

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

Re: Minutes of the Special Common Council Meeting held December 19, 1989.

The meeting was called to order at 7:05 P.M. by Mayor Eriquez. Mr. Scozzafava led the assembly in the Pledge of Allegiance. Mr. Smith offered the Prayer. Roll Call was taken with the members being recorded as:

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

19 Present - 2 Absent

NOTICE OF THE SPECIAL MEETING - To be held on the 19th day of December, 1989 in the Common Council Chambers in City Hall for the purpose of acting upon the following:

1. COMMUNICATION - Teamsters Contracts.
2. COMMUNICATION - Addendum for Good Neighbor House Lease.
3. REPORT - HRRRA Special Assessment.
4. REPORT & RESOLUTION - Tarrywile Park Project.
5. COMMUNICATION - Appointment of Assistant Corporation Counsels.
6. COMMUNICATION - Appointment to Planning Commission.

Mr. DaSilva made a motion to accept the call. Seconded by Mr. Smith. Motion carried unanimously.

MAYOR'S NOTICES - Mayor Eriquez thanked the members for responding to the call for the Special Meeting. He also stated that he received a conceptual proposal from Danbury Hospital for the Osborne Street property and would have a meeting shortly and hopefully have information for the January meeting.

Mayor Eriquez wished everyone a safe and happy Christmas and Chanukka and a joyous New Year.

1 - COMMUNICATION - Letter from Comptroller Dominic Setaro certifying the availability of \$367,205.60 to be transferred to City departments for the Teamsters contracts. Mr. Charles made a motion that the communication be accepted and the transfer of funds authorized. Seconded by Mrs. Butera.

Mr. Scozzafava asked what percent the increase is. Mr. Setaro stated that it is 6%. Mr. Charles asked how long these contracts were in negotiations. Mr. Setaro responded that it has been approximately 1½ to 2 years. Mr. Charles asked what the costs of the negotiations were. Mr. Setaro did not have the exact figures on hand.

Motion carried unanimously.

2 - COMMUNICATION - Letter from Assistant Corporation Counsel Laszlo L. Pinter requesting an admendment to Paragraph 1 of the Good Neighbor House Lease. Mayor Eriquez stated that it is a clerical change to the existing lease change notice to 90 days rather than 30.

Mrs. Gogliettino made a motion to accept the communication and approve the change. Seconded by Mrs. Butera. Motion carried unanimously.

3 - REPORT - HRRRA Special Assessment

Mr. DaSilva submitted the following report:

The committee to discuss an appropriation of \$94,050 for Danbury's share of a special assessment to HRRA met at 7:00 P.M. on December 11, 1989. In attendance were committee members DaSilva, J. Esposito, and Scozzafava. Also in attendance were Manager of Solid Waste Michael Cech and ex-officio members Boughton and Charles.

Mr. Boughton stated that he referred this issue to committee because he did not have backup information and had some questions that he needed answered.

Mr. Cech reviewed the history of HRRA and its efforts to solve the solid waste problem of the area. He said that the Department of Environmental Protection put a cap on incineration in the State as of October, 1979. Subsequent to this, the CRRA stated that they would no longer work on plans for an incinerator in the Danbury area. They will consider only expansion at the Bristol and Bridgeport plants or the construction of a facility in New Haven. Most of the money spent to date has come from grants from the DEP. The proposed assessment is to review and analyze requests for proposals to accept refuse at the Bristol, Bridgeport or New Haven facilities. The proposed Resolution calls for only the expenditure needed to complete the review. This money will come from the Landfill Enterprise Fund surplus. When questioned as to the result of Danbury not participating, Mr. Cech stated that Danbury stands to be expelled from HRRA with a loss of regional benefits and the loss of landfill expansion, as well as significantly higher costs to dispose of refuse as a single community.

After discussion Mr. Scozzafava moved to recommend an appropriation of up to \$94,050 to HRRA for Danbury's share of a special assessment to review and analyze requests for proposals. Seconded by Mr. Esposito. Motion carried unanimously.

RESOLUTION

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Housatonic Resources Recovery Authority did on September 27, 1989 adopt a resolution entitled, "RESOLUTION CONCERNING THE DEVELOPMENT OF SPECIFIC RESOURCE RECOVERY PROJECT SPECIFICATIONS AND SITE DATA FOR HRRA COMMUNITIES THROUGH INITIATION OF THE VENDOR SELECTION PROCESS"; and

WHEREAS, said resolution provided that, since community disapproval of past HRRA funding requests was due in part to the lack of specific project specifications and siting data, HRRA would make a request for proposals from potential vendors, such proposals to include vendor recommendations on facility siting and other specific project parameters; and

WHEREAS, said resolution further provided that the cost of issuing, reviewing and negotiating the request for proposals be funded by a special assessment upon all HRRA members totaling \$2,850,00 per vote with a deadline for local approval of the special assessment to be December 6, 1989; and

WHEREAS, Danbury wishes to further the process of project review in order to obtain additional information with regard to project costs, specifications and siting data;

NOW THEREFORE BE IT RESOLVED, THAT the Common Council of the City of Danbury does hereby appropriate the sum of \$94,050.00, representing the Danbury portion of said special assessment; and

BE IT FURTHER RESOLVED, THAT the Danbury member of HRRA is hereby authorized to pay said sum or such portion thereof as said member deems appropriate, to HRRA on behalf of the City of Danbury.

Mrs. Butera moved to accept the report and adopt the Resolution. Seconded by Mr. Charles.

(Mr. Boughton arrived at 7:30 P.M. and was marked present for the record).

Mr. Boughton asked that a correct be made to line 19 changed the comma to a period. Mayor Eriquez so ordered.

Much discussion ensued, the context of which is on tape on file in the Office of the City Clerk for public inspection.

A motion was made and seconded to move the question. Motion carried with Council Members Mack, Regan and Valeri voting in the negative.

The main motion carried with the members voting as follows:

D.
Yes - Kilcullen, Falzone, Coladarci, Mack, Esposito, Zotos, Gogliettin DaSilva, J. Esposito, Smith, Charles, Boynton, Butera, Scozzafava, Valeri.

No - Fazio, Gallo, Farah, Boughton, Regan.

15 Yes - 5 No.

4 - REPORT & RESOLUTION - Tarrywile Park Project

Mr. DaSilva submitted the following report:

The committee appointed to review a Resolution authorizing acceptance of \$100,000 from the State of Connecticut Department of Environmental Protection met at 7:30 P.M. on December 13, 1989. In attendance were committee members DaSilva, Valeri and Regan. Also in attendance was the Chairperson of the Tarrywile Park Authority, Paulette Pepin and State Representative Robert Godfrey.

Mr. Godfrey stated that the money granted by the DEP must be used for the area listed in the request from the City of Danbury:

1. Repairs to the roof and porch roof on the Hearthstone Castle;
2. Renovations to the Farmhouse;
3. Renovations to the Gatehouse;
4. Installation of Central Air Conditioning and/or the construction of wooden storms and screens for the mansion.

Mrs. Pepin stated that the money would be used for work at the farmhouse, the gatehouse and for screens at the mansion. No money is slated for the castle at this time as massive work is needed and this amount would not accomplish this. Repairs are being made to the roof to keep it usable for the winter.

Questions were raised as to any restrictions to the use of Tarrywile Park that would be improved by the acceptance of this grant. Mr. Godfrey and Mr. Pepin explained that most provisions such as compliance with equal opportunity and non-discrimination laws. In addition, the City of Danbury must assure that Tarrywile Park will be open to the public, will remain a park and not charge more than double for non-residents. These are presently the goals and plans for the park, therefore no limitations to present plans will be experienced.

Mr. Regan moved to recommend adoption of the Resolution to accept a \$100,000 grant from the DEP for Tarrywile Park. Seconded by Mr. Valeri. Motion passed unanimously.

RESOLUTION

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury seeks an outdoor recreation grant in the amount of One Hundred Thousand Dollars (\$100,000) from the Department of Environmental Protection for a project known as Tarrywile Park;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY AS FOLLOWS:

THAT the Mayor of the City of Danbury is hereby authorized to enter into such agreements, contracts and execute all documents necessary to said grant with the State of Connecticut Department of Environmental Protection.

Mr. Gallo made a motion that the Report be accepted and the Resolution adopted. Seconded by Mrs. Butera. Motion carried with Mr. Boughton voting in the negative.

5 - COMMUNICATION - Letter from Mayor Eriquez requesting confirmation of the appointments of Attorney Daniel E. Casagrande and the members of the firm of Secor, Cassidy and McPartland and Attorney Sandra Villardi Leheny as Assistant Corporation Counsels. Mr. Regan made a motion to accept the communication and confirm the appointments. Seconded by Mr. Kilcullen.

Mr. Gallo questioned is appointment the members of a firm would be in violation of the Charter. Mayor Eriquez stated that after much legal research it had been determined that this was permissible.

Mr. Farah asked for Mr. Casagrande's home address. Mayor Eriquez stated that it is 31 Sterling Drive, New Milford, Connecticut 06776.

Motion carried unanimously.

6 - COMMUNICATION - Letter from Mayor Eriquez asking for confirmation of the appointment of Stephen Flanagan, 1 Willow Lane to the Planning Commission for a term to expire January 1, 1992. Mr. Falzone made a motion to accept the communication and confirm the appointment. Seconded by Mrs. Eutera. Motion carried unanimously.

PUBLIC SPEAKING - William J. Knight, 6 Jandee Drive - Wished the Council Members a Merry Christmas, Happy Chanukka and a happy New Year.

Robert Godfrey, 13 Stillman Avenue - Thanked the Council Members for the positive vote on the Tarrywile Park bond and wished everyone a happy holiday.

Diana Burgos, 8 Corntassle Road - Happy that the Council accepted the \$100,000 for the Tarrywile Park and once renovations are completed should be concerned with who will live there.

There being no further business to come before the Common Council, a motion was made by Mr. DaSilva for the meeting to be adjourned at 8:40 P.M.

Respectfully submitted,

Jimmatta L. Samaha
JIMMETTA L. SAMAHA
Assistant City Clerk

ATTEST:

Elizabeth Crudginton
Elizabeth Crudginton
City Clerk