

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

SUBJECT: Minutes of the Special Meeting of the Common Council held on August 25, 1983.

The Meeting was called to order at 7:00 O'Clock P.M. by the Honorable Mayor James E. Dyer who led the assembly in the Pledge of Allegiance to the Flag.

The Prayer was offered by Councilman Edward T. Torian.

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

PRESENT: Council Members - Gallo, McGarry, Foti, Torcaso, Esposito, McManus, DaSilva, Torian, Cassano, Charles, Boynton, Leopold, Evans, Council Members, Butera, Zotos, & Farah arrived after Roll Call.

ABSENT: Council Members - Eriquez, Eppoliti, White, Elder, Repole.

16 Members Present - 5 Members Absent.

It was reported that Councilman Eriquez's car broke down.

NOTICE OF SPECIAL MEETING - to be held on the 25th day of August, 1983 at 7:00 O'Clock P.M. for the purpose of acting upon the following:

- 01 - REPORT & ORDINANCE - An Ordinance making appropriations for various public improvements aggregating \$7,725,000 and authorizing the issuance of Bonds to meet said appropriations.
- 02 - REPORT & RESOLUTION - Neighborhood Assistance Act Program.
- 03 - COMMUNICATION - Appointments to the Danbury Police Department.
- 04 - COMMUNICATION - Request from the Assessor for funds in regard to the Boehringer-Ingelheim lawsuit.
- 05 - RESOLUTION - Public Works Dept. Grant Request re: Kenosia Flood Skimming Project.
- 06 - COMMUNICATION - Request from the Director of the Danbury Library for Council approval to deposit funds provided by the Library Board to the Library's part-time salary account.
- 07 - COMMUNICATION - Proposed Deed for Highway Widening.
- 08 - RESOLUTION - Parking Authority
- 09 - COMMITTEE REPORTS

RETURN OF SERVICE - Notices delivered and served by Police Officers of the Danbury Police Department.

A motion was made by Councilman DaSilva and seconded by Councilman Evans for the NOTICE & RETURN OF SERVICE to be accepted. Motion carried.

01 - REPORT & ORDINANCE - An Ordinance Making Appropriations for various public improvements aggregating \$7,725,000 and authorizing the issuance of Bonds to meet said appropriations.

Councilwoman Constance McManus submitted a report stating that the Common Council held a public hearing regarding the above captioned ordinance, on August 8, 1983 at 7:45 P.M. in the Council Chambers at City Hall.

The Committee of the whole met at 8:00 P.M. on August 8, 1983 and recommends to the Common Council that the Ordinance as stated above, be placed before the voters and taxpayers of the City of Danbury in a referendum on November 8, 1983.

A motion was made by Councilman Boynton and seconded by Councilman DaSilva for the Report to be accepted as submitted. Motion carried unanimously.

Councilwoman Constance McManus introduced and read the following Ordinance:

AN ORDINANCE MAKING APPROPRIATIONS FOR VARIOUS PUBLIC IMPROVEMENTS AGGREGATING \$7,725,000 AND AUTHORIZING THE ISSUANCE OF \$7,725,000 BONDS OF THE CITY TO MEET SAID APPROPRIATIONS AND PENDING THE ISSUE THEREOF THE MAKING OF TEMPORARY BORROWINGS FOR SUCH PURPOSE

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF DANBURY:

Section 1. The sums set opposite the public improvements hereinafter listed are hereby appropriated to meet the costs thereof, respectively, including costs of surveys, borings and easement acquisitions, and engineering, construction, equipment, legal, administrative and other related costs, each of said appropriations to be inclusive of any and all Federal and State grants-in-aid thereof:

(a) Schools:

- New All-Weather Track at Danbury High School
- Reconstruct Sidewalks and Curbing at various schools as needed
- Recap Parking and Playground Areas at various schools as needed
- New Gym Floor at Rogers Park Junior High School
- Replace Floor Tiles at various schools as needed
- Install Dust Collecting System at Danbury High School

\$ 480,000

(b) Schools:

- Handicap Ramp at Park Avenue School
- Replace Gym Ceiling at Hayestown Avenue School
- Auditorium Improvements at Danbury High School
- Repair Steps and Wall at Danbury High School
- Exterior Renovations at Alternative Education - Locust Avenue
- Install Ventilation System at Broadview Junior High School
- Install Partitions at Rogers Park Junior High School
- Replace Roof at Education-Service Center - Osborne Street
- Replace Roof at Great Plain School
- Replace Roof at King Street School
- Replace Roof at Mill Ridge Intermediate School
- Replace Roof at Pembroke School
- Replace Roof at Roberts Avenue School
- Replace Roof at Shelter Rock School
- Replace Roof and Gutters at South Street School - Old Section

1,441,000

(c)	Contingency	\$ 29,000
	Interest, Legal and Administrative	168,000
	Schools - Total	<u>\$2,118,000</u>
(d)	<u>Public Works:</u>	
	Improvements to various City dams; including West Lake, East Lake, Marjorie, Upper Kohanza, Padanaram and Boggs Pond, and Lower Kohanza	
	Drainage improvements to eliminate flooding, including construction and reconstruction of City storm drains and completion of a Drainage Study	
	Improvements to all Bridges (except Cross Street Bridge)	
	Construct Maintenance Garage for Public Works Department	
	Interior Renovations to Old Library	
		4,245,000
(e)	<u>Police Department:</u>	
	Police Headquarters - Addition	
	Steel Building - Storage	
		510,000
(f)	<u>Fire Department:</u>	
	Firehouse Addition - Osborne Street	
	Fire Alarm System Update	
		105,000
(g)	<u>Parks and Recreation:</u>	
	Improvements to Tennis Courts and Fields at Danbury High School and Broadview Junior High School including Appurtenant Structures	
	Richter Authority - Maintenance and Lavatory Facilities	
	Kenosia Park and Hatters Park - Lavatory Facilities	
		230,000
(h)	Contingency	75,000
	Interest, Legal and Administrative	442,000
	Various Public Improvements - Total	<u>\$5,607,000</u>

Section 2(a). To meet the appropriation for the school improvements included under Section 1(a), School Bonds of the City shall be issued maturing from not later than the second to not later than the tenth years after their date in annual installments which shall be substantially equal or shall be so arranged that no installment payable in any year shall be less than the amount of any installment payable in any subsequent year.

Section 2(b). To meet the appropriation for the school improvements included under Section 1(b) and the appropriations for contingency, interest, legal and administrative costs in Section 1(c), School Bonds of the City shall be issued maturing from not later than the second to not later than the twentieth years after their date in annual installments which shall be substantially equal or shall be so arranged that no installment payable in any year shall be less than the amount of any installment payable in any subsequent year.

Section 3. To meet the appropriations for the various public improvements included under Section 1(d) through Section 1(g) and the appropriations for contingency, interest, legal and administrative costs in Section 1(h), General Public Improvement Bonds of the City shall be issued maturing from not later than the second to not later than the twentieth years after their date in annual installments which shall be substantially equal or shall be so arranged that no installment payable in any year shall be less than the amount of any installment payable in any subsequent year.

Section 4. Said bonds shall be issued in one or more series as determined by the Common Council, provided that the aggregate amount of bonds issued to meet any appropriation shall in no event exceed the actual costs or estimated costs as determined by said Council of the public improvement or improvements for which such appropriation was made less the aggregate amount or estimated amount as determined by said Council of any Federal and State grants-in-aid thereof. The bonds of each series shall be issued in bearer form with interest coupons attached, or in fully registered form, be in the denomination of \$1,000 or a whole multiple thereof, be dated as of the first or fifteenth day of the calendar month in which they are issued or as of the first or fifteenth day of a calendar month within the three calendar month period next prior thereto, be payable both principal and interest at a bank or trust company designated by the Mayor, be signed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor, the City Clerk and the City Treasurer, bear the facsimile of the City seal, be certified by a bank or trust company designated by the Mayor pursuant to Section 7-373 of the General Statutes of Connecticut, as amended, and be approved as to their legality by Messrs. Robinson, Robinson & Cole, Attorneys-at-Law, of Hartford. They shall bear such rate or rates of interest as shall be determined by the Mayor upon receipt of bids for the purchase thereof, and the interest

coupons attached, if any, shall bear the facsimile signature of the City Treasurer. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal and the denominations, date, time of issue and sale and other particulars thereof shall be determined by the Common Council.

Section 5. The bonds of each series shall be sold by the Mayor 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. A notice of sale describing the bonds and setting forth the terms and conditions of the sale shall be published at least seven days in advance of the sale in a recognized publication carrying municipal bond notices and devoted primarily to financial news and the subject of state and municipal bonds. Any premium received upon the sale of the bonds, less the cost of preparing, issuing and marketing them, shall be applied to the payment of the principal of the first of the bonds to mature and contributions from other sources for the payment thereof shall be reduced accordingly.

Section 6. The City Treasurer is authorized to make temporary borrowings in anticipation of the receipt of the proceeds of any series of said bonds. Notes evidencing such borrowings shall be payable at a bank or trust company designated by the City Treasurer, be signed by the Mayor, City Clerk and City Treasurer, have the seal of the City affixed, be certified by a bank or trust company designated by the City Treasurer pursuant to Section 7-373 of the General Statutes of Connecticut, as amended, and be approved as to their legality by Messrs. Robinson, Robinson & Cole, Attorneys-at-Law, of Hartford. They shall be issued with maturity dates not more than two years from the date of issue, but notes issued with shorter maturities may be renewed from time to time by the issue of other notes provided the period from the date of issue of the original note or notes to the date of maturity of the last renewal note or notes shall not be more than two years or, subject to the provisions of Section 7-378a of the General Statutes of Connecticut, as amended, not more than four years. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The interest on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, shall be included as a cost of the

projects described in Section 1. Upon the sale of said bonds the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on said notes or shall be deposited with a bank or trust company in trust for such purpose.

Section 7. The balance of any appropriation not needed to meet the costs of any improvements described in Section 1 hereof after reduction for any Federal or State grant-in-aid paid or estimated to be paid with respect thereto, or the proceeds of any bonds issued to meet any such appropriation not needed to meet the costs of any such improvements, may be transferred by resolution of the Common Council to meet the additional cost of any other improvements described in Section 1.

Section 8. This Ordinance shall become effective upon its approval at a Referendum as called by the Mayor for such purpose, pursuant to the revised City Charter.

Councilman Ernest Boynton moved that said Ordinance be adopted as introduced and read, and the motion was seconded by Councilman Joseph DaSilva. Motion carried. The Ordinance was approved by the affirmative vote of at least two-thirds of the members of the Common Council. The Ordinance was adopted unanimously.

RESOLUTION - PROVIDING FOR REFERENDUM.

RESOLVED by the Common Council of the City of Danbury:

THAT the ordinance entitled "An Ordinance Making Appropriations For Various Public Improvements Aggregating \$7,725,000 And Authorizing The Issuance of \$7,725,000 Bonds Of The City To Meet Said Appropriations And Pending The Issue Thereof The Making of Temporary Borrowings For Such Purpose" be submitted for approval or disapproval at a referendum to be called by the Mayor pursuant to Section 7-10(a) of the Revised City Charter and held on November 8, 1983, between the hours of 6:00 O'Clock A.M. and 8:00 O'Clock P.M. (E.S.T.), that the Warning of said meeting state the question to be voted on as follows: "Shall the Ordinance entitled 'An Ordinance making appropriations for various public improvements aggregating \$7,725,000 and authorizing the issuance of \$7,725,000 Bonds of the City to meet said appropriations and pending the issue thereof the making of temporary borrowings for such purpose,' adopted by the Common Council August 25, 1983, be approved?" The designation of said question on the ballot label shall read as follows: "For Approval \$7,725,000 Bond Ordinance For Various Public Improvements. YES NO," and that the Warning of said referendum state that the full text of said Ordinance is on file open to public inspection at the Office of the Town Clerk.

Councilman Joseph DaSilva moved that said resolution be adopted as introduced and read by the City Clerk Elizabeth Crudginton and the motion was seconded by Councilwoman Constance McManus.
The Resolution was adopted unanimously.

RESOLUTION - PROVIDING FOR CALL AND NOTICE OF REFERENDUM.

RESOLVED by the Common Council of the City of Danbury:

THAT Mayor James E. Dyer be authorized and directed to call a referendum to be held on November 8, 1983 between the hours of 6:00 o'clock A.M. and 8:00 o'clock P.M. (E.S.T.) at the several voting districts of the City to consider and take action upon an ordinance entitled "An Ordinance Making Appropriations For Various Public Improvements Aggregating \$7,725,000 And Authorizing The Issuance Of \$7,725,000 Bonds Of The City To Meet Said Appropriations And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose" and that the notice of said referendum be in substantially the following form:

LEGAL NOTICE

WARNING

NOTICE OF REFERENDUM

The electors of the City of Danbury and qualified voters entitled to vote in a City Meeting are hereby warned and notified to meet where such persons are entitled to vote on the 8th day of November, 1983, between the hours of 6:00 o'clock A.M. and 8:00 o'clock P.M. (E.S.T.) for the purpose of approving or disapproving the following question:

"Shall the ordinance entitled 'An Ordinance Making Appropriations For Various Public Improvements Aggregating \$7,725,000 And Authorizing The Issuance Of \$7,725,000 Bonds Of The City To Meet Said Appropriations And Pending The Issue Thereof The Making Of Temporary Borrowings For Such Purpose,' adopted by the Common Council at its meeting held August 25, 1983 , be approved?"

The form of the question and the ballot label on the voting machine shall be as follows:

"For Approval \$7,725,000 Bond Ordinance
 For Various Public Improvements. YES NO"

The vote will be by voting machine. Those desiring to vote in favor of the adoption of the ordinance shall place the pointer over the question on the voting machine at "YES". Those desiring to vote against the adoption of the ordinance shall place the pointer over the question on the voting machine at "NO".

Electors of the City of Danbury and qualified voters are entitled to vote. A qualified voter is any citizen of the United States of the age of eighteen

years or more who, jointly or severally, was liable to the City for taxes assessed against him in an amount of not less than \$1,000 on the last completed grand list of the City or who would have been so liable if not entitled to an exemption as a blind person or as a veteran or as a widow or parent of a veteran.

Electors will be entitled to vote at the polling place in their respective voting districts. Polling places will be located in the following districts.

- District No. 1: Danbury High School, Clapboard Ridge
- District No. 2: Hayestown School, Hayestown Avenue
- District No. 3: Broadview Junior High School, on Hospital Avenue
- District No. 4: South Street School Auditorium, 129 South Street
- District No. 5: War Memorial Building, Rogers Park, 137 South Street
- District No. 6: Park Avenue School, Park Avenue
- District No. 7: Morris Street School, 28 Morris Street

Qualified voters will be entitled to vote at the polling place in the Public Meeting Room, Room 328 on the third floor of the City Hall, 155 Deer Hill Avenue.

The polls in said districts and at City Hall will be open during the hours between 6:00 o'clock A.M. and 8:00 o'clock P.M. (E.S.T.).

Said vote is being held pursuant to Section 7-10(a) of the Revised Charter of the City of Danbury, approved by the electors November 8, 1977.

The full text of the aforesaid ordinance is on file, open to public inspection, in the office of the Town Clerk.

Councilman Joseph DaSilva moved that said Resolution be adopted as introduced and read and the motion was seconded by Councilman Thomas Evans. Motion carried.

The Resolution was adopted unanimously.

RESOLUTION - PROVIDING FOR VOTING AT SPECIAL CITY MEETING ON NOVEMBER 8, 1983.

BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the Special City Meeting to be called by the Mayor for the purpose of voting on the question of approving or disapproving the Bond Issue authorized in "An Ordinance Making Appropriations for various Public Improvements Aggregating \$7,725,000 and Authorizing The Issuance of \$7,725,000 Bonds of the City to meet said appropriations and pending the issue thereof the making of temporary borrowings for such purpose" enacted by the Common Council on August 25, 1983 shall be held in conjunction with the election of November 8, 1983, and polling places for the referendum vote will be located in the seven voting districts of the City and in the City Hall, electors only shall be entitled to vote on the question at the polling place in their respective voting districts and qualified voters only shall be entitled to vote on the question at the City Hall.

The polls will be open during the hours between 6:00 O'Clock A.M. and 8:00 O'Clock P.M. (E.S.T.)

Said vote is being held pursuant to 7-10(a) of the Revised Charter of the City of Danbury, approved by the electors November 8, 1977.

Councilman Joseph DaSilva moved that said Resolution be adopted as introduced and read and the motion was seconded by Councilman Edward T. Torian. Motion carried.

The Resolution was adopted unanimously.

02 - REPORT & RESOLUTION - Neighborhood Assistance Program.

C. McManus, Common Council President submitted a report stating that the Common Council held a public hearing for the Neighborhood Assistance Program, on August 8, 1983 at 7:30 P.M. in the Council Chambers at City Hall.

The Council met as a committee of the whole at 8:00 P.M. on August 8, 1983 and recommends to the Common Council that the Resolution be approved as submitted.

RESOLUTION - Whereas, the Connecticut General Assembly has adopted Public Act 82-469, designed to encourage businesses to invest in programs providing neighborhood assistance, job training and education, community services, crime prevention and energy conservation by providing business tax credits against State Taxes on business; and

WHEREAS, said Public Act requires that participating municipalities approve a list of neighborhood assistance programs eligible for investment by business firms together with supporting information concerning each such program;

NOW, THEREFORE, BE IT RESOLVED that the programs listed in attached Exhibits A. through X be and hereby are approved as eligible for investment by business firms under the provisions of Public Act 82-469.

BE IT FURTHER RESOLVED THAT Mayor James E. Dyer be and hereby is authorized to take any additional actions that may be required in furtherance of neighborhood assistance pursuant to Public Act. 82-469

BE IT FURTHER RESOLVED THAT it is found and determined that each of the programs listed in the Exhibits A through X, inclusive, constitutes each such program taken as a whole, a suggested plan of implementation for each such program, as required by Public Act 82-469, Section 2(a).

A motion was made by Councilman Boynton and seconded by Councilman Charles, for the Report to be accepted and Resolution adopted. Motion carried

The Resolution was adopted unanimously.

03 - COMMUNICATION - Appointment of the following to the Danbury Police Department:

George Chelso
Merwin Brook Rd.
Brookfield, Connecticut

House Builder
Sophomore at W.C.S.U.
C.J. Major
Single - Age 21
American Indian

A motion was made by Councilwoman C. McManus and seconded by Councilman T. Evans that the Communication be accepted and appointment confirmed. Motion carried unanimously.

Mayor Dyer noted that this was the last appointment on this list. The Department is up to full strength now. The Civil Service is in the process of arrangements for a new list.

04 - COMMUNICATION - Request from the Tax Assessor, Evo Butera, , for an appropriation of \$8,500 for funds required for the services of a qualified expert appraiser to prepare the City to defend the suit brought by Boehringer-Ingelheim against the City with regard to the assessment on Briar Ridge Road.

Councilman Boynton requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following committee: Boynton, Charles, and Cassano.

05 - RESOLUTION - Kenosia Flood Skimming Project.

WHEREAS, the Department of Health Services has determined that the City of Danbury's drinking water supply is inadequate in terms of its safe yield and has requested that the City of Danbury make certain modifications to its drinking water supply system to increase its safe yield; and

Whereas, the City of Danbury has proposed to undertake the Kenosia Flood Skimming Project in order to comply with the Department of Health Services' directive concerning inadequate drinking water; and

Whereas, the Connecticut General Assembly, through Public Act 78-273, as amended by 80-451, 82-163 and 83-33, has authorized the Department of Economic Development to make grants to municipal water companies, and so forth;

NOW, THEREFORE, James E. Dyer, Mayor of the City of Danbury is hereby authorized to enter into and execute any and all documents related to the obtaining of said grant for the Kenosia Flood Skimming Project.

A motion was made by Councilman DaSilva and seconded by Councilman Foti for the Resolution to be adopted. Motion carried.

The Resolution was adopted unanimously.

06 - COMMUNICATION - Request from the Director of the Danbury Library for Council approval to deposit funds provided by the Library Board during fiscal year of 1983-1984, up to a maximum of \$26,000 to be deposited to the Library's part-time salary account.

A motion was made by Councilman Gallo and seconded by Councilman Foti for the Communication to be accepted and approval to deposit the funds to be authorized. Motion carried unanimously.

07 - COMMUNICATION - Offer by Irene D. Lasica of property on Middle River Road for Highway Widening.

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

08 - Withdrawn.

09 - REPORT - Request for funds for Grandstands at D.H.S.

Councilman Cassano submitted a report stating that the committee appointed to review the above request, met on August 19, 1983. Present were committee members Cassano and Butera. Mr. Foti was working and unable to attend the meeting.

The committee members had visited the Osborne St. Field to inspect the dismantled bleachers presently stored there and the D.H.S. field to inspect the existing bleachers, on the visiting team's side of the football field.

In addition to these inspections, the committee considered that the Engineering Department is of the opinion that the bleachers at the Osborne Street field are unsafe for use and the wooden bleachers at D.H.S. are in need of repairs and questionable from a safety standpoint.

The requested bleachers are all aluminum construction with tubular support members and with double foot rails for increased safety.

The requested bleachers from Dant Corporation - Louisville, Ky., seat 180 and are movable. This makes them useful not only for football but also for baseball and soccer, which fields presently have no seating capacity.

The committee feels strongly that the need for the bleachers should have been anticipated sufficiently for inclusion as part of the 1983-1984 budget requests. However, the committee also sees the desirability, from a safety standpoint, of replacing the existing bleachers before the coming football season is in full swing.

Mrs. Butera moved that the committee recommend to the Common Council that they approve the request for \$9,000 to purchase the bleachers,

allow waiving of the bid procedure and approve the transfer of funds from the Contingency Account. Mr. Cassano seconded the motion and there was unanimous approval.

A Certification of funds in the amount of \$9,000 had been previously submitted by the Comptroller Mr. John P. Edwards.

A motion was made by Councilman Evans and seconded by Councilwoman Torcaso for the report to be accepted and transfer of funds authorized. Motion carried unanimously.

09 - REPORT - Denial of request of A. Piskura - Fire Department.

Councilman Torian submitted a report stating that the committee formed to review the request for confirmation of Adam Piskura as a Lieutenant in the Danbury Fire Department, met on August 9, 1983. In attendance were committee members Torian, Gallo and Zotos; Training Officer A. Piskura, L. DeMici and other representatives of Local 801 Firefighters Union, Councilmen McGarry and Boynton were also in attendance in an ex-officio capacity.

Mr. Piskura was asked to state his views concerning the promotional issue before the committee. He mentioned that he pursued the rank of Lt. through normal civil service process, placing number one on the test and that he presently holds the position of Training Officer. He viewed the position of Training Officer as one involving substantial responsibility with no direct authority over line personnel, out side of the training process. During training sessions, the Training Officer has complete authority over both personnel and equipment on location. He felt that the Lt's rank would effectuate greater authority and respect for the Training Officer's position. He noted that most Firefighters treat him as less than a Firefighter.

Mr. Demici said if the Common Council were to confirm this request it would constitute a change in the job description of the Training Officer. The Firefighter's Union is the sole bargaining agent for the Danbury Fire Department. The City of Danbury would be in violation of State law to unilaterally act on this confirmation without discussion and agreement with the Firefighter's Union.

Councilman Gallo motioned that the committee recommend denial of this request for confirmation since a Common Council committee has already been formed to implement organizational changes in the Danbury Fire Department and they have purposefully delayed finalization of their report until the new Fire Chief takes office, seconded by Councilman Zotos. Motion passed unanimously.

Following discussion on the above Report, a motion was made by Councilman Foti and seconded by Councilman McGarry to accept the Report and recommendation of the committee.

A motion was made by Councilman Boynton, seconded by Councilman Zotos for the matter to be recommitted.

Motion failed by a roll call vote of 12 Nays and 4 Ayes. Council Members Zotos, Boynton, Butera, and Farah, voted Aye. All other members present voted Nay (12).

The motion to amend the Report by adding "denied without prejudice", carried with Council Members Evans, Charles and Gallo voting No.

The Committee Report, as amended, was accepted by a roll call vote of 15 Ayes and 1 Nay. Councilman Farah voted Nay.

There being no public speakers and no further business to come before the Common Council, the meeting was adjourned at 8:05 P.M.

Respectfully submitted

Mary Pickett
Assistant City Clerk

Attest:

Elizabeth Hudgins
City Clerk