

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

RE: Minutes of the Common Council Meeting held December 7, 1993

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 - Levy, Scalzo, Falzone, Yamin, Arconti, Coladarci, Boynton Esposito, Dennehy, Machado, Outlaw, Charles, Gomez, Beck, Cappiello, DaSilva, Setaro, Valeri

ABSENT - Gallagher, Scozzafava, Trocolla

18 Present - 3 Absent

Mr. Gallagher was ill  
Mr. Scozzafava was working

#### PUBLIC SPEAKING

1. Lynn Waller, 83 Highland Avenue - Regarding item 3 wanted to know if the one-third match from the City would be from the general fund or the sewer fund. The Mayor stated that it would be through the sewer fund. Also, she asked that the number of signatures needed for referendum be lowered.

2. George Rizzo, 15 Moss Avenue - asked for a committee to hear his zoning problems on Moss Avenue.

At 7:34 P.M. Mr. Trocolla arrived and was marked present.

#### ANNOUNCEMENTS

December 13th - Council Member Harry Scalzo will celebrate his birthday

December 7th - 52nd Anniversary of the bombing of Pearl Harbor

December 8th - National 3D month - program and WCSU

First night of Hannukah

December 11th - Nutcracker at Danbury High School - 7:00 P.M.

December 12th - Nutcracker at Danbury High School - 3:00 P.M.

December 15th - WLAD Gingerbread House sale for Salvation Army

December 22nd - Messiah sponsored by Danbury Music Center at St. Peter's Church

December 24th - City Hall Closed for Christmas Holiday

December 25th - Christmas Day. The Mayor wished everyone a happy, blessed Christmas

December 31st - City Hall closed for the New Year holiday.

MINUTES - Minutes of the Common Council meeting held November 4, 1993. Mr. DaSilva made a motion that the minutes be accepted 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 Mrs. Outlaw. Motion carried unanimously.

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

- 2 - Approve Interagency Hazardous Materials Public Sector Training and Grant Program - \$10,000
- 3 - Approve Grant Application for Westside Interceptor Sewer
- 4 - Approve appointments to Parks and Recreation Commission
- 5 - Approve reappointments of Walter Wayman and Seth Sanford to the Commission on Aging
- 6 - Approve reappointments of Barbara Monsky and Michael Halas to the Conservation Commission
- 7 - Approve reappointments of Michael Zotos and Thomas Saadi and the appointments of Lawrence Rinaldo and Steve Cyr to the EIC
- 14 - Approve Governmental Entities Review and Evaluation Commission
- 18 - Approve payment of \$113.59 for repair of sidewalk at 5 Housman Street
- 19 - Approve receipt of reports regarding Huntington Farms Subdivision and take no action at this time
- 22 - Approve transfer of \$1,050 for Parks and Recreation Department

- Adopt A Street Program
- 23 - Approve request of \$3,150 for Ordinance Account
  - 26 - Approve repeal of Section 11-3 in the Danbury Code of Ordinances
  - 27 - Approve amendment to Police Pension Plan - 14-52(c)
  - 32 - Approve Special Ambulance Account transfer of \$1,290.90
  - 33 - Approve appropriation for Special Services Account - Fire Department - \$20,000
  - 34 - Approve receipt of Progress Report regarding request for funds for the Tarrywile Park Authority

Mr. Charles made a motion that the Consent Calendar be adopted as read. Seconded by Mr. Boynton. Mr. Scalzo asked that item 33 be removed. Motion carried, as amended, unanimously.

1 - RESOLUTION - Grant for the MCCA Student Assistance Program

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, The Midwestern Connecticut Council on Alcoholism, Inc. (MCCA) has requested that the City of Danbury, acting solely as its fiduciary agent, apply to the State of Connecticut Local Substance Abuse Prevention Council for a grant in the amount of \$5,665; and

WHEREAS, the grant funds, if awarded, will be used to staff the Student Assistant Programs for substance abuse prevention and intervention currently offered at Danbury High School, the Alternative Center for Education, Broadview Middle School and Rogers Park Middle School, as well as assisting the student club, SAD (Students Against Drugs); and

WHEREAS, the grant will cover the period from October 1, 1993 through September 30, 1994;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the City of Danbury, acting through its Mayor, Gene F. Eriquez, is hereby authorized to apply for said grant funds on behalf of The Midwestern Connecticut Council on Alcoholism, Inc., and that Mayor Gene F. Eriquez is authorized to sign the Letter of Award and accept said grant, if approved, in the capacity of its fiduciary, to sign all documents and do all things necessary to effectuate the purposes of said program.

Mr. Boynton made a motion that the Resolution be adopted. Seconded by Mrs. Coladarci. Motion carried unanimously.

2 - RESOLUTION - Interagency Hazardous Materials Public Sector Training and Grant Program

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut's Department of Environmental Protection (DEP) 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 DEP 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 is eligible to receive such funding for its LEPC 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 Department of Environmental Protection (DEP) 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 Department of Environmental Protection and take any actions necessary to effectuate the purposes of said grant.

The Resolution was adopted on the Consent Calendar.

3 - RESOLUTION - West Side Interceptor Sewer

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury is committed to the construction of the West Side Interceptor Sewer; and

WHEREAS, this project will provide sewer service to an area that has been identified as having significant potential for economic development and will, further, improve sewer service in an area with a number of existing problems; and

WHEREAS, the City is required to provide a one third local match of the cost of the project which is expected to take approximately three years;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Danbury (implementing agency) acting through the Housatonic Valley Economic Development Partnership (HVEDP - the applicant agency) is hereby authorized to make formal application to the Connecticut Department of Economic Development for a project grant for the West Side Sanitary Sewer Interceptor; and

BE IT FURTHER RESOLVED that the City of Danbury, acting through its Mayor, Gene F. Eriquez, is hereby authorized to accept any funds granted by the State for said project and to provide a one third local match; and the Mayor is further authorized to sign all contracts/agreements therefor and to do any and all things necessary to effectuate the purposes hereof.

The Resolution was adopted on the Consent Calendar.

4 - COMMUNICATION - Letter from Mayor Eriquez seeking confirmation of the reappointments of Mario Tiani, Robert Gentry and Edward Walsh to the Parks and Recreation Commission for terms to expire December 1, 1995 and David Coehlo, Richard Cyr and Norman Winnerman for terms to expire December 1, 1996. The appointments were confirmed on the Consent Calendar.

5 - COMMUNICATION - Letter from Mayor Eriquez seeking confirmation of the reappointments of Walter Wayman and Seth Sanford to the Commission on Aging for terms to expire October 1, 1996. The reappointments were confirmed on the Consent Calendar.

6 - COMMUNICATION - Letter from Mayor Eriquez seeking confirmation of the reappointments of Barbara Monsky and Michael to the Conservation Commission for terms to expire July 1, 1994 and July 1, 1996 respectively. The reappointments were confirmed on the Consent Calendar.

7 - COMMUNICATION - Letter from Mayor Eriquez seeking confirmation of the reappointments of Michael Zotos and Thomas Saadi to the Environmental Impact Commission for terms to expire December 1, 1996 and the of Lawrence Rinaldo as a regular member for a term to expire December 1, 1995 and Steven Cyr as an alternate member for a term to expire December 1, 1994. The appointments and reappointments were confirmed on the Consent Calendar.

8 - COMMUNICATION - Letter from Director of Parks and Recreation Robert Ryerson seeking permission to accept items from First Brands Corporation for the Adopt-a-Street Program. Miss Dennehy moved that the donations be accepted and letter of thanks sent. Seconded by Mr. Setaro. Motion carried unanimously.

9 - COMMUNICATION - Letter from Director of Elderly Services Leo McIlrath seeking permission to accept donations in the amount of \$378.60. Mr. Falzone moved that the donations be accepted, the proper line items credited and letters of thanks sent. Seconded by Mr. Charles. Motion carried unanimously.

10 - COMMUNICATION - Letter from Health Director William Campbell requesting permission to accept a donation in the amount of \$500 to the School Based Health Center from the Lions Club. Mr. Arconti moved that the donation be accepted, the proper line item credited and a letter of thanks sent. Seconded by Miss Dennehy. Mr. Esposito asked the Mayor what the School Based Health Center is. The Mayor explained that Danbury was one of only 10 communities to receive a grant to fund a clinic to provide services to adolescents in the schools. Motion carried unanimously.

11 - COMMUNICATION - Letter from Library Director Betsy McDonough requesting permission to accept donations in the amount of \$340. Mr. Scalzo made a motion that the donations be accepted, the proper line items credited and letters of thanks sent. Seconded by Miss Dennehy. Motion carried unanimously.

12 - COMMUNICATION - Letter from Fire Chief Antonio Lagarto requesting permission to accept a donation in the amount of \$1,500 from Energy Research Corporation to be used specifically for the purchase of a toxic chemical detector. Mr. Setaro made a motion that the donation be accepted, the proper line item credited and a letter of thanks sent. Seconded by Mrs. Outlaw. Motion carried unanimously.

13 - COMMUNICATION - Letter from Mayor Eriquez requesting permission to accept a donation in the amount of \$300 from John Addessi for the purchase of additional lights to enhance the City Hall tree during the holiday season. Miss Dennehy made a motion that the donation be accepted, the proper line item credited and a letter of thanks sent. Seconded by Mr. Setaro. Motion carried unanimously.

14 - COMMUNICATION - Letter from Mayor Eriquez appointing Council Members Ernest Boynton, Eileen Coladarci and Joseph Scozzafava and public members Rita Godfrey and Ronald Nussle to the Governmental Entities Review and Evaluation Committee. The appointments were confirmed on the Consent Calendar.

15 - COMMUNICATION - Letter from Council Member Kathy Dennehy requesting that a committee be appointed to study zoning violations on Moss Avenue. Mr. Arconti asked that this be referred to an ad hoc committee, the Corporation Counsel, the Zoning Enforcement Officer and the Chief of Police. Mayor Eriquez so ordered and appointed Council Members Dennehy, Scalzo and Cappiello to the committee.

16 - COMMUNICATION - Request for Sewer Extension at 34-45 German-town Road and 47-49 Sandpit Road. Mrs. Coladarci asked that this be referred to an ad hoc committee, the City Engineer, the Superintendent of Public Utilities and the Planning Commission. Mayor Eriquez so ordered and appointed Council Members Arconti, Coladarci and Yamin to the committee.

17 - COMMUNICATION - Letter from Patricia Houyou request an abatement of taxes and/or interest due to hardship. Mr. Scalzo asked that this be referred to an ad hoc committee, the Tax Collector, the Director of Finance and the Corporation Counsel. Mayor Eriquez so ordered and appointed Council Members Boynton, Levy and Scozzafava to the committee.

18 - COMMUNICATION - Letter from Harold Garafalo asked the Common Council to pay the sum of \$113.59 for repairs to the sidewalk at 5 Houseman Street. The expenditure was authorized on the Consent Calendar.

19 - COMMUNICATION - Receipt of reports regarding the Huntington Farms Subdivision. The Common Council, on the Consent Calendar, took no action.

20 - COMMUNICATION - Triangle Street Bridge Local Bridge Program Application. Mr. Esposito asked that this be deferred to a public hearing. Mayor Eriquez so ordered.

21 - COMMUNICATION - Letter from Airport Administrator Paul Estefan requesting funding in the amount of \$45,000 to acquire the site that currently has the airport beacon and public safety equipment located on it on Spruce Mountain Road. Mr. Boynton asked that this be referred to an ad hoc committee, the Airport Administrator, the Director of Finance, the Corporation Counsel and the Planning Commission. Mayor Eriquez so ordered and appointed Council Members Trocolla, Valeri and Scozzafava.

22 - COMMUNICATION - Letter from Director of Parks and Recreation Robert Ryerson requesting that the sum of \$1,050 be transferred to the Materials, Supplies not listed account for the Adopt-a-Street Program. A certification of funds was attached. The transfer of funds was authorized on the Consent Calendar.

23 - COMMUNICATION & CERTIFICATION - Request from the City Clerk's Office for the sum of \$3,150 for the ORDINANCE account. A certification of funds was attached. The transfer of funds was authorized on the Consent Calendar.

24 - COMMUNICATION & CERTIFICATION - Letter from Director of Finance Dominic Setaro certifying the sum of \$195,000 for overtime funds needed for the Fire Department. The overtime funds are needed because the implementation of the contract with Business Systems, Inc. did not take effect until October 3, 1993. Mr. DaSilva made a motion that the communication be accepted and the transfer of funds authorized. Seconded by Mr. Charles. Motion carried unanimously.

25 - DEPARTMENT REPORTS - Public Utilities, Highways, Sealer of Weights and Measures, Health and Housing, Elderly Services, Parks and Recreation, Fire Marshall, Fire Chief. Mr. DaSilva made a motion that the department reports be accepted 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 Mrs. Outlaw. Motion carried unanimously.

26 - REPORT & ORDINANCE - Repeal of Section 11-3

Mr. DaSilva submitted the following report and ordinance:

The Common Council met as a committee of the whole at 7:30 P.M. on November 22, 1993 to review the proposed repeal of Section 11-3 of the Danbury Code of Ordinances. This is a 1925 Ordinance called for a \$1.00 fee for handgun permits. This Ordinance predated State Statutes on the topic which call for a \$35.00 fee and other provisions which are not included in 11-3. Mr. Boynton moved to recommend approval of the proposed repeal of Ordinance 11-3. The motion was seconded by Mr. Charles and passed unanimously.

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

THAT Section 11-3 of the Code of Ordinances is hereby repealed.

The report and ordinance were adopted on the Consent Calendar.

27 - REPORT & ORDINANCE - Amendment to Police Pension Plans.

Mr. DaSilva submitted the following report and ordinance:

The Common Council met as a committee of the whole at 7:30 P.M. on November 22, 1993 to review proposed amendments to Ordinance 14-52(c). This section defined the percentage figures of the following fractions:  $\frac{1}{4}$ ,  $\frac{1}{2}$  and two-thirds. Corporation Counsel Eric Gottschalk explained that eliminating the fractions in no way affects any benefits to retired police officers. Mrs. Coladarci moved to recommend approval of the amendment to Ordinance 14-52. The motion was seconded by Mr. Boynton and passed unanimously.

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

THAT Subsection 14-52(c) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

**Sec. 14-52. Personnel covered; effect of military service; definitions of pay; changes in pensions; duration, applications for retirement.**

(c) With respect to The Pre-1967 Police Pension Fund of Danbury and to The 1967 Police Pension Fund of Danbury and to the pension benefits of their respective members, the term "pay" as used in any applicable section of this article, shall be defined as the highest salary or compensation received by any regular member of either fund during the years in which such member served the city; and such pension when determined by the appropriate board of directors shall not thereafter be reduced, but shall be increased to correspond to any increase in salary received by members of the same grade and rank of such member while in active service of the department.

With respect to The 1983 Police Pension Fund of Danbury and to the pension benefits of the membership of such fund, the term "pay" as used in any applicable section of this article, shall be defined as the average of the annual straight-time earnings received by any regular member of the fund during the three (3) years of highest compensation.

The report and ordinance were adopted on the Consent Calendar.

28 - REPORT - Request to rename Renaissance Way to Independence Way.

Mr. Falzone submitted the following report:

The Common Council Committee appointed to review the request to rename Renaissance Way to Independence Way met on November 15, 1993 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Falzone and Scozzafava. Also in attendance were Planning Director Dennis Elpern and Morris Gross from Danbury Hospital.

Mr. Falzone asked Mr. Gross why he had requested the road name change from Renaissance Way to Independence Way. Mr. Gross stated that the inside of the new rehabilitation building is called Independence Square and it would make it easier to give directions if the name of the road were changed. Mr. Gross also stated that the symbolic nature of the name change is important in that people at the rehabilitation center are encouraged to become independent and this gesture by the City of Danbury would be appreciated by the individuals at the rehab center.

Mr. Falzone stated that this is a unique situation because Renaissance Way would not require any street address changes since there are no buildings on Renaissance Way.

Mr. Scozzafava moved to accept the name change from Renaissance Way to Independence Way. The motion was seconded by Mr. Falzone and passed unanimously.

Mr. Boynton made a motion that the report be accepted and the recommending to change Renaissance Way to Independence Way be approved. Seconded by Mrs. Coladarci.

Miss Dennehy stated that she would vote against this report because it is not a strong enough argument to change a street name to make giving directions easier. Mr. Valeri stated that he feels that this would be setting a precedent for other businesses to come forward requesting name changes to accomodate their businesses and this would not be in the best interest of the City.

Mr. Boynton stated that Renaissance Way is not a long standing street name. The Council would now be officially naming it. Mr. Falzone felt that the symbolic nature is important and there would be no other addresses to change.

Motion carried with the members voting as follows:

Yes - Levy, Scalzo, Falzone, Yamin, Arconti, Boynton, Machado, DaSilva, Esposito, Coladarci, Charles, Gomez, Beck, Trocolla.

No - Dennehy, Outlaw, Cappiello, Setaro, Valeri

14 yes 5 no

29 - REPORT - Uninsured Workers Compensation Claim

Mr. Falzone submitted the following report:

The Common Council Committee appointed to review the uninsured workers' compensation claim of Robert F. Erhard met on November 15, 1993 at 8:20 P.M. in Room 423 in City Hall. In attendance were committee members Falzone and DaSilva. Also in attendance were Finance Director Dominic Setaro, Corporation Counsel Eric Gottschalk and Risk Manager Tom Fabiano.

Mr. Setaro explained that this is a settlement required by the new Heart and Hypertension Law which states that heart and hypertension disabilities are considered "whole body" disabilities and a person will receive a two-thirds (2/3) pension, less medical expenses for three (3) years from the time of requirement, plus overtime which is the average of the whole department for that rank. The settlement reached by both parties is \$68,000. This amount is approximately the same as the City has settled on with previous claims. Mr. Falzone asked where this money would come from and Mr. Setaro responded that it would come from the Contingency Account.

After further discussion, Mr. DaSilva made a motion to approve the \$68,000 settlement of the uninsured workers' compensation claim of Robert F. Erhard and was seconded by Mr. Falzone. Certification of Funds is attached. Motion carried unanimously.

Mr. Scalzo made a motion to accept the report and authorize payment of the settlement. Seconded by Mr. Charles. Mr. Setaro asked the Director of Finance if there were any other anticipated claims. Dominic Setaro stated that there are other members who have these problems. Mr. Arconti asked how we ended up with uninsured claims. Mr. DaSilva stated that it was because of a glitch in the State Heart and Hypertension Act. Mr. Yamin asked if the local State Delegation could work to correct this law. Mayor Eriquez said he would pass this request on. Motion carried unanimously.

30 - REPORT - Charter Revision Commission Report

Mr. DaSilva submitted the following report:

The Common Council met as a committee of the whole at 7:30 P.M. on November 22, 1993 to review the Charter Revision Commission Report. The commission recommended that no change be made to the City Charter. They did make several recommendations concerning public input at budget and other times.

Discussion ensued concerning the Commission's recommendation regarding public input and provisions for variuos recommendations in City ordinances.

Mr. Boynton moved to recommend approval of the Charter Revision report and recommendations to make no change in the City Charter. The motion was seconded by Dean Esposito and passed 12-2 with Mr. Yamin and Mrs. Gogliettino voting in the negative.

Mr. Boynton made a motion to accept the report and adopt the recommendations. Seconded by Mrs. Coladarci.

Mr. Valeri stated that he was disappointed that the Charter Revision Commission did not make a recommendation concerning the Minority Party Representation Rule. The last three elections have been a charity event and a disservice to the voters. He would like to see a new Charter Revision Commission appointed and come back with a recommendation to either eliminate it or revise it.

The motion carried with Council Members Yamin, Cappiello and Valeri voting in the negative.

31 - REPORT - Appropriation of Funds from the Common Council Wood Sale.

Mrs. Coladarci submitted the following report:

The Common Council Committee appointed to appropriate the funds made during the 1993 Common Council Wood Sale met at 7:00 P.M. on November 18, 1993 in Room 432 in City Hall. In attendance were Committee Members Coladarci and Outlaw.

Four agencies were discussed for possible funding this year, the amount that has been collected in the past has averaged approximately \$1,000.00 and the four agencies would receive \$250. The agencies are The Hanahoe Clinic which provides continual care and service for children in need in the Danbury area. The Children's Christmas Fund who sent a written request to the Common Council and provides gifts for children in need during the holiday season. The Action Daycare Center has provided services to the children of Danbury for 25 years and Danbury Youth Services (DYS) an agency which serves the children and families in need throughout the Greater Danbury area.

Discussion ensued regarding Mrs. Outlaw's position as Director of Action Daycare. Potential conflict was discussed but was decided that no conflict was there because she would not directly benefit from the proceeds. Mrs. Outlaw then withdrew the Daycare Center's name from the choices due to perceived conflict. As a paid employee of the Center she would rather further investigate her role with Corporation Counsel and bring the Center back for consideration next year.

Mrs. Coladarci brought up the fact that she is the Chairman of the Board of Directors of Danbury Youth Services but has already discussed this fact with Mr. Gottschalk of the Corporation Counsel's Office as well as with Council President Joseph DaSilva. It was decided that Mrs. Coladarci, in an unpaid position on the Board has no financial gain if DYS is to receive the money. The children are indeed worthy of the funds.

A motion was made by Mrs. Outlaw to provide funding from the receipts of the 1993 Common Council Wood Sale to The Hanahoe Clinic, The Children's Christmas Fund and Danbury Youth Services. Seconded by Mrs. Coladarci. Motion carried unanimously.

Mr. Boynton made a motion to accept the report as read and adopt the recommendations. Seconded by Miss Dennehy. Mr. Boynton offered an amendment to include the Community Action Day Care Center as a recipient of a portion of the funds. Seconded by Miss Beck.

Mr. Esposito stated that the original concept was for the Common Council to purchase toys for needy children. He felt the Common Council might be defeating the purpose.

Mr. Arconti asked if the Corporation Counsel could render an opinion regarding the possible conflict of interest if the CACD were added. Attorney Gottschalk stated that the questions would be if Mrs. Outlaw would benefit from any donation. This could be conditioned by stating that any donation must be for the specific benefit of people who are served by the CACD. Mrs. Outlaw stated that any donation would be used to purchase gifts for the children. Motion to amend carried

unanimously with Mrs. Outlaw abstaining. Main motion, as amended, carried unanimously with Mrs. Outlaw abstaining.

32 - REPORT - Special Ambulance Account

Mr. Scalzo submitted the following report:

The Common Council Committee appointed to review the request for the Special Ambulance Account met on November 16, 1993 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Scalzo, Trocolla and Scozzafava. Also in attendance were Fire Chief Antonio Lagarto, EMS Coordinator Michael Esposito and Council Member John Esposito, ex-officio.

Mr. Scalzo asked if the funds requested were sufficient for the purchase and updating of the mannequins used for CPR training and certification. EMS Coordinator Michael Esposito explained that it is necessary to update the mannequins on hand to comply with the OSHA requirements, health reasons, and the new ambulance service and to purchase a new junior size mannequin. These mannequins are used for CPR certification of all Fire Department and ambulance personnel.

It was also explained that this account was set up from donations received by the Fire Department. A letter from Finance Director Dominic Setaro certifying the availability of the funds was read into the record. Mr. Trocolla made a motion to approve the request to transfer \$1,290.90 from the Reserve Ambulance Fund to the Fire Department budget, Account #02-02-110-069500 Equipment Not Classified for the updating and purchase of mannequins for CPR certification. The motion was seconded by Mr. Scozzafava and passed unanimously.

The report was adopted on the Consent Calendar.

33 - REPORT - Special Services Account - Fire Department

Mr. Scalzo submitted the following report:

The Common Council Committee appointed to review the request for the Special Services Account in the Fire Department met on November 16, 1993 at 8:10 P.M. in Room 432 in City Hall. In attendance were committee members Scalzo, Trocolla and Scozzafava. Also in attendance were Fire Chief Antonio Lagarto, Director of Finance Dom Setaro and Council Member John Esposito, ex-officio.

Fire Marshall Schacht was not in attendance but Chief Lagarto was able to answer all of the questions in detail asked by committee members and Councilman Esposito. Chief Lagarto explained that 95% of Fire Watch detail is at the Mall where renovations were being made and the sprinkler system had to be shut off for the repairs or was damaged when renovations were being made. The number of firemen on duty depended upon the area to be covered and most of the time was in storage areas. He also stated that Fire Watch was mandatory and in compliance with State Fire Codes. Other Fire Watches are necessary at certain public functions and in schools for various reasons.

Mr. Setaro stated that the City is reimbursed within 30-45 days. He also informed the committee that there would be more requests throughout the year and it is difficult to estimate the expenditures each year for this budget item.

Mr. Trocolla made a motion to approve the request that \$20,000 be added to the Fire Department Special Services Account #011011. The motion was seconded by Mr. Scozzafava and passed unanimously.

Mr. Falzone made a motion that the report be adopted as read. Seconded by Mr. Setaro.

Mr. Yamin asked if the City would be reimbursed by the Mall. The Mayor stated that the City bills the company using the service and payment is received between 30 and 45 days. Mr. Trocolla stated that businesses do not have to pay for fire watch when renovations are done when stores are closed. Motion carried unanimously.

34 - PROGRESS REPORT - Request for Funds for the Tarrywile Park Authority. Mr. Setaro submitted the following report:

The committee appointed to review the request for funds for the Tarrywile Park Authority met on November 15, 1993 at 7:00 P.M. in the Fourth Floor Lobby of City Hall. In attendance were committee members Setaro, Dennehy and Yamin. Also in attendance were Director of Finance Dominic Setaro, Jr., Tarrywile Park Authority Chairman Gerald Daly, Tarrywile Park Director Cappiello and Councilman Daniel Trocolla, ex-officio.

Mr. Setaro read a request by the Tarrywile Park Authority for a supplemental appropriation in the amount of \$28,000. These funds would be used to supplement a state grant in order to rehabilitate the Farm House in Tarrywile Park. Mr. Daly explained that it was the consensus of the Authority that this rehabilitation project is a priority as it would provide greater security for that area of the Park where the Farm House is located and additional revenue through future rental income from tenants of the Farm House dwelling. He added that contractors were invited to bid on the project, that two bids were received, that the Authority is concerned that it may lose the grant if the funds are not expended and that a delay in approving the project may result in an increase in the cost of the project.

The Director of Finance stated that although the Contingency Account has a balance of \$992,000, anticipated costs associated with settlement of labor contracts and other legal matters may leave a balance of \$81,000 in Contingency if the request before the committee was approved.

Mr. Setaro stated that he had spoken with Mr. David Stygar of the state Department of Environmental Protection who indicated that the Authority has until December 31, 1994 to expend the balance of the grant funds. All committee members expressed their support for the Tarrywile project but reiterated their concern that approval of the Authority's request in what is the fourth month of the fiscal year may result in a zero balance in Contingency if foreseeable requests for supplemental appropriations are made for snow and ice removal and related overtime costs.

Ms. Dennehy moved that the committee defer action on the request for two months in order to more clearly evaluate pending requests for supplemental appropriations from the Contingency account, and that the Purchasing Department request that the bidders grant the City a ninety-day extension of the bids prior to award. Seconded by Mr. Setaro. Motion passed unanimously.

The Progress report was approved on the Consent Calendar.

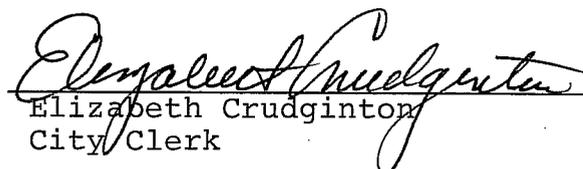
The Mayor extended all committees and replaced past committee members.

There being no further business to come before the Common Council a motion was made at 8:35 P.M. for the meeting to be adjourned.

Respectfully submitted,

  
JIMMETTA L. SAMAHA  
Assistant City Clerk

ATTEST:

  
Elizabeth Crudginton  
City Clerk