

TO: Honorable Mayor James E. Dyer - Mayor of the City of Danbury.
SUBJECT: Minutes of the Special Meeting of the Common Council held on
November 20, 1980.

The Meeting was called to order at 7:30 O'Clock P.M. by his honor Mayor James E. Dyer who led the assembly in the Pledge of Allegiance to the Flag.

The Prayer was offered by Councilman Frederick Visconti.

Roll Call was taken by the City Clerk, Elizabeth Crudginton, with the following members being recorded as:

Present: Councilmembers - Delsin, McManus, Rinder, Scialabba, Repole, Eppoliti, Murray, Ryan, Visconti, DaSilva, Turk, Boynton, Evans, Fabiano, Torian. Councilman White arrived after roll call.

Absent: Councilmembers - Gallo, Walsh, Cassano, Burke, Butera.

16 members present - 5 members absent.

It was reported that Councilmen Burke and Gallo were out of town on business.

NOTICE - Notice of Special Meeting to be held on the 20th day of November, 1980 at 7:30 O'Clock P.M. for the purpose of acting upon the following:

1. Report & Ordinance Re: Tax Credit for elderly homeowners.
2. Report & Ordinance Re: Maintenance and repair of sidewalks.
3. Report & Ordinance Re: Use of Burglar Alarms
4. Ad-Hoc Committee Reports.

RETURN OF SERVICE - Delivery of Notices by Police Officers of the Danbury Police Department.

A motion was made by Councilman Ryan and seconded by Councilman Evans for the Call and Return of Service to be accepted. Motion carried.

REPORT & ORDINANCE - Tax Credit for Elderly Homeowners.

Councilman Richard Murray, president of the Common Council, submitted a report stating that the Common Council held a public hearing regarding the proposed Ordinance on Tax Credit for the Elderly Homeowners, on Nov. 17, 1980 at 7:30 P.M. in the Council Chambers at City Hall.

The Common Council then met as a committee of the whole on Nov. 17, 1980 at 8:30 P.M. in the Council Chambers and voted to recommend adoption of the Ordinance concerning Tax Credit for Elderly Homeowners.

A motion was made by Councilman Ryan and seconded by Councilman Visconti to accept the Report. Motion carried.

ORDINANCE - Tax Credit for Elderly Homeowners.

A motion was made by Councilman Ryan and seconded by Councilman Murray to waive the reading of the Ordinance as it was read at the Public Hearing. Motion carried.

A motion was then made by Councilman Ryan and seconded by Councilman Evans for adoption of the Ordinance. Motion carried.

The Ordinance was adopted by a roll call vote of 16 Ayes - 5 members absent. Councilmembers Gallo, Walsh, Burke, Cassano, Butera were absent.

This Ordinance was enacted for the purpose of assisting elderly homeowners with a portion of the cost of property taxation commencing with the Assessment List of 1980.

Any person who owns real property in the City of Danbury or is liable for the payment of taxes thereon, pursuant to Section 12-48 of the General Statutes, and who occupies the property as a principal residence shall be entitled to a credit of up to \$75 if single, or to a credit of up to \$100 if married, on the real estate tax bill provided the following conditions are complied with:

1. Such person is sixty-five years of age or over at the close of the previous calendar year, or his or her spouse is sixty-five years of age or over at the close of the previous calendar year and resides with such person, or sixty years of age or over and the surviving spouse of a taxpayer qualified for tax credit under this ordinance at the time of his or her death.

2. Such person must have a principal residence located in Danbury and must have paid taxes in Danbury for three years immediately preceding his or her receipt of tax benefits hereunder.

The property for which the credit is claimed must be the primary legal residence of such person and occupied more than one-hundred eighty-three (183) days of each calendar year.

Applications must be filed with the Assessor's office between January 1 and May 15 in the year following the list year with respect to which benefits are claimed hereunder, in triplicate, one copy going to the taxpayer, one to the Tax Collector and one to the Assessor. The applicant must reapply every two years in order to continue eligibility for relief hereunder.

The application must include an affidavit stating whether income, individually is between \$10,001 and \$13,000 or jointly if married is between \$12,001 and \$15,000. (Detailed Ordinance is on file in the Office of the City Clerk).

REPORT & ORDINANCE - Maintenance and Repair of Sidewalks.

Councilman Richard Murray, President of the Common Council submitted a report stating that the Common Council conducted a public hearing in relation to the above captioned ordinance, on November 17, 1980 at 8:00 O'Clock P.M. in the Council Chambers.

The Common Council met as a committee of the whole on Nov. 17, 1980 at 8:30 P.M. in the Council Chambers and voted to recommend adoption of the proposed Ordinance.

A motion was made by Councilman Boynton and seconded by Councilman Ryan to accept the Report. Motion carried.

A motion was then made by Councilman Ryan and seconded by Councilman Murray to waive the reading of the Ordinance as it was read at the public hearing. Motion carried.

A motion was made by Councilman Ryan and seconded by Councilman Murray for adoption of the Ordinance. Motion carried.

The Ordinance was adopted by a roll call vote of 15 Ayes - 1 Nay (Councilman Scialabba voted Nay) - 5 members absent.

ORDINANCE - Maintenance and repair of sidewalks.

Section 17-7 of the Code of Ordinances is hereby amended by the deletion of the words Director of Engineering and by the insertion of the words "Superintendent of Highways or his designee" in their place and stead.

"Every person, firm, corporation, association or partnership owning any land fronting on any sidewalk within the City of Danbury shall be responsible for the maintenance and repair of said sidewalk. (Detailed Ordinance is on file in the office of the City Clerk).

REPORT & ORDINANCE - Use of Burglar Alarms

Councilman Murray, President of the Common Council submitted a report stating that the Common Council conducted a public hearing on the above captioned Ordinance on Nov. 17, 1980 at 7:45 P.M. in the Council Chambers.

The Common Council met as a committee of the whole on Nov. 17, 1980 at 8:30 P.M. in the Council Chambers. Based upon the questions raised at the public hearing, the Common Council voted to recommit the proposed Ordinance for further review.

A motion was made by Councilman Evans and seconded by Councilman Delsin to accept the Report. Motion carried with Councilman White abstaining from voting.

AD HOC COMMITTEE REPORTS

REPORT - Request for Budget Director.

Councilman DaSilva submitted a committee report stating that the committee met to study this request, with the acting Finance Director John Edwards and Councilman Scialabba. (Meeting held on Oct. 21, 1980)

At this meeting, Mr. Edwards stated that a Director may not be absolutely necessary at this time, but possibly a budget analyst stationed in the Mayor's office might be more appropriate.

Mr. Edward's feeling that the Charter of the City of Danbury would prohibit the placing of a budget director in the Finance Office, prompted the committee to request a clarification from the Corporation Counsel's office.

The committee met again on Nov. 18, 1980. In attendance were committee members DaSilva, Murray and Delsin. The members reviewed the material presented at the Oct. 21st meeting. It was then decided to recommend a denial of the request for a budget director at this time.

While the committee felt that this position would give optimum effectiveness to the budget preparation, it believed that there is sufficient personnel at this time to affect a superior preparation and follow-up of budget matters.

It is suggested by the committee that if the need for this position is felt to be imperative, it might be included in the budget requests for the next fiscal year, when it can again be studied by the Common Council.

A motion was made by Councilman Ryan and seconded by Councilman Visconti to accept the Report as read. Motion carried.

REPORT & RESOLUTION - Sale of land on Chestnut Street by the Redevelopment Agency.

Councilman Fabiano submitted a report stating that Mr. Lombardi, Executive Director of the Redevelopment Agency met with the committee for their review of the above petition.

It is the unanimous decision of this committee to recommend approval of the sale of this property and that the Mayor and the Redevelopment Agency execute the proper documents.

A motion was made by Councilman Ryan and seconded by Councilman Evans to accept the Report as read. Motion carried.

RESOLUTION - WHEREAS THE REDEVELOPMENT AGENCY has received an offer from Lizette Food Services Inc. to purchase and develop Disposition Parcel P/26 in the Mid Town East Neighborhood Development Project, Conn. A-4; and

WHEREAS, the Agency has requested the approval of the Common Council of the aforesaid land disposition;

Now Therefore Be It Resolved By The Common Council that the Mayor of the City of Danbury and the Chairman of the Redevelopment Agency are hereby authorized and directed to execute said Land Disposition Agreement on behalf of the City and the Agency

A motion was made by Councilman Ryan and seconded by Councilman Delsin that the Resolution be adopted.

The Resolution was adopted by a roll call vote of 16 Ayes - 5 members absent.

REPORT - Hazardous materials.

Councilwoman C. McManus submitted a Health Committee report stating that they had met on Oct. 16 and again on Oct. 27th to discuss the City's capabilities of dealing with emergencies involving hazardous materials.

Meeting with the committee on Oct. 16th were Police Chief Macedo, Fire Chief Bertalovitz, Civil Defense Director P. Winter, Airport Administrator J. Thompson, Public Works Director Dan Garamella and Jack Kozuchowski of the Health Department.

Mr. Kozuchowski informed the committee that the State Laws concerning disclosure by industry of hazardous materials on the premises contains various loop-holes. In the event of a fire or other disaster these undisclosed materials could seriously endanger lives.

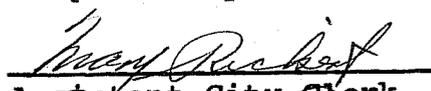
In order to prevent such an eventuality, the committee recommends approval of an Ordinance being submitted for a public hearing. Councilman Evans was also present at the meeting.

A motion was made by Councilman Boynton and seconded by Councilman White to accept the Report. Motion carried.

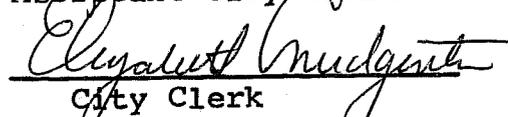
A motion was made by Councilman Ryan and seconded by Councilman Delsin that the Ordinance be deferred for a public hearing. Motion carried.

There being no further business to come before the Common Council, a motion was made by Councilman Delsin and seconded by Councilman DaSilva for the meeting to be adjourned at 8:00 P.M.

Respectfully submitted


Assistant City Clerk

Attest:


City Clerk