

TO: Honorable Mayor James E. Dyer - City of Danbury, Conn.
RE: Minutes of the Common Council Meeting held June 3, 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, Hadley, Cassano, McManus, Gallo, Esposito, Charles, Boynton, DaSilva, Eriquez, Farah, Smith, Torian.

ABSENT: Council Member Janet Butera who was reported to be recovering from surgery.

19 Members present - 1 Member absent - 1 vacancy.

NOTICES FROM MAYOR DYER

Mayor Dyer announced that this Friday, Saturday and Sunday the annual Greek Festival will be held on Clapboard Ridge.

On Wednesday at 3:00 P.M. Public Works Dept will have a reception to welcome the new Public Works Director Basil Friscia.

The Ives Gala will be held this weekend.

The Red Cross is sponsoring a dinner dance at 5:00 P.M. this Sunday, at the Airport.

Mayor Dyer welcomed the third grade students present from the South Street School and offered congratulations to the graduates of Henry Abbott Technical School, Immaculate High School, Danbury High School and Wooster School.

Mayor Dyer made note of Father's Day on June 15th and the ceremonies to be held at the Elk's on that day.

In reference to the Redevelopment Project listed on the agenda, Mayor Dyer thanked the Redevelopment Agency, the Planning Department, the Mayor's Staff, the Common Council, Keith Colgan and Jack Sullivan and the staff of the Redevelopment Agency.

Mayor Dyer announced the following birthdays:

Mary Ann Doran - June 2nd.

Joan Soderstrom - June 11th.

Janet Butera - June 14th.

Mayor Dyer announced that Bill Seymour the previous news reporter for City Hall, will be married this August.

Mayor Dyer commented on the smoking ban in City Hall and that we should continue to uphold the laws of "No Smoking".

The Mayor asked Councilman Eriquez to form a committee to work on the upcoming referendum to be held on June 19th in reference to the Parks & Recreation programs.

01- COMMUNICATION - Filling vacancy in Sixth Ward.

The Democratic Town Committee at a meeting held on June 2, 1986 voted unanimously to recommend Louis A. Rotello, 42 Pleasant Street, Danbury to fill the Sixth Ward Common Council Vacancy.

Mr. Rotello is a retired educator and has been active in community and civic activities. The Town Committee is confident that Mr. Rotello will make an excellent addition to the Common Council.

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

The oath of office was administered to Mr. Rotello by the Corporation Counsel Theodore H. Goldstein.

CONSENT CALENDAR

- 03 - Resolution - Municipal Infrastructure Fund.
- 04 - Resolution - Rules & Procedures for assets seized re:
Narcotic Investigations.
- 08 - Communication - Funds for Police Dept. - Special Services Acct.
- 09 - Communication - Request from Commission on Aging for transfer
of funds.
- 011 - Communication - School Roofs.
- 018 - Communication & Certification - Transfer of funds to Registrars
for Referendum.
- 021 - Communication & Certification - Funds for Zoning Commission.
- 021-2 - Communication - Ives St. - National Place Easement.
- 021-4 - Communication - Appointments to Aviation Commission.
- 021-5 - Communication - Appointments to Commission on Status of Women.
- 021-6 - Communication - Appointments to Candlewood Lake Authority.
- 021-7 - Communication - Re-appointment to Civil Service Commission.
- 021-8 - Communication - Appointments to Cultural Commission.
- 021-9 - Communication - Appointment to Environmental Impact Commission.
- 021-10 - Communication - Appointments to Parks & Recreation Commission.
- 021-11 - Communication - Appointments to Richter Park Authority.
- 023 - Report & Certification - Funds for E.I.C.
- 024 - Report & Certification - Funds for Fireworks Display.
- 026 - Report - Request to rename "Oak Lane".
- 030 - Report - Urban Homesteading.
- 031 - Report - Drainage problem on Ridge Road.
- 032 - Report - Recycling Center.
- 033 - Report - Agreement for Maintenance of School Grounds.
- 034 - Report - Wilkes Road Maintenance.
- 035 - Report - Reapportionment for the City of Danbury.
- 036 - Report - Hatters Park Bowling Alley Lease.
- 037 - Report - Land for sale on Aunt Hack Road.

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

025 - REPORT & RESOLUTION - Errichetti Project - Approval of the Project and authorize and approve Disposition of "Parcel A".

Councilwoman McManus submitted a report stating that the committee appointed to review the Errichetti Project met on May 15, 1986 at 7:30 P.M. in room 432 in City Hall. Also in attendance were Keith Colgan, Jack Sullivan, Boyd Losee and Jim Maloney representing the Redevelopment Agency and Scott Ziegler and Ward Mazzuco representing the Errichetti Firm. The members of the committee had attended the presentation by the Redevelopment Agency on May 7, 1986.

After review of the proposal, the committee was of the opinion that the project meets the requirements of the Pre-Development/Master Agreement. Councilman Gallo moved to recommend that the Common Council grant final municipal approval of the project and authorize and approve the disposition of "Parcel A", all subject to the Pre-development/Master Agreement. The motion was seconded by Councilman Esposito and passed by the committee. Councilman DaSilva abstained.

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

Whereas, the Common Council approved a certain "Pre-Development/Master Agreement" on February 5, 1985 between the City of Danbury, acting by and through the Redevelopment Agency of the City of Danbury, and JOHN A. ERRICHETTI ("Developer"); and

Whereas, said "Pre-Development/Master Agreement" was duly executed by all parties thereto on March 29, 1985; and

Whereas, the Redevelopment Agency has determined, in accordance with a Resolution of said Agency adopted May 13, 1986, that the Developer has complied with all relevant requirements of said "Pre-Development/Master Agreement" precedent to the adoption of this Resolution, a copy of said Agency's Resolution attached hereto and made a part hereof; and

025 - continued:

Whereas, the Common Council joins and concurs in the determination of said Agency as described in the paragraph immediately foregoing;

NOW, THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The Developer's project and plans for Parcel A (said Parcel more particularly described on Exhibit A and made a part hereof) as approved by said Redevelopment Agency, are hereby granted final municipal approval in accordance with Section 4.5 of said "Pre-Development/Master Agreement";
2. The City of Danbury hereby authorizes the Mayor of the City of Danbury, and the Redevelopment Agency of the City of Danbury acting for and on behalf of the City of Danbury, to grant and convey to said Developer, and/or his duly authorized heirs and/or assigns, the land described on said Exhibit A, in accordance with and pursuant to said "Pre-Development/Master Agreement," a copy of which "Pre-Development/Master Agreement" as executed is hereby ordered filed with the records of this meeting; and
3. The Mayor of the City of Danbury, and the City of Danbury (acting by and through the Redevelopment Agency of the City of Danbury; be, and they are hereby- authorized to execute and deliver in the name of the City of Danbury deeds for all or a portion or portions of said property described on Exhibit A, as contemplated in said "Pre-Development/Master Agreement," and to do any and all other acts necessary or appropriate to effectuate the intent and purposes of this Resolution.

A motion was made by Councilman Boynton and seconded by Councilman Gallo for the Report to be accepted and Resolution adopted.

Councilman Flanagan asked "Can this Project revitalize Downtown? Can this Project do what it is intended to do. I don't think it can."

Councilman Godfrey remarked that this is only the first step. There are a number of phases. The City will have to do other things for Downtown besides this project. The City will have to provide additional parking. He urged that taxes from the Mall be used to help revitalize downtown, and for passage of a downtown tax district.

Councilman Farah spoke in favor of the Project.

Councilman DaSilva spoke in favor saying he will support the project to prevent further decay downtown.

Mayor Dyer remarked that it has been a long long process with some legitimate criticism and some sabotage. He thanked the Errichetti Firm who will spend Thirty-five Million Dollars for Downtown Danbury, stating that this Council can take credit also.

The Report was accepted and Resolution adopted by a roll call vote of 18 Ayes - 1 Nay - 1 abstention and 1 member absent. (Janet Butera) Councilman Flanagan voted Nay. All other members present voted Aye (18).

021-3 - COMMUNICATION - Appointment of a Director of Public Works.

Submission by Mayor Dyer of Basil J. Friscia for confirmation as our new Director of Public Works. Biographical sketch was attached for Common Council review.

A motion was made by Councilwoman McManus and seconded by Councilman Flanagan for the Communication to be accepted and appointment confirmed.

Councilman Boynton spoke in favor of the appointment speaking highly of the former Director of Public Works, the late Daniel Garamella and stated that Mr. Friscia goes in a tremendous way to fill his shoes.

025 - continued:

Mayor Dyer noted that he had received 30 applications and has interviewed Mr. Friscia 2 or 3 times and that he has great love for the City of Danbury with a desire for the City to be as good as it can.

The Communication was accepted and appointment of Mr. Friscia as the Director of Public Works was confirmed unanimously by the Common Council.

MINUTES - Minutes of the Common Council meeting held May 6, 1986.

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

01-A - CLAIMS - Scott J. Bretton - Charlene Lake - Robert Green - Aloin Appell - Hartford Insurance Co. - Aetna Insurance Co. re: Florence Chudy-Margaret Owen - Alfred Ketteral.

Councilwoman McManus requested referral of the Claims to the "Office of the Corporation Counsel to report back in 30 days". Mayor Dyer so ordered.

02 - RESOLUTION - Funds for Quadricentennial celebration for the year 2084.

Whereas, the Danbury Tricentennial Committee wishes to place \$1,000 in an interest bearing account in preparation for the Quadricentennial celebration commencing in September, 2084;

Now, Therefore, Be It Resolved that the Director of Finance of the City of Danbury be and hereby is authorized to accept said \$1,000 and place said funds in an interest bearing account to be used solely for purposes related to the Danbury Quadricentennial celebration on or after September 1, 2084.

A motion was made by Councilman Gallo and seconded by Councilman Charles for the Resolution to be adopted. Motion carried. The Resolution was adopted unanimously.

03 - RESOLUTION - Municipal Infrastructure Fund.

Be it resolved by the Common Council of the City of Danbury that James E. Dyer, Mayor 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 with the Office of Policy and Management for the purpose of obtaining financial assistance under the Municipal Infrastructure Act.

That/⁽¹⁾the project listed below for which grant assistance is requested is an infrastructure project; (2) the project was authorized by the City of Danbury on June 3, 1986. The project is:
(Old Library Building Windows - \$55,250.00 (State Grant Requested)
Old Library Building (Installation of new windows)
254 Main St.
Danbury, Conn. 06810

That the proceeds from the State Grant are not to be used as the match for another State Grant or Loan:

That the City of Danbury is appropriating, from the City's own funds, a percentage of the total costs of the project which is equal to or more than the City's matching percentage in the amount of \$9,750.00; and the local match is not from federal or state grant proceeds.

That each grantee will be required to maintain detailed accounting record of the project listed above and ensure that clear and concise audit trails are maintained at all times.

03 - continued:

It is not necessary that a separate bank account be maintained for each project but if the grant is pooled with other funds for investment purposes investment earnings, including pro rata distribution computations, be maintained as part of the accounting procedures.

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

04 - RESOLUTION - Rules & Procedures for assets seized re: Narcotic Investigations.

Whereas, the Federal Comprehensive Crime Control Act of 1984 provides for the sharing of assets seized in the course of narcotics investigations with the local governments responsible for the seizure; and

Whereas, the Police Department of the City of Danbury shall benefit from funds returned to the City of Danbury by the Federal Government in accordance with the aforesaid act;

Now, Therefore, Be It Resolved That the following rules and procedures be and hereby are established, consistent with the requirements of the Federal Comprehensive Crime Control Act of 1984, governing the receipt and disbursement of said funds:

1. All funds so received shall be deposited in a special reserve account in the general fund.
2. All funds so received shall be used solely for legitimate law enforcement purposes by the Danbury Police Department.
3. All funds so received shall be used to supplement Police Department resources and not to replace existing resources.
4. All proposed expenditures shall be submitted to the Director of Finance for initial review and thereafter to the Mayor for final approval.
5. All legal provisions pertaining to purchasing shall be complied with in the expenditure of funds so received.

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

05 - ORDINANCE - Sewer Connection Fees. (Request from W. Buckley, Supt. of Public Utilities).

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

06 - COMMUNICATION - Distribution of funds for Hands Across America program.

Mayor Dyer reported that on May 26, 1986 our City sponsored "Hands Around Danbury" to coincide with the National "Hands Across America" program to assist the fight against hunger. The amount raised is \$2,000.

Mayor Dyer is recommending that \$1,000 be appropriated to the Dorothy Day Shelter and \$1,000 be appropriated to the St. James Bread Basket. If additional funds are received we will appropriate on a 50/50 basis to both hunger programs.

A motion was made by Councilwoman McManus and seconded by Councilman Eriquez for the Communication to be accepted and funds appropriated as indicated. Motion carried unanimously.

Mayor Dyer thanked Jacki Cruz and Phil Capozzi who handled this event for Danbury on short notice.

07 - COMMUNICATION - Request to accept a gift for the Commission on Aging.

The Danbury Commission on Aging is the recipient of a gift of \$603.00 from the Kayser Corporation of Stamford, Conn. The Commission hereby requests that said gift might be approved and accepted. Since the purpose of this gift is to purchase a portable VCR Camera and Accessories for the Danbury Senior Center, it is likewise requested at this time, that the amount of \$603.00 be transferred into the budget of the Commission on Aging, (equipment).

A motion was made by Councilwoman McManus and seconded by Councilman Farah for the gift to be accepted with a note of thanks to be sent. Motion carried.

08 - COMMUNICATION - Funds for Police Dept. Special Services Account.

Request from Chief Macedo for the sum of \$42,000 to be appropriated to the Police Department Special Services Account for outside duty. No certification of funds is necessary because the City of Danbury will be reimbursed 100% (as per D. Setaro, Comptroller).

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

09 - COMMUNICATION - Request from Commission on Aging for transfer of funds.

The Commission on Aging wishes to purchase a Computer for the purpose of following the needs and services being offered to the City's Senior citizens. These number about 8,000 men and women over 60 years of age.

The commission has \$3,000 plus in the City Revenue Fund and requests that \$2500 be transferred into the Commission's budget (equipment). The comptroller indicates that no certification is needed. They will amend their budget and revenue in a like amount.

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

010 - COMMUNICATION - Request from the Tax Collector for transfer of funds in the amount of \$171,235.19 to the Suspense List.

Councilwoman McManus requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following committee members: Charles, Godfrey, Boynton.

011 - COMMUNICATION - School Roofs.

Request from Theodore H. Goldstein, Corporation Counsel for approval of the engagement of Thomas H. Connell and the law Firm of Michelson, Kane, Royster and Barger who specialize in construction litigation.

The City of Danbury recently contracted for the replacement or repair of various school roofs. As work progressed, several schools experienced leaking due either to improper installation or faulty materials.

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

of Gary Sivacek

012 - COMMUNICATION - Request/for the City to preserve land in the Stadley Rough Area.

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

013 - COMMUNICATION - Request of James Mortimer Jr. on behalf of 12 home owners for City water to Blueberry Lane.

Councilman Hadley requested referral to an ad hoc committee & Planning. Mayor Dyer so ordered and appointed the following committee members: Torian, Philip and Johnson.

014 - COMMUNICATION - Request of J. Scott Henderson for sewer to 32 Padanaram Road.

Councilman Cassano requested referral to an ad hoc committee and Planning. Mayor Dyer so ordered and appointed the following committee members: Torian, Philip and Johnson.

015 - COMMUNICATION - Request from Donald Lipsi for the City to remove trees from 6 Barnum Road.

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

016 - COMMUNICATION - Request from Amerigo Vespucci Lodge for Road Repairs.

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

017 - COMMUNICATION - Flooding Problem on Forty-Acre Mountain Road.

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

018 - COMMUNICATION & CERTIFICATION - Request from the Registrars of Voters for \$3780.00 to cover the anticipated expenses of the June 17th City Referendum. (To be used for workers at the polls - Acct. 011001)

CERTIFICATION #41 was submitted by Dominic A. Setaro, Jr. Acting Director of Finance - Comptroller in the amount of \$3,780.00 available to be transferred from the General Fund fund balance account to the Registrar of Voters to cover anticipated expenses of the June 17th Referendum.

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

019 - COMMUNICATION & CERTIFICATION - Request from Miry Brook Volunteer Fire Co. Inc. for \$6400 for repair to their Tanker Truck.

CERTIFICATION #40 was submitted by D. Setaro, Jr. Acting Director of Finance - Comptroller in the amount of \$6,400.00 available in the General Fund fund balance account to be transferred to the Fire Department Account #02-02-110-071500, contributions.

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

020 - COMMUNICATION - Request from the King Street Volunteer Fire Co. Inc. for \$4,000 for a dry hydrant installation.

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

021 - COMMUNICATION & CERTIFICATION - Request from the Zoning Commission for \$1,500 to be placed in their Legal and Public Notice Account (022500)

CERTIFICATION #43 was submitted by Dominic A. Setaro, Jr., Acting Director of Finance - Comptroller in the amount of \$1,500.00 available in the General Fund fund balance account to be transferred to the Zoning Commission's Legal and Public Notice Account.

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

021-1 - COMMUNICATION - Northeast Danbury Water Supply Improvements - (Sterling Woods Condominium)

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

021-2 - RESOLUTION - Ives St. - National Place Easement.

Whereas, the Common Council wishes to acquire an interest in real property sufficient to allow vehicular and pedestrian passage to National Place from Ives Street as well as from adjacent properties; and

Whereas, said proposal will involve public use of private property, specifically the southerly six feet, more or less, of three lots described as Lots I 14257, I 14258 and I 14259 on maps maintained by the City Assessor;

Now Therefore Be It Resolved By The Common Council Of The City Of Danbury That the Corporation Counsel be and hereby is authorized to acquire private property interests either by negotiation or by eminent domain through the institution of suit against the current property owners, their successors and assigns and their respective mortgage holders, if any.

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

021-3 - Acted upon at the beginning of the meeting.

021-4 - COMMUNICATION - Appointment of the following to the Aviation Commission:

Mr. Paul Werner, 7 Clearbrook Road, Danbury for a term to expire on July 1, 1987. Mr. Werner is a retired businessman.

Mr. Ronald V. Scalzo, Sr. 14 Southern Blvd, Danbury, for a term to expire on July 1, 1988. Mr. Scalzo is a Lieutenant in the Fire Department.

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

021-5 - COMMUNICATION - Appointment and re-appointments of the following to the Commission on the Status of Women:

Appointment of Jimetta L. Samaha, 14 Austin St. Danbury for a term to expire on April 1, 1989. Ms Samaha is employed at Union Carbide.

Re-appointments:

Kath Bondur, 79 Middle River Road, Danbury for a term to expire on April 1, 1989.

Ileana Velazquez, Tiffany Drive, Danbury, for a term to expire on April 1, 1989.

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

021-6 - COMMUNICATION - Reappointments of the following to the Candlewood Lake Authority:

Richard Kilcullen, Sturdevant Drive, Danbury for a term to expire on April 1, 1988 and

Herman Phelps, 23 Waterview Drive, Pleasant Acres, Danbury, for a term to expire on April 1, 1989.

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

021-7 - COMMUNICATION - Reappointment of Ella M. Rountree, 20 Harding Place, Danbury to the Civil Service Commission for a term to expire on January 1, 1992.

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

021-8 - COMMUNICATION - Reappointments of the following to the Cultural Commission:

Evelyn Durgy, 41 Farview Avenue, Danbury
Dorothy Goldberg, Snug Harbor, Danbury
Joan V. Ward, 1 Fox Den Road, Danbury
Dr. Robert Wolsch, 19 Homestead Ave. Danbury.

All Terms will expire on February 1, 1989.

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

021-9 - COMMUNICATION - Appointment of Everal Farah, 151 Shelter Rock Road, Danbury, to the Environmental Impact Commission for a term to expire Dec. 1, 1987. Mrs. Farah is a freelance editor and Adjunct Lecturer at Western Connecticut State University.

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

021-10 - COMMUNICATION - Appointment of John DeMille, 1 Candlewood Park, to the Parks & Recreation Commission for a term to expire on Dec. 1, 1988. Mr. DeMille is a retired teacher.

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

021-11 - COMMUNICATION - Appointment and Reappointment to the
Richter Park Authority:

Appointment of Edward B. Brown, 11 Tarrywile Lake Road, Danbury for a Term to expire on September 1, 1987.

Reappointment of Lianne Thayne, 21 Pond Crest Road, Danbury for a term to expire on September 1, 1988.

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

022 - DEPARTMENT REPORTS

Fire Chief
Fire Marshal
Airport Administrator

Building Department

No action was taken because the Department Reports were not received on time to be included on the Agenda.

AD HOC COMMITTEE REPORTS

023 - REPORT & CERTIFICATION - Funds for the Environmental Impact Commission.

Councilman Hadley submitted a report stating that the committee met on May 22, 1986 at 7:30 P.M. in City Hall. In attendance were committee members Hadley and Flanagan. Mrs. Johnson was out of town. Also attending were D. Setaro, Comptroller and Mark Massoud, Chairman of the E.I.C.

Mr. Massoud explained that his request for \$1,840 was to cover secretarial services to taking minutes and typing E.I.C. reports. In the past the Planning Department provided the funds for this service, but because of the heavy load on the Planning Commission, the E.I.C. had to contact outside services.

After a discussion of the issue, Councilman Flanagan made a motion to recommend the transfer of \$1,840 to the E.I.C. Budget, seconded by Councilman Hadley and passed.

CERTIFICATION #42 was submitted by Dominic A. Setaro, Jr., Acting Director of Finance - Comptroller in the amount of \$1,840 available in the General Fund fund balance account to be transferred to the E.I. C. Budget, Part-time Services Account.

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

024 - REPORT & CERTIFICATION - Funds for Fireworks Display.

Councilman Gallo submitted a report stating that the committee appointed to reievew funding of \$4,000 for the July 4th Fireworks Display, met on May 27, 1986 at 7:30 P.M. in City Hall. Council Members Gallo, McManus and Esposito were present. Councilman Gallo read the request to the committee and verified that WINE radio and Read's have committed \$8500 towards the display. Chairman Gallo also stated the additional \$4,000 was needed to guarantee another outstanding July 4th celebration for the residents of Danbury.

It was also noted the Volunteer Firemen's Council is coordinating this find community activity. Council Member McManus moved to recommend approval of funds for the Fireworks Display, seconded by Councilman Esposito. The vote was unanimous.

CERTIFICATION #31 submitted on the March 4th Agenda, by Dominic A. Setaro, Jr., Acting Director of Finance - Comptroller, certified the availability of \$4,000 to be transferred from the General Fund fund balance account to the Parks & Recreation Account 02-08-130-072800 for the City's contribution for the July 4th, 1986 Fireworks.

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

025 - Acted upon at the beginning of the meeting.

026 - REPORT - Request to rename "Oak Lane".

Councilman Sollose submitted a progress report on the above request stating that the committee met on May 14, 1986 at 7:30 P.M. in City Hall with committee members Sollose and Eriquez in attendance. Councilman DaSilva had a previous engagement.

The committee discussed several issues with the attending residents from Oak Lane (Hayestown Area), such as the duplication of three identical Street names (Oak Lane) along with the serious problem it is creating such as with the U.S. Postal Service, with the Police and Fire Departments having lost precious time when responding to emergency calls by driving to the wrong location.

The committee recommends that since the original Oak Lane was named on the Old Town Maps of Danbury and has been so designated on the City records for more than 50 years, should maintain its name and that the other two locations should be renamed.

The committee further recommends that another meeting is necessary in order to conclude its work since the City Engineering Department along with the residents of Pleasant Acres and Jensen Trailer Park should be notified.

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

027 - REPORT - Request to purchase property on Backus Avenue.

Planning Director Leonard G. Sedney submitted a report on the above request stating that this request is to purchase approximately ten (10) acres on Backus Avenue. This site has often been discussed as a site for the West side Fire Station. Until a final decision is made, Mr. Sedney recommends that this property not be sold.

A motion was made by Councilwoman McManus and seconded by Councilman Gallo for the Report to be accepted and request denied. Motion carried.

028 - REPORT - Request to purchase City property on Hospital Avenue.

Planning Director Leonard G. Sedney submitted a report on the above request stating that the property Dr. Fry is seeking to purchase is part of a larger parcel that is currently under review as a possible site for the lease/purchase housing program for moderate income families. This program was authorized by Council in April 1986, and is under study by the Homeownership Group, Inc.

At this time it would be unwise to sell this property and therefore Mr. Sedney recommends denying Dr. Fry's request.

A motion was made by Councilman Gallo and seconded by Councilman Farah for the Report to be accepted and request denied. Motion carried unanimously.

029 - REPORT - Request of Gil & Cheryl Ridney to purchase City Property on Prindle Lane.

Planning Director Leonard G. Sedney submitted a report on the above request stating that the request is to purchase City property at the intersection of Prindle Lane and Mill Plain Road. This is a difficult intersection due to the poor alignment of Prindle Lane with Mill Plain Road. The City-owned property at this intersection could be used for future improvement to the intersection, and therefore should not be sold.

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

030 - REPORT - Urban Homesteading.

Assistant Corporation Counsel Eric Gottschalk submitted a report stating that Paul Schierloh, Assistant Director for Housing indicates that the above subject was extensively studied by the Mayor's Task Force on Housing. The Task Force concluded that due to the lack of sufficient numbers of abandoned and vacant structures the program would not significantly contribute to Danbury's affordable housing stock.

While it does not appear that such a program would be appropriate at this time, Mr. Gottschalk enclosed copies of the relevant state law for review.

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

031 - REPORT - Drainage problem on Ridge Road.

Councilman Hadley submitted a report stating that the committee appointed to investigate a drainage problem at 10 Ridge Road has been notified that elevations have been taken. A note to Mr. Schweitzer, City Engineer has been sent requesting a list of options that may be taken to remedy the problem. The committee will meet again when a communication from the City Engineer is received.

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

032 - REPORT - Recycling Center.

Councilman DaSilva submitted a report stating that the committee appointed to review complaints concerning material accepted at the City Recycling Center, met on May 13, 1986 and May 27, 1986. In addition to committee members, those attending were City Engineer J. Schweitzer and Andrew Matturro an employee at the Center and John Novella of Novella Sanitation.

Mr. Novella reported that he has found a handler for magazines, but that cardboard is still a problem. He is planning to install a compactor which will allow the sale of this material. This will complete the list of materials that are accepted at the facility.

Mrs. McManus moved to report that all is being done according to the contract and the recycling center is being run well. Mr. Eriquez seconded the motion which passed unanimously.

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

033 - REPORT - Agreement on Maintenance of School Grounds.

Councilman Farah submitted a report stating that the committee appointed to review the proposed agreement on the maintenance of school grounds and outdoor facilities between the City of Danbury and the Danbury Board of Education, met with representatives of the Board and the City Administration on May 19, 1986. This meeting concluded the committee's investigation into the substance and the procedures of the said agreement. Several desirable revisions were incorporated and approved by the Board and the City Administration.

Members of the committee expressed their belief that it would be in the best interest of our young people as well as the taxpayers to put the agreement into effect as soon as possible. The committee voted unanimously to recommend to the Common Council the approval of this Agreement.

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

034 - REPORT - Wilkes Road Maintenance.

Assistant Corporation Counsel submitted a report stating that as in the past, except for the performance of minimum maintenance for emergency purposes, work on private roads by municipal forces should be avoided. Were the City to perform regular, routine maintenance of a private road it would run the significant risk that future claims for damages or injury to persons or property would name the City as the entity responsible for maintenance and repair of the road. Such a claim would be based on the theory that by its conduct the City assumed ownership of the highway in question.

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

035 - REPORT - Reapportionment for the City of Danbury.

Councilman Torian submitted a report stating that the committee met on May 28, 1986. In attendance were committee members Torian, Torcaso and McManus.

The Chairman noted that Assistant Corporation Counsel E. Gottschalk has responded to the committee's request for a legal opinion as to whether the law stipulates reapportionment be based on population or voter registration. In his letter dated March 31, 1986, Attorney Gottschalk advised the committee that reapportionment of the City Wards must be based on population.

The committee is presently reviewing maps of the City of Danbury and related census data. Some progress has been made, but only under very difficult circumstances, due to the poor quality of the photo copies of the material being utilized. The committee respectfully requests and extension of time to complete their assignment.

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

036 - REPORT - Hatters Park Bowling Alley Lease.

Councilwoman B. Johnson submitted a report stating that the committee appointed to review the Hatters Park Bowling League Lease met on May 28, 1986. In attendance were committee members Johnson & DaSilva; Assistant Corporation Counsel L. Riefberg; City Engineer J. Schweitzer; Director of Parks & Recreation R. Ryerson; Risk Manager T. Fabiano; Comptroller D. Setaro and Atty. J. Garamella, representing Karen Pane.

Mr. Riefberg gave the background of the situation and also gave copies of all correspondence concerning the case. An agreement was apparently made by J. Garamella and L. Sedney of the Mayor's Office that no rent until May, 1986 would be paid.

Any modification of the Lease must be approved by the Common Council. Payment would add up to \$26,371.78 which were the agreed upon damages.

There was much discussion on this matter. Mr. Setaro, Comptroller, stated that the claim should have been settled by the Insurance Companies and the rent should have been paid.

Mr. DaSilva moved to recommend that the transfer of the Lease not be approved and that the proposed settlement presented by Mr. Garamella not be approved. Mrs. Johnson seconded the motion which passed unanimously.

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

037 - REPORT - Property for sale to the City on Aunt Hack.

Councilwoman Torcaso submitted a report stating that the committee appointed to review the above subject matter, met on May 29, 1986 with Carole Torcaso, Joseph DaSilva, Gene Enriquez and J. Schweitzer in attendance.

The committee discussed the use of this property by the City. Mr. Schweitzer stated that the City has no use for the property for road widening purposes or for taking out curves. The committee felt that the City had no use for this property.

A motion was made to refer the proposal to the Richter Park Authority for review as the City has no apparent use for the property. Motion was passed unanimously.

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

A motion was made by Councilwoman McManus and seconded by Councilman Gallo to add an item to the Agenda to be designated #038 in reference to the appointment of an alternate to the Zoning Commission. Motion carried.

038 - COMMUNICATION - The Democratic Town Committee at a meeting held on June 2, 1986 voted to recommend Suellen Glasser, Spruce Mountain Trail to fill the alternate vacancy on the Zoning Commission.

Mrs. Glasser is a former alternate member of the Zoning Commission.

The Town Committee is confident that Mrs. Glasser has the experience and knowledge to be of assistance to the Zoning Commission.

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

PUBLIC SPEAKING SESSION

Mr. Jack Sullivan - Chairman of the Redevelopment Agency spoke on behalf of the Redevelopment Agency expressing appreciation for the confidence in the Agency and the Errichetti Firm.

There being no further business to come before the Common Council, a motion was made by Councilman Godfrey and seconded by Councilman Flanagan for the meeting to be adjourned at 8:50 O'Clock P.M.

Respectfully submitted

Mary Rickert
Mary Rickert
Assistant City Clerk

Attest:

Elizabeth Crudginton
Elizabeth Crudginton
City Clerk