

TO: Honorable Mayor James E. Dyer - City of Danbury, Connecticut
SUBJECT: Minutes of the Common Council meeting held on January 7, 1986.

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 John Esposito.

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

PRESENT: Council Members - Johnson, Sollose, Philip, Torcaso, Godfrey, Flanagan, Zotos, Skoff, Cassano, McManus, Gallo, Esposito, Charles, Boynton, Butera, DaSilva, Eriquez, Smith, Torian.
Councilman Farah arrived after Roll Call.

ABSENT - Councilman Hadley.

20 Members Present - 1 Member Absent.

NOTICES FROM MAYOR DYER

Mayor Dyer extended best wishes for a Happy New Year of 1986 hoping it will be as good as 1985.

Mayor Dyer offered condolences to Councilman Boynton upon the death of his father.

The Mayor announced that the MIA POW Flag is being flown on the City Flagpole in front of City Hall, hoping the issue will be resolved.

Mayor Dyer offered congratulations to Assistant Corporation Counsel and Mrs. Eric Gottschalk upon the birth of their new baby boy, William Thomas Gottschalk.

The Mayor announced that we will observe January 20th, as Martin Luther King Day in Danbury in accordance with State Law. We have pioneered this day and will have to amend our Ordinance to comply with the State, changing our date from the 15th to the 20th.

Mayor Dyer extended Birthday Wishes to the following:

January 2nd - Councilman Charles who announced that he is 75, receiving a round of applause.

January 5th - Atty. L. Riefberg

January 26th - Councilman Gallo

January 26th - Peter Glaser - The Mayor's Assistant.

Mayor Dyer then continued all Common Council committees stating that they have done commendable jobs to date.

Mayor Dyer then announced the following appointments he has made:

Philip Capozzi to the position of Mayor's Administrative Assistant, effective January 2, 1986. (as per Section 4-3 of the City Charter).

Dominic A. Setaro, Jr. as Acting Director of Finance, effective January 2, 1986 (as per Section 6-6A of the City Charter).

Attorney Theodore H. Goldstein as Corporation Counsel.

Attorney Eric Gottschalk as Assistant Corporation Counsel.

Attorney Sandra Leheny as Assistant Corporation Counsel.

Attorney Lawrence Riefberg as Assistant Corporation Counsel.

CONSENT CALENDAR

Councilman Gallo submitted the following items to be accepted on the Consent Calendar:

- 03 - Resolution - Application for a Grant to purchase Snow-removal equipment at the Danbury Airport.
- 07 - Resolution - Application for a Grant for the operation of "Interweave" at 198 Main Street.
- 08 - Resolution - Application for reimbursement of funds for Hurricane Gloria.
- 018 - Status Report - Request to widen Stadley Rough Road.
- 019 - Status Report - To accept Cedar Road.
- 020 - Status Report - Budget request from Commission on Status of Women.
- 021 - Status Report - Sunset Review Committee.
- 022 - Report - Retaining Wall - Golden Hill.
- 024 - Report - Safety conditions at Fleetwood Drive & Shelter Rock Rd.
- 025 - Report - Request to straighten curve on Mountainville Road.
- 028 - Report - Request to rename Liberty Street.
- 030 - Report & Ordinance - Tax Exemption for the Blind.
- 035 - Report - Request to relocate Veterans Affairs Office.
- 037 - Report - Request to purchase property on Balmforth Avenue.
- 038 - Report - Request for a catch basin on Chambers Road.
- 039 - Report - Request of Dr. Machinski for release of sewer lien.
- 040 - Report - Recreation & Cultural Bond Issue.
- 041 - Report - Affordable Housing Program.
- 042 - Report - Sutton Property on Brushy Hill Road, for sale to the City.
- 043 - Report - Request to control the sale of phosphate laden products.
- 045 - Report - Common Council Wood Sale.
- 046 - Report - Acceptance of Pilgrim Lane - Repeat & reinspection costs of construction projects - Time Limit on Road Work.
- 047 - Communication - Appointments to Conservation Commission.
- 048 - Communication - Appointments to the Fair Rent Commission.
- 049 - Communication - Appointments to the Parks & Recreation Commission.
- 050 - Communication - Appointments to the Planning Commission.
- 051 - Communication - Appointments to the Richter Park Authority.
- 052 - Communication - Appointments to the Youth Commission.
- 053 - Communication - Appointments to the Aviation Commission.
- 056 - Communication - Appointment of Independent Auditors.
- 061 - Report - Hazardous Waste Days.
- 062 - Report - Drainage Problem on Hausmann Road.
- 065 - Report - Request for Dry Hydrants at Marjorie Reservoir.
- 068 - Report - Land for sale on Mountainville Road.
- 069 - Report - Lease between the City of Danbury and the Connecticut Department of Transportation - White St. Railroad Station.

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

Mayor Dyer announced the appointment of the following committee members for the School Budget: Farah, Torcaso, Torian, Hadley, Eriquez, Skoff and Philip.

MINUTES - Minutes submitted for the Common Council meeting held on December 3, 1985.

A motion was made by Councilman Gallo and seconded by Councilman Boynton for the reading of the minutes to be waived as all members have copies which are also on file in the Office of the City Clerk for public inspection. Minutes to be accepted as submitted. Motion carried.

- 01 - CLAIMS - Christina K. Durkin - Edward Laskowski - Leslie & Nancy Swallo - Thomas F. Loughman - Kenneth R. Danise - Andrew D. Forgione.

Councilwoman McManus requested referral of the Claims to the Assistant Corporation Counsel for Claims, for a report to be submitted in 30 days. Mayor Dyer so ordered.

02 - Resolution - (to be submitted with Report #026).

03 - RESOLUTION - Application for a Grant to purchase Snow-removal equipment at the Danbury Airport.

Resolved by the Common Council of the City of Danbury:

Whereas, the Federal Aviation Administration of the U.S. Department of Transportation and the Bureau of Aeronautics of the Connecticut Department of Transportation make funds available through the Airport Improvement Act of 1982; and

Whereas, the City of Danbury intends to acquire snow removal equipment: a detachable snowsweeper and a hopper spreader; and

Whereas, this project will improve the safety and efficiency of airport operations; and

Whereas, the City of Danbury will make application for a federal and state grant in an amount not to exceed \$45,000 with a local match of two and one half (2½%) percent equaling an amount not to exceed \$1,500;

Now Therefore Be It Resolved That the Mayor of the City of Danbury, James E. Dyer, is hereby authorized to make application for the 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 - (to be submitted with Report #026)

05 - Resolution - (to be submitted with Report #026)

06 - RESOLUTION - Application by the Commission on Aging for a Grant to purchase a 15 passenger van.

Resolved by the Common Council of the City of Danbury:

Whereas, the State of Connecticut makes grant funds available to municipalities through the State Department on Aging for transportation programs benefiting elderly handicapped individuals; and

Whereas, the Danbury Commission on Aging wishes to improve transportation services to elderly handicapped individuals through the purchase of a 15-passenger van; and

Whereas, said grant would fund 90% of the cost of said vehicle, thereby requiring local funding of 10% of said cost;

Now, Therefore, Be It Resolved That the filing of a preliminary grant application is hereby ratified and approved and be it further resolved that Mayor James E. Dyer be and hereby is authorized to execute, on behalf of the City of Danbury and its Commission on Aging, any contract or other documents and any amendments or modifications thereto and to take any additional action that may be necessary to effectuate the purposes hereof.

A motion was made by Councilman Boynton, seconded by Councilman Charles for the Resolution to be adopted.

The Resolution was adopted unanimously.

07 - RESOLUTION - Application for a Grant for the operation of "Interweave"

Whereas, The Administration on Aging of the U.S. Dept. of Health and Human Services through the Connecticut Department on Aging has made available funds to public agencies in accordance with Title III of the Older Americans Act and Sections 17-317(a-e) of the Connecticut General Statutes; and

Whereas, the Danbury Commission on Aging has developed an elderly day care program which will include: activities, meals, medical attention, volunteer assistance, and outreach; and

Whereas, a grant application of \$11,342 with a local cash match of \$7,405 has been processed by the Danbury Commission on Aging;

Now, Therefore, Be It Resolved that the past actions of the Danbury Commission on Aging in applying for said grant be and hereby are ratified, and that any and all additional acts by the Commission on Aging and Mayor James E. Dyer necessary to effectuate the purposes hereof be and hereby are authorized.

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

08 - RESOLUTION - Application for reimbursement of funds for Hurricane Gloria.

Resolved by the Common Council of the City of Danbury that Mayor James E. Dyer is hereby authorized to execute for and in behalf of the City of Danbury, a public entity established under the laws of the State of Connecticut, this application and to file it in the appropriate State office for the purpose of obtaining certain Federal financial assistance under the Disaster Relief Act or otherwise available from the President's Disaster Relief Fund.

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

09 - COMMUNICATION - Request of Councilman Godfrey for Ward Reapportionment.

Councilwoman McManus requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following committee: Torian, McManus, Torcaso.

010 - COMMUNICATION - Request of Councilwoman C. McManus for a committee to review Section 6-14 of the City Charter re: Official Bonds.

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

011 - COMMUNICATION - Request to restore \$200,000.00 to account 02-09-121 Pension Expense, to be appropriated from State Revenue Sharing Funds approved by the State Legislature in 1985-86 State Budget.

A motion was made by Councilman Boynton and seconded by Councilman Gallo for the communication to be accepted and request granted. Motion carried unanimously.

Mrs. McManus explained that if this amount were appropriated in last year's budget it would have resulted in two-tenths of a mill increase.

012 - COMMUNICATION - Request from Danbury Downtown Council for a program to improve parking along Main Street.

Councilman Boynton requested referral to the Parking Authority and the Danbury Police Department to report back in 30 days.

Mayor Dyer so ordered.

013 - COMMUNICATION - Request from David Gervasoni, Highway Superintendent, Acting, for an Ordinance regarding Road Opening Permit Procedures.

Councilman Boynton requested referral to the Acting Director of Public Works, the Corporation Counsel and D. Gervasoni, to report back in 30 days. Mayor Dyer so ordered.

014 - COMMUNICATION - Petition of Joseph Russo for sewer and water to 109 Park Avenue.

Councilman Gallo requested referral to an ad hoc committee & Planning. Mayor Dyer so ordered and appointed the following committee: Gallo, Flanagan and Philip.

015 - COMMUNICATION - Drainage problem - Fine Estates AKA Coach Hill Estates.

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

016 - COMMUNICATION - Donation from the Union Savings Bank of a strip of land on Hayestown Avenue which the City sought from the bank for road widening purposes. The Road Widening Project has been approved by the Planning Commission.

A motion was made by Councilwoman McManus and seconded by Councilman Charles for the communication to be accepted and for the property to be accepted with gratitude to the Union Savings Bank. Motion carried unanimously.

016-1 - COMMUNICATION - Offer of land for road widening purposes - Boyce Road.

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

017 - DEPARTMENT REPORTS

Building Department	Airport Administrator
Fire Chief	Housing Inspector
Fire Marshal	Health Inspector
Equal Rights & Opportunities	Fair Housing
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 on file in the Office of the City Clerk for public inspection. Reports to be accepted as submitted. Motion carried unanimously.

submitted by Councilwoman Torcaso,

The following Status Reports/were accepted by the Common Council on the Consent Calendar:

- 018 - Request to widen Stadley Rough Road. Meeting not held during December. Committee will meet on January 8, 1986.
- 019 - Request to accept Cedar Road. Committee unable to meet during December - Meeting scheduled for Jan. 8, 1986.
- 020 - Budget Request from Commission on Status of Women. Committee unable to meet during December. Meeting scheduled for Jan. 13, 1986.
- 021 - Sunset Review Committee to review entities specified by the Sunset Ordinance. - Committee unable to meet during December, 1985. Meeting Scheduled for January 9, 1986.
- 022 - REPORT - Retaining Wall on Golden Hill.

Councilwoman C. McManus submitted a report stating that the committee appointed to review the request for the Common Council to reverse its decision on the Golden Hill retaining wall, met on Dec. 19, 1985. In attendance were committee members McManus, Gallo and Esposito. The City Engineer did not attend.

The developers of Landmark Condominiums had erected a retaining wall on City property during construction of the condos. On April 12, 1985, Herbert Camp, on behalf of the developers requested permission from the Common Council for the already constructed retaining wall. The request was refused and on July 3, 1985 the Homeowners Association requested that the Common Council reverse its decision and allow the wall to remain.

The former Public Works Committee met with the Homeowners Association and explained to them that since the wall was constructed on City property the liability, should a child be hurt climbing the wall, remained with the City. The Association then offered to purchase the land on which the wall was constructed from the City. The Public Works committee asked the City Engineer if the sale of this land would interfere with the right of way required for Golden Hill Road. Mr. Schweitzer promised to obtain that information for the committee. The Public Works committee was still awaiting the information when it was disbanded.

Councilman Gallo moved to recommend that this petition be tabled until the City Engineer had the time to investigate the matter and report back to the committee. The motion was seconded by Councilman Esposito and passed unanimously. The committee therefore, must request an extension of time.

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

- 023 - REPORT - Road Improvement Program.

Councilwoman C. McManus submitted a report stating that the committee appointed to review the Road Improvement Program, met on Dec. 19, 1985 at 7:45 P.M. In attendance were committee members Gallo, Esposito, & McManus. The City Engineer was absent.

The Road Improvement Project had been a continued item on the agenda of the former Public Works Committee at the request of the Public Works Department.

Both the Public Works Department and the Common Council had been concerned about the many delays in the implementation of the Road Improvement Bond and it was felt that by keeping this item on the Agenda, any future projects could be moved through the Council with minimum delay. This proved to be the case with the Franklin, Osborne Street Project.

After discussion, a motion was made by Councilman Esposito to recommend that the City Engineer report monthly, in writing, to the Common Council as to the progress of the Road Improvement Program, thereby eliminating the need for an ad hoc committee. Councilman Gallo seconded the motion and it carried unanimously.

A motion was made by Councilman Gallo and seconded by Councilman Eriquez for the Report to be accepted as read.
Motion carried.

024 - REPORT - Safety conditions at Fleetwood Drive & Shelter Rock Rd.

Councilman Esposito submitted a report stating that the committee appointed to review the petition to improve safety conditions at Fleetwood Drive & Shelter Rock Road met on Dec. 18, 1985.

Present were committee members Esposito & Boynton. Councilman Godfrey was unable to attend. Also in attendance were Mr. & Mrs. Staff of 37 Fleetwood Drive and S. B. Hamilton, City Purchasing Agent. Chief Macedo was unable to attend.

Chairman Esposito read a progress report of the petition thus far taken from the past Public Works committee. The Public Works committee recognized the problem and recommended the following after an on-site inspection:

The City Engineer study the situation and recommend any long term solution possible.

A zebra striped crosswalk be painted at the crossing.
Request the Police Department to install a flashing sign to warn drivers of the crossing.

The Engineering study was completed and the zebra striped crosswalk was painted. The flashing overhead light recommended by Chief Macedo has not been installed to date.

Purchasing Agent S. Hamilton reported that the bid for the overhead light had been awarded to Risso Electric Company amounting to \$8,388. Work to install the light would begin within 30 days requiring 15 days to complete. Also that all the necessary applications for State permits have been approved.

Councilman Boynton moved to recommend that the progress report be accepted and also the final report by the Purchasing Agent be approved.
Motion carried.

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

025 - REPORT - Request to straighten curve on Mountainville Road.

Councilman Zotos submitted a report stating that the committee met on Dec. 12, 1985; contacted J. Schweitzer, City Engineer - Feasibility study still pending. Committee requests extension of time, pending a report from Mr. Schweitzer.

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

026 - REPORT - Request for Funds for Airport Improvments.

Councilman Zotos submitted a report that the committee appointed to review the above request, met on December 12, 1985 at 8:00 P.M. in City Hall. The following were in attendance: Zotos, and Sollose; Airport Administrator P. Estefan and Aviation Commission Chairman, J. Scarfi.

Mr. Estefan is requesting \$45,675.00 for the following grants:

1. Maintenance Building -- \$20,000.00
2. Insrallation of lights only on runway 17-35 & Taxiway - \$15,325.
3. Taxiway Delta extension - \$10,350.

This amount \$45,675 represents 2½% of \$1,827,000.00 Estimated Total Cost of the entire projects.

Mr. Sollose made a motion that the City propose the above grants; seconded by Chairman Zotos and passed unanimously.

These amounts are contingent upon active bids received.

The committee expressed concern that if the bids overrun the amount originally requested, it is the responsibility of the Aviation Commission to find funds in their budget.

CERTIFICATION #22 - Certification in the amount of \$45,675.00 was submitted by Dominic A. Setaro, Jr., Acting Director of Finance - Comptroller as being available in the Contingency Account for transfer to the following new Capital Budget line items:

1. Maintenance Building	\$20,000.00
2. Runway Lights	15,325.00
3. Taxiway Delta Extension	10,350.00
	<u>\$45,675.00</u>

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

RESOLUTION - Grant to install signs at Danbury Airport.

Whereas, the City of Danbury intends to install MIRLS, REILS, signs for R/W 17-35 and install MITLS and signs for T/W "D" and "B" this project will improve the safety and efficiency of airport operations; and

Whereas, the City of Danbury will make application for a federal and state grant in an amount not to exceed \$613,000.00 with a local match of 2½% equaling an amount not to exceed \$15,325.00;

NOW, THEREFORE, BE IT RESOLVED THAT THE MAYOR OF THE CITY OF DANBURY, JAMES E. DYER, is hereby authorized to make application for the said grant, and that any and all additional acts necessary to effectuate said program be and hereby are authorized.

A motion for adoption of the Resolution was made by Councilman Gallo and seconded by Councilman Boynton. The Resolution was adopted unanimously.

RESOLUTION - Application for Grant to extend Taxiway Delta.

Whereas, the City of Danbury intends to extend Taxiway Delta to relieve aircraft taxiing congestion to the active runways, the project will improve the safety and efficiency of airport operations; and

Whereas, the City of Danbury will make application for a federal and state grant in an amount not to exceed \$414,000.00 with a local match of two and one half percent equaling an amount not to exceed \$10,350.00;

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.

A motion for adoption of the Resolution was made by Councilman Gallo and seconded by Councilman Enriquez. The Resolution was adopted unanimously

RESOLUTION - Application for Grants to construct building at Danbury Airport.

Whereas, the City of Danbury intends to construct a new maintenance building to store all of the new and old snow removal equipment, this project will improve the safety and efficiency of airport operations; and

Whereas, the City of Danbury will make application for a federal and state grant in an amount not to exceed \$800,000.00 with a local match of 2½% equaling an amount not to exceed \$20,000.00;

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.

A motion for adoption of the Resolution was made by Councilman Gallo and seconded by Councilman Boynton. The Resolution was adopted unanimously

027 - REPORT - Request to eliminate the use of Fire House sirens.

Councilman Esposito submitted a report that the committee appointed to review the above request met on Dec. 4, 1985 at 8:15 P.M. in City Hall.

Present were Council members Esposito, Gallo and Butera - Chief Monzillo, Deputy Chief Murphy, Captain Ryan, Dispatcher Visconti, Director of Civil Preparedness W. Conlea, President of the Volunteer Firemens Council, R. Esposito and Representatives from all 12 volunteer companies.

Chief Monzillo explained in essence the request is of the many complaints the Department receives for unnecessary use of the loud sirens. Chief Monzillo explained that this request would not eliminate the house siren system. The system would be supplemented with personal pages that would increase the response to fires and increase the overall performance of the Volunteer Fire Department so as they could better serve the Department as well as their individual areas. The pages would also supplement the 10-10 system already in effect. They would also be compatible with the new 911 system.

All company representatives spoke and it was brought out that most companies have cut the use of house sirens and are in favor of the pagers. The King Street representative spoke against the total elimination of house sirens.

Councilwoman Butera moved to recommend that the Chief of the Fire Department use his discretion, through negotiations with the Volunteer Fire Houses as to the sirens. Also that the pagers be purchased, funds to be appropriated in the Department's budget in 1986-1987 if necessary, seconded by Councilman Gallo and carried.

A motion was made by Councilman Gallo and seconded by Councilman Flanagan for acceptance of the report.

Discussions on the request were held and under "remarks" Councilwoman McManus spoke in opposition to the elimination of the use of sirens stating that King Street Volunteers have never received complaints and should not be penalized. Should allow for their uniqueness.

Councilman Farah noted that there are no ordinances or resolutions that would refer or guarantee use of sirens, and asked why should this matter be brought to the Common Council.

Corporation Counsel T. H. Goldstein stated that no word "siren" is to be found in Section 8-4 which states that the volunteer maintain internal functions. Volunteers are under the direct supervision of the Chief or his representative at the scene of a fire or in transit to and from same.

In reply to Councilman Boynton, Attorney Goldstein stated that this is a policy decision and not a legal decision.

In reply to Councilman Gallo, Chief Monzillo stated that he would help King Street Volunteers to resolve this matter and that the pagers would improve their response. Chief Monzillo stated that he is in charge of all Fire Departments and wants to do a better job for the City of Danbury. Eleven units agreed with his proposal and one disagreed.

Councilman Esposito quoted Section 6-10 of the City Charter: The Fire Department shall be responsible for the protection of life and property within the City from fire and for the enforcement of all laws, ordinances and regulations relating to fire prevention and fire safety.

Councilman Cassano acknowledged that the pagers would enable response when alarm is not heard, and that King Street can come back to the Council at a later date if it isn't working out well.

Councilman Farah remarked that "to reach out and respond" is not "ours to decide".

Chief Monzillo explained that because of the cost of the pagers he has submitted the request which will be included in the capital budget.

A motion was made by Councilman DaSilva and seconded by Councilwoman McManus to amend the Report.

It was determined by the chair that this was not in proper form and not permissible. The Report cannot be amended. The report can be accepted or rejected. The assembly cannot change the committee report.

Councilwoman Skoff moved to table. The motion was not seconded.

Councilman Boynton made a motion to table, seconded by Councilman Charles. Motion failed.

Councilwoman Butera stated that if the Chief feels the pagers will do the job, who are we to say otherwise. If this is the best way, we should go along with his request.

Councilwoman Skoff stated that she feels the same and that this type of discussion should not be on this dais.

A motion was then made by Councilman DaSilva and seconded by Councilwoman McManus in the form of the following Resolution:

That item #27 should not be construed in any way to mean that any Volunteer Fire Company can be ordered to eliminate the use of its sirens if it so desires or be penalized for such action.

The Resolution was adopted by a roll call vote of 15 Ayes and 5 Nays.

Council Members - Flanagan, Skoff, Esposito, Butera, Farah, voted Nay. (5 votes).

Council Members - Johnson, Sollose, Philip, Torcaso, Godfrey, Zotos, Cassano, McManus, Gallo, Charles, Boynton, DaSilva, Eriquez, Smith and Torian voted Aye (15 votes) Councilman Hadley was absent.

#027 - continued.

The Report was accepted by a roll call vote of 15 Ayes and 5 Nays. Council Members - Johnson, Sollose, Philip., Torcaso, and Charles voted Nay (5 votes).

Council Members - Godfrey, Flanagan, Zotos, Skoff, Cassano, McManus, Gallo, Esposito, Boynton, Butera, DaSilva, Eriquez, Farah, Smith and Torian, voted Aye (15 votes).

028 - REPORT - Request to rename Liberty Street.

Councilman Esposito submitted a report stating that the committee appointed to review the above request met on December 18, 1985 at 8:00 O'Clock P.M. in City Hall. Attending the meeting were committee members Esposito and Boynton; (Councilman Godfrey was unable to attend); and Dave Coelho a long time resident of Liberty Street.

Councilman Esposito read a progress report taken from the previous Public Works Committee who had met with the residents of Liberty Street and were informed of their very firm dislike of the proposed change of the street name. The Public Works Committee also sent out to all residents of Liberty Street, a survey, for their comments. The returned surveys were also opposed to the change. Mr. Coelho spoke against the change and also of the hardships that would be placed on the residents, such as changing their address with the Post Office, Motor Vehicle Department, Property Deeds, Land Records, etc.

Councilman Boynton moved to deny the request without prejudice because of the objection of the Liberty Street residents. He also suggested that possibly some other proposal might be more acceptable. Motion was seconded and carried unanimously.

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

029 - REPORT - Fire Department Telephone Systeem Update.

Councilman Esposito submitted a report stating that the committee appointed to review the above subject matter, met on Dec. 17, 1985 at 8:00 P.M. in City Hall. Attending the meeting were committee members: Esposito, Gallo and J. Butera; Chief Monzillo, Deputy Chief Murphy, Captain Ryan and Dispatcher Visconti.

Chief Monzillo explained the number of systems the Department looked into and the amount of research done by the Department. The Chief stated the proposed new system would save the Department \$5700 per year in telephone bills. This proposed system will be compatible to the new 911 system being proposed. This system will also relieve some of the work load on the dispatchers.

At a future date this will also be available for the volunteers to hook into.

A motion was made by Councilman Gallo for approval, seconded by Councilwoman J. Butera and passed unanimously, at the committee meeting.

CERTIFICATION #23 - was submitted by Dominic A. Setaro, Jr., Acting Director of Finance - Comptroller in the amount of \$19,000 available in the Contingency Account for transfer to the Fire Department's Communication services line item #02-02-110-020300.

A motion was made by Councilman Gallo and seconded by Councilwoman Butera for the Report to be accepted and funds authorized. Motion carried unanimously.

030 - REPORT & ORDINANCE - Tax Exemption for the Blind.

Common Council President C. McManus submitted a report stating that the Common Council held a public hearing on the proposed tax exemption for the blind, on December 9, 1985 at 7:30 P.M. in the Council Chambers at City Hall.

The Common Council met as a committee of the whole at 8:10 P.M. on December 9, 1985 and voted unanimously to recommend that Sec. c of the proposed Ordinance be amended to read Oct. 1, 1986 instead of October 1, 1985.

The committee unanimously recommends the amended Ordinance be adopted by the Common Council.

ORDINANCE - Be it ordained by the Common Council of the City of Danbury That the Code of Ordinances be amended by adding a section to be numbered 18-16 which said section reads as follows:

Sec. 18-16 (a) In accordance with the provisions of Public Act. No. 85-165 any person entitled to the exemption from property tax applicable to the assessed value of property up to the amount of Three Thousand Dollars, as provided under subdivision (17) of section 12-81 of the General Statutes, shall be entitled to an additional exemption from such tax in an amount up to Two Thousand Dollars of such assessed value, provided the total of such person's adjusted gross income as determined for purposes of the federal income tax plus any other income of such person not included in such adjusted gross income, individually if unmarried, or jointly if married, in the calendar year ending immediately preceding the assessment date with respect to which such additional exemption is allowed, is not more than Fourteen Thousand Dollars if such person is married or not more than Twelve Thousand Dollars if such person is not married.

(b) Any person submitting a claim for the additional exemption as provided under subsection (a) of this section shall be required to file an application, on a form prepared for such purpose by the Assessor, not later than the date of the assessment list with respect to which such additional exemption is claimed. Each such application shall include a copy of such person's federal income tax return, or in the event a return is not filed, such evidence related to income as may be required by the Assessor for the tax year of such person ending immediately prior to the approval of a claim for such additional exemption.

(c) The provisions hereof shall be applicable to the assessment year commencing October 1, 1986 and each assessment year thereafter.

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

031 - REPORT & ORDINANCE - Automatic Alarm Ordinance.

Councilman Esposito submitted a report stating that the committee appointed to review the above Ordinance, met on Dec. 17, 1985 at 7:30 P.M. at City Hall. Committee members present were Esposito, Gallo and Zotos. Fire Chief Monzillo, Deputy Chief Murphy, Captain Ryan and Dispatcher Visconti were also present.

Chief Monzillo explained the proposed Ordinance and addressed the present system with the Pelletier Fire Alarm System presently monitored by the Fire Department. Councilman Gallo wants to be sure that Pelletier Alarm Systems would not be given any further free rides. The Chief assured Councilman Gallo this would stop. Councilman Zotos asked if State Statutes or City Ordinances were followed. Captain Ryan stated they would. Councilman Gallo made a motion to recommend to the Council that this Ordinance be accepted and deferred to a public hearing. Councilman Zotos seconded the motion, which carried unanimously.

The Ordinance was deferred for public hearing.

A motion was made by Councilwoman McManus and seconded by Councilman Boynton for the Report to be accepted and Ordinance deferred for Public Hearing. Motion carried. 1/7/86

032 - REPORT & ORDINANCE - Veterans Tax Exemptions.

Councilman Godfrey submitted a report that the committee appointed to review the above Ordinance, met on Dec. 16, 1985 at 8:00 P.M. in City Hall. Attending were Councilmen Godfrey and Hadley. Councilwoman Torcaso was absent.

The Chairman explained that recent changes in the State enabling Statute P.A. 85-432 under which Section 18-15 of the Danbury Code of Ordinances was passed, clarified the applicability of the exemption to assessed value. The Chairman recommended that the Ordinance reflect this clarification.

P.A. 85-432 additionally enabled municipalities to exempt certain motor vehicles owned by disabled veterans, and specifically equipped for them, from the municipal property tax. Currently, there are no such vehicles in the City, according to Assessor Anne DeFlumeri. The exemption of any such vehicle in the future would have only a minuscule effect in the City's grand list, and on the recordkeeping in the Assessor's Office.

The Assessor endorsed the proposed exemption. The Assessor noted that the draft ordinance which reflected the enabling statute, called for the exemption "to be determined as a uniform percentage of the assessed value", and suggested the need of naming that percentage.

Consultation with Assistant Corporation Counsel Gottschalk confirmed this. Therefore, the committee recommends that the draft of the Ordinance be amended by the insertion of the words "100% of" between the words "a uniform percentage of" and "the assessed value" in Sec. 18-16(a). The figure was chosen for its merits in alleviating the tax burden of expensive special equipment on a disabled veteran's auto and to provide ease of administering the exemption.

The committee recommends adoption of the ordinance as amended.

A motion was made by Councilwoman McManus and seconded by Councilman Boynton for the Report to be accepted and Ordinance deferred for public hearing. Motion carried.

033 - REPORT & ORDINANCE - Amendments to the Blasting Ordinance.

Common Council President C. McManus submitted a report stating that the Common Council held a public hearing concerning the proposed amendments to the Blasting Ordinance, on Dec. 9, 1985 at 7:45 P.M. in the Council Chambers at City Hall.

The Council met as a committee of the whole following the public hearing and voted unanimously to recommend that the proposed Ordinance be re-committed to the same committee members who drafted it. The committee of the whole feels strongly that the inadequacies of the Ordinance which were discussed at the public hearing, are not the result of any oversight by the original committee but rather were caused by poor and insufficient information supplied to that committee.

A motion was made by Councilwoman McManus and seconded by Councilman Boynton for the acceptance of the Report and for the Ordinance to be re-committed. Motion carried.

Mayor Dyer so ordered and appointed the following committee: Torian, Butera, Cassano, Charles, Skoff, Johnson, Hadley.

034 - REPORT & ORDINANCE - Martin Luther King Day.

Councilwoman C. McManus submitted a report that the committee appointed to revise the Code of Ordinances met on Dec. 9, 1985 at 8:30 P.M. with Assistant Corporation Counsel Eric Gottschalk. In its initial review of Chapter 2 of the Code of Ordinances, the committee noted that Sec. 2-4.01 designates the Fifteenth of January as the day on which Danbury commemorates Martin Luther King Day. Recently the State Legislature passed a statute naming January 20th as the official Martin Luther King day in Connecticut.

The committee feels that a certain amount of confusion will result from having the City and State observe this holiday on different dates. Therefore, the committee recommends that the local Ordinance be amended to concur with the State Law and submits a proposed Ordinance for Council review.

The committee requests an extension of time for further review of the Code of Ordinances.

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

The Ordinance was deferred for Public Hearing.

035 - REPORT - Request to relocate Veteran Affairs Office.

Councilman Godfrey submitted a report stating that the committee appointed to review the request to relocate the office of Veterans Affairs, met Dec. 16, 1985 at 7:45 P.M. in City Hall. Attending were Councilmen Godfrey and Philip and the Director of Veterans Affairs, Pat Waldron. Councilman Farah was excused due to work.

The chairman explained that the allocation of space was not a legislative function, but one better performed by the executive branch's administrators. The committee urges that the appropriate City agencies deal expeditiously with the location problem of the office, keeping in mind the need for proximity to the offices of the Town Clerk (discharge information) the Assessor (taxation and exemption information) and notary services available at City Hall.

The committee unanimously recommends that the Common Council take no action on this request at present.

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

036 - REPORT & CERTIFICATION - Funds for Veterans Affairs Budget.

Councilman Godfrey submitted a report that the committee appointed to review the request of the Director of Veterans Affairs, met on 12/19/85 at 7:30 P.M. in City Hall. Attending were Councilmen Godfrey, Philip and Sollose and Director Patrick Waldron.

Mr. Waldron explained each item requested as follows:

1. Salary increase of \$1,218.00 - The Director's position is covered by Civil Service, and the salary is set under Union Contract at \$24,268.00. This increase meets this requirement.
2. Training Courses - \$250.00 - In order to be fully able to assist his clients, the new Director must attend various training seminars, most of which take place in Hartford, covering topics such as changes in V.A. benefits, veterans insurance and veterans hospitalization.
3. Conferences - \$200.00 - Invaluable experience is available through a State network of Veterans Organizations, which include conferences held in Hartford. Mr. Waldron can exchange information, learn first hand of regional problems being addressed by these State service organizations and establish a presence by a Danbury representative on the State level.
4. Mileage - \$150.00 - To reimburse the Director for trips to training courses and conferences.
5. Subscriptions - \$100.00 - The Director is required to keep track of Veteran obituaries, obtainable by subscribing to the News Times. In order to be aware of changes in State and Federal laws effecting Veterans benefits, he needs to obtain copies of the pertinent statutes in advance of their effective date.

036 - continued:

6. Office Supplies - \$200.00 This account showed a negative \$7.91 balance as of 11/30/85.

7. Office equipment - \$1,000 - The Veterans Affairs office does not have a typewriter, nor adequate file storage. The Director's chair is ready to fall apart. Attempt to obtain surplus or unused equipment from other agencies have been unsuccessful.

The committee unanimously recommends that the Common Council approve the request of \$3,118.00 total, with the appropriations going to those line items in the Director's request.

CERTIFICATION #19 dated December 23, 1985 was submitted by John P. Edwards then Acting Director of Finance in the amount of \$3,118.00 as being available in the Contingency Account for transfer to the Veterans Affairs Budget for the following accounts:

02-05-160-010100 - Salary	\$1,218.00
02-05-160-021001 - Training Courses	250.00
05-05-160-021002 - Conferences	200.00
02-05-160-021000 - Mileage	150.00
02-05-160-021500 - Subscriptions	100.00
02-05-160-040100 - Office Supplies	200.00
02-05-160-060500 - Office Equipment	<u>1,000.00</u>
	\$3,118.00

A motion was made by Councilman Gallo and seconded by Councilman Flanagan for the Report to be accepted and transfer of funds authorized. Motion carried.

Councilman Torian asked and Councilman Godfrey replied that some funds are received from the surrounding towns for this office.

037 - REPORT - Request to purchase property on Balmforth Avenue.

Councilwoman C. McManus submitted a report that the committee appointed to review the above request, met on Dec. 11, 1985 at 8:00 P.M. In attendance were committee members McManus, Gallo and Flanagan.

This request has been a long standing item on the agenda of the former Public Works Committee. Norman and Dorothy Carvalho, as owners of A&S Auto Sales, they felt they had suffered a hardship from the road construction on Balmforth Avenue but had fully cooperated with the City in the taking of their property. They had requested that the City grant them first option in the purchase of contiguous surplus property. Corporation Counsel Goldstein had informed the committee that this request could not be considered until the property was declared surplus.

The Public Works Committee as a courtesy to the Carvalhos, and in order to avoid causing them the further aggravation of resubmitting their request when the Balmforth Avenue project is completed, agreed to hold the original request until the proper time.

The ad hoc committee feels that Norman and Dorothy Carvalho acted in good faith with the City of Danbury and should be given first consideration for purchasing contiguous property. However it is beyond the scope of this committee to entertain a request for such an indefinite period of time. Councilman Gallo moved to recommend that the Council deny the request without prejudice, seconded by Councilman Flanagan and passed unanimously.

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

038 - REPORT - Request for a catch basin on Chambers Road.

Councilwoman McManus submitted a report that the committee appointed to review the above request met on Dec. 11, 1985. In attendance were committee members - McManus, Johnson and DaSilva.

This item had been carried on the former Public Works Committee agenda for several months at the request of the constituent. The constituent Dr. Kay had experienced drainage problems and had requested the re-installation of a catch basin in order to correct the problem. The Public Works Department put a lip on her driveway to prevent the water from pouring down it and the Public Works Committee, after an on-site inspection, felt that the problem had been properly addressed.

Dr. Kay requested that the committee keep her original request on its agenda until Spring to enable her to report directly to the committee in the event that the Spring rains caused any additional problems. The Public Works Committee complied with the constituents request.

Councilman DaSilva moved to recommend that the Council take no action at this time, as this ad hoc committee cannot hold the item until the Spring as originally requested. It is further recommended that Dr. Kay be notified that she should re-submit this petition in the Spring if necessary. Motion was seconded by Councilwoman Johnson and passed unanimously.

and recommendations

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

039 - REPORT - Councilman Hadley submitted a report that the committee appointed to review the request from Dr. Machinski for release of a sewer lien has rescheduled its Dec. 9th meeting for Jan. 23rd at 7:30 P.M.

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

040 - REPORT - Recreation and Cultural Bond Issue.

Councilman Eriquez submitted a report stating that the ad hoc committee formed to consider the proposed Recreation and Cultural Bond Issue has scheduled a meeting for 8:00 P.M. on Jan. 15, 1986.

Mr. Len Sedney and Mr. Keith Colgan will be present at that time to provide the committee with information used in the development of this potential bond issue.

The committee requests an extension beyond its original six week assignment so it may continue with its charge.

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

041 - REPORT - Affordable Housing Program.

Councilman Eriquez submitted a report that the ad hoc committee appointed to consider the above, met on Dec. 12, 1985 in City Hall. Present were Council Members Eriquez, Flanagan and Smith.

Mr. Schierloh, the City's Associate Director for Housing provided the committee with a copy of the proposal for a lease/purchase housing program for moderate income families for the City of Danbury, submitted by the Homeownership Group, Inc. of Newark, Delaware.

After conducting a review of the proposal, the committee decided to invite the Homewonership Group, Inc. to make a presentation to garner the information necessary to develop and implement an affordable housing program.

Also, upon recommendation of Mr. Schierloh, the committee had decided to invite Len Sedney, Planning Director, Keith Colgan, Redevelopment Director; Jerry Lombardi, Community Development Director; William Quinn, Health Director and Paul Valeri, President of the Non-Profit Development Corporation of Danbury.

This meeting has been scheduled for January 14, 1986. The committee requested an extension of time to continue with its assignment.

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

042 - REPORT - Sutton property on Brushy Hill Road, for sale to the City.

Councilman Eriquez submitted a report that the committee appointed to consider the above request met on Dec. 12, 1985 at 8:00 P.M. in City Hall. Present were committee members Eriquez, Flanagan & Zotos.

having

Mr. Flanagan/dealt with this issue as a member of the former Land Acquisition Committee, explained the nature of the request in detail to the committee. After discussion, the committee decided to invite Mr. Michael Burns (son-in-law of Mr. Sutton and the individual who initiated this request) to the next committee meeting to better understand the conditions of the offer of the sale and his intentions.

The committee requested an extension of time expecting to complete its task in January, 1986. Next meeting scheduled for Jan. 15, 1986.

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

043 - REPORT - Request to control the sale of phosphate laden products.

Councilwoman McManus submitted a report that the committee appointed to review the request from Affiliated Candlewood Watershed Association, to control the sale of phosphate laden products, met on Dec. 19, 1985. In attendance were committee members McManus, Gallo and Esposito.

This request had been on the agenda of the former Health Committee which had directed Assistant Corporation Counsel Gottschalk to contact the Connecticut Conference of Municipalities for pertinent information. They responded and the information was given to the committee.

Councilman Gallo moved to recommend that the request be denied as there is already a State Statute in effect thereby eliminating the need for any action by the Common Council. Councilman Esposito seconded the motion and it passed unanimously. The petitioner should be advised to contact the Commissioner of Environmental Protection as authorized by State Statute 22a-461.

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

044 - REPORT & CERTIFICATION - Funds for Town Clerk's Office.

Councilwoman Torcaso submitted a report that the committee appointed to review the above request, met on Dec. 30, 1985 with Carole Torcaso and Nicholas Zotos present. Councilman Hadley was out of town and unable to attend. Mr. Seri was not present.

The committee discussed the request for funds and since Mr. Seri was not present, had the following questions:

1. Was additional personnel requested in the present budget and not approved?
2. If, according to the 1984 Auditors recommendation, additional personnel was needed, why was it not addressed at that time?
3. For what reason is \$15,000 needed for printing & binding?
4. For what reason is \$3,000 needed for office supplies?

The committee felt that in order to expedite the request, Mr. Seri should answer the questions during the January Council Meeting.

If, at that time, whether justification for the additional funds is made or not, the request could be voted on, on the floor.

A motion was made by Councilman Boynton and seconded by Councilwoman McManus for the Report to be accepted.

Mr. Seri who was in attendance at the Council Meeting, satisfactorily answered the above questions and a motion was made by Councilwoman Torcaso and seconded by Councilman Flanagan for the funds to be authorized - pending certification. Motion carried.

044 - continued.

CERTIFICATION #18 - dated December 2, 1985 was submitted by the then Acting Director of Finance, Mr. John P. Edwards in the amount of \$24, 424.00 available in the Contingency Account for transfer to the Town Clerk for the following accounts:

02-01-161- 010100	Reg. Salaries -	\$6,424.00
02-01-161-022000	Printing & Binding	15,000.00
02-01-161-040100	Office Supplies	3,000.00

045 - REPORT - Common Council Wood Sale.

Council President C. McManus submitted a report stating that during the meeting of December 3, 1985, the Common Council voted to donate one-third of the wood sale proceeds to the local branch of the Marine Corps with the stipulation that the money be used to buy Christmas gifts for needy Danbury children. The Danbury Branch of the Marines has since informed the City Clerk's Office that they were unable to purchase the toys and could only forward the money to other agencies.

The Council leadership discussed the problem which was intensified by the fact that there would be no other Council meetings before Christmas. The leadership felt that the Council's main concern was to have Danbury children receive gifts at Christmas and they, therefore, authorized Dominic Setaro, Comptroller, to give the money to the Connecticut Childrens Service which promised to use the money solely for the benefit of Danbury children.

At this time, Mrs. McManus requested the Common Council to ratify the action taken by the leadership.

The Report was accepted and the Common Council ratified the action, on the Consent Calendar.

046 - REPORT - A progress report was submitted by Councilman Joseph DaSilva stating that the committee appointed to study the proposed acceptance of Pilgrim Lane, repeat and re-inspection costs of construction projects, and a time limit on road work have not yet been able to meet. The committee will meet on January 8, 1986.

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

047 - COMMUNICATION - Appointment and re-appointment of the following to the Conservation Commission:

Appointment: Cerise Camille, 16 Bear Mountain Road, Danbury for a term to expire on July 1, 1988.

Ms Camille is presently employed as an Assistant Professor, Head of Photography Department, Western Connecticut State University.

Re-appointment: John Connolley, 6 Waterview Drive, Danbury and Bernadette DeMunde, 110B7 Coalpit Hill, Danbury, for terms to expire July 1, 1988.

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

048 - COMMUNICATION - Appointment and re-appointment of the following to the Fair Rent Commission:

Appointment: Sylvia Esposito, 6 South Meadow Drive, Danbury for a term to expire on July 1, 1988. Mrs. Esposito is currently serving as an alternate members on the Commission.

Re-appointment: Steven Gillotti, 96 East Liberty St., Danbury for a term to expire on July 1, 1988.

048 - continued:

Regina Platano, 12 Jarrod Drive, Danbury for a term to expire on July 1, 1988.

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

049 - COMMUNICATION - Appointment and reappointments to the Parks and Recreation Commission:

Appointment: Joseph C. D'Autorio, 2 Rolfe's Drive, Danbury for a term to expire on December 1, 1987.

Mr. D'Autorio is active as a Little League coach and with the Danbury Athletic Youth Organization.

Reappointments: - Helen W. Buzaid, 68 Deer Hill Avenue, Danbury for a term to expire on Dec. 1, 1988. Mrs. Buzaid attended 5 of the 9 meetings held in 1985.

Peter W. Krajc, 15 Karen Road, Danbury for a term to expire on Dec. 1, 1988. Mr. Krajc attended 6 of the 9 meetings held in 1985.

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

050 - COMMUNICATION - Reappointment of Richard Durkin, 177 Kohanza Street and Weldon Woodruff, 3A Boyce Road, to the Planning Commission for terms to expire on January 1, 1989.

Mr. Durkin attended 14 out of 23 meetings in 1985. Mr. Woodruff attended 16 of 23 meetings.

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

051 - COMMUNICATION - Appointment of Jack D. Garamella, 6 Oak Ridge Avenue, Danbury, to the Richter Park Authority for a term to expire on September 1, 1988. Mr. Garamella is an Attorney and active in many civic activities.

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

052 - COMMUNICATION - Appointment of Anne Harrigan, 17 Richter Drive, Danbury, to the Youth Commission for a term to expire on April 1, 1988. Mrs. Harrigan is active in DAWS and other community activities.

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

053 - COMMUNICATION - Reappointment of Mark Parille, 35 Gregory Street, Danbury to the Aviation Commission for a term to expire on July 1, 1988.

Mr. Parille attended all Aviation Commission meetings in 1985.

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

054 - REPORT - Charter Revision Committee.

Councilman Gallo submitted a report that the committee appointed to discuss a Charter Revision Commission, met on Dec. 19, 1985 at 8:30 P.M. in City Hall. In attendance were Councilmen Gallo and Esposito and Councilwoman McManus.

The Connecticut State Statutes were discussed as well as the Charter itself. The committee then decided to contact Town Committee Chairpersons Doran and Lewson for a list of possible appointees to a Charter Revision Commission.

Although the State Statutes give a Charter Revision Commission the authority to recommend changes in any section of the Charter, the committee is going to recommend the commission only review certain sections of the Charter.

A motion was made by Councilwoman McManus and seconded by Councilman Esposito for the Report to be accepted. Motion carried unanimously.

055 - COMMUNICATION - Request from Dominic A. Setaro, Jr., Comptroller, for a committee to be appointed to establish an Ordinance re: Delinquent Landfill use bills.

Councilwoman McManus requested referral to Corporation Counsel, and the Comptroller to draft an Ordinance. Mayor Dyer so ordered.

056 - COMMUNICATION - Appointment - Independent Auditors.

Recommendation from Dominic A. Setaro, Jr. that the Common Council appoint Ernest and Whinney as Auditors to perform the City audit for the fiscal year ending June 30, 1986.

The fee schedule of \$56,800 was submitted with the request which includes allocation for enterprise funds as follows: Water Fund - \$2,950, Sewer Fund - \$2,950 and Landfill Fund - \$2,200.

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

057 - COMMUNICATION & CERTIFICATION - Request for \$15,000 to respond to the Task Force on the Homeless recommendations.

\$6,572 to be allocated directly to St. James Church. The remaining money can be held in an account should the Salvation Army be called upon or St. James need additional money this winter.

CERTIFICATION #21 - was submitted by Dominic A. Setaro, Jr., Acting Director of Finance - Comptroller in the amount of \$15,000 available in the Contingency Account for transfer to a new account in the Grants budget section entitled Homeless Shelter Grant.

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

058 - COMMUNICATION Maintenance of school fields.

The School Field Maintenance Committee has culminated its discussion with the Board of Education. The Board of Education has agreed to pay 50% of the costs needed to maintain the public school grounds.

It is the recommendation of the committee that the City of Danbury enter into a contract with the Board of Education. This contract will delineate the responsibilities of the City's Parks & Recreation Department and the Board of Education.

058 - continued:

The 50/50 cost sharing proposal is one supported by Mayor Dyer for immediate implementation, on a pro-rated budget through the remainder of the fiscal year.

Councilwoman McManus requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following committee: Farah, Sollose, Hadley.

The Comptroller is to give input to the committee.

059 - COMMUNICATION - Request by Mayor Dyer for the new Franklin Street-Osborne Street Connector to be named in memory of Daniel A. Garamella. The Mayor is proposing that the new road be designated as Garamella Boulevard. This project was one of Dan's favorites and one that he worked many hours on.

A motion was made by Councilwoman McManus and seconded by Councilman Boynton for the communication to be accepted and request granted for the road to be named Garamella Boulevard. Motion carried unanimously.

060 - COMMUNICATION & CERTIFICATION - Request from Mayor Dyer for funds to publish the City's annual report. The publication date has been moved to a February time slot to provide more timely City Audit information and to also avoid the appearance of conflicting with elections.

The current budget does not provide funds to publish an earlier report. Therefore \$9,000 is being requested from surplus funds to accomplish the publication goal.

CERTIFICATION #20 was submitted by Acting Director of Finance - Comptroller Dominic A. Setaro, Jr. in the amount of \$9,000 available in the Contingency Account for transfer to the Annual Report budget account 02-01-162-029500.

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

061 - REPORT - Hazardous Waste Days.

Councilman DaSilva submitted a report stating that the committee met on January 2, 1986 to study a proposal for the establishment of hazardous waste days for the City of Danbury.

In attendance were Council Members DaSilva, Philip & Skoff. Mr. Quinn, Director of Health did not attend.

The committee discussed the matter and developed a number of questions for Mr. Quinn to respond to at a meeting to be called later in the month.

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

062 - REPORT - Drainage problem on Hausmann Road.

Councilman Philip submitted a report stating that the committee appointed to review the above problem was not able to meet during the month of December but has scheduled a meeting for January 8, 1986 at 8:30 P.M.

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

COMMUNICATION:

063 - ~~Forty Acre Mountain Road et al.~~

Deed to Hillcrest Road, Extension of Forty Acre Mountain Road, Evergreen Road, Park Road and Shore Road to be conveyed to the City of Danbury. (Request for reconfirmation of the acceptance of these roadways in the usual manner.

Councilwoman McManus requested referral to an ad hoc committee, & Planning. Mayor Dyer so ordered and appointed the following committee: DaSilva, Esposito and Cassano.

064 - COMMUNICATION - Easement for Signalization granted by Patrick Tisano and Eleanor Tisano to the City of Danbury granting the right to perpetually maintain a signalization easement on property of the Tisanos located on the southerly side of Backus Avenue.

Councilwoman McManus requested referral to an ad hoc committee and Planning.

Mayor Dyer so ordered and appointed the following committee: DaSilva, Esposito and Cassano.

065 - REPORT - Request for Dry Hydrants at Marjorie Reservoir.

Councilwoman Johnson submitted a report that the committee appointed to review the request for Dry Hydrants at Marjorie Reservoir, met on December 11, 1985 at 8:15 P.M. In attendance were committee members Johnson, Godfrey & Esposito. The City Engineer could not attend due to a previous commitment.

The original request dated back to 1983. Councilman Esposito explained that the previous Council had taken no action pending negotiation on the Ball Pond Diversion Project.

Councilman Esposito moved to recommend to the Common Council that the request be denied without prejudice at this time, because of the age of the request. The Town of New Fairfield should be requested to re-submit an updated proposal to Public Works and Public Utilities for their study. Any further communication with the Common Council should be held, until such study and any negotiations are completed, seconded by Councilman Godfrey and passed.

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

066 - REPORT - Offer of land on Chambers Road & Zinn Road.

Councilwoman B. Johnson submitted a report that the committee met on December 11, 1985 at 8:30 P.M. in room 432 at City Hall. In attendance were committee members Johnson, McManus and DaSilva. The petitioner Irene Simonelli was also present. The City Engineer was not able to attend the meeting.

Mrs. Simonelli stated that when her property was sub-divided, she was told to set aside some of her proposed parcel for road widening purposes.

It was suggested that the City Engineer be contacted to inspect the parcel and Assistant Corporation Counsel E. Gottschalk to draft the proper documents to accomplish this transfer of property if acceptable to the Engineering Office.

The committee will meet again to make a recommendation when the report from the City Engineer is received. The committee requested an extension with the expectation of completing its task in January, 1986.

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

067 - REPORT - Paving of Colonial Acres, Colonial Drive and Pilgrim Road.

Councilwoman Johnson submitted a report that the committee appointed to review the above request, met on Dec. 11, 1985 at 8:45 P.M. in City Hall.

In attendance were committee members Johnson, McManus and DaSilva. Atty. Leheny also attended and presented a letter from the City Engineer dated January 14, 1985 stating that it will cost \$139,000 to bring road up to specification. The Bond will only return \$42,500. Atty. Leheny would prefer a policy for dealing with these roads rather than addressing each one individually.

Mrs. McManus says she would like to know exactly what is needed to be done on the roads, and what could be left undone without harming the road and what it would cost if done-in-house.

Mr. DaSilva moved to recommend the appropriation of \$139,000 to bring roads up to specifications for City acceptance in order to allow the Corporation Counsel to call the Bond and a recommendation that a policy making committee comprised of Planning Engineering, Corporation Counsel, Mayor's Office and Common Council members be formed to formulate policy to be approved by the Common Council to deal with unaccepted bonded roads, seconded by Mrs. McManus and passed.

CERTIFICATION #24 was submitted by Dominic A. Setaro, Jr., Acting Director of Finance - Comptroller in the amount of \$139,000 as being available in the Contingency Account for transfer to the Capital Budget Rebuild and Repave Highways line item #02-11-000-860002. Funds are to be used for paving Colonial Acres, Colonial Drive and Pilgrim Road.

A motion was made by Councilwoman McManus and seconded by Councilman Flanagan for the Report to be accepted and transfer of funds authorized.

Councilman Cassano asked if this would set a precedent.

Corporation Counsel T. H. Goldstein replied that it would not and that no Certificate of Occupancy can be issued until the roads are completed.

Following further discussion, the original motion carried unanimously.

068 - REPORT - Land for sale to the City on Mountainville Road.

Councilman Flanagan submitted a report that the committee appointed to consider the offer of land for sale to the City on Mountainville Road met on December 10, 1985 in room 432 at City Hall. Present were Councilmen Flanagan and Zotos. Mr. Eriquez had a prior engagement.

As a member of the former land acquisition committee, Mr. Flanagan had recently gone on an on-site inspection of the property which is located adjacent to Rogers Park Junior High School. It was the informal consensus of that committee that the acquisition of this parcel, which is mostly wetland, would serve no public purpose at the present time.

Mr. Zotos moved that the offer to sell the property to the City, from Mr. Bernstein, be denied without prejudice. Motion seconded by Mr. Flanagan and passed.

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

069 - REPORT - Lease between the City of Danbury and the Connecticut Department of Transportation - White Street Railroad Station.

Councilman Flanagan submitted a report that the committee appointed to review the above Lease, met on December 10, 1985 at 8:00 P.M.

In attendance were Council Members Flanagan, DaSilva, Johnson and Len Sedney, Planning Director.

069 - continued:

The committee reviewed the proposal with Mr. Sedney but took no action pending a review of the lease by the committee members. The committee will meet in January to recommend actions on the matter to the Common Council.

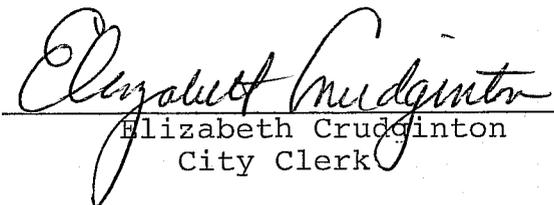
The Report was accepted by the Common Council on the Consent Calendar.

There being no public speakers and no further business to come before the Common Council, a motion was duly made and seconded for the meeting to be adjourned, at 10:00 P.M.

Respectfully submitted


Mary Rickert
Assistant City Clerk

Attest:


Elizabeth Cruddinton
City Clerk