

**COMMON COUNCIL MEETING**

**SEPTEMBER 8, 1999**

Mayor Eriquez will called the meeting to order at 7:30 P.M.

**PLEDGE OF ALLEGIANCE**

**PRAYER**

**ROLL CALL**

Scalzo, McAllister, Arconti, Smith, Boynton, Buzaid, Dean Esposito, Machado, Shuler, Setaro, John Esposito, Levy, Abrantes, Coco, Basso, Falzone, Fox, Gallagher, Moore, Saracino

PRESENT \_\_\_\_\_ ABSENT \_\_\_\_\_

**PUBLIC SPEAKING**

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**MINUTES** – Minutes of the Common Council Meeting held August 3, 1999

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**CONSENT CALENDAR**

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1 – COMMUNICATION – Resignation of Marcia Fox from the Common Council

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2 – COMMUNICATION – Recommendation to fill the Seventh Ward Vacancy

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3 – RESOLUTION – Lease Agreement with the State Department of Transportation

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4 – RESOLUTION – Revised Per Capita Grant

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5 – RESOLUTION – Local Law Enforcement Grant

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6 – RESOLUTION – Revised School Based Health Center Grant

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7 – COMMUNICATION – Appointments to the Fire Department

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8 – COMMUNICATION – Donation of Xerox Copy Machine

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9 – COMMUNICATION – Donation to the Police Department

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10 – COMMUNICATION – Donation from the Elks Lodge - WITHDRAWN

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11 – COMMUNICATION – Donations to the Library

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- 12 – COMMUNICATION – Donations to the Department of Elderly Services
- 
- 13 – COMMUNICATION – Request for Funds for Bambino Travel Team
- 
- 14 – COMMUNICATION – Highway State Aid
- 
- 15 – COMMUNICATION – Request for Funding for Building Department  
WITHDRAWN
- 
- 16 – COMMUNICATION – Certification – Local Law Enforcement Grant
- 
- 17 – COMMUNICATION – Request for Waiver of Bid
- 
- 18 – COMMUNICATION – Animal Control Fund
- 
- 19 – COMMUNICATION – Accepted Banks for Municipal Deposits
- 
- 20 – COMMUNICATION – Request for Committee – Flag Illumination
- 
- 21 – COMMUNICATION – Request for Committee – Change of Name from  
Pickett Ridge Road to George Hull Hill Road
- 
- 22 – COMMUNICATION – Request for Committee – Sewer Repair Bill at 112  
South Street
- 
- 23 – COMMUNICATION – Request for Committee – Parking of Trucks in  
Residential Neighborhoods
- 
- 24 – COMMUNICATION – Request to Purchase City Property on Ye Olde Road
- 
- 25 – COMMUNICATION – Proposal from Hallas Farm Market to Maintain Land
- 
- 26 – COMMUNICATION – Road Widening Strip – Joe's Hill Road
- 
- 27 – COMMUNICATION – Render's Farm Subdivision - 29 Stadley Rough Road
- 
- 28 – COMMUNICATION – Request for Reimbursement for Backflow Valve
- 
- 29 – COMMUNICATION – Report from Planning Commission regarding  
Property Acquisition – Route 7 Improvements
- 
- 30 – COMMUNICATION – Report from Planning Commission on proposed  
Lease of City Property to CACD
-

- 31 – COMMUNICATION – Old Library Renovations – Welfare and Social Services
- 
- 32 – COMMUNICATION – Building Department Overtime
- 
- 33 – COMMUNICATION – Danbury Elks Lodge No. 120
- 
- 34 – COMMUNICATION – White Street Water Line Repair
- 
- 35 – COMMUNICATION – Water Fund Appropriation
- 
- 36 – COMMUNICATION – Sewers on Windaway Road
- 
- 37 – COMMUNICATION – CACD Day Care Center – 75 Balmforth Avenue
- 
- 38 – COMMUNICATION – Offer to sell Land at Miry Brook Road and Old Sugar Hollow Road to the City Of Danbury
- 
- 39 – COMMUNICATION – Reports regarding City owned Land at 26 East Franklin Street
- 
- 40 – COMMUNICATION – Reports regarding Road Widening Parcel – Joe’s Hill Road
- 
- 41 – COMMUNICATION – Request to Purchase Property – Pine and Cedar Trails
- 
- 42 – COMMUNICATION – Wayne Kompare, 178 Middle River Road
- 
- 43 – COMMUNICATION – Request to Purchase land on Deepwood Drive
- 
- 44 – COMMUNICATION – Request to Purchase City Land off of Fox Den Road
- 
- 45 – COMMUNICATION – Sanitary Sewer Easements – Kenosia Avenue
- 
- 46 – COMMUNICATION – City of Danbury v. St. Platon’s Russian Orthodox Greek Catholic Church
- 
- 47 – REPORT – Drainage Problem at Hayestown Heights and Rose Lane
- 
- 48 – REPORT – Request for Sewer and Water Extension at 11-13 Mannions Lane
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49 – REPORT – Request to Purchase Property adjacent to 41 Woodside Avenue

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50 – REPORT – Request for Sewer and Water Extension – Juniper Ridge

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51 – REPORT – Water Problem on Ford Lane

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52 – REPORT – Conditions on Liberty Avenue

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53 – REPORT – Request for a Stop Sign on Lancey Street

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54 – DEPARTMENT REPORTS – Police Chief, Health and Housing, Department of Elderly Services, Public Works, Public Utilities, Highways, Fire Chief, Fire Marshall, Engineering

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There being no further business to come before the Common Council a motion was made by \_\_\_\_\_ at \_\_\_\_\_ P.M. for the meeting to be adjourned.-

## CONSENT CALENDAR

September 8, 1999

- 3 - Approve resolution authorizing the Mayor to execute an agreement with the State of Connecticut DOT for lease of property for Still River Greenway Project
- 6 - Approve application and resolution for the State Department of Health Services School Based Health Center Continuation Grant in an amount not to exceed \$302,000
- 14 - Approve amendment to Highway State Aid budget in the amount of \$57,772 to Maintenance of Highways Curbs and Walks account
- 16 - Approve transfer of \$5,109 from contingency fund to Police Department Contributions - Grants account
- 18 - Approve reappropriation of \$8,718 from Animal Control Fund Fund Balance
- 19 - Approve as qualified financial institutions for municipal deposits Bank of Boston Connecticut, Chase Manhattan Bank, Fleet Bank, MBIA, People's Bank, Banker's Trust, First Union, Union Savings, Citizens Bank, Webster Bank
- 29 - Receive positive Planning Commission report dated July 26, 1999 regarding request for State of Connecticut property acquisition for Route 7 improvements
- 30 - Receive positive Planning Commission report dated September 1, 1999 for lease of City property at 83-85 Balmforth Avenue to CACD
- 31 - Approve transfer of \$15,437 from Contingency Fund to Old Library Buildings Maintain Buildings Structures Account
- 32 - Approve transfer of \$10,000 from Contingency Fund to Building Department overtime account
- 34 - Approve appropriation of \$60,000 from Water Fund Balance to Water Fund Account for Transmission and Distribution Mains account
- 35 - Approve reappropriation of \$41,885 from Water Fund to various Water Fund accounts
- 37 - Approve certificate and consent between the City an CHEFA and authorize the Mayor to execute agreement regarding CACD Childcare Facility

39 – Receive negative Planning Commission report regarding request to use land at 26 East Franklin Street and take no action

40 – Receive positive reports from City Engineer, Corporation Counsel, Director of Planning and Planning Commission and approve request that City accept certain parcels on Joe's Hill Road for widening subject to submittal of documents acceptable to Corporation Counsel

41 – Receive positive reports from Director of Planning, City Engineer, Corporation Counsel and Planning Commission and approve request to purchase property on Cedar/Pine Trail

45 – Approve request and authorize Office of Corporation Counsel to acquire easements related to sanitary sewer on Kenosia Avenue

49 – Receive report and approve recommendation to take no action regarding request to purchase property adjacent to 41 Woodside Avenue

50 – Receive report and approve positive recommendations regarding request for sewer and water extension – Juniper Ridge

51 – Receive report and approve positive recommendations regarding water problem on Ford Lane

TO: Mayor Gene F. Eriquez and Members of the Common Council

RE: Minutes of the Common Council Meeting held September 8, 1999

The meeting was called to order at 7:30 P.M. The Pledge of Allegiance and Prayer were recited. The members were recorded as:

**PRESENT** – Scalzo, McAllister, Arconti, Boynton, Buzaid, Dean Esposito, Machado, Shuler, Setaro, John Esposito, Levy, Abrantes, Basso, Gallagher, Moore, Saracino

**ABSENT** – Smith, Coco, Falzone, Fox

17 Present – 4 Absent

Council Members Smith, Coco and Falzone were working

No members of the public addressed the Common Council

**MINUTES** – Minutes of the Common Council meeting held August 3, 1999. Mr. Setaro made a motion to accept the minutes as presented and waive the reading as all members have copies which are on file in the Office of the City Clerk for public inspection. Seconded by Mr. Levy. Motion carried unanimously.

**CONSENT CALENDAR** – John Esposito presented the following items for the Consent Calendar:

3 - Approve resolution authorizing the Mayor to execute an agreement with the State of Connecticut DOT for lease of property for Still River Greenway Project

6 - Approve application and resolution for the State Department of Health Services School Based Health Center Continuation Grant in an amount not to exceed \$302,000

14 – Approve amendment to Highway State Aid budget in the amount of \$57,772 to Maintenance of Highways Curbs and Walks account

16 – Approve transfer of \$5,109 from contingency fund to Police Department Contributions – Grants account

18 – Approve reappropriation of \$8,718 from Animal Control Fund Fund Balance

19 – Approve as qualified financial institutions for municipal deposits Bank of Boston Connecticut, Chase Manhattan Bank, Fleet Bank, MBIA, People's Bank, Banker's Trust, First Union, Union Savings, Citizens Bank, Webster Bank

29 – Receive positive Planning Commission report dated July 26, 1999 regarding request for State of Connecticut property acquisition for Route 7 improvements

30 – Receive positive Planning Commission report dated September 1, 1999 for lease of City property at 83-85 Balmforth Avenue to CACD

31 – Approve transfer of \$15,437 from Contingency Fund to Old Library Buildings Maintain Buildings Structures Account

32 – Approve transfer of \$10,000 from Contingency Fund to Building Department overtime account

34 – Approve appropriation of \$60,000 from Water Fund Balance to Water Fund Account for Transmission and Distribution Mains account

35 – Approve reappropriation of \$41,885 from Water Fund to various Water Fund accounts

37 - Approve certificate and consent between the City and CHEFA and authorize the Mayor to execute agreement regarding CACD Childcare Facility

39 – Receive negative Planning Commission report regarding request to use land at 26 East Franklin Street and take no action

40 – Receive positive reports from City Engineer, Corporation Counsel, Director of Planning and Planning Commission and approve request that City accept certain parcels on Joe's Hill Road for widening subject to submittal of documents acceptable to Corporation Counsel

41 – Receive positive reports from Director of Planning, City Engineer, Corporation Counsel and Planning Commission and approve request to purchase property on Cedar/Pine Trail

45 – Approve request and authorize Office of Corporation Counsel to acquire easements related to sanitary sewer on Kenosia Avenue

49 – Receive report and approve recommendation to take no action regarding request to purchase property adjacent to 41 Woodside Avenue

50 – Receive report and approve positive recommendations regarding request for sewer and water extension – Juniper Ridge

51 – Receive report and approve positive recommendations regarding water problem on Ford Lane

Mr. Boynton made a motion to adopt the Consent Calendar as read. Seconded by Mr. Shuler. Motion carried unanimously.

1 – **COMMUNICATION** – Resignation of Marcia T. Fox

Letter from Council Members Marcia Fox resigning from the Common Council due to a work promotion and graduate school studies effective immediately. Mr. Setaro made a motion to accept the resignation with regret. Seconded by Mrs. Saracino. Motion carried unanimously.

2 – **COMMUNICATION** – Recommendation of Michael Pascuzzi to fill Seventh Ward Vacancy

Letter from Democratic Town Committee Chairman Joseph Walkovich recommending that Michael Pascuzzi be appointed to fill the vacancy due to the passing of long time Council Member Louis Charles. Mr. Levy made a motion to receive the communication and appoint Michael Pascuzzi to fill the unexpired term in the seventh ward. Seconded by Mr. McAllister. Motion carried unanimously. Attorney Gottschalk administered the oath of office to Mr. Pascuzzi.

3 – **RESOLUTION** – Lease Agreement with the State Department of Transportation

RESOLVED by the Common Council of the City of Danbury:

THAT the Mayor of Danbury, Gene F. Eriquez, is empowered to execute and deliver in the name and on behalf of the "Second Party a certain agreement with the State of Connecticut, Department of Transportation known as File No. 34-124-10c.

The resolution authorizing the Mayor to execute an agreement with the State of Connecticut DOT for lease of property for the Still River Greenway Project was approved

4 – **RESOLUTION** – Revised Per Capita Grant

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Public Health has made additional per capita funds available for 1999-2000 to municipalities in accordance with Section 19a-202 of the Connecticut General Statutes; and

WHEREAS, the City of Danbury through the Danbury Health and Housing Department has formulated a program to promote optimal public health quality in the City of Danbury; and

WHEREAS, a continuation grant award application for a revised amount of \$71,820.85 with no local match requirement will be processed by the Danbury Health and Housing Department for a grant term of July 1, 1999 through June 30, 2000.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury, Gene F. Eriquez, is hereby authorized to apply for and accept said per capita grant funds of \$71,820.85, to execute all contracts or amendments thereof concerning said grant and to take all necessary actions to effectuate the purposes thereof.

Mr. Setaro made a motion to receive the communication and adopt the resolution authorizing the Mayor to apply for and accept per capita grant funds of \$71,820.85 and to execute all contracts or amendments and take all necessary actions to effectuate the purposes thereof. Seconded by Dean Esposito. Motion carried unanimously.

5 – **RESOLUTION** – Local Law Enforcement Grant

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the U. S. Department of Justice, Bureau of Justice Assistance (BJA) under the Fiscal Year 1997 Omnibus Appropriations Act (Pub.L.104 208) has advised the City of Danbury of its eligibility to apply to BJA for a direct award of \$45,981 under this program with a local cash match of \$5,109.00 required; and

WHEREAS, the funding under this new program will be used by the Danbury Police Department to purchase various items of equipment to enhance effective law enforcement within the City of Danbury, and

WHEREAS, the grant period will run for 24 months from the date of the initial payment received.

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury, is hereby authorized to apply for and accept such grant award and the Mayor is authorized to sign any contracts/documents in connection therewith and do all things necessary to effectuate the purposes of said grant

Mr. Boynton made a motion to receive the communication and adopt the resolution. Seconded by Mrs. Abrantes. Motion carried unanimously.

6 – **RESOLUTION** – Revised School Based Health Center Grant

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Health Services has notified the Department of Health and Housing of the City of Danbury of the City's eligibility to apply for a School Based Health Center Continuation Grant in an amount not to exceed \$302,000; and

WHEREAS, the grant term will cover a two year period of July 1, 1999 through June 30, 2000 for \$202,000 and a second year July 1, 2000 to June 30, 2001 for an additional \$100,000 with no local match required; and

WHEREAS, the State's purpose in providing these funds is to enable the City's Health and Housing Department to provide the age appropriate accessible and affordable medical and mental health care services of Danbury High School students.

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury is hereby authorized to apply to the State of Connecticut Department of Health Services for said grant funds and to accept the award if offered; and

BE IT FURTHER RESOLVED THAT Mayor Gene F. Eriquez is hereby authorized to take any and all actions necessary to effectuate the purposes hereof.

The application and resolution for the State Department of Health Services School Based Health Center Continuation Grant in an amount not to exceed \$302,000 was approved on the Consent Calendar.

**7 - COMMUNICATION – Appointments to the Fire Department**

Letter from Mayor Eriquez requesting confirmation of the following appointments to the Fire Department: John A. Kennedy, Joseph Halas, Heather Heaton, Dean Singer, Robert C. Forbes, Michael Speed, Steven Rogers, Jr., Ronald Hollister, John Hallas, Kelly Grover, Jamie Schiller, Timothy Smith, Jr., Maia Johanan. Mr. McAllister made a motion that the communication be received and the appointments confirmed. Seconded by Mrs. Basso. Mayor Eriquez explained that Maia Johanan has not completed one section of testing and asked that his name be removed from consideration and will be resubmitted at a later date. The motion was amended to reflect same. The motion carried unanimously.

**8 – COMMUNICATION – Donation of Xerox Copy Machine**

Request from the Registrars of Voters for permission to accept the donation of a Xerox Copier from the Document Copy Xerox. Mr. Arconti made a motion to receive the communication, accept the donation and send a letter of thanks. Seconded by Mr. Shuler. Motion carried unanimously.

**9 – COMMUNICATION – Acceptance of Donation to the Police Department**

Request from Chief of Police Robert Paquette for permission to accept a donation from MADD of approximately \$638 to pay for all expenses for Captain Andrew Woods to attend the MADD National Leadership Conference. Mrs. Abrantes made a motion to receive the communication, accept the donation, credit the proper line items and send a letter of thanks. Seconded by Mrs. Basso. Motion carried unanimously.

**10 – COMMUNICATION – WITHDRAWN**

**11 – COMMUNICATION – Donations to the Library**

Request from Library Director Betsy McDonough for permission to accept donations in the amount of \$195 from the Danbury/New Fairfield Newcomers Club and \$69.58 from Edyce Hornig. Mrs. Abrantes made a motion to receive the communication, accept the donations, credit the proper line items and send letters of thanks. Seconded by Mrs. Basso. Motion carried unanimously.

12 – **COMMUNICATION** – Donations to the Department of Elderly Services

Request from Director of Elderly Services Leo McIlrath for permission to accept donations from Schlumberget, Inc. in the amount of \$439 and Sunrise in the amount of \$50. Mr. McAllister made a motion to receive the communication, accept the donations, credit the proper line items and send letters of thanks. Seconded by Mrs. Abrantes. Motion carried unanimously.

13 – **COMMUNICATION** – Request for Funds for Bambino Travel Team

Request from David Arconti, Vice President of Bambino Baseball League for the sum of \$2,000 to help defray the cost of travel expenses for the Bambino Travel Team to travel to Matoon, Illinois where they won the National Bambino World Series. Mr. Setaro made a motion to receive the communication and appropriate, pending certification, the sum of \$2,000 to help defray the cost of travel for the Bambino Baseball League. Seconded by Levy. Motion carried unanimously.

14 – **COMMUNICATION** – Highway State Aid

Request from Director of Finance Dominic Setaro that an amendment to the Highway State Aid budget in the amount of \$57,772 to the "Maintenance of Highways, Curbs and Walks" be approved. The amendment to the Highway State Aid budget in the amount of \$57,772 to "Maintenance of Highways, Curbs and Walks" was approved on the Consent Calendar.

15 – **COMMUNICATION** – WITHDRAWN

16 – **COMMUNICATION** – Certification, Local Law Enforcement Grant

Certification of the availability of \$5,109 to be transferred from the Contingency Fund to the Police Department's Contributions – Grants line item for a grant from the U. S. Department of Justice Assistance. The transfer of \$5,109 from the Contingency Account to the Police Department Contributions – Grant account was authorized on the Consent Calendar.

17 – **COMMUNICATION** – Request for Waiver of Bid

Request from Director of Finance Dominic Setaro that a waiver of bid approval be granted in instances where it is not feasible because of time constraints for a bid to be obtained because of the City's need to make a purchase prior to the 1/1/2000 date. If a bid is not feasible, three written quotes would be obtained. Mr. Levy made a motion to receive the communication, and approve the request for a waiver of bids for the Y2K time frame. Seconded by Mr. Scalzo. Motion carried unanimously.

18 – **COMMUNICATION** – Animal Control Fund

Request from Director of Finance Dominic Setaro that the sum of \$8,718 be reappropriated from the Animal Control Fund's Fund Balance. The reappropriation of \$8,718 from the Animal Control Fund's Fund Balance was approved on the Consent Calendar.

19 – **COMMUNICATION** – Accepted Banks for Municipal Deposits

Request from Director of Finance Dominic Setaro that the Common Council approve the following banks and qualified financial institutions for municipal deposits: Bank of Boston Connecticut, Chase Manhattan Bank, Fleet Bank, Municipal Investors Service Corporation, Peoples Bank, Banker's Trust, First Union, Union Savings Bank, Citizens Bank, Webster Bank. The above banks and qualified financial institutions were approved for municipal deposits on the Consent Calendar.

20 – **COMMUNICATION** – Request for Committee – Flag Illumination. Mayor Eriquez stated that this had already been done. Mrs. Basso made a motion to accept this, seconded by Mr. Setaro. Motion carried unanimously.

21 – **COMMUNICATION** – Request for a committee to change the name of Pickett Ridge Road to George Hull Hill Road. Mr. Arconti asked that this be referred to an ad hoc committee, the Planning Director, the Planning Commission, the Fire Chief, the Police Chief. Mayor Eriquez so ordered and appointed Council Members Dean Esposito, Gallagher and Basso to the committee.

22 – **COMMUNICATION** – Request for a committee to review a sewer repair bill at 112 South Street. Mr. McAllister made a motion to refer this to an ad hoc committee, the Director of Public Works, the Corporation Counsel and the Director of Finance. Mayor Eriquez so ordered and appointed Council Members Dean Esposito, John Esposito and Saracino to the committee.

23 – **COMMUNICATION** – Request for a committee to review trucks parking in residential neighborhoods. Mrs. Abrantes asked that this be referred to an ad hoc committee, the Chief of Police, the Zoning Enforcement Officer and the Corporation Counsel. Mayor Eriquez so ordered and appointed Council Members Gallagher, Shuler and Moore to the committee.

24 – **COMMUNICATION** – Request to purchase City property on Ye Olde Road. Mr. McAllister asked that this be referred to the Director of Planning, the Planning Commission, the City Engineer and the Director of Finance for reports back within thirty days. Mayor Eriquez so ordered.

25 – **COMMUNICATION** – Proposal from Hallas Farm Market to Maintain Land. Mrs. Abrantes asked that this be referred to the Corporation Counsel and the Director of Parks and Recreation for reports back within thirty days. Mayor Eriquez so ordered.

26 – **COMMUNICATION** – Road Widening Strip – Joe's Hill Road. Mrs. Abrantes asked that this be referred to the Director of Planning, the City Engineer, the Planning Commission and the Director of Finance for reports back within thirty days. Mayor Eriquez so ordered.

27 – **COMMUNICATION** – Render's Farm Subdivision – 29 Stadley Rough Road. Mr. McAllister asked that this be referred to the Corporation Counsel for a report back within thirty days. Mayor Eriquez so ordered.

28 – **COMMUNICATION** – Request for reimbursement for the cost of installing a backflow valve. Mr. Arconti asked that this be referred to the Director of Public Utilities and the Director of Finance for reports back within thirty days. Mayor Eriquez so ordered.

29 – **COMMUNICATION** – Report from the Planning Commission regarding property acquisition for Route 7 improvements. The positive Planning Commission Report regarding the State of Connecticut's request for property acquisition for Route 7 improvements was received on the Consent Calendar.

30 – **COMMUNICATION** – Report from the Planning Commission on the proposed lease of City property to CACD. The positive Planning Commission

report for lease of City property at 83-85 Balmforth Avenue to CACD was received on the Consent Calendar.

31 – **COMMUNICATION** – Request from Director of Finance Dominic Setaro that the sum of \$15,437 be transferred from the Contingency Fund to the Old Library Building's Maintain Buildings-Structures line item for renovations to the Old Library to accommodate the Welfare and Social Services Department. The transfer of funds was authorized on the Consent Calendar.

32 – **COMMUNICATION** – Request from Building Inspector Leo Null for the sum of \$10,000 for Overtime Services. A certification of funds was attached. The transfer of funds was authorized on the Consent Calendar.

33 – **COMMUNICATION** – Request to Accept Donation from the Elks Lodge

Request from Director of Finance Dominic Setaro for permission to accept a donation in the amount of \$500 from the Danbury Elks Lodge No. 120 for improvements and enhancements of Kennedy Park. Mr. Setaro made a motion to receive the communication, accept the donation, credit the proper line item and send a letter of thanks. Seconded Mr. Levy. Motion carried unanimously.

34 – **COMMUNICATION** – White Street Water Line

Proposal from Superintendent of Public Utilities William Buckley requesting the sum of \$60,000 in order to make repairs to the water line on White Street. A certification of funds was attached. The transfer of funds was authorized on the Consent Calendar.

35 – **COMMUNICATION** – Water Fund Appropriation

Certification of funds in the amount of \$41,885 available to be reappropriated to the Water Fund accounts for the completion of projects and purchase of equipment. The reappropriation was authorized on the Consent Calendar.

36 – **COMMUNICATION** – Request for sewers on Windaway Road. Mr. Machado asked that this be referred to the City Engineer for a survey. The Mayor so ordered.

37 – **COMMUNICATION** – CACD Day Care Center – 75 Balmforth

Request from the Corporation Counsel that the Common Council authorize the CHEFA Funding/Revenue Bond Estoppel Certificate and Consent for the proposed construction of the CACD child care facility at 75 Balmforth Avenue. The authorization for the Mayor to execute the Certificate and Consent was approved on the Consent Calendar.

38 – **COMMUNICATION** – Offer to sell land at Miry Brook Road and Old Sugar Hollow Road to the City. Mrs. Abrantes asked that this be referred to the Planning Director, the City Engineer, the Corporation Counsel, the Director of Finance, the Planning Commission and the Airport Administrator for reports back within thirty days. Mayor Eriquez so ordered.

39 – **COMMUNICATION** – Report regarding City owned land at 26 East Franklin Street. The negative report from the Planning Commission was received on the Consent Calendar and no action taken at this time.

40 – **COMMUNICATION** – Reports regarding Road Widening Parcel – Joe's Hill Road. The positive reports from the City Engineer, the Corporation Counsel, the Director of Planning and the Planning Commission were received on the Consent Calendar and the request that the City accept certain parcels on

Joe's Hill Road for widening subject to submittal of documents acceptable to the Corporation Counsel were approved on the Consent Calendar.

41 – **COMMUNICATION** – Request to purchase property on Pine and Cedar Trails. The positive reports from the Director of Planning, the City Engineer, the Corporation Counsel and the Planning Commission and the request to purchase property on Cedar/Pine Trail were approved on the Consent Calendar.

42 – **COMMUNICATION** – Wayne Kompare, 178 Middle River Road. Mr. Arconti asked that this be referred to the City Engineer, the Corporation Counsel, the Director of Planning, the Director of Finance and the Planning Commission for reports back within thirty days. Mayor Eriquez so ordered.

43 – **COMMUNICATION** – Request to purchase land on Deepwood Drive. Mr. McAllister asked that this be referred to the Director of Planning, the Planning Commission and the Zoning Enforcement Officer. Mayor Eriquez so ordered.

44 – **COMMUNICATION** – Request to purchase City land off Fox Den Road. Mrs. Abrantes asked that this be referred to the Director of Planning, the City Engineer, the Director of Finance, the Corporation Counsel and the Planning Commission for reports back within thirty days. Mayor Eriquez so ordered.

45 – **COMMUNICATION** – Request from the City Engineer for Common Council approval to require necessary easement for sanitary sewers on Kenosia Avenue. The request was granted and the Corporation Counsel authorized to acquire easements related to sanitary sewers on Kenosia Avenue on the Consent Calendar.

46 – **COMMUNICATION** – City of Danbury v. St. Platon's Russian Orthodox Greek Catholic Church. Mr. Setaro asked that this be deferred to the end of the agenda for an Executive Session. Seconded by Dean Esposito. Motion carried unanimously.

47 – **REPORT** – Drainage Problem at Hayestown Heights and Rose Lane

The Common Council Committee appointed to review the drainage problem at Hayestown Heights and Rose Lane met on June 16, 1999 at 5:30 P.M. in Room 432 in City Hall. In attendance were committee members Abrantes, McAllister and Basso. Also in attendance were Superintendent of Public Utilities William Buckley, City Engineer Patricia Ellsworth and the petitioner Patti Russo.

The committee had met four previous times – March 12, 1997, November 17, 1997, June 18, 1998 and August 3, 1998. At this final meeting the cost of the project to remedy the drainage problem was discussed and the total cost is approximately \$341,000 to remedy the problem and bring the road to City specifications for the road to be taken over by the City. At this meeting it was decided that the residents only want the drainage problem fixed.

Mr. McAllister made a motion to recommend that a survey be done by the Engineering Department to determine the assessment of the residents for the drainage problem only and that the City would provide one-half of the funding. Mrs. Basso seconded the motion and the motion carried unanimously.

Mr. Setaro made a motion to receive the report, approve its recommendations and authorize a survey, pending certification of funds. Seconded by Mrs. Basso. After discussion, Mr. McAllister moved the question. Motion was seconded and carried with Dean Esposito voting in the negative. Main motion carried unanimously.

48 – **REPORT** – Request for Sewer and Water Extensions at 11-13 Mannions Lane

The Common Council Committee appointed to review the request for sewer and water extensions at 11-13 Mannions Lane met on August 16, 1999 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Boynton, John Esposito and Moore. Also in attendance were Superintendent of Public Utilities William Buckley and Attorney Robin Kahn representing the applicant.

Mr. Boynton read the positive Planning Commission recommendation for the record advising approval of this request for sewer and water extensions at 11-13 Mannions Lane. Mr. Buckley reported that he and the City Engineer, Patricia Ellsworth, had reviewed this request and also recommend approval.

Mr. Moore and Mr. Esposito discussed the fact that this approval does not grant approval for the Site Plan, number of units, etc. It only approves sewer and water extensions.

Mr. Moore made a motion to recommend to the Common Council approval of the sewer and water extensions subject to the required eight steps. Seconded by John Esposito. The motion carried unanimously.

Mr. Levy made a motion to receive the report and adopt its recommendations. Seconded by Mrs. Abrantes. Motion carried unanimously.

49 – **REPORT** – Request to Purchase Property adjacent to 41 Woodside Avenue

The Common Council Committee appointed to review the request to purchase property adjacent to 41 Woodside Avenue met on August 16, 1999 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Boynton and John Esposito. Mrs. Basso could not attend.

The committee discovered that this property had been on a list recently approved as surplus by the Common Council and that the applicant had already purchased the property.

John Esposito made a motion to recommend that no action be taken on this request. Mr. Boynton seconded the motion. The motion carried unanimously.

The meeting adjourned at 7:50 P.M.

The Report was received and the recommendation to take no action regarding the request to purchase property adjacent to 41 Woodside Avenue was approved on the Consent Calendar.

50 – **REPORT** – Request for Sewer and Water Extension – Juniper Ridge

The Common Council Committee appointed to review the request for Sewer and Water Extensions to Juniper Ridge Lot #H11224 met on August 24, 1999 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Levy and Scalzo. Mrs. Saracino was on vacation. Also in attendance were Superintendent of Public Utilities William Buckley, the petitioner Milton Boyce and Attorney Thomas Frizzell representing Mr. and Mrs. Boyce.

Mr. Levy read a letter from the Planning Commission giving a positive recommendation for the sewer and water extensions at its July 21, 1999 meeting. Mr. Buckley reviewed and explained the different engineering options for this extension. Mr. Levy asked Mr. Buckley if this extension would cause any

additional cost to the current utility users or the City. The answer was no. Mr. Levy asked if there would be adequate water pressure. The answer was yes.

Mr. Buckley gave a positive recommendation to the extension with two additional requirements:

1. The applicant must enter into a contract with the City to acquire easements and extend the water and sewer mains to a point that makes the service available to Lot H11224.

2. The applicant will pay a contract fee to the City of \$7,500.00 for the water extension and \$7,500.00 for a sewer extension for a complete job excluding service lines. The total contract fee will be \$15,000.00.

Mr. Scalzo made a motion to approve the sewer and water extension subject to the City of Danbury Code of Ordinances and the required eight steps plus two additional steps as follows: (1) the applicant enter into contract with the City to acquire easements an extend the water and sewer mains to a point that makes the service available to Lot H11224; and (2) the applicant will pay the City a contract fee of \$7,500.00 for the water extension and \$7,500.00 for a sewer extension for a complete job excluding service lines. Total contract fee of \$15,000.00.

Motion was seconded by Mr. Levy and passed unanimously.

Motion to adjourn by Mr. Scalzo at 7:55 P.M. Seconded by Mr. Levy and passed unanimously.

The report was received and the positive recommendations regarding the request for sewer and water extension on Juniper Ridge was approved on the Consent Calendar.

#### 51 – REPORT – Water Problem on Ford Lane

The Common Council Committee appointed to review a water problem on Ford Lane met on August 10, 1999 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Levy, Coco and Moore. Also in attendance were Director of Public Works William Buckley, the petitioner Robert Scalzo and Council Members Boynton and Esposito, ex-officio.

Mr. Levy read a letter from the petitioner. It outlined a water drainage problem that is doing extensive damage to Ford Lane and private property when it rains. Mr. Levy said that he met with Mr. Scalzo on Ford Lane to see the problem. It was determined by that inspection and confirmed by Mr. Buckley that the source of water was draining off from properties on the northbound side of Route 39 and down the backside of those properties to a natural drainage culvert. It states at the end of Catherine Street and runs past the end of Golden Hill Avenue and then discharges onto Ford Lane where it flows down the road to Ventura Drive.

After a good amount of questions and answers, Mr. Buckley made the following suggestions:

Mr. Buckley said a good part of the problem was that Mr. Scalzo's neighbor has a stone and dirt driveway that was washing out during heavy rainstorms. This was evident at every inspection with stones and dirt on the road. The stone and dirt was plugging or reducing the capacity of the City road drains. Mr. Buckley said as a first step to reducing the problem he would have the drainage system cleaned. He also suggested that with the Common Council's approval he would supply a limited amount of drainage pipe or material to Mr. Scalzo's neighbor to help stop the driveway washout.

Mr. Moore made a motion to adopt Mr. Buckley's recommendations as follows:

1. Clean the drainage system in the Ford Lane area.
2. Supply a limited amount of drainage material as determined by the Director of Public Works to Mr. Donald Butler at 5 Ford Lane to install a driveway drain.

Motion was seconded by Mr. Coco and passed unanimously.

Motion to adjourn by Mr. Moore at 8:35 P.M. Seconded by Mr. Levy and passed unanimously.

The report was received and the positive recommendations regarding the water problem on Ford Lane was approved on the Consent Calendar.

#### 52 – REPORT – Conditions on Liberty Avenue

The Common Council Committee appointed to review the conditions on Liberty Avenue met on August 23, 1999 at 7:20 P.M. in Room 432 in City Hall. In attendance were committee members John Esposito, Ernest Boynton and Mary Saracino. Also in attendance were Police Chief Robert Paquette and Director of Public Utilities William Buckley as well as residents Carl Geib, Raymond Barrett, Maria Cingolani, John and Madeleine Riska, Rose Schlemmer and Laura Ellis.

Mr. Esposito stated that the committee conducted an on-site inspection before this meeting. Mrs. Saracino stated that the pavement is worn and cracked with ridges in the road. There were tire tracks on the road from speeders and also a bump in the road, Mr. Boynton noted that there were young children in the area and there could be a serious accident. Mr. Boynton made a motion to suspend the rules. Seconded by Mrs. Saracino. Motion carried unanimously.

Mr. Buckley stated that the solution is to remove the rock, realign the road and drop the road one to two feet to take the dip out of the road. They could pave the road but that would be a temporary solution. They could put a skim on the road but he feels they would not be able to remove the rock this year. Chief Paquette stated that the road condition is causing traffic problems. It is a launch ramp condition. He feels that Mr. Buckley's suggestion for a long-term solution is best. Mr. Buckley stated that if there are utilities underground they would have to be relocated.

Mrs. Saracino made a motion to recommend that Mr. Buckley be authorized to proceed with his solution to fix the road conditions. Seconded by Mr. Boynton. Mr. Boynton asked if pavement scoring could be done across the road. Mr. Buckley said that the noise factor would be prohibitive. The motion carried unanimously.

Mr. Boynton made a motion to receive the report and adopt its recommendations. Seconded by Mr. Shuler. Motion carried unanimously.

#### 53 – REPORT – Request for a Stop Sign on Lancey Street

The Common Council Committee appointed to review the request for a stop sign on Lancey Street met at 7:55 P.M. on August 23, 1999 in Room 432 in City Hall. In attendance were committee members John Esposito, Ernest Boynton and Mary Saracino. Also in attendance were Police Chief Robert Paquette and Director of Public Utilities William Buckley as well as residents Carl Geib, Raymond Barrett, Maria Cingolani, John and Madeleine Riska, Rose Schlemmer and Laura Ellis.

Mr. Esposito read the petition for a stop sign on Lancey Street. He also read a letter from Traffic Engineer Abdul Mohammed granting permission for a stop sign on Lancey Street. Chief Paquette said that the stop sign would be placed coming down Fairfield Ridge with Lancey Street on the left. Having a stop sign going up the hill would be a problem in inclement weather. Mr. Boynton asked about a stop sign warning either lettered on the pavement or a sign warning of stop ahead. Mr. Buckley stated that he would not want to see a stop sign installed on the hill because of snow, but after the road was repaved he would revisit the site.

Mrs. Saracino made a motion to approve the stop sign on the down side of Lancey Street and, after reconstruction, the need for a stop sign on the upgrade should be revisited. Seconded by Mr. Boynton. Motion carried unanimously.

Mr. Levy made a motion to receive the report and adopt its recommendations. Seconded by Mrs. Basso. Motion carried unanimously.

54 – **DEPARTMENT REPORTS** – Police Chief, Health and Housing, Department of Elderly Services, Public Works, Public Utilities, Highways, Fire Chief, Fire Marshall, Engineering. Mr. Setaro made a motion to accept the department reports as read and waive the reading as all members have copies which are on file in the Office of the City Clerk for public inspection. Seconded by Mr. Levy. Motion carried unanimously.

55 – Request for Sewer and Water Extensions – Terre Haute Road

Mr. Setaro made a motion to add this to the agenda. Seconded by Dean Esposito. Motion carried with Mr. Gallagher voting in the negative. Mr. Setaro asked that this be referred to an ad hoc committee, the Superintendent of Public Utilities, the City Engineer and the Planning Commission. Mayor Eriquez so ordered and appointed Council Members Dean Esposito, Buzaid and Saracino to the committee.

56 – Request for the sum of \$2,000 for the Mayor's Task Force on Domestic Violence and Violence Prevention

Mr. Setaro made a motion to add this item to the agenda. Seconded by Mr. Levy. Motion carried with Mr. Gallagher voting in the negative. Request from Mayor Eriquez that the sum of \$2,000 be appropriated from the Contingency Fund to cover the costs associated with the publication of the Mayor's Task Force on Domestic Violence report and their planned conference. Mr. McAllister made a motion to receive the communication and allocate the sum of \$2,000 to cover the cost of publication of the report and the conference, pending certification. Seconded by Emile Buzaid. Motion carried unanimously.

57 – Request to transfer the fire station and property on Well Avenue to Phoenix Hose.

Mr. Setaro made a motion to add this item to the agenda. Seconded by Dean Esposito. Motion carried with Mr. Gallagher voting in the negative. John Esposito asked that this be referred to an ad hoc committee, the Director of Finance, the Corporation Counsel, the Fire Chief and the Planning Commission. Mayor Eriquez so ordered and appointed Council Members Levy, Coco and Basso to the committee.

At 9:12 P.M. Mr. McAllister made a motion to enter into Executive Session. Seconded by Dean Esposito. Motion carried unanimously.

At 9:32 P.M. the Common Council reconvened in open session. Mr. Setaro made a motion to approve item 46 as outlined by Assistant Corporation Counsel Kim Nolan, subject to certification. Seconded by Mr. McAllister. Motion carried unanimously.

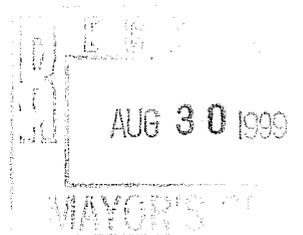
Mayor Eriquez extended all committees.

There being no further business to come before the Common Council a motion was made by Dean Esposito for the meeting to be adjourned at 9:34 P.M.

Respectfully submitted,

  
JIMMETTA L. SAMAHA  
Assistant City Clerk

**MARCIA T. FOX**  
157 Shelter Rock Road, #20  
Danbury, CT 06810  
(203) 792-7618



August 25, 1999

Michael Seri, Town Clerk  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Michael:

After much thought, I have decided to resign from the Common Council effective immediately. My recent promotion coupled with my plans to attend graduate school on Tuesday and Wednesday nights this fall were deciding factors in my decision.

I appreciate all the support I have received from Council leadership, the Mayor and the Democratic Town Committee. My last four years on the Council have been exciting and challenging. I will miss being a Council member and helping my constituents.

To my fellow Council members; keep up the good work. Not many people realize that our role is that of a volunteer and that we volunteer out of a desire to make Danbury a great place to live. I thank you for all of your efforts on the part of the citizens of Danbury.

Sincerely,

A handwritten signature in cursive script that reads "Marcia T. Fox". The signature is written in black ink and is positioned above the typed name.

Marcia T. Fox  
Council Woman-at-Large

Cc: Gene Eriquez, Mayor  
Christopher Setaro, Common Council President  
Betty Crudginton, City Clerk  
Joe Walkovich, Democratic Town Committee Chairman

DEMOCRATIC TOWN COMMITTEE

P.O. BOX 164

DANBURY, CONNECTICUT 06813

2

Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Conn. 06810

August 10, 1999

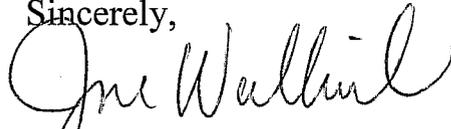
Dear Members of the Common Council,

I am pleased to inform you that at a meeting of the Danbury Democratic Town Committee held on Monday August 9 Michael Pascuzzi of 55 Mill Plain Road #1-3 was nominated to complete the unexpired term of Louis Charles of the 7<sup>th</sup> Ward.

I hope that you will act on this nomination expeditiously.

If I can be of any other assistance regarding this matter please contact me.

Sincerely,



Joseph Walkovich  
Town Chairman

cc: Michael Pascuzzi



3

**CITY OF DANBURY**  
**DANBURY, CONNECTICUT 06810**

**HEALTH AND HOUSING DEPARTMENT**  
**155 DEER HILL AVENUE**

(203) 797-4625  
FAX (203) 796-1596

August 31, 1999

The Honorable Mayor Gene Eriquez and Members of the Common Council  
155 Deer Hill Avenue  
Danbury, Connecticut

Dear Mayor Eriquez and Members of the Common Council :

Last year, the Common Council authorized the Health Department, acting on behalf of the Still River Greenway Project, to seek and execute a lease agreement with the Connecticut Department of Transportation (DOT). This lease agreement was for a long term license to use their properties along the Still River in east Danbury for the recreational use for hiking and environmental education.

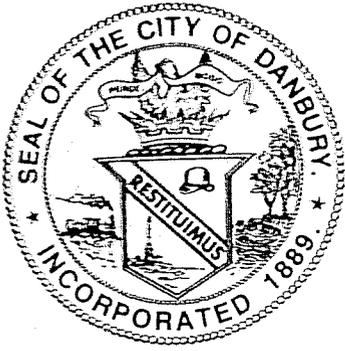
This summer, we finally received the lease agreement from DOT. However, their license requires a resolution from the Common Council, with a specific language. I have enclosed the resolution that they require for the final execution of this lease agreement.

I respectfully request the Common Council to adopt the enclosed resolution so that we can complete this lease agreement with DOT.

Respectfully Yours,

Jack Kozuchowski

Coordinator of Environmental &  
Occupational Health Services



# RESOLUTION

CITY OF DANBURY. STATE OF CONNECTICUT

\_\_\_\_\_ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

THAT the Mayor of Danbury, Gene F. Eriquez, is empowered to execute and deliver in the name and on behalf of the "Second Party a certain agreement with the State of Connecticut, Department of Transportation known as File No. 34-124-10c.



# RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

\_\_\_\_\_ A. D., 19

**RESOLVED** by the Common Council of the City of Danbury:

THAT the Mayor of Danbury, Gene F. Eriquez, is empowered to execute and deliver in the name and on behalf of the "Second Party a certain agreement with the State of Connecticut, Department of Transportation known as File No. 34-124-10c.



4

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

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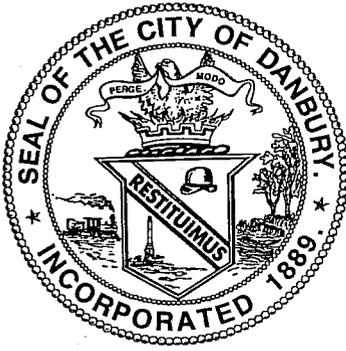
**DATE:** August 24, 1999  
**TO:** Hon Gene F. Eriquez,  
via the Common Council  
**FROM:** Dominic A. Setaro, Jr.  
**RE:** Resolution – Revised Per Capital Resolution  
**CC:** K. G. Redenz, N. C. Buzerak, W. Campbell

Attached for your review is a resolution that will allow the City of Danbury Health and Housing to accept an increase funding of \$5,041.45 from the State of Connecticut, Department of Public Health. The increase in the amount of \$5,041.45 does not require a local match.

Attached is a copy of the paperwork received by this office for your review. The Common Council is requested to consider this resolution at its next meeting.

Dominic A. Setaro, Jr.

Attach.



# RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

\_\_\_\_\_ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Public Health has made additional per capita funds available for 1999-2000 to municipalities in accordance with Section 19a-202 of the Connecticut General Statutes; and

WHEREAS, the City of Danbury through the Danbury Health and Housing Department has formulated a program to promote optimal public health quality in the City of Danbury; and

WHEREAS, a continuation grant award application for a revised amount of \$71,820.85 with no local match requirement will be processed by the Danbury Health and Housing Department for a grant term of July 1, 1999 through June 30, 2000.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury, Gene F. Eriquez, is hereby authorized to apply for and accept said per capita grant funds of \$71,820.85 to execute all contracts or amendments thereof concerning said grant and to take all necessary actions to effectuate the purposes thereof.



# STATE OF CONNECTICUT

## DEPARTMENT OF PUBLIC HEALTH

### LOCAL HEALTH ADMINISTRATION

TO: Municipal Directors of Health  
*Leonard E. McCain*  
FROM: Leonard E. McCain, Director  
DATE: August 5, 1999  
RE: Additional allocation for SFY 2000 State Per Capita Funding

08-09-99P01:16 RCVD

#### Introduction

For the state fiscal year 2000 (July 1, 1999-June 30, 2000), the Connecticut General Assembly appropriated \$300,000 in addition to the allocations mandated by Section 19a-202 of the Connecticut General Statutes.

The supplemental allocation will be disseminated through the use of the budget revision, the same process utilized in the last fiscal year for additional funding. Enclosed for your use is a budget revision form and an invoice. Also enclosed is a summary of the additional funds available to full-time local health departments and districts for SFY 2000.

Any questions regarding the budget revision process or invoice should be addressed to Janet St. Clair at (860) 509-7660.

#### Enclosures:

Summary of SFY 2000 Supplemental Funding for Full time Municipal Health Departments  
Budget revision forms and instructions  
Vendor's Invoice

cc: Per Capita Panel members  
Catherine Kennelly, Chief Fiscal Officer  
Marie Roberto, Bureau Chief

s:\hper\appl\muni\2000\suppmuni

(860) 509-7660

RECEIVED  
FINANCE DEPT.  
AUG 16 1999



Phone:  
Telephone Device for the Deaf (860) 509-7191  
410 Capitol Avenue - MS #

Full time municipal

Full Time H.D. MUNICIPALITY	1997 Population	FY 2000 Allocation	Supplement 2000	Rate	2000 total
				0.077004	
Bethel	17,757	\$18,112.14	\$1,367.36		\$19,479.50
Bridgeport	137,923	\$140,681.46	\$10,620.62		\$151,302.08
Colchester	12,732	\$12,986.64	\$980.41		\$13,967.05
Danbury	65,470	\$66,779.40	\$5,041.45		\$71,820.85
East Hampton	10,994	\$11,213.88	\$846.58		\$12,060.46
East Hartford	47,700	\$48,654.00	\$3,673.09		\$52,327.09
Fairfield	53,491	\$54,560.82	\$4,119.02		\$58,679.84
Glastonbury	28,275	\$28,840.50	\$2,177.29		\$31,017.79
Greenwich	58,343	\$59,509.86	\$4,492.64		\$64,002.50
Hartford	132,036	\$134,676.72	\$10,167.30		\$144,844.02
Manchester	51,259	\$52,284.18	\$3,947.15		\$56,231.33
Meriden	57,009	\$58,149.18	\$4,389.92		\$62,539.10
Middletown	43,498	\$44,367.96	\$3,349.52		\$47,717.48
Milford	47,862	\$48,819.24	\$3,685.57		\$52,504.81
New Britain	70,948	\$72,366.96	\$5,463.28		\$77,830.24
New Fairfield	13,370	\$13,637.40	\$1,029.54		\$14,666.94
New Haven	124,269	\$126,754.38	\$9,569.21		\$136,323.59
New London	25,263	\$25,768.26	\$1,945.35		\$27,713.61
New Milford	25,343	\$25,849.86	\$1,951.51		\$27,801.37
Norwalk	77,937	\$79,495.74	\$6,001.46		\$85,497.20
Stamford	109,997	\$112,196.94	\$8,470.21		\$120,667.15
Stratford	49,068	\$50,049.36	\$3,778.43		\$53,827.79
Wallingford	40,671	\$41,484.42	\$3,131.83		\$44,616.25
Waterbury	106,082	\$108,203.64	\$8,168.74		\$116,372.38
West Haven	51,996	\$53,035.92	\$4,003.90		\$57,039.82
Wilton	16,320	\$16,646.40	\$1,256.71		\$17,903.11
Windsor	27,446	\$27,994.92	\$2,113.45		\$30,108.37
	1,503,059	\$1,533,120.18	\$115,741.56		\$1,648,861.74

*Revised as per Virginia's Final reports.*

OFFICE OF LOCAL HEALTH ADMINISTRATION  
EXPENDITURE REPORT FOR PER CAPITA GRANT  
FISCAL YEAR 1999

HEALTH DEPARTMENT/DISTRICT DANBURY  
NAME OF HEALTH DIRECTOR WILLIAM CAMPBELL  
SIGNATURE OF HEALTH DIRECTOR \_\_\_\_\_

DATE 8/12/99  
POPULATION(1996) 67,511  
ALLOCATION(1999) 968,861.22

1	2	3	4	5	6	7
BUDGET ITEM GOALS/PROGRAM	OUTCOME MEASURES	CARRY OVER FROM PRIOR FISCAL YEARS	ALLOCATION FISCAL YEAR 1999	TOTAL (3+4)	EXPENDITURES THRU June 30, 1999	PROJECTED CARRY OVER FY 2000
1. Same	1. Same	\$ - 0 - -	\$ 7,500.00	\$ 7,500.00	\$ 7,500.00	\$ - 0 -
2. Same	2. Same	\$ 300.00	\$ 950.00	\$ 1,250.00	\$ 1,028.94	\$ 221.06
3. Same	3. Same	\$ 10,580.64	\$ 29,819.36	\$ 40,400.00	\$ 26,565.20	\$ 13,834.80
4. Same	4. Same	\$ 920.00	\$ 305.00	\$ 725.00	\$ 725.00	\$ - 0 -
5. Same	5. Same	\$ 84.32	- 0 -	\$ 84.32	\$ - 0 -	\$ 84.32
6. Same	6. Same	\$ 2,801.99	\$ 10,141.24	\$ 12,943.23	\$ 5,445.73	\$ 7,447.50
7. Same	7. Same	\$ - 0 -	\$ 688.62	\$ 688.62	\$ 688.62	- 0 -
8. Same	8. Same	\$ 43.00	\$ 307.00	\$ 350.00	\$ 128.95	\$ 221.05
9. Same	9. Same	\$ 1,074.00	\$ - 0 -	\$ 1,074.00	\$ 1,074.00	\$ - 0 -
10. Same	10. Same	\$ - 0 -	\$ 150.00	\$ 150.00	\$ 149.99	\$ 0.01
11. Same	11. Same	\$ - 0 -	\$ 450.00	\$ 450.00	\$ 429.00	\$ 21.00
12. Same	12. Same	\$ - 0 -	\$ 750.00	\$ 750.00	\$ 502.56	\$ 247.44
13. Same	13. Same revision	\$ - 0 -	\$ 13,000.00	\$ 13,000.00	\$ 6,500.00	\$ 6,500.00
14. Same	14. Same	- 0 -	\$ 4,800.00	\$ 4,800.00	\$ 4,786.14	\$ 13.86
	TOTAL	\$ 15,303.95	\$ 68,861.22	\$ 84,165.17	\$ 55,574.13	\$ 28,591.04

AUG 19 1999

OFFICE OF LOCAL HEALTH ADMINISTRATION  
REVISED PER CAPITA APPLICATION

HEALTH DEPARTMENT Danbury Health and Housing

NAME OF DIRECTOR OF HEALTH William Campbell

SIGNATURE OF DIRECTOR OF HEALTH *William Campbell*

DATE 8/18/99

POPULATION (1997) 65,470

ALLOCATION(2000) \$ 71,820.85

GRANT PROPOSAL FOR SFY 2000  
REVISED ON AUGUST 18, 1999

BUDGET ITEM/OBJECTIVE (1)	PROPOSED OUTCOME MEASURE (2)	CARRY OVER FROM FY99 (3)	SFY 2000 ALLOCATION (4)	TOTAL BUDGET (3 + 4)
1. Provide partial funding of medical assistant services at the department's office of Community Medicine	1. Provision of support for communicable disease control, including, but not limited to, sexually transmitted disease clinic and tuberculosis clinics.	\$ -0-	\$ 7,500.00	\$ 7,500.00
2. Provide pagers, six mobile telephone lines and related operating and repair/replacement costs.	2. Provide increased on-site communication at emergencies such as hazardous materials releases; improve efficiency by enabling schedule changes of staff in the field, and enable field staff to contact clients and the home office while in the field.	\$ 150.00	\$ 1,000.00	\$ 1,150.00
3. Provide medical supplies, laboratory services, computer equipment and/or software and other support services (see attached budget for examples) to the department's School Based Health Centers (Danbury High School and a school TBA).	3. Provide primary medical, social and mental health care to approximately 1,200 enrollees @ Danbury High School and an estimated 450 @ a school TBA. Improve documentation of service, improve provision of student health surveillance and maintain quality assurance services. See attached listings for detail regarding services.	\$ 13,834.80	\$ 32,665.20	\$ 46,500.00
4. Computer hardware, software and support services necessary to maintain and/or update department applications.	4. A. Continue the coding and data entry of existing department records. B. Provide support services, as needed. C. Provide software, hardware and related equipment, as needed. D. Provide Internet access via wireless connection.	\$ 6,000.00	\$ -0-	\$ 6,000.00
5. Audit Fee.	5. To be deducted, as per city policy.	\$ -0-	\$ 718.21	\$ 718.21
6. Purchase reference books.	6. Provide access to current information.	\$ 50.00	\$ 300.00	\$ 350.00
7. Implement first phase of community health assessment based on design prepared during FY 1999.	7. Complete objectives established for first phase of community health assessment.	\$ 56.24	\$ 27,887.44	\$ 27,943.68
TOTAL				

OFFICE OF LOCAL HEALTH ADMINISTRATION  
 REVISED PER CAPITA APPLICATION

HEALTH DEPARTMENT Danbury Health and Housing

DATE 8/18/99

NAME OF DIRECTOR OF HEALTH William Campbell

POPULATION (1997) 65,470

SIGNATURE OF DIRECTOR OF HEALTH *William Campbell*

ALLOCATION(2000) \$ 71,820.85

GRANT PROPOSAL FOR SFY 2000  
 REVISED ON AUGUST 18, 1999

BUDGET ITEM/OBJECTIVE (1)	PROPOSED OUTCOME MEASURE (2)	CARRY OVER FROM FY99 (3)	SFY 2000 ALLOCATION (4)	TOTAL BUDGET (3 + 4)
8. Provide a digital camera and related equipment or software.	8. Provide documentation for enforcement activities and graphics for educational programs.	\$ -0-	\$ 1,250.00	\$ 1,250.00
9. Implement planning & site selection process for expansion of School Based Health Center services in Danbury.	9. Complete planning & site selection process.	\$ 2,000.00	\$ 500.00	\$ 2,500.00
10. Complete model plan for community health assessment (initiated in FY1999, but not completed by 6/30/99).	10. Completion of a plan acceptable to the Danbury health and Housing Department.	\$ 6,500.00	\$ -0-	\$ 6,500.00
<b>TOTAL</b>		\$ 28,591.04	\$ 71,820.85	\$ 100,411.89

**REVISED IMPACT STATEMENT**  
**1999-2000 Per Capita Grant**  
August 19, 1999

Program Impact:

This grant provides for partial funding for medical assistant services to the Community Medicine Office, mobile telephone service for emergencies and remote field work, computer equipment and support services (including maintenance for "off brand computers" and the department's laser printers), the city's audit fee, partial funding of the School Based Health Center, reference materials, a digital camera, planning & site selection services for the expansion of School Based Health Center services, and community health assessment.

Fiscal Impact:

This grant is authorized by Section 19a-202, Connecticut General Statutes as a source of supplemental funding for local public health activities. It is as fixed a source of funding as can be expected. Potential loss of funding for positions subsidized by this would mean a reduction in hours, but not termination. Loss of funding is not anticipated (see Grant Lifetime below).

Anticipated Grant Lifetime:

This grant has no expiration date. The funding is authorized by a specific state statute. Funding is based on population and reduction of the basic funding formula is not likely.

RECEIVED  
FINANCE DEPT.  
AUG 19 1999



# RESOLUTION

**CITY OF DANBURY, STATE OF CONNECTICUT**

\_\_\_\_\_ A. D., 19

**RESOLVED** by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Public Health has made additional per capita funds available for 1999-2000 to municipalities in accordance with Section 19a-202 of the Connecticut General Statutes; and

WHEREAS, the City of Danbury through the Danbury Health and Housing Department has formulated a program to promote optimal public health quality in the City of Danbury; and

WHEREAS, a continuation grant award application for a revised amount of \$71,820.85 with no local match requirement will be processed by the Danbury Health and Housing Department for a grant term of July 1, 1999 through June 30, 2000.

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury, Gene F. Eriquez, is hereby authorized to apply for and accept said per capita grant funds of \$71,820.85 to execute all contracts or amendments thereof concerning said grant and to take all necessary actions to effectuate the purposes thereof.



5

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

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**DATE:** August 24, 1999  
**TO:** Hon Gene F. Eriquez,  
via the Common Council  
**FROM:** Dominic A. Setaro, Jr.  
**RE:** Resolution – Local Law Enforcement Grant  
**CC:** K. G. Redenz, N. C. Buzerak, Chief Paquette

Attached for your review is a resolution that will allow the City of Danbury Police Department to apply for and accept funding of \$45,981 from the U.S. Department of Justice Assistance (BJA). The grant requires a local match of \$5,109 which is requested to come the city's contingency fund.

Attached is a copy of the paperwork received by this office for your review. The Common Council is requested to consider this resolution at its next meeting.

A handwritten signature in black ink, appearing to read "Dominic A. Setaro, Jr.".

Dominic A. Setaro, Jr.

Attach.



# RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

\_\_\_\_\_ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the U.S. Department of Justice, Bureau of Justice Assistance (BJA) under the Fiscal Year 1997 Omnibus Appropriations Act ( Pub. L. 104 208) has advised the City of Danbury of its eligibility to apply to BJA for a direct award of \$45,981 under this program with a local cash match of \$5,109.00 required, and

WHEREAS, the funding under this new program will be used by the Danbury Police Department to purchase various items of equipment to enhance effective law enforcement within the City of Danbury, and

WHEREAS, the grant period will run for 24 months from the date of the initial payment received.

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury, is hereby authorized to apply for and accept such grant award and the Mayor is authorized to sign any contracts/documents in connection therewith and do all things necessary to effectuate the purposes of said grant.



**CITY OF DANBURY**  
**DANBURY, CONNECTICUT 06810**

**DEPARTMENT OF POLICE**  
**120 MAIN STREET**

**ROBERT L. PAQUETTE, CHIEF**  
**(203) 797-4614**

August 17, 1999

MEMORANDUM

To: Elizabeth Crudginton, City Clerk  
Members of the Common Council

From: Chief Robert L. Paquette

Subject: **Local Law Enforcement Block Grant**

The 1999/2000 LLEBG applied for requires a local cash match of \$5,109.

I am requesting that this money be taken from the contingency fund.

Robert L. Paquette  
Chief of Police

RLP:ks



# Part II LLEBG Application

STEP 4 of 9

## Federal Award Amount and Match Amount

\* Indicates Required

### Federal Award Amount

PSOHB compliance status is reflected in this figure.

**\$45,981**

### Match Amount

The LLEBG program requires a 10 percent cash match with no waiver provision. Federal funds may not exceed 90 percent of total program costs. Your match has been automatically calculated based on your adjusted award amount.

**\$5,109**

### Matching Funds Code

M1 - State and Local Government Units

Help

\* indicates required

Cancel Save < Prev

Next >

## **PART I LLEBG Application**

---

### The LLEBG Trust Fund Requirement

All direct LLEBG recipients and State subrecipients must establish a **trust fund** in which to deposit LLEBG program funding. For purposes of the LLEBG Program, a trust fund is defined as an account that is specifically designated for this program. The trust fund may or may not be an interest bearing account; regardless of the type of account selected, the trust fund must protect the principal. Only allowable program expenses may be paid from this account. This fund may **not** be used to pay debts incurred by other activities beyond the scope of the LLEBG program. The trust fund must be established by the recipient jurisdiction, not by the implementing agency/ies. In other words, in the case of a city award, the city manager or mayor's office must establish the trust fund, not the police department. In some jurisdictions the term "Special Revenue Fund" may denote the same attributes as the definition for trust fund under the LLEBG Program.

A LLEBG recipient's LLEBG trust fund must include the following four features:

1. The fund may earn interest, but any earned interest must be used for program purposes. [The trust fund does not have to be an interest bearing fund.]
2. The recipient must be able to account for the Federal award amount.
3. The recipient must be able to account for the local match amount.
4. The recipient must be able to account for any interest earned.

**I have read the above requirement**



\* indicates required



**Impact Statement**  
**Local Law Enforcement**  
**Block Grant**

**Acceptance of the Local Law Enforcement Block Grant of \$45,981 carries with it a required 10 percent match. This amounts to \$5,109.**



**Lt. Terence Shanahan**  
**CSD Commander**

**B u d g e t**  
**Local Law Enforcement**  
**Block Grant**

**A budget and/or budget narrative is not available for this grant at this time.**

**Under this grant, the Department of Justice, Bureau of Justice Assistance, requires an advisory board be established and meet; a public hearing follows this. Following these requirements, a decision can be made as to equipment purchases.**



**Lt. Terence Shanahan**  
**CSD Commander**

## ASSURANCES

The Applicant hereby assures and certifies compliance with all Federal statutes, r policies, guidelines and requirements, including OMB Circulars No. A-21, A-110, A-122, A-128, A-87; E.O. 12372 and Uniform Administrative Requirements for Grant Cooperative Agreements 28 CFR, Part 66, Common rule, that govern the application, and use of Federal funds for this federally-assisted project. Also the Applicant a certifies that:

1. It possesses legal authority to apply for the grant; that a resolution, motion or similar action has been duly adopted or passed as an official act of the applicant's governing body, authorizing the filing of the application, including all understandings and assurances contained therein, and directing and authorizing the person identified as the official representative of the applicant to act in connection with the application and to provide such additional information may be required.
2. It will comply with requirements of the provisions of the Uniform Relocation Assistance and Real Property Acquisitions Act of 1970 (P.L. 91-646) which provides for fair and equitable treatment of persons displaced as a result of Federal and federally-assisted programs.
3. It will comply with provisions of Federal law which limit certain political activities of employees of a State or local unit of government whose principal employment is in connection with an activity financed in whole or in part by Federal grants. (5 USC 1501, et seq.)
4. It will comply with the minimum wage and maximum hours provisions of the Federal Fair Labor Standards Act
5. It will establish safeguards to prohibit employees from using their positions for a purpose that is or gives the appearance of being motivated by a desire for private gain for themselves or others, particularly those with whom they have family, business, or other ties.
6. It will give the sponsoring agency or the Comptroller General, through any authorized representative, access to and the right to examine all records, books, papers, or documents related to the grant.
7. It will comply with all requirements imposed by the Federal sponsoring agency concerning special requirements of law, program requirements, and other administrative requirements.
8. It will insure that the facilities under its ownership, lease or supervision which shall be utilized in the accomplishment of the project are not listed on the Environmental Protection Agency's (EPA) list of Violating Facilities and that it will notify the Federal grantor agency of the receipt of any communication from the Director of the EPA Office of Federal Activities indicating that a facility to be used in the project is under consideration for listing by the EPA.
9. It will comply with the flood insurance purchase requirements of Section 102(a) of the Flood Disaster Protection Act of 1973, Public Law 93-234, 87 Stat. 975, approved December 31, 1976, Section 102(a) requires, on and after March 2, 1975, the purchase of flood insurance in communities where such insurance is available as a condition for the receipt of any Federal financial assistance for construction or acquisition purposes for use in any area that has been identified by the Secretary of the Department of Housing and Urban Development as an area having special flood hazards. The phrase "Federal financial assistance" includes any form of loan, grant, guaranty, insurance payment, rebate, subsidy, disaster assistance loan or grant, or any other form of direct or indirect Federal assistance.

10. It will assist the Federal grantor agency in its compliance with Section 106 of the National Historic Preservation Act of 1966 as amended (16 USC 470), Executive Order 11593, and the Archeological and Historical Preservation Act of 1966 (16 USC 569a-1 et seq.) by (a) consulting with the State Historic Preservation Officer on the conduct of Investigations, as necessary, to identify properties listed in or eligible for inclusion in the National Register of Historic Places that are subject to adverse effects (see 36 CFR Part 800.8) by the activity, and notifying the Federal grantor agency of the existence of any such properties and by (b) complying with all requirements established by the Federal grantor agency to avoid or mitigate adverse effects upon such properties.

11. It will comply, and assure the compliance of all its subgrantees and contractors, with the applicable provisions of Title I of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, the Juvenile Justice and Delinquency Prevention Act, or the Victims of Crime Act, as appropriate; the provisions of the current edition of the Office of Justice Programs Financial and Administrative Guide for Grants, M7100.1; and all other applicable Federal laws, orders, circulars, or regulations.

12. It will comply with the provisions of 28 CFR applicable to grants and cooperative agreements including Part 18, Administrative Review Procedure; Part 20, Criminal Justice Information Systems; Part 22, Confidentiality of Identifiable Research and Statistical Information; Part 23, Criminal Intelligence Systems Operating Policies; Part 30, Intergovernmental Review of Department of Justice Programs and Activities; Part 42, Nondiscrimination/Equal Employment Opportunity Policies and Procedures; Part 61, Procedures for Implementing the National Environmental Policy Act; Part 63, Floodplain Management and Wetland Protection Procedures; and Federal laws or regulations applicable to Federal Assistance Programs.

13. It will comply, and all its contractors will comply, with the non-discrimination requirements of the Omnibus Crime Control and Safe Streets Act of 1968, as amended, 42 USC 3789(d), or Victims of Crime Act (as appropriate); Title VI of the Civil Rights Act of 1964, as amended; Section 504 of the Rehabilitation Act of 1973, as amended; Subtitle A, Title II of the Americans with Disabilities Act (ADA) (1990); Title IX of the Education Amendments of 1972; the Age Discrimination Act of 1975; Department of Justice Non-Discrimination Regulations, 28 CFR Part 42, Subparts C,D,E, and G; and Department of Justice regulations on disability discrimination, 28 CFR Part 35 and Part 39.

14. In the event a Federal or State court or Federal or State administrative agency makes a finding of discrimination after a due process hearing on the grounds of race, color, religion, national origin, sex, or disability against a recipient of funds, the recipient will forward a copy of the finding to the Office for Civil Rights, Office of Justice Programs.

15. It will provide an Equal Employment Opportunity Program if required to maintain one, where the application is for \$500,000 or more.

16. It will comply with the provisions of the Coastal Barrier Resources Act (P.L. 97-348) dated October 19, 1982 (16 USC 3501 et seq.) which prohibits the expenditure of most new Federal funds within the units of the Coastal Barrier Resources System.

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Da

OJP FORM 4000/3 (Rev. 1-93) PREVIOUS EDITIONS ARE OBSOLETE.  
ATTACHMENT TO SF-424

U.S. DEPARTMENT OF JUSTICE  
OFFICE OF JUSTICE PROGRAMS  
OFFICE OF THE COMPTROLLER

CERTIFICATIONS REGARDING LOBBYING; DEBARMENT, SUSPENSION AND  
OTHER RESPONSIBILITY MATTERS; AND DRUG-FREE WORKPLACE  
REQUIREMENTS

Applicants should refer to the regulations cited below to determine the certification which they are required to attest. Applicants should also review the instructions certification included in the regulations before completing this form. Signature on form provides for compliance with certification requirements under 28 CFR Part 69, "New Restrictions on Lobbying" and 28 CFR Part 67, "Government-wide Debarment and Suspension (Nonprocurement) and Government-wide Requirements for Drug-Free Workplace (Grants)." The certifications shall be treated as a material representation of fact upon which reliance will be placed when the Department of Justice determines to award the covered transaction, grant, or cooperative agreement.

1. LOBBYING

As required by Section 1352, Title 31 of the U.S. Code, and implemented at 28 CFR Part 69, for persons entering into a grant or cooperative agreement over \$100,000, defined at 28 CFR Part 69, the applicant certifies that:

(a) No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the making of any Federal grant, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal grant or cooperative agreement;

(b) If any funds other than Federal appropriated funds have been paid or will be paid by or on behalf of the undersigned to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal grant or cooperative agreement, the undersigned will identify the person or persons so influenced, the amount of the payment, and submit Standard Form - LLL, "Disclosure of Lobbying Activities," in accordance with its instructions;

(c) The undersigned shall require that the language of this certification be included in the award documents for all subawards at all tiers (including subgrants under grants and cooperative agreements, and subcontracts) and that all subrecipients shall certify and disclose accordingly.

2. DEBARMENT, SUSPENSION, AND OTHER RESPONSIBILITY MATTERS  
(DIRECT RECIPIENT)

As required by Executive Order 12549, Debarment and Suspension, and implemented at 28 CFR Part 67, for prospective participants in primary covered transactions, as defined at 28 CFR Part 67, Section 67.510

A. The applicant certifies that it and its principals:

(a) Are not presently debarred, suspended, proposed for debarment, declared ineligible for a denial of Federal benefits by a State or Federal court, or voluntarily excluded from transactions by any Federal department or agency;

(b) Have not within a three-year period preceding this application been convicted of a crime or judgment rendered against them for commission of fraud or a criminal offense in connection with obtaining, attempting to obtain, or performing a public (Federal, State, or local) contract under a public transaction; violation of Federal or State antitrust statutes or commission of embezzlement, theft, forgery, bribery, falsification or destruction of records, making false statements, or receiving stolen property;

(c) Are not presently indicted for or otherwise criminally or civilly charged by a Federal, State, or local entity with commission of any of the offenses enumerated in (a) and (b).

paragraph (1)(b) of this certification; and (d) Have not within a three-year period application had one or more public transactions (Federal, State, or local) terminations or defaults; and

B. Where the applicant is unable to certify to any of the statements in this certification, the applicant shall attach an explanation to this application.

### 3. DRUG-FREE WORKPLACE (GRANTEES OTHER THAN INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part 67 Subpart F, for grantees, as defined at 28 CFR Part 67 Sections 67.615 and 67.620

A. The applicant certifies that it will or will continue to provide a drug-free workplace by:

(a) Publishing a statement notifying employees that the unlawful manufacture, distribution, dispensing, possession, or use of a controlled substance is prohibited in the grantee's workplace and specifying the actions that will be taken against employees for violation of such prohibition;

(b) Establishing an on-going drug-free awareness program to inform employees about:

- (1) The dangers of drug abuse in the workplace;
- (2) The grantee's policy of maintaining a drug-free workplace;
- (3) Any available drug counseling, rehabilitation, and employee assistance program;
- (4) The penalties that may be imposed upon employees for drug abuse violations occurring in the workplace;

(c) Making it a requirement that each employee to be engaged in the performance of the grantee's business be given a copy of the statement required by paragraph (a);

(d) Notifying the employee in the statement required by paragraph (a) that, as a condition of employment under the grant, the employee will:

- (1) Abide by the terms of the statement; and
- (2) Notify the employer in writing of his or her conviction for a violation of a criminal law occurring in the workplace no later than five calendar days after such conviction;

(e) Notifying the agency, in writing, within 10 calendar days after receiving notification under subparagraph (d)(2) from an employee or otherwise receiving actual notice of such conviction. Employers of convicted employees must provide notice, including position title, to the Attorney General, Office of Justice Programs, ATTN: Control Desk, 633 Indiana Avenue, N.W., Washington, D.C. 20531. Notice shall include the identification number(s) of each convicted employee.

(f) Taking one of the following actions, within 30 calendar days of receiving notification under subparagraph (d)(2), with respect to any employee who is so convicted:

- (1) Taking appropriate personnel action against such an employee, up to and including termination, consistent with the requirements of the Rehabilitation Act of 1973, as amended;
- (2) Requiring such employee to participate satisfactorily in a drug abuse assistance or rehabilitation program approved for such purposes by a Federal, State, or local health or law enforcement, or other appropriate agency;

(g) Making a good faith effort to continue to maintain a drug-free workplace through implementation of paragraphs (a), (b), (c), (d), (e), and (f).

B. The grantee may insert in the space provided below the site(s) for the performance of the grant done in connection with the specific grant:

Place of Performance (Street address, city, county, state, zip code)

Check  if there are workplaces on file that are not identified here.

Section 67, 630 of the regulations provides that a grantee that is a State may elect certification in each Federal fiscal year. A copy of which should be included with for Department of Justice funding. States and State agencies may elect to use OJP

Check \_\_\_ if the State has elected to complete OJP Form 4061/7.

DRUG-FREE WORKPLACE (GRANTEES WHO ARE INDIVIDUALS)

As required by the Drug-Free Workplace Act of 1988, and implemented at 28 CFR Part Subpart F, for grantees, as defined at 28 CFR Part 67; Sections 67.615 and 67.620

A. As a condition of the grant, I certify that I will not engage in the unlawful m distribution, dispensing, possession, or use of a controlled substance in conducti activity with the grant; and

B. If convicted of a criminal drug offense resulting from a violation occurring du of any grant activity, I will report the conviction, in writing, within 10 calenda of the conviction, to: Department of Justice, Office of Justice Programs, ATTN: Co 633 Indiana Avenue, N.W., Washington, D.C. 20531.

As the duly authorized representative of the applicant, I hereby certify that the will comply with the above certifications.

1. Grantee Name and Address: \_\_\_\_\_

2. Application Number and/or Project Name \_\_\_\_\_ 3. Grantee IRS/Vendor Number \_\_\_\_\_

4. Typed Name and Title of Authorized Representative \_\_\_\_\_

5. Signature \_\_\_\_\_ 6. Date \_\_\_\_\_

OJP FORM 4061/6 (3-91) REPLACES OJP FORMS 4061/2, 4061/3 AND 4061/4 WHICH ARE OBSOLETE. OFFICE OF JUSTICE PROGRAMS BJA NIJ OJJDP BJS OVC



# RESOLUTION

**CITY OF DANBURY, STATE OF CONNECTICUT**

\_\_\_\_\_ A. D., 19

**RESOLVED** by the Common Council of the City of Danbury:

WHEREAS, the U.S. Department of Justice, Bureau of Justice Assistance (BJA) under the Fiscal Year 1997 Omnibus Appropriations Act ( Pub. L. 104 208) has advised the City of Danbury of its eligibility to apply to BJA for a direct award of \$45,981 under this program with a local cash match of \$5,109.00 required, and

WHEREAS, the funding under this new program will be used by the Danbury Police Department to purchase various items of equipment to enhance effective law enforcement within the City of Danbury, and

WHEREAS, the grant period will run for 24 months from the date of the initial payment received.

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury, is hereby authorized to apply for and accept such grant award and the Mayor is authorized to sign any contracts/documents in connection therewith and do all things necessary to effectuate the purposes of said grant.



6

# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

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**DATE:** August 24, 1999  
**TO:** Hon Gene F. Eriquez,  
via the Common Council  
**FROM:** Dominic A. Setaro, Jr.  
**RE:** Resolution – Revised School Based Health Center Resolution  
**CC:** K. G. Redenz, N. C. Buzerak, W. Campbell

Attached for your review is a resolution that will allow the City of Danbury Health and Housing to accept an increase funding of \$2,000 from the State of Connecticut, Department of Public Health. The increase in the amount of \$2,000 does not require a local match.

Attached is a copy of the paperwork received by this office for your review. The Common Council is requested to consider this resolution at its next meeting.



Dominic A. Setaro, Jr.

Attach.



**CITY OF DANBURY**  
**DANBURY, CONNECTICUT 06810**

**SCHOOL - BASED HEALTH CENTER (SBHC)**  
**DANBURY HIGH SCHOOL**  
**43 CLAPBOARD RIDGE ROAD**  
**DANBURY, CT 06811**

**(203) 790-2886**  
**(203) 790-2872**  
**FAX (203) 796-1596**

## **Memorandum**

**DATE:** July 27, 1999

**TO:** Brigid Schaffer, Internal Auditor

**FROM:** Melanie Bonjour, SBHC Coordinator 

**RE:** **Budget Revision & Resolution - 1999/2000**  
**School-Based Health Center Continuation**  
**Funding**

**CC:** Bill Campbell, Director of Health

We have received word from the State Department of Public Health that our 1999/2000 allocation for School-Based Health Center continuation funding for our high school site has been increased by 2% as a cost of living benefit. Confirmation of this change is attached.

This increase in funding will require us to prepare a Resolution for Common Council approval at their next scheduled meeting. An Impact Statement and revised budget is attached for your review. Please initiate the paperwork to have a resolution drafted.

As per our telephone conversation, I have revised the 1999/2000 SBHC budget to include the cost of living increase as well as a shift in grant staff hours and/or weeks worked paid under this grant. A budget revision justification is attached to support the requested changes. Please check the allocations for Fringe Benefits to be certain that funds designated to this line item are sufficient.

Following your review and approval of this revision I will forward it to the State for their blessing. Please call me at your earliest convenience to discuss the details. I will notify our Personnel Department of any changes in Employee Status as soon as the budget is confirmed by all parties. Thanks.

Att.

**IMPACT STATEMENT**  
**School-Based Health Center Continuation Funding Application**

Amount Available: Year 1: \$202,000 (\$102,000 - high school site  
\$100,000 - middle school site)  
Year 2: \$100,000

Contract Period: 06/30/99 -07/01/02  
Contract Log # 2000-137

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### Program Impact

A \$2,000 cost of living increase in funding from the Connecticut State Department of Public Health for fiscal years 1999 - 2000 will enable the City of Danbury to serve unmet health needs of the community's adolescent population through the provision of quality medical and mental health services. The primary beneficiaries of these services will be students enrolled in Danbury High School and the Alternative Center for Education.

This impact will be achieved through the maintenance of an established State licensed outpatient clinic located on the grounds of Danbury High School. Professional medical and mental health care services will be easily accessible to students, conducted in a confidential manner, and provided at no out of pocket cost to the student or their family. Outreach to the student population, which will include health promotion and disease prevention strategies, will be carried out by program staff.

Further benefits will be achieved through the removal of potential barriers to education, namely unmet health problems, which can interfere or hinder a child's capacity to learn.

### Fiscal Impact

This SBHC Continuation Funding grant is available through the Connecticut State Department of Public Health. The additional \$2,000 in SBHC Continuation Funding is being allocated as a cost of living increase funds currently allocated to implementation of the SBHC located at Danbury High School for Fiscal years 1999-2000 to support the implementation of a Level-V, fully operational, licensed center at Danbury High School.

The 2% cost of living is currently allocated for Fiscal Year 1999-2000. It is likely that a similar increase will be allocated for Fiscal Year 2000-2001 to maintain level funding of \$102,000.

It is anticipated that this additional funding will support daily operation of the SBHC through funding for expendable medical supplies, educational materials and staff training. A 2% Administration Fee and 2% Audit Fee will be budgeted for this increase.

The \$100,000 allocated for expansion of SBHC services to a chosen middle school during fiscal year 1999-2000 will remain at level funding and will not receive a cost of living increase.

### Anticipated Grant Lifetime

Funding for activities covered under this grant are available through June 30, 2000. Continuation funding from the CT State Department of Public Health for fiscal year two looks likely if a fully operational, licensed center is established as planned. As in the past, continued funding will be based on successful performance including achieved of proposed program goals and objectives.

If funding from the Department of Public Health were discontinued, alternative sources of funding would have to be identified, including alternative grant support, aggressive billing of patient third party insurance plans, and the identification of local dollars to support program operation.

If no other sources of funding could be identified, program services would be decreased or discontinued, and employment of grant personnel would cease.

Impact Statement submitted on: July 27, 1999  
Prepared By: Melanie S. Bonjour



# STATE OF CONNECTICUT

DEPARTMENT OF PUBLIC HEALTH  
Bureau of Community Health  
School & Primary Health Unit

July 27, 1999

Melanie Bounjour, SBHC Coordinator  
Danbury Health & Housing Dept.  
20 West Street  
Danbury, CT 06810

Dear Melanie:

The Department of Public Health has been provided with funds to increase to a 2% all state funded programs. Your SBHC in Danbury presently is receiving \$100,000 for service delivery at the Danbury High School. Please provide to me as soon as possible with a budget revision that reflects the total amount of \$2,000 added to your program.

If you may need further information please do not hesitate to call me at (860)509-8060.

Respectfully yours,

A handwritten signature in black ink, appearing to read "Hector Colon", with a long horizontal line extending to the right.

Hector Colon, Medical Social Work Consultant  
School & Primary Health Unit



Phone:

Telephone Device for the Deaf (860) 509-7191

410 Capitol Avenue - MS # \_\_\_\_\_

P.O. Box 340308 Hartford, CT 06134

An Equal Opportunity Employer

Contract Budget Summary #1

City of Danbury 2000-137

**Budget Period:** 7/01/99 to 6/30/00

**Contract Period:** 07/01/99 to 06/30/01

Program:

Category	Amount
<b>Personnel:</b>	
<b>1. Name &amp; Position:</b> M. S. Bonjour, Clinic Coordinator	
Calculation: 17.5 hrs/wk @ \$22.83/hr x 54 wks	\$21,574
Fringe Benefit: 31%	\$6,688
<b>2. Name &amp; Position:</b> J.M. Harrison, Nurse Practitioner #1	
Calculation: 18 hrs/wk x \$34.20/hr x 42wks	\$25,855
Fringe Benefit: 9%	\$2,327
<b>3. Name &amp; Position:</b> S.Y. Tredennick, Clinical Social Worker #1	
Calculation: 12 hrs/wk @ \$23.93 x 42 wks	\$12,061
Fringe Benefit: 9%	\$1,085
<b>4. Name &amp; Position:</b> R.A. Williams, Medical Assistant	
Calculation: 30 hrs/wk @ \$14.82/hr x 42 wks	\$18,673
Fringe Benefit: 9%	\$1,681
<b>5. Name &amp; Position:</b>	
Calculation:	
Fringe Benefit:	
<b>6. Name &amp; Position:</b>	
Calculation:	
Fringe Benefit:	
<b>7. Travel</b> .31 per mile X 3,000 miles	\$930
<b>8. Training</b>	
<b>9. Educational Materials</b>	
<b>10. Office Supplies</b>	\$556
<b>11. Medical Materials/Supplies</b>	
<b>12. Contractual (Subcontracts)***</b>	\$6,160
<b>13. Telephone</b>	
<b>14. Advertising</b>	
<b>15. Other Expenses (List Below)</b>	
a. Postage (1,000 stamps @ .33 cents each)	\$330
b.	
c.	
d.	
e.	
f.	
<b>16a. Administrative Costs</b> 2% Grant Administration Fee	\$2,040
2% Audit Fee	\$2,040
<b>16b. Indirect Costs</b>	
<b>Total DPH Grant</b>	<b>\$102,000</b>
<b>Other Program Income: \$6,000 HUSKY Outreach Contract/\$3,000 Billing Revenue</b>	

\*\*\* Complete Subcontractor Schedule A



**Subcontractor Schedule A-Detail**

City of Danbury 2000-137

Budget Period: 7/01/99 to 6/30/00

Program: School-Based Health Center - Danbury High School

Contract Period: 07/01/99 to 06/30/01

Provide the Following Detail for each Subcontractor listed in Summary:

#1

Subcontractor Name: Dr. John H. Gundy, MD

Address: 300 Federal Road, Brookfield, Connecticut 06804

Telephone: (203 ) (775 - 1118)

Select One: A  Budget Basis B  Fee-for-Service C  Hourly Rate

Indicate One:  MBE  WBE X Neither

Line Item	Amount
Consulation Services to clinic medical staff as SBHC Medical Director 2 hrs/week x \$70.00/hr x 44 weeks	\$6,160
Total Subcontract Amount:	\$6,160

#2

Subcontractor Name:

Address:

Telephone: ( ) ( - )

Select One: A  Budget Basis B  Fee-for-Service C  Hourly Rate

Indicate One:  MBE  WBE  Neither

Line Item	Amount
Total Subcontract Amount:	

**Contract Budget Summary #1 Subcontractor Schedule A-Summary**

City of Danbury 2000-137  
Budget Period: 7/01/99 to 6/30/00

Contract Period: 07/01/99 to 06/30/01

Program: School-Based Health Center - Danbury High School

Name		Indicate One			Amount
		MBE	WBE	N/A	
1.	Dr. John H. Gundy, MD	<input type="checkbox"/>	<input type="checkbox"/>	X	\$6,160
2.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
3.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
4.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
5.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
6.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
7.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
8.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
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16.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
17.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
18.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
19.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
20.		<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	
<b>Total</b>					\$6,160

**BUDGET REVISION REQUEST**

Contractor City of Danbury Health & Housing Contract Log # **2000-137**

Contract Period July 1, 1999 To June 30, 2000

<u>Budget Categories</u>	<u>Approved Amounts</u>	<u>Change (+or-)</u>	<u>Revised Budget</u>
Personnel			
- Clinic Coordinator	\$21,574.00	-0-	\$21,574.00
- Fringe	\$ 6,688.00	-0-	\$ 6,688.00
- Nurse Practitioner	\$27,086.00	-\$1,231.00	\$25,855.00
- Fringe	\$ 2,438.00	-\$111.00	\$ 2,327.00
- Clinical Social Worker	\$12,635.00	-\$574.00	\$12,061.00
- Fringe Benefits	\$ 1,137.00	-\$52.00	\$ 1,085.00
- Medical Assistant	\$15,650.00	+\$3,023.00	\$18,673.00
- Fringe Benefits	\$ 1,408.00	+\$ 273.00	\$ 1,681.00
Travel	\$ 930.00	-0-	\$ 930.00
Educational Materials	\$ 294.00	+\$262.00	\$ 556.00
Contractual Services	\$6,160.00	-0-	\$6,160.00
Postage	-0-	+\$330.00	\$330.00
Audit Fee	\$ 2,000.00	+\$40.00	\$ 2,040.00
Grant Administration Fee	\$ 2,000.00	+\$40.00	\$ 2,040.00

Totals \$102,000.00 \$102,000.00

Contractor Requested by

William Campbell 7/27/99  
Name and Title Date

Approved by DPH Program Contact

\_\_\_\_\_  
Name and Title Date

Approved by DPH Grants & Contracts

\_\_\_\_\_  
Name and Title Date

Budget Revision Justification

\* Grant Allocation increased from \$100,000 to \$102,000 fiscal year 1999/2000 - additional changes noted below

Personnel

Nurse Practitioner	-\$1,231.00	Reduced weeks from 44 to 42 - clinic to be closed christmas holiday week and school spring vacation week - funds will be shifted to Med. Ass't. position to increase hrs to cover full week (30 hrs)
Fringe Benefits	-\$111.00	Fringe benefits adjusted with reduction in weeks worked under this grant.
Clinical Social Worker	- \$574.00	Reduced weeks from 44 to 42 - clinic to be closed christmas holiday week and school spring vacation week - funds will be allocated to other budget line items.
Fringe Benefits	- \$52.00	Fringe benefits adjusted with reduction in weeks worked under this grant.
Medical Assistant	+ \$3,023.00	Hours increased from 24 to 30 for a 42 week period
Fringe Benefits	+ \$273.00	Fringe benefits for Med. Ass't. position adjusted to account for add'l. 6 hrs./wk for 42 wk period
Office Supplies	+\$ 262.00	Increased to provide office expendable supplies for

		staff use (i.e. stationary, copier supplies, etc.)
Postage	+ \$ 330.00	Increased from \$0.00 to enable the purchase of postage stamps - cover mailing costs.
Audit Fee	+\$ 40.00	Adjusted to cover 2% of increased grant allocation.
Grant Administration Fee	+ \$ 40.00	Adjusted to cover 2% of increased grant allocation.



# RESOLUTION

**CITY OF DANBURY, STATE OF CONNECTICUT**

\_\_\_\_\_ A. D., 19

**RESOLVED** by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Health Services has notified the Department of Health and Housing of the City of Danbury of the City's eligibility to apply for a School Based Health Center Continuation Grant in an amount not to exceed \$302,000; and

WHEREAS, the grant term will cover a two year period of July 1, 1999 through June 30, 2000 for \$202,000 and a second year July 1, 2000 to June 30, 2001 for an additional \$100,000 with no local match required; and

WHEREAS, the State's purpose in providing these funds is to enable the City's Health and Housing Department to provide the age appropriate accessible and affordable medical and mental health care services of Danbury High School students.

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury is hereby authorized to apply to the State of Connecticut Department of Health Services for said grant funds and to accept the award if offered; and

BE IT FURTHER RESOLVED THAT Mayor Gene F. Eriquez is hereby authorized to take any and all actions necessary to effectuate the purposes hereof.



# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511  
FAX (203) 796-1666

September 8, 1999

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I hereby submit for your confirmation the following appointments to the position of Fire Fighter within the Danbury Fire Department.

Each of these candidates have successfully completed the requirements for the position in accordance with Civil Service rules and regulations and are among those eligible for appointment to fill existing vacancies caused by retirement.

John A. Kennedy  
75 Bear Mountain Road  
Danbury, CT 06811

Mr. Kennedy is a 1991 graduate of Henry Abbott Regional Vocational Technical School and attended the New England Institute of Technology. He has been employed as a carpenter/contractor and is a U.S. Navy veteran where he served as a member of the Navy's Civil Action Team after graduating from their Construction Technical College. Mr. Kennedy has been a volunteer member of the Citizen Hose Company No. 6 for approximately 10 years.

Joseph Halas  
59 Hospital Avenue  
Danbury, CT 06810

Mr. Halas is a 1991 graduate of Danbury High School and received his Bachelor of Science degree from Western Connecticut State University. He currently is a career fire fighter with the Town of Stratford and had previously been a career fire fighter for the Town of Greenwich. Mr. Halas holds several certifications in the fire service, is a Fire Fighter II and EMT and is a graduate of the Connecticut Fire Academy. Mr. Halas joins the Danbury Fire Department in the family tradition set by his father, the late Joseph Halas.

Heather Heaton  
20 Birch Street  
Terryville, CT 06786

Ms. Heaton is a 1995 Cum Laude graduate of the University of Connecticut. She is a reporter/photographer with the Waterbury Republican/American newspaper. She has served as a

volunteer fire fighter since 1994 and has worked in the emergency medical service while at UConn. She is a Fire Fighter I, an EMT and CPR instructor.

Dean Singer  
51 Hillandale Road  
Danbury, CT 06811

Mr. Singer is a 1985 graduate of Danbury High School and has completed several courses in Fire Science. He is currently a 10 year veteran of the Ridgefield Fire Department and has previously been a volunteer with Citizen Hose Company No. 6. Mr. Singer is a Fire Fighter II, a Fire Officer, a State certified Fire Instructor and an EMT. He is the son of retired Assistant Fire Chief Eugene Singer of the Danbury department.

Robert C. Forbes  
4 Westview Drive  
Danbury, CT 06810

Mr. Forbes is a 1990 graduate of Eastern Connecticut State University where he received his Bachelor of Arts degree. He is a Clinical Program Coordinator for Community Based Services in North Salem, New York. He has been a volunteer member of the Pandanaram Hose Company No. 3, is a Fire Fighter I and an EMT.

Michael Speed  
15 1/2 Summit Street  
Danbury, CT 06810

Mr. Speed is a graduate of Danbury High School and is a Licensed Practical Nurse. He is a U.S. Marine Corps veteran having actively served in Desert Storm. He is now active with the U.S. Army Reserve 1205<sup>th</sup> Rail Transportation Battalion. He had been a volunteer member of Citizen Hose Company No. 6. Mr. Speed currently is a career fire fighter/EMT for the FDR Veteran's Administration Hospital in Montrose, New York.

Steven Rogers, Jr.  
234 Bayberry Drive  
Thomaston, CT 06787

Mr. Rogers is a 1989 graduate of Kaynor Regional Vocational Technical School and is a licensed electrician. Currently he is employed as an electrician with Waterbury Hospital where he serves as a member of the Waterbury Hospital Fire Team.

Ronald Hollister  
14803 Rydell Road  
Centerville, Virginia 22020

Mr. Hollister is a 1986 graduate of Henry Abbott Regional Vocational Technical School. He has successfully completed numerous courses in the fire service. Currently he is a career fire fighter with the Fairfax County (VA) Fire and Rescue Department.

John Halas  
61 Hospital Avenue  
Danbury, CT 06810

Mr. Halas is a 1992 graduate of Danbury High School and received his Bachelor of Science degree from Southern Connecticut State University. He is a career fire fighter for the Stratford Fire Department and is certified in several areas of the fire service including Fire Fighter II and as an EMT. Prior to joining

the Stratford Department, he was a substitute teacher with the Danbury Public Schools. Mr. Halas joins the Danbury Fire Department in the family tradition set by his father, the late Joseph Halas.

Kelly E. Grover  
5 Terra Glen Road  
Danbury, CT 06811

Ms. Grover is a 1997 graduate of Danbury High School and attends Western Connecticut State University. She has been actively involved in volunteer programs with organizations such as the Danbury Regional Commission on Child Care Rights and Abuse. She currently is employed as a receptionist with a local attorney.

Jamie B. Schiller  
166 Old Brookfield Road  
Danbury, CT 06811

Mr. Schiller is a 1994 graduate of Ridgefield High School. He has served as a volunteer fire fighter in the Town of Ridgefield and is a certified Fire Fighter I and EMT-I. He is employed as an EMT with BSI in Danbury.

Timothy W. Smith, Jr.  
9 Birch Road  
Danbury, CT 06811

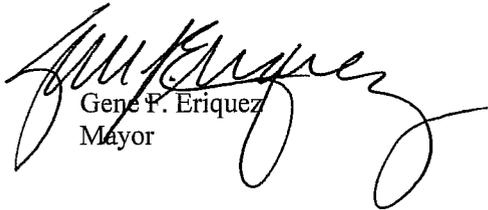
Mr. Smith is a medical graduate and certified Paramedic with 8 years experience. He is a veteran of the U.S. Navy having worked in aircraft operations and rescue. Currently he is employed as a paramedic with BSI in Danbury, has been a volunteer member of Wooster Hose Company No. 5 and is a Fire Fighter I.

Maia Johanan  
39 Harper Avenue  
Waterbury, CT 06705

Mr. Johanan is a 1995 graduate of Kaynor Regional Vocational Technical School. He is currently employed in the clothing retail sales field and has pursued a position as a career fire fighter.

Thank you for your consideration of these appointments. Upon your confirmation, the effective date of hire will be upon swearing in.

Sincerely,

  
Gene F. Eriquez  
Mayor



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# CITY OF DANBURY

ROOM 328 — CITY HALL

DANBURY, CONNECTICUT 06810

## REGISTRAR OF VOTERS

TO: The Honorable Mayor Eriquez and members of the Common Council

FROM: Marge Gallo/Jean Natale  
Registrars of Voters

DATE: July 30, 1999

RE: Donation of Xerox copy machine

The Document Company Xerox has proposed trading in our Xerox copier, which requires service and replacement parts, for a newer digital model at no charge to the City of Danbury for the equipment. There is a partnership between Xerox and the Registrars of Voters Association of Connecticut (ROVAC) that allows Xerox to make this proposal. To have the current copier repaired is more costly than we have in our budget.

We are requesting council approval to accept this offer because there is an element of a donation from Xerox to the City of Danbury in the amount of \$1999.00.

Enclosed is a copy of the proposal sent to our purchasing department.

Thank-you,

Marge Gallo  
Registrar of Voters (D)

Jean Natale  
Registrar of Voters (R)

THE DOCUMENT COMPANY  
XEROX

July 23, 1999

Mr. Charles Volpe  
City Hall  
Purchasing Dept.  
155 Deer Hill Ave  
Danbury, CT 06810

Dear Mr. Volpe,

Thank you for sharing your concerns with the copier at the Registrar of Voters. It is imperative today for every department to obtain the greatest value for the dollar. At this time, I would like to propose a solution that will benefit our partnership with the city and ROVAC.

The output on the 5028, located in the 2<sup>nd</sup> Floor Registrars Office, is not up to both our high standards. The service contract has long since expired. After technical consultation, the probable cause is not supply related. The minimum charge on a T&M basis would eat about all the departments' yearly budget.

Xerox would be willing to trade your current machine for a new convenience digital copier. The specification sheets are attached. It will more than do the job for the registrars. The cost to Danbury will be zero for the equipment. The product comes with three years of free service and is covered by the Total Satisfaction Guarantee. Danbury is responsible for supplies after the initial copy cartridge. If you choose to accept the offer, please call me when you get your invoice, and it will be removed from the A/R file ASAP. Xerox is proud to work with our local government, knowing that in the long run our children and communities benefit. Please consider this bridge to digital copying a gesture of goodwill and faith in our partnership.

Sincerely,



David DeRosa  
Account Manager

Xerox of the NorthEast  
360 Bloomfield Ave  
Windsor, CT 06095  
Phone: 800 225 5979 x7388 or 860 683 7388  
Fax: 860 683 7331

THE DOCUMENT COMPANY  
XEROX

**The Document Company Xerox Presents:**

***The XEROX DC 212***

***Suggested Retail Price \$1,999.00***

**DC 212 Notes:**

- Trade in of 5028 Copier at Registrar of Voters and cost is no charge.
- 12 copies per minute 8.5 by 11 sized paper
- 10 copies per minute 8.5 x 14 sized paper
- First copy out time of 6.0 seconds
- One Paper Tray, 250 sheet capacity
- Bypass Tray 50 sheets
- 600 x 600 DPI resolution
- Reduction/Enlargement 50-200% in 1% increments, six preset choices
- Manual Duplex Copying
- Accommodates up to 32 lb. paper
- Toll free telephone support
- Three Year Warranty Service
- Installation, Delivery and Training
- Prepacked Supplies
- One Supply item-Customer Replaceable Unit (CRU).
- Xerox Total Satisfaction Guarantee

Xerox of the NorthEast  
360 Bloomfield Ave  
Windsor, CT 06095  
Phone: 800 225 5979 x7388 or 860 683 7388  
Fax: 860 683 7331



9

**CITY OF DANBURY**  
**DANBURY, CONNECTICUT 06810**

**DEPARTMENT OF POLICE**  
**120 MAIN STREET**

**ROBERT L. PAQUETTE, CHIEF**  
**(203) 797-4614**

August 3, 1999

MEMORANDUM

To: Elizabeth Crudginton, City Clerk  
Members of the Common Council

From: Chief Robert L. Paquette

Subject: **Acceptance of Donation**

Authorization is requested to accept the donation from MADD of approximately \$638.00 to pay for all expenses for Captain Andrew Woods to attend the MADD National Leadership Conference in Albuquerque, New Mexico from September 16 – 19, 1999. Captain Woods is President of MADD Fairfield County Chapter.

Attached is a letter from MADD offering this donation.

Robert L. Paquette  
Chief of Police

RLP:ks  
Attach.



Mothers Against Drunk Driving

Connecticut State Office  
131 Bradley Road  
Woodbridge, CT 06525-2328  
(203) 389-3595 • Fax (203) 389-3598

July 29, 1999

Chief of Police  
Robert L. Paquette  
Danbury Police Department  
120 Main Street  
Danbury, CT 06810

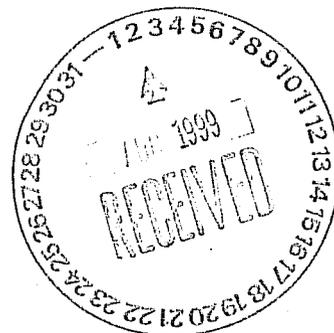
Dear Chief Paquette:

On behalf of Mothers Against Drunk Driving (MADD) Connecticut State Organization, please accept the following information with regards to Captain Andrew Woods. As President of MADD Fairfield County Chapter, we have invited Andy to attend our MADD National Leadership Conference in Albuquerque, New Mexico from September 16 - 19, 1999. MADD CT will cover the estimated expenses of the conference fee ( \$310), airfare (\$218), transfers (\$30), hotel (\$408) as well as any meals (\$200).

I would like to thank you so much for allowing Andy time away from your department to attend this conference. It is with pleasure that MADD offers this opportunity for training to Andy who is an integral volunteer for MADD CT. He devotes many hours to stop the crime of drunk driving. Please feel free to call me with any questions you may have.

Sincerely,

Janice A. Heggie  
Executive Director



cc: Mark Margolis, MADD CT State Chairman

CAPT. A. J. WOODS, JR.  
DANBURY POLICE  
120 MAIN STREET  
DANBURY, CT 06810



*Danbury Lodge No. 120*

BENEVOLENT AND PROTECTIVE ORDER OF ELKS

346 Main Street  
Danbury, CT 06810  
791-0919

July 30, 1999

Honorable Eugene F. Eriquez, Mayor  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Gene:

On behalf of the members of Danbury Elks Lodge No. 120 and the Connecticut Elks Association, I am pleased to enclose a check in the amount of \$500.00 to be used for the improvement and enhancement of Kennedy Park.

This donation is made possible by the Elks National Foundation, the great heart of Elkdom. As you are aware, Danbury Elks Lodge No. 120 adopted Kennedy Park several years ago as one way of contributing to the local community.

Fraternally,

William J. Chinn, Jr., P.D.D.  
Secretary

CONNECTICUT ELKS ASSOCIATION

PEOPLE'S BANK  
CONNECTICUT  
51-7218/2211

2322

7/25/1999

PAY TO THE ORDER OF City of Danbury - Kennedy Park Restoratio

\$ \*\*500.00

Five Hundred and 00/100\*\*\*\*\*

City of Danbury - Kennedy Park Restoratio

DOLLARS  
Security features  
Included.  
Details on back.

MEMO \_\_\_\_\_

*William J. Chinn Jr* MP

⑈002322⑈ ⑆221172186⑆ 034 7005355⑈

CONNECTICUT ELKS ASSOCIATION

2322

City of Danbury - Kennedy Park Restoratio  
01/11/1999

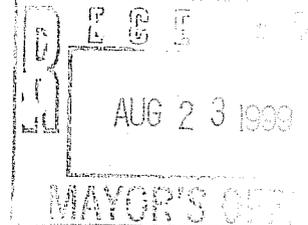
Bill #2495

7/25/1999

500.00

ENF Special Project Grant

500.00



August 20, 1999

Mayor Gene F. Eriquez

Danbury City Hall

Dear Mayor Eriquez:

We have received the following donations:

<u>DONOR</u>	<u>AMOUNT</u>
1. Danbury/New Fairfield Newcomers Club, 22 Maplewood Dr., 06811, Amy J. Basore, Corresponding Secretary	\$195.00
2. Edyce D. Hornig, 6 Hillandale Rd., Danbury 06811	69.58

These need to be credited into: (1) CHILDREN'S BOOKS 02-07-101-061200 and (2) BOOKS line-item #02-07-101-061201. Please place these items on the agenda for the September Common Council meeting.

Sincerely,

E. McDonough  
Director

c: D. Setaro - Director of Finance



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# CITY OF DANBURY

DANBURY, CONNECTICUT 06810

DEPARTMENT OF ELDERLY SERVICES  
COMMISSION ON AGING

**Danbury Senior Center**  
80 Main Street  
(203) 797-4686

**Municipal Agent**  
80 Main Street  
(203) 797-4687

Mayor Gene F. Eriquez and  
Members of the Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

August 29, 1999

Mayor Eriquez and Members of the Common Council:

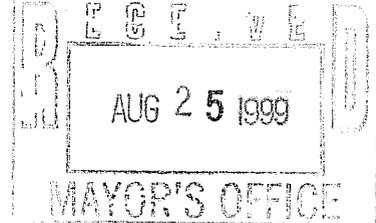
The following donations (\$ 489.00) have been sent to the Department of Elderly Services for the use of the Senior Center.

Schlumberget, Inc.	439.00
Sunrise (Mediplex)	<u>50.00</u>
Total:	489.00

Kindly approve of these gifts and transfer them into the line items as requested on the accompanying form.

Respectfully,

Leo McIlrath, Director  
Department of Elderly Services



13

August 23, 1999

To: Mayor Gene Eriguez  
From: David Arconti  
Re: Bambino Baseball

Gene

As you know the 12 year old Bambino travel team made it to the World Series in Matoon Illinois. In order for the team to make it to the World Series they had to win the District, State and Regional tournaments in which they did with an undefeated record of 11-0. The tournaments where held in Bethel, New Haven and Maine. The Danbury Bambino Baseball League had expenses throughout all these tournament with the biggest coming from the Regionals held in Maine and the World Series held in Illinois.

As you also know the 12 Year Old Travel Team won the National Bambino World Series with a record of 4-0.

This team has been together as 10, 11, and 12 year olds and has been coached by Bob DiNardo, Choppy Pippa and James Blanchette. During the 3 years they have played travel ball they have only lost one game. The players on this Championship team are:

James Blanchette	Kerry Palmer
Brad Pippa	Matt Carlucci
Bobby DiNardo, Jr.	Mike Tarsi
Kevin Moher	Sean Moran
Mike McGuire	Jack Stanley
Greg Snopkowski	Josh Bumbala

On behalf of the Danbury PAL Bambino Baseball League I am requesting financial assistance from the City of Danbury in the amount of \$2,000 to help defray the cost of the trip to the World Series.

Thank You in advance for your assistance and your commitment to the youth of Danbury.

David Arconti / Vice-President, Bambino



13

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

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**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** September 9, 1999  
**Re:** **BAMBINO TRAVEL TEAM**

### CERTIFICATION #8

---

Per Common Council approval at its September 8, 1999 meeting, I hereby certify the availability of \$2,000 to be transferred from the Contingency Fund to the Mayor's Discretionary Account, Grants and Contributions, Account #02-01-188-072800.

Balance of Contingency	\$305,271
Less pending requests	20,000
Less this request	<u>2,000</u>
Balance	\$283,271

\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

14

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

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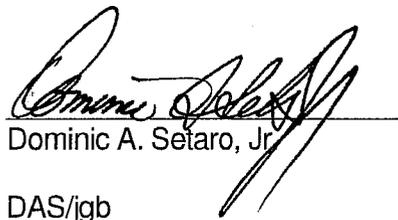
**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** August 18, 1999  
**Re:** **HIGHWAY STATE AID**  
**CC:** Frank Cavagna

### CERTIFICATION

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Recently, we received notification from the State of Connecticut that our 1999-2000 Highway State Aid allocation will be \$473,708. This represents an increase of \$57,772 from the original adopted budget of \$415,936. I would request that the Common Council at its September regular Council meeting approve the amendment to the Highway State Aid budget in the amount of \$57,772 to the "Maintenance of Highways, Curbs and Walks" Account #02-03-111-037000. We will adjust the Highway State Aid Revenue account to offset this increase.

Should you need any additional information, feel free to give me a call.

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.  
DAS/jgb



15

# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

BUILDING DEPARTMENT  
(203) 797-4581

LEO P. NULL  
BUILDING OFFICIAL

August 25, 1999

Hon. Mayor Gene Eriquez  
City Of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Re: Additional funding for the Building Department's Overtime Account

Dear Mayor:

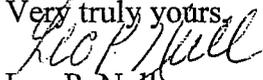
The Building Department's overtime budget has a balance of \$1,900.00 available.

Our present workload demonstrates a backlog of over fifty (50) residential submittals and thirty-two (32) commercial projects. We have many requests for FOI's and an abundance of typing and filing to catch up on. The current balance is marginal at best to cover the weekend or after-hour inspections and unforeseen emergencies, which continue to appear. The inspection demand also has steadily increased.

Therefore, I would like to request a sum of \$10,000 from the Common Council to shore up the overtime line item to allow us to continue servicing the public's requests in a reasonable fashion.

Please keep in mind that we have time limitations by statute for review.

Very truly yours,

  
Leo P. Null,  
Building Official

LPN:ras

Cc: Dom Setaro  
Finance Director

✓ Elizabeth Crudginton  
City Clerk



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

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**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** August 25, 1999  
**Re:** LOCAL LAW ENFORCEMENT GRANT  
**CC:** Noreen Buzerak, Robert Paquette

**CERTIFICATION #5**

---

I hereby certify the availability of \$5,109 to be transferred from the Contingency Fund to the Police Department's Contributions - Grants line item, Account #02-02-100-072800. This is the City's match for a grant from the U.S. Department of Justice Assistance.

Balance of Contingency	\$335,817
Less this request	5,109
Less pending requests	<u>20,000</u>
Balance	\$310,708

\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

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**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** August 24, 1999  
**Re:** REQUEST FOR WAIVER OF BID  
**CC:** Eric Gottschalk

---

As we all know, we are getting very close to the 1/1/2000 date, and the City has had an ongoing committee established to address the issues of Year 2K along with the formulation of a contingency plan for the City. There are funds that have been appropriated in the 1999-2000 budget to cover any purchases connected with the Year 2K, along with the potential to use State LOCIP grant funds to reimburse us for Year 2K expenditures.

At this time, we are requesting that a waiver of bid approval be granted by the Common Council in instances where it is not feasible (because of time constraints) for a bid to be obtained because of the City's need to make a purchase prior to the 1/1/2000 date. An example of this would be the purchase of generators which the City is currently looking at and determining whether there will be a need to purchase regular generators and portable generators for various locations throughout the City where generators will be set up. For instance, the Danbury War Memorial is in need of a generator to supply them with lights, heat, etc. Many of these companies today have delivery dates that my run beyond 1/1/2000 if not ordered by a certain date.

Another example would be the purchase of software that is Year 2K compliant used by the Tax Office for Water and Sewer assessment billings, etc. We are having trouble finding the right vendor, and when we do, we may not have time to formally bid the software.

If a bid was not feasible, we would obtain three written quotes on all purchases. There may be other examples as we go along, but I want to make sure that everyone is aware whenever a time constraint is not an issue, the City will follow all formal bidding procedures.

I would ask that the Common Council approve this request at its September Council meeting.

  
Dominic A. Setaro, Jr.

DAS/jgb



18

# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

---

## M E M O R A N D U M

---

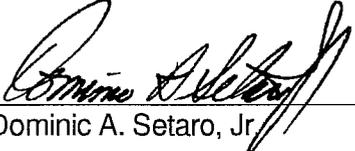
**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** September 1, 1999  
**Re:** **ANIMAL CONTROL FUND**  
**CC:** Robert Paquette **CERTIFICATION**

---

As is customary after the close of the fiscal year, because of the accounting regulations, purchase orders that are encumbered to the Animal Control Fund are carried forward to the new budget unless they have been completed prior to the end of the fiscal year.

This year, \$8,718 in purchase orders were carried over to the 1999-2000 fiscal year budget. We would ask that at its September meeting, the Common Council approve the reappropriation of \$8,718 from the Animal Control Fund's Fund Balance.

Should you need any additional information, feel free to give me a call.

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb



19

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

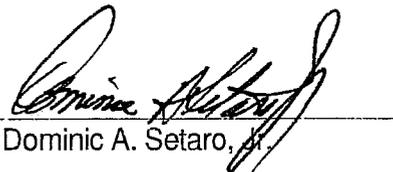
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**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** September 1, 1999  
**Re:** **ACCEPTED BANKS FOR MUNICIPAL DEPOSITS**  
**CC:** Rick Gottschalk, Thomas Green, Kimberly Redenz **CERTIFICATION**

---

Connecticut General Statutes Section 7-401, Paragraph (b) and Section 6-1 of the City Charter require that the Common Council approve bank or other qualified financial institutions for municipal deposits. Listed below are the banks and qualified financial institutions that we would like to have the Common Council approve at its September meeting so we are in compliance with the State Statutes and City Charter. As you know over the years, there have been a number of mergers, and we are presenting you a list to reflect this.

Bank of Boston Connecticut  
Chase Manhattan Bank  
Fleet Bank  
Municipal Investors Service Corporation (MBIA)  
Peoples Bank  
Banker's Trust  
First Union  
Union Savings Bank  
Citizens Bank  
Webster Bank

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb



20

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

September 8, 1999

Christopher C. Setaro, President  
Common Council  
City Hall  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Dear Mr. Setaro:

I would like to request that a committee be formed to review the installation of a light in front of City Hall that would illuminate the flag so that it can fly seven days a week.

Thank you in advance for your consideration of this matter.

Sincerely yours,

*Pauline Basso*

Pauline Basso  
Council at Large



21

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

September 8, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council  
City Hall  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Dear Mayor and Council Members:

I request that an ad hoc committee be appointed to review the possibility of changing the name of Pickett Ridge Road to George Hull Hill Road.

Thank you for your consideration of this matter.

Sincerely yours,

Dean E. Esposito  
5<sup>th</sup> Ward



22

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

September 8, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council  
City Hall  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Dear Mayor and Council Members:

I request that the ad hoc committee established in January, 1999 to review a sewer repair bill at 112 South Street be re-established.

Thank you for your consideration of this matter.

Sincerely yours,

Dean E. Esposito  
5<sup>th</sup> Ward

23

August 19, 1999

Elizabeth Crudington  
Office of City Clerk  
City of Danbury

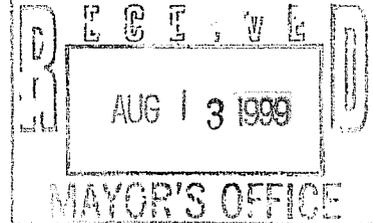
A number of my constituents have contacted me regarding the parking of large commercial trucks in residential neighborhoods throughout the city, and the associated safety hazards. I have been in contact with the Police Chief regarding this problem and potential remedies. Please place this item on the September agenda as I wish to have a Common Council committee formed to address these concerns.

Sincerely,

A handwritten signature in cursive script that reads "Matt Gallagher". The signature is written in black ink and is positioned below the word "Sincerely,".

Matt Gallagher

*Diana C. DeFabritis*  
*34 Aunt Mack Road*  
*Danbury, Connecticut 06811*



1-203-790-8879

24

August 11, 1999

The Honorable Gene Enriquez, Mayor  
and  
The Board of Councilmen:

Gentlemen:

I am interested in purchasing the former DanCon Corp. property on Ye Olde Rd, which was repossessed by the City due to taxes owed.

If this is possible, please inform me on the proper procedures.

Thank you for your kind attention to this matter.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Diana C. DeFabritis", written over a horizontal line.

Diana C. DeFabritis

25



# HALAS

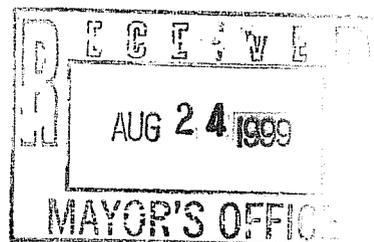


## FARM MARKET



August 24, 1999

Mayor Gene Eriquez  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810



Dear Mayor Eriquez,

As you may know we have a farm market, greenhouse and nursery business, **Halas Farm Market**, located at 28 Pembroke Road, Route 37 opposite the Federal Correction Institution. I am writing to you as a follow up from Mr. Kevin Barry and Mr. Joseph DaSilva's visit to our property on subject matter outlined in this letter. We briefly talked and reviewed my proposal and the discussion went well.

I would like to maintain a certain piece of property located adjacent to ours on the corner of Barnum and Pembroke Roads. This may be accomplished in several phases.

1<sup>st</sup> Phase: Mow and cut down overgrown grass, weeds and underbrush etc... Fall 1999.

2<sup>nd</sup> Phase: Prepare area for planting of annual flowers and perennials etc... Spring 2000.

3<sup>rd</sup> Phase: Erect a small sign stating adopt a spot sponsored by Halas Farm Market Summer 2000. Examples of this can be seen in the towns of Wilton, Easton, Wesport etc...

4<sup>th</sup> Phase: Maintain weekly as needed.

This area would continually be maintained by us and would meet any special regulations and guidelines the city of Danbury may have.

Benefits of this proposal are numerous which range from beautification of property otherwise neglected, to prompting other small businesses involvement in similar projects throughout the city. Hopefully this matter will meet your approval and if agreed upon would be carried out in a professional manner. References for our work can be seen on our property and also the maintenance for **Elmwood Park** contracted by Halas Farm Market for the month of June 1999. Thank you for your time in considering this matter.

Sincerely,

Michael J Halas

JAMES P. LUNDY II

ATTORNEY AT LAW

DANBURY-BREWSTER ROAD

BREWSTER, NEW YORK 10509

TEL: (914) 279-4570

FAX: (914) 279-3518

26

August 20, 1999

Honorable Mayor of Danbury  
Honorable Members of the Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: Offer of Dedication of Road Widening Strip  
by The Isabelle T. Farrington Living Trust (the "Farrington Trust")

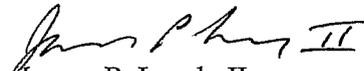
Dear Mayor and Council Members:

In accordance with the February 3, 1999 approval by the Danbury Planning Commission of the Isabelle T. Farrington Living Trust 4-Lot Subdivision at Joe's Hill Road, the Farrington Trust wishes to offer Parcel "Y", as depicted on the attached final subdivision map, to the City of Danbury for highway purposes, including any future road improvements.

I would appreciate it if you would consider this Offer of Dedication at your next meeting. If approved, necessary details for implementation of the transaction will be coordinated with corporation counsel.

Thank you very much.

Sincerely,

  
James P. Lundy II

Encl.

COLLINS, HANNAFIN, GARAMELLA, JABER & TUOZZOLO  
PROFESSIONAL CORPORATION  
ATTORNEYS AT LAW  
148 DEER HILL AVENUE-POST OFFICE BOX 440, DANBURY, CONNECTICUT 06813-0440

FRANCIS J. COLLINS  
EDWARD J. HANNAFIN  
JACK D. GARAMELLA  
PAUL N. JABER  
JOHN J. TUOZZOLO\*  
ROBERT M. OPOTZNER\*\*  
E. O'MALLEY SMITH  
THOMAS W. BEECHER  
EVA M. DEFranCO  
CHRISTOPHER K. LEONARD  
JILL H. O'CONNOR  
GAIL HAMATY MATTHEWS  
LAURA A. GOLDSTEIN  
GREGG A. BRAUNEISEN\*\*

\* OF COUNSEL  
\*\* ALSO ADMITTED IN NEW YORK

TELEPHONE (203) 744-2150  
EXTENSION:  
FACSIMILE (203) 791-1126

RIDGEFIELD OFFICE:  
24 BAILEY AVENUE  
RIDGEFIELD, CONNECTICUT 06877  
TELEPHONE (203) 438-7403  
FACSIMILE (203) 438-7425

INTERNET ADDRESS:  
[HTTP://WWW.CHGJTLLAW.COM](http://www.chgjtllaw.com)  
PLEASE RESPOND TO DANBURY OFFICE

August 24, 1999

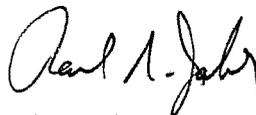
The Honorable Christopher Setaro  
President  
Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

**RE: Render's Farm Subdivision - Planning Code 99-03**  
**Our File No. 99-9344-57-P**

Dear Mr. Setaro:

Please be advised I represent Ball Pond Development Corp. in connection with its approval of a thirteen (13) lot subdivision located at 29 Stanley Rough Road in Danbury, CT. This subdivision was approved by the Planning Commission on August 18, 1999. The approval requires that parcels X, Y and Z be conveyed to the City of Danbury for road widening purposes. I am enclosing herewith a copy of a map depicting those properties. Please accept this letter as our request for the City of Danbury to accept those parcels. If you have any questions, please do not hesitate to contact me.

Yours very truly,



Paul N. Jaber

PNJ:lt  
encl.

cc: A. Lucera

FRANCIS J. KIERAS  
74 Sheridan Street  
Danbury, Connecticut 06810  
Home Phone 203-743-7739

August 26, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council  
City Hall  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Dear Mayor and Council Members:

I have decided to have a back flow valve installed in my sewer line. This has become necessary due to my inability to monitor or be available to secure the basement in the event of heavy rain. I have been doing this since the easement was signed eight to ten years ago. In the next few months, due to surgery, I will be unable to continue with this process.

Over the years I have been dealing with personnel in the Mayor's Office but have been unable to get this matter resolved. I received a quote from Pembroke Pumping in the amount of \$1,200.00 to do the work. I would appreciate some relief from the City to offset this cost. If necessary I would be happy to provide any additional information that you may require regarding the cause of this problem and the many contacts with personnel in your administration.

Thank you in advance for your assistance in this matter.

Sincerely yours,

*Francis Kieras*  
Francis Kieras



29

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**PLANNING COMMISSION**  
**(203) 797-4525**

July 26, 1999

Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Re: 8-24 Referral – State of Connecticut – Property Acquisition – Route 7 Improvements

Dear Council Members:

The Planning Commission at its meeting July 21, 1999 motioned for a positive recommendation for the request for the State of Connecticut property acquisitions for the Route 7 improvements.

The motion was made by Mr. Manuel seconded by Mr. Parker and passed with “ayes” from Commissioners Manuel, Parker, and Zaleta.

Sincerely yours,

  
Steve Zaleta  
Vice-Chairman

SZ/jlc



30

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**PLANNING COMMISSION**  
**(203) 797-4525**

September 1, 1999

Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

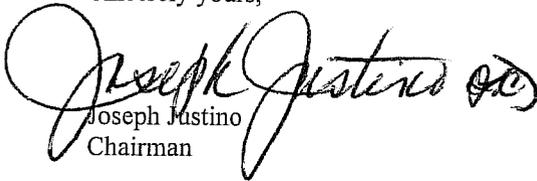
Re: 8-24 Referral – 83-85 Balmforth Ave. - Proposed lease of City property to CACD.

Dear Council Members:

The Planning Commission at its meeting August 18, 1999 motioned for a positive recommendation for the proposed lease of City property at 83-85 Balmforth Avenue to CACD.

The motion was made by Mr. Zaleta seconded by Mr. Manuel and passed with "ayes" from Commissioners Zaleta, Manuel and Parker. Commissioner Justino voted "nay."

Sincerely yours,

  
Joseph Justino  
Chairman

JJ/jlc



31

# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

---

## M E M O R A N D U M

---

**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** August 25, 1999  
**Re:** **OLD LIBRARY RENOVATIONS – WELFARE AND SOCIAL SERVICES**  
**CC:** Rick Palanzo, Deborah MacKenzie **CERTIFICATION #7**

---

Regarding the attached request from Superintendent of Public Buildings Rick Palanzo I hereby certify the availability of \$15,437 to be transferred from the Contingency Fund to the Old Library Building's Maintain Buildings-Structures line item, Account #02-01-228-0310000.

It should be noted that after discussions with the Mayor, it is our intent to request reimbursement for this project at a later date under the available LOCIP funds from the State of Connecticut that were allocated by the State Legislature in addition to what was included in the 1999-2000 budget. The additional amount the City is eligible for is \$293,865.

Either at the October or November Common Council, we will seek Common Council approval to make application. After the State of Connecticut approves our application then we will replenish the Contingency Fund by the amount of this certification. The LOCIP grant allows for reimbursement of expenditures made prior to their approval of any grant application.

Balance of Contingency	\$335,817
Less this request	15,437
Less pending requests	<u>35,109</u>
Balance	\$285,271

\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb



**CITY OF DANBURY**  
155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

**RICHARD M. PALANZO**  
SUPERINTENDENT

**JOSEPH V. MOLINARO SR.**  
ASSISTANT SUPERINTENDENT

**Department of Public Buildings**  
Telephone: (203) 797-4584  
Facsimile: (203) 796-1528

**RECEIVED**  
FINANCE DEPT.

AUG 25 1999

# Memo

**To: Hon. Gene F. Eriquez, Mayor & Members of the Common Council**  
**From: Richard M. Palanzo, Superintendent of Public Buildings**   
**CC: D.A. Setaro Jr., B. Buckley, Jr., D. MacKenzie**  
**Date: August 25, 1999**  
**Re: Old Library Renovations for Welfare and Social Services Dept.**

---

Please find an estimate for renovating the Old Library space to accommodate the Welfare and Social Services Dept. After meeting with Deborah McKenzie, we have determined that the following items / services are essential for a smooth transition. This estimate is based upon the City of Danbury Public Building Staff providing most of the electrical and plumbing labor. I respectfully request your assistance in obtaining these funds from the contingency account with Common Council approval. We must proceed with this project quickly to accommodate a relocation of the department into this space during the week of September 27, 1999. Your assistance and guidance is greatly appreciated.

These items / services are:

- |   |           |
|---|-----------|
| ◆ Replace flooring, 133 Sq. yards                         | \$3500.00 |
| ◆ Replace bathroom fixtures in bathroom and add a ceiling | \$1500.00 |





32

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

---

**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** August 25, 1999  
**Re:** **BUILDING DEPARTMENT OVERTIME**  
**CC:** Leo Null

**CERTIFICATION #6**

---

As per the attached request from Building Inspector Leo Null, I hereby certify the availability of \$10,000 to be transferred from the Contingency Fund to the Building Department's Overtime Services lines item, Account #02-02-122-010500.

Balance of Contingency	\$335,817
Less this request	10,000
Less pending requests	<u>25,109</u>
Balance	\$300,708

\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb

Attach.



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

BUILDING DEPARTMENT  
(203) 797-4581

LEO P. NULL  
BUILDING OFFICIAL

August 25, 1999

Hon. Mayor Gene Eriquez  
City Of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Re: Additional funding for the Building Department's Overtime Account

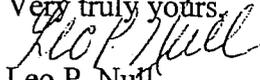
Dear Mayor:

The Building Department's overtime budget has a balance of \$1,900.00 available.

Our present workload demonstrates a backlog of over fifty (50) residential submittals and thirty-two (32) commercial projects. We have many requests for FOI's and an abundance of typing and filing to catch up on. The current balance is marginal at best to cover the weekend or after-hour inspections and unforeseen emergencies, which continue to appear. The inspection demand also has steadily increased.

Therefore, I would like to request a sum of \$10,000 from the Common Council to shore up the overtime line item to allow us to continue servicing the public's requests in a reasonable fashion.

Please keep in mind that we have time limitations by statute for review.

Very truly yours,  
  
Leo P. Null,  
Building Official

LPN:ras

Cc: Dom Setaro  
Finance Director

Elizabeth Crudginton  
City Clerk



33

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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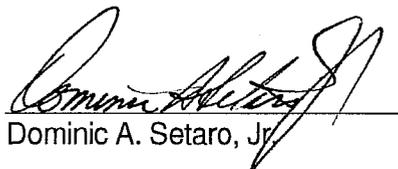
## M E M O R A N D U M

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**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** August 20, 1999  
**Re:** **DANBURY ELKS LODGE NO. 120**  
**CC:** Robert Ryerson, Rick Palanzo

---

Attached you will find a letter and a copy of a check in the amount of \$500, which is being donated to the City for improvements and enhancements of Kennedy Park. At this time, I would request that the Common Council accept this donation, and I will increase the Parks & Recreations Agricultural Materials and Supplies Account #02-08-130-047500.

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb

A FRATERNAL ORGANIZATION



*Danbury Lodge No. 120*

BENEVOLENT AND PROTECTIVE ORDER OF ELKS

346 Main Street  
Danbury, CT 06810  
791-0919

July 30, 1999

Honorable Eugene F. Eriquez, Mayor  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Gene:

On behalf of the members of Danbury Elks Lodge No. 120 and the Connecticut Elks Association, I am pleased to enclose a check in the amount of \$500.00 to be used for the improvement and enhancement of Kennedy Park.

This donation is made possible by the Elks National Foundation, the great heart of Elkdom. As you are aware, Danbury Elks Lodge No. 120 adopted Kennedy Park several years ago as one way of contributing to the local community.

Fraternally,

William J. Chinn, Jr., P.D.D.  
Secretary

WJC:wc  
Document2

RECEIVED

AUG 11 1999

Finance Dept.

CONNECTICUT ELKS ASSOCIATION

PEOPLE'S BANK  
CONNECTICUT  
51-7218/2211

2322

7/25/1999

PAY TO THE ORDER OF City of Danbury - Kennedy Park Restoratio

\$ \*\*500.00

Five Hundred and 00/100\*\*\*\*\*

City of Danbury - Kennedy Park Restoratio

DOLLARS  
Security features included. Details on back.

MEMO \_\_\_\_\_

*William J. Chinn Jr.* MP

⑈002322⑈ ⑆221172186⑆ 034 7005355⑈

CONNECTICUT ELKS ASSOCIATION

2322

City of Danbury - Kennedy Park Restoratio

7/25/1999

01/11/1999

Bill #2495

500.00

ENF Special Project Grant

500.00



34

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

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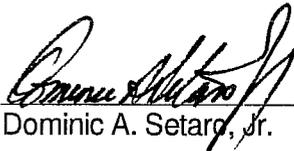
**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** August 24, 1999  
**Re:** **WHITE STREET WATER LINE REPAIR**  
**CC:** William Buckley

**CERTIFICATION**

---

As per the request of William J. Buckley, Superintendent of Public Utilities, I hereby certify the availability of \$60,000 from the Water Fund, Fund Balance to be appropriated to the Water Fund account for Transmission & Distribution Mains, Account #10-01-343-000000.

Should you need any additional information, feel free to give me a call.

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

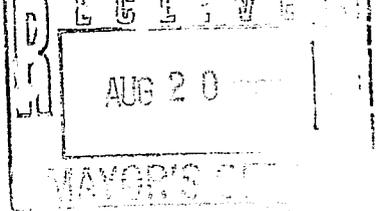
DAS/jgb



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810



WATER, SEWER, RECYCLING &  
SOLID WASTE DEPARTMENTS

(203) 797-4539

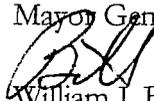
FAX: (203) 796-1590

WILLIAM J. BUCKLEY JR., P.E.  
SUPERINTENDENT OF PUBLIC UTILITIES

## Memorandum

**Date:** August 19, 1999

**To:** Mayor Gene F. Eriquez

**From:**  William J. Buckley, Jr. P.E., Superintendent of Public Utilities

**Re:** White Street Water Line Repair

**Cc:** Dominick Setaro  
Patricia Ellsworth

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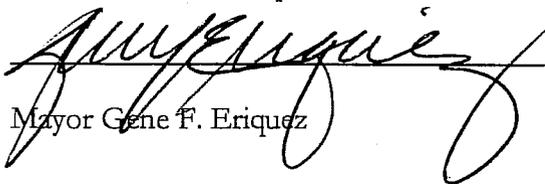
Back in late December 1998 we had a major water main break on the 10" water line which passes underneath the bridge on White Street where the Still River flows. Repairs and investigation of the leak were hampered in the winter by the high water flows. However, this summer we have been able to get one of our backhoes down in the river and have excavated to determine that the break is in the 10" main in a sleeve that passes through the footing of the bridge. In order to make the repair, we need to excavate both the river side and the street side of the bridge abutment and make a big enough hole to pull the pipe out of the sleeve and then replace it with a new sleeve.

This is no small task and it is not one that we can accomplish with our in house crews. The excavation on the street side will be very deep and will require sheet piling in order to ensure that the roadway is protected. We are simply not equipped for such a project. As you are aware, I had Roald Haestad Inc. of Waterbury provide me with a proposal to put a bid package together and the estimated total expense of this project is approximately \$60,000.00. Since this project was not budgeted for, I respectfully request that you forward to the Council this request for the appropriation of \$60,000.00 from the Water Fund balance to the appropriate line items in the Water Budget in order to make the necessary repairs.

I appreciate your assistance in trying to resolve this matter and as always I will be at the Council meeting to answer any questions that may arise. It is our goal to try to take advantage of the low water flow in the Still River to accomplish this task. Also, be advised that I have discussed this matter with Mr. Setaro and he agrees with this financial approach.

If you concur with this proposal, please authorize by signing below and I will work with Dom to put the proper paper work in place.

I concur with this request.

A handwritten signature in black ink, appearing to read "Gene Eriquez", written over a horizontal line. The signature is fluid and cursive, with a large loop at the end.

Mayor Gene F. Eriquez



35

# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

---

## M E M O R A N D U M

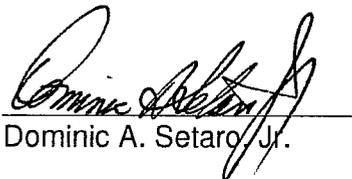
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**DATE:** August 18, 1999  
**TO:** Hon. Gene F. Eriquez via the Common Council  
**FROM:** Dominic A. Setaro, Jr., Director of Finance  
**RE:** Water Fund Reappropriation **CERTIFICATION**  
**CC:** William Buckley

As is customary, because the Water Fund is an Enterprise Fund, any funds that are appropriated and unspent at the end of the fiscal year for capital projects and equipment purchases which continue into the next fiscal year (plus any purchase orders issued prior to June 30 but not completed), the Common Council must take action to reappropriate those moneys so that the projects can be completed and equipment accepted.

Based on a preliminary financial statement that has been issued to our auditors, I hereby certify the availability of \$41,885 to be reappropriated to the Water Fund accounts as per the attached listing. Please place this item on the agenda for the Common Council's September meeting.

Should you need any additional information, feel free to give me a call.

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jg

Attach.

**WATER FUND**

<u>Account Number</u>	<u>Project</u>	<u>Amount</u>
10-01-321-000000	Structures & Improv Pumping PCT	\$8,884.50
10-01-343-000000	Trans & Dist Mains	625.00
10-01-395-000000	Laboratory Eq	2,025.61
10-10-600-000000	Operation Supv & Eng	8,864.53
10-20-633-000000	Maint. Pump Eq.	3,993.00
10-30-643-000000	Miscellaneous Exp.	210.00
10-30-651-000000	Maint. St. & Imp.	139.98
10-40-660-000000	Operation Supv & Eng	1,182.11
10-40-662-000002	T&D Lines Exp-Materials	1,000.00
10-40-663-000002	Meter-Materials	1,259.73
10-70-930-000000	Misc. General Exp.	1,000.00
10-70-930-000001	Transportation	<u>12,700.54</u>
		\$41,885.00



37

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

September 1, 1999

PLEASE REPLY TO:

DANBURY, CT 06810

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: CACD Day Care Center, 75 Balmforth Avenue  
CHEFA Funding/Revenue Bond Estoppel Certificate and Consent

Dear Mayor and Council:

The attached document was sent to this Office today for review. It pertains to the proposed construction of the CACD child care facility, and the funding of it by the Connecticut Health and Educational Facilities Authority (CHEFA) through revenue bonding. While the Common Council has already approved a lease for the property (from the City to CACD) with an understanding that CHEFA may be involved, this document should receive your approval, together with authorization for the Mayor to execute the Certificate and Consent as presented. A copy has been appended for your review.

Basically, the Certificate and Consent recognizes that the City, as landlord has certain rights with respect to CACD in the event of a default pursuant to the lease agreement. CHEFA seeks to "step into the shoes" of the City with regard to its (the City's) right to the rent (\$1.00) and to collateral security owned by CACD in case CACD does default. Since CHEFA is providing one form of funding or another for the project, their request is not only standard, but reasonable, and would not affect the City's basic rights to permit the tenant (CACD) to use the Balmforth property as intended.

In addition, the Certificate and Consent assures CHEFA that the lease is presently in effect (it is), that CACD is not in default (it is not), that the City is not in default (it is not) and that the City agrees to notify CHEFA in the event of CACD's default under the lease.

You are requested therefore, to approve this document for execution by the Mayor in accordance with the intent of the lease which you have already approved. I am also advised that CHEFA would like to close on this matter with CACD on September 9<sup>th</sup>, so your expeditious consideration is also requested.

In the event you have any questions, please do not hesitate to call.

Very truly yours,

Laszlo L. Pinter  
Assistant Corporation Counsel

Attachment

c: Dominic A. Setaro, Jr., Director of Finance  
Attorney Randy Skiger, Pullman & Comley

llp/estoppel

**CONNECTICUT HEALTH AND  
EDUCATIONAL FACILITIES AUTHORITY REVENUE BOND  
CHILD CARE FACILITIES PROGRAM ISSUE, SERIES C**

**LANDLORD'S ESTOPPEL CERTIFICATE**

This Landlord's Estoppel Certificate and Consent dated as of the 1<sup>st</sup> day of September, 1999 (hereinafter referred to as this "Certificate and Consent") is made by the CITY OF DANBURY, CONNECTICUT (the "Landlord").

WHEREAS, the State of Connecticut Health and Educational Facilities Authority ("Authority") expects to issue its Revenue Bonds, Child Care Facilities Program Issue, Series C (the "Bonds"), a portion of the proceeds of which are to be made available to The Community Action Committee of Danbury, Inc. (the "Borrower") pursuant to a Loan Agreement between CHEFA and Borrower dated as of September 1, 1999 (the "Loan Agreement"); and

WHEREAS, the proceeds of the Bonds are to be used to finance the construction and/or renovation of certain facilities on the property located at 75 Balmforth Avenue, Danbury, Connecticut; and

WHEREAS, the Landlord is the owner in fee simple of the Property and has leased the Property to the Borrower pursuant to the terms of a Lease by and between Landlord and Borrower dated June 24, 1999 (the "Lease").

The undersigned does hereby certify to the Authority as follows:

1. The undersigned is the Landlord under the Lease.
2. The copy of the Lease attached in Exhibit A hereto is true, correct and complete. The Lease has not been modified or amended, nor has the same been terminated and the Lease continues in full force and effect in accordance with the terms thereof. The undersigned shall not enter into any modification or amendment of the Lease without your express prior written consent.
3. The Borrower is not in default in keeping, observing or performing any term, covenant, agreement, provision, condition or limitation contained in the Lease on the part of the Borrower to be observed and/or performed thereunder.

4. The undersigned is not in default in keeping, observing or performing any term, covenant, agreement, provision, condition or limitation contained in the Lease on the part of the undersigned as landlord to be observed and/or performed thereunder.

5. The undersigned acknowledges that the Authority has issued or will issue the Bonds and make available to the Borrower of a portion of the proceeds to finance improvements on the Property. The undersigned agrees to give to the Authority notice of any default which the undersigned gives to the Borrower under the Lease at the same time and in the same manner as notice is given to the Borrower and the undersigned warrants, represents and agrees that CHEFA shall have the right (but shall not be obligated) to cure any such default on the part of the Borrower with the same effect as if performance was being made by the Borrower as tenant under the Lease and for such purpose the Authority shall be entitled to the same notice and the same grace periods as are contained in the Lease for the benefit of the tenant.

6. Landlord hereby: (a) waives in favor of the Authority, its successors and assigns, any lien, claim or interest, including but not limited to a landlord's lien and rights to distress for rent, which Landlord may have or may hereafter acquire in and to any property pledged or assigned to the Authority and the products and proceeds thereof (the "Collateral") and the records pertaining thereto; (b) consents to the removal of the Collateral and the records pertaining thereto by the Authority from the Property upon the happening of an Event of Default as defined in the Loan Agreement; and (c) agrees that the Collateral and the records pertaining thereto, shall at all times be considered personal property and not attached to or used in the maintenance of the Property on which it is located. In the event of an Event of Default, Landlord further agrees to allow the Authority, if it desires so to do, to maintain the Collateral and the records pertaining thereto on the Property and to recognize the Authority as the Tenant under the Lease and allow the Authority or its agents, successors or appointees to occupy and operate a child care facility on the Property on the terms of the Lease for the balance of the term of the Lease

IN WITNESS WHEREOF, the undersigned has executed this Certificate and Consent, at Connecticut as of September 1, 1999.

\_\_\_\_\_

CITY OF DANBURY

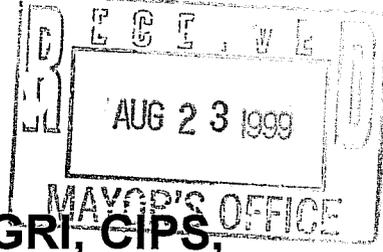
\_\_\_\_\_

By: \_\_\_\_\_

**EXHIBIT A**

**[COPY OF LEASE]**

{N0643122}3



**A. J. BERNARD CRS, CRB, GRI, CIPS,**

REAL ESTATE PROFESSIONALS  
P.O. BOX 2898  
39 MILL PLAIN RD. UNIT 3&4  
DANBURY CONN. 06813-2898  
affiliate office  
liverpool, Nova Scotia

38

Telephone (203) 743-2545  
Fax (203) 790-9249  
E-M [ajbrealestate@juno.com](mailto:ajbrealestate@juno.com)

**Mayor Gene Eriquez  
City Hall  
155 Deer Hill Ave.  
Danbury, Conn. 06810**

**Dear Gene:**

**I would like to submit property located at Miry Brook Rd. and Old Sugar Hollow Rd. for consideration of purchase; by the city of Danbury.**

**The property is 21 Ac., south of the airport runway #35, abutting the current Danbury tree farm property. 7+- Ac. is high and dry with 14+- Ac. of wetlands including Wolf's pond and another smaller pond that was a commercial fishing hole years ago.**

**The water flows north into the airport property and on into the Malls drainage system before draining on northward.**

**The runway clear zone is over the wetlands leaving the 7Ac.+ for easy IL-40 development.**

**The FAA should also be interested in co-funding the purchase along with the city as part of airport safety both for air and water control.**

**Maybe it is time to restock the ponds and have a place for kids of all ages, to have their "old fishing hole" back.**

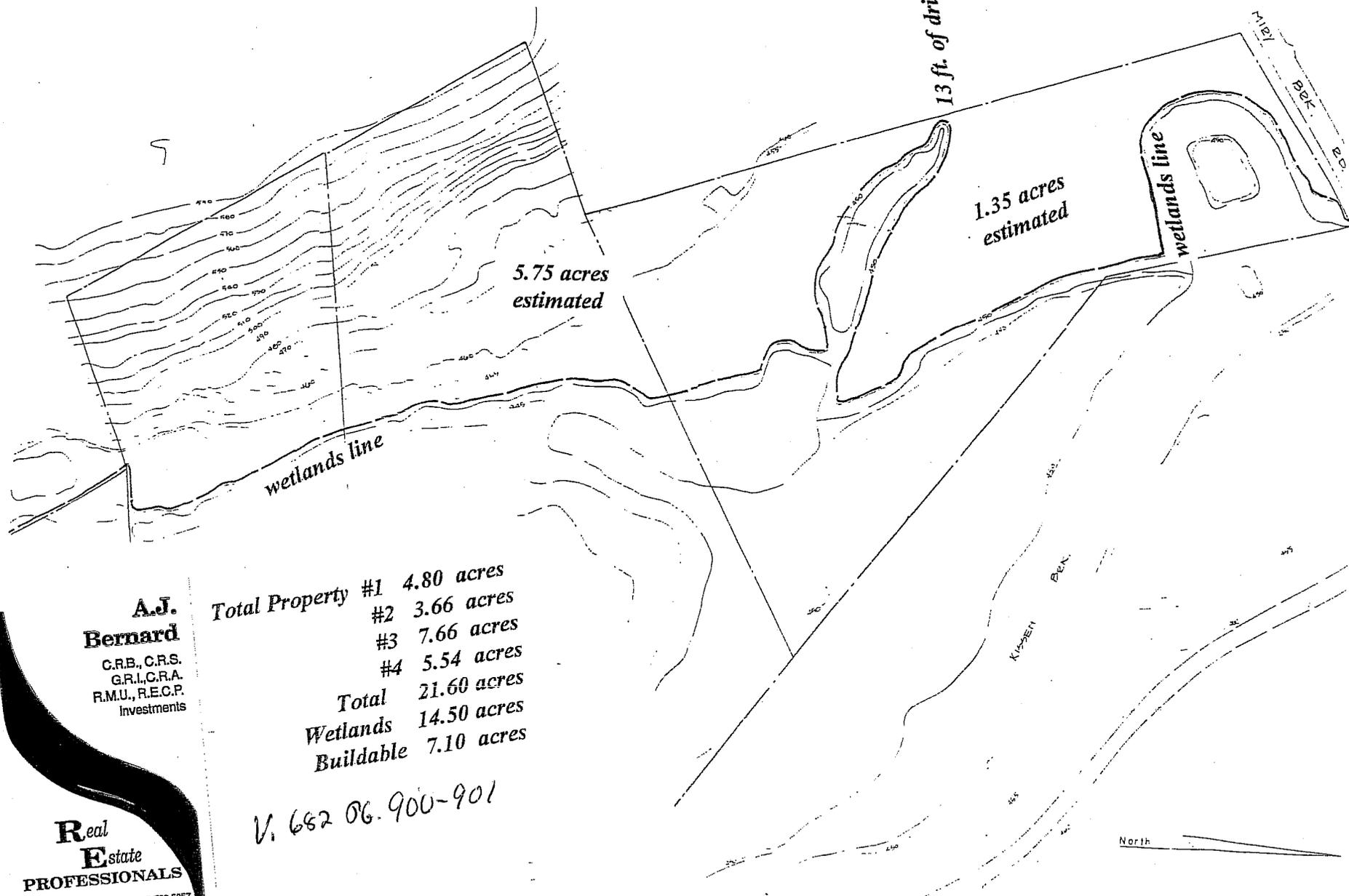
**I would like your thoughts on this proposal. If you would like more details on developing an option, I will supply all that is in the owners or my control.**

**Very Truly Yours**

  
**A. J. Bernard**

8/23/99

13 ft. of driveway opening



5.75 acres estimated

1.35 acres estimated

wetlands line

wetlands line

KISSER BECK

North

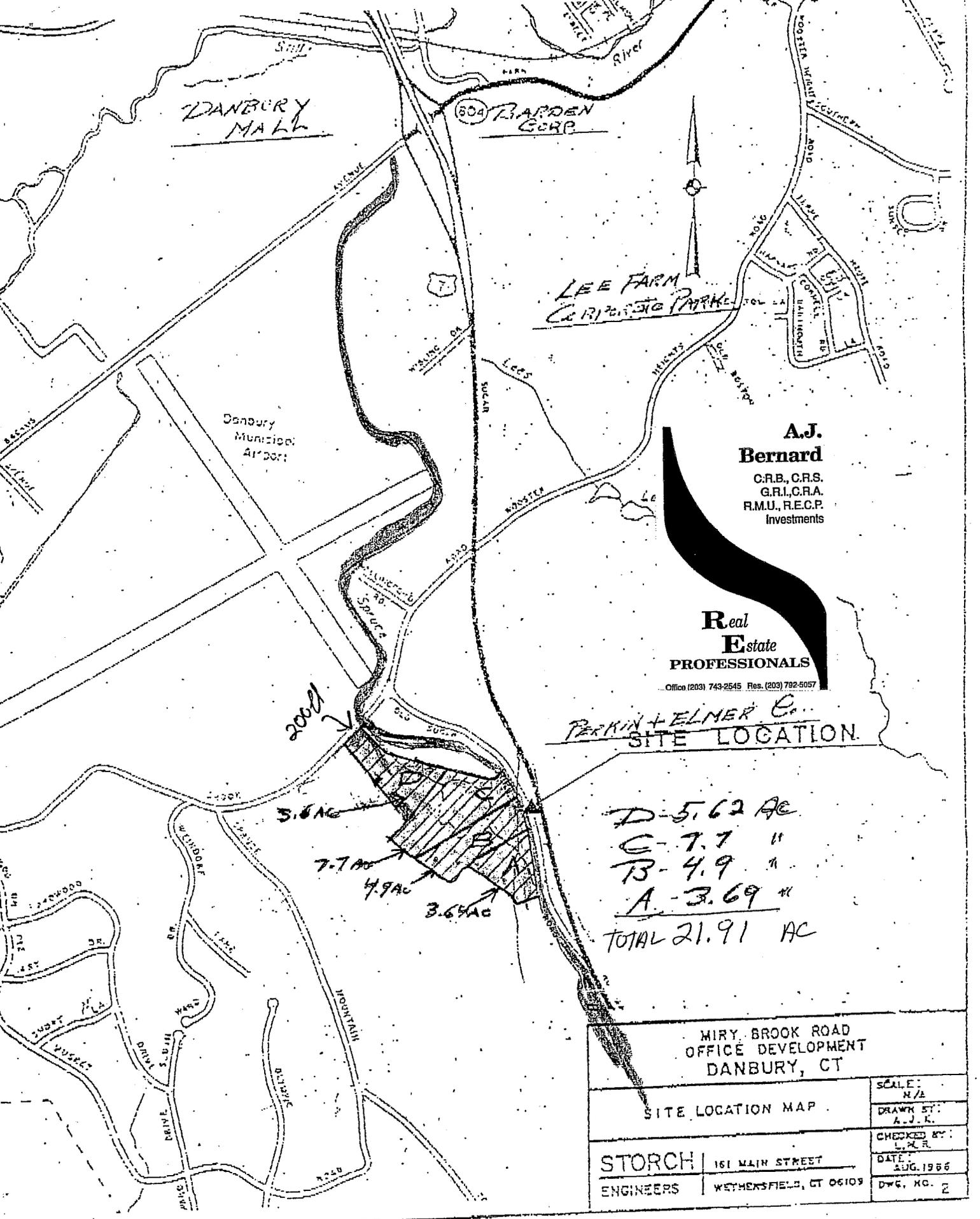
**A.J. Bernard**  
 C.R.B., C.R.S.  
 G.R.I., C.R.A.  
 R.M.U., R.E.C.P.  
 Investments

Total Property #1 4.80 acres  
 #2 3.66 acres  
 #3 7.66 acres  
 #4 5.54 acres  
 Total 21.60 acres  
 Wetlands 14.50 acres  
 Buildable 7.10 acres

V. 682 OG. 900-901

**Real Estate PROFESSIONALS**

Office (203) 743-2545 Res. (203) 792-6057



DANBURY MALL

504 RARDEN CORP

LEE FARM CORPORATE PARK

Danbury Municipal Airport

**A.J. Bernard**  
 C.R.B., C.R.S.  
 G.R.I., C.R.A.  
 R.M.U., R.E.C.P.  
 Investments

**Real Estate PROFESSIONALS**

Office (203) 743-2545 Res. (203) 792-5057

PERKIN + ELMER Co.  
 SITE LOCATION

2009 Brook

5.8 AC

7.7 AC

4.9 AC

3.64 AC

D - 5.62 AC

E - 7.7 "

B - 4.9 "

A - 3.69 "

TOTAL 21.91 AC

MIRY BROOK ROAD  
 OFFICE DEVELOPMENT  
 DANBURY, CT

SITE LOCATION MAP

SCALE:	N/A
DRAWN BY:	A. J. K.
CHECKED BY:	L. M. R.
DATE:	AUG. 1986
DWG. NO.	2

STORCH ENGINEERS | 161 MAIN STREET  
 WETHERSFIELD, CT 06109

CLIFFORD SCRIBNER

N/F THEODORE A. GEMZA & DORIS JEAN GEMZA

SADIE K. BILKA

MIRY BROOK ROAD

A 4.80± AC.

B 7.66± AC.

C 5.54± AC.

WOLFS POND

DANBURY

CITY OF

Real Estate PROFESSIONALS

A.J. Bernard  
C.R.E., C.R.S.  
G.R.I., C.F.A.  
R.M.U., R.E.C.P.  
Investments

PLANNING COMMISSION  
CITY OF DANBURY, CONN.  
FINAL APPROVAL  
*S. C. Bilka*  
1-20-82

A.J. Bernard  
C.R.E., C.R.S.  
G.R.I., C.F.A.  
R.M.U., R.E.C.P.  
Investments

RECEIVED AND FILED

FEB 25 1982  
TOWN CLERK'S OFFICE  
DANBURY, CONN.  
*Rosemary J. O'Brien*

Real Estate PROFESSIONALS  
One 100 Tower Hill, Danbury, CT 06810

Owner and Subdivider: The Summit Co., Inc. & Thomas A. Flaherty Trust, c/o Elm St. & Normal St. Corner, located on 161 40, Zone. Refer to map no. 424, 1837 V3338, Danbury Land Records.

7290

OLD SUGAR HOLLOW ROAD  
140.68 105.18 145.12 93.39  
S 5° 15' W S 2° 23' 40" E S 5° 17' 40" E S 8° 11' 10" E  
120.46

3.64 AC

547.0

S 82° 50' 40" W

S 82° 50' 40" W

340.00

S 89° 25' 20" E

93.39

ROAD

877.72

537.72

750.00

N 17° 26' W

S 13° 24' E

275.0

E 51° 19' 11" N

513.81

571.35

N 40° 23' 20" E

519.12

918.72

S 82° 50' 40" W

918.72

17.28

145.12

S 5° 17' 40" E

ROAD

93.39

S 8° 11' 10" E

ROAD



July 21

39

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DENNIS I. ELPERN  
DIRECTOR OF PLANNING

(203) 797-4525

## MEMORANDUM

To: Common Council  
City of Danbury

From: Dennis Elpern  
Director of Planning

Date: July 22, 1999

Re: Request to utilize City-owned Property for Church Services, 26 East Franklin Street  
Assessor's Lot I13017  
Item 21, July 6<sup>th</sup> Common Council Meeting

The City acquired this East Franklin Street property in 1997 for payment of taxes due. It was listed as surplus City owned property on the list prepared by numerous City officials in 1998 and was subsequently offered for sale. A purchase offer is currently under review by the Purchasing Department. Surplus City-owned property should be returned to the tax rolls whenever possible. Therefore, I recommend Council reject the offer to use the property pending its imminent sale. If a sale of the property does not materialize, Council may wish to reconsider such offer for lease.

Please do not hesitate to call me if there are any questions.

DIE/sc





21 - July

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT

(203) 797-4641

FAX (203) 796-1586

PATRICIA A. ELLSWORTH, P.E.

ACTING CITY ENGINEER

July 8, 1999

Gene F. Eriquez, Mayor  
Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Mayor Eriquez and Common Council Members:

Request to Use City Property  
East Franklin Street

At the July 6, 1999 Common Council meeting, the request by Rev. Douglas Schrack, D.D. to use City property at 26 East Franklin Street for church services was referred to our office for a thirty day report ( reference Item 21 of the Common Council minutes ).

It is my interpretation of Re. Schrack's letter that his intent is to lease the property not purchase it.

The property located at 26 East Franklin Street is designated as Tax Assessor's Lot I13017. A copy of a section of the Tax Assessor's map showing this lot is enclosed for your reference. The property was acquired by the City in 1997 for taxes due. According to the Tax Assessor's card ( copy enclosed ), there is a two story structure which is in poor condition located on this parcel.

Lot I13017 was included in the list of surplus properties put out to bid in March of 1999 by the Purchasing Department. No bids were received at that time. These surplus properties were subsequently put out for rebid by the Purchasing Department. At the May 25, 1999 bid opening, an offer of \$9,500 was made for the property in question. This offer is currently under review by the Purchasing Department.

If you have any questions, please feel free to contact me.

Very truly yours,

Patricia A. Ellsworth, P.E.

Acting City Engineer

Encl.

C: William Buckley, Jr., P.E.

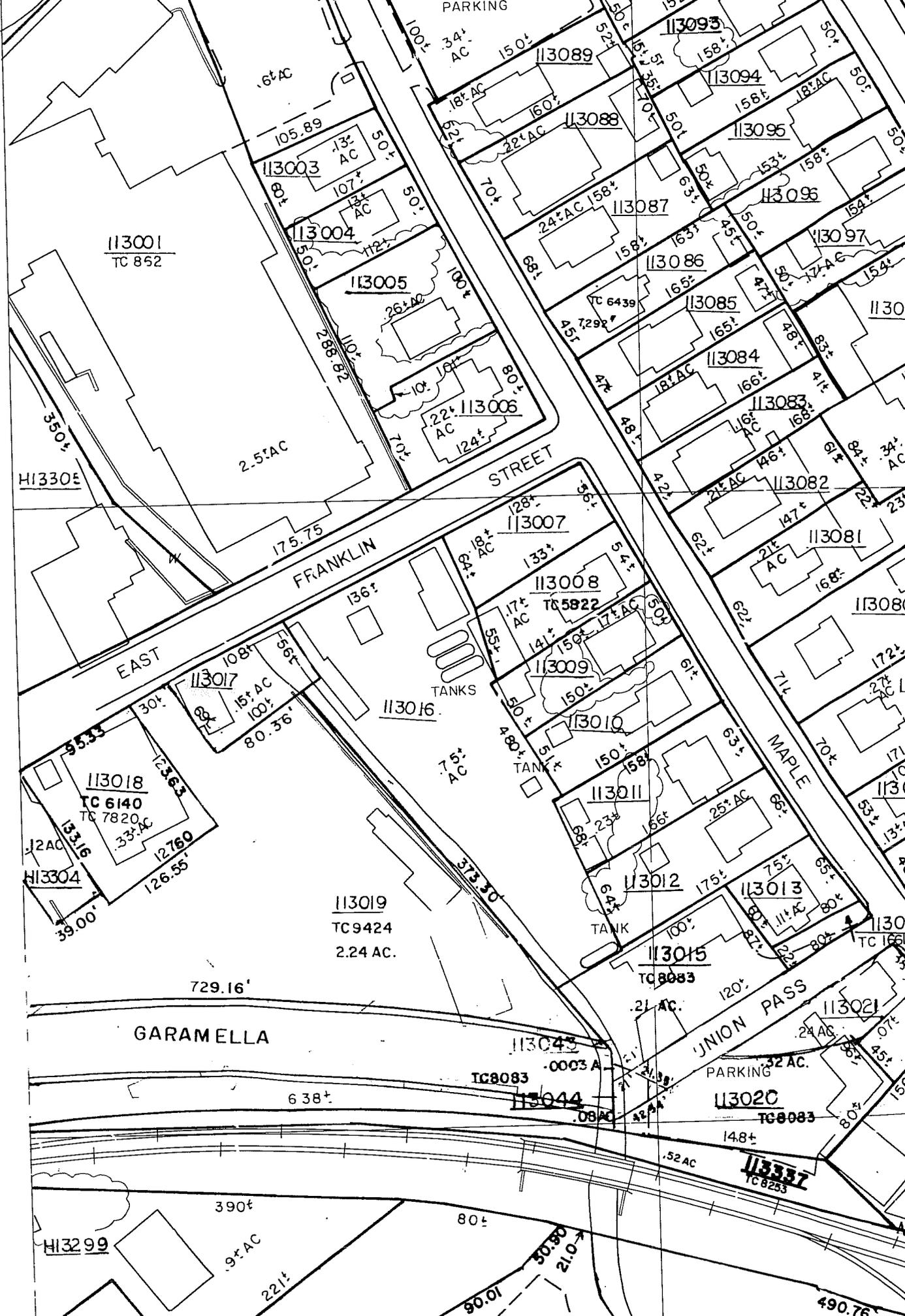
Warren Platz

Eric L. Gottschalk, Esq., with encl.

Dominic Setaro, Jr., with encl.

Dennis Elpern, with encl.





113001  
TC 852

H1330E

FRANKLIN STREET

EAST

TANKS

MAPLE

GARAMELLA

UNION PASS

TC8083

TC8083

113337  
TC 8253

H13299

490.76



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**PLANNING COMMISSION**  
**(203) 797-4525**

July 26, 1999

Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Re: 8-24 Referral – 21 – Request to use land at 26 East Franklin Street

Dear Council Members:

The Planning Commission at its meeting July 21, 1999 motioned for a negative recommendation for the request to use land at 26 East Franklin Street because the property was listed as surplus, offered for sale, and the City is reviewing a bid to purchase the site.

The motion was made by Mr. Manuel seconded by Mr. Parker and passed with "ayes" from Commissioners Manuel, Parker, and Zaleta.

Sincerely yours,

  
Steve Zaleta  
Vice-Chairman

SZ/jlc



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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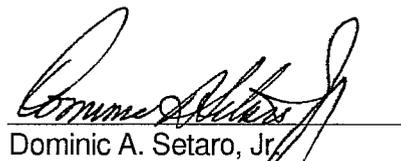
## M E M O R A N D U M

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**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** July 15, 1999  
**Re:** **JULY 6, 1999 AGENDA – ITEM #21**  
**CC:** Warren Platz

---

Regarding Item #21 on the Common Council agenda for July 6, I will forward a copy of this request to the City's Purchasing Agent indicating that if they do not accept the May 25, 1999 bid, we should send a notice to Reverend Douglas Schrack if this property is rebid.

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb



EXEMPT

LAND DATA & COMPUTATIONS

LAND VALUE	ASSESSMENT	BOARD OF TAX REVIEW
45700	32000	
LAND TOTAL	45700	32000

BUILDING SUMMARY

RATE	COND.	ERECT.	AGE	REMOD.	GRADE	BASE VALUE	PHYS.	DEP.	F/E	ACT. VALUE	ASSESSMENT	BOARD OF TAX REVIEW
	Poor	Old			C	69940	60		20	22400	15700	
										BUILDING TOTAL	22400	15700
										LAND & BLDG. TOTAL	68100	47700

COMMERCIAL BUILDING DATA & COMPUTATIONS

ROOFING				SCHEDULE				SPECIAL FEATURES			
COMPOSITION OR T&G				EXTERIOR WALL				BR FR MTL			
METAL				EFF. PERIMETER				140 L/F			
WOOD				PER. AREA RATIO				12			
SHINGLE				NO. OF UNITS							
FRAMING				AVG. UNIT SIZE				BSMT. SIZE			
WOOD JOIST				BSMT. SIZE				-			
FIRE RESIST.				BASEMENT							
FIRE PROOF				FIRST				Stc 9 4200			
FLOORS				SECOND				Stc 9 365			
CONCRETE				WH.				-8 -1024			
WOOD				BA. PRICE				6341			
TILE				SPECIAL USE				TOTAL SPEC. FEAT.			
CARPET				AIR COND.				ADDITIONS			
USE TYPE				HEATING				PLUMBING			
RETAIL STORE				HEATING				SPRINKLER			
DISC. STORE				INT. FINISH				PARTITIONS			
DEPT. STORE				PARTITIONS				TOTAL ADDITIONS			
REST./LOUNGE				SF/CF PRICE				6341			
AUTO SHOW.				AREA/CUBE				1103			
OFFICE				SPL. FEATURES				ADDITIONS			
BANK				SUB TOTAL				69940			
APT. Church				GRADE FACTOR				% %			
HOTEL/MOTEL				SUB TOTAL							
THEATER				FLAT ITEMS				TOTAL FLAT ITEMS			
UTIL. STOR.				BASE VALUE							
WAREHSE.				PLUMBING				PARTITIONS			
LT. MANUF.				NORMAL				NORMAL			
HVY. MANUF.				EXCESSIVE				EXCESSIVE			
PARKING GAR.				MINIMAL				MINIMAL			
ABANDONED											
RESIDENTIAL											
SPRINKLER											
W D O											
HEAT/A.C.											
HEATING N. @ U											
AIR COND. N. @ U											

LAND & BLDG. TOTAL			
68100			
47700			

24	8	15	18
25	9	18	38
24			

MEMORANDUM



# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810  
OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:

DANBURY, CT 06810

August 24, 1999

Hon. Mayor Gene F. Eriquez  
Hon. Members of the Common Council  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: 26 East Franklin Street  
Request to Use Property  
Rev. Douglas Schrack  
July 1999 Agenda Item No. 21

Dear Mayor and Council:

The above referenced item is a request by Rev. Schrack to lease this property (presently owned by the City) in conjunction with (adjacent) Sunday church services. Reports from the Engineering Department and the Planning Department indicate that this property is surplus, and is scheduled to be sold. A second series of invitations to bid is scheduled in the near future (the first invitation to bid for this site resulted in too low a bid). A successful bid and sale would result in returning such properties to the City tax rolls, which is the intent of the sale of surplus pieces of real estate like this one.

Nonetheless, a decision either to sell or lease this property is yours. Should you decide to now lease this property, you would have to vote to remove it from the list of surplus properties and then determine what lease arrangements you might wish to negotiate with Rev. Schrack.

In either case (sale or lease) this Office is pleased to be able to assist in any manner required. Please do not hesitate to call in the event you have any questions.

Very truly yours,

Laszlo L. Pinter  
Assistant Corporation Counsel

c: Dennis Elpern, Planning Director  
Patricia A. Ellsworth, City Engineer  
Warren Platz, Purchasing Agent

llp/schrack



23-July

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

40

ENGINEERING DEPARTMENT

(203) 797-4641

FAX (203) 796-1586

PATRICIA A. ELLSWORTH, P.E.

ACTING CITY ENGINEER

July 8, 1999

Gene F. Eriquez, Mayor  
✓ Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Mayor Eriquez and Common Council Members:

Road Widening Parcel  
Joe's Hill Road

At the July 6, 1999 Common Council meeting, the May 24, 1999 letter from Attorney David L. Grogins requesting that the Common Council accept a road widening parcel on Joe's Hill Road was referred to our office for a thirty day report ( reference Item 23 of the Common Council minutes ).

This road widening parcel is being offered to the City in conjunction with the development of the Marianna Farms subdivision.

Our office has reviewed the subdivision plans and we recommend that the Common Council accept the road widening parcel in question subject to the submittal of acceptable legal documents to the Corporation Counsel's office.

If you have any questions, please feel free to contact me.

Very truly yours,

Patricia A. Ellsworth, P.E.  
Acting City Engineer

C: William Buckley, Jr., P.E.  
Frank Cavagna  
Eric Gottschalk, Esq.  
Dennis Elpern





23-July

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DENNIS I. ELPERN  
DIRECTOR OF PLANNING

(203) 797-4525

## MEMORANDUM

To: Common Council  
City of Danbury

From: Dennis Elpern  
Director of Planning

Date: July 22, 1999

Re: Road Widening Parcel, Joe's Hill Road  
Item 23, July 6<sup>th</sup> Common Council Meeting

The road widening parcel is being offered to the City in conjunction with the Mariana Farms Subdivision which was approved by the Planning Commission in February, 1999. I recommend that Council accept the road widening parcel subject to submittal of appropriate legal documents to Corporation Counsel.

Please do not hesitate to call me if there are any questions.

DIE/sc

23 - July



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**PLANNING COMMISSION**  
**(203) 797-4525**

July 26, 1999

Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Re: 8-24 Referral – 23 – Acceptance of road widening parcel – Joe’s Hill Road

Dear Council Members:

The Planning Commission at its meeting July 21, 1999 motioned for a positive recommendation for the acceptance of the road-widening parcel at Joe’s Hill Road.

The motion was made by Mr. Parker seconded by Mr. Manuel and passed with “ayes” from Commissioners Parker, Manuel, and Zaleta.

Sincerely yours,

  
Steve Zaleta  
Vice-Chairman

SZ/jlc



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:

August 24, 1999

DANBURY, CT 06810

Hon. Mayor Gene F. Eriquez  
Hon. Members of the Common Council  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: July Agenda Item No. 23  
Joe's Hill Road – Road Widening Parcel

Dear Mayor and Council:

The above matter comes to you in the form of a request from counsel for the Danbury Office Center Partnership that the City accept a road widening strip in conjunction with the Marianna Farms subdivision. This parcel is being offered in accordance with a requirement of final subdivision approval, pursuant to the provisions of the Subdivision Regulations of the City of Danbury.

Both the City of Danbury Engineering Department and the Planning Department and Commission have recommended the acceptance of this parcel. Additionally, we have reviewed the proposed warranty deed conveying this property, and find it to be in order. Any other and related documents will be requested as necessary prior to the conclusion of this transfer. Therefore, the parcel may be accepted subject to the final review of all documents.

Please contact us if you have any questions.

Very truly yours,

Laszlo L. Pinter  
Assistant Corporation Counsel

c: David Grogins, Attorney  
Patricia A. Ellsworth, City Engineer  
Dennis Elpern, Planning Director

llp/joes

23-Aug

41



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:

August 17, 1999

DANBURY, CT 06810

Honorable Gene F. Eriquez, Mayor  
Honorable Members of the Common Council  
City of Danbury, Connecticut

Re: August agenda item #23  
Request to Purchase Property  
Pine and Cedar Trails -- H03029

Dear Mayor and Council Members:

Please accept this letter in response to your request for a report concerning the matter referenced above. This item involves a request to purchase property acquired by the city as the result of a tax delinquency. As the August 9<sup>th</sup> memo to you from the Acting City Engineer indicates, this parcel was first put up for sale by the purchasing department in March of this year with a minimum bid of \$6,511.43. No acceptable bid was received and as a result the property was re-bid without the minimum bid requirement. Again, no one made a reasonable offer and so the property remains available for purchase.

At the August Council meeting this matter was also referred to the City Engineer, the Zoning Enforcement Officer, the Director of Planning and the Planning Commission for review. Assuming that their reports are favorable, and assuming further that you remain interested in transferring title to this property, you may wish to forward this matter to the tax assessor with a request that she report to you on the value of the property.

Once all reports have been received, the Council may proceed with the conveyance by declaring the parcel surplus and then by electing either to convey it directly to the petitioner or to offer it for sale, once again through the purchasing agent, to the general public. Bear in mind that any proposal to dispose of municipally owned property requires a two-thirds vote of all of the members of the Common Council (See §3-17 of the Danbury Municipal Charter).

If you have any questions, please feel free to contact me.

Sincerely,

Eric L. Gottschalk  
Corporation Counsel

ELG/msm



23-aug

# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DENNIS I. ELPERN**  
**DIRECTOR OF PLANNING**

(203) 797-4525

## MEMORANDUM

To: Common Council  
City of Danbury

From: Dennis Elpern  
Director of Planning

Date: August 16, 1999

Re: Interest in Purchasing City-Owned Property by Suzanne Saunders  
Assessor's Lot H03029, Cedar Trail  
Item 23, August 3rd Common Council Meeting

The property for which interest has been expressed is located on the corner of Pine Trail and Cedar Trail. It has been identified as Property #13 on the City's "List of Surplus Properties" which were offered for sale late last year and again in the spring of 1999. At the last bid opening on May 25, 1999, there were no offers to purchase this property.

If this adjacent neighbor desires to purchase the property, the City should move swiftly on the request. There is no foreseeable municipal need for this property.

RECEIVED

JUL 07 1999

Received for Record

at 1:20 P.M.

JUL 1999

Attest: Michael R. Scri  
Danbury Town Clerk

23

JULY 2, 1999

CITY OF DANBURY  
155 DEERHILL AVE  
DANBURY CT 06810

ATTN: TOWN CLERKS OFFICE

TO BE BROUGHT TO THE ATTENTION OF THE COMMON COUNCIL.

THIS IS A REQUEST FOR INFORMATION PERTAINING TO CITY OWNED PROPERTY ON PINE TRAIL., I MAY BE INTERESTED IN PURCHASING - IF POSSIBLE.

I WAS TOLD THE LOTS I AM QUESTIONING ARE LISTED AS LOTS # 63 & # 64 50 FT ON PINE TRAIL & 50FT ON CEDAR TRAIL. (# HO3-029)

I MOVED TO DANBURY ( IN OCTOBER OF 1998) AND PURCHASED A HOUSE AND PROPERTY ON CEDAR TRAIL. MY PROPERTY LINE IS NEXT TO LOT 63 / 64 ON PINE TRAIL.

THE PROBLEM IS SOME NEIGHBORS ARE USING & ABUSING THE CITY OWNED LOTS THEY ARE NEXT TO. ONE NEIGHBOR HAS CUT DOWN TREES, AND PLACED SOME OF HIS OWN BELONGINGS ON ONE LOT - ANOTHER NEIGHBOR CONTINUES TO THROW DEBRIS ON THE OTHER LOT. EVENTUALLY IT WILL LOOK LIKE A "DUMP" BY MY PROPERTY.

I HAVE NOT APPROACHED MY NEIGHBORS TO "CEASE & DESIST" AS I AM NEW TO THE AREA, AND I DO NOT OWN THAT PROPERTY, ALTHOUGH ,I WOULD BE INTERESTED IN PURCHASING IT JUST SO I COULD MAKE IT "PRESENTABLE" TO THE SURROUNDINGS. I HAVE MADE PLANS TO CLEAR MY SURVEYED PROPERTY - BUT I WOULD HAVE TO PUT UP A FENCE TO DIVIDE THE GOOD FROM THE BAD. PEOPLE HAVE TOLD ME "IT'S A NICE PLACE TO VISIT - BUT THEY WOULDN'T WANT TO LIVE HERE!" IT IS UPSETTING TO HEAR - AS I AM TRYING TO "LEGALLY" IMPROVE MY PROPERTY..AND NEIGHBORS DO WHAT THEY WANT- WITH NO CONSIDERATION FOR THEIR NEIGHBORS.

PLEASE CONSIDER MY PLEA TO GIVE ME THE OPPORTUNITY TO PURCHASE THE LOTS OR IF THEY ARE NOT UP FOR SALE - HAVE THE CITY PUT UP SIGNS TO STOP DUMPING OR TRESSPASSING AND MISUSING CITY PROPERTY- OR BE FINED?

THANK YOU FOR ANY CONSIDERATION YOU CAN GIVE ME IN THIS MATTER.

Suzanne Saunders  
SUZANNE SAUNDERS  
6 CEDAR TRAIL  
DANBURY, CT 06811

(203) 321-8138

work # 203 846 1651  
9-5 (m-f)

#13 on list of property  
amount due back taxes  
\$125  
\$125  
\$125

Tax Recd  
423026  
27  
28

23-aug



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT

(203) 797-4641

FAX (203) 796-1586

PATRICIA A. ELLSWORTH, P.E.

ACTING CITY ENGINEER

August 9, 1999

Gene F. Eriquez, Mayor  
Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Mayor Eriquez and Common Council Members:

Request to Purchase Property  
Pine Trail – Suzanne Saunders

At the August 3, 1999 Common Council meeting, the July 2, 1999 letter from Suzanne Saunders relative to the above noted subject was forwarded to me for a thirty day report (reference Item 23 of the meeting minutes).

The parcel of land in question (Tax Assessor's Lot Number H03029) has been designated as surplus property by the City and was included in the March 1999 bid package entitled "Surplus Property-Variou Parcels". The minimum bid required for this lot at that time was \$6,511.43. Most of the lots on the list were not bid on in March and were subsequently rebid by the Purchasing Department requiring no minimum bid. No reasonable bid was received for the lot in question as part of that rebid. The Purchasing Department intends to rebid all of the lots not yet sold during the spring of 2000.

Purchasing Agent Warren Platz informed me that if a reasonable offer was made to the Common Council and the Common Council decided to accept that offer, the lot in question could be sold before the next rebid.

If you have any questions, please feel free to contact me.

Very truly yours,

Patricia A. Ellsworth, P.E.

Acting City Engineer

Encl.

- C: William Buckley, Jr., P.E.
- Dennis Elpern, with encl.
- Eric I. Gottschalk, Esq., with encl.
- Wayne Skelly, with encl.
- Warren Platz, with encl.



The City of Danbury

PROPOSAL

To: Purchasing Agent of the City of Danbury  
 For: Bid #02-98-9-02 "Surplus Property - Various Parcels"  
 Date of Bid: Tuesday, March 9, 1999  
 Bid Security Required: 5%

Pursuant to and in accordance with the Invitation to Bid and Information for Bidders - Surplus, the undersigned hereby offers for the properties described herein, the following sums with a minimum bid equaling the delinquencies as noted:

<u>Item</u>	<u>Lot Number</u>	<u>Location</u>	<u>Delinquency</u>	<u>Price Offered</u>
1.	C07063	Fox Den Road	\$ 3,291.85	\$
2.	D19029	Briar Ridge Road	\$ 1,625.99	\$
3.	E07116	Old Hayrake Road	\$ 7,610.43	\$
4.	E15026	23 Mill Plain Road	\$ 7,763.17	\$
5.	E17017	16 Blueberry Lane	\$ 8,116.21	\$
6.	E17059	Ye Olde Road	\$ 9,218.97	\$
7.	E17060	Ye Olde Road	\$ 9,296.16	\$
8.	F07041	Padanaram Road	\$ 6,026.19	\$
9.	G04036	Elm Trail	\$ 2,035.23	\$
10.	G08071	Padanaram Road	\$ 6,026.19	\$
11.	G08072	Padanaram Road	\$ 6,232.32	\$
12.	G08073	Padanaram Road	\$ 5,971.13	\$
13.	G08074	Padanaram Road	\$ 6,095.21	\$
14.	H03029	Pine Trail	\$ 6,511.43	\$
15.	H04004	Elm Trail	\$ 7,519.93	\$
16.	H10078	44 Padanaram Road	\$36,319.26	\$
17.	I11143	Padanaram Road	\$11,154.86	\$
18.	I12032	83-85 Balmforth Avenue	\$ 4,599.22	\$
19.	I13017	26 East Franklin Street	\$27,265.98	\$
20.	I13184	24-26 Osborne Street	\$41,875.68	\$
21.	I13235	61 Osborne Street	\$18,799.17	\$
22.	J03062	160 Stadley Rough Road	\$ 7,247.94	\$
23.	J07039	Pleasant Drive	\$ 3,636.90	\$
24.	K10008	2 Rockwell Road	\$10,082.32	\$
25.	K13167	41 Woodside Avenue	\$ 5,544.54	\$
26.	K14150	81 Old Shelter Rock Road	\$ 7,910.45	\$
			<b>BID TOTAL</b>	<b>\$</b>

*Bidders may submit offers on individual parcels or as a whole.*

Name \_\_\_\_\_



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

## PLANNING & ZONING DEPARTMENT

(203) 797-4525

(203) 797-4586 (FAX)

September 7, 1999

Common Council  
City of Danbury

Re: Response to letter from: Suzanne Saunders  
6 Cedar Trail  
Danbury, CT 06811

Dear Council Members,

In response to the above referenced letter dated July 2, 1999, I have found no apparent zoning violation. Please see attached map for property layout and ownership assignment. Many properties with absentee owners often become the dumping ground for neighbors. While this is not permitted by the landowner and may constitute trespassing, the responsibility for the condition of the property would be with the landowner. In this case the City of Danbury is the owner of record and Corporation Council could better address the owner's rights and responsibilities.

Our recommendation would be to have the landowner contact each abutting property owner, state that no further dumping will be tolerated and legal action will be taken in the future. If the property boundaries are uncertain, an "A-2 Plot Plan" would be recommended. Please contact me if I may be of any further assistance.

Sincerely,

Wayne Skelly  
Zoning Enforcement Officer



23-August



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**PLANNING COMMISSION**  
**(203) 797-4525**

September 1, 1999

Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Re: 8-24 Referral - 23 – Request to purchase property on Cedar/Pine Trail.

Mr. Zaleta motioned for a positive recommendation for the reasons that this property is surplus, the City has no need for it and it should be sold to the adjacent property owner.

The motion was made by Mr. Manuel seconded by Mr. Parker and passed unanimously with "ayes" from Commissioners Manuel, Parker, Zaleta and Justino.

Sincerely yours,

A handwritten signature in cursive script that reads "Joseph Justino".

Joseph Justino  
Chairman

JJ/jlc

COHEN AND WOLF, P. C.  
ATTORNEYS AT LAW

HERBERT L. COHEN  
(1928-1983)

AUSTIN K. WOLF  
MARTIN F. WOLF  
RICHARD L. ALBRECHT  
JONATHAN S. BOWMAN  
IRVING J. KERN  
MARTIN J. ALBERT  
STEWART I. EDELSTEIN  
NEIL R. MARCUS  
DAVID L. GROGINS  
GRETA E. SOLOMON  
ROBIN A. KAHN  
RICHARD G. KENT  
RICHARD SLAVIN

DANIEL S. NAGEL  
RICHARD J. DI MARCO  
DAVID B. ZABEL  
MARK A. KIRSCH  
DAVID M. LEVINE  
JOSEPH G. WALSH  
DAVID A. BALL  
JOCELYN B. HURWITZ  
STUART M. KATZ  
MONTE E. FRANK  
PATRICIA C. SULLIVAN  
VINCENT M. MARINO  
MAURA T. KEHOE

SPECIAL COUNSEL  
G. KENNETH BERNHARD

OF COUNSEL  
ROBERT J. ASHKINS  
STUART A. EPSTEIN  
JACK E. MCGREGOR

1115 BROAD STREET  
P. O. BOX 1821  
BRIDGEPORT, CONNECTICUT 06601-1821  
TELEPHONE (203) 368-0211  
FACSIMILE (203) 576-8504

158 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810  
TELEPHONE (203) 792-2771  
FACSIMILE (203) 791-8149

190 MAIN STREET  
WESTPORT, CONNECTICUT 06880  
TELEPHONE (203) 222-1034

112 PROSPECT STREET  
STAMFORD, CONNECTICUT 06904  
TELEPHONE (203) 964-9907  
FACSIMILE (203) 576-8504

42

August 30, 1999

PLEASE REPLY TO Danbury

WRITERS DIRECT DIAL: (203) \_\_\_\_\_

Mr. Christopher Setaro, President  
Common Council of the City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

RE: Wayne Kompere, 178 Middle River Road, Danbury

Dear Chris:

WE represent Wayne Kompere who owns a parcel of 5.7 acres on Middle River Road which has been the subject matter of a recent decision by the Superior Court in Danbury upholding the decision of the Planning Commission to disallow the use of the property as a building lot. I am enclosing herewith a copy of Judge Radcliffe's decision since it spells out a great deal of the history of this parcel. I draw your attention particularly to the last paragraph on page 10 of the Judge's decision which, in part, has prompted the necessity for this petition to the Common Council of the City of Danbury.

In the administrative appeal before the Superior Court we raised the issued on behalf of the plaintiff that the action of the Planning Commission essentially landlocked the property which renders it useless for any economic purpose. This was recognized in the Judge's decision since we did not pursue an actual taking argument in the administrative appeal.

At this point it is our intention to pursue an action to recover the value of the property which has been denied any economic use. Prior to doing this, however, we are petitioning the City of Danbury on behalf of Wayne Kompere to purchase the property for its fair market value. We currently have an appraisal of the property indicating its worth to be \$125,000.00.

I would appreciate it if you would take this matter and refer it to the appropriate subcommittee of the Council for evaluation so that the City can either accept or decline the offer to sell prior to any further legal action on the issue of the taking as indicated in the decision of Judge Radcliffe.

COHEN AND WOLF, P. C.

August 30, 1999  
Page 2

I look forward to hearing from you concerning this at your earliest convenience.

Yours truly,

A handwritten signature in black ink, appearing to be "Neil R. Marcus". The signature is stylized and cursive.

Neil R. Marcus

NRM/ad  
Enclosure  
Cc: Mr. W. Kompare

NO. CV99 - 0334313 S

WAYNE KOMPARE

SUPERIOR COURT

V.

JUDICIAL DISTRICT  
OF DANBURY

PLANNING COMMISSION OF THE  
CITY OF DANBURY

JULY 8, 1999

### MEMORANDUM OF DECISION

#### FACTS

The plaintiff, Wayne Kompare, brings this appeal from a decision of the defendant, Planning Commission of the City of Danbury, denying his request for a resubdivision of property requiring three waivers of provisions of the Danbury Subdivision Regulations.

The resubdivision application dated February 2, 1998 (ROR I-1A), requested approval of two lots, configured from an 8.687 acre parcel (ROR

The parcel, located in a RA-80 zone at 178 Middle River Road, is

**COPY**  
CLERK OF THE COURT  
SUPERIOR COURT A. #3

1999 JUL - 8 P 12:00

JUDICIAL DISTRICT OF  
DANBURY  
STATE OF CONNECTICUT

owned by the plaintiff, Wayne Kompare (Exhibit 1), and has been owned by him at all times since the application was filed.

The resubdivision proposal necessitates three waivers of the requirements contained in Chapter 4 § B (11) of the subdivision regulations:

(1) to permit the area of an accessway to be off a collector road (Middle River Road);

(2) to permit an accessway in excess of 400 feet;

(3) to permit an accessway less than 20 feet in width.

The Danbury Code prohibits accessways from collector roads.

Furthermore, an accessway in a RA-80 zone cannot be longer than 400 feet, or less than 20 feet wide (ROR I-19, p. 2; ROR I-1, p. 11).

The plaintiff's proposal (ROR I-22) calls for an accessway over 800 feet long and 16 feet wide.

Prior to the application for resubdivision, the plaintiff sought and received a variance from the Danbury Zoning Board of Appeals, permitting a variance of the zoning regulation requiring 20 feet as the width of an accessway (ROR I-2).

A public hearing concerning the request for waivers of the subdivision regulations was properly noticed (ROR I-9), and was conducted on March 18,

1998.

During the course of the hearing, Associate Planner, Nicholas Romaniello, reviewed the history of the parcel, including prior subdivision proposals and presented a staff report (ROR I-11).

The report acknowledged that an existing Lot C had been divided into two lots without the recording of a map or obtaining subdivision or resubdivision approval.

He recommended, however, that the commission approve the plaintiff's request, thus legitimizing and rectifying the prior transaction.

He recommended approving the requested waivers to Chapter 4 A B (11) of the Danbury Subdivision Regulations.

The waivers were sought consistent with Chapter 6 § F (1) of the Danbury Subdivision Regulations (ROR I-1, p. 27), pursuant to authority granted by § 8-26 of the Connecticut General Statutes.

Section 8-26 provides, in relevant part:

Such [subdivision] regulations may contain provisions whereby the commission may waive certain requirements under the regulations by a three-quarters vote of all the members of the commission in cases where conditions exist which affect the subject land and are not generally applicable to other land in the area, provided that the regulations shall specify the conditions under which a waiver may be considered and shall provide that

no waiver shall be granted that would have a significant adverse effect on adjacent property or on public health and safety.

The "super majority" requirement contained in the statute requires four members of a five member commission to vote in favor of granting a waiver.

On April 1, 1998, the commission voted 4-1 to reject the plaintiff's resubdivision application (ROR I-20, p. 13).

The April 1 vote was, however, reconsidered on April 15, 1998.

Following the vote to reconsider, the commission rejected a motion to approve the three waivers requested.

The motion was defeated with one in favor and two opposed (ROR I-21, p. 7).

The plaintiff appealed from the April 15, 1998 vote, and the appeal was returned to court (Docket No. CV98 - 0331797 S).

On October 19, 1998, at the request of the parties, the court approved withdrawal of the appeal, based upon a stipulation dated October 13, 1998.

The parties stipulated that the entire matter would be returned to the commission for reconsideration and a further vote (ROR II -1).

The commission considered the application during six meetings (ROR

II-5, 6, 7, 8, 9 and 10), and on December 16, 1998 voted to deny the resubdivision application by a 4-1 vote (ROR II-10, p. 3).

The specific reasons for the commission's decision were detailed in a resolution (ROR II-2, pp. 3-4).

The plaintiff has again appealed, claiming that the commission's decision is illegal, arbitrary, in abuse of the discretion vested in the commission by law, and not supported by the evidence in the record.

#### AGGRIEVEMENT

The plaintiff, Wayne Kompare, is the owner of the property which is the subject of the resubdivision application.

Aggrievement is a jurisdictional matter and a prerequisite for maintaining an appeal. Winchester Woods Associates v. Planning & Zoning Commission, 219 Conn. 303, 307 (1991). The question of aggrievement is one of fact. Hughes v. Town Planning & Zoning Commission, 156 Conn. 505, 508 (1968).

A party claiming aggrievement must satisfy a well established two-fold test for classical aggrievement: (1) he must show that he has a specific personal and legal interest in the subject matter of the decision, as distinct from a general interest such as concern of all members of the community as

a whole; and (2) he must show that his specific personal interest has been specifically and injuriously affected by the action of the commission. Cannavo Enterprises, Inc. v. Burns, 194 Conn. 43, 47 (1984); Hall v. Planning Commission, 181 Conn. 442, 444 (1980).

Ownership of the property which is the subject of the resubdivision application and the request for waivers demonstrates a specific personal and legal interest in the subject matter of the decision. Huck v. Inland Wetlands & Watercourses Commission, 203 Conn. 525, 530 (1987).

The denial of the resubdivision application has specifically and injuriously affected Wayne Kompare's interest.

The plaintiff is aggrieved by the decision of the defendant, Planning Commission of the City of Danbury.

#### STANDARD OF REVIEW

When acting upon a subdivision or resubdivision application, the commission acts in an administrative capacity. RK Development Corporation v. Norwalk, 156 Conn. 369, 372 (1968); Baron v. Planning & Zoning Commission, 22 Conn. App. 255, 256 (1990).

Its authority is limited to determining whether the plan before it complies with the regulations adopted for its guidance. Blakeman v.

Planning Commission, 152 Conn. 303, 306 (1965); Langbein v. Planning Board, 145 Conn. 674, 679 (1958).

If the plan conforms to the existing regulations, the commission has no discretion or choice but to approve it. Westport v. Norwalk, 167 Conn. 151, 157 (1974).

The action of the commission must be viewed in light of the record before it. Ferndale Dairy, Inc. v. Zoning Commission, 148 Conn. 172, 176 (1961). A trial court can sustain an appeal only upon a finding that the decision of the commission was unreasonable, arbitrary or illegal. Schwartz v. Planning & Zoning Commission, 208 Conn. 146, 152 (1988); Shailer v. Planning & Zoning Commission, 26 Conn. App. 17, 25 (1991).

When a zoning authority has stated the reasons for its actions, the reviewing court ought to examine the assigned grounds to determine whether they are reasonably supported by the record. Beit Havurah v Zoning Board of Appeals, 177 Conn. 440, 445 (1979); DeMaria v. Planning & Zoning Commission, 159 Conn. 534, 540 (1970).

If any reason offered in support of the commission's action would support the action, the appeal must fail, and the decision of the commission must be sustained. Blakeman v. Planning Commission, *supra*, 306; Crescent

Development Corporation v. Planning Commission, 148 Conn. 145, 150 (1961).

The plaintiff bears the burden of demonstrating that the commission acted improperly. Shailer v. Planning & Zoning Commission, supra, 25; Baron v. Planning & Zoning Commission, supra, 257; Adolphson v. Zoning Board of Appeals, 205 Conn. 703, 707 (1988).

A zoning commission is endowed with liberal discretion, and courts must be cautious about disturbing a commission decision. Krawski v. Planning & Zoning Commission, 21 Conn. App. 667, 671 (1990); Gagnon v. Municipal Planning Commission, 10 Conn. App. 54, 56-57 (1987).

COMMISSION ACTED WITHIN ITS DISCRETION  
IN DENYING WAIVERS TO THE PLAINTIFF

Here, all parties agree that the plaintiff's resubdivision application does not comply with the Danbury Subdivision Regulations, and that three waivers must be obtained in order for the application to be approved.

Since the entire field of subdivision regulation is a creature of statute, any waiver may only be granted according to the terms specified in the statute, § 8-26 of the Connecticut General Statutes. Finn v. Planning & Zoning Commission, 156 Conn. 540, 545 (1968).

The applicable portion of § 8-26 is permissive, both as the incorporation of its provisions into municipal subdivision regulations, and the use of the waiver authority by the commission.

The statute establishes a super majority (75 percent) standard for the exercise of the waiver power.

The plaintiff has cited no case in which a commission, having determined not to grant a waiver, was ordered to waive the provisions of its regulations by a court.

Although the waiver provision does provide for flexibility, the granting of subdivision variances by a commission is rare. R. Fuller, Land Use Law & Practice, § 10.13, p. 187.

In this case, the plaintiff was unable to muster even a simple majority in support of his waiver request.

Furthermore, the commission provided detailed reasons for its refusal to grant the waivers, including a description of the area surrounding the proposed resubdivision (ROR II-2, pp. 3-4).

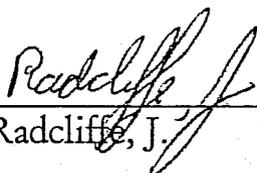
The requested waivers would have more than doubled the permitted length of an accessway in a RA-80 zone, and simultaneously constricted the width of the accessway.

The commission declined to exercise the extraordinary authority given it to grant the plaintiff's waiver requests.

The court declines to invoke the even more extraordinary prerogative of requiring the commission to do that which it expressly refused to sanction.

Although the landlocked status of the property, coupled with its size and location might, under appropriate circumstances, give rise to a claim that the refusal to grant the waivers amounts to a taking of the plaintiff's property, that issue is not presented in this appeal and must be left for another day.

The plaintiff's appeal is dismissed.

  
\_\_\_\_\_  
Radcliffe, J.

9 Craigmoor Terrace  
Danbury, CT 06810  
August 19, 1999

43

Dear Danbury Common Council Members:

My husband and I would like to find out who owns the property that abuts my front lawn. It appears on the city map as a road, Deepwood Drive that has since been abandoned and overgrown. It has never been used as a road and has no through access since the Ramada Inn has made the end of it a parking lot. This particular parcel has become a dumping ground for the neighborhood. I am concerned with the fire hazard that it has become, as it is so close to me.

I have inquired about the ownership at City Hall at both the tax assessor's office and the City clerk's office to no avail. My intention is to find out who owns the property and have it assessed a value so that I may purchase it and therefore take care of it properly.

The property in question seems like the City of Danbury should own it, but I was told it might be a state owned road because of its proximity to I-84. I am interested in the Danbury portion only, as the Bethel piece has already been deemed ownership by my neighbor at 38 Deepwood Drive.

My property is map/lot #M10064, TC map 2156, TC lot 40. Please see enclosed map. Thank you for your immediate attention in this matter. I would like to be informed as to the date this matter will be put on your calendar, and the outcome. I may be reached at the above address, or by phone 743-7423.

Sincerely,

*Mrs. Laura M<sup>e</sup> Cafferty*



Audra Edele/John Morton  
2 Birch Rd.  
Danbury, CT 06811  
203-791-9676

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August 20, 1999

Mayor Eriquez and Members of the Common Council  
City of Danbury  
C/o City Clerk

Re: Property lot # CO 7063

Dear Sir and members of the Common Council,

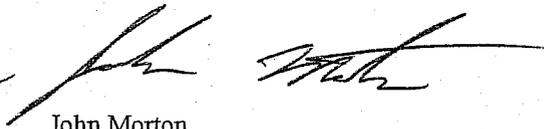
It has recently come to our attention that property lot # CO7063 off of Fox Den Road in Danbury is owned by the City of Danbury. In our understanding, based on a conversation with Mr. Warren Platz, Purchasing Agent, that this is a non-buildable lot because it is less than .5 acres, and the City is planning to auction it at some point. Selling this property will decrease the City's liability and increase tax revenues. We are interested in purchasing this lot, with the intention of adding it to our neighboring property, CO 7057 (see attached map). Our offer to purchase the property is \$1,000.00. This offer is good for 90 days from the date of this letter.

We look forward to hearing from you on this matter.

Sincerely,



Audra Edele



John Morton

CC: WW Platz  
Purchasing Agent  
City of Danbury

1998 Assessment  
Gross 9,500  
Exmpt  
Net 9,500

This property is tax exempt.

Property Description  
Locn: 29100000 FOX DEN RD  
Desc: LOT A  
Map : C07063  
Vol : 1202 620  
Trac: 2109 Zone:  
Surv: 3805 Use:  
Card: 25 Side: W

Assessment/Exemption Detail  
Cat Unit Assmt\$ Cat Exmpt\$  
100 .00 9500 XBAA 9500

Purchase (Top) & Last 10 Sales  
Date Vol/Pg DeedG? Price  
12/22/97 1202 620 CL N \$ 0  
CITY OF DANBURY

12/22/1997 1202 620 CL N CITY OF DANBUR  
07/11/1985 741 169 GRINDELL RUTH  
07/11/1985

CofC's





# CITY OF DANBURY

45

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT  
(203) 797-4641  
FAX (203) 796-1586

PATRICIA A. ELLSWORTH, P.E.  
ACTING CITY ENGINEER

August 23, 1999

Gene F. Eriquez, Mayor  
Common Council  
City of Danbury  
155 Deer Hill Avenue  
Danbury, CT 06810

Dear Mayor Eriquez and Common Council Members:

Sanitary Sewer Easements  
Kenosia Avenue

Enclosed please find copies of the proposed easement map and related legal description for the sanitary sewer easements across property owned by the Lake Place Condominium Association required for the installation of sewer piping to service the pumping station to be constructed on Kenosia Avenue. The construction of the pumping station and the installation of the sewer pipe will be done as part of a City project. Reference is made to Item 40 of the Common Council July 2, 1999 meeting minutes which relates to the Common Council's approval of this project as well as to Item 28 of the Common Council March 2, 1999 meeting minutes which covers a time extension granted for this project.

It is hereby requested that the Common Council authorize the Corporation Counsel's office to acquire these easements.

If you have any questions, please feel free to contact this office.

Very truly yours,

Patricia A. Ellsworth, P.E.  
Acting City Engineer

Encl.

C: William Buckley, Jr., P.E.  
Eric L. Gottschalk, Esq., with encl.



Sanitary Sewer Force Main Easements  
To Be Acquired From  
Lake Place Condominium Association  
Kenosia Avenue, Danbury, CT

A 1,139 square foot permanent sanitary sewer force main easement commencing at a point on the westerly street line of Kenosia Avenue at the northeast corner of the Grantor's land, thence running South 14° 24' 45" West a distance of 70.50 feet to a point, thence running South 17° 09' 45" West a distance of 111.00 feet to a point, and thence running South 21° 24' 45" West a distance of 77.32 feet to a point all along the westerly street line of Kenosia Avenue, thence running North 14° 59' 37" East a distance of 92.58 feet to a point, thence running North 59° 45' 50" East a distance of 4.98 feet to a point, thence running North 21° 31' 25" East a distance of 59.75 feet to a point, thence running North 12° 13' 35" East a distance of 24.51 feet to a point, thence running North 13° 11' 55" East a distance of 59.16 feet to a point, thence running North 03° 56' 55" West a distance of 9.26 feet to a point, thence running North 44° 27' 55" East a distance of 9.68 feet to a point and thence running North 72° 36' 25" East a distance of 3.68 feet all along the Grantor's boundary with Lake Kenosia to the point of beginning.

A 1,412 square foot permanent sanitary sewer force main easement commencing at a point on the westerly street line of Kenosia Avenue at the northeasterly corner of an existing sanitary sewer easement, thence running South 62° 47' 55" West a distance of 18.16 feet to a point and thence running North 69° 45' 00" West a distance of 15.26 feet along said easement to a point, thence running North 02° 16' 16" West a distance of 47.99 feet to a point, thence running North 22° 13' 49" West a distance of 64.76 feet to a point and thence running North 67° 46' 11" East a distance of 2.65 feet all through land of the Grantor to a point on the westerly street line of Kenosia Avenue, thence running South 27° 12' 05" East a distance of 119.04 feet along said street line to the point of beginning.

For a more particular description of the sanitary sewer force main easements, reference is made to a map entitled, "Map Showing Sanitary Sewer Force Main Easements To Be Acquired By City Of Danbury From Lake Place Condominium Association Kenosia Avenue Danbury, CT." Scale 1" = 40' by Roald Haestad, Inc. July 21, 1999, prepared and declared substantially correct by William S. Andres, P.E./L.S. No. 11665, which is to be filed in the Danbury Land Records.



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# CITY OF DANBURY

155 DEER HILL AVENUE  
DANBURY, CONNECTICUT 06810  
OFFICE OF THE CORPORATION COUNSEL

PLEASE REPLY TO:  
83 Wooster Heights  
DANBURY, CT 06810

August 9, 1999

MEMBERS OF THE COMMON COUNCIL  
OF THE CITY OF DANBURY  
155 Deer Hill Avenue  
Danbury, CT 06810

Re: City of Danbury vs. St. Platon's Russian Orthodox  
Greek Catholic Church of Danbury, et al.  
Docket No. CV 98 0331091 S  
St. Platon's Cemetery - Hawley Avenue, Danbury, Connecticut  
Holy Trinity Russian Orthodox Greek Catholic Church

Ladies and Gentlemen:

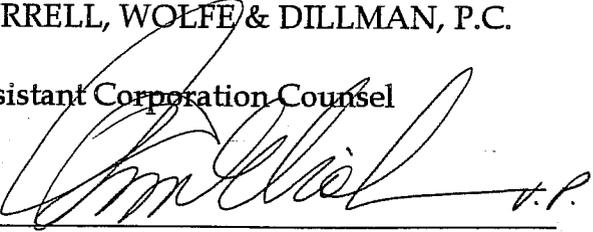
This office represents the City in the above-captioned lawsuit, which is a condemnation matter. The purpose of this letter is to request that the matter be placed on the Council agenda on September 7, 1999 to discuss a proposed settlement of the lawsuit. I further request that the matter be referred to executive session for discussion of the proposed settlement.

Please call me with any questions. Thank you for your attention to this matter.

Very truly yours,

PINNEY, PAYNE, VAN LENTEN,  
BURRELL, WOLFE & DILLMAN, P.C.

Assistant Corporation Counsel

By   
Kim E. Nolan  
Its Vice President

KEN/ckd  
F:\Docs\KEN\cod9809.ltr2



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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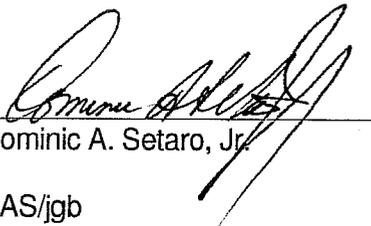
## M E M O R A N D U M

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**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** September 9, 1999  
**Re:** CITY OF DANBURY VS ST. PLATON'S--SETTLEMENT OF CLAIM  
**CC:** Kimberly Redenz **CERTIFICATION**

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Per Common Council approval at its September 8, 1999 meeting, please be advised that the amount (\$8,000) will be charged to the Sewer Assessment project for 1<sup>st</sup> Street, Germantown and Beaver Brook Road.

  
\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

September 8, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council

Re: Drainage Problem at Hayestown Heights and Rose Lane

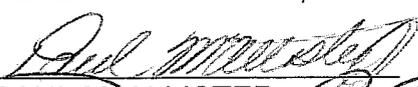
The Common Council Committee appointed to review the drainage problem at Hayestown Heights and Rose Lane met on June 16, 1999 at 5:30 P.M. in Room 432 in City Hall. In attendance were committee members Abrantes, McAllister and Basso. Also in attendance were Superintendent of Public Utilities William Buckley, City Engineer Patricia Ellsworth and the petitioner Patti Russo.

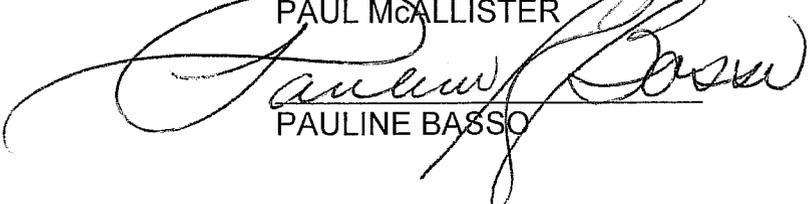
The committee had met four previous times – March 12, 1997, November 17, 1997, June 18, 1998 and August 3, 1998. At this final meeting the cost of the project to remedy the drainage problem was discussed and the total cost is approximately \$341,000 to remedy the problem and bring the road to City specifications for the road to be taken over by the City. At this meeting it was decided that the residents only want the drainage problem fixed.

Mr. McAllister made a motion to recommend that a survey be done by the Engineering Department to determine the assessment of the residents for the drainage problem only and that the City would provide one-half of the funding. Mrs. Basso seconded the motion and the motion carried unanimously.

Respectfully submitted,

  
HELENA ABRANTES, Chair

  
PAUL McALLISTER

  
PAULINE BASSO



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

September 8, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council

Re: Request for Sewer and Water Extension at 11-13 Mannions Lane

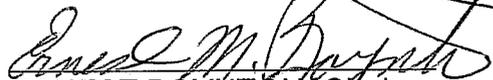
The Common Council Committee appointed to review the request for sewer and water extensions at 11-13 Mannions Lane met on August 16, 1999 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Boynton, John Esposito and Moore. Also in attendance were Superintendent of Public Utilities William Buckley and Attorney Robin Kahn representing the applicant.

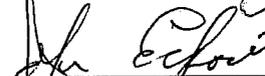
Mr. Boynton read the positive Planning Commission recommendation for the record advising approval of this request for sewer and water extensions at 11-13 Mannions Lane. Mr. Buckley reported that he and the City Engineer, Patricia Ellsworth, had reviewed this request and also recommend approval.

Mr. Moore and Mr. Esposito discussed the fact that this approval does not grant approval for the Site Plan, number of units, etc. It only approves sewer and water extensions.

Mr. Moore made a motion to recommend to the Common Council approval of the sewer and water extensions subject to the required eight steps. Seconded by John Esposito. The motion carried unanimously.

Respectfully submitted,

  
ERNEST BOYNTON, Chairman

  
JOHN ESPOSITO

  
MARTIN MOORE



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

September 8, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council

Re: Request to Purchase Property adjacent to 41 Woodside Avenue

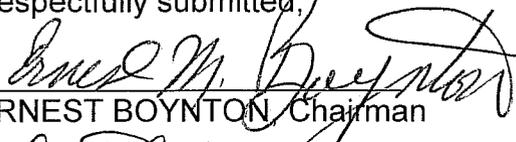
The Common Council Committee appointed to review the request to purchase property adjacent to 41 Woodside Avenue met on August 16, 1999 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Boynton and John Esposito. Mrs. Basso could not attend.

The committee discovered that this property had been on a list recently approved as surplus by the Common Council and that the applicant had already purchased the property.

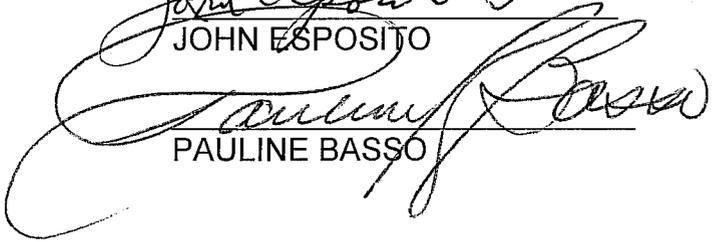
John Esposito made a motion to recommend that no action be taken on this request. Mr. Boynton seconded the motion. The motion carried unanimously.

The meeting adjourned at 7:50 P.M.

Respectfully submitted,

  
ERNEST BOYNTON, Chairman

  
JOHN ESPOSITO

  
PAULINE BASSO



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

September 8, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council

Re: Request for Sewer and Water Extension – Juniper Ridge

The Common Council Committee appointed to review the request for Sewer and Water Extensions to Juniper Ridge Lot #H11224 met on August 24, 1999 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Levy and Scalzo. Mrs. Saracino was on vacation. Also in attendance were Superintendent of Public Utilities William Buckley, the petitioner Milton Boyce and Attorney Thomas Frizzell representing Mr. and Mrs. Boyce.

Mr. Levy read a letter from the Planning Commission giving a positive recommendation for the sewer and water extensions at its July 21, 1999 meeting. Mr. Buckley reviewed and explained the different engineering options for this extension. Mr. Levy asked Mr. Buckley if this extension would cause any additional cost to the current utility users or the City. The answer was no. Mr. Levy asked if there would be adequate water pressure. The answer was yes.

Mr. Buckley gave a positive recommendation to the extension with two additional requirements:

1. The applicant must enter into a contract with the City to acquire easements and extend the water and sewer mains to a point that makes the service available to Lot H11224.

2. The applicant will pay a contract fee to the City of \$7,500.00 for the water extension and \$7,500.00 for a sewer extension for a complete job excluding service lines. The total contract fee will be \$15,000.00.

Mr. Scalzo made a motion to approve the sewer and water extension subject to the City of Danbury Code of Ordinances and the required eight steps plus two additional steps as follows: (1) the applicant enter into contract with the

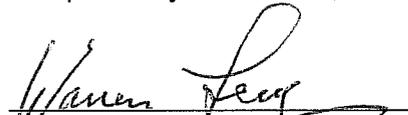
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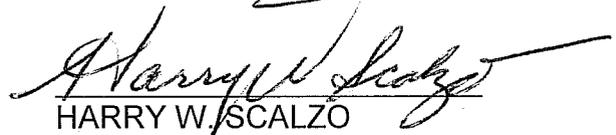
City to acquire easements an extend the water and sewer mains to a point that makes the service available to Lot H11224; and (2) the applicant will pay the City a contract fee of \$7,500.00 for the water extension and \$7,500.00 for a sewer extension for a complete job excluding service lines. Total contract fee of \$15,000.00.

Motion was seconded by Mr. Levy and passed unanimously.

Motion to adjourn by Mr. Scalzo at 7:55 P.M. Seconded by Mr. Levy and passed unanimously.

Respectfully submitted,

  
WARREN LEVY, Chairman

  
HARRY W. SCALZO

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MARY G. SARACINO



# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

September 8, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council

Re: Water Problem on Ford Lane

The Common Council Committee appointed to review a water problem on Ford Lane met on August 10, 1999 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Levy, Coco and Moore. Also in attendance were Director of Public Works William Buckley, the petitioner Robert Scalzo and Council Members Boynton and Esposito, ex-officio.

Mr. Levy read a letter from the petitioner. It outlined a water drainage problem that is doing extensive damage to Ford Lane and private property when it rains. Mr. Levy said that he met with Mr. Scalzo on Ford Lane to see the problem. It was determined by that inspection and confirmed by Mr. Buckley that the source of water was draining off from properties on the northbound side of Route 39 and down the backside of those properties to a natural drainage culvert. It states at the end of Catherine Street and runs past the end of Golden Hill Avenue and then discharges onto Ford Lane where it flows down the road to Ventura Drive.

After a good amount of questions and answers, Mr. Buckley made the following suggestions:

Mr. Buckley said a good part of the problem was that Mr. Scalzo's neighbor has a stone and dirt driveway that was washing out during heavy rainstorms. This was evident at every inspection with stones and dirt on the road. The stone and dirt was plugging or reducing the capacity of the City road drains. Mr. Buckley said as a first step to reducing the problem he would have the drainage system cleaned. He also suggested that with the Common Council's approval he would supply a limited amount of drainage pipe or material to Mr. Scalzo's neighbor to help stop the driveway washout.

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Mr. Moore made a motion to adopt Mr. Buckley's recommendations as follows:

1. Clean the drainage system in the Ford Lane area.
2. Supply a limited amount of drainage material as determined by the Director of Public Works to Mr. Donald Butler at 5 Ford Lane to install a driveway drain.

Motion was seconded by Mr. Coco and passed unanimously.

Motion to adjourn by Mr. Moore at 8:35 P.M. Seconded by Mr. Levy and passed unanimously.

Respectfully submitted,

  
WARREN LEVY, Chair

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JOSEPH COCO

  
MARTIN MOORE



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

September 8, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council

### Re: Conditions on Liberty Avenue

The Common Council Committee appointed to review the conditions on Liberty Avenue met on August 23, 1999 at 7:20 P.M. in Room 432 in City Hall. In attendance were committee members John Esposito, Ernest Boynton and Mary Saracino. Also in attendance were Police Chief Robert Paquette and Director of Public Utilities William Buckley as well as residents Carl Geib, Raymond Barrett, Maria Cingolani, John and Madeleine Riska, Rose Schlemmer and Laura Ellis.

Mr. Esposito stated that the committee conducted an on-site inspection before this meeting. Mrs. Saracino stated that the pavement is worn and cracked with ridges in the road. There were tire tracks on the road from speeders and also a bump in the road, Mr. Boynton noted that there were young children in the area and there could be a serious accident. Mr. Boynton made a motion to suspend the rules. Seconded by Mrs. Saracino. Motion carried unanimously.

Mr. Buckley stated that the solution is to remove the rock, realign the road and drop the road one to two feet to take the dip out of the road. They could pave the road but that would be a temporary solution. They could put a skim on the road but he feels they would not be able to remove the rock this year. Chief Paquette stated that the road condition is causing traffic problems. It is a launch ramp condition. He feels that Mr. Buckley's suggestion for a long-term solution is best. Mr. Buckley stated that if there are utilities underground they would have to be relocated.

Mrs. Saracino made a motion to recommend that Mr. Buckley be authorized to proceed with his solution to fix the road conditions. Seconded by Mr. Boynton. Mr. Boynton asked if pavement scoring could be done across the

road. Mr. Buckley said that the noise factor would be prohibitive. The motion carried unanimously.

Respectfully submitted,

  
\_\_\_\_\_  
JOHN ESPOSITO, Chair

  
\_\_\_\_\_  
ERNEST BOYNTON

\_\_\_\_\_  
MARY SARACINO



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

## REPORT

September 8, 1999

Honorable Mayor Gene F. Eriquez  
Honorable Members of the Common Council

Re: **Request for a Stop Sign on Lancey Street**

The Common Council Committee appointed to review the request for a stop sign on Lancey Street met at 7:55 P.M. on August 23, 1999 in Room 432 in City Hall. In attendance were committee members John Esposito, Ernest Boynton and Mary Saracino. Also in attendance were Police Chief Robert Paquette and Director of Public Utilities William Buckley as well as residents Carl Geib, Raymond Barrett, Maria Cingolani, John and Madeleine Riska, Rose Schlemmer and Laura Ellis.

Mr. Esposito read the petition for a stop sign on Lancey Street. He also read a letter from Traffic Engineer Abdul Mohammed granting permission for a stop sign on Lancey Street. Chief Paquette said that the stop sign would be placed coming down Fairfield Ridge with Lancey Street on the left. Having a stop sign going up the hill would be a problem in inclement weather. Mr. Boynton asked about a stop sign warning either lettered on the pavement or a sign warning of stop ahead. Mr. Buckley stated that he would not want to see a stop sign installed on the hill because of snow, but after the road was repaved he would revisit the site.

Mrs. Saracino made a motion to approve the stop sign on the down side of Lancey Street and, after reconstruction, the need for a stop sign on the upgrade should be revisited. Seconded by Mr. Boynton. Motion carried unanimously.

Respectfully submitted,

  
\_\_\_\_\_  
JOHN ESPOSITO, Chairman

  
\_\_\_\_\_  
ERNEST BOYNTON

\_\_\_\_\_  
MARY SARACINO



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# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511  
FAX (203) 796-1666

September 8, 1999

Honorable Members of the Common Council  
City of Danbury, Connecticut

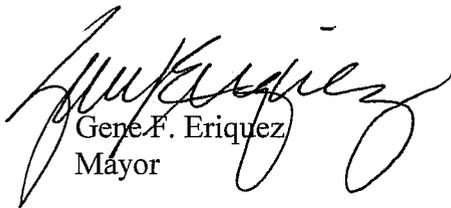
Dear Council Members:

As you may be aware, the Mayor's Task Force on Domestic Violence and Violence Prevention will soon be convening a major conference in collaboration with many community and faith based organizations. This event will present the opportunity for the Task Force to release its report that has been developing for well over a year through a series of community meetings and Task Force sessions.

Accordingly, I respectfully request an allocation of \$2,000 from the Contingency Fund to cover the costs associated with the publication of the Task Force report and their planned conference.

Thank you for your consideration of this matter.

Sincerely,

  
Gene F. Eriquez  
Mayor



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# CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DOMINIC A. SETARO, JR.**  
DIRECTOR OF FINANCE

(203) 797-4652  
FAX: (203) 796-1526

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## M E M O R A N D U M

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**To:** Hon. Gene F. Eriquez via the Common Council  
**From:** Dominic A. Setaro, Jr., Director of Finance  
**Date:** September 9, 1999  
**Re:** **DOMESTIC TASK FORCE DONATION**

**CERTIFICATION #9**

---

Per Common Council approval at its September 8, 1999 meeting, I hereby certify the availability of \$2,000 to be transferred from the Contingency Fund to the Mayor's Discretionary Account, Outside Services, Account #02-01-188-029500.

Balance of Contingency	\$303,271
Less pending requests	20,000
Less this request	<u>2,000</u>
Balance	\$281,271

\_\_\_\_\_  
Dominic A. Setaro, Jr.

DAS/jgb

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# CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ  
MAYOR

(203) 797-4511  
FAX (203) 796-1666

September 8, 1999

Honorable Members of the Common Council  
City of Danbury, Connecticut

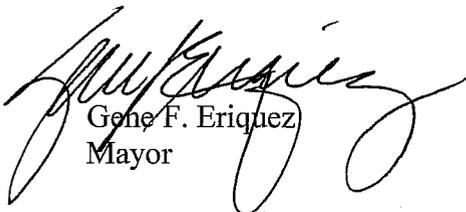
Dear Council Members:

At the request of the officers of Phoenix Hose Company No. 8 of the Volunteer Division of the Danbury Fire Department, I hereby respectfully suggest that an ad hoc committee be formed to consider the transfer of the fire station and property on Well Avenue to Phoenix Hose.

The City of Danbury has historically owned several volunteer fire stations and properties. This request is specifically to transfer this City owned volunteer station to the Phoenix Hose Company which is legally and properly structured to assume ownership as some other volunteer companies in our City have, particularly in outlying districts.

Thank you for your consideration of this item.

Sincerely,



Gene F. Eriquez  
Mayor