

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

SUBJECT: Minutes of the Common Council Meeting held on February 4, 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.

Mayor Dyer asked for a moment of silence to be observed in honor of the seven members of the Space Shuttle Challenger namely: Dick Scobee; Mike Smith; Judith Resnick; Ronald McNair; Gregory Jarvis; and Christa McAuliffe.

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, Hadley, Skoff, Cassano, McManus, Gallo, Esposito, Charles, Butera, DaSilva, Eriquez, Farah, Smith.

ABSENT: Councilman Boynton who was reported to be ill, and Councilman Torian who was reported to be out of town.

19 Members Present - 2 Members Absent.

#### NOTICES FROM MAYOR DYER

Mayor Dyer extended all Common Council committees and asked that Reports be submitted as soon as possible.

Mayor Dyer extended Birthday wishes to the following:

Byron Johnson - February 3rd.

Rose Kruse - Mayor's Secretary, who is on a leave of absence and who will return part time next week. Birthday is Feb. 4th.

Councilman Eriquez - Feb. 9th.

Former Mayor John A. Define - Feb. 14th.

Mayor Dyer reported that he had just returned from Washington D.C. where he attended Mayor's conferences, discussing the Gramm-Rudman legislation. Mayor Dyer stated that we are going to lose money, but that Danbury is in better shape than many Cities and won't feel the bite as significantly as the others.

Mayor Dyer congratulated Councilman Mounir Farah upon the completion of his book "Human Experiences" stating that "we have a genuine scholar" with us.

Mayor Dyer reported on the Grand List - Net increase over 1984 - \$54,696,930 or 4.5% gain. Based on the current mill rate of .04223 this would produce \$2,309,851.00 in new revenue.

The Real Estate increase totaled over \$31,700,000.

The ratio between residential and commercial taxpayers have just about evened out. Not taking automobiles into consideration, the ratio this year is 50.2% residential and 49.8% commercial and industrial.

Mayor Dyer reported that he had two Boy Scouts acting as Mayor for the City for the Day.

Mayor Dyer announced that the new Assistant Comptroller Kimberly Griffin, will start work tomorrow, in the Comptroller's Office.

The Mayor stated that he will attend a concert at 2:00 P.M. tomorrow at the College. The Memorial Concert will be held in observance of the Fifth Anniversary of Governor Grasso's death.

Mayor Dyer also announced that the Firemen's Ball will be held on Feb. 15th.

CONSENT CALENDAR

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

- 02 - Resolution - Danbury Health Dept. to apply for a grant award for a Disease Prevention Program at the Danbury Hospital.
- 03 - Resolution - Hayestown Avenue Road Widening Project.
- 017 - Communication - Revised State & Federal Program Section of 1985-1986 School Budget.
- 06 - Communication - State Funding to Danbury Health Department.
- 027 - Appointment to Aviation Commission.
- 026 - Appointments to the Redevelopment Agency.
- 028 - Appointment to Parking Authority.
- 029-1 - Appointment to the Youth Commission.
- 031 - Report - Drainage Problem at Fine Estates AKA Coach Hill Estates.
- 032 - Report - Drainage problem on Hausmann Rd.
- 033 - Report - Drainage problem on Jenny Drive.
- 034 - Report - Drainage problem on Boulevard Drive.
- 035 - Report - East Pearl St. underpass.
- 036 - Report - Road Widening - Boyce Road.
- 037 - Report - Land on Chambers Road & Zinn Rd.
- 039 - Report - Setting time limit on road work.
- 041 - Report - Improvements to Bear Mountain Road.
- 042 - Report - Hazardous Waste Days.
- 043 - Report - Request for sewers - Turner Road.
- 044 - Report - Request to accept Pilgrim Road.
- 045 - Report - To accept Hillcrest Road, Extension of Forty Acre Mtn. Rd., Evergreen Road, Park Road and Shore Road.
- 046 - Report - Easement on Backus Ave. for the purpose of signalization.
- 049 - Report - Request from Planned Parenthood for abatement of taxes.
- 050 - Report - Request from Dr. Machcinski for release of tax lien.
- 052 - Report - Lease for White Street Railroad Station.
- 053 - Report - Proposed Automatic Alarm Ordinance.
- 054 - Report - Martin Luther King Day Ordinance.
- 055 - Report & Ordinance - Veterans Tax Exemptions.
- 056 - Report - Request for acceptance of Ann Drive.
- 057 - Report - Extension of water to Mill Plain Rd. - Request of Billingslea Associates.
- 061 - Report - Request for acceptance of Cedar Road.
- 063 - Report - Request to accept Tanglewood & Catalpa Drive.
- 064 - Report - Request to accept College Park Drive.
- 066 - Report - Request for Boundary re-location on Aunt Hack Road.

Item #048 - Report - Budget request from Commission on Status of Women was removed from the Consent Calendar upon request from Councilwoman J. Butera.

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

MINUTES - Minutes of the Common Council meeting held on January 7, 1986.

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

- 01 - CLAIMS - Michael W. Yonkers - Matthew Wheeler & James Wheeler - Stanley L. Weston - Beverly J. Nunes - Jack Valluzzo - Joann Zilvitis for James Zilvitis, Jr. - Hartford Insurance Company.

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

Whereas, a grant award of up to \$7,500 with no local match has been processed by the Danbury Health & 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.

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

03 - RESOLUTION - Hayestown Avenue Road Widening Project.

Whereas, the Common Council has duly voted to approve the Hayestown Avenue Road Widening Project; and

Whereas, the purposes of said project oblige the City of Danbury to acquire interest in and to real properties hereinafter set forth; and

Whereas, eminent domain proceedings will be necessary if the City of Danbury cannot agree with the several owners hereinafter named upon the amount, if any, to be paid for the respective interests of each to be taken in, and to, the real property as hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED that the Corporation Counsel of the City of Danbury is hereby authorized to acquire the property interests as hereinafter set forth either by negotiation or by eminent domain through the institution of suits against the following named property owners, their successors and assigns and their respective mortgage holders and encumbrancers, if any, the affected properties being indicated by Tax Assessor's Lot Numbers:

1. I 11024 - 10 Hayestown Avenue, Stavros, Michael and Vasilika
2. I 11033 - 18 Hayestown Avenue, Hanna, Richard W. and Haddad, Louis A.
3. I 11035 - 20 Hayestown Avenue, Kurpiewski, Gary and Stanley
4. I 10042 - 27-29 Tamarack Avenue, Wiehl, Ernest A., Jr.

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

04 - ORDINANCE - Special requirements for Emergency Housing Shelters.

Section 10-11-(10) - Special Requirements for Emergency Housing Shelters.

Emergency housing shelters, providing temporary housing to homeless persons, operated by a governmental unit or a non-profit corporation shall be required to meet all provisions of this section, with the exception of Section 10-11(2) and Section 10-11(5). In lieu of these sections, the operator shall be required to meet the following requirements:

(a) At least one flush water closet, lavatory basin and bathtub or shower, properly connected to a water and sewer system approved by the director of health and in good working condition, shall be supplied for each ten persons or fraction thereof residing or expected to reside in the shelter. All such facilities shall be located within the shelter so as to be reasonably accessible from a common hall or passageway to all persons sharing such facilities, and shall be on the same floor as the area housing the occupants unless otherwise approved by the director of health.

(b) Every shelter shall contain at least fifty square feet of floor space for each occupant thereof. No room or area containing less than 90 square feet of floor area shall be used to house occupants.

A motion was made by Councilwoman McManus and seconded by Councilman Eriquez for the Ordinance to be adopted as an Emergency Ordinance for sixty days and then deferred for a public hearing. Motion carried.

05 - COMMUNICATION - Land adjacent to the Richter Park Golf Course on Aunt Hack Road, for sale to the City.

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

06 - COMMUNICATION - State Funding to Danbury Health Dept.

Last year's funding from the State Department of Health Services under General Statutes, Section 19a-202 and 19a-245 was \$12,628.00.

This year an additional appropriation of \$6,250.86 has been granted to the Danbury Health and Housing Department. The State has approved that the additional funding be used for a vehicle for the Health Department.

No transfers from Contingency is necessary. The comptroller will increase the budget and the City Revenue in a like amount once the Common Council approves.

The Communication and recommendations were approved by the Common Council on the Consent Calendar.

07 - COMMUNICATION - Land on Delay Street to be conveyed by the Parking Authority to the City of Danbury.

Councilman Gallo requested referral to an ad hoc committee, Planning Commission and the Redevelopment Agency. Mayor Dyer so ordered and appointed the following committee: Eriquez, Esposito, Hadley.

08 - COMMUNICATION - Request of First Danbury Properties, Inc. for water and sewer for Wooster Heights.

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

09 - COMMUNICATION - Request of Emilio Plante to extend city water to 13 Belmont Circle.

Councilman Sollose requested referral to an ad hoc committee and Planning Commission. Mayor Dyer so ordered and appointed the following committee: Torcaso, Flanagan and Zotos.

010 - COMMUNICATION - Request of John A. Errichetti for sewer & water for property located on Delay Street - Liberty Street & Patriot Drive.

Councilwoman McManus made a motion to table the matter until the Planning Commission approves a site plan.

Mayor Dyer ruled the motion out of order.

Corporation Counsel T.H. Goldstein stated that it would require a review of the documents but an application by the people buying the property does permit the buyer to represent the seller.

Councilman DaSilva said the petitioner was doing it without permission of the owner.

Councilman Farah stated that in October, Anchor Marina did not own the land before construction. The Council approved it with stipulations.

Councilman Gallo requested referral to an ad hoc committee & Planning. Mayor Dyer so ordered and appointed Gallo, Eriquez and Torian.

011 - COMMUNICATION - Request of James & Theresa Collingham for water and sewer to property on the corner of Lombardi Street and Short Street.

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

012 - COMMUNICATION - Donation from Jonathan Paul Rose of a purebred German Shepard Dog, Zeb, to the Danbury Police Dept. K-9 Unit.

This donation shall be made upon commitment by the City of Danbury to the following conditions:

That Jonathan Paul Rose be the sole handler of the dog.  
That should the dog be found unsuitable for police work the ownership of dog will be returned to J. P. Rose.

That should J. P. Rose retire from the Danbury Police Department K-9 Unit, ownership of the dog shall be returned to him.

A motion was made by Councilman Gallo and seconded by Councilman Charles for the dog to be accepted with appreciation.  
Motion carried.

013 - COMMUNICATION - Request from Karen Pane to sell business (Duckpin Lanes)

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

014 - COMMUNICATION - Tax Credits for Elderly Homeowners.

Councilman Gallo requested referral to the Corporation Counsel for an Ordinance to be drafted. Mayor Dyer so ordered.

015 - COMMUNICATION - Request from the Health & Housing Department for approval to accept a donation of \$50.00 from Habitat. Funds to be appropriated to the Community Health Supplies Account.

A motion was made by Councilman Eriguez and seconded by Councilman Gallo for the Communication and donation to be accepted with appreciation.  
Motion carried.

016 - COMMUNICATION & RESOLUTION - Request to transfer funds from the Maintenance Building Account to the Runway Intersection Project Account, Danbury Airport.

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

017 - COMMUNICATION - Revised State and Federal Program Section of the 1985-1986 School Budget. Total Federal/State/Other - \$1,994,505.

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

018 - COMMUNICATION - Request for the City to offer installment payments for Automobile Property Tax Payments.

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

019 - COMMUNICATION - Request for sewer assessment tax abatement -  
Abbott Avenue.

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

020 - COMMUNICATION - Request of Robert Collischonn to become caretaker  
for the Drska Property.

Councilman Sollose requested referral to an ad hoc committee:  
Mayor Dyer so ordered and appointed the following committee:  
DaSilva, Godfrey, Butera.

021 - COMMUNICATION - Request for the City of Danbury to participate  
in the mutual funding of the CL&P increase request. Municipality's  
prorated share will not exceed \$1,815.

A motion was made by Councilman Gallo and seconded by Councilwoman  
Skoff for the request to be denied.

Motion carried by a roll call vote of 10 Ayes - 9 Nays - 2 members  
absent.

Council Members Sollose, Philip, Torcaso, Zotos, Cassano, McManus,  
Gallo, Esposito, Charles, Eriquez, voted Aye (10 votes).

Council Members - Johnson, Godfrey, Flanagan, Hadley, Skoff, Butera,  
DaSilva, Farah, Smith, voted Nay (9 votes).

022 - COMMUNICATION & CERTIFICATION - Request for funds in the amount of  
\$40,500.00 from Risk Manager Thomas Fabiano for the Worker's Compensation  
Account #02-09-130-073600.

CERTIFICATION #25 was submitted by Dominic A. Setaro, Jr. - Acting  
Director of Finance - Comptroller, in the amount of \$40,500.00  
available in the Contingency Fund and the General Fund Balance Account  
to be transferred to the Worker's Compensation Account as listed above.

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

022-1 - COMMUNICATION - Memorandum of Agreement - Amendment to Section 14-  
4 of the General Employee's Pension Plan.

A motion was made by Councilman Gallo and seconded by Councilman Charles  
for the communication to be accepted and amendment deferred for public  
hearing. Motion carried.

023 - COMMUNICATION - Appointment of the following dispatchers effective  
January 13, 1986 at the rate of pay - \$24,499.00 yearly.

Dispatcher/Danbury Fire Department

Herbert Mattson  
1 Clearbrook Road  
Danbury, Conn. 06811

Dispatcher/Danbury Fire Department

Harry Leonard  
53 Middle River Road  
Danbury, Conn. 06811

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

024 - COMMUNICATION - Appointment of Fire Inspectors:

Fire Inspector/Deputy Fire Marshal  
Peter Siecienski  
49 Saddle Rock Road  
Danbury, Conn. 06810

Fire Inspector/Deputy Fire Marshal  
Roger Guertin  
87 Golden Hill Road  
Danbury, Conn. 06810

Appointments to be effective upon swearing in. Salaries to be \$25,097.00

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

025 - COMMUNICATION - Appointment of Sergeant - Danbury Police Dept.:  
Charles Kluge  
17 Glen Road  
Danbury, Conn. 06810

Effective upon swearing-in - Mr. Kluge is number one on the Civil Service List.

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

026 - COMMUNICATION - Appointment of Barbara Susnitzky, 8 Field Road, Danbury to the Redevelopment Agency for a term to expire on Jan. 1, 1991. Mrs. Susnitzky is active in the Danbury Preservation Trust.

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

027 - COMMUNICATION - Appointment of Robert Gawe, 45 Great Plain Road, Danbury as a member of the Aviation Commission for a term to expire on July 1, 1988. Mr. Gawe is a Connecticut State Trooper.

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

028 - COMMUNICATION - Appointment of the following to the Parking Authority:

John A. McGarry, 22 Crestdale Road, Danbury for a term to expire on June 30, 1989 and

Frank J. Cappiello, Richter Drive, Danbury for a term to expire on June 30, 1986.

Mr. McGarry is President of McGarry Security Systems and Mr. Cappiello is owner of Cappiello Jewelers.

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

029 - COMMUNICATION - Appointment of a Lieutenant in the Danbury Police Department:

Promotion of James McNamara to Lieutenant  
Rockwood Lane  
Danbury, Conn. 06811

Mr. McNamara is currently in the Drug Unit and will be assigned to head the Youth Bureau. Effective upon swearing-in.

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

029-1 - COMMUNICATION - Appointment of Amy Salvador, 55 Franklin Street, Danbury to the Youth Commission for a term to expire on April 1, 1988. Ms. Salvador is supervisor of Accounting Services at Union Carbide.

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

#### 030 - DEPARTMENT REPORTS

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

A motion was made by Councilman DaSilva and seconded by Councilman Enriquez 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.

031 - REPORT - Drainage problem at Fine Estates AKA Coach Hill Estates.

Councilman DaSilva submitted a report stating that the committee appointed to review the above drainage problem, met on Jan. 27, 1986 at 7:30 P.M. In attendance were committee members DaSilva, Esposito and Cassano and J. Schweitzer, City Engineer.

Mr. Schweitzer explained that an approval of drainage was granted according to the original petitioner's plan in 1980. Since then conditions have changed and the drainage pipes do not meet correctly. The present petitioners have attempted to gain an easement to correct the problem but the owners of the private property needed to complete the project have asked for compensation beyond what the petitioners deem reasonable. They are asking the City to obtain the proper easement so that they can do the necessary work.

Mr. Esposito moved to authorize the Corporation Counsel to obtain the necessary easements by negotiation or eminent domain, to construct the storm drainage as proposed by Fine Estates AKA Coach Hill Estates. It is to be understood that the petitioners will pay all costs of obtaining the easement and all construction costs of proposed drainage. Mr. Cassano seconded the motion which passed unanimously.

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

032 - REPORT - Drainage problem on Hausmann Road.

Councilman Philip submitted a report stating that the committee appointed to review the above problem, met on Jan. 8, 1986 at 8:30 P.M. In attendance were committee members Philip, Torcaso, Farah; City Engineer J. Schweitzer, and Mike and Cindy Stavola of 8 Hausmann Rd.

032 - continued:

Mr. Stavola reiterated that new roads and housing in the immediate area over the past 15 years has reduced drainage and channelled it into the stream above the bridge on Hausmann Rd. Consequently, during periods of heavy precipitation the original 18" pipe cannot accomodate all of the water flow. The stream overflows its banks resulting in damage to Mr. Stavola's property.

J. Schweitzer advised he would visit the site and advise to the committee what alternatives were available to eliminate the flooding potential of this site.

The committee will schedule another meeting after receiving Mr. Schweitzer's report.

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

033 - REPORT - Drainage Problem on Jenny Drive.

Councilwoman Skoff submitted a report that the committee appointed to review the above problem, met on Jan. 23, 1986. In attendance were Council Members T. Skoff, P. Hadley, S. Smith and Mrs. Boucher of 7 Jenny Drive.

Mrs. Boucher explained that due to a bulldozing of an area at the end of the cul de sac, part of Jenny Drive has been flooding. Mr. Schweitzer, Acting Director of Public Works and City Enginner, had reviewed the issue and stated this could be repaired with no additional cost.

Therefore, Councilman Hadley moved that the Public Works Department put back the boulders and build up the natural barrier as it was originally. Since it is the Committee's understanding that this can be done, the motion passed unanimously.

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

034 - REPORT - Drainage problem on Boulevard Drive.

Councilwoman Skoff submitted a report stating that the committee met on Jan. 23, 1986. The Public Works Department had performed two on-site inspections and had not located a problem.

Mr. Schweitzer informed Mrs. Skoff that he would inspect the area himself since two of the committee members had noticed a problem in Nov. 1985 and Jan. 1986.

Councilman Smith moved to table this matter until the committee hears from Mr. Schweitzer. The committee requested an extension of time to resolve this issue.

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

035 - REPORT - East Pearl St. Underpass.

Councilwoman Skoff submitted a report that the committee appointed to review the above problem, met on 1/23/86. In attendance were committee members Skoff, Hadley and Smith. Mr. Henry Hyland of 23 West Wooster Street was also present.

The Committee decided to seek additional information and to do an on-site inspection on Feb. 4, 1986 at 3:30 P.M. Councilman Smith moved to table the discussion until an on-site is completed and other information from Corporation Counsel is obtained. The committee requested an extension of time to resolve this issue.

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

036 - REPORT - Road Widening - Boyce Road.

Councilwoman Johnson reported that the committee received a report from the City Engineer and will be scheduling a meeting.

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

037 - REPORT - Offer of Land on Chambers Road and Zinn Road.

Councilwoman Johnson reported that the committee received a report from the City Engineer and will be scheduling a meeting.

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

038 - REPORT & ORDINANCE - Request to establish legislation for repeat and re-inspection of construction project.

Councilman DaSilva submitted a report that the committee appointed to review the above request met on Jan. 9, 1986. In attendance were Council Members DaSilva, Godfrey and Johnson. Also in attendance were Council Member McManus and City Engineer J. Schweitzer.

Mrs. McManus explained the request which she proposed to the Council several months ago. The Ordinance draft proposed by Assistant Corporation Counsel E. Gottschalk, with input from Mr. Schweitzer and Mrs. McManus, was discussed. It was acceptable to the Committee. A fee of \$100.00 per repeat inspection was recommended.

Mr. Godfrey moved to recommend the adoption of the proposed Ordinance with a fee of \$100.00 for each re-inspection. Mrs. Johnson seconded the motion which passed unanimously.<sup>2</sup>

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

039 REPORT - Setting time on road work.

Councilman DaSilva submitted a committee report stating that the committee met on Jan. 8, 1986. In attendance were committee members, DaSilva, Godfrey and Johnson.

The City Engineer and former Public Works Director D. Garamella had explained to the Public Works Committee that although the idea sounded plausible at first, it is a very impractical implementation. There are far too many variables, such as weather and sub-terrarium conditions which would make the setting of a time table nearly impossible.

Mr. Godfrey moved to take no action on this petition because of the impracticality of adequate provisions. Mrs. Johnson seconded the motion which passed unanimously.

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

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

Councilman Zotos submitted a report that the committee appointed to review the above request met on Jan. 13, 1986. Present were committee members Zotos, Flanagan and Eriquez.

A discussion was held in reference to a report from the Police Dept. There were 26 incidents in 2 years and 10 months - from March 1983 to the present, including one fatality.

City Engineer reported that it would cost \$50,000 to improve visibility and safety of this hazardous condition which this committee thinks must be corrected to protect public safety.

040 - continued.

After discussion, Mr. Flanagan moved to recommend that \$50,000 be expended to improve this curve on Mountainville Road, seconded by Mr. Eriquez and approved unanimously.

A motion was made by Councilman Flanagan and seconded by Councilman Eriquez for the Report to be accepted with funds to be included in the Capital Budget of 1986-1987. Motion carried unanimously.

041 - REPORT - Improvements to Bear Mountain Road.

Councilman Sollose submitted a report that the committee appointed to review the above request, met on Jan. 21, 1986. In attendance were Councilman Sollose and Gallo with Councilman Torian being absent due to a previous engagement.

The committee discussed several issues with the attending residents such as a portion of road widening to allow vehicles to pass and a continued water runoff problem causing icy conditions in the winter.

Councilman Gallo moved to recommend that this petition be tabled until J. Schweitzer has time to investigate this matter and report back to the committee. Motion seconded by Councilman Sollose and passed.

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

042 - REPORT - Hazardous Waste Days.

Councilman DaSolva submitted a report that the committee appointed to study a request for the establishment of hazardous waste days met at 7:30 P.M. on Jan. 31, 1986. In attendance were committee members DaSilva and Skoff. Also in attendance was J. Kozuchowski of the Health Department.

Mr. Kozuchowski stated that a State fund is available on a first come, first serve basis before July 1, 1986. If approved, the City would contract a specialized Firm who would take the wastes to secured landfill, probably out of State.

The need for a program of this type is great in order to help save the environment and as a tool for the education of the public in this matter. It would also provide a safety factor for homeowners and city workers.

Mrs. Skoff moved to recommend approval of the concept of hazardous waste days so that a committee can be formed to begin the grant application process to the D.E.P. If approval is granted, funds should be appropriated by the Common Council. The amount to be set by such committee. Mr. DaSilva seconded the motion which passed unanimously.

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

043 - REPORT - Request for sewers - Turner Road.

Councilman Godfrey submitted a report that the committee was not able to meet because the City Engineer could not attend the scheduled meeting - of Jan. 29th. His participation is necessary in order to fully review the petition. Mr. Godfrey requested that the committee be extended for an additional month.

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

044 - REPORT - Request to accept Pilgrim Road.

Councilman DaSilva submitted a report that the committee met on 1/18/86. In attendance were Council Members Esposito, McManus & DaSilva; also, J. Schweitzer, City Engineer.

044 - continued:

The committee discussed the fact that Pilgrim Road is included in the Colonial Acre subdivision for which monies were appropriated at the Jan. 7, 1986 Common Council meeting, to bring up to specification for acceptance by the City.

Mrs. McManus moved to recommend that Pilgrim Road as well as the other roads in Colonial Acres which are being improved, subsequent to the Council's action of Jan. 7, 1986, be accepted as soon as they are brought up to specification. Motion seconded by Mr. Esposito and passed unanimously.

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

045 - REPORT - Request to accept Hillcrest Road, extension of Forty-Acre Mountain Road, Evergreen Road, Park Rd. & Shore Rd.

Councilman DaSilva submitted a report that the committee appointed to study the above request met on Jan. 27, 1986. In attendance were committee members DaSilva, Esposito, Cassano and City Engineer J. Schweitzer and Atty. S. Gallagher representing James Staib, an owner of property at the end of Forty Acre Mountain Road.

Mr. Gallagher explained his client's position stating that he believes the roads in question were accepted in 1963 and have been plowed and maintained by the City since. He prepared the proper Deed to convey the roads to the City as called for at the meeting of Dec. 30, 1963. This would clarify action taken at the meeting of 1963. Mr. Schweitzer said the Engineer's office has no problem with this clarification.

Mr. Cassano moved to accept the Deeds to the previously approved roads as named above. Mr. Esposito seconded the motion which passed unanimously.

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

046 - REPORT - Easement on Backus Avenue for the purpose of signalization.

Councilman DaSilva submitted a report that the committee met on 1/27/86. In attendance were committee members DaSilva, Esposito and Cassano. City Engineer J. Schweitzer was also present.

Mr. Schweitzer explained where the easement is and the use of it for a signal light at the Westerly entrance and exit to the Fair Mall. He further stated that he believed a signal light will be needed at this spot because of the traffic at this entrance and exit to the Mall.

Mr. Cassano moved to accept the easement as proposed, seconded by Mr. Esposito and passed unanimously.

The Report and committee recommendations were accepted by the Common Council on the Consent Calendar.<sup>2</sup>

047 - REPORT & CERTIFICATION - Funds for traffic signals - West Wooster & Deer Hill Ave. - Wooster St.

Councilman Flanagan submitted a report that the committee met on 1/13/86. Present were committee members Flanagan, Eriquez and Zotos.

Mr. Flanagan reviewed the Mayor's request for approval of \$60,000 from the City's Contingency fund to make up the \$100,000 necessary for the signalization of this newly redesigned but still dangerous intersection.

047 - continued:

The \$40,000 left over in this project account will be added to this request to equal the \$100,000 cost of this project.

The committee discussed the need not only to recommend authorization of the requested funds but to recommend also the waiver of bids in this case to rectify this dangerous traffic condition without delay.

Mr. Eriquez so moved, seconded by Mr. Zotos and passed unanimously. Mr. Flanagan noted the Planning Commission voted approval of this project at its December meeting.

CERTIFICATION #17 was submitted on November 27, 1985 by John P. Edwards the then Acting Director of Finance in the amount of \$60,000 as being available in the Contingency Account for transfer to a new Capital Projects Account for intersection improvements at Deer Hill Avenue and Wooster Street

A motion was made by Councilman Flanagan and seconded by Councilman Sollose for the Report to be accepted, funds and waiver of bid to be authorized.

Motion carried by a vote of 13 Ayes and 6 Nays. 2 Members Absent.

Council Members Johnson, Sollose, Philip, Flanagan, Zotos, Hadley, Skoff, Gallo, Esposito, Charles Eriquez, Farah, Smith voted Aye (13 votes)

Council Members - Torcaso, Godfrey, Cassano, McManus, Butera, DaSilva, voted Nay ( 6 votes).

048 - REPORT & CERTIFICATION - Budget request from Commission on Status of Women.

Councilwoman Torcaso submitted a report that the committee appointed to review the above request met on Jan. 13, 1986. Present were Torcaso, Esposito and Flanagan as the appointed ad hoc committee; C. McManus as an invited exofficio member, Sister Mary Friel, Betsey McIlvaine, Lila Leopold, Charlotte Barrows, Ileave Velesquez as member of the Committee on the Status of Women, Patricia Krafic, Rhoda Daum as members of the original task force.

Betsey McIlvaine reported that the Commission had just about run out of the ability to generate funds because Corporations in the area do not like to fund something that the City does not. When asked if the Commission duplicated services of other City Agencies, Mrs. McIlvaine replied "No, only enhance them."

Rhoda Daum who was chairperson of the Task Force that created the Commission reported that she had stated that funding would not be necessary; that they would only need political clout at the State level. She felt however, that after four years of no funding, that circumstances were different and for the Commission to be able to get outside funding, they would need some printed brochures to promote their services to the community.

Connie McManus stated that "budget" was a very large issue at that time. If a budget had been requested, the Ordinance creating the Commission would have failed. Betsey McIlvaine stated that a budget would be submitted for the Fiscal year 1986-1987. Stephen Flanagan stated that he felt the Council membership had changed during the past four years and perhaps feeling would be more in favor of funding the commission.

Mary Friel stated that a commission priority is in educating women and that value of the Commission is demonstrated in dollars. When asked how many women are served in Danbury Mary Friel stated that all programs are open and well attended.

Councilman Esposito made a motion to fund the Commission on the Status of Women \$680.00 (½ of their request for ½ fiscal year) and to use these dollars to create additional dollars from the Corporate sector. Motion seconded by S. Flanagan and passed.

048 - continued:

CERTIFICATION #28 was submitted by Dominic A. Setaro, Jr., Acting Director of Finance - Comptroller in the amount of \$680.00 to be transferred from the General Fund fund balance account to a new line item in the grants section of the budget for the Commission on the Status of Women, Account #02-20-000-072928.

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

Councilwoman J. Butera spoke in opposition to the request stating that we were told they would not come in for funds.

The motion carried with Council Members Godfrey, DaSilva and Butera voting Nay.

049 - REPORT - Request from Planned Parenthood for an abatement of taxes- Interests and Liens on the List of Oct. 1, 1982-1983.

Councilman Charles submitted a report that the committee met on 1/9/86. In attendance were committee members Charles, Skoff and DaSilva. Assistant Corporation Counsel E. Gottschalk also attended the meeting.

Attorney Gottschalk explained that the League of Planned Parenthood did not file in time for the exemption of part of the taxes due on the lists of Oct. 1, 1982 and 1983. Mr. Gottschalk stated that there is no Statute that allows a refund of payment of taxes during years when the proper filing was not accomplished.

Mr. DaSilva moved that since the Statute prohibits the refund of taxes during years when proper filing was not accomplished, the committee recommends that no action be taken at this time on this petition. Motion seconded by Councilwoman Skoff and passed unanimously.

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

050 - REPORT - Request from Dr. & Mrs. Machcinski for release of a sewer assessment lien.

Councilman Hadley submitted a report that the committee met on 1/23/86. Present were committee members Hadley, DaSilva and Torcaso. Also in attendance was Attorney Karin Nejame representing Dr. & Mrs. Machcinski; and Councilman Charles acting as a resource person for tax matters in 1977. Mr. Schweitzer was unable to attend but sent a copy of his file.

The committee, after studying the reports and hearing from Atty. Nejame found that:

1. The City never intended to reduce the Tax Assessment.
2. The Machcinski's were unaware that a lien had been place on one of their three lots and thought that they, in good faith, were paying off a reduced assessment on all three lots as per their appeal of Jan. 28, 1977.
3. Neither were the Machcinski's billed on the third lot following their appeal, nor were they notified that there was a lien on the lot.

The committee requests an extension of time in order to check with the Corporation Counsel to see if it is possible to return the interest of \$572.42, which was paid in protest, to the Machcinski's since they were unaware that the initial assessment of \$1111.50 was still in place.

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

051 - REPORT & ORDINANCE - Road Opening Permits.

Proposed Ordinance amendment prepared by Assistant Corporation Counsel E. Gottschalk after discussion with City Engineer John A. Schweitzer, Jr.

Councilman Gallo requested deferral of the Ordinance for public hearing. Mayor Dyer so ordered.

052 - REPORT - Lease for the White Street Railroad Station.

Councilman Flanagan submitted a report that the committee met on Jan. 14, 1986. Present were committee members: Flanagan, DaSilva and Johnson. The committee reviewed the provisions of the Lease which are basically as follows:

15 year lease with option for 15 year extension.  
Building may be subleased out for another use as long as a portion of the building is reserved for ticket sales and a commuter waiting area.  
No rent is due the State DOT unless the City receives fees for parking or sub-lease, in which case the State is to receive 20% of gross revenues.

The committee discussed the provisions and had no problems with them. Mrs. Johnson moved to recommend that the City of Danbury enter the proposed Lease for the White Street Railroad Station. Mr. DaSilva seconded the motion which passed unanimously. Mr. Flanagan noted that the Planning Commission voted a positive recommendation of this Lease at its Nov. 18, 1985 meeting.

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

053 - REPORT - Proposed Automatic Alarm Ordinance.

Council President C. McManus submitted a report stating that the Common Council held a public hearing concerning the proposed automatic alarm ordinance on Jan. 29, 1986 at 7:30 P.M.

The Council met as a committee of the whole following the public hearing and found that there were some problems with the Ordinance arising from the fact that it was originally drafted by one committee and then turned over to another. Several misunderstandings resulted from this action.

Councilman Gallo moved, seconded by Mr. Flanagan, that the Ordinance be recommitted to the same committee that submitted it. The committee unanimously approved the motion to recommend recommital.

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

054 - REPORT & ORDINANCE - Martin Luther King Day.

Council President C. McManus submitted a report stating that the Common Council held a public hearing for the proposed amendment to the Martin Luther King Day Ordinance, on Jan. 29, 1986.

The Council met as a committee of the whole following the public hearing and on a motion by Councilwoman Butera which was seconded by Councilman Flanagan, the committee unanimously recommends that the Common Council adopt the amendment as read. Motion passed.

ORDINANCE - That Section 2-4.01 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

054 - continued:

In each year, the first Monday occurring on or after January fifteenth shall be known as Martin Luther King Day and shall be a legal holiday in and for the City of Danbury.

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

055 - REPORT & ORDINANCE - Veterans Tax Exemptions.

Council President C. McManus submitted a report stating that the Common Council held a public hearing regarding the proposed Veterans Tax Exemption Ordinance, on Jan. 29, 1986.

The Council met as a committee of the whole following the public hearings and Councilman Eriquez moved that the committee recommend the Common Council adopt the Ordinance as read. Councilwoman Johnson seconded the motion and it passed unanimously.

ORDINANCE - That Section 18-15 and 18-16 of the Code of Ordinances of the City of Danbury, Connecticut be and hereby is amended.

The Common Council hereby approves and adopts the provisions of the Connecticut General Statutes, Section 12-81f.

Any veteran entitled to an exemption from property tax in accordance with subdivision (19) of Section 12-81 of the Connecticut General Statutes shall be entitled to an additional exemption applicable to the assessed value of property up to the amount of \$1,000.00 provided the total of such veteran's adjusted gross income, is not more than \$14,000.00 if such veteran is married or not more than \$12,000.00 if such veteran is not married.

Any veteran entitled to an exemption from property tax in accordance with subdivision (20) or subdivision (21) of Section 12-81 of the Connecticut General Statutes shall be entitled to an exemption from property tax to be determined as a uniform percentage of 100% of the assessed value of any one motor vehicle owned by any such veteran provided that such motor vehicle is specially equipped for the purposes of adapting its use to the disability of such veteran.

The Report was accepted and Ordinance adopted by the Common Council on the Consent Calendar. Full text of the Ordinance on file in the Office of the City Clerk.

056 - REPORT - Acceptance of Ann Drive.

Councilwoman Thora Skoff submitted a report that the committee appointed to study the acceptance of Ann Drive met on Jan. 23, 1986. In attendance were T. Skoff, P. Hadley S. Smith and L. Charles ex-officio.

Mrs. Skoff read the file of Assistant Corporation Counsel S. Leheny regarding Ann Drive.

1. An original Bond for \$87,000 was made on 2/14/74.
2. Road completion was due on 12/21/75.
3. On Dec. 7, 1977 the bond was reduced to \$35,000.
4. Between this time and the present, a series of letters between City of Danbury Attorneys and private Attorneys have been written.
5. Many issues have surfaced in these 10 years.  
Part of a private home is built over city sewers.  
The cost of maintaining this sewer is addressed in the file.  
The residents of Ann Drive had agreed to make repairs in exchange for snow plowing. These repairs were not made according to communications in the documented file.

056 - continued:

After hearing a presentation highlighting the complexities of the issues, the committee discussed the idea of not wanting to act in isolation from other committees in resolving unaccepted road bond issues. It was the intent of this committee to solve this problem in coordination with similar road problems in the City.

Mr. Smith moved to refer the Ann Drive Bond Issue to the newly formed committee for resolution of the problem. Motion passed unanimously.

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

057 - REPORT - Extension of water to Mill Plan Road - Request of Billingsle Associates.

Councilman Cassano submitted a report stating that the committee appointed to consider the above petition met on Jan. 23, 1986. Present were committee members Cassano, Smith and Charles.. W. Buckley was also present,

The committee reviewed information supplied by B. Gallo from previous Sewer & Water Committee proceedings and noted the positive recommendations from the Planning Commission.

Mr. Buckley described the project and stated he had no problems with it. The petition is for a water extension line. A sewer line is already in place.

J. Schweitzer, City Engineer had informed the chairman by telephone that he also had no problem with the petition.

Both Mr. Schweitzer and Mr. Buckley said that conditions and restrictions that are normally a part of council action on sewer/water petitions afford sufficient protection to the City.

It is the recommendation of the committee that the petition be granted with the usual conditions and restrictions listed in the Report.

The Report was accepted and extension of water granted by the Common Council on the Consent Calendar.

058 - REPORT - Request of Spanish Learning Center for funds.

Councilman Farah submitted a report stating that the committee appointed to review the above request met on Jan. 23, 1986. Mr. Rodriguez and several other members representing the center spoke in defense of the request.

The committee discussed the request and found that because of the commendable service that the Center provides the community, and because of the notable improvement in the Center's fiscal operation, it deserves serious consideration by the Council. However, since the Contingency Fund of the City budget has been depleted, the committee resolved unanimously to recommend that the said request be tabled until such time that funds are made available.

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

Councilman Godfrey requested recommital as funds may be available now. The Comptroller is to report to the committee.

19 Members of the Common Council voted for the request to be recommitted.

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059 - REPORT & CERTIFICATION - Funds to hire four Park Maintainers.

Councilman Farah submitted a report stating that the committee met on Jan. 23, 1986. Mr. Ryerson explained the justification for the request.

Considering the mounting need for assistance to maintain the growing activities of the Parks & Recreation Department, particularly after the acquisition of C. D. Parks land and in view of the anticipated school fields agreement between the City and the Board of Education, the committee voted unanimously to recommend that funds from City surplus funds or other available sources be allocated in order to hire four maintainers beginning no later than April 1, 1986 or sooner if possible.

CERTIFICATION #27 was submitted by Dominic A. Setaro, Jr., Acting Director of Finance - Comptroller in the amount of \$23,960.00 available to be transferred from the General Fund fund balance account to the following accounts for 4 Park Maintainers effective 4/1/1986:

02-08-130-010100 -- Regular Salaries	\$19,116.00
02-09-120-070100 -- F.I.C.A.	1,367.00
02-09-151-071002 -- Union Welfare	2,808.00
02-09-160-076600 -- Worker's Compensation	402.00
02-09-160-076400 -- Public Liability Insurance	267.00

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

060 - REPORT - Ordinance Revision Sec. 2-37.

Councilwoman McManus submitted a report stating that the Ordinance Revision Committee met on Jan. 28, 1986. In attendance were committee members McManus, Johnson, Sollose, Assistant Corporation Counsel E. Gottschalk and Councilman Gallo in an ex-officio capacity.

Councilman Gallo requested that the committee review Sec. 2-37 - Attendance of members and recommend that an ad hoc committee be appointed to revise the ordinance. Mr. Gallo feels that the ordinance should be strengthened in its requirement that commission chairman file attendance records.

Another suggestion offered by Councilman Gallo was the Board of Appeals membership be changed to include the majority and the minority leaders (or legislative leader if there is no minority leader) of the Common Council, as well as the members already mentioned in the Ordinance.

The committee feels that Mr. Gallo has made several valuable suggestions and recommends that an ad hoc committee be appointed to review this Ordinance.

A motion was made by Councilwoman McManus and seconded by Councilman Gallo for the Report to be accepted and committee appointed. Mayor Dyer so ordered and appointed the following committee: Gallo, Torcaso, Cassano.

061 - REPORT - Request to accept Cedar Road.

Councilwoman Torcaso submitted a report stating that the committee met on Jan. 8, 1986 and Jan. 28, 1986. An on-site inspection was also held on Jan. 18, 1986.

On January 8, 1986 committee members Torcaso, Philip and Farah met with David Gervasoni and Jack Schweitzer of the Public Works Department. Mr. Daniel Minahan, Mr. Harry Stevens, Paul Glassner, all residents of Cedar Road were also present.

061 - continued:

The residents discussed the serious problem of not being able to use the road during bad weather, especially during the Winter. Their primary concern was to assure passage for emergency vehicles. They also discussed the long period of time that they had tried to discuss the road problems with the owner, Mr. LeRoy Burke. They have had no response to the many letters they have sent.

Cedar Road was constructed prior to 1965 and does not fall under Section 17-34 of the Ordinances for the City, therefore no bonds had been required.

On Jan. 28, 1986 the committee met again. Councilperson Torcaso read the letter received from Assistant Corporation Counsel Eric Gottschalk, in which he explained the legal status of the road and the options the residents have and what the Council may do. The questions of city acquisition, assessment to the residents for a new road and liabilities were discussed.

Councilman Farah moved that the Council recommend to the Mayor that the Public Works Department be directed to provide minimum maintenance so that the road is passable for emergency vehicles. Councilperson Torcaso seconded and the motion was passed.

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

062 - REPORT - Ordinance Revision - Re: Commissions.

Councilwoman C. McManus submitted a report stating that the Ordinance Revision committee met on Jan. 28, 1986. Present were committee members McManus, Johnson and Sollose. Assistant Corporation Counsel E. Gottschalk and Councilman Gallo also attended.

The committee reviewed the various ordinances dealing with Commissions in light of information received from the Mayor's Office regarding difficulties which are being experienced with several.

The committee is recommending that the membership size be decreased for the Equal Rights & Opportunities Commission and the Youth Commission.

The commission for the Handicapped presently requires that one member shall also be a member of the Commission on Equal Rights and Opportunities. It is often difficult to find a member of Equal Rights who can find the time to also attend the Commission on the Handicapped meetings so the committee recommends that this requirement be deleted from the Ordinance.

The Stanley Lasker Richter Memorial Park Authority Ordinance requires that one of its members be a member of the executive board of the Stanley L. Richter Association for the Arts Inc. While the committee feels that it is advantageous for Richter Arts to have representatives on the Richter Authority, it feels that limiting the membership to the executive board is too confining and recommends that the Ordinance be deferred to public hearing.

Councilwoman McManus made a motion seconded by Councilman Gallo for the Report to be accepted and 4 Ordinances being prepared by the Corporation Counsel, deferred for Public Hearing. Motion carried.

063 - REPORT - Request to accept Tanglewood and Catalpa Drive.

Councilman Cassano submitted a report that the committee appointed to review the above request, met on Jan. 23, 1986. Committee members Cassano, DaSilva and Charles were present.

063 - continued:

The committee reviewed the history of the petition ending with consideration of a letter dated 10/8/1985 from J. Schweitzer, City Engineer. The letter addressed the existing conditions of the road and contained 27 comments on required repairs and upgrading to bring the road up to City specifications. There is no evidence of any response or any indication that the work was done after a copy of the letter was sent to the petitioners.

Mr. DaSilva moved that the committee recommend that the Council take no action on this petition at this time as work stated in the Engineering Report does not appear to have been completed. Further, the committee recommends that the petitioners reapply to the Common Council for acceptance of these roads when this work is done. Mr. Charles seconded the motion and there was unanimous approval.

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

064 - REPORT - Request to accept College Park Drive.

Councilman Cassano submitted a report that the committee met on Jan. 23, 1986. Present were committee members Cassano, Butera and DaSilva. Also present were Jerry Juretus Assistant Planning Director and Sandra Leheny, Assistant Corporation Counsel.

The Committee discussed the history and present status of the road. The original permit was issued in Sept. 1974, with a Road Bond of \$27,000. By June, 1975 the foundation course (construction stage 3 of 7) had been done and the Road Bond was cut to \$13,500. This is the present status of the road.

Attorney Leheny provided the committee with some general information on the subject of Road Bonds and unaccepted bonded roads. It appeared that it is not an easy task for the City to obtain reimbursement once the City completes a road that was not finished by the developer.

The committee agreed to ask the City Engineer to inspect the road and prepare an estimate of the cost required to bring the road up to City specifications as of the original permit date of Sept. 1974. This information should be sent to the newly formed committee on Unaccepted Bonded Roads.

Mr. DaSilva moved to recommend to the Council that no action be taken on this petition at this time, until some resolution to the total problem of unaccepted bonded roads is attained. Mrs. Butera seconded the motion and there was unanimous approval.

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

065 - REPORT - Request to accept Lakecrest Drive.

Councilman Cassano submitted a report that the committee appointed to consider the above request met on Jan. 23, 1986. Committee members Cassano, Butera and Charles were in attendance. Also present were J. Juretus, Ass't Planning Director and S. Leheny, Ass't Corporation Counsel.

A surety bond of \$70,000 was accepted by the Planning Commission in 1979. The bond has remained at that amount. A letter from the City Engineer's office (July 1, 1985) contains an estimate of \$57,000 needed to bring the roadway into compliance with the subdivision regulations.

065 - continued:

In this case, the bond is relatively new and has a value that exceeds the City Engineer's estimate of upgrading cost.

Mrs. Butera moved that the committee recommend the Council appropriate \$57,000 to bring the road up to specifications for City acceptance in order to allow the Corporation Counsel to contact the bonding company so that the City will be reimbursed for its expenses. Motion seconded by Mr. Charles and passed 2 to 1. Mr. Charles voted in the negative.

A motion was made by Councilwoman Butera and seconded by Councilman Flanagan for the Report to be accepted and funds appropriated in the 1986-1987 Budget. Motion carried unanimously.

066 - REPORT - Request for Boundary re-location on Aunt Hack Road.

Councilman Cassano submitted a report that the committee met on Jan. 23, 1986. Committee members Cassano, Butera and Charles were present and Bruce Young the petitioner.

The committee reviewed the history of the petition. The problem involves a garage and driveway which apparently have been in place at least 30 years. When the petitioner had a survey made prior to buying the property it was found that the driveway and garage are located on City property. Circumstances forced the petitioner to conclude the purchase and he has been working with the Public Works Committee to resolve the problem.

Mrs. Butera moved that the committee recommend to the Council that the petitioned land be declared surplus. Mr. Charles seconded the motion and there was unanimous approval.

Mr. Charles moved that the committee recommend to the Council that the land be offered for sale to Mr. Bruce K. Young and Mrs. Nadine F. Young for the price of \$1,000. Mrs. Butera seconded and there was unanimous approval.

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

067 - Withdrawn.

068 - COMMUNICATION - Request of Alan Raph for the City to establish a Community Band under the auspices of the City of Danbury.

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

A motion was made by Councilman Gallo and seconded by Councilman Eriquez to add another item to the Agenda. Motion carried and the item was as follows:

069 - ORDINANCE - Landfill Use Bills.

Councilman Gallo requested deferral of the Ordinance to public hearing. Mayor Dyer so ordered.

A motion was made by Councilman Gallo and seconded by Councilman Eriquez to add another item to the Agenda. Motion carried and the item was as follows:

070 - Request from Katharine Trocolla re: Board of Ethics.

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

A motion was made by Councilman Eriquez and seconded by Councilman Gallo to add another item to the Agenda. Motion carried and the following item was added:

071 - ORDINANCE - Tax exemptions - Charitable, religious or non-profit organizations.

Councilman Gallo requested deferral to public hearing. Mayor Dyer so ordered.

A motion was made by Councilwoman McManus and seconded by Councilman Charles to add an item to the agenda that has been pending in the previous Sewer & Water committee. Motion carried and the following item was added:

072 - COMMUNICATION Reference was made to an anticipated Friendly Restaurant proposal on the North side of Mill Plain Road between existing 7-11 store and Danbury Moving & Storage in Danbury.

Request for approval of construction of a sewer line extension.

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

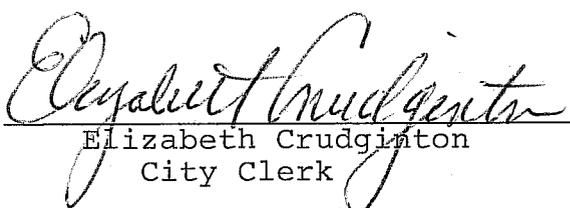
PUBLIC SPEAKERS

In reference to Item #20 on the agenda, Robert Collischonn spoke of his interest in becoming the caretaker of the Drska property and asked to be notified when the committee meets.

There being no further business to come before the Common Council, a motion was made by Councilman Godfrey and seconded by Councilman Gallo for the meeting to be adjourned at 9:20 O'Clock P.M.

Respectfully submitted

  
Mary Rickert  
Assistant City Clerk

Attest:   
Elizabeth Crudginton  
City Clerk