

COMMON COUNCIL MEETING

APRIL 7, 1992

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

PLEDGE OF ALLEGIANCE
PRAYER

ROLL CALL

Fazio, Scalzo, Falzone, Gallo, Arconti, Coladarci, Boynton,
Dennehy, Setaro, Gogliettino, DaSilva, John Esposito, Dean
Esposito, Outlaw, Cassano, Charles, Boughton, Butera, Cipriani,
Scozzafava, Trocolla

20 Present 1 Absent

PUBLIC SPEAKING

MINUTES - Minutes of the Common Council Meeting held March 3, 1992

CONSENT CALENDAR - The Consent Calendar was presented by

BUDGET MESSAGE

- ✓ 1 ORDINANCE & RESOLUTION - An Ordinance Making Appropriations for the Fiscal Year beginning July 1, 1992 and Ending June 30, 1993; and a Resolution levying the property tax for the Fiscal Year beginning July 1, 1992 and ending June 30, 1993.
- ✓ 2 COMMUNICATION - Landfill Enterprise Fund
- ✓ 3 RESOLUTION - Landfill Rates
- ✓ 4 ORDINANCE - Water Rates
- ✓ 5 ORDINANCE - Sewer Rates
- ✓ 6 COMMUNICATION & CERTIFICATION - Transfer of Town Improvement Program Funds
- ✓ 7 COMMUNICATION & RESOLUTION - Local Capital Improvement Program
- ✓ 8 ORDINANCE - Collection of Water Rents - Abatement
- ✓ 9 RESOLUTION - Women, Infants and Children Supplemental Nutrition Grant
- ✓ 10 RESOLUTION - ARROW Grant
- ✓ 11 RESOLUTION - Northeast Utilities Tree Planting Program
- ✓ 12 RESOLUTION - Downtown Special Services District Tax Rate
- ✓ 13 RESOLUTION - Mill Plain Road Sanitary Sewer Easement

- ✓ 14 COMMUNICATION - Appointment to the Parks and Recreation Commission
- ✓ 15 COMMUNICATION - Reappointment to the Candlewood Lake Authority
- ✓ 16 COMMUNICATION - Reappointments to the Planning Commission
- ✓ 17 COMMUNICATION - Reappointments to the Youth Commission
- ✓ 18 COMMUNICATION - Reappointments to the Commission on the Status of Women
- 19 COMMUNICATION - Appointments to the Richter Park Authority
- 20 COMMUNICATION - Appointments to the Tarrywile Park Authority
- ✓ 21 COMMUNICATION - Donations to the Department of Elderly Services
- ✓ 22 COMMUNICATION - Donations to the Parks and Recreation Department
- ✓ 23 COMMUNICATION - Donations to the Youth Commission
- ✓ 24 COMMUNICATION - Acceptance of Monitorial Donations to the City for Living Memorials
- ✓ 25 COMMUNICATION - Donation of a traffic light from Union Carbide Corporation
- ✓ 26 COMMUNICATION - Donation from Independent Insurance Agents to Fire Department
- ✓ 27 COMMUNICATION - Request to donate soil to the Danbury Landfill
- ✓ 28 COMMUNICATION & CERTIFICATION - Request for Funds - City Clerk's Office
- ✓ 29 COMMUNICATION & CERTIFICATION - Request for transfer from Airport Escrow Account to FAA Water Line
- ✓ 30 COMMUNICATION - Utilization of Danbury Housing Partnership Fund
- ✓ 31 COMMUNICATION - Request for allocation from Union Carbide Donation to the Regional Resource Fund
- ✓ 32 COMMUNICATION - Request to purchase City property on Route 37 and Padanaram Avenue
- ✓ 33 COMMUNICATION - Reports from Planning Department and City Engineer regarding Eden Drive
- ✓ 34 COMMUNICATION - Report from Zoning Enforcement Officer regarding Friendly Food Store - 84 Franklin Street
- ✓ 35 COMMUNICATION - Report from Tax Assessor regarding Rockwood Lane
- ✓ 36 COMMUNICATION - Report from Corporation Counsel regarding R. W. Granger & Sons, Inc. and Deicke Brothers Trucking

- ✓37 COMMUNICATION - Report from Planning Director regarding Long Ridge Road Street Addresses

- ✓38 COMMUNICATION - South Street Drainage Study

- ✓39 COMMUNICATION - DEP Consent Order No. 1238A

- ✓40 COMMUNICATION - Greiner v. Metcalf & Eddy, et al

- ✓41 COMMUNICATION - Danbury v. Flaherty Giavara Associates, Inc.

- ✓42 DEPARTMENT REPORTS - Fire Chief, Fire Marshall, Parks and Recreation, Health & Housing, Department of Elderly Services, Police Chief, Engineering, Highways

- ④3 REPORT & ORDINANCE - Voting Districts for City of Danbury House Districts

- ✓44 REPORT & ORDINANCE - Zoning & Planning Commission Alternates

- ✓45 REPORT - Request for Charter Revision Commission

- ✓46 REPORT - Request to obtain rights in Segar Street

- ✓47 REPORT - Leash Law

- ✓48 REPORT - Old Quarry Nature Center Lease

- ✓49 REPORT - Governmental Entity Review and Evaluation Committee

- ✓50 REPORT - Sale of Wood and Deposit Bottles and Cans

- ✓51 PROGRESS REPORT - Dancon Acquisition

- ✓52 PROGRESS REPORT - PAL Soccer Complex

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

APRIL 7, 1992

- 7 - Approve application for Local Capital Improvement Program
- 10 - Approve ARROW Grant for \$29,567
- 11 - Approve application for Northeast Utilities Tree Planting Program for \$5,000
- 12 - Approve Downtown Special Services District Tax Rate at 1.765 Mills
- 13 - Approve Mill Plain Road Sanitary Sewer Easement
- 14 - Approve appointment of Robert Gentry to Parks and Recreation Commission
- 15 - Approve reappointment of Robert Smart to Candlewood Lake Authority
- 16 - Approve reappointments of Michael Sibbitt and Richard Elder to the Planning Commission
- 17 - Approve reappointments of Barbara Feinson, Robert Ochs, Glenda Armstrong, Stasia Ziobowski and Eleanor Powers to the Youth Commission
- 18 - Approve reappointment of Cora Hord and Ileana Velasquez to the Commission on the Status of Women
- 27 - Approve request to donate soil to the City of Danbury Landfill
- 28 - Approve request for funds for City Clerk's Office for \$2,500
- 29 - Approve request for transfer from Airport Escrow Account to FAA water line for \$3,000
- 30 - Approve expenditure of \$500 from Danbury Housing Partnership Fund
- 31 - Approve request for allocation from Union Carbide donation to the Regional Resources Fund of \$5,000
- 33 - Approve receipt of reports from Planning Commission and City Engineer regarding Eden Drive and deny request
- 34 - Approve receipt of report from Zoning Enforcement Officer regarding Friendly Food Store and take no action at this time
- 36 - Approve receipt of report from Corporation Counsel regarding R. W. Granger & Sons, Inc. and Deicke Brothers Trucking and take no action at this time
- 43 - Approve Voting Districts for City of Danbury House Districts
- 44 - Approve ordinance concerning Zoning and Planning Commission Alternates
- 46 - Approve request for rights on Old Segar Street for \$2,000
- 47 - Approve report on Leash Law
- 48 - Approve report on Old Quarry Nature Center Lease and offer lease to present tenant *with drawn*
- 49 - Approve report from Government Entity Review and Evaluation Committee and defer to public hearing
- 50 - Approve report regarding sale and deposit bottles and cans
- 51 - Approve progress report on Dancon Acquisition
- 52 - Approve receipt of progress report on PAL Soccer Complex



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

April 7, 1992

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

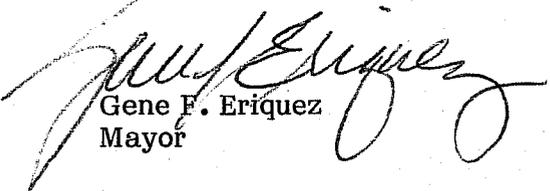
Items 1-5 on the April Agenda are related to the Fiscal year 1992-93 budget. As it is customary, these items will be prepared and then made available at the meeting on April 7th as I present the budget to you.

The normal course would be to direct these items to the appropriate Budget Committees of the Council and/or to Public Hearing as each item would warrant.

It is my intent to publicly present the budget to you first as our City's legislative body. In addition, I look forward to our meeting on April 8th when we will have the opportunity to present and discuss the budget in detail.

Thank you for your continued cooperation.

Sincerely,


Gene F. Eriquez
Mayor



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

A RESOLUTION LEVYING THE PROPERTY TAX FOR THE FISCAL YEAR
BEGINNING JULY 1, 1992 AND ENDING JUNE 30, 1993

SECTION 1. The sum of _____ Million _____
_____ Thousand and _____ Dollars
(\$ _____) representing the gross appropriation for the
City of Danbury of \$ _____ for the fiscal year of
July 1, 1992 and ending June 30, 1993, minus Indirect Revenue
of \$ _____ and minus Estimated Available "Surplus" of
\$ _____ plus uncollectible taxes reserve in the
amount of \$ _____ is hereby levied and assessed on
all taxable property in the City of Danbury as set forth on the
annual Grand List as of October 1, 1991.

SECTION 2. Accordingly, the General Fund Tax Rate for the
fiscal year beginning July 1, 1992 and ending June 30, 1993
shall be as follows:

TAX RATE: _____ MILLS

SECTION 3. The taxes levied and assessed as hereinafter
provided shall be payable in quarterly installments on July 1,
1992, October 1, 1992, January 1, 1993 and April 1, 1993 except
for taxes levied and assessed on aircraft, boats, mobile homes,
motor vehicles and where not in excess of One Hundred Dollars
(\$100.00), which taxes shall be paid on July 1, 1992, in
accordance with the General Statutes of the State of
Connecticut, unless said dates shall have lapsed before the
effective date of this resolution, in which case the Tax
Collector shall fix the dates and installments as if said dates
had not been fixed herein as provided by law.

SECTION 4. The Tax Collector shall cause the said taxes
above levied and assessed to be inserted on the tax rolls for
the fiscal year beginning July 1, 1992 and ending June 30,
1993.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

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

March 27, 1992

CERTIFICATION

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

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

RE: Transfer Town Improvement Program

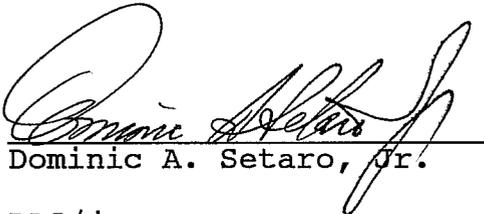
In July of 1986, the Common Council approved the appropriation of Town Improvement funds in the amount of \$632,400 to be spent on various capital projects within the City. A major portion of this money (\$500,000) was to be spent on the Eagle Road/Commerce Park project and also a day care center for Community Action (\$50,000). These Town Improvement funds were a one time grant approved by the State of Connecticut and passed on to municipalities to be used for capital expenditures. Each municipality was required to follow certain procedures in order to appropriate these monies, and if unexpended funds remained in this grant, the local legislative body is required to follow its normal charter provisions as they relate to the transfer of funds. As I am sure you are aware, recently the Commerce Park/Eagle Road project was opened. With the exception of some remaining railroad work which needs to be completed and some additional road widening on Federal Road, this project will be 100% complete. Funds for the improvements to the railroad have been set aside, and there also remain funds under the Economic Development Grant that the City of Danbury received for the additional road widening work that will be required. Therefore, at this time, it is my estimate that there will be \$100,000 available for the Town Improvement monies that can be used by the City for other capital improvements.

I also would request that \$50,000 in a line item that has been earmarked for a partial funding of the Community Action Day Care Center be transferred since no funds have been expended on this project since 1986, and the charter section 7-9-G requires that an expenditure be made three years from the date of the appropriation. This project, according to section 7-9-G, has lapsed.

Hon. Gene F. Eriquez
via the Common Council
Page 2
March 27, 1992

I would recommend that the \$150,000 be transferred to a new line item in the Town Improvement Program budget entitled, "Cross Street Bridge". It was originally anticipated that we would be able to enter into a loan agreement with the State for approximately \$750,000. Section 7-10-A of the charter only allows us to borrow \$500,000, and therefore, we will be required to appropriate an additional \$250,000 for this bridge in order to complete it. An amount of \$150,000 will come from the Town Improvement Program and an additional \$100,000 will be requested from the Common Council from the City of Danbury's Local Capital Improvement Program Funds. This application will have to be approved by the Common Council and forwarded to the State of Connecticut for their approval. Keep in mind that if the funds are not appropriated for the Cross Street Bridge, any prior funds that have been applied for under Local Capital Improvement Program and expended for engineering design work will not be reimbursed by the State of Connecticut unless the project is completed. You should also note that there may be another transfer request at a future date once the Commerce Park/Eagle Road project is completed since there are funds remaining in the account over and above the \$100,000 that has been requested. If they are not needed, we will return to the Common Council for an additional transfer.

I would request that this item be placed on the agenda of the April 7, 1992 meeting of the Common Council for their approval. Should you need any additional information, feel free to give me a call.



Dominic A. Setaro, Jr.

DAS/jg

cc: Eric Gottschalk
Acting Corporation Counsel



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

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

March 27, 1992

MEMO TO: Common Council via
Mayor Gene F. Eriquez

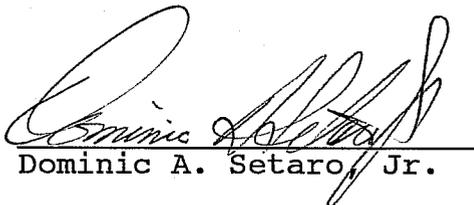
FROM: Dominic A. Setaro, Jr.
Director of Finance

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:

Triangle Street Bridge	\$109,000
Cross Street Bridge	100,000
Rebuild/Repave Highway	143,878

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



Dominic A. Setaro, Jr.

DAS/jg

Attach.

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 \$109,000 to cover the costs of Triangle Street Bridge replacement; 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 13, 1992; 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

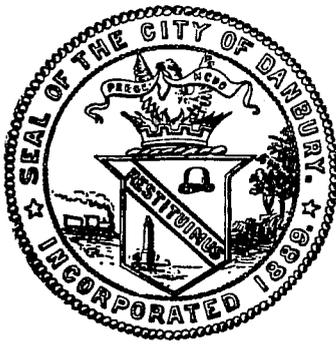
WHEREAS, the City of Danbury has received no prior local capital improvement grants under Connecticut General Statutes Section 7-536(4) except for completed and reimbursed project numbers:

034-88-010	City Hall Roof Replacement and/or Repair	\$ 65,311.00
034-88-020	Replacement of Tanks and Boilers in City Buildings	220,875.00
034-88-050	Rebuild and/or Repave Highways	83,617.00
034-89-010	Cross Street Bridge Replacement	35,775.00
034-89-020	Repair and/or Replace Roofs - City Buildings	176,700.00
034-89-030	Water Services - Tarrywile Park	123,668.23
034-90-010	Rebuild and/or Repave Highways	59,945.00
034-91-010	Rebuild/Repave Roads	517,828.42

Uncompleted Projects

034-89-070	Replace Cross Street Bridge	234,245.00
034-90-020	Downtown Green Design	35,000.00
034-90-040	Roof Replacement - Fire Dept./ Police Maintenance	95,000.00
034-92-010	Downtown Green Improvement	115,000.00
034-92-020	Library Book Security System	40,000.00

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 \$109,000 for the Triangle Street Bridge replacement 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.



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 \$100,000 to cover the costs of Cross Street Bridge replacement; 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 7, 1989 and February 7, 1990; 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:

034-88-010	City Hall Roof Replacement and/or Repair	\$ 65,311.00
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Uncompleted Projects

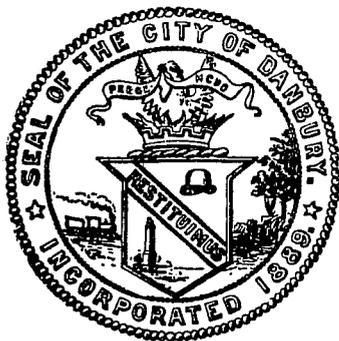
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034-92-020	Library Book Security System	40,000.00

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 \$100,000 for the Cross Street Bridge replacement 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.

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 \$143,878 to cover the costs of rebuilding and repaving various 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 13, 1992; 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:

034-88-010	City Hall Roof Replacement and/or Repair	\$ 65,311.00
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Uncompleted Projects

034-89-070	Replace Cross Street Bridge	234,245.00
034-90-020	Downtown Green Design	35,000.00
034-90-040	Roof Replacement - Fire Dept./ Police Maintenance	95,000.00
034-92-010	Downtown Green Improvement	115,000.00
034-92-020	Library Book Security System	40,000.00

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 \$143,878 for the rebuilding and repaving of various 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

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

PLEASE REPLY TO:

April 2, 1992

DANBURY, CT 06810

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

Re: Subsection (a) of Section 21-38 of
the Code of Ordinances

Dear Mayor and Council Members:

Attached please find a proposed amendment to subsection (a) of City of Danbury Ordinance § 21-38 to conform its provisions on the allowable delinquent water rate interest to state statutes. This amendment would act to increase the interest charge on delinquent water rent from six (6%) percent to eighteen (18%) percent.

The amended language and the prior language of this subsection are both attached for your information.

Please do not hesitate to contact me if you have any questions.

Very truly yours,

Laszlo L. Pinter
Assistant Corporation Counsel

LLP:cr

c: William J. Buckley, Jr.
Superintendent of Public Utilities

Catherine A. Skurat
Tax Collector

COPY SHOWING CHANGES TO EXISTING ORDINANCE.

(a) **Delinquency, penalty.** To all rents remaining unpaid for thirty (30) days after they become due, there shall be added one half of one per cent (1/2 of 1%) on the first day of each month thereafter until paid.

Deletions indicated by ~~strikeouts~~.

All language on the ordinance submitted for passage is new language with the exception of the heading.



CITY OF DANBURY

DANBURY, CONNECTICUT 06810

9

HEALTH AND HOUSING DEPARTMENT
20 WEST STREET

(203) 797-4625

March 24, 1992

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

Dear Members of the Common Council:

Our Women, Infants, and Children Supplemental Nutrition Grant (WIC) for FY92 has been increased from \$160,340 to \$175,471 by the Connecticut State Department of Health Services. For this reason, I am requesting that the resolution passed at the Common Council Meeting of September 4, 1991 (attached) be amended to allow Mayor Eriguez to apply for WIC Grant funding for FY92 in the amount of \$175,471.

Our WIC Program provides nutrition education and supplemental foods to pregnant women, nursing mothers, and children to age five. The preventive health value of the WIC Program is well established. These additional funds will enable the program to better meet the increasing need for these services.

Thank you for your attention in this matter.

Sincerely,

William J. Campbell
Director of Health

SS
encl.

cc: Gene F. Eriguez, Mayor
Ann Krane
Dominic A. Setaro



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT



_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Health Services through the U.S.D.A. has made grant funds available from October 1, 1991 through September 30, 1992 to full-time local health departments to be used for the Women, Infants, and Children's Supplemental Nutrition Program; and

WHEREAS, the City of Danbury through the Danbury Health Department has formulated a W.I.C. Program for Danbury area residents; and

WHEREAS, a grant renewal of \$160,340.00 was prepared by the Danbury Health Department and approved by the Common Council on September 4, 1991; and

WHEREAS, the State of Connecticut Department of Health Services has notified the Danbury Health Department that its eligibility for funding renewal has been increased from the original \$160,340 to a total inclusive amount of \$175,471.00 for fiscal year 1992;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the Danbury Health Department and Gene F. Eriquez, Mayor of the City of Danbury, are hereby authorized to apply for said total grant of \$175,471.00 and that any prior actions taken by the Mayor and the Danbury Health Department in connection with the application for said grant funds are hereby ratified and any further actions required to accomplish the goals of the program are hereby approved.

BE IT FURTHER RESOLVED THAT Mayor Gene F. Eriquez is authorized to make and execute any and all contracts or amendments thereof on behalf of the City of Danbury with the State of Connecticut Department of Health Services in connection with this grant renewal.



CITY OF DANBURY

DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
AIDS PROGRAM
20 WEST STREET

(203) 796-1613

March 31, 1992

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

Dear Mayor Eriquez and Members of the Common Council:

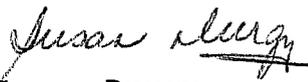
The Department of Health and Housing has received notification from the Connecticut Alcohol and Drug Abuse Commission (CADAC) that the AIDS Risk Reduction Outreach Workers (ARROW) Grant has been awarded in an amount not to exceed \$29,567 for the time period April 1, 1992 through December 31, 1992.

The grant would be used to provide AIDS prevention/risk reduction education to people who are at highest risk of exposure to HIV, including injection drug users and their significant others.

CADAC has awarded the City of Danbury the ARROW grant since July, 1988. There are no matching funds required by the City.

The Department of Health and Housing requests that the Common Council approve the attached resolutions in order to receive funding to provide this important service to the community.

Respectfully submitted,


Susan Durgy
AIDS Program Coordinator

cc: William Campbell, Director of Health and Housing
Lisi Marcus, Mayoral Assistant
Dominic A. Setaro, Jr., Director of Finance

ARROW GRANT Budget Proposal

April 1, 1992 through December 31, 1992

Salary	\$ 17,531
Fringe Benefits	8,615
Supervision Stipend	1,125
Travel	1,000
Training/Conferences	500
Educational Materials	796
Total	\$ 29,567

Budget Justification

Salary: 4/1/92 - 6/30/92 \$12.43 x 35 x 13 = \$5,655.65
 \$12.43 + 5% = \$13.05
 7/1/92 - 12/31/92 \$13.05 x 35 x 26 = \$11,875.50
 Total: \$5,656 + \$11,875 = \$17,531

Fringe: Totals based on estimated increases provided by Anne Rodrigues, Finance Dept. Adjustments made for nine month grant period starting 4/1/92, rather than twelve month grant starting 7/1/92. Schedule of cost details available upon request.

Supervision Stipend: \$125 paid monthly for supervision of ARROW worker.

Travel: Funds for the reimbursement of mileage incurred traveling within Danbury and to meetings and conferences.

Trainings/Conferences: Funds for the reimbursement of attending trainings.

Educational Materials: Funds for the purchase of materials to distribute in the community to reduce the spread of HIV.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Connecticut Alcohol and Drug Abuse Commission, an independent agency attached to the Connecticut Department of Mental Health, has approved, under its AIDS Prevention and Outreach Program, an ARROW grant in an amount not to exceed \$29,567 for the funding period of April 1, 1992 through December 31, 1992, with no matching funds from the City of Danbury required; and

WHEREAS, said grant would be used to continue to provide AIDS prevention / risk reduction education to people who are at highest risk of infection, including injection drug users and their partners; and

WHEREAS, the ARROW Program serves the City of Danbury and the surrounding communities;

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Any and all prior acts of William J. Campbell, Director of Health, Susan Durgy, Health Department Aids Coordinator and Gene F. Eriquez, Mayor of the City of Danbury, in making application for said grant are hereby ratified and that the Mayor and said authorized personnel of the Danbury Health Department are hereby authorized to accept grant funds of \$29,567 for the funding period of April 1, 1992 through December 31, 1992 in accordance with the purposes set forth in the grant application.

2. That Mayor Gene F. Eriquez or William J. Campbell, Director of Health, or his designee, are hereby authorized to execute any and all documents necessary to effectuate the purposes of said grant award.



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

April 7, 1992

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

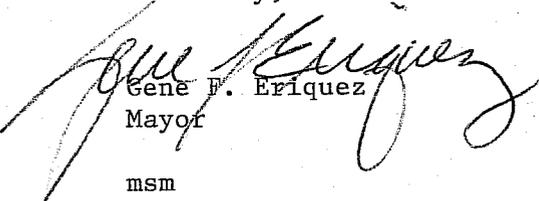
Northeast Utilities/Connecticut Light & Power Company has offered the City an opportunity to receive grant funds of \$5,000 for our Tree Planting Program.

Recognizing the good working relationship the City maintains with Northeast Utilities, these funds are made available for Danbury to replace trees and underbrush removed during utility trimming operations.

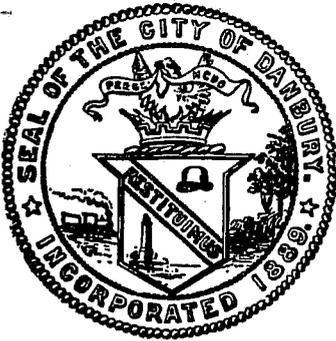
Therefore, I respectfully request your consideration and approval of the attached resolution so the City may formally apply for these grant funds.

Thank you for your cooperation.

Sincerely,


Gene F. Eriquez
Mayor

msm



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, Northeast Utilities will make available to the City of Danbury Forestry Department grant funds of \$5,000 as part of its Tree Planting Program upon completion of the City of Danbury's application for said funding and approval thereof; and

WHEREAS NU's Tree Planting Program is being developed in cooperation with the Connecticut Urban Forest Council, the Department of Environmental Protection and the Cooperative Extension Service; and

WHEREAS, the City will be eligible for such grant funds once every four years and the final date for submission of the City's application under the current funding program is April 15, 1992; and

WHEREAS, the funds will be used to replace trees and underbrush which has been removed during utility trimming operations; and

WHEREAS, the Forestry Department will undertake its spring project from April 1 to June 1, 1992 and its fall project from September 1 to October 15, 1992 at Franklin Street Park, Farview Avenue, Main Street, Downs Street, Osborne Street and the Germantown Road area; and

WHEREAS, the method of funding will be reimbursement before expenditure is made, with financial reporting requirements;

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury and Richard K. Smith, Tree Supervisor, are hereby authorized to apply for said \$5,000 grant through the submission of a funding proposal to the Connecticut Light and Power Company, to accept said grant funds from Northeast Utilities / Connecticut Light & Power Company, if offered, and to take any and all actions necessary to effectuate the purposes of said proposal.



12

CITY OF DANBURY

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

March 10, 1992

PLEASE REPLY TO:

DANBURY, CT 06810

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

Re: Downtown Special Services District Tax Rate Resolution
July 1, 1992 - June 30, 1993

Dear Mayor and Council Members:

Attached please find the above-referenced resolution together with a copy of the District's proposed Budget for 1992-1993. Please consider the adoption of this resolution in accordance with the provisions of Section 19B-7 of the Code of Ordinances and applicable state law.

Feel free to contact me if you have any questions regarding this matter.

Sincerely,

Eric L. Gottschalk
Acting Corporation Counsel

ELG:r

Attachment

c: Felice Plain
Executive Director / CityCenter w/enc.

Dominic A. Setaro, Jr.
Director of Finance w/enc



12

DANBURY DOWNTOWN SPECIAL SERVICES DISTRICT 1992 - 93 PROPOSED BUDGET

REVENUES:

ASSESSMENTS	\$118,922.00
LESS RESERVE	(\$20,000.00)
NET COLLECTION	\$ 98,922.00
GRANTS/CONTRIB.	\$ - 0 -
TOTAL REVENUES	<u>\$118,922.00</u>

EXPENDITURES

	AS PROPOSED
DIRECTOR'S SALARY	\$43,775
BENEFITS	\$ 4,100
EDUCATION	\$ 1,100
PROFESSIONAL SERVICES	\$ 7,700
P-TIME EMPLOYMENT - GUIDES	\$11,787
CONTRACTUAL SERVICES	\$ 4,680
ACCOUNTING	\$ 3,000
TRAVEL/MEETINGS	\$ 1,800
ADVERTISING	\$10,000
MAINTENANCE	\$ 1,000
RENT	\$ 3,600
TELEPHONE	\$ 2,000
POSTAGE	\$ 1,000
SUPPLIES	\$ 1,000
DUES & SUBSCRIPTIONS	\$ 700
MISCELLANEOUS	\$ 1,680
TOTAL EXPENSES	<u>\$98,922</u>
TOTAL REVENUE OVER EXPENSES	\$ - 0 -



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

A. D., 19

RESOLVED by the Common Council of the City of Danbury:

**A RESOLUTION LEVYING THE PROPERTY TAX FOR THE DANBURY DOWNTOWN
SPECIAL SERVICES DISTRICT FOR THE FISCAL YEAR BEGINNING
JULY 1, 1992 AND ENDING JUNE 30, 1993**

SECTION 1. The sum of ONE HUNDRED EIGHTEEN THOUSAND, NINE HUNDRED TWENTY-TWO DOLLARS (\$118,922) representing the gross appropriation for the City of Danbury Downtown Special Services District of NINETY-EIGHT THOUSAND, NINE HUNDRED TWENTY-TWO DOLLARS (\$98,922) for the fiscal year beginning July 1, 1992 and ending June 30, 1993, and minus indirect revenue of \$ - 0 -, and minus estimated available "Surplus" of \$ - 0 -, plus uncollectible taxes reserve in the amount of TWENTY THOUSAND DOLLARS (\$20,000) is hereby levied and assessed on all taxable interests in real property located within the City of Danbury Downtown Special Services District as set forth on the corrected annual Grand List as of October 1, 1991.

SECTION 2. Accordingly, the General Fund tax rate for the fiscal year beginning July 1, 1992 and ending June 30, 1993 with respect to said property interests within said District shall be as follows:

TAX RATE: 1.765 MILLS

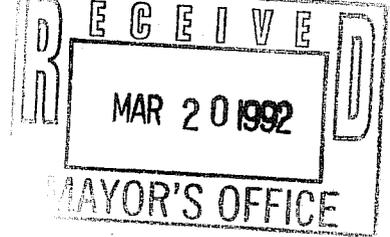
SECTION 3. The taxes levied and assessed as herein provided shall be due and payable in four equal installments on July 1, 1992, October 1, 1992, January 1, 1993 and April 1, 1993 except for taxes not in excess of One Hundred Dollars (\$100.00) which taxes shall be paid on July 1, 1992 in accordance with the General Statutes of the State of Connecticut, unless said date shall have lapsed before the effective date of this resolution in which case the Tax Collector shall fix the date as if said date had not been fixed herein as provided by law.

SECTION 4. The Tax Collector shall cause the said taxes above levied and assessed to be inserted on the tax rolls for the fiscal year beginning on July 1, 1992 and ending June 30, 1993.



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810



March 18, 1992

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

ENGINEERING DEPARTMENT
(203) 797-4641

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

Dear Mayor Eriquez and Common Council Members:

**Mill Plain Road - U.S. Route 6
Sanitary Sewer Easement
Project No. 91-20**

At its February 4, 1992 meeting the Common Council directed us to prepare the plans for the above noted sanitary sewer extension in Mill Plain Road.

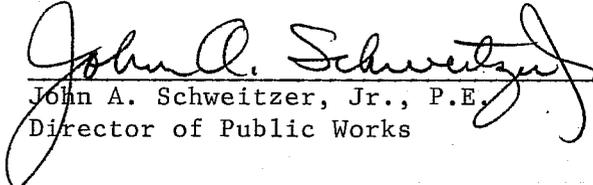
Our office is in the process of finalizing these plans.

In order to install this sanitary sewer, an easement across property owned by George J. David, Trustee is required. Enclosed for your reference please find copies of the proposed easement map and legal description.

We hereby request that the Common Council authorize the Corporation Counsel's office to acquire this proposed easement.

If you have any questions or require additional information, please feel free to contact our office.

Very truly yours,


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

JAS/PAE/gw

Enclosures

c: Basil Friscia
Eric L. Gottschalk, Esq.

13

SANITARY SEWER EASEMENT
GEORGE J. DAVID , TRUSTEE

A certain sanitary sewer easement containing 3,038 square feet, more or less, situated in the City of Danbury, County of Fairfield, and State of Connecticut, bounded and described as follows:

Commencing at the southeasterly corner of the sanitary sewer easement herein described and said corner being located 50.00 feet northerly from the base line roadway of Mill Plain Road - Route U.S. 6, thence going westerly through the land of the Grantor S. $89^{\circ} 33' 48''$ W. a distance of 124.72 feet to a point, thence S. $70^{\circ} 22' 28''$ W. a distance of 24.02 feet to a point on the westerly boundary line of the Grantor, thence going northerly along the westerly boundary line of the Grantor N. $09^{\circ} 40' 28''$ W. a distance of 20.30 feet to a point, thence going easterly through the land of the Grantor N. $70^{\circ} 22' 28''$ E. a distance of 23.84 feet to a point, thence N. $89^{\circ} 17' 33''$ E. a distance of 127.53 feet to a point on the easterly boundary line of the Grantor, thence going southerly along the easterly boundary line of the Grantor S. $02^{\circ} 08' 39''$ E. a distance of 20.60 feet to the point or place of beginning.

Bounded :

- Northerly : By other land of the Grantor.
- Easterly : By land of now or formerly of the State of Connecticut.
- Southerly : By Mill Plain Road - Route U.S. 6 and by other land of the Grantor.
- Westerly : By land of now or formerly of the State of Connecticut.

Together with a temporary construction easement located adjacent to and parallel with the southerly line of the above described sanitary sewer easement.

For a more particular description reference is made to a map entitled " Proposed Sanitary Sewer Easement Through the Property of George J. David, Trustee to be Acquired by The City of Danbury Mill Plain Road - Route U.S. 6 Danbury, Connecticut Scale 1" = 40' March 13, 1992 " prepared by the Engineering Department of the City of Danbury and certified substantially correct as a Class "A-2" survey by Ireneo H. Despojado, P.E. & R.L.S. No. 12050, which map is to be filed in the Danbury Land Records.



RESOLUTION

13

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury wishes to acquire an interest in real property sufficient to allow the proper installation of the Mill Plain Road sanitary sewer authorized by the Common Council at its February 4, 1992 meeting; and

WHEREAS, said installation will involve public use of private property, specifically the property as depicted and described on the attached Schedule A entitled "Sanitary Sewer Easement George J. David, Trustee;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL THAT the Corporation Counsel be and hereby is authorized to acquire private property interests in the above-referenced property either by negotiation or by eminent domain through the institution of suit against the current property owner, his respective encumbrancers and mortgage holders, if any, his heirs, executors, administrators and assigns.



14

CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

April 7, 1992

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

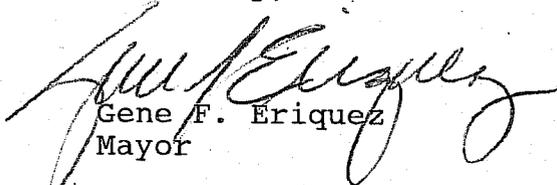
I hereby submit, for you confirmation and approval, the following individual for appointment to the Parks & Recreation Commission:

Robert Gentry (U)
27 Tanglewood Drive
Danbury, CT 06811
Term to expire: December 1, 1992
(Filling unexpired term of T. Evans who resigned)

Mr. Gentry is retired from Boehringer Ingelheim. He has lived in Danbury for six years and has become very involved in a number of community activities. He currently is a volunteer driver for the Red Cross is also active in their RSVP Program. He is a Friendly Visitor for the Volunteer Bureau and is working with the City on a community-wide beautification project.

Thank you, in advance, for your consideration of this appointment.

Sincerely,


Gene F. Eriquez
Mayor
msm



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

April 7, 1992

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

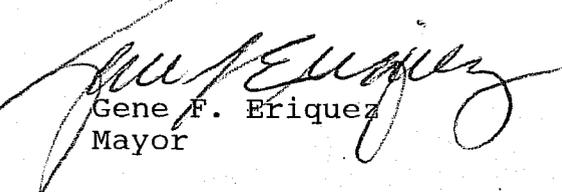
I hereby submit, for your confirmation and approval, the following individual for reappointment to the Candlewood Lake Authority:

Robert Smart (D)
2 Silcam Drive
Term to expire: April 1, 1995

Mr. Smart has served on the Authority for the past two (2) years. He has been very active and currently serves as secretary and as a member of the Executive Committee.

Thank you, in advance, for your consideration of this appointment.

Sincerely,


Gene F. Eriquez
Mayor

msm

15



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

April 7, 1992

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I hereby submit, for your consideration and approval, the following individuals for reappointment to the Planning Commission:

Michael Sibbitt (R)
56 Great Plain Road
Term to expire: January 1, 1995
(As a regular member)

Richard Elder (D)
9 Centennial Drive
Term to expire: January 1, 1995
(As an alternate member)

Both members have excellent attendance records.

Thank you, in advance, for your consideration of this appointment.

Sincerely,

Gene F. Eriquez
Mayor

msm



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

April 7, 1992

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I hereby submit, for your consideration and approval, the following individuals for reappointment to the Youth Commission:

Barbara Feinson (D)
47 Juniper Ridge
Term to expire: April 1, 1995

Eleanor Powers (D)
15 Chambers Road
Term to expire: April 1, 1995

Robert Ochs (U)
21 Wooster Heights
Term to expire: April 1, 1995

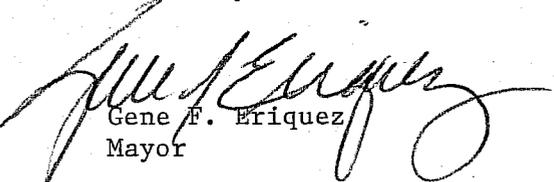
Glenda Armstrong (D)
3 South Cove Road
Term to expire: April 1, 1995

Stasia Ziobrowski (U)
75 Coalpit Hill Road
Term to expire: April 1, 1994

All of these members are very involved in the commission and have excellent attendance records.

Thank you, in advance, for your consideration of this appointment.

Sincerely,


Gene F. Eriquez
Mayor

msm



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

April 7, 1992

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I hereby submit, for your confirmation and approval, the following individuals for reappointment to the Commission on the Status of Women:

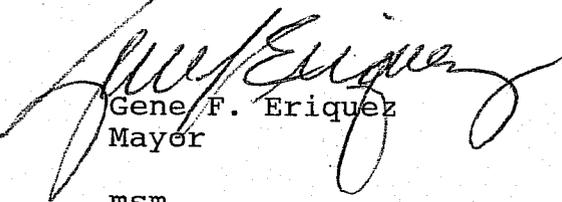
Cora Hord (D)
20 Bragdon Avenue
Term to expire: April 1, 1995

Ileana Velazquez (D)
Tiffany Drive
Term to expire: April 1, 1995

Both members attend and participate in the meetings and are very active in Commission activities.

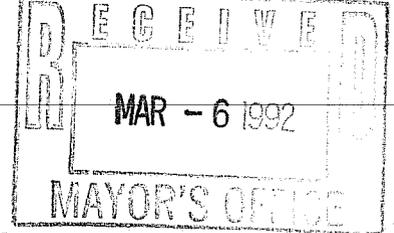
Thank you, in advance, for your consideration of this appointment.

Sincerely,


Gene F. Eriquez
Mayor

msm

18



CITY OF DANBURY

DANBURY, CONNECTICUT 06810
DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

21

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: Director of Finance
From: Elderly Services
Re: DONations to the Dept.
Date: 03/06/92

The following donations were sent to:

Interweave Adult Day Care Center - \$1300.00

from: Hughes Danbury Optical Systems, Inc.
Employees Helping Hand Fund
100 Wooster Heights Rd
Danbury, CT 06810

for: supplies for INTERweave

Danbury Senior Center - \$500.00

from: Rotary Club of Danbury, Inc.
Fund Raising Account
c/o John Schmuecker, President
2 Pound Sweet Hill
Bethel, CT 06801

for: Van Driver/

We shall request the Common Council, at its April meeting, to accept these funds.

Respectfully,

Leo McIlrath



22

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

March 13, 1992

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

FROM: Robert G. Ryerson 
Director, Parks & Recreation

RE: Danbury Athletic Youth Organization

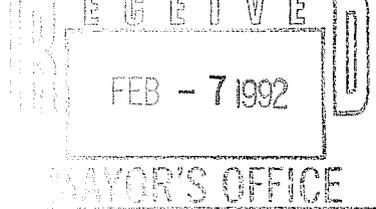
The Danbury Athletic Youth Organization has been committed to promoting youth sports for the past decade. They sponsor the Pop Warner Trojan football, T-Ball baseball and Junior High basketball programs. These programs cost well over \$100,000.

Recently, I collaborated with D.A.Y.O. to administer the Babe Ruth baseball program, ages 13-18 years old. They have accepted the challenge and are committed to upgrading the uniforms, umpires and the city's facilities.

Regarding the city facilities, initially, they want to install three (3) batting/pitching cages between the two fields in Rogers Park. Also, they want to install a temporary outfield fence on the Mountainville field. This gift would have a value of \$8,900.

I highly recommend your approval of these donations at your April meeting. This would allow the cages to be used by the players for their instructional practices which begin April first and continue through May eighth.

RGR:fl



CITY OF DANBURY YOUTH COMMISSION
CITY HALL
DANBURY, CONNECTICUT 06810

February 4, 1992

Mayor Gene Eriquez and
Danbury Common Council
City Hall
Danbury, CT 06810

Dear Mr. Mayor and Common Council Members:

The Danbury Youth Commission has received a donation of \$100 from Grolier. We would like to have this applied to the Conference Fund of the Youth Commission.

Thank you.

Sincerely,

Bobbi Feinson
Chairperson
Danbury Youth Commission



24

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

FORESTRY DEPARTMENT
(203) 797-4536

RICHARD K. SMITH
TREE SUPERVISOR

March 19, 1992

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, Line Item: Living Memorials

Attached please find a copy of a letter and check from the Rotary Club for the planting of a tree on Arbor Day.

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 a tree as part of Arbor Week celebration.

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

cc: City Clerk
D. Setaro
J. Schweitzer
file



Rotary Club of Danbury

Club 6719 - District 7980

"Look Beyond Yourself"

251

1991 - 1992

President

John F. Schmuecker
743-4105

President Elect

Steven A. Paduano
792-7274

Vice President

Michael S. Kan

Secretary

Andrew J. Alexander

Treasurer

Robert Loiseau

Sergeant-at-Arms

Jack W. Kessinger

Directors

John A. Barbosa
Wayne B. Curtis
Peter S. Darling
Odd J. Gjerstad
Frank O. King
Joyce C. Ligi
Todd Payne
James M. Silvestri
Robert J. Vetter

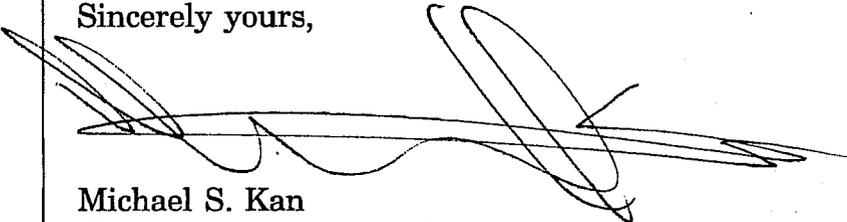
Richard Smith
Supervisor, Forestry Department
City of Danbury
Newtown Road
Danbury, CT 06810

15 March, 1992

Dear Mr. Smith:

Enclosed is our check in the amount of \$100. Please plant one tree at a site of your choice on behalf of the Rotary Club of Danbury.

Sincerely yours,



Michael S. Kan
Chairman, Allocations Committee

Mailing Address:

P.O. Box 788
Danbury, CT 06813



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

24

FORESTRY DEPARTMENT
(203) 797-4536

RICHARD K. SMITH
TREE SUPERVISOR

February 28, 1992

TO: Mayor Gene F. Eqiquez & 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, Director of P.W.
D. Setaro, Director of Finance
City Clerk
file

24

The Danbury Garden Club
Danbury, Connecticut

February 21, 1992

City of Danbury
Mr. Richard Smith, Supt. of Forestry
Newtown Road
Danbury, Ct. 06810

Dear Mr. Smith:

The Danbury Garden Club would like to plant the second "Freedom Tree" at the War Memorial Building at the same site as last year. This tree will commemorate the United States Constitution.

We are enclosing a check in the amount of \$100.00 for a Monarch pear tree. This tree will be planted on Friday, March 27, 1992, at 11:00 A.M.

The Danbury Garden Club thanks you for your courtesy and participation in this patriotic ceremony.

Sincerely yours,

Lucy Brancato
Mrs. L. Brancato
Civic Chairman
Danbury Garden Club

Enclosure (1)

DANBURY GARDEN CLUB		551
		51-7249/2211
February 21, 1992		
PAY TO THE ORDER OF	<i>City of Danbury</i>	\$ <u>100.00</u>
<i>One Hundred ⁰⁰/₁₀₀</i>		DOLLARS
Danbury Savings and Loan MAIN OFFICE DANBURY, CONNECTICUT 06810		
MEMO <i>MISCELLANEOUS</i> <i>FREEDOM TREE PLANTING</i>		<i>Jean E. Heslin</i> Treasurer
⑆ 221172490⑆ 915 765 4⑆ 0551 ⑆ SAFETY PAPER		



25

CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

April 7, 1992

Honorable Members of the Common Council
City of Danbury, Connecticut

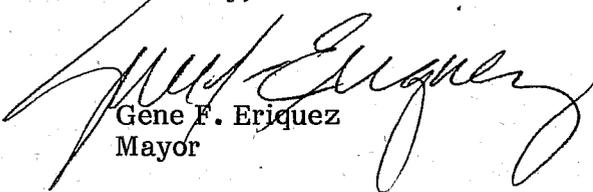
Dear Council Members:

Attached is correspondence from Union Carbide and Related Properties Corporation regarding the donation to the City of Danbury of a traffic light located at the entrance of the Union Carbide property on Old Ridgebury Road.

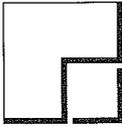
I am requesting that an Ad Hoc Committee be established to review the merits of this request.

Thank you for your consideration of this matter.

Sincerely,


Gene F. Enriquez
Mayor

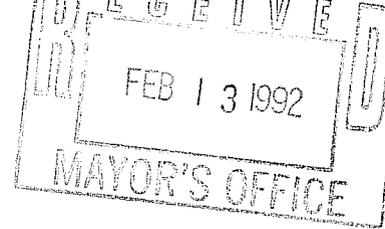
GFE:sr



Related Properties Corporation

625 Madison Avenue
New York, New York 10022
212-421-5333

One of The Related Companies



January 21, 1992

The Honorable Gene F. Eriquez
Mayor of the City of Danbury
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

Dear Mayor Eriquez:

Enclosed please find a letter from Ronald Baumann of Union Carbide Corporation regarding a traffic light at the main entrance of Union Carbide's headquarters.

On behalf of my partners at R.C. Development Associates Limited Partnership, the owner of the site, I would like to confirm our willingness to donate the light to the City.

I would appreciate any help you might provide in accomplishing this.

With best wishes for a Happy New Year.

Yours very truly,

R.C. Development Associates Limited Partnership

By: Warren L. Schwerin
General Partner

Enclosure

25

UNION CARBIDE CORPORATION 39 OLD RIDGEBURY ROAD, DANBURY, CT 06817-0001

RONALD E. BAUMANN
DIRECTOR
CORPORATE REAL ESTATE DEPARTMENT

January 15, 1992

Mr. Andrew D. Augenblick
Executive Vice President
The Related Companies, Inc.
625 Madison Avenue, 9th Floor
New York, NY 10022

Re: Carbide Center
Main Entrance
Traffic Control Light

Dear Andy:

This will confirm our telephone conversation regarding the above name subject. The light was purchased and installed by Union Carbide and is still maintained at our expense. The attached drawing shows its location on Old Ridgebury Road, a town street.

The City of Danbury has indicated a willingness to accept the light as a donation from R. C. Development Associates Limited Partnership and to take over the operational and maintenance costs on this public road. We see no reason for you to continue to legally own this light and for us to bear the operational and maintenance expenses. With Related's approval, we would like to complete the paperwork with the Chief of Police and the Mayor. This will require a letter from you, as owner of the light, that you will donate the light to the City of Danbury at no costs or expense to the City.

If you will send me such a letter addressed to the Mayor's Office, I will have our people complete the required action to transfer this item of personal property to the City of Danbury. If you or your attorney would like to talk with John Sibley, please feel free to telephone John at (203) 794-6271.

25

Enjoyed our conversation, its been a long time since we gathered for a review of things in Purchase.

Yours very truly,



Ronald E. Baumann
Director Real Estate

cc: John J. Sibley, Esquire

GBP:cd
4718:45



26

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

FIRE DEPARTMENT
19 NEW STREET

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

April 1, 1992

To: Mayor Gene F. Eriquez & Members of the Common Council
From: Antonio L. Lagarto, Fire Chief
Subject: Donation From Independent Insurance Agents of Danbury

Dear Mayor Eriquez and Members of the Common Council:

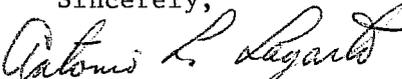
I am requesting that you accept the donation of \$440.00 from the Independent Insurance Agents of Danbury for the purchase of two Supra NC Noise-Canceling Headsets, Model #H51N-M10, for our 911 Center.

The headsets will allow our personnel more freedom in handling the calls as they come into the 911 Center. Our Dispatch System requires the use of computers, radios, and other equipment which would become readily available in a shorter period of time with the use of the headsets. The headsets also reduce background noise by 80% and all calls will be heard more clearly, reducing the possibility of mistaken address, names, etc.

Attached you will find a copy of a letter from Frank P. Molinaro who is the treasurer of the Independent Insurance Agents of Danbury, which letter offers the funds for the headsets.

Thank you for your consideration and your support of this offer.

Sincerely,


Antonio L. Lagarto
Fire Chief

ALL:mw

Attachment

26

Lions Club of Danbury

MEETINGS: THURSDAYS AT 12:15
POST OFFICE BOX 461
DANBURY, CONNECTICUT 06813

RECEIVED

MAR 30 1992



March 27, 1992

FIRE DEPT.

Antonio L. Lagarto
Chief, Danbury Fire Dept.
4 New Street
Danbury, Ct. 06810

Re: Equipment Donation

Dear Chief Lagarto:

Back in January I received a the attached memo from Fred Visconti, the 911 Coordinator for the City of Danbury. The memo brought to our attention the need for headsets which would allow your personnel much more freedom in handling calls as they come into the 911 center.

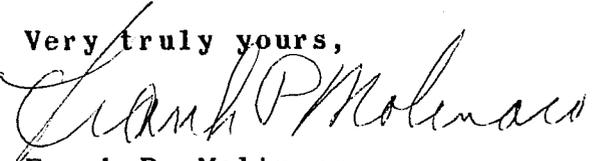
This memo also advised us that due to budget restraints, the request to purchase these headsets has been denied and funding was now being sought from other souces such as the Lions Club.

Unfortunatley, the Lions Club budget was established in July of 1991 and the request had to be denied.

Knowing the value these headsets can be to 911, I turned the request over to the Board of Directors of the INDEPENDENT INSURANCE AGENTS OF DANBURY, an organization that I am treasurer of. The Board met this past Monday and I am happy to say that they are willing to provide the \$440.00 necessary to purchase two Supra NC noise cancelling headsets, model #H51N-M10, for the 911 center.

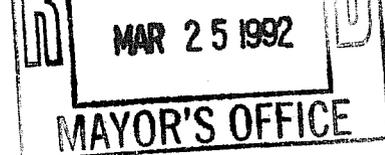
Please let me know when and how the check can be delivered to the Fire Department. We are anxious for you to obtain them as soon as possible.

Very truly yours,


Frank P. Molinaro,
President, Lions Club of Danbury

FPM:me

CC: Ed Kline
A. J. Carnall
40 Laurelhill Road
Brookfield, Ct. 06804



48 Great Plain Road
Danbury, CT 06810
March 25, 1992

Mayor Gene Enriquez
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Enriquez:

I am presently constructing a building on Sugar Hollow Road, which Pier I Imports has contracted to lease. During the site preparation, soil was generated which is excess and must be removed. Since the site was previously occupied by my business, Danbury Centerless Grinding Company, my contractor requested the State Department of Environmental Protection to approve the removal. A "site investigation" by A.E.T. of Bethel did not indicate any contaminated soil. However, a field inspection by Mr. M. Capuano of the D.E.P. raised concerns that there may be uncovered contamination. Upon further examination, slight contamination was found.

In an attempt to determine a "proper way" to dispose of this material, I contacted the State D.E.P. Bureau of Waste Management, as recommended by the City of Danbury Health Dept. Authorization was granted to dispose of this material at the Danbury Land Fill by the State D.E.P., and Jack Kozuchowski of the Danbury Health Dept. Debby Russo, City of Danbury Recycling Coordinator called me on March 16, 1992 indicating the material could be accepted at the Danbury Land Fill.

I am requesting permission to donate this soil to the Danbury Land Fill at no cost to the City of Danbury. The 150 approximate yards utilized as daily cover will benefit the City of Danbury by reducing the purchase of covering material.

Since the soil is now obstructing further site preparation, I request your early reply. The sooner the soil is removed the sooner the building can be completed and actively placed on the City of Danbury tax rolls.

Very truly yours,


George P. Valluzzo

GPV/dr1

Attachments: (2)

Pier I Site

27



CITY OF DANBURY

DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
20 WEST STREET

(203) 797-4625

March 5, 1992

TO: Debby Russo, Recycling Coordinator

FROM: Jack S. Kozuchowski
Coordinator of Environmental and Occupational Health Services

RE: Soil Disposal - Pier I Imports

Mr. George Valluzo has requested authorization to dispose of 150 cubic yards of soil from his property on Sugar Hollow Road in Danbury (Pier I Imports). He has submitted a report on the soil (enclosed) which includes an 8010/8020 hydrocarbon analysis. The soil contains several aromatic constituents (appendix - page 21); however the total for each of the 3 stockpiled soils is less than 100 parts per million. The property used to be the site of Centerless Grinding - a machine shop - and the source of these hydrocarbons is likely to be traces of cutting oils, used in their process.

Additionally, I requested a TCLP analysis (see enclosure). The only metal detected was Barium which at 0.85 ppm is lower than the drinking water standard.

I visually examined the soil stockpiled on this property and I found no staining or hydrocarbon odors in the stockpiled soil.

Finally, DEP has authorized disposal of this soil at the Landfill pending our approval.

I recommend that this soil be accepted at the landfill based upon my examination of the material. It can be used as daily cover.

ts
cc: George Vallugo



STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION



February 27, 1992

27

Mr. George P. Valluzzo
48 Great Plain Road
Danbury, CT 06810

Re: Disposal of approximately 150 cubic yards of contaminated soil generated during a site clean-up from construction activities at Pier I Imports (former Danbury Centerless Grinding facility), 1 Sugar Hollow Road, Danbury, CT.

Dear Mr. Valluzzo:

The Waste Management Bureau has determined that the above referenced material is suitable for disposal at the Danbury solid waste disposal area, subject to the following conditions:

1. Material should not contain any free draining liquids.
2. Soil may be utilized as daily cover material at the landfill.

This determination is based on the review of information and analytical results of soil samples conducted in a site assessment performed by American Environmental Technologies, Inc., Bethel, CT and submitted to the Waste Engineering and Enforcement Division by G.P. Valluzzo, Danbury, CT.

Permission to dispose of this material must also be obtained from the City of Danbury, contact the Health Department office at 797-4625 for proper disposal procedures.

It is the responsibility of the property owner/waste generator to make a hazardous waste determination on all wastes generated prior to disposal and to frequently reevaluate these determinations. This is a one time authorization for disposal of this material, any future disposal requests must be submitted to this office for review.

Please contact David McKeegan at 566-5847 if you have any questions.

Sincerely yours,

David A. Nash
Director
Waste Engineering & Enforcement Division
Waste Management Bureau

DAN/dkm/mdg

cc: Jack Kozuchowski, Danbury Health Dept.

27

48 Great Plain Road
Danbury, CT 06810
February 3, 1992

Fax 566-5255

David McKeagan
Bureau of Waste Management
165 Capital Avenue
Hartford, Ct 06106

Dear Mr. McKeagan:

This letter is to follow up on our phone conversation re the contaminated soil at Pier I Imports at 1 Sugar Hollow Road, Danbury (across from the Danbury Fair Mall). I would like to receive permission to dispose of this soil at the Danbury Land Fill. The City of Danbury Health Department was notified and they recommended that your Department be contacted.

Enclosed is the "Site Investigation" of Pier I by A.E.T., Bethel, CT in January 1992 and a letter from A.E.T. regarding the field inspection conducted by Mr. M. Capuano of the Connecticut Department of Environmental Protection.

As you requested, my check for \$100 is enclosed. An early reply would be appreciated.

Sincerely,

George P. Valluzzo

GPV/drl



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

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

April 7, 1992

CERTIFICATION

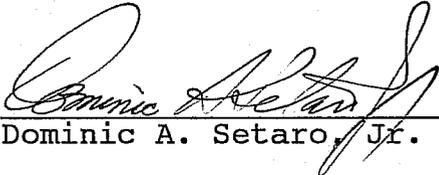
MEMO TO: Mayor Gene F. Eriquez
via the Common Council

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

RE: Request for Funds - City Clerk's Office

I hereby certify the availability of \$2,500 be transferred from Employees Group Insurance, Account #02-09-150-071100, to Ordinances, Legal and Public Notices, Account #02-01-112-022500 to cover the cost of publication notices for the remainder of the fiscal year.

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



Dominic A. Setaro, Jr.

DAS/jg



28

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

April 7, 1992

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

Re: Request for Funds - City Clerk's Office

I hereby request that the sum of \$2,500 be transferred to the City Clerk's budget for the line item Ordinances for cover publication notices for the remainder of the fiscal year.

Thank you for your attention to this matter.

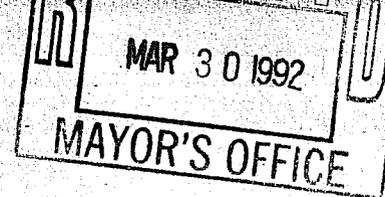
Sincerely yours,

Elizabeth Crudginton
City Clerk



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810



2a

DANBURY MUNICIPAL AIRPORT
P.O. BOX 2299
WIBLING ROAD

AIRPORT ADMINISTRATOR
PAUL D. ESTEFAN
(203) 797-4624

March 30, 1992

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

Dear Mayor Eriquez,

I am requesting that the \$3,000.00 from the Airport escrow account be transferred into the FAA water line to cover the additional cost of pipe, concrete and other items needed to complete the project.

This will complete the entire installation of that water line on Kenosia Avenue.

I thank you in advance. If any questions, please call.

Sincerely,

Paul D. Estefan
Airport Administrator

cc: file
(disk 10/mayor10)



29

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

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

March 30, 1992

MEMO TO: Common Council via
Mayor Gene F. Enriquez

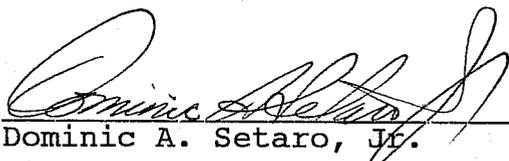
CERTIFICATION

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

RE: Airport

I hereby certify the availability of \$3,000.00 to be transferred from funds Reserved for Airport Improvements to the capital account entitled, "Water Line--Airport", Account #02-11-000-92001. This transfer has no impact on the contingency.

Balance of Reserve	\$22,050.00
Less pending requests	-0-
Less this request	<u>-3,000.00</u>
	\$19,050.00



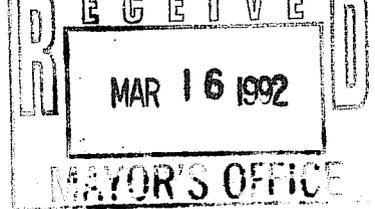
 Dominic A. Setaro, Jr.

DAS/jg

cc: Paul Estefan
Airport Administrator



CITY OF DANBURY
DANBURY, CONNECTICUT 06810



30

FAIR HOUSING OFFICE
20 WEST STREET

(203) 797-4631

March 13, 1992

The Honorable Gene F. Eriquez
 and Members of the Common Council
 155 Deer Hill Avenue
 Danbury, Connecticut 06810

RE: Utilization of
 Danbury Housing
 Partnership fund

Dear Mayor Eriquez and Council Members:

The Homeownership Education Committee of the Danbury Housing Partnership, in conjunction with the University of Connecticut Cooperative Extension System, has initiated four workshops to be offered to the general public starting in April. These workshops, along with the main theme of providing homes for first-time homebuyers will be stressed to all City corporations/ companies through the assistance of the Greater Danbury Chamber of Commerce. The Homeownership Committee's intention is to provide inserts detailing the workshop information in payrolls, thereby providing the information firsthand.

The Danbury High School cafeteria will be utilized for the workshops with the sessions and dates incorporating the following:

- 1st workshop: April 28, 1992 Home to plan and manage your budget
- 2nd workshop: May 26, 1992 You and your credit rating
- 3rd workshop: June 9, 1992 Mortgage sources and choosing an attorney
- 4th workshop: Fall date Selecting a home that's right for you
- 5th workshop: Fall date Maintaining your new home

30

The Homeownership Committee will accrue costs to print the payroll inserts, print posters, stickers, folders, and printed information (supplied by the Cooperative Extension).

All the materials are necessary in creating an effective advertisement campaign to draw attendees to the workshops.

The Partnership is respectfully requesting approval of the expenditure in the amount of \$500.00 from the Danbury Housing Partnership affordable housing fund to be utilized for expenses accrued in the second phase of providing education to community residents seeking to purchase their first home in the Danbury area.

The success of this venture will enable the Danbury workforce to continue to support this City through the ability to purchase and live in Danbury through homeownership.

Please contact Chairperson Sam Deibler or myself should you have any questions concerning this request.

On Behalf of the Partnership,



Susan Zaborowski
Fair Housing Officer

cc: Samuel Deibler, Chairperson
Paul Schierloh, Assoc. Director for Housing
Kimberly Redenz, Asst. Finance Director
Lewis Wallace, Asst. to the Mayor



25

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

FAIR HOUSING OFFICE
20 WEST STREET

(203) 797-4631

March 13, 1992

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

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On Behalf of the Partnership,



Susan Zaborowski
Fair Housing Officer

cc: Samuel Deibler, Chairperson
Paul Schierloh, Assoc. Director for Housing
Kimberly Redenz, Asst. Finance Director
Lewis Wallace, Asst. to the Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

April 7, 1992

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

Dear Council Members:

The Union Carbide Corporation donated \$15,000 to the City of Danbury for affordable housing initiatives. The Council accepted this donation for this purpose at the January, 1992 regular monthly meeting.

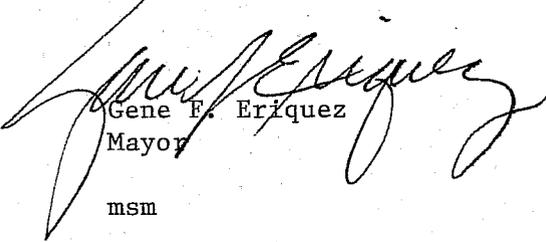
Danbury has been a leader in building regional cooperation to develop affordable housing. As you may recall, our administration sponsored a Regional Housing Summit in March of 1990. One of the accomplishments of this Summit was the establishment of the Housatonic Valley Council of Elected Officials Affordable Housing Resource Fund.

This Fund will provide resources for the ten town HVCEO region to draw on for the development of affordable housing initiatives within each respective municipality.

Accordingly, I respectfully request that you approve allocating \$5,000 from the Union Carbide donation to this Regional Resource Fund so other towns may adequately address affordable housing needs in their communities, thereby benefiting our entire region by ensuring we share in meeting housing needs on a regional basis.

Thank you for you cooperation.

Sincerely,


Gene F. Eriquez
Mayor

msm

RONALD "ROCKY" RICHTER AND
DOMINIC BADARACCO SR
D/B/A RTB INVESTMENTS

2/20/92

2

MAYOR GENE ERIQUEZ, COMMON COUNCIL, AND
TO WHOM IT MAY CONCERN:

WE, THE OWNERS OF THE PROPERTY AT
2 PEMBROKE Rd (CORNER OF 37 + PADANARUM Rd), WOULD
LIKE TO ACQUIRE THE PIECE OF PROPERTY REMAINING
ON THE CORNER AND INDICATED BY THE SHADED-IN AREA
ON THE MAP. THIS PIECE WAS CREATED BY THE WIDENING
AND REDESIGNING OF THE ACCESS OF PADANARUM Rd ONTO
STATE HIGHWAY RTE-37. WE THINK THIS WOULD BE
BENEFICIAL TO US AND THE CITY FOR THE FOLLOWING
REASONS:

- 1) IT WOULD GIVE US A CHANCE TO CLEAN UP
THE CORNER AND PROVIDE 2 OR 3 EXTRA PARKING SPACES.
- 2) THE PIECE BELOW THE STONE WALL IS A
DUMPING SPOT FOR ALL KINDS OF GARBAGE AND THE
PUBLIC WORKS DEPT. IS OVER HERE ONCE OR TWICE A WEEK
CLEANING UP THE DEBRIS. (NOTE THE OLD GARBAGE CAN + PAPERS IN PICTURE)
- 3) THE CITY HAS TO MOW THE GRASS AND KEEP
IT MAINTAINED EVERY WEEK DURING THE SPRING, SUMMER, + FALL

HENCE, WE PROPOSE TO BUILD A NEW STONE
WALL (FULLY-CEMENTED) WITH PROPER DRAINAGE AND A
NEW ASPHALT SHOULDER ON THE BOUNDARY OF THE SHADED
AREA, FILL-IN UP TO GRADE WITH RTE 37, BLACKTOP, AND
INSTALL FENCES AS REQUIRED BY CODE.

FINALLY, I THINK THAT THIS WOULD BE
MOST BENEFICIAL TO THE CITY BECAUSE OF THE MAINTENANCE
THAT WOULD BE ELIMINATED AND THE RESPONSIBILITIES
WOULD BE ON US TO KEEP THE AREA CLEAN.

THANK YOU

Rocky Richter PARTNER



MAR 17 1992

MAYOR'S OFFICE

23

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

March 13, 1992

ENGINEERING DEPARTMENT
(203) 797-4641

JOHN A. SCHWEITZER, JR., P.E.
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:

Eden Drive

The December 30, 1991 request (Item 23 of the February 4, 1992 Common Council meeting) from Steve Crespo of the Woodside Estates Community Association Inc. to change their mailing address has been referred to us for a thirty day report.

As we understand Mr. Crespo's letter, the request is to change only the address of the Woodside Estates condominiums, not the addresses of all the properties along the entire road.

In our opinion this request should be denied. If such a request is granted, a great deal of confusion would exist for emergency personnel, postal carriers and other needing to locate "Woodside Estates" in the middle of what is shown as Eden Drive on City maps and among other properties which use "Eden Drive" as addresses.

There is no reason why the condominiums could not use the address:

Unit # Woodside Estates
7-9 Eden Drive
Danbury, Ct.

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/PAE/gw

c: Basil Friscia
Dennis Elpern



33

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING & ZONING DEPARTMENT

(203) 797-4525

February 26, 1992

To: Dennis I. Elpern, Planning Director
From: Heidi C. Tolo, Associate Planner
Re: Common Council Referral - Woodside Estates

The Common Council has received a request from The Woodside Estates Community Association (hereafter referred to as the Association) to change the official street address of their condominium complex. The Council has referred this request to our department for a report. The existing official address for Woodside Estates is:

7-9 Eden Drive, Unit #
Danbury, CT 06810

The Association has proposed changing the address to:

Unit # Woodside Estates
Danbury, CT 06810

The City's primary concern with regard to street addresses is one of public safety. Street addresses are assigned so as to allow emergency service personnel to accurately locate a building as quickly as possible. In conjunction with the implementation of the E911 system, the address policy used by this department is that the official address for a property shall be on a City recognized street. As the street address suggested by the Association does not include any reference to a City recognized street, it could potentially be difficult for emergency personnel to locate the actual site of an emergency at Woodside Estates. Therefore, I would recommend that the official address for the complex remain #7-9 Eden Drive.

*3/26 Agreed
Fwd to Common
Council. DE*



57

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

March 13, 1992

ENGINEERING DEPARTMENT
(203) 797-4641

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

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

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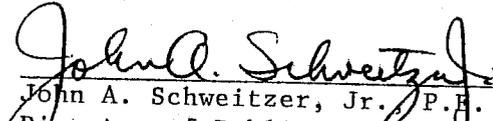
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There is no reason why the condominiums could not use the address:

Unit # Woodside Estates
7-9 Eden Drive
Danbury, Ct.

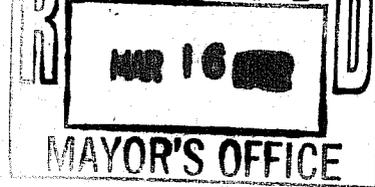
If you have any questions, please feel free to contact our office.

Very truly yours,


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

JAS/PAE/gw

c: Basil Friscia
Dennis Elpern



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

251

PLANNING & ZONING DEPARTMENT
(203) 797-4525

March 16, 1992

To the Members of the Common Council:

Re: Friendly Food Store
84 Franklin Street, Danbury, CT

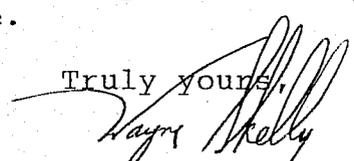
A copy of the complaint which was addressed to you by John T. Perry and John Falvo, c/o Councilman Louis T. Charles, has been sent to me. For your information I am enclosing copies of our file. After reading the complaint you will see that the majority of the items spelled out are not at all related to zoning, such as the picnic table on city property, the garbage dumpster on John Street, and the traffic problem. I have attempted numerous times to explain to Mr. Falvo that these are not zoning matters, but I have been unsuccessful.

With reference to the complaint in item #7, tables with chairs, were placed within the store. I did issue a Cease and Desist Order, and subsequently the tables and chairs were removed. After contacting Daniel Casagrande, Esq., Corporation Counsel, concerning the zoning matters, I sent an opinion letter dated January 30, 1992 to Attorney Edward J. Gallagher, who represents Mr. Perry and Mr. Falvo.

To this day I am perplexed as to why this matter was even forwarded to you since the Zoning Regulations of the City of Danbury and the State Statutes governing Planning and Zoning, Section 8-7 prescribe the procedure to be taken if a person is aggrieved by the action or ruling of the Zoning Enforcement Officer. The proper procedure is to appeal to the Zoning Board of Appeals. As of today no such application has been filed.

If I can be of any further assistance to you concerning this matter please don't hesitate to contact me.

Truly yours,


Wayne Skelly
Zoning Enforcement Officer

WS:ef
enclosures

c: Mayor Enriquez
Asst. Corporation Counsel Daniel Casagrande



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

24

PLANNING & ZONING DEPARTMENT
(203) 797-4525

March 16, 1992

To the Members of the Common Council:

Re: Friendly Food Store
84 Franklin Street, Danbury, CT

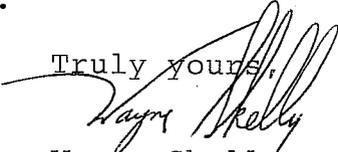
A copy of the complaint which was addressed to you by John T. Perry and John Falvo, c/o Councilman Louis T. Charles, has been sent to me. For your information I am enclosing copies of our file. After reading the complaint you will see that the majority of the items spelled out are not at all related to zoning, such as the picnic table on city property, the garbage dumpster on John Street, and the traffic problem. I have attempted numerous times to explain to Mr. Falvo that these are not zoning matters, but I have been unsuccessful.

With reference to the complaint in item #7, tables with chairs, were placed within the store. I did issue a Cease and Desist Order, and subsequently the tables and chairs were removed. After contacting Daniel Casagrande, Esq., Corporation Counsel, concerning the zoning matters, I sent an opinion letter dated January 30, 1992 to Attorney Edward J. Gallagher, who represents Mr. Perry and Mr. Falvo.

To this day I am perplexed as to why this matter was even forwarded to you since the Zoning Regulations of the City of Danbury and the State Statutes governing Planning and Zoning, Section 8-7 prescribe the procedure to be taken if a person is aggrieved by the action or ruling of the Zoning Enforcement Officer. The proper procedure is to appeal to the Zoning Board of Appeals. As of today no such application has been filed.

If I can be of any further assistance to you concerning this matter please don't hesitate to contact me.

Truly yours,


Wayne Skelly
Zoning Enforcement Officer

WS:ef
enclosures

c: Mayor Enriquez
Asst. Corporation Counsel Daniel Casagrande



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF ASSESSOR
797-4556

ANNE T. DeFLUMERI, C.C.M.A.
ASSESSOR

March 25, 1992

Honorable Members
Common Council
City of Danbury
Danbury, Connecticut 06810

Re: Lot B08004
Rear, Rockwood Lane

Dear Council Members:

I have reviewed all the information regarding Lot B08004 which was requested of me in order to put a value on the property for possible sale to an adjoining property owner.

Lot B08004 is a landlocked parcel of approximately 4.61 acres located to the rear of Rockwood Lane. The property is of very rugged terrain and no road access which would hinder development.

If the City decides to sell this property I feel it has a market value of approximately \$20,000.

Very truly yours,

Anne T. DeFlumeri, C.C.M.A.
Assessor

ATD: ir



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CITY OF DANBURY

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

March 26, 1992

PLEASE REPLY TO:

DANBURY, CT 06810

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

Re: R. W. Granger & Sons, Inc.
Subcontractor Claims
Deicke Brothers Truckin', Inc.
March Council Agenda Item #17

Dear Mayor and Council Members:

At the March Council meeting, Item #17 was referred to this office for a report. That item concerned a claim by a second tier subcontractor under a contract between the City of Danbury and R. W. Granger & Sons, Inc. I have reviewed the matter with Lazlo L. Pinter and Daniel E. Casagrande and present the following report for your review.

In order to get a full understanding of this problem, a brief history is helpful. On May 9, 1991, the City of Danbury entered into a contract with R. W. Granger & Sons, Inc. (hereinafter called "Granger") for the construction of additions and alterations to Danbury High School. As a requirement of the contract and of state law, Granger presented both a performance bond and a labor and material bond to the City prior to the contract signing. The purpose of those bonds, on which United States Fidelity and Guaranty Company is surety, is twofold. The performance bond provides additional assurance that the job will be completed in accordance with the specifications and the labor and material bond assures that payments will be made to all persons or companies furnishing labor or material directly to Granger or to any of Granger's first tier subcontractors (a "first tier" subcontractor has a

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Hon. Gene F. Eriquez, Mayor
Hon. Members of the Common Council
Re: R. W. Granger & Sons, Inc. / March Agenda Item #17
March 26, 1992

direct contract with the general contractor. A "second tier" subcontractor has no direct contract with the general contractor, but rather contracts with a "first tier" subcontractor).

Under that contract, Granger is acting as the general contractor and, as is typical of projects of this size, Granger has contracted out many of the subspecialties involved in the project to other entities. Renco, Inc. is one of nineteen such entities. It contracted with Granger to complete the site work on the project. Renco, in turn, then contracted with Deicke Brothers Truckin', Inc. to perform some of its work.

Last summer, the relationship between Renco and Granger deteriorated as the result of a dispute. Renco claimed in a letter to the City dated November 4, 1991 that it had not been paid by Granger for the work that Renco and its subcontractors had done. Granger claimed in a letter dated November 13, 1991 that Renco's prosecution of the work was inadequate, that Renco had abandoned the project and that Granger had paid Renco all that it was due. Granger's position has been that as a result of Renco's alleged breach of contract, Granger has been forced to engage another to complete Renco's work and that rather than owe Renco, it is Renco that owes Granger. Granger has refused to pay Renco's subcontractors directly since it has no contract with and, therefore, no obligation to these second tier subcontractors.

As you know, this sequence of events has placed the City in an uncomfortable position. Through no fault of its own, the City is caught "in the middle", between Granger on one hand and Renco and the second tier sub's on the other. The Renco subcontractors want the City of Danbury to pay them directly. Granger takes the position that if Danbury pays the subcontractors directly it will be acting as a volunteer and will still be liable to Granger for the full amount of its contract. Further, Granger states that if the City attempts to withhold the amount of any of these direct payments from funds due to Granger, Danbury will be in breach of its contract with Granger.

Bl

Hon. Gene F. Eriquez, Mayor
Hon. Members of the Common Council
Re: R. W. Granger & Sons, Inc. / March Agenda Item #17
March 26, 1992

- 3 -

Contractually, the City has the right to withhold such amounts from the general contractor as may be necessary to assure the payment of "just claims" of persons supplying labor and material on the job. The problem comes about when we consider what qualifies as a "just claim". This determination is particularly difficult when there is a factual dispute between the general contractor and the claimant. Our risks are several.

First, Granger might assert that since the claims were not "just claims", withholding funds on account of them constitutes a breach of contract. Under such circumstances, it is entirely possible that Granger might terminate the work, leaving the project only partially completed. It goes without saying that such an outcome would have serious implications for the City and the school system.

Further, if a court ultimately found that the claims were not "just claims", the City could be held liable to Granger for damages as well as for the payments so withheld. If the City were to actually pay over the withheld amounts to the claimants and a court subsequently found the claims were not "just claims" the City could very well be put in the position of paying twice for the work performed.

Finally, if the surety on the labor and material bond concluded that the City had withheld funds on what it determined to be something other than "just claims", it could take the position that the City's action constituted a modification of the contract without the surety's consent, relieving it of its obligations under the bond. Clearly, such a result would jeopardize the rights of the subcontractors to collect on the bond and I wonder then, whether or not the City would have liability to the subcontractors for that lost opportunity.

Contract provisions aside, the Connecticut General Statutes provide a mechanism for claimants such as Mr. Deicke to make claims against a general contractor's labor and material bond. The statutes provide that if the subcontractor

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Hon. Gene F. Eriquez, Mayor
Hon. Members of the Common Council
Re: R. W. Granger & Sons, Inc. / March Agenda Item #17
March 26, 1992

- 4 -

claimants prevail, they may recover court costs, interest and attorneys' fees in addition to damages. We have urged all subcontractors with whom we have had contact to obtain the advice of counsel of their choosing and protect themselves.

Although all of us would like to see these disputes resolved and every innocent party made whole, each subcontractor entered into its contract freely and now must exercise the rights and remedies afforded to it under the laws of this state. The City is not an insurer, it made no guarantee to any subcontractor about the future conduct of either Granger or Renco. Our responsibility is to make sure that the City complies with its contract and thereby avoids action that could jeopardize its rights thereunder. Moreover, if we took the action that Mr. Deicke requests, we would jeopardize not only the rights of the City, but Mr. Deicke's rights as well as those of the other subcontractors to be compensated for the work they performed.

In summary, we have carefully reviewed the contract and state law and have come to the conclusion that since our primary obligation is to protect the rights and interests of the City of Danbury, we cannot at this time recommend that payments be withheld from Granger or paid to claimants. The risks to the project, the financial risks to the City and, indeed, the risks to the subcontractors themselves are too great to justify such actions. If, at any point, it becomes clear beyond doubt that the claims are "just", we can re-evaluate our position and the relative risks of withholding funds or paying claims. The contract suggests that a re-evaluation might be appropriate when the contractor requests semi-final and final payments. Until we are certain, or until a court decides where the relative merits lie, we suggest that the City take no action which could jeopardize the interests of the parties.

If you have any questions at or prior to the April Council meeting we will make every effort to assist you.

Sincerely,



Eric L. Gottschalk
Acting Corporation Counsel

ELG:r



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING & ZONING DEPARTMENT

(203) 797-4525

April 1, 1992

To: Mayor Gene F. Eriquez
Members of the Common Council
From: Dennis I. Elpern, Planning Director
Re: Long Ridge Road Street Addresses

Pursuant to a request from the Office of the Mayor, our Department conducted a review of the present street numbering system along Long Ridge Road. The purpose of the study was to determine the extent to which street numbers are duplicated, out of sequence, or absent altogether.

Our study consisted of two parts: a review of the official street numbers as shown in the Tax Assessor's records and a survey of the residents of the road. The review revealed a disparity between the City's official records and the public understanding as to where Long Ridge Road actually begins. This discrepancy is the underlying cause of much of the confusion which presently exists. The Assessor's records show Long Ridge Road beginning at the southern end of Brushy Hill Road and continuing south to the Redding town line. The section of road that extends northeast from the Brushy Hill Road intersection to Reservoir Street is shown as a continuation of Mountainville Road (see attached vicinity sketch). The residents of this section of road, however, use Long Ridge Road as their address and there is a street sign at the Reservoir Street/Mountainville Road intersection identifying that section of road as Long Ridge Road. Prior to undertaking any action with regard to street numbers, we recommend that the Council act to correct this discrepancy between the Tax Assessor's records and the residents' addresses.

The two options for remedying this inconsistency are as follows: (1) authorizing the Tax Assessor's office to change their records so as to show Long Ridge Road beginning at the Reservoir Street intersection or (2) notifying the residents to change their street addresses to Mountainville Road and posting a new street sign at the Reservoir Street intersection clearly indicating the continuation of Mountainville Road. The first option would most probably be the more effective and efficient means of correcting this problem as it will very likely be easier for the City to change its records than it will be to get the residents to accept that they have to change their street name. However, it should be recognized that the first option will also inconvenience a greater number of people as most, perhaps all of the residents of Long Ridge Road to the south of Brushy Hill Road will have change their street numbers.

In an effort to ascertain what street numbers are actually being used, we mailed surveys to all residents using Long Ridge Road addresses and to non-resident property owners, a total of 72 surveys. Based on the information from the responses, it was determined that the primary problem is a lack of street numbers. A visual survey of the road confirmed that there are areas along the road where the mailboxes and/or houses do not have street numbers or names on them. Furthermore, there is one instance of number duplication and a few instances of numbers that are out of sequence with the other numbers in the immediate area. Generally speaking, however, the numbers, particularly to the south of Brushy Hill, are in sequential order.

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To: Mayor Gene F. Eriquez and Members of the Common Council
Re: Long Ridge Road Street Addresses

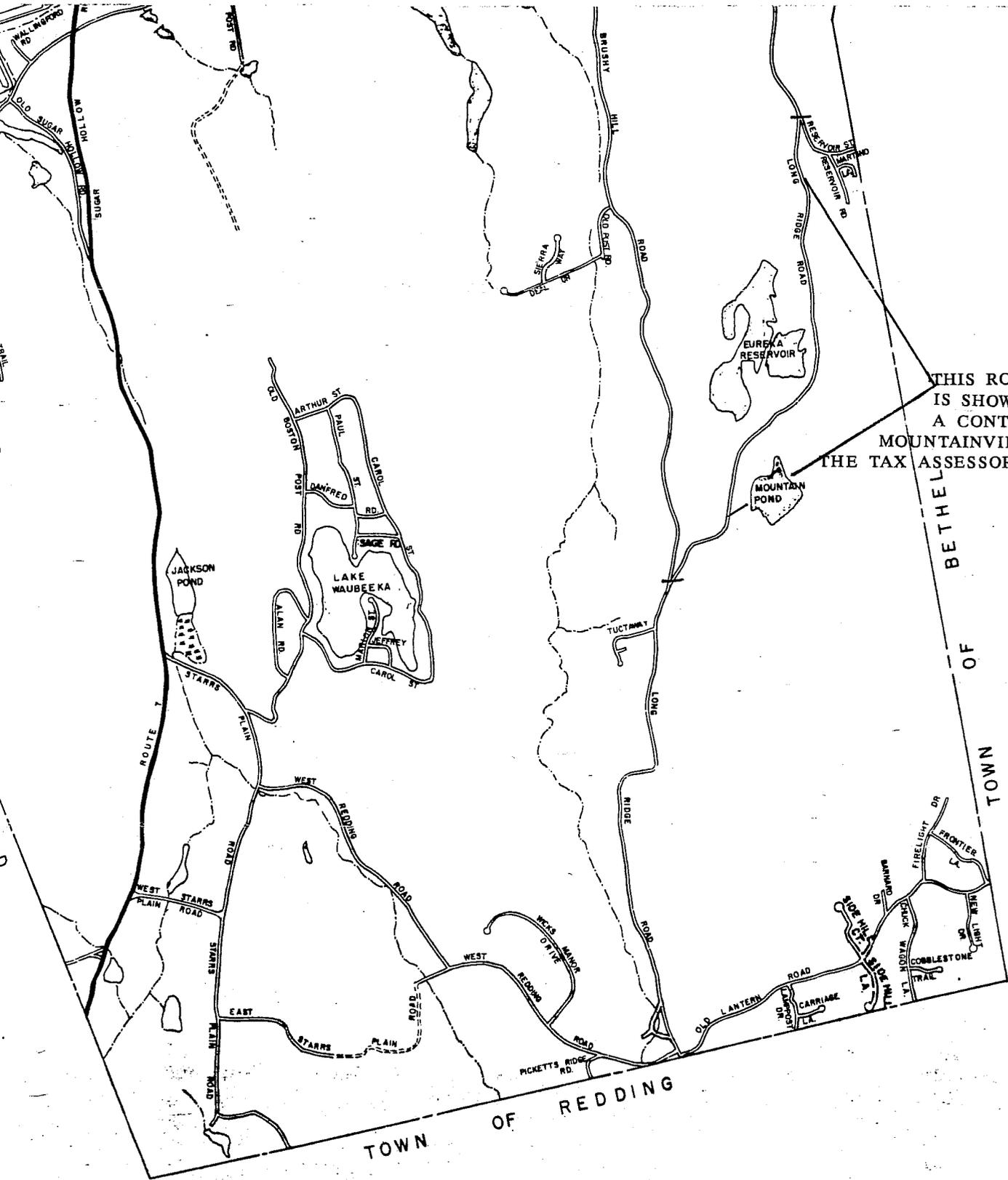
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In addition, the survey asked residents whether or not they are in favor of a street renumbering. We received 45 replies, a response rate of 62.5%. Several residents wrote that they have experienced some difficulty, either with emergency vehicles or deliveries, due to the lack of street numbers. The results of the survey were as follows: 33 were in favor of a renumbering (73% of those responding), 11 were opposed (24% of the responses) and one did not express an opinion (2%). Several residents did comment that a sign at the Danbury-Redding border is needed to clearly indicate where the town line is. They felt this may prevent the need for a renumbering.

If the Council chooses to approve a change to the Tax Assessor records so as to show Long Ridge Road originating at the intersection of Mountainville Road and Reservoir Street, our Department should be notified so that we can prepare a list of new street addresses for the properties along Long Ridge Road for approval by Council.

To: Mayor Gene F. Eriquez and Members of the Common Council
Re: Long Ridge Road Street Addresses

VICINITY SKETCH - LONG RIDGE ROAD



THIS ROAD SEGMENT IS SHOWN AS A CONTINUATION OF MOUNTAINVILLE ROAD IN THE TAX ASSESSOR'S RECORD

BETHEL OF TOWN

TOWN OF REDDING



30

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DOMINIC A. SETARO, JR.
DIRECTOR OF FINANCE

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

April 9, 1992

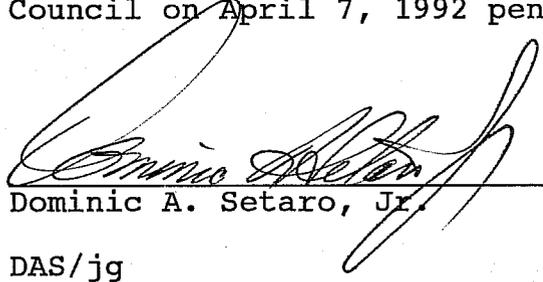
MEMO TO: Mayor Gene F. Eriquez
via the Common Council

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

RE: Drainage

Per Common Council approval, I hereby certify the availability of \$2,500.00 to be transferred from Employees Group Insurance, Account #02-09-150-071100 to the Engineering Department, Professional Services and Fees, Account #02-03-130-020100.

The above request for funds was approved by the Common Council on April 7, 1992 pending this certification.



Dominic A. Setaro, Jr.

DAS/jg

cc: J. Schweitzer



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

April 2, 1992

ENGINEERING DEPARTMENT
(203) 797-4641

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

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

Dear Common Council Members:

South Street Watershed Drainage Study

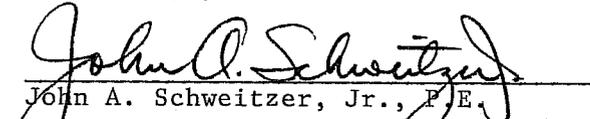
Enclosed please find a copy of the draft agreement prepared by the Corporation Counsel's Office relative to the above noted proposed storm drainage study.

The study is intended to investigate chronic drainage problems in the area bounded by Shelter Rock Road on the north, Great Pasture Road on the south and South Street on the west and to also recommend measures to alleviate the problems.

We are, therefore, requesting that the Common Council authorize Mayor Gene F. Eriquez to enter into funding agreements with various property owners/companies within the drainage study area. We also request that you appropriate the City's share of the study (not to exceed \$2,500) cost.

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/PAE/gw

c: Mayor Gene F. Eriquez
Eric L. Gottschalk, Esq.
Dominic Setaro

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AGREEMENT

THIS AGREEMENT IS MADE THIS _____ day of _____, 1992, by and between _____, a corporation organized and existing under and by virtue of the laws of the State of _____, authorized to do business in the State of Connecticut, and having a principal place of business located at _____, (hereinafter referred to as the "Company") and the City of Danbury, a municipal corporation located in Fairfield County and organized and existing under and by virtue of the laws of the State of Connecticut having offices located at 155 Deer Hill Avenue, Danbury, Connecticut, (hereinafter referred to as the "City");

W I T N E S S E T H:

WHEREAS, the City and the Company wish to undertake a drainage study of the South Street and Shelter Rock Road area within the City of Danbury in accordance with the proposed agreement dated November 4, 1991 prepared by Roald Haestad, Inc., a copy of which is attached hereto as Schedule A; and

WHEREAS, said study is intended to benefit the City, the Company and other companies identified herein; and

WHEREAS, the City, the Company and the other such companies wish to fairly apportion the costs associated with said work;

NOW THEREFORE, in consideration of the mutual covenants and conditions contained herein, the parties hereto agree as follows:

I. The City shall execute the above-referenced agreement with Roald Haestad, Inc. and may execute such amendments or change orders relating to said agreement as it deems appropriate to complete the drainage study contemplated herein; provided however that in the event any such amendments or change orders would commit the City to a cost for the study which exceeds ten thousand dollars, the City shall obtain the approval of all contributing companies prior to executing or approving the amendment or change order.

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2. Subject to the provisions of Section 4 hereof, the City shall contribute a prorata share of the cost of said study, in an amount not to exceed TWO THOUSAND FIVE HUNDRED DOLLARS (\$2,500.00).

3. Subject to the provisions of Section 4 hereof, the Company shall contribute a prorata share of the cost of said study, in an amount not to exceed TWO THOUSAND FIVE HUNDRED DOLLARS (2,500.00).

4. It is understood and agreed that this agreement shall not be effective unless and until the following companies shall all have executed agreements containing the same terms and conditions as are contained herein (with the exception of the Moody-Fantel Properties, Inc. agreement which shall provide for a maximum contribution of one thousand dollars, and the Sandlapper Fabrics, Inc. agreement which shall provide for a maximum contribution of one thousand two hundred dollars, both as described in the next succeeding paragraph):

- a. Penn Central Corporation
46 Shelter Rock Road
Danbury, Connecticut 06810
- b. Fred L. Dill, et al
General Partnership
1 Vink Drive
Carmel, New York 10512
- c. Moody-Fantel Properties, Inc.
30 Shelter Rock Road
Danbury, Connecticut 0681
- d. Preferred Utilities Manufacturing Corporation
7 South Street
Danbury, Connecticut 06810
- e. Eaton Corporation
Pressure Sensors Division
15 Durant Avenue
Bethel, Connecticut 06801
- f. Mariano Associates
A Connecticut Limited Partnership
5 Shelter Rock Road, P. O. Box 916
Danbury, Connecticut 06810

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g. Sandlapper Fabrics, Inc.
60 Shelter Rock Road
Danbury, Connecticut 06810

It is understood, however, that Moody-Fantel Properties, Inc. and Sandlapper Fabrics, Inc. will also execute an agreement similar in form to that provided for herein with the exception that the Moody-Fantel Properties contribution shall be a pro-rata share of the cost of the study, not to exceed One Thousand Dollars (\$1,000.00) and the Sandlapper Fabrics contribution shall be a pro-rata share of the cost of the study, not to exceed One Thousand Two Hundred Dollars (\$1,200.00). It is agreed that if the pro-rata share to be borne by the City and the other contributing companies would exceed the maximum contribution to be made by either Moody-Fantel Properties or Sandlapper Fabrics, then the City shall determine the pro-rata share of each such company by subtracting the maximum contributions of Moody Fantel Properties and Sandlapper Fabrics from the total cost and then by apportioning the remaining cost equally among the City and the other companies, subject to the maximum contribution rate of Two Thousand Five Hundred Dollars specified herein.

5. The contribution of the Company hereunder shall be due and payable within fifteen (15) days of the date upon which the City shall forward a copy of the invoice from Roald Haestad, Inc. to it, together with a bill from the City identifying the Company's proportionate share of the cost thereof. The Company agrees that in the event that it shall fail to make any payment due in accordance with the provisions of this paragraph, it shall pay interest to the City thereon at the rate of eighteen per cent (18%) per annum, commencing on the date when said invoice and bill were so forwarded.

6. Following completion of the study, the City shall provide a copy thereof to the Company, and the Company shall have the opportunity to participate in all meetings held for the purpose of reviewing the study.

7. This agreement shall constitute the entire understanding of the parties which may only be amended in writing signed by both parties hereto.

8. This agreement shall be binding upon the heirs, successors and assigns of the parties hereto.



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CITY OF DANBURY

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

PLEASE REPLY TO:

March 31, 1992

DANBURY, CT 06810

Hon. Members of the Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut

Re: DEP Consent Order No. 1238A

Dear Council Members:

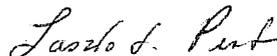
On March 18, 1991, the City of Danbury signed a contract for the replacement of boilers at Danbury High School and Broadview Middle School. The State Department of Environmental Protection has advised that the City of Danbury is in violation of federal and state regulations because the City's contractor failed to obtain permits prior to said installations. These installations were considered by the contractor to be routine replacements and not significant modifications to the existing systems and therefore not within the purview of such regulations.

In view, however, of the DEP's position in this matter and City officials' exhaustive review and discussion of this issue, it is recommended that the City enter into the attached Consent Order No. 1238A with the State of Connecticut resolving this matter. The Consent Order basically serves to bring the City of Danbury into compliance with regard to the aforesaid state and federal regulations. The state order also imposes a penalty of \$3,000 for the referenced violations. It should be kept in mind that monies have been retained from the contractor and will take care of the penalty. There are also some additional funds retained from the contractor in the event of any other and further costs incurred with regard to this Consent Order.

Hon. Members of the Common Council
Re: DEP Consent Order No. 1238A
March 31, 1992

Inasmuch as the state has given the City until April 10, 1992 to return an executed Consent Order, it is requested that this matter be considered at the April meeting without deferral to a Council subcommittee. If you find the Consent Order and the above explanation acceptable, kindly authorize the Mayor to execute the Consent Order so that this matter may be terminated. Please don't hesitate to call this office should you have any questions in anticipation of your consideration.

Very truly yours,



Laszlo L. Pinter
Assistant Corporation Counsel

LLP:cr

Attachment

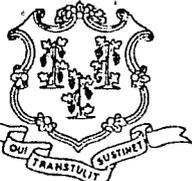
c: Hon. Gene F. Eriquez
Mayor

Eric L. Gottschalk, Esq.
Acting Corporation Counsel

John A. Schweitzer, Jr.
Acting Director of Public Works

Richard M. Palanzo
Superintendent of Public Buildings

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STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION



STATE OF CONNECTICUT)
VS.)
CITY OF DANBURY)
CONSENT ORDER NO. 1238A

CONSENT ORDER

A. With the agreement of Respondent, the Commissioner of Environmental Protection ("Commissioner") finds the following:

- 1. The City of Danbury ("Respondent") operates Danbury High School at 43 Clapboard Ridge Road, Danbury, Connecticut ("facility-DHS") and Broadview Junior High School at Hospital Avenue, Danbury, Connecticut ("facility-BJHS").
2. At the facility-DHS, Respondent has operated three (3) Rockmill MP-300 boilers without applying for or obtaining permits to construct or permits to operate.
3. At the facility-BJHS, Respondent has operated two (2) Rockmill MP-200 boilers without applying for or obtaining permits to construct or permits to operate.
4. By virtue of the above, Respondent has violated Section 22a-174-3(a)(1) of the Regulations of Connecticut State Agencies ("Regulations").

B. With the agreement of Respondent, the Commissioner, acting under Sections 22a-6, 22a-171, 22a-174, 22a-177 and 22a-178 of the Connecticut General Statutes, orders Respondent as follows:

- 1. Respondent may operate the three (3) Rockmill MP-300 boilers and the two (2) Rockmill MP-200 boilers for no longer than one (1) year from the issuance date of this Consent Order, or until the Commissioner issues to Respondent Permits to Operate such boilers under Connecticut General Statutes, Chapter 446c and Section 22a-174-3 of the Regulations, whichever is earlier, provided that:
a. Within ninety (90) days after issuance of this Consent Order, Respondent shall complete and submit complete permit application packages for such boilers to the New Source Review group of the Bureau of Air Management. Said application packages shall include, but not be limited to, the following:
i. Complete permit applications on Department forms;

Respondent's initials: _____ Date: _____

- ii. Emission rates for criteria pollutants as defined in Section 22a-174-1(19) of the Regulations;
- iii. Maximum Allowable Stack Concentration (MASC) calculations in accordance with Section 22a-174-29(c) of the Regulations;
- iv. BACT/LAER (Best Available Control Technology / Lowest Achievable Emission Rate) analysis (in accordance with the NESCAUM BACT guideline, June 1991);
- v. Demonstration of compliance with Section 22a-186a of the Connecticut General Statutes;
- vi. Written notification of the permit filing to each person whose property abuts the land where the activity requiring the permit is located, pursuant to Section 22a-186b of the Connecticut General Statutes; and
- vii. Applicable permit and/or modeling fees, pursuant to Section 22a-174-26 of the Regulations.

b. Progress reports. Respondent shall submit quarterly Progress Reports postmarked on or by the tenth day of the month beginning March 10, 1992, and continuing every third month thereafter. Each Progress Report shall describe Respondent's current status in the permitting process. Progress Reports shall be submitted until Respondent has fully complied with this Consent Order.

2. Full compliance. Respondent shall not be considered in full compliance with this Consent Order until all actions required by the order have been completed as approved and to the satisfaction of the Commissioner.

3. Penalty for past violations. Within fourteen days after issuance of this Consent Order, Respondent shall pay a civil penalty of THREE THOUSAND DOLLARS (\$3000.00) for the violation of Section 22a-174-3(a)(1) of the Regulations described in Paragraphs A(2) through A(4) above, provided that nothing herein shall affect the Commissioner's authority to collect any civil penalty for a violation of such regulation occurring after the issuance of this Consent Order.

4. Stipulated future penalties.

- a. 1. If Respondent fails to comply with any requirement of this Consent Order or of any document approved hereunder, or fails to comply on time with any such requirement, Respondent shall pay the following civil penalties:

Respondent's initials: _____

Date: _____

BA

For each of the first ten days following the date compliance was required, two thousand dollars (\$2,000);

For each of the next ten days thereafter, five thousand dollars (\$5,000);

For each day thereafter, the sum to be paid shall increase by two thousand dollars (\$2,000) until the maximum civil penalty specified in the general statutes as amended is reached, which sum shall be paid every day thereafter until compliance is achieved.

2. Notwithstanding the provisions of paragraph B(4)(a)(1) of this Consent Order, if Respondent fails to submit a Progress Report by the dates set forth in paragraph B(1)(b) of this Consent Order, Respondent shall pay a penalty of one hundred dollars (\$100.00) per day for each day following the Progress Report due date.

b. Payment of the amounts specified in subparagraph (a) of this paragraph shall be submitted to the Commissioner within thirty days of the date that Respondent became aware or should reasonably have become aware of such violation. Failure to pay such penalties within thirty days shall not result in additional penalties under subparagraph (a) of this paragraph, provided that Respondent shall pay interest at a rate of one and two-thirds per cent per month or part thereof on any penalty which is not paid when due, beginning on the first day on which the penalty was past due.

c. In an action by the Commissioner to enforce the civil penalty provisions of this paragraph, the Commissioner need prove only that Respondent failed to comply with a requirement of this Consent Order or of any document approved hereunder within the time specified. Respondent waives the opportunity to contest the amount of any penalty specified herein or the justification for its imposition, except that Respondent may prove compliance or that compliance was impossible due only to an event beyond the reasonable control of Respondent which was unforeseeable and the results of which could not have been avoided or repaired or caused to be avoided or repaired by Respondent or an agent, employee or representative of Respondent in order to prevent the noncompliance. Increased cost shall not constitute such impossibility. Respondent shall have the burden of going forward and of persuasion with respect to any allegation of impossibility. If Respondent claims that compliance was impossible due to an event specified in this paragraph, in addition to the notice required by

Respondent's initials: _____

Date: _____

paragraph B(9) Respondent shall also submit a written notice to the Commissioner within ten days of becoming aware of such event stating the time of the event, the reasons that the event resulted in the noncompliance, and all activities which the Respondent and its agents, employees and representatives took to avoid or repair the results of the event and prevent the noncompliance. Failure of Respondent to submit this information to the Commissioner within ten days of becoming aware of the event shall render the provisions of this paragraph regarding allowance of claims of impossibility of no force and effect as to the particular incident involved.

5. Payment of penalties. Payment of penalties under this Consent Order shall be mailed or personally delivered to Mr. Stephen Peplau, Director of Engineering and Enforcement, Bureau of Air Management, Department of Environmental Protection, 165 Capitol Avenue, Hartford, CT 06106, and shall be by certified or bank check payable to the Connecticut Department of Environmental Protection. The check shall state on its face, "Air management civil penalty, Consent Order No. 1238A.
6. Approvals. Respondent shall use best efforts to submit to the Commissioner all documents required by this Consent Order in a complete and approvable form. If the Commissioner notifies the respondent that any document or other action is deficient, and does not approve it with conditions or modifications, it is deemed disapproved, and Respondent shall correct the deficiencies and resubmit it within the time specified by the Commissioner or, if no time is specified by the Commissioner, within thirty days of the Commissioner's notice of deficiencies. In approving any document or other action under this Consent Order, the Commissioner may approve the document or other action as submitted or performed or with such conditions or modifications as the Commissioner deems necessary to carry out the purposes of this Consent Order. Nothing in this paragraph shall excuse noncompliance or delay.
7. Definitions. As used in this Consent Order, "Commissioner" means the Commissioner or an agent of the Commissioner.
8. Dates. The date of submission to the Commissioner of any document required by this Consent Order shall be the date such document is received by the Commissioner. The date of any notice by the Commissioner under this Consent Order, including but not limited to notice of approval or disapproval of any document or other action, shall be the date such notice is personally delivered or the date three days after it is mailed by the Commissioner, whichever is earlier. Except as otherwise specified in this Consent Order, the word "day" as used in this Consent Order means calendar day. Any document or action which is required by

Respondent's initials: _____

Date: _____

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this Consent Order to be submitted or performed by a date which falls on a Saturday, Sunday or legal holiday shall be submitted or performed on or before the following business day.

9. Notification of noncompliance. In the event that Respondent becomes aware that it did not or may not comply, or did not or may not comply on time, with any requirement of this Consent Order or of any document required hereunder, Respondent shall immediately notify the Commissioner and shall take all reasonable steps to ensure that any noncompliance or delay is avoided or, if unavoidable, is minimized to the greatest extent possible. In so notifying the Commissioner, Respondent shall state in writing the reasons for the noncompliance or delay and propose, for the review and written approval of the Commissioner, dates by which compliance will be achieved, and Respondent shall comply with any dates which may be approved in writing by the Commissioner. Notification by Respondent shall not excuse noncompliance or delay, and the Commissioner's approval of any compliance dates proposed shall not excuse noncompliance or delay unless specifically so stated by the Commissioner in writing.
10. Certification of documents. Any document, including but not limited to any notice, which is required to be submitted to the Commissioner under this Consent Order shall be signed by a responsible corporate officer of the Respondent or a duly authorized representative of such person, as those terms are defined in section 22a-430-3(b)(2) of the Regulations of Connecticut State Agencies, and by the individual or individuals responsible for actually preparing such document, each of whom shall certify in writing as follows:
"I have personally examined and am familiar with the information submitted in this document and all attachments and certify that based on reasonable investigation, including my inquiry of those individuals responsible for obtaining the information, the submitted information is true, accurate and complete to the best of my knowledge and belief, and I understand that any false statement made in this document or its attachments may be punishable as a criminal offense."
11. Noncompliance. This Consent Order is a final order of the Commissioner with respect to the matters addressed herein, and is nonappealable and immediately enforceable. Failure to comply with this Consent Order may subject Respondent to an injunction and penalties under Chapters 439 and 446c of the Connecticut General Statutes.
12. False statements. Any false statement in any information submitted pursuant to this Consent Order may be punishable as a criminal offense under Section 22a-175 of the Connecticut General Statutes or, in accordance with Section 22a-6, under Section 53a-157 of the Connecticut General Statutes.

Respondent's initials: _____

Date: _____

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13. Notice of transfer; liability of Respondent and others. Until Respondent has fully complied with this Consent Order, Respondent shall notify the Commissioner in writing no later than fifteen days after transferring all or any portion of the operations which are the subject of this Consent Order, the site or the business, or obtaining a new mailing or location address. Respondent's obligations under this Consent Order shall not be affected by the passage of title to any property to any other person or municipality. Any future owner of the site may be subject to the issuance of an order from the Commissioner. The terms of this Consent Order shall apply to and be binding upon Respondent's successors and assigns, as provided by law.
14. Commissioner's powers. Nothing in this Consent Order shall affect the Commissioner's authority to institute any proceeding to prevent or abate violations of law, prevent or abate pollution, recover costs and natural resource damages, and to impose penalties for violations of law, including but not limited to violations of any permit issued by the Commissioner. If at any time the Commissioner determines that the actions taken by Respondent pursuant to this Consent Order have not fully characterized the extent and degree of pollution or have not successfully abated or prevented pollution, the Commissioner may institute any proceeding to require Respondent to undertake further investigation or further action to prevent or abate pollution.
15. Respondent's obligations under law. Nothing in this Consent Order shall relieve Respondent of other obligations under applicable federal, state and local law.
16. No assurance by Commissioner. No provision of this Consent Order and no action or inaction by the Commissioner shall be construed to constitute an assurance by the Commissioner that the actions taken by Respondent pursuant to this Consent Order will result in compliance or prevent or abate pollution.
17. Access to site. Any representative of the Department of Environmental Protection may enter the site without prior notice for the purposes of monitoring and enforcing the actions required or allowed by this Consent Order.
18. No effect on rights of other persons. This Consent Order shall neither create nor affect any rights of persons who or municipalities which are not parties to this Consent Order.

Respondent's initials: _____

Date: _____

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- 19. Notice to Commissioner of changes. Within fifteen days of the date Respondent becomes aware of a change in any information submitted to the Commissioner under this Consent Order, or that any such information was inaccurate or misleading or that any relevant information was omitted, Respondent shall submit the correct or omitted information to the Commissioner.
- 20. Submission of documents. Any document required to be submitted to the Commissioner under this Consent Order shall, unless otherwise specified in writing by the Commissioner, be directed to:

Mr. Christopher D. Nelson
 Department of Environmental Protection
 Bureau of Air Management
 165 Capitol Avenue
 Hartford, Connecticut 06106

Respondent consents to the issuance of this Consent Order without further notice. The undersigned certifies that he/she is fully authorized to enter into this Consent Order and to legally bind the Respondent to the terms and conditions of the Consent Order.

CITY OF DANBURY

BY: _____
 print: _____
 title: _____
 date: _____

Issued as a final order of the Commissioner of Environmental Protection on _____, 19____.

 Timothy R.E. Keeney
 Commissioner

TK/CDN

MAILED CERTIFIED MAIL,
 RETURN RECEIPT REQUESTED

Certified Document No.



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CITY OF DANBURY

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

PLEASE REPLY TO:

March 11, 1992

DANBURY, CT 06810

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

Re: Greiner v. Metcalf & Eddy, et al.

Dear Mayor and Council Members:

As you know, the City is in the process of completing significant improvements to the Danbury Wastewater Treatment Plant. Those improvements were designed by Metcalf & Eddy, Inc., which subcontracted portions of their work to Greiner, Inc. During the course of design, Greiner made a claim for compensation under its contract with Metcalf & Eddy, Inc. which substantially exceeded the estimated cost of the work.

That claim was forwarded to the City by Metcalf & Eddy together with its recommendation for partial payment. Subsequent discussions failed to result in an agreement regarding the amount which should properly be due under the contract. In March of 1991 Greiner instituted litigation in Federal District Court against Metcalf & Eddy, Inc., and in May of last year Metcalf & Eddy filed a third party complaint against the City.

Since that time, we have been in active discussions with both parties in an effort to resolve the suit short of trial. Those discussions have resulted in a proposed settlement that warrants your consideration. I will be available to discuss the substance of the proposal with you in executive session should

Hon. Gene F. Eriquez, Mayor
Hon. Members of the Common Council
Re: Greiner v. Metcalf & Eddy, et al.
March 11, 1992

you so desire. If you have any questions in the meantime,
please feel free to contact me.

Sincerely,

Eric L. Gottschalk
Acting Corporation Counsel

ELG:r

c: Daniel E. Casagrande, Esq.
Assistant Corporation Counsel

William J. Buckley, Jr.
Superintendent of Public Utilities

Dominic A. Setaro, Jr.
Director of Finance



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CITY OF DANBURY

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

PLEASE REPLY TO:

March 10, 1992

DANBURY, CT 06810

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

Re: Danbury v. Flaherty Giavara Associates, Inc.

Dear Mayor and Council Members:

In 1986 the City and three construction contractors instituted litigation against Flaherty Giavara Associates in connection with FGA's design of the West Lake Water Treatment Plant. The complaint alleged breach of contract as well as negligence on the part of FGA.

All plaintiffs in that action are being represented by Attorney Edward L. Marcus. I have now been advised by Mr. Marcus that he has received a proposed settlement offer from the defendant which he believes is worth your consideration.

I will be available to discuss this proposal with you in detail, in executive session, should you so desire.

Sincerely,

Eric L. Gottschalk
Acting Corporation Counsel

ELG:r



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

April 7, 1992

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

Re: Alternates to the Planning and Zoning Commissions

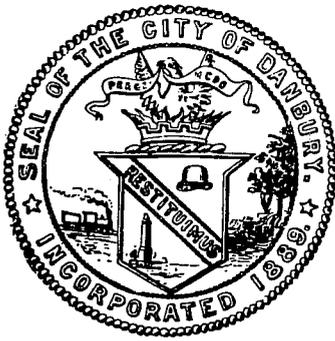
The Common Council met as a committee of the whole at 7:08 P.M. on March 16, 1992 to review a proposed ordinance concerning alternates to the Planning and Zoning Commissions. The proposal denoted the powers and duties of the alternates and the method of selection of these alternates. No one spoke at the preceding public hearing, but a letter from Associate Planner Dan Leppo was received. In this letter, Mr. Leppo communicated the opinion of the Planning Commission on the choosing of the alternates. They recommend that the alternates be chosen solely by the Chair of either Commission, rather than have the option of this designation by a regular member.

Mr. Falzone moved to recommend approval of the proposed ordinance with the exception of the choosing of an alternate member by a regular member. The motion was seconded by Mr. Boughton and passed unanimously.

Respectfully submitted,



JOSEPH DaSILVA, Chairman



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ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

April 7, 1992

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

THAT Section 2-47(d) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 2-47. Planning Commission.

(d) Alternate members. Three (3) alternate members to the planning commission shall be appointed by the mayor of the City of Danbury and approved by the common council.

The term of office of one (1) of the three (3) persons originally appointed as alternates shall expire on January first in each of the years 1981 to 1983, inclusive, and the term of each successor to such person originally appointed shall be three (3) years ending on January 1.

Any vacancy in the office of an alternate which does not arise from the expiration of a term of office shall be filled by the mayor for the unexpired portion of the term and approved by the common council.

Such alternate members when seated as provided herein shall have all powers and duties as set forth in Title 8 of the Connecticut General Statutes. If a regular member of the planning commission is absent, the chair of the planning commission shall designate an alternate to act, choosing alternates in rotation so that they shall act as nearly equal a number of times as possible. If any alternate is not available in accordance with such rotation, such fact shall be recorded in the minutes of the meeting.

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

Adopted by the Common Council - April 7, 1992
Approved by Mayor Gene F. Eriquez - April 9, 1992

ATTEST:

Elizabeth Crudginton
ELIZABETH CRUDGINTON
City Clerk

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ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

April 7, 1992 _____

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

THAT Chapter 2 of the Code of Ordinances of Danbury, Connecticut is hereby amended by the addition of Section 2-43 entitled "Zoning Commission Alternates", which said Section shall read as follows:

Sec. 2-43. Zoning Commission Alternates.

The election and terms of the three (3) alternate members of the zoning commission shall be governed by the Charter of the City of Danbury. When seated as provided herein, such alternate members shall have all the powers and duties as set forth in Title 8 of the Connecticut General Statutes. If a regular member of the zoning commission is absent, the chair of the zoning commission shall designate an alternate to act, choosing alternates in rotation so that they shall act as nearly equal a number of times as possible. If any alternate is not available in accordance with such rotation, such fact shall be recorded in the minutes of the meeting.

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

Adopted by the Common Council - April 7, 1992
Approved by Mayor Gene F. Eriquez - April 9, 1992

ATTEST: *Elizabeth Crudginton*
ELIZABETH CRUDGINTON
City Clerk



LF

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

April 7, 1992

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

Re: Request for Charter Revision Commission

The Common Council Committee appointed to review a request to form a Charter Revision Commission to establish a provision for an automatic referendum on the annual budget met at 7:30 P.M. on March 24, 1992 in City Hall. In attendance were committee members DaSilva, Dean Esposito and Scozzafava. Also in attendance were Assistant Corporation Counsel Les Pinter, Assistant City Clerk Jimmetta Samaha, the petitioner Lynn Waller and several members of the community and Council Member Eileen Coladarci, ex-officio.

A number of comments from those attending were directed to the committee in favor of the proposed Charter Revision. The thrust of the comments related to allowing the citizens a final say in each budget. It was proposed that the prevailing tax rate be extended past the end of each fiscal year until any referenda are concluded or to devise a formula that would bring about a referendum if exceeded. It was stated that the present system of presenting a budget is not effective and that citizens should have the prerogative of turning down the budget each year. Most criticism of the budget was directed toward the Board of Education and the escalating cost of education.

The committee responded that the present form of government was established following consolidation in the 1960s, purposely following a strong mayoral form of government. The Common Council's main responsibility is to formulate the yearly budget. This form of government has worked very well through the years, especially during the present hard economic times. The City of Danbury was the only major City in the State of Connecticut to present a budget with no tax increase for the present fiscal year. The City has prepared prudent budgets in all departments, saving substantial money in all areas. It was further stated that the lack of an approved budget at the beginning of the fiscal year will cause confusion and a possible substantial expenditure to borrow sufficient funds to meet commitments. In the case of no tax collections at all, this cost could exceed \$500,000.

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Mr. Scozzafava moved to take no action on this request at this time pending a petition drive by citizens of Danbury to bring about a Charter Revision Commission and to take an appropriate action if sufficient signatures are obtained. The motion was seconded by Dean Esposito. Motion carried unanimously.

Respectfully submitted,

Joseph DaSilva

JOSEPH DaSILVA, Chairman

Dean Esposito

DEAN ESPOSITO

Joseph Scozzafava

JOSEPH SCOZZAFAVA



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

April 7, 1992

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Honorable Members of the Common Council

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Mr. Scozzafava moved to take no action on this request at this time pending a petition drive by citizens of Danbury to bring about a Charter Revision Commission and to take an appropriate action if sufficient signatures are obtained. The motion was seconded by Dean Esposito. Motion carried unanimously.

Respectfully submitted,

JOSEPH DaSILVA, Chairman

DEAN ESPOSITO

JOSEPH SCOZZAFAVA



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

March 18, 1992

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

Re: Request to Obtain Rights in Segar Street

The Common Council Committee appointed to review a request of a property owner to obtain rights in what is referred to as "old" Segar Street met at 7:00 P.M. on March 18, 1992 in Room 432 of City Hall. In attendance were committee members Setaro and Boughton. Also in attendance were Acting Corporation Counsel Eric Gottschalk, City Engineer Jack Schweitzer and Attorney A. Peter Damia.

Mr. Boughton moved to waive the rules. Seconded by Mr. Setaro. Motion passed unanimously.

Mr. Setaro stated that the Planning Commission, at the February 5, 1992 meeting, recommended that the City accept \$2,000.00 in return for a quit claim deed for a portion of Segar Street, while retaining any easements the City might have in the parcel.

Attorney Damia explained that he seeks that the City convey to his client, whose property abuts the parcel at issue, that portion of Segar Street which is no longer in use, located on the left of Mill Plain Road, west of the I-84 overpass. Although the Planning Commission established that the City does not own this portion of Segar Street, conveyance is sought in order to clear the title of the parcel with regard to City ownership. He also stated that the City would be granted any easements which may be needed for future use.

Mr. Schweitzer explained that this parcel has not been used as a road since prior to the construction of I-84 in the early 1960's. He added that the City does not have nor will it need drainage rights in the property since the State had addressed the drainage questions in the area.

Mr. Gottschalk explained that since the City had not used the roadway in many years and did not hold title to it, the abutting landowners would own up to the center of the

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parcel. He recommended that the Council accept the offer as Attorney Damia was willing to accept a quit claim deed for the parcel in return for reasonable monetary value. A quit claim deed only conveys that interest which the City holds in the parcel.

After discussion, Mr. Boughton moved that the committee recommend to the full Common Council that the City convey by quit claim deed that portion of Segar Street in question to Attorney Damia's client for \$2,000.00 based upon the Planning Commission recommendation and recommendation of the City Engineer that the City has no need for drainage easements in the parcel. Seconded by Mr. Setaro. Motion passed unanimously.

Mr. Boughton moved that the meeting adjourn at 7:30 P.M. Seconded by Mr. Setaro. Motion passed unanimously.

CHRISTOPHER SETARO, Chairman

DONALD BOUGHTON

ALFRED CIPRIANI



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

April 7, 1992

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

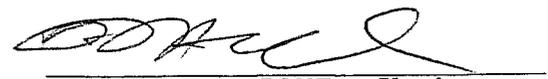
Re: Leash Law

The Common Council Committee appointed to review the possibility of enacting a leash law met at 8:00 P.M. in Room 432 in City Hall on March 23, 1992. In attendance were committee members Falzone and Cipriani. Also in attendance were Canine Control Officer Charles Farrar, Assistant Dog Warden Ronald Newton, Mr. and Mrs. Riley, Brenda Korona, Dana Road constituents and Assistant Corporation Counsel Les Pinter.

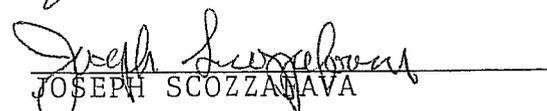
A motion was made by Mr. Cipriani to waive the rules, seconded by Mr. Falzone and passed unanimously. Mr. Pinter explained that there is a roaming dog statute 22-64 which provides that no dog shall roam and that other cities have enacted a leash law that patterns itself after this statute. Mr. Falzone asked Mr. Farrar if a law is enacted can his office enforce it. The response was negative. Mr. Farrar stated that as of this time he cannot even enforce the roaming dog statute because of a lack of manpower and that by adopting this law we would be creating a law that was unenforceable.

After further discussion, Mr. Cipriani made a motion that when the City has the extra funds, at the Mayor's discretion, we should hire extra manpower for the Canine Control Officer. Seconded by Mr. Falzone. Motion carried unanimously.

Respectfully submitted,


MICHAEL FALZONE, Chairman


ALFRED CIPRIANI


JOSEPH SCOZZAFAVA



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

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After further discussion, Mr. Cipriani made a motion that when the City has the extra funds, at the Mayor's discretion, we should hire extra manpower for the Canine Control Officer. Seconded by Mr. Falzone. Motion carried unanimously.

Respectfully submitted,

MICHAEL FALZONE, Chairman

ALFRED CIPRIANI

JOSEPH SCOZZAFAVA



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

March 18, 1992

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

Re: Old Quarry Nature Center Lease

The committee appointed to review the Old Quarry Nature Center Cottage Lease met at 7:35 P.M. on March 18, 1992 in Room 432 of City Hall. In attendance were committee members Setaro, Arconti and Scozzafava. Also in attendance were Acting Corporation Counsel Eric Gottschalk and Mr. Joseph Badaracco, the current tenant.

Mr. Arconti moved that the rules be waived. Seconded by Mr. Scozzafava. Motion carried unanimously.

Mr. Gottschalk explained that at the November 1991 Council meeting, the Council voted to direct the Property Review Board to offer occupancy to a list of interested city employees which had been previously compiled at the direction of the Council. No City ordinance requires this tenant selection process. A one year lease for the cottage was drafted at that time. Upon notification of this situation, Mr. Badaracco requested that he be allowed the opportunity to enter into a lease with the City for continued occupancy.

Mr. Badaracco stated that he had lived in the cottage for over 6 years and had maintained and made substantial improvements to the cottage at his own expense. The cottage had been occupied for the 18 years prior to that by his uncle, neither of which was asked to enter into a written lease agreement with the City. Mr. Badaracco was responsible for overseeing the Nature Center grounds and maintaining the cottage and surrounding grounds in return for occupancy.

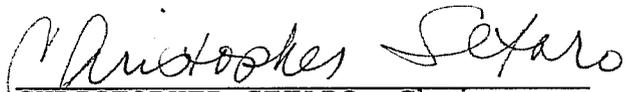
In response to Mr. Scozzafava's inquiry as to whether there had been any complaints during Mr. Badaracco's tenancy, Mr. Gottschalk responded that letters of commendation had been filed about Mr. Badaracco. Mr. Badaracco added that he also had previously been told by City officials that no complaints had been lodged against him.

Mr. Setaro and Mr. Arconti asked Mr. Badaracco whether he would be willing to work with the Conservation Commission since the Commission has some oversight over the Old Quarry residence. Mr. Badaracco responded that he is not opposed to attending the meetings and willing to cooperate with the commission in whatever way is necessary. He added that he has worked well with the various Commission members over the past 6 years.

Mr. Scozzafava stated that since there is no requirement that city employees occupy city owned residences, Mr. Badaracco should not be displaced from his residence simply because he is not a city employee. He added that Mr. Badaracco should not be penalized because he had not paid rent in the past since this situation was not of his doing and Mr. Badaracco had provided the City with services by maintaining and securing the property. However, Mr. Scozzafava cautioned that in the future a lease should be used when the City enters into rental agreements.

Mr. Arconti moved to recommend to the full Council that the previously approved lease be offered to Mr. Badaracco. Seconded by Mr. Scozzafava. Motion passed unanimously.

Mr. Scozzafava moved to adjourn the meeting at 8:20 P.M. Seconded by Mr. Arconti. Motion carried unanimously.


CHRISTOPHER SETARO, Chairman


THOMAS ARCONTI


JOSEPH SCOZZAFAVA



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

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In response to Mr. Scozzafava's inquiry as to whether there had been any complaints during Mr. Badaracco's tenancy, Mr. Gottschalk responded that letters of commendation had been filed about Mr. Badaracco. Mr. Badaracco added that he also had previously been told by City officials that no complaints had been lodged against him.

Mr. Setaro and Mr. Arconti asked Mr. Badaracco whether he would be willing to work with the Conservation Commission since the Commission has some oversight over the Old Quarry residence. Mr. Badaracco responded that he is not opposed to attending the meetings and willing to cooperate with the commission in whatever way is necessary. He added that he has worked well with the various Commission members over the past 6 years.

Mr. Scozzafava stated that since there is no requirement that city employees occupy city owned residences, Mr. Badaracco should not be displaced from his residence simply because he is not a city employee. He added that Mr. Badaracco should not be penalized because he had not paid rent in the past since this situation was not of his doing and Mr. Badaracco had provided the City with services by maintaining and securing the property. However, Mr. Scozzafava cautioned that in the future a lease should be used when the City enters into rental agreements.

Mr. Arconti moved to recommend to the full Council that the previously approved lease be offered to Mr. Badaracco. Seconded by Mr. Scozzafava. Motion passed unanimously.

Mr. Scozzafava moved to adjourn the meeting at 8:20 P.M. Seconded by Mr. Arconti. Motion carried unanimously.

CHRISTOPHER SETARO, Chairman

THOMAS ARCONTI

JOSEPH SCOZZAFAVA



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

April 7, 1992

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

Re: Governmental Entity Review and Evaluation Committee

The Governmental Entity Review and Evaluation Committee met twice and held one public hearing on the subject of re-establishing the following Governmental Entities as outlined in the Code of Ordinances of the City of Danbury, Section 2-175 through 2-187 inclusive.

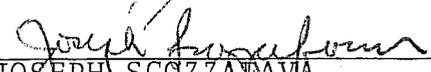
1. Stanley Lasker Richter Memorial Park Authority
2. Commission on Persons with Disabilities

After due consideration, it is the recommendation of this committee that the Common Council re-establish both Commissions as per Section 2-184 for a period of five years. The motion to re-establish both agencies was made by Mrs. Coladarci and seconded by Mr. Scozzafava. The motions carried unanimously.

Respectfully submitted,


ERNEST M. BOYNTON, Chairman


EILEEN S. COLADARCI


JOSEPH SCOZZAFAVA

CORRINE SILVERT

JAMES PURCELL



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

April 7, 1992

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

Re: Sale of Wood and Deposit Bottles and Cans

The Common Council Committee appointed to review the above met on March 16, 1992 in Room 432 in City Hall at 7:30 P.M. In attendance were committee members Boynton and Arconti. Also in attendance were Superintendent of Public Utilities William Buckley and Director of Landfill Operations Deborah Russo.

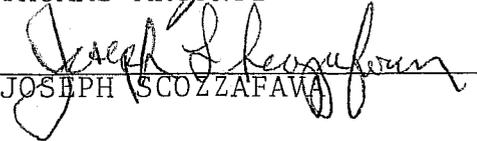
Mr. Buckley explained that vast amounts of dollars are not expected and an estimated \$2,000 - \$5,000 might be recouped via the sale of cans and bottles at the sale price of 5 cents per unit. The wood which cannot be added to the landfill and will be later be removed via the transfer station at a fee or given away as in the past. Mr. Buckley estimates that hundreds of cords of wood could be sold each year at a fair market value price set by the City Purchasing Agent.

Mr. Arconti moved to recommend that the Common Council give its approval to Mr. Buckley to sell wood, bottles and cans at fair market value and all funds be retained in the Landfill Enterprise Fund. Seconded by Mr. Boynton. Motion carried unanimously.

Respectfully submitted,


ERNEST M. BOYNTON, Chairman


THOMAS ARCONTI


JOSEPH SCOZZAFAVA



CITY OF DANBURY

155 DEER HILL AVENUE
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COMMON COUNCIL

REPORT

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Mr. Arconti moved to recommend that the Common Council give its approval to Mr. Buckley to sell wood, bottles and cans at fair market value and all funds be retained in the Landfill Enterprise Fund. Seconded by Mr. Boynton. Motion carried unanimously.

Respectfully submitted,

ERNEST M. BOYNTON, Chairman

THOMAS ARCONTI

JOSEPH SCOZZAFAVA



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

PROGRESS REPORT

April 7, 1992

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

Re: Dancon Acquisition

The Common Council Committee appointed to review the acquisition of the Dancon Water System meet on March 5, 1992 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Dennehy and Boughton. Also in attendance were Corporation Counsel Eric Gottschalk, Superintendent of Public Utilities William Buckley, Director of Finance Dominic Setaro, Sam Showah of Dancon and residents from Schoolhouse Drive, (Mary and Michael Gallagher, Diane Leonard Sadowski, Ellen Boyle and Barry Rickert). Committee Member Michael Falzone was absent.

Mr. Boughton made a motion to suspend the rules to allow those at the meeting to speak. Seconded by Miss Dennehy and passed un-animously. Mr. Buckley explained the history of the Dancon Water Systems. Mr. Buckley stated that his department has done some research on the systems. There are six (6) Dancon independent water systems located in the City of Danbury. They are located on Briar Ridge, Ridgebury Estates, Willow Run, Middle River Road, Ridgeview Gardens, and Sherwood Forest. Mr. Buckley presented a petition by the residents of Schoolhouse Drive for the City to look into acquiring the water systems. He explained that the City and Mr. Showah are currently in the process of negotiating a potential price to purchase the water systems. Mr. Boughton asked where the money for these acquisitions would come from. Mr. Buckley stated it would come from the Water Fund. The general taxpaying population would not be affected. The money would not come from the tax base. This issue would be addressed in the negotiation process when finalized.

Residents asked Mr. Buckley various questions regarding the procedure of negotiations and if there were any deadlines. Mr. Buckley said that there were no deadlines but he felt they were progressing nicely and attempting to come up with a number as soon as possible. One resident stated that it is a matter of health reasons. She and the rest of the residents in attendance were in favor of the City acquiring the systems.

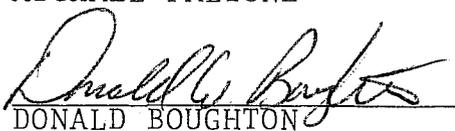
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Mr. Boughton made a motion for the City to continue with the negotiations and report back to the committee as soon as an agreement can be reached. Seconded by Mr. Dennehy. Miss Dennehy told the residents that they would be notified when the next committee meeting would be held. The motion carried unanimously.

Respectfully submitted,


KATHLEEN DENNEHY, Chairman


MICHAEL FALZONE


DONALD BOUGHTON



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

April 7, 1992

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

Re: PAL Soccer Complex

The Common Council Committee appointed to review land for a soccer complex met on March 23, 1992 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Falzone, Gogliettino and Fazio. Also in attendance were Council Member Kathy Dennehy, ex-officio, Tom Purcell, Paula Grube, Richard Knapp, Jeff Gorton and Ed Blair of the Danbury Youth Soccer and Robert Ryerson, Director of Parks and Recreation.

Mr. Purcell explained the need for the soccer complex to Mrs. Gogliettino who is a new member of the committee. He also submitted a petition with over 200 signatures of parents involved in the program as proof of support for the program. Mr. Purcell went on to explain that the parcel of land they have selected is located next to Marjorie Reservoir across from Bear Mountain Road. Mr. Falzone explained the need for the Director of Public Utilities, the Planning and Environmental Impact Commission approvals before any land can be leased to the Danbury Youth Soccer Program.

Ms. Gogliettino made a motion to refer the use of the land to the Environmental Impact Commission, the Planning Commission and the Superintendent of Public Utilities to report back in thirty days. The lot numbers are G05001 and G05007. The commissions should report whether the sites are possible for use as a soccer complex. There will be no permanent structure built on the property. Refer to Tax Assessor's Map G-4 and G-5. Seconded by Mr. Fazio. Motion carried unanimously.

Respectfully submitted,


MICHAEL FALZONE, Chairman


DEBORAH R. GOGDIETTINO


MICHAEL S. FAZIO



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CITY OF DANBURY

155 DEER HILL AVENUE

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COMMON COUNCIL

REPORT

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Respectfully submitted,

MICHAEL FALZONE, Chairman

DEBORAH R. GOGLIETTINO

MICHAEL S. FAZIO