

TO: Honorable Mayor James E. Dyer - City of Danbury, Connecticut
SUBJECT: Minutes of the Common Council Meeting held on March 6, 1984.

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 Bernard Gallo.

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

PRESENT: Council Members - Johnson, Foti, Torcaso, Esposito, Godfrey, Flanagan, Zotos, Chianese, Skoff, McManus, DaSilva, Gallo, Cassano, Charles, Boynton, Butera, Eriquez, Torian, Farah, Durkin.

ABSENT: Councilman McGarry.

20 Members present - 1 Member Absent.

NOTICES FROM MAYOR DYER

Mayor Dyer announced and extended Birthday Greetings to the City Clerk Elizabeth Crudginton whose birthday is March 6th.

On March 29th City Treasurer Paul Shea will be celebrating his birthday. Mayor Dyer noted that Mr. Peter Winter has retired from the Office of Civil Preparedness. He wished him well stating that he will be a great loss to the City of Danbury.

The Mayor announced there will be a flag raising in observance of St. Patrick's Day in front of City Hall on March 17th.

Mayor Dyer informed the Council that he was in Washington with fifty other Municipal Officers, meeting with Congressional delegations discussing important legislation.

Mayor Dyer also informed the Council that he had attended, along with other members of the Common Council, the State & Local Conference held in Hartford. The Mayor stated that it was a most productive conference where members found out how far advanced Danbury is.

Mayor Dyer also noted that there will be no problem on the parking garage legislation.

CONSENT CALENDAR

Councilman Joseph DaSilva submitted the Consent Calendar consisting of the following items listed on the Agenda:

- 018 - Communication - Authorized but unissued Bonds under the 1977 Sewer Bond Ordinance.
- 020 - Communication & Certification - Funds for Democratic Presidential Primary.
- 021 - Communication & Certification - Funds to engage consultant services for job classifications.
- 029 - Communication - Appointment of an Assistant Corporation Counsel for Planning & Zoning.
- 031 - Communication - Appointments & re-appointments to various commissions.
- 031-1-Communication - Appointments of Budget Chairmen.
- 033 - Report & Certification - Funds to purchase an infra-red unit & asphalt heater for the Public Works Department.
- 034 - Report - Denial of a request for a Mini-hut on the Hayestown Avenue School Property.
- 035 - Report - To re-name a street HARBOR RIDGE ROAD.
- 036 - Report - Purchasing Department Regulations.
- 037 - Report - Unspent Revenue Sharing Funds.
- 040 - Report - Processing of applications for Tax Relief for the Elderly.
- 041 - Report & Ordinance - Amendments to Section 14-31 & 14-35 of the Code of Ordinances (Fire Dept. Pensions).
- 042 - Report & Ordinance - Amendment to Commission on the Handicapped Ordinance.
- 043 - Report & Ordinance - Enforcement of Municipal Parking Ordinance.
- 045 - Report - Denial of request to re-name White Street.
- 046 - Report - Request for transfer of water main between First & Second Sts.

- 047 - Report - Drainage problem - Old Shelter Rock Road.
- 048 - Report - Icing problem on old Shelter Rock Road.
- 049 - Report - Flood Protection Project - Still River.
- 050 - Report - Advent Christian Church - Sewer line - F.C.I. property.
- 051 - Report - Petition of Ervie Hawley Jr. & Samuel Roberts for sewer - 70-72 Newtown Road.
- 052 - Report - Request of Novo Laboratories Inc. for sewer & water - Saw Mill Road.
- 054 - Report - Claims
- 055 - Report - Status Report on Vendors Ordinance.
- 056 - Report & Certification - Funds collected at Hatters Park.

A motion was made by Councilman Charles and seconded by Councilman Boynton for the Consent Calendar to be accepted as submitted. The Consent Calendar was accepted unanimously.

MINUTES - Minutes of the Common Council meeting held on Feb. 7, 1984.

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

- 01 - CLAIMS - Estate of Eugene Conklin - Gerald Ruscoe, Sr. - Santa J. Ayala - Brian Battistelli - Lena Chiarella - O.Y. Ladd - Robert Lubus - T. Edward Walsh, Jr. - Robert McNiff.

Councilwoman C. McManus requested referral of the Claims to the Claims committee and Assistant Corporation Counsel for Claims. Mayor Dyer so ordered.

- 02 - RESOLUTION - Application for a Grant to rehabilitate obstruction lights and rotating beacon at Danbury Airport.

A motion was made by Councilman Boynton and seconded by Councilman Charles for the adoption of the Resolution.

Councilman Foti requested referral to a committee. Mayor Dyer so ordered and appointed the following committee: Council Members DaSilva, McManus and Gallo.

(Mayor Dyer noted that the deadline for the Grants would be March 30th and he will not be scheduling a Special Meeting before then.)

- 03 - RESOLUTION - Application for a Grant to upgrade gates and fences at the Danbury Airport.

Councilman Foti requested referral of the Resolution to committee. Mayor Dyer so ordered and appointed the same committee: DaSilva, McManus and Gallo.

- 04 - RESOLUTION - Application for Grants to construct paved parking area at the Danbury Airport.

Councilman Foti requested referral of the Resolution to committee. Mayor Dyer so ordered and appointed the same committee: DaSilva, McManus and Gallo.

- 05 - COMMUNICATION - Request of William Howlett to extend water and sewer line to 105 Park Avenue.

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

- 06 - COMMUNICATION - Request of Shelter Rock Corporation for sewer & water for the Northerly side of Shelter Rock Road.

Councilwoman McManus requested referral to the Sewer & Water extension Committee and Planning Commission. Mayor Dyer so ordered.

07 - COMMUNICATION - Request from the City Housing Authority for sewer and water on Osborne Street, for Elderly Housing.

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

08 - COMMUNICATION - Request of Carl Susnitzky for water for property at 1 Greenview Road.

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

09 - COMMUNICATION - Request of Henry Chan & Lai Sheung Chan to hook into City sewer line on Padanaram Road.

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

010 - COMMUNICATION - Request of Guri Dauti for sewers - Abbott Street.

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

011 - COMMUNICATION - Request of John A. Cramer re: Improper Road repairs done by CATV to Heritage, Centennial & Jarrod Drives.

Councilman DaSilva requested referral to the Public Works Committee. Mayor Dyer so ordered and stated that he has been informed that as soon as patch plants open they will repair the road.

012 - COMMUNICATION - Request to correct some house numbering irregularities on West Wooster Street.

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

013 - COMMUNICATION - Request from Lake Waubeeka Property Owners Assoc. for street renumbering at Lake Waubeeka.

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

014 - COMMUNICATION - Roof on Locust Avenue School.

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

015 - COMMUNICATION - Defective Boilers at Hayestown School.

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

016 - COMMUNICATION - Request from Rebello's Realty to purchase property located at No. 32 Backus Avenue.

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

017 - COMMUNICATION - Request from Mayor Dyer in reference to a request of some time ago to abandon the old, unused portion of city-owned Segar Street. The Mayor suggested that we swap this land for a strip of land on Mill Plain Road to provide enough room for a turn lane into Mill Ridge. During rush hours this area backs up a great deal while people block the road attempting to make a left turn into Mill Ridge from Mill Plain, traveling toward the downtown

Perhaps the owner who originally requested the abandonment of Old Segar Street would be agreeable to providing us the strip we need, and he owns. We would also need to fund utility relocation and paving.

Councilwoman McManus requested referral to the Public Works Committee and Planning Commission. Mayor Dyer so ordered.

017-1 - AGREEMENT - Intermunicipal Agreement for Disposal of Septage waste.

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

018 - COMMUNICATION - Authorized but unissued Bonds under the 1977 Sewer Bond Ordinance.

The Common Council may authorize the issuance and sale of up to \$4,560,000 authorized but unissued bonds under the 1977 Sewer Bond Ordinance until such time as (a) the Council shall adopt a resolution abandoning the construction of any further projects thereunder or (b) three fiscal years shall elapse without any expenditure from or encumbrance of the appropriation made thereunder. Section 7-9 of the City Charter.

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

019 - COMMUNICATION - Request from Community Action for a Day Care Center.

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

020 - COMMUNICATION & CERTIFICATION - Request from George Schmiedel for \$7,672.00 to cover expenses to be incurred with respect to the Democratic Presidential Preference Primary to be held March 27, 1984. The seven polling places will be open from 6:00 A.M. to 8:00 P.M. Absentee ballots will also be available for the Primary.

CERTIFICATION #31 - was submitted by Mr. John P. Edwards, Comptroller in the amount of \$7,672.00 available in the Fund Balance Account for transfer to the Registrar of Voters to cover expenses for the Primary to be held on March 27, 1984.

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

021 - COMMUNICATION & CERTIFICATION - Request from E. Merullo, Director of Personnel for \$7,500 as the City's share of costs for consultant services.

CERTIFICATION #32 - was submitted by Mr. John P. Edwards, Comptroller in the amount of \$7,500 available in the Fund Balance Account for transfer to the Personnel Department for consultant services.

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

022 - COMMUNICATION & CERTIFICATION - Request from Mr. John P. Edwards for \$25,000 to be transferred to the Worker's Compensation Account. Mr. Edwards certified the amount of \$25,000 as being available in the Fund Balance Account for transfer to the Worker's Compensation Account.

A motion was made by Councilman Charles and seconded by Councilman Boynton for the Communication to be accepted and transfer of funds authorized. Motion carried unanimously.

023 - COMMUNICATION - Request from Mr. D. Garamella for \$36,464.26 to be appropriated as the City share of the sewer assessment in connection of the Morningside Heights area part II project. The Common Council adopted the proposed assessments on December 6, 1983, but the money was not allocated.

Councilman Gallo requested referral to the Public Works Committee.

024-

COMMUNICATION & CERTIFICATION - Request from D. MacKenzie, Director of Welfare for \$28,429.05, amount necessary to pay hospital expenses for medically eligible persons. The City is responsible for the inpatient expenses of 11 persons, at this time.

Danbury Hospital is due to receive \$27,240.21 of this amount and Yale-New Haven would receive the balance of \$1,188.84.

CERTIFICATION #34 was submitted by Mr. John P. Edwards, Comptroller, in the amount of \$28,429.05 available in the Fund Balance Account for transfer to the Welfare Department to pay medical expenses.

A motion was made by Councilwoman McManus and seconded by Councilman Gallo for the Communication to be accepted and transfer of funds authorized. Motion carried unanimously.

025 - COMMUNICATION - Request to purchase additional gravesites to provide burial space for deceased indigents. At this time there are three gravesites remaining in the City's "Free Ground".

Councilman Gallo requested referral to an Ad Hoc Committee. Mayor Dyer so ordered and appointed the following committee members: Esposito, Butera and Eriquez.

025-1 - COMMUNICATION - Proposed Amendments to Danbury's Enabling Ordinance for the Candlewood Lake Authority.

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

026 - COMMUNICATION - Request for an ad hoc committee to review the proposal of a new gun range. Mayor Dyer stated that we need to take action on updating our gun range and has provided \$20,000 in the 1984-1985 Budget toward the \$45,000 cost of accomplishing the goal for a new range.

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

027 - COMMUNICATION - Request from Chief N. Macedo, Danbury Police Department for a committee of the Common Council to review the Abandoned, Inoperative or Unregistered Motor Vehicles Ordinance.

Councilman Boynton requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following committee members: Torian, Flanagan and Godfrey.

028 - COMMUNICATION - Request from Councilman Foti for an Aviation Liaison Committee.

Mayor Dyer stated that he would accept the letter under advisement. Councilman Foti objected to this and requested a committee be appointed, asking the Mayor if he objects to such a committee.

Mayor Dyer replied that he sees no need for this committee being that we have an Aviation Commission.

Mr. Foti made a motion requesting a continuing ad hoc committee. Mayor Dyer declared the motion to be out of order stating that he is the appointing authority and there is no provision for standing committees and no need for another liaison committee.

Councilman Foti then requested referral of the communication to committee. Mayor Dyer so ordered and appointed the following committee members: McManus, DaSilva and Gallo..

029 - COMMUNICATION - Appointment by Mayor Dyer of Attorney Sandra Vilardi Leheny as Assistant Corporation Counsel for Planning & Zoning matters. Attorney Leheny served previously as Attorney for Health & Housing.

The Communication was accepted and appointment confirmed by the Common Council on the Consent Calendar.

030 - COMMUNICATION - Appointment by Mayor Dyer of a review committee for the C.D. Parks Property. The King's Mark Environmental Review Team review of the C.D. Parks Property has been received and the Mayor feels that it is appropriate to appoint the review committee for this project that was requested by the Council.

The committee appointed is as follows:

1. Councilman Ernest Boynton
2. Councilwoman Constance McManus
3. Keith Colgan
4. Leonard Sedney
5. Geraldine George
6. Betty Ann McGran
7. Stephen Flanagan - Mayor Dyer added Councilman Flanagan to the committee granting his request to serve on this committee.

The Freedom of Information law must be complied with by this Advisory Group.

A motion was made by Councilwoman McManus and seconded by Councilman Eriquez that the amended communication be accepted and appointments confirmed. Motion carried unanimously.

031 - COMMUNICATION - Appointments and re-appointments of the following by Mayor Dyer:

CANDLEWOOD LAKE AUTHORITY

Richard Kilcullen - 21 James St. - Term to expire 4/1/1985
(Attorney associated with Ventura, Ventura & Sullivan)

CONSERVATION COMMISSION

Kristan A. Elsey - 39 Deer Ridge, 110 Coalpit Hill - Term to expire 7/1/1986
(Personnel Ass't - Macy's M.B.A. Syracuse University.)

CULTURAL COMMISSION

Katherine Santuro - 12 Crofut Pl - Term to expire 2/1/1987
(Teacher Danbury High School)

John Cherry (re-appointment) - 47 Lincoln Ave. - Term to expire 2/1/1987
Alfred Zego " " " " " " 1 Briar Ridge Rd. " " " 2/1/1987

EQUAL RIGHTS COMMISSION

Re-appointments:

Pamela Samaha	16 Prospect St.	Term to expire	8/1/1986
Levi Newsome	Terra Glen Rd.	" " "	8/1/1986
Lola Akins	14 Oakland Ave.	" " "	8/1/1986
Patricia Krafick	36 Valerie Lane	" " "	8/1/1986
Maureen Hevey	83 Starrs Plain Rd.	" " "	8/1/1986
Ted Haddad, Jr.	Valley Stream	" " "	8/1/1985

FAIR RENT COMMISSION

Maureen Leopold	63 Long Ridge Road	" " "	7/1/1984
Re-appointments:			
Octavio Rebelo	15 Seneca Road	" " "	7/1/1986
Manuel Botelho	4 Francis Road	" " "	7/1/1986
Jean Pappajohn	166 Kohanza Street	" " "	7/1/1986

RICHTER PARK AUTHORITY

Samuel Hyman	601 Village Square	" " "	9/1/1986
Ann Williams *	4 Riverside Rd.	" " "	9/1/1986
Required by Ordinance.			

YOUTH COMMISSION

Re-appoint Avril Fenwick - 3 Heritage Dr. Term to expire 4/1/1986

The Communication was accepted and appointments and re-appointments confirmed by the Common Council on the Consent Calendar.

031-1 - COMMUNICATION - Appointment of Budget Chairmen for the 1984-1985 Budget Review by the Common Council.

General Government	-- Joseph DaSilva
Education	-- Mounir Farah
Health & Public Safety	-- Bernard Gallo
Public Works	-- Anthony Cassano

The Communication was accepted and appointments confirmed by the Common Council on the Consent Calendar.

032 - DEPARTMENT REPORTS

Fire Chief	Health Inspector
Fire Marshal	Housing Inspector
Building Inspector	Blood Pressure Program
Airport Administrator	Police Department
Equal Rights Commission	
Environmental & Occupational Health Services.	

A motion was made by Councilman DaSilva and seconded by Councilman Gallo 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. Motion carried and the Department Reports were accepted as submitted.

AD HOC COMMITTEE REPORTS

033 - REPORT & CERTIFICATION - Purchase of an infra-red unit & asphalt heater.

Councilman DaSilva, Chairman of the Public Works Committee submitted a report stating that the Public Works Committee studied a request from the Director of Public Works, D. Garamella, to purchase an infra-red unit and an asphalt heater. Mr. Garamella and Superintendent of Highways E. Fusek, reported that they observed the apparatus in action and recommend its purchase. The heater melts down previously used pieces of asphalt such as broken curbing. The infra red unit heats the area of a pot hole or break in the pavement so that the hot patch blends into the surrounding asphalt to form a more permanent patch. Beyond the superior patching method, this equipment allows the re-use of used asphalt which results in a financial savings.

The committee, because of the benefits discussed above, recommends the appropriation of \$30,000 for the purchase of an infra-red unit and an asphalt heater.

CERTIFICATION #30 was submitted by Mr. John P. Edwards, Comptroller in the amount of \$30,000 available in the Fund Balance Account for transfer to the Public Works Department for the purchase of an infra-red unit and asphalt heater as recommended by the Common Council Public Works Committee.

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

034 - REPORT - Request to install a mini-hut on Hayestown Ave. School property.

Councilman DaSilva submitted a report stating that the Public Works Committee reviewed a request from the Southern New England Telephone Company to install a mini-hut on the property of Hayestown Avenue School. Following the advice of the Assistant Corporation Counsel, the committee sent the request to the Board of Education for their disposition of the matter. This must occur before any action of the Common Council may take place.

Board of Education member, James Ryan, reported that the Board has denied the request. The committee therefore recommends denial of the petition.

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

035 - REPORT - To re-name a street HARBOR RIDGE ROAD.

Councilman DaSilva submitted a report stating that the Public Works Committee studied a request from residents of a street in the Snug Harbor area. It has developed that residents of the same street have acquired addresses that read Bronson Drive, Boulder Ridge East and Snug Harbor Road. This has caused problems in many areas, especially with coverage by the Police, Fire and Ambulance services.

The committee, after consultation with the petitioners, voted to recommend that the Common Council name this street, HARBOR RIDGE ROAD, and that the City Engineer assign numbers to each lot on the street.

The Report was accepted and the street name approved by the Common Council on the Consent Calendar.

036 - REPORT - Purchasing Department Regulations.

Councilman DaSilva submitted a report stating that the Common Council committee appointed to look into a bid award on culvert pipe and Purchasing Department Regulations, met on Feb. 22, 1984. In attendance were committee members DaSilva, Gallo and McManus. Also in attendance was Purchasing Agent Sharon Hamilton and Councilman Chianese.

Mrs. Hamilton explained that although the Bid from Brighton Steel Co. Inc. was \$50.00 lower, the delivery time was bidded at thirty-five days as opposed to a delivery time of twelve days from Armco Inc. The pipe was needed for drainage work for the Sewer Department and the extra delivery time was deemed excessive in comparison to the \$50.00 difference in price. When Brighton Steel informed the Purchasing Department of a quicker delivery time it was after the bid was awarded.

Mrs. McManus moved at the committee meeting to recommend no action be taken on this petition as the additional information came in after the bid on culvert pipe had already been awarded. Mr. Gallo seconded the motion which passed unanimously.

The committee then discussed changes in purchasing regulations. Mrs. Hamilton explained the changes and the reason for them. After discussion of the changes the committee voted unanimously to recommend the changes in the Purchasing Department Regulations.

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

037 - REPORT - Unspent Revenue Sharing Funds.

Councilman DaSilva submitted a report stating that the Common Council committee appointed to review the transfer of unspent Revenue Sharing Funds, met at 8:40 P.M. on Feb. 22, 1984. In attendance were committee members DaSilva, Gallo and McManus. Also in attendance was Assistant Comptroller D. Setaro.

Mr. Setaro explained that the unspent funds in Entitlement #12 and #13 are for items that have been completed and in no further need of funds. The \$13,600 in Entitlement # 14 came from interest beyond that expected. The proposed lines to be increased are for two areas. The first is \$6,000 for partial payment of a new air conditioning unit for the Data Processing Department. The second is for part-time staff in the various departments in the City. This included the part-time help during the summer as well as various times during the year.

These funds do not lapse with the fiscal year, but can go on until expended. The committee voted unanimously to recommend the transfer of funds.

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

038 - REPORT - Veterans Area at Rogers Park.

Councilman Charles submitted a report stating that the Common Council committee appointed to review upgrading the veteran area at Rogers Park, met on Feb. 27, 1984. The committee and members of a group of one-hundred relatives and friends were in attendance. Also present were Mr. & Mrs. Abe Feinson, Frank Repole, Pauline Olmstead and Parks Director Robert Ryerson.

There are one-hundred and ten rose arbors on the area. Each arbor honored a veteran who served in the second world war and killed in action. Mr. Ryerson reported that he obtained an estimate of \$10,000 for a monument upon which the names of the 110 veterans would be raised on a plaque and the plaque would be placed, secured, on the monument.

The rose arbors would be painted and rose bushes would be planted at the foot of each arbor. A motion was made by Councilman Chianese and seconded by Councilman Zotos that \$10,000 be appropriated for the project. The vote was unanimous.

The committee was informed that funding would be included in the 1984-1985 Budget.

039 - REPORT - Veteran's Monument at Rogers Park.

Councilman Charles submitted a report stating that the Common Council committee met on upgrading the veteran's area at Rogers Park, on February 8, 1984. The following were in attendance: Parks Director R. Ryerson, Veterans Council Representative Edward Kolwicz, and Councilmen Charles & Zotos.

The condition of the Park in general was discussed in detail. Mr. Kolwicz presented photos of monuments that the Veterans Council desires to be placed in the area to be dedicated in honor of the veterans. Shrubs and flowers would also be planted to beautify the area.

The cost of the project was estimated to be \$4,000. A motion was made at the committee meeting by Mr. Zotos and seconded by Mr. Charles for the sum of \$4,000 to be appropriated to upgrade the area. Motion carried.

The committee has been informed that the funds for this project will be included in the Budget for the year of 1984-1985.

A motion was made by Councilman Boynton and seconded by Councilman Godfrey that Report #38 and Report #39 be accepted. Motion carried. Councilman Flanagan remarked that the committee should be commended for their efforts and that the Rose Arbor should be a great source of pride for the City of Danbury.

040 - REPORT - Processing of Applications for Elderly Renters Tax Relief.

Councilman Cassano submitted a report stating that the committee appointed to consider the petition of the Tax Assessor relating to the processing of elderly renters tax relief applications, met on Feb. 15, 1984.

Present at the meeting were committee members A. Cassano and L. Charles, and Tax Assessor Evo Butera. Mr. Butera provided the committee with background information related to the tax relief program. In 1974 the State Legislature initiated a tax relief program for elderly renters and gave responsibility for implementing the program to the Tax Assessor's Office.

The program is conducted between May 15 and September 15 of each year. In 1983, the Tax Assessor's office processed over 800 applications with an average process time of about 15 minutes per application. Mr. Butera stated that his office can no longer handle this work load.

In 1982, the State Legislature passed Public Act 82-322 "An Act Concerning Technical Amendments to Re-Application Procedures in State Tax Relief Programs for Elderly Homeowners and Renters", section (4) subsection (b) of which states that a municipality may provide, upon approval by its legislative body, that the duties and responsibilities of the Assessor could be transferred to (1) the Office in such municipality having responsibility for the administration of social services, or (2) the coordinator or agent for the elderly in such municipality.

Mr. Butera is petitioning the Common Council to grant approval of the transfer of responsibility for elderly renter tax relief from the Tax Assessor to the Agent for the elderly.

Michelle Twining has been appointed Municipal Agent for the Elderly, on a part time basis, working out of the Danbury Senior Center at 80 Main St.

Mr. Butera has agreed to provide two people from his office, experienced in the tax relief program, to work with Ms. Twining during the May 15-September 15, 1984 period to provide an efficient transition. Following this, it is expected that the Agent for the Elderly will be able to implement the program independently in 1985. The program would be conducted out of the Danbury Senior Center at 80 Main Street, with the Tax Assessor's office continuing to have the necessary forms to process applicants who come to the Assessor's office during the transition period.

Mr. Charles moved that the committee recommend to the Common Council that approval be given to the transfer of responsibility, as designated by Public Act 82-322 Section (4) subsection (b), from the Tax Assessor's office to the Coordinator or Agent for the Elderly. Mr. Cassano seconded the motion and there was unanimous approval.

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

041 - REPORT & ORDINANCE - Amendments to Sections 14-31 & 14-35 of the Code of Ordinances (Fire Dept. Pensions).

Common Council President C. McManus submitted a report stating that the Common Council held a public hearing in regards to the amendments to Section 14-31 and 14-35 of the Code of Ordinances, on Feb. 29, 1984 at 7:30 P.M. The Council met as a committee of the whole following the public hearings and recommends that the proposed amendments be adopted.

The Report was accepted and amendments to Sections 14-31 and 14-35 of the Code of Ordinances (Fire Department Pensions) were adopted by the Common Council on the Consent Calendar.

042 - REPORT & ORDINANCE - Amendment to Commission on the Handicapped Ordinance.

Common Council President C. McManus submitted a report stating that the Common Council held a public hearing regarding the proposed amendment to the Commission on the Handicapped Ordinance on Feb. 29, 1984. The Council met as a committee of the whole on Feb. 29th following the public hearing and recommends that the amendment be adopted.

ORDINANCE - Be it ordained by the Common Council of the City of Danbury that the Code of Ordinances of the City of Danbury is hereby amended by adding a subsection to be numbered 2-56.14(d) which said subsection reads as follows:

"Alternate Members". Three alternate members to the Danbury Commission for the Handicapped shall be appointed by the Mayor and approved by the Common Council. The term of office of one of the three persons originally appointed as alternates shall expire on January 1 in each of the years 1985 to 1987, inclusive, and the term of each successor to such person originally appointed shall be three years ending on January 1.

Any vacancy in the office of an alternate which does not arise from the expiration of a term of office shall be filled by the Mayor for the unexpired portion of the term and approved by the Common Council.

Alternate members may attend meetings, participate in discussions and give suggestions, but will not engage in voting unless a regular member is absent.

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

043 - REPORT & ORDINANCE - Enforcement of Municipal Parking Ordinance.

Common Council President C. McManus submitted a report stating that the Common Council held a public hearing concerning the ordinance for enforcement of municipal parking, on February 29, 1984 in the Council Chambers at City Hall.

The Council met as a committee of the whole following the public hearing on Feb. 29, 1984 and recommends that the Ordinance be adopted.

ORDINANCE - Be it ordained by the Common Council of the City of Danbury That the Code of Ordinance of the City of Danbury is hereby amended by adding a section to be numbered 19-64 re: "In accordance with Connecticut General Statutes § 7-152b - procedures established for the enforcement of municipal parking..

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

044 - REPORT & ORDINANCE - To regulate Bazaars & Raffles.

Common Council Prdsident C. McManus submitted a report stating that the Common Council held a public hearing concerning the ordinance to regulate bazaars and raffles, on Feb. 29, 1984 in the Council Chambers at City Hall.

The Council met as a committee of the whole following the public hearing on Feb. 29, 1984 and recommends that the Ordinance be adopted.

ORDINANCE - That the Code of Ordinances of the City of Danbury is hereby amended by adding a section to be numbered 11-5 which said section reads as follows:

In order to effectively regulate bazaars and raffles to be held within the City of Danbury, the City does hereby adopt the provisions of the General Statutes of the State of Connecticut, Revision of 1958, Sections 7-170 to 7-186 inclusive, as the same may be amended from time to time.

A motion was made by Councilwoman McManus and seconded by Councilman Charles that the Report be accepted and Ordinance adopted. Motion carried with Councilman Foti voting Nay.

The Ordinance was adopted.

045 - REPORT - Request to re-name White Street.

Councilman DaSilva submitted a report stating that the Public Works Committee reviewed a request to re-name White Street to "Connecticut Boulevard". After discussion and research of the request, it was discovered that this street was named after a long established and prominent family in Danbury's History. Because of the historical aspects and the many problems of address changes on the street, the Public Works Committee recommends the denial of this request.

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

046 - REPORT - Request for Water Main between First & Second St.
Council

Councilman DaSilva submitted a report stating that the Public Works Committee studied a request from property owners on Hospital Avenue, for a six inch water main between First and Second Streets. After a study of water service in the area and discussion with the City Engineer, the committee would decline action on the request as it is beyond the purview of this committee.

It appears to more probably belong in the jurisdiction of the Sewer and Water Extension Committee, where we transfer the petition. It should be further noted that there is no present bond issue from which to draw the necessary funds to install this or any other water expansion.

The Report was accepted and matter referred to the Sewer & Water Extension committee by the Common Council on the Consent Calendar.

047 - REPORT - Drainage problem on Old Shelter Rock Road.

Councilman DaSilva submitted a report stating that the Public Works committee reviewed a request to correct a drainage problem on private property on Old Shelter Rock Road. It appears that this problem stems from water that drains on to property that abuts the one in question through a proper easement. This has been the case for a number of years as a similar request was denied by a previous Council in the past.

It is therefore the recommendation of the Public Works Committee that Assistant Corporation Counsel, E. Gottschalk, after gathering the pertinent information from City Engineer J. Schweitzer, write to Mr. Eubus' attorney to explain that the City's position is one of non-liability.

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

048 - REPORT - Icing Problems on Old Shelter Rock Road.

Councilman DaSilva submitted a report stating that the Public Works Committee studied a request to correct drainage problems on the length of Old Shelter Rock Road. An On-site inspection of the area was performed. There is insufficient drainage on this road which causes water to flow on the paved area, causing icing conditions during the winter months. This is a well known problem to the Public Works Department for many years, but inadequate funds have prevented the correction, as noted in Council and Engineering reports from 1979.

Mr. D. Garamella, Director of Public Works and E. Fusek, Superintendent of Public Highways, report that they plan to install three or four catch basins on the lower portion of the road between Circle Terrace and Cross Street in the Spring. The committee acknowledges that this is not a complete solution to the problem, but is a beginning and will help alleviate the worst of the icing conditions.

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

049-REPORT & CERTIFICATION - Flood Protection Project.

Councilman DaSilva submitted a report stating that the Public Works Committee studied a request from the Public Works Department for \$60,000 to accomplish improvements to the Still River Channel. These are improvements that are strongly recommended by the Army Engineers. The proposed work is overdue, a fact that the Army Engineers has reminded the City of on several occasions. The reason for this has been the lack of sufficient funds in the various Public Works Dept. Budgets.

A review of the problem leaves no doubt that this work is needed at this time to prevent flooding of our downtown area. We therefore recommend that \$60,000 be appropriated for Channel improvements to the Still River as part of the Flood Protection Project for this river.

CERTIFICATION #33 - was submitted by Mr. John P. Edwards, Comptroller in the amount of \$60,000.00 available in the General Fund unappropriated fund balance to be transferred to the Capital Program for the Still River Channel Project.

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

050 - REPORT - Request of the Advent Christian Church for Sewer connection into sewer line serving the Federal Correctional Institution.

Councilman Gallo submitted a report stating that the Sewer & Water extension committee of the Common Council met on February 29, 1984 and reviewed the above request, with the City Engineer and the Superintendent of Public Utilities and has also reviewed a recommendation for approval, from the Planning Commission.

It is the recommendation of the Sewer & Water Extension Committee that the Common Council authorize the Mayor to enter into an agreement with the Justice Department to allow this connection.

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

051 - REPORT - Petition of Ervie W. Hawley, Jr. & Samuel Roberts for sewer for 70-72 Newtown Road.

Councilman Gallo submitted a report stating that the Sewer & Water Extension committee of the Common Council has met and reviewed the above petition with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of the Sewer & Water Extension committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said sewer.
2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.
3. Detailed Engineering Plans and Specifications are to be approved by the City Engineer and the Superintendent of Public Utilities prior to the start of construction.
4. If required, a Warranty Deed in a form satisfactory to the Corporation Counsel shall be executed by the petitioner conveying to the City of Danbury, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.
5. That upon completion of installation, title to said sewer line within City Streets, and any necessary documents be granted to the City in a form which is acceptable to the City Engineer and Corporation Counsel.
6. The petitioner shall convey ownership of and easements to all or such portions of the sewer lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

Should another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or hook-up shall be furnished in a form satisfactory to the City Engineer and Corporation Counsel.

7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended sewer lines.

The report was accepted and petition granted by the Common Council on the Consent Calendar.

052 - REPORT - Sewer and Water for Novo Laboratories - Saw Mill Road.

Councilman Gallo submitted a Sewer & Water Extension Committee report stating that they have met and reviewed the above petition, with the City Engineer and have also reviewed a recommendation for approval, from the Planning Commission.

It is the recommendation of this committee that the petition be granted with the usual seven steps as listed in the 051 Report, plus the following eighth step:

8. Pump Station shall pump only during hours stipulated by the City Engineer and the Superintendent of Public Utilities.

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

053 - Withdrawn.

054 - REPORT - Claims.

Councilman Eriquez, Chairman of the Claims Committee submitted a report stating that the committee met on February 16, 1984 with the following being present: Chairman Eriquez, Councilmen Durkin and Charles, Risk Manager Thomas Fabiano and Assistant Corporation Counsel Terry Sachs.

Attorney Sachs and Mr. Fabiano led discussion of the claims submitted on the Common Council Agenda for February, 1984.

The only item that required committee action was then discussed. This was an outstanding claim submitted by the Allied Biological Company. The Company claims that the City should reimburse them for expenses incurred on a Lake Candlewood project which the City had awarded to them through the bid process.

However, Attorney Sachs informed the committee that a formal contract had not been signed when these expenses were incurred. A Contract was never signed since the project had to be scrapped via State DEP order.

After discussion, Mr. Durkin moved to recommend denial of the claim (\$250). As part of his motion he requested Attorney Sachs to inform the Purchasing Agent of the City to notify successful bidders that work on a project should not commence (i.e. that the City will not be liable for expenses incurred, prior to a formal "turn-on" letter or contract being issued and executed. The motion was seconded by Mr. Charles and voted upon unanimously in favor of the motion.

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

055 - REPORT - Vendors Ordinance - Status Report.

Councilman Eriquez submitted a report stating that the committee formed to consider the adoption of a vendors Ordinance met on February 15, 1984. Present were the following: Councilman Eriquez, Chairman of the committee; Councilman Charles and Assistant Corporation Counsel Eric Gottschalk. Also, Tom Fabiano, Joe Corso, Russ Farmer and Rick Koscher of the Hilton Inn and William Doyon of the Ethan Allen Inn. Don Arsenault of the Danbury Downtown Council was also in attendance.

The committee conducted a lengthy discussion involving such issues as the distinction of a peddler vs a vendor, consumer protectionism and the need for such an ordinance.

The committee held this meeting for fact-finding purposes. No action was taken at that time. However, from the discussion, the committee was to research the number of and types of complaints that have been logged, if any, against a particular vendor or activities of vendors in general.

This information the committee felt, would be helpful in identifying the need, if any, to regulate activities of vendors in this City. Also it was felt that this information may provide the committee with direction in terms of the areas or activities that need to be regulated.

A subsequent meeting was suggested by Mr. Eriquez so the committee could again digest information the Council has considered in the past several months regarding vendors and so new information could be gathered. Also, those present and interested would have an additional opportunity to present new information or comment on the items discussed at the first meeting.

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

056 - REPORT - ~~Request for funds~~ - Improvements at Hatters Park (\$16,000)

Councilman Eriquez submitted a report stating that the Ad Hoc committee appointed to consider the request for funds for improvements at Hatters Park met on February 16, 1984.

Councilman Eriquez, Chairman of the committee, Councilwoman Thora Skoff and Robert Ryerson, Director of Parks & Recreation, were present at the meeting.

Mr. Ryerson explained the reason this item was before an ad hoc committee. He noted that in prior fiscal years, he had not included an anticipated revenue amount for Hatters Community Park. As a result of this budget practice, when revenue was received from events at Hatters Park, that revenue or part of it was transferred by the Council for improvements at the Hatters Park facilities.

However, in the fiscal year 1983-1984 budget, Mr. Ryerson, through an oversight, included anticipated revenues for Hatters Park as \$31,400. This line item should have been zero as in years past which would have allowed the transfer requested in his letter of January 18, 1984.

Therefore due to technicalities of the budget process, the committee must entertain this request of which the monies for the improvements would have to come from the surplus account at this time.

After discussion of the advised plan of development compiled by the Lakeview Development Citizen's Committee and the specific improvements to be made (such as boiler/furnace replacement for the building), Mrs. Skoff moved to recommend that the \$16,000 be appropriated to the capital line item "Improvements at Hatters Community Park." The motion was seconded by Mr. Eriquez and the vote was unanimous.

The committee felt that this request should be granted since this has been the practice in past years and the intention was to do the same this fiscal year. The committee found that this will sustain the orderly development of Hatters Community Park.

The Report was accepted and transfer of funds authorized by the Common Council on the Consent Calendar subject to a Certification to be submitted by the Comptroller.

CERTIFICATION #35 was received and submitted by Mr. John P. Edwards Comptroller, in the amount of \$16,000 available in the Fund Balance Account for transfer to a new line item in the Capital Budget entitled "Hatter Park Improvements".

In accordance with the City Charter, Mayor Dyer provided an opportunity for taxpayers and residents of the City of Danbury to speak on any item listed on the Agenda for this meeting.

There being no public speakers and no further business to come before the Council a motion was made and duly seconded for the meeting to be adjourned at 8:35 P.M.

Prior to adjournment Mayor Dyer continued all committees until the next Common Council meeting.

Respectfully submitted

Mary Rickert

Mary Rickert
Assistant City Clerk

Elizabeth Crudginton

Attest: Elizabeth Crudginton
Elizabeth Crudginton m r
City Clerk