

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

Re: Minutes of the Common Council Meeting held October 7, 1986.

The meeting was called to order at 8:00 O'Clock P.M. by the Honorable Mayor James E. Dyer who led the assembly in the Pledge of Allegiance to the Flag.

The Prayer was offered by Councilman John J. 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, Rotello, McManus, Gallo, Esposito, Boynton, Butera, DaSilva, Eriquez, Smith and Torian.

ABSENT: Council Members - Cassano, Charles and Farah.
18 Members Present - 3 Members Absent

Council President McManus reported that Councilman Cassano was out of town on business and that Councilmen Charles and Farah had previous commitments.

NOTICES FROM MAYOR DYER

The Mayor announced that today, October 7th, is Handicapped Awareness Day. The Mayor asked that our citizens please observe the zebra crosswalks and the handicapped parking spaces.

The Mayor announced that the Danbury Fair Mall will be opened before the next meeting of the Common Council and that this is one of the most significant economic achievements in the City.

The Mayor announced that the following events will take place during the month of October:

- October 8th - Reception at the restored library for all members of the public;
- October 8th - Park Avenue School will celebrate its 35th Anniversary with a reception at 1:30 P.M.
- October 10th - Mediplex will celebrate Fair Day and will crown a king and queen.
- October 11 - Tenth Anniversary of Down on the Farm
- October 11 - News Times Carrier Day
- October 13th - Columbus Day
- October 15th - White Cane Safety Day
- October 15th - Preservation Trust will hold a reception at the Old Jail
- October 24th - Danbury High School Homecoming
- October 25th - Catholic War Veteran's 40th Anniversary
- October 31st - Halloween. The Mayor urged all citizens to use special precaution in handing out treats.
- November 1st - Danbury Hospital Ball
- November 1st - Miry Brook Firehouse 40th Anniversary
- November 2nd - Installation of Officers for the Richter Acts Association.

The Mayor announced that there is a Handicapped Art Show now in process at the Library.

Also, the Mayor announced that Maple Avenue and Balmforth Avenue are now opened and Garamella Boulevard will open soon.

Mayor Dyer extended birthday wishes to the following:

- October 15th - Councilman Anthony Cassano;
- October 21st - Councilman Stephen Flanagan;
- October 23rd - Mayoral Administrative Aide, Philip Capozzi
- October 25th - Councilwoman Carole Torcaso
- October 30th - Councilman Peter Philip.

The Mayor announced that a Special Common Council meeting will also be held this month.

October 7, 1986

CONSENT CALENDAR

Councilman Bernard Gallo submitted the following items for acceptance on the Consent Calendar:

- 02 - Resolution - Women, Infants and Children Supplemental Nutrition Program
- 03 - Resolution - Acquired Immunodeficiency Syndrome (AIDS) Outreach Education and Risk Reduction Program
- 06 - Communication - Properties Review Board (To accept the Communication)
- 07 - Communication - Settlement regarding the C. D. Parks Dam
- 012 - Communication - Request from Health Department
- 020 - Communication - Appointment to the Environmental Impact Commission
- 022 - Report and Ordinance - Sewer Permit Fees
- 024 - Report - Water Tax Rate Structure
- 027 - Report - West Side Fire Station
- 028 - Report - Noise and Hearing Damage
- 029 - Report - Extension of Road from Tomlinson Avenue/Morris Street to Benedict Avenue
- 030 - Report - Request from "Message Center Beepers" to lease space on the Beacon Tower on the Mountain East of the Airport
- 031 - Report - Request from Motorola Communication Electronics, Inc. for permission for antenna site use at the Spruce Mountain Tower
- 032 - Report - Acceptance of Royal Pine Drive and Fairway Drive
- 034 - Report - Request for water extension - A&K Associates
- 035 - Report - Request for water extension - Fair Realty
- 036 - Report - Request for Sewer and Water Extension - Lee Farm Corporate Park
- 037 - Report - Clarification of Sewer and Water Extensions
- 038 - Report - Request of Francis Dennehy for sewers at 27 East Pembroke Road
- 039 - Report - Drainage Problem on Hillside Street
- 040 - Report and Resolution - Department of Elderly Services

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

MINUTES - Minutes of the Common Council meeting held on September 3, 1986.

A motion was made by Councilman DaSilva and seconded by Councilman Smith to waive the reading of the Minutes as all members have copies and are on file in the Office of the City Clerk and that the Minutes be accepted as submitted. The Motion carried unanimously.

01 - CLAIMS - Jacqueline A. Glacy, Mrs. Somariva, Jacqueline Caprio, Donald Hancock, David V. Bertozzi, Hans B. Collischonn, Mabel E. Wesley, Marie B. Paynter. Councilwoman McManus requested that all claims be referred to the Corporation Counsel to report back in thirty days. Mayor Dyer so ordered.

02 - RESOLUTION - Women, Infants and Children Supplemental Nutrition Program.

WHEREAS, the State of Connecticut Department of Health Services through the U.S.D.A. has made grant funds available from October 1, 1986 through September 30, 1987 to full-time local health departments to be used for the Women, Infants and Children's Supplemental Nutrition Program.

WHEREAS, the City of Danbury, Inc. through the Danbury Health Department has formulated a W.I.C. Program for Danbury area residents; and

WHEREAS, a grant award of up to \$130,586.00 has been processed by the Danbury Health 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 Department in applying for the said grant be and hereby are ratified and that any and all further actions by the Danbury Health Department required to accomplish said program be and hereby are authorized;

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

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

03 - RESOLUTION - Acquired Immunodeficiency Syndrome (AIDS) Outreach Education and Risk Reduction Program.

WHEREAS, the State of Connecticut Department of Health Services through the Acquired Immunodeficiency Syndrome (AIDS) outreach education and risk reduction program has made grant funds available to full-time local health departments to be used for both residents and non-residents of the City of Danbury.

WHEREAS, the City of Danbury, Inc. through the Danbury Health Department has formulated an Acquired Immunodeficiency Syndrome (AIDS) outreach education and risk reduction program for the Danbury area; 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 Department in applying for the said grant be and hereby are ratified and that any and all further actions by the Danbury Health Department required to accomplish said program be and hereby are authorized.

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

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

04 - PETITION - Petition from the residents of the Glen Apartments asking the City to clean up the pond in Rogers Park. Councilwoman McManus asked that the petition be referred to the Parks and Recreation Department to report back in thirty days. Mayor Dyer so ordered.

05 - COMMUNICATION - Youth Employment Services.

Proposal of a Youth Employment Service. Councilwoman McManus asked that this be referred to committee. Mayor Dyer ordered that the committee will consist of Council Members Johnson, Charles and Farah.

06 - COMMUNICATION - Properties Review Board.

Letter from Mayor James E. Dyer suggesting that a Properties Review Board be established. The communication was accepted on the Consent Calendar. Councilwoman McManus asked that a committee be appointed to study the proposal. The Mayor ordered that the committee shall consist of Council Members Gallo, McManus and Torian.

07 - COMMUNICATION - Settlement regarding the C. D. Parks Dam.

Letter from Mayor James E. Dyer stating that the C. D. Parks heirs have agreed to split the \$75,000 repairs cost with the City. The Communication was accepted on the Consent Calendar.

08 - COMMUNICATION - Request for a Showhouse at Tarrywile Park.

Letters from Mayor James E. Dyer, Women's Club of Danbury/ New Fairfield and The Charles Ives Center for the Arts requesting the opportunity to restore the house at the Tarrywile Park. Councilwoman McManus asked that an ad hoc committee be appointed to study the request. The Mayor appointed Council Members Torcaso, Flanagan and Sollose to the committee.

09 - COMMUNICATION - Payne Road Development Corporation.

Letter from Paul N. Jaber, requesting sewer and water extension on Payne Road, Danbury. Councilwoman McManus requested that a committee be appointed to study the request. The Mayor ordered Council Members Torian, Zotos, Hadley and the Planning Department shall be the committee

010 - COMMUNICATION - Candlewood Harbor Club.

Letter from Paul N. Jaber requesting extension of sewer and water lines to the Candlewood Harbor Club. Councilwoman McManus asked that a committee be appointed to study the request. Mayor Dyer ordered that Council Members Torian, Zotos, Hadley and the Planning Commission shall make up the committee.

011 - COMMUNICATION - Request from the Welfare Department for a full-time Clerk Typist II.

A letter from Deborah MacKenzie requesting a full-time Clerk Typist II for the Welfare Department. Councilwoman McManus asked that a committee be appointed to review the request. Mayor Dyer ordered that the committee shall consist of Council Members Hadley, Boynton and Godfrey.

012 - COMMUNICATION - Request from the Health Department.

Letter from Comptroller Dominic Setaro requesting an appropriation of funds to the Health Department's communication account. The communication was accepted on the Consent Calendar.

013 - COMMUNICATION - Fire Department Equipment.

Letter from Comptroller Dominic Setaro asking that a committee be formed to study purchases of new equipment to be purchased by the Fire Department. Councilwoman McManus asked that an ad hoc committee be appointed to study the request. Mayor Dyer ordered that the committee shall consist of Council Members Gallo, Butera and Rotello.

014 - COMMUNICATION - Application for extension of sewer and water.

Application of Deer Hill Development Company for extension of sewer and water lines to 130 Deer Hill Avenue. Council Woman McManus asked that a committee be appointed to review the request. The Mayor ordered that the committee shall consist of Council Members Torian, Hadley and Zotos and the Planning Commission.

015 - COMMUNICATION - Request from Basil J. Friscia, Director of Public Works for permission to sell firewood at the Landfill.

Councilwoman McManus moved to accept the communication and schedule the annual Common Council Wood Sale for November 16 and 23, 1986. The Common Council will take care of the media and the disbursement of funds, but thanked Mr. Friscia for his offer of volunteers from the Tree and Public Works Department. Motion seconded by Councilman Smith. Carried unanimously.

016 - COMMUNICATION - Request for funds to make repairs to the air conditioning unit at the Police Station.

Letter from Basil J. Friscia requesting funds to make repairs to the air conditioning unit at the Police Station. Councilwoman McManus requested that a committee be appointed to review the request. Mayor Dyer ordered that the committee shall consist of Councilmen Eriquez, Rotello and DaSilva.

017 - COMMUNICATION - Request of Anthony DaCunha to purchase land.

Letter from Mr. Anthony DaCunha requesting to purchase a lot on Lombardi Street. Councilman Gallo requested that a committee be appointed to study the request. The Mayor ordered that the committee shall consist of Council Members Philip, Smith and Torcaso and the Planning Commission.

018 - COMMUNICATION - Donation for "Operation Haylift".

Letter from Mr. Jim Pegolotti enclosing a \$300 donation for "Operation Haylift". Councilwoman McManus moved to accept the donation and thanked Mr. Pegolotti. Seconded by Councilman Boynton. Motion carried unanimously.

019 - COMMUNICATION - Appointments to the Fire Department.

Letter from Mayor James E. Dyer requesting confirmation of the following appointments to the Fire Department:

Michael Esposito - Ambulance Supervisor
Fred Visconti - Supervising Dispatcher

Councilman Bernard Gallo moved to accept the communication and the appointments confirmed. Seconded by Councilman Eriquez. Seventeen Yeas, with Councilman John Esposito abstaining.

020 - COMMUNICATION - Appointment to the Environmental Impact Commission.

Letter from Mayor James E. Dyer seeking confirmation of Gary G. Patane, 28 Smith Street, to the Environmental Impact Commission. The communication was accepted and the appointment confirmed on the Consent Calendar.

021 - DEPARTMENT REPORTS

Airport Administrator	Coordinator of Environmental
Building Department	Occupational Health Service
Fire Chief	Danbury High Blood Pressure
Fire Marshall	Program
Housing Code Enforcement Inspector	Sanitarian/Public Health
	Inspector.

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

022 - REPORT and ORDINANCE

Councilwoman Constance McManus submitted a report stating that the Common Council met as a Committee of the Whole following a public hearing on September 16, 1986 and that the committee unanimously recommends that the Common Council adopt the proposed ordinance.

ORDINANCE - THAT subsection 16-4(a) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

"(a) Permit. No person shall make any connection with any public sewer or increase the volume discharged to any public sewer without a permit from the City Engineer and the Superintendent of Public Utilities. If no prior sewer assessment has been paid on the premises to be connected to said sewer then no such permit shall be issued until the applicant has paid a non-refundable permit fee of two hundred dollars (\$200.00) to cover administrative costs associated therewith. All such permits shall be valid for a period of one (1) year from the date of issuance. Every permit issued hereunder shall be subject to the rules and regulations of the Danbury Department of Public Works."

AND THAT subsection 16-4(c) is hereby redesignated as subsection 16-4(d).

AND THAT Section 16-4 of the Code of Ordinances of Danbury, Connecticut is hereby amended by the addition of a new subsection designated as subsection (c) which said subsection reads as follows:

"(c) In the event that a connection fee is paid and no actual connection is made prior to the expiration of the connection permit, said connection fee may be refunded to the permittee upon written request."

The Report and Ordinance were accepted on the Consent Calendar.

023 - REPORT - Administrative Code - Section 13A-36, 13-40.

WITHDRAWN.

024 - REPORT - Water Tax Rate Structure.

Councilman Edward Torian submitted a report stating that the committee appointed to review the request for water tax rate structure to be included with the water tax bills met on Wednesday, September 17, 1986. In attendance were Committee Members Torian and Charles, Basil J. Friscia, William Buckley, Dominic Setaro and David Coelho.

Mr. Coelho stated that since water rates will be increasing within the next three years, he felt that the public's interest would best be served if they were aware of the water tax rates for which they are being charged. He said that this could be done by adding an insert into the envelope detailing the rate structure when the water tax bills are mailed out to both commercial and residential users. The cost would be approximately \$350 annually.

Mr. Buckley noted that due to the exceptionally poor quality of the insert it would probably do more to confuse the customer than to enlighten them. Mr. Buckley said that the majority of the telephone calls received by his office from residents questioning their water bills can be resolved over the telephone. Mr. Buckley stated that due to other high priority items, he does not have the staff required to handle the additional questions that would be generated by confused residents who would be asking assistance in the interpretation of the water rate structure inserts.

Mr. Setaro stated that he favored each user getting his own individual rate structure rather than a standardized rate bill structure. To accomplish this, he felt that the water bill should be redesigned to provide this information and he has intentions of meeting with Mr. Buckley and Mr. Mastrianni in the data processing department to develop plans to institute these changes.

The Committee felt that Mr. Setaro's suggestion to redesign the water tax bill was the most feasible and realistic solution towards achieving the goal of keeping the public informed on pertinent issues.

Councilman Charles motioned to recommend denial of the request for the water tax rates structure to be included with the water tax bill, seconded by Councilman Torian. The vote was unanimous.

The Report was accepted on the Consent Calendar.

025 - REPORT - Security at the Low Income Housing Projects.

Councilman Stanford Smith submitted a report stating that the committee appointed to review the request for security at the three low income housing projects met on September 19th and on September 29, 1986. September 19th was a constituent's meeting, followed by a committee meeting. Attending both meetings were Committee Members Smith, Zotos and Sollose. Also in attendance were Chief of Police Nelson Macedo, Lt. Arthur Sullo, Captain George Johnson, and Comptroller Dominic Setaro. Councilwoman Constance McManus attended in an ex-officio capacity.

After hearing from the citizens of the entire community, committee members felt that there was a need for law enforcement not only at the three low income housing projects, but throughout the entire community. Lt. Sullo suggested that a 6 man Uniform Street Crime Unit be established to help combat the drug trafficking that exists in the entire community. Also, the Police Department recommended that neighbors organize a Neighborhood Watch Program for the different communities.

A motion was made by Nicholas Zotos and seconded by Donald Sollose to hire 6 police officers to provide a Street Crime Unit as soon as the officers become available from the Civil Service list. Motion carried. The committee recommended that the Comptroller not release the funds until the program is in place and the Mayor has appointed the officers.

Councilman Boynton asked Mr. Smith, through the Chair, if the Street Crime Unit would operate in the entire community or only at the projects. Mr. Smith clarified that it would operate throughout the entire community. Mayor Dyer stated that Chief Macedo would not commit to using the six new police officers only for the Street Crime Unit at all time, but could be absorbed into the department's general units. Mr. Smith stated that the committee recognizes that the six man unit may not be available for the Street Crime Unit at all time, but hopes that the six new officers will be given this Unit as a top priority.

Councilman Boynton asked if the Police Chief could be instructed to detail the activities of the Street Crime Unit in this monthly departmental reports. Mayor Dyer stated that this was an excellent idea and instructed that notice be given to the Police Chief to do so.

Councilman Torian make a motion to accept the report. Seconded by Councilman Hadley and passed unanimously.

026 - REPORT - Solution to conditions in the Eden Drive Housing Project

Councilman Stanford Smith submitted a report stating that the committee appointed to study solutions to conditions in the Eden Drive Housing Project met on August 21, 1986 at 7:00 P.M. In attendance were Committee Members Smith, Eriquez and Farah. Also, Chief Nelso Macedo and Lt. Arthur Sullo of the Danbury Police Department. Also, residents of Eden Drive were in attendance.

Mr. Smith allowed Ofie Trespalasios to make a presentation concerning illegal drug use. She recommended the following:

1. No Parking signs to be posted on Eden Drive.
2. No Trespassing signs to be posted on undeveloped, privately owned property.

Mr. Luis Rosa suggested foot patrol of the housing project to assist with the remedy of these problems.

Councilman Farah moved to recommend that No Parking signs be posted on Eden Drive on both sides of the street and that No Trespassing signs be posted on the privately owned property adjacent to the Eden Drive project that has been undeveloped. Also, it was suggested that the Police Department provide as much security to the area as possible. The motion was seconded by Councilman Eriquez and carried.

Councilman Boynton made a motion to accept the Report. Seconded by Councilman DaSilva and passed unanimously.

027 - REPORT - West Side Fire Station.

Councilman Ernest Boynton Ernest Boynton submitted a report stating that the committee appointed to review the need for a West Side Fire Station met on September 8, 1986 at 8:00 P.M. in City Hall. In attendance were Committee Members Boynton, Eriquez and Johnson. Also present was Fire Chief Monzillo.

Chief Monzillo gave his presentation regarding the need for a fire station on the West side. The Chief's outlook is for a Ladder Truck and a Pumper Truck. He would also locate his office at this station.

The committee is looking at this as a West Side Safety Complex - Airport, Civil Preparedness facility and Fire Station, and repair facility, with possible expansion of the Police Department facilities. The Chairman will seek information regarding legal questions on the property.

The Report was accepted on the Consent Calendar.

028 - REPORT - Noise and Hearing Damage.

Councilman Hadley submitted a report stating that the committee appointed to review Noise and Hearing Damage met on September 8, 1986. In attendance were Committee Members Hadley and Boynton. Mrs. Torcaso was ill. Also attending were Dr. and Mrs. Robert Wolsch, Arthur Tepper, Police Chief Macedo, Lt. Arthur Sullo, Lt. William Melillo, Fire Chief Monzillo and Councilman John Esposito.

Dr. and Mrs. Wolsch presented materials that they had collected concerning what is happening with noise investigations in Connecticut and New York. They mentioned that New Haven is presenting a resolution on September 11, 1986 on the subject and mentioned some of the problems that were being addressed. Chief Monzillo stated that noise ordinances were difficult to write and enforce. He suggested that decibels levels between 10:00 P.M. and 7:00 A.M. be different than for other hours.

Mr. Tepper discussed hearing problems associated with noise. A discussion was held regarding the establishment of Quiet Zones.

Mr. Boynton stated that the Zoning Commission should be involved in these deliberations and would be invited to the next meeting.

Chief Macedo and Lt. Sullo discussed the difficulties in enforcement of strict noise ordinances, as did Lt. Melillo. It was also indicated that the Police Department would need funding (\$5,000 for the purchase of noise measuring devices, etc.

Mr. Esposito expressed an interest in educating the public and his own fascination with the subject.

Upon the suggest of Mr. Hadley that the committee establish the mechanics of a noise abatement program, it was decided that another meeting would be held on October 20, 1986 at 7:30 P.M. to draft a resolution outlining such a program.

The Report was accepted on the Consent Calendar.

029 - REPORT - Extension of road from Tomlinson Avenue/Morris Street to Benedict Avenue.

Councilman Anthony Cassano, submitted a report stating that the committee appointed to review the petition for the extension of a road from Tomlinson Avenue/Morris Street to Benedict Avenue met on September 16 1986 at 7:30 P.M. In attendance were Committee Members Cassano, Butera and City Engineer Jack Schweitzer.

The committee reviewed the petition and the negative recommendation of the Planning Commission, reason being that "the latest records show that the property is not owned by the City".

Mrs. Butera moved that the committee recommend to the Common Council that the petition be denied on the basis that the property is not owned by the City. Mr. Cassano seconded the motion and there was unanimous approval.

The Report was accepted on the Consent Calendar.

030 - REPORT - Request from "Message Center Beepers" to lease space on the Beacon Tower on the Mountain East of the Airport.

Councilman Anthony Cassano submitted a report stating that the committee appointed to consider the request from "Message Center Beepers" to lease space on the Beacon Tower on the mountain East of the Airport met on September 16, 1986 at 7:00 P.M. in City Hall. In attendance were Committee Members Cassano, Hadley and Esposito.

The committee reviewed the petition and the positive recommendation of the Planning Commission. The committee recognized the fact that the Common Council is responsible for approval of any lease involving city property. The committee also believes that in this instance, the work leading up to such approval would be more efficiently done by the Aviation Commission.

Mr. Hadley moved that the Committee recommend to the Common Council that the petition (and the Planning Commission recommendation) be referred to the Aviation Commission for action; including evaluation of the petition in light of other existing petitions regarding the use of the Spruce Mountain tower, negotiation and formulation (with the Corporation Counsel) of any leases resulting from these evaluations and submission of these leases to the Common Council for approval. Mr. Esposito seconded the motion and there was unanimous approval.

The Report was accepted on the Consent Calendar.

031 - REPORT - Request from Motorola Communications Electronics, Inc. for permission for antenna site use at the Spruce Mountain Tower.

Councilman Anthony Cassano submitted a report stating that the committee appointed to review the request from Motorola Communications Electronics, Inc. for permission for antenna site use at the Spruce Mountain Tower met on September 16, 1986 at 7:15 P.M. in City Hall. Present were Committee Members Cassano, Hadley and Esposito.

The committee reviewed the petition and the positive recommendation of the Planning Commission. The committee recognized the fact that the Common Council is responsible for approval of any lease involving city property. The Committee also believed that in this instance, the work leading up to such approval would be more efficiently done by the Aviation Commission. Mr. Hadley moved that the Committee recommend to the Common Council that the petition (and the Planning Commission recommendation) be referred to the Aviation Commission for action; including evaluation of the petition in light of other existing petitions regarding the use of the Spruce Mountain tower, negotiations and formulation (with the Corporation Counsel) of any leases resulting from these evaluations and submission of these leases to the Common Council for approval. Mr. Esposito seconded the motion and there was unanimous approval.

The Report was accepted on the Consent Calendar.

032 - REPORT - Acceptance of Royal Pine Drive and Fairway Drive.

Councilman Anthony Cassano submitted a report stating that the Committee appointed to consider the petition to accept Royal Pine Drive and Fairway Drive met on September 16, 1986 at 7:45 P.M. in City Hall. In attendance were Committee Members Cassano, Butera and Johnson. City Engineer Jack Schweitzer was also present.

The committee reviewed the petition and the positive recommendation of the Planning Commission. City Engineer Schweitzer gave the committee a brief history of the road. Mr. Schweitzer informed the committee that the City is presently trying to acquire drainage rights on Stadley Rough Road for another project. The owner is the same owner mentioned above. The City has been unsuccessful to date.

The Committee was of the opinion that while any action on the petitioned roads was dependent on the drainage rights, some action is necessary on the general problem of unaccepted bonded roads and the petitioned roads should be made part of that approach.

The committee agreed to ask Mr. Schweitzer to inspect the roads and prepare an estimate of the cost required to bring the roads up to City specifications as of the original date of the subdivision. This information should be supplied to the Committee on Unaccepted Bonded Roads (E. Torian, Chairman).

Mrs. Butera moved to recommend to the Common Council that no action be taken on this petition at this time. The Committee recommends that the petitioners reapply to the Common Council following the recommendations of the Committee on Unaccepted Bonded Roads. Mrs. Johnson seconded the motion and there was unanimous approval.

The Report was accepted on the Consent Calendar.

033 - REPORT - Lease of Carriage House at Tarrywile Park.

WITHDRAWN.

034 - REPORT - Request for water extension - A&K Associates.

Councilman Bernard Gallo submitted a report stating that the committee appointed to review the request for water extension for A&K Associates, consisting of Council Members, Gallo, Zotos, and Philip. The Committee reviewed the petition with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

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. Extension must be completed by October, 1988.

The Report was accepted on the Consent Calendar.

035 - REPORT - Request for water extension Fair Realty.

Councilman Bernard Gallo submitted a report stating that the committee appointed to review the request for water extension for Fair Realty, consisting of Council Members Gallo, Zotos, and Philip met and reviewed the above petition with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

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 easement 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 in-

stallation 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.

The Report was accepted on the Consent Calendar.

036 - REPORT - Request for water and sewer extensions - Lee Farm Corporate Park.

Councilwoman Carole Torcaso submitted a report stating that the Committee appointed to consider the request for water and sewer extensions for the Lee Farm Corporate Park met on September 11, 1986 with the following present: Committee Members Torcaso, and Zotos, Jack Schweitzer, William Buckley and Basil Friscia, Attorney Bobby Payne, Mr. Crosby, President of 1st Danbury Properties, Mr. McCoy, Consulting Engineer to 1st Danbury Properties. Councilman Flanagan was absent.

Mr. Payne discussed the site location. The site consists of approximately 26.5 acres located in an IL40 zone which designates the use as corporate office use. He also asked that the request be amended to extend sewer facilities to the Robinson House which would consist of only one connection.

Mr. Schweitzer stated that he needs more details because he is looking at the future use of the property. Mr. Buckley expressed concern that no attempt has been made to look the water line. He suggested that the developer consider an easement be obtained from neighboring property owners to effectuate the necessary loop.

Since many areas were uncompleted as to tying in the three building projects, the Committee decided to advise the developer, engineer Superintendent of Public Works to meet to formulate a better plan and meet with the Committee on Thursday, October 9, 1986 at 7:30 P.M. to further evaluate the request as well as the requested additional extension.

The Report was accepted on the Consent Calendar.

037 - REPORT - Clarification of Sewer and Water Extensions.

Councilman Edward Torian submitted a report stating that the committee appointed to review the request of City Engineer Jack Schweitzer for clarification of future water and sewer extensions met on September 4, 1986. In attendance were committee members E. Torian, and A. Cassano and City Engineer Jack Schweitzer.

Mr. Schweitzer informed the committee that an eighth stipulation should be added to the existing seven stipulations covering water and sewer extensions in the City of Danbury. He noted that an eighth stipulation should give the date on which the water and sewer extension approval expires.

The committee reviewed the standard seven stipulations now in use and agreed that the wording was appropriate and they still have relevance to water and sewer petitions. Without this eighth stipulation a problem could occur in the case where a petitioner has received a petition approval for water/sewer extension and then waits for an inordinately long period of time before instituting the project. Since the approval date of the petition, city requirements might have changed substantially from those which were in effect at the time the approval was granted. The committee felt that the best way to avoid this problem was to establish a cut-off date for Common Council approval. Mr. Schweitzer felt that the cut-off date should be flexible to suit the individual petition but recommends a time span of one (1) to one and one-half (1½) years would be considered fair and reasonable.

Councilman Cassano moved that the committee recommend to the Common Council that an eighth stipulation be added to the existing seven stipulations relating to water and sewer extension approvals, the wording to read as follows:

"This approval shall expire eighteen (18) months following the date of Common Council action".

The motion was seconded by Councilman Torian and passed unanimously.

The Report was accepted on the Consent Calendar.

038 - REPORT - Request of Francis Dennehy for sewers at 27 East Pembroke Road.

Councilman Edward Torian submitted a report stating that the committee appointed to review the request of Francis Dennehy for sewers at 27 East Pembroke Road met on September 4, 1986 at City Hall. In attendance were committee members Torian and Cassano, City Engineer Jack Schweitzer and the petitioner, Mr. Francis Dennehy.

The Committee reviewed the petition with the City Engineer and also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of this Committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said sewer and water lines.
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 sewer and water line within City Streets, and any necessary documents to 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 and sewer 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 sewer and water lines.

The Report was accepted on the Consent Calendar.

039 - REPORT - Drainage Problem on Hillside Street.

Councilman John Esposito submitted a report stating that the committee appointed to review the drainage problem on Hillside Street met on September 24, 1986 in City Hall. In attendance were Council Members Esposito, Sollose and Rotello. Also present were Mr. and Mrs. Richard Calsetta, Basil Friscia. Jack Schweitzer did not attend.

Mr. Calsetta spoke of the poor condition of Hillside Street. After heavy rains, the road is continually washed out leaving large holes. The Street catch basin overflows causing water to flow into residential property. Councilman Rotello confirmed the condition of the road. Basil Friscia stated that Hillside Street is a City approved street. Records show that work has been done on the street because of bad storms. He would personally inspect the street and make temporary repairs. He also stated that a permanent repair study would be made and a copy sent to the committee.

The Report was accepted on the Consent Calendar.

040 - REPORT and RESOLUTION - Department of Elderly Services.

Councilman Philip Hadley submitted a report stating that the committee appointed to study the request for a Department of Elderly Services met on September 23, 1986 in City Hall. In attendance were Council Members Hadley, Esposito and Johnson. Also present were Leo McIlrath, Director of the Senior Center, Raymond Gomoll, Chairman of the Commission on Aging and Eric Gottschalk, Assistant Corporation Counsel.

Mr. McIlrath reviewed the materials that were provided to the Common Council and explained that municipal and non-municipal services to the elderly need coordination. Both Hartford and New Haven have such a department.

The creation of a Department of Elderly Services will also provide needed leverage in dealing with State, Federal and local groups and agencies and will provide advocacy for the elderly, especially with abuses in private and public housing.

Mr. Gomoll discussed the creation of the Commission on Aging in 1974 and read the purposes and goals as set forth at that time.

Attorney Gottschalk discussed the methods of creating a Department of Elderly Services in one of three ways: Resolution, Ordinance or Charter. His recommendation was to make a Resolution now so that the Department could be created immediately and to recommend that the Charter Revision Commission embody the Department of Elderly Services in the new charter.

A motion was made by Mr. Esposito and seconded by Mrs. Johnson to endorse the Mayor's proposal to create a Department of Elderly Services to prepare the necessary Resolution and to recommend to the Charter Revision Commission that the Department of Elderly Services be included in the new City Charter. The motion carried unanimously.

The Report was accepted on the Consent Calendar.

RESOLUTION - WHEREAS, the provision of services to the elderly is deemed to be of primary important to the welfare of the City of Danbury and

WHEREAS, improved accountability for, better coordination of, and minimization of duplication of effort in the delivery of said services is in the best interests of the City of Danbury; and

WHEREAS, the establishment of a Department of Elderly Services is hereby found to be the most effective way to ensure that said services are efficiently provided;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT there is hereby created and established a Department of Elderly Services in and for the City of Danbury. Said Department shall be responsible for the consolidation and enhancement of the delivery of services to the elderly and for the coordination of municipal and non-municipal functions and services available to elderly residents of the City of Danbury. The Department of Elderly Services shall act as an advocate for the elderly and shall advise the Mayor and the Common Council on all matters concerning the welfare of the elderly in Danbury including the need for additional programs or projects or the improvement of existing programs or projects designed to serve the elderly and concerning the appropriate level of funding to accomplish the same. The Executive Director of the Department of Elderly Services shall supervise and direct said Department and shall be responsible for ensuring that the aforementioned responsibilities and goals of the Department are realized. The Executive Director shall be chosen based on significant training and experience in the field of elderly services.

The Resolution was accepted on the Consent Calendar.

041 - COMMUNICATION - Request to lease office space.

A letter from Deborah MacKenzie of the Welfare Department stating that two sites have been located for office space: 82 North Street and 403 Main Street. Councilman Gallo asked that this be referred to a committee for further study. The Mayor ordered that the committee shall consist of Council Members Cassano, McManus and Esposito and the Planning Department.

042 - COMMUNICATION - Complaint regarding the Airport.

A complaint from Donald J. Jensen against the City of Danbury arising from the rental of space from the City at the Danbury Municipal Airport for the purpose of transient storage of a small private airplane.

Councilman Gallo requested that this Complaint be referred to an ad hoc committee. The Mayor ordered that the committee shall consist of Council Members Farah, Zotos and Godrey.

043 - REPORT - Trees on Barnum Road.

Council Member Philip Hadley submitted a report stating the the committee appointed to review the trees on Barnum Road and the Tree Warden announced that this matter is expected to be resolved within the next month.

The Sorrentinos' have approved the plan to remove the trees and have viewed Mr. Johnson's replacement trees at Steck's Nursery. The Tree Warden will work with the Corporation Counsel in preparing the necessary documents and the work should commence by mid-October.

Councilman Gallo made a motion to accept the Report. Councilman Boynton seconded and the motion carried unanimously.

044 - REPORT - Easement request by Mrs. Mary Corey on Aunt Hack Road.

Councilwoman Carole Torcaso submitted a report stating that the committee appointed to study the request of Mrs. Mary Corey for an easement on Aunt Hack Road met with the following present: C. Torcaso, G. Eriquez, L. Charles, J. Schweitzer, B. Friscia, John Corey and Robert Peat

Mr. Peat discussed the history of the parcel and the deeds. Mr. Schweitzer stated that there was no need by the City to utilize the Property and he had no problem with an easement. The committee discussed the feasibility of declaring it surplus and to sell it outright to Mr. Corey.

There was concern expressed as to: if the 1819 passway exists over the City-owned property; if the City would incur liability if an easement is granted; should the property be declared surplus and offered to the highest bidder. These issues were addressed to Assistant Corporation Counsel Gottschalk and another meeting was to be scheduled upon receiving this information.

The Committee met again on September 22, 1986. Present were Council Members Torcaso, Charles and Eriquez, Basil Friscia, D. Hambidge, Robert Peat and John Corey.

Mr. Hambidge of the Engineering Department discussed his knowledge of the property and his concerns. Mr. Corey reported that he would purchase the parcel as surplus property is this was the will of the Common Council.

The Committee's decision was to ask the Assessor to appraise the parcel and report back to the committee. There was also apprehension among the committee regarding the negative recommendation from the Planning Commission. Mr. Peat reported that he would ask to be heard at the Planning Commission since they had not been advised prior to the first public hearing and perhaps be able to change their recommendation.

The Assistant Corporation Counsel was also asked to give his legal opinion as to the creation of a subdivision with selling a part of the parcel.

On October 6, 1986 the committee met again with Carole Torcaso, Gene Eriquez, Louis Charles, Jack Schweitzer and John Corey present.

Councilmember Torcaso reviewed and discussed a letter received from Assistant Corporation Counsel with the committee.

Mr. Corey agreed to paying \$2,100 for an easement and to absorb all future costs for obtaining permits.

Mr. Charles motioned to approve an easement to Mrs. Mary Corey at a cost of \$2, 100 and to allow the installation of utilities. Mrs. Corey will also obtain all other necessary approvals and pay the costs thereof. Motion was seconded and passed unanimously.

Councilwoman Torcaso moved to add the reading of this report to the Agenda. Seconded by Councilwoman McManus. Motion carried unanimously.

Councilman Boynton asked if there were two separate issues. Was this land going to be declared surplus? Councilwoman Torcaso stated that it would not be because of problems with sub-division. Mrs. Torcaso was asked if at some point the parcel was declared surplus would Mr. Corey purchase it. Mrs. Torcaso responded that yes he would.

Councilman Robert Godfrey asked if the negative recommendation of the Planning Commission had been changed and Mrs. Torcaso responded that it had.

Motion was made and seconded to accept the Report. Motion carried unanimously. Motion was made by Councilman Gallo and seconded by Councilman Boynton.

The Mayor stated that all outstanding committee work would be continued and to please expedite outstanding work.

PUBLIC SPEAKING SESSION

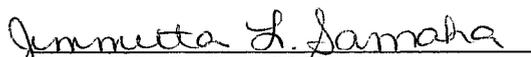
Robert Cole of Eden Drive asked that No Parking signs be posted only on one side of the street on Eden Drive to allow for parking spaces for visitors to the Eden Drive Complex. Mr. Smith will look into this.

Ofie Trespalacios of Eden Drive asked that the committee for security at the low-income housing project met bi-annually to address concerns of the residents. The Mayor stated that by the Charter the committee could only be empowered for four weeks but that Mrs. Trespalacios could ask that it be resurrected periodically.

Mr. William Knight of 6 Jandee Drive congratulated the committee for their work on the Street Crime Unit.

There being no further business to come before the Common Council a motion was made by Councilman Robert Godfrey for the meeting to be adjourned at 8:37 P.M. Seconded and carried unanimously.

Respectfully submitted,


JIMMETTA L. SAMAHA
Assistant City Clerk

ATTEST: 
Elizabeth Crudginton
City Clerk