

TO: Honorable Mayor, James E. Dyer - City of Danbury, Connecticut.
Re: Minutes of the Common Council Meeting held September 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 J. Esposito.

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

PRESENT: Council Members - Johnson, Sollose, Philip, Godfrey, Flanagan, Zotos, Hadley, Rotello, Cassano, McManus, Esposito, Charles, Butera, DaSilva, Eriquez, Farah, Smith, Torian.

ABSENT: Council Members - Gallo, Torcaso, Boynton.

18 Members Present - 3 Members Absent.

Council President McManus reported that Councilman Gallo was out of town on business; Councilwoman Torcaso is recovering from an accident and Councilman Boynton was attending a business meeting.

NOTICES FROM MAYOR DYER

Mayor Dyer formally welcomed the new Assistant City Clerk and the new Assistant Corporation Counsel.

Mayor Dyer extended congratulations to Councilman and Mrs. Anthony Cassano on the birth of their grandson, Sean Michael Hart.

The Mayor extended his best wishes, along with those of the entire council, to Councilwoman Carole Torcaso on a speedy recovery.

Mayor Dyer announced that schools are now open and urged everyone to please drive safely

The Mayor announced that the following events will be held in September:

- September 5th - Retirement Dinner for Mary Rickert;
- September 7th - The News Times Annual 10K Road Race;
- September 7th - St. Peter's 100th Anniversary;
- September 13th - United Jewish Center will celebrate its 60th Anniversary;
- September 20th - The Richter Park Juried Art Show;
- September 22nd - City will host the Annual Conference of Telephone Workers;
- September 24th - Retirement Dinner for Robert O'Neill of the Danbury Police Department;
- September 25th - Old Timer's Dinner.

Mayor Dyer extended birthday greetings to the following:

- September 11 - Councilman Robert Godfrey;
- September 12th - Registrar of Voters George Schmiedel;
- September 12th - Councilman John Esposito;
- September 14th - Chris Roche, Secretary to the Corporation Counsel;
- September 14th - Alice Dyer;
- September 19th - Councilwoman Beverly Johnson.

CONSENT CALENDAR

Councilman John Esposito submitted the following items for acceptance on the Consent Calendar:

- 02 - Resolution - State Payment-in-lieu of Taxes.
- 03 - Resolution - Settlement of Claim.
- 04-1 - Resolution - Interweave Adult Day Care Center - Alzheimer's Grant.
- 06 - Resolution and Certification - Rehabilitation of Obstruction Lights and Rotating Beacons.
- 07-3 - Appointment - Cultural Commission.
- 07-5 - Communication - Establishment of a CACD Day Care Facility.
- 09 - Communication - 7 Brushy Hill Road.
- 012 - Communication - Relocated Backus Avenue.
- 013 - Communication - Regional Resource Recovery Authority.
- 018 - Communication and Certification - Transfer of Funds to Water Department.
- 019 - Communication and Certification - Landfill Transfer of Funds.
- 023 - Appointment - Candlewood Lake Authority.
- 026 - Report - Distribution of State Funds under the Town Improvement Program.
- 027 - Report - Noise and Hearing Damage.
- 028 - Report - Request of Ridgeland Development Associates to review the water extension.
- 029 - Report - Request of Rene LeDuc (54 Kenosia Avenue) to tie into existing city water line.
- 030 - Report - Request to preserve land in Stadley Rough area.
- 031 - Report - Road Widening, Boyce Road.
- 032 - Report - Progress Report, Turner Road.
- 033 - Report - Trees on Barnum Road.

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

MINUTES - Minutes of the Common Council meetings held on August 5, 1986 and August 12, 1986.

A Motion was made by Councilman DaSilva and seconded by Councilwoman McManus to waive the reading of the Minutes as all members have copies and for the Minutes to be accepted as submitted. The Motion carried unanimously.

01 - CLAIMS - Valerie Cebe-Habersky, Jane B. Paragll, Carol A. Guertin, Mrs. E. Rayner, Leo Meyerholz and Tracy Doyle. Councilwoman McManus requested that all claims be referred to the Corporation Counsel to report back in thirty days. Mayor Dyer so ordered.

02 - RESOLUTION - State Payment-in-lieu of taxes.

WHEREAS, pursuant to Chapters 128, 129, 130 and 133 of the Connecticut General Statutes, the Commissioner of Housing is authorized to extend financial assistance to local housing authorities, municipalities and non-profit corporations; and

WHEREAS, it is desirable and in the public interest that the City of Danbury make application to the State for financial assistance under Public Act 79-598, Section 17 of the General Statutes in order to undertake a program of Payment-in-Lieu-of-Taxes and to execute an Assistance Agreement therefore:

NOW, THEREFORE, BE IT RESOLVED BY THE Town Council of the City of Danbury:

1. That it is cognizant of the conditions and prerequisites for State Assistance imposed by Chapters 128, 129, 130 and 133 of the Connecticut General Statutes.

2. That the filing of an application by the City of Danbury in an amount not to exceed \$225,077.83 is hereby approved and that the Mayor of the City of Danbury is hereby authorized and directed to execute and file such application with the Commissioner of Housing to provide such additional information, to execute such other documents as may be required by the Commissioner, to execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an Agreement is offered, to execute any amendments, recisions and revisions thereto, and to act as the authorized representative of the City of Danbury.
3. That in consideration of said Assistance Agreement applicant does hereby waive any payments-in-lieu-of-taxes by the housing authority to the municipality under the provisions of Section 8-71 of the Connecticut General Statutes.

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

03 - RESOLUTION - Settlement of Claim.

RESOLVED by the Common Council of the City of Danbury:

That the City Clerk be and is hereby authorized and empowered on behalf of the City of Danbury, to draw an order upon the City Treasurer in payment of the following settlement of claim:

<u>The Hartford Insurance Group</u>	\$2,500.00
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(\$2,500.00 deductible portion of insurance policy re: claim of Lawrence Taylor v. City of Danbury - date of loss; 1/6/81.)

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

04 - COMMUNICATION and RESOLUTION - Hayestown Avenue Road Widening Project.

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Common Council duly voted to approve the Hayestown Avenue Road Improvement Project; and

WHEREAS, said project requires that the City of Danbury secure from the State of Connecticut title to a certain portion of property together with a drainage easement and temporary construction easement; and

WHEREAS, the State of Connecticut has agreed to convey to the City of Danbury said portion of property, drainage easement and temporary construction easement and has forwarded drafts of the deed and easement documents relating thereto for acceptance by the Mayor of the City of Danbury; and

WHEREAS, said deed and easement documents have been reviewed and approved by the Corporation Counsel and the City Engineer of the City of Danbury and found acceptable;

NOW, THEREFORE, BE IT RESOLVED THAT Mayor James E. Dyer be and hereby is authorized to execute an acceptance of the deed and easement documents attached hereto and incorporated herein.

A motion to adopt the Resolution was made by Councilwoman McManus and seconded by Councilman DaSilva. The motion carried unanimously.

04-1 - RESOLUTION - INTERWEAVE Adult Day Care Center - Alzheimer's Grant.

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, The Administration on Aging of the U. S. Department of Health and Human Services through the Connecticut Department on Aging has made available funds to public agencies in accordance with Title III of the Older Americans Act and Sections 17-137 et seq. of the Connecticut General Statutes; and

WHEREAS, the Danbury Commission on Aging has developed an Alzheimer's Disease Adult Day Care Program which will improve care to those elderly clients having Alzheimer's Disease; and

WHEREAS, a grant application of \$9,724 has been processed by the Danbury Commission on Aging;

NOW, THEREFORE, BE IT RESOLVED THAT the past actions of the Danbury Commission on Aging in applying for said grant be and hereby are ratified, and that any and all additional acts by the Commission on Aging and Mayor James E. Dyer necessary to effectuate the purposes hereof be and hereby are authorized.

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

05 - RESOLUTION - Shelter for the homeless. The Mayor asked that the Resolution and the communication be acted on separately. There was no objection to this. Therefore, the Resolution will be agenda item 05, and the communication will become agenda item 05-1.

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut, acting through its Department of Human Resources, has made grant funds available to municipalities providing facilities for sheltering the homeless; and

WHEREAS, said funding is available in an amount not to exceed \$35,000.00 per year; and

WHEREAS, said grant funds are needed by the City of Danbury in order to assist it in providing appropriate shelter for the homeless; and

WHEREAS, the City of Danbury finds that the establishment of such a shelter is in the best interests of the City of Danbury;

NOW, THEREFORE, BE IT RESOLVED THAT Mayor James E. Dyer be and hereby is authorized to apply for said grant and to take any additional actions necessary to accomplish the purposes thereof.

Councilwoman McManus moved that the Resolution be adopted. The motion was seconded by Councilman John Esposito and carried un-animously.

05-1 - COMMUNICATION - Request from Mayor James E. Dyer for an ad hoc committee to review the proposed use of \$15,000 in city funds for rent payments to the proposed landlords as well as utilization of other state granted funds for administering the homeless program at the shelter. Said committee will also review the proposed lease for the shelter, with the Salvation Army as a possible lessee, which lease will be forwarded to the committee as soon as it is finalized. The ad hoc committee will consist of Councilmen Cassano, Gallo and Boynton.

06 - RESOLUTION and CERTIFICATION - Rehabilitation of Obstruction lights and rotating beacons.

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Federal Aviation Administration of the United States Department of Transportation and the Bureau of Aeronautics of the Connecticut Department of Transportation make funds available through the Airport and Airway Improvement Act of 1982; and

WHEREAS, the City of Danbury through the Danbury Municipal Airport intends to rehabilitate its obstruction lights and rotating beacon for the purpose of correcting malfunctions and deterioration of the current system; and

WHEREAS, the City of Danbury will make application for a federal and state grant in the amount not to exceed \$292,000.00 with a local match of two and one-half percent equaling an amount not to exceed \$7,300.00;

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury, James E. Dyer, is hereby authorized to make application for said grant and that any and all additional acts necessary to effectuate said program be and hereby are authorized.

CERTIFICATION - Certification #7 was submitted by Dominic A. Setaro, Jr. certifying the availability of \$7,300.00 to be transferred from the Contingency Account to a new capital budget line item entitled Airport Rehabilitation of Lights and Beacon.

The Resolution was adopted and the certification accepted on the Consent Calendar.

07- ORDINANCE - Danbury Housing Authority - Certificates of Occupany.

Be it ordained by the Common Council of the City of Danbury:

THAT subsection 10-10(1) of the Code of Ordinances of Danbury, Connecticut be and hereby is amended to read as follows:

(1) No dwelling unit in any dwelling containing three (3) or more dwelling units shall be occupied for human habitation, after a vacancy, until a certificate of occupancy has been issued by the director of health, certifying that such dwelling unit conforms to the requirements of the applicable housing ordinances of this city and to the General Statutes of the State of Connecticut (Revision of 1958), as amended; provided that no provision of this section shall be construed to prohibit human occupancy of such dwelling unit during the pendency of an application for such certificate. No provision of this section shall apply to any structure occupied by the owner thereof and containing three (3) or less housing units. Any person aggrieved by the refusal of a certificate of occupancy may appeal to the court of competent jurisdiction within which the dwelling unit is located, and such appeal shall be privileged.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT: subsection 10-10(4) of the Code of Ordinances of Danbury, Connecticut be and hereby is amended to read as follows:

(4) The provisions of this section shall not apply to any such structure which has been constructed within a period of ten (10) years next preceding the date when such certificate of occupany would otherwise be required hereunder.

Councilwoman McManus requested that a Public Hearing be held. Mayor Dyer so ordered.

07-1 - COMMUNICATION - Request from HVCEO for a meeting with the Common Council to discuss a regional source recovery facility. Councilwoman McManus requested that this be referred to a Committee of the Whole for a meeting with HVCEO for discussion. They Mayor so ordered.

07-2 - COMMUNICATION and CERTIFICATION - Request for funds from Dr. Singe.

Request from the Board of Education that one of the priorities for the state surplus funds be assigned to capital equipment needs at Danbury High School. The funding would be targeted to modernizing and replacing outdated and worn instructional equipment in the science and vocational education programs.

Certification #6 was submitted by Dominic A. Setaro, Jr., certifying the availability of \$73,090.00 to be transferred from the Contingency Account to the Board of Education budget account #02-06-000-072000 for the balance of funds to purchase equipment.

Councilwoman McManus asked that this be referred to an ad hoc committee. Mayor Dyer ordered that the committee shall consist of Councilmen Farah, Eriquez, Philip, Torian and Councilwomen Torcaso.

07-3 - APPOINTMENT - Cultural Commission.

Mayor Dyer submitted the following names for appointment and re-appointment to the Cultural Commission:

Appointment:

Carole Glaser, 4 Oak Ridge Avenue, Danbury for a term to expire on February 1, 1987. Mrs. Glaser is currently the sales manager of Waterworks, Danbury.

Re-Appointments:

Evelyn Durgy, 41 Farview Avenue, Danbury, for a term to expire on February 1, 1989.

Dorothy Goldberg, Snug Harbor, for a term to expire on February 1, 1989.

Joan V. Ward, 1 Fox Den Road, for a term to expire on February 1, 1989.

Dr. Robert Wolsch, 19 Homestead Avenue for a term to expire on February 1, 1989.

The Appointment and Re-Appointment were confirmed on the Consent Calendar.

07-4 - COMMUNICATION - Creation of a Department of Elderly Services.

Request from Mayor James E. Dyer to create a Department of Elderly Services to consolidate and improve the delivery of services to our elderly. The creation of the department would enhance Leo McIlrath's coordination authority and would also provide easier access to services. Existing staff and budget will accommodate the change.

Councilwoman McManus requested that an ad hoc committee be appointed. The Mayor ordered the committee to consist of Councilmen Hadley and Esposito, and Councilwoman Johnson.

07-5 - COMMUNICATION - Establishment of a CACD day care facility.

Communication from Mayor Dyer stating that we are moving toward the establishment of a CACD day care facility. The City has set aside \$100,000 toward the establishment of such a facility. He appointed the following steering committee to explore additional public funding, a city-owned or existing structure, and perhaps to seek private funding:

Gene Eriquez, Council
Edward Torian, Council
Stan Smith, Council
James Maloney, Citizen Representative
George Colman, CACD
Ann Demo, Day Care Center Parent
Guy McFarlan, Day Care Center Parent
Dorothy Outlaw, Day Care Center Director.

The Communication was accepted on the Consent Calendar.

07-6 - COMMUNICATION - Request for a committee to review the costs of providing security to the three low income housing authority projects.

Letter from Mayor James E. Dyer stating that security problems at the three low income housing authority projects are numerous. Mayor Dyer requested that a Council committee be established to review the costs of providing security to the projects. He was informed by Police Chief Macedo that it would cost approximately \$73,000 per month (old contract) to provide 6 officers per project for 24 hour protection.

Councilwoman McManus requested that a committee be appointed: Mayor Dyer ordered the committee to consist of Councilmen Smith, Sollose and Zotos.

08 - COMMUNICATION - Amendment of Danbury Administrative Code - Sections 13A-36, 13-40.

Letter from R. Craig Johnson, Chairman of the Conservation Commission proposing the revision of two sections of the Danbury Administrative Code that relate to the Bear Mountain Reservation, Section 13A-36, which prohibits camping, and Section 13-40, which prohibits fires.

Councilwoman McManus requested that this be referred to a committee. Mayor Dyer ordered that the committee consist of Councilmen Esposito, Sollose and Farah.

09 - COMMUNICATION - 7 Brushy Hill Road.

Recommendation from Leonard G. Sedney, that the structure on 7 Brushy Hill Road, and an appropriate amount of property surrounding the structure, be transferred to the Non-Profit Housing Development Corporation for rehabilitation.

The Communication was accepted on the Consent Calendar.

010 - PETITION - Sewers for Benson Drive.

Petition of residents of Benson Drive to the City of Danbury for a city sewer line to be installed along the entire length of Benson Drive.

Councilwoman McManus asked that this be referred to Planning Department and the City Engineer for a report back in thirty days. Also, that a questionnaire be sent to the residents of Benson Drive.

011 - COMMUNICATION - Police Radio System.

Letter from Police Chief Nelson F. Macedo stating that he has instituted an engineering survey and an over-all assessment of their inventory of radio equipment. He stated that he had engineering studies from both Motorola Corporation and General Electric Corporation confirming that the present low band radios are not sufficient to provide radio communications in buildings where large masses of concrete and steel are present. The chief enclosed proposals from both organizations.

011 - continued:

Councilwoman McManus asked that a committee be appointed to study the proposals. The Mayor appointed a committee consisting of Councilmen Philip, Cassano and Councilwoman McManus.

012 - COMMUNICATION - Relocated Backus Avenue.

Letter from Corporation Counsel Theodore H. Goldstein, with an attachment from D. Joseph Lane, Esq. of the firm of Driscoll, Lane, Mannion & Driscoll, attorneys for Danbury Mall Limited Partnership, advising that the roadway will be completed in a manner acceptable to the City. Attorney Goldstein requested that this communication be acted upon at the September 3rd meeting so that the roadway may become a City road and thus be covered by the City's insurance, due to the scheduled Mall opening of September 25, 1986.

The Communication was accepted on the Consent Calendar.

013 - COMMUNICATION - Regional Resource Recovery Authority.

Letter from Mayor James E. Dyer stating that the recently approved Regional Resource Recovery Authority requires that one (1) member and one (1) alternate be appointed. This appointment is to be made by the Mayor and confirmed by the Common Council. The Mayor is seeking confirmation by the Council of himself as the member, and Basil Friscia as the alternate.

The appointments were confirmed on the Consent Calendar.

015 - COMMUNICATION - Request to improve and use Short Street.

Request of Abel Carvalho, Jr., 7 Tory Lane, Newtown, Connecticut seeking permission to use and improve Short Street, a paper road in Danbury.

Councilwoman McManus asked that this be referred to a committee. The Mayor appointed Councilmen DaSilva, Rotello and Charles and Planning Commission.

016 - COMMUNICATION - Request for easement on Tanglewood Drive.

Letter from Attorney Raymond P. Yamin requesting an easement on the property of Robert and Patricia Gentry, Lot 34 Tanglewood Drive.

Councilwoman McManus asked that this be referred to Planning Commission and the City Engineer for a report back in thirty days. The Mayor so ordered.

017 - COMMUNICATION - Request of Edward P. Blasco to purchase land on East Liberty Street.

Councilwoman McManus requested that this communication be referred to the Planning Commission and the City Engineer for a report back in thirty days. The Mayor so ordered.

018 - COMMUNICATION and CERTIFICATION - Transfer of Funds to Water Department.

Letter from Dominic A. Setaro, with an attachment from Superintendent of Public Utilities, William Buckley, indicating that as of June 30, 1986 the Water Department had not spent \$354,875. to complete Phase II Transmission Main. Route 37. Also, the city was unable to purchase a ten wheel dump truck which was budgeted for in the Water Fund 1985-86 due to a delay in bidding. Mr. Setaro certified the availability of \$419,875.00 to be appropriated from the Water Fund fund balance to complete Phase II Transmission Main, and the purchase of a ten wheel dump truck.

The Communication and Certification was adopted on the Consent Calendar.

019 - COMMUNICATION - Landfill Transfer of Funds.

Letter from Dominic A. Setaro, Jr., together with a copy of a letter from Basil J. Friscia, Director of Public Works, requesting additional funds for the fill account in the landfill. Based on the current information it is apparent the city will exceed the estimated 72,000 tons of garbage or \$864,000. It is now estimated that there will be approximately 88,500 tons. Upon approval by the Common Council, Mr. Setaro will amend the landfill revenue by \$200,000 and increase the budget for the fill account in a like amount.

The communication was accepted and approved on the Consent Calendar.

020 - APPOINTMENT - Laszlo L. Pinter - Assistant Corporation Counsel.

Communication from Theodore H. Goldstein, Corporation Counsel, stating that Section 6-4 of the Charter of the City of Danbury provides as follows:

"The Mayor shall appoint such assistant corporation counsel as the common council shall prescribe from time to time. Assistant corporation counsels shall be attorneys-at-law admitted to practice law in this state."

Therefore, please submit the name of Laszlo L. Pinter to the Common Council for confirmation of his appointment.

A motion to approved Laszlo L. Pinter as Assistant Corporation Counsel was made by Councilwoman C. McManus and seconded by Councilman L. Charles. The motion carried unanimously..

022 - APPOINTMENT - Aviation Commission.

The appointment was withdrawn.

023 - APPOINTMENT - Candlewood Lake Authority.

Mayor James E. Dyer submitted the following name for appointment and re-appointment to the Candlewood Lake Authority:

Appointment:

Sydney A. Rapp, Jr., 8 Autumn Drive, Danbury for a term to expire on April 1, 1989. Mr. Rapp is a Land Surveyor in Danbury.

Reappointment:

Richard Kilcullen, 4 Sturdevant Drive, Danbury for a term to expire on April 1, 1988.

The appointment and reappointment were confirmed on the Consent Calendar.

024 - APPOINTMENT - Environmental Impact Commission.

The appointment was withdrawn.

025 - DEPARTMENT REPORTS.

Fire Chief	Sanitarian/Public Health Inspector
Fire Marshall	High Blood Pressure Program
Health Inspector	Department of Parks & Recreation
Airport Administrator	

025 - continued:

A motion was made by Councilman DaSilva and seconded by Councilman Boynton to dispense with reading the 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.

Councilman Sollose requested that the Public Works Department submit a monthly report.

AD HOC COMMITTEE REPORTS

026 - REPORT - Distribution of State Funds under the Town Improvement Program.

The Common Council met as a committee of the whole on August 12, 1986 and again on August 21, 1986 at 7:30 P.M. in order to discuss the distribution of state funds under the town improvement program. Council President McManus submitted the report. Comptroller Dominic Setaro, City Engineer Jack Schweitzer and Traffic Engineer Ali Khorasani were present at the August 12th meeting and representatives of the Danbury schools, Battered Women, Danbury Youth Services and Community Action. At both meetings the rules were waived to allow the representatives of the various organizations to speak.

The committee voted on August 21st to recommend the distribution of the state allocation of \$632,400 as follows:

1. The construction of an exit onto Federal Road from Commerce Park and related traffic improvements - \$500,000;
2. Renovation of the Battered Women's Shelter - \$50,000;
3. Renovation or acquisition of a day care center by Community Action - \$50,000;
4. Construction of a facility at the Ives Center - \$6,000;
5. Start-up costs for a new program to benefit AIDS victims through Hospice - \$10,000;
6. Restoration of funds cut from federal grants to Danbury Youth Services - \$4,000;
7. Purchase of equipment at Danbury High School - \$12,400.

The committee further recommended that the Common Council require a report to the Council every six months as to the status of the allocation.

The Common Council, as Town Legislative Body, met with the Local Allocation Council on August 26, 1986 at 8:00 P.M. as required by P.A. 86-1.

The Report was accepted on the Consent Calendar.

027 - REPORT - Noise and Hearing Damage.

Councilman Philip N. Hadley submitted a report stating that the committee appointed to review Noise and Hearing Damage met on August 20, 1986. In attendance were committee members Hadley and Torcaso. Also attending were Dr. and Mrs. Robert Wolsch, William Quinn, Director of the Health Department and Councilman John Esposito, ex officio.

Mr. Hadley turned the meeting over to Dr. and Mrs. Wolsch who are speech and communication experts. They stated that a plan for noise abatement is needed now or it will suddenly be a major problem as noise continues to escalate. In fifteen years one half of the population of the United States will be candidates for hearing aids. Noise can cause physical stress and pressure which often results in anger. Solutions involve three areas:

1. Create Quiet Zones and Noise Zones (have a place for noise).
2. Equip at least one police vehicle with an instrument that can measure noise in decibels. Have a noise trap.
3. Promote a Noise Education Campaign to get people to want to comply.

Mr. Quinn pointed out that the plan was workable and that enforcement would not be unreasonable.

Mrs. Torcaso made a motion to hold another meeting at 7:30 P.M. on September 8th and to invite Chief Macedo to attend to discuss the purchase of equipment and the enforcements of the proposal.

The report was accepted on the Consent Calendar.

028 - REPORT - Request of Ridgeland Development Associates to review the water extension.

Councilman Anthony Cassano submitted a report that the committee appointed to review the water extension request of Ridgeland Development Associates (agenda item 020 of the July 1986 Common Council meeting) met on August 19, 1986. Committee members A. Cassano, N. Zotos and P. Hadley were present. City Engineer Jack Schweitzer and Jack Lederer, a principal of Ridgeland, were also present.

The committee reviewed the petition with Mr. Lederer. The project involves approximately 57 acres in Ridgefield and 1+ acre in Danbury. The petitioners decided to convert the project to a residential concept. To support this, Ridgefield is requesting that the petitioners verify that a hook-up to Danbury water will be available.

The committee also discussed the lack of a recommendation from the Planning Commission. Mr. Lederer stated that a request for further project information has been received from a Danbury agency and he assumed that the agency was the Planning Commission. This may explain the lack of a Planning Commission recommendation.

The committee also reviewed the fact that the Common Council, at its August meeting, unanimously voted to adopt a moratorium on sewer and water extensions to neighboring towns.

Mr. Hadley moved that the committee recommend that the Common Council take no action at this time on this petition based on the presence of the moratorium and the need for further information. The petitioners may wish to resubmit the request at a later date. Mr. Zotos seconded the motion and there was unanimous approval.

The committee report and recommendations were accepted on the Consent Calendar.

029 - REPORT - Request of Rene LeDuc (54 Kenosia Avenue) to tie into existing city water line.

Councilman Anthony Cassano submitted a report that the committee appointed to review the request of Rene LeDuc (54 Kenosia Avenue) to tie into an existing city water line (agenda item 019 of the July 1986 Common Council meeting) met on August 19, 1986 at 7:00 P.M. Committee members A. Cassano, N. Zotos and P. Hadley were present. City Engineer Jack Schweitzer and Mr. LeDuc were also present.

The committee reviewed the petition and the positive recommendation of the Planning Commission (letter of July 22, 1986). Mr. Schweitzer stated that the petition is within the planned service area of the city. Mr. Hadley moved that the committee recommend that the Common Council approve the petition subject to the eight stipulations listed below:

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

Should another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or hook-up shall be furnished in a form satisfactory to the City Engineer and Corporation Counsel.
7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended water lines.
8. This approval shall be effective for one year from the time of Common Council action.

The report and recommendations of the committee were accepted on the Consent Calendar.

030 - REPORT - Request to preserve land in the Stadley Rough area.

Councilman A. Cassano submitted a report stating that the committee appointed to review the request to preserve land in the Stadley Rough area (agenda item 012 of the June 1986 Common Council meeting) met on July 22, 1986 and on August 4, 1986. Committee members A. Cassano, D. Sollose and N. Zotos were present at both meetings.

The committee reviewed the petition and the negative recommendation of the Planning Commission (letter of June 23, 1986); "-----negative recommendation-----because the City would be unable to purchase the property at this time.

The committee also reviewed a letter from Planning Director Leonard Sedney stating that "the current plans to subdivide the property for single family development are reasonable and should be allowed to go through the review process".

030 continued:

In answer to questions raised by the committee, a letter was received from Associate Planner Susan Steiner with information relating to the property owners, the amount of wetlands involved (approximately 13 acres of the 67 acre site) and the proposed developer (Gary W. Hawley is under contract to purchase the property).

After consideration of all of the above, Mr. Sollose moved that the committee recommend that the Common Council take no action on the petition at this time, understanding that there may be a re-submittal of the petition following the Planning Commission consideration of the proposed subdivision project. Mr. Zotos seconded the motion and there was unanimous approval.

The committee report and recommendations were accepted on the Consent Calendar.

031 - REPORT - Road Widening, Boyce Road.

Councilwoman B. Johnson submitted a report stating that the committee appointment to study the request for the widening of Boyce Road met on Monday, June 16, 1986 at 7:45 P.M. In attendance were Councilwoman Johnson and Councilman E. Boynton.

A motion was made by Councilman Boynton and seconded by Councilwoman Johnson to recommend to the Common Council acceptance of the offer of land as described in the letter dated January 2, 1986 and enclosed copy of Certified Deed and description of property, subject to approval by the Planning Commission.

The report and the committee recommendation were accepted on the Consent Calendar.

032 - REPORT - Turner Road

Councilman Robert Godfrey submitted a progress report stating that the meeting of the committee charged with reviewing the petition of Danbeth, Inc. regarding water and sewer on Turner Road, scheduled for August 19, 1986 was indefinitely postponed at the request of the petitioner.

Petitioner's attorney, James Maloney, has noted that the moratorium on extension of sewer or water lines across town lines, passed by resolution of this Council at its August regular meeting, negatively affects the petition for water line extension. The exception in the resolution for the inter-local sewer agreement with the Town of Ridgefield may apply to the petition for sewer extension, assuming that the petition falls under the provisions of the agreement. However, petitioner noted that at least at present, having sewers without water lines is unhelpful. It chooses to wait until the end of the six month moratorium, to pursue both aspects of its petition at one time.

The Report was accepted on the Consent Calendar.

033 - REPORT - Trees on Barnum Road.

Councilman Philip N. Hadley submitted a report stating that the committee appointed to review the request to remove trees on Barnum Road met on June 16th as detailed in the July minutes and has been waiting to determine ownership of the trees as indicated in the August minutes.

On August 7th the Tree Warden held a hearing concerning the trimming of the trees in front of 6 Barnum Road. In attendance were B. Johnson, D. Clark, P. Hadley, D. Lipsi, D. Sorrentino, Esq., J. Sorrentino and M. Sorrentino. Following the meeting it was again established that the City purchased the strip of land on which the trees were located on October 26, 1962 as noted in Volume 384, page 22 of the Land Records.

On August 12th the Tree Warden ruled that the trees be pruned within ten days and this work has recently been completed.

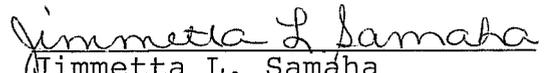
The committee met again on August 25th at 7:30 P.M. In attendance were Councilman Hadley and Farah. Byron Johnson, Tree Warden, also attended. It was decided that each committee member would view the trees in their trimmed condition to see if pruning them had eased the situation in anyone's opinion. If, in the opinion of the Committee, the hazard still exists, then we will offer to replace the trees by planting seven or eight six to ten foot pines on the Sorrentino's property and will remove the trees that are causing some of the visual difficulty.

If the Sorrentino's will agree to this plan, we will proceed with the proper posting of the trees and preparation of the necessary paper work and contract, providing that this report receives Council approval.

The Report was accepted on the Consent Calendar.

There being no public speakers and no further business to come before the Common Council, a motion was made by Councilman Godfrey and seconded by Councilwoman McManus for the meeting to be adjourned at 8:20 P.M.

Respectfully submitted


Jimmetta L. Samaha
Assistant City Clerk

Attest:


Elizabeth Crudginton
City Clerk