

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

SUBJECT: Minutes of the Common Council Meeting held on August 6, 1985.

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 Elizabeth Crudginton City Clerk, with the following members being recorded as:

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

ABSENT: Councilmen Cassano and Farah.

It was reported that Councilman Cassano and Councilman Farah were out of town.

19 Members Present - 2 Members Absent.

NOTICES FROM MAYOR DYER

Mayor Dyer extended Birthday Greetings to the following:

Len Sedney - Mayor's Aide - Birthday is today.
Councilman DaSilva - First of the month.
Town Clerk M. Seri - August 14th.
Councilman Boynton - August 15th.
Councilman Zotos - August 18th.
Assistant Corporation Counsel Sandra Leheny - August 20th.

Mayor Dyer announced that today, August 6th, One point 6 million dollars in Grants were distributed to various agencies.

Mayor Dyer made mention of the three police officers to be appointed this evening.

On August 11th a parade will be held in New Milford honoring the Vietnam Veterans.

On September 8th, ceremonies will be held to complete the year long programs of the Tricentennial Committee.

On September 21st, the Mayor's cup award will be held at Richter Park, for the benefit of the Danbury Police Athletic League.

On September 16th, Councilman and Mrs. Gallo will celebrate their 4th anniversary.

Mayor Dyer noted that it was 40 years ago that the atomic bomb was dropped and for us not to forget our own veterans at Pearl Harbor.

Mayor Dyer then introduced one of the new police officers - Joseph Dzamko who was present in the audience.

CONSENT CALENDAR

Councilman DaSilva, in the form of a motion, submitted the following items to be accepted on the Consent Calendar:

- 02 - Resolution - Application for Grant Funds for Danbury Library.
- 03 - Resolution - Application for a Grant to provide for a disease prevention program.
- 04 - Resolution - Grant Application re: Septage Receiving Station
- 05 - Resolution - Payments-in-lieu of taxes re: City Housing Authority.
- 06 - Resolution - Abatement of taxes for Beaver St. Apartments, Inc.
- 07 - Memorandum of Agreement - Job Training Partnership Act.
- 025 - Contract - Redevelopment Agency Resolution for the sale of land on Chestnut Street.
- 027 - Communication - Request to amend Budget for Commission on Aging.
- 036 - Communication - Proposed Real Estate Contract for the sale of C. D. Parks Co. Property.

- 038 - Report - Denial of funds for students to attend summer sessions at Wesleyan University.
- 040 - Report - Request for sewer & water for Liberty St. & other locations.
- 042 - Report - Recycling Center.
- 043 - Report - Paving problems on Garry Knolls.
- 044 - Report - Request to purchase City property on Driftway Road.
- 045 - Report - Drainage problem on South Avenue.
- 046 - Report & Resolution - Neighborhood Assistance Act.

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

MINUTES - Minutes of the Common Council Meeting held on July 2, 1985.

A motion was made by Councilman DaSilva and seconded by Councilwoman C. McManus for the reading of minutes to be waived as all members have copies which are on file in the office of the City Clerk for public inspection. Minutes to be accepted as submitted.
Motion carried unanimously.

- 01 - CLAIMS - Albert Penn - Joseph Bianchini - Heather Rogalski - Martin Klein.

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

- 02 - RESOLUTION - Application for Grant Funds for Danbury Library.

Whereas, the Danbury Public Library has determined that the use of grant funds to expand and improve upon the Older Citizens' Reader Services offered by the Danbury Public Library is appropriate; and

Whereas, acceptance of said grant funds in the amount of \$1,400 to be used to purchase materials for use in geography seminar services for senior citizens is in the best interests of the City of Danbury;

NOW, THEREFORE, BE IT RESOLVED THAT Mayor James E. Dyer be and hereby is authorized to make application for said grant on behalf of the City of Danbury and to do any additional acts necessary to accomplish the purposes hereof.

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

- 03 - RESOLUTION - Application for a Grant to provide for a sexual disease prevention program.

Whereas, the City of Danbury, Inc. through the Danbury Health and Housing 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 grant award of up to \$7,750 with no local match has been processed by the Danbury Health and Housing Department; and

Whereas, the State of Connecticut Department of Health Services has approved and funded the grant proposal;

NOW, THEREFORE, BE IT RESOLVED THAT the actions of the Danbury Health and Housing Department in applying for the said grant be and hereby are ratified and that any and all further actions by the Danbury Health and Housing Department required to accomplish said program be and hereby are authorized;

BE IT FURTHER RESOLVED THAT to accomplish said program James E. Dyer, Mayor of the City of Danbury, Inc. is authorized to make, execute, and approve on behalf of this corporation any and all contracts or amendments thereof with the State of Connecticut of Health Services.

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

04 - RESOLUTION - Grant Application re: Septage Receiving Station.

Be it resolved that James E. Dyer, Mayor of the City of Danbury is hereby authorized to execute and file applications and agreements on behalf of the City of Danbury with the Commissioner of Environmental Protection for State Grants pursuant to the provisions of Section 22a - 439 of the General Statutes of Connecticut, as amended, and to execute on behalf of the City of Danbury all the applications, instruments and documents and accept payments and do all other things that may be necessary for State Grants for improvements to pretreatment facilities at sewage plant to handle regional septage.

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

05 - RESOLUTION - State Payment-in-lieu-of-taxes re: City Housing Authority.

Whereas, it is desirable and in the public interest that the City of Danbury make application to the State for financial assistance under Section 8-216(b) of the Connecticut General Statutes in order to undertake a program of Payment-in-Lieu-of-Taxes and to execute an Assistance Agreement therefor;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY:

1. That it is Cognizant of the conditions and prerequisites for State Assistance imposed by Chapters 128, 129, 130 and 133 of the Connecticut General Statutes;
2. That the filing of an application by the City of Danbury in an amount not to exceed \$210,334.96 is hereby approved and that the Mayor of the City of Danbury is hereby authorized and directed to execute and file such application with the Commissioner of Housing, to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered, to execute any amendments, recisions and revisions thereto, and to act as the authorized representative of the City of Danbury.
3. That in consideration of said Assistance Agreement, applicant does hereby waive any payments-in-lieu-of-taxes by the Housing Authority to the municipality under the provisions of Section 8-71 of the Connecticut General Statutes.

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

06 - RESOLUTION - Abatement of taxes for Beaver St. Apartments, Inc.

Whereas, it is desirable and in the public interest that the City of Danbury abate taxes under Section 8-215, Connecticut General Statutes, as amended, on the property owned by Beaver Street Apartments, Inc. located at Beaver Street and Rose Street, in Danbury, known as Beaver Street Apartments; and

Whereas, the City of Danbury has approved abatement of up to 100% of the real property taxes on the subject property by resolution of the Common Council of the City of Danbury, adopted on October 3, 1973, and has executed a Tax Abatement Contract with Beaver Street Apartments (9-25-73) and a Tax Abatement Assistance Agreement with the State of Connecticut on September 30, 1973; and

Whereas, it has been determined that the amount of taxes to be abated on the subject property is \$31,500 for the Grand List of October 1, 1984;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY:

1. That the real property taxes abated on the subject property are \$31,500 for the Grand List of October 1, 1984;
2. That the Tax Collector of the City of Danbury is hereby directed and empowered to list the total amount of the said lawful abatement into the Rate Book and other records and files, together with the name of the owner against whom such tax, so abated, was levied and the reason for such abatement, and the Tax Collector is further directed to record these facts in his Annual Report, in accordance with the provisions of Section 12-167 of the Connecticut General Statutes, as amended;
3. That the Tax Collector of the City of Danbury is also directed to immediately file a certified statement as evidence of said abatement with the Commissioner of the Department of Housing;
4. That the Tax Collector of the City of Danbury is also directed to refund all tax payments received from Beaver Street Apartments, Inc., or its representatives, in connection herewith, to the extent that said funds are reimbursable by the State of Connecticut through its Department of Housing.

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

07 - MEMORANDUM OF AGREEMENT - Job Training Partnership Act.

This agreement is in effect from June 30, 1985 until June 30, 1987.

There shall be six individuals selected by the chief elected officials of all units of general local government within this Service Delivery Area for the purpose of developing and signing an agreement or agreements with the Private Industry Council.

The following named individuals:

Mayor Michael J. Conway, Torrington

Mayor James E. Dyer, Danbury

Selectman Clifford C. Chapin, New Milford

Selectman Mary Ann Guitar, Redding.

Selectman Charlotte Reid, Salisbury

Selectman Henry Pozetta, Canaan

be designated as the appropriate chief elected officials or authorized representatives for this SDA for the above purpose.

A Private Industry Council shall be established in this SDA by the named chief elected officials of the units of general government with experience in administering job training programs:

Mayor Michael J. Conway, Torrington

Mayor James E. Dyer, Danbury

First Selectman Clifford C. Chapin, New Milford.

This council shall be established in accordance with the provisions of this agreement. There shall be 22 members appointed to the council and these members shall adequately reflect and represent the entire geographic area of the SDA. Whenever possible representatives shall be from all labor market areas within the SDA.

Appointments to the council shall be made by the chief elected officials in writing.

These appointments shall be for a term beginning from the time they are approved by the Governor until June 30, 1987. In the event that the Service Delivery Area is redesignated by the Governor, all council appointments shall cease immediately.

The Memorandum of Agreement was approved by the Common Council on the Consent Calendar.

08 - COMMUNICATION - Public Act. No. 85-165, "An Act Enabling Municipalities to Allow an Additional Amount of Exemption from Property Tax for Persons Who are Blind."

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

09 - COMMUNICATION - Funds from Perkin Elmer "Good Neighbor Fund".

The Danbury Commission on Aging has been granted a gift of \$1500 from the "Good Neighbor Fund" sponsored by the employees of Perkin-Elmer.

The Commission requests that the Danbury Common Council accept this gift on behalf of the City of Danbury and that the Commission on Aging's budget be amended to include the following additions to specific line items:

069500 - Equipment - \$750.00 -- 040100 - Office Supplies - \$750.00

The gift has been made in the name of "Interweave" the Danbury Adult Day Care Center, located at 198 Main Street and will be used for that program.

A motion was made by Councilman DaSilva and seconded by Councilman Boynton for the communication and gift to be accepted with a letter of thanks to be sent to Perkin Elmer. Motion carried.

Mayor Dyer in anticipation of Common Council acceptance, has already sent a letter of thanks and acknowledgment.

010 - COMMUNICATION - Request for 3-way stop signs at the intersection of Great Plain Road and Hayestown Road.

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

011 - COMMUNICATION - Request from the PTO of King Street School for permission to use a portion of city property that abuts King Street School, for the purpose of a nature trail, fitness trail, outdoor school environment and neighborhood picnic area.

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

012 - COMMUNICATION - Request of Connecticut Health Care Associates for sewer & water to 52 Main Street re: Future construction of a nursing home.

Councilman Gallo requested referral to the sewer & water extension committee and Planning Commission. Mayor Dyer so ordered.

013 - COMMUNICATION - Request of Construction Engineering Associates, Inc. for permission to extend existing water main at the junction of Old Ridgebury Road and Mill Plain Road to service the proposed Connecticut Limousine Service, Inc. passenger terminal at 109 Mill Plain Road, and the existing restaurant and truck shop at 113 Mill Plain Road.

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

014 - COMMUNICATION - Request of Sutt & Roberts Association for extension of sewer and water - 22 Main Street.

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

015 - COMMUNICATION - Request from Councilman Gallo for an ad hoc committee to resolve the problems created by Barclay Commons Inc. on Hayestown Road.

Mayor Dyer so ordered and appointed the following committee members: Gallo, Sollose, Torian.

016 - COMMUNICATION - Request from Councilman Eriquez for removal of the fallen chapel in Starrs Plain Cemetery. Cost estimate to be \$1,200.00.

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

017 - COMMUNICATION - Request from Godfrey C. Misus for the City to erect a traffic guard rail on property located at 42 Middle River Road.

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

018 - COMMUNICATION - Request from Councilman DaSilva for a committee to review Bonding Procedures.

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

019 - COMMUNICATION - Request of Warren Levy, a future resident of Pilgram Road, to have Pilgram Road be accepted as a City Street.

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

020 - COMMUNICATION - Request from residents of Landmark Condominiums for the Common Council to consider reversing its decision to remove a section of the retaining wall, on the City's right of way, on Golden Hill.

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

021 - COMMUNICATION & CERTIFICATION - Intersection of Fleetwood Drive & Shelter Rock Road.

Recommendation from Chief Macedo, Danbury Police Department, that a flashing overhead light be installed at the above intersection.

The City of Danbury could also install flashing signs, instead of the flashing overhead light, but the road would have to be excavated and conduit put in.

The cost factor for both plans would be the same, approximately \$8,000.

CERTIFICATION #5 was submitted by Mr. John P. Edwards, Comptroller, certifying the availability of \$8,000 in the Contingency Account for the overhead light.

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

022 - COMMUNICATION - Request of M. J. Kay, Ph.D for a catchbasin to be installed on Chambers Road.

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

023 - COMMUNICATION - Request of Karthene Gallagher for acceptance of the reconstructed section of East Starrs Plain Road.

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

024 - COMMUNICATION - Application for Deferral of Property Tax Assessment Increases for 238 White Street.

Councilman Flanagan requested referral to committee. Mayor Dyer so ordered and appointed the following committee members: Foti, Eriquez, Boynton.

025 - CONTRACT - Redevelopment Agency Resolution for the sale of land on Chestnut Street.

Agreement for Redevelopment by and between The City of Danbury, acting by and through the Redevelopment Agency of the City of Danbury and Guido Cardinale and Guiliana Cardinale.

The Contract was approved by the Common Council on the Consent Calendar.

026 - COMMUNICATION - Request from Norman and Dorothy Carvalho for first option to purchase contiguous property remaining after road construction on Balmforth Avenue.

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

027 - COMMUNICATION - Request to amend Budget for Commission on Aging.

The Commission on Aging during the 1984-85 fiscal year requested that money for a kiln (for the baking of ceramics-greenware), its furniture, accessories and wiring be transferred into the Commission on Aging budget (equipment not classified). The Council approved that request.

Due to a number of delays on the part of those servicing this work, the commission was forced to put off this project until the present time.

The Commission on Aging has \$3,000 plus in the City Revenue Fund and requests that \$1,305 be transferred into the Commission's budget (equipment). The Comptroller's Office indicates that no certification is needed. They will amend the budget and revenue in a like amount.

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

028 - COMMUNICATION & CERTIFICATION - Request from John P. Edwards, Comptroller, for additional funds for Employee Service Benefit Account-#02-09-122-071003.

In order to have adequate funds to redeem unused sick days and to pay longevity benefits, there is a requirement to transfer \$46,032.73 from the Contingency Account to the Employee Service Benefit Account.

Mr. Edwards certified the availability of \$46,032.75 in the Contingency Account to be transferred to the Employee Service Benefit Account.

Councilman Torian requested referral to committee. Mayor Dyer so ordered and appointed the following committee members: Torian, McManus, Gallo.

029 - COMMUNICATION & CERTIFICATION - Request for funds from CACD.

Request from George Coleman, Acting Deputy Director of the Community Action Committee of Danbury, Inc. for \$5,000 for the Senior Aides Program, which benefits 25 Senior Citizens. This program is not allowed by the Federal Funding sources.

CERTIFICATION #4 was submitted by Mr. John P. Edwards, Comptroller, certifying \$5,000 available in the Contingency Account for a new program established by CACD entitled "Administration for a Senior Aides Program".

Councilman Godfrey requested referral to committee.
Mayor Dyer so ordered and appointed the following committee members:
Torcaso, Skoff, Cassano.

030 - COMMUNICATION - Request for \$33,500.00 for the 1986 Airport Improvement Project.

Councilman Gallo requested referral to committee.
Mayor Dyer so ordered and appointed the following committee members:
Farah, Butera, Godfrey.

031 - COMMUNICATION - Request from J. Bertalovitz, former Chief of the Danbury Fire Department for payment in the amount of \$23,942.16 for vacation time not taken during employment as Chief of the Fire Department.

Councilman Sollose requested referral to committee.
Mayor Dyer so ordered and appointed the following committee members:
Flanagan, Torian, Esposito.

032 - COMMUNICATION - Request for funds in the amount of \$2,000.00 for services rendered by John H. Gagnon, Ph.D to the Danbury Police Department for psychological services rendered.

Councilman Gallo requested referral to committee.
Mayor Dyer so ordered and appointed the following committee members:
Skoff, Sollose, Foti.

033 - COMMUNICATION - Problem of falling rocks from a stone wall constructed on Benham Street off Golden Hill Road.

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

034 - COMMUNICATION - Appointment of the following probationary Police Officers:

- | | |
|---|--|
| 1) Joseph Dzamko
9 Appleblossom Lane
Danbury, Conn. 06810 | Married, 1 child
Age 25
Brookfield High Graduate
Welder & Foreman for Habitat
International. |
| 2) Herman Wend III
17 Amber Court
Prospect, Conn. | Single - Age 24
Stock Clerk & Cashier
High School Degree |
| 3) John Krupinsky
31 North St.
Danbury, Conn. | Single - Age 23
Abbott Tech. Graduate
M.R.T.
Presently Ridgefield
Police Officer. |

Appointments based on successful medical review and successful completion of training courses. Appointments effective upon swearing-in.

A motion was made by Councilman Eriquez and seconded by Councilman Foti for the communication to be accepted and appointments confirmed.
Motion carried unanimously.

035 - COMMUNICATION - Request from Fire Chief C.J. Monzillo for an Ordinance Re: Any person, Firm or Corporation, which directly or indirectly causes pollution or contamination, shall be liable for costs and expense incurred by the City of Danbury in containing, abating, or removing such pollution and contamination.

Councilwoman McManus requested referral to the Health Committee. Mayor Dyer so ordered.

036 - COMMUNICATION - Real Estate Contract for the sale of The C. D. Parks Co. property to the City of Danbury. Said Contract provides for the sale of the 530 acres, more or less, which was the subject of the referendum approved by the voters of the City of Danbury on April 30, 1985.

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

037 - DEPARTMENT REPORTS

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

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

AD HOC COMMITTEE REPORTS

038 - REPORT - Request for funds for students to attend summer sessions at Wesleyan University.

Councilman Cassano submitted a report stating that the committee met on July 30, 1985. Present were committee members Cassano, Torcaso and Zotos.

The committee reviewed the petition and the Center for Creative Youth program. The committee thought that the program was laudable but held the opinion that the basic fiscal responsibility for programs of this type must lie with the parents.

The committee also wished to avoid the possibility of establishing a precedent of City funding for programs considered to be mainly directed to the private sector.

Councilwoman Torcaso moved that the committee recommend to the Common Council that the request for funding be regretfully denied. Councilman Zotos seconded the motion and there was unanimous approval.

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

039 - REPORT & CERTIFICATION - Funds for Safe-Rides Inc.

Councilman Foti submitted a report stating that the committee appointed to review a request for a grant to Danbury Safe Rides, met on June 19th and on July 16, 1985.

Present were Council Members Foti, Sollose and Flanagan. Representatives of Safe Rides and the Danbury Jaycees were also present as was Mary Jane Brenc, Adult Advisor of the Danbury Safe Rides.

Sponsored by the Danbury Jaycees, Danbury Safe Rides was incorporated in February, 1983 and had its first night of operation on April 21, 1983.

Danbury was one of the first six cities in the U.S.A. to have such a program, and every State now has at least one chapter.

The organization's purpose is to provide transportation to youths aged 21 or less who feel they are too intoxicated to drive themselves, and have the good sense to seek help.

The Grant would be applied toward upgrading their publicity program, equipment (radios), membership drive, and membership incentives - (Awards, Elimination of Dues, etc.).

Councilman Flanagan moved to recommend to the Common Council that Danbury Safe Rides be awarded a Grant of \$5,000. Motion seconded and carried unanimously.

CERTIFICATION #1 dated June 27, 1985 was submitted by Mr. John P. Edwards, Comptroller, certifying the availability of \$5,000 in the Contingency Account (1985-1986 fiscal year) to be transferred to a new account (Danbury Safe Rides, Inc.), to be added to the grants section of the budget.

A motion was made by Councilman Eriquez and seconded by Councilman Godfrey that the Report be accepted and funds authorized. Motion carried unanimously.

040 - REPORT - Request for sewer & water for Liberty St. & other locations.

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

After some discussion it was the feeling of the committee that this request was premature and should be made by the proposed new owners.

Councilman Foti motioned to deny without prejudice. Seconded by Councilman Flanagan. The vote was unanimous.

The Report was accepted and request denied without prejudice by the Common Council on the Consent Calendar.

041 - REPORT - Road Improvement Program: Hayestown Ave., Walnut St. and Rowan St. Ext.

Councilman DaSilva submitted a Report stating that the Public Works Committee reviewed the plan for the proposed road improvements on Hayestown Avenue, Walnut Street and Rowan Street Ext. The plan was found to be a viable method of facilitating traffic flow in that part of town. This plan will necessitate the acquisition of some property and various easements in the area. The Committee therefore recommended the approval of the plan and the authorization of the Corporation Counsel to obtain the necessary easements and properties.

A motion was made by Councilman Boynton and seconded by Councilman Eriquez for the Report & committee recommendations to be accepted. Motion carried unanimously.

042 - REPORT - Recycling Center.

Councilman DaSilva submitted a report stating that the Public Works Committee studied several proposals to run the recycling center at the City landfill. This position became available when the operator for the past several months was relieved of his duties as of July 1, 1985.

After careful consideration the committee voted to recommend the appointment of A. J. Novella Sanitation as the director of the Recycling Center, pending the development of a contract between the appointee and the City of Danbury, through the Public Works Department.

This contract will insure the proper operation of the facility, handling all prescribed materials, keeping an efficient and tidy facility, and the taking of some demolition materials. The committee feels that Mr. Novella is well qualified and will do an excellent job.

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

043 - REPORT - Paving problems on Garry Knolls.

Councilman DaSilva submitted a report stating that the Public Works Committee studied a request from a resident of Garry Knolls concerning a paving problem on his street. It appears that after the installation of a sanitary sewer line, the repaving of the road was a few inches short of the original pavement. This caused water to drain in a small gully that resulted.

The Superintendent of Highways, E. Fusek, reported that his department would pave this section, as well as a lip on the driveway which should solve the problem. The Public Works Committee reports that when this is accomplished, no further action will be needed at this time.

044 - REPORT - Request to purchase City property on Driftway Road.

Councilman DaSilva submitted a report stating that the Public Works Committee studied a request to purchase a parcel of City owned property on Driftway Road. An on-site inspection of the land was performed and an approval was received from the Planning Commission. A report from the City Engineer stated that the parcel is a building lot.

The Public Works Director indicated that the land was of no particular use to the City. The lot was obtained by the City for non payment of taxes.

Because of the information presented above and the desire to place the parcel of land in question back on the tax rolls, the Public Works committee recommends the sale of Lot #3, Driftway Heights - a.k.a. Assessors lot number D-14083. The upset price for the sale of this land to be set by the Tax Assessor.

Mr. DaSilva stated the land is to be sold to the highest bidder.

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

045 - REPORT - Drainage problem on South Avenue.

Councilman DaSilva submitted a report stating that the Public Works committee reviewed a petition from residents of South Avenue to alleviate a drainage problem on their street. Flooding occurs here because it is a low spot in the area and because of a high water table. Public Works personnel reported that the installation of drains on the street will be quite expensive, approximately \$83,000 and will be of little value. They proposed however, that they install a blind ditch at the North end of Rogers Park which will help alleviate the flooding in the back yards on the West side of South Avenue.

The committee realizes a similar problem in the back yards on the East side of the street, but recognizes that the City has no jurisdiction there because it is completely private property. No appropriation is needed for the impending work as it will be performed by the Public Works Department through their regular budget.

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

046 - REPORT & RESOLUTION - Neighborhood Assistance Act.

Common Council President C. McManus submitted a report stating that the Common Council held a public hearing concerning the Neighborhood Assistance Act, on July 29, 1985 at 7:30 P.M. in the Council Chambers at City Hall.

The Common Council met as a committee of the whole immediately following the public hearing and unanimously recommends that the Common Council adopt the proposed Resolution for the Neighborhood Assistance Act, with the addition of the Goodwill request.

RESOLUTION - Resolved by the Common Council of the City of Danbury:

Whereas, the Connecticut Neighborhood Assistance Act provides tax credits to businesses which support community programs that have received prior municipal approval; and

Whereas, the City of Danbury is interested in participating in this program;

NOW THEREFORE BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT THE 1985 CONNECTICUT NEIGHBORHOOD ASSISTANCE ACT APPLICATION PACKAGE AS PRESENTED, BE APPROVED AND THAT MAYOR JAMES E. DYER BE AUTHORIZED TO EXECUTE ANY AND ALL DOCUMENTS NECESSARY.

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

047 - REPORT & RESOLUTION - Compensation for Council Members.

Common Council President C. McManus submitted a report stating that the Common Council met as a committee of the whole to discuss compensation for members of the Common Council, on June 19, 1985 at 8:00 O'Clock P.M. and July 10, 1985 at 8:00 O'Clock P.M.

The committee recommends that the Common Council comply with Section 3-1 of the Charter of the City of Danbury by setting the compensation for each Council Member at \$1200 per year. The exceptions would be Council President at \$2,000 per year, Majority Leader at \$1,800 and Minority and Legislative Leaders at \$1,500 per year. Council Members Foti, Zotos, Cassano, Charles and Butera voted in the negative.

RESOLUTION - Whereas, the members of the Common Council of the City of Danbury employ many hours in deliberation of the City's business; and

Whereas, the members of said Council utilize their own property and expend their own funds in pursuing the functions of their offices; and

Whereas, Section 3-1 of the Danbury Municipal Charter requires that "The members of the Common Council shall be compensated in an amount which will defray reasonable expenses incurred in performing their duties, subject to the provisions of Section 7-460 of the General Statutes, as amended. Such compensation shall be determined by the preceding Common Council."

NOW, THEREFORE, BE IT RESOLVED THAT:

1. Commencing with those members to be elected in 1985 the City of Danbury shall compensate each member of the Common Council for expenses incurred in the manner set forth below:

- (a) Except as noted in subparagraphs (b), (c), (d), and (e) below each member of the Common Council shall be compensated at the rate of \$1,200 per year.
- (b) The Common Council President shall be compensated at the rate of \$2,000 per year.
- (c) The Common Council Majority Leader shall be compensated at the rate of \$1,800 per year.
- (d) The Common Council Minority and Legislative Leaders shall each be compensated at the rate of \$1,500 per year.
- (e) In the event that any member shall serve for less than a full year, compensation shall be granted on a prorata basis.

2. That the Town Clerk be and hereby is authorized and directed to take any actions necessary to submit the aforementioned compensation proposal for confirmation by referendum at the next regular election.

A motion was made by Councilman Gallo and seconded by Councilman Flanagan for the Report to be accepted and Resolution to be placed on the Election Ballot on November 5, 1985.

The motion carried by a roll call vote of 12 Ayes & 7 Nays.

Council Members - Foti, Godfrey, Zotos, Charles, Butera, Durkin and Eriquez, voted Nay. (7 votes)

Council Members - Johnson, Sollose, Torcaso, Esposito, Flanagan, Chianese, Skoff, McManus, DaSilva, Gallo, Boynton, Torian, voted AYE (12 votes)

Councilmen Cassano and Farah were absent.

048 - REPORT & ORDINANCE - An Ordinance regulating applications for permission to extend sewer and water services.

Councilman Gallo submitted a Report stating that the sewer & water extension committee of the Common Council has reviewed the above request from Common Council President C. McManus, with the City Engineer, the Superintendent of Public Utilities and Assistant Corporation Counsel, Eric Gottschalk.

The committee has met numerous times on this request and has had the Assistant Corporation Counsel draft several different versions of the proposed Ordinance. After 18 months in committee and many hours of discussion, the committee feels confident the Ordinance being proposed will more than satisfy the Council President as well as the rest of the members of the Common Council.

Councilwoman Torcaso moved to recommend to the Common Council the proposed Ordinance be sent to public hearing. Councilman Foti seconded the motion which was carried unanimously. The committee meeting, held on July 30th was adjourned at 9:45 P.M.

A motion was made by Councilman Foti and seconded by Councilman Eriquez for the Report to be accepted and proposed Ordinance deferred for Public Hearing. Motion carried.

049 - Withdrawn.

In accordance with Section 3-4 of the City Charter, Mayor Dyer, prior to adjournment, asked for residents and taxpayers of the City who wished to speak on the matters before the Council, to come forward.

PUBLIC SPEAKERS

George Coleman - Acting Director of CACD spoke on item #29 on the agenda, in reference to request for funds and urged urgent consideration of this request.

Harry Kessler - Lake Waubeeka - spoke on the following items:

#28 - Request for funds for employee service benefits. Mr. Kessler stated there was no urgency and that funds could be paid when needed.

#36 - Parks Estate - Contract should include entire estate. If entire estate is not included, the referendum is illegal.

#47 - Compensation for Council Members - Mr. Kessler stated that all 21 members do not do the same work. Should be paid by commission. Majority Leader should be paid the same as the minority leader. Council should have minority representation. Do not need 21 council members. Charter should be revised.

Jean Morias, representing the Danbury Safe Rides Inc., thanked the Common Council for the funds granted this evening.

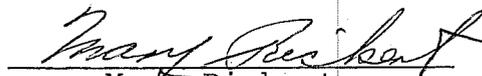
John Doran - First Assembly of God Church - spoke supporting the funds requested by CACD.

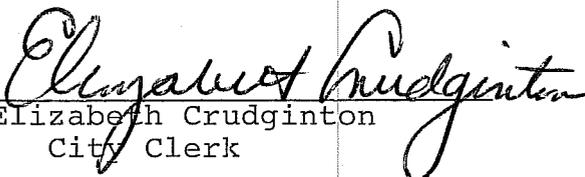
Alice Gallant - Spoke in favor of funds for CACD stating that Community Action has helped her and her seven children.

Bob Cole - Spoke on behalf of CACD requesting that funds be restored.

There being no further business to come before the Common Council, a motion was made by Councilman Godfrey and seconded by Councilman Foti for the meeting to be adjourned at 8:53 P.M. Motion carried.

Respectfully submitted


Mary Rickert
Assistant City Clerk

Attest: 
Elizabeth Crudginton
City Clerk