

COMMON COUNCIL MEETING

FEBRUARY 6, 1990

Meeting to be called to order at 8:00 P.M. by the Honorable  
Gene F. Eriquez, Mayor

PLEDGE OF ALLEGIANCE

PRAYER

ROLL CALL

Fazio, Kilcullen, Falzone, Gallo, Coladarci, Mack, Farah, Dean  
Esposito, Zotos, Gogliettino, DaSilva, John Esposito, Smith,  
Cassano, Charles, Boughton, Boynton, Butera, Regan, Scozzafava,  
Valeri

Present \_\_\_\_\_ Absent \_\_\_\_\_

CONSENT CALENDAR

The Consent Calendar was presented by

MINUTES - Minutes of the Common Council Meeting held January 3,  
1990

1 ORDINANCE - Danbury Commission for Persons with Disabilities

✓2 RESOLUTION - Sister City - Decollatura, Italy

✓3 RESOLUTION - Youth Services Bureau

✓4 RESOLUTION - State Payment-In-Lieu of Taxes

✓5 RESOLUTION & COMMUNICATION - Arrow Grant

✓6 RESOLUTION - The Issuance and Sale of \$3,360,000 General Obligation  
Bonds of the City of Danbury

✓7 RESOLUTION - Social Services Block Grant Training Funds

✓8 COMMUNICATION - Federal Emergency Management Assistance Grant

✓9 RESOLUTION - Grant for Payloader at Airport

✓10 COMMUNICATION - Donation from J. C. Penny

✓11 COMMUNICATION - Additional General Assistant Funds - Welfare

✓12 COMMUNICATION - Request for additional funds for the Environmental  
Impact Commission

✓13 COMMUNICATION - Request for additional funds for the Zoning Board  
of Appeals

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COMMUNICATION - Request for additional funds for the Zoning Commission

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COMMUNICATION - Request for additional funds for the Planning Commission

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COMMUNICATION - Funds for Architectural Plans for Improvements to Danbury Library

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COMMUNICATION - Danbury Exchange Youth Baseball League Project

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COMMUNICATION - Appointment of Independent Auditors

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COMMUNICATION - Request to rescind the establishment of the Charter Revision Commission

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COMMUNICATION - School Bond Issue

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COMMUNICATION - Appointment to the Commission on the Status of Women

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COMMUNICATION - Appointment to the Aviation Commission

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COMMUNICATION - Reappointments to the Library Board of Directors

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COMMUNICATION - Reappointment to the Redevelopment Agency

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COMMUNICATION - Reappointment to the Environmental Impact Commission

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COMMUNICATION - Reappointments to the Commission on Aging

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COMMUNICATION - Reappointment to the Civil Service Commission

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COMMUNICATION - Appointments to the Richter Park Authority

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COMMUNICATION - Appointments to the Parks and Recreation Commission

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COMMUNICATION - Appointment as Alternate to the Planning Commission

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COMMUNICATION - Appointments to the Police Department

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COMMUNICATION - Agreement between the City of Danbury and Local 801 IAFF AFL-CIO

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COMMUNICATION - Lease, 113 Main Street

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COMMUNICATION - Conflicts of Interest

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COMMUNICATION - City Loitering Ordinance

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COMMUNICATION - Memorandum of Agreement re: Promotional Examinations - Fire Department

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COMMUNICATION - Roberts Avenue Project

- ✓38 COMMUNICATION - Building Permit Fees
- ✓39 COMMUNICATION - Gypsy Moth Control
- ✓ 40 COMMUNICATION - Fire Department Special Services Account
- ✓ 41 COMMUNICATION - Paramedic Contract
- ✓42 COMMUNICATION - City of Danbury to Danbury Preservation Trust - 41 Maple Avenue
- ✓43 COMMUNICATION - Danbury Fair Mall Easements
- ✓ 44 COMMUNICATION - Property Acquisition adjacent to Boggs Pond Reservoir
- ✓45 COMMUNICATION - Centennial Drive - Road Acceptance
- ✓46 COMMUNICATION - Report from Dan Minahan regarding Weindorf Lane and Ward Drive
- ✓47 COMMUNICATION - Report from Dan Minahan regarding petition from residents of Fairmount Drive
- 48 COMMUNICATION - Report from Planning Commission - Property Acquisitions for Sewer Line - Federal Road to Beaver Brook Road
- ✓ 49 COMMUNICATION - Report from Engineer regarding DePalma Lane Road Widening Strip
- ✓50 COMMUNICATION - Report from William Buckley regarding Extension of Time for Sewer and Water - Broad Street
- ✓51 COMMUNICATION - Report from Chief Macedo regarding petition from residents of Chambers Road
- ✓52 COMMUNICATION - Reports from Planning and Engineering regarding Abandonment and/or Discontinuance of Old Neversink Road
- ✓53 COMMUNICATION - Request for Sewer and Water Extension - 11-13 Mannions Lane
- ✓54 COMMUNICATION - Request for Sewer and Water Extension - 22 South Street
- ✓55 COMMUNICATION - Request for Sewer and Water Extension - Noteworthy Drive
- ✓56 COMMUNICATION - Request for Water Extension - Edgewood Street
- ✓57 COMMUNICATION - Request for Water Extension - Kenosia Avenue
- ✓58 COMMUNICATION - Request for Sewer Extension - Third Street
- ✓59 COMMUNICATION - Request for Sewer Extension - Southern Boulevard and Terre Haute Road

- ✓ 60 DEPARTMENT REPORTS - Health, Police, Fire Chief, Fire Marshall, Airport, Public Works, Park and Recreation, Building

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- ✓ 61 REPORT & ORDINANCE - Local Tax Relief for the Elderly

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- ✓ 62 REPORT & ORDINANCE - Obstructing of Fire Hydrants

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- ✓ 63 REPORT & ORDINANCE - Building Demolitions

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- ✓ 64 REPORT & ORDINANCE - Building Code Review

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- ✓ 65 REPORT & ORDINANCE - Bond Requirements

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- ✓ 66 REPORT & ORDINANCE - Demolition or Renovation Debris

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- ✓ 67 REPORT - Palanzo Water Service, Middle River Road

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- ✓ 68 REPORT - Review of Sewer and Water Approvals

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- ✓ 69 REPORT - Traffic Speed on Chambers Road

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- ✓ 70 REPORT - Lease between the City of Danbury and Tisano

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- ✓ 71 REPORT - Request for Water Extension - Clapboard Ridge Road

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- ✓ 72 REPORT - Old Sherman Turnpike Water Main Petition

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- ✓ 73 REPORT - Acceptance of College Park Drive

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- ✓ 74 REPORT - Request for Water Extension - 4 South Street

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- ✓ 75 REPORT - Water Extension - Sunset Drive between Southern Boulevard and Terre Haute Road

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- ✓ 76 REPORT - Request for Sewer and Water Extension - Eagle Road

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- ✓ 77 REPORT - Rental of two Areas at Tarrywile Park

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- ✓ 78 REPORT - Land Offer at 103-101 Lakeview Avenue

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- ✓ 79 REPORT - Water Extension - 13 Belmont Circle

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- ✓ 80 REPORT - Waiver of Connection Fee - 105 Park Avenue

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- ✓ 81 REPORT - Driftway Road Subdivision, Driftway Road

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- ✓ 82 REPORT - Request for Maintenance Committee

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- ✓ 83 REPORT - West Side Sewer Interceptor Design Project

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- ✓ 84 REPORT - Lease between the City of Danbury and the FAA - Weather Observation System

✓ 85

REPORT - Design Work at Danbury Airport

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✓ 86

REPORT - Gaslight Village Condominium Project

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87

*add on - Lease - City of Danbury - Surburban  
Communications*

PUBLIC SPEAKING

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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.

19 move the question

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO	✓	
RICHARD KILCULLEN	✓	
MICHAEL FALZONE	✓	
BERNARD GALLO	✓	
EILEEN COLADARCI	✓	
JOAN M. MACK	✓	
MOUNIR A. FARAH	✓	
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS	✓	
D. GOGLIETTINO	✓	
JOSEPH DASILVA	✓	
JOHN ESPOSITO		✓
STANFORD SMITH	✓	
ANTHONY J. CASSANO	✓	
LOUIS T. CHARLES	✓	
DONALD BOUGHTON		✓
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN	✓	
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	✓	
	19	2

19  
Vote to  
Rescind

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO		✓
RICHARD KILCULLEN	✓	
MICHAEL FALZONE	✓	
BERNARD GALLO	✓	
EILEEN COLADARCI	✓	
JOAN M. MACK	✓	
MOUNIR A. FARAH	✓	
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS	✓	
D. GOGLIETTINO	✓	
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH	✓	
ANTHONY J. CASSANO	✓	
LOUIS T. CHARLES	✓	
DONALD BOUGHTON		✓
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN		✓
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	✓	
	18	3 no

67  
Report as  
amended

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO	✓	
RICHARD KILCULLEN	✓	
MICHAEL FALZONE	✓	
BERNARD GALLO		✓
EILEEN COLADARCI	✓	
JOAN M. MACK	✓	
MOUNIR A. FARAH	✓	
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS	✓	
D. GOGLIETTINO	✓	
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH	✓	
ANTHONY J. CASSANO	✓	
LOUIS T. CHARLES	✓	
DONALD BOUGHTON	✓	
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN	✓	
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	✓	
	20	1

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lease 113  
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COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO		✓
RICHARD KILCULLEN	✓	
MICHAEL FALZONE		✓
BERNARD GALLO		✓
EILEEN COLADARCI	✓	
JOAN M. MACK	✓	
MOUNIR A. FARAH		✓
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS	✓	
D. GOGLIETTINO	✓	
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH	✓	
ANTHONY J. CASSANO		✓
LOUIS T. CHARLES	✓	
DONALD BOUGHTON	✓	
ERNEST BOYNTON	✓	
JANET D. BUTERA		✓
ARTHUR D. REGAN	✓	
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	✓	
	15	6

33  
~~Please read~~  
move the  
question

Boughton  
Gogliettino

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO		✓
RICHARD KILCULLEN	✓	
MICHAEL FALZONE	✓	
BERNARD GALLO	✓	
EILEEN COLADARCI	✓	
JOAN M. MACK	✓	
MOUNIR A. FARAH		✓
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS	✓	
D. GOGLIETTINO	✓	
JOSEPH DASILVA		✓
JOHN ESPOSITO		✓
STANFORD SMITH		✓
ANTHONY J. CASSANO		✓
LOUIS T. CHARLES	✓	
DONALD BOUGHTON	✓	
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN		✓
JOHN SCOZZAFAVA	✓	
THOMAS VALERI		✓
	13	8

07  
amendment

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO	✓	
RICHARD KILCULLEN		✓
MICHAEL FALZONE	✓	
BERNARD GALLO		✓
EILEEN COLADARCI		✓
JOAN M. MACK		✓
MOUNIR A. FARAH	✓	
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS		✓
D. GOGLIETTINO	✓	
JOSEPH DASILVA		✓
JOHN ESPOSITO	✓	
STANFORD SMITH		✓
ANTHONY J. CASSANO		✓
LOUIS T. CHARLES	✓	
DONALD BOUGHTON	✓	
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN		✓
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	2 ✓	9

77  
TO ReComm.

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO	✓	
RICHARD KILCULLEN	✓	
MICHAEL FALZONE		✓
BERNARD GALLO		✓
EILEEN COLADARCI		✓
JOAN M. MACK	✓	
MOUNIR A. FARAH	✓	
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS	✓	
D. GOGLIETTINO	✓	
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH	✓	
ANTHONY J. CASSANO		✓
LOUIS T. CHARLES	✓	
DONALD BOUGHTON	✓	
ERNEST BOYNTON		✓
JANET D. BUTERA		✓
ARTHUR D. REGAN		✓
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	✓	
	14	7

17  
0 Reconsider

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO	✓	
RICHARD KILCULLEN	✓	
MICHAEL FALZONE		✓
BERNARD GALLO		✓
EILEEN COLADARCI	✓	
JOAN M. MACK	✓	
MOUNIR A. FARAH		✓
DEAN M. ESPOSITO		✓
NICHOLAS ZOTOS	✓	
D. GOGLIETTINO		✓
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH		✓
ANTHONY J. CASSANO	✓	
LOUIS T. CHARLES		✓
DONALD BOUGHTON		✓
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN	✓	
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	✓	
	13	8



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

Please note that attendance records of all reappointments and biographical sketches for new appointments to Boards, Commissions and Authorities will be available to you for your respective party caucuses on Monday, February 5, 1990.

Thank you for your cooperation.

Sincerely,



Gene F. Eriquez

## CONSENT ORDER Feb.

3. Approval of grant application for Danbury Youth Services. \$80,000
4. ~~Approval of resolution for payment in lieu of taxes - \$239,277.07~~
5. Approval of grant application for Arrow Grant for \$31,713
6. ~~Approval of sale of \$3,300,000 general obligation bonds~~
7. ~~Approval of application for Social Services Training funds~~
12. Appropriation of \$2,200 for E.I.C.
13. Appropriation of \$2,800 for Z.B.A.
14. " " " 1,800 for Zoning Comm.
15. " " " 2,700 for Planning Comm.
16. Approval of transfer of \$1,200 for Library renovations
17. ~~Grant permission to Danbury Exchange Club to raise funds to renovate Little League field.~~
18. Approval of appointment of Ernst & Young as City Auditors.
19. ~~Approval of request to recall appointment of Charter Revision Comm.~~
20. Grant permission for temporary borrowing of funds from general fund for School Bond Issue - \$150,000
21. Appointment of Cora Hord to Comm on the Status of Women
22. " " " Henrique Antonio Airport Comm.
23. Reappointment of Betty Jane Hull + Mary Nalley to Library Board of Dir.
24. Reappointment of John Adessi to Redevelopment Agency
25. " " " Robert Sweeney to E.I.C.
26. " " " Sigred Benyei, Raymond Gomoll + Elizabeth McKeen to Comm. on Aging
27. " " " Carmine Butera to Civil Service Comm.
28. Appointment of Francis Kieras + Dennis Keeler to Richter Park Comm.
29. Appointment of Thomas Evans, A. Paul Nichols, William Lavalle, and Edward Wash to the Parks and Recreation Comm.

Manning June from  
Feb. 9-20

30. Appointment of Alice Hyman as alternate to Planning Comm.

36. Approval of memorandum of agreement for promotion policy with  
Danbury Fire Fighters Union, Local 801

40. Approval of \$7,500 to Fire Dept Special Services Account

46. Accept communication from Public Works Director, Dan Minakawa on Weindorf  
Lane and notify petitioners.

47. Accept communication from Public Works Director, Dan Minakawa, on the  
status of Fairmount Drive as a private road.

48. Accept a Planning Comm. positive recommendation for sewer line at  
Federal Road to Beaver Brook

49. Accept road widening strip at De Palma Lane

50. Approval of extension of time for sewer installation on Broad St.

~~51. Accept communication from Police Chief, Nelson Mawdsley, on  
traffic problem on Chamber Rd.~~

58. Approval of sewer extension on Third St.

~~61. Approval of ordinance providing for police to be elderly~~

62. " " " granting Fire Marshal and Fire Inspector  
authority to issue tickets for fire hydrant obstruction

63. " " " establishing provisions for the termination of  
water service.

64. " " " dealing with Building Code Review to meet  
State of Conn requirements

65. " " " extending bond requirements for roads and  
installations to two years.

66. " " " allowing acceptance of demolition material  
at Danbury Landfill to non profit low & moderate houses

68. Accept report of comm recommending appointment of a commission

69. Approval of report from Traffic Eng, Abul Mohamed, on traffic problem on Chamber Rd.
70. Approval of Lease between City and Mr. Tisano at Danbury Airport
71. Approval of Water Extension on Clapboard Ridge Rd.
72. " " " " " Old Sherman Turnpike
73. Accept report on College Park Drive, recommending that bond money be used to complete as much as possible
74. Approval of Water Extension on South St.
75. " " " " " on Sunset Dr.
76. " " " " " Water + Sewer Extensions on Eagle Rd.
78. Accept report accepting land offer at 103-101 Lakeview Ave.
80. Accept report and deny without prejudice the waiving of connection fee at 105 Park Ave
81. Accept report tabling petition until receipt of Planning Comm. report
82. " " " " " establishing a working agreement in the maintenance of school facilities
83. " " " " " recommending the acceptance of The Harstad Design Report on the West Side Sewer Interceptor.
84. Approval of Lease between City and FAA at Danbury Airport
- ~~85. Accept report authorizing \$100,000 from Airport Reserve Account for design work on snow removal building, drainage improvements, and installation of utilities at Danbury Airport~~
86. Approval of Sewer Extension at Gaslight Village Condos.

CONSENT CALENDAR

February 6, 1990

- 3 - Resolution - Approval of Grant Application for Danbury Youth Services - \$80,000
- 5 - Resolution & Communication - Approval of Grant Application for Arrow Grant for \$31,713
- 12 - Communication - Appropriation of \$2,200 for EIC
- 13 - Communication - Appropriation of \$2,800 for Zoning Board of Appeals
- 14 - Communication - Appropriation of \$1,800 for Zoning Commission
- 15 - Communication - Appropriation of \$2,700 for Planning Commission
- 16 - Communication - Funds for Architectural Plans for Improvements to Danbury Library - \$1,200
- 18 - Communication - Approval of Appointment of Ernest & Young as City Auditors
- 20 - Communication - Grant permission for temporary borrowing of funds from General Fund for School Bond Issue - \$1,500,000
- 21 - Communication - Appointment of Cora Hord to the Commission on the Status of Women
- 22 - Communication - Appointment of Henrique Antonio to the Aviation Commission
- 23 - Communication - Reappointment of Betty Jane Hull and Mary Nahley to the Library Board of Directors
- 24 - Communication - Reappointment of John Addessi to Redevelopment Agency
- 25 - Communication - Reappointment of Robert Sweeney to EIC
- 26 - Communication - Reappointment of Sigred Benyei, Raymond Gomoll and Elizabeth McKee to the Commission on Aging
- 27 - Communication - Reappointment of Carmine Butera to Civil Service Commission
- 28 - Communication - Appointment of Francis Kieras and Dennis Keeler to Richter Park Commission
- 29 - Communication - Appointment of Thomas Evans, A. Paul Nichols, William Lavelle and Edward Walsh to the Parks and Recreation Commission
- 30 - Communication - Appointment of Alice Hyman to the Planning Commission
- 36 - Communication - Approval of Memorandum of Agreement for promotion policy with Danbury Fire Fighters Union, Local 801
- 40 - Communication - Approval of \$7,500 for Fire Department Special Service Account
- 46 - Communication - Accept Communication from Public Works Director Dan Minahan on Weindorf Lane and notify petitioner
- 47 - Communication - Accept Communication from Public Works Director Dan Minahan on the status of Fairmount Drive as a private Road
- 48 - Communication - Accept a Planning Commission positive recommendation for sewer line at Federal Road to Beaver Brook
- 49 - Communication - Accept Road Widening Strip at DePalma Lane
- 50 - Communication - Approval of extension of time for sewer installation on Broad Street
- 58 - Report - - Approval of Sewer Extension on Third Street
- 62 - Report & Ordinance - Granting Fire Marshall and Fire Inspector authority to issue tickets for fire hydrant obstruction
- 63 - Report & Ordinance - Approval of Ordinance establishing provisions for the termination of water service

- 64 - Report & Ordinance - Approval of Ordinance dealing with Building Code Review to meet State of Connecticut Requirements
- 65 - Report & Ordinance - Approval of Ordinance extending bond requirements for roads and installations to two years
- 66 - Report & Ordinance - Approval of Ordinance allowing acceptance of demolition material at Danbury Landfill to non-profit low and moderate housing
- 68 - Report - Accept report of committee recommending appointment of a commission to review the approval process and funding of sewer and water installations
- 70 - Report - Approval of lease between the City and Tisano at Airport
- 71 - Report - Approval of Water Extension on Clapboard Ridge Road
- 72 - Report - Approval of Water Extension on Old Sherman Turnpike
- 73 - Report - Accept Report on College Park Drive, recommending that bond money be used to complete as much as possible
- 74 - Report - Approval of Water Extension on South Street
- 75 - Report - Approval of Water Extension on Sunset Drive
- 76 - Report - Approval of Water & Sewer Extension on Eagle Road
- 78 - Report - Accept Report accepting land offer at 103-101 Lakeview Avenue
- 80 - Report - Accept report and deny without prejudice the waiving of connection fee at 105 Park Avenue
- 81 - Report - Accept report tabling petition until receipt of Planning Commission report
- 82 - Report - Accept report establishing a working agreement in the maintenance of school facilities
- 83 - Report - Accept report recommending the acceptance of the Haestad Design Report on the West Side Sewer Interceptor
- 84 - Report - Approval of Lease between City and the FAA at Danbury Airport
- 86 - Report - Approval of Sewer Extension at Gaslight Village Condos.



## RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

\_\_\_\_\_ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, through the efforts of The Italian Community Heritage Foundation the Town of Decollatura, Italy, comprised of the villages of Adami, San Bernardo, Praticello, Tomaini, Casa Novi and Cerrici, will send an official delegation from Italy to visit our city in 1990; and

WHEREAS, it is important to establish a socio-economic relationship between our two communities, one a typical, thriving community of southern Italy, and the other typical of the diverse cultures of American life; and

WHEREAS, it is most appropriate that we recognize the cultural and economic contributions of our large Italian-American population and that we promote harmonious relationships with the citizens of Italy with whom we share a significant heritage which has so enriched American life;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY together with Mayor Gene F. Eriquez that Danbury, Connecticut is hereby officially designated as a sister-city to Decollatura, Italy and that The Honorable Eugenio Adamo, its Mayor, the delegates and citizens of Decollatura are hereby officially invited and welcomed to visit their sister-city of Danbury and to enjoy our hospitality.

WE DO FURTHER express our gratitude to The Italian Community Heritage Foundation for its efforts to promote a mutually beneficial relationship between Decollatura and Danbury and between the Italian and American peoples.

# RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

\_\_\_\_\_ A. D., 19

RESOLVED by the Common Council of the City of Danbury:



WHEREAS, grant funds in an amount not to exceed Eighty Thousand (\$80,000) Dollars are available from the State of Connecticut Department of Children and Youth Services for 1989-1990 Youth Services Bureau Operations; and

The continuation of the Youth Services Bureau for a twelfth year is deemed to be in the best interests of the City of Danbury;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the actions of the Mayor of the City of Danbury in applying for said funds be and hereby are ratified and that the Mayor of the City of Danbury be and hereby is authorized and directed to contract with the State of Connecticut Department of Children and Youth Services for a state cost-sharing grant not to exceed \$80,000 for a Youth Services Bureau for the fiscal period commencing July 1, 1989.

BE IT FURTHER RESOLVED THAT the Mayor is authorized to execute any and all related documents, applications or other pertinent instruments pursuant to this program.



DANBURY YOUTH SERVICES INC.

3

STEPHEN C. GALLAGHER, CHAIRPERSON

JAMES J. WALSH, EXECUTIVE DIRECTOR

MEMO

To: Elizabeth A. Crudginton, City Clerk

From: James J. Walsh *JJW*  
Executive Director, Danbury Youth Services, Inc.

Date: January 18, 1990

Subject: Resolution for State of Connecticut Department of  
Children and Youth Services (DCYS) Grant-In-Aid Program

I recently met with Assistant Corporation Counsel Eric L. Gottschalk concerning the need for a new resolution for our DCYS funded Youth Service Bureau Grant.

A resolution was passed in 1989 authorizing Joseph H. Sauer to contract with the State of CT DCYS for a state cost sharing grant not to exceed \$80,000. Since the State of CT has just provided us a contract and Joseph H. Sauer is no longer Mayor, Assistant Corporation Counsel Gottschalk has decided that we need a new resolution - the only change being the name of the Mayor.

Attorney Gottschalk will be sending you a copy of a revised resolution in the near future.

If you have any questions please contact me at 748-2936.

cc: The Honorable Gene Enriquez, Mayor  
Assistant Corporation Counsel, Eric L. Gottschalk

4

RESOLUTION CONCERNING STATE PAYMENT-IN-LIEU-OF-TAXES

WHEREAS, pursuant to Chapters 128, 129, 130 and 133 of the Connecticut General Statutes, the Commissioner of Housing is authorized to extend financial assistance to local housing authorities, municipalities and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Danbury make application to the State for financial assistance under Section 8-216b of the General Statutes in order to undertake a program of Payment-in-Lieu-of-Taxes and to execute an Assistance Agreement therefore;

NOW, THEREFORE, BE IT RESOLVED BY THE Town Council of the

1. That it is cognizant of the conditions and prerequisites for State Assistance imposed by Chapters 128, 129, 130 and 133 of the Connecticut General Statutes.
2. That the filing of an application by the City of Danbury in an amount not to exceed 239,277.07 is hereby approved and that the Mayor of the City of DNB is hereby authorized and directed to execute and file such application with the Commissioner of Housing to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered, to execute any amendments, recisions and revisions thereto, and to act as the authorized representative of the City of Danbury.
3. That in consideration of said Assistance Agreement applicant does hereby waive any payments-in-lieu-of-taxes by the housing authority to the municipality under the provisions of Section 8-71 of the Connecticut General Statutes.
4. That the current established mill rate is 16.98 and the current assessment is 70% of Market value.
5. It is also resolved that any prior action taken by the Mayor of the City of Danbury (Title of Authorized official of Agency) with respect to this Agreement is also approved.

CERTIFIED RESOLUTION

Certified a true copy of a resolution duly adopted by the Town \_\_\_\_\_ at a meeting of its \_\_\_\_\_ on \_\_\_\_\_ and which has not been rescinded or modified in any way whatsoever.

SEAL

DATE



5

# CITY OF DANBURY

DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT  
AIDS PROGRAM  
20 WEST STREET

(203) 796-1613

January 31, 1990

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

Dear Mayor Eriquez and Members of the Common Council:

The Danbury Health Department has received notification from the Connecticut Alcohol and Drug Abuse Commission (CADAC) that the City of Danbury is eligible to renew the AIDS Risk Reduction Outreach Workers (ARROW) Grant. This grant had previously run from 2/4/89 to 12/31/89. Initially, the Department received notification that Danbury would be funded with the new grant year beginning 2/1/90 at same funding level. CADAC extended the 1989 grant to cover 1/1/90 to 1/31/90, which would not require Common Council approval.

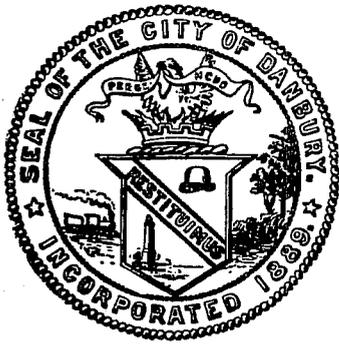
When the contracts arrived, CADAC changed the new grant period to 1/1/90 to 12/31/90. This means that the ARROW Program was functioning during January, 1990 without Common Council approval.

Making the contract year a full twelve month period will eliminate this problem in the future. We respectfully request that the Common Council approve the ARROW grant for the period 1/1/90 to 12/31/90 in an amount not to exceed \$31,713. This grant requires no matching funds by the City of Danbury.

Respectfully submitted,

Susan Durgy  
AIDS Program Coordinator

cc: William Campbell  
Dominic Setaro  
Kim Redenz  
Lisi Green



## RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

\_\_\_\_\_ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Center for Disease Control of the United States Government sponsors an AIDS Prevention Program, making funds available to local agencies and departments of health through the State of Connecticut Department of Health Services and the Connecticut Alcohol and Drug Abuse Commission; and

WHEREAS, the City of Danbury, through the Danbury Health and Housing Department has formulated an Acquired Immuno-deficiency Syndrome (AIDS) Outreach Education and Risk Reduction Counseling and Testing Program for the Danbury area; and

WHEREAS, the Connecticut Alcohol and Drug Abuse Commission, an independent agency attached to the Connecticut Department of Mental Health under its AIDS Prevention and Outreach Program has approved the application of the Danbury Health Department for funds in the amount of \$30,400 to fund two part-time Outreach workers to work in the intravenous drug community to provide comprehensive and understandable information on AIDS prevention, testing and substance abuse treatment under the supervision of the Danbury AIDS Program Coordinator; and

WHEREAS, said funding will cover the period from January 1, 1989 to December 31, 1990; and

WHEREAS, the program will serve the City of Danbury and the surrounding communities;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the actions of the Danbury Health and Housing Department in applying for the said grant be and hereby are ratified and that any and all further actions by the Danbury Health and Housing Department required to accomplish said program be and hereby are authorized.

BE IT FURTHER RESOLVED THAT to accomplish said program the actions of the Mayor of the City of Danbury are hereby authorized and ratified to make, execute and approve on behalf of the City of Danbury any and all contracts or amendments thereof with the Connecticut Alcohol and Drug Abuse Commission.

6

RESOLUTION WITH RESPECT TO THE ISSUANCE AND  
SALE OF \$3,360,000 GENERAL OBLIGATION BONDS  
OF THE CITY OF DANBURY

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY:

Section 1. \$400,000 of the \$2,909,000 bonds of the City authorized pursuant to an ordinance entitled "An Ordinance Appropriating \$2,909,000 For The Planning, Acquisition And Construction Of An Ice Skating Rink And Authorizing The Issuance Of \$2,909,000 Bonds Of The City To Meet Said Appropriation And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose", adopted by the Common Council on May 6, 1986 and approved by the electors at a referendum on June 17, 1986, shall bear an original issue date of February 1, 1990 and mature \$20,000 on February 1 in each of the years 1991-2010, both inclusive.

Section 2. \$2,235,000 of the \$2,355,000 bonds of the City authorized pursuant to an ordinance entitled "An Ordinance Making Appropriations For Various Public Improvements For Recreational And Old Library Facilities Aggregating \$2,355,000 And Authorizing \$2,355,000 Bonds Of The City To Meet Said Appropriations And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose", adopted by the Common Council on May 6, 1986 and approved by the electors at a referendum on June 17, 1986, shall bear an original issue date of February 1, 1990 and mature \$110,000 on February 1 in each of the years 1991-2000, both inclusive, \$115,000 on February 1 in each of the years 2001-2005, both inclusive, \$120,000 on February 1, 2006, and \$110,000 on February 1 in each of the years 2007-2010, both inclusive.

Section 3. \$725,000 of the unissued balance of \$1,675,000 of the \$7,725,000 bonds of the City authorized pursuant to an ordinance entitled "An Ordinance Making Appropriations For Various Public Improvements Aggregating \$7,725,000 And Authorizing The Issuance Of \$7,725,000 Bonds Of The City To Meet Said Appropriations And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose", adopted by the Common Council on August 25, 1983 and approved by the electors at a referendum on November 8, 1983, shall bear an original issue date of February 1, 1990 and mature \$40,000 on February 1 in each of the years 1991-2000, both inclusive, \$35,000 on February 1 in each of the years 2001-2005, both inclusive, and \$30,000 on February 1 in each of the years 2006-2010, both inclusive.

Section 4. Said \$400,000, \$2,235,000 and \$725,000 bonds referred to in Sections 1 through 3, inclusive, shall be combined into and issued and sold as a single issue of \$ 3,360,000 City of

Danbury General Obligation Bonds, bearing an original issue date of February 1, 1990 maturing \$170,000 on February 1 in each of the years 1991-2006, both inclusive and \$160,000 on February 1 in each of the years 2007-2010, both inclusive, bearing interest payable on February 1 and August 1 in each year until maturity, commencing August 1, 1990 (the "Bonds"). The Bonds maturing on or after February 1, 2001 shall be subject to redemption at the respective prices set forth in the following table together with interest accrued and unpaid to the redemption date:

<u>Redemption Date</u>	<u>Redemption Price</u>
From: February 1, 2000 to January 31, 2001 .....	102%
February 1, 2001 to January 31, 2002 .....	101%
February 1, 2002 and thereafter .....	100%

Section 5. The Bonds are determined to be issued for General Public Improvement purposes and shall be includible in the City's aggregate indebtedness for purposes of the City's statutory limitation on indebtedness under Section 7-374 of the General Statutes of Connecticut as debt for General Public Improvement projects.

Section 6. The Connecticut National Bank of Hartford, Connecticut, is hereby appointed as agent of the City to act as Registrar and Transfer Agent, Certifying Bank and Paying Agent and with respect to the Bonds.

Section 7. The Bonds shall be issued as book-entry bonds in accordance with the terms and provisions set forth in a Letter of Representations from the City of Danbury to the Depository Trust Company, attached hereto as Exhibit A, which letter is hereby approved and the Mayor and City Treasurer are hereby authorized to execute and deliver such letter on behalf of the City with such changes, insertions and deletions as they shall deem necessary and appropriate.

Section 8. The form of Tax Regulatory Agreement, attached hereto as Exhibit B, is approved and the Mayor and City Treasurer are hereby authorized to execute and deliver such agreement on behalf of the City with such changes, insertions and deletions as they deem necessary and appropriate, and to rebate to the Federal Government such amounts as may be required pursuant to the Tax Regulatory Agreement for the purpose of complying with the requirements of the Internal Revenue Code of 1986, as amended.

6

Section 9. The Mayor and City Treasurer are authorized to issue and sell the Bonds in a competitive offering to the bidder or bidders offering to purchase the same at the lowest true interest cost to the City, such sale to be held on a date determined by the Mayor and City Treasurer.



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

Welfare Department  
797-4569

1/10/90

Joseph DaSilva, President  
Common Council  
City of Danbury  
Danbury, Ct. 06810

RE: SOCIAL SERVICE BLOCK GRANT TRAINING FUNDS

Dear Mr. President:

The State of Conn. Department of Human Resources is offering municipalities training funds.

In order for the City's application to be considered, a certified resolution is necessary.

I've enclosed the resolution for review and approval. I am requesting that this be placed on the agenda for the February meeting of the Common Council.

Sincerely,

Deborah MacKenzie



# RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

\_\_\_\_\_ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, pursuant to Chapter 133 and 300a of the Connecticut General Statutes, the Commissioner of Human Resources is authorized to extend financial assistance to municipalities and human resource development agencies; and

WHEREAS, it is desirable and in the public interest that the City of Danbury make application to the State of Connecticut in such amounts as may be made available for undertaking a Training Program and to execute a Grant Action Request therefor;

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Danbury:

1. That it is cognizant of the conditions and prerequisites for state assistance imposed by Chapter 133 and 300a of the Connecticut General Statutes;

2. That it recognizes the responsibility for the provision of local grant-in-aids to the extent that they are necessary and required for said program.

3. That the filing of an application by the City of Danbury is hereby approved and that the Mayor of the City of Danbury is hereby authorized and directed to execute and file such application with the Commissioner of Human Resources, to provide such additional information as the Commissioner may request, to execute a Grant Action Request with the State of Connecticut for state financial assistance if such an agreement is offered, to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the City of Danbury.



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

In our continuing efforts to acquire financial assistance to meet our homeless needs in the City, my office has applied for and received a \$4,800 grant from FEMA (Federal Emergency Management Assistance) through the United Way of Northern Fairfield County.

This grant will be utilized to mitigate the cost associated with the lease on the homeless overflow facility at 113 Main Street.

Please accept this grant on behalf of the City of Danbury. Thank you for your cooperation.

Sincerely,

Gene F. Eriquez



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

December 8, 1989

Ms. Michelle James  
Vice President/Planning  
United Way of Northern Fairfield County  
PO BOX 236  
Danbury, CT 06813-0236

Dear Michelle,

Thank you for asking the City if we are interested in applying for FEMA funds to help with the homeless situation.

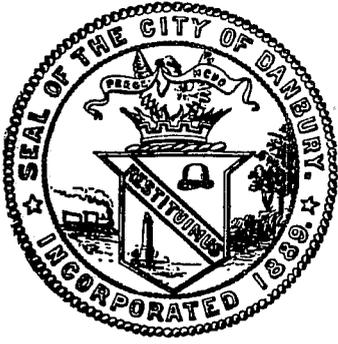
Our goal is to raise enough funds to enable us to get through the critical winter months. Computing the need based on the 16-bed capacity of the overflow shelter, \$4,800 would cover 480 units (or bed nights). The City is working on a more permanent solution to the homeless problem, but for the time being, this additional money would help ensure us that no one will be left on the streets during the winter.

Thank you for this consideration.

I look forward to hearing from you soon.

Sincerely,

Lisi Green  
Assistant to the Mayor



## RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

\_\_\_\_\_ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, grant funds in the amount of FOUR THOUSAND EIGHT HUNDRED (\$4,800.00) DOLLARS are available from the Federal Emergency Management Assistance (F.E.M.A.) program, in association with the United Way of Northern Fairfield County; and

WHEREAS, the receipt of such monies for purposes of the needs of homeless persons in the City of Danbury and specifically to defray costs associated with the proposed overflow shelter for homeless persons at 113 Main Street is deemed to be in the best interests of the City of Danbury;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the actions of Gene F. Eriquez as Mayor of the City of Danbury, in applying for said funds and taking such further actions as may be required including executing such additional documents as may be necessary be and hereby are authorized and ratified.

# RESOLUTION <sup>9</sup>

CITY OF DANBURY, STATE OF CONNECTICUT

February 6 \_\_\_\_\_ A. D., 19 90

RESOLVED by the Common Council of the City of Danbury:



WHEREAS, the Federal Aviation Administration of the United States Department of Transportation and the Bureau of Aeronautics of the Connecticut Department of transportation make funds available through the Airport and Airway Safety & Capacity Expansion Act of 1987; and

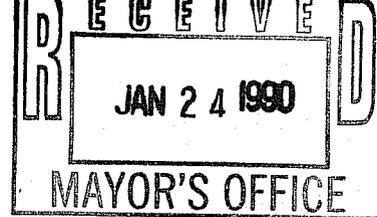
WHEREAS, the City of Danbury through the Danbury Municipal Airport intends to purchase a payloader for snow removal; and

WHEREAS, the City of Danbury will make application for a federal and state grant in the amount not to exceed \$292,500.00 with a local match of two and one-half percent equalling an amount not to exceed \$7,500.00.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury, Gene F. Eriquez, is hereby authorized to make application for said grant, and that any and all additional acts necessary to effectuate said program be and hereby are authorized.



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DANBURY MUNICIPAL AIRPORT  
P.O. BOX 2299  
WIBLING ROAD

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

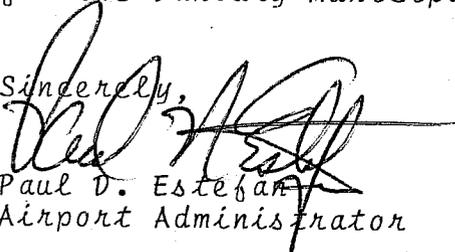
January 22, 1990

Honorable Mayor Gene F. Enriquez  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Dear Mayor,

Please find the enclosed Resolution for a new payloader  
for the Danbury Municipal Airport.

Sincerely,

  
Paul D. Estefan  
Airport Administrator

# JCPenney

7 BACKUS AVE.  
DANBURY, CT. 06810

RECEIVED  
1-16-90

10

January 10, 1990

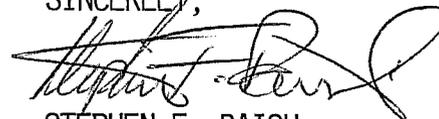
LISI GREEN  
CITY OF DANBURY  
OFFICE OF THE MAYOR  
DANBURY, CT. 06810

DEAR LIS:

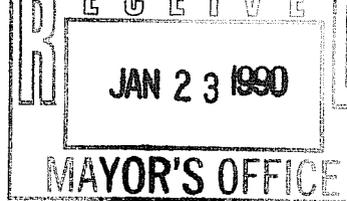
IN ACCORDANCE WITH YOUR REQUEST, THIS LETTER WILL CONFIRM THE RETAIL VALUE OF \$203.64 ON THE THREE-DOZEN PILLOWS DONATED BY OUR STORE FOR USE IN THE OVERFLOW FACILITY.

I AM HAPPY THAT WE WERE ABLE TO ASSIST IN THIS SITUATION.

SINCERELY,



STEPHEN E. RAISH  
STORE MANAGER



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

Welfare Department  
797-4569

1/16/90

Gene Enriquez, Mayor  
CITY OF DANBURY  
Danbury, Ct. 06810

RE: Additional General Assistance Funds

Dear Mr. Mayor:

This is a request for additional funds for the Welfare Department's public welfare account.

As of 12/31/89 there remained \$304,534.00 or 38% of the allocated funding. This amount is insufficient to meet our obligations for the balance of the Fiscal year 89-90. I am requesting an additional \$200,000.00.

The initial budget request for Fy 89-90 was \$850,000.00, the amount allocated was \$ 800.000.00. The actual expenditures for Fy 88-89 were \$897,830.59.

Danbury's caseload, as others in the State, has increased. There was a 27% caseload increase between 9/88 and 9/89.

The additional funds are necessary to meet our State mandated obligations and while I realize our fiscal constraints, the request is necessary.

Please add this request to your requests for the Common Council agenda for February. I am available to both you and the Council for any further information that may be necessary.

Thank you for your consideration.

Sincerely,

  
Deborah MacKenzie



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT  
OF FINANCE**

February 6, 1990

Certification #15

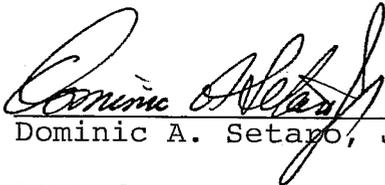
TO: Common Council via  
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/  
Comptroller

We hereby certify the availability of \$2,200.00 to be transferred from the Contingency Fund to the following accounts of the Environmental Impact Commission.

02-01-178-010500 - Overtime Services	\$1,500.00
02-01-178-022000 - Printing and Binding	200.00
02-01-178-022500 - Legal and Public Notices	500.00
Total	<u>\$2,200.00</u>

Balance of Contingency Fund	\$1,023,731.40
Less pending requests	246,684.00
Less this request	<u>2,200.00</u>
	\$ 774,847.40

  
 \_\_\_\_\_  
 Dominic A. Setaro, Jr.

DAS:af



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

12

ENVIRONMENTAL IMPACT COMMISSION  
797-4595

December 18, 1989

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

Dear Mayor Eriquez:

The Environmental Impact Commission requests additional funds in its budget in order to operate and perform our duties for the remainder of the Fiscal Year ending June 1990.

Our needs are for a transfer from the Contingency Account for a total of \$2,200 to be dispersed as follows:

1. - 010500 - Overtime Services -----\$1,500.00
2. - 022000 - Printing and Binding ----- 200.00
3. - 022500 - Legal and Public Notices - 500.00

The additional funds for overtime services are for the cost of our secretary's time spent at meetings and for requested transcripts. Although there is a time lapse in recovering these costs when the money is reimbursed it goes into the General Fund. While the amount of income can sometimes balance the expenses in these accounts, we need the money to operate. With the additional \$2,200 we feel that we can continue our service to the public and operate within the State Statutes.

**RECEIVED**  
**FINANCE DEPT.**

DEC 19 1989

12

Additional Funds  
December 18, 1989  
Page 2

Thank you for your consideration in this matter. If you have any questions, please feel free to contact me.

Very truly yours,

*Michael Zotos* (930)

Michael Zotos  
Chairman

MZ/jlc

c Domenic Setaro ✓  
Joseph DaSilva

RECEIVED  
FINANCE DEPT.

DEC 19 1989



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

DEPARTMENT  
OF FINANCE

February 6, 1990

Certification #17

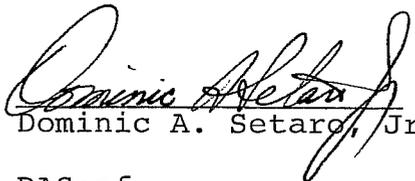
TO: Common Council via  
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/  
Comptroller

We hereby certify the availability of \$2,800.00 to be transferred from the Contingency Fund to the following accounts of the Zoning Board of Appeals.

02-01-182-010500 - Overtime Services	\$1,800.00
02-01-182-022500 - Legal and Public Notices	<u>1,000.00</u>
Total	\$2,800.00

Balance of Contingency Fund	\$1,023,731.40
Less pending requests	251,584.00
Less this request	<u>2,800.00</u>
	\$ 769,347.40

  
Dominic A. Setaro, Jr.

DAS:af



13

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ZONING BOARD OF APPEALS  
797-4595

December 18, 1989

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

Dear Mayor Eriquez:

The Zoning Board of Appeals requests additional funds in its budget in order to operate and perform our duties for the remainder of the Fiscal Year ending June 1990.

Our needs are for a transfer from the Contingency Account for a total of \$2,800.00 to be dispersed as follows:

- |    |                                       |                 |
|----|---------------------------------------|-----------------|
| 1) | 010500 - Overtime Services .....      | \$ 1,800.00     |
| 2) | 022500 - Legal & Public Notices ..... | <u>1,000.00</u> |
|    |                                       | \$ 2,800.00     |

The additional funds for overtime services are for the cost of our secretary's time spent at meetings and for requested transcripts. Of course, you are aware that the Board collects fees from the applications. With the additional \$2,800.00 we feel that we can continue our service to the public and operate within the State Statutes.

Thank you for your consideration in this matter. If you have any questions, please feel free to contact me.

Very truly yours,

*Richard S. Jowdy*  
Richard S. Jowdy, Chairman

RSJ/jr

cc: Dominic Setaro  
Joseph DaSilva

RECEIVED  
FINANCE DEPT.

DEC 19 1989



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14

# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

**DEPARTMENT  
OF FINANCE**

February 6, 1990

Certification #14

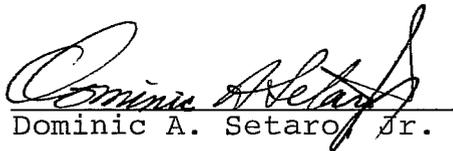
TO: Common Council via  
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/  
Comptroller

We hereby certify the availability of \$1,800.00 to be transferred from the Contingency Fund to the following accounts of the Zoning Commission.

02-01-181-010500 - Overtime Services	\$1,200.00
02-01-181-022500 - Legal & Public Notices	600.00
Total	<u>\$1,800.00</u>

Balance of Contingency Fund	\$1,023,731.40
Less pending request	244,884.00
Less this request	1,800.00
	<u>\$ 777,047.40</u>

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS:af



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

14

## ZONING COMMISSION

797-4509

December 18, 1989

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

Dear Mayor Eriquez:

The Zoning Commission requests additional funds in its budget in order to operate and perform our duties for the remainder of the Fiscal Year ending June 1990.

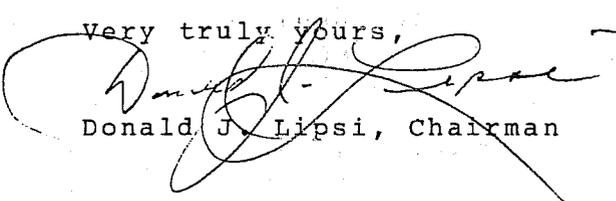
Our needs are for a transfer from the Contingency Account for a total of \$1,800.00 to be dispersed as follows:

1)	010500 - Overtime Services .....	\$ 1,200.00
2)	022500 - Legal & Public Notices .....	600.00
		<u>\$ 1,800.00</u>

The additional funds for overtime services are for the cost of our secretary's time spent at meetings and for requested transcripts. Of course, you are aware that the Commission collects fees from the applications and the sale of Zoning Regulations and Zoning Maps. With the additional \$1,800.00 we feel that we can continue our service to the public and operate within the State Statutes.

Thank you for your consideration in this matter. If you have any questions, please feel free to contact me.

Very truly yours,

  
Donald J. Lipsi, Chairman

DJL/jr

cc: Dominic Setaro  
Joseph DaSilva

**RECEIVED**  
**FINANCE DEPT.**

DEC 19 1989



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# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

DEPARTMENT  
OF FINANCE

February 6, 1990

Certification #16

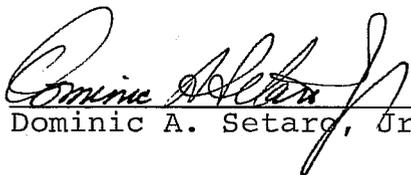
TO: Common Council via  
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/  
Comptroller

We hereby certify the availability of \$2,700.00 to be transferred from the Contingency Fund to the following accounts of the Planning Commission.

02-01-179-010500 - Overtime Services	\$2,000.00
02-01-179-022000 - Printing and Binding	200.00
02-01-179-022500 - Legal and Public Notices	500.00
Total	<u>\$2,700.00</u>

Balance of Contingency Fund	\$1,023,731.40
Less pending requests	248,884.00
Less this request	2,700.00
	<u>\$ 772,147.40</u>

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS:af



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

15

PLANNING COMMISSION  
(203) 797-4525

December 18, 1989

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

Dear Mayor Eriquez:

The Planning Commission requests additional funds in its budget in order to operate and perform our duties for the remainder of the Fiscal Year ending June 1990.

Our needs are for a transfer from the Contingency Account for a total of \$2,700 to be dispersed as follows:

1. - 010500 - Overtime Services -----\$2,000.00
2. - 022000 - Printing and Binding ----- 200.00
3. - 022500 - Legal and Public Notices - 500.00

The additional funds for overtime services are for the cost of our secretary's time spent at meetings and for requested transcripts. Although there is a time lapse in recovering these costs when the money is reimbursed it goes into the General Fund. While the amount of income can sometimes balance the expenses in these accounts, we need the money to operate. With the additional \$2,700 we feel that we can continue our service to the public and operate within the State Statutes.

**RECEIVED**  
**FINANCE DEPT.**

DEC 19 1989

15

Additional Funds  
December 18, 1989  
Page 2

Thank you for your consideration in this matter. If you have any questions, please feel free to contact me.

Very truly yours,

*Frank Bondatti, Jr.*

Frank Bondatti, Jr.  
Chairman

FB/jlc

c Domenic Setaro  
Joseph DaSilva

RECEIVED  
FRANK BONATTI  
DEC 18 1989



**DANBURY  
PUBLIC  
LIBRARY**

170 MAIN STREET

DANBURY, CONNECTICUT 06811

(203) 797-4505

January 11, 1990

16

Mayor Gene Eriquez

City Hall

Dear Mayor Eriquez:

Attached is a letter outlining improvements to the Danbury Public Library that the Library Board of Directors is currently supporting. To that end, the Board deposited \$3,500 into the City's capital budget to have architectural plans completed. The actual costs for these plans will be \$4,700, therefore, the Board of Directors voted at its January 4th meeting to deposit an additional \$1,200 into the City's capital budget.

I have spoken with Dom Setaro and he has indicated he would make the necessary adjustments to the City's capital budget and the City's revenue. No certification of funds is needed.

Please place this item on the agenda for the February Common Council meeting.

Sincerely,

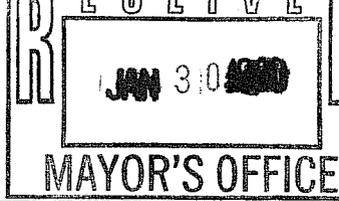
Betsy McDonough  
Director

Encl.

cc: Dom Setaro  
City Clerk ✓



MEETS THURSDAYS 6:30 P.M.  
EXCEPT JULY AND AUGUST



# THE EXCHANGE CLUB OF DANBURY

IN EDUCATIONAL SERVICE TO THE CITIZENS OF COMMUNITIES AND STATES AND THE NATION

MAILING ADDRESS:  
P.O. BOX 763  
DANBURY, CT 06810

January 30, 1990

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

FROM: George Rivard, Commissioner *GR*

RE: Danbury Exchange Youth Baseball League Project *u*

The Danbury Exchange Club has been the sponsoring agency for Danbury Youth Baseball for the last forty years. We have just recently become affiliated with national Babe Ruth. Last year our team was fortunate in playing in Wilmington, North Carolina in the Babe Ruth World Series and placed fifth in the country. This tremendous experience has prompted us to entertain the thought of improving Field I in Rogers Park to meet national specifications in the hope of hosting a future event such as the one we participated in last July 1989.

We are requesting the City of Danbury to support our efforts, not monetarily, but by allowing us to use fund raising money to make various improvements which will include lighting, fencing, scoreboard, announcer's booth and parking improvements. We have as a goal to raise \$50,000 with ground breaking being in the fall of 1991.

As a committee, we have met with the Danbury Exchange Club and Bob Ryerson, Director of Parks & Recreation, concerning this project. They have given their support and, along with the project committee, will be glad to meet with a Common Council committee and other necessary city agencies to allow this project to move forward to its final approval.

Thank you for your consideration and I await your earliest reply.

GR:fl



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT  
OF FINANCE**

January 17, 1990

MEMO TO: Common Council via  
Mayor Gene F. Eriquez

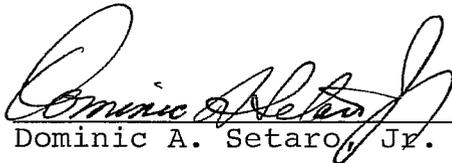
FROM: Dominic A. Setaro, Jr., Acting Director of Finance/  
Comptroller

RE: Appointment of Independent Auditors

It is once again time for the City of Danbury to consider the appointment of its auditors to perform the City audit for the fiscal year ending June 30, 1990. I would at this time recommend that we appoint Ernst & Young as our city auditors for the fiscal year ending June 30, 1990 and request that you place this on the agenda of the Common Council meeting to be held in February for their approval as required by state law.

I have attached a copy of Ernst & Young's fee schedule for the audit. It should be noted that the increase in the City's portion is a result of a number of changes that have occurred over the last year in reference to requirements in the Accounting Rules and Regulations that must be followed by our auditors. Once again, the attached fee schedule also includes an explanation of these changes.

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

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS:af  
Enclosure

Six Landmark Square, Suite 500  
Stamford, Connecticut 06901  
Telephone: (203) 348-3700

January 4, 1990

Mr. Dominic A. Setaro, Jr.  
Acting Director of Finance - Comptroller  
City Hall  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Dear Mr. Setaro:

In response to your request for our proposed fees relative to our audit of the June 30, 1990 financial statements of the City of Danbury, we hereby delineate our proposed fees as follows:

	<u>Proposed</u> <u>1990 Fee</u>	<u>Actual</u> <u>1989 Fee</u>
Audit and report on the City's general purpose financial statements	\$ 65,500 (a)	\$52,300
School lunch program	4,000	3,500
Special education grants	6,000	5,500
School activity funds	4,500	4,000
ED 001 report	<u>4,500</u>	<u>3,500</u>
	84,500	68,800
Single Audit Act-reports	<u>25,500 (b)</u>	<u>19,200</u>
	<u>\$110,000</u>	<u>\$88,000</u>

(a) Includes management letter and report on combining and individual fund financial statements, a portion of which is allocable as follows: Water Fund--\$14,000, Sewer Fund--\$14,000, Landfill Fund--\$8,000, and Pension Trust Funds--\$8,000 which includes the new GASB reporting requirements. This amount also reflects Ernst & Young assistance with respect to the City's adoption of new GASB statements, and assistance in maintaining the City's "Certificate of Achievement." Comparable allocable amounts for 1989 with respect to the Water Fund, Sewer Fund, Landfill Fund and Pension Trust Funds were \$9,000, \$9,000, \$5,000 and \$4,000, respectively. The increase in the 1990 fees for these funds over 1989 is reflective of a more appropriate allocation of the time required to audit the Funds and an increased level of audit effort required to perform an audit of the expanded operations of the Funds.

(b) This amount reflects the substantial time and effort required to determine Federal and State compliance, and the nature and extent of internal administrative controls with respect to financial assistance

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The overall fee structure detailed above is indicative of the increased awareness of the business of government on the part of regulatory and rule making organizations such as the Governmental Accounting Standards Board (GASB), including its evolving accounting and reporting requirements, as well as its continuing professional education requirements; and the increased emphasis on compliance and internal accounting and administrative control reporting on the part of the Federal and State agencies that are providing financial assistance to local municipalities. Such fee structure is based on the continued quality of the City's financial records and the high level of professional participation in the audit effort by you and your staff.

We are proud to be associated with the City of Danbury in the capacity of serving as its auditors, and you may be assured that we will continue to provide the high quality service that is in accordance with your expectations.

Very truly yours,

*Charles T. Gebbia*

Charles T. Gebbia  
Partner

CTG:os



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 6, 1990

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

It is with regret that we submit this request to rescind action taken by the Common Council at the December, 1989 and January 1990 meetings establishing a Charter Revision Commission. Although we recognize the need for Charter Revision, we believe it is in the best interest of the City of Danbury to take this action and re-establish a Charter Revision Commission in the near future.

There are two reasons why we ask for this consideration. The first is the number of members appointed. We believe that thirteen is an unwieldy number that will not allow a commission to work efficiently and bring forth the quality work that a smaller, more efficient number will be able to produce, and which our City deserves. History also tells us that successful commissions in the past had seven to nine members.

The second is that several of the members added at the January meeting are completely unknown to us. While we greatly appreciate the spirit of involvement and civic duty of all volunteers, we believe the Common Council should make every effort to exercise its responsibility and review carefully the qualifications of every potential member.

We are aware that this action will not allow the placement of Charter Revision to the electorate in the coming November election; however, we feel strongly that a commission of a more efficient number of carefully selected members will prove to serve the best interests of the City of Danbury in the long run. A target date of the following general election will also give a future commission abundant time to give full and careful consideration to all aspects of our Charter, without the time constraints that would press on the present body.

Respectfully submitted

\_\_\_\_\_  
Joseph DaSilva

\_\_\_\_\_  
John Esposito

\_\_\_\_\_  
Stanford Smith



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# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

**DEPARTMENT  
OF FINANCE**

January 29, 1990

MEMO TO: Common Council via  
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/  
Comptroller

RE: School Bond Issue

As is customary, I hereby request permission from the Common Council to borrow funds on a temporary basis from the General Fund to pay for various services that will be rendered to the City of Danbury in reference to the recently approved school bond issue. I do not expect to borrow more than \$500,000 from the General Fund and, if the Common Council approves, this will save the City some additional costs and give us some extra time to spend monies according to the new bond laws. Therefore, I request that this item be placed on the agenda of the Common Council for its February 6, 1989 meeting.

If you have any quesitons, feel free to give me a call.

  
Dominic A. Setaro, Jr.

DAS:af

c: Thomas R. Green, City Treasurer



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# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

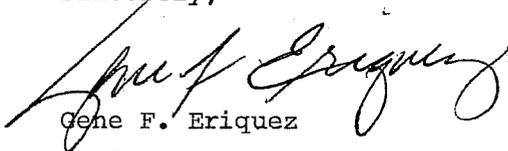
I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Commission on the Status of Women:

Name: Cora Hord  
Address: 20 Bragdon Avenue, Danbury, CT 06810  
Regular member  
Term to Expire: April 1, 1992  
New Appointment

Ms. Hord is filling an unexpired term due to a resignation.

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,

  
Gene F. Eriquez



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# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Aviation Commission:

Name: Henrique Antonio  
Address: 21 Wood Avenue, Danbury, CT 06810  
Regular member  
Term to Expire: July 1, 1992  
New Appointment

Mr. Antonio is filling an unexpired term due to a resignation.

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,

Gene F. Eriquez



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

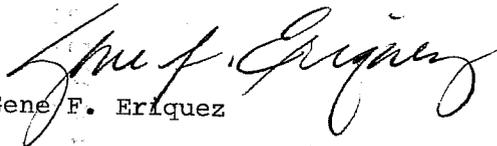
I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Library Board of Directors:

Name: Betty Jane Hull  
Address: 187 Kohanza Street, Danbury CT 06810  
Regular Member  
Term to Expire: January 1, 1993  
Reappointment

Name: Mary D. Nahley  
Address: Clapboard Ridge Road  
Regular Member  
Term to Expire: January 1, 1993  
Reappointment

Thank you, in advance, for your timely confirmation of these appointments.

Sincerely,

  
Gene F. Eriquez



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

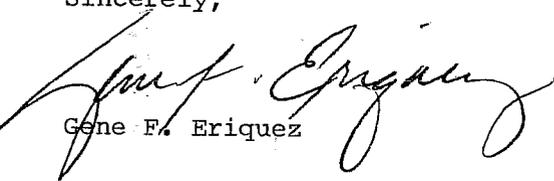
Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Redevelopment Agency:

Name: John Addressi  
Address: Aunt Hack Road, Danbury, CT 06810  
Regular member  
Term to Expire: Janaury 1, 1995  
Reappointment

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,

  
Gene F. Eriquez



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# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

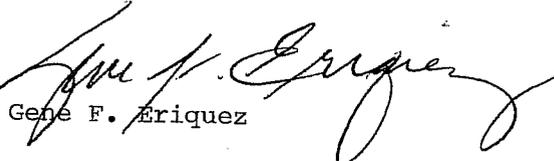
Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Environmental Impact Commission:

Name: Robert Sweeney  
Address: 180 Great Plain, Danbury, CT 06810  
Regular member  
Term to Expire: January 1, 1993  
Reappointment

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,

  
Gene F. Enriquez



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Commission on Aging:

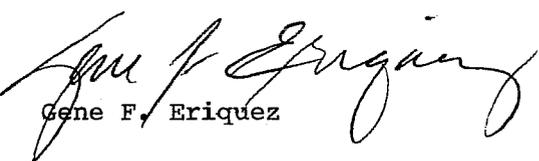
Name: Sigred Benyei  
Address: 26 Spruce Mountain Road, Danbury, CT 06810  
Regular member  
Term to Expire: October 1, 1992  
Reappointment

Name: Raymond Gomoll  
Address: 14 Meadow Street, Danbury, CT 06810  
Regular Member  
Term to Expire: October 1, 1992  
Reappointment

Name: Elisabeth McKee  
Address: 51 Main Street, Danbury, CT 06810  
Regular Member  
Term to Expire: October 1, 1992  
Reappointment

Thank you, in advance, for your timely confirmation of these appointments.

Sincerely,

  
Gene F. Eriquez



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

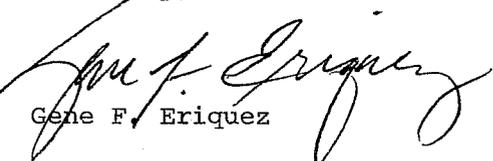
Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Civil Service Commission:

Name: Carmine Butera  
Address: 21 Starr Avenue, Danbury, CT 06810  
Regular member  
Term to Expire: January 1, 1996  
Reappointment

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,

  
Gene F. Eriquez



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Richter Park Authority:

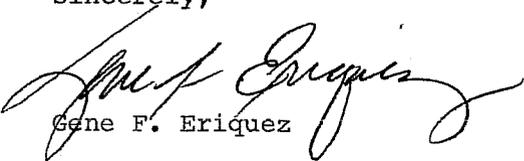
Name: Francis Kieras  
Address: 74 Sheridan Street, Danbury, CT 06810  
Regular member  
Term to Expire: September 1, 1991  
Filling vacancy

Name: Dennis Keeler  
Address: 36 E. Pembroke Road, Danbury, CT 06810  
Regular Member  
Term to Expire: September 1, 1990  
Filling vacancy

Both of these appointments are filling unexpired terms due to resignations.

Thank you, in advance, for your timely confirmation of these appointments.

Sincerely,

  
Gene F. Eriquez

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# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Parks & Recreation Commission:

Name: Thomas Evans  
Address: 28 Benson Drive, Danbury, CT 06810  
Regular member  
Term to Expire: December 1, 1992  
Reappointment

Name: A. Paul Nichols  
Address: 13 Valerie Lane, Danbury, CT 06810  
Regular member  
Term to Expire: December 1, 1992  
Reappointment

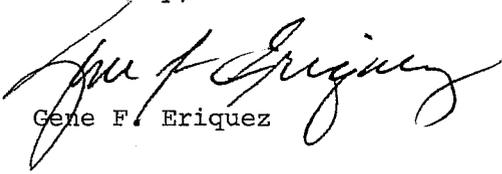
Name: William Lavallo  
Address: 6 Terre Haute Road. Danbury, CT 06810  
Regular member  
Term to Expire: December 1, 1992  
Reappointment

Name: Edward Walsh  
Address: 37 Valley Stream Drive  
Regular Member  
Term to Expire: December 1, 1990  
Filling Vacancy  
(unexpired term of A. Cresci who resigned)

RR

Thank you, in advance, for your timely confirmation of these appointments.

Sincerely,

  
Gene F. Enriquez



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 30, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual(s) for appointment to the Planning Commission:

Name: Alice Hyman  
Address: 601 Village Square, Danbury, CT 06810  
Alternate member  
Term to Expire: January 1, 1993  
Filling Vacancy

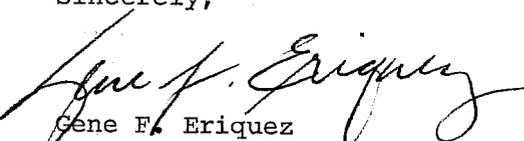
Ms. Hyman is a long time Danbury resident. She is currently the Office Manager of Surgical Associates in Danbury. Throughout the years, Ms. Hyman has been very active in the community. She is presently associated with the following organizations:

Literacy Volunteers Advisory Board, United Way Planning Division, Coalition of 100 Black Women, NAACP and the Tarrywile Park Opening Committee.

She is also a former member of the School Board, the Democratic Town Committee and the United Way Board of Directors.

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,

  
Gene F. Eriquez



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# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

February 6, 1990

Honorable Members of the Common Council  
City of Danbury

Dear Council Members:

I hereby submit, for your confirmation and approval, the appointment of the following individuals as Police Officers:

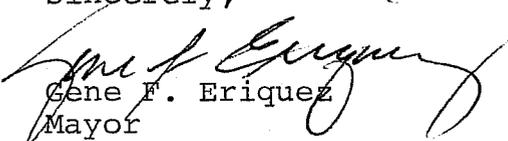
- |  |  |
|--|--|
| 1. Shaun McClogan<br>88-08 241st Street<br>Bellerose, NY 11426 | 2. Joseph Riolo<br>74-1 Washington Road<br>Woodbury, CT 06798              |
| 3. Marcellus Kruijs<br>22 Woodbury Drive<br>Danbury, CT 06811  | 4. <sup>J. Brian</sup> John Murphy<br>14 Starr Street<br>Danbury, CT 06810 |
| 5. Kevin Rafferty<br>10 Lake Terrace<br>Danbury, CT 06811      | 6. Shawn O'Brien<br>25 Padanarum Road, Unit #5<br>Danbury, CT 06811        |

The effective date of their appointments will be upon swearing-in.

I will notify you of the date and time so you can participate in the swearing-in ceremony if your schedule permits.

Thank you, in advance, for your cooperation and timely confirmation of these appointments.

Sincerely,

  
Gene F. Eriquez  
Mayor



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT  
OF FINANCE**

February 2, 1990

Certification #13

TO: Common Council via  
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/  
Comptroller

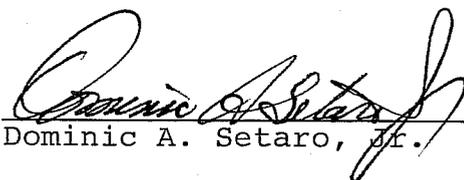
RE: Fire Department Contract

In order to implement the most recently negotiated contract with the Fire Union, a transfer from the Contingency Account in the amount of \$244,884.00 will be needed. Therefore, I hereby certify the availability of \$244,884.00 to be transferred to the following accounts.

Fire Department

Regular Salary Acct.	02-02-110-010100	\$199,784.00
Overtime Services	02-02-110-010500	32,100.00
Holiday Pay	02-02-110-011009	13,000.00
Total		<u>\$244,884.00</u>

Balance of Contingency Fund	\$1,023,731.40
Less pending requests	-0-
Less this request	<u>244,884.00</u>
	\$ 778,847.40

  
Dominic A. Setaro, Jr.

DAS:af



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

January 31, 1990

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members,

Since taking office, we have investigated many opportunities for providing shelter to the homeless and we have now developed a mid-term solution.

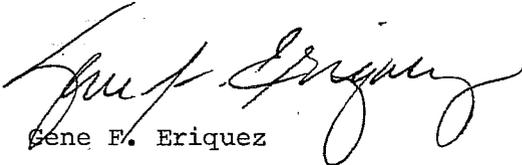
As you are aware, we have been able to provide temporary shelter relief, given the fine cooperation of Rev. Michael Coburn and the parishioners at St. James' Church. Therefore, the attached lease represents a mid-term solution for the duration of 1990 and perhaps slightly beyond.

Shortly I will be establishing the Mayor's Advisory Committee on the Homeless. This committee will be charged with recommending long-term solutions and will report to me within 90-days with their specific recommendations.

I ask for your timely consideration of this matter and approval of the lease as negotiated and prepared by Corporation Counsel and my office.

Thank you, in advance, for your prompt action.

Sincerely,



Gene F. Eriquez

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L E A S E

THIS INDENTURE, made by and between MARIA DA SILVA, of 228 Main Street, Danbury, Connecticut, hereinafter referred to as LESSOR, and CITY OF DANBURY, a Municipal Corporation organized and existing under the laws of the State of Connecticut, hereinafter referred to as LESSEE.

W I T N E S S E T H:

1. PREMISES: LESSOR has leased and does hereby lease to said LESSEE the following described premises situated in the City of Danbury, to wit: Three Thousand Five Hundred (3,500) square feet on the first floor commercial premises known as 111-113 Main Street, Danbury, Connecticut, consisting of that northerly portion of said premises known as 113 Main Street, Danbury, Connecticut, now or formerly occupied by Candlewood Printers, Inc.

2. TERM: The term of this agreement shall begin on FEBRUARY 1, 1990, and end at midnight on NOVEMBER 30, 1990.

3. RENT: LESSEE agrees to pay LESSOR, without demand rent as follows:

(a) From FEBRUARY 1, 1990, to NOVEMBER 30, 1990, equal monthly installments of TWO THOUSAND TWO HUNDRED (\$2,200.00) DOLLARS on the first day of each month in advance.

4. SECURITY DEPOSIT: LESSEE has deposited with LESSOR the sum of TWO THOUSAND (\$2,000.00) DOLLARS, as security for the performance by LESSEE of the terms of this Lease. The LESSOR may use, apply, or retain the whole or any part of the security so deposited to the extent required for the payment of any rent and additional rent or other sum as to which LESSEE is in default or for any sum which the LESSOR may expend or may be required to expend by reason of LESSEE'S default in respect of any of the terms of this Lease, including, but not limited to, any damages or deficiency in the reletting of the leased property, whether such damages or deficiency accrued before or after summary proceedings or other re-entry by the LESSOR. In the event that the LESSEE shall comply with all of the terms of this Lease, the security shall be returned to LESSEE after the date fixed as the end of the Lease and after delivery of possession of the leased property to the LESSOR. In the event of a sale of the premises of which the leased property forms a part, the LESSOR shall have the right to transfer the security to the vendee and the LESSOR

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shall thereupon be released from all liability for the return of such security. LESSOR shall notify LESSEE of such transfer in writing. LESSEE shall look solely to the new landlord for the return of such security. LESSOR shall not assign or encumber the money deposited as security, and neither the LESSEE nor its successors or assigns shall be bound by any such assignment or encumbrance. LESSEE shall not be entitled to any interest on said security deposits.

5. UTILITIES AND SERVICES: The LESSOR shall not be required to furnish any service to the leased premises, except cold water and sewer. The LESSEE shall pay all charges for gas, electricity, light, heat, power, snow removal in front of premises to curb and any accessway to garbage receptacle, and other services used in or about or supplied to the leased property, and shall indemnify the LESSOR against any liability on such account. The LESSOR agrees to provide garbage removal for which LESSEE agrees to pay a FIFTY (\$50.00) DOLLAR per month charge in addition to aforesaid monthly rent. LESSOR reserves the right to increase this garbage removal rate or terminate the service by giving LESSEE Thirty (30) days' written notice thereof. The LESSEE agrees to maintain the heat in the leased premises at a reasonable level so as to prevent damage to the structural plumbing and heating systems, foundations, and walls of the building, and any damage to same caused by the LESSEE'S failure to provide adequate heat, shall be repaired at the LESSEE'S expense.

In the event the LESSOR installs a separate water meter for the leased premises, the LESSEE will be responsible for payment of all water and sewer use to the leased premises.

LESSEE shall be responsible for extermination of rodents as needed and cockroaches and other insects at a minimum of once per month, or more frequently if LESSOR deems it necessary. Such extermination shall be done by an independent licensed exterminator, who shall provide directly to LESSOR signed reports verifying each treatment.

6. USE OF PREMISES: LESSEE agrees to use the leased premises as a drop-in counseling center and over flow shelter. The over flow shelter shall house no more than a total of Fifteen (15) persons. Any other unrelated use is prohibited without the written approval of the LESSOR. LESSEE will not allow for an unreasonable length of time any debris, belonging to said LESSEE, to remain in the leased premises or in any "common areas", and he will remove from the LESSOR'S premises all debris to a proper

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place of disposal. The LESSEE agrees to obtain all zoning, health or other governmental permits required in connection with this Lease in general or the specific use contemplated by the LESSEE. The LESSOR makes no representation as to the compliance of the use with any governmental regulation. This Lease shall remain in full force and effect and shall be binding on the parties in the event of any enforcement action by any governmental agency arising out of the LESSEE'S use of the premises.

The LESSEE shall provide close supervision and security for the premises at all times. The LESSEE shall prevent all vandalism, loitering or gatherings of people on the premises or in the vicinity of the premises and interference with or disturbance to other tenants or property damage in the building of which the leased premises are a part or to tenants or owners of property in the vicinity of the leased premises. Failure to satisfy these conditions shall constitute a default by LESSEE under this Lease.

7. CONDITION OF PREMISES: (a) LESSEE represents that he has examined the premises and agrees to accept the premises AS IS. Throughout the terms of this Lease and for so long as LESSEE or his assigns shall occupy said premises, LESSEE at his sole expense, shall keep the leased premises as now or hereafter constituted in good condition and shall make all repairs, replacements, and renewals ordinary and extraordinary necessary to maintain the leased property and all appliances and appurtenances belonging thereto. Said repairs and replacements shall include, but not be limited to heating, electrical and plumbing fixtures within the leased premises and used exclusively by the leased premises. All repairs, replacements, and renewals shall be at least equal in quality of workmanship and materials to that existing in the leased premises at this date. LESSEE shall indemnify LESSOR against all costs, expenses, liabilities, losses, damages, suits, fines, penalties, claims, and demands, including reasonable attorney's fees, because of LESSEE'S failure to comply with the foregoing.

LESSOR shall in no event be required to make any repair, alteration or improvement to the leased premises except for: structural plumbing and electrical systems, foundations, exterior walls and roof of the building, hallways, lobby, and "common areas" of the building, provided damage to same has not been caused by the LESSEE in which case such repairs shall be made at LESSEE'S expense.

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The necessity for and adequacy of repairs, replacements and renewals to the leased premises shall be measured by the standard which is appropriate for improvements of similar construction and class, provided that LESSEE shall in any event make all repairs necessary to comply with the building, health, and fire codes of the City of Danbury, Connecticut.

(b) Upon the last day or sooner termination of the term hereof, LESSEE shall surrender to LESSOR the leased premises in broom clean condition. All erections, alterations, additions and improvements, whether temporary or permanent in character, which may be made upon the premises, either by the LESSOR or the LESSEE, except furniture and movable trade fixtures shall be surrendered with the premises as a part thereof upon the termination of this Lease without compensation to the LESSEE.

8. ASSIGNMENT: The LESSEE shall not assign, mortgage, or encumber this Lease in whole or in part, or subject all or any part of the demised premises to a sublease without the prior written consent of LESSOR, which consent shall not be unreasonably withheld. The consent by LESSOR to any assignment or subletting shall not constitute a waiver of the necessity for such consent to any subsequent assignment or subletting. This prohibition against assigning or subletting shall be construed to include a prohibition against assigning or subletting by operation of law. If this Lease be assigned or if the demised premises or any part thereof be occupied by anybody other than LESSEE, LESSOR may collect rent from the assignee, or occupant and apply the net amount collected to the rent herein reserved, but no such assignment, underletting, occupancy or collection shall be deemed a waiver of this provision or the acceptance of the assignee, undertenant or occupant as LESSEE, or as a release of LESSEE from the further performance by LESSEE of the provisions on its part to be observed or performed herein. Notwithstanding any assignment or sublease, LESSEE shall remain fully liable and shall not be released from performing any of the terms of this Lease. If LESSEE is a corporation and if any transfer, sale, pledge, or other disposition of the common stock shall occur, or power to vote the majority of the outstanding capital stock be changed, then LESSEE shall so notify LESSOR and LESSOR shall have the right, at its option, to terminate this Lease upon Five (5) days notice to LESSEE.

In the event LESSEE requests LESSOR'S consent to such assignment or sublease, LESSEE agrees to pay all of LESSOR'S expenses connected therewith, including, but not limited to

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broker's fees for investigation of prospective new tenants and attorney's fees for preparation and review of necessary documents.

9. FIRE AND EXTENDED COVERAGE INSURANCE: During the term of this Lease and extension thereof, the LESSOR at his own cost and expense shall keep the building and improvements thereon insured against loss or damage by fire and extended coverage. If the leased premises are totally destroyed by fire or other casualty during the term herein then and in that event, by virtue of its express stipulation, the Lease shall cease and terminate.

In the event that the premises are partially destroyed by fire or other casualty during the term herein, which partial casualty affects the enjoyment and occupancy of the leased premises, then and in that event the LESSEE shall give immediate written notice to the LESSOR. If said partial destruction or casualty shall amount to less than 25% of the leased improvements, then and in that event, the LESSOR shall cause the leased premises to be repaired as speedily as possible. The LESSEE'S obligation to pay rent shall abate in direct proportion to that portion of the premises destroyed as related to the whole of the leased premises.

In the event that the partial destruction or casualty to the leased premises is more than 25%, then and in that event, the LESSOR in his sole and separate discretion shall determine whether or not to cause the repair and rehabilitation of the leased premises. In the event that the LESSOR decides not to rehabilitate and repair the subject premises, then and in that event, this Lease shall cease and be terminated.

Any fire insurance business loss insurance or other casualty insurance desired by LESSEE on trade fixtures, inventory, or other property of the LESSEE on said premises shall be obtained at the LESSEE'S sole expense.

10. LIABILITY INSURANCE: During the term of this Lease LESSEE shall provide at his own expense liability insurance provided by any company licensed by the State of Connecticut which LESSEE shall choose. The limits of said insurance shall be at least Five Hundred Thousand (\$500,000.00) Dollars for an injury to or the death of one person and Five Hundred Thousand (\$500,000.00) Dollars for any injury to or the death of more than one person in any one occurrence. LESSEE shall provide LESSOR with a copy of said insurance policy with LESSOR named as an insured.

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LESSOR may require periodic increases in the limits of said insurance in the event the cost of living measured by the increase in "The Consumer Price Index - U.S. City Average, All Urban Consumers, All Items (1982-1984=100)" increases more than 25% during the term of this Lease.

11. LESSOR'S ACCESS: LESSEE agrees that LESSOR, his servants and agents, including representatives of the insurance company or companies carrying insurance on the building containing the leased premises, shall have the right to enter upon the said premises at any time for repairs to building or equipment or in an emergency or to take preventative measures to protect and preserve the property of the LESSOR.

12. INDEMNIFICATION: LESSEE agrees that LESSOR shall not be liable for any injury or damage to the property or business of LESSEE caused by water, steam, fire, gases, electricity, or the elements. LESSEE does further agree that, excepting for damages or injuries due to LESSOR'S negligence, he will at all times indemnify LESSOR and save him harmless from any and all claims for injury or damage sustained upon the leased premises to the person or property of any person other than the LESSEE.

13. CONDEMNATION: In the event of a condemnation of the premises, which shall include a taking of all or a substantial part of the building on the premises, this Lease shall, at the option of either party, terminate upon the completion of such taking. The rent shall be apportioned as of that date. The condemnation award shall belong solely to the LESSOR. LESSEE shall be entitled to relocation costs, if any, provided said costs may be separately determined as an element of the award and not included in the determination of the value of the interest of the LESSOR in the leased premises. In the event of a partial taking of the premises in such manner that the LESSEE, or its sublessees or assigns, is able to continue without substantial modification the operation then being conducted on the leased premises, then this Lease shall remain in full force and effect. Any award for partial taking shall belong solely to the LESSOR. Nothing herein shall be construed to deprive LESSEE of its rights upon condemnation as set forth in Connecticut General Statutes.

14. SUBORDINATION: This Lease shall be automatically subordinated to any future mortgage or mortgages given on said premises by the LESSOR. The LESSEE agrees at the request of the LESSOR to execute any further papers or documents which the LESSOR or mortgagee deems necessary to effectuate such subordination, provided that same be done at no cost and expense to LESSEE

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and further provided that said subordination should not in any way affect the terms, conditions, liabilities or rights of the parties in and to this Lease and that the lending institution will not disturb the possession of the LESSEE as long as the LESSEE performs his obligation under the terms of the Lease.

15. DEFAULT: (a) If the LESSEE shall be in default in the payment of rent, and if such default shall continue for Ten (10) days, the LESSOR may, immediately, without notice, terminate this Lease and repossess the leased premises. If the LESSEE shall be in default in the performance of any other covenant or condition herein contained, and if such default shall continue for Ten (10) days after the sending by LESSOR to the LESSEE of a written notice from the LESSOR specifying such default, then LESSOR may at its option, upon Ten (10) days' written notice by registered or certified mail of its intention so to do, terminate this Lease and repossess the leased premises unless LESSEE shall in the meantime remedy such default. If LESSEE is adjudicated a bankrupt or makes an assignment for the benefit of creditors or has a receiver of his property appointed, then, LESSOR may immediately without notice terminate this Lease and repossess the leased premises. Whenever this Lease terminates, either by lapse of time or by virtue of the stipulation herein, LESSEE waives all right to any notice to quit possession as prescribed by the statutes relating to Summary Process.

(b) At any time after any such expiration the LESSOR may relet the leased premises or any part thereof, for such term and on such conditions as the LESSOR, in his sole discretion, may determine, and may collect and receive the rent therefor. The LESSOR shall in no way be responsible or liable for any failure to relet the leased premises or any part thereof, or for any failure to collect any rent due upon any such reletting. No such expiration of this Lease shall relieve LESSEE of his liability and obligations under this Lease, and such liability and obligations shall survive any such expiration. In the event of any such expiration, whether or not the leased premises or any part thereof shall have been relet, LESSEE shall pay to LESSOR the rent and any additional rent required to be paid by the LESSEE up to the time of such expiration, and thereafter the LESSEE, until the end of what would have been the term of this Lease in the absence of such expiration shall be liable to the LESSOR for, and shall pay to the LESSOR, as and for liquidated and agreed current damages for the LESSEE'S default:

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The equivalent of the amount of the rent and additional rent which would be payable under this Lease by the LESSEE if this Lease were still in effect, less the net proceeds of any reletting effected pursuant to the provisions hereof, after deducting all the LESSOR'S expense in connection with such reletting, including, without limitation, all repossession costs, brokerage commissions, legal expenses, reasonable counsel fees, alteration costs and expenses of preparation for such reletting. LESSEE shall pay the result of said calculation to LESSOR on the first day of each month during the remainder of the term of this Lease.

16. QUIET ENJOYMENT: LESSOR covenants with the LESSEE that he has good right to lease said premises in the manner aforesaid, and he will permit the LESSEE, upon LESSEE'S keeping all the covenants on his part as herein contained, to occupy, possess and enjoy said premises during the term aforesaid, without hindrance or molestation from the LESSOR or any other person claiming by, from or under him.

17. NOTICES: Any notice or notice provided for in this agreement must be in writing and may be personally served upon the party or parties to receive such notice either within or without the State of Connecticut, or may be deposited in the United States Mail, postage fully prepaid, in a registered or certified envelope addressed to the party or parties to be served at the following addresses, to wit:

TO LESSOR: MARIA DA SILVA  
c/o Bielizna, Frizzell,  
Papazoglou, Ball & Olivo  
66 West Street  
Danbury, Connecticut 06810

TO LESSEE: CITY OF DANBURY  
c/o Town Clerk, City of Danbury  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

18. CHANGE OF ADDRESS: The persons and places to which notices are to be mailed may be changed from time to time by LESSOR or LESSEE upon written notice to the other.

19. SHORT FORM: Either party may request the other to execute a memorandum of lease suitable for recording containing the information required by Section 47-19 of the Connecticut General Statutes (Rev.1958) but specifically excepting the rental provisions hereof.

20. INTERPRETATION: In construing this Lease, the singular shall include the plural and the plural the singular, and the

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masculine gender shall include the neuter gender, and vice versa, as the context may require.

21. GLASS INSURANCE: The LESSEE further agrees to keep the glass and windows of the leased premises adequately insured at his own expense so as to indemnify the LESSOR against loss caused by breakage or injury of such glass and windows, or to assure the replacement of such breakage without cost to the LESSOR.

22. SIGNS: The LESSEE may place and maintain in the front window of the leased premises such neat appropriate signs advertising its business as it shall desire. Upon the termination of this Lease the LESSEE shall remove all such signs and repair any damage to the leased property caused by the erection, maintenance or removal of such signs. No exterior mounted signs will be permitted.

23. CAPTIONS: The captions of this agreement are inserted for convenience in reference only and do not constitute a part of this agreement and shall not be construed as defining or limiting in any way the scope or intent of the provisions hereof.

24. SUCCESSORS: This Lease shall be binding upon the parties hereto, and the respective successors, assigns, heirs, and legal representatives of the parties hereto.

25. MODIFICATION: This Lease contains the entire agreement between the parties and shall not be modified in any manner except by an instrument in writing executed by the parties. If any term or provision of this Lease or the application thereof to any person or circumstances shall to any extent be invalid or unenforceable, the remainder of this Lease shall be valid and be enforced to the fullest extent permitted by law.

26. OPTION TO RENEW: Provided that this Lease is in effect and LESSEE is not then in default hereunder, LESSEE shall have the option to renew the term of this Lease for a further period of One (1) year commencing on DECEMBER 1, 1990, by giving written notice to LESSOR at least Ninety (90) days prior to DECEMBER 1, 1990; said renewal to be on terms and conditions and at a rental to be agreed upon by the parties in interest at said time.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals and to a duplicate of the same tenor and date this \_\_\_\_\_ day of \_\_\_\_\_, 1990.

Signed, Sealed and Delivered  
in presence of:

\_\_\_\_\_  
MARIA DA SILVA

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CITY OF DANBURY

BY: \_\_\_\_\_

Its

STATE OF CONNECTICUT )  
 ) ss: City of Danbury  
COUNTY OF FAIRFIELD )

On this \_\_\_\_\_ day of \_\_\_\_\_, 1990, before me, the undersigned officer, personally appeared MARIA DA SILVA, known to me to be the person whose name is subscribed to the foregoing instrument and acknowledged that she executed the same for the purposes therein contained.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

\_\_\_\_\_  
Notary Public  
My Commission Expires:

STATE OF CONNECTICUT )  
 ) ss: City of Danbury  
COUNTY OF FAIRFIELD )

On this \_\_\_\_\_ day of \_\_\_\_\_, 1990, before me, the undersigned officer, personally appeared \_\_\_\_\_, who acknowledged himself to be the \_\_\_\_\_ of THE CITY OF DANBURY, a Municipal Corporation, and that he as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as \_\_\_\_\_.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

\_\_\_\_\_  
Commissioner of the Superior Court  
Notary Public  
My Commission Expires:



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

CORPORATION COUNSEL

ERIC L. GOTTSCHALK  
LASZLO L. PINTER

ASSISTANT CORPORATION  
COUNSEL

PLEASE REPLY TO:

DANBURY, CT 06810

January 31, 1990

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

Re: Conflicts of Interest

Dear Mayor and Council Members:

If you review the language of Section 8-3 of the Danbury Municipal Charter, titled "Conflict of Interest", you will find that it addresses two specific categories of conflict. The first deals with conflicts that arise when City officers or employees have an interest in City contracts or purchase orders. The second deals with accepting or receiving gifts or the like from persons or firms that may be awarded contracts or purchase orders by the City. The purpose of this letter is to advise you of potential problems caused by the language relating to the first general category of conflicts as interpreted in a 1989 advisory opinion issued by the Danbury Board of Ethics.

Attached you will find the advisory opinion from the Board dated, May 23, 1989, as well as a memo to me from Director of Finance Dominic A. Setaro Jr. dated January 29, 1990. The advisory opinion interprets the language of Charter Section 8-3 very broadly indeed. The opinion suggests that because the Settle Insurance Agency had a contract with the City to act as one of our insurance agents, and since, in the view of the Board, all salaried Settle employees benefitted either directly or indirectly from any premium paid by the City, a conflict would result if any Settle employee were also either a City officer or employee.

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Re: Conflicts of Interest  
January 31, 1990

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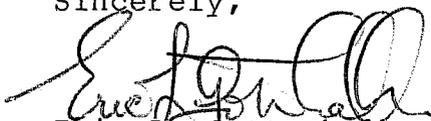
Mr. Setaro points out that this opinion has dramatic and wide ranging implications for the way we do business.

In my view, we cannot disregard this opinion regardless of its practical impact. On the other hand, we cannot afford to eliminate all vendors with whom our officers or employees have an interest. The three examples that Mr. Setaro cites present striking circumstances in which the language of the Charter, as interpreted by the Board of Ethics, appears to throw the baby out with the bath water.

Typically, when, for example, a court interprets a statute in a way that is viewed by the legislature as being in some way inappropriate, the legislature will modify the legislation. I suggest that that is the appropriate approach to take to remedy the current problem. You may wish to consider a Charter modification or, alternatively, you may wish to adopt an ordinance that clarifies the meaning of the Charter language at issue. For instance, the Common Council has the authority to establish, by ordinance, precisely what is meant by the reference to "direct or indirect" interests in Section 8-3. Finally, perhaps some combination of the two approaches would yield the best result.

We are prepared to meet with the committee established to review this matter at your convenience.

Sincerely,



Eric L. Gottschalk  
Acting Corporation Counsel

ELG:r

Attachments



# CITY OF DANBURY

BOARD OF ETHICS

DANBURY, CONNECTICUT 06810

## ADVISORY OPINION

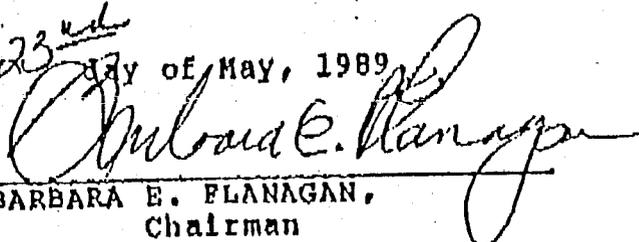
TO: Mr. C. Ross Daniels, Jr., President  
Settle Agency, Inc.

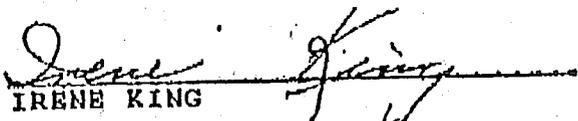
The Board of Ethics is in receipt of the attached request for advisory opinion dated April 26, 1989. Members of the Board met with Mr. Daniels on May 9, 1989 to discuss his request.

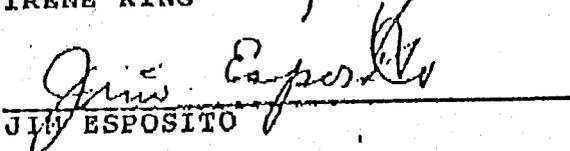
It is the Board's opinion that the Settle Agency is prohibited by Section 8.3 of the Code of Ethics governing conflicts of interest, from providing insurance to the City of Danbury. Certain employees of the Settle Agency are elected or appointed officers of the City of Danbury. The commission earned on the premium paid by the City of Danbury to the Settle Agency for the Public Officer's Liability Policy is deposited into a general operating account at the Settle Agency. The office expenses, including employees' salaries, are paid out of this general operating account.

It is the Board's opinion that even though none of the Settle Agency employees or associates earn a direct commission based on business which the Settle Agency currently does with the City that all employees or associates of the Settle Agency are benefited financially from insurance contracts which the Settle Agency has with the City of Danbury.

Dated at Danbury, Connecticut, this <sup>23<sup>rd</sup></sup> day of May, 1989

  
BARBARA E. FLANAGAN,  
Chairman

  
IRENE KING

  
JIM ESPOSITO



JAN 30 1990

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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT  
OF FINANCE

January 29, 1990

MEMO TO: Eric Gottschalk, Acting Corporation Counsel  
FROM: Dominic A. Setaro, Jr., Acting Director of Finance/  
Comptroller  
RE: Ethics Opinion

As you know, an advisory opinion was issued by the Board of Ethics on May 23, 1989 and I received a copy of this opinion sometime in early November, 1989.

I am writing this memo to you to request that you possibly review this advisory opinion since I am concerned over the impact this has on current operations of the City of Danbury. Let me give you a few examples:

- 1) Police and Fire Department personnel currently work second jobs. Some of those employees are employed by various businesses in Danbury, such as automotive distributorships, oil companies, etc. It appears from this opinion that these employees possibly have a conflict as a result of their receiving a weekly salary from that company if we do business with that company.
- 2) Public Works employees in the past have worked part-time at Sears Automotive Center. They also receive a weekly paycheck. We buy projects from Sears. Under the advisory opinion this appears to fall under the category of a conflict.
- 3) There are various city employees who own stock in companies such as IBM. They receive dividends based on profits. Therefore, does this now mean that we can no longer buy typewriters from IBM, Xerox machines from IBM or Xerox or other companies?

As you can see from these three examples, we would have to take a number of steps within the Finance Department to follow this advisory opinion. I would have to immediately notify Purchasing that we can no longer do business with any vendor who hires a city employee as a part-time employee. I would also have to send out a disclosure statement to every employee so they could divulge any indirect financial interest in any company. This then would mean we could not buy that product, such as copy machines, typewriters, etc. I do not really feel that is the intent behind the section in the charter, but since we do have this advisory opinion, I am requesting at this time that you look this over and render some advice to this office.

Thank you for your continued help.



Dominic A. Setaro, Jr.

DAS:af

Joseph DaSilva  
President, Common Council  
157 Kohanza Street  
Danbury, Ct. 06810

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Re: City Loitering Ordinance

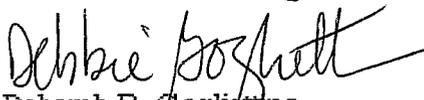
Dear President DaSilva,

I would like to request that the members of the Common Council form an Ad Hoc Committee to review and research the City Loitering Ordinance. Loitering in cul de sacs during late evening hours by "outside" visitors and neighborhood residents has been of paramount concern to the Kenosia Neighbors in the 6th Ward. Research requested by Senator James Maloney from the Legislative Research Office, suggests upon review, that our local ordinance could possibly be strengthened. I also know that loitering activity in cul de sacs is not a concern just in the Kenosia Neighborhood of my ward, but is an issue throughout the city.

I do not know if we can achieve resolution from the activity of an Ad Hoc Committee, but I feel that we would be negligent in our duty to the citizens of Danbury, if we did not put forth some concentrated energy in resolving this problem. I have enclosed a copy of Senator Maloney's research.

I appreciate your attention to this matter and will hope to see my request appear as an item on the February Agenda of Business for the Council's consideration.

Sincerely,



Deborah R. Gogliettino  
Councilman, 6th Ward

ldrg

- cc: G. Enriquez, Mayor, City of Danbury
- J. Maloney, Senator, 24th District, State of Conn.
- J. Gershwin, 95 Boulevard Drive, Danbury, Ct. 06811
- E. Crudginton, City Clerk, City of Danbury ✓



2/30

# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

CORPORATION COUNSEL

ERIC L. GOTTSCHALK  
LASZLO L. PINTER

PLEASE REPLY TO:

DANBURY, CT 06810

ASSISTANT CORPORATION  
COUNSEL

January 3, 1990

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

Re: Promotional Examinations - Fire Department

Dear Mayor and Council Members:

Last fall the Common Council approved a proposed agreement between the City of Danbury and the Fire Union concerning the resumption of promotional testing within the department. Since then, the agreement has undergone various minor modifications including a clarification of the relevant dates for the receipt of applications. All details have now been agreed to by representatives for both sides.

In view of the fact that changes were made to the original agreement after its approval by the Council, it was our belief that a final review by the Council and authorization to execute the agreement on behalf of the City would be appropriate.

Please give this matter your early attention. In order to meet the deadlines currently established in this draft, and thereby avoid the need to further revise the language, Council approval at the regular February meeting will be necessary.

Sincerely,

Eric L. Gottschalk  
Assistant Corporation Counsel

ELG:r

Attachment

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MEMORANDUM OF AGREEMENT

THIS AGREEMENT is made this            day of            , 1990 by and between the City of Danbury, acting herein by Gene F. Eriquez, its Mayor, hereunto duly authorized, (hereinafter designated the "City") and the Danbury Fire Fighters Association, Local 801, IAFF, AFL-CIO, acting herein by Louis P. DeMici, its President, hereunto duly authorized, (hereinafter designated the "Union").

WHEREAS, due to pending litigation between the parties, certain vacancies in the ranks of Captain and Lieutenant in the Danbury Fire Department have remained unfilled; and

WHEREAS, the parties wish to commence the process of examining applicants and thereafter filling said vacancies; and

WHEREAS, the parties wish to modify the qualifications for eligibility to take said examinations;

NOW, THEREFORE, IT IS HEREBY AGREED by and between the parties hereto that the Civil Service Commission of the City (hereinafter designated, the "Commission") shall undertake the aforementioned process in accordance with the following:

1. There shall be one examination (consisting of those tests customarily given by the Commission to determine the relative ranking of candidates) given for each class of positions.

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2. There shall be two eligibility lists established for each class of positions.

3. The first eligibility list for each class of positions shall contain the names of those members of the Danbury Fire Department who successfully pass the examination for that class and who met the qualifications to take said exam and who actually made application to the Commission therefor on or before May 20, 1986.

4. The second eligibility list for each class of positions shall contain the names of those members of the Danbury Fire Department who successfully pass the examination for that class and who meet the qualifications to take said exam and who make or made application to the Commission therefor between May 20, 1986 and February 23, 1990.

5. Any vacancies which would have existed within each class of positions on September 20, 1987 had Civil Service examinations been held during the summer of 1987 shall be filled by the appointment of members of the Danbury Fire Department whose names appear on the first eligibility list for the class; provided that if there are an insufficient number of candidates on said lists who are deemed to be acceptable by the appointing authority, then any remaining vacancies may be filled by the appointment of members of the Danbury Fire Department whose names appear on the second eligibility list for the class.

6. Following the filling of vacancies pursuant to paragraph 5 above, the eligibility lists for each class shall be merged and the names on each combined list shall be ranked based on their relative ratings, as determined by the Commission in accordance with its Rules and Regulations.

7. Any other vacancies within each class of positions shall then be filled in the usual fashion by the appointment of members of the Danbury Fire Department whose names appear on the combined eligibility list for the class.

8. Nothing herein shall be construed to require the appointment of any particular member whose name shall appear on said lists. Except as specifically provided herein, all provisions of the Civil Service Rules and Regulations and of the Connecticut General Statutes shall remain in full force and effect.

9. The parties recognize that the foregoing is intended to remedy a unique situation and accordingly, once the examination process contemplated herein has been completed, this agreement shall not prevent the City from returning to the promotional process that was in place prior to the date hereof without the necessity of bargaining on the issues identified as

34

subject to collective bargaining in subsection 7-474(g) of the Connecticut General Statutes.

IN WITNESS WHEREOF, the parties have hereunto set their hands and seals this \_\_\_\_\_ day of \_\_\_\_\_, 1990.

Signed, sealed and delivered in the presence of:

CITY OF DANBURY

\_\_\_\_\_

By: \_\_\_\_\_  
Gene F. Eriquez, Mayor

\_\_\_\_\_

DANBURY FIRE FIGHTERS ASSOC.  
LOCAL 801, IAFF, AFL-CIO

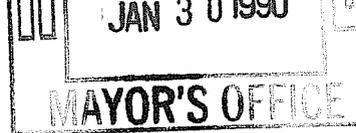
\_\_\_\_\_

By: \_\_\_\_\_  
Louis P. DeMici, President

\_\_\_\_\_

\_\_\_\_\_

37



ANTHONY L. SINGE Ph.D.  
Superintendent of Schools

January 26, 1990

The Honorable Eugene Eriquez  
Mayor, City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

RE: Roberts Avenue Project

Dear Gene:

As a followup to my letter of January 9, I would like to request that the Board of Education be authorized to spend the unencumbered funds of \$18,250.65 for the Roberts Avenue School Project to help defray legal expenses that were spent to bring this project in under budget.

The financial amount has been concurred to by Dom Setaro and Jack Heidenreich and represents the remaining Board of Education share of the \$435,585 project. I believe that this will require Common Council approval and hope that it can be included on the February 6 agenda.

If I can be of further help, please call.

Sincerely,

A handwritten signature in cursive script that reads "Anthony L. Singe". The signature is written in black ink and is positioned above the typed name and title.

Anthony L. Singe  
Superintendent of Schools

ALS/JDH/bs

CC: J. Heidenreich  
D. Setaro, Jr.



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

CORPORATION COUNSEL

ERIC L. GOTTSCHALK  
LASZLO L. PINTER

ASSISTANT CORPORATION  
COUNSEL

PLEASE REPLY TO:

DANBURY, CT 06810

January 30, 1990

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

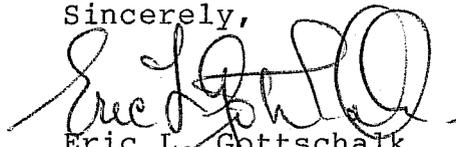
Re: Building Permit Fees

Dear Mayor and Council Members:

Recently, the Danbury Building Official, Mr. Leo Null, requested that the Corporation Counsel's Office rule on whether or not building permit fees could legally be waived for various entities such as nonprofit corporations and educational institutions. In our response, we indicated that the Code of Ordinances provided no mechanism for waiver.

Since there is justification for granting waivers in some instances, it was suggested that an ordinance amendment might be appropriate. It is our intention to meet with Mr. Null in the near future to develop a proposal for your review. In the meantime, I suggest that a Common Council committee be formed so that our recommendation can be presented to the Council at the earliest possible time.

Sincerely,



Eric L. Gottschalk  
Assistant Corporation Counsel

ELG:r



39

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**PUBLIC WORKS**  
**(203) 797-4537**

**DANIEL J. MINAHAN**  
**DIRECTOR OF PUBLIC WORKS**

February 5, 1990

**TO:** Mayor Gene F. Eriquez & Members of the Common Council  
**FROM:** D.J. Minahan, Director of Public Works  
**RE:** Correction to January 29, 1990 letter  
from Richard Smith **Gypsy Moth Control**

Please find attached, a correction to a letter from Richard Smith requesting funding for Gypsy Moth Control. (item 39 on the February 6, 1990 Common Council agenda)

City Clerk  
R. Smith  
file



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

31  
RICHARD K. SMITH  
TREE SUPERVISOR

FORESTRY DEPARTMENT  
(203) 797-4536

February 5, 1990

TO: D.J. Minahan, Director of Public Works  
FROM: Richard K. Smith, Tree Supervisor  
RE: Correction to January 29, 1990 Letter to  
Mayor Eriquez and Members of Common Council on  
**Gypsy Moth Control**

Upon checking on back budget requests I find that I did not request additional monies as I quoted in my letter to the Mayor and Common Council for the budget year of 1989-90. We had talked about asking for these monies, but with a tight budget it was decided not to request same. The last time this request was formally made was by Byron Johnson.

cc: Mayor Eriquez  
J. DaSilva  
J. Scozzafava  
file



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**PUBLIC WORKS**  
**(203) 797-4537**

**DANIEL J. MINAHAN**  
**DIRECTOR OF PUBLIC WORKS**

January 29, 1990

**TO:** Mayor Gene F. Eriquez & Members of the Common Council  
**THRU:** D.J. Minahan, Director of Public Works  
**FROM:** Richard K. Smith, Tree Supervisor  
**RE:** GYPSY MOTH CONTROL

On January 12, 1990 I spoke to Dr. George Stevens, State of Connecticut, Agriculture Experiment Station who suggested I talk to Carol Lamont about a survey to be taken in Danbury. The Agriculture Department will count egg masses and determine approximate amount of defoliation that would take place. A preliminary survey indicates 400 masses per acre which is a substantial survey taken in the northern section of Danbury. The State of Connecticut will survey the City of Danbury if requested by the Mayor. This request should be sent to Dr. Louis Magnarell, Connecticut Experiment Station, 123 Huntington St., P.O. Box 1106, New Haven, Ct. 06504.

If the survey is done, and a decision to spray is made some of the cost can be recouped from the State of Connecticut. Spraying should be done by contractors. Prices range from \$1500 to \$2000 a day. 3,000 to 3,600 gallons of material can be sprayed in a 9 hour day.

I recommend spraying downtown area of oaks, elms and maples. After the downtown area we would go to the parks, schools and other city properties throughout the city. The time table is important. The first spraying should be the first of May and the second spraying the first of June.

TO: Mayor Gene F. Eriquez & Members of Common Council  
THRU: D.J. Minahan, Director of Public Works  
RE: GYPSY MOTH CONTROL

An example street would be Ohehyatah Place with 40 oaks would take 5 hours and 6,000 gallons of spray material. To spray this area and areas similar would cost \$25,000 to \$30,000 each spraying.

Complete defoliation of trees is quite damaging although, healthy trees can survive more than one defoliation. This work should be contracted out as timing is important as well as the liability of chemical spraying. The Forestry Department does not have the manpower or equipment needed to spray all areas at the proper time. Two sprayings will be needed to control the ornamental trees in selected areas.

This item was included in the 1989-90 annual budget, but was deleted during review. I am requesting the Common Council to appropriate the necessary funds to accomplish the two sprayings. A full survey of the City by the State at the Mayor's request must be accomplished to maintain the schedule. Total cost request would be \$60,000.00.

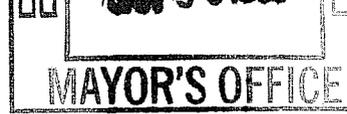
Thank you for your consideration and attention to this matter.

cc: D.J. Minahan  
file

*P. K. Smith*



40



**CITY OF DANBURY**  
**DANBURY, CONNECTICUT 06810**

**FIRE DEPARTMENT**  
**19 NEW STREET**

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

January 30, 1990

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

**From:** Antonio L. Lagarto, Chief Fire Executive

**Subject:** Special Services Account

It appears that once again, our Special Services Account #011011 is running short of money. As of 1/25/90, we have \$1,303.80 in the account. We have \$908.60 worth of scheduled Fire Watch as of this date. This leaves a balance of \$395.20. There will be additional Fire Watch scheduled for construction at G. Fox and for the Danbury High School Basketball game.

I recommend that \$7,500.00 be put into this account as soon as possible. This is a wash item because all Fire Watch is charged to those whom we provide the service.

Sincerely,

Antonio L. Lagarto  
Chief Fire Executive

ALL:mw  
specserv-2

c:D.Setaro, Acting Director of Finance



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

CORPORATION COUNSEL

ERIC L. GOTTSCHALK  
LASZLO L. PINTER

ASSISTANT CORPORATION  
COUNSEL

PLEASE REPLY TO:

DANBURY, CT 06810

January 24, 1990

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

Re: Paramedic Service

Dear Mayor and Council Members:

Please find enclosed a copy of a proposed contract between the City of Danbury and the Danbury Hospital affiliate, Business Systems, Inc. concerning the paramedic service. This contract extends for a period of one year ending on December 31, 1990. The terms of the agreement are basically those contained in past contracts between the City and BSI. With but one exception, the only modifications relate to the duration of the agreement and to the compensation to be paid to BSI. The exception mentioned above relates to the termination provision contained in paragraph seven of the agreement, which allows either party to terminate the agreement by giving the other 90 days prior written notice.

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

Sincerely,

Eric L. Gottschalk  
Acting Corporation Counsel

ELG:r

41

**OPERATING BUDGET PARAMEDIC INTERCEPT**

**JANUARY 1, 1990 - JUNE 30, 1990**

<u>SALARY EXPENSES:</u>	<u>PARAMEDIC 4.8 F.T.E.</u>	<u>SECRETARY .5 F.T.E.</u>	<u>TOTAL</u>
SALARY	\$57,200	\$4,883	\$62,083
FRINGE ( 20 )	10,532	974	11,506
REPLACEMENT (250 HRS/F.T.E)	<u>6,330</u>	<u>- 0 -</u>	<u>6,330</u>
TOTAL SALARY	\$74,062	\$5,857	\$79,919
 <u>NON-SALARY EXPENSES:</u>			
UNIFORMS	\$ 1,500	- 0 -	\$ 1,500
RECERTIFICATION	900	- 0 -	900
ADMINISTRATION	<u>1,700</u>	<u>- 0 -</u>	<u>1,700</u>
TOTAL NON-SALARY	\$ 4,100	- 0 -	\$ 4,100
 TOTAL	 \$78,162	 \$ 5,857	 \$84,019

41

**OPERATING BUDGET PARAMEDIC INTERCEPT**

**JULY 1, 1990 - DECEMBER 31, 1990**

<u>SALARY EXPENSES:</u>	<u>PARAMEDIC 4.8 F.T.E</u>	<u>SECRETARY .5 F.T.E.</u>	<u>TOTAL</u>
SALARY	\$62,265	\$5,231	\$67,496
FRINGE ( 22 )	12,396	1,151	13,547
REPLACEMENT (250 HRS/F.T.E)	<u>6,772</u>	<u>- 0 -</u>	<u>6,772</u>
TOTAL SALARY	\$81,433	\$6,382	\$87,815
 <u>NON-SALARY EXPENSES:</u>			
UNIFORMS	\$ 1,500	- 0 -	\$ 1,500
RECERTIFICATION	900	- 0 -	900
ADMINISTRATION	<u>1,800</u>	<u>- 0 -</u>	<u>1,800</u>
TOTAL NON-SALARY	\$ 4,200	- 0 -	\$ 4,200
 TOTAL	 \$85,633	 \$ 6,382	 \$92,015

4

PROVIDED BY PARAMEDIC UNIT

- A. Portable, battery operated Monitor - Defibrillator with strip recorder, quick-look feature paddles and electrodes.
- B. Pediatric size Defibrillator Paddles.
- C. TAM unit
- D. Radio communication/portable with Emergency Department.
- E. E.O.A.
- F. Anti-shock trousers.
- G. Endotracheal tubes and laryngoscope with straight and curved blades in appropriate sizes.
- H. Trauma kit and drug box.
- I. Backboard, straps, sandbags and blanket roll.
- J. Stiffneck collar set.
- K. Stethoscope and blood pressure cuffs adult and pediatric sizes.
- L. Pediatric ambu bag.
- M. Portable oxygen.
- N. Oxygen masks and cannulas.

- A. 5% Dextrose In water 500cc bags 10 bags..
- B. Ringers Lactate 1000cc bags 10 bags
- C. Micro and Macro Drip Infusion Sets 10 sets each size
- D. Jelcos 14 - 22 gauge 1 box each gauge
- E. Vacutainer Tubes green top 12 tubes
- F. Vacutainer Barrels 4 barrels
- G. Vacutainer IV Adaptors 1 box
- H. Syringes 3, 5, 10cc 1 box
- I. Needles 20, 25, 19 gauge 1 box each size
- J. Tubex Syringes 2 tubexs

Aromatic Ammonia	1 Bottle
Aminophyllin 500mg/20ml	2 Boxes
Atropine 1mg/10ml Bristojects	4 Vials
Bretylum 50mg/1ml 10 ml Amps	5 Bristojects
Dextrose 50% 25Gm/10ml Bristojects	4 Vials
Diazepam 10mg/2ml	5 Bristojects
Diphenhydramine 50mg/1ml	2 Vials
Dopamine 200mg/5ml	5 Tubex's
Epi Pen .3 & .15 mg	6 Vials
Epinephrine 1:10,000 1mg/10ml Bristoject	3 pens each size
Furosemide 20mg/2ml	5 Bristojects
Isoproterenol 1mg/5ml	4 Vials
Lidocaine 20% 2Gm Bristojects 200mg/ml	4 Vials
Lidocaine 50mg/5ml Bristojects	4 Bristojects
Morphine Sulphate 4mg/ml	5 Bristojects
Nalaxone 2mg/2ml	2 Tubex's
Nitroglycerin 1/200 25 tabs/bottle	6 Vials
Sodium Bicarbonate 50mEq/50ml Bristoject	1 Bottle
Syrup of Ipecac 15ml	5 Bristojects
Terapamil 10mg vial	6 Bottles
	2 Vials

AGREEMENT

THIS AGREEMENT made and entered into this first day of January, 1990, by and between the CITY OF DANBURY, a municipal corporation located in Fairfield County, Connecticut and organized and existing under the laws of the State of Connecticut, acting herein by Gene F. Eriquez, its Mayor, hereunto duly authorized, hereinafter designated as the "CITY" and BUSINESS SYSTEMS, INC., an affiliate of The Danbury Hospital, and a corporation organized and existing under the laws of the State of Connecticut, acting herein by Malcolm D. Crawford, its Executive Vice President and Treasurer, hereunto duly authorized and hereinafter designated as "BSI".

WHEREAS, the CITY wishes to continue a system of paramedic service for the citizens of the City of Danbury; and

WHEREAS, BSI wishes to assist the CITY in providing such a service;

NOW, THEREFORE, for the consideration herein stated the parties do hereby agree as follows:

1. This Agreement shall be in effect subject to the provision of paragraph seven hereof beginning on January 1, 1990 and terminating on December 31, 1990.

2. BSI shall:

a. Employ 4.8 full-time equivalent State-certified paramedics and shall during the term hereof provide high quality paramedic service within and for the City of Danbury.

b. Cause the said paramedics to be trained, certified and supervised both administratively and medically by and under the direction of the Emergency/Primary Care Department of The Danbury Hospital.

c. Assure that continued employment of all paramedics shall be contingent upon their acceptable performance as determined by the Emergency/Primary Care Department of The Danbury Hospital. It is agreed, however, that for good cause shown the CITY may require the replacement of any paramedics who fail to perform the services contemplated herein in a satisfactory manner.

d. Assure that all paramedics dispatched on advanced life support calls shall assume medical control responsibilities at the scene consistent with their role as the most highly trained EMS providers at the site of the emergency.

e. Furnish to the CITY all data necessary to enable the CITY to bill patients, should the CITY wish to do so.

3. The CITY shall:

a. Pay to BSI Eighty-four Thousand, Nineteen Dollars (\$84,019.00) representing the cost of providing said paramedic service from January 1, 1990 - June 30, 1990 and pay to BSI Ninety-two Thousand, Fifteen Dollars (\$92,015.00) representing the cost of said paramedic service from July 1, 1990 - December 31, 1990 as established in the attached Schedule A for a period of twelve (12) months. Payments hereunder shall be made in six (6) equal monthly payments in advance for the period January 1, 1990 - June 30, 1990 and in six (6) equal monthly payments in advance for the period July 1, 1990 - December 31, 1990. The obligations established in this section are subject to the termination provisions of paragraph No. 7 hereof.

b. Provide accommodations for all paramedics while on duty. Said accommodations shall be at Danbury Fire Department Headquarters or at such other locations as may be mutually acceptable.

c. Dispatch paramedics with Danbury Fire Department ambulances.

d. Provide and maintain at least one vehicle and any and all equipment which may be required to provide paramedic service. All such necessary equipment and materials are itemized in the attached Schedule B.

4. On or before December 31, 1990 the parties hereto shall meet and determine whether or not and upon what terms the provisions hereof shall be renewed.

5. Nothing herein shall prevent BSI or any other affiliate of the Dan-Hosp Corporation from subsequently seeking its own license for the purpose of providing paramedic intercept and/or transport services to other towns within the catchment area of Danbury Hospital.

6. Both parties agree to work collaboratively to provide the most rapid, efficient and medically responsive paramedic system possible.

7. Either party shall have the right to terminate this agreement without cause and without financial liability to the other. Termination hereunder shall be effective if written notice thereof is given to the other party hereto not less than ninety (90) days prior to the date of said termination. Upon termination in accordance with the provisions of this section, the parties shall be relieved of all of their rights and responsibilities hereunder including specifically the obligation of the CITY to make monthly payments for any months following the date of termination.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals on the day and year first above written.

Signed, sealed and delivered  
in the presence of:

CITY OF DANBURY

\_\_\_\_\_  
\_\_\_\_\_

By: \_\_\_\_\_  
Gene F. Eriquez  
Its Mayor

BUSINESS SYSTEMS, INC.

\_\_\_\_\_  
\_\_\_\_\_

By: \_\_\_\_\_  
Malcolm D. Crawford  
Executive Vice President and  
Treasurer

**CHANGE TO READ**

B. Cause the said paramedics to be trained, certified and supervised both administratively and medically by and under the direction of the Emergency/Primary Care Department of the Danbury Hospital. Said paramedics while on duty for the City of Danbury, Fire Department as a paramedic will also be supervised by the Ambulance Supervisor and any Officer of the Danbury Fire Department.

**CHANGE TO READ**

C. Assure that continued employment of all paramedics shall be contingent upon their acceptable **medical** performance as determined by the Emergency/Primary Care Department of the Danbury Hospital. It is also agreed, that continued employment of all paramedics shall be contingent upon their acceptable on the job performance as determined by the Danbury Fire Department and the City of Danbury.

**CHANGE TO READ**

B. Cause the said paramedics to be trained, certified and supervised both administratively and medically by and under the direction of the Emergency/Primary Care Department of the Danbury Hospital. **Said paramedics while on duty for the City of Danbury, Fire Department as a paramedic will also be supervised by the Ambulance Supervisor and any Officer of the Danbury Fire Department.**

**CHANGE TO READ**

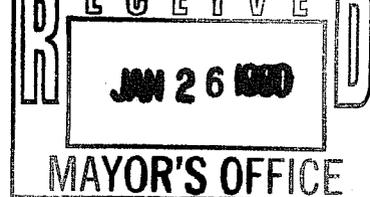
C. Assure that continued employment of all paramedics shall be contingent upon their acceptable **medical** performance as determined by the Emergency/Primary Care Department of the Danbury Hospital. **It is also agreed, that continued employment of all paramedics shall be contingent upon their acceptable on the job performance as determined by the Danbury Fire Department and the City of Danbury.**

ANTHONY J. DiPERRIO II

ATTORNEY AT LAW

57 NORTH STREET, SUITE 301

DANBURY, CONNECTICUT 06810



AREA CODE 203

744-5225

42

January 25, 1990

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

Re: City of Danbury to Danbury Preservation Trust  
41 Maple Avenue, Danbury, Connecticut

Dear Mayor Eriquez:

I write you as the attorney for the Danbury Preservation Trust in regard to premises located at 41 Maple Avenue, Danbury, Connecticut.

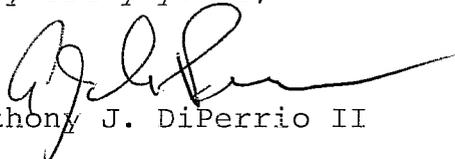
In November of 1987, the Common Council agreed to transfer to the Danbury Preservation Trust the subject premises for the relocation of the historic Erickson House. Thereafter, in September of 1988, the Common Council voted to condemn a portion of Union Avenue in order to increase the total area of the Maple Avenue parcel.

Since that time, the Trust has interviewed in excess of fifty contractors to undertake the project. It has become apparent that to physically move the structure in one piece would be cost prohibitive.

The most viable proposal is from Sullivan Farm Partnership, a copy of which is enclosed. The only divergence from our original solicitation is that this proposal calls for reconstructing the Erickson House from new materials and materials which may be salvaged from the existing structure. The Danbury Preservation Trust unanimously approved this proposal at its January board meeting.

I ask that you present this to the Common Council at its February meeting to ratify the acceptance of this proposal.

Very truly yours,



Anthony J. DiPerrio II

AJD:cp  
Enc.

CC: Attorney Robin A. Kahn  
Eric Gottschalk, Corporation Counsel

HAND DELIVERED

42

GEORGE W. DAVON

11 BOULEVARD DRIVE #11  
DANBURY, CT 06810

(203) 704-0671

November 14, 1989

Mr. Lewis Zurlo  
Zurlo & Kistler Architects  
363 Main Street  
Danbury, CT 06810

Dear Lew:

Pursuant to our conversation and my letter dated November 6th, I am pleased to submit the following proposal regarding the Erickson House.

Sullivan Farm Partnership, a joint venture of Beca Corporation and Davro Sullivan Corporation, which is presently developing Sullivan Farm Condominiums in Southern New Milford, is pleased to propose to the Danbury Preservation Trust the following:

(1) Sullivan Farm will acquire all permits required by the City of Danbury, including, but not limited to building, planning and zoning permits, and will further provide all legal, engineering, building and architectural services necessary to reconstruct, as described below, an exterior model of the Erickson House on the corner of Maple Avenue and Garamella Boulevard. The Trust will convey the aforementioned real property and the Erickson House to Sullivan Farm for the sum of \$1.00.

(2) Sullivan Farm agrees to reconstruct the front half of the Erickson House in the same size and shape as the original building and to incorporate in the reconstructed building, the significant historical architectural elements of the existing building, which it will remove from the Erickson House, at its cost and expense. Sullivan Farm also intends to convert the reconstructed building into a 3 family house, and will, therefore, need to "put an addition" onto the new structure. Drawings for the resultant structure and site plans will be submitted to the Preservation Trust for approval within 120 days after this proposal is accepted. We also propose that the property be transferred to Sullivan Farm after receipt of the planning and zoning permits.

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(3) If the Trust so requires, at the time at which a Certificate of Occupancy is obtained, Sullivan Farm shall deed to the Trust, or its designee, and the City of Danbury, a perpetual facade easement. Such easement will allow the Grantee to insure the protection of the architectural integrity of the premises and will require prior approval of the Grantee prior to any changes or additions to the Erickson House.

(4) Sullivan Farm is pleased to enclose their financial statement, which is reproduced on page 4 of the partnerships' 1988 tax return.

(5) Sullivan Farm assumes responsibility for all costs of design, development, construction and marketing of a three family building which it shall build on the referenced site after obtaining architectural approval of the design of this structure and necessary city permits.

(6) Sullivan Farm intends the Erickson, 3 family structure to be made available to people who meet "affordable" housing criteria as developed by the City of Danbury Affordable Housing Partnership.

(7) Sullivan Farm shall do what is necessary to obtain financing and does not make this proposal contingent upon any particular financing arrangements.

Lew, I will be very happy to discuss in greater detail any aspect of this proposal which you or the trust desire. Looking forward to hearing from you at your earliest convenience.

I remain,

Very truly yours,

George Davon  
for Sullivan Farm Partnership

GD:ccd

cc: John Horton

43

DRISCOLL, LANE, MANNION & DRISCOLL

KENNETH H. MURRAY (1905-1984)  
JAMES C. DRISCOLL, JR.  
D. JOSEPH LANE, JR.  
JAMES M. MANNION  
JAMES C. DRISCOLL III  
JEROME A. MAYER  
THOMAS NESSEL  
KIM E. NOLAN  
JOHN W. ANDERSON

LAW OFFICES  
BETHEL OFFICE  
235 GREENWOOD AVENUE  
P. O. BOX 248  
BETHEL, CONNECTICUT 06801  
TELEPHONE 744-5000  
AREA CODE 203  
FAX: (203) 798-7790

SOUTHBURY OFFICE  
THREE POMPERAUG OFFICE PARK  
SUITE 203  
P. O. BOX 252  
SOUTHBURY, CONNECTICUT 06488-0252  
TELEPHONE 264-9650  
AREA CODE 203

January 31, 1990

HAND DELIVERED

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

Re: Danbury Fair Mall

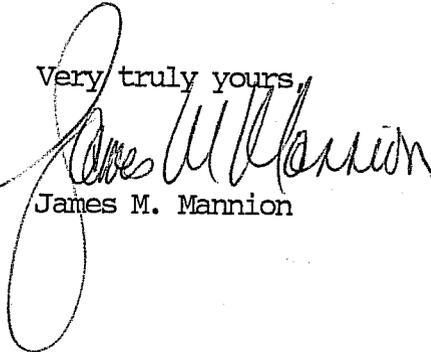
Dear Honorable Members:

This letter is a request for the applicant, Danbury Mall Associates, to relocate the current utility easements pursuant to plans previously reviewed and approved by the City of Danbury Engineering Department. Enclosed for your reference is a certain map entitled "The Danbury Fair Utility Plan, Project No. 2309R, Drawing Number SE-300, Sheet 3 of 6", which map depicts the location of said easements, and letters from the Engineering Department of the City of Danbury dated January 5, 1990 and January 18, 1990, which shows the Engineering Department's approval of the plans.

The applicant respectfully requests that the Common Council accept said re-located easements subject to the City's Engineering Department's final review of the as-built location of the easements and the Corporation Counsel's approval of the legal instrument effectuating said location.

Should you require any further information, feel free to contact the undersigned.

Very truly yours,

  
James M. Mannion

JMM:rav

Enclosures

cc: Corporation Counsel - (No Enclosures)

43

# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

January 5, 1990

ENGINEERING DEPARTMENT  
(203) 797-4641

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

Mr. Dennis Elpern  
Planning Director  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Ct. 06810

Dear Mr. Elpern:

**Danbury Fair Mall Expansion**  
**Backus Avenue**  
**Code No. SP3-85**

This office has reviewed the plans and the Utility Report submitted for the above noted mall expansion.

We offer the following comments:

A. Sanitary Sewer

1. A drafting error seems to have been made on the inverts of M.H. S-7 on Sheet SE-300. The invert out given is higher than the invert in.
2. Construction plans and profiles are to include a detail of the manhole to be constructed over the existing main, invert elevations and pipe slopes on the profile and data on the footings, columns, etc. for the parking garage along the inner ring road to allow us to verify that adequate clearances will be provided off the proposed structure for future maintenance. These details can be worked out between our office and the engineer.
3. Common Council approval of the proposed easement exchange will be required.
4. Prior to the start of construction a meeting with the contractor is to be arranged to discuss City standards for materials and methods of construction, sequence of operations, maintenance of service, etc.

B. Water

(continued on page 2)

1. Common Council approval of the proposed easement exchange will be required.
2. The proposal to install fire hydrants on services to the building (along the inner ring road) is unacceptable. Hydrants are to originate at the water main. The 13 foot deep fire hydrant connection shown on the profile is unacceptable. No extensions to hydrants are allowed. The bend on the fire hydrant northeast of the parking garage is unacceptable. Is there a reason why the 12" water main loop cannot be run along the inner ring road and the loop around the back of the parking garage eliminated? If not, please revise the profile of the outer route to provide 4.5 feet of cover wherever possible (portions of the proposed line are deeper than we would like).
3. Prior to the start of construction a detailed sequence of construction is to be submitted for approval. The sequence is to indicate which valves are to be closed for tie-ins, how long a shutdown is anticipated, how service to existing stores will be maintained, etc. Only Public Utilities Department employees are to operate valves. The Fire Department is to be satisfied that proper fire protection will be available at all times. The contractor is to meet with the City's inspector prior to the start of construction to review City standards for materials and methods of construction.
4. Prior to the start of construction, detailed water main plans and profiles are to be submitted. Plans are to indicate thrust block locations, restrained joint pipe limits which may be warranted depending on the sequence of construction or lack of proper bearing for thrust blocks, degrees of each bend/deflection, etc. We will work out details of these plans with the engineer.

C. Storm Drainage

1. Drainage calculations and the sizing of on-site drainage facilities should be based on a 25 year storm frequency (not a 10 year storm as submitted). Using a 25 year storm frequency, portions of the proposed on-site system may be found to be inadequate.
2. We would like to receive for review more information on the effects of the proposed raising of a portion of the outer ring road.
  - a. How frequently should we expect to see the parking area flood once the ring road is raised - every 1 year storm, 2 year storm, etc.?

(continued on page 3)

- b. To what elevation will the parking lot flood during a 25 year storm?
  - c. Will the raising of the ring road and filling of portions of the mall's rear parking lot result in flooding elsewhere on-site in areas which did not flood in the past?
  - d. Will raising the ring road have any effect on the function of the outlet controls for pond "A" (changes in headwater, etc.)?
3. Proper precautions are to be taken during the installation of the 18" RCP and 24" RCP drains run beneath the parking deck to insure that they function properly and cause no future damage to the parking garage. It is assumed that the Building Department will be provided adequate details on the pipes installations at the time the developers apply for a building permit.
- D. It is assumed that your department will be provided more detailed plans of the parking garage showing columns, etc. in order for you to verify that the appropriate number of parking spaces will be provided taking into consideration any width last due to columns.

Very truly yours,

*John A. Schweitzer, Jr.*  
 \_\_\_\_\_  
 John A. Schweitzer, Jr., P.E.  
 City Engineer

JAS/PAE/gw

- c: William Buckley, Jr., P.E.
- Leo Null
- Fire Chief Lagarto
- Robert Martino, Esquire

43

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

January 18, 1990

ENGINEERING DEPARTMENT  
(203) 797-4641

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

Mr. Dennis Elpern  
Planning Director  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Ct. 06810

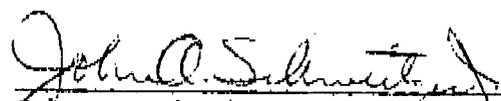
Dear Mr. Elpern:

Danbury Fair Mall Expansion  
Backus Avenue  
Code No. SP3-85

This office has reviewed the revised plans, the storm drainage information and the January 8, 1990 letter from David A. Rice of the Sear-Brown Group which information was submitted in response to our January 5, 1990 letter to you.

The comments of our letter have been addressed to our satisfaction.

Very truly yours,

  
\_\_\_\_\_  
John A. Schweitzer, Jr., P.E.  
City Engineer

JAS/PAE/gw

c: William Buckley, Jr., P.E.  
Leo Null  
Fire Chief Lagarto



44

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

WATER AND SEWER DEPARTMENTS  
797-4539

WILLIAM J. BUCKLEY JR., P.E.  
SUPERINTENDENT OF PUBLIC UTILITIES

January 31, 1990

TO: CITY OF DANBURY COMMON COUNCIL

FROM: Mr. William J. Buckley, Supt. of Public Utilities

RE: PROPERTY ACQUISITION ADJACENT TO BOGGS POND RESERVOIR

\*\*\*\*\*

DEAR COMMON COUNCIL:

Please place on the February agenda an item to address the acquisition of land necessary to gain access to the Boggs Pond Reservoir and Dam. I am working with Mr. Gottschalk and Mr. Schweitzer in an attempt to prepare legal and descriptive documents for your review at the time the subcommittee meets. Thank you.

WJB:bds

cc: Mr. Dan Minahan  
Mr. Rick Gottschalk  
Mr. Jack Schweitzer

RECEIVED  
1-11-90

45

LAW OFFICES  
**EBERHARD & EBERHARD**  
LANDMARK OFFICE CENTER  
SUITE 3E  
2 OLD NEW MILFORD ROAD  
BROOKFIELD, CONNECTICUT 06804  
(203) 775-9085

DANIEL T. EBERHARD  
ROBERT V. EBERHARD  
COUNSEL  
LOUIS A. DEFABRITIS  
(1920-1983)

DANBURY OFFICE  
DANBURY, CONN. 06810  
(203) 743-4464  
FAX (203) 740-2593

January 8, 1990

Honorable Gene Eriquez, Mayor  
Honorable Members of the Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Re: Centennial Drive - Road  
Acceptance

Dear Mayor and Common Council Members:

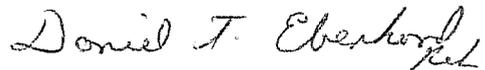
I call your attention to the active file involving the acceptance of a new roadway by the Common Council.

Specifically, I refer you to a letter from the Corporation Counsel addressed to our former Mayor and the Council dated September 27, 1989.

In accordance with the last paragraph of that letter, we hereby request the Common Council to take positive action in the acceptance of this new road located in Heritage Estates Section 2B.

We appreciate your cooperation and look forward to hearing from you in this regard.

Sincerely yours,



Daniel T. Eberhard,  
Attorney for Buhse Trust

DTE:rch

CC: Corporation Counsel  
City Engineer



45

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ROBERT T. RESHA  
CORPORATION COUNSEL

PLEASE REPLY TO:

ERIC L. GOTTSCHALK  
LASZLO L. PINTER  
JOHN JOWDY  
GEORGE S. SAKELLARES  
ASSISTANT CORPORATION  
COUNSEL

September 27, 1989

DANBURY, CT 06810

Hon. Joseph H. Sauer, Jr., Mayor  
Hon. Members of the Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Connecticut

Re: Centennial Drive - Road Acceptance

Dear Mayor and Common Council Members:

Please accept this letter in response to your request for a report in connection with the above which appeared on the September Council agenda as Item No. 39. After reviewing the material as well as the referral, I will assume that you wish to have an opinion from this office concerning the potential impact of the acceptance of Centennial Drive upon a pending claim brought against the City by area property owners, Joseph J. Platano and Regina Platano.

The Platano claim alleges that the City of Danbury negligently supervised and approved the construction of the road in the vicinity of the Platano property. As you know, this road was constructed by private parties who were obliged to construct Centennial Drive in accordance with the provisions of the Danbury Subdivision Regulations

Accordingly, I contacted the City Engineer as well as the City Risk Manager. In addition, I also discussed the situation with the attorney assigned by the City's insurance carrier. It was our consensus that the City should preserve the status quo for a brief period to allow us some time to see where this claim is going. However, at some point in the near future, perhaps after the first of the year in 1990, Centennial Drive should be accepted by the Council, assuming, of course, that the City Engineer is in a position to advise you that the road work has been completed to his satisfaction, without regard to the Platano claim.

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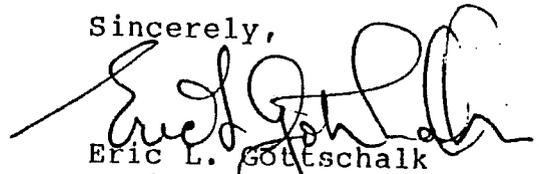
Hon. Joseph H. Sauer, Jr., Mayor  
Hon. Members of the Common Council  
Re: Centennial Drive - Road Acceptance  
September 26, 1989

- 2 -

At that point, since the claim is based upon past conduct, nothing that the City does should have any negative impact upon the claim. In fact, the acceptance of the road, if otherwise appropriate, may have some incidental benefit with respect to the claim (if it is still pending) since it could be viewed as a further indication that the work was acceptable.

Accordingly, it is the recommendation of this office that the Council postpone consideration of the acceptance of this road until the first of the year at which point the Council should consider the acceptance without regard to the Platano claim.

Sincerely,



Eric L. Gottschalk  
Assistant Corporation Counsel

ELG:r



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

44  
**received**  
12-28-89

**PUBLIC WORKS**  
**(203) 797-4537**

**DANIEL J. MINAHAN**  
**DIRECTOR OF PUBLIC WORKS**

December 27, 1989

*DM*  
TO: MAYOR ERIQUEZ AND MEMBERS OF THE COMMON COUNCIL  
FROM: D.J. MINAHAN, DIRECTOR OF PUBLIC WORKS  
RE: COUNCIL REFERRALS FROM DECEMBER COUNCIL MEETING --ITEM #16  
WEINDORF LANE AND WARD DRIVE

I have discussed the above named roads with the Danbury Police Department, Traffic Division and I am advised of the following.

1. They do not install convex reflective mirrors for traffic control, neither does the Public Works Department as these are high liability items.

The Public Works Department has no objection to the residents of the area installing and maintaining the mirrors.

file



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

PUBLIC WORKS  
(203) 797-4537

DANIEL J. MINAHAN  
DIRECTOR OF PUBLIC WORKS

December 27, 1989

TO: MAYOR ERIQUEZ AND MEMBERS OF THE COMMON COUNCIL  
FROM: D.J. MINAHAN, DIRECTOR OF PUBLIC WORKS  
RE: COUNCIL REFERRALS FROM DECEMBER COUNCIL MEETING --ITEM #16  
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file



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

47  
received  
12-28-89

PUBLIC WORKS  
(203) 797-4537

DANIEL J. MINAHAN  
DIRECTOR OF PUBLIC WORKS

December 28, 1989

*DJM*  
TO: MAYOR ERIQUEZ AND MEMBERS OF THE COMMON COUNCIL  
FROM: D.J. MINAHAN, DIRECTOR OF PUBLIC WORKS  
RE: COUNCIL REFERRALS FROM DECEMBER COUNCIL MEETING--ITEM #38  
PETITION OF RESIDENTS, FAIRMOUNT DRIVE

I am in receipt of the referral petition of the Fairmount Drive area and advise you of the following:

1. In accordance with the Danbury road maintenance log, Fairmount Drive is shown to be 3,430 lineal feet length of which only 760 lineal feet has been accepted into the road system by the City of Danbury. The balance of Fairmount Drive has been ordered to be plowed and sanded only. No maintenance is dedicated to the remaining section. This is the area in contention and from the Public Works viewpoint I would suggest the following remedy.

- a) The local residents affected by the road situation perform the necessary maintenance and road work to meet the City of Danbury standards for acceptance and upon completion, petition the Council to accept the road into the system.

By copy of this letter, I am asking the Planning Department to define the status of the unaccepted road section and supply the Public Works Department with this information. Should there be an outstanding road bond, I would ask that the bond be captured and those monies be contributed to the reconstruction of that section of road.

file



49

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

December 21, 1989

ENGINEERING DEPARTMENT  
(203) 797-4641

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

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

**received**  
12/26/89

Dear Mayor Eriquez and Common Council Members:

**Stanley/Sholtes Subdivision**  
**DePalma Lane**  
**Road Widening Strip**

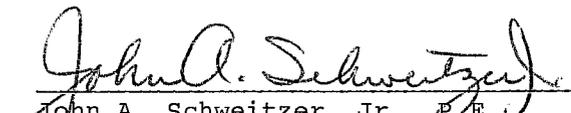
As requested (referene is made to Item 31 of the minutes of the December 5, 1989 Common Council meeting), this office and Director of Public Works Daniel J. Minahan have reviewed the November 29, 1989 letter with enclosed map from Attorney Thomas J. Ryan offering the City Parcel "X" (a road widening strip) on the above noted subdivision.

The ownership of this road widening strip will be of potential benefit to the City and we recommend that it be accepted by the Common Council.

The plan also calls for the developers to grant to the City a temporary turnaround easement at the southerly end of DePalma Lane. The conveyance of this temporary turnaround easement should also be included in the legal documents prepared by the developers' attorney.

If you have any questions, please give us a call.

Very truly yours,

  
John A. Schweitzer, Jr., P.E.  
City Engineer

JAS/PAE/gw

c: Daniel J. Minahan



50

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

WATER AND SEWER DEPARTMENTS  
797-4539

WILLIAM J. BUCKLEY JR., P.E.  
SUPERINTENDENT OF PUBLIC UTILITIES

December 14, 1989

TO: CITY OF DANBURY COMMON COUNCIL MEMBERS  
FROM: Mr. William J. Buckley, Supt. of Public Utilities  
RE: ITEMS #39 & #49 - DECEMBER 5, 1989 AGENDA

\*\*\*\*\*

Dear Common Council Members:

With respect to item number 39 on the agenda which was referred to me for a report, I respectfully attach to this memo a December 5, 1989 letter to the Common Council from Jack Schweitzer. I believe Mr. Schweitzer has gone into as much detail as I possibly could have with respect to this matter. If, however, after reviewing Mr. Schweitzer's letter you have any additional questions, please touch base with me.

With respect to item number 49 on the December 5th agenda, I do not see any problem with the Common Council approving of an extension of time as requested in a letter to the Danbury City Clerk dated November 16, 1989 from Stephen T. Roberts. The Council had previously acted on the extension approval for water and sewer to the site and this request only deals with an extension of time to that previous approval. Once again, I have no problem with your approving of the extension of time, however, if you care to question the matter further, please do not hesitate to do so.

WJB:bds  
cc: Mr. Dan Minahan  
Mr. Jack Schweitzer

ENCLOSURE

Note: #39 was reported on January 3rd Agenda #30 (No action to be taken)



**CITY OF DANBURY**  
DANBURY, CONNECTICUT 06810



DEPARTMENT OF POLICE  
120 MAIN STREET

NELSON F. MACEDO, CHIEF  
(203) 797-4614

January 2, 1990

MEMO

To: John A. Schweitzer, Jr., City Engineer  
From: Chief Nelson F. Macedo  
Subject: Chambers Road

Enclosed please find a copy of a petition referred to this office by the Common Council.

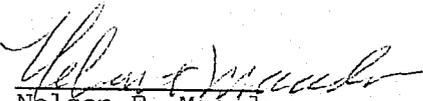
The residents of the Chambers Road/Sturdevant/Queens Court are concerned about the high speed traffic in that area.

A request was received in February 1989 for a Stop sign on Chambers Road at the intersection of Zinn Road, and at that time a traffic study was completed by Abdul Mohamed. A Stop sign was erected on Chambers Road and the Yield sign was removed from Zinn Road. In April 1989, the Stop sign was removed from Chambers Road and Yield signs were posted at Chambers Road and on Zinn Road at the request of the residents. Dangerous Intersection Ahead signs were posted at the approach to both Yield signs.

The enclosed petition lists several suggestions that are not within our jurisdiction, such as sidewalks, street lights and shrubbery obstruction, so I have also forwarded a copy of this petition to the Public Works Department.

I am requesting the input of Abdul Mohamed as to whether a three way stop is warranted at the T-section at Sturdevant Drive and Chambers Road.

Thank you for your assistance in this matter.

  
Nelson F. Macedo  
Chief of Police

NFM:ks

c: Public Works Dept.  
Common Council  
enc.



52

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ERIC L. GOTTSCHALK  
LASZLO L. PINTER

ASSISTANT CORPORATION  
COUNSEL

PLEASE REPLY TO:

DANBURY, CT 06810

December 26, 1989

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

FROM: Laszlo L. Pinter, Assistant Corporation Counsel

RE: Abandonment and/or discontinuance of "Old Neversink Road" /  
Item #30 on Council agenda of December 5, 1989

Dear Mayor and Council Members:

The undersigned, on behalf of this office, has been involved in litigation concerning the above matter which litigation according to the correspondence to you dated November 1, 1989 has been or shortly will be terminated. At this time the petitioner is requesting, pursuant to CGS Section 13a-7 and 13a-49, that a certain portion of "Old Neversink Road" comprising approximately .14 acres be discontinued by action of the Common Council. This request for discontinuance is to permit the petitioner (Leo and Marlene Masuret) to obtain the full use of a former City road long ago left unused by the public (according to the petitioner's recollection and information). Background information concerning this issue and the road was provided by the petitioner in its November 1, 1989 letter to the Common Council.

In order to discontinue a road, the Common Council should be satisfied that the road or highway to be continued is no longer necessary for public travel, and in general, no longer represents any municipal purpose. In order to be so satisfied, the Common Council should obtain the input of the Planning Commission and the City Engineer, and also obtain verifiable information from the petitioner describing the precise property to be discontinued.

Past issues of road abandonment and/or discontinuance have been presented to a subcommittee of the Common Council for consideration of the foregoing issues. A majority vote is required to discontinue a City road unless the Planning Commission issues a negative recommendation, in which instance a two-thirds vote of the Common Council would be required. The action to discontinue a road should take the form of a formal resolution

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Hon. Gene F. Eriquez, Mayor  
Hon. Members of the Common Council  
RE: Abandonment and/or Discontinuance of "Old Neversink Road"  
December 26, 1989

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- 2 -

which would have the effect of relinquishing municipal ownership to the abutting property owner(s), which in this case would be the Masurets.

Please note correspondence of December 15, 1989 from the Office of the City Engineer, indicating no apparent ownership or interest in the road by the City of Danbury. This office will proceed to ascertain title, if any, prior to the meeting of the committee.

Should you have any questions on this matter in the meantime, please don't hesitate to call this office.

*LLP*

---

Laszlo L. Pinter

LLP:amt

c: ✓ Joseph DaSilva, Common Council President  
Dennis Elpern, Planning Director  
John A. Schweitzer, Jr., City Engineer  
Christopher G. Winans, Esq., w/enclosure



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

December 15, 1989

ENGINEERING DEPARTMENT  
(203) 797-4641

92  
JOHN A. SCHWEITZER, JR., P.E.  
CITY ENGINEER

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

Dear Mayor Eriquez and Common Council Members:

**Abandonment and/or Discontinuance**  
**"Old Neversink Road"**

As requested (reference is made to Item No. 30 of the minutes of the December 5, 1989 Common Council meeting), we have reviewed our files with respect to the petition of Leo and Marlene Masuret for the abandonment and/or discontinuance of a road known as "Old Neversink Road" or "Neversink Road."

Enclosed for your reference please find a copy of the September 9, 1987 letter we wrote to Corporation Counsel Theodore H. Goldstein relative to this subject.

The following additional background comments are offered:

1. The current City of Danbury Tax Assessor's Map (H-3) does not indicate the existence of an "Old Neversink Road" in this area. The passway shown south of the Masuret land (lots H03068 and H03074 on the enclosed section of the Assessor's map) on the tax maps is called Candlewood Pines.
2. The 1933 Tax Assessor's map does not indicate a roadway in this area.
3. Topography maps dated 1892 and reprinted in 1918 (copies of pertinent section enclosed) do not show the "roadway" in question.
4. A portion of the driveway to the property in question is shown as "Old Neversink Road" on a map prepared June 29, 1967 by Herbert M. Bennison, R.L.S. which map is number 4028 of the Danbury Land Records (copies enclosed) and is shown as "Formerly Old Neversink Road" on an A-2 survey prepared by C. James Osborne, Jr., R.L.S. latest revision date January 22, 1981 which map is number 7064 in the Danbury Land Records.

(continued on page 2)

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

December 15, 1989

RE: Abandonment and/or Discontinuance "Old Neversink Road"

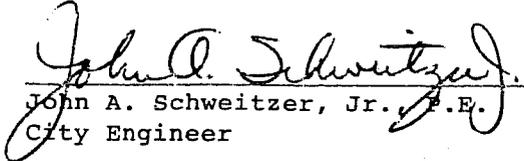
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In summary, we have found nothing which seems to officially show that the City has any interest in this "roadway" but we again recommend that a title search of the Danbury Land Records be conducted by the appropriate agency/department.

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

Very truly yours,

  
John A. Schweitzer, Jr., P.E.  
City Engineer

JAS/PAE/gw

Enclosures

c: Eric L. Gottschalk, Esquire  
Frank Bondatti, Jr.



# CITY OF DANBURY

92

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION  
(203) 797-4525

January 9, 1990

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

Re: 8-24 Referral - Abandonment and /or Discontinuance  
of "Old Neversink Road A/K/A Candlewood Pines -  
Petition of Leo and Marlene Masuret

Dear Council Members:

The Planning Commission at its meeting January 3, 1990  
voted a positive recommendation for the abandonment  
and/or discontinuance of "Old Neversink Road", A/K/A  
Candlewood Pines, petition of Leo and Marlene Masuret  
with the provision that the concerns raised by the City  
Engineer in a letter dated December 5, 1989 are met.

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

Sincerely yours,

*Frank Bondatti Jr.*  
Frank Bondatti, Jr. (FBC)  
Chairman



52

# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

January 16, 1990

ENGINEERING DEPARTMENT  
(203) 797-4641

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

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

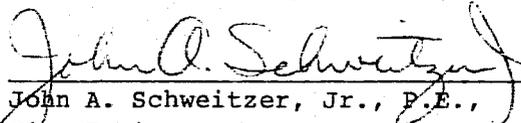
Dear Mayor Eriquez and Council Members:

**"Abandonment and/or Discontinuance  
"Old Neversink Road"**

As requested (reference is made to Item No. 14 of the minutes of the January 3, 1990 Common Council meeting), enclosed is a copy of a December 15, 1989 report submitted to the Common Council in response to Item #30 of the minutes of the December 5, 1989 Common Council meeting.

This December 15, 1989 report is self explanatory. If additional information is required beyond the scope of this December 15, 1989 report, please contact me.

Very truly yours,

  
John A. Schweitzer, Jr., P.E.,  
City Engineer

JAS/gw

c: Eric Gottschalk, Esquire  
Frank A. Bondatti, Jr.



52

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

JAMES E. DYER, MAYOR

ENGINEERING DEPARTMENT  
203-797-4641

September 9, 1987

JOHN A. SCHWEITZER, JR.  
City Engineer

Theodore H. Goldstein  
Corporation Counsel  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Ted:

Masuret, et ux vs. City of Danbury, et al

At your request we have researched our records in regard to Old Neversink Road. Our records on the matter of Old Neversink Road reveal very little information.

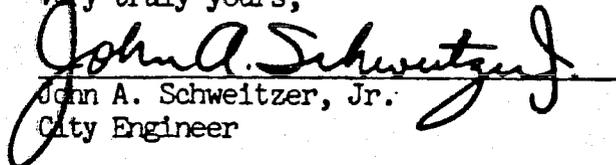
In answer to the first question in your letter of August 6, 1987 please be advised that we do not have any knowledge if the City has or desires an interest in this parcel. The City's Planning Department would best be able to address the issue if the City desires an interest in this property.

The second question in your letter addressed any knowledge, information or belief of abandonment on behalf of the City. Please be advised that we were not able to determine whether the City had abandoned any interest in the pertinent parcel.

Possibly a search of the Danbury Land Records would determine what interest the City had in this parcel.

If you have any questions regarding the above, please contact this office.

Very truly yours,

  
John A. Schweitzer, Jr.  
City Engineer

JAS/dms  
c: Basil Friscia



52

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION  
(203) 797-4525

January 29, 1990

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

Re: 8-24 Referral - Reports regarding abandonment and/or  
discontinuance of "Old Neversink Road"

Dear Council Members:

The Planning Commission at its meeting January 17, 1990  
voted a positive recommendation for the abandonment  
and/or discontinuance of "Old Neversink Road" for the  
reasons stated in the letter from Jack Schweitzer, City  
Engineer dated, December 15, 1989.

The motion was made by Mr. Deeb, seconded by Mr. Sibbitt  
and passed with "Ayes" from Commissioners Deeb, Sibbitt  
and Flanagan.

Sincerely yours,

  
Joseph Justino (JC)  
Vice-Chairman

53

CUTSUMPAS, COLLINS, HANNAFIN, GARAMELLA, JABER & TUOZZOLO  
PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

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

LLOYD CUTSUMPAS  
FRANCIS J. COLLINS  
EDWARD J. HANNAFIN  
JACK D. GARAMELLA  
PAUL N. JABER  
JOHN J. TUOZZOLO  
JOHN A. CURTAS\*  
PAULA FLANAGAN  
THOMAS W. BEECHER  
CHRISTINE M. ELLIS  
C. ANTHONY VOURNAZOS  
EVA M. DEFranCO  
CHRISTOPHER K. LEONARD

January 23, 1990

AREA CODE 203  
744-2150

TELECOPIER: (203) 791-1126

\*ALSO ADMITTED KENTUCKY AND NEVADA

**HAND DELIVER**

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

Re: Alan Weiner - 11-13 Mannions Lane  
Our File No. 87-5294-29-P  
Colonial Builders & Developers  
22 South Street  
Our File No. 87-5294-30-P

Dear Members of the Common Council:

Enclosed herewith please find our Application for Extension of Sewer and Water in connection with the above referenced matters. Since these matters are properties in close vicinity and owned by the same developer, the Superintendent of Public Utilities has treated these projects together for purposes of utility extension. Therefore, we request that the same committee be appointed for review of both of these applications.

I would like to bring to your attention that both of these matters were acted upon on November 15, 1989 by a Committee of the Common Council and a favorable recommendation was made at that time. The recommendation of that Committee was never put on the Council agenda, therefore, it was never acted upon by the Common Council thus requiring this additional application.

(Cont'd)

CUTSUMPAS, COLLINS, HANNAFIN,  
GARAMELLA, JABER & TUOZZOLO

93

Common Council  
Page 2  
January 23, 1990

I would please request that this be acted upon as soon as possible and that you advise me of the date of the committee hearing.

Yours very truly,



Paul N. Jaber

PNJ/rmc  
Enclosures  
cc: A. Weiner





COHEN AND WOLF, P. C.

AUSTIN K. WOLF	ROBIN A. KAHN
MARTIN F. WOLF	RICHARD G. KENT
ROBERT J. ASHKINS	RICHARD L. NEWMAN
STUART A. EPSTEIN	RICHARD SLAVIN
RICHARD L. ALBRECHT	ROBERT S. BURSTEIN
JONATHAN S. BOWMAN	LINDA LEDERMAN
IRVING J. KERN	WILLIAM F. ASKINAZI
MARTIN J. ALBERT	DANIEL S. NAGEL
STEWART I. EDELSTEIN	RICHARD J. DI MARCO
NEIL R. MARCUS	DAVID B. ZABEL*
ROBERT R. BLACK†	MARK A. KIRSCH
DAVID L. GROGINS	CHRISTOPHER J. SMITH
ROBERT B. ADELMAN	NEIL W. SUTTON
MICHAEL S. ROSTEN	PAULA MANGINI MONTONYE
GRETA E. SOLOMON	DAVID M. LEVINE
JORAM HIRSCH	JOHN J. SAPIRO

HERBERT L. COHEN  
(1928-1983)

LAW OFFICES

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

158 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810  
(203) 792-2771

ONE ATLANTIC STREET  
STAMFORD, CONNECTICUT 06901  
(203) 964-9907

\*MEMBER N.J. BAR ONLY  
†MEMBER N.Y. BAR ONLY

PLEASE REPLY TO Danbury

January 4, 1990

Mr. Joseph DaSilva, President  
Common Council  
CITY OF DANBURY  
155 Deer Hill Avenue  
Danbury, CT 06810

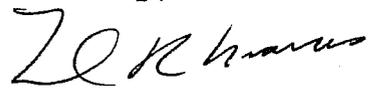
RE: Craftsmen Land Development Company

Dear Mr. DaSilva:

Please be advised that this office is representing Craftsmen Land Development Company which currently has an application with the Danbury Planning Commission for a special exception and site plan approval for a cluster subdivision of approximately 34 houses on property located between Noteworthy Drive and Ye Olde Road in the City of Danbury. Since there is municipal sewer and water available in the immediate vicinity of the site, we are petitioning the Common Council of the City of Danbury on behalf of Craftsmen Land Development Company, Inc. for permission to extend the municipal sewer and water lines from either Kenosia Avenue or the Orchard Park subdivision to service the cluster subdivision currently being reviewed by the Danbury Planning Commission.

I would appreciate it if you would schedule this matter on an agenda for the Common Council for referral to the appropriate subcommittee at which time we will appear together with the project engineer to make a more formal presentation of the proposal.

I thank you in advance for your anticipated cooperation in this matter.

Yours truly,  
  
Neil R. Marcus

NRM/ad

53

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer   X  

Water   X  

Name of Applicant:           Craftsmen Land Development Company          

Address:                   118 Coalpit Hill Road                    
                  Danbury, Connecticut 06810                  

Telephone:                                   743-6643                                  

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

Located at:           Noteworthy Drive          

Assessors's Lot No.           E 19 001          

Zone:           RA-40          

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

Number of Efficiency Units             
Number of 1 Bedroom Units             
Number of 2 Bedroom Units             
Number of 3 Bedroom Units             
Total Number of Units           

          Robert A. Kahn            
**SIGNATURE**

          January 16, 1990            
**DATE**

# H & B ASSOCIATES

100 Clapboard Ridge Road  
Danbury, Connecticut 06810  
203-748-7121

January 26, 1990

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

RE: Edgewood Street & Westville Avenue lots

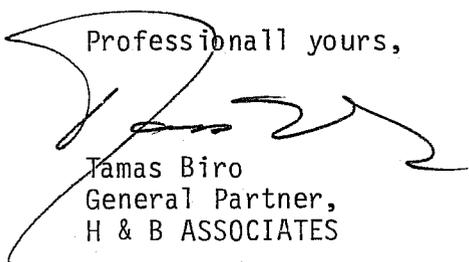
Ladies and Gentlemen:

We, the owners of Lot Nos. G14113, G14286, G14315 located on the corner of Edgewood Street and Westville Avenue, have been communicating with the Superintendent of Public Works concerning water supply to these lots.

Both the Public Works Department and ourselves would like to see city water extended to our three lots - at a shared expense.

City water is presently located on the intersection of Westville Avenue and Beckett Street.

Professional yours,



Tamas Biro  
General Partner,  
H & B ASSOCIATES

TB/bss

COMMON COUNCIL - CITY OF DANBURY

APPLICATION FOR EXTENSION OF SEWER/WATER

56

Sewer \_\_\_\_\_

Water

Name of Applicant: H & B ASSOC. (Tamas Biro + Vilmos Havas)

Address: C/o Biro Real Estate  
#6 Mill Plain Rd

Telephone: 797-8156

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

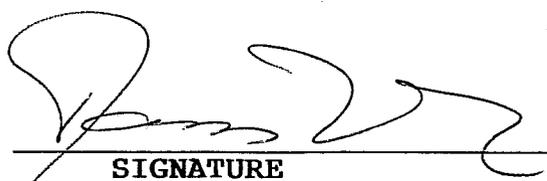
Located at: Edge wood St

Assessors's Lot No. G 14113, G 14286, G 14315

Zone: RE - 8000

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

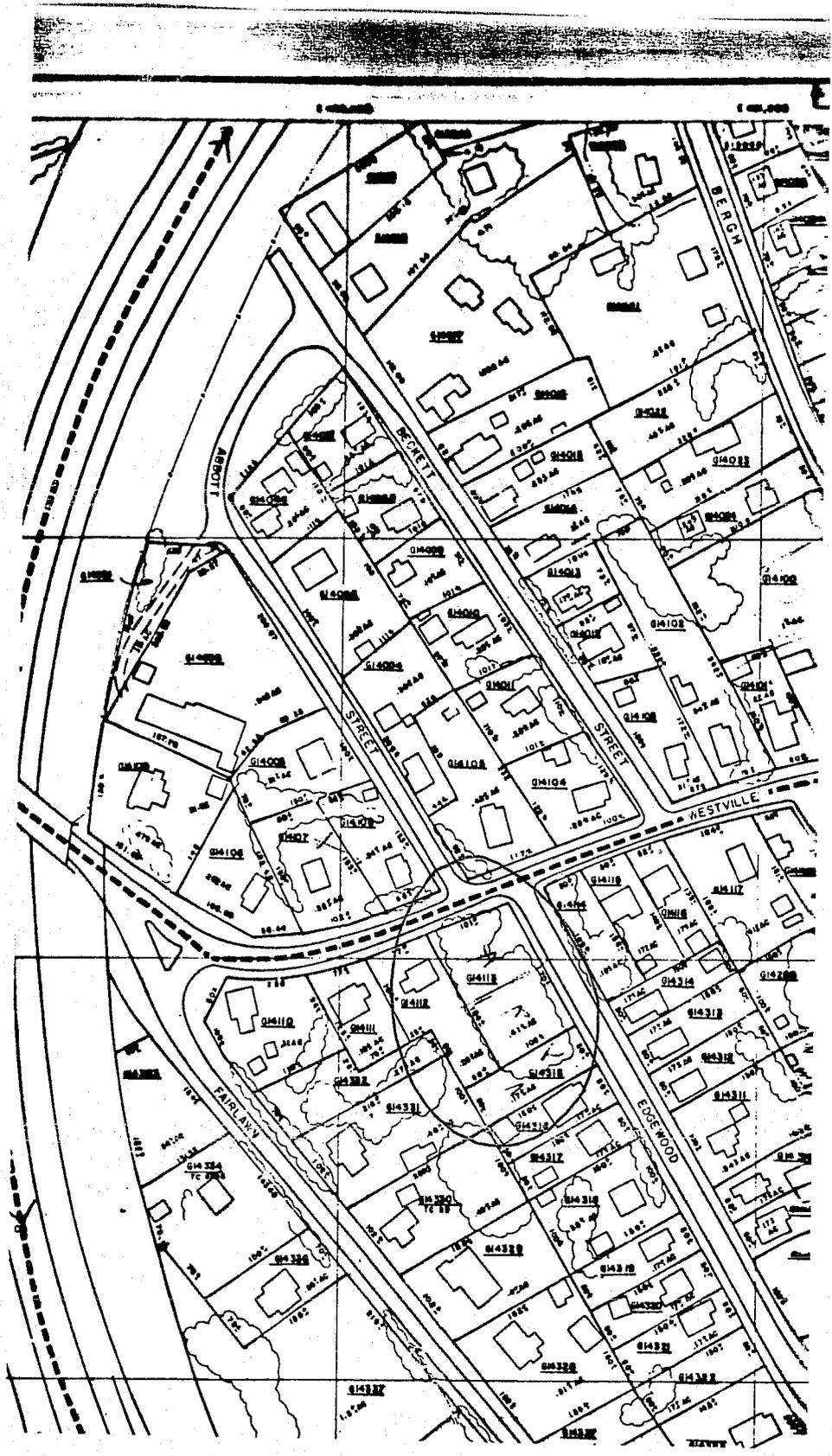
Number of Efficiency Units \_\_\_\_\_  
Number of 1 Bedroom Units \_\_\_\_\_  
Number of 2 Bedroom Units \_\_\_\_\_  
Number of 3 Bedroom Units \_\_\_\_\_  
Total Number of Units \_\_\_\_\_



SIGNATURE

1-26-90

DATE



RICHARD A. DICE\*  
JAMES H. MALONEY  
KENNETH E. LENZ\*\*  
MARY B. RYAN  
SUSAN J. POLL†  
PAUL T. CZEPIGA  
CATHERINE A. WILOWSKI

JOSEPH R. CARVALKO, JR. ‡  
OF COUNSEL

ALSO ADMITTED:

\* DC & NY BARS

\*\* MA BAR

† PA BAR

‡ PATENT BAR

57

# Dice, Maloney & Carvalko P.C.

*Attorneys and Counselors at Law*

REPLY TO:

□ 420 HIGHLAND AVENUE  
P.O. BOX 520  
CHESHIRE, CT 06410  
TEL. (203) 272-2777  
FAX. (203) 271-1079

□ 153 WHITE STREET  
DANBURY, CT 06810  
TEL. (203) 794-9622  
FAX. (203) 748-2655

VERMONT  
CORRESPONDENTS:  
□ RAPHAEL & WARE  
P.O. BOX 1149  
WAITSFIELD, VT 05673

January 19, 1990  
Danbury

Honorable Members of  
Danbury Common Council  
c/o City Clerk  
Danbury City Hall  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: Request for Water Line Extension

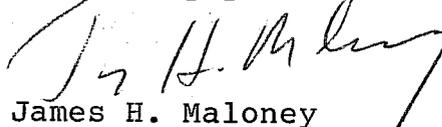
Dear Honorable Members of the Common Council:

This is written to request approval of an extension of the City of Danbury water line down Kenosia Avenue to a point not more than 500 feet distant from the Business Aircraft Center facility at Danbury Airport.

I would appreciate this matter being reviewed by the Common council at the earliest possible time.

If you have any questions or comments, or if you require any additional information, please do not hesitate to advise.

Very truly yours,



James H. Maloney

JHM:klg

COMMON COUNCIL - CITY OF DANBURY

57

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer \_\_\_\_\_

Water X \_\_\_\_\_

Name of Applicant: BUSINESS AIRCRAFT CENTER, INC.

Address: 81 KENOSIA AVENUE

DANBURY CT 06810

Telephone: 748-7000

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

Located at: Danbury Airport

Assessors's Lot No. F19002-2

Zone: IL-40

Intended Use:      Retail \_\_\_\_\_      Single Family Residential \_\_\_\_\_

                         Office \_\_\_\_\_      Multiple Family Development \_\_\_\_\_

                         Mixed Use \_\_\_\_\_

                         Industrial X \_\_\_\_\_

Number of Efficiency Units \_\_\_\_\_

Number of 1 Bedroom Units \_\_\_\_\_

Number of 2 Bedroom Units \_\_\_\_\_

Number of 3 Bedroom Units \_\_\_\_\_

Total Number of Units \_\_\_\_\_

BUSINESS AIRCRAFT CENTER INC.

By *J. H. Maloney*

**SIGNATURE**

James H. Maloney, its Attorney

January 19, 1990

**DATE**



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Request for Sewer Extension - Third Street

The committee regarding the above captioned matter met on January 25, 1990. In attendance were committee members Cassano and Falzone. Also present were William Buckley, the Petitioners Carl and Mitchell Will and their attorney William J. McNamara, Jr.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

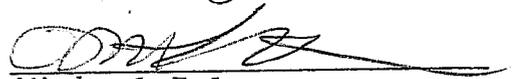
1. The petitioner shall bear all costs relative to the installation of said sewer line
2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.
3. Detailed Engineering Plans and Specifications are to be approved by the City Engineer and the Superintendent of Public Utilities prior to the start of construction.
4. If required, a Warranty Deed in a form satisfactory to the Corporation Counsel shall be executed by the petitioner conveying to the City, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.
5. That upon completion of installation, title to said sewer line within City streets, and any necessary documents be granted to the City in a form which is acceptable to the City Engineer and Corporation Counsel.
6. The petitioner shall convey ownership of and easements to all or such portions of the sewer lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended sewer lines.

8. This approval shall expire eighteen (18) months following the date of Common Council action.

Respectfully submitted,

  
Anthony Cassano Chairman

  
Michael Falzone

  
Michael Fazio

59

COHEN AND WOLF, P. C.  
ATTORNEYS AT LAW

AUSTIN K. WOLF  
MARTIN F. WOLF  
ROBERT J. ASHKINS  
STUART A. EPSTEIN  
RICHARD L. ALBRECHT  
JONATHAN S. BOWMAN  
IRVING J. KERN  
MARTIN J. ALBERT  
STEWART I. EDELSTEIN  
NEIL R. MARCUS  
RICHARD A. KRANTZ  
DAVID L. GROGINS  
ROBERT B. ADELMAN  
MICHAEL S. ROSTEN  
GRETA E. SOLOMON  
JORAM HIRSCH  
PAUL B. EDELBERG  
ROBIN A. KAHN  
RICHARD G. KENT  
RICHARD L. NEWMAN

RICHARD SLAVIN  
FREDERICK S. GOLD  
STEPHEN GLAZER  
LINDA LEDERMAN  
DANIEL S. NAGEL  
RICHARD J. DI MARCO  
DAVID B. ZABEL  
MARK A. KIRSCH  
CHRISTOPHER J. SMITH  
NEIL W. SUTTON  
ROBERT J. YAMIN  
DAVID M. LEVINE  
JOSEPH G. WALSH  
STEPHEN M. MOORE  
ALEXANDER H. SCHWARTZ  
MARY ANN CONNORS  
MARY H. CASDEN  
GABRIEL MILLER  
STEPHEN M. CARRUTHERS  
STEPHEN H. GOLDBLUM

OF COUNSEL  
BERNARD GLAZER  
EMIL H. FRANKEL

HERBERT L. COHEN  
(1928-1983)

1115 BROAD STREET  
P. O. BOX 1821  
BRIDGEPORT, CONNECTICUT 06601  
TELEPHONE (203) 368-0211  
FACSIMILE (203) 576-8504

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

595 SUMMER STREET  
STAMFORD, CONNECTICUT 06901  
TELEPHONE (203) 964-9907  
FACSIMILE (203) 967-4452

PLEASE REPLY TO Danbury

January 24, 1990

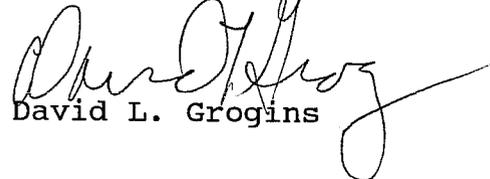
Honorable Joseph DaSilva  
President, Danbury Common Council  
CITY OF DANBURY  
155 Deer Hill Avenue  
Danbury, CT 06810

RE: Southern Boulevard and Terre Haute Road

Dear Mr. DaSilva:

Attached is an application for an extension of the sewer line to service property owned by my client on Southern Boulevard and Terre Haute Road in Danbury, Connecticut. My client currently has an application for a sewer extension before the Danbury Planning Commission for a cluster subdivision on the property consisting of 51 residential home sites. Please accept this petition for permission to extend the municipal sewer line in connection with this cluster subdivision and I would appreciate it if you would refer it to the appropriate subcommittee for further discussion.

Very truly yours,

  
David L. Grogins

DLG/ad  
Attachment

COMMON COUNCIL - CITY OF DANBURY

59

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer XX

Water \_\_\_\_\_

Name of Applicant: RALTO DEVELOPERS, INC.

Address: 50 North Street  
Danbury, Connecticut 06810

Telephone: 744-1577

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

South of Sunset Drive, between

Located at: Southern Boulevard and Terre Haute Road

Assessors's Lot No. H-17104, H-17177, H-18003, H-18033, H-18034, H-18035, H-18036, H-18037, H-18038 and H-18039

Zone: I-18005, I-18006, and I-18009 thru I-18012, inclusive RA-20; RA 80

Intended Use: Retail \_\_\_\_\_ Single Family Residential \_\_\_\_\_  
Office \_\_\_\_\_ Multiple Family Development XXX  
Mixed Use \_\_\_\_\_  
Industrial \_\_\_\_\_

Number of Efficiency Units \_\_\_\_\_

Number of 1 Bedroom Units \_\_\_\_\_

Number of 2 Bedroom Units \_\_\_\_\_

Number of <sup>4</sup> 3 Bedroom Units 51

Total Number of Units 51

RALTO DEVELOPERS, INC.

BY: David L. Grogins  
SIGNATURE

David L. Grogins, Its Attorney  
January 24, 1990

DATE



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 6, 1990

## REPORT & ORDINANCE

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

Re: ORDINANCE - LOCAL TAX RELIEF FOR THE ELDERLY

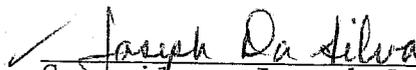
Members of the Common Council met as a committee of the whole following the Public Hearing held on January 8, 1990, to review a proposal to amend Ordinance Subsection 18-12(b), to increase City Tax Relief for the elderly.

Discussion was held with Mrs. Anne DeFlumeri, Tax Assessor for the City of Danbury, which outlined the provisions of this proposal. The Ordinance would increase income levels to \$3,000 above the State of Connecticut limits to read \$20,600 for a single person and \$24,600 for a married person.

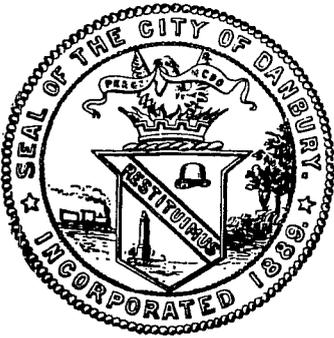
Following discussions Councilman Boughton moved at the committee meeting to recommend approval of the proposed ordinance. Councilman Charles seconded the motion which passed unanimously.

The meeting adjourned at 7:30 P.M.

Respectfully submitted

  
Councilman Joseph DaSilva  
Common Council President

mr



**ORDINANCE**  
**CITY OF DANBURY, STATE OF CONNECTICUT**  
**COMMON COUNCIL**

February 6, 1990

---

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

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

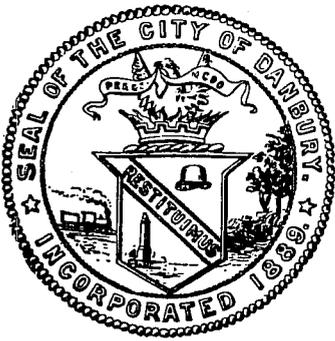
Any person who owns real property in the City of Danbury or is liable for the payment of taxes thereon, pursuant to Section 12-48 of the Connecticut General Statutes, and who occupies the property as a principal residence shall be entitled to a credit of up to three hundred dollars (\$300.00) if single,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

(1)(i) Such person is sixty-five (65) years of age or over at the close of the previous calendar year, or his or her spouse is sixty-five (65) years of age or over at the close of the previous calendar year and resides with such person, or such person is sixty (60) years of age or over and the surviving spouse of a taxpayer qualified for tax credit under this section at the time of his or her death; or

(ii) such person is under age sixty-five and eligible in accordance with applicable federal regulations to receive permanent total disability benefits under Social Security, or has not been engaged in employment covered by Social Security and accordingly has not qualified for benefits thereunder, but has become qualified for permanent total disability benefits under any federal, state or local government retirement or disability plan, including the Railroad Retirement Act and any government-related teacher's retirement plan, in which requirements with respect to qualifications for such permanent total disability benefits are comparable to such requirements under Social Security.

(2) Such person must have a principal residence located in Danbury and must have paid taxes in Danbury for one year immediately preceding his or her receipt of tax benefits hereunder.

(3) The property for which the credit is claimed must be the primary legal residence of such person and occupied more than one hundred eighty-three (183) days of each calendar year.



# ORDINANCE <sup>61</sup>

## CITY OF DANBURY, STATE OF CONNECTICUT

### COMMON COUNCIL

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

(4) Applications must be filed with the Assessor's office between February 1st and May 15th in the year following the list year with respect to which benefits are claimed hereunder, in triplicate, one copy going to the taxpayer, one to the Tax Collector and one to the Assessor. The applicant must reapply every two (2) years in order to continue eligibility for relief hereunder.

(5) Such person shall not have received qualifying income during the calendar year preceding the fiscal year for which a tax benefit is claimed, in excess of an amount which shall be three thousand dollars greater than the limits as established and adjusted pursuant to Connecticut General Statutes, subsection 12-170aa(b). For purposes hereof, "qualifying income" shall be defined to include total adjusted gross income, tax-exempt interest, realized capital gains, and Social Security payments, as determined under the Internal Revenue Code of 1986, or any subsequent corresponding Internal Revenue Code of the United States, as from time to time amended. An application for benefits offered pursuant to state tax relief programs for elderly homeowners may be accepted by the Danbury Tax Assessor as an application for benefits hereunder.

(6) No tax credits shall be given under this section to any persons who owe delinquent taxes to the City of Danbury. The applicant shall submit a certificate from the Tax Collector to the effect that no such delinquent taxes are owed.

(7) No property tax relief authorized hereunder together with any relief received by any such resident under provisions of the Connecticut General Statutes, Sections 12-129b to 12-129d, inclusive, 12-129h, and 12-170aa shall exceed, in the aggregate, seventy five (75) per cent of the tax which would, except for said Sections 12-129b to 12-129d, inclusive, 12-129h, 12-170aa and this section, be laid against the taxpayer.

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

Adopted by the Common Council - February 6, 1990  
Approved by Mayor Gene F. Eriquez - February 7, 1990.

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



62

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

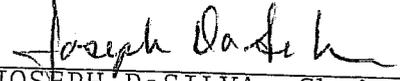
Re: Obstruction of Fire Hydrants

The Common Council met as a committee of the whole at 7:55 P.M. on January 29, 1990 to discuss a proposed amendment to ordinance 19-33 concerning parking in front of fire hydrants. Fire Marshall Alan Schact explained that the proposal would allow fire marshalls, assistant fire marshalls and fire inspectors to issue tickets for obstructing a fire hydrant in addition to the Police Department.

Mr. Schact was questioned as to markings on the road or fire hydrants that would indicate a ten foot parking restriction. He replied that this is not done anywhere to his knowledge because this restriction is a state law as well as a local law.

Mr. J. Esposito moved to recommend the proposed amendment to Ordinance 19-33. Mrs. Butera seconded the motion which passed un-animously.

Respectfully submitted,

  
JOSEPH DaSILVA, Chairman



62

# ORDINANCE

## CITY OF DANBURY, STATE OF CONNECTICUT COMMON COUNCIL

February 6, 1990

---

Be it ordained by the Common Council of the City of Danbury:  
THAT section 19-33 of the Code of Ordinances of Danbury,  
Connecticut is hereby amended to read as follows:

(a) No vehicle shall stop at or obstruct any fire hydrant within a distance of ten (10) feet from either side of said hydrant.

(b) Any person violating this section shall be fined not more than twenty-five dollars (\$25.00). The registered owner of a motor vehicle shall be presumed to be the operator of such vehicle.

(c) The fire marshal, any deputy fire marshal or fire inspector and any police officer of the City shall be and hereby is authorized and empowered to issue summonses for violations of this section.

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

Adopted by the Common Council - February 6, 1990  
Approved by Mayor Gene F. Eriquez - February 7, 1990.

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



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 6, 1990

## REPORT & ORDINANCE

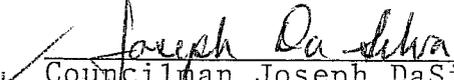
Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council

Re: ORDINANCE - BUILDING DEMOLITIONS

The Common Council met as a committee of the whole following the Public Hearing held on the above subject Ordinance, on January 8, 1990, to review the proposed Ordinance by Superintendent of Public Utilities, William Buckley, which adds Section 21-22. This proposal sets forth provisions for the termination of water service from March through November and special provisions from December through February.

Councilman Boughton moved at the committee meeting to recommend approval of the Ordinance. The motion was seconded by Councilman Regan and passed unanimously. The meeting adjourned at 7:30 P.M.

Respectfully submitted

  
\_\_\_\_\_  
Councilman Joseph DaSilva  
Common Council President

mr



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ROBERT T. RESHA  
CORPORATION COUNSEL

ERIC L. GOTTSCHALK  
LASZLO L. PINTER  
JOHN JOWDY  
GEORGE S. SAKELLARES  
ASSISTANT CORPORATION  
COUNSEL

PLEASE REPLY TO:

DANBURY, CT 06810

March 8, 1989

Hon. Joseph H. Sauer Jr., Mayor  
Hon. Members of the Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Connecticut

Re: Building Demolitions

Dear Mayor and Council Members:

Please find enclosed a proposed draft of an ordinance that I prepared at the request of Superintendent of Public Utilities, William J. Buckley. Mr. Buckley has asked that I forward this draft to you for your review and consideration. Accordingly, please refer this proposal to an appropriate committee. Mr. Buckley and I are prepared to answer any questions that you may have regarding this suggestion.

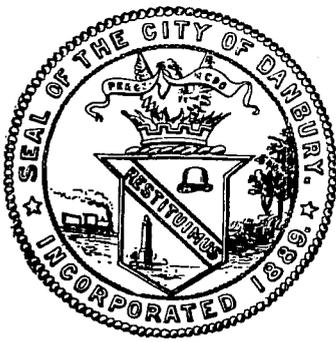
Sincerely,

Eric L. Gottschalk  
Assistant Corporation Counsel

ELG:r

Attachment

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



**ORDINANCE**  
**CITY OF DANBURY, STATE OF CONNECTICUT**  
**COMMON COUNCIL**

February 6, 1990

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

THAT the Code of Ordinances of Danbury, Connecticut is hereby amended by adding a section, to be numbered 21-22, which said section reads as follows:

"Section 21-22. Termination of Service

"(a) The owner of any building who seeks to terminate water service shall be required to physically disconnect the line serving said building from the water main. Physical disconnections shall be performed at the water main in a manner acceptable to the Superintendent of Public Utilities. The costs of said disconnection shall be borne exclusively by such owner. Except in cases of emergency, no service line disconnection work within city streets may be performed between December first of any year and March first of the following year. Termination of water service between December first of any year and the following March first may only be accomplished in accordance with the provisions of subsection (b) of this section.

"(b) Termination of water service between December first of any year and the following March first may be accomplished with the approval of the Superintendent of Public Utilities by disconnecting the service line to the building at the curb valve. As a condition of said approval, the owner shall provide security, in a form and in an amount satisfactory to said Superintendent. Said bond shall be in an amount equal to two and one-half times the estimated value of the work that will be necessary to disconnect the service line from the main at the location of the main and to restore any areas disturbed by said work. The owner shall agree to perform said work on or before the following May first and in the event that the owner fails or refuses to perform said work within the aforesaid time frame, the Superintendent of Public Utilities shall cause the work to be performed and may resort to the security in order to pay the costs thereof. In the event that said costs are less than the amount of the security provided, any funds remaining shall be returned to the owner; in the event that the costs of disconnection are more than the amount of the security provided, the City may seek reimbursement for said excess costs from the owner."

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 - February 6, 1990  
Approved by Mayor Gene F. Eriquez - February 7, 1990.

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



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 6, 1990

## REPORT & ORDINANCE

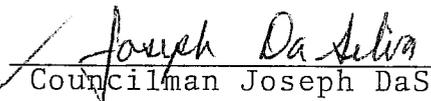
Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council

RE: ORDINANCE - BUILDING CODE REVIEW

Members of the Common Council met as a committee of the whole following the Public Hearing held on January 8, 1990, to review proposed Ordinance changes dealing with the Building Code. In order to be in line with State requirements it is proposed that paragraph 6-02(a) (2) be repealed; paragraph 6-02-(a)(3) be re-designated as 6-02(a)(2), and paragraph 6-02(b)(8) on the fee for a certificate of occupancy be amended to read \$10.00 each.

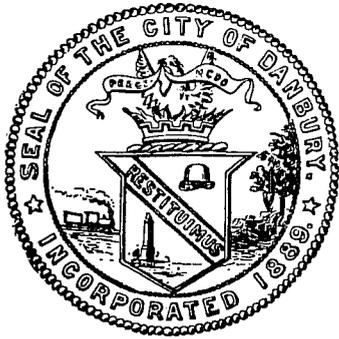
Councilman Boughton made a motion at the committee meeting to recommend approval of the proposed Ordinance. The motion was seconded by Councilman Boynton and passed unanimously.  
Meeting adjourned at 7:30 P.M.

Respectfully submitted

  
\_\_\_\_\_  
Councilman Joseph DaSilva  
Common Council President

mr

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**ORDINANCE**  
**CITY OF DANBURY, STATE OF CONNECTICUT**  
**COMMON COUNCIL**

February 6, 1990

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

THAT Subsection 6-02(a) of the Code of Ordinances of Danbury, Connecticut is hereby amended by the repeal of paragraph 6-02(a)(2) and the redesignation of paragraph 6-02(a)(3) as paragraph 6-02(a)(2); and

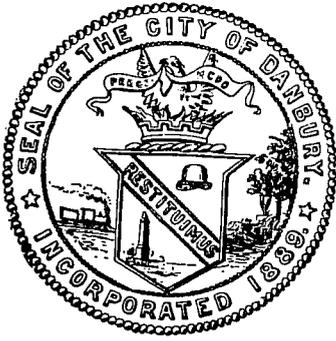
THAT paragraph 6-02(b)(8) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

"(8) Certificate of Occupancy ..... \$10.00 each"

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 - February 6, 1990  
Approved by Mayor Gene F. Eriquez - February 7, 1990.

Attest: Jimmetta L. Samaha  
Jimmetta L. Samaha  
Assistant City Clerk



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**ORDINANCE**  
**CITY OF DANBURY, STATE OF CONNECTICUT**  
**COMMON COUNCIL**

February 6, 1990

Be it ordained by the Common Council



**CITY OF DANBURY**

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

January 31, 1990

Honorable Mayor Gene Eriquez  
Honorable Members of the Common Council

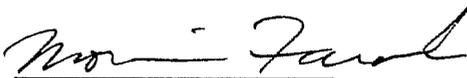
Re: Revision to City Ordinance Section 17-55

The Common Council committee appointed to review the Public Works proposal to revise City Ordinance, Section 17-55 met at 7:30 on January 30, 1990 at the City Hall. Present were Committee members Mounir Farah and Dean Esposito. Michael Fazio had a prior commitment. Also present was Mr. Daniel Minahan, Public Works Director.

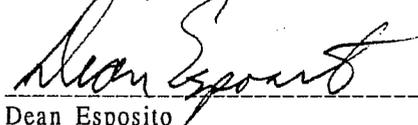
The reason for requesting the revision, according to Mr. Minahan, is the large number of cases where roads and installations built by contractors became deficient a year after their completion. Since the effectiveness of their bonds and assurances expire after a year, the City was left with no recourse but to fix them at its own expense. The proposed revision would extend the period to two years. If during this period a contractor is asked to fix a deteriorating part of what had been constructed, the period would then be extended further for another year. Mr. Esposito inquired about the fate of the money and the nature of its deposit when a contractor or a homeowner has to post a bond. Would the amount be idle for two years? Mr. Minahan explained that the new revision gives the Superintendent of Highways the right to accept a letter of credit or another form of assurance which would yield interest to the contractor or the homeowner while the money is earmarked for two years. Dr. Farah reported that he had consulted with the Comptroller's office and with the assistant corporation counsel, Mr. Pinter, about the proposed revision. The former stated that it was desirable and the latter confirmed that it is legally sound.

Mr. Esposito moved to recommend the approval of the revision. Dr. Farah seconded. The motion passed unanimously.

Respectfully submitted,



Mounir Farah, Chairman



Dean Esposito

65



Michael Fazio



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Demolition or Renovation Materials

The Common Council met as a committee of the whole at 7:55 P.M. on January 25, 1990 to discuss a proposed ordinance concerning demolition or renovation material 16A-32(b). Mr. Cech explained that the amendment will allow the acceptance of demolition material at the Danbury Sanitary Landfill from a non-profit organization providing low or moderate housing.

Mr. Cech was questioned as to the effect on a landfill that is nearly full. Mr. Cech stated that he did not believe this ordinance would affect a significant change in the capacity of the landfill.

Mr. J. Esposito moved to recommend approval of the proposed amendment to Ordinance 16A-32(b). Mr. Charles seconded the motion which passed 10-1. Mr. Regan voted in the negative.

Respectfully submitted,

  
JOSEPH DaSILVA, President



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# ORDINANCE

## CITY OF DANBURY, STATE OF CONNECTICUT

### COMMON COUNCIL

February 6, 1990

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

THAT paragraph (3) of subsection 16A-32(b) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

(3) Demolition or renovation materials or debris; provided, however, that material or debris originating from the renovation of owner-occupied residential structures maintained for three (3) families or less shall be accepted at the Danbury Sanitary Landfill site for disposal. In addition, demolition or renovation materials or debris shall be accepted at the Danbury Sanitary Landfill site if said wastes are generated by a non-profit organization during the course of demolition or renovation of one or more structures in furtherance of a plan to provide low or moderate income housing opportunities.

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 - February 6, 1990  
Approved by Mayor Gene F. Eriquez - February 7, 1990

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



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Palanzo Water Service, Middle River Road

The Common Council Committee appointed to review the Palanzo Water Service on Middle River Road met at 7:30 P.M. on January 22, 1990 in City Hall. In attendance were committee members Esposito, Mack and Regan. Also in attendance were Mr. and Mrs. Palanzo, Superintendent of Public Utilities William Buckley and Council President Joseph DaSilva, ex-officio. Attorney Gottschalk did not attend. Also attending was the attorney for the petitioners, James Maloney.

This was the second meeting of the committee as a result of an order to recommit at the January Common Council Meeting. A series of questions was asked in addition to the general information provided by the committee from the first meeting. The following questions were answered by Mr. Buckley:

1. No other homes share this problem.
2. This problem was brought to the Department in 1982-83 when water meters were installed.
3. Amount of water fees paid at this location is unknown.
4. There was no refund offered. The Charter does not allow a refund, it only allows credit.
5. This problem dates back to department records of 1969.
6. Previous owner was promised clean water in the past according to department records.
7. Mr. Palanzo was aware of the untreated water at the time of purchase of the property.

The following are amendments to the first report and clarified by Mr. Buckley:

1. The well will be located on Mr. Palanzo's property.
2. Upgrading electrical services will be done by the property owner.
3. Water flow will be at the standard rate.
4. Water will be provided that meets the public health code.
5. Property will be restored in the normal manner.

6. Exact cost is unknown. However, quotes range to \$100,000 to extend the present line and an estimated cost of \$5,000 to \$7,000 to dig a well.

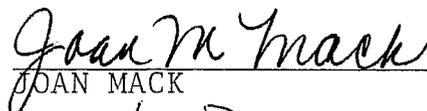
7. The well and all equipment will be owned by the property owners.

8. Counsel for the property owners made a proposal that the City be held responsible for providing well water for at least 10 years.

Since the Superintendent of Public Utilities saw no objection to the proposals, Mr. Regan made a motion that the installation of a well be done and the bidding procedure waived. Seconded by Mrs. Mack. Motion carried unanimously.

Respectfully submitted,

  
\_\_\_\_\_  
JOHN J. ESPOSITO, Chairman

  
\_\_\_\_\_  
JOAN MACK

  
\_\_\_\_\_  
ARTHUR REGAN



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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Honorable Members of the Common Council

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67

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Since the Superintendent of Public Utilities saw no objection to the proposals, Mr. Regan made a motion that the installation of a well be done and the bidding procedure waived. Seconded by Mrs. Mack. Motion carried unanimously.

Respectfully submitted,

JOHN J. ESPOSITO, Chairman

JOAN MACK

ARTHUR REGAN



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Review of Sewer and Water Approvals

The committee appointed to study the request for a review of sewer and water approvals met on January 16, 1990 at 8:00 P.M. in Room 432 in City Hall. Present were committee members Cassano, Kilcullen and Boughton. Also present were City Engineer Jack Schweitzer, Superintendent of Public Utilities, Building Inspector Leo Null and Mayoral Assistant Lew Wallace.

Mr. Buckley reviewed the petition and the work done in this area by a previous Common Council Committee. He also stated the petition submitted relative to the West Side Sewer Interceptor Design Report was intended to be addressed as part of this overall review of the question of sewer and water projects and future development activity in Danbury. Mr. Buckley further gave his opinion that the "8 steps" currently used for Common Council approval of sewer and water extension petitions should be left as they are for the present and addressed as part of the overall review mentioned above. The committee concurred with this opinion.

After extensive discussion with those present, the committee was unanimous in its conclusion that an overall review of the subjects of sewer and water projects and future development in Danbury was beyond the expertise and time constraints of the committee, and probably an unwarranted extension of the Common Council's legislative responsibility.

Mr. Boughton moved that the committee recommend to the Common Council that the Mayor consider the appointment of a commission or committee of various disciplines with knowledge and expertise in fields such as engineering (specifically water and sewer), financing of major projects and the law of land use and development. These members may be from both the public and private sectors. This commission or committee is to study the approval process and the funding and construction of sewer and water projects applicable to future development in the City. The findings of this commission or committee shall be presented to the Common Council with recommendations for appropriate action. Mr. Kilcullen seconded the motion and there was unanimous approval.

Respectfully submitted,

  
ANTHONY J. CASSANO, Chairman

  
RICHARD KILCULLEN

  
DONALD BOUGHTON



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# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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Honorable Members of the Common Council

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Respectfully submitted,

RICHARD KILCULLEN

ANTHONY J. CASSANO, Chairman

DONALD BOUGHTON



**CITY OF DANBURY**  
DANBURY, CONNECTICUT 06810



**DEPARTMENT OF POLICE**  
**120 MAIN STREET**

**NELSON F. MACEDO, CHIEF**  
**(203) 797-4614**

January 18, 1990

NOTICE

To: Elizabeth Crudginton, City Clerk  
Members of the Common Council

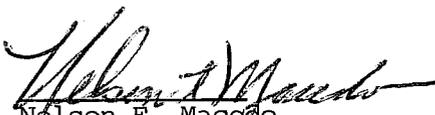
From: Chief Nelson F. Macedo

Subject: Chambers Road

A petition was referred to this department on December 6, 1989 in reference to Chambers Road/Sturdevant/Queens Court.

Enclosed is a copy of a field investigation report submitted by Abdul Mohamed, Traffic Engineer. I concur with the report as submitted and find no need for further signs.

I have referred this petition to our Traffic Services Unit, so that radar will be scheduled for that location.

  
Nelson F. Macedo  
Chief of Police

NFM:ks

enc.



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

January 16, 1990

ENGINEERING DEPARTMENT  
(203) 797-4641

69  
JOHN A. SCHWEITZER, JR., P.E.  
CITY ENGINEER

MEMO TO: John A. Schweitzer, Jr., P.E.,  
City Engineer

FROM: Abdul B. Mohamed,  
Traffic Engineer

SUBJECT: Traffic Speed - On Chambers Road

---

The memo dated January 2, 1990 from Chief Nelson Macedo to you on the above noted subject has been reviewed.

Field investigations reveal the following:

- a. The road is posted for 25 MPH in both directions. Two (2) speed limit signs exist on each direction of traffic flow.
- b. In addition to the speed limit signs, a number of other traffic signs exist on both traffic directions to provide warnings on expected roadway conditions. These include "Slow-Children", "Slow-Dangerous Intersection"; "Slow-Hidden Driveway", as well as a winding road sign for the northbound direction.
- c. Northbound traffic at the Chambers Road - King Street intersection is controlled by a Stop sign.
- d. Southbound traffic at the Chambers Road - Zinn Road intersection is controlled by a Yield sign.
- e. The road has recently been centerlined.
- f. Sturdevant Drive is a residential dead-end road. The volume of traffic, exiting Sturdevant Drive is generally low throughout an average weekday. As a result, its intersection with Chambers Road does not warrant establishment of a three-way Stop.

(continued on page 2)

TO: Police Chief Nelson Macedo  
RE: Traffic Speed - On Chamber Road

January 16, 1990

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It is my opinion that the number of traffic signs existing on Chambers Road is adequate. However, it should be noted that existence of signs, by itself, is meaningless if they are neither respected by the road users nor enforced. In this regard, it is recommended that frequent enforcement of traffic speed on Chambers Road be considered by the Police Department.

Very truly yours,

Abdul B. Mohamed

Abdul B. Mohamed,  
Traffic Engineer

ABM/gw



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Lease between the City of Danbury and Tisano

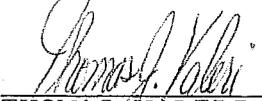
The ad hoc committee appointed to review the request for a lease between the City and Patrick and Eleanor Tisano met on January 25, 1990 at 8:00 P.M. in Room 432 in City Hall. In attendance were committee members Smith and Valeri. Mr. Scozzafava was absent. Also attending were Airport Administrator Paul Estefan, Comptroller Dominic Setaro, Mr. Tisano and Attorney Neil Marcus.

Mr. Estefan explained to the committee that the land owned by the City adjacent to the Tisano's is 0.38 acres on Backus Avenue. The Tisano's are requesting to lease the parcel to provide parking for their use and for PAL soccer teams pass and repass over their driveway. Rental will go into the Airport Revenue Account. Furthermore, this land cannot be used by the Airport because it is landlocked.

Mr. Valeri made a motion to recommend to the Common Council to accept the lease between the Tisanos and the City of Danbury. Seconded by Mr. Smith. Motion carried unanimously.

Respectfully submitted,

  
STANFORD SMITH, Chairman

  
THOMAS VALERI

  
JOSEPH SCOZZAFAVA



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# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Lease between the City of Danbury and Tisano

The ad hoc committee appointed to review the request for a lease between the City and Patrick and Eleanor Tisano met on January 25, 1990 at 8:00 P.M. in Room 432 in City Hall. In attendance were committee members Smith and Valeri. Mr. Scozzafava was absent. Also attending were Airport Administrator Paul Estefan, Comptroller Dominic Setaro, Mr. Tisano and Attorney Neil Marcus.

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Mr. Valeri made a motion to recommend to the Common Council to accept the lease between the Tisanos and the City of Danbury. Seconded by Mr. Smith. Motion carried unanimously.

Respectfully submitted,

\_\_\_\_\_  
STANFORD SMITH, Chairman

\_\_\_\_\_  
THOMAS VALERI

\_\_\_\_\_  
JOSEPH SCOZZAFAVA



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Request for Water Extension -Clapboard Ridge Road and the  
installation of a 12" water line on Golden Hill\*

~~The committee regarding the above captioned matter~~  
met on January 2, 1990 . In attendance were committee members  
Charles, Coladarci, Regan. Also attending were William Buckley,  
Jack Schweitzer, M. Kornhaas, R. Giaanni, Royal Schlitter representing  
the Bright Clouds Church, the petitioners.

It is the recommendation of this committee that the  
petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the  
installation of said

2. The petitioner shall submit as-built drawings of  
this extension, prepared by a licensed Connecticut Land Surveyor,  
for approval by the City Engineer.

3. Detailed Engineering Plans and Specifications are  
to be approved by the City Engineer and the Superintendent of  
Public Utilities prior to the start of construction.

4. If required, a Warranty Deed in a form satisfactory  
to the Corporation Counsel shall be executed by the petitioner  
conveying to the City, all right, title, interest and privileges  
required hereunder, and said Deed shall be held in escrow for  
recording upon completion of installation.

5. That upon completion of installation, title to  
said line within City streets, and any necessary  
documents be granted to the City in a form which is acceptable to  
the City Engineer and Corporation Counsel.

6. The petitioner shall convey ownership of and easements  
to all or such portions of the lines as the City  
Engineer's Office determines are of potential benefit to other  
landowners in the City.

\*The City to provide 1300' of pipe and two hydrants.

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7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended lines.

8. This approval shall expire eighteen (18) months following the date of Common Council action.

It was stated that the petitioners shall obtain from the Planning Commission a special exception for said project.

Respectfully submitted,

Louis T. Charles  
LOUIS T. CHARLES Chairman

Eileen Coladarsi  
EILEEN COLADARCI

Arthur D. Regan  
ARTHUR D. REGAN



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

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2. The petitioner shall submit as-built drawings of  
this extension, prepared by a licensed Connecticut Land Surveyor,  
for approval by the City Engineer.

3. Detailed Engineering Plans and Specifications are  
to be approved by the City Engineer and the Superintendent of  
Public Utilities prior to the start of construction.

4. If required, a Warranty Deed in a form satisfactory  
to the Corporation Counsel shall be executed by the petitioner  
conveying to the City, all right, title, interest and privileges  
required hereunder, and said Deed shall be held in escrow for  
recording upon completion of installation.

5. That upon completion of installation, title to  
said line within City streets, and any necessary  
documents be granted to the City in a form which is acceptable to  
the City Engineer and Corporation Counsel.

6. The petitioner shall convey ownership of and easements  
to all or such portions of the lines as the City  
Engineer's Office determines are of potential benefit to other  
landowners in the City.

\*The City to provide 1300' of pipe and two hydrants.

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7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended lines.

8. This approval shall expire eighteen (18) months following the date of Common Council action.

It was stated that the petitioners shall obtain from the Planning Commission a special exception for said project.

Respectfully submitted,

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LOUIS T. CHARLES Chairman

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EILEEN COLADARCI

---

ARTHUR D. REGAN



72

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Old Sherman Turnpike Water Main Petition

The committee appointed to study the Old Sherman Turnpike Water Main petition met on January 25, 1990 at 7:30 P.M. in the Common Council Chambers in City Hall. Present were committee members Cassano and Regan. Also present was Superintendent of Public Utilities William Buckley.

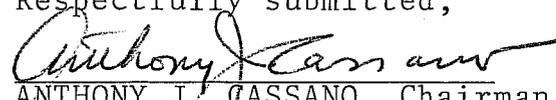
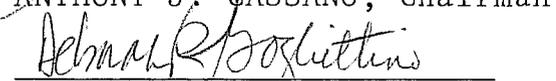
The Chairman reviewed the petition from City Engineer Jack Schweitzer for authorization for the City to accept the water main and necessary easements from the present owners. A positive recommendation was received from the Planning Commission via letter dated January 9, 1990.

Mr. Buckley gave the history of the water main. The 12-inch main was put in by Mr. Seymour Powers on Old Sherman Turnpike with City approval. As the buildings on the road were bought, the owners expressed a desire to hook into the line for water and, especially, fire protection. The Engineering and Public Utilities Department think it would be in the best interests of the City and these water customers if the private water main and its fire hydrants were turned over to the City. The owners of the water main and fire hydrants have indicated their willingness to turn the water system and necessary easements over to the City.

Further, City ownership of the system will allow for planned extensions and any expansion required by further development in the area. These improvements would be implemented and funded by petitioners, subject to the 8 standard steps considered for water/sewer extensions.

Mr. Regan moved that the committee recommend to the Common Council that the City accept ownership of the water main and easement rights presently owned by Seymour R. Powers, Pow-Dan Corp. and Sealed Air Corp. The transfer shall take place in a form acceptable to the Corporation Counsel's Office and shall be at no expense to the City. Seconded by Mr. Cassano. Motion carried unanimously.

  
ARTHUR D. REGAN

Respectfully submitted,  
  
ANTHONY J. CASSANO, Chairman  
  
DEBORAH R. GOGLIETTINO



72

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

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Respectfully submitted,

\_\_\_\_\_  
ARTHUR D. REGAN

\_\_\_\_\_  
ANTHONY J. CASSANO, Chairman

\_\_\_\_\_  
DEBORAH R. GOGLIETTINO



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Acceptance of College Park Drive

The committee appointed to study the petition for acceptance of College Park Drive met on January 25, 1990 at 8:00 P.M. in the Common Council Chambers in City Hall. Present were committee members Cassano, Coladarci and Boughton. Also present were City Engineer Jack Schweitzer.

The Chairman reviewed the petition and a Planning Commission vote via letter of January 10, 1990 to table the acceptance of College Park Drive. Mr. Schweitzer presented the background of the petition. The Planning Commission issued a permit to construct the roadway in September, 1974. A bond for \$27,000 (presently \$13,500) was placed with the Planning Commission in July, 1975. The road was started in 1975 and was never finished. One course of pavement was installed, but the second course was never put on. There are other features of the road which do not meet City regulations. The original builder was Saunders and Saunders. In 1978, it was reported to the Planning Commission that the road had not been completed. In February, 1986, the Common Council voted to take no action and in March, 1988 the matter was referred to the Corporation Counsel's office.

No estimate has been made of the cost of bringing the road up to City standards at the present time. The road is approximately 800 feet long. The Corporation Counsel's Office (Laszlo Pinter) has offered the following alternatives:

1. City to pay for finishing the road and then accept the road;
2. Pull the bond and use the money to complete the road, as much as possible;
3. Leave it up to the developer to finish the road.

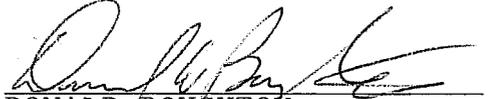
The committee was of the opinion that the question of bonded, unaccepted roads should be addressed more generally and resolved.

Mr. Boughton moved that the committee recommend to the Common Council that the Corporation Counsel's office recommendation #2, to seek bond money to fix the road, be implemented and the cost of completion of the road, over the bond amount, be sought from the developer. Mrs. Coladarci seconded the motion and there was unanimous approval.

Respectfully submitted,

  
ANTHONY J. CASSANO, Chairman

  
EILEEN COLADARCI

  
DONALD BOUGHTON



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# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

## COMMON COUNCIL

### REPORT

February 6, 1990

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Honorable Members of the Common Council

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1. City to pay for finishing the road and then accept the road;
2. Pull the bond and use the money to complete the road, as much as possible;
3. Leave it up to the developer to finish the road.

The committee was of the opinion that the question of bonded, unaccepted roads should be addressed more generally and resolved.

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Mr. Boughton moved that the committee recommend to the Common Council that the Corporation Counsel's office recommendation #2, to seek bond money to fix the road, be implemented and the cost of completion of the road, over the bond amount, be sought from the developer. Mrs. Coladarci seconded the motion and there was unanimous approval.

Respectfully submitted,

ANTHONY J. CASSANO, Chairman

EILEEN COLADARCI

DONALD BOUGHTON



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

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

Re: Request for Water Extension - 4 South Street

The committee regarding the above captioned matter met on January 25, 1990. In attendance were committee members Cassano and Falzone. Also present were William Buckley and the petitioners Spendi and Media Jusufi.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said water extension.
2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.
3. Detailed Engineering Plans and Specifications are to be approved by the City Engineer and the Superintendent of Public Utilities prior to the start of construction.
4. If required, a Warranty Deed in a form satisfactory to the Corporation Counsel shall be executed by the petitioner conveying to the City, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.
5. That upon completion of installation, title to said water line within City streets, and any necessary documents be granted to the City in a form which is acceptable to the City Engineer and Corporation Counsel.
6. The petitioner shall convey ownership of and easements to all or such portions of the water lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

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7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended water lines.

8. This approval shall expire eighteen (18) months following the date of Common Council action.

Mr. Falzone moved that the committee recommend to the Common Council that the 4 South Street Water Extension petition be granted subject to an amount of \$4,500 being paid to the Danbury Water Department. This \$4,500 represents 5% of the approximately \$90,000 improvements being put into the two additional units. Mr. Cassano seconded the motion and there was unanimous approval.

Respectfully submitted,

ANTHONY J. CASSANO Chairman

MICHAEL FALZONE

MICHAEL FAZIO



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Water Extension - Sunset Drive between Southern Boulevard  
and Terre Haute Road

The committee regarding the above captioned matter  
met on January 23, 1990 In attendance were committee members  
Gallo, Boughton and Kilcullen.

It is the recommendation of this committee that the  
petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the  
installation of said water line.

2. The petitioner shall submit as-built drawings of  
this extension, prepared by a licensed Connecticut Land Surveyor,  
for approval by the City Engineer.

3. Detailed Engineering Plans and Specifications are  
to be approved by the City Engineer and the Superintendent of  
Public Utilities prior to the start of construction.

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conveying to the City, all right, title, interest and privileges  
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said water line within City streets, and any necessary  
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the City Engineer and Corporation Counsel.

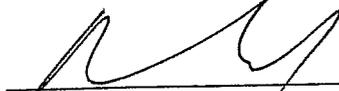
6. The petitioner shall convey ownership of and easements  
to all or such portions of the water lines as the City  
Engineer's Office determines are of potential benefit to other  
landowners in the City.

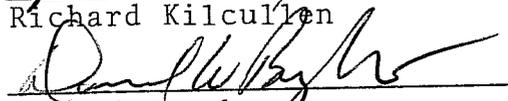
7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended water lines.

8. This approval shall expire eighteen (18) months following the date of Common Council action.

Respectfully submitted,

  
Bernard P. Gallo Chairman

  
Richard Kilcullen

  
Donald Boughton



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# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

February 6, 1990

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

Re: Request for Sewer and Water Extension - Eagle Road

The committee regarding the above captioned matter met on January 23, 1990. In attendance were committee members Gallo, Boughton and Kilcullen.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said sewer and water lines.

2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.

3. Detailed Engineering Plans and Specifications are to be approved by the City Engineer and the Superintendent of Public Utilities prior to the start of construction.

4. If required, a Warranty Deed in a form satisfactory to the Corporation Counsel shall be executed by the petitioner conveying to the City, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.

5. That upon completion of installation, title to said sewer and water line within City streets, and any necessary documents be granted to the City in a form which is acceptable to the City Engineer and Corporation Counsel.

6. The petitioner shall convey ownership of and easements to all or such portions of the sewer and waterlines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

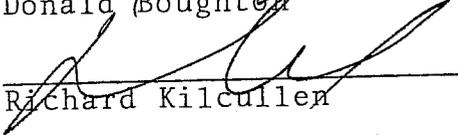
7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended sewer & water lines.

8. This approval shall expire eighteen (18) months following the date of Common Council action.

Respectfully submitted,

  
Bernard P. Gallo Chairman

  
Donald Boughton

  
Richard Kilcullen



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Rental of Two Areas at Tarrywile Park

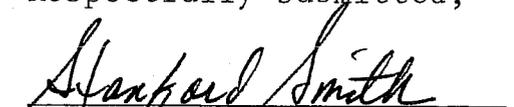
The ad hoc committee appointed to review the request for the rental of the Gate House and the cottage at Tarrywile Park met on January 30, 1990 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Smith, Valeri and Regan. Also attending were Council Member Eileen Coladarci, ex-officio, Gerald Daly and David Lane of the Tarrywile Park Authority.

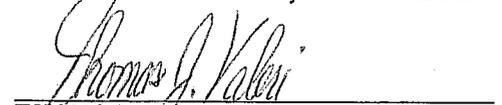
Mr. Daly addressed the committee and expressed concern regarding security at the cottage and gate house. The Authority is requesting that the Common Council given them permission to lease the two facilities for a maximum of nine (9) months with the stipulation that the tenants be given authorization to perform some of the decoration and exterior work only. This will establish some presence at the castle and mansion to benefit the Authority and the City regarding protection of the above mentioned facilities.

Mr. Regan express concern pertaining to the person(s) who will be renting the facilities having liability insurance.

Mr. Regan made a motion to recommend to the Common Council that the Tarrywile Park Authority be given the authorization to enter into a lease agreement of nine (9) months maximum and that the Corporation Council draw up a lease agreement with the stipulation that the lessees have liability insurance. Seconded by Mr. Valeri. Motion carried unanimously.

Respectfully submitted,

  
STANFORD SMITH, Chairman

  
THOMAS VALERI

  
ARTHUR D. REGAN



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

February 6, 1990

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

Re: Land Offer at 103-101 Lakeview Avenue

The Common Council Committee appointed to review the above matter met on January 23, 1990 at 8:00 P.M. in Room 432 in City Hall. In attendance were committee members Boynton and Butera. Mr. Scozzafava was absent. Also in attendance were William Buckley and Jack Schweitzer.

The Committee reviewed the request to accept land known as 101-103 Lakeview Avenue as offered by Stelco Industries, Inc. Cost to the City would be free and the donor would be allowed to declare a donation in the dollar value as determined by Mr. Edwin Holflicte and approved by our Tax Assessor, Ann DeFlumeri. It was explained that this lot was offered to the City and Lot #103 was accepted last August, 1989. However, through an error the parcel known as lot 101 was not offered or accepted. This committee's response is to correct that oversight.

Mr. Buckley explained that the Public Utilities Department would find a future use for this lot as a possible well to provide drinking water to that area now serviced by a private water company. Should that private company go out of business we would be in a better position to serve the water customers in the area more efficiently by drilling a water well and pump house instead of a costly extension of a water line.

Therefore, it is the recommendation of this committee that the Common Council accept this offer of land and that the Council do this without an Engineering Soil Sample report due to the following reasons:

1. This land is a RA-2U residential lot and contamination is highly unlikely.
2. The lot next to this has an active well and pump which is treated regularly for ground water contamination.
3. The cost estimate of \$2,000 is not needed at this time.

Mr. Buckley and Mr. Schweitzer both agreed that a Soil Sample Report would not be needed at this time for all of the above reasons.

Respectfully submitted,

ERNEST M. BOYNTON, Chairman

JANET BUTERA

JOSEPH SCOZZAFAVA



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

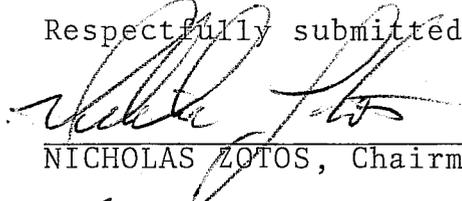
Re: Water Extension - 13 Belmont Circle

The committee appointed to study the above matter met on January 18, 1990 at 8:00 P.M. in Room 432 in City Hall. In attendance were committee members Zotos and Coladarci. Mr. Fazio was absent. Also in attendance were City Engineer Jack Schweitzer and Superintendent of Public Utilities William Buckley and ex-officio members Falzone, Charles and Boughton.

Mr. Buckley explained the request to waive costs of materials by Mr. Plant: 1. water approved August 5, 1986; 2. loop completed November, 1989; 3. approximate cost of materials \$4,900.; 4. Mr. Plante's expenses were approximately \$50,000 in engineering and labor; 5. the neighborhood water system is now uniformed.

Mrs. Coladarci made a motion to waive material costs up to \$4,900. Seconded by Mr. Zotos. Motion carried unanimously. Mr. Buckley will supply the bill.

Respectfully submitted,

  
NICHOLAS ZOTOS, Chairman

  
EILEEN COLADARCI

  
MICHAEL FAZIO



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Waiver of Connection Fee - 105 Park Avenue

The committee appointed to study the above request met on January 18, 1990 at 8:30 P.M. in Room 432 in City Hall. In attendance were committee members Zotos, Falzone and Boughton. Also in attendance were ex-officio members Coladarci, Gallo and Charles, City Engineer Jack Schweitzer, Superintendent of Public Utilities William Buckley, Attorney Robert N. Talarico and Richard Finaldi.

Attorney Talarico explained that his concern is that his client is paying double and explained to the committee the developers payment and the potential buyer's cost. Mr. Buckley explained that the developers were buying into the system (Capital-buy-in-Plant System). Both Mr. Buckley and Mr. Schweitzer opposed the waiver of Ordinance 16-4.

Mr. Zotos made a motion to deny, without prejudice. Seconded by Mr. Falzone. Motion carried unanimously.

Respectfully submitted,

\_\_\_\_\_  
NICHOLAS ZOTOS, Chairman

\_\_\_\_\_  
MICHAEL FALZONE

\_\_\_\_\_  
DONALD BOUGHTON



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

CORPORATION COUNSEL

ERIC L. GOTTSCHALK  
LASZLO L. PINTER

ASSISTANT CORPORATION  
COUNSEL

PLEASE REPLY TO:

DANBURY, CT 06810

January 17, 1990

MEMO TO: Councilman Nicholas Zotos, Chairman

FROM: Laszlo L. Pinter, Assistant Corporation Counsel

RE: 105 Park Avenue/waiver of connection fee/subcommittee meeting set for January 18, 1990 at 8:30 P.M.

As we discussed on the phone January 16, we have reviewed Common Council Item #22 on the January Agenda concerning a request for waiver of a connection fee at 105 Park Avenue.

In this regard, and as we already discussed, there is no method available to remedy the situation short of an amendment ordinance Section 16-4. If the subcommittee recommends that this be done, this office will prepare such an amendment to this ordinance to permit the Council to take this action in this case and in future cases. Otherwise, the Common Council may not unilaterally waive ordinance requirements in order to set off other costs incurred by an applicant for extension of services.

As a postscript, perhaps Mr. Finaldi's efforts would be best placed in the negotiation process for the cost of the municipal sewerline addition with whichever parties he negotiated it with in the first place. There is no method however to offset such costs by a reduction or omission of the connection fee required by ordinance duly authorized and enacted by the Common Council.

Should there be any further questions on this matter, please don't hesitate to call me. My home phone number on that evening will be 279-8143.

*LLP*  
Laszlo L. Pinter

LLP:amt

c: Councilman Michael Falzone  
Councilman Donald W. Boughton  
William J. Buckley, Jr., Supt. of Public Utilities



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

February 6, 1990

Mayor Gene F. Eriquez  
Members of the Common Council

Re: Driftway Road Subdivision, Driftway Road

The committee appointed to review the above matter met on January 18, 1990 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Zotos, Falzone and Regan. Also in attendance were ex-officio members Coladarci and Charles, City Engineer Jack Schweitzer, Superintendent of Public Utilities William Buckley, Attorney Robin Kahn, Ralph Gallagher and John Corey.

Ralph Gallagher gave a presentation on behalf on Davro-Scalzo. This met with the approval of the committee and Mr. Schweitzer and Mr. Buckley.

Awaiting Planning Commission recommendation, the committee voted to table the petition.

Respectfully submitted,

NICHOLAS ZOTOS, Chairman

MICHAEL FALZONE

ARTHUR REGAN



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Request for Maintenance Committee

The committee appointed to study the request for a committee to "clear up the many gray areas in the maintenance of schools" met on January 16, 1990 at 7:15 P.M. in Room 432 in City. Present were committee members Cassano and Scozzafava. Also present were Director of Public Works Daniel Minahan, Superintendent of Public Buildings Richard Palanzo, Assistant Superintendent of Public Buildings Joseph Molinaro, Director of Sites and Facilities Anthony Paivo, Superintendent of Parks and Recreation Robert Ryerson and Councilman Richard Kilcullen, ex-officio.

Mr. Scozzafava discussed his petition arising from his perception of a need for something "hard" to define maintenance operations involving school facilities. Mr. Minahan distributed copies of his letter dated September 20, 1989 and sent to Dr. Singe, Superintendent of Schools. The letter presents a "draft pilot program for description of respective duties of maintenance of school buildings ... so there are no questionable or gray areas as now exists between the two departments". Mr. Minahan has not yet received a response to this letter.

The program proposed by Mr. Minahan is based on a landlord (City of Danbury) and tenant (Board of Education) relationship. The Department of Public Buildings would be responsible for repair and maintenance in areas that include building envelope/structure and HVAC, plumbing, waste, electrical, fire detection, sprinklers, pumps, and elevator systems. The Board of Education would be responsible for such items as grounds maintenance, furnishings, consumables, utility costs, vandalism damage, custodial, instructional, communications and intrusion protection systems and services.

Following committee discussions with the various City personnel present at the meeting, Mr. Scozzafava concluded that his concerns would be addressed and moved that the committee recommend to the Common Council that maintenance representatives from the Department of Public Works and the Board of Education meet regularly to establish a working agreement on the maintenance of the school facilities. A starting point for this

agreement is the letter from Mr. Minahan to Dr. Singe. Further, the committee believes that this agreement should be reached within six months. Mr. Cassano seconded the motion and there was unanimous approval.

Respectfully submitted,

*Anthony J. Cassano*  
\_\_\_\_\_  
ANTHONY J. CASSANO, Chairman

*Deborah Gogliettino*  
\_\_\_\_\_  
DEBORAH GOGLIETTINO

*Joseph Scozzarava*  
\_\_\_\_\_  
JOSEPH SCOZZARAVA



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

February 6, 1990

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

Re: Request for Maintenance Committee

The committee appointed to study the request for a committee to "clear up the many gray areas in the maintenance of schools" met on January 16, 1990 at 7:15 P.M. in Room 432 in City. Present were committee members Cassano and Scozzafava. Also present were Director of Public Works Daniel Minahan, Superintendent of Public Buildings Richard Palanzo, Assistant Superintendent of Public Buildings Joseph Molinaro, Director of Sites and Facilities Anthony Paivo, Superintendent of Parks and Recreation Robert Ryerson and Councilman Richard Kilcullen, ex-officio.

Mr. Scozzafava discussed his petition arising from his perception of a need for something "hard" to define maintenance operations involving school facilities. Mr. Minahan distributed copies of his letter dated September 20, 1989 and sent to Dr. Singe, Superintendent of Schools. The letter presents a "draft pilot program for description of respective duties of maintenance of school buildings ... so there are no questionable or gray areas as now exists between the two departments". Mr. Minahan has not yet received a response to this letter.

The program proposed by Mr. Minahan is based on a landlord (City of Danbury) and tenant (Board of Education) relationship. The Department of Public Buildings would be responsible for repair and maintenance in areas that include building envelope/structure and HVAC, plumbing, waste, electrical, fire detection, sprinklers, pumps, and elevator systems. The Board of Education would be responsible for such items as grounds maintenance, furnishings, consumables, utility costs, vandalism damage, custodial, instructional, communications and intrusion protection systems and services.

Following committee discussions with the various City personnel present at the meeting, Mr. Scozzafava concluded that his concerns would be addressed and moved that the committee recommend to the Common Council that maintenance representatives from the Department of Public Works and the Board of Education meet regularly to establish a working agreement on the maintenance of the school facilities. A starting point for this

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agreement is the letter from Mr. Minahan to Dr. Singe. Further, the committee believes that this agreement should be reached within six months. Mr. Cassano seconded the motion and there was unanimous approval.

Respectfully submitted,

ANTHONY J. CASSANO, Chairman

DEBORAH GOGLIETTINO

JOSEPH SCOZZAFAVA



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: West Side Sewer Interceptor Design Project

The committee appointed to study the West Side Sewer Interceptor Design Report met on January 16, 1990 at 6:30 P.M. in Room 432 in City Hall. Present were committee members Cassano, Kilcullen and Scozzafava. Also present were City Engineer Jack Schweitzer, Superintendent of Public Utilities William Buckley and Comptroller Dominic Setaro.

Mr. Schweitzer reviewed the history of the West Side Sewer Interceptor Project which involves a major sewer line running from the West side of Danbury, South of I-84 to the East side. The line is intended to accomodate major (saturated) development on the West side before this development activity results in sewage flaws that exceed the capacities of the exsiting sewage system.

A positive recommendation for the West Side Sewer Interceptor Design Project has been received from the Planning Commission by letter dated April 25, 1989.

The major portion of the committee discussion involved funding for the project. The Roald Haestad Inc. Design Report of March, 1989 recommends that the project be built in two stages and two optional future stages at an estimated total cost of \$9.375 to \$9.875 million in 1988 dollars. The following funding possibilities were discussed:

1. Danbury Sewer Fund pays for the project with bonded money following a referendum;
2. Derive part of the project cost by assessing customers that will be served and have the City pay the balance;
3. Depend upon developer activity to implement the project as needed.

Past sewer projects have been paid for either through assessments or developer funding. The City has no experience with projects that serve both existing customers and future use or development.

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The committee was unanimous in its unwillingness to commit the City to a project of this size at this time. The question of developer funding was discussed and the possibility raised that developer funding might be available if costs could be recouped as customers hook into and use the facilities.

Finally, Messrs. Schweitzer, Buckley and Setaro all agreed that the intent of the petition to the Common Council was to include the West Side Sewer Interceptor and similar projects into an overall plan to fund and construct sewer/water projects and facilitate future development throughout the City . Last year, then Mayor Sauer created a committee to study this area. Members of the committee included City officials and outside attorneys, engineers and developers. That committee did not conclude their deliberations in any form suitable for Common Council action.

Mr. Scozzafava moved that the committee recommend to the Common Council that the Haestad Design Report on the West Side Sewer Interceptor be accepted with the understanding that the project financing will be studied at a future time by the appropriate City officials. Seconded by Mr. Kilcullen. Motion carried unanimously.

Respectfully submitted,

\_\_\_\_\_  
ANTHONY J. CASSANO, Chairman

\_\_\_\_\_  
RICHARD KILCULLEN

\_\_\_\_\_  
JOSEPH SCOZZAFAVA



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

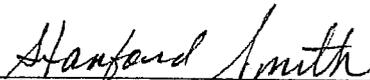
Re: Lease between the City of Danbury and the FAA-Weather Observation System

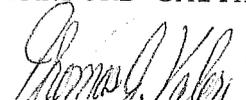
The ad hoc committee appointed to review the request of the lease between the City and the FAA-Weather Observation System met on January 25, 1990 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Smith and Valeri. Mr. Scozzafava was absent. Also attending were Airport Administrator Paul Estefan and Comptroller Dominic Setaro.

Mr. Estefan stated that the purpose of the lease between the City of Danbury and the FAA is to continue to lease a small parcel of land for their instruments at no cost to either party for a weather observation system.

Mr. Valeri made a motion to recommend acceptance of the lease between the City of Danbury and the FAA. Seconded by Mr. Smith. Motion carried unanimously.

Respectfully submitted,

  
STANFORD SMITH, Chairman

  
THOMAS VALERI

  
JOSEPH SCOZZAFAVA



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Design Work at Danbury Airport

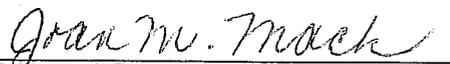
The committee to review a request to use \$100,000 for design work at Danbury Airport met at 7:10 P.M. on January 23, 1990. In attendance were committee members DaSilva and Mack. Also in attendance were Paul Estefan, and Dominic Setaro.

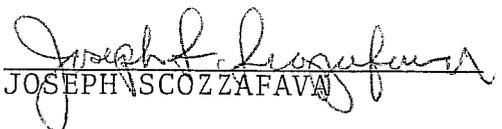
Mr. Estefan explained that the money requested comes from the sale of airport property to the State of Connecticut. The money received from this sale can only be used for airport capital projects. The design work would be done for a new snow removal building, drainage improvements at the airport and the installation of all utilities at various sites on the property. He stated that although the Danbury Airport is not scheduled to receive any funds from the Federal Aviation Commission this year, there is a good chance for Danbury to be funded for this project because area airports often do not execute their contracts for various reasons. If funding is not forth coming this year, Danbury is on top of the list for 1991. When the project is approved 97½% of the \$100,000 will be reimbursed to the City.

Mrs. Mack moved to recommend that the Common Council appropriate \$100,000 from the Airport Reserve Account to do design work for a snow removal building, drainage improvements and installation of utilities at the Danbury Airport. Seconded by Mr. DaSilva. Motion carried un-animously.

Respectfully submitted,

  
JOSEPH DaSILVA, Chairman

  
JOAN MACK

  
JOSEPH SCOZZAFAVA



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

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COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Gaslight Village Condominium Project

The committee regarding the above captioned matter met on January 31, 1990. In attendance were committee members Gallo Kilcullen and Boughton. Also present were William Buckley, Jack Schweitzer, the petitioners Ray and Marius Prezioso, Stu Fried, Attorney Neil Marcus, Dave Williamson and David Grogins.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said sewer line.
2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.
3. Detailed Engineering Plans and Specifications are to be approved by the City Engineer and the Superintendent of Public Utilities prior to the start of construction.
4. If required, a Warranty Deed in a form satisfactory to the Corporation Counsel shall be executed by the petitioner conveying to the City, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.
5. That upon completion of installation, title to said sewer line line within City streets, and any necessary documents be granted to the City in a form which is acceptable to the City Engineer and Corporation Counsel.
6. The petitioner shall convey ownership of and easements to all or such portions of the sewer lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

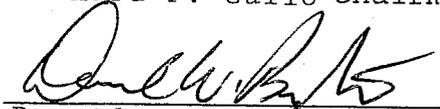
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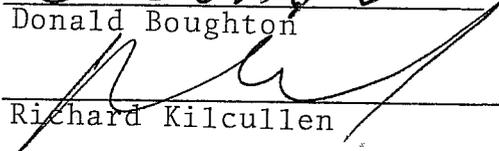
7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended sewer lines.

8. This approval shall expire eighteen (18) months following the date of Common Council action.

Respectfully submitted,

  
Bernard P. Gallo Chairman

  
Donald Boughton

  
Richard Kilcullen



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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Honorable Members of the Common Council

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Respectfully submitted,

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Bernard P. Gallo Chairman

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Donald Boughton

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Richard Kilcullen



# CITY OF DANBURY

DANBURY, CONNECTICUT 06810

LANDFILL DEPARTMENT  
(203) 797-4605

MICHAEL A. CECH  
General Mgr. of Solid Waste

The Honorable Gene F. Eriquez, Mayor  
Honorable Members of the Common Council  
Danbury City Hall  
155 Deer Hill Avenue  
Danbury, CT 06810

February 26, 1990

Dear Mayor Eriquez and Council Members:

I would like to request that you schedule public hearings on the proposed changes in ordinances which are attached for your review.

The first ordinance -- Temporary Permits -- is being modified following discussions with the Finance Department. Under the current system, every vehicle is charged \$25.00 for the right to enter the landfill for one visit. The vehicle is weighed before and after it is unloaded. The first 1,000 pounds ( $\frac{1}{2}$  ton) are free, while any tonnage over that is charged at the rate of the tipping fee (currently \$25.00 per ton). The follow-up billing process has become too burdensome for the Finance Department. The proposed change would establish a flat fee for each vehicle, based on the vehicle size, with larger vehicles being charged more. There would be no follow-up billing.

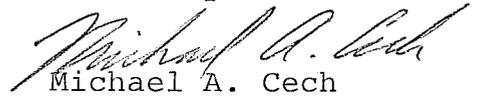
The second ordinance -- Disposal of Bulky Waste -- is being changed to improve a program initiated last year. There are few ways for us to track out-of-town garbage -- particularly bulky items which carry no identification. Under the current system, any customer who hauls bulky waste on behalf of a Danbury resident must have that resident sign a form verifying that it is from the resident's property. There is a loophole which needs to be closed. Customers are claiming that the waste is coming from their own property, when in fact we suspect otherwise. By requiring all customers to sign these forms -- even if they are hauling on their own behalf -- we will have a track record on each account.

There is, however, an even more important reason for this change. We have designed a new form which will allow us to document how much bulky waste, per category, is being delivered. This information will prove invaluable in planning our costs in the future for this extremely costly matter.

The third ordinance -- which is new -- is intended to approach the issue of illegal dumping from a new perspective in Danbury. Currently, if a hauler brings in illegal waste it is the hauler alone who is liable. We believe that the customer should at least share in some of this liability and, in certain cases, be solely liable. For example, if a resident or business owner has been warned about placing an illegal item in his garbage, but continues to do so, he should be liable. Additionally, if an out-of-town resident disposes of his waste illegally in a publicly-accessible dumpster (usually owned by a business), there should be some recourse to make the responsible party liable.

As always, I remain available to discuss any of your solid waste concerns.

Sincerely,



Michael A. Cech  
Gen. Mgr. of Solid Waste

cc: R. Gottschalk  
D. Minahan  
D. Gervasoni  
file



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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

Re: Lease between the City of Danbury and Surburban Communications

The ad hoc committee appointed to review the request for a lease between the City of Danbury and Surburban Communications met on January 25, 1990 at 7:45 P.M. in Room 432 in City Hall. In attendance were committee members Smith and Valeri. Mr. Scozzafava was absent. Also attending were Airport Administrator Paul Estefan and Comptroller Dominic Setaro.

Upon review of the lease for Surburban Communications, the City of Danbury gives the right to the lessee to erect and maintain a radio antenna on the tower known as "the Rotating Beacon Site" located on Spruce Mountain Road, Danbury, Connecticut. Mr. Valeri questioned item #10, option base on the \$125.00 monthly rent. The annual rent should read \$1,500.00 instead of \$1,200.00 annually.

A motion was made by Mr. Valeri and seconded by Mr. Smith, with the amendment of item 10, to recommend to the Common Council to accept the recommendation of the committee to lease to Surburban Communications. Motion carried unanimously.

Respectfully submitted,

  
STANFORD SMITH, Chairman

  
THOMAS VALERI

  
JOSEPH SCOZZAFAVA



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

February 6, 1990

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Honorable Members of the Common Council

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Respectfully submitted,

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STANFORD SMITH, Chairman

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THOMAS VALERI

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JOSEPH SCOZZAFAVA