

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

SUBJECT: Minutes of the Common Council meeting held on Sept. 6, 1983.

The meeting was called to order at 8:00 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 - Elder, Gallo, McGarry, Foti, Eriquez, Esposito, Repole, Zotos, McManus, DaSilva, Torian, Charles, Boynton, Leopold, Butera, Evans.

ABSENT: Council Members - Torcaso, Eppoliti, White, Cassano & Farah. 16 members present -- 5 members absent. It was reported that Councilmembers Torcaso, Farah and Cassano were out of town.

NOTICES FROM MAYOR DYER

Mayor Dyer requested and a moment of silence was observed in memory of Mark J. McGetrick who met with a tragic death as a passenger in the airplane that was shot down last week over the Sea of Japan. Mayor Dyer extended condolences to the McGetrick Family.

Mayor Dyer thanked the Danbury Labor Council for organizing the Labor Day Parade.

The Mayor also extended Greetings and Best Wishes for the Rosh Hashanah observance to be held on September 8th.

Mayor Dyer extended greetings to the following:

- Birthday greetings to Jerry Lombardi - Sept. 3rd.
- Anniversary greetings to Judge & Mrs. Nahley - Sept. 5th.
- Birthday greetings to Councilman J. Esposito - Sept. 12th.
- Birthday greetings to Registrar G. Schmiedel - Sept. 12th.
- Birthday greetings to Chris Roche - Secretary to the Corp. Counsel - 9/14
- Birthday greetings to Judge Nahley - Sept. 18th.

Mayor Dyer announced that on September 15th at 12:00 O'Clock noon, the oath of office will be administered to the new Fire Chief, Charles Mazzillo, in the Council Chambers, with a reception to follow at Hatters Park.

The Mayor offered congratulations to Bernie Gallo and Mrs. Gallo on the birth of their new baby boy, Christopher.

Mayor Dyer announced that they are viewing all bridges in Danbury and will seek funds at a later date for repairs.

Councilman Joseph DaSilva extended Birthday Greetings to Mayor Dyer who will celebrate his birthday on September 20th.

CONSENT CALENDAR

Councilman DaSilva in the form of a motion submitted the Consent Calendar consisting of the following items as listed on the agenda:

- 02 - Resolution - Social Services Block Grant.
- 03 - Resolution - Sexual Disease Prevention Program Grant.
- 04 - Resolution - Optimal Environmental Quality Grant.
- 05 - Resolution - Application for a Grant for Airport Runways.
- 028 - Report - Danbury Landfill Fees.
- 029 - Report & Resolution - Acceptance of Cally Lane (West Hayestown Rd.)
- 030 - Report - Addendum Agreement - City of Danbury & Firefighter Local 80
- 031 - Report - Land Use Procedures
- 032 - Report - Situations on Chappelle St. & Wildman Street concerning Marvin's Cafe.

- 033 - Report - B.A.C. Airport Lease.
 034 - Report & Certification - Funds for Welfare Department
 035 - Report - Land Acquisition Committee re: Russo Property -Rogers Park, & denial of Addressi property - Main St.
 037 - Report - Report & Certification - Funds for Ambulance Communication Services.
 039 - Report - Renewal of King St. Volunteer Fire House Lease.

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

MINUTES - Common Council Meetings held on August 2, 1983 and August 25, 1983.

A motion was made by Councilman DaSilva and seconded by Councilman Torian that the reading of the minutes be waived and accepted as submitted.
 Motion carried unanimously.

- 01 - CLAIMS - Brian Ganley - Marlene Mitchell - Joe Rayner

Council President C. McManus, requested referral of the Claims to the Claims Committee and Assistant Corporation Counsel for Claims.
 Mayor Dyer so ordered.

- 02 - RESOLUTION - Social Services Block Grant.

Resolved by the Common Council that the Welfare Department of the City of Danbury make application to the State in order to undertake a Social Service Block Grant Program for the period of 10/1/1983 to 9/30/1985 and, to execute a Grant Action Request therefore. It is understood that the Welfare Department provide a local grant-in-aid, where applicable..

That the filing of an application by the Welfare Department in an amount not to exceed \$24,492 annually during the period 10/1/1983 to 9/30/1985 is hereby approved, and that James E. Dyer, Mayor of the City of Danbury is hereby authorized and directed to execute and file such application with the Commissioner of Human Resources.

The Resolution was adopted by the Common Council on the Consent Calendar.

- 03 - RESOLUTION - Sexual Disease Prevention Program Grant.

Resolved by the Common Council, Whereas, the City of Danbury through the Danbury Health Department has provided and intends to continue to provide a Sexual Disease Prevention Program at the Danbury Hospital for the purpose of reducing the incidence and prevalence of sexually transmitted diseases; and

Whereas, a continuation grant of \$7,000 with no local match may be available through the Connecticut Department of Health Services;

Now therefore be it resolved that the Mayor of the City of Danbury, James E. Dyer, is hereby authorized to make application for said grant, and that any and all additional acts necessary to effectuate said program be and hereby are authorized.

The Resolution was adopted by the Common Council on the Consent Calendar.

- 04 - RESOLUTION - Optimal Environmental Quality Grant.

Whereas, the City of Danbury through the Danbury Health Department has formulated a program to promote optimal environmental quality in the City of Danbury; and

Whereas, a continuation grant request of \$12,256 with no local match requirement will be processed by the Danbury Health Department;

Now therefore be it resolved that the Danbury Health Department and Mayor James E. Dyer be and hereby are authorized to make application for said grant.

The Resolution was adopted by the Common Council on the Consent Calendar.

05 - RESOLUTION - Application for a Grant for Airport Runways.

Whereas, the City of Danbury through the Danbury Aviation Commission intends to update the runway lighting system of the Danbury Airport, for the purpose of correcting malfunctions of the current system; and

Whereas the City of Danbury will make application for a Federal and State Grant in an amount not to exceed \$200,000 with a local match of two and one-half (2½%) percent equaling an amount not to exceed \$5,000;

Now therefore, be it resolved that the Mayor of the City of Danbury, James E Dyer, is hereby authorized to make application for said grant.

The Resolution was adopted by the Common Council on the Consent Calendar.

06 - COMMUNICATION - Regional Septage Plan as currently formed by Albertson, Sharp & Ewing.

Request from Brookfield First Selectman Norman E. Brown for Danbury to establish a committee to work toward the development of an interlocal agreement patterned after and based on the results and cost parameters of the Albertson, Sharp and Ewing study.

Councilman DaSilva requested referral to a local commission, appointed by Mayor Dyer.

Mayor Dyer so ordered and appointed the following commission:

Councilmen DaSilva, Gallo and Eriquez, Corporation Counsel T.H. Goldstein, and D. Garamella, Director of Public Works.

07 - COMMUNICATION - Danbury Aviation Commission Sub-Committee Report - Connecticut Air Service, Inc. Lease for 1.17 Acres.

Councilwoman McManus requested referral to an ad hoc committee.

Mayor Dyer so ordered and appointed the following members to this committee: Councilmen Torian, Farah and Zotos.

08 - COMMUNICATION - Request from Robert Richardson, Current Chief of the Danbury F.F.A. Control Tower regarding updating letters of agreement on operation of airport lighting when the airport traffic control tower is closed, and operation of airport vehicles not equipped with operating two way radios. Both of these agreements are necessary for the operation of the airport on a day to day basis.

Councilman McGarry requested referral to an ad hoc committee.

Mayor Dyer so ordered and appointed the following members to this committee: Council Members - Esposito, Torcaso, Gallo.

09- COMMUNICATION - Ives Court Subdivision/Ridgefield, Connecticut and Existing Access Easement for Danbury Airport Beacon No. 6.

Councilman Torian requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following committee: Council Members - Esposito, Torcaso, Gallo.

010 - COMMUNICATION - Road Bond Phase One Review - Reconstruction of Wildman Street and Locust Avenue.

Wildman Street is realigned and widened to White Street. The realignment and widening results in property acquisition from the Regner parcel. Locust Avenue is aligned opposite Wildman Street.

Total Cost for this Alternate No. 3 is:

Roadway Construction	\$257,000.00
Utility Relocation (Water & Sewer only)	69,000.00
Total Alternate No. 3 Cost -----	<u>\$326,000.00</u>

Total project cost with this alternate is \$839,000.00

A motion was made by Councilman DaSilva and seconded by Councilwoman McManus

011 - COMMUNICATION - Donation of a piano from Union Carbide Corporation to the Danbury Commission on Aging for its Senior Center.

The Commission has also been granted \$900 from Perkin Elmer Corporation to be used for the purchase of six recliner chairs for the Adult Day Care Center, 198 Main Street.

A motion was made by Councilwoman McManus and seconded by Councilman Torian for acceptance of the gifts with sincere gratitude and for a letter of thanks to be sent. Motion carried.

012 - COMMUNICATION - Request of E. Nelson Associates for sewer & water for 11 Garden Apartments at 120 Triangle Street.

Councilman Gallo requested referral to the Sewer & Water Extension Committee. Mayor Dyer so ordered. (& Planning Commission)

012-1 - COMMUNICATION - Petition of John Morganti & Sons, Gary W. Kurz, Richard Sporck, John A. Lucchesi, Sr., Ralph Gallagher, A.M. Rizzo - to tie into water line - Mill Plain - Old Ridgebury Road.

Councilwoman C. McManus requested referral to the Sewer & Water Extension Committee. Mayor Dyer so ordered. (& Planning Commission)

013 - PETITION - Petition of property owners and taxpayers of Rockwood Lane to accept and maintain Rockwood Lane.

Councilman McGarry requested referral to the Road Study Committee & Planning Commission. Mayor Dyer so ordered.

014 - COMMUNICATION - Request from Mr. & Mrs. Donald Barton for release of an easement for a discontinued water line dating back to 1881, This easement crosses property at 56 Padanaram Road and inhibits its development.

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

015 - COMMUNICATION - Drainage problems - West Wooster Street. Request from William J. Gillen for solution to problem.

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

016 - COMMUNICATION - Water problem - property of Abe Boms - Woodbury Drive.

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

17 - COMMUNICATION - Request from Danbury Savings & Loan Assoc. Inc. re: Colonial Acres Subdivision - Bond to ensure completion of the roads and other improvements.

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

018 - COMMUNICATION - Safety & Traffic problems - Franklin Common Condominiums at 56 Franklin Street.

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

019 - COMMUNICATION - Request from the Danbury Fire Pension Board for action on the request of Mrs. Ruth Spencer for \$54,138.89 back pension due to an error in 1976 when her husband died.

Councilman Torian requested referral to an ad hoc committee. Mayor Dyer so ordered and referred the matter to the following committee: Boynton, Butera, Cassano.

020 - COMMUNICATION - Request from William Buckley, Superintendent of Public Utilities for a proposed Ordinance changes re: Delinquent water and sewer accounts.

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

021 - COMMUNICATION - Request from Office of the Corporation Counsel re: Young vs. Zoning Commission.

Councilwoman McManus requested referral to an ad hoc committee. Mayor Dyer so ordered and referred the request to the following committee: Cassano, Gallo, Esposito.

022 - COMMUNICATION - Request of Edmund J. Nahom, Sr. Vice President of BRT Corporation for the use of the Municipal Indoor Gun Range by qualified private individuals.

Councilman Gallo requested referral to an ad hoc committee. Mayor Dyer so ordered and referred the request to the following committee: Farah, McGarry, Zotos.

023 - COMMUNICATION - Appointment of Robert Keenan Jr. of 10-4 Fairview Drive, as a Lieutenant in the Danbury Fire Department. Firefighter Keenan has been with the Fire Department for ten years, is an EMT, member of the Search & Rescue Team and has taken Arson courses at the National Fire Academy.

A motion was made by Councilman Gallo and seconded by Councilman Eriquez for the Communication to be accepted and appointment confirmed. Motion carried unanimously.

024 - COMMUNICATION - Appointment of the following to the Environmental Impact Commission:

Mr. Don Tierney, 22 First St. for a term to expire on December 1, 1985.
Mr. Richard Smith, 11 Clayton Road for a term to expire on Dec. 1, 1984.
Mr. Tierney is a retired instructor from Henry Abbott Tech.
Mr. Smith is a recent law school graduate.

A motion was made by Councilman DaSilva and seconded by Councilman Torian for the Communication to be accepted and appointments confirmed. Motion carried unanimously.

025 - COMMUNICATION - Request from the Women's Center for a five year lease for the continued use of the Old Danbury Library space that they now occupy.

Councilman Gallo requested referral to an ad hoc committee. Mayor Dyer so ordered and referred the request to the following committee: Eriquez, McGarry and Butera.

026 - COMMUNICATION - Proposed Bear Mountain Sanitary Sewers.

It was brought to the attention of the Common Council that there may be a change in concept in regard to the Scalzo & Sanchez petition to extend sanitary sewer which petition was approved on July 3, 1979.

Records of the City Engineer show that the original intent of this sewer project was to serve 17 single-family homes on the site in question with sanitary sewer and to benefit areas adjacent to the project with possible sanitary sewer service in the future.

Potential exists for the serious disruption of a residential neighborhood. The Common Council approved a sewer for one specific purpose. That original approval has now been taken advantage of and it is believed to be important for us to take corrective action by rescinding the prior approval.

A motion was made by Councilwoman C. McManus and seconded by Councilman B. Gallo for the Common Council to revoke the previous approval, as the plan of development has changed. Motion carried unanimously.

027 - DEPARTMENT REPORTS

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| Fire Chief | Police Department |
| Fire Marshal | Sealer of Weights |
| Building Inspector | Aviation Commission |
| Health Inspector | Blood Pressure Program |
| Housing Inspector | Equal Rights & Oppor. |
| Coordinator of Environmental & Occupational Health Services. | |

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

027-1 - COMMUNICATION - Request from Western Connecticut State University for the installation of two handicapped ramps from 7th Avenue to University Property

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

AD HOC COMMITTEE REPORTS

028 - REPORT - Danbury Landfill Fees.

Councilwoman McManus submitted a report stating that the committee formed to study the fees at the Danbury Landfill, met on August 31, 1983 with Public Works Director Daniel Garamella.

The cost to operate the landfill for the 1982-83 fiscal year was \$621,574.72. Although part of these expenses were for a one time occurrence such as the scale, road, gate house and storage house, we were also very fortunate in receiving a significant amount of free fill.

Income was comprised of \$11,598.50 in gate receipts for cars and permit fees of \$4,500 for cars, \$17,718 for pick-up trucks and \$20,570 for commercial haulers. Bills sent for tonnage amounted to \$690,000 while \$619,273 was paid. Some of the uncollected amount was included in the June billing and therefore included in the 1983-84 income.

The committee voted unanimously to recommend to the Council that the landfill fees remain at the present rate.

The Report & recommendations were accepted by the Common Council on the Consent Calendar.

029 - REPORT & RESOLUTION - Acceptance of Cally Lane.

Councilman DaSilva, chairman of the Public Works Committee submitted a report stating that the committee studied a request to accept CALLY LANE as a City Highway. It was originally submitted as West Hayestown Road but a recommendation of the City Engineer was to change the name, as many streets in the area use the name, Hayestown.

Cally Lane meets all specifications of the City for acceptance and is therefore recommended for approval as a City Highway by the Public Works Committee.

RESOLUTION - THAT CALLY LANE (West Hayestown Road) be accepted as a Public Highway of the City of Danbury subject to the following conditions:

A Deed and Certificate of Title, in form satisfactory to the Office of the Corporation Counsel is to be delivered to the City of Danbury.

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

030 - REPORT - Addendum Agreement - City of Danbury & Firefighters Local 801.

Councilman Boynton submitted a report stating that the committee met on August 9, 1983. Members present were Boynton & McGarry. Councilman Farah was absent. Members of the Fire Pension Board and Local 801 were also present.

The committee reviewed the changes which are:

- (A) Section 14-31(b)2 - effect of change to eliminate wordage allowing 45% minimum retirement at age 55, to - "be retired on an annual pension, payable monthly, equal in amount to two (2%) of pay for each year of service"
- (B) Section 14-35(c) adding words which would allow widows or children or parents to receive an annual adjusted sum equal to one-half of the pension which such deceased member would have been entitled to receive had he survived.
- (C) Section 14-35 (d) adding the following - a word imparting the masculine gender shall extend and be applied to females as well as males. A word imparting the feminine gender shall extend and be applied to males as well as females.

A motion was made at the committee meeting by Councilman McGarry to recommend the adoption of all changes, to the Common Council This motion was seconded by Councilman Boynton and passed.

The Report and recommendations were accepted by the Common Council, on the Consent Calendar.

031 - REPORT - Interim Report - Land-Use Procedures.

Councilwoman Torcaso submitted a report stating that the committee appointed to study land-use procedures has had several meetings with Mr. L. Sedney, M. J. Schweitzer and Mr. W. Buckley to discuss criteria for the comprehensive sewer and water up-date.

An outline of Water & Sewer Study addresses the area the committee determined needs to be studied in order to give City land-use agencies current information and to provide for long range planning.

The progress report was accepted by the Common Council on the Consent Calendar.

032 - REPORT - Request to correct situations on Chappelle St & Wildman Street concerning Marvins Cafe on Wildman Street, to adequately control the actions of its patrons.

Councilman Esposito submitted a report stating that the committee appointed to review the above request met on August 3, 1983 in City Hall. Present were committee members Esposito and Eriquez. Councilman Boynton was working and unable to attend. Also attending the meeting were E. Gottschalk, Assistant Corporation Counsel, Mary Ann Doran from the Mayor's office, Chief Macedo and Captain Coelho of the Danbury Police Department, Marvin & Ruth Payton, owners of the Cafe, Phil Merante owner of an office building at 226 White Street, Ralph DeRubertis, Apartment house owner on Chappelle Street and a large delegation of people from the Chappelle Street and Wildman Street area. Also present were Council Members McManus and Torian.

Residents of the Chappelle Street area complained of the loud music, drinking in the streets, noise and the illegally parked cars blocking the Streets and driveways. The residents petitioned the committee to alleviate these conditions.

The committee reminded the residents that it was not the purview of the committee to actually enforce the law. However, the committee would strive to assist in protecting the rights of all the people concerned.

Chief Macedo stated that arrests made in the Marvin Cafe area have increased in the past month. Arrest records are compiled and available at the Police Department Headquarters. He also suggested that No Parking signs be put up on the rear of 226 White Street. Phil Merante owner, agreed to put the signs up as soon as possible.

Mrs. Payton, owner of Marvins, expressed her concern of the bad situation and stated she would look into larger parking for the cafe and make an effort to control the patrons of the cafe.

The committee felt that since all the people involved have expressed their willingness to cooperate in an attempt to control the area, no further action be taken at this time.

The Report was accepted by the Common Council on the Consent Calendar.

033 - REPORT - B.A.C. Airport Lease.

Councilman Evans submitted a report stating that the committee formed to review the B.A.C. Airport Lease met on August 22, 1983. In attendance were members Evans, Torcaso and Esposito. Also, Attorney Gottschalk, Assistant Corporation Counsel; Mr. J. Schweitzer, City Engineer; Aviation Commission Chairman Paul Estefan and Attorney J. Maloney.

Discussion ensued as to various easements needed by B.A.C. ie drainage easement on North side of property, drainage easement on South side, taxiway on South side and area for storage of fuel tanks on South side.

Atty. Gottschalk pointed out that the E.I.C. would have final determination on drainage easements as it affects wetlands.

As the committee has not yet received a report from the Planning Commission, as per State Statutes 8-24, it was decided to hold any action on this matter until said report was received.

The Report was accepted by the Common Council on the Consent Calendar.

034 - REPORT & CERTIFICATION - Funds for Welfare Department.

Councilman Torian submitted a report stating that the Health Committee met on August 23, 1983 to review the request of the Welfare Department for \$77,860.00 to pay medical costs of indigent Danbury residents. State Statutes require that the City Welfare Department assume the responsibility for these costs, which are 90% reimbursable from the State; consequently Danbury's share will result in 10% of the total or \$6,686.00.

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Motion was made at the committee meeting by Councilman Repole and seconded by Councilwoman Butera to recommend approval of the Welfare's request for \$66,860.44 allocation; further, that the Acting Director of Finance provide certification of 10% of the total, or \$6,686.00 with the remaining 90% to be equally adjusted in the Revenue and Appropriation accounts. The motion passed unanimously.

CERTIFICATION #9 was submitted by Mr. John P. Edwards, Comptroller in the amount of \$6,686.00 available in the Contingency Account for transfer of the Welfare Department for expenses of the indigent.

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

035 - REPORT - Land Acquisition Committee.

Councilman Evans submitted a report stating that the Land Acquisition Committee met on August 15, 1983. Members present were Evans, Butera, Gallo, McGarry and Charles.

Discussion ensued on the Russo property that abuts City owned property in the South End of Rogers Park. The parcel is 50 x 165. Motion was made to offer the owners \$4,000 for the property which was originally offered to the City for \$4,500. Motion carried.

On the second item, the offer by Mr. Addessi to rent office space in his building on Main Street, a motion was made, seconded and passed unanimously that the offer be rejected.

The property offered to the City by Ruth Rosenhaus offered to the City free of charge was brought up and it was decided that the Chairman would arrange to have an on-site inspection of the property before any action is taken.

The Report and recommendations were accepted by the Common Council on the Consent Calendar.

036 - Withdrawn

037 - REPORT & CERTIFICATION - Funds for Ambulance Communication Services.

Councilman Elder submitted a report stating that the committee appointed to review a request from the Ambulance Supervisor for \$9,139.10 for Emergency Medical Service Communication Coordination Services, met on August 29, 1983. Council Members Elder and Eriquez were present. Also in attendance were Stephen Grouse, Ambulance Supervisor and Nancy Dolan and Robert Cole representing the NorthWest Connecticut Public Safety Communications Center, Inc. Councilman Farah was absent and Councilman Esposito attended in an ex-officio capacity.

Mr. Grouse explained that the \$9,139.10 user fee should have been included in the Fire Department's budget request. However, during the preparation of the budget Mr. Grouse was returned to line duty due to manpower shortage and therefore he was not available to assist in preparing the budget.

Nancy Dolan explained how this communication coordination service enables Danbury Ambulances to get a clear channel for communicating directly with doctors and other emergency room personnel from the site of the accident. This communication enables the doctor to instruct the ambulance attendants in treating patients until they get to the hospital and helps the hospital to have the necessary equipment and personnel ready when the ambulance arrives.

Although Danbury has been a user of this service (3,274 calls in 1982), since January 1, 1981, this is the first request for funding. All area towns (excluding Brookfield) are using this service and have agreed to pay their fair share of the expenses that exceed funds allocated by the State. Because this item was not included in the Fire Department Budget, Danbury has been notified that this service will no longer be available to it unless it contributes its fair share by October, 1983.

Councilman Eriquez made a motion seconded by Councilman Elder, at the committee meeting that the request for \$9,139.10 be granted and that the transfer of funds be authorized.

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

038 - REPORT & ORDINANCE - Itinerant Vendors and Peddlers Ordinance.

Councilwoman McManus submitted a report stating that the Ordinance Revision Committee of the Common Council met on June 30, July 13, August 10 and August 22, 1983. Present at the first meeting were M. Seri, Town Clerk; Police Chief N. Macedo along with Lts. Sullo and Gallucci; Assistant Corporation Counsel E. Gottschalk; representatives from the Hilton Inn, Ethan Allen; Don Arsenault from the Downtown Council, Don Mackey, Manager of an Antiques Show and Mr. Chase & Mr. Melillo, both Danbury Florists.

At this meeting comments were elicited from those attending concerning the problems arising from the existing Itinerant Vendors and Peddlers Ordinance. Among the complaints were abuse of the Veterans exemptions, non-exemption of charitable and non-profit organizations, difficulty in regulation and loss of hotel and motel business.

The committee met next with Councilmen Farah and Charles who were on the committee which formulated the present Ordinance. It was ascertained that the intent of the original committee was to ensure that vendors and peddlers contributed monetarily in exchange for the services provided by the City of Danbury and paid for by the taxpayers of Danbury. It was also the intent of the original committee to provide protection for the consumer who frequents the itinerant vendors and peddlers.

With the assistance of the Assistant Corporation Counsel E. Gottschalk, the committee has formulated revisions to the Ordinance and recommends they be deferred for public hearings.

Councilwoman McManus requested deferral of the Ordinance for a public hearing. Mayor Dyer so ordered.

039 - REPORT - King Street Volunteer Fire House Lease.

Councilman J. Leopold chairman of the Ad Hoc committee submitted a Report stating that the committee met with representatives of the King Street Volunteer Fire Department and agreed to the following terms to be incorporated into a new Lease to be approved by the Corporation Counsel:

That the lease be for ten years, retroactive to July 1, 1983.

That the annual rent be \$12,000.

That the tenant will pay metered electrical costs after the lessor installs a meter at his own cost and that section five dealing with construction of a parking area be deleted since such requirements have long since been fulfilled.

The Report was accepted by the Common Council on the Consent Calendar.

040 - REPORT - Sewer Assessment problem - 8 Berkshire Drive.

Councilman J. McGarry submitted a report stating that the committee met on September 1, 1983. Those attending were Councilmen McGarry, Leopold and Charles. Mark Richardson from the Tax Office and Mr. & Mrs. Gary Marino, also attended. Mr. Marino was primarily looking for a discount on interest charges on his sewer assessment which occurred prior to his purchasing the home.

The Committee reviewed the case and decided the fault did not lie on the City of Danbury but on his attorney who apparently did not do a proper search of the title. A motion was made at the committee meeting by Councilman Leopold and seconded by Councilman Charles that no waiver on interest charges be granted. Vote was unanimous.

A motion was made by Councilman Foti and seconded by Councilman Charles for the Report and recommendation of the committee to be accepted. Motion carried unanimously.

Mayor Dyer then continued all committees in addition to the ones appointed this evening.

PUBLIC SPEAKING SESSION

L. DeMici, President of Local 801 Firefighters Union spoke and asked the Council to please keep in mind the numerous vacancies of Captains and Lieutenants.

Mayor Dyer replied that the vacancies were due to the Court case pending and asked Mr. DeMici if any Firefighters offered to work during this Court case. Mr. DeMici replied "no".

Mr. Ralph DeRubertis who owns apartments on Chappelle Street spoke on the problems caused by Marvin's Cafe, stating there were 35 cars parked on the street every night.

Mayor Dyer stated that he had assigned a foot patrol for the area. The Mayor also informed Mr. DeRubertis that we do not have authority to close them down. This must be resolved by the State Liquor Commission.

Mayor Dyer replied that we are doing all that we can legally do.

Mr. Phil Merante - Clapboard Ridge, who owns property at 226 White Street across from this Cafe spoke stating that he felt this bar's patrons park on his property. He has posted signs "No Parking", "No Loitering", but that it looks like a block party - late at night. This problem continues in full force."

Mayor Dyer replied that he is working on the problem which cannot be solved over night.

There being no further business to come before the Common Council, a motion was made by Councilman Boynton and seconded by Councilman Foti for the meeting to be adjourned at 8:35 O'Clock P.M.

Respectfully submitted

Mary Prickett
Assistant City Clerk

Attest: *Elizabeth Creedginton*
CITY CLERK