

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

RE: Minutes of the Common Council Meeting held April 6, 1993

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

PRESENT - Fazio, Scalzo, Falzone, Arconti, Coladarci, Boynton, Dennehy, Setaro, Gogliettino, DaSilva, John Esposito, Dean Esposito, Cassano, Charles, Cipriani, Scozzafava, Trocolla, Yamin

ABSENT - Gallo, Outlaw, Butera

18 Present - 3 Absent

Mr. Gallo was working

Mrs. Outlaw was attending a funeral

ANNOUNCEMENTS

April 4th - Councilwoman Janet Butera and her husband Louis celebrated their wedding anniversary

April 14th - Councilwoman Eileen Coladarci and her husband Emil will celebrate a wedding anniversary

April 15th - Councilwoman Kathleen Dennehy will celebrate her birthday, as will Director of Welfare Debbie MacKenzie

April is Fair Housing Month and workshops will be held for first time home buyers on May 6th.

April is National School Media Month

April 6th - 1st Day of Passover

April 8th -- Danbury High School Students will leave for a trip to Russia. Council Member Dennehy will accompany them

April 9th - Good Friday. City Hall Closed

April 9th - Way of the Cross Ecumenical Walk

April 11th - Easter Sunday

April 16th - Hospice Celebrity Waiters Breakfast

April 18th - Good Friend Program Appreciation Night

April 20th - National Youth Service Day

April 22nd - Town Clerk's Annual Meeting at the Hilton

April 24th - Catholic Charities Ball

April 28th - Take Your Daughters to Work Day

April 28th - AIDS Quilt at Western Connecticut State University

April 30th - Arbor Day

May 1st - Law Day

On April 14th there will be a meeting with the Mayor, the Parks and Recreation Department, DAYO and PAL to develop both a short term and a long term plan for improvements to the playing fields.

PUBLIC SPEAKING

1. Steve Kaplanis, 1 Farview Terrace - Spoke on item 33. Recreation needs sometimes are neglected. Space availability needs should be explored. Danbury has always had successful programs for youths and should improve and expand these programs.

2. Edward Blasko, 14 Ward Drive - Sees a need for field improvements, but also needs to have fields for recycling. A complex is the answer to the recreation needs.

3. Martha Rhodes, 209 Long Ridge Road - read from a prepared statement indicating that the Parks and Recreation Department and City officials were not doing their duty as far as recreation needs.

4. Dan Curtin, 34 East Gate Road - Has had very positive verbal comments and support from the Mayor and the Common Council, but nothing gets accomplished. The Common Council has the authority to change things and establish sites for recreational purposes.

5. Richard Knapp, 13 DePalma Lane - works with PAL travel teams. Asking for soccer fields so that they can hold tournaments here. Program would then be self-sufficient. Needs land for the fields.

(At 8:00 P.M. Mrs. Butera arrived and was marked present)

6. Lynn Waller, 83 Highland Avenue - Spoke on item 34 - Regionalization. Bill 7089 disturbs her. This is mandating. Elected officials should be kept in charge. Would like the City to send someone to the suburban caucus that is being run by Shelton.

7. Michael Pascuzzi, 55 Mill Plain Road - President of the Women's Adult League. Parks and Recreation does the best job it can do with the funds it has. The Women's Adult League would like to help solve the problem.

8. Janet Gershwin, 93 Boulevard Drive - Spoke on item 34. Please study the concept of regionalization closely.

9. John Dixon, Long Ridge Road - Please designate Long Ridge Road as a Scenic Road.

10. Monique Wiedl, 25 Long Ridge Road - Feels strongly that Long Ridge Road designated as a scenic road will help Danbury become an all-around City.

11. Joan Hanlon, 163 Long Ridge Road - Would like Long Ridge Road to be designated as a Scenic Road.

12. Bob McCloud, 28 Cannon Drive - Mayor and Common Council have tried to work with DAYO on the field situation.

13. Robert Ryerson, Director of Parks and Recreation - has great respect and praise for the DAYO group. His monthly report outlines the verbal agreements with DAYO. Disagreed with the speaker regarding the condition of the playing fields.

MINUTES - Minutes of the Common Council Meeting held March 2, 1993 and the Special Common Council Meeting held March 22, 1993. Mr. DaSilva made a motion that the minutes be adopted as presented 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. Boynton. Motion carried unanimously.

CONSENT CALENDAR - The following items were presented for the Consent Calendar by John Esposito:

- 5 - Approve Application of Children and Youth Services Grant in Aid for \$85,000
- 6 - Approve Purchase of Lift-Equipped Van for Elderly and Disabled Citizens
- 7 - Approve Application for Per Capita Grant for Department of Health and Housing for \$33,936
- 8 - Approve Application for Danbury Emergency Response Planning District for \$10,000 and Accept Donation of \$50.00
- 10 - Approve Easement Acquisition for Sewer Treatment Plant Upgrade and Renovation
- 11 - Approve Yankee Gas Service Company Easement from City on Old Newtown Road Bridge/Still River contingent upon Planning Commission conditions
- 12 - Approve Reappointments of Lila Leopold and Hillel Goldman to Commission on the Status of Women
- 13 - Approve Appointment of Daniel Turk to Tarrywile Park Authority
- 14 - Approve Reappointments of Manual Machade, Jr., Thomas Sjoval, and Cathie DiBuono to the Commission on Persons with Disabilities
- 22 - Approve Request for \$8,000 for the printing and publication of Ordinances
- 30 - Approve HART Pulse Point on Kennedy Avenue
- 31 - Approve Downtown Street Improvement - Pulse Point
- 32 - Approve Suspense List

- 37 - Approve Receipt of Report and Approve sale of City owned lots bordering 54 Sand Pit Road at a price set by Assessor
- 41 - Approve receipt of petition regarding extension of Sewer for Maplecrest Drive and have Engineering Department send preliminary survey
- 48 - Approve Enforcement Ordinance regarding Recycling 16A-86(a)
- 50 - Approve Appropriation of \$3,000 to Community Partnership for Families and Children
- 52 - Approve Receipt of Report regarding Tax and Foreclosure Problems for Lot on Wicks Manor Drive and Deny Request
- 53 - Approve Receipt of Report regarding Request for Sewer Extension at Pocono Lane and take no action
- 54 - Approve Receipt of Report and approve recommendation to bid for sale land on Golden Hill Road
- 56 - Approve the installation of the Candlewood Park Sewer Project
- 57 - Approve Report and recommendation regarding Lot 12, Hillandale Road

Mr. Charles made a motion that the Consent Calendar be adopted as presented. Seconded by Dean Esposito. Motion carried unanimously.

- 1 - ORDINANCES - Health and Housing Department
 - a. Subsurface Sewage Disposal Permit
 - b. Inspection for Compliance
 - c. Certificate of Occupancy Requirements

Mr. Boynton asked that these Ordinances be deferred to public hearing. Mayor Eriquez so ordered.

- 2 - ORDINANCES - Health and Housing Department
 - a. Dwelling
 - b. Amendment to Section 10-4
 - c. Maximum Density, minimum space, Use and Location Requirements
 - d. Amendment to Section 10-10
 - e. Order for the Abatement of Nuisance
 - f. Designation of a building as unfit for human habitation

Mr. Boynton asked that these ordinances be deferred to public hearing. Mayor Eriquez so ordered.

- 3 - RESOLUTION - New Priorities Proclamation

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Danbury Public School District is committed to offering every child in our community the opportunity for a quality education; and

WHEREAS, our nation's success in the post-Cold War world will depend on the ability of America's public schools to educate each and every child; and

WHEREAS, no single school district has the financial capacity to both build a quality education program for the 21st century and overcome the social and economic problems that prevent students from coming to school ready to learn; and

WHEREAS, the end of the Cold War and the collapse of the Soviet Union offer our nation a once-in-a-generation opportunity to rethink our national priorities; and

WHEREAS, our competitors in the global marketplace invest more tax dollars on children and elementary and secondary education than does the United States; and

WHEREAS, federal budget savings made possible by the end of the Cold War could be used to rebuild America and ensure that every child comes to school healthy and ready to learn; and

WHEREAS, the national organizations that represent the men and women at the local level who care most deeply about education - the National School Boards Association, the National PTA, the National Association of Elementary School Principals, the National Association of Secondary School Principals, the American Association of School Administrators, the Council of Great City Schools, the National Education Association, and the American Federation of Teachers - have jointly called for new federal budget priorities that reflect post-Cold War realities;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Danbury believes it is time to reinvest in America. We join school districts across the United States to urge the Congress and the President elected November 3rd to make reordering federal spending priorities America's top priority in 1993.

BE IT FURTHER RESOLVED THAT the City of Danbury will forward this call for new priorities to our community's elected representatives in Congress and to the President of the United States.

Mr. Scalzo made a motion that the communication be accepted and the Resolution adopted. Seconded by Mrs. Gogliettino. Motion carried unanimously.

4 --RESOLUTION - Mandates imposed upon Municipalities by the State

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury has been operating under severe budget constraints; and

WHEREAS, the municipalities of the State of Connecticut have been required to assume increasing responsibility for many programs; and

WHEREAS, the property tax assessment is an ineffective and unfairly applied source of revenue; and

WHEREAS, these factors make the formulation and passage of a municipal budget more difficult and often result in the loss of essential local services;

NOW, THEREFORE, BE IT RESOLVED THAT we petition the Connecticut General Assembly to enact legislation, during the 1993 legislative session, to prevent the implementation of legislation, executive orders, regulations or policies not 100% funded or administered by the State of Connecticut, and which place a financial burden on the municipalities; and

BE IT FURTHER RESOLVED THAT we further petition the Connecticut General Assembly to enact legislation to require the review of all currently existing programs, which place a financial burden on the municipalities, by June 30, 1995, to determine their necessity. Those deemed necessary must be 100% funded or administered by the State of Connecticut. Current programs receiving full funding must remain as such.

Dean Esposito made a motion that the communication be accepted and the Resolution adopted. Seconded by Mr. Charles. Motion carried unanimously.

5 - RESOLUTION - Department of Children and Youth Services Grant-in-Aid

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, grant funds in an amount not to exceed Eighty-Five Thousand (\$85,000) Dollars are available from the State of Connecticut Department of Children and Youth Services for 1993-1994 Youth Services Bureau operations; and

WHEREAS, the continuation of the Youth Services Bureau for a sixteenth 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 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 Children and Youth Services for a state cost-sharing grant not to exceed \$85,000 for a Youth Services Bureau for the fiscal period commencing July 1, 1993.

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

The Resolution was adopted on the Consent Calendar.

6 - RESOLUTION - Lift-Equipped Van for Elderly and Disabled Citizen

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, on August 4, 1992, the Common Council approved an application made by the Department of Elderly Services and Mayor Gene F. Eriquez to the State of Connecticut Department of Transportation for grant funds in the amount of \$25,000 for the purchase of a lift-equipped van for the elderly and disabled and also approved the acceptance of said grant funds; and

WHEREAS, said funds were received from the State in October 1992 but could not be utilized at that time because the grant was insufficient to meet the current cost of such a van; and

WHEREAS, the additional \$2,385 needed is now available through money transferred from the regular budget line items of the Department of Elderly Services to supply the total of \$27,385 needed for the purchase of the lift-equipped van;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the resolution of August 4, 1992 is hereby amended and the amount of \$27,385 is approved for the purchase of said van by the Department of Elderly Services and that Gene F. Eriquez, Mayor of the City of Danbury, and the Director of the Department of Elderly Services are hereby authorized to take all necessary actions and sign any documents required in regard to the utilization of the \$25,000 in grant funds and the \$2,385 of City funds to effectuate this purpose.

The Resolution was adopted on the Consent Calendar.

7 - RESOLUTION - Per Capita Grant Application - Department of Health and Housing

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Health Services has made funds available for 1993-1994 to municipalities in accordance with Section 19a-202 of the Connecticut General Statutes; and

WHEREAS, a continuation grant award request of \$33,936.00 with no local match requirement will be processed by the Danbury Health and Housing Department;

NOW, THEREFORE, BE IT RESOLVED THAT the actions of the Danbury Health and Housing Department in applying for the said grant be and hereby are ratified and that any and all further actions by it required to accomplish said program be and hereby are authorized; and

BE IT FURTHER RESOLVED THAT the Mayor of the City of Danbury, Gene F. Eriquez, is authorized to make, execute and approve any and all contracts or amendments thereof with the State of Connecticut Department of Health Services and take any actions necessary to effectuate the purposes of said program.

The Resolution was adopted on the Consent Calendar.

8 - RESOLUTION - Grant for Danbury's Emergency Response Planning District and Permission to accept Donation

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut's State Emergency Response Commission (SERC) has received funding from the U. S. Department of Transportation from the "Interagency Hazardous Materials Public Sector Training and Grant Program", which is to be distributed to Local Emergency Planning Committees (LEPC); and

WHEREAS, the SERC has notified LEPC's in Connecticut of the availability of funding for planning projects pertaining to hazardous materials transportation and fixed site facility hazards for grants up to \$10,000 per district; and

WHEREAS, the City of Danbury's LEPC is eligible to receive such funding for the Danbury Planning District and has prepared a detailed proposal for a project aimed at identifying all sources of hazardous materials in the city and exhibiting such locations on a series of weather resistant "tactical maps" and computerized "planning maps"; and

WHEREAS, this project, if approved and when completed, will increase Danbury's capabilities for planning, analysis, and tactical response to accidental releases of hazardous materials; and

WHEREAS, the Planning Grant term will run from July 1, 1993 through June 30, 1994 with no cash match required from the City of Danbury; and

WHEREAS, Danbury's LEPC is an interdepartmental organization represented by the City's emergency response agencies and industrial facilities which have hazardous materials, chaired by the Coordinator of Environmental and Occupational Health Services of the Danbury Health and Housing Department;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT Gene F. Eriquez, Mayor of the City of Danbury and the Local Emergency Planning Committee, acting through Jack Kozuchowski, its chairman, are hereby authorized to apply to the State of Connecticut's State Emergency Response Commission for said Planning Grant and to accept such grant if approved; and

BE IT FURTHER RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury, is authorized to make, execute and approve any and all contracts or amendments thereof with the State of Connecticut State Emergency Response Commission and take any actions necessary to effectuate the purposes of said grant.

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

- 9 - RESOLUTIONS - Health and Housing Department
 - a. Certificates of Apartment Occupancy Fees
 - b. Food Service Fees
 - c. Rooming House/Hotel Fees
 - d. Well Permit Review Fees

Mr. Boynton asked that the Resolutions be deferred to Public Hearing. Mayor Enriquez so ordered.

10 - RESOLUTION - Easement Acquisition Sewage Treatment Plant Upgrade and Renovation Project - I/I Removal

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, as part of the Common Council approved Sewage Treatment Plant Upgrade and Renovation, the City has found it necessary to correct certain inflow problems in its sewer collection system which cause overload problems in the Sewage Treatment Plant during peak storm water conditions; and whereas, the purposes of said project require the acquisition of various easements both permanent and temporary to alleviate this inflow overload; and

WHEREAS, the City of Danbury is obliged to acquire interest in and to real property as hereinafter set forth; and whereas, eminent domain proceedings will be necessary if the City of Danbury cannot agree with the several owners hereinafter named upon the amount, if any, to be paid for the respective interests of each to be taken in and to the real property listed below;

NOW, THEREFORE, BE IT RESOLVED that the Corporation Counsel of the City of Danbury is hereby authorized to acquire said property interests as set forth herein either by negotiation or by eminent domain through the institution of suits against the named property owners, listed below, their successors and assigns and their respective mortgage holders and encumbrancers, if any. Legal descriptions, as partially revised, are attached as Exhibits A through W.

Permanent Storm Drain Easements with/without Temporary Construction Easements

Ex. No.	Owner (s)	Location	Permanent	Temporary
A.	DaSilva, Joseph, Estate of / Maria DaSilva, Executrix	Maple Ave.	1,574	
B.	Davenport, James M.	White St.	9,930	7,248
C.	Garamella, Jack D., Trustee	White St.	3,913	
D.	Madkour, Raymonde	Maple Ave.	1,658	
E.	Nolan, James A., Kim E., Robert G. and Mark J.	Balmforth Ave.	4,596	6,064
F.	Peterson, Ronald E. and Mary F.	White St.	1,575	
G.	Soares, Jose and Isabel	Balmforth Ave.	896	
H.	Volpe, Charles J. and Jeanne S.	McDermott St.	1,528	

Temporary Storm Drain Construction Easements Only

Ex. No.	Owner (s)	Location	Sq. Ft.
I.	Americo Academy of Beauty Culture	Keeler St.	207
J.	Bennett, Richard D.	White St.	338
K.	Canzoniero, James G. and Joseph	White St.	2,250
L.	DaSilva, Maria & Estate of Joseph Da Silva (Main St.)		6,549
M.	DaSilva, Maria & Estate of Joseph DaSilva (Center St.)		4,016
N.	DiTullio, William	White St.	930
O.	Gulliver, H. Robert	Main St.	7,089
P.	Gunn, Gregory J. and Cahill-Gunn, Elizabeth Anne	Foster St.	1,190

Q.	German Evangelical Lutheran Immanuel Congregation a/k/a Immanuel Evangelical Lutheran Church a/k/a Immanuel Lutheran Church of Danbury, Connecticut a/k/a Immanuel Lutheran Church, of Danbury, CT., Inc. (Location) West St.	3,673
R.	Ivey, Paul G., Jr. and Toni A.	Highland Ave. 986
S.	Kallivrousis, Nick, a/k/a Kallavrousis, Nick	White St. 504
T.	Lopes, Joaquim N. and Maria Celina A.	Highland Ave. 1,600
U.	Palmer, F. Michael and Nancy L. & Buzaid, Norman, Jr.	Foster St. 757
V.	Savings Bank of Danbury	Main St. 1,407

The Resolution was adopted on the Consent Calendar.

11 - RESOLUTION - Yankee Gas Service Company - Easement from City of Danbury - Old Newtown Road Bridge/Still River

RESOLVED by the Common Council of the City of Danbury:

THAT the Common Council hereby grants and conveys to Yankee Gas Services Company, a corporation chartered by the General Assembly of the State of Connecticut, its successors and assigns, permanent rights for the installation, maintenance and repair of gas facilities under and across land of the City of Danbury located at Old Newtown Road, Danbury, Connecticut, as more particularly set forth in the proposed easement presented to this meeting, which is hereby filed with the records of this meeting; and

BE IT FURTHER RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury is hereby authorized to execute and deliver the attached easement (Exhibit A) and to do any and all other acts necessary to effectuate the purposes of said easement.

The Resolution was adopted by the Common Council.

12 - COMMUNICATION - Letter from Mayor Eriquez seeking confirmation of the reappointments of Lila Leopold and Hillel Goldman to the Commission on the Status of Women for terms to expire April 1, 1995. The reappointments were confirmed on the Consent Calendar.

13 - COMMUNICATION - Letter from Mayor Eriquez seeking confirmation of the appointment of Daniel Turk to the Tarrywile Park Authority for a term to expire May 1, 1995. The appointment was confirmed on the Consent Calendar.

14 - COMMUNICATION - Letter from Mayor Eriquez seeking confirmation of the reappointments of Manuel Machado, Jr., Thomas Sjovall and Cathie DiBuono to the Commission on Persons with Disabilities. The reappointments were confirmed on the Consent Calendar. The terms will expire March 1, 1996.

15 - COMMUNICATION - Letter from Director of Welfare Deborah MacKenzie seeking permission to accept a donation in the amount of \$764 from Goodebodies, Inc. for the Homeless Shelter. Also, permission was asked to accept a donation of personal hygiene products from the Freshman Class at Danbury High School for the Homeless Shelter. Mrs. Coladarci made a motion that the donations be accepted, the proper line items credited and letters of thanks sent. Seconded by Mr. Boynton. Motion carried unanimously.

16 - COMMUNICATION - Letters from Robert Ryerson and from DAYO seeking permission to accept the donation of a backstop and its installation at King Street School from DAYO. Mr. Falzone made a motion that the donation be accepted and a letter of thanks sent. Seconded by Mrs. Coladarci. Motion carried unanimously.

17 - COMMUNICATION - Letter from Library Director Betsy McDonough seeking permission to accept donations from Edyce D. Hornig in the amount of \$35 and Jean Prince in the amount of \$25.00. Mr. Cipriani made a motion that the donations be accepted, the BOOKS line item be credited and letters of thanks sent. Seconded by Mr. Charles. Motion carried unanimously.

18 - COMMUNICATION - Letter from Leo McIlrath, Director of Elderly Services seeking permission to accept an anonymous donation in the amount of \$400.00. Mr. Setaro made a motion that the donation be accepted and the proper line item credited. Seconded by Miss Dennehy. Motion carried unanimously.

19 - COMMUNICATION - Letters from Chief of Police Nelson Macedo seeking permission to accept the following donations: donation of painting of the D.A.R.E. vehicle by Cleary's Auto Body; \$250 worth of equipment from the Insurance Women of Greater Danbury; donations in the total amount of \$500 for the Clothing and Dry Goods account, and the donation of a computer from the Rotary Club. Mr. Setaro made a motion that all of the donations be accepted, the proper line items credited and letters of thanks sent. Seconded by Dean Esposito. Motion carried unanimously.

20 - COMMUNICATION - Letter from Superintendent of Public Utilities William Buckley seeking permission to accept the donation of demolition screenings to be used to construct the cell walls for the disposal of solid waste from AWD. Mr. Falzone made a motion that the donation be accepted and a letter of thanks sent. Seconded by Dean Esposito. Motion carried unanimously.

21 - COMMUNICATION - Letter from Chief of Police Nelson Macedo requesting permission to accept a donation in the amount of \$50.00 from Mildred Godfrey and requesting the establishment of a special account for donations received for the specific use of the Dive Rescue Team. Mr. Setaro made a motion that the donation be accepted, the special account created and a letter of thanks sent. Seconded by Dean Esposito. Motion carried unanimously.

22 - COMMUNICATION & CERTIFICATION - Request from the City Clerk's Office for the sum of \$8,000 for the printing and publication of Ordinances. A Certification of Funds was attached. The request and transfer of funds was authorized on the Consent Calendar.

23 - CERTIFICATION - Letter from Director of Finance Dominic Setaro certifying the availability of \$262,934.33 for overtime in the Fire Department for the remainder of the fiscal year. The funds will be transferred from the Public Liability Insurance Account (\$100,000.00) and the Worker's Compensation Account (162,934.33). Mr. Boynton made a motion that the communication be accepted and the transfer of funds authorized. Seconded by Dean Esposito. Mr. Yamin asked how this would effect our bond rating. Director of Finance Dominic Setaro stated that it would have no effect on the City's bond rating. The motion carried with Mr. Trocolla voting in the negative.

24 - COMMUNICATION & CERTIFICATION - Letter from Assistant Corporation Counsel Laszlo Pinter requesting approval of a three month extension of the Paramedic Agreement between the City and Business Systems through July 7, 1993. A certification of funds in the amount of \$51,202.50 was attached. Mr. Boynton made a motion that request be granted and the transfer of funds authorized. Seconded by Mr. Charles. Motion carried with Mr. Yamin voting in the negative.

25 - CERTIFICATION - Letter from Director of Finance Dominic Setaro certifying the availability of \$129,500 that will be needed for snow and ice removal for the remainder of the fiscal year due to the extreme winter. Mr. Charles made a motion that the request be approved and the transfer of funds authorized. Seconded by Mrs. Coladarci. Chris Setaro asked how much money would be available from FEMA for this purpose. Mayor Eriquez stated that there is no definitive information yet. Motion carried unanimously.

26 - COMMUNICATION & RESOLUTION - Adopt a Street Program

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Common Council of the City of Danbury wishes to implement a program designed to enhance current efforts to beautify the City, and

WHEREAS, a program of street cleaning and enhancement, based upon a partnership of the public and private sectors appears well suited to this goal, and

WHEREAS, the beautification of the City of Danbury through the establishment of an Adopt a Street program would serve the best interests of the residents and taxpayers of the City,

NOW THEREFORE BE IT RESOLVED by the Common Council of the City of Danbury that Mayor Gene F. Eriquez be and hereby is authorized to implement the Adopt a Street program, to direct the establishment of appropriate accounts for the acceptance of financial assistance from program supporters and participants, to expend sums so collected as the needs of the program require, to enter into appropriate agreements with participants and to take whatever additional action is necessary to effectuate the purposes hereof.

Mr. Arconti made a motion that the communication be accepted and the Resolution adopted. Seconded by Mr. Setaro. Mrs. Gogliettino asked if there would be guidelines set for the volunteer organizations. Mayor Eriquez stated that there would be and agreements would be entered into with the various organizations. Mr. Trocolla asked if citizens or residents of streets could band together to do this. Mayor Eriquez said that they could. Motion carried unanimously.

27 - COMMUNICATION - Letter from Director of Finance Dominic Setaro stating that a certification is required to honor the City's share of the Computerized Traffic Signal System project in the amount of \$3,408.17 to be transferred from the Contingency Fund and the balance of \$30,966.83 to be transferred from Unemployment Insurance Account to a new line item in the Capital Budget entitled "Traffic Signal System Improvements". Mr. Boynton made a motion that the communication be accepted, that the appropriation be authorized and a new line item created. Seconded by Dean Esposito. Motion carried unanimously.

28 - COMMUNICATION - Letter from Robert Lovell, Chairman of the Tarrywile Park Authority requesting assignment of future payments to the Tarrywile Park Authority. Mr. Boynton made a motion to accept the communication and authorize assignment of future payments. Seconded by Dean Esposito. Mr. Boynton asked how the funds were being handled now. Mayor Eriquez explained the process. Chris Setaro asked what the role of the Finance Department is. Mayor Eriquez stated that the Finance Department receives budget requests and an audited financial statement. Mr. Charles asked if there were any budget requests for 1993-94. Mayor Eriquez stated that this would be disclosed on April 7th. John Esposito asked if this can be taken back in the future. Attorney Pinter said it could. Motion carried unanimously.

29 - COMMUNICATION - State of Connecticut OSHA Citations - Fire Department. Mr. DaSilva asked that this be moved to the end of the agenda for Executive Session. Mayor Eriquez so ordered.

30 - COMMUNICATION - Report from Planning Commission submitting a positive recommendation to allow the new dispatch/ticket building on Kennedy Avenue for the HART Pulse Point. The report was accepted on the Consent Calendar.

31 - COMMUNICATION - Letter from City Engineer Jack Schweitzer stating that as a result of HART's Pulse Point Project on Kennedy Avenue, revisions to the City's Downtown Street Improvement Project Plans for the corner of Kennedy Avenue and Main Street were necessary. The additional cost is \$8,408.23. Mr. Schweitzer requested that this sum be accepted as a donation from HART and apply this amount to the Downtown Street Improvement Project. The reimbursement was accepted on the Consent Calendar.

32 - COMMUNICATION - Letter from Tax Collector Catherine Skurat together with Suspense List detailing names and amounts of City taxes which she considers uncollectible and recommending transfer to the Suspense List in the amount of \$281,453.63. The transfer to the Suspense List was approved on the Consent Calendar.

33 - COMMUNICATION - Letter from Council Member Michael Fazio regarding use of City athletic fields. Mr. DaSilva asked that this be referred to an ad hoc committee and the Director of Parks and Recreation Mayor Enriquez so ordered and appointed Council Members Arconti, DaSilva and Fazio to the committee.

34 - COMMUNICATION - Report from Mayor Enriquez regarding regional cooperation between Connecticut Municipalities. Mr. DaSilva made a motion that the report be accepted. Seconded by Dean Esposito. Mr. DaSilva thank Mayor Enriquez and his staff for their efforts and asked that this situation be monitored and additional reports submitted as necessary. Motion carried unanimously.

35 - COMMUNICATION - Letter from Superintendent of Public Utilities William Buckley requesting that a subcommittee be appointed to discuss improvements to the Margerie and West Lake water filtration facilities. Miss Dennehy asked that this be referred to an ad hoc committee, Mr. Buckley, the City Engineer and the Director of Finance. Mayor Enriquez so ordered and appointed Council Members DaSilva, John Esposito and Scozzafava to the committee.

36 - COMMUNICATION - Letter from Superintendent William Buckley regarding Pleasant Acres, Racing Brook Meadows and Coal Pit Hill Water Systems. Mrs. Gogliettino asked that this be referred to an ad hoc committee, Mr. Buckley, the City Engineer and the Director of Finance. Mayor Enriquez so ordered and appointed Council Members Coladarci, Dennehy and Fazio to the committee.

37 - COMMUNICATION - Report from the Planning Commission recommending sale of lots bordering 54 Sand Pit Road at the best possible price. The report was accepted and the lots offered for sale at a price to be set by the Tax Assessor on the Consent Calendar.

38 - COMMUNICATION - Request for sewer and water extension on Wibling Road. Mr. Setaro asked that this be referred to an ad hoc committee, the Superintendent of Public Utilities, the City Engineer and the Planning Commission. Mayor Enriquez so ordered and appointed Council Members Falzone, Cipriani and Yamin to the committee.

39 - COMMUNICATION - Request for Sewer and Water Extensions - Pocono Lane, Sunrise Road and Federal Road. Mr. Arconti asked that this be referred to an ad hoc committee, the Superintendent of Public Utilities, the City Engineer and the Planning Commission. Mayor Enriquez so ordered and appointed Council Members John Esposito, Scalzo and Fazio to the committee.

40 - COMMUNICATION - Request for Sewer Extension - DePalma Lane Dean Esposito asked that this be referred to an ad hoc committee, the Superintendent of Public Utilities, the City Engineer and the Planning Commission. Mayor Enriquez so ordered and appointed Council Members Falzone, Cipriani and Yamin to the committee.

41 - COMMUNICATION - Petition from residents of Maplecrest Drive for extension of sewers. The petition was accepted on the Consent Calendar and sent to the City Engineer for a preliminary survey.

42 - COMMUNICATION - Request from Mr. St. Jean to use City owned land on Mountain Road. Dean Esposito asked that this be referred to an ad hoc committee, the Corporation Counsel and the Planning Commission Mayor Enriquez so ordered and appointed Council Members Scalzo, Gogliettino and Scozzafava to the committee.

43 - COMMUNICATION - Request from Rocky Richter to purchase City property on Pembroke Road. Mrs. Butera asked that this be referred to an ad hoc committee, the Director of Planning and the City Engineer. Mayor Enriquez so ordered and appointed Council Members Dean Esposito, Outlaw and Fazio to the committee.

44 - COMMUNICATION - City of Danbury v. Helen Fernandes, et al
Mr. Setaro asked that this be deferred to the end of the agenda for
Executive Session. Mayor Eriquez so ordered.

45 - COMMUNICATION - City of Danbury v. Salame Realty, Inc.
Dean Esposito asked that this be deferred to an ad hoc committee, the
Superintendent of Public Utilities, the City Engineer, the Director of
Finance and the Corporation Counsel. Mayor Eriquez so ordered and
appointed Council Members Setaro, Boynton and Scozzafava to the committee

46 - COMMUNICATION - Branson Ultrasonics Corporation et al v.
Board of Tax Review and City of Danbury. Mr. Scalzo asked that this
be deferred to the end of the agenda for Executive Session. Mayor
Eriquez so ordered.

47 - DEPARTMENT REPORTS - Public Utilities, Health and Housing,
Fire Chief, Fire Marshall, Police, Parks and Recreation, Department
of Elderly Services. Mr. DaSilva made a motion that the Department
Reports be accepted as submitted 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 Dean Esposito. Motion carried
unanimously.

48 - REPORT & ORDINANCE - Enforcement

Mr. DaSilva submitted the following report and ordinance:

The Common Council met as a committee of the whole at 8:52 P.M.
on March 22, 1993 to review a proposed ordinance regarding the enhanced
enforcement of ordinances dealing with the delivery of recyclables in
the City of Danbury. Corporation Counsel Eric Gottschalk and Superinten-
dent William Buckley explained that some haulers have not taken their
recyclables to the designated collection site (R.T.I.). This lowers
the total tonnage which could raise the costs per ton from \$20 per ton
to \$39 per ton if the contracted amount of 20,000 tons per year is
not met.

After discussion, Mr. Boynton moved to recommend approval of the
proposed ordinance 16A-86(a). Seconded by Mr. Charles and carried
unanimously.

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

THAT Subsection 16A-86(a) of the Code of Ordinances of Danbury,
Connecticut is hereby amended to read as follows:

Sec. 16A-86. Enforcement

(a) Any collector found to have violated the requirements of
section 16A-81 or subsection 16A-88(1) 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 of this chapter.

The report was received and the Ordinance approved on the Consent
Calendar.

49 - REPORT & ORDINANCE - Designation of a Portion of Long Ridge
Road as a Scenic Road.

Mr. DaSilva submitted the following report and ordinance:

The Common Council met as the Committee of the Whole at 8:52 P.M.
on March 22, 1993 to review a petition to designate Long Ridge Road
as a Scenic Road. Several people spoke at the preceding public hearing
in favor of the proposed designation. Mr. Charles moved to recommend
approval of the proposal to designate Long Ridge Road as a Scenic Road.
The motion was seconded by Mrs. Butera. Motion carried 11-1 with Mr.
Scalzo voting in the negative.

THAT the Code of Ordinances of Danbury, Connecticut is hereby amended by adding a Section to be numbered 17-120, which said Section reads as follows:

Sec. 17-120. Designation of a portion of Long Ridge Road as a Scenic Road.

In accordance with the provisions of Article V. of Chapter 17 of the Code of Ordinances, the Common Council does hereby designate a portion of Long Ridge Road as a Scenic Road. The portion so designated is located between a point on Long Ridge Road on the northerly side of the intersection of Long Ridge Road and Church Road, being adjacent to the most southerly point of assessor's lot J25007, and a point on Long Ridge Road adjacent to the most northerly point of assessor's lot J23007. Said assessor's lots are shown and designated on maps maintained in the Office of the Danbury Tax Assessor.

Mr. Setaro made a motion that pursuant to Section 17-1 of the Code of Ordinances that the Common Council designate a portion of Long Ridge Road as a Scenic Road as it meets the criteria regarding view, stone walls and mature trees. Seconded by Miss Dennehy. Motion carried with Council Members Fazio and Scalzo voting in the negative.

50 - REPORT - Community Partnership for Families and Children

Mr. DaSilva submitted the following report:

The Common Council met as a Committee of the Whole at 7:40 P.M. on March 16, 1993 to review a request for \$3,000 for the Community Partnership for Children and Families. Addressing the Common Council on behalf of this program were Mayor Gene F. Eriquez, Craig Lafferty, President of the United Way of Northern Fairfield County, K. Dzubak, Director of Project Design, Joan Mack, Executive Director of Family and Children's Aid, J. Jennings, Vice President of the Regional YMCA, D. McCain-Channing and Superintendent of Schools Anthony Singe.

The various representatives made an appeal for the endorsement of the Partnership by the City. It was explained that this would not be a new agency, but a coordination of the many groups and agencies throughout the City to provide a collaborative effort in providing services to children and families in our community. Cooperation between agencies is done now on an informal basis. This program would ensure that the most effective use of resources would be used to combat the many problems that confront many in the City. It would be a pooling of resources that would breed a higher level of efficiency in providing services to make home and school life better.

Seed money is being sought in order to hire a professional planner and a grants writer. It is expected that this program, as in others researched, will bring forth a substantial amount of grant money from private and governmental sources. These would then be allocated on a basis of need as determined by a coordinating committee. It is hoped that if sufficient funds are procured that a lessening of the financial burden on the City would occur.

It was stated that an endorsement by the City, as well as that of the Board of Education, the United Way and other agencies would show a united front in dealing with the social problems in our community and that this would enhance the opportunity for obtaining grant monies. It was also explained that grants are more readily given to cooperative programs such as this because they are a more effective method of addressing needs and eliminates duplication of services.

After discussion, Dean Esposito moved to recommend the appropriation of \$3,000 to the Community Partnership for Children and Families, pending certification. The motion was seconded by Mr. Scalzo. The motion passed 13-1 with Mrs. Butera voting in the negative.

The report was adopted on the Consent Calendar.

51 - REPORT & CERTIFICATION - Request for Funds for General Assistance.

Mr. Setaro submitted the following report. A certification of Funds was attached.

The Common Council Committee appointed to review the request for funds for General Assistance met at 7:00 P.M. in Room 432 of City Hall. In attendance were committee members Setaro and Scozzafava. Also in attendance were Welfare Director Deborah MacKenzie and Director of Finance Dominic Setaro, Jr.

Mr. Setaro read a request from Ms. MacKenzie to the Common Council for a supplemental appropriation of \$800,000 for General Assistance and a Certification from the Director of Finance that the funds are available. The Director of Finance explained that the State will reimburse the City 85% of the \$800,000 and that the City's share is \$120,000 after reimbursement. He also explained that the State reimbursement to municipalities for General Assistance is greater than that anticipated in the City's 1992/1993 budget, thereby offsetting the \$120,000 cost to the City.

Ms. MacKenzie stated that the additional funds were needed in part due to the increased numbers of unemployed people who were eligible for General Assistance and who had applied for the benefit. She added that additional requests to the Common Council for supplemental appropriations for General Assistance were not likely for the remainder of the 1992/1993 fiscal year.

Mr. Scozzafava moved to recommend to the Common Council a supplemental appropriation of \$800,000 for public welfare in accordance with the Certification provided by the Director of Finance. Seconded by Mr. Setaro. Motion passed unanimously.

Mr. DaSilva made a motion to accept the report and approve the transfer of funds. Seconded by Mr. Charles. Motion carried unanimously.

52 - REPORT - Tax and Foreclosure Problems for Lot on Wicks Manor Drive.

Mr. Boynton submitted the following report:

The committee members: Boynton, Charles and Fazio.

A meeting was held on March 29, 1993 at 7:30 P.M. in Room 432. Dom Setaro and Mr. Nazzaro were present to give the committee information regarding the request of the Nazzaro family for abatement of back taxes, lien fees and interest in the amount of \$5,242.27.

After reviewing the negative report of the Planning Commission and a letter dated March 29, 1993 from Acting Corporation Counsel Eric Gottschalk advising the committee that State Law does not give the Common Council the authority to amend or abate any back taxes, interest or lien fees as it pertains to this request, the committee recommends that the Common Council deny this request. A motion was made by Mr. Charles to deny the request of the Nazzaro family. Seconded by Mr. Boynton. Motion carried unanimously.

The report was approved on the Consent Calendar.

53 - REPORT - Request for Sewer Extension - Pocono Lane

Miss Dennehy submitted the following report:

The Common Council Committee appointed to review the request for sewer extension on Pocono Lane met at 7:00 P.M. on March 8, 1993 in the Fourth Floor Lobby in City Hall. In attendance were Committee Members Dennehy and Yamin. Also in attendance were City Engineer Jack Schweitzer, Director of Public Utilities Bill Buckley and representatives from Empire Development. Mr. Trocolla was unable to attend. Mr. Yamin made a motion to suspend the rules. Seconded by Miss Dennehy. Motion carried unanimously.

Empire discussed the proposal for development on Lot Numbers MO9006 and MO9074. After much discussion, Empire concluded that it needed more information for the project. Empire requested withdrawal of its application for sewer until further information can be obtained.

Mr. Yamin made a motion to recommend that the Common Council take no action at this time. Seconded by Miss Dennehy. Motion carried unanimously.

The report was adopted on the Consent Calendar.

54 - REPORT - Sale of land to Hazard

Miss Dennehy submitted the following report:

The Common Council Committee appointed to review the sale of land to Hazard met on March 16, 1993 at 7:15 P.M. in Room 432 in City Hall. In attendance were committee members Dennehy and Scozzafava. Mr. Boynton was unable to attend. Also in attendance were Tax Assessor Robert Coyne, Assistant Corporation Counsel Les Pinter, Council Members Harry Scalzo and Joseph DaSilva, ex-officio and several members of the community. Mr. Scozzafava made a motion to waive the rules. Seconded by Miss Dennehy. Miss Dennehy read a letter from the Corporation Counsel regarding the sale of land for the record.

Mr. Scalzo gave the history of the previous committee appointed to review the sale of land. He stated that the committee made a positive recommendation to sell the land. He also said the Planning Commission made a positive recommendation to sell the land at its October 21, 1992 meeting. The amount of land in question is about .3 of an acre.

Mr. Scozzafava made a motion to authorize the Purchasing Department to dispose of this surplus property through a sealed bidding process and set the minimum bidding price at \$25,000. Seconded by Miss Dennehy. Motion carried unanimously.

The report was approved on the Consent Calendar.

55 - REPORT - Governmental Entities Review and Evaluation Committee.

Mr. Boynton submitted the following report:

The members of the committee are E. Boynton, E. Coladarci, J. Scozzafava, Anthony Jamison and James Purcell.

The committee's charge was to review the following Commissions and Authorities:

- a. Tarrywile Park Authority
- b. The Stanley Lasker Richter Memorial Park Authority
- c. The Environmental Impact Commission
- d. The Conservation Commission

The committee met on March 11, 1993 and March 23, 1993 to meet with representatives of each of the government agencies. The committee received responses to a letter and questions sent by the Chairman on February 23, 1993 and evaluated the responses to the areas of focus as outlined in Section 2-182 of the Danbury Code of Ordinances.

After careful review of each governmental agency, the Governmental Entity Review and Evaluation Committee makes the following recommendations

1. The Tarrywile Park Authority be re-established for a period of five years as per Section 2-184. The motion was made by Mrs. Coladarci and seconded by Mr. Purcell. The motion passed unanimously.

2. The Stanley Lasker Richter Memorial Park Authority be re-established for a period of five years as per Section 2-184. The motion was made by Mrs. Coladarci and seconded by Mr. Purcell. The motion carried unanimously.

3. The Environmental Impact Commission be re-established for a period of five years as per section 2-184. The motion was made by Mrs. Coladarci and seconded by Mr. Purcell. The motion carried unanimously.

4. The Conservation Commission be re-established for a period of five years as per Section 2-184. The motion was made by Mrs. Coladarci and seconded by Mr. Purcell. Motion carried unanimously.

The Governmental Entities Review and Evaluation Committee makes the above recommendations to the Council as a whole and seeks adoption by the Common Council.

Mr. DaSilva made a motion that the report be approved and deferred to public hearing. Seconded by Dean Esposito. Mr. Cassano asked about the attendance at the two meetings. Mrs. Coladarci stated that the 2nd meeting had Committee Members Boynton, Coladarci and Scozzafava and Jim Purcell, in addition to Chairmen Monsky and Lovell and the first meeting had Committee Members Boynton, Coladarci and Scozzafava as well as all four committee chairs.

The motion carried unanimously.

56 - REPORT - Candlewood Park Sewer Project

Mr. DaSilva submitted the following report:

The Common Council met as a committee of the whole at 8:52 P.M. on March 22, 1993 to review the proposed Candlewood Park Sewer Project. At the preceding public hearing a number of residents spoke on this issue. The majority spoke in favor of the project.

After discussion of the need for this project, Mr. Gallo moved to recommend approval of the proposed Candlewood Park Sewer Project and to authorize the Mayor to apply for any grant monies that could be applied to this project. The motion passed 10-0 with Mr. Falzone abstaining.

The report was adopted on the Consent Calendar.

57 - REPORT - Lot 12, Hillandale Road

Mr. Boynton submitted the following report:

The Common Council Committee appointed to review Lot 12, Hillandale Road met on December 16, 1992 and March 24, 1993. Committee members are Boynton, Butera and Fazio. The charge was to review the request to sell that land under the roadway to the City of Danbury. The Planning Commission reported a negative recommendation to this request as it dates backs 29 years. However, because of its hardship created on this lot due to an error not of their making, the following is the committee's recommendation, on a motion made by Mrs. Butera and seconded by Mr. Fazio:

"To waive or pay normal application fees up to \$160.00 for the Zoning Board of Appeals regarding Lot 12, Hillandale Road, Danbury, Connecticut." The owners of Lot 12, Hillandale Road, Mr. Joseph M. Demo and Geraldine A. Schatzle shall waive any and all claims for back taxes on the property in question. Also, the owners shall issue a quit-claim deed conveying that portion of land under and about the roadway to the City of Danbury subject to approval of Acting Corporation Counsel Eric Gottschalk."

Motion carried unanimously.

The report was accepted on the Consent Calendar.

At 9:10 P.M. Mr. Setaro made a motion to enter into Executive Session to discuss the three remaining items. Seconded by Dean Esposito. Motion carried unanimously.

At 9:35 P.M. the Common Council reconvened in open session

29 - COMMUNICATION - State of Connecticut OSHA Citations - Fire Department.

Mr. Boynton made a motion to authorize the settlement as per the stipulations. Seconded by Miss Dennehy. Motion carried unanimously.

44 - COMMUNICATION - City of Danbury v. Helen Fernandes, et al

Mr. Setaro made a motion that this item be tabled until the next regularly scheduled meeting. Seconded by Miss Dennehy. Motion carried unanimously.

46 - COMMUNICATION - Branson Ultrasonics Corporation et al v. Board of Tax Review and City of Danbury.

Mr. Boynton made a motion to authorize the settlement as discussed in Executive Session. Seconded by Mrs. Coladarci. Motion carried unanimously.

Mayor Eriquez extended all committees.

Mayor Eriquez appointed the following budget committees:

General Government I - Boynton, Scalzo, Trocolla, Coladarci, Charles Fazio

General Government II - Falzone, Arconti, Dennehy, Outlaw, Scozzafava

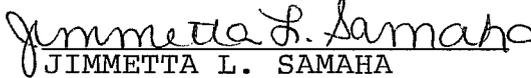
Public Works - Dean Esposito, Cipriani, Cassano, John Esposito, Fazio

Public Safety - Gallo, Butera, Setaro, DaSilva, Yamin

Education - Setaro, Gogliettino, Scalzo, Fazio, Scozzafava

There being no further business to come before the Common Council a motion was made by Council Member Scalzo for the meeting to be adjourned at 9:40 P.M.

Respectfully submitted,


JIMMETTA L. SAMAHA
Assistant City Clerk