

TO: Honorable Mayor James E. Dyer - Mayor of the City of Danbury.

SUBJECT: Minutes of the Common Council Meeting held on November 5, 1981.

The meeting was called to order at 8:00 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 Joseph DaSilva.

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

PRESENT: Council members - Delsin, McManus, Gallo, Rinder, Scialabba, Repole, Eppoliti, White, Cassano, Murray, Ryan, Zotos, DaSilva, Turk, Boynton, Burke, Butera, Farah, Evans, Torian.

ABSENT: Councilman William Walsh. It was reported that there was a conflict in Mr. Walsh's schedule therefore he was not able to attend the meeting.

20 members present - 1 member absent.

NOTICES FROM MAYOR DYER

Mayor Dyer appointed Councilman Evans as a committee of one to help celebrate the birthday of Mr. John Edwards, Director of Finance, on November 30th.

The Mayor announced that on November 11th at 11:00 A.M. in front of the Danbury Postoffice, there will be the annual Veterans Day service and urged as many Councilmembers as possible to attend this event.

The Mayor, on behalf of all City employees, the Council and all elected officials wished a Happy Holiday Season for later this month to all residents who will be celebrating Thanksgiving.

The Mayor extended, on behalf of all those concerned about government, in Danbury, congratulations to all those who took time to vote in Tuesday's election and thanked them on behalf of the City, especially the 10,000 of them.

On a more personal note the Mayor expressed appreciation to some Council people who either by election or by their own choice decided not to return - Bill Walsh, although he could not be here this evening, will certainly be missed. He has been a loyal member of the minority party, but cared a great deal about our City and has always been able to bring to our attention, some fine points that were sometimes over-looked. He was an excellent detail man and we are going to miss his participation on the Common Council.

John Turk -who decided not to run again. - We will miss you too John because I do not know anyone who likes to debate with me more on this Council than you. He has always raised valuable points that make us think - Hope we will see you active in the community - maybe not as a candidate though.

Vinnie Scialabba - I don't think we will ever outdo the last meeting where you showed up in uniform and certainly the points you have always noted, although sometimes I felt a little out in left field, but always interesting and you have been a delight to work and you've certainly brought good spirit to this Council.

Roger Delsin - "Mr. Delsin, what can I say - Roger, we will miss you very very much. You have been an excellent minority leader. You have represented well, the minority party, in this Council Chambers. I think that our City can be grateful to you for the long hours you have put in on behalf of this City. Not just as a partisan politician, but as an individual who cares a great deal about Danbury. My hat is off to you. I respect you a great deal Roger."

Lilija Rinder - "Another person who likes to deal in fine detail and who brings to our thoughts things we have missed sometimes and some points we may have overlooked, but also I think an extremely sensitive Council person who cared genuinely about the people she represented and who worked very diligently on their behalf. We will miss you too Lil but I am sure we are going to see you."

Mr. Ryan - "The right hand - sometimes the left hand of the other half of the Irish team of Murray-Ryan. I think that Jim Ryan as he has pursued his legal career certainly has done a yeoman task in doing both in being a student pursuing his legal career but at the same time dedicating countless hours to the City and at the same time having a wife at home trying to make her happy. It hasn't always been an easy task. Jimmy we are going to certainly miss your participation of the four years contribution to City government. It has been a contribution that you will always be able to be quite proud of because we are quite proud of it."

Mr. Murray - "There is a lot I can say about Mr. Murray. Some of it I just won't say because he knows how I feel about him. I don't think that any Mayor could possibly hope to have a better Council President than we had in Dick Murray. He made sure that Calm always prevailed and he was able to keep a unified operation going in this Council. I think he set a very high standard of conduct for the Common Council- a high standard with the public's interest and business always to come first and never last. He will be missed but I think the greatest tribute to Dick Murray will be that we continue the ideals that he set and the standards he set and the organization skill that he developed in this Council should always be followed. I commend you Richard as Council President, as a diligent Council person, someone who has represented your constituents well and someone who has been a close friend to the Mayor."

CONSENT CALENDAR

Councilman Ryan submitted the Consent Calendar which included the following items listed on the Agenda:

- 01 - Resolution - Health promotion and risk reduction.
- 013 - Communication - Offer of a concession stand for Kenosia Park.
- 014 - Communication - Offer by The Berol Corporation of lights & Fixtures for Hatters Park.
- 021 - Communication - Request for funds to paint Long Ridge Library.
- 029 - Report & Resolution - Woodside Avenue Area Sewers.
- 030 - Report - Housing Authority request for tax relief.
- 032 - Report & Ordinance - Amendment to Police Dept. Ordinance.
- 037 - Report - Request to change spelling of Segar St.
- 038 - Progress Report - Bus Stops.
- 039 - Progress Report - Noise Pollution.
- 39A - Report - Request for reimbursement of Tax Lien charges - P. Moodie.
- 040 - Report - Request for custodian at Danbury Library.
- 041 - Report - Request for new position in Forestry Dept.
- 042 - Report & Certification - Funding for Fair Rent Commission.
- 043 - Report & Certification - Funds for appraisal of Grand St. property.
- 044 - Report - Water system at Pleasant Acres.

A motion was made by Councilman Boynton and seconded by Councilman Murray for the Consent Calendar to be accepted as submitted. Motion carried unanimously by a roll call vote.

Minutes of Common Council Meeting held on October 6, 1981.

A motion was made by Councilman Ryan and seconded by Councilman Murray for the minutes to be accepted as submitted. Motion carried unanimously.

RESOLUTION - Health Promotion and Risk Reduction.

Whereas the Federal Department of Health & Human Services, acting through the Connecticut State Department of Health has made funds available to municipalities to be used for health promotion and risk reduction; and

Whereas, the City of Danbury through the Health Department has formulated a Health Education Risk Reduction Program involving 4th, 5th & 6th grade students to address health risk factors including smoking, alcohol abuse and malnutrition and insufficient exercise; and

Whereas, a continuation grant request of up to \$34,692 with no local match requirement has been processed by the Danbury Health Department;

Now Therefore Be It Resolved that the actions of the Danbury Health Department in applying for said continuation grant be and hereby are ratified; and

Be It Further Resolved that any and all further actions by the Danbury Health Department and the Mayor of the City of Danbury required to accomplish said program be and hereby are authorized.

The Resolution was adopted on the Consent Calendar.

RESOLUTION - RESOLUTION WITH RESPECT TO THE ISSUE AND SALE OF NOT EXCEEDING \$12,200,000 GENERAL OBLIGATION BONDS OF THE CITY OF DANBURY.

Councilman Ryan presented the following Resolution:

Section 1. \$3,200,000 of the \$7,000,000 Sewer Bonds of the City of Danbury authorized to be issued under an Ordinance entitled "An Ordinance Authorizing the Issuance of \$7,000,000 Serial Bonds To finance the additional cost of improving the City of Danbury, by means of constructing Lateral Sewer Lines and Authorizing the issuance of Bond Anticipation Notes In Anticipation Of The Issuance of Such Bonds, The Cost of Such Improvements To be Paid For Solely By Benefited Property Owners And/Or Federal Or State Grants" adopted by the Common Council on April 20, 1977 and approved by the electors May 25, 1977 ("the 1977 Bond Ordinance"), or so much thereof as the Mayor shall determine to be necessary to permanently finance the cost of sewer construction projects authorized to the date thereof pursuant to the 1977 Bonds Ordinance, are hereby authorized to be issued and sold forthwith by the Mayor and Treasurer at such time beginning from the date of adoption of this resolution to June 30, 1982, as they shall determine to be most advantageous to the City.

Section 2. Said Bonds shall be designated "City of Danbury Sewer Bonds, Series A", be dated as of the first or fifteenth day of a calendar month within the next succeeding seven months but not later than June 15, 1982, mature in substantially equal annual installments beginning two years from date of issue and ending fifteen years from date of issue in the manner and in the amounts substantially as set forth in the examples on Schedule A attached hereto, bear interest payable semiannually, be in the denomination of \$5,000, be nonregistrable, be payable at Hartford National Bank and Trust Company, or at the principal office of Hartford Trust Company (A Limited Purpose Trust Company), in the Borough of Manhattan, City and State of New York, be certified by said Hartford National Bank and Trust Company, be approved as to their legality by Messrs. Robinson, Robinson, & Cole, Bond Counsel, be signed by the manual or facsimile signatures of the Mayor, Treasurer and City Clerk, bear the Corporation Counsel's

endorsement of approval as to form and correctness and bear a facsimile of the City Seal.

Section 3. \$9,000,000 of the \$9,000,000 Water Bonds of the City of Danbury authorized to be issued under an Ordinance entitled "An Ordinance Appropriating \$9,000,000 For Improvements To The Water Supply System And Authorizing The Issue Of Bonds Of The City To Meet Said Appropriation And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose" adopted by the Common Council on September 4, 1979 and approved by the electors November 16, 1979, ("the 1979 Bond Ordinance") are hereby authorized to be issued and sold forthwith by the Mayor and Treasurer, together with the aforesaid sewer bonds, at such time set forth in Section 1 hereof, as they shall determine to be most advantageous to the City.

Section 4. Said \$9,000,000 bonds shall be dated as of the first or fifteenth day of a calendar month within the next succeeding seven months but not later than June 15, 1982, mature in the principal amount of \$600,000 in each year beginning one year from date of issue and ending fifteen years from date of issue, bear interest payable semiannually, and be payable at Hartford National Bank and Trust Company, or at the principal office of Hartford Trust Company (A Limited Purpose Trust Company), in the Borough of Manhattan, City and State of New York, and be certified by said Hartford National Bank and Trust Company.

Section 5. Said sewer bonds and water bonds ("the bonds") shall be sold by the Mayor and Treasurer at public sale upon sealed proposals at not less than par and accrued interest on the basis of the lowest net interest cost to the City and the Mayor and Treasurer are hereby authorized to accept on behalf of the City Council the proposal which shall result in the lowest net interest cost to the City for the bonds and the bonds shall bear such rate or rates of interest as shall be thereby determined.

Section 6. Pursuant to Section 5 of the 1977 Bond Ordinance and Section 2 of the 1979 Bond Ordinance, the bonds shall bear the pledge of the City's full faith and credit for the payment of the principal thereof and interest thereon provided, however, that any general funds of the City advanced to pay such principal and interest shall be reimbursed from sewer assessments and water assessments levied against benefitted property owners and from user charges, to the extent such sewer and water improvements may be included in the sewer system and water system operating costs, respectively, as provided in Section 7-8 of the Revised Charter of the City of Danbury, Connecticut approved by the electors of the City on November 8, 1977.

Section 7. Any bond anticipation notes of the City issued from time to time in anticipation of the issuance of said sewer bonds are hereby authorized to be renewed by the City Treasurer to June 30, 1982, provided that the requirements of Public Act No. 80-320 of the General Assembly of the State of Connecticut with respect to such renewals shall be met, and provided further that the proceeds from the sale of said sewer bonds shall be applied forthwith to the payment of the principal of and the interest on said bond anticipation notes or shall be deposited by the Treasurer with a bank or trust company in trust for such purpose.

SCHEDULE A
14 Year Maturity

Amount of Issue
\$2,000,000

2nd to 5th years \$125,000 per year
6th to 15th years \$150,000 per year

Amount of Issue (continued)

\$2,400,000	2nd to 14th years 15th year	\$170,000 per year \$190,000
\$2,800,000	2nd to 15th years	\$200,000 per year
\$3,200,000	2nd to 5th years 6th to 15th years	\$225,000 per year \$230,000 per year

Councilman Richard Murray moved that said Resolution be adopted as introduced and read and the motion was seconded by Councilman James Ryan. Motion carried. The Resolution was adopted unanimously by a roll call vote of 20 Ayes - 1 Member Absent (Councilman W. Walsh was absent).

RESOLUTION - Resolved that pursuant to Section 8-217 and 8-218 of the Connecticut General Statutes, the City of Danbury hereby designates the DHA Housing Corporation, a subsidiary of the Housing Authority of the City of Danbury, as a community Housing Development Corporation to enter into a contract with the Connecticut Department of Housing for the purpose of administering a Housing Rehabilitation Loan Program.

A motion was made by Councilman Murray and seconded by Councilman White that the Resolution be adopted.

Councilman Evans asked if any portion of the funds is to be paid by the City. Mr. McKenney, Director of the City Housing Authority was allowed to answer the question stating that they would be strictly government funds.

The Resolution was adopted by a vote of 19 Ayes 1 member absent (W.Walsh) and 1 member abstained from voting (Councilman Zotos abstained.).

COMMUNICATION & ORDINANCE - Method of payment ~~for~~ Tax Relief for elderly taxpayers.

Corporation Counsel Theodore H. Goldstein submitted a proposed new Ordinance Section 16-53.(Deferred Payment of Sewer Assessment Principal Ordinance).

This Ordinance would allow elderly persons who qualify under Sections 12-129b(a) and 12-170a(a) of the General Statutes to defer principal payments on assessments for sewer benefits until their property is sold or their death.

Councilman White requested referral to the Public Works Committee. Mayor Dyer so ordered.

PETITION - Request of The Exxon Company, U.S.A. to connect to City sewer on Mill Plain Road.

Councilman White requested referral to the Sewer & Water Extension Committee and Planning Commission. Mayor Dyer so ordered.

PETITION - Request of residents of Willow Street and Lyon Street to be included in the proposed City Sewer Project for the Woodside, Willow St. area.

Councilman Ryan requested referral to the Sewer & Water Extension Committee and Planning Commission. Mayor Dyer so ordered.

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COMMUNICATION - Request of William Lascala - Still River Development Corporation for permission to connect to water line on Newtown Road.

Councilman Murray requested referral to Sewer & Water Extension Committee and Planning Commission. Mayor Dyer so ordered.

PETITION - Petition signed by approximately 57 residents to maintain the roads in Marjorie Manor Development.

Councilman Ryan requested referral to the Road Study Committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request of Marcia C. McGowan of 54 Maple Avenue for a committee to be appointed to check on various City violations in the Maple Avenue Area - chickens being kept at 42 Maple Avenue - dumping of debris into the Still River on East Franklin St. by the Stanley Tree Co. etc.

Councilman White requested referral to an Ad Hoc Committee. Mayor Dyer so ordered and appointed the following members to this committee: Councilmen Gallo, Farah, White.

LEASE - Lease Agreement at Hatters Community Park- Rental of a single family dwelling located at Hatter's Community Park to a City Park employee: William and Mary Ambrose at a monthly rental of \$200.

Councilman Murray requested referral to an Ad Hoc Committee & Planning Commission.

Mayor Dyer so ordered and appointed the following Members to this committee: Evans, Torian, DaSilva.

COMMUNICATION & RESOLUTION - Non-Union Employees.

Mr. John P. Edwards, Director of Finance Acting, submitted a Resolution in reference to Administrative employees, not members of the DMEA and who should no longer be tied to the DMEA or any other collective bargaining unit.

Councilman White requested referral to an Ad Hoc Committee. Mayor Dyer so ordered and appointed the following members to this committee: Cassano, Eppoliti, Zotos.

COMMUNICATION - Offer by Morey Associates Inc. of land for sale to the City adjacent to Rogers Park.

Councilman Ryan requested referral to the Land Acquisition Committee & Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Offer by the Danbury Jaycees of a Concession Stand for Kenosia Park.
and offer

The Communication/was accepted on the Consent Calendar.

COMMUNICATION - Offer by The Berol Corporation of exterior lights and fixtures for Hatters Community Park.

The Communication and offer was accepted on the Consent Calendar.

COMMUNICATION - Request from the Purchasing Agent for permission to sell, by public bid, the surplus material from the kitchen at Hatters Community Park.

Councilman White requested referral to the Public Works Committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request from Councilman Turk for a committee to be appointed to review Ordinances relative to the repair of water mains.

Councilman White requested referral to the Public Works Committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request from Equal Rights & Opportunities Commission for a Commission on Status of Women.

Mayor Dyer explained that there is a committee pending on this matter but appointed the following members to review the matter: McManus, Butera, Farah.

COMMUNICATION - Request from HART (Housatonic Area Regional Transit) for additional funds in the amount of \$39,351. These funds are to be used for two purposes (1) \$14,351 to pay for the operating expenses of a vehicle which will be providing transportation services to elderly and handicapped Danbury residents; and (a) \$25,000 to support the services of a person hired on a one-year contract to put together the application for the construction of a multi-model transportation terminal proposed for Danbury.

Councilman Ryan requested referral to an Ad Hoc committee. Mayor Dyer so ordered and appointed the following members to this committee: Evans, Torian, DaSilva.

COMMUNICATION - Request from A. Hennessey, Veterans Advisor for funds to purchase a Mobile Filing System in the amount of \$4,437.10

Councilman White requested referral to an Ad Hoc Committee. Mayor Dyer so ordered and appointed the following members to this committee: Boynton, Burke, Repole.

COMMUNICATION - Request from Deborah MacKenzie, Acting Director of Welfare for additional funds in the amount of \$9,752.85 for office equipment.

Councilman White requested referral to an Ad Hoc committee. Mayor Dyer so ordered and appointed the following members to this committee: Gallo, Farah, White.

COMMUNICATION & CERTIFICATION - Request from the Long Ridge Library, Inc. for funds to paint the exterior of the library, in the amount of \$650.00.

A Certification in the amount of \$650.00 available in the Contingency Account to be transferred to Long Ridge Library Contributions Acct. #02-07-102-072800, was submitted by Mr. John P. Edwards, Director of Finance, Acting.

The Communication was accepted and transfer authorized on the Consent Calendar.

COMMUNICATION - Request of the Danbury Municipal Employees Association for permission to set up a separate account from the vending machines, for a Sunshine Fund for City employees. This setup is to eliminate collections from City employees to purchase flowers, cards, etc. for those who are ill or hospitalized or when a death occurs.

Councilman DaSilva requested referral to an Ad Hoc committee. Mayor Dyer so ordered and appointed the following members to this committee: Cassano, Eppoliti, Zotos.

COMMUNICATION - Request of John Grissmer for a refund of taxes.

Councilman White requested referral to an Ad Hoc committee. Mayor Dyer so ordered and appointed the following members to this committee: Boynton, Burke, Repole.

COMMUNICATION - Appointment of Mr. Paul Mangiafico, Timber Crest Drive as an elector member of the Environmental Impact Commission for a term to expire on December 1, 1983.

DEPARTMENT REPORTS

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|--|------------------------|
| Fire Chief | Sealer of Weights |
| Fire Marshal | Police Department |
| Airport Administrator | Blood Pressure Program |
| Housing Inspector | Building Inspector |
| Health Dept. Risk Reduction Grant | Health Inspector |
| Coordinator of Environmental & Occupational Health Services. | |

A motion was made by Councilman Ryan and seconded by Councilman Murray to dispense with reading Department Reports as all members have copies which are also on file in the Office of the City Clerk for public inspection. Said Reports to be accepted as submitted. Motion carried unanimously.

REPORT & RESOLUTION - Proposed Extension of Sanitary Sewer lines to Woodside Avenue Area.

Councilman Richard Murray, President of the Common Council, submitted a report stating that the Common Council conducted a public hearing on October 20, 1981 at 7:30 P.M. in reference to the above captioned proposal.

The Common Council met as a committee of the whole on October 28, 1981 at 8:30 P.M. in the Council Chambers to discuss the proposal.

A motion was made and passed to recommend approval of the extension of sanitary sewer lines as amended, to the Woodside Avenue area.

RESOLUTION - Whereas the Common Council conducted a public hearing on the possibility of extending sanitary sewer lines in the Woodside Avenue Area, at which time there was only limited opposition; and that the accomplishment of the extension is a matter of public convenience and necessity;

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL THAT the City of Danbury undertake to extend sanitary sewer lines in the Woodside Avenue area.

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

REPORT - Housing Authority Request for Tax Relief.
Councilman Torian submitted a report stating that
With respect to the nature of our State and Municipal requirements
and the length of time necessary to effect compliance the committee
requested an extension of time until all conditions have been
satisfactorily completed.

The Report was accepted on the Consent Calendar.

REPORT & ORDINANCE - Membership of Commission on Aging.

Councilwoman L. Rinder submitted a report stating that the committee
appointed to consider the request of the Commission on Aging to reduce
membership of the Commission, met on October 28, 1981. The committee
recommends approval of the Ordinance as drawn up by the Corporation
Counsel, reducing the number of members of the Commission on Aging.

Councilman White made a motion, seconded by Councilman Repole to
defer the Ordinance for a public hearing. Motion carried.

REPORT & ORDINANCE - Amendments to Police Department Ordinance.

Councilman Murray, President of the Common Council submitted a report
stating that the Common Council conducted a public hearing on
October 28, 1981 at 8:15 P.M. in reference to the above captioned
ordinance amendment.

The Common Council met as a committee of the whole on Oct. 28, 1981
at 8:30 P.M. in the Council Chambers at City Hall to discuss the
Ordinance amendment./

A motion was made and passed unanimously to recommend adoption of the
Ordinance, as submitted.

ORDINANCE - That Section 15-17(c) is hereby amended to read as follows:

"Every applicant shall have reached his or her eighteenth birthday."

That Section 15-17(F) is hereby amended to read as follows:

"The weight of each applicant shall be consistent with and in
proportion to his or her height and age."

That Sections 15-17(H) and 8-18(7) are hereby amended to read as follows:

"Each applicant must pass a thorough physical examination, including an
examination of physical agility as well as a psychiatric examination
conducted by a physician or physicians or other qualified persons as
designated by the City of Danbury."

That Sections 15-17(G) and 8-18(6) are hereby amended to read as follows:

"Applications shall not be accepted from any person who has ever been
convicted of a crime involved moral turpitude."

The Report was accepted and Ordinance adopted by the Common Council,
on the Consent Calendar.

REPORT & ORDINANCE - Tax Relief for Elderly.

Councilman Burke submitted a report stating that the committee appointed to review Tax Relief for the Elderly, met on October 15, 1981 at 7:30 P.M.

At the meeting Councilman Delsin made a motion to change sub-section (2) Paragraph B of the Code of Ordinances Section 18-12 from three years to one year. Motion was seconded by Councilman Burke and carried. This motion will put the Code of Ordinances in line with Public Act 81-405 of the State Statutes.

A motion was made by Councilman Evans and seconded by Councilman Boynton that the Report be accepted and the Ordinance deferred for Public Hearing. Motion carried.

REPORT & ORDINANCE - Fire Lanes and Fire Zones.

Councilman Murray, President of the Common Council submitted a report stating that the Common Council conducted a public hearing on Oct. 28, 1981 at 7:45 P.M. in reference to the above captioned Ordinance amendment.

The Common Council then met as a committee of the whole on Oct. 28, 1981 at 8:15 P.M. to discuss the ordinance amendment.

A motion was made and passed to recommend adoption of the Ordinance amendment to Section 19-62 - Fire Lanes & Fire Zones.

ORDINANCE - That Section 19-62(b) be and hereby is amended to read as follows:

No person shall park, or permit to stand, a motor vehicle in the fire zone or fire lane so established except when actually picking up or discharging passengers. Any person violating this section shall be fined not more than \$25.00. The registered owner of a motor vehicle shall be presumed to be the operator of such vehicle.

BE IT FURTHER ORDAINED THAT Section 19-62 be and hereby is amended by the addition of Subsection (c). The subsection reads as follows:

The Fire Marshal, any Deputy Fire Marshal or Fire Inspector and any Police Officer of the City of Danbury shall be and hereby are authorized and empowered to issue summonses for violations of this section.

A motion was made by Councilman Gallo and seconded by Councilman Ryan that the report be accepted and Ordinance adopted.

Councilman Burke spoke in opposition of the ordinance stating that Firemen are appointed to fight fires and not issue tickets.

Councilman Scialabba spoke in favor of the ordinance stating that the Fire Inspectors should issue the tickets.

Councilman Gallo explained that the Fire Marshal does not fight fires.

The Ordinance was adopted by a roll call vote of 19 Ayes, 1 Nay - Councilman Burke voted Nay and Councilman Walsh was absent.

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REPORT & ORDINANCE - Amendment to Ordinance concerning Sec. 14-5
Retirement Benefits, normal form and amount.
Paragraph (c).

Councilman Murray, President of the Common Council submitted a report stating that the Common Council conducted a public hearing on Oct. 28, 1981 at 8:00 P.M. in the Council Chambers at City Hall, in reference to the above captioned ordinance amendment.

The Common Council then met as a committee of the whole on Oct. 28, 1981 at 8:30 P.M. in the Council Chambers at City Hall to discuss the Ordinance amendment.

A motion was made and passed to form an ad hoc committee at the next regularly scheduled Council meeting to review the amendment.

A motion was made by Councilman Ryan and seconded by Councilman Delsin that the Report not be accepted and the recommendation be denied.
Motion carried.

Mr. Edwards was allowed to speak and informed the Council that this ordinance was to provide an increase to all employees who have retired prior to 1973, at the rate of 15%. All persons who have retired after 1973 received automatic increases each year. There is no need for additional funds at this time.

A motion was made by Councilman Ryan and seconded by Councilman Murray for adoption of the Ordinance. Motion carried by a roll call vote of 20 Ayes - 1 member absent. (Councilman Walsh was absent).
The Ordinance was adopted.

REPORT & ORDINANCE - Special Assessments for improvements.
road study committee

Councilman Burke submitted a report stating that the committee met on October 27, 1981 to consider a proposed ordinance for special assessments on improvements. Councilman Gallo presided in the absence of the Chairman, Councilman Burke.

Attorney Gottschalk has incorporated all the recommendations and our current laws on the subject. There was general agreement with the ordinance from J. Schweitzer the City Engineer.

Councilman Murray made a motion at the committee meeting, seconded by Councilman Delsin to recommend acceptance of the Ordinance as proposed.
The motion passed.

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

REPORT - Segar St.

Councilman DaSilva, Chairman of the Public Works Committee submitted a report stating that the committee studied a request to change the spelling of Segar Street to Seger Street because the name of the Seger Family for whom the road is named, is spelled in the latter fashion.

Because of the inconvenience and hardship that would be caused to the residents in changing the spelling on all their various documents, the committee voted to recommend denial of this petition.

The Report was accepted on the Consent Calendar.

PROGRESS REPORT - Bus Stops.

Councilman Boynton submitted a report stating that the committee met on August 20th and September 14th, 1981.

At the request of Councilman Scialabba the meeting was held with input received from Nancy Deibler and Emanuel Merullo of H.A.R.T. regarding their policy on bus stops. They explained their policy and advised the committee that they were working on establishing expanded bus routes and would advise the committee when and where bus stops were to be located.

Attorney Goldstein, in a letter dated September 15th advised the committee of his opinion as it applies to bus routes, signs, private property and the State D.O.T. No action has been taken by the committee as of this date.

The Report was accepted on the Consent Calendar.

PROGRESS REPORT - Noise Pollution.

Councilman Boynton submitted a report stating that the committee charged with the task of reviewing the needs for regulations governing control of noise pollution have not been able to make a final recommendation to establish a viable noise control ordinance./

The committee has a rough draft of an ordinance in the hands of the Assistant Corporation Counsel at this time; however the committee stated that we are at least six months away from presenting the Council with a final noise control ordinance for their consideration.

It was the hope of the committee that the new Council would allow the efforts of this committee to continue.

The Report was accepted on the Consent Calendar.

REPORT - Request of Peter Moodie for reimbursement of tax liens and interest charges.

Councilman Boynton submitted a committee report stating that the committee met on September 15, 1981 and on October 22, 1981. Members attending both meetings were Boynton, Burke, & Turk. On September 15th, Mr. Moodie, Evo Butera the Tax Assessor, William Hanna the Tax Collector and The Corporation Counsel Theodore H. Goldstein attended the meeting. Mr. Moodie attended the Oct. 22nd meeting.

It was determined at the meeting that the City complied with all City & State laws regarding taxations and collection of same. It would appear that when Mr. Moodie purchased his home on Feb. 27, 1980 he was made aware that the taxes were paid through the third quarter but that he was responsible for the payment of the fourth and last quarter of the Oct. 1, 1978 taxes.

The committee was informed by Corporation Counsel T. Goldstein that there was nothing this committee or the Common Council could do to reimburse tax liens and interest charges. This was also conveyed to the committee in a letter dated Sept. 22, 1981 which was received and acted upon at the October 22, 1981 meeting.

Therefore, upon the advice of the Corporation Counsel the committee voted that no action be taken by the Common Council on the request of Mr. Moodie.

The Report was accepted on the Consent Calendar.

REPORT - Request for custodian at the Danbury Library.

Councilman DaSilva submitted a report stating that the Public Works committee studied a request from Mr. Winkelstern, Superintendent of Public Buildings, for a third custodial position at the Library. He stated that this position is needed to replace one that had been previously filled by a C.E.T.A employee.

Because of budgetary considerations and because we are a good way into the fiscal year, the committee recommends that funds for this position not be appropriated at this time and further recommends that Mr. Winkelstern consider re-submitting this request in the 1982-1983 budget.

The report was accepted on the Consent Calendar.

REPORT - Request for new position in Forestry Department.

Councilman DaSilva submitted a report stating that the Public Works committee reviewed a request from Mr. Byron Johnson, Tree Warden, for a new position to be added to his department. Mr. Johnson explained that this new position would allow him to send out two complete crews instead of one to perform the duties of his department.

Being well along into the fiscal year and considering budgetary concerns, the committee is recommending that the Common Council does not approve the addition of this new position at this time and recommends that Mr. Johnson consider re-submitting this request in the 1982-1983 budget.

The Report was accepted on the Consent Calendar.

REPORT & CERTIFICATION - Request for funds for Fair Rent Commission.

Councilman Boynton submitted a report stating that the Ad Hoc committee met on Oct. 22, 1981. Councilman Boynton and Repole of the committee attended as well as Councilman Turk and Robert Godfrey, Chairman of the Fair Rent Commission.

Mr. Godfrey explained the need for funding of a competent stenographer to record their minutes and proceedings of the Commission on any complaint. If the funds should not be used they would lapse back into the General Fund.

A motion was made at the committee meeting by Councilman Repole and seconded by Councilman Boynton to grant the request for \$1,000 to the Fair Rent Commission for a stenographer. The motion passed.

Therefore it is the recommendation of the committee that funds be allocated in the amount of \$1,000 to the Fair Rent Commission for a stenographer, (Professional service fees Account #020100).

A Certification of funds in the amount of \$1,000 available in the Contingency Account to be transferred to Fair Rent Commission Professional Services Acct. #02-01-190-202100, was submitted by Mr. John P. Edwards, Director of Finance, Acting.

The Report was accepted and transfer authorized by the Common Council, on the Consent Calendar.

REPORT & CERTIFICATION - Request for funds for appraisal of Grand St. Property.

Councilman DaSilva submitted a report stating that the Public Works Committee studied the request for funds to properly appraise a parcel of property on Grand Street which has been declared surplus property and will be sold to the highest bidder. The appraisal is to set a minimum cost.

After a discussion with the City Assessor, Evo Butera, it was felt that \$750.00 would be sufficient to purchase this service. The committee therefore recommends the appropriation of \$750.00 for an appraisal of City property on Grand Street.

A Certification of funds in the amount of \$750.00 available in the Contingency Account to be transferred to Purchasing Appraisal's etc. Acct. #03-01-148-020102, was submitted by Mr. John P. Edwards, Director of Finance, Acting.

The Report was accepted and transfer of funds authorized by the Common Council, on the Consent Calendar.

REPORT - Request to take over water system at Pleasant Acres.

Councilman DaSilva submitted a Public Works Committee report stating that the committee studied the water problem at Pleasant Acres, on several occasions. Mrs. Gail Greenberg, representing the homeowners association discussed the various aspects of the problem with the committee.

In addition to her, the committee also discussed this problem with and possible solution with the City Engineer, Public Works Director, Assistant Corporation Counsel E. Gottschalk and State Representatives J. Walkovich and M. Smith.

After lengthy discussions it was decided to write a communication to Mrs. Greenberg to outline the various possible solutions to the problem with the advantages and drawbacks of each as were perceived.

The committee voted to recommend no action be taken at this time, as a decision of the part of those affected in the Pleasant Acres area as to what direction to be taken to solve this problem must be made before the City can take any further role.

The Report was accepted on the Consent Calendar.

REPORT - Councilman Evans, Chairman of the Land Acquisition committee, submitted a report stating that the committee met on October 19, 1981. In attendance were committee members, Evans, Gallo, Repole, Turk & Burke, Attorney Goldstein and J. Schweitzer and L. Sedney, City Planner were also present.

The committee met on the property offered to the City, known as "Hamilton Sub-Division". It is the recommendation of the committee that this property be refused without prejudice.

A motion was made by Councilman Ryan and seconded by Councilman Murray that the Report be accepted. Motion carried unanimously.

RESOLUTION - Abatement of Taxes for Beaver Street Apartments, Inc.

A motion was made by Councilman DaSilva and seconded by Councilman White that the above captioned Resolution be included on this Agenda. Resolution was not received in time for preparation of the Agenda beforehand. Motion carried.

RESOLUTION - That the real property taxes abated on the subject property are \$31,500 for the Grand List of October 1, 1980.

The Tax Collector is directed to refund all tax payments received from Beaver Street Apartments, Inc. or its representatives, in connection herewith, to the extent that said funds are reimbursable by the State of Connecticut through its Department of Housing.

A motion was made by Councilman Ryan and seconded by Councilman Murray that the Resolution be adopted. Motion carried. The Resolution was adopted unanimously.

Councilman DaSilva then requested personal privilege to speak on the following members:

- Councilman Turk who always acted with the best interest of the City in mind.
- Councilman Walsh who was an exemplary Councilman.
- Councilman Scialabba who he thanked for keeping everyone on their toes.
- Councilman Delsin - never had a more cooperative minority leader.
- Councilman Murray who worked well with all members of the Council - City will miss this dedicated servant.
- Councilman Ryan - was thanked for all his help and wished the best of luck in his legal career.

Councilman Delsin congratulated members of the administration for their overwhelming victory. Mr. Delsin thanked the Council body and all committee chairman with whom he worked.

Councilman Ryan spoke as the majority leader thanking the City Clerk and Assistant City Clerk, Corporation Counsel Theodore H. Goldstein and Assistant Corporation Counsel E. Gottschalk for their help and cooperation during the past two years and thanked all who did not run again for office for their participation and dedication.

Mr. Ryan thanked Councilman Delsin as the Minority Leader and extended Best Wishes and Good Luck to Councilman Murray, Council President.

In reply, Councilman Murray stated that as an avid sports fan, a manager is only as good as the members of the team who played for them.

Pursuant to the City Charter, Mayor Dyer invited members of the public to speak if they so desired on any matter listed on the evenings agenda.

As there were no speakers, and there being no further business to come before the Common Council, a motion was made by Councilman Evans and seconded by Councilman Repole for the meeting to be adjourned at 9:10 O'Clock P.M.

Respectfully submitted

Mary Rickert

Assistant City Clerk

Attest:

Elizabeth Crudginton

Elizabeth Crudginton
CITY CLERK