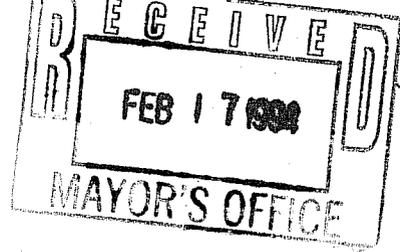
Mayor Engeman
 these 2 donations are
 for services rendered and
 • The Band - Sr. Benilda
 • Veterans - Van Service to
 Vets Hoop
 had



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810



Welfare Department
797-4569

TO: Mayor Eriquez
FR: Deborah MacKenzie *DM*
RE: Donation to Homeless Shelter
DATE: February 16, 1994

The Homeless Shelter has received a much needed donation from GOODEBODIES USA, INC.. The sent us a check for \$998.00. The check, which has been sent to the finance office, will be deposited to the Homeless Line Item of the City Budget, once Council Approval is received.

These funds will be used to pay for the extra hours that the shelter is open on the weekends. We also need to purchase pillows and blankets.

Please place this item on the March Council Agenda and ask that the donation be accepted and the money be approved for deposit into line item # 02-20-000-072930.

I have attached a copy of thank you letter, so that the address will be available for the Council so that an additional note of thanks can be sent.

Thank you for time and attention to this matter.

C.C. Dom Setaro, Director of Finance
Jimetta Samaha, Assistant City Clerk



CITY OF DANBURY

Homeless Services

41 New Street

Danbury CT 06810

Day Center / Shelter
796-1661

February 1, 1994

Goodebodies USA, Inc.
1001 S. Bayshore Dr., Suite 2402
Miami, FL 33131
ATT: Joan M. Moraga, Marketing Coordinator

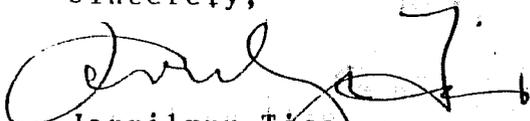
Dear Ms. Moraga:

What a wonderful surprise to receive your incredibly generous donation of \$998.00 in yesterday's mail! Michelle Crystal was not kidding when she said that Goodebodies Danbury was determined to beat last year's total this holiday season!

We are planning to use the money to purchase some new pillows and blankets for the Shelter, and to offer extended weekend hours during the remainder of the bitter cold winter we have been experiencing in Connecticut. Your efforts and commitment to helping the homeless in Danbury is greatly appreciated!

From all of us here at the Shelter, continued success and best wishes.

Sincerely,



Jerrilynn Tiso
Coordinator of Homeless Services

Jt tj

YOUR REFERENCE NUMBER	YOUR INVOICE NUMBER	INVOICE DATE	INVOICE AMOUNT	AMOUNT PAID	DISCOUNT	NET AMOUNT
5153 01	0794	01/07/94	998.00	998.00	0.00	998.00
8117						\$998.00

GOODEBODIES USA, INC.
 1001 S. BAYSHORE DR., SUITE 2402
 MIAMI, FL 33131
 PH. 305-358-1008

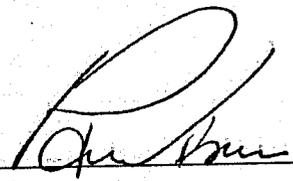
**FIRST UNION NATIONAL BANK
 OF FLORIDA**
 MIAMI, FL 33133
 63-643-870

811

DATE	CONTROL NO.	AMOUNT
01/21/94	8117	*****998.00

Nine Hundred Ninety Eight Dollars And 0 Cents

PAY TO THE ORDER OF *Danbury Homeless Shelter*
 41 New Street
 Danbury CT 06810



⑈008117⑈ ⑆1087006432⑆ 15358840460⑈



CITY OF DANBURY

Homeless Services

41 New Street

Danbury CT 06810

Day Center / Shelter
796-1661

February 1, 1994

Goodebodies USA, Inc.
1001 S. Bayshore Dr., Suite 2402
Miami, FL 33131
ATT: Joan M. Moraga, Marketing Coordinator

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From all of us here at the Shelter, continued success and best wishes.

Sincerely,

Jerrilynn Tiso
Coordinator of Homeless Services

Jt tj



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

Welfare Department
797-4569

TO: Mayor Eriquez
FR: Deborah MacKenzie
RE: Donation to Homeless Shelter
DATE: February 16, 1994

The Homeless Shelter has received a much needed donation from GOODEBODIES USA, INC.. They sent us a check for \$998.00. The check, which has been sent to the finance office, will be deposited to the Homeless Line Item of the City Budget, once Council Approval is received.

These funds will be used to pay for the extra hours that the shelter is open on the weekends. We also need to purchase pillows and blankets.

Please place this item on the March Council Agenda and ask that the donation be accepted and the money be approved for deposit into line item # 02-20-000-072930.

I have attached a copy of thank you letter, so that the address will be available for the Council so that an additional note of thanks can be sent.

Thank you for time and attention to this matter.

C.C. Dom Setaro, Director of Finance
Jimetta Samaha, Assistant City Clerk ✓

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8117						\$998.00

GOODEBODIES USA, INC.
 1001 S. BAYSHORE DR., SUITE 2402
 MIAMI, FL 33131
 PH. 305-358-1803

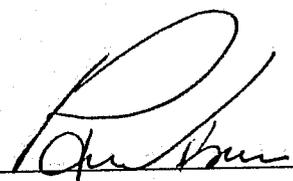
FIRST UNION NATIONAL BANK
OF FLORIDA
 MIAMI, FL 33133
 63-643-670

811

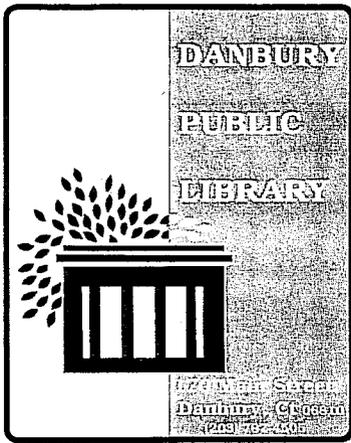
DATE	CONTROL NO.	AMOUNT
01/21/94	8117	*****998.00

Nine Hundred Ninety Eight Dollars And 0 Cents

PAY TO THE ORDER OF *Danbury Homeless Shelter*
 41 New Street
 Danbury CT 06810



⑈008117⑈ +⑈067006432⑈ 15358840460⑈



February 22, 1994

Mayor Gene F. Eriquez

Danbury City Hall

Dear Mayor Eriquez:

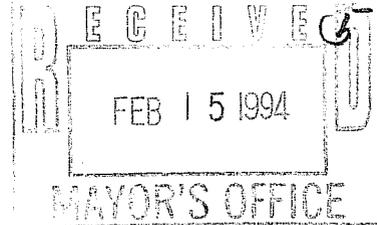
We have received a donation in the amount of \$20 from Terese Siegel. This needs to be credited to the CONFERENCE line-item #02-07-101-021002. Please place this item on the agenda for the March Common Council meeting.

Sincerely,

A handwritten signature in black ink that appears to read "Betsy".

E. McDonough
Director

cc: D. Setaro - Director of Finance
City Clerk ✓



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

FORESTRY DEPARTMENT
(203) 797-4536

RICHARD K. SMITH
TREE SUPERVISOR

February 15, 1994

TO: Mayor Gene F. Eriquez & Members of the Common Council
FROM: Richard K. Smith, Tree Supervisor, *RKS*
RE: Acceptance of Monitorial Donation to the City of Danbury
Forestry Department---LIVING MEMORIALS

Attached please find a copy of a check for \$100.00 from the Danbury Garden Club regarding the planting of a "Freedom Tree".

I request the Council to authorize the acceptance of this gift to the appropriate line item in the Forestry Department. The Forestry Department will order, purchase and plant the "Freedom Tree" at the War Memorial as part of our beautification program to supplement our normal spring and fall planting program.

The check has been forwarded to the Director of Finance with a copy of the Garden Club letter. Thank you for your consideration in this matter.

cc: J.Schweitzer, Dir. of Public Works
D. Setaro, Director of Finance
City Clerk
file



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

FORESTRY DEPARTMENT
(203) 797-4536

RICHARD K. SMITH
TREE SUPERVISOR

February 15, 1994

TO: Mayor Gene F. Eriquez & Members of the Common Council
FROM: Richard K. Smith, Tree Supervisor *RKS*
RE: Acceptance of Monitorial Donation to the City of Danbury
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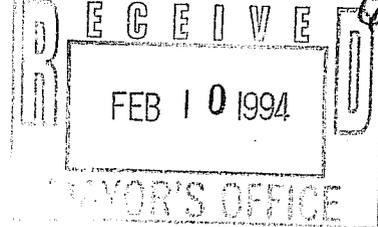
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D. Setaro, Director of Finance
City Clerk
file

DEMOCRATIC TOWN COMMITTEE

P. O. BOX 164

DANBURY, CONNECTICUT 06810



February 5, 1994

To: Joseph DaSilva, Council President
From: Larry Riefberg, Chairman
Danbury Democratic Town Committee
Re: Vacancy on the Zoning Commission created by the resignation of
Lou Zurlo

Dear Joe:

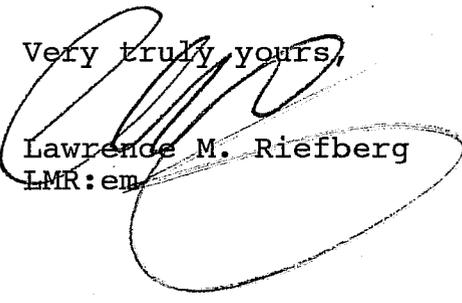
At the January meeting of the Danbury Democratic Town Committee, held on January 10, 1994, the Town Committee unanimously voted to recommend that the above vacancy be filled by:

Thomas Saadi of 141 Shelter Rock Road, Danbury, CT 06810.

As you know, Thomas was a victim of minority party representation at the polls this past November and has consistently demonstrated a desire to serve the public on the Zoning Commission.

If you want any additional information, please do not hesitate to contact me.

Very truly yours,


Lawrence M. Riefberg
LMR:em

DEMOCRATIC TOWN COMMITTEE

P. O. BOX 164

DANBURY, CONNECTICUT 06810

February 5, 1994

To: Joseph DaSilva, Council President
From: Larry Riefberg, Chairman
Danbury Democratic Town Committee
Re: Vacancy on the Zoning Commission created by the resignation of
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Dear Joe:

At the January meeting of the Danbury Democratic Town Committee, held on January 10, 1994, the Town Committee unanimously voted to recommend that the above vacancy be filled by:

Thomas Saadi of 141 Shelter Rock Road, Danbury, CT 06810.

As you know, Thomas was a victim of minority party representation at the polls this past November and has consistently demonstrated a desire to serve the public on the Zoning Commission.

If you want any additional information, please do not hesitate to contact me.

Very truly yours,

Lawrence M. Riefberg
LMR:em



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

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

March 1, 1994

Honorable Members of the Common Council
City of Danbury, Connecticut 06810

Dear Council Members:

I hereby submit, for your confirmation and approval, the re-appointments of the following individuals to serve as members of the Commission on Persons with Disabilities:

Karen Warhit (U)
37 Alan Road
Danbury, CT 06810
Term to Expire: March 1, 1997

Ernie Goldstein (D)
24 Stone Street
Danbury, CT 06810
Term to Expire: March 1, 1997

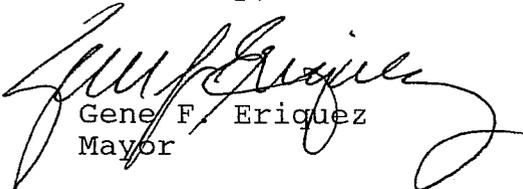
Janet Ross (D)
11 Terra Glen
Danbury, CT 06810
Term to Expire: March 1, 1997

John Hadlow (D)
51 Main Street/Apt. 206
Danbury, CT 06810
Term to Expire: March 1, 1997
(Alternate Member)

These members attend meetings regularly and have been active in a number of projects to benefit persons with disabilities.

Thank you for your consideration and approval of these appointments.

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

March 1, 1994

Honorable Members of the Common Council
City of Danbury, Connecticut 06810

Dear Council Members,

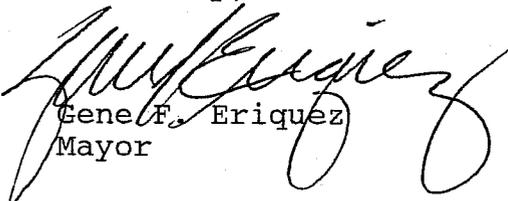
I hereby submit, for your confirmation and approval, the appointment of the following individual to serve as a member of the Library Board of Directors:

Mr. Harold C. Wibling (U)
Willow Lake Drive
Danbury, CT 06810
Term to Expire: January 1, 1997
(Replacing S. Sharlow)

Mr. Wibling, a Danbury native, is President of the Savings Bank of Danbury. He currently serves as a director of the Greater Danbury Chamber of Commerce and of the Danbury Community Fund, is a member of the Danbury Hospital Leadership Council and is a trustee for the Regional YMCA of Western Connecticut.

Thank you for your consideration and approval of this appointment.

Sincerely,


Gene F. Eriquez
Mayor



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

TO: Members of the Common Council
FROM: City Clerk's Office
RE: Funds for Ordinance Account
DATE: March 1, 1994

The sum of \$2,000 is requested for the Ordinance Account to cover the cost of new and complete Code of Ordinances Books for new Council Members and for sale to the public.

The transfer is necessary due to the fact that Ordinance Books must be purchased in quantities of 25 and there is not enough money in the account to cover the cost of same.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

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

February 23, 1994

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

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

RE: Funds for Ordinance Account CERTIFICATION #19

I hereby certify the availability of \$2,000.00 to be transferred from the Contingency Fund to Ordinance Account, Printing & Binding, Account #02-01-112-022000.

Balance of Contingency	\$ 320,844.75
Less pending request	- 5,500.00
Less this request	- 2,000.00
Balance	\$313,344.75

Dominic A. Setaro, Jr.

DAS/jg



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

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

February 16, 1994

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

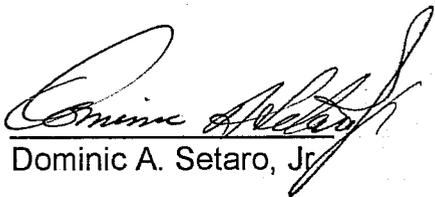
FROM: Dominic A. Setaro, Jr.
Director of Finance

RE: Funds for Legal Notices & Testing CERTIFICATION #18

I hereby certify the availability of \$5,500.00 to be transferred from the Contingency Fund to the following Civil Service Commission accounts:

Professional Services Account	
Account #02-01-183-020100	\$4,000.00
Legal & Public Notices Account	
Account #02-01-183-022500	\$1,500.00

Balance of Contingency	\$320,844.75
Less this request	- 5,500.00
Balance	\$315,344.75



Dominic A. Setaro, Jr.

DAS/jg

cc: Nicholas Nero



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

CIVIL SERVICE COMMISSION
(203) 797-4548

BERNARD PANE, Jr., Chairman
ELLA ROUNTREE
CARMINE BUTERA
NICHOLAS NERO, Chief Examiner

Honorable Members of the Common Council
City of Danbury, CT.

February 1, 1994

Dear Council Members:

The Civil Service Commission request that the sum of \$5,500.00 be allocated from the Contingency Account to both our Professional and Legal & Public Notices Accounts.

The reason for this request is that the monies were used to advertise for Fire Chief and will now be needed for additional upcoming testing.

TO: Professional Services Account: 4000.00
(Acct. # 0201183-020100)
&
Legal & Public Notices Account: 1500.00
(Acct. # 0201183-022500)

We thank the Council for its prompt consideration of this request.

Sincerely,

Nicholas Nero
Chief Examiner

NN/ft

cc: Mayor Gene Eriquez
Dom Setaro, Finance Director



CITY OF DANBURY

ROOM 328 — CITY HALL

DANBURY, CONNECTICUT 06810

REGISTRAR OF VOTERS

February 23, 1994

Mayor Gene F. Enriquez
Members of the Common Council

We the undersigned Registrars of the City of Danbury respectfully request the appropriation of \$4,500.00 to cover expenses above and beyond the approved budget of '93-'94 year due to the Republican Town Committee Primary of March 1, 1994.

Respectfully submitted,

Marianne E. Dahill
Marianne E. Dahill

George F. Schmiedel
George F. Schmiedel

Registrars of Voters



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

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

February 23, 1994

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

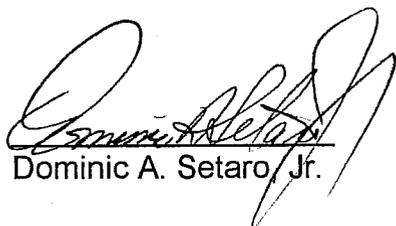
FROM: Dominic A. Setaro, Jr.
Director of Finance

RE: Registrar of Voters

CERTIFICATION #20

I hereby certify the availability of \$4,500.00 to be transferred from the Contingency Fund to the Registrar of Voters, Postage Account 02-01-131-020501.

Balance of Contingency	\$ 320,844.75
Less pending request	- 7,500.00
Less this request	- 4,500.00
Balance	\$308,844.75


Dominic A. Setaro, Jr.

DAS/jg



12

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

FIRE DEPARTMENT
19 NEW STREET

ANTONIO L. LAGARTO, CHIEF
(203) 796-1550

January 28, 1994

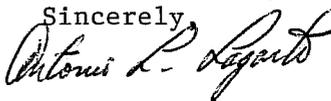
To: Members of the Common Council
From: Antonio L. Lagarto, Fire Chief
Subject: Special Services Account #011011

I am requesting that \$ 25,000.00 be added to the Special Services Account #011011.

I am sorry that this request came after the January 26th deadline to submit requests to the Council. On January 22nd, my unencumbered balance was \$ 11,140.21, but for the week ending January 29th, we accumulated \$ 10,700.00 of Fire Watch due to freeze-ups of sprinkler systems, as well as some normal Fire Watch. We also will be billing another \$ 1,341.60 on 1/30/94. This will put us into a deficit of about \$ 901.00.

I request that the \$ 25,000.00 be added to Account #011011 as soon as possible.

Thank you for your consideration of this request.

Sincerely,

Antonio L. Lagarto
Fire Chief

ALL:mw
specser-5

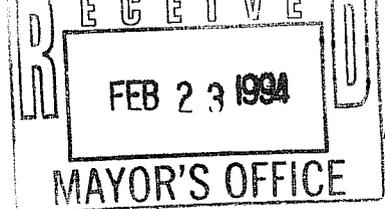
c:Mayor Gene F. Eriquez
D. Setaro, Finance Director





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

'Interweave'
Adult Day Care Center
198 Main Street
(203) 792-4482

Date: 02/22/94

Memo To: Hon. Gene F. Eriquez
via the Common Council

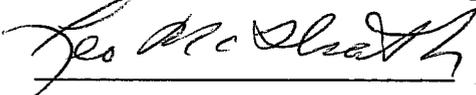
From: Leo McIlrath, Director
Elderly Services

Re: Reappropriation of Donated Funds

I hereby request a transfer of funds in the amount of \$3,000 from the Elderly Services donations account to the Commission on Aging budget for the following accounts:

Office Equipment: 060500

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

DEPARTMENT OF PARKS & RECREATION
HATTERS COMMUNITY PARK
7 E. HAYESTOWN RD.

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

February 18, 1994

TO: Mayor Gene F. Eriquez

FROM: Robert G. Ryerson
Director, Parks & Recreation

RE: Capital Line Item
(Improvements at Hatters Park)

Rentals at Hatters Community Park facilities have produced \$25,681.12 this fiscal year to date. I am requesting that amount be appropriated to the line item IMPROVEMENTS AT HATTERS COMMUNITY PARK.

The revenue account and appropriation account will be adjusted in a like amount. The Finance Director will certify these funds.

This money will be used to comply with (3) sewer connections on lots #109082, #109081 and #109080. Any money remaining will be used to make physical improvements to the Hatters Park picnic pavilion, especially, the restrooms and floor.

I will request additional money at the June meeting to fund these improvements.

RGR:fl

c: Dominic A. Setaro, Jr.
Betty Crudginton



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

COMMON COUNCIL

March 1, 1994

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

Dear Mayor and Council Members:

I would like to ask for the establishment of an ad hoc committee to study the enactment of a leave of work for Volunteer Firefighters ordinance. It is my understanding that enabling legislation has been passed by the State Legislature.

Thank you for your consideration.

Sincerely,

Joseph DaSilva
Council at Large

16

CUTSUMPAS, COLLINS, HANNAFIN, GARAMELLA, JABER & TUOZZOLO
PROFESSIONAL CORPORATION
ATTORNEYS AT LAW

148 DEER HILL AVENUE - P.O. BOX 440, DANBURY, CONNECTICUT 06810

LLOYD CUTSUMPAS
FRANCIS J. COLLINS
EDWARD J. HANNAFIN
JACK D. GARAMELLA
PAUL N. JABER
JOHN J. TUOZZOLO
ROBERT M. OPOTZNER
THOMAS W. BEECHER
EVA M. DEFranco
CHRISTOPHER K. LEONARD
THOMAS J. MCCARTHY
MARK D. NIELSEN

AREA CODE 203
744-2150

TELECOPIER: (203) 791-1126

February 9, 1994

HAND DELIVER

OF COUNSEL
PAULA FLANAGAN

Common Council
c/o City Clerk
CITY OF DANBURY
155 Deer Hill Avenue
Danbury, CT 06810

Attention: Joseph DaSilva, President

Re: Release of Easement
Apple Blossom Corporation
Tamarack Avenue/Glen Hill Road, Danbury
Our File No. 93-5883-13-P

Dear Mr. DaSilva:

Please be advised that I represent Apple Blossom Corporation, owner of five (5) acres, more or less, located off Tamarack Avenue in Glen Hill Road in Danbury. This property was formerly part of the Barclay Commons Condominium but now has been withdrawn from said condominium complex.

When the property was being developed as part of the Barclay Commons Condominium, the developers deeded to the City of Danbury a certain water and sanitary sewer line easement through a portion of this property. The purpose of the easement was to service the buildings which were to be constructed on this site. Since the development plan has been substantially changed, this easement is no longer necessary and the City Engineering Department has approved a different design.

Based on the above, we therefore request that the easement area shown on the attached map be released to the owner of the property, Apple Blossom Corporation.

CUTSUMPAS, COLLINS, HANNAFIN,
GARAMELLA, JABER & TUOZZOLO

Common Council
Page 2
February 9, 1994

I assume this matter will be referred to a committee, therefore, I request that I be given notice of the Committee meeting so that we may explain the same in more detail to them.

Thank you for your cooperation. If you should have any questions regarding this matter, please do not hesitate to contact me.

Yours very truly,



Paul N. Jaber

PNJ/rmc

Enclosure

cc: C. J. Kuehner
C. R. Kuehner
J. A. Schweitzer, Jr. (w/enclosure)
W. J. Buckley, Jr. (w/enclosure)
E. L. Gottschalk, Esq. (w/enclosure)



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

March 1, 1994

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

Dear Mayor and Council Members:

In response to constituents request, I would like the Common Council to have an ad hoc committee appointed to study the need for additional or corrective drainage between 12-16 Delno Drive.

Respectfully submitted,

Harry W. Scalzo

Harry W. Scalzo
First Ward



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641

January 24, 1994

JOHN A. SCHWEITZER, JR., P.
CITY ENGINEER

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

Dear Mayor Eriquez and Common Council Members:

Land Offer
Mountainville Road

At the January 5, 1994 Common Council meeting an offer to sell land on Mountainville to the City was referred to our department for a 30 day report.

The three lots being offered are:

Lot J16018 #4 Mountainville Road
Owners: Donald F. & Barbara D. Esposito
Area: 0.46 acre (with 158 year old house)

Lot J16019 #2 Mountainville Road
Owner: Stanley Bernstein
Area: 0.19+ acres (vacant)

Lot J16020 #6A Mountainville Road
Owner: Stanley Bernstein
Area: 4.0+ acres (rear vacant land)

The Bernstein parcels have been offered to the City in one form or another several times over the last 10 years.

1. In December of 1984 Stanley Bernstein offered his land to the City for \$85,000. This land offer was denied without prejudice by the Common Council.

2. In December of 1989 Stanley Bernstein offered to exchange his 4 acres of land for three building lots on Mountainville Avenue. This request was denied by the Common Council.

(continued on page 2)



Mayor Gene F. Eriquez
Common Council Members

January 24, 1994
Mountainville Road - Land Offer

3. In October of 1990 Stanley Bernstein offered to donate this land to the City. The Common Council voted to accept the donation of Lots J16019 and J16020. Our office prepared the necessary A-2 survey and legal description but for some reason the transfer of title neve took place.

4. In April of 1991 Stanley Bernstein again requested that the City accept a trade of his land for enough land to build two or three houses. The Common Council voted to take no action on the request.

With respect to the current offer of land and building, the following comments are offered:

1. Lots J16019 and J16020 (vacant land) abut other City owned land on at least one side (J16019 on one side, J16020 on two and one half sides). Acquisition of these parcels of land would enlarge City holdings in Rogers Park, would give the City ownership of the land and brook between the pond on the Rogers Park Middle School property and the pond used for ice skating, and would provide land adjacent too the Charles Ives Birthplace Museum for potential expansion.

2. Lot 16018 fronts on Mountainville Road and contains a 158 year old home.

3. The rear portions of Lots J16018 and J16019 seem to contain wetlands. It looks as if almost all of Lot J16020 has been designated as wetlands on the map prepared for the Environmental Impact Commission. A copy of a portion of said map is inclosed. We have marked in red the general locations of the lots in question.

4. In our opinion the acquisition of Lot J16018 (land and building) is not in the City's best interest economically or facility wise. The house is 158 years old. In all likelihood extensive renovations and upgrading would be required before this building and the land it sets on could be put to public use.

5. The acquisition of the vacant parcels of land (Lots J16019 and J16020) would be advantageous to the City if the price was right. We are not qualified to render an opinion as to whether \$39,900 is a fair price to ask for 4.1912 acres of land most of which has been designated as wetlands and most of which has no frontage on a road (passage from Lot &16019 to Lot J16020 is not possible without crossing the Esposito property or City land). If there is enough interest to pursue acquisition of these two lots, we recommend that Tax Assessor Robert Coyne be requested to give an opinion as to the appropriateness of the asking price.

Enclosed for your reference are copies of the following:

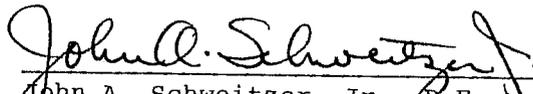
1. A-2 survey map prepared by our office
2. Tax Assessor's map showing three lots in question
3. Topographical map showing land in question
4. EIC wetlands map showing general location of the site.

Mayor Gene F. Eriquez
Common Council Members

January 24, 1994
Mountainville Road - Land Offer

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

Very truly yours,



John A. Schweitzer, Jr., P.E.
Director of Public Works

JAS/sd

enclosures

c: Basil Friscia
Joseph Justino
Dennis Elpern
Robert Coyne



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION
(203) 797-4525

February 4, 1994

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

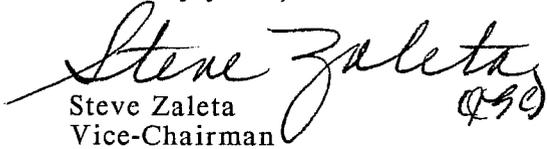
Re: 8-24 Referral - Offer to sell land on Mountainville Avenue to the City

Dear Council Members:

The Planning Commission at its meeting February 2, 1994 motioned a positive recommendation for the offer to sell the two vacant parcels of land on Mountainville Avenue to the City. The Commission voted a negative recommendation for the lot with the house for the reason that the Commission feels the City would have no use for a lot with a house on it.

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

Sincerely yours,


Steve Zaleta
Vice-Chairman



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING & ZONING DEPARTMENT

(203) 797-4525

February 8, 1994

To: Mayor Gene F. Eriquez and the Common Council

From: Susan S. Decina, Assistant Planning Director *SD*

Re: Offer of Sale of Property at Mountainville Road

We have reviewed the request of Laura Esposito of VIP Realty to sell three lots located at Mountainville Road to the City. Specifically, the properties are Tax Assessor's lots J16018, J16019, and J16020.

Attached is a report dated October 26, 1990, prepared by our department in response to a 1990 request by Mr. Stanley Bernstein to donate lots J16019 and J16020 to the City.

The present request also includes a third parcel, J16018, which consists of .46 acres and contains a house. The property is located in the RA-20 zoning district, which is a single family zone. We have discussed the offer with Paul Schierloh of the Health and Housing Department and Bernie Fitzpatrick of the Housing Authority. Neither was interested in the purchase of a single family house in this price range. We are not aware of any other municipal need which could be met through purchase of this lot.

c: Dennis I. Elpern



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

PLANNING & ZONING DEPARTMENT
(203) 797-4525

October 26, 1990

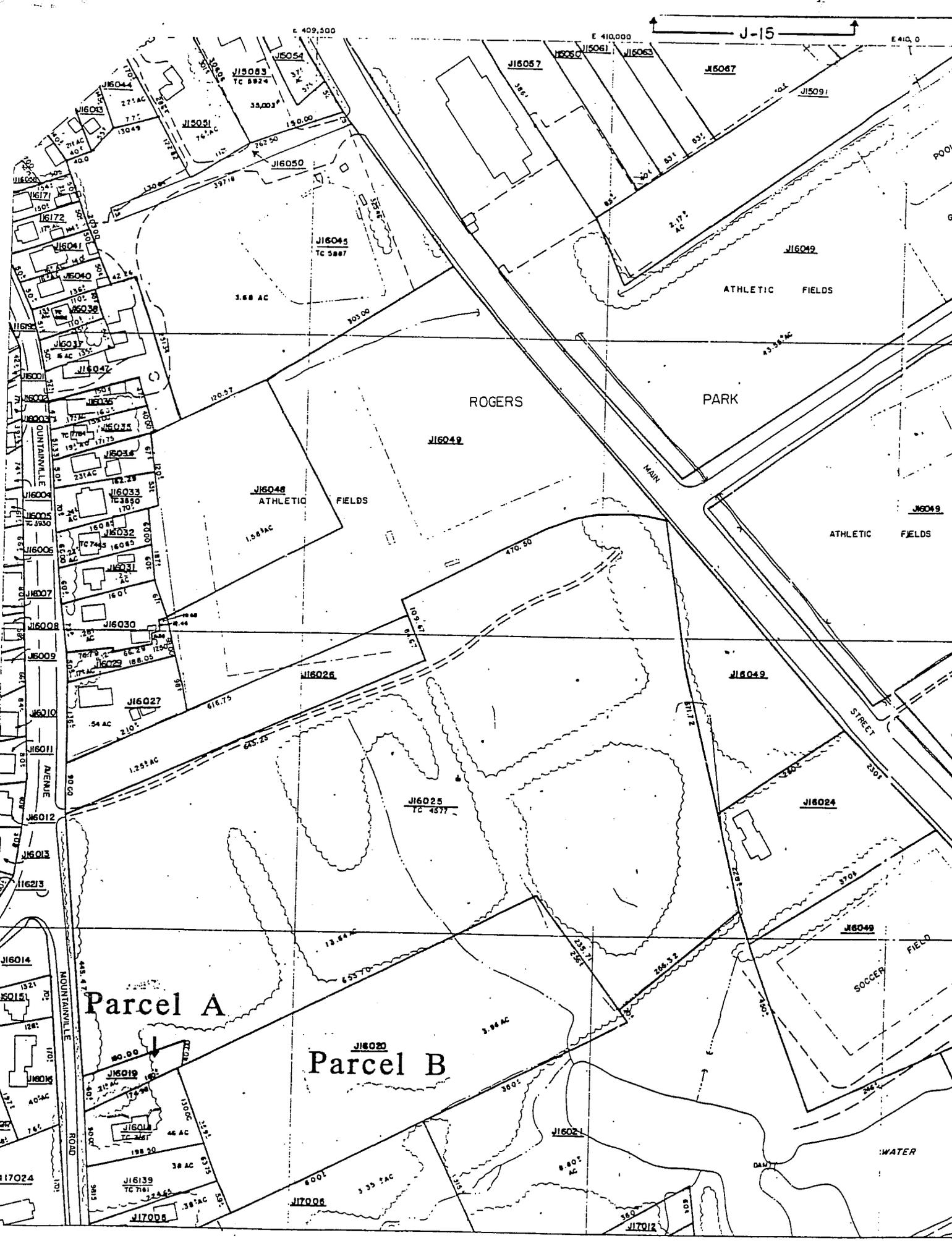
To: The Honorable Gene F. Eriquez and Members of the Common Council

From: Susan S. Decina, Assistant Planning Director *S. S. D.*

Re: Offer of Land to the City
Property of Stanley Bernstein
Mountainville Road
Lot #J16019 and Lot #J16020

The subject property is located to the southwest of Roger's Park Junior High School and to the west of Roger's Park. The property offered is comprised of two wooded lots shown on the attached Assessor's Map as Parcel A (Lot #J16019) and Parcel B (Lot #J16020). Parcel A has direct access to Mountainville Road and contains approximately 0.21 acres. Parcel B is approximately 3.96 acres of land and does not have direct access to any City street. It has a common border with Parcel A of approximately five feet in length. A brook runs through the rear of Parcel B and the wetlands map depicts much of the lot as wetlands. What value there may be in this property for an expansion of the school or the park would be limited by the wetlands. The property could be accepted and preserved as open space.

Please contact us if we can provide you with additional information.



Parcel A

Parcel B

ATHLETIC FIELDS

ROGERS PARK

ATHLETIC FIELDS

STREET

SOCCER FIELD

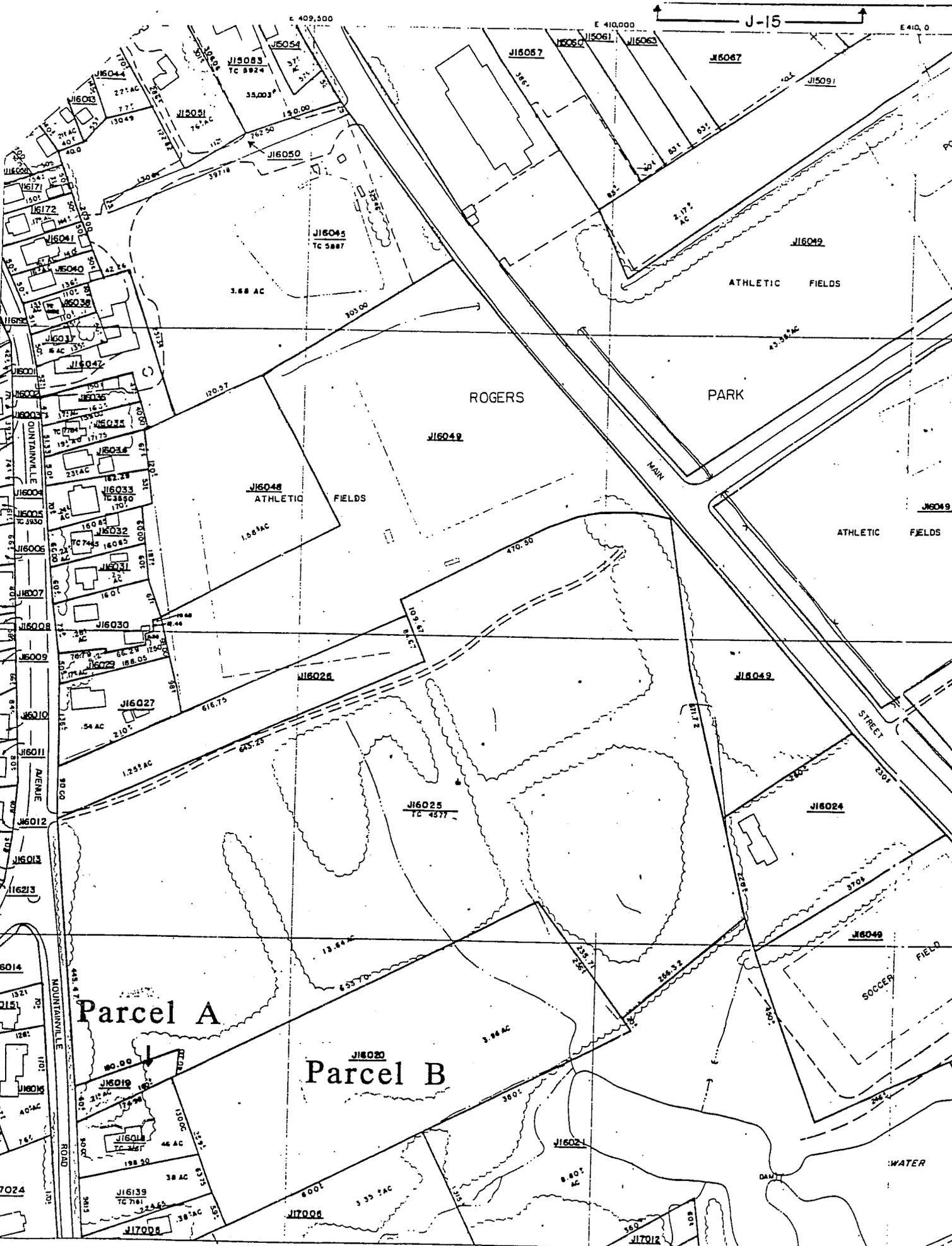
WATER

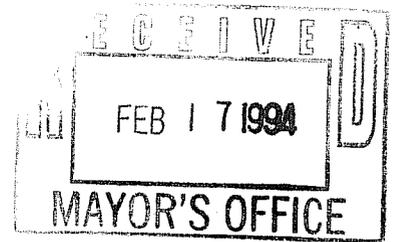
J-15

E 409,500

E 410,000

E 410,0





CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

February 15, 1994

ENGINEERING DEPARTMENT
(203) 797-4641

JOHN A. SCHWEITZER, JR., P.E.
CITY ENGINEER

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

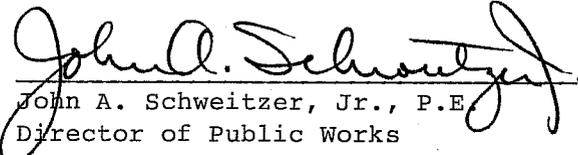
Dear Mayor Eriquez and Common Council Members:

Towne Summit Development Corp.
Property Conveyance
Tamarack Avenue and Virginia Avenue Extension

At the January 5, 1994 Common Council meeting the City was offered 935 square feet of land at the above noted intersection (reference Item 22).

We recommend that the City accept "Parcel X" as shown on the map which accompanied the December 15, 1993 letter sent to you by Peter A. Arturi, II, Esquire.

Very truly yours,


John A. Schweitzer, Jr., P.E.
Director of Public Works

JAS/PAE/gw

c: Basil Friscia
Eric L. Gottschalk, Esq.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION
(203) 797-4525

January 20, 1994

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

Re: 8-24 Referral - Conveyance of 935 square feet to the City at the
Intersection of Tamarack and Virginia Avenue

Dear Council Members:

The Planning Commission at its meeting January 19, 1994 motioned a positive recommendation for the conveyance of 935 square feet of property to the City at the intersection of Tamarack and Virginia Avenue for the reason it will allow for future road widening improvements.

The motion was made by Mr. Elder, seconded by Mr. Malone and passed with "ayes" from Commissioners Elder, Malone, and Sibbitt.

Sincerely yours,


Michael Sibbitt
Acting-Chairman

MS/jlc



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

February 15, 1994

ENGINEERING DEPARTMENT
(203) 797-4641

JOHN A. SCHWEITZER, JR., P.E.
CITY ENGINEER

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

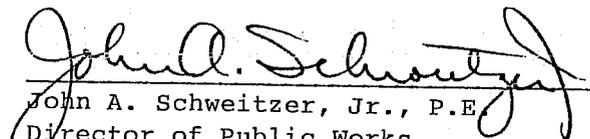
Dear Mayor Eriquez and Common Council Members:

**Towne Summit Development Corp.
Property Conveyance
Tamarack Avenue and Virginia Avenue Extension**

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We recommend that the City accept "Parcel X" as shown on the map which accompanied the December 15, 1993 letter sent to you by Peter A. Arturi, II, Esquire.

Very truly yours,


John A. Schweitzer, Jr., P.E.
Director of Public Works

JAS/PAE/gw

c: Basil Friscia
Eric L. Gottschalk, Esq.



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

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

March 1, 1994

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

As you had requested, I hereby submit this report regarding conditions on Moss Avenue.

On Thursday, February 24, 1994, Chief of Police Nelson Macedo, Zoning Enforcement Officer Wayne Skelly and I met with Messrs. Risso to establish a program whereby zoning, housing, parking and related matters on Moss Avenue would be regularly addressed.

As with each of our administration's Neighborhood Improvement Program efforts, the cooperation of neighborhood residents is essential. The Messrs. Risso will continue to report conditions to authorities so appropriate enforcement can be taken.

Specifically, Chief Macedo has directed an officer assigned to address abandoned vehicles to regularly monitor conditions on Moss Avenue and within driveways to eliminate the accumulation of such vehicles.

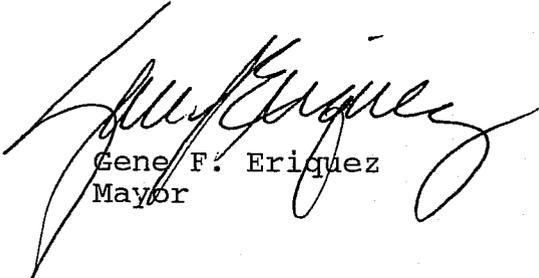
Also, Mr. Skelly will continue to enforce zoning regulations on an ongoing basis that pertain to illegal or improper vehicular repair activities and others within the neighborhood.

And, the Police Department will be required to monitor parking and noise conditions in accordance with this plan of action.

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As we more formally initiate this Neighborhood Improvement Program on Moss Avenue and within its immediate surrounds, the aforementioned individuals (and other City officials as necessary) will meet in City Hall or at Moss Avenue on a bimonthly basis. I will keep the Council informed of the progress.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gene F. Enriquez".

Gene F. Enriquez
Mayor



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:

February 22, 1994

DANBURY, CT 06810

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

Re: Union Station Restoration / Lead Abatement

Dear Mayor and Members of the Council:

Due to the mandates of State law, Danbury is required to perform certain lead testing and abatement services within the Union Station facility prior to further design / construction work being done on the premises. Under normal circumstances, and because of the estimated cost of this expense, we would be preparing detailed, formal bid specifications, sending them to prospective providers of service and awarding the project formally.

In this case however, because of a strict deadline imposed upon Danbury for the use of the restoration funds provided by the State / Federal Governments, the bidding must be "fast tracked." This means the use of Code of Ordinance Section 2-146 permitting the Common Council to waive public notice and sealed bid where "it is in the best interest to do so." The following alternative will be acceptable:

The Purchasing Department has (or will) present the testing / abatement specifications to at least three (3) vendors for an immediate response and quote. The successful bidder to be chosen will likely be able to perform the services within a short space of time and at a fair price. This "fast tracked" process will be presented to the State to assure its

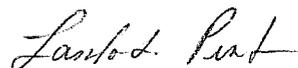
Hon. Gene F. Eriquez, Mayor
Hon. Members of the Common Council
Re: Union Station Restoration / Lead Abatement
February 22, 1994

- 2 -

approval since we're dependent on non-local funding.

Therefore, please consider waiving the requirement of formal, competitive bidding pursuant to the authority granted by Section 2-146 of the Ordinances of the City of Danbury. In the event you have any questions, please contact this office or those offices involved in the work.

Very truly yours,



Laszlo L. Pinter
Assistant Corporation Counsel

LLP:r

c: Basil J. Friscia
Administrative Assistant to the Mayor

John A. Schweitzer, Jr., P. E.
Director of Public Works

Sebastian J. Sbalcio
Engineer of Consultant Design / D.O.T.

Roger Pitt Whitcomb, AIA
President
Whitcomb Associates

Dominic A. Setaro, Jr.
Director of Finance

Warren W. Platz
Purchasing Agent



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:

February 18, 1994

DANBURY, CT 06810

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

Re: General Mills Restaurants, Inc.
Red Lobster/Olive Garden Restaurants
Backus Avenue, Danbury CT

Dear Mayor and Members of the Common Council:

The attached "First Amendment to Net Ground Lease" has been presented to the City by General Mills Restaurants, Inc. by letter to the Mayor of February 9, 1994 (see attached).

The reason for the letter and proposed amendment is the following: The lease between the City and "GMRI" presently requires that GMRI or the City may cancel the lease agreements (there is one agreement for each restaurant) in the event certain construction approvals or permits are not obtained prior to the expiration of three hundred twenty (320) days from when GMRI obtains its zoning approval. While GMRI did obtain such zoning approval, the 320 days expires(ed) on February 25, 1994 without GMRI having obtained certain of its other required approvals.

While it is probably not in the City's interest to exercise this option to cancel, it is in the interest of GMRI to protect its executory interests and ask for the additional time of one hundred twenty (120) days, thereby allowing their compliance not later than June 25, 1994. The City administration does not oppose such a time extension.

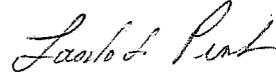
Hon. Gene F. Eriquez, Mayor
Hon. Members of the Common Council
Re: General Mills Restaurants, Inc.
February 18, 1994

- 2 -

You may wish to act on this request on the consent calendar in order that GMRI may not find itself further beyond the expiration date of February 25.

In the event you have any questions regarding this, please call.

Very truly yours,



Laszlo L. Pinter
Assistant Corporation Counsel

LLP:r

Attachment

c: Neil Terwilliger
Real Estate Representative
General Mills Restaurants, Inc.

Cindy L. Taylor
Real Estate Legal Assistant
General Mills Restaurants, Inc.

Basil J. Friscia
Administrative Assistant to the Mayor

John A. Schweitzer, Jr., P. E.
Director of Public Works

Dennis I. Elpern
Planning Director

Paul D. Estefan
Airport Administrator

FIRST AMENDMENT TO NET GROUND LEASE

THIS FIRST AMENDMENT TO NET GROUND LEASE made and entered into this ____ day of _____, 1994, by and between the City of Danbury (LANDLORD) and General Mills Restaurants, Inc., (TENANT).

W I T N E S S E T H

WHEREAS, LANDLORD and TENANT entered into that certain NET GROUND LEASE dated effective January 27, 1993 (the "LEASE") whereby, subject to certain conditions contained therein, LANDLORD agreed to lease to TENANT approximately 100,000 square feet of land ("PROPERTY") being more particularly described in said AGREEMENT; and

WHEREAS, LANDLORD and TENANT are desirous of amending the LEASE.

NOW, THEREFORE, in consideration of the foregoing and the parties intending to be legally bound thereby, the parties hereto agree as follows:

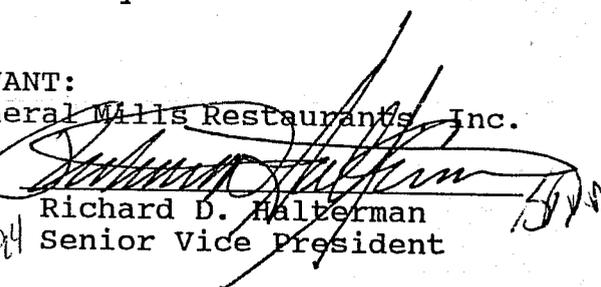
1. Article 4 of the LEASE shall be amended by deleting the phrase "sixty (60)" from line 15 and inserting in its place the phrase "two hundred forty (240)". This two hundred forty (240) day time period shall include the sixty (60) day extension previously exercised by TENANT as evidenced by written notification to LANDLORD dated December 20, 1993, which sixty (60) day extension expires February 25, 1994. Said two hundred forty (240) day time period shall expire June 25, 1994.
2. Except as amended herein, the LEASE shall remain in full force and effect as originally written.

IN WITNESS WHEREOF, the parties hereto have executed this FIRST AMENDMENT TO NET GROUND LEASE effective the day and year first above written.

LANDLORD:
City of Danbury

By: _____
Name: Gene F. Eriquez
Title: Mayor

TENANT:
General Mills Restaurants, Inc.

By: 
Richard D. Halterman
Senior Vice President

*clt
2/2/94*



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

March 1, 1994

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

Re: Lease at 403 Main Street with Victorian Associates.

The Common Council Committee appointed to review the lease with Victorian Associates at 403 Main Street met on January 20, 1994 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Falzone and Coladarci. Also in attendance were Assistant Corporation Counsel Les Pinter and Director of Welfare Deborah MacKenzie. Council Member Yamin was absent.

Mr. Falzone read the Planning Commission report citing a positive recommendation into the record. Ms. MacKenzie explained that this is a one year lease with a person we currently have a lease from and that extra space needed from this lease is for a job search training program needed to help welfare recipients get job skills they need to get back into the workforce. All funds for rent would be paid for by a grant.

After further discussion, Mrs. Coladarci made a motion to approve the lease with the following conditions: the renewal of the lease should be exercisable by the City rather than the landlord; the lease would run from February 15, 1994 through February 14, 1995; that the snow removal compensation clause be removed because the grant does not cover costs and the lease will not take effect until funds are received or award letter approval. Seconded by Mr. Falzone and passed unanimously.

Respectfully submitted,

MICHAEL FALZONE, Chairman

EILEEN S. COLADARCI

ROBERT YAMIN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

March 1, 1994

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

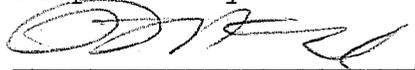
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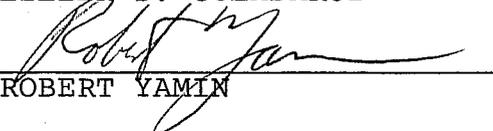
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Respectfully submitted,


MICHAEL FALZONE, Chairman


EILEEN S. COLADARCI


ROBERT YAMIN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

March 1, 1994

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

Re: Request for Sewer Extention - Lot 33A McDermott Street

The Common Council Committee appointed to review the sewer extension for Lot 33A McDermott Street met at 6:30 P.M. in Room 432 in City Hall. In attendance were committee members Falzone, and Charles. Also in attendance were the Petitioner Lynn Morse, City Engineer Jack Schweitzer and Director of Public Utilities William Buckley. Council Member Yamin was absent. Mr. Charles moved to waive the rules. Seconded by Mr. Falzone. Motion carried unanimously.

Mr. Falzone read the Planning Commission's positive recommendation for the record. The positive recommendation was the due to the fact that the extension is within the scope of the comprehensive sewer study. Mr. Morse stated that the sewer line is 160' from East Liberty Street and would serve two empty lots. Mr. Buckley and Mr. Schweitzer both stated that they had no problems with the extension.

Mr. Charles made a motion to approve the extension subject to the usual eight steps. Seconded by Mr. Falzone. Motion carried unanimously.

Respectfully submitted,

MICHAEL FALZONE, Chairman

LOUIS T. CHARLES

ROBERT YAMIN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

March 1, 1994

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

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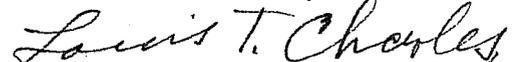
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Mr. Charles made a motion to approve the extension subject to the usual eight steps. Seconded by Mr. Falzone. Motion carried unanimously.

Respectfully submitted,


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LOUIS T. CHARLES


ROBERT YAMIN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

March 1, 1994

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

Re: Request to Transfer Funds from the Conservation Commission
to the Bear Mountain Account

The Common Council Committee appointed to review the request to transfer funds from the Conservation Commission to the Bear Mountain Account met on January 20, 1994 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Falzone and Gomez. Also in attendance was Barbara Monsky of the Conservation Commission. Council Member Yamin was absent.

Mr. Falzone read a letter from the Director of Finance which stated that the account, as of December 31, 1993, had a balance of \$9,742.00 and that the amount of this request, \$3,900.00, would have to go into the appropriate line item in the Conservation Commission Budget. Ms. Monsky stated that the money would be used for a woodshed mower (ride on type), weed trimmer and a barn capping, estimated total of \$3,900.00. Mr. Falzone stated that these accounts have been set up for the purpose of capital improvements at the Reservation which includes equipment.

Mr. Gomez made a motion to approve the request and that the funds be transferred into line item 01-50-009-000000. Seconded by Mr. Falzone. Motion carried unanimously.

Respectfully submitted,

MICHAEL FALZONE, Chairman

ROBERTO P. GOMEZ

ROBERT YAMIN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

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Honorable Members of the Common Council

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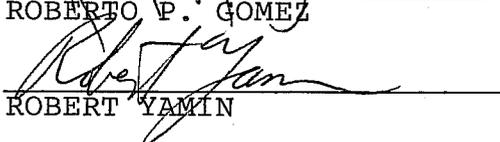
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Respectfully submitted,


MICHAEL FALZONE, Chairman


ROBERTO P. GOMEZ


ROBERT YAMIN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 14, 1994

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

Re: Request for Funds for Tarrywile Park Authority for a Capital Improvement Project

The committee appointed to review a request for funds for the Tarrywile Park Authority for a capital improvement project met on February 7, 1994 at 7:00 P.M. in Room 432 of City Hall. Present were committee members Setaro, Dennehy and Yamin. Also in attendance were Finance Director Dominic Setaro, Jr., Tarrywile Park Authority Chairman Gerald Daly and Tarrywile Park Director Michael Cappiello.

Mr. Setaro stated that the committee had met on January 25, 1994 and that the committee had decided to take no action at that time due to outstanding questions regarding the contractor bidding process and the potential impact of the Authority's request for an additional \$17,000 upon the City's Local Capital Improvement Program (LoCIP) application to the state Department of Transportation (ConnDOT).

Mr. Daly explained that because the committee had moved at its November 1993 meeting that the Purchasing Department request that bids be extended for 90 days, the contractors who had bid agreed to do so. Accordingly, the Authority would withdraw its request for an additional \$17,000, since the lowest bid submitted at that time projected that the renovation of the farm house could be achieved within the original \$28,000 request.

The Director of Finance added that this project could be made a part of the City's LoCIP application in order to obtain the \$28,000, that the rehabilitation of a public structure is an eligible project under the LoCIP guidelines and that ConnDOT would respond to the City's application by the first week in April.

Mr. Yamin moved that the committee recommend to the Common Council that the rehabilitation of the farm house at Tarrywile Park in the amount of \$28,000 be included in the City's LoCIP application to ConnDOT which is to be reviewed by the full Council and that the Purchasing Department request that the bidders grant the City a 45 day extension of the bids submitted prior to the award of LoCIP funds by ConnDOT. Seconded by Ms. Dennehy. Motion passed unanimously.

Ms. Dennehy moved that the meeting adjourn at 7:30 P.M. Seconded by Mr. Yamin. Motion passed unanimously.

Respectfully submitted,

CHRISTOPHER C. SETARO, Chairman

KATHLEEN M. DENNEHY

ROBERT J. YAMIN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

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CHRISTOPHER C. SETARO, Chairman


KATHLEEN M. DENNEHY


ROBERT J. YAMIN