

COMMON COUNCIL MEETING – DECEMBER 2, 2002

Mayor Boughton will call the meeting to order at 7:30 P.M.

PLEDGE OF ALLEGIANCE and PRAYER

ROLL CALL

Nolan, McAllister, Null, Kelly, Mazzuchelli, Buzaid, Dean Esposito, Machado, Shuler
Scozzafava, Levy, John Esposito, Saadi, Dittrich, Basso, Darius, Furtado,
Gogliettino, Moore, Neptune, Setaro

_____PRESENT _____ABSENT

PUBLIC SPEAKING

MINUTES – Minutes of the Common Council Meeting held November 7, 2002

CONSENT CALENDAR

1 – ORDINANCE – Designation of Blight Inspector

2 – ORDINANCE – Health and Housing Department Fees

3 – ORDINANCE – Sewer and Water Sections 16-4 and 21-3

4 – ORDINANCE – Sewer and Water Sections 2-143.8, 16-48 and 21-63

5 – ORDINANCE – Retirement Incentive Program

6 – RESOLUTION – WIC Supplemental Nutrition Program

7 – RESOLUTION – Brownfields Pilot

8 – RESOLUTION – Restoration and Redevelopment of Contaminated Sites

9 – RESOLUTION – Wooster Mountain Shooting Range Noise Abatement Study

10 – RESOLUTION – Storm Drainage Easement – 1A Grandview Drive

11 – RESOLUTION – Storm Drainage Easement – 6 Zinn Road

12 – RESOLUTION – Storm Drainage Easement – 49 East Gate Road

13 – COMMUNICATION – Appointment as Police Officer

14 – COMMUNICATION – Appointment as Police Officer

15 – COMMUNICATION – Promotion to Assistant Fire Chief

16 – COMMUNICATION – Appointment as Alternate Member of EIC

17 – COMMUNICATION – Reappointment as Alternate Member of EIC

18 – COMMUNICATION – Appointments to the Board of Ethics

19 – COMMUNICATION – Donation to the Welfare Department

20 – COMMUNICATION – Donation to the Fire Department

21 – COMMUNICATION – Donations to the Library

22 – COMMUNICATION – Donation to the Still River Greenway Project

23 – COMMUNICATION – Donation of Greenhouse and Trailer

24 – COMMUNICATION – Reappropriation of Donated Funds

25 – COMMUNICATION – Charter Revision Commission

26 – COMMUNICATION – Budget Deficit of the Board of Education

27 – COMMUNICATION – Bear Mountain Reservation

28 – COMMUNICATION – Easement Exchange for Western Connecticut State University

29 – COMMUNICATION – Request for Renumbering of Buckskin Heights Drive

30 – COMMUNICATION – Lease of Land – Intersection of Backus/Kenosia Avenues

31 – COMMUNICATION – Discontinuance of a Portion of Ye Olde Road

32 – COMMUNICATION – Candlewood Terrace Water Problems

33 - COMMUNICATION – Request for Water Extension – 60 Forest Avenue

34 – COMMUNICATION – Reports regarding Family & Children’s Aid/79 West Street

35 – COMMUNICATION – Reports regarding Danbury Square Box

36 – COMMUNICATION – Reports regarding Cedar Road

37 – COMMUNICATION – Reports regarding Old Sherman Turnpike

38 – REPORT – Willow Lane and Berkshire Place

39 – REPORT – Board of Education Budget Deficit

40 – REPORT – Stop Sign on Franklin Street and Starr Avenue

41 – REPORT – Tax Credits for Veterans

42 – DEPARTMENT REPORTS – Police Chief, Fire Chief, Fire Marshall, Public Works,
Department of Elderly Services, Health and Housing, Parks and Recreation,
Permit Center, Building Department

43 – COMMUNICATION – Request for Extension of Storm Drainage System – 23, 25 &
29 Sugar Hollow Road

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 – DECEMBER 2, 2002

6 – Adopt the resolution to apply for and accept funding from the Connecticut Department of Public Health Services in an amount not to exceed \$704,524.00 for the Women, Infants and Children's Supplemental Nutrition Program

7 – Adopt the resolution to apply for and accept grant funding from the Connecticut Brownfield Redevelopment Authority in the amount of \$10,000 for additional studies on the Mallory Hat Factory Site

8 – Adopt the resolution to make a renewed application and accept grant funding from the U. S. Environmental Protection Agency in the amount of \$200,000 for the continuation of studies specified in the grant proposal

9 – Adopt the resolution to authorize the Mayor to execute a Personal Service Agreement between the City of Danbury and the State of Connecticut relative to the Noise Abatement Study as described

10 – Adopt the resolution to authorize the Corporation Counsel to acquire easements relative to storm drainage problems at 1A Grandview Drive as described

11 – Adopt the resolution to authorize the Corporation Counsel to acquire easements relative to storm drainage problems at 6 Zinn Road as described

12 – Adopt a resolution to authorize the Corporation Counsel to acquire easements relative to storm drainage problems at 49 East Gate Road as described

16 – Approve the appointment of Richard J. Antous, Jr. as an alternate member of the Environmental Impact Commission

17 – Approve the reappointment of Thomas Pinkham as an alternate member of the Environmental Impact Commission

18 – Approve the appointment of Arthur J. Mannion, Joseph Pepin, William D. Boehm, Hillel Goldman and Margaret Koschel as members of the Board of Ethics

24 – Approve the transfer of \$931 from the Elderly Services Donations Account to the Commission on Aging budget as described

28 – Adopt a resolution to authorize the Corporation Counsel to acquire easements relative to Western Connecticut State University's new science building subject to City of Danbury conditions and a positive recommendation from the Planning Commission

34 – Receive a report regarding a grant to Family & Children's Aid and take no action

35 – Receive a report regarding a waiver of the sewer connection fee for Broad Street Associates and take no action

36 – Receive the report regarding the City assuming maintenance of Cedar Road and taken no action

37 – Receive a report regarding Old Sherman Turnpike and refer it to the Mayor's Office for possible addition to the City's Capital Improvement Budget

38 – Receive the report regarding Willow Lane and Berkshire Place and approve the recommendations

40 – Receive the report regarding a stop sign on Franklin Street and Starr Avenue and approve the recommendations



CITY OF DANBURY

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

(203) 797-4518
(203) 796-8043 FAX

November 21, 2002

PLEASE REPLY TO:
DANBURY, CT 06810

Hon. Mayor Mark D. Boughton
Hon. Members of the Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Re: Amendment to Code of Ordinances Section 12-34/Citations
Designation of Blight Inspector

Dear Mayor and Council:

The attached proposed ordinance modification will permit the duly designated blight inspector, as authorized pursuant to Code Section 10-81 et seq. (recently adopted by this Council) to enforce blight and assess fines through the municipal citation procedure. The procedure set forth in Code Section 12-34 is consistent with, and is presently available for several other municipal departments and offices to make enforcement of ordinances easier.

Please consider the deferral of this proposal to public hearing and subsequent action at your early opportunity.

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

Very truly yours,

Laszlo L. Pinter,
Assistant Corporation Counsel

Attachment

cc: Robert J. Yamin, Corporation Counsel
Eric L. Gottschalk, Deputy Corporation Counsel
Leo Null, Building Official
Blight Task Force Members,
Councilman Moore

Llp/blightord



CITY OF DANBURY
DANBURY, CONNECTICUT 06810

HEALTH AND HOUSING DEPARTMENT
155 DEER HILL AVENUE

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

November 22, 2002

Honorable Mayor Mark D. Boughton
Honorable Members Danbury Common Council
155 Deer Hill Avenue
Danbury, CT 06820

Dear Mayor Boughton and Common Council Members:

A number of proposed revisions regarding Health and Housing Department fees have been prepared in cooperation with Robin Edwards, Assistant Corporation Counsel. These include:

ORDINANCE REVISIONS:

1. Section 9-8. Subsurface sewage disposal permit.
2. Section 9-69. Inspection for compliance.

RESOLUTIONS:

1. Certificates of apartment occupancy fees.
2. Food service fees.
3. Rooming house/hotel fees.
4. Well permit review fees.

Please handle these requested ordinance revisions and resolutions in your usual manner.

Thank you for your attention in these matters.

Sincerely,

William Campbell
Director of Health

encl. (6)

C: Robin Edwards
Eric Gottschalk



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CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 20, 2002

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

Proposed Ordinance Revisions
Sections 16-4 and 21-3

Current sewer and water ordinance language (Sec. 16-4.(a) and Sec. 21-3) states that a permit is required for any connection to the City system, for any additional use and for any additional pipe, plumbing or fixtures, increase in volume, etc.

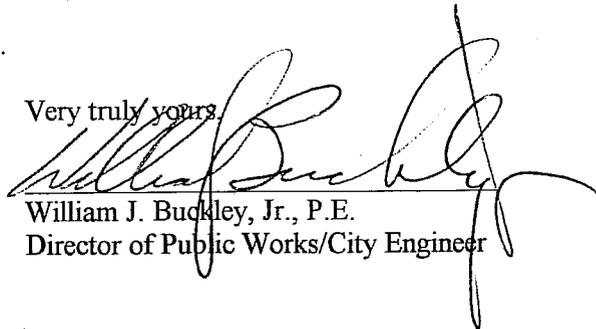
The language in these two sections does not cover changes in use that would reduce the use of the building or the number of fixtures in building. This issue has arisen as a result of a question as to whether the City can charge an application fee for the change of use from, for example, a four family dwelling to a three family dwelling.

An application and subsequently a permit are required for a change of use that reduces the number of fixtures and subsequently the flow to and from a building in order for the City to verify that the existing meter installed in a building is properly sized. A meter that is too large for the revised use/number of fixtures in a building may not accurately record the water usage on which Public Utilities Department billing is based.

We recommend that the language in two ordinance sections (Sewer Sec. 16-4(a) and Water Sec. 21-3) be revised as per the enclosed proposed ordinance changes prepared by the Corporation Counsel's office.

If you have any questions, please give me a call.

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

Encl.

C: Eric L. Gottschalk, Esq.
Mario Ricoszi, P.E., with encl.
Sean Hearty, with encl.





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155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

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(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 20, 2002

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

Proposed Ordinance Revisions
Sections 2-143.8, 16-48 and 21-63

During the preparation of preliminary and final assessments for sanitary sewer and water main extension projects over the past several years, a number of situations were encountered involving landlocked parcels of land that would benefit from the sanitary sewer and/or water main extensions.

In the past, as a result of the current ordinance language relative to lot frontage, these lots have been assigned a frontage value of zero (0).

It is our opinion that these lots will receive as much benefit from the infrastructure improvements as a lot with, for example, 20 feet of frontage, which lot (20' frontage) is assigned the minimum frontage value of 50 feet as per the current ordinance sections.

We recommend that the language in three ordinance sections (Administration Sec.2-143.8.(a), Sewer Sec. 16-48.(a) and Water Sec. 21-63.(a)) be revised as per the enclosed proposed ordinance changes prepared by the Corporation Counsel's office to assign (for assessment purposes only) a frontage of 50 feet to landlocked parcels that benefit from infrastructure improvements.

If you have any questions, please give me a call.

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

Encl.

C: Eric L. Gottschalk, Esq.





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CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

DENA DIORIO
DIRECTOR OF FINANCE

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

MEMORANDUM

TO: Hon. Mark D. Boughton via the Common Council

FROM: Dena Diorio, Director of Finance *Dena*

DATE: November 25, 2002

SUBJECT: Amended Ordinance – Retirement Incentive Program

Attached you will find a proposed amended ordinance regarding a Retirement Incentive Program for members of the General Employees Pension Plan. The program will provide additional pension benefits for certain eligible employees not currently available under the existing ordinance. Employees opting to retire under the incentive program must make their election to participate no later than March 7, 2003, and must retire no later than June 30, 2003.

For those employees represented by a bargaining unit, participation is contingent on the City entering into an agreement with that bargaining unit for participation in the program.

If you require any additional information, please feel free to give me a call.

Thank You.



b

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

DENA DIORIO
DIRECTOR OF FINANCE

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

MEMORANDUM

TO: Hon. Mark D. Boughton via the Common Council
FROM: Dena Diorio, Director of Finance *Dena*
RE: **RESOLUTION – WIC SUPPLEMENTAL NUTRITION PROGRAM**
DATE: November 26, 2002
CC: M. Montana, Kim Enteadó

Attached for your review is a resolution, which would provide funding for Danbury's WIC Supplemental Nutrition Program. Acceptance of this resolution will allow the City of Danbury Health and Housing Department to apply for and accept funding from the State of Connecticut Department of Public Health Services. The time period of this grant is April 1, 2003 through September 30, 2005. No local cash match is required. An impact statement and budget is attached for your review.

The Common Council is requested to consider this resolution at its next meeting.

DD/jgb

Attach.

WIC GRANT

RFP #BCH 2003-904

GRANT PERIOD APRIL 1, 2003 – SEPTEMBER 30, 2005

GRANT YEAR #1 April 1, 2003 – September 30, 2003**

SALARIES:	90,292
FRINGE:	31,973
SHELTER:	4,850
SUPPLIES:	250
POSTAGE:	60
TELEPHONE:	325
TRAVEL:	572
OTHER: *	4,525
TOTAL	132,847

Note: *OTHER includes:

Administration	2,657
Audit	1,328
Copier Maintenance	190
Dues/Confer	100
Advertising	250

** GRANT YEAR #1 covers a 6-month period. GRANT YEARS #2 and #3 cover 12- month periods each.

IMPACT STATEMENT WIC GRANT

PROGRAM IMPACT:

The Special Supplemental Food Program for Women, Infants and Children (WIC) is a preventive nutrition program for low-income pregnant women, new mothers, infants and children under the age of five. WIC provides nutrition education, breastfeeding guidance, supplemental foods and access to health care to nutritionally at-risk participants. An estimated 1,880 participants are currently enrolled in the Danbury WIC Program. WIC plays an important role in eliminating many of the preventable prenatal conditions that lead to premature births, low birth weights, and infant fatalities. In addition, WIC ensures that children are properly nourished and receive adequate health care and timely immunizations during the early years of life – a critical time for brain development. In this way, WIC is helping meet the challenge of guaranteeing every child enters school ready to learn.

The Program's objectives are to improve the nutritional status of every eligible participant by providing education, nutritional assessment, breastfeeding counseling and access to other health and social programs. WIC also provides supplemental foods, which supply significant amounts of protein, iron, vitamins A & C, calcium and other nutrients that are important during periods of growth. These foods are purchased with vouchers at participating local grocers.

FISCAL IMPACT:

There are no direct City personnel, benefit, equipment or other costs associated with this grant. No future costs are anticipated with the exception of a decrease in funding. Should levels decrease ... the City may be responsible for severance costs to the staff. This is unlikely based on the history of the WIC Program and its proven success rate. WIC is also a cost saver. Every dollar in WIC benefits produces up to \$4.21 in Medicaid savings.

ANTICIPATED GRANT LIFETIME:

This grant period reflects the 26th year of funding for the City.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

December 3 A. D., 2002

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Public Health Services has notified the City of Danbury Health and Housing Department of its eligibility to apply for a renewal grant for its Women, Infants and Children's (WIC) Supplemental Nutrition Program; and

WHEREAS, the Danbury Health and Housing Department's WIC Program for Danbury area residents provides nutrition education and supplemental foods to pregnant women, nursing mothers and children up to age five; and

WHEREAS, the Supplemental Nutrition Grant will be in an amount not to exceed \$704,524.00 and will cover the grant term from April 1, 2003 through September 30, 2005 and requires no matching funds from the City of Danbury; and

WHEREAS, the total grant for the 2 ½ year period is not to exceed \$704,524.00.

NOW, THEREFORE BE IT RESOLVED THAT Mark D. Boughton, Mayor of the City of Danbury and William J. Campbell, Director of Health, are hereby authorized to apply for said grant on behalf of the Danbury Health and Housing Department, and

BE IT FURTHER RESOLVED THAT to accomplish the purposes of said program, Mark D. Boughton, Mayor of the City of Danbury, is hereby empowered to make, execute and approve on behalf of the City of Danbury any and all contracts or amendments thereof with the State of Connecticut Department of Public Health Services and to accept said grant funds, if offered.



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

DENA DIORIO
DIRECTOR OF FINANCE

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

M E M O R A N D U M

TO: Hon. Mark D. Boughton via the Common Council
FROM: Dena Diorio, Director of Finance
DATE: November 26, 2002
RE: **RESOLUTION – BROWNFIELDS PILOT**
CC: J. Kozuchowski, K. Enteadó

Attached for your review is a resolution that will allow the City of Danbury to apply for and accept additional funding from the Connecticut Brownfield Redevelopment Authority. This grant will be used for additional studies on the Mallory Hat Factory. The grant being offered is for up to \$10,000. No local match is required. A copy of the application is attached for your consideration.

The Common Council is requested to consider this resolution at its next meeting.

Dena Diorio

DD/jgb

Attach.

Sample Resolution for Brownfield Assessment Grant

Whereas, the former Mallory Hat Factory property on Rose Hill Avenue, owned by the City through foreclosure, is limited from resale due to levels of contamination in the soils that do not meet Connecticut's Voluntary Remediation Standards;

and

Whereas, a detailed environmental assessment and Remediation Design conducted for the City by Marin Environmental Inc has developed Phase I and Phase II Environmental Assessment Reports;

and

Whereas, the Department of Environmental Protection has recently conducted a review of all data on the Mallory Hat Factory and has determined that more testing may be necessary.

and

Whereas, the Connecticut Brownfield Redevelopment Authority is offering a \$10,000 grant to conduct these additional studies on the Mallory Hat Factory site.

Now, Therefore be it Resolved that the Common Council authorizes the Danbury Health Department to apply to the Connecticut Brownfield Redevelopment Authority for grant funds up to \$10,000. to conduct these additional studies and to authorize the Mayor to accept such funds, if awarded, and enter into any contractual agreements with Connecticut Brownfield Redevelopment Authority that would allow the execution of said grant.

Grant Budget for Brownfield Assessment Grant

Professional Services (for Licensed Environmental Professional):	\$8,000.
Applicatuion fee for DEP's "Voluntaryt Compliance review" ¹	\$2,000

¹ The City will attempt to have this fee waived or reduced. If that occurs, the balance of this line item would be transferred to Professional Services.

Impact Statement: Connecticut Brownfield Authority Assessment Grant

Description of Project: The City has recently completed a full range of environmental assessments and a remedial design for the clean-up of contamination at the Mallory Hat Factory. The transfer of this property may depend upon the buyer being satisfied that DEP has signed off on the assessments that were completed by our Consultant. The only way to do this is to enter DEP's "Voluntary Review" Program. In addition to application fees, the DEP may request additional data to be collected from the property to supplement our existing Assessment information.

The Connecticut Brownfield Redevelopment Authority offers grants for Assessments of Brownfields up to \$10,000. Given the fact that our federal Brownfield grant is nearly expended, this is a source of funds that can be used to subsidize additional testing that DEP may want to have done on the site to obtain their sign-off on our assessment information.

Financial Impact. The sole indirect financial impact of this project would be the time devoted by the Coordinator of Environmental and Occupational Health Services in managing the project, estimated to be 50 – 75 hours of his time.

Project Benefit. The additional testing is needed so that DEP can provide a formal authorization of the assessment that we have conducted on the site meets the State's Voluntary Remediation Standards. When this occurs, the City will be in a stronger position to re-bid the property for transfer to a developer.

Financial reporting Requirements. There are no financial reporting requirements for this grant.

Grant Audit/ Administration Fees. These fees are ineligible expenses for this grant program.

Council Resolution. A Common Council resolution is needed to apply for and receive this grant. A draft of a resolution is attached.

RECEIVED

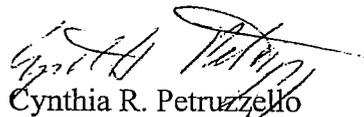
November 4, 2002

Mr. Jack Kuzochowski
Danbury City Hall
155 Deer Hill Avenue
Danbury, CT 06810

Dear Jack:

Enclosed please find CBRA's Brownfields Assessment Grant (BAG) Application that you had requested. I can be reached directly at (860) 258-7833 with any questions that may arise with respect to this application. CBRA is committed to working with you in making the redevelopment of Brownfields a reality in Connecticut.

Sincerely yours,



Cynthia R. Petruzzello
Vice President of Brownfields Redevelopment

Enc.



2002 Connecticut Brownfield Assessment Grant (BAG) Application

APPLICATION SUBMITTAL INSTRUCTIONS

- All required information and Attachments must be submitted with this Application.
- Submit Application to:
Cynthia Petruzzello, Vice President,
CT Brownfields Redevelopment Authority
BAG Program, 999 West Street, Rocky Hill, CT 06067

Visit our web site at www.ctbrownfields.com

cbra8.02



This Application is a:

Phase I Environmental Assessment Grant
Limited to \$2,999

Phase II Environmental Assessment Grant
Limited to \$10,000

Applicant Information

1. Applicant _____
Applicant is: (check all that apply) company individual municipality partnership developer
 private owner other _____
2. Address _____
Telephone _____ Fax _____
E-mail _____ Website _____
City _____ State _____ ZIP _____
3. Authorized representative (if other than Applicant) _____
4. Telephone _____ Fax _____
5. E-Mail _____ Title _____
6. If Applicant is not the owner of property, describe the legal access to the property in a separate Attachment.

Section I: General Site Information

1. Owner _____
2. Address _____
3. City _____ ZIP _____
4. Land: square feet _____
5. Building: square feet _____
6. *Attach legal description to Application.*
7. Reference volume & page number in municipal land records _____

8. If municipality owns site, how was the property acquired? _____

Connecticut Brownfield Assessment Grant (BAG) Application

9. Current use(s) _____

10. Known or **suspected sources** of environmental contamination (check all that apply)
- | | | | |
|--|---|--|---|
| <input type="checkbox"/> Foundry sand | <input type="checkbox"/> Surface spills | <input type="checkbox"/> Routine industrial operations | <input type="checkbox"/> Transformer |
| <input type="checkbox"/> Dumping or buried drums | <input type="checkbox"/> Burning of materials | <input type="checkbox"/> Underground pipeline or tank | <input type="checkbox"/> Aboveground pipeline or tank |
| <input type="checkbox"/> Contaminated building | <input type="checkbox"/> Industrial accident | <input type="checkbox"/> Lagoon | <input type="checkbox"/> Fly ash |
- Other: _____

11. Past land **uses** (check all that apply)
- | | | | |
|--|--|--|--------------------------------------|
| <input type="checkbox"/> Service station | <input type="checkbox"/> Agricultural | <input type="checkbox"/> Salvage yard | <input type="checkbox"/> Pipeline |
| <input type="checkbox"/> Coal gas manufacturer | <input type="checkbox"/> Electroplater | <input type="checkbox"/> Manufacturing | <input type="checkbox"/> Dry cleaner |
| <input type="checkbox"/> Bulk plant | <input type="checkbox"/> Tannery | <input type="checkbox"/> Landfill | |
- Other: _____

Section II: Site Information — Contamination and Potentially Responsible Party(s) (PRP)

Provide complete information in the space provided or on Attachment 1.

1. Have any of the following been performed? If yes, check all those that apply and provide dates of the reports.

- | | |
|---|--|
| <input type="checkbox"/> Phase I Environmental Assessment | <input type="checkbox"/> Phase II Environmental Assessment |
|---|--|
- Date: _____ Date: _____
- Other environmental information, assessment, analysis or investigation _____
_____ Date: _____

2. Confirmed environmental contamination

- a. What contaminants are known to be present? _____

- b. Has the CT Department of Environmental Protection ever been notified of contaminants or hazardous substance discharge? _____
Describe? _____

3. Is Applicant or its employees a Potentially Responsible Party (PRP)? Yes No

4. If no environmental contamination has been confirmed, why is contamination suspected? _____

5. List all suspected PRPs and indicate sources of information _____

6. Describe efforts to contact PRPs. _____

7. Is any PRPs able to pay for the cost of Assessments covered in this Application? Yes No

Connecticut Brownfield Assessment Grant (BAG) Application

Section III: General Project Information

Materials in support of this section should be labeled Attachment 2.

8. Describe project and proposed Assessment. _____

9. Provide a diagram (no larger than 11x17") of the site that shows the location of all above or below ground structures and containers. Include recent, dated photograph(s) of the site.

10. Does the Applicant currently have legal access to the site Yes No
 to carry out the activities listed in this Grant Application?

Note: If CBRA notifies the Applicant that funds have been approved, the Applicant must obtain legal access to the site within 90 calendar days of this notification.

11. Describe any hazard or contamination that is readily accessible to the public

Section IV: Proposed Budget and Itemized Breakdown of Grant Request Activities

Note: The costs listed in this table must be incurred and paid during the grant period in order to be eligible for reimbursement. The grant period is 12 months from the date that CBRA signs the grant contract.

Activity or Expense	Site Assessment Budget	Grant Request from CBRA
1. Phase I Environmental Assessment		
2. Phase II Environmental Assessment	10,000	10,000
3. Total Grant Request		

4. List Phase I assessment activities included in this Application.

5. List Phase II assessment activities included in this Application.

Section V: Additional Information

12. What firm is conducting the Assessment(s)?

13. Do the persons who will conduct professional services and conduct the Assessment activities for the Applicant have the necessary legal, managerial and/or technical qualifications to do so? Yes No

14. List other municipal, state and/or federal funds, or other assistance applied for, awarded, or spent at the site. (Indicate source of funds, program, date of application, amount, and the purpose of the assistance.) _____

Connecticut Brownfield Assessment Grant (BAG) Application

Section VI: Certification

I certify that information in this Application and all Attachments is true and correct and in conformity with applicable Connecticut law.

Applicant or Authorized Representative _____ Title of Applicant or Authorized Representative

Signature of Applicant or Authorized Representative _____ Date Signed

FALSE STATEMENTS MADE HEREIN ARE PUNISHABLE AS A CLASS A MISDEMEANOR UNDER CGS 53a-157b.

Please note: Any Brownfields Assessment Grant is subject to:

- Due diligence conducted by the Connecticut Brownfields Redevelopment Authority (CBRA)
- The approval of CBRA's Board of Directors
- The availability of funding
- The Applicant's acceptance of all terms and conditions as stipulated by the CBRA.
- The Applicant must complete and submit an Affirmative Action Plan to be approved by the Authority prior to closing. Forms will be provided by the Authority following Board of Directors approval.

CBRA reserves the right to determine, in its sole discretion, that the Applicant and/or any or all assessment expenses specified in this Application are ineligible for reimbursement under CBRA's Brownfields Assessment Grant program.

RECEIVED

NOV 8 2002

November 4, 2002

Mr. Jack Kuzochowski
Danbury City Hall
155 Deer Hill Avenue
Danbury, CT 06810

Dear Jack:

Enclosed please find CBRA's Brownfields Assessment Grant (BAG) Application that you had requested. I can be reached directly at (860) 258-7833 with any questions that may arise with respect to this application. CBRA is committed to working with you in making the redevelopment of Brownfields a reality in Connecticut.

Sincerely yours,



Cynthia R. Petruzzello
Vice President of Brownfields Redevelopment

Enc.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

Whereas, the former Mallory Hat Factory property on Rose Hill Avenue, owned by the City through foreclosure, has limited resale value due to levels of contamination in the soils that do not meet Connecticut's Voluntary Remediation Standards; and

Whereas, a detailed environmental assessment and Remediation Design conducted for the City by Marin Environmental Inc has developed Phase I and Phase II Environmental Assessment Reports; and

Whereas, the Department of Environmental Protection has recently conducted a review of all data on the Mallory Hat Factory and has determined that more testing may be necessary; and

Whereas, the Connecticut Brownfield Redevelopment Authority is offering a \$10,000.00 grant to conduct these additional studies on the Mallory Hat Factory site.

Now, Therefore be it Resolved that the Common Council authorizes the Danbury Health Department to apply to the Connecticut Brownfield Redevelopment Authority for grant funds up to \$10,000.00 to conduct these additional studies and to authorize the Mayor to accept such funds, if awarded, and enter into any contractual agreements with Connecticut Brownfield Redevelopment Authority that would allow the execution of said grant.



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

(203) 797-4518
(203) 796-8043 FAX

November 23, 2002

PLEASE REPLY TO:
DANBURY, CT 06810

Hon. Mayor Mark D. Boughton
Hon. Members of the Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Re: **Application for Federal Assistance**
Restoration and Redevelopment of Contamination Brownfields Sites

Dear Mayor and Council:

The attached resolution will renew approval of a 1997 application by the Health and Housing Department for approximately \$200,000.00 in federal funds for the above referenced purposes and as stated in the resolution. In accordance with the Application, the funding approval would be in place through September 30, 2003.

Please consider the approval of this resolution at your early opportunity. In the event you have any questions, please do not hesitate to call us, or Jack Kozuchowski in the Health Department.

Very truly yours,

Laszlo L. Pinter,
Assistant Corporation Counsel

Attachments

cc: Dena Diorio, Finance Director
Jack Kozuchowski, Coordinator Environmental Health

Llp/renew

APPLICATION FOR FEDERAL ASSISTANCE

2. DATE SUBMITTED 10/22/02	Applicant Identifier
3. DATE RECEIVED BY STATE	State Application Identifier
4. DATE RECEIVED BY FEDERAL AGENCY	Federal Identifier BP 991155-012 F

1. TYPE OF SUBMISSION:

Application <input type="checkbox"/> Construction <input checked="" type="checkbox"/> Non-Construction	Preapplication <input type="checkbox"/> Construction <input type="checkbox"/> Non-Construction
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5. APPLICANT INFORMATION

Legal Name: City of Danbury	Organizational Unit: Health & Housing Department
Address (give city, county, State, and zip code): 155 Deer Hill Avenue	Name and telephone number of person to be contacted on matters involving this application (give area code) Jack Kozuchowski (203) 797-4625

6. EMPLOYER IDENTIFICATION NUMBER (EIN):

06 - 6001858

7. TYPE OF APPLICANT: (enter appropriate letter in box)

A. State	H. Independent School Dist.	<input type="checkbox"/>
B. County	I. State Controlled Institution of Higher Learning	<input type="checkbox"/>
C. Municipal	J. Private University	<input type="checkbox"/>
D. Township	K. Indian Tribe	<input type="checkbox"/>
E. Interstate	L. Individual	<input type="checkbox"/>
F. Intermunicipal	M. Profit Organization	<input type="checkbox"/>
G. Special District	N. Other (Specify) _____	<input type="checkbox"/>

8. TYPE OF APPLICATION:

New Continuation Revision

If Revision, enter appropriate letter(s) in box(es)

A. Increase Award B. Decrease Award C. Increase Duration
D. Decrease Duration Other (specify): _____

C

9. NAME OF FEDERAL AGENCY:
Environmental Protection Agency (EPA)

10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER:
66 - 811

TITLE: Brownfield Cooperative Agreement

11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT:
Restoration and Redevelopment of contaminated Brownfield Sites in Danbury, Connecticut

12. AREAS AFFECTED BY PROJECT (Cities, Counties, States, etc.):
City of Danbury

13. PROPOSED PROJECT

14. CONGRESSIONAL DISTRICTS OF:

Start Date 9/30/97	Ending Date 9/30/03	a. Applicant District 5
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b. Project District 5

15. ESTIMATED FUNDING:

a. Federal	\$ 200,000.00
b. Applicant	\$.00
c. State	\$.00
d. Local	\$.00
e. Other	\$.00
f. Program Income	\$.00
g. TOTAL	\$ 200,000.00

16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?

a. YES. THIS PREAPPLICATION/APPLICATION WAS MADE AVAILABLE TO THE STATE EXECUTIVE ORDER 12372 PROCESS FOR REVIEW ON:
DATE _____

b. No. PROGRAM IS NOT COVERED BY E. O. 12372
 OR PROGRAM HAS NOT BEEN SELECTED BY STATE FOR REVIEW

17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT?

Yes If "Yes," attach an explanation. No

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION/PREAPPLICATION ARE TRUE AND CORRECT, THE DOCUMENT HAS BEEN DULY AUTHORIZED BY THE GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS AWARDED.

a. Type Name of Authorized Representative Mark Boughton	b. Title Mayor, City of Danbury	c. Telephone Number 203-7974511
d. Signature of Authorized Representative	e. Date Signed	



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, The City of Danbury, by the Common Council, in 1997, made application for, and was approved for funding in an amount up to \$200,000.00 by the U.S. Environmental Protection Agency for the purposes of remediating and restoring contaminated Brownfields sites within the City; and

WHEREAS, it is desired that said available funding continue to be used for these purposes through and including September 30, 2003; and

WHEREAS, a revised Application For Federal Assistance will have to be completed and submitted to the EPA in order to secure the continuation of funding;

NOW, THEREFORE, BE IT RESOLVED THAT Mayor Mark D. Boughton be and hereby is authorized to renew the application for federal funding for the Brownfields grant to conduct the studies specified in the grant and in the proposal prepared by the City Department of Health and Housing, and to take such other and required actions as are necessary to accomplish the purposes hereof.



9

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 25, 2002

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

Wooster Mountain Shooting Range Noise Abatement Study
Project No. 01-12

At the June 5, 2001 Common Council meeting, the council authorized Mayor Gene F. Eriquez to execute the Personal Services Agreement (PSA) between the City of Danbury and the State of Connecticut relative to the above noted project. The study is being paid for by the State DEP.

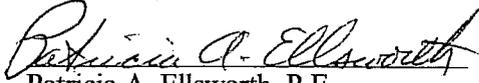
The original PSA agreement was executed. The City has hired a specialized noise consultant, C. Vargas and Associates, Ltd., Inc; to do the study. The consultant has performed the testing required at the Wooster Mountain Shooting Range and is now in the process of evaluating the data that was accumulated and preparing a report with recommendations as to how noise at the shooting range can be abated.

The PSA agreement signed by Mayor Eriquez has a 12/31/02 ending date. We do not expect that the final report and recommendations will be completed by that date. The State DEP has prepared an updated PSA that will extend the deadline for completion of the study to 12/31/03. A copy of the updated PSA is attached for your reference.

It is hereby requested that Mayor Mark D. Boughton be authorized to execute the updated PSA prepared by the State DEP.

If you have any questions, please feel free to give me a call.

Very truly yours,


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

Encl.

C: William J. Buckley, Jr., P.E.
Dena R. Diorio, with encl.
Laszlo L. Pinter, with encl. (originals)
Michael Powers, DEP

PERSONAL SERVICE AGREEMENT

Rev. 10/31/97

STATE OF CONNECTICUT
OFFICE OF THE STATE COMPTROLLER
CENTRAL ACCOUNTS PAYABLE DIVISION

1. PREPARE IN QUINTUPPLICATE.
2. THE STATE AGENCY AND THE CONTRACTOR AS LISTED BELOW HEREBY ENTER INTO AN AGREEMENT SUBJECT TO THE TERMS AND CONDITIONS STATED HEREIN AND/OR ATTACHED HERETO AND SUBJECT TO THE PROVISIONS OF SECTION 4-98 OF THE CONNECTICUT GENERAL STATUTES AS APPLICABLE.
3. ACCEPTANCE OF THIS CONTRACT IMPLIES CONFORMANCE WITH TERMS AND CONDITIONS STATED ON THE REVERSE SIDE OF THIS SHEET.

(1) _ ORIGINAL <input checked="" type="checkbox"/> AMENDMENT	(2) IDENTIFICATION NO. P.S. 2002-20008
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CONTRACTOR	(3) CONTRACTOR NAME CITY OF DANBURY	(4) ARE YOU PRESENTLY A STATE EMPLOYEE? _ YES <input checked="" type="checkbox"/> NO
	CONTRACTOR ADDRESS 155 DEER HILL AVENUE, DANBURY, CONNECTICUT 06810	
		CONTRACTOR FEIN/SSN 000-00-0034

STATE AGENCY	(5) AGENCY NAME AND ADDRESS DEP - BUREAU OF NATURAL RESOURCES, 79 ELM ST., HARTFORD, CT 06106	(6) AGENCY # 3100
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CONTRACT PERIOD	(7) DATE (FROM) 7-19-01	THROUGH (TO) 12-31-2003	(8) INDICATE _ MASTER AGREEMENT _ CONTRACT AWARD NO. <input checked="" type="checkbox"/> NEITHER
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CANCELLATION CLAUSE	THIS AGREEMENT SHALL REMAIN IN FULL FORCE AND EFFECT FOR THE ENTIRE TERM OF THE CONTRACT PERIOD STATED ABOVE UNLESS CANCELED BY THE STATE AGENCY, BY GIVING THE CONTRACTOR WRITTEN NOTICE OF SUCH INTENTION (REQUIRED DAYS NOTICE SPECIFIED AT RIGHT).	(9) REQUIRED # OF DAYS WRITTEN NOTICE: <u>30</u>
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COMPLETE DESCRIPTION OF SERVICE	(10) CONTRACTOR AGREES TO: (Include special provisions - Attach additional blank sheets if necessary.) This amendment provides a twelve-month no-cost extension to PSA #2002-20008 dated 7/19/01. All other prior provisions remain in effect. The City agrees to have its financial records audited at the close of the City's fiscal year and provide that audit to the Commissioner, all in accordance with Connecticut General Statutes Section 7-396a and Sections 4-230 through 4-236 and any applicable Regulations, which are or may be promulgated.	
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COST AND SCHEDULE OF PAYMENTS	(11) PAYMENT TO BE MADE UNDER THE FOLLOWING SCHEDULE UPON RECEIPT OF PROPERLY EXECUTED AND APPROVED INVOICES. All prior payment provisions remain in effect. Total contract Not To Exceed \$45,000.00	
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(12) ACT CD	(13) DOC TYP	(14) COM. TYP	(15) LSE. TYP	(16) ORIG. AGCY	(17) DOCUMENT NO.	(18) COMMIT. AGCY	(19) COMMIT. #	(20) VENDOR FEIN/SSN-SUFFIX 000-00-0034
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(21) COMMITTED AMOUNT	(22) OBLIGATED AMOUNT	(23) CONTRACT PERIOD (FROM / TO) 7-19-01 to 12-31-2003
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(24) ACT CD	(25) COMM LINE NO.	(26) COMMITTED AMOUNT	(27) COMM. AGCY.	(28) COST CENTER		(29) OBJECT	AGENCY TAIL			(33) F.Y.
				FUND	SID		30) FUNCTION	31) ACTIVITY	32) EXTENSION	
		\$ 45,000	3100	1873	158	05330	0320	244810113		03

An individual entering into a Personal Service Agreement with the State of Connecticut is contracting under a work-for-hire arrangement. As such, the individual is an independent contractor, and does not satisfy the characteristics of an employee under the common law rules for determining the employer/employee relationship of Internal Revenue Code section 3121(d)(2). Individuals performing services as independent contractors are not employees of the State of Connecticut and are responsible themselves for payment of all State and local income taxes, federal income taxes and Federal Insurance Contribution Act (FICA) taxes.

ACCEPTANCES AND APPROVALS	(34) STATUTORY AUTHORITY CGS Sec. 22a-6(a)(2)
(35) CONTRACTOR (OWNER OR AUTH. SIGNATURE)	TITLE Mark D. Boughton, Mayor DATE
(36) AGENCY (AUTHORIZED OFFICIAL)	TITLE David K. Leff, Deputy Commissioner DATE
(37) OFFICE OF POLICY & MGT./DEPT. OF ADMIN. SERV.	TITLE DATE
(38) ATTORNEY GENERAL (APPROVED AS TO FORM)	DATE

TERMS/CONDITIONS

EXECUTIVE ORDERS

This contract is subject to the provisions of Executive Order No. Three of Governor Thomas J. Meskill promulgated June 16, 1971, and, as such, this contract may be canceled, terminated or suspended by the State Labor Commissioner for violation of or noncompliance with said Executive Order No. Three, or any state or federal law concerning nondiscrimination, notwithstanding that the Labor Commissioner is not a party to this contract. The parties to this contract, as part of the consideration hereof, agree that said Executive Order No. Three is incorporated herein by reference and made a party hereof. The parties agree to abide by said Executive Order and agree that the State Labor Commissioner shall have continuing jurisdiction in respect to contract performance in regard to nondiscrimination, until the contract is completed or terminated prior to completion. The contractor agrees, as part consideration hereof, that this contract is subject to the Guidelines and Rules issued by the State Labor Commissioner to implement Executive Order No. Three, and that he will not discriminate in his employment practices or policies, will file all reports as required, and will fully cooperate with the State of Connecticut and the State Labor Commissioner. This contract is also subject to provisions of Executive Order No. Seventeen of Governor Thomas J. Meskill promulgated February 15, 1973, and, as such, this contract may be canceled, terminated or suspended by the contracting agency or the State Labor Commissioner for violation of or noncompliance with said Executive Order No. Seventeen, notwithstanding that the Labor Commissioner may not be a party to this contract. The parties to this contract, as part of the consideration hereof, agree that Executive Order No. Seventeen is incorporated herein by reference and made a part hereof. The parties agree to abide by said Executive Order and agree that the contracting agency and the State Labor Commissioner shall have joint and several continuing jurisdiction in respect to contract performance in regard to listing all employment openings with the Connecticut State Employment Service. This contract is also subject to provisions of Executive Order No. Sixteen of Governor John G. Rowland promulgated August 4, 1999, and, as such, this contract may be cancelled, terminated or suspended by the contracting agency of the State Labor Commissioner for violation of or noncompliance with said Executive Order No. Sixteen, notwithstanding that the Labor Commissioner may not be a party to this contract. The parties to this contract, as part of the consideration hereof, agree that Executive Order No. Sixteen is incorporated herein by reference and made a part hereof. The parties agree to abide by said Executive Order and agree that the contracting agency and the State Labor Commissioner shall have joint and several continuing jurisdiction in respect to contract performance in regard to listing all employment openings with the Connecticut State Employment Service.

I. NON-DISCRIMINATION

(a). For the purposes of this section, "minority business enterprise" means any small contractor or supplier of materials fifty-one percent or more of the capital stock, if any, or assets of which is owned by a person or persons: (1) who are active in the daily affairs of the enterprise; (2) who have the power to direct the management and policies of the enterprise; and (3) who are members of a minority, as such term is defined in subsection (a) of Conn. Gen. Stat. subsection 32-9n; and "good faith" means that degree of diligence which a reasonable person would exercise in the performance of legal duties and obligations. "Good faith efforts" shall include, but not be limited to, those reasonable initial efforts necessary to comply with statutory or regulatory requirements and additional or substituted efforts when it is determined that such initial efforts will not be sufficient to comply with such requirements.

For purposes of this Section, "Commission" means the Commission on Human Rights and Opportunities.

For purposes of this Section, "Public works contract" means any agreement between any individual, firm or corporation and the state or any political subdivision of the state other than a municipality for construction, rehabilitation, conversion, extension, demolition or repair of a public building, highway or other changes or improvements in real property, or which is financed in whole or in part by the state, including but not limited to, matching expenditures, grants, loans, insurance or guarantees.

(b) (1) The Contractor agrees and warrants that in the performance of the contract such Contractor will not discriminate or permit discrimination against any person or group of persons on the grounds of race, color, religious creed, age, marital status, national origin, ancestry, sex, mental retardation or physical disability, including, but not limited to blindness, unless it is shown by such Contractor that such disability prevents performance of the work involved, in any manner prohibited by the laws of the United States or of the State of Connecticut. The Contractor further agrees to take affirmative action to insure that applicants with job related qualifications are employed and that employees are treated when employed without regard to their race, color, religious creed, age, marital status, national origin, ancestry, sex, mental retardation, or physical disability, including, but not limited to, blindness unless it is shown by the Contractor that such disability prevents performance of the work involved; (2) the Contractor agrees, in all solicitations or advertisements for employees placed by or on behalf of the Contractor, to state that it is an "affirmative action - equal opportunity employer" in accordance with regulations adopted by the Commission; (3) the Contractor agrees to provide each labor union or representative of workers with which the Contractor has a collective bargaining agreement or other contract or understanding and each vendor with which the Contractor has a contract or understanding, a notice to be provided by the Commission, advising the labor union or workers' representative of the Contractor's commitments under this section and to post copies of the notice in conspicuous places available to employees and applicants for employment; (4) the Contractor agrees to comply with each provision of this section and Conn. Gen. Stat. subsections 46a-68e and 46a-68f and with each regulation or relevant order issued by said Commission pursuant to Conn. Gen. Stat. subsections 46a-56, 46a-68e and 46a-68f; (b) the Contractor agrees to provide the Commission on Human Rights and Opportunities with such information requested by the Commission, and permit access to pertinent books, records and accounts, concerning the employment practices and procedures of the Contractor as relate to the provisions of this section and section 46a-56. If the Contract is a public works contract, the contractor agrees and warrants that he will make good faith efforts to employ minority business enterprises as subcontractors and suppliers of materials on such public works projects.

c. Determination of the Contractor's good faith efforts shall include, but shall not be limited to, the following factors: The Contractor's employment and subcontracting policies, patterns and practices; affirmative advertising, recruitment and training; technical assistance activities and such other reasonable activities or efforts as the Commission may prescribe that are designed to ensure the participation of minority business enterprises in public works projects.

d. The Contractor shall develop and maintain adequate documentation, in a manner prescribed by the Commission, of its good faith efforts.

e. The Contractor shall include the provisions of subsection (b) of this Section in every subcontract or purchase order entered into in order to fulfill any obligation of a contract with the State and such provisions shall be binding on a subcontractor, vendor or manufacturer unless exempted by regulations or orders of the Commission. The Contractor shall take such action with respect to any such subcontract or purchase order as the Commission may direct as a means of enforcing such provisions including sanctions for noncompliance in accordance with Conn. Gen. Stat. subsection 46a-56; provided, if such contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the Commission, the Contractor may request the State of Connecticut to enter into any such litigation or negotiation prior thereto to protect the interests of the State and the State may so enter.

f. The Contractor agrees to comply with the regulations referred to in this Section as they exist on the date of this contract and as they may be adopted or amended from time to time during the term of this contract and any amendments thereto.

g. The Contractor agrees to follow the provisions: The contractor agrees and warrants that in the performance of the agreement such contractor will not discriminate or permit discrimination against any person or group of persons on the grounds of sexual orientation, in any manner prohibited by the laws of the United States or of the State of Connecticut, and that employees are treated when employed without regard to their sexual orientation; the contractor agrees to provide each labor union or representative of workers with which such contractor has a collective bargaining agreement or other contract or understanding and each vendor with which such contractor has a contract or understanding, a notice to be provided by the Commission on Human Rights and Opportunities advising the labor union or workers' representative of the contractor's commitments under this section, and to post copies of the notice in conspicuous places available to employees and applicants for employment; the contractor agrees to comply with each provision of this section and with each regulation or relevant order issued by said commission pursuant to Section 46a-56 of the general statutes; the contractor agrees to provide the Commission on Human Rights and Opportunities with such information requested by the commission, and permit access to pertinent books, records and accounts, concerning the employment practices and procedures of the contractor which relate to the provisions of this section and Section 46a-56 of the general statutes.

h. The Contractor shall include the provisions of the foregoing paragraph in every subcontract or purchase order entered into in order to fulfill any obligation of a contract with the state and such provisions shall be binding on a subcontractor, vendor or manufacturer unless exempted by regulations or orders of the commission. The contractor shall take such action with respect to any such subcontract or purchase order as the commission may direct as a means of enforcing such provisions including sanctions for noncompliance in accordance with Section 46a-56 of the general statutes; provided, if such contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the commission, the contractor may request the State of Connecticut to enter into any such litigation or negotiation prior thereto to protect the interests of the state and the state may so enter.

INSURANCE

The contractor agrees that while performing services specified in this agreement he shall carry sufficient insurance (liability and/or other) as applicable according to the nature of the service to be performed so as to "save harmless" the State of Connecticut from any insurable cause whatsoever. If requested, certificates of such insurance shall be filed with the contracting State agency prior to the performance of services.

STATE LIABILITY

The State of Connecticut shall assume no liability for payment for services under the terms of this agreement until the contractor is notified that this agreement has been accepted by the contracting agency and, if applicable, approved by the Office of Policy and Management (OPM) or the Department of Administrative Services (DAS) and by the Attorney General of the State of Connecticut.

Rev. 10/31/97

1. PREPARE IN QUINTUPLICATE.
2. THE STATE AGENCY AND THE CONTRACTOR AS LISTED BELOW HEREBY ENTER INTO AN AGREEMENT SUBJECT TO THE TERMS AND CONDITIONS STATED HEREIN AND/OR ATTACHED HERETO AND SUBJECT TO THE PROVISIONS OF SECTION 4-98 OF THE CONNECTICUT GENERAL STATUTES AS APPLICABLE.

3. ACCEPTANCE OF THIS CONTRACT IMPLIES CONFORMANCE WITH TERMS AND CONDITIONS STATED ON THE REVERSE SIDE OF THIS SHEET.

(1) *[Signature]*
X ORIGINAL AMENDMENT

(2) IDENTIFICATION NO. P.S. 2002-20008

7/3/01

CONTRACTOR

STATE AGENCY

CONTRACT PERIOD

CANCELLATION CLAUSE

COMPLETE DESCRIPTION OF SERVICE

COST AND SCHEDULE OF PAYMENTS

(12) ACT CD

(21) COMMITTED AMOUNT

(24) ACT CD

(25) COMM LINE NO.

(26) COMMITTED AMOUNT

(27) COMM. AGCY.

(28) COST CENTER

(29) OBJECT

(30) FUNCTION

(31) ACTIVITY

(32) EXTENSION

(33) F.Y.

(3) CONTRACTOR NAME
CITY OF DANBURY

(4) ARE YOU PRESENTLY A STATE EMPLOYEE? YES NO

CONTRACTOR ADDRESS
155 DEER HILL AVENUE, DANBURY, CONNECTICUT 06810

CONTRACTOR FEIN/SSN

(5) AGENCY NAME AND ADDRESS
DEP - BUREAU OF NATURAL RESOURCES, 79 ELM ST., HARTFORD, CT 06106

(6) AGENCY #
3100

(7) DATE (FROM) D.O.A. THROUGH (TO) 12-31-2002

(8) INDICATE MASTER AGREEMENT CONTRACT AWARD NO. _____ NEITHER

THIS AGREEMENT SHALL REMAIN IN FULL FORCE AND EFFECT FOR THE ENTIRE TERM OF THE CONTRACT PERIOD STATED ABOVE UNLESS CANCELED BY THE STATE AGENCY, BY GIVING THE CONTRACTOR WRITTEN NOTICE OF SUCH INTENTION (REQUIRED DAYS NOTICE SPECIFIED AT RIGHT).

(9) REQUIRED # OF DAYS WRITTEN NOTICE: 30

(10) CONTRACTOR AGREES TO: (Include special provisions - Attach additional blank sheets if necessary.)
The contractor, the City of Danbury, hereinafter referred to as "Municipality" or "Contractor" agrees to utilize the grant funding provided under this agreement to undertake a noise abatement study to identify alternatives, recommend options for implementation and develop preliminary cost estimates for measures to mitigate noise emanating from the Wooster Mountain Shooting Range. Additional terms and conditions relating to this agreement are identified on Attachment A which is attached hereto and made a part hereof this agreement.

(11) PAYMENT TO BE MADE UNDER THE FOLLOWING SCHEDULE UPON RECEIPT OF PROPERLY EXECUTED AND APPROVED INVOICES. Payment of any and all funds from this grant-in-aid will be made based on invoices submitted by the Municipality subject to approval of such requests for payment by the Commissioner, in his sole discretion. The contractor/municipality is responsible to supply appropriate documentation of costs relating to the project to the administering agency.

(13) DOC TYP	(14) COM. TYP	(15) LSE. TYP	(16) ORIG. AGCY 3100	(17) DOCUMENT NO. 200083100	(18) COMMIT. AGCY	(19) COMMIT. #	(20) VENDOR FEIN/SSN-SUFFIX
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(21) COMMITTED AMOUNT \$ 45,000.00	(22) OBLIGATED AMOUNT \$	(23) CONTRACT PERIOD (FROM / TO) D.O.A. to 12-31-2002
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(24) ACT CD	(25) COMM LINE NO.	(26) COMMITTED AMOUNT	(27) COMM. AGCY.	(28) COST CENTER		(29) OBJECT	AGENCY TAIL			(33) F.Y.
				FUND	SID		(30) FUNCTION	(31) ACTIVITY	(32) EXTENSION	
		\$45,000.00	3100	1873	158	05330	0320	244810113		2001

An individual entering into a Personal Service Agreement with the State of Connecticut is contracting under a work-for-hire arrangement. As such, the individual is an independent contractor, and does not satisfy the characteristics of an employee under the common law rules for determining the employer/employee relationship of Internal Revenue Code section 3121(d)(2). Individuals performing services as independent contractors are not employees of the State of Connecticut and are responsible themselves for payment of all State and local income taxes, federal income taxes and Federal Insurance Contribution Act (FICA) taxes.

ACCEPTANCES AND APPROVALS (34) STATUTORY AUTHORITY **CGS Sec. 22a-6(a)(2)**

(35) CONTRACTOR (OWNER OR AUTH. SIGNATURE)
[Signature] TITLE **Gene F. Eriquez, Mayor** DATE 6/26/01

(36) AGENCY (AUTHORIZED OFFICIAL)
[Signature] TITLE **David K. Leff, Deputy Commissioner** DATE 7/12/01

(37) OFFICE OF POLICY & MGT./DEPT. OF ADMIN. SERV. TITLE _____ DATE _____

(38) ATTORNEY GENERAL (APPROVED AS TO FORM)
[Signature] DATE _____

K. MASSICOTTE
ASSISTANT ATTORNEY GENERAL

DISTRIBUTION: CONTRACTOR _____ COMPTROLLER _____ OPW/DAS _____ ATTORNEY GENERAL _____ AGENCY _____

EXECUTIVE ORDERS

This contract is subject to the provisions of Executive Order No. Three of Governor Thomas J. Meskill promulgated June 16, 1971, and, as such, this contract may be canceled, terminated or suspended by the State Labor Commissioner for violation of or noncompliance with said Executive Order No. Three, or any state or federal law concerning nondiscrimination, notwithstanding that the Labor Commissioner is not a party to this contract. The parties to this contract, as part of the consideration hereof, agree that said Executive Order No. Three is incorporated herein by reference and made a part hereof. The parties agree to abide by said Executive Order and agree that the State Labor Commissioner shall have continuing jurisdiction in respect to contract performance in regard to nondiscrimination until the contract is completed or terminated prior to completion. The contractor, agrees, as part consideration hereof, that this contract is subject to the Guidelines and Rules issued by the State Labor Commissioner to implement Executive Order No. Three, and that he will not discriminate in his employment practices or policies, will file all reports as required, and will fully cooperate with the State of Connecticut and the State Labor Commissioner. This contract is also subject to provisions of Executive Order No. Seventeen of Governor Thomas J. Meskill promulgated February 15, 1973, and, as such, this contract may be canceled, terminated or suspended by the contracting agency or the State Labor Commissioner for violation of or noncompliance with said Executive Order No. Seventeen, notwithstanding that the Labor Commissioner may not be a party to this contract. The parties to this contract, as part of the consideration hereof, agree that Executive Order No. Seventeen is incorporated herein by reference and made a part hereof. The parties agree to abide by said Executive Order and agree that the contracting agency and the State Labor Commissioner shall have joint and several continuing jurisdiction in respect to contract performance in regard to listing all employment openings with the Connecticut State Employment Service.

NON-DISCRIMINATION CLAUSE**PURSUANT TO C.G.S. SEC. 4a-60**

For purposes of this Section, "Commission" means the Commission on Human Rights and Opportunities.

For the purposes of this section, "Public works contract" means any agreement between any individual, firm or corporation and the state or any political subdivision of the state other than a municipality for construction, rehabilitation, conversion, extension, demolition or repair of a public building, highway or other changes or improvements in real property, or which is financed in whole or in part by the state, including but not limited to matching expenditures, grants, loans, insurance or guarantees.

The contractor agrees to comply with the regulations referred to in this section as they exist on the date of this contract and as they may be adopted or amended from time to time during the term of this contract and any amendments thereto.

(a) (1) The contractor agrees and warrants that in the performance of the contract such contractor will not discriminate or permit discrimination against any person or group of persons on the grounds of race, color, religious creed, age, marital status, national origin, ancestry, sex, mental retardation or physical disability, including, but not limited to, blindness, unless it is shown by such contractor that such disability prevents performance of the work involved, in any manner prohibited by the laws of the United States or of the State of Connecticut. The contractor further agrees to take affirmative action to insure that applicants with job related qualifications are employed and that employees are treated when employed without regard to their race, color, religious creed, age, marital status, national origin, ancestry, sex, mental retardation, or physical disability, including, but not limited to, blindness, unless it is shown by such contractor that such disability prevents performance of the work involved; (2) the contractor agrees, in all solicitations or advertisements for employees placed by or on behalf of the contractor, to state that it is an "affirmative action-equal opportunity employer" in accordance with regulations adopted by the commission; (3) the contractor agrees to provide each labor union or representative of workers with which such contractor has a collective bargaining agreement or other contract or understanding and each vendor with which such contractor has a contract or understanding, a notice to be provided by the commission advising the labor union or workers' representative of the contractor's commitments under this section and to post copies of the notice in conspicuous places available to employees and applicants for employment; (4) the contractor agrees to comply with each provision of this section and sections 46a-68e and 46a-68f and with each regulation or relevant order issued by said commission pursuant to section 46-56, 46a-68e and 46a-68f; (5) the contractor agrees to provide the commission on human rights and opportunities with such information requested by the commission, and permit access to pertinent books, records and accounts, concerning the employment practices and procedures of the contractor as it relates to the provisions of this section and section 46a-56. If the contractor is for a public works contract, the contractor agrees and warrants that he will make good faith efforts to employ minority business enterprises as subcontractors and suppliers of materials on such public works project.

(b) For the purposes of this section, "minority business enterprise" means any small contractor or supplier of materials fifty-one per cent or more of the capital stock, if any, or assets of which is owned by a person or persons: (1) Who are active in the daily affairs of the enterprise, (2) who have the power to direct the management and policies of the enterprise and (3) who are members of a minority, as such term is defined in subsection (a) of section 32-9n; and "good faith" means that degree of diligence which a reasonable person would exercise in the performance of legal duties and obligations. "Good faith efforts" shall include, but not be limited to, those reasonable initial efforts necessary to comply with statutory or regulatory requirements and additional or substituted efforts when it is determined that such initial efforts will not be sufficient to comply with such requirements.

(c) Determination of the contractor's good faith efforts shall include but shall not be limited to the following factors: The contractor's employment and subcontracting policies, patterns and practices; affirmative advertising, recruitment and training; technical assistance activities and such other reasonable activities or efforts as the commission may prescribe that are designed to ensure the participation of minority business enterprises in public works projects.

(d) The contractor shall develop and maintain adequate documentation, in a manner prescribed by the commission, of its good faith efforts.

(e) The contractor shall include the provisions of subsection (a) of this section in every subcontract or purchase order entered into in order to fulfill any obligation of a contract with the state and such provisions shall be binding on a subcontractor, vendor or manufacturer unless exempted by regulations or orders of the commission. The contractor shall take such action with respect to any such subcontract or purchase order as the commission may direct as a means of enforcing such provisions including sanctions for noncompliance in accordance with section 46a-56; provided, if such contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the commission, the contractor may request the State of Connecticut to enter into any such litigation or negotiation prior thereto to protect the interests of the state and the state may so enter.

PURSUANT TO C.G.S. SEC. 4a-60a

The contractor agrees to the following provisions:

(a)(1) The contractor agrees and warrants that in the performance of the contract such contractor will not discriminate or permit discrimination against any person or group of persons on the grounds of sexual orientation, in any manner prohibited by the laws of the United States or of the state of Connecticut, and that employees are treated when employed without regard to their sexual orientation; (2) the contractor agrees to provide each labor union or representative of workers with which such contractor has a collective bargaining agreement or other contract or understanding and each vendor with which such contractor has a contract or understanding, a notice to be provided by the commission on human rights and opportunities advising the labor union or workers' representative of the contractor's commitments under this section, and to post copies of the notice in conspicuous places available to employees and applicants for employment; (3) the contractor agrees to comply with each provision of this section and with each regulation or relevant order issued by said commission pursuant to Section 46a-56; (4) the contractor agrees to provide the commission on human rights and opportunities with such information requested by the commission, and permit access to pertinent books, records and accounts, concerning the employment practices and procedures of the contractor which relate to the provisions of this section and section 46a-56.

(b) The contractor shall include the provisions of subsection (a) of this section in every subcontract or purchase order entered into in order to fulfill any obligation of a contract with the state and such provisions shall be binding on a subcontractor, vendor or manufacturer unless exempted by regulations or orders of the commission. The contractor shall take such action with respect to any such subcontract or purchase order as the commissioner may direct as a means of enforcing such provisions including sanctions for noncompliance in accordance with section 46a-56; provided, if such contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the commission, the contractor may request the state of Connecticut to enter into any such litigation or negotiation prior thereto to protect the interests of the state and the state may so enter.

INSURANCE

The contractor agrees that while performing services specified in this agreement that he shall carry sufficient insurance (liability and/or other) as applicable according to the nature of the service to be performed so as to Asave harmless: the State of Connecticut from any insurable cause whatsoever. If requested, certificates of such insurance shall be filed with the contracting State agency prior to the performance of services.

STATE LIABILITY

The State of Connecticut shall assume no liability for payment for services under the terms of this agreement until the contractor is notified that this agreement has been accepted by the contracting agency and, if applicable, approved by the Office of Policy and Management (OPM) or the Department of Administrative Services (DAS) and by the Attorney General of the State of Connecticut.

CITY OF DANBURY - WOOSTER MOUNTAIN SHOOTING RANGE GRANT CONDITIONS

ATTACHMENT A

The contractor, the City of Danbury, hereinafter referred to as "Municipality" or "Contractor" agrees to utilize the grant funding to undertake a noise abatement study to identify alternatives, recommend options and develop cost estimates for measures to mitigate noise emanating from the Wooster Mountain Shooting Range.

1. The Municipality agrees to retain a qualified technical consultant to undertake a noise abatement study to identify alternatives for mitigation of noise emanating from the Wooster Mountain Shooting Range. Such study shall include: evaluation of the volume and character of sounds emanating from the range under all common conditions and patterns of use; identification of options for mitigation of the noise; evaluation of the potential effectiveness and costs of such options; recommendation of an option or group of options for implementation; and conceptual design and detailed cost analysis of the recommended option(s).
2. The Municipality agrees to utilize a Qualifications-Based Selection process in the recruitment and selection of a technical consultant to carry out the required studies, conceptual design and cost analysis.
3. The Municipality agrees to work with the DEP in the recruitment and selection process, including consultation with the Department on selection criteria and process, and obtaining DEP approval prior to finalizing the selection of a specific consultant.
4. The Municipality agrees to obtain DEP approval of the scope of services for the project and the contract which the Municipality proposes to execute for the project.
5. The Municipality agrees to carry out the project in accordance with the approved contract and scope of services and the approved timeframe.
6. The Municipality agrees to submit periodic progress reports to DEP that identify the progress of the project and to include DEP in meetings with the consultant.
7. The Municipality agrees to obtain DEP approval of the recommended option or group of options prior to finalizing the recommendations and to obtain DEP approval of the final report.
8. The Municipality agrees that any change relating to the scope of the project must be requested in writing with appropriate justification. Approval of proposed changes to any item or issue listed in this agreement remains at the discretion of the Commissioner.
9. The Municipality agrees to have its financial records audited at the close of the City's fiscal year and provide that audit to the Commissioner, all in accordance with Connecticut General Statutes Section 7-396a and Sections 4-230 through 4-236 and any applicable Regulations, which are or may be promulgated.
10. This agreement is subject to the provisions of Executive Order No. 16 of Governor John G. Rowland promulgated August 4, 1999, and as such, this contract may be canceled, terminated or suspended by the state for violation of or non compliance with said Executive Order No. 16, which is attached hereto and incorporated as Attachment B. The parties to this contract, as part of the consideration hereof, agree that a requirement for compliance with Executive Order No. 16 shall be included in any subcontracts or other agreements that may result from the contract. The parties agree to abide by such executive order.

THE COMMISSIONER AND THE MUNICIPALITY FURTHER AGREE:

1. That if the total eligible cost as finally determined by the COMMISSIONER is less than the estimated cost herein contained, the amount of the grant as now estimated shall be reduced accordingly and the MUNICIPALITY shall reimburse the COMMISSIONER in the amount of any overpayment.
2. That the MUNICIPALITY's obligation under this contract shall remain in effect until the results of the study and final report have been approved by the Commissioner and until all funds provided under this grant have been disbursed for approved expenses under the approved scope of services and contract or have been returned to the Commissioner.

THE COMMISSIONER AGREES:

1. To make periodic grant payments to the MUNICIPALITY based on submission and approval by the Commissioner, at his sole discretion, of invoices submitted by the Municipality.

ATTACHMENT B

Executive Order No. Sixteen

WHEREAS, the State of Connecticut recognizes that workplace violence is a growing problem that must be addressed; and

WHEREAS, the State of Connecticut is committed to providing its employees a reasonable safe and healthy working environment, free from intimidation, harassment, threats, and/or violent acts; and

WHEREAS, violence or the threat of violence by or against any employee of the State of Connecticut or member of the public in the workplace is unacceptable and will subject the perpetrator to serious disciplinary action up to and including discharge and criminal penalties.

NOW, THEREFORE, I, John G. Roland, Governor of the State of Connecticut, acting by virtue of the authority vested in me by the Constitution and by the statutes of this state, do hereby ORDER and DIRECT

1. That all state agency personnel, contractors, subcontractors and vendors comply with the following **Violence in the Workplace Prevention Policy**:

The State of Connecticut adopts a statewide zero tolerance policy for workplace violence.

Therefore, except as may be required as a condition of employment;

- No employee shall bring into any state worksite any weapon or dangerous instrument as defined herein.
- No employee shall use, attempt to use, or threaten to use any such weapon or dangerous instrument in a state worksite.
- No employee shall cause or threaten to cause death or physical injury to any individual in a state worksite.

Weapon means any firearm, including a BB gun, whether loaded or unloaded, any knife (excluding a small pen or pocket knife), including switchblade or other knife having an automatic spring release device, a stiletto, any police baton or nightstick or any martial arts weapon or electronic defense weapon.

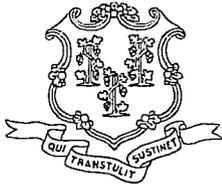
Dangerous instrument means any instrument, article, or substance that, under the circumstances, is capable of causing death or serious injury.

Violation of the above reasonable work rules shall subject the employee to disciplinary action up to and including discharge.

2. That each agency must prominently post this policy and that all managers and supervisors must clearly communicate this policy to all state employees.
3. That all managers and supervisors are expected to enforce this policy fairly and uniformly.
4. That any employee who feels subject to or witnesses violent, threatening, harassing or intimidating behavior in the workplace immediately report the incident or statement to their supervisor, manager, or human resources office.
5. That any employee who believes that there is a serious threat to their safety or the safety of others that requires immediate attention notify proper law enforcement authorities and his or her manager or supervisor.
6. That any manager or supervisor receiving such a report shall immediately contact their human resources office to evaluate, investigate and take appropriate action.
7. That all parties must cooperate fully when questioned regarding violations of this policy.
8. That all parties be advised that any weapon or dangerous instrument at the worksite will be confiscated and that there is no reasonable expectation of privacy with respect to such items in the workplace.
9. That this order applies to all state employees in the executive branch.
10. That each agency will monitor the affective implementation of this policy.
11. That this order shall take place immediately.

Dated August 4, 1999

STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION



22 November 2002

Patricia A. Ellsworth, P.E.
Assistant City Engineer
Danbury Engineering Department
155 Deer Hill Rd.
Danbury, CT 06810

RECEIVED

NOV 25 2002

ENGINEERING DEPT.

Re: Grant Agreement for Noise Abatement Study
· Wooster Mountain Shooting Range
City Project No. 01-12

Dear Pat:

As promised, attached are two "signature ready" copies of the grant extension in the form of a Personal Services Agreement (PSA) Amendment. Once the Common Council authorizes the Mayor to sign the PSA amendment, please have the Mayor sign both copies and send them back to me together with a certified copy of the resolution by the Common Council.

I do not anticipate any problem getting approval on this end once we have the signed copies back.

I cannot recall if you were copied on Clark Vargas' email regarding the status of the work. In case you were not, he reported that he hopes to have the preliminary report on their findings and the noise abatement options to us by the middle of December. If he is able to do that, we may actually be able to have the public meeting fairly early in the new year.

Sincerely,

A handwritten signature in black ink, appearing to read "Michael J. Powers".

Michael J. Powers, Project Manager
Bureau of Natural Resources

Encl.

(Printed on Recycled Paper)

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1901  2001



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200_

RESOLVED by the Common Council of the City of Danbury:

BE IT RESOLVED, that MARK D. BOUGHTON, MAYOR of the City of Danbury, be and hereby is authorized to execute on behalf of the City of Danbury a Personal Services Agreement (PSA) with the State of Connecticut for financial assistance to undertake a noise abatement study to identify alternatives, recommend options for implementation and develop preliminary cost estimates for measures to mitigate noise emanating from the Wooster Mountain Shooting Range.

IN ADDITION, that MARK D. BOUGHTON, MAYOR is hereby authorized to enter into such agreements, contracts and execute all documents necessary to said grant with the State of Connecticut.



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CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 19, 2002

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, Ct 06810

Dear Mayor Boughton and Common Council Members:

Storm Drainage Easement
1A Grandview Drive
Thomas R. and Maureen F. Simalchik

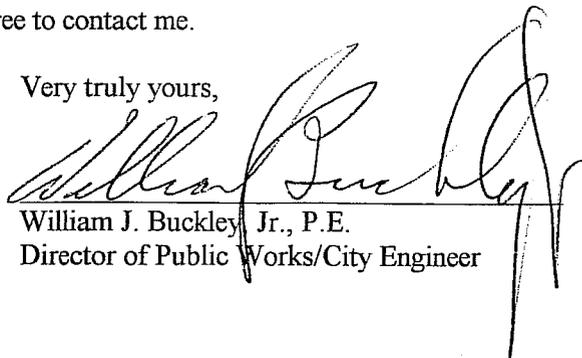
In response to complaints relative to a storm drainage problem at 1A Grandview Drive, our department has designed a plan to alleviate the problem. To accomplish this work, a storm drainage easement on the above noted property is required.

We hereby request that the Common Council authorize the Corporation Counsel's office to acquire a permanent storm drainage easement, a temporary construction easement and a right to drain from:

Thomas R. and Maureen F. Simalchik
1A Grandview Drive
Tax Assessor's Lot No. E10051

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

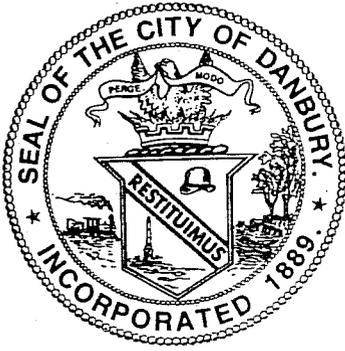
Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

Encl.

C: Eric L. Gottschalk, Esq., with encl.
Frank Cavagna, with encl



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, complaints have been received by the City of Danbury relative to a storm drainage problem at 1A Grandview Drive; and,

WHEREAS, the City of Danbury has hired an engineering consultant to design a plan to alleviate the problem; and,

WHEREAS, the designed solution will require the acquisition of drainage easements from the owners of said property; and,

WHEREAS, the acquisition of said easements is in the best interests of the City of Danbury; and,

WHEREAS, eminent domain proceedings will be necessary in the event that the City of Danbury cannot agree with the owners named in Schedule A, upon the amount to be paid for the interests to be taken in and to the real property described in said schedule;

NOW, THEREFORE, BE IT RESOLVED, THAT the Corporation Counsel of the City of Danbury be and hereby is authorized to acquire the property interests as set forth in Schedule A attached hereto, either by negotiation or by eminent domain, through the institution of suit within six months of the date hereof, against the named property owners, their heirs, executors, successors and assigns and their mortgage holders and encumbrancers, if any.

**THOMAS R. SIMALCHIK AND MAUREEN SIMALCHIK
DRAINAGE EASEMENT – GRANDVIEW DRIVE**

A certain piece or parcel of land, triangular in shape, containing 1,223 square feet (0.0281 Acres), more or less, situated in the City of Danbury, County of Fairfield and State of Connecticut at 1A Grandview Drive and known as Tax Assessor's Lot No. E10051 (portion of) bounded and described as follows:

Commencing at a point on the southerly street line of Grandview Drive, which point is 108.22 feet from the southeasterly corner of the intersection of Boyce Road and Grandview Drive and said point being the northwesterly corner of land herein described, thence running easterly along the southerly street line of Grandview Drive S. 58° 30' 00" E. a distance of 62.19 feet to the northeasterly corner of the land of the Grantor being the northwesterly corner of land now or formerly of Barbara I. Repko (life use) and Elizabeth Geier, et al, thence running southerly along the easterly boundary line of the Grantor S. 04° 20' 00" E. a distance of 48.53 feet to a point, thence turning and running northwesterly through the land of the Grantor N. 35° 01' 35" W. a distance of 98.78 feet to the point or place of beginning.

Bounded:

Northerly : By Grandview Drive.

Easterly : By land now or formerly of Barbara I. Repko (life use) and Elizabeth Geier, et al.

Southerly
& : By land of the Grantor.
Easterly

Together with the right to drain into the existing brook on the land of the Grantors and a 10 feet wide temporary construction easement located adjacent to and parallel with the southerly and westerly line of the permanent easement as shown on the below referenced map.

For a more particular description reference is made to a map entitled " Proposed Drainage Easement Through the Land of Thomas R. and Maureen F. Simalchik to be Acquired by The City of Danbury Grandview Drive and Boyce Road Danbury, Connecticut Scale 1' = 20' November 15, 2002" prepared by the Engineering Department of the City of Danbury and certified substantially correct by Ireneo H. Despojado, P.E.&L.S. No. 12050, which map is to be filed on the Danbury Land records.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200_

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, complaints have been received by the City of Danbury relative to a storm drainage problem at 1A Grandview Drive; and,

WHEREAS, the City of Danbury has hired an engineering consultant to design a plan to alleviate the problem; and,

WHEREAS, the designed solution will require the acquisition of drainage easements from the owners of said property; and,

WHEREAS, the acquisition of said easements is in the best interests of the City of Danbury; and,

WHEREAS, eminent domain proceedings will be necessary in the event that the City of Danbury cannot agree with the owners named in Schedule A, upon the amount to be paid for the interests to be taken in and to the real property described in said schedule;

NOW, THEREFORE, BE IT RESOLVED, THAT the Corporation Counsel of the City of Danbury be and hereby is authorized to acquire the property interests as set forth in Schedule A attached hereto, either by negotiation or by eminent domain, through the institution of suit within six months of the date hereof, against the named property owners, their heirs, executors, successors and assigns and their mortgage holders and encumbrancers, if any.



CITY OF DANBURY
155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

11
WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 13, 2002

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, Ct 06810

Dear Mayor Boughton and Common Council Members:

Storm Drainage Easement
6 Zinn Road
Curt R. Haedke

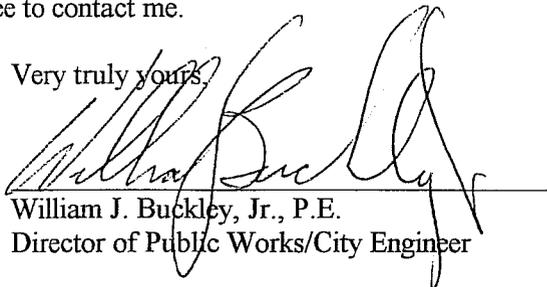
In response to complaints relative to a storm drainage problem at 6 Zinn Road, our department has designed a plan to alleviate the problem. To accomplish this work, a storm drainage easement on the above noted property is required.

We hereby request that the Common Council authorize the Corporation Counsel's office to acquire a permanent storm drainage easement and a temporary construction easement from:

Curt R. Haedke
6 Zinn Road
Tax Assessor's Lot No. F09065

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

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

Encl.

C: Eric L. Gottschalk, Esq., with encl.
Frank Cavagna, with encl



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200_

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, complaints have been received by the City of Danbury relative to a storm drainage problem at 6 Zinn Road; and,

WHEREAS, the City of Danbury has hired an engineering consultant to design a plan to alleviate the problem; and,

WHEREAS, the designed solution will require the acquisition of drainage easements from the owners of said property; and,

WHEREAS, the acquisition of said easements is in the best interests of the City of Danbury; and,

WHEREAS, eminent domain proceedings will be necessary in the event that the City of Danbury cannot agree with the owners named in Schedule A, upon the amount to be paid for the interests to be taken in and to the real property described in said schedule;

NOW, THEREFORE, BE IT RESOLVED, THAT the Corporation Counsel of the City of Danbury be and hereby is authorized to acquire the property interests as set forth in Schedule A attached hereto, either by negotiation or by eminent domain, through the institution of suit within six months of the date hereof, against the named property owners, their heirs, executors, successors and assigns and their mortgage holders and encumbrancers, if any.

**CURT R. HAEDKE
6 ZINN ROAD**

A certain piece or parcel of land containing 2,767 square feet (0.0635Acres), more or less, situated in the City of Danbury, County of Fairfield and State of Connecticut at Zinn Road and known as Tax Assessor's Lot No.F09065 (portion of) bounded and described as follows:

Commencing at a point on the easterly street line of Zinn Road, said point being 60.13 feet from the northwesterly corner of the land of the Grantor and being the northwesterly corner of easement herein described, thence running through the land of the Grantor N. 54° 56' 29" E. a distance of 55.42 feet to a point on the northerly boundary line of land of the Grantor being the southerly boundary line of the access way to land now or formerly of Juan Ramirez and Nelly Ramirez, thence turning and running southeasterly along the northerly boundary line of the Grantor on the following courses and distances S. 51° 08' 55" E. a distance of 13.12 feet to a point, thence S. 45° 50' 48" E. a distance of 75.33 feet to a point, thence turning and running southwesterly through the land of the Grantor S. 44° 09' 12" W. a distance of 20.00 feet to a point, thence turning and running northwesterly through the land of the Grantor N. 45° 50' 48" W. a distance of 71.61 feet to a point, thence turning and running southwesterly through the land of the Grantor S. 54° 56' 29" W. a distance of 61.00 feet to a point on the easterly street line of Zinn Road, thence turning and running northwesterly along the easterly street line of Zinn Road N. 11° 11' 28" E. a distance of 28.92 feet to the point or place of beginning.

Bounded:

Northerly : By the access way to land now or formerly of Juan Ramirez and Nelly Ramirez.

Easterly & : By land of the Grantor.
Southerly

Westerly : By Zinn Road and by land of the Grantor, each in part.

Together with a 10.00 feet wide temporary construction easement located adjacent to and parallel with the southerly and easterly lines of the permanent easement as shown on the below referenced map.

For a more particular description, reference is made to a map entitled " Map Showing Proposed Drainage Easement Through the Land of Curt R. Haedke 6 Zinn Road Danbury, Connecticut Scale 1"= 20 Oct. 10, 2002" prepared by the Engineering Department of the City of Danbury and certified substantially correct by Ireneo H. Despojado, P.E.&L.S. No. 12050, which map is to be filed on the Danbury Land Records.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200__

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, complaints have been received by the City of Danbury relative to a storm drainage problem at 6 Zinn Road; and,

WHEREAS, the City of Danbury has hired an engineering consultant to design a plan to alleviate the problem; and,

WHEREAS, the designed solution will require the acquisition of drainage easements from the owners of said property; and,

WHEREAS, the acquisition of said easements is in the best interests of the City of Danbury; and,

WHEREAS, eminent domain proceedings will be necessary in the event that the City of Danbury cannot agree with the owners named in Schedule A, upon the amount to be paid for the interests to be taken in and to the real property described in said schedule;

NOW, THEREFORE, BE IT RESOLVED, THAT the Corporation Counsel of the City of Danbury be and hereby is authorized to acquire the property interests as set forth in Schedule A attached hereto, either by negotiation or by eminent domain, through the institution of suit within six months of the date hereof, against the named property owners, their heirs, executors, successors and assigns and their mortgage holders and encumbrancers, if any.



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CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 13, 2002

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, Ct 06810

Dear Mayor Boughton and Common Council Members:

Storm Drainage Easement
49 East Gate Road
Frederick J. & Andrea T. Berger

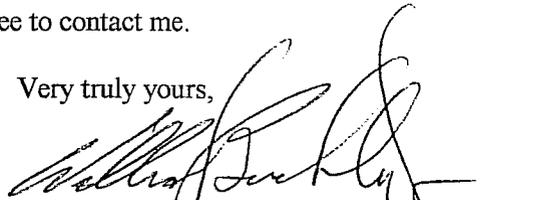
In response to complaints relative to a storm drainage problem at 49 East Gate Road, our department has designed a plan to alleviate the problem. To accomplish this work, a storm drainage easement on the above noted property is required.

We hereby request that the Common Council authorize the Corporation Counsel's office to acquire a permanent storm drainage easement and a temporary construction easement from:

Frederick J. and Andrea T. Berger
49 East Gate Road
Tax Assessor's Lot No. F08128

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

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

Encl.

C: Eric L. Gottschalk, Esq., with encl.
Frank Cavagna, with encl





RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200_

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, complaints have been received by the City of Danbury relative to a storm drainage problem at 49 East Gate Road; and,

WHEREAS, the City of Danbury has hired an engineering consultant to design a plan to alleviate the problem; and,

WHEREAS, the designed solution will require the acquisition of drainage easements from the owners of said property; and,

WHEREAS, the acquisition of said easements is in the best interests of the City of Danbury; and,

WHEREAS, eminent domain proceedings will be necessary in the event that the City of Danbury cannot agree with the owners named in Schedule A, upon the amount to be paid for the interests to be taken in and to the real property described in said schedule;

NOW, THEREFORE, BE IT RESOLVED, THAT the Corporation Counsel of the City of Danbury be and hereby is authorized to acquire the property interests as set forth in Schedule A attached hereto, either by negotiation or by eminent domain, through the institution of suit within six months of the date hereof, against the named property owners, their heirs, executors, successors and assigns and their mortgage holders and encumbrancers, if any.

**STORM DRAINAGE EASEMENT
FREDERICK J. BERGER AND ANDREA T. BERGER
EAST GATE ROAD AND HILLANDALE ROAD**

A certain piece or parcel of land containing 9,112 square feet (0.2092Acres), more or less, situated in the City of Danbury, County of Fairfield and State of Connecticut at East Gate Road and Hillandale Road and known as Tax Assessor's Lot No. F08128 (portion of) bounded and described as follows:

Commencing at a point on the easterly street line of Hillandale Road, which point being the northwesterly corner of land herein described and the southwesterly corner of land now or formerly of Gerald A. Morin and Rose L. Morin, thence running northeasterly along the northerly boundary line of the Grantor on the following courses and distances N. 51° 37' 47" E. a distance of 109.94 feet to a point, thence N. 51° 46' 27" E. a distance of 87.60 feet to a point, thence N. 52° 34' 57" E. a distance of 177.46 feet to the northeasterly corner of land of the Grantors, thence turning and running southerly along the easterly boundary line of the Grantors S. 13° 57' 22" W. a distance of 39.98 feet to a point, thence turning and running southwesterly through the land of the Grantors the following courses and distances S. 52° 34' 57" W. a distance of 146.00 feet to a point, thence S. 51° 46' 27" W. a distance of 87.39 feet to a point, thence S. 51° 37' 47" W. a distance of 95.75 feet to a point, thence S. 04° 05' 31" E. a distance of 25.21 feet to a point on the easterly street line of Hillandale Road, thence turning and running along the easterly street line of Hillandale Road N. 38° 23' 23" W. a distance of 45.79 feet to the point or place of beginning.

Bounded:

Northerly : By land now or formerly of Gerald A. Morin and Rose L. Morin and by land now or formerly of Jean F. Campbell, each in part.

Easterly : By land now or formerly of Judith A. Allo.

Southerly : By other land of the Grantors.

Westerly : By Hillandale Road.

Together with a 15.00 feet wide temporary construction easement located adjacent to and parallel with the southerly line of the permanent easement as shown on the below referenced map.

For a more particular description reference is made to a map entitled " Map Showing Proposed Drainage Easement Through the Land of Frederick J. & Andrea T. Berger East Gate Road and Hillandale Road Danbury, Connecticut Scale 1" = 20' Sept.10, 2002" prepared by the Engineering Department of the City of Danbury and certified substantially correct by Ireneo H. Despojado, P.E.&L.S. No. 12050, which map is to be filed on the Danbury Land Records.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 200_

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, complaints have been received by the City of Danbury relative to a storm drainage problem at 49 East Gate Road; and,

WHEREAS, the City of Danbury has hired an engineering consultant to design a plan to alleviate the problem; and,

WHEREAS, the designed solution will require the acquisition of drainage easements from the owners of said property; and,

WHEREAS, the acquisition of said easements is in the best interests of the City of Danbury; and,

WHEREAS, eminent domain proceedings will be necessary in the event that the City of Danbury cannot agree with the owners named in Schedule A, upon the amount to be paid for the interests to be taken in and to the real property described in said schedule;

NOW, THEREFORE, BE IT RESOLVED, THAT the Corporation Counsel of the City of Danbury be and hereby is authorized to acquire the property interests as set forth in Schedule A attached hereto, either by negotiation or by eminent domain, through the institution of suit within six months of the date hereof, against the named property owners, their heirs, executors, successors and assigns and their mortgage holders and encumbrancers, if any.



13

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

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

November 25, 2002

Honorable Members of the Common Council
City of Danbury

Dear Council Members:

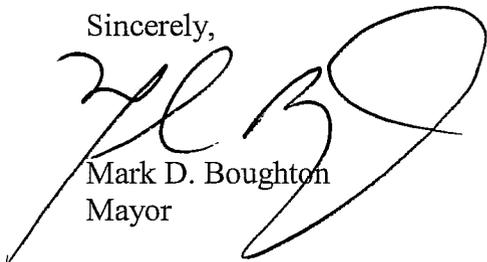
I hereby submit for your confirmation the appointment of the following individual to the position of Police Officer within the Danbury Police Department:

Thomas G. Connors
14 Seeley Street
Danbury, CT 06810

Mr. Connors is a Danbury resident and attended Ludlow High School in Ludlow, Massachusetts. He is married with two children. In addition, he currently works in food service management in Mt. Kisco, NY. He is, also, an active member of St. Peter Parish in Danbury.

Thank you for your consideration of this appointment.

Sincerely,



Mark D. Boughton
Mayor



14

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

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

November 26, 2002

Honorable Members of the Common Council
City of Danbury

Dear Council Members:

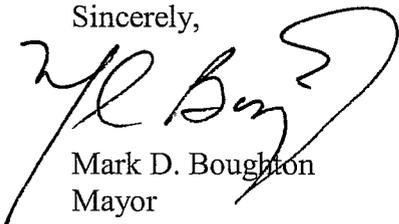
I hereby submit for your confirmation the appointment of the following individual to the position of Police Officer within the Danbury Police Department:

John W. Schmidt
15 Library Place, Apt. 2A
Danbury, CT 06810

Mr. Schmidt is a Danbury resident. He is a graduate of Pomperaug High School, and attended Naugatuck Valley Community College. He is presently attending Western CT State University studying for a degree in Justice & Law Administration. He is currently employed at Danbury Hospital as a security officer.

Thank you for your consideration of this appointment.

Sincerely,



Mark D. Boughton
Mayor



15

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

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

November 26, 2002

Honorable Members of the Common Council
City of Danbury

Dear Council Members:

I hereby submit for your confirmation the promotion of Captain Charly Slagle II to the rank of Assistant Fire Chief in the City of Danbury Fire Department. Captain Slagle, who successfully completed the Civil Service requirements for this position, was the #1 candidate on the eligibility list.

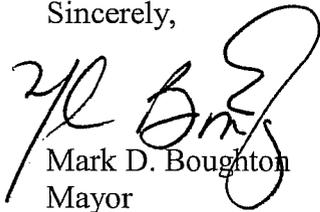
Captain Slagle was appointed a Firefighter on October 15, 1987. On April 27, 1995 he was appointed to the position of Lieutenant, and was promoted to Captain on January 19, 1999. Captain Slagle has also attended classes at Waterbury State Technical College for courses in Fire Tech and Administration.

Captain Slagle received an letter of appreciation from Chief Oliver regarding his assistance in saving an individual who had cardiac arrest at the Danbury Mall on July 18, 1998.

Captain Slagle and his wife Janet are the proud parents of two children, Charles and Stefanie.

Thank you for your consideration of this appointment.

Sincerely,



Mark D. Boughton
Mayor



16

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

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

November 26, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

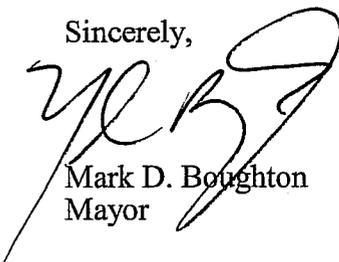
I hereby submit for your confirmation the appointment of the following individual to fill a vacancy as an Alternate Member of the Environmental Impact Commission with a term to expire December 1, 2005:

Richard J. Antous, Jr. [R]
5 Roger Drive
Danbury, CT 06810

Mr. Antous is a Danbury native and is active in the community.

Thank you for your consideration of this appointment.

Sincerely,



Mark D. Boughton
Mayor



17

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

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

November 25, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

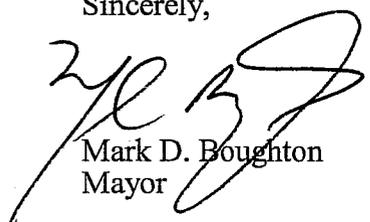
I hereby submit for your confirmation the reappointment of the following individual as an Alternate Member of the Environmental Impact Commission with a term to expire December 1, 2005:

Thomas Pinkham, Jr. [R]
18 Smith Street
Danbury, CT 06810

Mr. Pinkham is active in the Danbury community and is affiliated with Goodfellow-Ashmore Real Estate.

Thank you for your consideration of this appointment.

Sincerely,



Mark D. Boughton
Mayor



18

CITY OF DANBURY

OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

MARK D. BOUGHTON
MAYOR

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

November 26, 2002

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Common Council Members:

I hereby submit for your confirmation the appointment (** reappointment) of the following individuals to the Board of Ethics with a term to expire December 1, 2007:

Arthur J. Mannion (R)
1013 Avalon Valley Drive
Danbury, CT 06811

Hillel Goldman (D) **
32 Laura Drive
Danbury, CT 06811

Joseph Pepin (D)**
20 Beechwood Drive
Danbury, CT 06810

Margaret Koschel (R)
1 Ta'Agan Point
Danbury, CT 06811

William D. Boehm (R)
6 Oak Lane
Danbury, CT 06810

Thank you for your consideration of these appointments.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark D. Boughton".

Mark D. Boughton
Mayor



19

CITY OF DANBURY
DEPARTMENT OF WELFARE & SOCIAL SERVICES

TELEPHONE
(203) 797-4569

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

FACSIMILE
(203) 797-4566

Nov. 26, 2002

Common Council
City of Danbury
Danbury, CT 06810

Dear Common Council Members:

Associated Spine & Rehab of 5 Library Place has generously donated \$200.00 in gift certificates to a local super market. These gift certificates will be used to assist families facing a food crisis.

Please accept this donation as it is greatly appreciated.

Sincerely,


Deborah MacKenzie

EMERGENCY SHELTER 796-1661
JOB SEARCH ASSISTANCE 796-1650

MEDICAL BENEFITS COUNSELING 797-4567
EMERGENCY AID NETWORK 797-4565



20
CITY OF DANBURY

FIRE DEPARTMENT

19 NEW STREET

DANBURY, CONNECTICUT 06810

Peter Sicienski
Fire Chief

Phone 203-796-1555
Fax 203-796-1533

November 25, 2002

Mayor Mark D. Boughton
Members of the Common Council
City of Danbury
155 Deer Hill Ave.
Danbury, Ct. 06810

Re: Donation to the Fire Department,

Dear Mayor Boughton and Members of the Common Council,

The Fire Department has received a donation from McRedmond & Company, LLC. This check in the amount of \$4,808 represents a contribution Eugene McRedman would like to make towards the purchase of equipment for our Hazardous Materials Team.

I would ask that this generous donation be accepted at the December meeting of the Common Council and the \$4,808 be placed in Fire Department line item 2010.5713 Public Safety Equipment.

If you require any additional information please do not hesitate to contact me directly.

Very truly yours,



Peter J. Sicienski
Fire Chief

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November 22, 2002

Mayor Mark D. Boughton
Danbury City Hall

Dear Mayor Boughton:

We have received the following donations:

<u>DONOR</u>	<u>AMOUNT</u>
1. Esther I. Canja, 1166 Winston St., Port Charlotte, FL 33952-1570	\$50.00
2. Edyce D. Hornig, 46 Britannia Dr., Danbury 06811	17.50

Please place these items on the agenda for the December Common Council meeting as these donations need to be deposited into the LIBRARYFUND.4651 Donations.

Sincerely,



E. McDonough
Director

c: Common Council - c/o J. Samaha
Finance



Fairfield County Community Foundation

32

BOARD OF DIRECTORS

OFFICERS

Chairman

Wilmot L. Harris, Jr., Esq.

Vice-Chairmen

Marianne M. Pollak

Charlotte T. Suhler

Treasurer

Edwin A. Bescherer, Jr.

Secretary

Gerard E. Jones

DIRECTORS

Kaye Barker

Edgar W. Barksdale, Jr.

Nancy C. Brown

Malcolm Edgerton, Jr., Esq.

Karl H. Epple

Peter P. Hanson

Kevin J. Lally

Anne S. Leonhardt

Harold Levine

James S. Martin

Cassandra B. McDonald, Esq.

Michael B. Osborne

Sheila A. Perrin

Allen Raymond

Elizabeth P. Rich

Lunsford Richardson, Jr.

Edgar T. See, Esq.

Ann E. Sheffer

Joan M. Warburg

EMERITUS DIRECTORS

Harold Howe, Jr.

Ann S. Mandel

Leo Nevas, Esq.

Ruth Sims

PRESIDENT/CEO

Susan M. Ross

November 6, 2002

Mr. Warren Levy
Danbury Common Council
City of Danbury
Office of the Mayor
Danbury, CT 06810

Dear Mr. Levy:

We are very pleased to enclose a check in the amount of **\$500.00** payable to the **Danbury Common Council**. This grant is made at the suggestion of **Benjamin V. Doto III, P.E.** from the **Benjamin and Frances Doto Family Fund**, a donor-advised fund of the Fairfield County Community Foundation. **This grant is to be used for the Still River Greenway, Eagle Road Bridge Water Quality Improvement Project.**

The Fairfield County Community Foundation is a community foundation with over 185 different donor funds established by individuals, organizations, families and corporations. Through FCCF, donors support programs in the arts, community and economic development, children and youth, women and girls, the environment, and health and human services.

Please acknowledge receipt of this grant directly to:

Benjamin V. Doto III, P.E.
17 Ridge Road
Danbury, CT 06810

To satisfy requirements of the Internal Revenue Service, your acceptance of this check will certify to the Fairfield County Community Foundation that (i) no tangible benefits, goods, or services are provided to any individual or entities connected with the above-mentioned Fund in exchange for this grant and (ii) this grant will not be used to satisfy the payment of any pledge or other personal financial obligation on behalf of the donor(s) to the above-mentioned Fund.

Please contact me at the number below if you have any questions.

We wish you continued success.

Sincerely,


Linda Cummins
Program Associate

cc: Benjamin V. Doto III, P.E.

Enclosure

523 Danbury Road (Route 7) Wilton CT 06897

Tel: 203.834.9393 Fax: 203.834.9996

Email: info@fccfoundation.org www.fccfoundation.org

23

Veterans Claims Assistance Program, Inc.
c/o Donald Couillard – Chestnut Trail
Danbury, CT 06811-3007
(203) 746-1363

November 8, 2002

Mayor Mark D. Boughton and
Members of the Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Re: Donation of Greenhouse and Trailer

Dear Mayor and Common Council:

The above named organization filed for dissolution in October of 2000. The organization was a nonprofit 501(c)(3) charity whose purpose was to advocate for Veterans and their families. As part of that mission the organization endeavored to initiate and operate a number of greenhouses under a contractual agreement with the Connecticut Department of Agriculture. Since its demise the organization has been attempting to find similar organizations to donate its farm related equipment and structures, in accordance with appropriate federal guidelines. However, we have not been successful in finding any other 501(c)(3) organization meeting the requirements of the federal guidelines. Therefore, we are offering the following to the City:

1. Hoop Type Greenhouse Structure 30' X 60', with hardware;
2. 100,000 btu Oil Fired Furnace;
3. Two Exhaust Fans;
4. Two Shutters;
5. Circulating Fans
6. Roll of 48' X 100' 6 mil Covering

Value: \$ 3,450.00

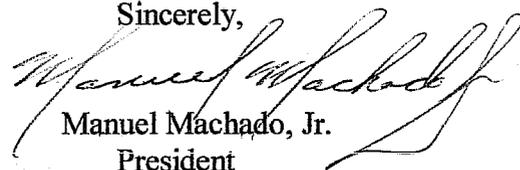
7. One 1990 Mt. Maste Trailer
6,000 lb Capacity, with Brakes

Value: \$ 950.00

Total: \$4,400.00

We feel the City would benefit from the use of this equipment and structures, perhaps in conjunction with its operations of the Parks Estate. Please accept this donation on behalf of the Veterans Claims Assistance Program. Please arrange to pick up these items.

Sincerely,


Manuel Machado, Jr.
President

Cc: Warren Levy
Common Council President



CITY OF DANBURY

DANBURY, CONNECTICUT 06810
DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

24

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

Municipal Agent
80 Main Street
(203) 797-4687

Date: 11/18/02

MEMO TO: Hon. Mark Boughton
via the Common Council

FROM: Leo McIlrath, Director
Elderly Services

RE: Reappropriation of Donated Funds

I hereby request a transfer of funds in the amount of \$931.00 from the Elderly Services donations account to the Commission on Aging budget for the following accounts:

Professional Service Fees – 5002.5311 – \$931.00

I have been advised by the Director of Finance that these funds exist in my account, and he will provide you with his certification.

Leo McIlrath

LM/jg

cc: Dena Diorio
Director of Finance



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

DENA DIORIO
DIRECTOR OF FINANCE

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

M E M O R A N D U M

DATE: November 20, 2002
TO: Hon. Mark D. Boughton via the Common Council
FROM: Dena Diorio, Director of Finance *Dena*
RE: Commission on Aging

CERTIFICATION

I hereby certify the availability of \$881.00 to be transferred from the Elderly Services Donations Revenue Account to the Commission on Aging budget to the following account:

Professional Services	5002.5311	\$931.00
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Should you have any questions, feel free to give me a call.

/jgb



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

December 3, 2002

Mayor Mark D. Boughton
Members of the Common Council
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: **Charter Revision Commission**

Dear Mayor and Council Members:

Charter Revision is something that should be done periodically to update the City's constitution. The larger and more diverse our city gets, the more important it becomes. It is my strong belief that it is time to create better check and balance system in our government.

To this purpose, I propose that the executive branch and the legislative branch be formally divided. The Mayor no longer will be the presiding officer nor participate in Common Council activity without an invitation such as speaking on a specific issue. This would foster a greater checking power on the part of the Common Council. Other changes a Charter Revision Commission should consider are:

Giving the Mayor a four-year term. This will offset some of the loss of power in the legislative chamber.

Create a formal Common Council Leadership Office for all members of leadership.

Eliminate the position of City Clerk. All FOI requirements can be carried out by the Town Clerk's Office. The clerical functions can continue to be attached to the Office of the Common Council.

The Commission should investigate the issue of one man, one vote in the Common Council at Large positions. It is one thing to do this for land use commission work and another in representative government.

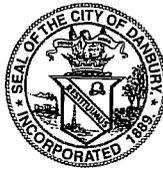
All citizens should get a fair hearing at every public hearing conducted in the City of Danbury.

There are a number of technical logistic changes that need to be made.

It is my hope that the Mayor will appoint a Charter Revision Commission whose membership would come from a cross-section of citizens, to include members of the clergy, press, media, legal profession, social workers, teachers and two sitting politicians. This will give a new revised outlook to the old art of governing.

Sincerely yours,


John Gogliettino
Council at Large



26

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

DENA DIORIO
DIRECTOR OF FINANCE

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

MEMORANDUM

TO: Hon. Mark D. Boughton via the Common Council

FROM: Dena Diorio, Director of Finance *Dena*

DATE: November 22, 2002

SUBJECT: Budget Deficit of the Board of Education **CERTIFICATION**

The Common Council Committee appointed to review the Board of Education budget deficit for fiscal year 2001-2002 completed its work on November 20, 2002. Because the Board of Education exceeded its authorized appropriation, the Common Council should approve an appropriation from the City's fund balance to cover the excess spending. I hereby certify the availability of \$358,631 from the City's fund balance to cover over-spending in the Board of Education. The attached report prepared by the Board of Education's Finance Department shows the operating results for fiscal year 2001-2002.

I recommend that the Common Council consider this request at its December meeting, so that the City's auditors can complete their work as scheduled.

Thank you.

DANBURY PUBLIC SCHOOLS
Administrative Center
63 Beaver Brook Road
Danbury, Connecticut 06810-6211
Email: longoe@danbury.k12.ct.us

Elio Longo, Jr.
Director of Finance & Support Services

(203) 797-4703
Fax: (203) 790-2875

September 5, 2002

To: Board of Education
Re: FY 2001-2002 Operating Results (002-General Fund; unaudited)

Attached you will find the FY 2001-2002 Balance Report for Account 002 - General Fund. This internal report is unaudited and presents year-end balances as reported by our accounting software system. Please be aware the numbers are preliminary and must be verified by an independent audit firm. I anticipate a final audit report from McGladery & Pullen, LLC, late December 2002.

For the fiscal year ending June 30, 2002, the District expended \$77,225,145.62 and carried liabilities totaling \$69,719.35. The FY 2001-2002 BOE-General Fund budget was \$76,936,234.00. At fiscal year-end close the District had expenditures and liabilities representing 100.47% of budget, for a projected unaudited operating deficit of \$358,630.97.

I respectfully ask that you review the accompanying materials prior to the September 11, 2002 meeting. Should you have any questions please contact me at 797-4703.



Elio Longo, Jr.

Final
01/02

Danbury Public Schools

	Budget	Adj Budget	Mtd Expended	Ytd Expended	Encumbered	Non-PO-Encumb	Balance	%Exp
004 Assistant Principal	\$766,070.00	\$791,385.65	\$101,690.56	\$791,842.65	\$0.00	\$0.00	(\$457.00)	100.06%
005 Assistant Supt.	\$226,824.00	\$230,572.00	\$17,732.80	\$230,572.00	\$0.00	\$0.00	\$0.00	100.00%
008 Principal	\$1,447,064.00	\$1,447,064.00	\$176,855.80	\$1,446,178.01	\$0.00	\$0.00	\$885.99	99.94%
009 Superintendent	\$139,360.00	\$140,717.00	\$24,637.95	\$154,404.55	\$0.00	\$0.00	(\$13,687.55)	109.73%
010 Supervisor/Director	\$2,152,183.00	\$2,175,570.98	\$277,740.03	\$2,218,453.85	\$0.00	\$0.00	(\$42,882.87)	101.97%
011 Salary Adjustments	(\$250,000.00)	(\$250,000.00)	\$0.00	\$0.00	\$0.00	\$0.00	(\$250,000.00)	0.00%
013 Counseling	\$765,327.00	\$915,327.00	\$188,371.00	\$988,657.60	\$0.00	\$0.00	(\$73,330.60)	108.01%
014 Media Specialists	\$1,210,092.00	\$1,218,725.35	\$207,280.67	\$1,218,327.45	\$0.00	\$0.00	\$397.90	99.97%
015 Teaching-Special Ed.	\$5,189,031.00	\$5,139,482.11	\$818,650.12	\$4,957,250.16	\$0.00	\$0.00	\$182,231.95	96.45%
016 Teaching-Regular	\$27,583,901.00	\$27,439,786.84	\$4,708,902.04	\$27,402,935.34	\$0.00	\$0.00	\$36,851.50	99.87%
017 Teaching-Remedial	\$1,878,114.00	\$1,865,665.26	\$292,956.03	\$1,841,999.36	\$0.00	\$0.00	\$23,665.90	98.73%
018 Inhouse Suspens./Advocate	\$94,683.00	\$94,683.00	\$3,546.00	\$75,789.62	\$0.00	\$0.00	\$18,893.38	80.05%
019 Teaching-ESL/Bilingual	\$1,115,634.00	\$1,128,082.74	\$211,223.28	\$1,091,951.83	\$0.00	\$0.00	\$36,130.91	96.80%
020 Interpreter Tutors	\$177,090.00	\$177,090.00	\$17,444.21	\$144,105.70	\$0.00	\$0.00	\$32,984.30	81.37%
034 Psychologist	\$711,501.00	\$711,501.00	\$123,156.92	\$690,169.76	\$0.00	\$0.00	\$21,331.24	97.00%
036 Registered Nursing	\$612,669.00	\$597,238.94	\$129,950.60	\$547,492.01	\$0.00	\$0.00	\$49,746.93	91.67%
039 Social Work	\$561,639.00	\$605,009.30	\$107,273.99	\$574,729.16	\$0.00	\$0.00	\$30,280.14	95.00%
040 Crisis Intervention	\$127,940.00	\$127,940.00	\$17,409.03	\$97,425.03	\$0.00	\$0.00	\$30,514.97	76.15%
041 Speech Pathologist	\$695,114.00	\$695,114.00	\$74,463.92	\$666,002.17	\$0.00	\$0.00	\$29,111.83	95.81%
054 Clerical (Exempt)	\$286,409.00	\$286,409.00	\$22,219.35	\$282,445.67	\$0.00	\$0.00	\$3,963.33	98.62%
055 Clerical	\$1,957,864.00	\$1,957,864.00	\$191,996.47	\$2,049,001.22	\$0.00	\$0.00	(\$91,137.22)	104.65%
057 Paraprofessional-Sp.Ed.	\$454,619.00	\$460,797.59	\$40,677.33	\$459,535.30	\$0.00	\$0.00	\$1,262.29	99.73%
058 Paraprofessional	\$215,765.00	\$215,765.00	\$25,288.67	\$264,631.56	\$0.00	\$0.00	(\$48,866.56)	122.65%
059 Paraprofessional-ESL	\$202,149.00	\$211,655.50	\$19,756.53	\$206,956.23	\$0.00	\$0.00	\$4,699.27	97.78%
061 Technical Support Analyst	\$147,835.00	\$155,868.62	\$16,153.70	\$159,796.97	\$0.00	\$0.00	(\$3,928.35)	102.52%
072 Custodial	\$2,272,997.00	\$2,272,997.00	\$166,094.35	\$2,315,982.70	\$0.00	\$0.00	(\$42,985.70)	101.89%
077 Maintenance	\$234,650.00	\$234,650.00	\$18,363.60	\$235,197.80	\$0.00	\$0.00	(\$547.80)	100.23%

Danbury Public Schools

Fiscal Year 2001-2002

	Budget	Adj Budget	Mtd Expended	Ytd Expended	Encumbered	Non-PO-Encumb	Balance	%Exp
100 * No Object Descriptor *	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
111 * No Object Descriptor *	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
115 Teaching-Spec Ed. P/T	\$13,589.00	\$13,589.00	\$0.00	\$1,575.00	\$0.00	\$0.00	\$12,014.00	11.59%
116 Teaching-Substitutes	\$510,973.00	\$510,973.00	\$64,748.96	\$596,282.99	\$0.00	\$0.00	(\$85,309.99)	116.70%
117 Teaching P/T-Long Term	\$119,600.00	\$201,272.18	\$32,427.65	\$333,792.99	\$0.00	\$0.00	(\$132,520.81)	165.84%
118 Teaching-Adult Ed.	\$0.00	\$0.00	\$65.37	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
119 Teaching-Summer School	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
121 In-House Substitutes	\$50,000.00	\$50,000.00	\$6,735.03	\$52,007.43	\$0.00	\$0.00	(\$2,007.43)	104.01%
122 Extended Yr-Sp.Ed.	\$106,600.00	\$106,600.00	\$0.00	\$99,044.34	\$0.00	\$0.00	\$7,555.66	92.91%
124 Marching Band-Instructional	\$8,000.00	\$8,000.00	\$0.00	\$8,000.00	\$0.00	\$0.00	\$0.00	100.00%
129 ESL Interpreter	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
135 Tech. Repairs-P/T	\$8,000.00	\$8,000.00	\$0.00	\$5,289.00	\$0.00	\$0.00	\$2,711.00	66.11%
136 Registered Nursing-P/T	\$30,420.00	\$36,343.56	\$4,902.56	\$37,729.44	\$0.00	\$0.00	(\$1,385.88)	103.81%
140 Paras-Substitutes	\$19,000.00	\$19,000.00	\$557.50	\$9,369.75	\$0.00	\$0.00	\$9,630.25	49.31%
155 Clerical-P/T	\$66,092.00	\$66,092.00	\$10,539.30	\$67,904.94	\$0.00	\$0.00	(\$1,812.94)	102.74%
157 Teaching Aides-Spec Ed P/T	\$36,120.00	\$36,120.00	\$3,288.05	\$28,470.77	\$0.00	\$0.00	\$7,649.23	78.82%
158 Teaching Aide-Salaries P/T	\$100,682.00	\$128,713.08	\$11,396.35	\$127,601.19	\$0.00	\$0.00	\$1,111.89	99.14%
159 ESL Paras P/T	\$100,198.00	\$72,166.92	\$5,145.14	\$63,743.28	\$0.00	\$0.00	\$8,423.64	88.33%
171 School Facility Services	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
172 Custodial Substitutes-P/T	\$45,600.00	\$45,600.00	(\$16,968.89)	\$33,444.61	\$0.00	\$0.00	\$12,155.39	73.34%
179 Work Study-P/T	\$26,912.00	\$26,912.00	\$1,931.70	\$25,988.80	\$0.00	\$0.00	\$923.20	96.57%
190 Extra Curricular	\$253,741.00	\$253,741.00	\$1,982.00	\$215,232.15	\$0.00	\$0.00	\$38,508.85	84.82%
192 Coaching-Interscholastic	\$210,744.00	\$210,744.00	\$9,031.22	\$225,089.26	\$0.00	\$0.00	(\$14,345.26)	106.81%
195 Overtime-Custodial	\$80,000.00	\$80,000.00	\$6,699.64	\$144,655.91	\$0.00	\$0.00	(\$64,655.91)	180.82%
198 Printing-P/T	\$10,000.00	\$10,000.00	\$601.92	\$5,533.44	\$0.00	\$0.00	\$4,466.56	55.33%
200 Social Security	\$1,007,495.00	\$1,007,495.00	\$119,885.50	\$1,067,537.78	\$0.00	\$0.00	(\$60,042.78)	105.96%
201 Health Insurance	\$7,040,542.00	\$7,040,542.00	\$1,668,267.86	\$7,044,287.65	\$0.00	\$0.00	(\$3,745.65)	100.05%

Danbury Public Schools

	Budget	Adj Budget	Mtd Expended	Ytd Expended	Encumbered	Non-PO-Encumb	Balance	%Exp
202 Life & LTD Insurance	\$435,000.00	\$435,000.00	\$40,536.14	\$461,989.24	\$0.00	\$0.00	(\$26,989.24)	106.20%
203 Dental Insurance	\$1,008,458.00	\$1,008,458.00	\$203,016.62	\$1,143,095.64	\$0.00	\$0.00	(\$134,637.64)	113.35%
204 Insurance-Other	\$17,741.00	\$2,688.00	\$0.00	\$1,954.50	\$0.00	\$0.00	\$733.50	72.71%
205 Worker's Compensation	\$416,525.00	\$443,591.00	\$1,117.00	\$442,204.00	\$0.00	\$0.00	\$1,387.00	99.69%
206 Pension-Non Certified	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
207 Unemployment Compensation	\$25,000.00	\$25,000.00	\$2,068.00	\$15,033.00	\$0.00	\$0.00	\$9,967.00	60.13%
208 Early Retirement	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
308 Legal Fees Spec Ed	\$40,000.00	\$40,000.00	\$0.00	\$34,105.03	\$0.00	\$0.00	\$5,894.97	85.26%
309 Legal Fees	\$50,000.00	\$95,000.00	\$42,796.85	\$140,683.63	\$0.00	\$0.00	(\$45,683.63)	148.09%
319 ESL Interpreter Tutors	\$0.00	\$0.00	\$3,007.90	\$9,392.24	\$0.00	\$0.00	(\$9,392.24)	0.00%
320 Tutors Spec. Ed.	\$484,196.00	\$484,196.00	\$68,400.06	\$641,063.95	\$0.00	\$0.00	(\$156,867.95)	132.40%
321 Homebound Instruction	\$78,200.00	\$78,200.00	\$8,938.72	\$64,262.46	\$0.00	\$0.00	\$13,937.54	82.18%
322 Curriculum Development	\$44,500.00	\$44,500.00	\$5,720.50	\$43,389.45	\$0.00	\$0.00	\$1,110.55	97.50%
323 Professional Services	\$380,469.00	\$351,723.38	(\$54,590.44)	\$276,806.21	\$10,913.47	\$0.00	\$64,003.70	81.80%
325 Technology Services	\$75,000.00	\$75,000.00	\$1,035.41	\$73,393.42	\$20.95	\$0.00	\$1,585.63	97.89%
326 Interns	\$175,000.00	\$175,000.00	\$0.00	\$151,110.00	\$0.00	\$0.00	\$23,890.00	86.35%
329 Comptroller's Office Services	\$6,000.00	\$6,000.00	\$3,439.69	\$11,367.56	\$0.00	\$0.00	(\$5,367.56)	189.46%
332 Answering Service	\$21,394.00	\$21,394.00	\$921.04	\$21,872.88	\$0.00	\$0.00	(\$478.88)	102.24%
340 Technical Services	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
342 Phys/Occ. Therapy Services	\$375,000.00	\$375,000.00	\$26,820.60	\$367,433.10	\$0.00	\$0.00	\$7,566.90	97.98%
410 Public Utilities	\$1,348,025.00	\$1,228,025.00	\$56,897.72	\$1,210,149.92	\$0.00	\$0.00	\$17,875.08	98.54%
420 Repairs-Education Equipt.	\$45,000.00	\$25,000.00	\$1,906.85	\$27,001.28	\$627.17	\$0.00	(\$2,628.45)	110.51%
421 Repairs-Sports	\$4,000.00	\$4,000.00	\$0.00	\$3,973.39	\$0.00	\$0.00	\$26.61	99.33%
422 Repairs-Service Contracts	\$28,000.00	\$18,000.00	\$1,326.00	\$13,922.55	\$0.00	\$0.00	\$4,077.45	77.35%
423 Building Maintenance	\$280,000.00	\$280,000.00	(\$7,571.54)	\$236,288.11	\$2,452.84	\$0.00	\$41,259.05	85.26%
424 Repairs-Music	\$20,000.00	\$20,000.00	\$1,794.62	\$16,141.88	\$0.00	\$0.00	\$3,858.12	80.71%
425 Repairs-Computers	\$50,000.00	\$50,000.00	\$0.00	\$46,337.58	\$397.95	\$0.00	\$3,264.47	93.47%

Danbury Public Schools

Fiscal Year 2001-2002

	Budget	Adj Budget	Mtd Expended	Ytd Expended	Encumbered	Non-PO-Encumb	Balance	%Exp
426 Technology Maintenance	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
427 Maintenance Contracts	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
430 Refuse Removal	\$110,000.00	\$120,000.00	\$17,450.80	\$113,125.20	\$8,600.00	\$0.00	(\$1,725.20)	101.44%
440 Rentals	\$24,900.00	\$24,900.00	\$0.00	\$23,406.00	\$0.00	\$0.00	\$1,494.00	94.00%
510 Pupil Transportation	\$2,483,011.00	\$2,483,011.00	\$191,316.00	\$2,576,134.01	\$0.00	\$0.00	(\$93,123.01)	103.75%
511 Transportation-Special Ed.	\$1,184,154.00	\$1,184,154.00	\$186,681.46	\$1,047,464.27	\$291.40	\$0.00	\$136,398.33	88.48%
512 Transportation-Vocational	\$172,401.00	\$172,401.00	\$6,596.14	\$163,058.21	\$0.00	\$0.00	\$9,342.79	94.58%
513 Transportation-Non Public	\$706,225.00	\$706,225.00	\$73,051.32	\$711,796.14	\$0.00	\$0.00	(\$5,571.14)	100.79%
514 Transportation-Other	\$60,640.00	\$60,640.00	\$11,280.67	\$64,099.40	\$0.00	\$0.00	(\$3,459.40)	105.70%
520 Fire Insurance	\$61,775.00	\$76,828.00	\$0.00	\$76,828.00	\$0.00	\$0.00	\$0.00	100.00%
521 Public Liability Insurance	\$99,943.00	\$116,407.00	\$0.00	\$116,407.00	\$0.00	\$0.00	\$0.00	100.00%
522 Auto Insurance	\$10,209.00	\$12,206.00	\$0.00	\$11,165.29	\$0.00	\$0.00	\$1,040.71	91.47%
528 Children's Insurance	\$2,115.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
529 Athletic Insurance	\$30,000.00	\$7,300.00	\$0.00	\$7,300.00	\$0.00	\$0.00	\$0.00	100.00%
530 Communications-Telephone	\$200,000.00	\$200,000.00	\$36,766.30	\$217,144.58	\$0.00	\$0.00	(\$17,144.58)	108.57%
535 Postage	\$79,650.00	\$79,650.00	\$16,393.61	\$64,766.16	\$678.00	\$0.00	\$14,205.84	82.16%
540 Advertising	\$45,000.00	\$45,000.00	\$0.00	\$48,953.97	\$0.00	\$0.00	(\$3,953.97)	108.79%
550 Printing & Binding	\$40,000.00	\$40,000.00	(\$600.00)	\$30,265.37	\$0.00	\$0.00	\$9,734.63	75.66%
560 Tuition-Special Ed.	\$1,500,000.00	\$1,349,619.50	\$297,187.19	\$1,315,456.09	\$18,381.11	\$0.00	\$15,782.30	98.83%
561 Tuition-Vo-Ag	\$55,000.00	\$55,380.50	\$0.00	\$55,380.50	\$0.00	\$0.00	\$0.00	100.00%
580 Travel (In Town)	\$25,000.00	\$25,000.00	\$7,450.31	\$25,127.10	\$175.64	\$0.00	(\$302.74)	101.21%
581 Travel (Out of Town)	\$11,000.00	\$14,000.00	\$1,185.35	\$12,490.72	\$196.37	\$0.00	\$1,312.91	90.62%
582 Conferences	\$10,000.00	\$10,000.00	\$0.00	\$8,968.37	\$0.00	\$0.00	\$1,031.63	89.68%
590 Other Purchased Services	\$45,990.00	\$45,990.00	\$7,202.03	\$36,836.97	\$0.00	\$0.00	\$9,153.03	80.10%
595 Graduation Expense	\$10,000.00	\$10,000.00	\$12,880.00	\$17,738.65	\$525.00	\$0.00	(\$8,263.65)	182.64%
601 AV Materials	\$17,296.00	\$17,296.00	\$0.00	\$14,805.39	\$633.98	\$0.00	\$1,856.63	89.27%
602 AV Supplies	\$12,740.00	\$12,740.00	\$116.82	\$10,451.91	\$0.00	\$0.00	\$2,288.09	82.04%

Danbury Public Schools

Fiscal Year 2001-2002

	Budget	Adj Budget	Mtd Expended	Ytd Expended	Encumbered	Non-PO-Encumb	Balance	%Exp
603 Office Supplies	\$36,904.00	\$36,904.00	\$759.63	\$26,832.81	\$10.50	\$0.00	\$10,060.69	72.74%
604 Art Supplies	\$39,259.00	\$39,259.00	\$1,874.64	\$30,553.45	\$232.06	\$0.00	\$8,473.49	78.42%
605 Music Supplies	\$27,567.00	\$27,567.00	\$491.39	\$22,340.22	\$0.00	\$0.00	\$5,226.78	81.04%
606 Physical Ed. Supplies	\$12,679.00	\$12,679.00	\$2,291.20	\$12,654.19	\$0.00	\$0.00	\$24.81	99.80%
607 Special Class Supplies	\$30,162.00	\$30,162.00	(\$13.10)	\$27,394.07	\$0.00	\$0.00	\$2,767.93	90.82%
608 Computer Mtls-Inst.	\$40,000.00	\$40,000.00	\$6,071.33	\$35,804.34	\$1,386.00	\$0.00	\$2,809.66	92.98%
609 ESL Supplies	\$20,000.00	\$20,000.00	\$0.00	\$19,949.25	\$0.00	\$0.00	\$50.75	99.75%
610 Computer Supplies-District	\$30,000.00	\$30,000.00	\$20.50	\$29,887.75	\$0.00	\$0.00	\$112.25	99.63%
611 Instructional Supplies	\$450,000.00	\$447,739.09	\$9,820.31	\$383,873.42	\$11,973.59	\$0.00	\$51,892.08	88.41%
612 Gifted 4-8	\$9,050.00	\$9,050.00	(\$98.00)	\$8,604.94	\$324.00	\$0.00	\$121.06	98.66%
613 Custodial Supplies	\$85,980.00	\$115,980.00	\$875.00	\$109,693.40	\$2,872.28	\$0.00	\$3,414.32	97.06%
620 Fuel for Buildings	\$82,500.00	\$162,500.00	\$20,477.36	\$230,499.20	\$0.00	\$0.00	(\$67,999.20)	141.85%
627 Gasoline	\$150,000.00	\$150,000.00	\$1,618.15	\$108,617.60	\$0.00	\$0.00	\$41,382.40	72.41%
640 Textbooks	\$300,000.00	\$268,000.00	\$7,786.30	\$257,569.14	\$6,720.61	\$0.00	\$3,710.25	98.62%
642 Library Books	\$35,000.00	\$35,000.00	\$284.15	\$29,314.71	\$161.14	\$0.00	\$5,524.15	84.22%
643 Periodicals	\$15,050.00	\$15,050.00	\$531.19	\$12,768.69	\$0.00	\$0.00	\$2,281.31	84.84%
691 Interscholastic Sports Mt	\$185,662.00	\$185,662.00	\$37,132.36	\$209,299.45	\$899.22	\$0.00	(\$24,536.67)	113.22%
692 Guidance Supplies	\$6,856.00	\$6,856.00	\$110.00	\$6,133.83	\$76.30	\$0.00	\$645.87	90.58%
693 Health Supplies	\$9,792.00	\$9,792.00	\$0.00	\$7,191.66	\$31.77	\$0.00	\$2,568.57	73.77%
695 Clinical Testing	\$9,598.00	\$9,598.00	\$281.36	\$9,726.18	\$121.00	\$0.00	(\$249.18)	102.60%
696 Achievement Tests	\$37,915.00	\$72,175.91	\$0.00	\$75,033.46	\$1,017.00	\$0.00	(\$3,874.55)	105.37%
722 * No Object Descriptor *	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
730 Equip-Instructional	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
731 Equip-Media	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
732 Equip-Pupil Services	\$0.00	\$0.00	\$0.00	(\$8,545.44)	\$0.00	\$0.00	\$8,545.44	0.00%
733 Equip-Non Instructional	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
734 Equip-Custodial	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%

Danbury Public Schools

Fiscal Year 2001-2002

	Budget	Adj Budget	Mtd Expended	Ytd Expended	Encumbered	Non-PO-Encumb	Balance	%Exp
750 District Equipment	\$1,174,084.00	\$1,174,084.00	\$118,636.22	\$1,201,523.03	\$0.00	\$0.00	(\$27,439.03)	102.34%
791 Sports Equipment	\$6,000.00	\$6,000.00	\$0.00	\$5,430.65	\$0.00	\$0.00	\$569.35	90.51%
810 Dues & Fees	\$65,000.00	\$47,000.00	\$50.00	\$45,773.95	\$0.00	\$0.00	\$1,226.05	97.39%
890 Head Start-Local	\$150,000.00	\$150,000.00	\$0.00	\$150,000.00	\$0.00	\$0.00	\$0.00	100.00%
891 Adult Ed-Local	\$205,687.00	\$205,687.00	\$0.00	\$193,004.96	\$0.00	\$0.00	\$12,682.04	93.83%
892 Educ Handicapped-Local	\$149,761.00	\$149,761.00	\$0.00	\$112,233.19	\$0.00	\$0.00	\$37,527.81	74.94%
893 Bilingual Ed-Local	\$50,199.00	\$50,199.00	\$0.00	\$49,852.15	\$0.00	\$0.00	\$346.85	99.31%
894 Services for Blind-Local	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00	0.00%
895 Parks & Recreation Serv.	\$236,140.00	\$236,140.00	\$0.00	\$236,139.00	\$0.00	\$0.00	\$1.00	100.00%
897 Staff Development	\$60,000.00	\$60,000.00	\$13,385.50	\$59,437.63	\$0.00	\$0.00	\$562.37	99.06%
002 Board of Ed Gen'l Fund	\$76,936,234.00	\$76,936,234.00	\$11,425,999.34	\$77,225,145.62	\$69,719.35	\$0.00	(\$358,630.97)	100.47%



27

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

DENA DIORIO
DIRECTOR OF FINANCE

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

M E M O R A N D U M

TO: Hon. Mark D. Boughton via the Common Council
FROM: Dena Diorio, Director of Finance *Dena*
RE: BEAR MOUNTAIN RESERVATION
DATE: November 19, 2002

CERTIFICATION

As per the attached request of Parks & Recreation Director Robert G. Ryerson, I hereby certify the availability of \$6,030 to be transferred from Account #2.2107, "Reserve for Conservation Improvements" to the Parks & Recreation budget line item, "Maintain Buildings & Structures", Acct. #7002.5502. The current balance in Account #2.2107 is \$52,813.

Should you need any additional information, please call me.

DD/jgb

RECEIVED
FINANCE DEPT.

NOV 08 2002

**CITY OF DANBURY
PARKS, RECREATION & FORESTRY
DEPARTMENT**

HATTERS COMMUNITY PARK
7 EAST HAYESTOWN ROAD
DANBURY, CONNECTICUT 06811

ROBERT G. RYERSON, DIRECTOR
TEL. (203) 797-4632
FAX (203) 797-4634

M E M O R A N D U M

TO: Mayor Mark Boughton and
Members of the Common Council

FROM: Robert G. Ryerson, Director of Parks & Recreation 

DATE: November 7, 2002

RE: BEAR MOUNTAIN REQUEST

I am requesting your favorable approval to use accrued funds from the past rental receipts at the Bear Mountain cottage to perform necessary work to the roof and building.

Enclosed are quotes for the exterior painting of the building and re-roof, gutters, and ventilation.

I have requested certification of funds from the Finance Director.

Thank you for your consideration.

Cc: Dena Diorio, Director of Finance ✓



November 15, 2002

**HAND DELIVERED TO
ASSISTANT CITY CLERK**

Danbury Common Council
155 Deer Hill Avenue
Danbury, CT 06810

**RE: Easement Exchange for Future
Science Building at
Western Connecticut State University**

Dear Council Members:

I would like to formally request that the Danbury Common Council review and approve the exchange of existing sanitary sewer and storm drainage easements for the proposed Science Building site at the downtown Campus of Western Connecticut State University at the December 2002 meeting.

The Danbury City Engineering Department has the requisite documentation to review and prepare a report to the Common Council.

Respectfully submitted,

Thomas Carlone
Director of Planning and Engineering

c: Patricia A. Ellsworth, PE, Asst. City Engineer
Peter McCann – DPW
Alexandria Roe – CSU
Holt McChord, PE – McChord Assoc.
Peter Visentin, AIA – Fletcher Thompson



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 26, 2002

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

Western Connecticut State University
New Science Building - Ninth Avenue and Osborne Street

We are in receipt of a copy of the November 15, 2002 letter sent to the Common Council by Thomas Carlone, Director of Planning and Engineering at Western Connecticut State University requesting an exchange of sanitary sewer and storm drainage easements on the university's downtown campus.

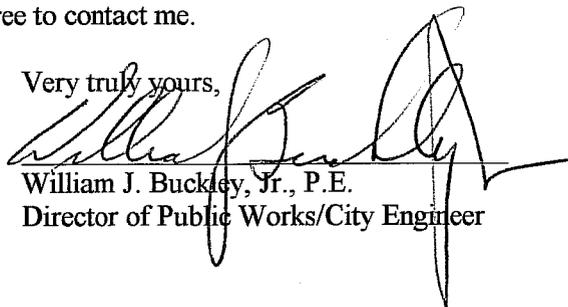
Western Connecticut State University is constructing a new science building in the area of the existing football field. The City presently has sanitary sewer and storm sewer lines and easements that run through the middle of this site. In order to construct the new science building, the sanitary sewer and storm sewer as well as their corresponding easements will need to be relocated.

Our office has reviewed and approved plans for the relocations of the sanitary sewer and storm sewer on the site. The easements shown on the approved plan are also acceptable.

Our office recommends that the Common Council authorize the requested exchange of sanitary sewer and storm sewer easements and the acceptance of the new facilities upon satisfactory completion of construction subject to the submittal of acceptable as-built mapping and legal documents to the City.

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

Very truly yours,



William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

C: Eric L. Gottschalk, Esq.
Mario Ricoszi, P.E.
Frank Cavagna
Thomas P. Carlone
Hold W. McChord, P.E.

November 14, 2002

29

Holly McGran
Buckskin Heights Drive
Danbury, CT 06811
203 746-0171

To Whom It May Concern:

I am writing this letter in hopes the Town of Danbury will reconsider renumbering Buckskin Heights Drive.

The reason behind this request dates back 18 years ago when we purchased our home on this road. At that time when we purchased our home the legal paperwork stated - the home was located on Lot 12 Randi Road, but the previous home owners were using Buckskin Heights Drive (No #) as their mailing address. At that time we assumed the address of Buckskin Heights (No #).

Over the years it became more and more difficult to have an address with no number because of computerization and a phone call from SNET-911 prompted this letter. I was called by a representative from SNET who explained for 911 emergency purposes we needed to have our address established with a number and that number on my mailbox.

My instinct at the time was to revert to my legal address of 12 Randi Road. The dilemma I faced was I could not just put a 12 on my mailbox, for there is a 12 Buckskin Heights and there was no street sign for Randi Road; therefore how would you know it was 12 Buckskin Heights Drive or 12 Randi Road?

Therefore, I called the Town Highway Department to put up a Randi Road Sign so it would be clear that we were 12 Randi Road and not 12 Buckskin Heights Drive. The Town Highway Department told me that they could not put up the Randi Road sign for that street no longer existed. According to them Randi Road did exist many years ago as a private road, but then became a city road and at that time the whole road became Buckskin Heights Drive. They referred me to City Hall.

I did go to City Hall and I was told to submit this letter of concern and request renumbering of the street, for their records still showed a Randi Road.

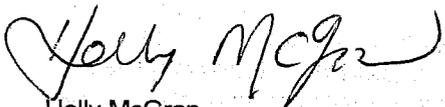
I am requesting a renumbering of Buckskin Heights or a street sign for Randi Road (if the road still exists).

I trust you will investigate this and make the necessary changes to assure the safety of all residents living on Buckskin Heights Drive.

I have enclosed a diagram of the street(s) in question that demonstrates the confusion that may be caused for 911 emergency services - please review.

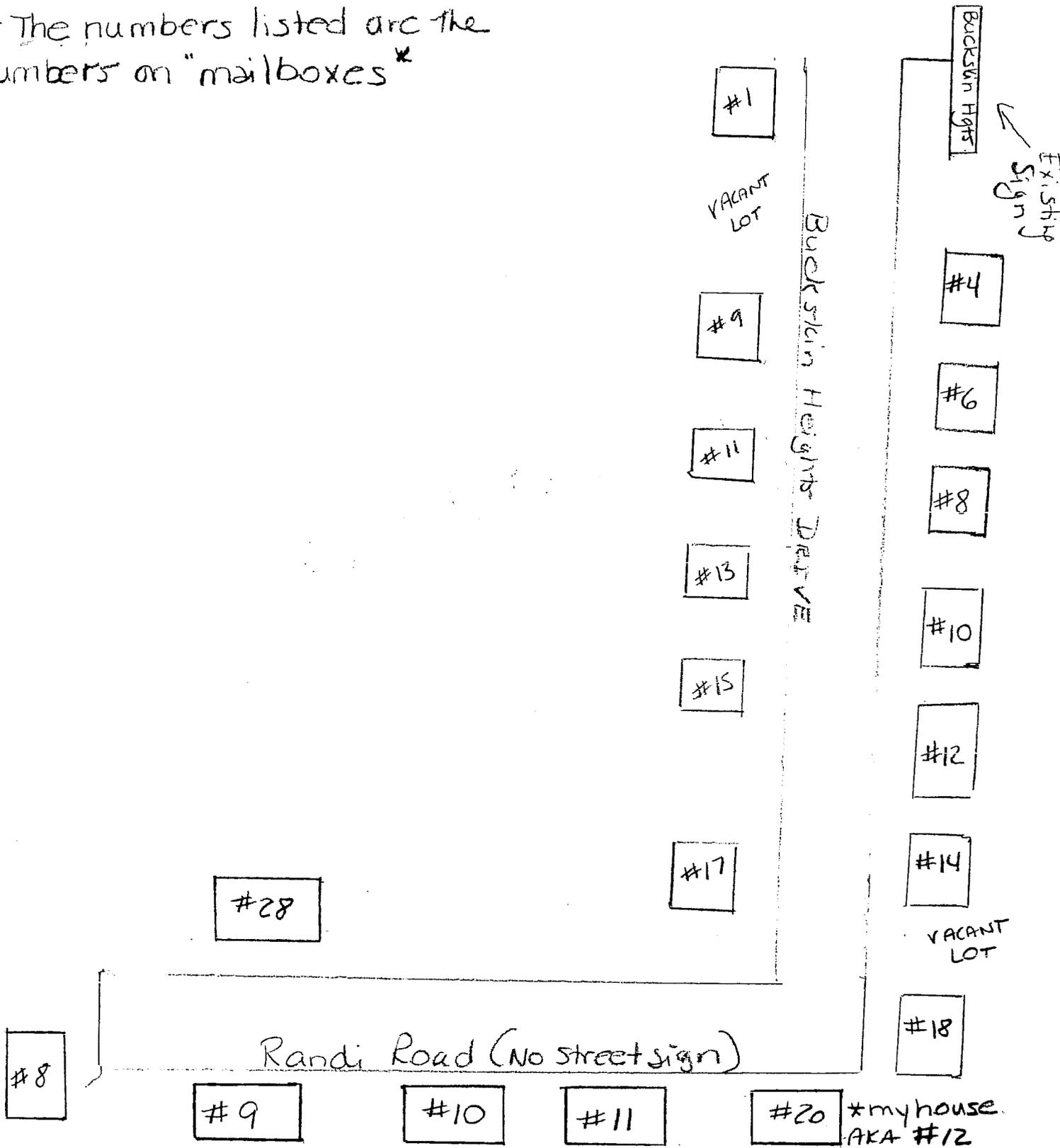
I would also like to add- the address discrepancy did cause some confusion when voting this year, for they have Randi Road listed as well.

Respectfully yours,



Holly McGran
Buckskin Heights Drive
Danbury, CT 06811

* The numbers listed are the numbers on "mailboxes" *



↓
Please note I have put a #20 on my mailbox for the interim



30

CITY OF DANBURY

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

(203) 797-4518
(203) 796-8043 FAX

November 21, 2002

PLEASE REPLY TO:
DANBURY, CT 06810

Hon. Mayor Mark D. Boughton
Hon. Members of the Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Re: **Rodenstock Properties, Inc./a.k.a. Jay Earl Associates, LLC**
Lease of land – Intersection of Backus/Kenosia Avenue

Dear Mayor and Council:

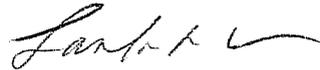
At its regular meeting on November 19, 2002, the Danbury Aviation Commission voted to recommend the lease of land from the City to Jay Earl Associates, LLC pursuant to the general format attached hereto. This parcel of land, while not utilized for aviation purposes, is land which is part of the general Airport property and thus within the jurisdiction of the Commission. It also happens to be adjacent to other property owned by or in which the applicant has an interest. Therefore, it is probably in the interest of the applicant to be able to make use of this vacant property. This Council, of course, has final jurisdiction over its sale or lease.

Jay Earl Associate's predecessor in title, Rodenstock, was the tenant of this property for many years before the expiration of that earlier lease arrangement. For your information, I have attached the applicant's original, recent cover letter to the Commission (9/4/02) which letter sets forth the particulars of the proposed lease. The Aviation Commission wished to forward this lease to you, and recommend the concept, but has not specified final rent or certain other conditions pending a determination of value by the Assessor. The Commission did, however, receive the applicant's appraisal, which the Assessor is reviewing at present.

Should you wish to act upon this specific request, you will need to determine that the property is surplus, establish the rent and other material terms and conditions in final form, obtain a Planning Commission report and act thereon. In the alternative, and pursuant to the Code of Ordinances, you may, upon declaring the property surplus, decide that options other than that proposed with respect to the disposition of this parcel should be considered. This would include publication for sale or disposal, or alternative lease arrangements. That is your decision. In any case, a two-thirds vote is required at the time of disposition of this property.

Please do not hesitate to contact us if you have any questions.

Very truly yours,



Laszlo L. Pinter,
Assistant Corporation Counsel

Attachment

cc: Robert J. Yamin, Corporation Counsel
John Ashkar, Chairman Aviation Commission
Paul D. Estefan, Airport Administrator
Dena Diorio, Finance Director
David Grogins, Esquire

Llp/jayearl



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CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 8, 2002

Honorable Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Boughton and Common Council Members:

Discontinuance of a Portion of Ye Olde Road

We have received a verbal request from John Katz, Vice President of the Wooster School Corporation that the City of Danbury discontinue the portion of the Ye Olde Road right of way adjacent to the Wooster School properties.

The portion of Ye Olde Road in question originates at the intersection of Backus Avenue and Miry Brook Road and proceeds in a northwesterly direction for a distance of approximately one thousand seven hundred and seventy (1,770') feet. This portion of Ye Olde Road is bordered on the west by land owned by the Wooster School Corporation (Tax Assessor's Lot E19001) and on the east by land owned by the Wooster School Corporation (Tax Assessor's Lot E18003) and land owned by Miller Stephenson Chemical Co. Inc. (Tax Assessor's Lots E18002 and E18004), each in part. Enclosed please find a map that indicates the portion of Ye Olde Road in question.

At present a portion of a Wooster School driveway runs through the first eight hundred (800') feet, more or less, of the right of way. The remaining portion of right of way proposed to be discontinued is not passable.

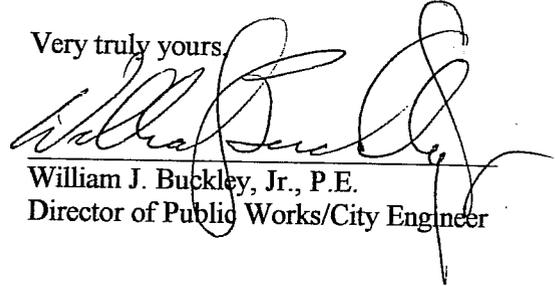
Our department foresees no future City need for this old road right of way other than for possible sanitary sewer and water main extensions as discussed below.

We recommend that the Common Council formally discontinue the portion of Ye Olde Road from the intersection of Backus Avenue and Miry Brook Road and proceeding in a northwesterly direction for a distance of approximately one thousand seven hundred and seventy (1,770') feet subject to the retention of sanitary sewer and water main easements that may be required for future sanitary sewer and water mains that will serve the Wooster School and possible other area properties.



If you have any questions, please feel free to give me a call.

Very truly yours,

A handwritten signature in black ink, appearing to read 'William J. Buckley, Jr.', written over a horizontal line.

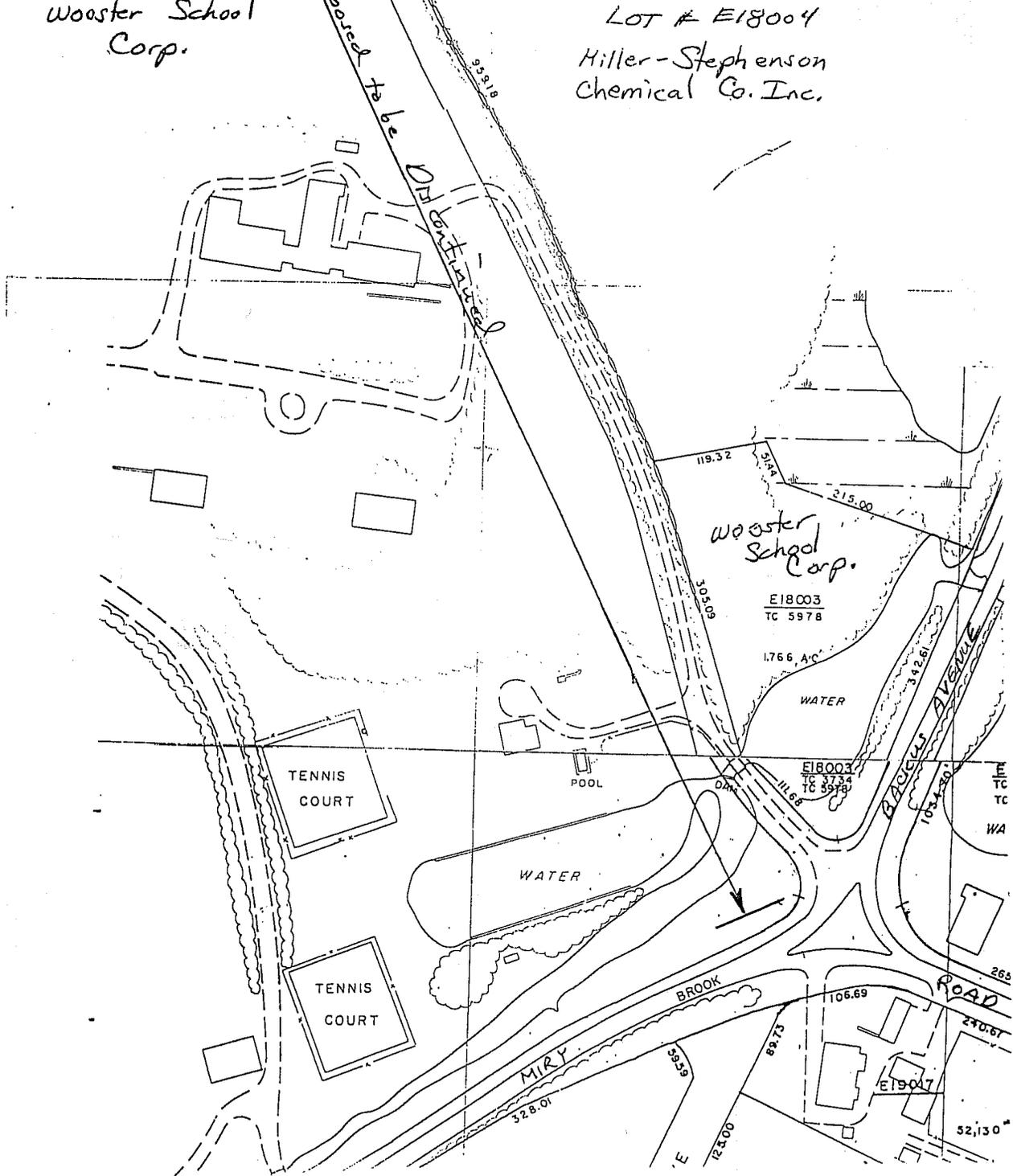
William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

Encl.

C: Eric L. Gottschalk, Esq., with encl.
Dennis Elpern, with encl.
Frank Cavagna, with encl.
John Katz, with encl.

wooster School
Corp.

LOT # E18004
Miller-Stephenson
Chemical Co. Inc.



November 21, 2002

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

Re: Candlewood Terrace Water Problems

Dear Council Members:

We represent residents of Candlewood Terrace Condominiums on Candlelight Drive. These residents are served by a well, which is owned by the Association. There have been recurring water problems over a five-year period. We would like the City to consider the possibility of providing these residents with City water.

We have been in contact with both the Public Utilities Department and the Health Department. They suggested that we contact the Common Council.

We would appreciate it if the Common Council would consider a remedy for these residents.

Sincerely yours,



JoAnn Knowles
Property Manager, Candlewood Terrace Condominiums

COMMON COUNCIL - CITY OF DANBURY

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer

Water

Name of Applicant: JOCELYN LAVOIE

Address: 35 PICKET DISTRICT ROAD
NEW MILFORD, CT 06776

Telephone: 860-350-8023

The undersigned submits for consideration an application for extension of sewer and/or water facilities for property

Located at: 60 FOREST AVE

Assessors's Lot No. I11173

Zone: RA-8

Intended Use: Retail Single Family Residential
Office Multiple Family Development
Mixed Use
Industrial

Number of Efficiency Units _____
Number of 1 Bedroom Units _____
Number of 2 Bedroom Units _____
Number of 3 Bedroom Units _____
Total Number of Units _____

Ralf Jalloh (Agent)
SIGNATURE
11/5/02
DATE



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

18-nov

34

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 22, 2002

Mayor Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

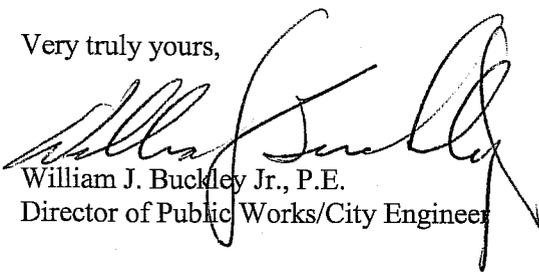
Re: Family & Children's Aid/79 West Street

Dear Mayor Boughton and Members of the Common Council:

At the November 2002 meeting of the Common Council, you referred Item Number 18 to me for a report. You might recall that Dr. Irvin R. Jennings was requesting a grant from the City to repair and/or replace a broken water main to the home for foster children at 79 West Street. They were asking for funding in the amount of \$7,500.00 (seven thousand five hundred dollars) for this purpose. Please be advised that earlier this week Mr. Bob Parker, representing the Family and Children's Aid Program, informed me that the water line was repaired and that the problem was not as severe as they had first thought and, therefore, he was withdrawing his request for funding. In discussions with Mr. Parker, his original concern was that the price could exceed \$10,000.00 (ten thousand dollars) because he was fearful that the water line break may be out in West Street. Upon investigation and uncovering the broken line, it was determined that the break was actually in the lawn and the repair was made rather quickly and relatively inexpensively.

Based on my discussion with Mr. Parker, I would recommend that the Common Council take no further action on this request at this time. I did ask Mr. Parker to put his withdrawal of this item in writing to us. It is my sincere hope that the Common Council receives that notification in time for the December 2002 meeting.

Very truly yours,



William J. Buckley Jr., P.E.
Director of Public Works/City Engineer

WJB/com

cc: Eric L. Gottschalk, Esq.





CITY OF DANBURY

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

(203) 797-4518
(203) 796-8043 FAX

November 21, 2002

PLEASE REPLY TO:
DANBURY, CT 06810

Hon. Mayor Mark D. Boughton
Hon. Members of the Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Re: November Agenda Item No. 18
Request for Funds from Family and Children's Aid

Dear Mayor and Council:

The referenced matter was referred to this office for a report. We have reviewed the response to this same item from Director William Buckley dated November 21, 2002 and, based on his comments, suggest that should the petitioners withdraw their request, there is no further reason to consider this matter at this time.

In the event the request is maintained, and the Council decides to agree to the funding, the petitioners can follow the standard grant procedure in place in Danbury and execute a contract setting forth the requirements of a municipal grant.

Please do not hesitate to contact us in the event you have any questions.

Very truly yours,

Laszlo L. Pinter,
Assistant Corporation Counsel

cc: Robert J. Yamin, Corporation Counsel
Eric L. Gottschalk, Deputy Corporation Counsel
William J. Buckley, Jr., P.E., Dir. Public Works/City Engineer

Llp/FCAAid



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 22, 2002

Mayor Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Re: November 2002 Common Council Meeting
Item Number 20/Danbury Square Box

Dear Mayor Boughton and Members of the Common Council:

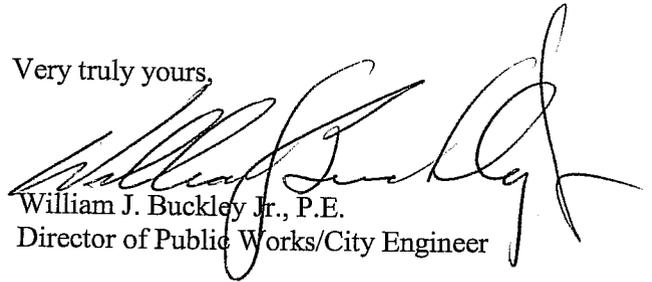
At the November 2002 Common Council meeting, you referred Item Number 20 to me for a report. Prior to submitting this request to the Common Council, Mr. Dennis Ramey came to see me to ask me if I could support such a request in front of the Common Council. I told Mr. Ramey that I would not, because this is the normal way that the City does business and anyone extending sewer or water within the City is subject to connection fees as outlined in the Code of Ordinances. The only exception to these connection fees is for those people who are provided with a water and/or sewer extension through the assessment methodology. Many of you are aware that the ordinances specifically address this exemption for assessed projects.

The request is being made that you waive the sewer connection fee for the Danbury Square Box building on Broad Street. As I recall, and you might find it interesting to note, this Ramey residential development project dates back to 1984 and 1985. At the time that the project was originally proposed, in order to provide sewer to the project, an easement was needed through the Danbury Square Box location. The sewer easement was then negotiated between the developers and Mr. John Allen, the owner of the Danbury Square Box property. One of the conditions for granting of the easement was that the developer connect Mr. Allen's building (Danbury Square Box) to the sanitary sewer. I am not sure of all of the conditions and compensation made for the easement, but I know that it included this connection. It would seem to me that the cost of physically connecting the building to sewer, along with its associated permit fees, were compensation in consideration of Mr. Allen granting an easement to place the sewer on his property. It would seem inappropriate for the Common Council to entertain the request to waive this connection fee. Further, I do not believe there is any merit to granting such a waiver and I think it is a bad idea to start this practice, since it would be difficult for us as staff, or you as the Common Council, to determine in the future what would qualify for a waiver and what would

not. Clearly there is no direct benefit to the City resulting from this extension. More directly, the extension was solely necessary in order for the developer to acquire the zoning approval for the density of the project that he was proposing to build.

Based on the information presented above, I would recommend that you deny this request.

Very truly yours,

A handwritten signature in black ink, appearing to read 'William J. Buckley Jr.', written in a cursive style.

William J. Buckley Jr., P.E.
Director of Public Works/City Engineer

WJB/com

cc: Eric L. Gottschalk, Esq.



CITY OF DANBURY

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

(203) 797-4518
(203) 796-8043 FAX

November 22, 2002

PLEASE REPLY TO:

DANBURY, CT 06810

Honorable Mayor Mark D. Boughton
Honorable Members of the Common Council
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Broad Street Associates, LLP
Sewer connection fee waiver request
November agenda item #20

Dear Mayor and Council Members:

Please accept this letter in response to your request for a report in connection with the agenda item referenced above. This item involves a request from Broad Street Associates for a waiver of the usual fee related to the company's sewer connection.

Section 16-4 of the Danbury Code of Ordinances, which regulates the issuance of sewer connection permits, provides in part that, "[c]onnection fees may be waived by action of the common council, provided that the city benefits from the connection by permitting future extension to said connection." It is clear that in order to decide whether to grant the Broad Street Associates request under this provision, the council must obtain information from city staff concerning the possibility of future extension of utility service from this connection. Once you have done so, the council has the authority, to grant this request.

If you have any additional questions, please contact me.

Sincerely,

Eric L. Gottschalk
Assistant Corporation Counsel

cc: William J. Buckley, Jr., Director of Public Works



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

36

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 22, 2002

Mayor Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Re: November 2002 Common Council Meeting
Item Number 23/Cedar Road

Dear Mayor Boughton and Members of the Common Council:

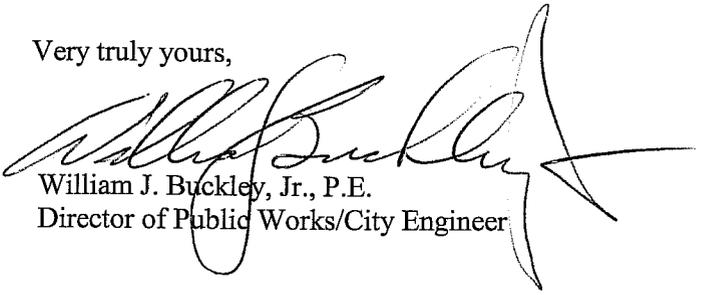
At the November 2002 meeting of the Common Council, you referred Item Number 23 to me for a report. Item Number 23 was a petition from the residents of Cedar Road to have Cedar Road maintained by the City with respect to snow plowing and sanding. For your information, Cedar Road is a private road and is only fourteen feet wide, it contains no drainage, and has grades as great as fifteen percent. At the bottom of Cedar Road is another private road, City vehicles would not be able to turn around without going onto this other private road.

In order to bring this road up to the minimum standards consistent with the Code of Ordinances, we would need to widen the road to at least twenty two feet, provide drainage on the road and beyond (to a location that does not cause flooding on some down gradient private property) and regrade the road to eliminate the steep slopes. We would also have to provide some means of turning around at the end of the road so that City vehicles do not drive on private property. Our opinion is that this would be very expensive and would be a cost that would be assessed only to the benefiting properties.

You may recall that some years ago a City water main was installed in the Pleasant Acres complex however, these homes are presently served by sub-surface sewage disposal systems (septic systems). The problem with installing drainage in such a tight area is the separating distances required by the public health code between drainage pipes/systems and sub-surface sewage disposal systems. I would think that it would be very difficult to provide satisfactory systems of road drainage and sewage disposal in this area without conflicting with health code regulations.

Based on the above, I would recommend that the Common Council deny this request without prejudice.

Very truly yours,

A handwritten signature in black ink, appearing to read "W. J. Buckley, Jr.", with a long horizontal flourish extending to the right.

William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

WJB/com

cc: Eric L. Gottschalk, Esq.



CITY OF DANBURY

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

(203) 797-4518
(203) 796-8043 FAX

November 21, 2002

PLEASE REPLY TO:
DANBURY, CT 06810

Honorable Mayor Mark D. Boughton
Honorable Members of the Common Council
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Cedar Road – maintenance
November agenda item #23

Dear Mayor and Council Members:

Please accept this letter in response to your request for a report in connection with the agenda item referenced above. This item involves a petition from residents and taxpayers on Cedar Road asking that the city assume winter maintenance of their private road. From a legal point of view, although the city has the ability to provide some relief to the petitioners, full approval of their request may entail some risk to the city.

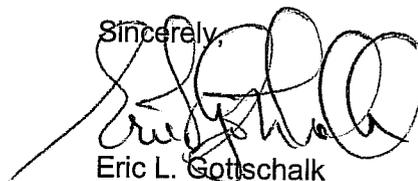
It goes without saying that public highways within the city receive routine governmental maintenance. Indeed state statutes require it; see Connecticut General Statutes, sections 13a-99, 13a-149 and particularly 7-148(c)(6). The problem is that private roads do not enjoy the same status. In fact, the expenditure of public funds to provide routine maintenance or repair to what is essentially private property is improper.

The problem is compounded by the fact that the potential exists for private roads to be converted into public highways by longstanding municipal conduct rather than by legislative action. Courts have said that where municipalities acted toward private roads in a way that suggested ownership, over a long enough period of time, that conduct results in implied acceptance of the road into the public highway system. Because public highways receive demonstrably different municipal maintenance than do private roads, the unintended consequences of implied acceptance have occasionally included municipal liability for personal injury and property damage to an extent far greater than would have been the case if the roads were known to be public highways.

On the other hand, I do not wish to suggest that the city can offer no assistance to the petitioners. Of course, the permanent solution is to bring Cedar Road up to standards that would allow the common council to consider its acceptance. If that is not possible, or practical,

the petitioners should bear in mind that when confronted with winter emergency conditions in the past, the city has taken action to clear private roads to insure the safe passage of emergency vehicles. I would expect this policy to be pursued in the future.

Sincerely,

A handwritten signature in black ink, appearing to read "Eric L. Gottschalk". The signature is stylized and somewhat cursive, with a long horizontal stroke extending to the left.

Eric L. Gottschalk
Assistant Corporation Counsel

cc: William J. Buckley, Jr., Director of Public Works



25-nov

37

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

November 22, 2002

Mayor Mark D. Boughton
Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Re: November 2002 Common Council Meeting
Item Number 25/Old Sherman Turnpike

Dear Mayor Boughton and Members of the Common Council:

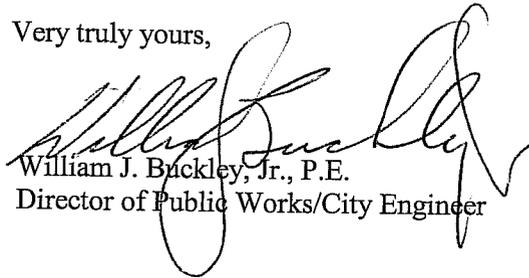
At the November 2002 meeting of the Common Council, you referred Item Number 25 to me for a report. In a way of history, this topic has been discussed on a number of occasions. Mayor Boughton and I in recent times have met with a number of the business owners and operators on Old Sherman Turnpike to discuss with them the possibility of providing a second means of egress out of their area. We recommended to them that they petition the Common Council for a road improvement assessment project that would benefit them and them alone. That assessment project would be for the construction of a roadway (City road) connecting to another City road that would provide them a second means of egress out of the Old Sherman Turnpike area. In their letter of July 11, 2002, they seem to be requesting this, however, they ask for "a non-obligating assessment on a public improvement project". I am not sure what is meant by a non-obligating assessment. There is nothing in our Code of Ordinances that allows us to build a public improvement via a non-obligating assessment methodology. The assessment methodology that we use for public improvements is most certainly obligating.

You also should be aware that we have reviewed the bridge that is used to carry employees and customers to the places of business on Old Sherman Turnpike. We have had the State Department of Transportation Bridge Unit assist us in this inspection and we have found that the bridge is in satisfactory condition. The bridge is approximately 19.3 feet wide at its narrowest point and can carry two-way traffic at its narrowest location. Under the State Local Bridge Program, at some time in the future, this bridge may be eligible for funding. In saying that, I should make it clear that this bridge is not in bad shape compared to other rated bridges that qualify for the program and it will be a considerable period of time before the Old Sherman Turnpike is eligible for any funding because of the good shape that it is in.



At the present time, I would recommend that you take no action, however, you may want to send this to a committee and ask the property owners to attend in so that you can have a discussion with them as to what their intention is relative to "a non-obligating assessment... project". In the meantime, I will try to make contact with Ms. Deborah Pastir, the contact person listed on the petition, to try to determine what the intent of the petition actually is. If I find this information out before the scheduled Common Council meeting in December, I will forward a report giving you an updated status.

Very truly yours,

A handwritten signature in black ink, appearing to read "William J. Buckley, Jr.", written over the typed name and title.

William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

WJB/com

cc: Eric L. Gottschalk, Esq.



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

(203) 797-4518
(203) 796-8043 FAX

November 21, 2002

PLEASE REPLY TO:
DANBURY, CT 06810

Hon. Mayor Mark D. Boughton
Hon. Members of the Common Council
155 Deer Hill Avenue
Danbury, CT 06810

Re: November Agenda Item No. 25
Old Sherman Turnpike/Bridge Assessment

Dear Mayor and Council:

The above referenced matter is a request from commercial and industrial property owners seeking a "non obligating assessment" in order to improve and widen what they indicate is a narrow bridge on Old Sherman Turnpike.

We are aware that Director of Public Works William Buckley has concurrently advised you that he is aware of no mechanism which suggests an assessment procedure which is "non obligating", and that perhaps the petitioners should be invited to a subcommittee setting to further clarify and elaborate on their request. We concur with his suggestion.

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

Very truly yours,

Laszlo L. Pinter,
Assistant Corporation Counsel

cc: Robert J. Yamin, Corporation Counsel
Eric L. Gottschalk, Deputy Corporation Counsel
William J. Buckley, Jr., P.E., Dir. Public Works/City Engineer

llp:oldsherman



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

December 3, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: **Willow Lane and Berkshire Place**

The Common Council Committee was called to order at 7:04 P.M. In attendance were committee members Buzaid, Machado and Nolan. Also in attendance were Director of Public Works William Buckley, Council Members McAllister, Gogliettino and Levy, ex-officio and Lynn Waller. The petitioner, Stephen Flanagan, did not attend.

Mr. Buzaid asked Mr. Buckley for his recommendations regarding this request. Mr. Buzaid stated that he and Frank Cavagna went out and looked at the road. There were catch basins that were in disrepair. They were repaired last week. He would not do any paving on this dead end street this year, or next, because traffic is limited and only the residents use it. It is not necessary to put in further drainage.

The road is low on the list to have a sewer assessment done. Director of Health William Campbell has issued a violation at 5 Berkshire Place for a failing septic system. There are no failures or repairs on Willow Lane and there have been seven repairs on Berkshire Place.

Mr. Nolan made a motion to accept the recommendations and take no further action. Seconded by Mr. Machado. Motion carried unanimously.

Respectfully submitted,

EMILE BUZAID, Chairman

VAL MACHADO


VINCENT NOLAN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

December 3, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: **Board of Education Budget Deficit**

The Common Council Committee appointed to review the Board of Education Budget Deficit met on September 17, 2002 and again on November 19, 2002. In attendance at the September 17th meeting were committee members Levy and Nolan. Also in attendance were School Board Members Bobby Poole, Eileen Alberts, J. R. Mitchell, Lou Rotello and Cathleen Silva, Mayor Mark Boughton, Acting Superintendent of Schools Bill Glass, Finance Director Dena Diorio, Board Finance Director Elio Longo, Council Members McAllister and Darius, ex-officio, Lynn Waller and Michael Cormier. In attendance at the November 19th meeting were committee members Levy and Nolan. Also in attendance were Mayor Mark Boughton, Director of Finance Dena Diorio, School Finance Director Elio Longo, School Board Members George O'Loughlin, Louis Rotello and Ellen Morlock, Council Members Gogliettino, Moore and McAllister, ex-officio and Julie Moore and Lynn Waller.

At the September 17th meeting, Mayor Boughton said he would like to find out how we got here, determine what to do in the future so that it does not reoccur and determine how to foster better communications between the Mayor's Office, the Common Council and the Board of Education. He is concerned that we have and bond and credit rating to protect and within the last several years the Board has run deficits twice. It is important that all agencies be on the same page.

Mr. Levy asked Ms. Diorio to explain the impact of deficit spending on bond issues from rating services. Ms. Diorio said that when deficit spending occurs, the money must come out of the fund balance. Credit agencies look closely at the fund balance. They also look at the depth of the financial burden. If we have a downgrade, it costs us money when we go out into the market.

Board Chairman Bobby Poole stated that the Board of Education is aware of the guidelines regarding staying within the budgetary appropriations given to it by the Common Council. He said that one of the overruns was generated because of medical premiums. He stated that the board is reinforcing the process of tracking expenditures.

There will be appropriate personnel actions taken when the guidelines are not followed. All persons who need to purchase supplies or buy services know that any deviations to the guidelines should not occur. Dr. Glass stated that it merits repeating that no one disagrees that these deficits are inappropriate.

Mr. Longo stated that the Board is looking at an unbudgeted figure of between \$360,000 and \$375,000. Mayor Boughton asked how he arrived at that figure since at the last meeting the figure was \$338,000. Mr. Longo stated that new invoices had surfaced since that meeting. He explained the accounts in which the overages had occurred. A discussion followed regarding practices and procedures, and expenditures and salaries.

Mr. Levy then asked Ms. Diorio to clarify what the law requires. She stated that the law is clear. The Board is not allowed to spend more money than the City allocates. They must come to the City before deficit spending occurs. There is a violation that these funds were expended. Mr. Poole stated that there would be no future expenditures that would exceed the budget without prior notification to the Mayor and the Common Council.

Mr. Levy presented recommendations from the auditor's reports ending 2000 and 2001. A recommendation from the 2000 report reads, "The Board of Education should strongly consider performing an operational review of its business office to assess its staffing, responsibility assignments, internal controls and the overall efficiency and effectiveness of its accounting and financial reporting. The review should determine if the vacant Business Manager position should be filled and whether the department is properly staffed to ensure timely and accurate financial reporting as well as grant administration and strong internal controls. The end result of such a review should be to produce an operational plan for the improvement of the department as well as formal written policies and procedures for current and any future department employees to follow. The same recommendation was in the 2001 report. Mr. Levy stated that he, the Mayor and the Director of Finance would be meeting with the auditors and will inquire if these recommendations have been eliminated.

Mr. Nolan made a motion to request that the Board of Education and its Finance Director prepare a response to the auditors concerns and their remedial actions and submit it to this committee, which will reconvene. Seconded by Mr. Levy. Motion carried unanimously.

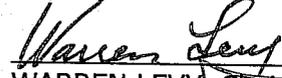
Mr. Levy stated that he had submitted questions to Mr. Longo and asked him to address those questions.

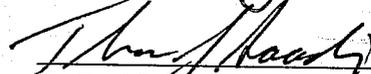
Mr. Longo spoke regarding written policies and procedures for purchasing. He is in the process of developing a policies and procedures book. A discussion followed regarding purchasing practices. Mr. Longo stated that much of the undocumented expenses were sports related. Discussion also followed regarding salary accounts. Mr. Nolan asked if controls are being put into place for salaries. Mr. Longo said he is working to develop a system to find red flag items.

Mr. Levy asked when the new polices and procedures book would be available. Mr. Longo said it should be available within the next 30-40 days. Mr. Levy asked that a copy be given to the Common Council when it is available.

Mr. Nolan made a motion to accept the report of the Board of Education and take no action at this time. Seconded by Mr. Levy. Motion carried unanimously.

Respectfully submitted,


WARREN LEVY, Chairman


THOMAS SAADI


VINCENT NOLAN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

December 3, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: **Stop Sign on Franklin Street and Starr Avenue**

The Common Council Committee appointed to review the request for a stop sign on Franklin Street and Starr Avenue met on November 14, 2002 at 7:10 P.M. in the Third Floor Caucus Room in City Hall. In attendance were committee members Furtado, Buzaid and Basso.

Mrs. Basso said that a report was issued when this matter was originally discussed. The traffic engineer stated that a stop sign was warranted but a traffic light was not. The Chief of Police did not agree with this report. The stop signs would be on Franklin Street. There are already stops signs on Starr Avenue and Rose Street.

Mrs. Basso made a motion that two stop signs be installed on Franklin Street, to be covered for thirty days, and markers put up so that people are aware that the signs are coming. In addition, the roads should be marked. Seconded by Mr. Buzaid. Mr. Buzaid said that the signs should be installed upon the approval of the traffic engineer. Motion carried unanimously.

Respectfully submitted,

MANNY FURTADO, Chairman

EMILE BUZOID

PAULINE BASSO



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641
FAX (203) 796-1586

WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

August 21, 2000

MEMO TO: William J. Buckley Jr., P.E.
Director of Public Works/ City Engineer

FROM: Abdul B. Mohamed
Traffic Engineer

Subject: **Review of Traffic Conditions at the Intersection of
Franklin Street, Rose Hill Avenue and Starr Avenue**

Following a request by the Common Council, additional analyses of traffic conditions at the intersection of Franklin Street, Rose Hill Avenue and Starr Avenue have been conducted. The findings are as follows:

A. Traffic Volumes:

The intersection of Franklin Street, Starr Avenue and Rose Hill Avenue experience approximately 10,000 vehicle trips and 8,500 vehicle trips on an average weekday and on a weekend day, respectively.

On weekdays, traffic peaks occur between the hours of 7:30 and 8:30 in the morning and 4:30 to 5:30 in the evening. During the morning peak hour, the average traffic volume at the intersection is approximately 900 vehicles while during the evening peak hour the average traffic volume is approximately 1000 vehicles.

The easterly and westerly legs of Franklin Street experience higher traffic volumes than Rose Hill Avenue and Starr Avenue. Traffic volumes at the four approaches of the intersection are as follows:

	Daily	AM Peak	PM Peak
Franklin Street EB	3400	400	270
Franklin Street WB	2700	170	270
Rose Hill Avenue NB	2600	150	250
Starr Avenue SB	2300	180	210



CITY OF DANBURY
155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

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WILLIAM J. BUCKLEY, JR., P.E.
DIRECTOR OF PUBLIC WORKS / CITY ENGINEER

August 21, 2000

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

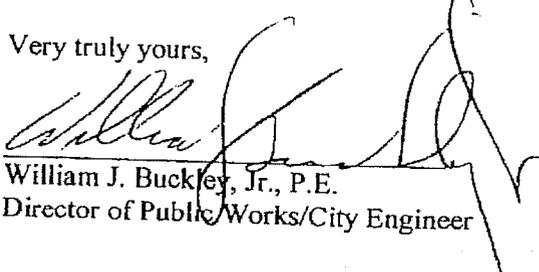
Dear Mayor Eriquez and Common Council Members:

Intersection of Franklin Street, Rose Hill
Avenue and Starr Avenue

At the Common Council committee meeting relative to the above noted subject, it was agreed that the Engineering Department would perform additional investigations and reviews of the traffic conditions at the above noted location.

Enclosed please find a copy of Traffic Engineer Abdul Mohamed's August 21, 2000 memo to me in which he offers information and an additional recommendation. All recommendations are subject to the concurrence of the Local Traffic Authority.

If you have any questions, please feel free to give this office a call.

Very truly yours,

William J. Buckley, Jr., P.E.
Director of Public Works/City Engineer

WJB/PAE/pe

Encl.

C: Robert Paquette, with encl.



B. Traffic Signal Warrant Analyses:

Analyses have been conducted to determine if the intersection of Franklin Street, Starr Avenue and Rose Hill Avenue meets a warrant for installation of a traffic signal. The warrant analyses were conducted in accordance with the guidelines provided in Manual of Traffic Control Devices (MUTCD). The results indicate that the intersection does not satisfy the following warrants:

- 1.) Minimum vehicular volume
- 2.) Interruption of continuous traffic
- 3.) Peak hour volume
- 4.) Combination of warrants
- 5.)

C: Multiway Stop Sign Warrant Analyses:

Additionally, analyses have been conducted to determine whether the intersection of Franklin Street, Starr Avenue and Rose Hill Avenue meets a warrant for establishment of a multiway stop. In accordance with the MUTCD, installation of a multiway stop is to be considered when an intersection satisfies any of the following conditions:

- 1.) Where traffic signal installation is warranted and the multiway stop is to be installed as an interim measure.
- 2.) Where 5 or more of the reported accidents per year are of a type susceptible to correction by the installation of a multiway stop. Such accidents include right and left turn collisions as well as right-angled collisions.
- 3.) Where approach volumes are approximately equal and a minimum total traffic volume of 500 as well as a minimum combined total of 200 vehicles and pedestrians from the minor streets are experienced during any 8 hour period of an average day.

The results indicates that the intersection of Franklin Street, Starr Avenue and Rose Hill Avenue meets 100 percent of warrant 2 on accident experience and 75 percent of warrant 3 relative to minimum traffic volume.

D: Recommendations:

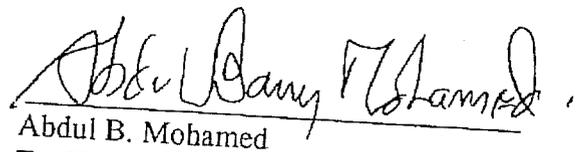
The following measures have recently been implemented at the intersection:

- 1.) Speed limit for Franklin Street has been reduced from 30 to 25 miles per hour.
- 2.) Sight lines for vehicles traveling southbound on Starr Avenue have been improved by extension of the No Parking zones existing on the northeasterly and northwesterly of the intersection.

These measures are less restrictive on motorists in terms of mobility and if complied with or periodically enforced by the Police Department would have a significant effect on the improvement of travel conditions at the intersection.

Although the intersection of Franklin Street, Rose Hill Avenue and Starr Avenue meets the MUTCD warrant for installation of a multiway stop, implementation of this measure is at the discretion of the Local Traffic Authority.

Very truly yours,



Abdul B. Mohamed
Traffic Engineer



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

December 3, 2002

Mayor Mark D. Boughton
Members of the Common Council

Re: Tax Credits for Veterans

The Common Council Committee appointed to review tax credits for veterans met twice, first on July 17, 2002 and again on November 19, 2002. In attendance at the July 17th meeting were committee members Warren Levy and John Esposito. Also in attendance were Director of Veterans Affairs Patrick Waldron, Assistant Tax Collector Richard Seaman, Ed Bernholz and Lynn Waller. (Council Members Gogliettino and Darius arrived late). In attendance at the November 19th meeting were committee members Levy, John Esposito and Basso. Also in attendance were Director of Veterans Affairs Patrick Waldron, Tax Assessor Colleen Velez, Council Members Gogliettino, McAllister and Darius, ex-officio, Del Albano from the Veterans Council and Lynn Waller.

At the July 17th meeting, Mr. Levy asked Mr. Seaman to give an overview of how of the tax credits work. Mr. Seaman stated that the General Assembly passed an option allowing municipalities to increase the exemptions allowed. It allows between \$1,000 and \$10,000 off assessments. This is for income eligible veterans, which is \$24,500 for single veterans and \$31,500 for married veterans. Disabled veterans are not part of this program. Mr. Levy pointed out that the current cost is \$6,511.92. If the assessment exemption were raised to \$10,000, the cost would be \$58,607.28. We have 258 qualifying veterans.

Mr. Waldron stated that if this is to be done correctly the real decisions have to be made in Hartford. Mr. Levy said the committee is trying to enhance the benefits within the confines of the current law. Mr. Levy said we would need enabling legislation from Hartford to raise the income levels. Mr. Darius asked why we are handling this at the municipal level. It should be handled at the state and federal levels. He asked if this could be done at the time when the economy is going down. He said that now is not the time to do this. He said that the City is really struggling and not getting its fair share from the State. John Esposito stated that if we wait much longer there wouldn't be anybody left to give the benefits to.

Without objection, Mr. Levy stated that the committee would reconvene when additional information is obtained.

The committee reconvened on November 19, 2002 at 7:00 P.M. Mr. Levy stated that this was a continuation of the previous meeting because there were several questions that had to be answered. He had been in contact with the Corporation Counsel who stated the local legislative body couldn't raise allowable earnings. The State enabling legislation would have to be changed. John Esposito stated that the State Office of Policy and Management updates the income limits based on cost of living adjustments by the federal Social Security Administration at the beginning of October.

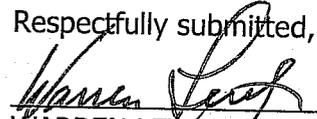
Mr. Levy asked Ms. Velez for any general information. Ms. Velez handed out a report on the veterans that receive the local option of \$1,000. The problem is that the existing law limits the number of eligible people to 305. 274 qualify under this legislation because some are disabled. John Esposito stated that he is in favor of anything we can give the veterans. He asked if this would increase the City's liability. How would it affect us five years down the road? Mr. Levy asked if we get any reimbursement from the State of Federal governments? Ms. Velez stated that we do not get any reimbursement.

John Esposito made a motion that the committee recommend that the Common Council raise the exemption from \$1,000 to \$10,000. Seconded by Mrs. Basso.

Mr. Levy stated that we should recommend to our State Legislators that they go forward on a state basis with this recommendation. Mr. Darius said that the state and federal governments should be involved to see that the City gets reimbursed. We do not want to get some ill conceived ordinance without putting a cap on it because we do not know what the situation will be in two or five years. To have an ordinance is not right. He is all for giving the money without an ordinance. Mr. Levy stated that the ordinance is already on the books.

The motion carried unanimously.

Respectfully submitted,


WARREN LEVY, Chairman


JOHN ESPOSITO

PAULINE BASSO

**Veteran Exemption
Tax Loss**

# Accounts	Current Benefit	Additional Benefit Amount	Total Exemption Amt	Total Benefit Amt	Mill Rate	Tax Loss
274	1,000	1,000	2,000	274,000	0.02524	\$ 6,915.76
274	1,000	2,000	3,000	548,000	0.02524	\$ 13,831.52
274	1,000	3,000	4,000	822,000	0.02524	\$ 20,747.28
274	1,000	4,000	5,000	1,096,000	0.02524	\$ 27,663.04
274	1,000	5,000	6,000	1,370,000	0.02524	\$ 34,578.80
274	1,000	6,000	7,000	1,644,000	0.02524	\$ 41,494.56
274	1,000	7,000	8,000	1,918,000	0.02524	\$ 48,410.32
274	1,000	8,000	9,000	2,192,000	0.02524	\$ 55,326.08
274	1,000	9,000	10,000	2,466,000	0.02524	\$ 62,241.84

**OTE: 267 Accounts Real Estate
3 Accounts Personal Property
4 Accounts Motor Vehicle**

Danbury Residents
 Disabled American Veterans
 Age Demographics
 As of 9/30/2002

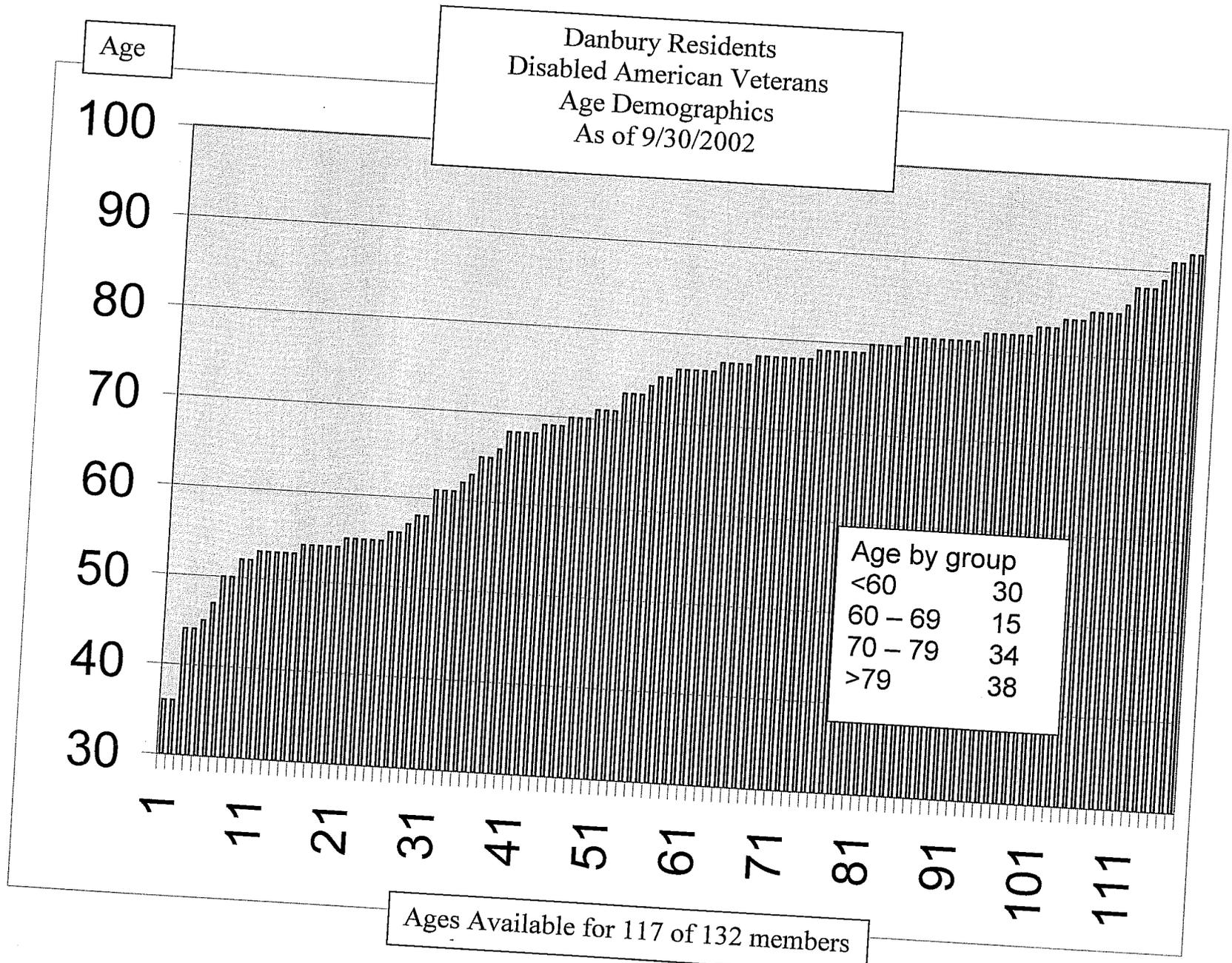
Age

100
 90
 80
 70
 60
 50
 40
 30

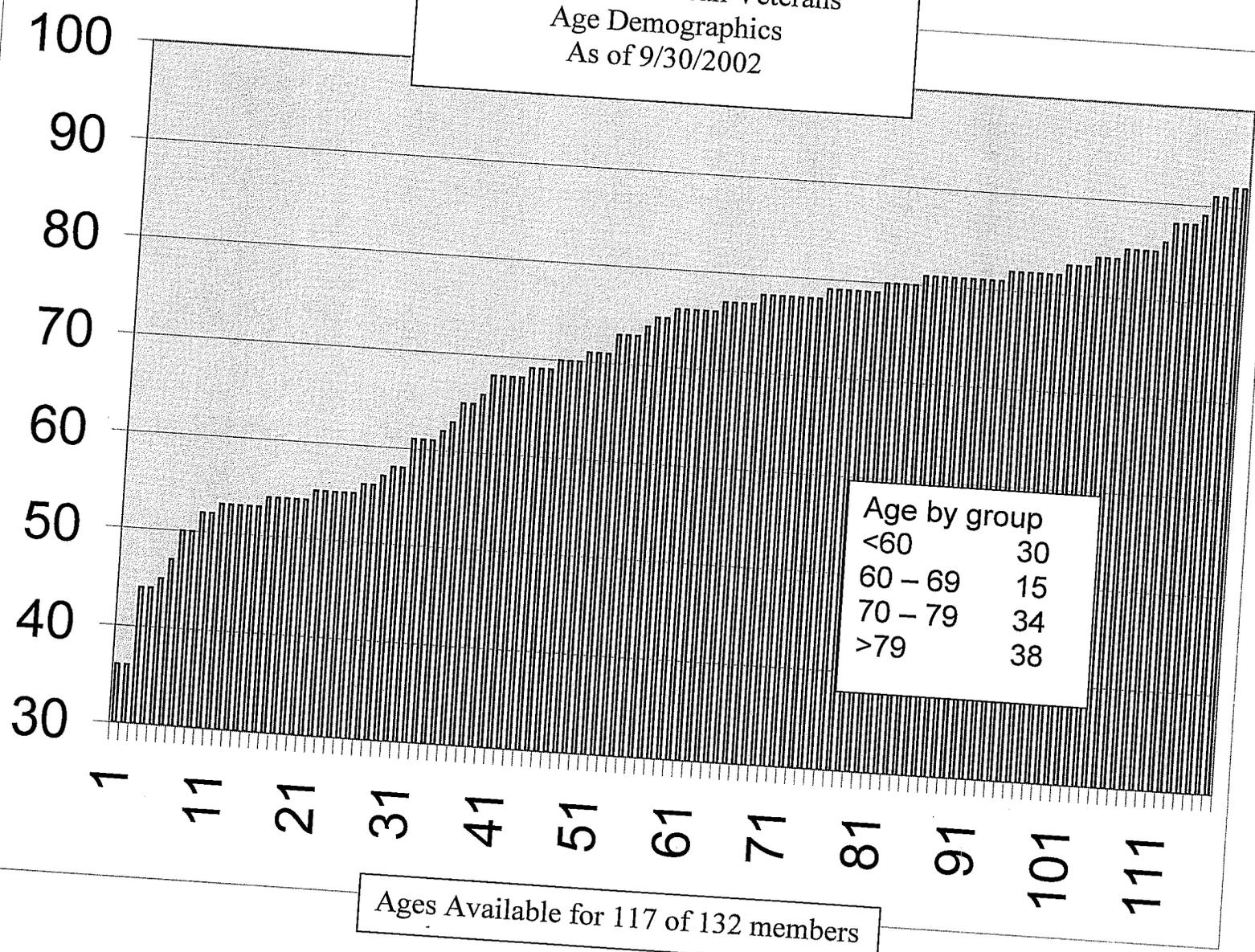
1 11 21 31 41 51 61 71 81 91 101 111

Age by group	
<60	30
60 - 69	15
70 - 79	34
>79	38

Ages Available for 117 of 132 members



Danbury Residents
 Disabled American Veterans
 Age Demographics
 As of 9/30/2002



Age by group	
<60	30
60 - 69	15
70 - 79	34
>79	38

Ages Available for 117 of 132 members



The willingness with which our young people are likely to serve in any war, no matter how justified, shall be directly proportional to how they perceive the veterans of earlier wars were treated and appreciated by their nation."

- George Washington

This We Believe

A new generation of young Americans is once again deployed around the world, answering our nation's wartime call to arms. Like so many brave men and women who honorably served before them, these new veterans are fighting, to the death when necessary, for the freedom, liberty and security of all. Also, like those who fought before them, today's veterans deserve the due respect of a grateful nation when they come home.

Unfortunately, without urgent changes in health-care funding, our new veterans will soon discover their battles are not over. They will be forced to fight for the life of a health-care system that was designed specifically for their unique needs. Just as veterans of the 20th century did, they will be forced into a long-standing battle to fulfill America's promise to make that system accessible to all veterans.

United, the three largest veterans service organizations in the United States - The American Legion, Veterans of Foreign Wars and Disabled American Veterans - believe no veteran should be forced to fight for the care he or she is entitled to receive.

We believe it is time to guarantee health-care funding for all veterans. We believe health-care rationing must end. We believe it is time the promise is kept.

Access to quality health care for veterans has been compromised in recent years by budget shortfalls, rising medical costs and dramatically increased demand. VA estimates there will be 4.9 million unique veteran patients in Fiscal Year 2003, a 31.5 percent increase from the 3.7 million projected only a year ago. Today, some 300,000 American veterans are waiting for appointments in VA facilities. Approximately half of those men and women will wait six months or longer for an appointment. VA must be adequately funded to meet its own growth and end these intolerable waiting periods.

We believe the current discretionary funding formula, in which VA must compete with other agencies for scarce budget dollars, must be replaced. Our organizations, with more than seven million members, strongly support passage of the bipartisan Veterans Health Care Funding Act of 2002, introduced as H.R. 5250 by House Veterans Affairs Committee Chairman Christopher H. Smith (R-N.J.) and Lane Evans (D-Ill.). The Senate version was introduced as S. 2903 by South Dakota Democrat Sen. Tim Johnson. Once signed into law, the act would affix VA health-care funding to the actual average cost of care for veterans enrolled in the system, with annual indexing for inflation. We believe the only way VA can fulfill its mission is to guarantee the funding it needs to operate.

The brave men and women who are currently deployed to far-off regions of the world must be assured the VA health-care system will be there for them when they come home. If we fail to deliver that promise, if we fail to give VA a fighting chance to fulfill its duty, what then is the new generation of veterans expected to believe?

Ronald F. Conley

Ronald F. Conley
National Commander
The American Legion

Raymond Sisk

Ray C. Sisk
National Commander in Chief
Veterans of Foreign Wars

Edward R. Heath, Sr.

Edward R. Heath, Sr.
National Commander
Disabled American Veterans

**The American Legion
National Headquarters**
700 N. Pennsylvania
Indianapolis, IN 46204
(317) 630-1200

**Veterans of Foreign Wars
National Headquarters**
406 West 34th Street
Kansas City, MO 64111
(816) 756-3390

**Disabled American Veterans
National Service &
Legislative Headquarters**
807 Maine Ave., S.W.
Washington, D.C. 20024
(202) 554-3501

Continuing Cost of War

Arthur H. Wilson National Adjutant

In the past year, the United States has struck back against the September 11 terror attacks with a vengeance against al Qaeda and deposed their Taliban sponsors in Afghanistan. At home, Congress and the administration are working out the details for a new Cabinet-level department of homeland security, and federal spending on national defense has skyrocketed.

America also has seen a renewed sense of national pride and a resurgence of patriotism that have helped lift us from the ashes of catastrophe.

Our resolve to vanquish terror has helped us heal and given us strength and purpose.

But a new and perhaps endless war against fanatical terror means a new generation of Americans will be asked to suffer the hardships of military service and the agony of war. Yet while the best of our nation's youth may face the cold, rocky mountains of Central Asia and the blistering sands of

the Middle East, it seems our nation is not very interested in living up to its obligation to the men and women who come home from war alive but scarred forever in body, mind, and soul.

Many thousands of the men and women whose sacrifices paid the price of freedom must wait years for settlement of claims for earned benefits or are forced to wait week after week, month after month, for an appointment at a VA hospital or clinic.

Why are those who served our country subjected to such shabby treatment?

The answer is simple: Veterans are not very high on our government's public policy agenda. Nowhere is this more evident than in veterans medical care. Each year the Department of Veterans Affairs must compete for a limited amount of federal dollars with dozens of other programs, many of which are heavily lobbied for by the moneyed special interests.

For decades veterans health care funding has failed to keep pace with rising costs and increasing demand

for medical services. This has severely hampered timely access to quality health care for our nation's sick and disabled veterans, including those severely disabled as a result of their wartime service.

A new policy announced by Secretary of Veterans Affairs Anthony J. Principi giving veterans with service-connected disabilities priority for VA medical services is welcome news for many, but our government still has a long way to go in resolving the crisis in veterans health care.

Solving this problem requires a fundamental change in the way government funding is provided for the VA medical care system. Federal legislation has been introduced in both houses of Congress to shift veterans medical care from a discretionary to a mandatory funding program.

Making veterans health care funding mandatory would eliminate the year-to-year uncertainty about funding levels that has prevented the VA from being able to adequately plan for and meet the constantly growing needs of veterans seeking treatment.

As for the future, a young American wounded in Central Asia today will still need the VA health care system in the year 2060. He or she will still need VA disability compensation and other benefits. These are part of the continuing cost of war that must be fully paid.

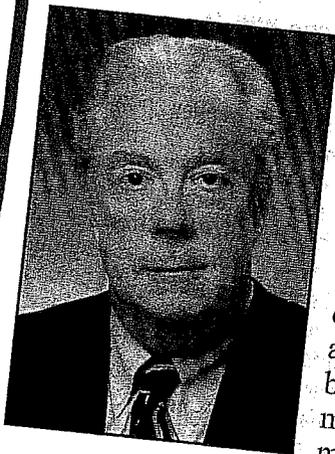
So, as we observe Veterans Day let us hope that the fires of patriotism that have been rekindled since September 11 will burn all the brighter with honor and respect for those who have served our nation, and for those who are serving today.

That shining brightness is unmistakable in one of the middle stanzas of Katherine Lee Bates' glorious hymn of patriotism, the song we know as "America the Beautiful." How could anyone describe America's veterans in words more compelling than these?

*O beautiful for heroes proved
In liberating strife,
Who more than self their country loved,
And mercy more than life!*

Yes, such words are worthy of the men and women who earned our esteem as veterans of our historic conflicts — and of today's war on terrorism.

Let our nation be worthy of their sacrifice in return.



CONSULTANTS & ENGINEERS, INC.

9 HARMONY STREET, DANBURY, CT 06810

TELEPHONE (203) 748-1442

FAX No. (203) 798-9984

November 21, 2002

Mayor Mark D. Boughton
Members of the Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, CT 06810

Re: 23, 25 & 29 Sugar Hollow Road
Danbury, CT
Extension of Storm Drainage System

Dear Mayor Boughton and Members of the Common Council:

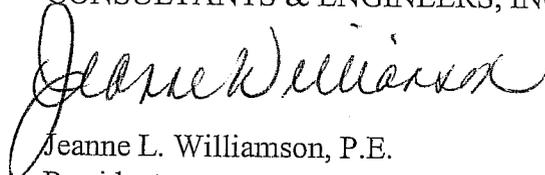
Please be advised that this firm represents Weeks Automobile Corp. d/b/a Danbury Porsche, Audi, Volkswagen with respect to extension of a drainage system on property located at 23, 25 & 29 Sugar Hollow Road.

This letter is to request permission to extend the drainage system to the existing drainage channel located on property of the City of Danbury. The plans with respect to this design have already been approved by the Engineering Department of the City of Danbury. I am attaching herewith a map showing the location of the drainage.

If you have any questions, please do not hesitate to contact me. Please advise us of the date of the Committee hearing with respect to the above.

Very truly yours,

CONSULTANTS & ENGINEERS, INC.



Jeanne L. Williamson, P.E.
President

JLW/ejk

20029 ltr Common Council ext.drainage 11-21-02

cc: J. Weeks
V. Murray
P. Jaber, Esq.

#41

COMMON COUNCIL ROLL CALL

NAME	YES	NO
VINCENT NOLAN	✓	
PAUL McALLISTER	✓	
WARREN NULL	✓	
JAMES KELLY	Absent	
DAVID MAZZUCHELLI	✓	
EMILE BUZAID	✓	
DEAN ESPOSITO	✓	
VALDEMIRO MACHADO	✓	
CONNIE SHULER	✓	
JOSEPH SCOZZAFAVA	✓	
WARREN LEVY	✓	
JOHN ESPOSITO	✓	
TOM SAADI	✓	
CHRISTIAN DITTRICH	✓	
PAULINE BASSO	✓	
JEAN DARIUS		✓
MANNY FURTADO	✓	
MATT GALLAGHER Christopher Seturo	✓	
JOHN GOGLIETTINO	✓	
MICHAEL MOORE	✓	
SHERRI NEPTUNE	✓	