

SPECIAL COMMON COUNCIL MEETING

DECEMBER 17, 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, Scalzo, Falzone, Gallo, Coladarci, Mack, Farah, Dean Esposito, Zotos, Gogliettino, DaSilva, John Esposito, Smith, Cassano, Charles, Boughton, Boynton, Butera, Regan, Scozzafava, Valeri

16

Present

5

Absent

NOTICE OF THE SPECIAL MEETING - To be held on the 17th day of December, 1990 at 8:00 P.M. in the Common Council Chambers in City Hall for the purpose of acting upon the following:

✓ 1.

REPORT & ORDINANCES - Recycling and Solid Waste

✓ 2.

COMMUNICATION - Reports on Contemporary Drive

✓ 3.

COMMUNICATION - Reports on Ervie Drive and Laura Drive

✓ 4.

COMMUNICATION - Reports on Maplewood Drive

✓ 5.

COMMUNICATION - Reports on Bear Mountain Road

✓ 6.

COMMUNICATION - Disbursement of Funds from Wood Sale

✓ 7.

COMMUNICATION - Donation from MADD to the Police Department

✓ 8.

REPORT - 911 Call Recording

✓ 9.

REPORT - Sanitary Sewer Project - Morgan Avenue and Beaver Brook Road

✓ 10.

COMMUNICATION - Appointment of Independent Auditors

✓ 11.

COMMUNICATION - Reappointment to EIC

✓ 12.

COMMUNICATION - White Street Bridge

✓ 13.

COMMUNICATION - Ventana Corporation

✓ 14.

COMMUNICATION - Donation from Union Carbide

PUBLIC SPEAKING SESSION

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

CITY OF DANBURY

To: Members of the Common Council

A special meeting of the Common Council \_\_\_\_\_ of the City of Danbury will be held on the 17th day of December 19 90 at 8:00 o'clock p.m., at the City Hall in said Danbury.

For the purpose of

1. REPORT & ORDINANCES - Reycling and Solid Waste
2. COMMUNICATION - Reports on Contemporary Drive
3. COMMUNICATION - Reports on Ervie Drive and Laura Drive
4. COMMUNICATION - Reports on Maplewood Drive
5. COMMUNICATION - Reports on Bear Mountain Road
6. COMMUNICATION - Disbursement of Funds from Wood Sale
7. COMMUNICATION - Donation from MADD to the Police Department
8. REPORT - 911 Call Recording
9. REPORT - Sanitary Sewer Project - Morgan Avenue and Beaver Brook
10. COMMUNICATION - Appointment of Independent Auditors
11. COMMUNICATION - Reappointment to EIC
12. COMMUNICATION - White Street Bridge
13. COMMUNICATION - Ventana Corporation
14. COMMUNICATION - Donation from Union Carbide

Dated at Danbury, this 14th day of December -19 90.

\_\_\_\_\_  
*James F. Egan* Mayor  
 \_\_\_\_\_  
*Elizabeth M. McGowan* Clerk

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

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

\_\_\_\_\_  
*James F. Egan* Mayor

# 9 12/17/90  
Special meeting

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO		
HARRY W. SCALZO	✓	
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	11 yes	abs 3 no

RETURN OF SERVICE\*

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

<u>NAME</u>	<u>TIME</u>
1. <u>Baynton</u>	<u>1310</u>
2. <u>J. Caputo</u>	<u>1:15 PM</u>
3. <u>E.M. Farah</u>	<u>1:20 PM</u>
4. <u>M. Coladareci</u>	<u>1:30</u>
5. <u>J. Mack</u>	<u>1:40 p.m.</u>
6. <u>m. Falzone</u>	<u>1:56 p.m.</u>
7. <u>J. [unclear]</u>	<u>2:05 PM</u>
8. <u>B. Gallo</u>	<u>2:11 p.m.</u>
9. <u>H. Scatzo</u>	<u>2:16 p.m.</u>
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18. _____	
19. _____	
20. _____	
21. _____	

Each Notice so served upon each member, all having been done by me on this date 12-14-90.

Attest: P.O. J.A. Estepan  
Policemen of the City of  
Danbury

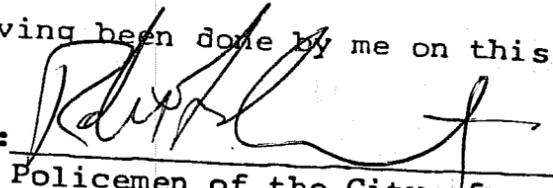
\*Have recipient sign. If no one home note date/time of drop off. DO NOT leave in mail boxes. DO NOT OPEN!

RETURN OF SERVICE\*

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

NAME	TIME
1. <u>ESPOSITO</u>	<u>1400</u>
2. <u>Udwin Jato</u>	<u>1405</u>
3. <u>SMITH</u>	<u>1408</u>
4. <u>CHARLES</u>	<u>1413</u>
5. <u>BUTERA</u>	<u>1415</u>
6. <u>GOB LIETTINO</u>	<u>1450</u>
7. <u>P.O. Ruffolo</u>	<u>12/19/90</u>
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Each Notice so served upon each member, all having been done by me on this date 12/19/90.

Attest:   
Policemen of the City of  
Danbury

\*Have recipient sign. If no one home note date/time of drop off. DO NOT leave in mail boxes. DO NOT OPEN!

RETURN OF SERVICE\*

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

	<u>NAME</u>	<u>TIME</u>
1.	<i>J. Valeri</i>	17:19
2.	<i>Linda DaSilva</i>	17:25
3.	<i>M. F. Jr.</i>	17:36
4.	<i>Art Rega</i>	17:42
5.	<i>Anthony Cassano</i>	17:52
6.	<i>Joseph J. Scroggins</i>	17:57
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Each Notice so served upon each member, all having been done by me on this date DECEMBER 19th.

Attest: *Greg J. Mulvan*  
Policemen of the City of  
Danbury

\*Have recipient sign. If no one home note date/time of drop off. DO NOT leave in mail boxes. DO NOT OPEN!



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

December 17, 1990

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

Re: Recycling and Solid Waste Ordinances

The Common Council met as a committee of the whole on December 17, 1990 to take action on Recycling and Solid Waste Ordinances following a public hearing on same.

Mr. Boughton moved that the ordinances on recycling be accepted as read with the following exceptions:

- ° page 2 - recycling containers - strike "newspapers, cardboard, as well as"
- ° p.6 16-A73 (1) - insert period after weight - strike the rest
- ° p.6 16-A73 (2) - 2nd paragraph, 6th line - strike "the" and insert said newspapers, cardboard and"
- ° p.6 16-A73 (2) - 2nd paragraph, 11th line - insert "newspapers, cardboard, and" after word "said"
- ° p.6 16-A73 (2) - 2nd paragraph, 2nd line - after word "subsection" insert, "newspapers, cardboard, and"
- ° p.8 16-A74 (b) - place period after word "hereof" in 3rd line.

The motion was seconded by Mr. Falzone.

Mr. Boughton question several provisions in the ordinances. Mayor Eriquez responded to those questions. Mrs. Gogliettino asked about out of town collectors. Mr. Boynton asked about the availability of blue bags. Mayor Eriquez answered both inquiries. Mr. Boughton asked why the plastic is not needed on paper. Mr. Palmer stated that it is not needed as the papers do not get wet. Mr. Regan asked about the sale of recyclables to a private source other than a collector. Mr. Gottschalk stated that a person can do with the specified items as he wishes if he does not put them at curbside. Mr. Boughton said that there was not enough time to review the ordinances. Mr. Falzone moved the question. Mr. Boynton seconded. Motion carried unanimously. Motion passed with Mr. Boughton and Mr. Regan voting in the negative.

Respectfully submitted,

JOSEPH DaSILVA, Chairman



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

December 17, 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 the addition of Article IV to Chapter 16A, said Article to read as follows:

**ARTICLE IV.**

**SOLID WASTE RECYCLING**

**Sec. 16A-67. Purpose.**

There is hereby established a program for the mandatory separation of recyclables from garbage or rubbish within the City of Danbury, Connecticut to comply with Public Act 90-220 and subsequently adopted regulations mandating recycling, thereby providing for the health and welfare of the citizens of the City of Danbury, Connecticut.

**Sec. 16A-68. Definitions.**

For the purposes of this article, the following terms have the meanings herein defined:

- CARDBOARD:** Corrugated boxes and similar corrugated and kraft paper materials which have a minimum of contamination by food or other material.
- COLLECTOR:** Any person who holds himself out for hire to collect either solid waste or recyclables from residential, business, commercial or other establishments.
- DIRECTOR:** The Director of Public Works of this municipality or his authorized representative.
- GARBAGE:** All putrescible wastes except sewage and body wastes, including vegetable and animal offal.
- GLASS FOOD CONTAINER:** A glass bottle or jar of any size or shape used to package food products suitable for human or animal consumption.
- IPC:** Intermediate processing center which receives, processes and markets recyclables.
- LEAVES OR LEAF WASTE MATERIAL:** The fallen foliage of trees.
- MANAGER:** Manager of Recycling/Landfill or his authorized representative.
- METAL FOOD CONTAINER:** An aluminum, bi-metal, steel, tin-plated steel, or other metallic can, plate or tray of any size or shape used to package food products suitable for human or animal consumption.

- 1
- MUNICIPALITY OR CITY:** The City of Danbury.
- NEWSPAPER:** Used or discarded newsprint which has a minimum of contamination by food or other material.
- OFFICE PAPER:** Any used or discarded high-grade white paper and Manila paper including, but not limited to, paper utilized for file folders, tab cards, writing, typing, printing, computer printing, and photo-copying, which is suitable for recycling and which has a minimum of contamination. For purposes of this article, the foregoing definition of office paper shall exclude any such paper generated by households.
- PAPER LEAF BAGS:** A container described in section 16A-74 hereof and used for the sole purpose of disposing of leaves.
- PERSON:** Any individual, corporation, partnership, association or other entity or organization of any kind.
- RECYCLABLE MATERIALS:** Materials identified in section 16A-69 hereof.
- RECYCLING:** The separation or diversion of an item or items from the solid waste stream for the purposes of processing it or causing it to be processed into a material product, including the production of compost, in order to provide for disposition of the item or items in a manner, other than incineration or landfilling, which will best protect the environment. Nothing in this definition shall preclude the use of waste oil as fuel in an oil burner.
- RECYCLING CENTER:** The City's recycling drop-off facility located on Plumtrees Road or such other area or areas as designated by the Common Council of the City.
- RECYCLING CONTAINER:** A container described in section 16A-74 hereof and used for the sole purpose of disposing of glass and metal food and beverage containers.
- RUBBISH:** All nonputrescible waste materials except ashes, including but not limited to wood, glass, bedding, crockery and industrial wastes. The term "rubbish" as used herein shall not mean, nor shall it include in its meaning, unacceptable waste or recyclable materials.

RESIDENTIAL PROPERTY: Real estate containing one or more dwelling units but shall not include hospitals, motels or hotels.

SCRAP METAL: Used or discarded items which consist predominantly of ferrous metals, aluminum, brass, copper, lead, chromium, tin, nickel or alloys thereof, including, but not limited to, white goods and metal food containers.

SOLID WASTE: Solid, liquid, semisolid or contained gaseous material that is unwanted or discarded, including but not limited to, demolition debris, material burned or processed at a resources recovery facility, or incinerator, material processed at a recycling facility and sludges or other residue from a water pollution abatement facility, water supply treatment plant or air pollution control facility.

STORAGE BATTERY: Lead acid batteries or other batteries used in motor vehicles such as automobiles, airplanes, boats, recreational vehicles, tractors and like applications.

UNACCEPTABLE WASTE:

(a) Unacceptable waste shall include all materials set forth in paragraphs (1) through (6) of subsection 16A-32(b) of the Code of Ordinances, as amended.

(b) Any item of waste either smoldering or on fire.

(c) Waste in quantities and concentrations which by law require special handling in their collection and/or processing.

(d) All other items of waste which at the time of delivery to the solid waste disposal area, landfill, recycling center or IPC would be likely to pose a threat to health or safety or would not normally be disposed of in a sanitary landfill, recycling center or IPC or would be prohibited by any judicial decision, order or action of any federal, state or local government or any agency thereof, or any other regulatory authority or any applicable law or regulation from being disposed of at the solid waste disposal area, landfill, recycling center or IPC.

WASTE OIL: Crankcase oil that has been utilized in internal combustion engines.

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Sec. 16A-69. Separation of Certain Recyclable Materials.

On and after January 1, 1991, (1) each person who generates solid waste from residential property shall, in accordance with subsection (c) of section 22a-220 of the Connecticut General Statutes, as amended, separate from other solid waste the items designated for recycling pursuant to section 22a-241b of the Connecticut General Statutes, as amended, or section 16A-70 hereof and (2) every other person who generates solid waste shall, in accordance with subsection (c) of section 22a-220 of the Connecticut General Statutes, as amended, make provision for the separation from other solid waste of the items designated for recycling pursuant to section 22a-241b of the Connecticut General Statutes.

Sec. 16A-70. Items to be Recycled.

The following items shall be separated and recycled in accordance with the provisions of this article:

- (1) Cardboard
- (2) Glass food containers
- (3) Leaves
- (4) Metal food containers
- (5) Newspapers
- (6) Office paper
- (7) Scrap Metal
- (8) Storage batteries
- (9) Waste oil

Sec. 16A-71. Registration of Solid Waste Collectors; Duties and Qualifications.

(a) In accordance with the provisions of subsection 22a-220a(d) of the Connecticut General Statutes, any collector hauling solid waste generated by residential, business, commercial or other establishments in the City of Danbury shall register with the City on forms prescribed by the Manager. Upon registration and payment of an annual permit fee of twenty-five dollars (\$25.00), each such collector shall be issued a permit to collect or continue the collection of solid waste within the city. Permits issued hereunder shall not be transferred by the holder thereof. Each such collector shall disclose the name of any other municipality in which such collector hauls such solid waste. The door of any private vehicle used to haul solid waste shall be clearly marked with the business name and address of the collector. Each collector shall further be required to sign an affidavit of origin, under penalty of false statement, that all recyclables disposed of in the name of the City of Danbury or its residents shall originate from residential properties located within the corporate limits of the City or from such other locations as the City may permit.

(b) Each collector permitted to collect solid waste within the city pursuant to the provisions of subsection 16A-71(a) hereof shall, subject to the further provisions hereof, collect or cause to be collected all recyclables generated by their Danbury customers and required to be recycled pursuant to the requirements of this article.

1

(c) No collector shall be required to provide collection services to any customer who is more than thirty (30) days delinquent in the payment of the collector's fee. If the delinquent customer shall discharge his delinquency, the collector shall immediately resume collection services to the customer.

(d) As conditions of the permits issued pursuant to this section, all collectors shall comply with the following requirements.

- (1) Collectors shall conform with all provisions of federal, state and local law.
- (2) Collectors shall keep accurate records of and report to the City or to any other entity designated by it, the amounts, both in the aggregate and by category designated in section 16A-70 hereof, of all recyclable materials collected by such collector within the City.
- (3) Collectors shall pay to the Housatonic Resources Recovery Authority or to the IPC operator or to any other entity designated by them, the applicable Tipping Fees and charges with respect to those categories of recyclable materials accepted by and delivered to the IPC by such collector.
- (4) When delivering recyclable materials to an IPC, collectors shall use only equipment compatible with the efficient operation of the IPC, which equipment shall be subject to the reasonable approval of the operator thereof.
- (5) Collectors shall be responsible for all costs or damages relating to the delivery by it to the IPC of materials other than those recyclable materials which have been designated and approved by the City for delivery to the IPC.
- (6) Collectors shall provide to the Housatonic Resources Recovery Authority and to the IPC operator or owner, a suitable performance bond or letter of credit to insure the performance of the collector's obligations hereunder. Said security shall be in such forms and amounts as determined by the City.
- (7) Collectors shall provide insurance covering their recycling operation, which coverage shall include the City, the Housatonic Resources Recovery Authority and if recyclable materials are delivered to an IPC, the IPC owner and its operator, as additional insureds. Such coverage shall include but not be limited to general liability, automotive liability, excess liability, workers' compensation and employer's liability in amounts reasonably deemed adequate by the City.

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**Sec. 16A-72. Collectors to Assist in Obtaining Compliance with the Requirements of the Recycling Program.**

On and after January 1, 1991, any collector who has reason to believe that a person from whom he collects solid waste has discarded recyclable items with such solid waste in violation of the provisions of this article or of section 22a-241b of the Connecticut General Statutes, as amended, shall promptly notify the Manager of the alleged violation. Upon the request of the Manager, a collector shall provide warning notices, by the placement of tags provided by the City, to any person suspected by the collector or the City of violating the separation requirements of state law or this article. Each collector shall also be required to assist the City in the identification of any person responsible for creating loads containing significant quantities of items subject to the separation requirements of state law or this article which are delivered to a resources recovery facility, landfill or solid waste facility by the collector and detected by the owner or operator of such a facility pursuant to subsection 4(b) of Public Act 90-220.

**Sec. 16A-73. Preparation and Disposal of Recyclables.**

(a) The following materials that are generated from residential property and required to be recycled pursuant to the provisions of section 16A-70 hereof, if disposed of by a collector, shall be prepared for collection by the resident in accordance with the further provisions hereof.

(1) Cardboard shall be flattened and together with newspaper, shall be tied with string or twine in bundles not exceeding fifty (50) pounds in weight.

(2) Glass and metal food or beverage containers shall contain a minimum of contamination and may be mixed together in a separate recycling container of the type specified in section 16A-74 hereof. The removal of lids and labels from said food and beverage containers shall not be required, provided however that ceramic lids shall be separated and shall not be mixed with other recyclable materials. No other recyclable materials or solid waste shall be disposed of in said recycling container.

After being prepared in the manner described in the foregoing paragraphs of this subsection, newspaper, cardboard and each recycling container shall be placed for collection purposes within ten (10) feet of the street or curblin or in such other location as shall be agreed upon by the owner or tenant and the collector. Said newspaper, cardboard and containers shall be so placed not earlier than twelve (12) hours before the scheduled time of collection nor later than 7:00 A.M. on the scheduled collection days and shall be removed from the street, curblin or other collection point within twelve (12) hours after the materials therein have been collected. Said newspaper, cardboard and containers shall be so placed in such a manner that said containers do not

constitute a travel or health hazard or nuisance of any sort. The collector shall deliver all recyclables so set out for collection to such locations as shall be designated by the City.

(b) All persons who are not served by a collector shall deliver newspapers, cardboard as well as glass and metal food and beverage containers generated from residential property to the Danbury Recycling Center or to such other locations as the City shall prescribe. Glass and metal food and beverage containers shall contain a minimum of contamination. The removal of lids and labels for said food and beverage containers shall not be required, provided however that ceramic lids shall be separated and shall not be mixed with other recyclable materials.

(c) On days specified by the Manager as leaf waste collection days during the month of November and during any additional periods designated by the Manager, all residents in the City shall place their leaf waste material generated from residential property into paper leaf bags. Paper leaf bags shall be placed on the curbside or at such other locations as may be approved by the City in a manner assuring access by those employees of the City collecting said paper bags. No containers except those of the type described herein may be used for the disposal of leaves. The disposal of any other materials in paper leaf bags is hereby prohibited. The City may refuse to collect leaves from any person who fails to comply with the provisions hereof.

Nothing herein shall preclude a person from using back yard or decentralized composting as a method for disposal of their leaves.

(d) All storage batteries and waste oil required to be recycled in accordance with the provisions of section 16A-70 hereof and generated from residential properties, shall be delivered to such locations as the common council shall prescribe.

(e) All persons generating solid waste from non-residential properties shall make arrangements to have all recyclable materials described in section 16A-70 hereof collected and recycled in a manner consistent with the provisions of state law and this article.

(f) Except as may be permitted by the City, the disposal of recyclable materials originating from a source outside the City at the Danbury Recycling Center shall be prohibited. Except as may be permitted by the City, the disposal of recyclable materials originating from a source outside the City at any location designated by the City, including a regionally designated IPC, in the name of the City or its residents, shall be prohibited.

#### Sec. 16A-74. Recycling Containers.

(a) All glass and metal food and beverage containers generated from residential properties shall be prepared for disposal in accordance with the provisions of subsection 16A-73(a) and placed in a recycling container which shall be a

plastic bag constructed of transparent blue polyethylene material. Said recycling containers shall be provided by the person generating the recyclable materials.

(b) All newspapers and cardboard generated from residential properties shall be prepared for disposal in accordance with the provisions of subsection 16A-73(a) hereof.

(c) All leaves generated from residential properties shall be prepared for disposal in accordance with the provisions of subsection 16A-73(c) hereof and placed in a paper leaf bag which shall be a Sanitary Kraft Paper Sack or equal of thirty (30) gallon capacity, two (2) ply, fifty (50) pound wet strength, with decomposing glue and reinforced, self-supporting square bottom closure. Said recycling containers shall be provided by the person generating the leaves.

#### Sec. 16A-75. Ownership of recyclables; scavenging prohibited

(a) Upon placement of recyclables on the street or at the curblineline or at such other location as has been agreed upon by the property owner or tenant and the collector, or upon delivery of recyclables to any disposal site designated by the City pursuant to the provisions of this article, it shall be a violation of this ordinance for any person other than the depositor or the collector or the authorized agents of the City acting in the course of their employment, to collect or pick up any such recyclables, or cause the same to be collected or picked up.

(b) In addition to the fine imposed for violation of this provision, the violator may be required to make restitution to the City for the value of any materials illegally removed.

(c) Nothing in this ordinance shall abridge the right of any person to give or sell their recyclables, including deposit beverage containers, to any person provided that such materials shall not have been set out on the street or curblineline, or at any designated collection, pick-up or disposal site.

#### Sec. 16A-76. Enforcement.

(a) Any collector found to have violated the collection requirements of subsection 16A-71(b) hereof shall be subject to a fine in the amount of one hundred dollars (\$100.00) for each offense. In addition, the City reserves the right to suspend or revoke the permit of any such collector. During any period of any license suspension and in cases of license revocation, the issuance of new licenses shall be restricted in the manner provided in section 16A-51 hereof.

(b) Any person who violates the provisions of subsection 16A-73(a) shall be subject to the following penalties:

(1) Upon a first or second offense, the violator shall receive a written warning.

(2) Upon a third offense occurring within a period of one year from the date of the original offense, the violator shall be subject to a fine in the amount of fifty dollars (\$50.00).

(3) Upon any subsequent offense occurring within a period of one year from the date of the original offense, the violator shall be subject to a fine of one hundred dollars (\$100.00).

(c) In accordance with the authority provided in section 2 of Public Act No. 90-249, any commercial establishment that is found to have violated the provisions of subsection (c) of section 22a-241b of the Connecticut General Statutes shall be subject to a fine in the amount of five hundred dollars (\$500.00) for each such violation.

(d) Any person who violates any other provision of this article shall be subject to a fine of one hundred dollars (\$100.00) for each such offense.

(e) Any person whose permit is either suspended or revoked or who is otherwise penalized pursuant to the provisions of this section shall be entitled to a hearing in accordance with the provisions of subsection 16A-51(d) of the Code of Ordinances.

#### Sec. 16A-77. Authority to Adopt Regulations

The Director is hereby authorized to adopt such regulations as he deems necessary to implement the provisions of this article. At least one (1) public hearing, notice of which shall be given at least five (5) days but not more than fifteen (15) days in advance by publication in a newspaper having a general circulation in the City and by posting a notice of such hearing in a public place, shall be held by the Manager before any such regulation is adopted. After adoption, every regulation shall, within ten (10) days, be published in its entirety in a newspaper having a general circulation in the City and, unless it shall specify a later date, become effective on the thirtieth day after such publication.

#### Sec. 16A-78. Severability

Should any provision of this ordinance be declared invalid for any reason, such declaration shall not affect the validity of other provisions or of this ordinance as a whole, it being the legislative intent that the provisions of this ordinance shall be severable and that the balance of this ordinance shall remain valid notwithstanding such declaration.

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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 - December 17, 1990  
Approved by Mayor Gene F. Eriquez - December 18, 1990.

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



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

December 17, 1990

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

THAT the Sections 16A-34 and 16A-51 of the Code of Ordinances of Danbury, Connecticut are hereby amended by the addition of a new subsection to each, to be designated as 16A-34(e) and 16A-51(e), respectively, which said subsections shall read as follows:

(e) During the period of any permit suspension or revocation, no permit shall be issued:

(1) To any person who is or was an owner of or partner in any unincorporated business whose permit, during the period of said ownership, was suspended or revoked or who owns or owned fifty percent (50%) or more of the stock of any corporation whose permit, during the period of said ownership, was suspended or revoked.

(2) To any partnership or unincorporated business in which any owner or partner is or was the owner of or partner in any unincorporated business whose permit, during the period of said ownership, was suspended or revoked or in which any partner or owner owns or owned fifty percent (50%) or more of the stock of any corporation whose permit, during the period of said ownership, was suspended or revoked.

(3) To any corporation in which the owner of fifty percent (50%) or more of the stock is or was the owner of fifty percent (50%) or more of the stock of any corporation whose permit, during the period of said ownership, was suspended or revoked or is or was the owner of or partner in any unincorporated business whose permit, during the period of said ownership, was suspended or revoked.

For purposes of the computation of the ownership of stock in any corporation or the interest in any partnership or unincorporated business under the provisions of this subsection, the interest of any person shall include:

(a) Any beneficial interest held for the benefit of said person or for the benefit of any person of the type set forth in section (b) or (c) hereof, whether in trust or otherwise.

(b) Any interest owned by the spouse of said person if said person and said spouse shall file a joint tax return for purposes of Federal or State tax.

(c) Any interest owned by any person whom said person shall claim as a dependent upon his or her Federal or State tax return.

The City may require of any permittee or permit applicant such information, under oath, as it deems necessary for purposes of enforcement of this section. To the extent permitted by law, such information shall not be disclosed, except to the extent necessary for the determination, by the appropriate municipal authorities, of a permittee's compliance with the provisions hereof.



1

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

December 17, 1990

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

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

(b) Certain materials prohibited. No person, firm, corporation or other entity shall dispose of the following materials at the Danbury Sanitary Landfill site, nor shall any person, firm, corporation or other entity knowingly dispose of said materials in any manner which results in the ultimate disposal thereof at the Danbury Sanitary Landfill site:

(1) Vehicles or any part thereof.

(2) Tree stumps.

(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 nonprofit 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.

(4) Hot ashes from coal, wood, charcoal or other combustible materials.

(5) Metal hydroxide sludges.

(6) Hazardous wastes. For purposes of this article, the phrase "hazardous wastes" shall have the definition established in section 9-74 of the Danbury Code of Ordinances for the phrase "hazardous substances."

(7) Recyclable materials identified in section 16A-70 hereof.

When acting with the approval of either the Director of the Department of Public Works or, in his absence, the Mayor, the City of Danbury shall not be subject to the provisions of this subsection.

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 - December 17, 1990  
Approved by Mayor Gene F. Eriquez -December 18, 1990

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



1

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

December 17, 1990

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

THAT Section 16A-51(d) of the Code of Ordinances of the City of Danbury, Connecticut is hereby amended to read as follows:

(d) Hearing. Any person, firm, corporation or other entity penalized pursuant to this section or whose permit has either been suspended or revoked pursuant to this section may request and shall be granted a hearing on the matter before any three of the following four individuals: the mayor, the director of the department of public works, the corporation counsel, the manager of recycling / landfill or the duly authorized designees of said individuals; provided either that such person, firm, corporation or other entity shall file in the office of the department of public works a written petition requesting such hearing and setting forth a brief statement of the grounds therefor, within ten (10) days after the fine has been levied or the permit suspended or revoked, or, notwithstanding the foregoing, the department of public works determines that a hearing is appropriate. Upon receipt of such petition, or upon a determination by the department of public works that a hearing is appropriate, the department of public works shall set a time and place for such a hearing and shall give the petitioner written notice thereof. The filing of such a petition or the establishment of such a hearing shall operate to stay any proposed penalty until the decision of the hearing board is rendered.

At such hearing the petitioner shall be given the opportunity to be heard. Any such petitioner may be represented by counsel of his choosing, shall have the right to present evidence, cross-examine witnesses and present oral and written testimony. Within ten (10) days following any such hearing the petitioner shall be advised in writing, by certified mail, of the decision of the hearing board which decision shall include written findings of fact which support that decision.

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 - December 17, 1990  
Approved by Mayor Gene F. Eriquez - December 18, 1990

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



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

December 17, 1990

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

Re: Recycling and Solid Waste Ordinances

The Common Council met as a committee of the whole on December 17, 1990 to take action on Recycling and Solid Waste Ordinances following a public hearing on same.

Mr. Boughton moved that the ordinances on recycling be accepted as read with the following exceptions:

- ° page 2 - recycling containers - strike "newspapers, cardboard, as well as"
- ° p.6 16-A73 (1) - insert period after weight - strike the rest
- ° p.6 16-A73 (2) - 2nd paragraph, 6th line - strike "the" and insert said newspapers, cardboard and"
- ° p.6 16-A73 (2) - 2nd paragraph, 11th line - insert "newspapers, cardboard, and" after word "said"
- ° p.6 16-A73 (2) - 2nd paragraph, 2nd line - after word "subsection" insert, "newspapers, cardboard, and"
- ° p.8 16-A74 (b) - place period after word "hereof" in 3rd line.

The motion was seconded by Mr. Falzone.

Mr. Boughton question several provisions in the ordinances. Mayor Eriquez responded to those questions. Mrs. Gogliettino asked about out of town collectors. Mr. Boynton asked about the availability of blue bags. Mayor Eriquez answered both inquiries. Mr. Boughton asked why the plastic is not needed on paper. Mr. Palmer stated that it is not needed as the papers do not get wet. Mr. Regan asked about the sale of recyclables to a private source other than a collector. Mr. Gottschalk stated that a person can do with the specified items as he wishes if he does not put them at curbside. Mr. Boughton said that there was not enough time to review the ordinances. Mr. Falzone moved the question. Mr. Boynton seconded. Motion carried unanimously. Motion passed with Mr. Boughton and Mr. Regan voting in the negative.

Respectfully submitted,

  
JOSEPH DaSILVA, Chairman



2

# CITY OF DANBURY

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

PLEASE REPLY TO:

November 28, 1990

DANBURY, CT 06810

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

Re: Acceptance of Contemporary Drive  
November agenda item #32

Dear Mayor and Council Members:

Please accept the following in response to your request for a report in connection with the above. This matter involves the usual request from a subdivision developer to the Council for acceptance of completed subdivision roads.

Following the receipt of a report from the Planning Commission and an acceptable report from the City Engineer, the Council may proceed to accept the road subject to the approval of the documents of conveyance by this office and the City Engineer. If you have any additional questions with regard to this, please feel free to contact me.

Sincerely,



Eric L. Gottschalk  
Acting Corporation Counsel

ELG:r



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

2

November 27, 1990

ENGINEERING DEPARTMENT  
(203) 797-4641

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

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

Dear Mayor Eriquez and Common Council Members:

**Contemporary Drive**  
**East Lake Woods**

Item 32 of the minutes of the November 8, 1990 Common Council meeting referred to our office for a report a request that the City accept Contemporary Drive.

All construction has been completed to our satisfaction. Acceptable record drawings have been submitted to our office.

The developer is awaiting a Planning Commission decision on a request for a waiver of the maximum grade limitation. Our office and the Highway Department have reviewed the situation. In our September 28, 1990 letter to the Planning Commission (copy of letter is enclosed) we have indicated that we have no problem with the approval of the waiver.

Therefore, when and if the waiver is approved by the Planning Commission, the roadway will be ready for acceptance by the City.

A condition of acceptance should be that legal documents (title, easements, etc.) in forms acceptable to the Corporation Counsel be submitted.

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

Very truly yours,

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

JAS/PAE/gw

Enclosure

c: Basil Friscia  
Public Works Director  
Eric Gottschalk, Esquire  
Frank Cavagna  
Joseph Justino



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

September 28, 1990

ENGINEERING DEPARTMENT  
(203) 797-4641

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

Mr. Joseph Justino  
Chairman  
Planning Commission  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

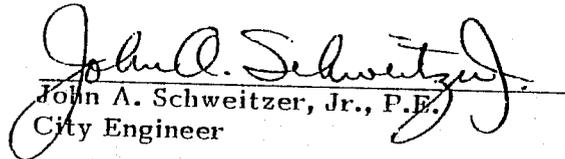
Dear Mr. Justino:

East Lake Woods  
Contemporary Drive  
Code No. 84-04

This office has reviewed the "as-built" drawing (latest revision date September 7, 1990) submitted with a request for a waiver of the maximum grade limitation as set by the Subdivision Regulations.

It is our opinion that in this particular situation the road grade as constructed will not have an adverse impact on the use and maintenance of Contemporary Drive. We have discussed this matter with Superintendent of Highways Frank Cavagna who agrees that there should be no problems with the road as constructed.

Very truly yours,

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

JAS/PAE/gw

c: Basil Friscia  
Public Works Director  
Frank Cavagna



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION  
(203) 797-4525

December 3, 1990

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

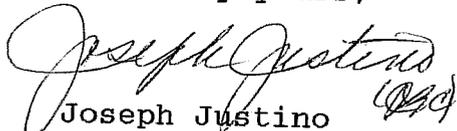
Re: 8-24 Referral - Acceptance of Contemporary Drive

Dear Council Members:

The Planning Commission at its meeting November 28, 1990 voted a positive recommendation for the acceptance of Contemporary Drive because according to the Engineering Report all work has been done but it should be noted that the official taking should not take place until the appeal period of the Waiver approval is over.

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

Sincerely yours,

  
Joseph Justino  
Chairman

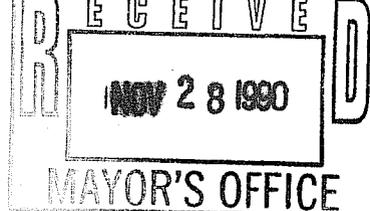


# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

November 27, 1990



3

ENGINEERING DEPARTMENT  
(203) 797-4641

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

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

Dear Mayor Eriquez and Common Council Members:

**Landsiedel Estates - Phase I**  
**Ervie Drive and a Portion of Laura Drive**

Item 28 of the November 28, 1990 Common Council meeting minutes referred to our department for report a request that the City accept Ervie Drive and a portion of Laura Drive.

All construction has been completed to the satisfaction of our department.

We recommend that the Common Council accept these roadways subject to the submission of satisfactory legal documents to the Corporation Counsel.

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

Very truly yours,

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

JAS/PAE/gw

- c: Basil Friscia
- Public Works Director
- Eric L. Gottschalk, Esquire
- Joseph Justino
- Frank Cavagna



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

13

PLANNING COMMISSION  
(203) 797-4525

December 3, 1990

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

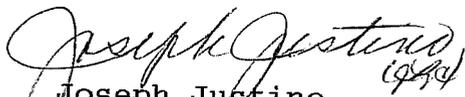
Re: 8-24 Referral - Acceptance of Ervie Drive and Laura Drive

Dear Council Members:

The Planning Commission at its meeting November 28, 1990 voted a positive recommendation or the acceptance of Ervie Drive and Laura Drive for the reason that the Engineering Report states that all the work has been completed.

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

Sincerely yours,

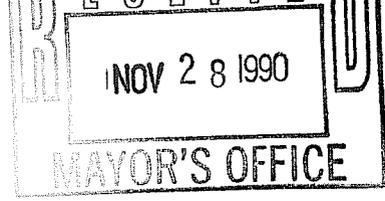
  
Joseph Justino  
Chairman



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810



4

November 26, 1990

ENGINEERING DEPARTMENT  
(203) 797-4641

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

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

Dear Mayor Eriquez and Common Council Members:

**Maplewood Drive**  
**Maplewood Grove**

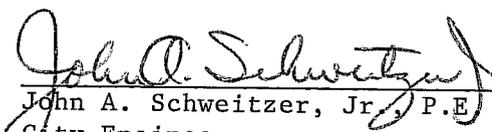
Item 29 of the minutes of the November 8, 1990 Common Council meeting referred to our office for a report the request that the City accept Maplewood Drive.

As far as our office is concerned, Maplewood Drive is ready for acceptance by the City. All construction has been completed to our satisfaction and we have received satisfactory record drawings.

It is assumed that acceptance by the Common Council will be with the condition that legal documents (title, easements, etc.) satisfactory to the Corporation Counsel's office be submitted.

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: Basil Friscia
- Public Works Director
- Eric L. Gottschalk, Esquire
- Frank Cavagna
- Joseph Justino



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

4

PLANNING COMMISSION  
(203) 797-4525

December 3, 1990

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

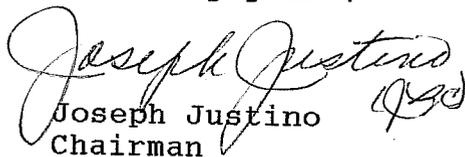
Re: 8-24 Referral - Acceptance of Maplewood Drive

Dear Council Members:

The Planning Commission at its meeting November 28, 1990 voted a positive recommendation for the acceptance of Maplewood Drive for the reason that the Engineering Report states that all the work has been completed.

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

Sincerely yours,

  
Joseph Justino  
Chairman



# CITY OF DANBURY

5

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

PLEASE REPLY TO:

November 28, 1990

DANBURY, CT 06810

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

Re: Bear Mountain Road Subdivision  
November agenda item #31

Dear Mayor and Council Members:

Please accept the following in response to your request for a report from this office. The subject request involves the common condition imposed upon subdivision applicants that drainage easements be conveyed to the City. The documents provided by the developer here have been reviewed and found to be acceptable by this office and the office of the City Engineer. Accordingly, I see no reason why the Council should refuse to accept the conveyance of these easements. If you have any additional questions with regard to this matter, please feel free to contact me.

Sincerely,

Eric L. Gottschalk  
Acting Corporation Counsel

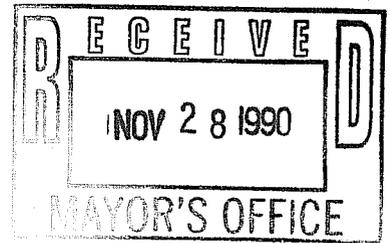
ELG:r



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810



November 26, 1990

5

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

ENGINEERING DEPARTMENT  
(203) 797-4641

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

Dear Mayor Eriquez and Common Council Members:

**Bear Mountain Road Subdivision**  
**Richard T. Johnson**  
**Storm Drainage Easement**

Item 31 of the minutes of the November 8, 1990 Common Council meeting referred to our office for report a request that the City accept storm drainage easements associated with the above noted subdivision.

The two strips of land referenced as Parcels A and B in Attorney Vournazos' October 11, 1990 letter to the Common Council have already been deeded to the City.

We recommend that the storm drainage easements be accepted by the City subject to the receipt of satisfactory legal documents by the Corporation Counsel.

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

Very truly yours,

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

JAS/PAE/gw

- c: Basil Friscia  
Public Works Director  
Eric L. Gottschalk, Esquire  
Frank Cavagna  
Joseph Justino



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

PLANNING COMMISSION  
(203) 797-4525

December 3, 1990

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

Re: 8-24 Referral - Offer of Open Space - Bear Mountain Road

Dear Council Members:

The Planning Commission at its meeting November 28, 1990 voted a positive recommendation for the offer of Open Space at Bear Mountain Road for the reason that it is part of the original approval.

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

Sincerely yours,

  
Joseph Justino  
Chairman

Honorable Mayor Gene F. Eriguenz

Honorable Members of the Common Council

December 15, 1990

The annual Common Council Firewood Sale was held on Sunday December 2, 1990 with net proceeds totaling \$1,200.00. The Common Council Committee comprised of Councilman Smith, Goglietta and Mack request that the Council approve the amount of 600.00 to be donated to the Theater Danbury Children's Fund. This fund provides Christmas

Christmas gifts to disadvantaged children receiving services from either the State Department of Children's and Youth Services, Mental Retardation or Income Maintenance.

The Committee also ~~requests~~ requests the Council approve the <sup>remaining</sup> amount of 600.00 be donated to the Danahoe Clinic, a local medical facility which provides free medical care for disadvantaged Children in Danbury.

Respectfully Submitted  
Joan M. Mack

Stan Smith

Debbie Logg



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

December 17, 1990

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

Dear Council Members:

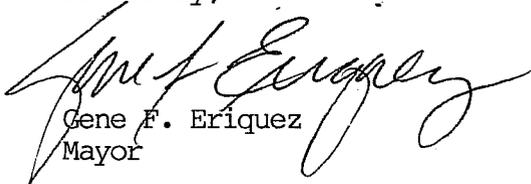
Mothers Against Drunk Driving (MADD), Fairfield County Chapter, has graciously made a donation of \$2,500 to the City of Danbury for Police Department Traffic Division activities.

I respectfully request you accept this donation.

At a recent ceremony, we thanked MADD and the Danbury families who participate locally, for this generous contribution.

Thank you for your cooperation on this matter.

Sincerely,

  
Gene F. Enriquez  
Mayor



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

December 17, 1990

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

Re: 911 Call Recording

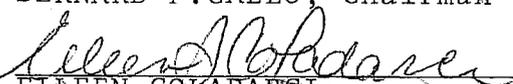
The committee to review the request from the Fire Department to purchase a used 30 channel dual transport veritrac 9000 Recorder Reproducer met at 7:30 P.M. on December 12, 1990 in Room 432. In attendance were committee members Gallo, Coladarci and Fazio. Also attending were Comptroller Dominic Setaro, Fire Chief Anthony Lagarto and Communications Supervisor Fred Visconti, Jr.

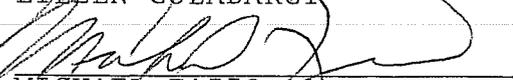
Mr. Visconti started off by telling the committee about the poor condition the present recorder is in. It is 8 years old, undependable and difficult to have repaired. Both Chief Lagarto and Mr. Visconti told the committee that with the present 911 system we as a City are required to have a working recording system. The system the Fire Department wants to purchase is only two months old. A new system would cost in excess of \$40,000. We can purchase the used system for \$28, 153.

Mrs. Coladarci moved to waive the bid process due to the emergency nature of this request. Seconded by Mr. Fazio Motion carried unanimously. Mrs. Coladarci made a motion to appropriate \$28,153 for the purchase of said item, pending certification. Seconded by Mr. Fazio. Motion carried unanimously.

Respectfully submitted,

  
BERNARD P. GALLO, Chairman

  
EILEEN COLADARCI

  
MICHAEL FAZIO



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

December 17, 1990

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

Re: 911 Call Recording

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Respectfully submitted,

\_\_\_\_\_  
BERNARD P. GALLO, Chairman

\_\_\_\_\_  
EILEEN COLADARCI

\_\_\_\_\_  
MICHAEL FAZIO



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT  
OF FINANCE**

December 17, 1990

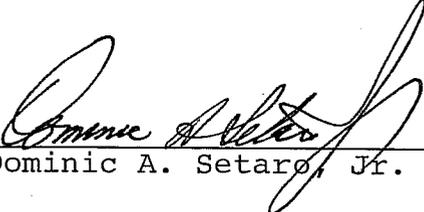
Certification #9

TO: Common Council via  
Mayor Gene F. Eriquez

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

I hereby certify the availability of \$28,153.00 to be transferred from the Contingency Fund to the Fire Department, Communications Equipment Account #02-02-110-062000.

Balance of Contingency Fund	\$444,825.96
Less pending requests	-0-
Less this request	<u>-28,153.00</u>
	\$416,672.96

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

DAS:af



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

December 17, 1990

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

Re: Sanitary Sewer Project - Morgan Avenue and Beaver  
Brook Road

The Common Council met as a committee of the whole at 8:28 P.M. on December 17, 1990 to discuss a sanitary sewer at Morgan Avenue and Beaver Brook Road.

A motion was made by Mr. Boynton to approve the project and proceed with the usual procedure in the installation of a sanitary sewer and the sale of bonds for its finance. The motion was seconded by Mrs. Mack.

Mr. Boynton asked several questions of Mr. Schweitzer concerning the location of those in opposition and the advocacy of this type of installation as opposed to a sewer extension. Mr. Regan stated that this should be an extension rather than a petition. Mr. Valeri excused himself from voting.

Motion carried with Council Members Boynton, Farah, Regan and Gogliettino voting in the negative and Mr. Valeri abstaining.

Respectfully submitted,

  
\_\_\_\_\_  
JOSEPH DaSILVA, Chairman



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

December 17, 1990

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

Re: Sanitary Sewer Project - Morgan Avenue and Beaver  
Brook Road

The Common Council met as a committee of the whole at 8:28 P.M. on December 17, 1990 to discuss a sanitary sewer at Morgan Avenue and Beaver Brook Road.

A motion was made by Mr. Boynton to approve the project and proceed with the usual procedure in the installation of a sanitary sewer and the sale of bonds for its finance. The motion was seconded by Mrs. Mack.

Mr. Boynton asked several questions of Mr. Schweitzer concerning the location of those in opposition and the advocacy of this type of installation as opposed to a sewer extension. Mr. Regan stated that this should be an extension rather than a petition. Mr. Valeri excused himself from voting.

Motion carried with Council Members Boynton, Farah, Regan and Gogliettino voting in the negative and Mr. Valeri abstaining.

Respectfully submitted,

JOSEPH DaSILVA, Chairman



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT  
OF FINANCE**

December 12, 1990

TO: Common Council via  
Mayor Gene F. Eriquez

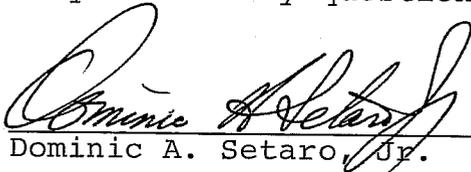
FROM: Dominic A. Setaro, Jr., Acting Director of Finance/  
Comptroller

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, 1991. I would at this time recommend we appoint Ernst & Young as our city auditors for the fiscal year ending June 30, 1991 and request that you place this on the agenda of the Common Council meeting to be held in January for the Common Council's 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 proposed schedule represents a fee increase of \$5,000 or approximately 4.5%.

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

  
Dominic A. Setaro, Jr.

DAS:af  
Attachment

10

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

DEC 13 1990

December 11, 1990

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

Dear Mr. Setaro:

In response to your request for our proposed fees relative to our audit of the June 30, 1991 financial statements of the City of Danbury, we hereby delineate our proposed fees as follows:

	<u>Proposed</u> <u>1991 Fee</u>	<u>Actual</u> <u>1990 Fee</u>
Audit and report on the City's general purpose financial statements	\$67,500 (a)	\$65,500
School lunch program	4,200	4,000
Special education grants	6,000	6,000
School activity funds	4,500	4,500
ED 001 report	<u>4,800</u>	<u>4,500</u>
	87,000	84,500
Single Audit Act-reports	<u>28,000 (b)</u>	<u>25,500</u>
	\$115,000	\$110,000
	=====	=====

(a) Includes management letter and report on combining and individual fund financial statements, a portion of which is allocable as follows: Water Fund--\$14,200, Sewer Fund--\$14,200, Landfill Fund--\$8,200, and Pension Trust Funds--\$9,000 which includes the new GASB reporting requirements. This amount also reflects Ernst & Young assistance with respect to the City's "Certificate of Achievement".

- 10
- (b) This amount reflects the substantial time and effort required to determine Federal and State compliance, and the nature and extent of internal accounting and administrative controls with respect to financial assistance received and expended (i.e., Federal regulations require a low audit scope).

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:mss

CERTIFICATION

I, JIMMETTA L. SAMAHA, Assistant City Clerk of the City of Danbury, Connecticut, do hereby certify that the attached communication was accepted and the appointment of Ernst & Young as the Auditors for the City of Danbury, approved by the Common Council on December 17, 1990.

ATTEST: \_\_\_\_\_  
JIMMETTA L. SAMAHA  
Assistant City Clerk

Dated at Danbury, Connecticut, this  
18th day of December, 1990.

cc: Margaret Mary Curtin  
Office of Policy and Management  
80 Washington Street  
Hartford, Connecticut 06106



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# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511

December 17, 1990

Honorable Common Council Members  
City of Danbury, Connecticut 06810

Dear Council Members,

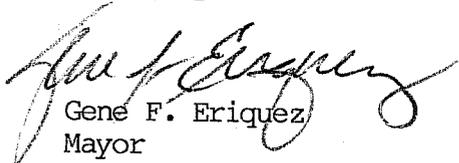
I hereby submit for your consideration and approval, the following individual for reappointment to the Environmental Impact Commission:

Mr. Michael Zotos (D)  
49 Garfield Avenue  
Danbury, CT 06810  
Term to Expire: December 1, 1993

Mr. Zotos has been an active member of the Commission and is currently serving as Chairman. He has an excellent attendance record.

Thank you for your prompt consideration of this matter.

Sincerely,

  
Gene F. Eriquez  
Mayor





CITY OF DANBURY	
PUBLIC UTILITIES	
NOV 6 1990	
Discard Date.....	_____
Permanent.....	_____
File Code.....	_____

# 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

November 1, 1990

12

TO: Mr. Dominic Setaro, Comptroller.  
FROM: Mr. William Buckley, Supt. of Public Utilities  
RE: WHITE STREET BRIDGE WATER MAIN CROSSING

\*\*\*\*\*

The State of Connecticut Department of Transportation is redoing the White Street Bridge over the Railroad tracks located between Beaver Brook Road and Federal Road. We have a water main hanging in the bridge and as part of the reconstruction the State is responsible for relocation of our existing facilities. It is our intent to increase the size of the line from the existing 8 inch to a 16 inch line hanging on the bridge.

Ralph Haestad is doing the design of the water line for us which is also eligible for reimbursement from the State. By way of the this letter I will have Mr. Ogden put together the necessary forms with Haestad to make certain that we are compensated for all of our expenses. Obviously there will be some contribution out of the water fund for the improvement to our facilities. Realize that the State is only responsible for replacing a utility equal to that which exists at the time of their reconstruction. According to information I have received from Haestad, the entire construction of the water line is estimated at approximately \$50,000.

Once Mr. Ogden has the necessary forms together, I will have him forward them to the appropriate authorities within the City to get them



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CITY OF DANBURY
PUBLIC UTILITIES
NOV 8 1990
Discard Date... <i>[Signature]</i>
Permanent <i>[Signature]</i>
File Code <i>[Signature]</i>

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT  
OF FINANCE

November 7, 1990

MEMO TO: William Buckley, Supt. of Public Utilities

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

RE: White Street Bridge

In reference to your November 1, 1990 memo, we must make sure that if there is a reimbursement due to the city from the state, the appropriate resolutions and authorizations are received from the Common Council if this is grant eligible.

Should you have any questions, please call me.

*[Signature]*  
 \_\_\_\_\_  
 Dominic A. Setaro, Jr.

DAS:af



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# CITY OF DANBURY

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

December 10, 1990

PLEASE REPLY TO:

DANBURY, CT 06810

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

RE: Ventana Corporation - Energy Management Program

Dear Mayor and Members of the Common Council:

At the November 8, 1990 meeting of the Common Council, a committee thereof reported on the cost saving proposal from Northeast Utilities and Ventana Corporation. (Item No. 45) Said report (on file with the City Clerk) recommended implementation of the Energy Action Plan as proposed by these firms pending appropriate and acceptable funding and financing arrangements. The committee's report was adopted by the full Council the evening of November 8th and subsequently, contracts from Ventana Corporation were forwarded to this office for review.

Sometime subsequent to November 8, 1990, Ventana Corp. reported to the City that the estimated net expense to the City of Danbury of slightly less than \$600,000.00 would, in fact, be approximately \$748,000.00. This represents an increase of approximately \$150,000.00 in additional expenses to the City toward the implementation of this program. Inasmuch as this figure represents a substantial revision and effectively a counter-offer to the initial proposal extended by Ventana Corporation, the committee should meet to reconsider this matter. At the meeting, Ventana should be provided the opportunity to explain the financial adjustment and possibility of any further adjustments in the future.

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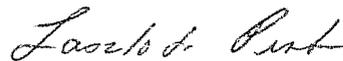
Hon. Mayor Gene F. Eriquez  
Hon. Members of the Common Council  
December 10, 1990  
Re: Ventana Corporation - Energy Management Program

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- 2 -

This office will hold any proposed contracts for services related to this project pending the Council's further action on this matter.

Very truly yours,



Laszlo L. Pinter  
Assistant Corporation Counsel

LLP:amt

c: Dominic A. Setaro, Jr.  
Acting Director of Finance - Comptroller

Richard M. Palanzo  
Superintendent of Public Buildings

Eric L. Gottschalk  
Acting Corporation Counsel

Kevin O'Connor  
Ventana Corporation

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

J. N. BARTON  
DIRECTOR  
GENERAL SERVICES

December 13, 1990

The Honorable Eugene Eriquez  
Mayor of Danbury  
City Hall  
Danbury, CT 06810

Dear Mr. Mayor:

Please find enclosed a check from Union Carbide Corporation to the City of Danbury for \$25,000. These funds are to be utilized by the City to help provide affordable housing.

We believe that the initiatives that the City of Danbury have begun are showing results. We would like the City to provide us with a description of how these funds will be utilized in their housing program.

Best wishes for continued success in the new year.

Very truly yours,



J. N. Barton

JNB:fer  
0544

EMPLOYEE CASH SERVICES

MANUFACTURERS HANOVER BANK (DELAWARE)  
9 MARKET STREET  
DELMINGTON, DELAWARE 19801

12/12/90

62-26  
311 814-09

\*\*\*\*\*25,000.00

PAY TO THE ORDER OF  
CITY OF DANBURY

*[Handwritten Signature]*  
AUTHORIZED SIGNATURE  
CASH PROMPTLY — NOT VALID AFTER 60 DAYS

⑈0001770⑈ ⑆031100267⑆ 6301408146 509⑈

14