

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

RE: Minutes of the Common Council Meeting held April 2, 1996

The meeting was called to order at 7:30 P.M. by Mayor Eriquez. The Pledge of Allegiance and Prayer were recited. The members were recorded as:

PRESENT - Scalzo, Abrantes, McAllister, Arconti, Boynton, Buzaid, Valeri, Machado, DaSilva, Esposito, Levy, Basso, Butera, Carboni, Fox, Mead, Setaro

ABSENT - Coladarci, Shuler, Charles, Gomez,

_____ 17 Present _____ 4 Absent

Mr. Charles and Mr. Gomez had previous commitments

PUBLIC SPEAKING

1. Lewis Garcia, 26 Spring Street - He stated that he is in favor of item 29, Waiver of Bid at West Lake and Margerie Treatment Plants.

2. Edwin Baldwick, 6 Crosby Street - also is in favor of item 29

ANNOUNCEMENTS

Mayor Eriquez welcomed Boy Scout Troop 22

April 4th - Council Member Janet Butera and her husband Louis will celebrate their wedding anniversary

April 14th - Council Member Eileen Coladarci and her husband Emil will celebrate their wedding anniversary

April 20th - Council Member Val Machado will celebrate his birthday

April 25th - Council Member Warren Levy will celebrate his birthday

May 1st - Council Member Emile Buzaid and his wife Theresa will celebrate their anniversary

April 1-7 - National Community Development Week

April 15-20 - National Holocaust Remembrance

April 3rd - Passover begins

April 4th - Danbury Westerners Breakfast

April 4th - 100th Anniversary of Locust Avenue School

April 5th - Good Friday - City Hall Closed

April 6th - Dedication of Grace N' Vessels Church

April 7th - Easter Sunday

April 7th - Daylight Savings Time begins

April 12th - Freedom Tree Planting

(At 7:42 P.M. Mr. Shuler arrived and was marked present)

April 13th - Wooster School Auction

April 13th - Keltics Cross Ball

April 16th - Police and Firemen of the Year Awards Banquet

April 20th & 21st - Danbury Railway Museum Open House

April 21st - Earth Day

April 24th & 25th - Arbor Day Tree Planting

April 25th - Run Your City Day - Boy Scouts

April 26th - Policemen's Ball

April 27th - Bambino Baseball Opening Day

April 27th - American Cancer Society Ball

April 28th - March of Dimes Walk-a-thon

May 3rd - Law Day Activities

MINUTES - Minutes of the Common Council Meeting held March 5, 1996 and the Special Meeting held February 29, 1996. Mr. DaSilva made a motion to accept the minutes as presented and waive the reading as all members have copies which are on file in the Office of the City Clerk for public inspection. Seconded by Miss Fox. Motion carried un-animously.

CONSENT CALENDAR - Mr. Esposito submitted the following items for the Consent Calendar:

- 2 - Approve application for continuation of funds for School Based Health Center - \$100,000
- 3 - Approve application for Danbury Youth Services Department of Education Grant-in-Aid - \$70,000
- 5 - Approve acceptance of Federal Emergency Management Agency Grant
- 6 - Approve modernization and coordination of traffic signals - Second Supplemental Agreement
- 12 - Approve reappropriation of donated funds - Department of Elderly Services
- 16 - Approve appropriation for Civil Service request for funds - \$5,390
- 22 - Approve receipt of report from City Engineer on proposed sanitary sewer extension on Birchcrest, Cedarcrest, Lindencrest and Driftway Point Road and take no action at this time.
- 23 - Approve receipt of reports regarding offer to swap land at 56 Kenosia Avenue and deny request
- 25 - Approve receipt of reports and recommendations regarding a request for acceptance to Haz Mat Team Program
- 26 - Approve request for sewer extension - DePalma Lane
- 27 - Approve Ordinance 12-4 regarding the removal of animal litter
- 29 - Approve Margerie and West Lake Water Treatment Plants Improvements Request for Waiver of Bid
- 30 - Approve Danbury Railway Museum Lease
- 32 - Approve Progress Report regarding a request for stop signs in the Wooster Heights area
- 33 - Approve request for water extension - 89 Rose Hill
- 34 - Approve Progress Report regarding road acceptance at Indian Avenue

Mr. Setaro made a motion that the Consent Calendar be adopted as read. Seconded by Mr. Scalzo. Mr. DaSilva asked that item 29 be removed. Motion carried unanimously.

1 - ORDINANCE - Justices of the Peace. Mr. Levy asked that this be deferred to Public Hearing. Mayor Eriquez so ordered.

2 - RESOLUTION - Continuation Funding, School Based Health Center
RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Health Services has notified the Department of Health and Housing of the City of Danbury of the City's eligibility to apply for a School-Based Health Center Continuation Grant in an amount not to exceed \$100,000; and

WHEREAS, the grant term will cover the period of July 1, 1996 through June 30, 1997, with no local cash match required; and

WHEREAS, the State's purpose in providing these funds is to enable the City's Health and Housing Department to serve the unmet health needs of Danbury High School students;

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury, and the Danbury Health and Housing Department, acting through William J. Campbell, Director of Health, are hereby authorized to apply to the State of Connecticut Department of Health Services for said grant funds and to accept the award if offered; and

BE IT FURTHER RESOLVED THAT Mayor Gene F. Eriquez and William J. Campbell, Director of Health, are hereby authorized to take any and all actions necessary to effectuate the purposes hereof.

The Resolution was adopted on the Consent Calendar.

3 - RESOLUTION - Danbury Youth Services Department of Education Grant-in-Aid.

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, grant funds in an amount not to exceed seventy thousand dollars (\$70,000) are available from the State of Connecticut Department of Education for 1996-997 Youth Services Bureau operations; and

WHEREAS, the continuation of the Youth Services Bureau for a nineteenth year is deemed to be in the best interest 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 the said funds be and hereby are ratified and that Mayor Gene F. Eriquez be and hereby is authorized and directed to contract with the State of Connecticut Department of Education for a state cost-sharing grant not to exceed \$70,000 for a Youth Services Bureau for the fiscal period commencing July 1, 1996.

BE IT FURTHER RESOLVED THAT the Mayor is authorized to execute any and all documents, applications, or other pertinent instruments necessary to effectuate the purposes of this program and to accept said funds on behalf of Danbury Youth Services, Inc.

The Resolution was adopted on the Consent Calendar.

4 - RESOLUTION - Community Development Block Grant Citizen Participation Plan

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, in accordance with the Code of Federal Regulations, 24 CFR 91.105, the City of Danbury is required to adapt its Community Development Block Grant Citizen Participation Plan to comply with the provisions of this section; and

WHEREAS, these provisions are designed to encourage participation by low-and-moderate-income persons, especially in areas where CDBG funds are proposed to be used; and

WHEREAS, it has been the goal of the City of Danbury working in conjunction and consultation with the City of Danbury Housing Authority to stimulate the participation of all its citizens in the development and amendment of the consolidated plan, with particular emphasis on residents of public and assisted housing developments as well as non-English speaking persons, minorities and persons with disabilities;

NOW, THEREFORE, BE IT RESOLVED THAT the amended City of Danbury Citizen Participation Plan as prepared December 1995 for its Community Development Block Grant Program is hereby approved.

Mr. Boynton made a motion that the communication be accepted and the Resolution adopted. Seconded by Mr. Mead. Motion carried unanimously.

5 - RESOLUTION - Federal Emergency Management Agency Grant

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Office of Policy and Management will make available to the City of Danbury Federal Emergency Management Agency (FEMA) funding for Emergency Snow Removal Assistance due to the blizzard of 1996;

NOW, THEREFORE, BE IT RESOLVED THAT Mayor Gene F. Eriquez is hereby authorized to accept such funding on behalf of the City of Danbury and to sign all documents/agreements necessary to effectuate the purpose hereof.

The Resolution was adopted on the Consent Calendar.

6 - RESOLUTION - Modernization and Coordination of Traffic Signals-Second Supplemental Agreement.

RESOLVED by the Common Council of the City of Danbury:

STATE Project No. 34-255
Federal Aid Project No. M-000S(428)

Description: Second Supplemental Agreement Between the State of Connecticut and the City of Danbury for the Development of Contract Plan Specifications and Estimates for Urban Systems Improvements for the Modernization and Coordination of Traffic Signals of the Central Business District.

RESOLVED That Gene F. Eriquez, Mayor, be and hereby is authorized to sign the agreement entitled "Second Supplemental Agreement Between the State of Connecticut and the City of Danbury for the Development of Contract Plans, Specifications and Estimates for Urban Systems Improvements for the Modernization and Coordination of Traffic Signals of the Central Business District.

The Resolution was adopted on the Consent Calendar.

7 - RESOLUTION - Lease Agreement between that State of Connecticut DOT and the City of Danbury - Railroad Station and Commuter Rail Parking Area.

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Transportation has offered to lease land and buildings comprising the new Danbury Railroad Station and commuter rail parking area to the City of Danbury for use in conjunction with the operation of and encouragement of rail service; and

WHEREAS, it is in the best interests of the City of Danbury to execute an agreement to permit such a lease;

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury, be and hereby is authorized to execute an agreement entitled "LEASE AGREEMENT BETWEEN THE STATE OF CONNECTICUT DEPARTMENT OF TRANSPORTATION AND THE CITY OF DANBURY FILE NO. (34) 7001-MISC-960" and to take such other, additional actions as may be necessary in order to effectuate the purposes hereof.

The Resolution was adopted on the Consent Calendar.

8 - COMMUNICATION - Library Donation Deposits

Letter from Director of Finance Dominic Setaro requesting that the Common Council authorize the City to accept donations for the Library and to establish a separate account for any cash donations as they are received.

Mr. Setaro made a motion that the communication be accepted, the City be authorized to accept donations for the Library and a separate account be established for any cash donations, and that the 40 donations listed be accepted and letters of thanks sent. Seconded by Mr. Mead. Motion carried unanimously.

Mr. Boynton made a motion to add item 8A - Memorandum from Director of Finance Dominic Setaro requesting that the Common Council authorize him to amend the City General Fund Capital Budget by an amount equal to proceeds that we will receive at various times from the insurance company. At the same time, an amendment will be made to the revenue accounts to reflect the insurance payments. Seconded by Mr. Levy. Motion carried unanimously.

Mr. Boynton made a motion to accept the communication and adopt the recommendations contained therein. Seconded by Mr. Levy. Motion carried unanimously.

9 - COMMUNICATION - Letter from Library Director Betsy McDonough requesting permission to accept donations in the amount of \$59.12 for the BOOKS line item account. Mr. Valeri made a motion that the donations be accepted, the proper line item credited and a letter of thanks sent. Seconded by Mr. Boynton. Motion carried unanimously.

10 - COMMUNICATION - Letter from Lise Probst requesting permission to accept a donation in the amount of \$10 for the AIDS Program. Mrs. Butera made a motion to accept the donation, credit the proper line item and send a letter of thanks. Seconded by Mrs. Carboni. Motion carried unanimously.

11 - COMMUNICATION - Letter from Director of the Senior Center Leo McIlrath requesting permission to accept donations in the amount of \$190 for the Department of Elderly Services. Mrs. Butera made a motion to accept the donations, credit the proper line items and send letters of thanks. Seconded by Mrs. Carboni. Motion carried unanimously.

12 - COMMUNICATION & CERTIFICATION - Request from Leo McIlrath requesting a transfer of funds in the amount of \$330 from the Elderly Services donations account to the Commission on Aging Budget. A certification of funds was attached. The transfer of funds was authorized on the Consent Calendar.

13 - COMMUNICATION - Letter from Mayor Eriquez stating that the City has been working to develop a permanent reviewing stand to be located at the Rose Arbor on Memorial Drive and requesting an appropriation of \$20,000 for completion of this project. A certification of funds was attached. Mr. Boynton made a motion that the communication be accepted and the transfer of funds authorized. Seconded by Mr. Buzaid. Motion carried unanimously.

14 - COMMUNICATION - Request for a meeting with the Danbury Partnership Commission for a safe community. Mrs. Butera asked that this be referred to a committee of the whole. Mayor Eriquez so ordered.

15 - COMMUNICATION - Letter from Director of Finance Dominic Setaro requesting that due to an increase in the rates for street light and additional lights that were installed during the course of the last 12 months a transfer of funds in the amount of \$24,000 be authorized. Mrs. Butera made a motion to accept the communication and authorize the transfer of funds. Seconded by Miss Fox. Motion carried unanimously.

16 - COMMUNICATION & CERTIFICATION - Request from Acting Civil Service Examiner Julio Lopez that the sum of \$5,390.00 be reallocated from the Revenues collected from the Police Officer Candidates

fee to the Professional Services Account. A certification of funds was attached. The transfer was authorized on the Consent Calendar.

17 - COMMUNICATION - Letter from Director of Finance Dominic Setaro requesting that the Common Council approve the donation of \$4,500 from Lake Place Condominium Association for Aquatic Weed Control on Lake Kenosia. In addition, a request from Jack Kozuchowski requesting that the Common Council waive the bidding procedure for this application. Mr. Machado made a motion to accept the communication authorize the transfer of funds, accept the donation and send a letter of thanks and waive the bidding process. Seconded by Mr. DaSilva. Motion carried unanimously.

18 - COMMUNICATION - Request for water line on Apple Ridge Road. Miss Fox asked that this be referred to an ad hoc committee, the City Engineer, the Superintendent of Public Utilities and the Planning Commission. Mayor Enriquez so ordered and appointed Council Members Valeri, McAllister and Carboni to the committee.

19 - COMMUNICATION - Request for sewer extension on Mill Plain Road. Mr. Scalzo asked that this be referred to an ad hoc committee, the City Engineer, the Superintendent of Public Utilities and the Planning Commission. Mayor Enriquez so ordered and appointed Council Members Valeri, McAllister and Carboni to the committee.

20 - COMMUNICATION - Petition for the City to accept Birch Trail as a City Road. Mrs. Abrantes asked that this be referred to the City Engineer for a report back within thirty days. Mayor Enriquez so ordered.

21 - COMMUNICATION - Request to renumber Old Ridgebury Road. Mrs. Butera asked that this be referred to the Planning Director, the Fire Chief and the Post Office for reports back within thirty days. Mayor Enriquez so ordered.

22 - COMMUNICATION - Report from City Engineer on proposed sanitary sewer extension on Birchcrest, Cedarcrest, Lindencrest and Driftway Point Road. The report was accepted on the Consent Calendar and no action taken at this time.

23 - COMMUNICATION - Reports regarding offer to swap land at 56 Kenosia Avenue. The reports were accepted on the Consent Calendar and the request denied.

24 - DEPARTMENT REPORTS - Public Buildings, Public Utilities, Public Works, Health and Housing, Department of Elderly Services, Fire Chief, Fire Marshall, Parks and Recreation. Mr. DaSilva made a motion that the department reports be accepted and the reading waived as all members have copies which are on file in the Office of the City Clerk for public inspection. Seconded by Mr. Setaro. Mr. Levy mentioned that the Sealer of Weights and Measures report was missing. Motion carried unanimously.

25 - REPORT - Request for Acceptance of Donation to Haz-Mat Team

Mr. Levy submitted the following report:

The Common Council Committee appointed to review acceptance of a donation of a vehicle and trailer met on March 19, 1996 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Levy and Mead. Mr. Arconti was serving on a committee that ran longer in time than expected and was not present. Also in attendance were Jack Kozuchowski of the Health Department, Fire Chief Carmen Oliver and Council Member DaSilva, ex-officio.

Mr. Levy opened the meeting by explaining the concern that developed during the gathering of information on the acceptance of this donation. The vehicle and trailer were being donated specifically for use as a Hazardous Materials Unit. Currently the City does not have a Haz-Mat team or unit. The Common Council has not been asked to consider that issue. A large expense to the City could be associated with acceptance of such a condition. After some discussion, the following motion was made:

Mr. Levy made a motion to accept the donation of the vehicle and trailer with the following stipulations: it shall be stored and maintained at the Civil Preparedness Building until such time as the Common Council has considered any changes to the current levels of response to Haz-Mat. (Currently we respond to operational levels 1 and 2 and do not have a Haz-Mat team or unit). Motion was seconded by Mr. Mead and passed unanimously.

The report was accepted on the Consent Calendar.

26 - REPORT - Request for Sewer Extension - DePalma Lane

Mr. Machado submitted the following report:

The Common Council Committee appointed to review the request for sewer extension on DePalma Lane met on Tuesday, March 12, 1996 at 7:05 P.M. in Room 432 in City Hall. In attendance were committee members Machado and Basso. Mr. McAllister was absent. Also in attendance were City Engineer Jack Schweitzer and the petitioner, Delores Stanley.

A positive recommendation from the Planning Commission was cited. Mr. Schweitzer mentioned that the request had been up for review before and was withdrawn by the petitioner for clarification. Mrs. Stanley, using a blue printed map, made a clear presentation. Mr. Schweitzer indicated that the property could be served.

After further discussion, Mrs. Basso made a motion to recommend approval of the request subject to the applicable City ordinances and the normal eight steps. Motion was seconded by Mr. Machado and passed unanimously.

The report was accepted on the Consent Calendar.

27 - REPORT & ORDINANCE - Animal Litter

Mr. DaSilva submitted the following report and ordinance:

The Common Council met as a committee of the whole at 9:22 P.M. on March 25, 1996 to review a proposed ordinance regarding the removal of animal litter. The proposed ordinance, Sec. 12-4, would prohibit the leaving of animal litter on City property without its proper disposal.

There was considerable discussion concerning the enforcement of this ordinance. It was generally agreed that the ordinance would be enforceable with either the animal control officer or the regular police force.

Mr. Scalzo moved to recommend approval of the proposed ordinance. The motion was seconded by Mrs. Butera and passed unanimously.

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

THAT Chapter 12 of the Code of Ordinances of Danbury, Connecticut is hereby amended by the addition of a new section which said section shall be numbered 12-4 and shall read as follows:

Sec. 12-4. Removal of animal-litter.

It shall be unlawful for any person owning, keeping, walking, or in control of, any dog or other animal to allow or permit such animal to defecate upon any property of the City of Danbury, including, but not limited to, public streets or roads, sidewalks, parks, and school grounds, unless such person shall remove all feces so deposited by such animal before leaving the immediate premises. The provisions of this section shall not apply to a guide dog accompanying any blind person. Each violation of this section shall be punishable by a fine of fifty dollars (\$50.00) or such maximum fine as may be permitted by law.

The report was accepted and the ordinance adopted on the Consent Calendar.

28 - REPORT & RESOLUTION - Pleasant Acres Water Company, Water System Acquisition.

Mr. DaSilva submitted the following report and resolution:

The Common Council met as a committee of the whole at 9:22 P.M. on March 25, 1996 to review a request for a neighborhood water extension to the Pleasant Acres area. There is an existing private water system which is in a state of great disrepair. The State of Connecticut Department of Public Utilities Control and the Department of Health have recommended that the City of Danbury take over this system in order to provide potable water at a reasonable cost.

There were a number of people who spoke at the preceding public hearing. Most of those speaking were in favor of the project. A number of speakers were concerned with their inclusion in the project, though they were not petitioners. They are, however, assessed because they are along the route of the water line.

The City of Danbury has negotiated to install this water extension for \$1,200,000. This amount will be paid by those benefiting from the installation.

After considerable discussion Mrs. Butera moved to recommend approval of the project, adoption of the resolution and the authorization for the Mayor to enter into two agreements with the Pleasant Acres Homeowners Association. The first is an agreement for the maintenance of the water system during the construction period and the second is for the sale of the system. The motion was seconded by Mr. Scalzo. The motion passed 17-1 with Mr. McAllister voting in the negative.

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury wishes to undertake the construction of certain improvements designed to extend water service to the area currently served by and interconnected with the facilities of the Pleasant Acres Water System; and

WHEREAS, the Common Council of the City of Danbury has authorized the issuance of bonds and the making of temporary borrowings for such purposes;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the extension of water service to the Pleasant Acres subdivision, currently served by the Pleasant Acres Water System, at a cost not to exceed \$1,200,000 is hereby approved pursuant to the authority set forth in the bond ordinance entitled "An Ordinance Appropriating \$2,500,000 For Water Service Extensions And Authorizing The Issuance of \$2,500,000 Bonds Of The City To Meet Said Appropriation And Pending The Issuance Thereof The Making Of Temporary Borrowings For Such Purpose" enacted by the Council on September 6, 1995 (the "Bond Ordinance").

The appropriation and bond authorization provided in the "Bond Ordinance" shall be encumbered in the amount of \$1,200,000 for the costs of the aforesaid extension and the Mayor is authorized to enter into such contracts and agreements as he may deem necessary in his discretion for the completion of said extension project.

The report was accepted and the Resolution adopted on the Consent Calendar.

29 - REPORT - Margerie and West Lake Treatment Plants Improvement Request for Waiver of Bid

Mr. Arconti submitted the following report:

The committee appointed to review the request for a waiver of bid for the Margerie and West Lake Treatment Plant Project met at 6:30pm on March 19, 1996 and at 6:00pm on March 25, 1996 in City Hall. Councilmembers Arconti, Setaro and Carboni attended both meetings along with City Engineer Jack Schweitzer and Superintendent of Public Utilities Bill Buckley. Mario Ricoszi of the Water Dept., Warren Platz, the Director of Purchasing, and Assistant Corporation Counsel Les Pinter attended the March 19 meeting; and Assistant Corporation Counsel Eric Gottschalk attended the meeting on March 25th.

Mr. Buckley explained the purpose of this request to the committee. Basically, it would expand the role of Metcalf & Eddy, the City's design engineer for this project, to include the management and oversight of the construction phase. (As the design engineer, Metcalf & Eddy will be responsible for project oversight regardless of how the City chooses to proceed with this project). The proposed method would transfer some of the procedures, normally conducted by the City, to Metcalf & Eddy. In effect, we would be selecting them to act as the construction manager on behalf of the City. It is this selection to this position that requires the Common Council to approve a waiver of bid. If this should occur, Metcalf & Eddy would then solicit and receive bids from contractors to perform the work. This approach is similar to the design/build method commonly used in the private sector and offers potential benefits to the City, as follows:

1. Metcalf & Eddy can pre-qualify bidders to determine the capabilities and soundness of companies wishing to participate in this project. This should result in a better managed and more smoothly run project, which could result in a 5 to 7 percent savings in overall project costs.

2. Metcalf & Eddy will incorporate a project labor agreement into their subsequent contracts which will establish priority consideration for the hiring of local labor. While such an agreement cannot guarantee specific levels of local employment, it would require the contractors to seek and hire qualified tradespeople from the local labor pool, prior to bringing in workers from outside the Danbury area.

The Superintendent of Public Utilities recommends the Common Council give favorable consideration to this proposal. The City's Purchasing Director and Corporation Counsel each indicated that this particular method of project management has not been tested in Danbury, but neither have objections to employing this method on this project.

After careful consideration the committee arrived at the consensus that it would be appropriate to take this approach on this particular project. The renovation of the water treatment plants is of critical importance to the citizens of Danbury. More than 45,000 residents rely on the public water system and these improvements are intended to serve their needs for the next 50 years or better. While there have been successful projects completed through the conventional bid process, there have also been unacceptable results associated with the requirement to accept low bid. The proposed approach provides an opportunity to avoid some of the risks associated with the conventional process. The proposed method is not suggested to be risk free, but the City Engineer and Superintendent of Public Utilities expressed a higher level of confidence for superior performance for the following reasons:

- Metcalf & Eddy are considered experts in this field
- The City has had excellent past experience with Metcalf & Eddy during the upgrade to the Sewer Treatment Plant
- The ability to pre-qualify bidders will lead to a stronger contractor team, which should result in fewer change orders and more expedient completion
- The City will consider the use of shared cost incentives to provide further motivation for superior performance

Combined with the potential benefits of overall cost savings and the favorable consideration of local labor, the committee believes this alternative approach is reasonable and warranted. The committee further suggests that the Common Council could monitor and evaluate the results of this approach to possibly consider, at a later date, improvements to the current ordinances governing construction projects.

Councilman Setaro moved to recommend that the Common Council waive the normal bidding procedure and authorize Mayor Eriquez to negotiate and execute a contract with Metcalf & Eddy for the renovation and improvement of the Margerie and West Lake Water Treatment Plants, providing such a contract includes a project labor agreement which requires priority consideration for the hiring of qualified local labor. Councilwoman Carboni seconded the motion and it passed unanimously.

Mr. DaSilva made a motion to accept the bid, approve the waiver of bid and authorize Mayor Eriquez to negotiate and execute a contract with Metcalf & Eddy for the renovation and improvement of Margerie and West Lake Water Treatment Plants, providing such a contract includes a project labor agreement which requires priority consideration for the hiring of qualified local labor. Seconded by Mrs. Basso and carried unanimously.

30 - REPORT - Danbury Railway Museum Lease

Mr. Setaro submitted the following report:

The committee appointed to review the Danbury Railway Museum Lease met on March 26, 1996 at 4:00 P.M. in the Fourth Floor Lobby in City Hall. In attendance were committee members Setaro, Esposito and Mead. Also in attendance were Corporation Counsel Eric Gottschalk, Lucye Boland and Peter Cornwall of the Danbury Railway Museum.

Mr. Setaro read a positive recommendation from the Planning Commission for the proposed Danbury Railway Museum lease. Attorney Gottschalk explained that the proposed lease between the City and the Danbury Railway Museum for use of the restored Union Station is for a period of 18 years and 5 months and is consistent with the lease period between the City and the State Department of Transportation for use of the railyard. He added that the area within Union Station to be utilized by the Museum was yet to be determined as it is the position of the City that a portion of the station would be reserved for use by a concessionaire. The terms of the agreement between the City and a possible concessionaire will be brought to the Common Council for review at a future date.

Mr. Cornwall and Ms. Boland stated their support for the proposed lease before the Common Council between the City and Railway Museum. It is the feeling of the committee members that the terms of a side agreement between the City and a concessionaire would reflect a flexibility and willingness to accomodate each party.

Mr. Mead moved that the committee recommend to the full Common Council adoption of the proposed lease terms between the Railway Museum and the City. Seconded by Mr. Esposito and passed unanimously.

The report was adopted on the Consent Calendar.

31 - REPORT - Traffic Signal at Route 6 and Aunt Hack Road

Mr. Scalzo submitted the following report:

The Common Council Committee appointed to review the request for a traffic control signal at Route 6 and Aunt Hack Road met on March 25, 1996 at 10:00 P.M. in the Fourth Floor Lobby in City Hall. In attendance were committee members Scalzo, Gomez and Carboni. Also in attendance were City Engineer Jack Schweitzer and Council Member Pauline Basso, ex-officio.

Mr. Scalzo review the letter from Police Chief Macedo and the supporting letter from the State Department of Transportation recommending the installation of a traffic control at the above location. The cost of the installation is estimated to be \$56,000 which includes providing fire pre-emption of the signal. The cost to the City should be approximately \$6,200.00. Mr. Gomez asked about the synchronization with the other traffic lights on Route 6 and the time frame for installation and operation. Mr. Schweitzer explained that synchronization would occur when Route 6 (Mill Plain Road) improvements were constructed. He also stated that it would take about one year to complete the project should the Common Council approve it.

Mrs. Carboni and Mrs. Basso had concerns about the need and cost of traffic signals and pointed out that there were so few accidents at the location. It was noted by Mr. Schweitzer that the number of accidents is not the only criteria used for the installation of a traffic light and that egress from Joe's Hill Road and Aunt Hack Road was an important factor and the traffic light would have a trip signal. It was also noted that funding from the State may or may not be available in 5 to 7 years when improvements to Route 6 are scheduled.

Mr. Gomez made a motion to recommend approval of the traffic control signal along with the appropriation of the necessary funding and that the Mayor proceed with the execution of a cost sharing agreement with the State DOT. The motion was seconded by Mrs. Carboni and passed unanimously.

Mr. Boynton made a motion to accept the report and appropriate the funds. Seconded by Miss Fox.

Mr. Mead stated that he is in opposition to this traffic light as he is an avid golfer who spends time at Richter Park and has never had a problem exiting onto Mill Plain Road. Mr. Valeri stated that although the light may not be needed at present, it may be in 5-7 years and the funds may not be available then. Mr. Buzaid stated that he has a son who is an avid golfer and it is very difficult to exit onto Mill Plain Road between the hours of 5:00 P.M. and 7:00 P.M.

After further discussion, the motion carried with Mrs. Basso and Mr. Mead voting in the negative.

32 - PROGRESS REPORT - Request for Stop Signs in the Wooster Heights Area

Mr. Setaro submitted the following Progress Report:

The committee appointed to review the request for stop signs in the Wooster Heights area met at 6:30 P.M. in the Fourth Floor Lobby in City Hall. In attendance were committee members Setaro, Buzaid and Mead. Also in attendance were Deputy Police Chief Leo Gantert, City Engineer Jack Schweitzer and approximately twenty residents of the Wooster Heights area.

Mr. Setaro read a letter to the Common Council from the petitioners, Thomas and Karen Rezendes requesting several stop signs on Wooster Heights due to speeding traffic and safety concerns. Mr. Schweitzer submitted a report for Abdul Mohammed, the City traffic engineer which outlined the problems presented by adding stop signs on Wooster Heights. Chief Gantert stated that the Danbury Police would more closely monitor speeding on Wooster Heights.

Mr. Mead moved that the committee recess pending a report from the Police Department regarding the results of its increased enforcement of the speed limit in the Wooster Heights area. Seconded by Mr. Buzaid and passed unanimously. Mr. Setaro stated that the committee would meet within the next thirty days in order to further address the request by the petitioners.

The Progress Report was accepted on the Consent Calendar.

33 - REPORT - Request for Water Extension - 89 Rose Hill

Mr. Valeri submitted the following report:

The Common Council committee appointed to review a request for a City water extension at 89 Rose Hill met on Monday, March 25, 1996 at 10:00 P.M. in Room 432 in City Hall. In attendance were committee members Valeri, Butera and Basso. Also in attendance were Superintendent of Public Utilities William Buckley, and Mr. Ralph Gallagher and Mr. Ralph Calabrese of Rose Hill Realty, LP.

Mr. Gallagher explained that the project will total 100 units on what was the Mallory Hat site on Rose Hill. It is essentially the same project proposal that was approved in 1991 and since the 18 month time limit on that approval has long since expired a new application was necessary. Mr. Buckley concurred and indicated his approval.

Mrs. Butera made a motion to recommend approval of the water extension on the aforementioned project, subject to the customary eight steps. Seconded by Mrs. Basso and passed unanimously.

The report was accepted on the Consent Calendar.

Mrs. Coladarci submitted the following report:

The subcommittee to review the road acceptance of Indian Avenue met at 9:15 PM in the Lobby of Danbury City Hall on March 25, 1996. In attendance were Council Members Eileen Coladarci, Roberto Gomez and Pauline Basso. Also in attendance were Mr. Jack Schweitzer, Director of Public Works, Mr. Eric Gottschalk, Corporation Council and four interested members of Indian Avenue; Ms. Vita Ferenz, Mr. William Musinski, Mr. Dana Ellertson and Mr. Ken Biechy, the petitioner.

Ms. Coladarci asked Mr. Gottschalk to explain the two ordinances that may affect Indian Avenue. City Ordinance 2-143 is a public improvement process in which the residents of the road are assessed for a benefit of improvement based on a four part formula. The formula include a 1/4th assessment on assessed value, 1/4th on frontage, 1/4th on area and 1/4th on the number of units. To use this ordinance the residents will be surveyed in regard to the preliminary numbers as determined by the Engineering Department. The residents will also be asked to speak for or against the numbers at a public hearing.

Ms. Coladarci then asked Mr. Gottchalk to discuss City Ordinance 17-34. Mr. Gottchalk then explained that for either choice, the Engineering Department will have to provide the City and the residents a preliminary assessment of the extent of repairs needed and approximate cost.

Mr. Schweitzer explained that the Engineering Department can provide the residents with the assessed value of the improvements needed to bring Indian Avenue up to City Code.

Ms. Coladarci then asked if the results should go to the full Council or to the existing Committee. It was decided that the first step would be to have Engineering do an assessment of the needed improvements to report these results to this Committee.

Mrs. Basso made a motion that the Engineering Department do the assessment survey as to needed improvements and report back to this committee to determine the next step. The motion was seconded by Mr. Gomez and passed unanimously.

The Progress Report was accepted on the Consent Calendar.

35 - COMMUNICATION - Request from Mayor Eriquez to accept donation for St. Peter's Cemetary vandalism and establish a reward fund. Mr. Setaro made a motion to add this item to the agenda. Seconded by Mr. Boynton. Motion carried unanimously.

Mr. Setaro made a motion to accept the communication and establish a reward fund to accept donations. Seconded by Mr. McAllister. After discussion, the motion passed unanimously.

Mayor Eriquez extended all committees.

There being no further business to come before the Common Council a motion was made at 8:47 P.M. by Mr. Setaro for the meeting to be adjourned.

Respectfully submitted,


JIMMETTA L. SAMAHA
Assistant City Clerk

April 2, 1996