

SPECIAL COMMON COUNCIL MEETING

MAY 15, 1990

Meeting to be called to order at 8:00 P.M. by the Honorable Gene F. Eriquez, Mayor.

PLEDGE OF ALLEGIANCE

PRAYER

ROLL CALL

Fazio, Kilcullen, Falzone, Gallo, Coladarci, Mack, Farah, Dean Esposito, Zotos, Gogliettino, DaSilva, John Esposito, Smith, Cassano, Charles, Boughton, Boynton, Butera, Regan, Scozzafava, Valeri

17 PRESENT 4 ABSENT

NOTICE OF THE SPECIAL MEETING - To be held on the 15th day of May, 1990 at 8:00 P.M. in the Common Council Chambers in City Hall for the purpose of acting upon the following:

- ✓ 1. RESOLUTION - Bear Mountain Reservation
- ✓ 2. RESOLUTION & COMMUNICATION - Project Grant Fund for East Franklin Street Bridge
- ✓ 3. COMMUNICATION - Police Promotions
- ✓ 4. COMMUNICATION - Appointment of Assistant Corporation Counsel
- ✓ 5. COMMUNICATION - Request from United Way Greater Danbury Substance Abuse Project
- ✓ 6. COMMUNICATION - Construction of Water Line for FAA Air Traffic Control Tower at Danbury Airport
- ✓ 7. COMMUNICATION - Request for Funding for the Danbury Dialysis Fund
- ✓ 8. COMMUNICATION - Housing Partnership
- ✓ 9. COMMUNICATION - Revised Appropriation - Board of Education
- ✓ 10. COMMUNICATION & CERTIFICATION - Parks and Recreation Utilities Account
- ✓ 11. COMMUNICATION & CERTIFICATION - Request for Funds for Planning Commission
- ✓ 12. COMMUNICATION & CERTIFICATION - Request for Funds for the Environmental Impact Commission
- ✓ 13. CERTIFICATION - School Health and Welfare
- ✓ 14. CERTIFICATION - School Buildings
- ✓ 15. CERTIFICATION & COMMUNICATION - Request for Funds - Corporation Counsel's Office

- ✓ 16. REPORT & CERTIFICATION - Post Prom Party

- ✓ 17. REPORT - Hatters Yard - Reimbursement of Water and Sewer Fees

- ✓ 18. REPORT - Eagle Road Connector

- 19. COMMUNICATION - Christian J. Dascano, et al. v. City of Danbury
(Executive Session)

- ✓ 20. REPORT - Sewer and Water Rates - 1990-91 Fiscal Year

- ✓ 21. REPORT - Landfill Permit Fees

PUBLIC SPEAKING SESSION

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

CITY OF DANBURY

To: Members of the Common Council

A special meeting of the Common Council _____ of the City of Danbury will be held on the 15th day of May 1990 at 8:00 o'clock p.m., at the City Hall in said Danbury.

For the purpose of

1. RESOLUTION - Bear Mountain Reservation
2. RESOLUTION & COMMUNICATION - Project Grant Fund for East Franklin Street Bridge
3. COMMUNICATION - Police Promotions
4. COMMUNICATION - Appointment of Assistant Corporation Counsel
5. COMMUNICATION - Request from United Way Greater Danbury Substance Abuse Project
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15. CERTIFICATION & COMMUNICATION - Request for Funds - Corporation Counsel's Office
16. REPORT & CERTIFICATION - Post Prom Party
17. REPORT - Hatters Yard-Reimbursement of Water and Sewer Fees
18. REPORT - Eagle Road Connector
19. COMMUNICATION - Christian J. Dascano et al vs. City of Danbury (Executive Session)
20. REPORT - Sewer and Water Rates - 1990-91 Fiscal Year
21. REPORT - Landfill Permit Fees

Dated at Danbury, this 10th day of May 19 90

 _____ Mayor
 _____ Clerk

To the sheriff or any policeman of the City of Danbury:

You are hereby required to notify the above named member _____ of the Common Council of the City of Danbury of the special meeting of said board by leaving with or at the usual place of abode or place of business of such member not less than 24 hours before the hour specified for said meeting, a notice in form annexed, and to make due return thereof at the time of said meeting.

 _____ Mayor

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

	<u>NAME</u>		<u>TIME</u>
1.	J. Valeri	5/11/90	6:30 PM
2.	A. Casarzo	5/11/90	7:05 PM
3.	Stanford Smith	5/11/90	7:25 PM
4.	Mike Zales	5/11/90	7:30 PM
5.	Janete Butera	5/11/90	7:35 PM
6.	Barbara Cipriotti	5/11/90	9:00 PM
7.	Debra Ann Davis	5-11-90	9:27 PM
8.	M. Calabrese	5-11-90	9:40 PM
9.	D. Byrne	5-11-90	9:45 PM
10.	M. Salpe	5-11-90	10:10 PM
11.	Linda DeSilva	5/11/90	10:23 PM
12.	Arthur D. Regan	5/11/90	10:33 PM
13.	TR. Hall	5/12/90	8:39
14.	Be. Miller	5/12/90	10:10
15.			
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21.			

Each Notice so served upon each member; all having been done by me on this date _____.

Attest: _____
Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

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2.	J. Carraro	5/11/90	7:05 PM
3.	Stanford Smith	5/11/90	7:25 PM
4.	Mike Zales	5/11/90	7:30 PM
5.	Joyce Butera	5/11/90	7:35 PM
6.	Bernard Cipriotti	5/11/90	9:00 PM
7.	Diana Ann Davis	5-11-90	9:27 PM
8.	A. Caladucci	5-11-90	9:40 PM
9.	D. Boyle	5-11-90	9:45 PM
10.	M. Salpe	5-11-90	10:10 PM
11.	Linda DeSilva	5/11/90	10:23 PM
12.	Arthur D. Pegan	5/11/90	10:33 PM
13.	Carol Fungis	5/12/90	0900
14.	Pat Kucylo	5/12/91	0900
15.	Alonna Kozzajava		
16.			
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21.			

Each Notice so served upon each member, all having been done by me on this date _____.

Attest:

Policemen of the City of
Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

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8.	M. Calabrese	5-11-90	9:40 PM
9.	D. Pappalardo	5-11-90	9:45 PM
10.	M. Salpe	5-11-90	10:10 PM
11.	Linda DeSilva	5/11/90	10:23 PM
12.	Arthur DeRosa	5/11/90	10:33 PM
13.	V. Goff	5/12/90	08:15 AM
14.	E. M. Farah	5/12/90	08:20 AM
15.	M. Bafar	5/12/90	08:25 AM
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Each Notice so served upon each member, all having been done by me on this date 5-12-90.

Attest: P.O. G. Rubin (last 3)
 Policemen of the City of
 Danbury

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

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13.			
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Each Notice so served upon each member, all having been done by me on this date _____.

Attest: _____
Policemen of the City of
Danbury

17
COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO		
RICHARD KILCULLEN		
MICHAEL FALZONE	✓	
BERNARD GALLO		
EILEEN COLADARCI	✓	
JOAN M. MACK	✓	
MOUNIR A. FARAH		✓
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS		
D. GOGLIETTINO		
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH	✓	
ANTHONY J. CASSANO		
LOUIS T. CHARLES	✓	
DONALD BOUGHTON		✓
ERNEST BOYNTON	✓	
JANET D. BUTERA		✓
ARTHUR D. REGAN	✓	
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	✓	
	12	3

16 -
motion

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO		
RICHARD KILCULLEN		
MICHAEL FALZONE	✓	
BERNARD GALLO		
EILEEN COLADARCI	✓	
JOAN M. MACK	✓	
MOUNIR A. FARAH	✓	
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS		
D. GOGLIETTINO		
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH	✓	
ANTHONY J. CASSANO		
LOUIS T. CHARLES	✓	
DONALD BOUGHTON		✓
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN	✓	
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	✓	
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15

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO		
RICHARD KILCULLEN		
MICHAEL FALZONE	✓	
BERNARD GALLO		
EILEEN COLADARCI		✓
JOAN M. MACK		✓
MOUNIR A. FARAH		✓
DEAN M. ESPOSITO		✓
NICHOLAS ZOTOS		
D. GOGLIETTINO		
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH	✓	
ANTHONY J. CASSANO		
LOUIS T. CHARLES	✓	
DONALD BOUGHTON		✓
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN		✓
JOHN SCOZZAFAVA		✓
THOMAS VALERI		✓
	7	8

falls



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

May 15, 1990

Honorable Members of the Common Council
City of Danbury, Connecticut

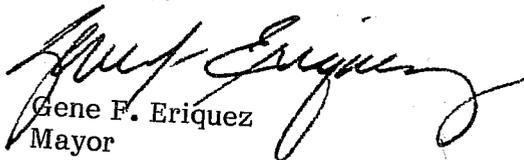
Dear Council Members:

As I stated at our regularly scheduled May 1, 1990 Council meeting, there would be the need to call a Special Council meeting this month to address issues of concern before the end of the fiscal year.

Therefore, several requests for appropriations from contingency need to occur to meet this year's needs. Additionally, other items of significant importance are included on this agenda since they require your consideration this month.

I want to thank you for your cooperation. This action should avoid the need for a special meeting in June to rectify pending matters that affect this current fiscal year.

Sincerely,


Gene F. Eriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

May 15, 1990

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

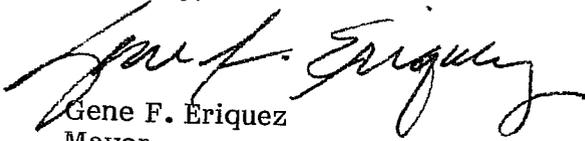
The Department of Environmental Protection of the State of Connecticut is requesting plans/proposals for outdoor recreation facilities.

The Danbury Conservation Commission is interested in this grant. They would use the funding for development of the Bear Mountain Reservation Access Road as well as for the purchase of lumber for its picnic tables.

The Conservation Commission is aware that if this grant is approved, the 60% municipal share would not be available until after July 1, 1990. City funds are not required to be in place for this preliminary application.

Thank you for your prompt consideration of this matter.

Sincerely,


Gene F. Eriquez
Mayor



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Environmental Protection has made grant funds available to municipalities for the acquisition and/or development of public outdoor recreation facilities or lands, with required compliance with Connecticut General Statutes Sections 7-131c through 7-131k; and

WHEREAS, the City of Danbury wishes to make application for and obtain financial assistance pursuant to said program for use by the Danbury Conservation Commission for the development of the Bear Mountain Reservation Access Road, as well as for the purchase of lumber for its picnic tables; and

WHEREAS, the total project cost is expected to be Thirty-Five Thousand Dollars (\$35,000.00) with forty (40) percent of said amount obtained from state grant funds applied for herein representing Fourteen Thousand Dollars (\$14,000.00), and sixty (60) percent of said total amount representing the local share from the City of Danbury in amount of Twenty-One Thousand Dollars (\$21,000.00); and

WHEREAS, it is the intent of the City of Danbury that, should its application be selected and approved by the Commissioner of the Department of Environmental Protection, adequate funding for operating and maintaining the property and/or facilities will be provided; and

WHEREAS, the proposed acquisition and/or development is in accordance with the plan of development of the City of Danbury and that, should said grant be made, said land will be retained in accordance with the provisions of Sections 7-131a through 7-131k of the Connecticut General Statutes; and

WHEREAS, the City of Danbury further finds that acceptance of said grant funds, if offered, would also be in the best interests of the City of Danbury;

NOW, THEREFORE, BE IT RESOLVED THAT to accomplish the purposes hereof, the Mayor of the City of Danbury, Gene F. Enriquez, be and hereby is authorized to make, execute, and approve on behalf of the City of Danbury any and all applications, contracts or amendments thereto with or to the State of Connecticut Department of Environmental Protection and to take all necessary actions to effectuate the goals of said program.



CITY OF DANBURY

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

PLEASE REPLY TO:

DANBURY, CT 06810

May 3, 1990

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

Re: Project Grant Fund Resolution for East Franklin Street
Bridge

Dear Mayor and Members of the Common Council:

Attached you will find an amended resolution authorizing the Mayor to sign an agreement permitting the reconstruction of the East Franklin Street Bridge. Said agreement provides state grant funds as well as local matching funds for purposes of completion of construction.

You will note that a resolution authorizing such signature was approved by this Council on April 3, 1990. Nevertheless, the State has requested that this amended resolution be approved by Council and returned to the State in order to cover the necessary amendments to the dollar amounts which have occurred since the previous authorization. Please note that the project grant agreement has already been executed and project underway so that no further adjustment should be necessary in the future. Note also that the local share funds are already in place by virtue of a previously approved bond authorization in 1983. Therefore, no additional revenue authorization is required.

Kindly review the resolution and approve same if that is your intention. Once the resolution is approved we will then affix the municipal seal and send it on to the State so that grant funds will be forthcoming for purposes of this project. Please note that the date of adoption of this item has not yet been inserted, pending the action of the Council on this date.

Hon. Mayor Eriquez and Common Council

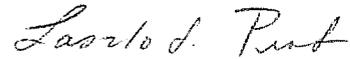
- 2 -

May 3, 1990

Re: Project Grant Fund Resolution-East Franklin St. Bridge

Should you have any questions regarding this matter, please don't hesitate to call us.

Very truly yours,



Laszlo L. Pinter
Assistant Corporation Counsel

LLP:amt

Enclosure

c: Dominic A. Setaro, Jr. w/enc.
Acting Director of Finance/Comptroller

Patricia A. Ellsworth w/enc.
Assistant City Engineer

2

RESOLUTION

Project Description:

Municipality: Danbury
Location: East Franklin Street Bridge
Bridge No. 05098

RESOLVED, that Gene F. Eriquez, Mayor of the
(Name of Incumbent) (Title)
Town/City of Danbury is authorized to sign the
(Municipality)
agreement entitled "Project Grant Agreement Between the State of
Connecticut and the City of Danbury under the Local Bridge Program
for the East Franklin Street Bridge No. 05098"

ADOPTED BY THE Common Council OF THE TOWN/CITY
OF Danbury, CONNECTICUT ON _____
(Municipality) (Date)

Signature of Clerk

Date

[Municipal Seal]



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

May 15, 1990

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

For your confirmation, I respectfully submit the following two individuals whom I have appointed to the rank of Lieutenant within our Police Department.

1) **Mark Rosato**

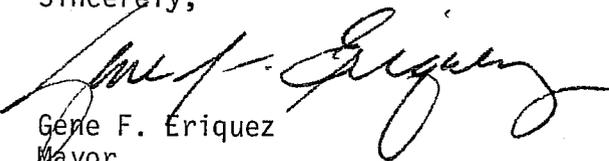
Mark Rosato currently holds the rank of Sergeant. He was appointed to the department on October 4, 1977. He graduated first in his class at the Police Training Academy and served as a member of the Statewide Narcotics Task Force. Sgt. Rosato currently is the field supervisor of the Department's Tactical Narcotics Team. Sgt. Rosato ranked first on the eligibility list.

2) **Mitchell Weston**

Mitch Weston currently holds the rank of Sergeant. He was appointed to the department on October 4, 1977. He has served in capacities as Supervisor of the Traffic Unit and as Assistant Training Officer. Sgt. Weston has recently graduated with a law degree from the University of Bridgeport School of Law. Sgt. Weston ranked second on the eligibility list.

Thank you for your timely confirmation of these appointments.

Sincerely,


Gene F. Eriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

May 15, 1990

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

As you know, Assistant Corporation Counsel Sandra Vilarde Leheney has recently been appointed as a Superior Court Judge for the State of Connecticut. I know I speak for all of us when wishing her all the best in her new position.

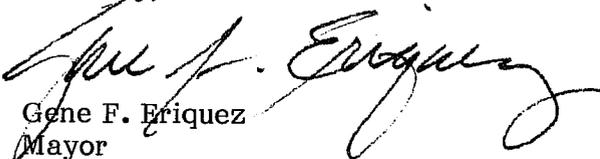
Accordingly, I am submitting, for your confirmation, Attorney Peter Buzaid of Danbury as Assistant Corporation Counsel replacing Mrs. Leheney.

Mr. Buzaid has agreed to assume the active caseload Mrs. Leheney had as her responsibility until further notice. We are continuing to monitor and assess the caseload of the office of Corporation Counsel so we can ultimately provide the resources necessary to fulfill the obligations of that office.

Mr. Buzaid's resume is attached for your review.

Thank you for your timely confirmation of his appointment.

Sincerely,


Gene F. Enriquez
Mayor

DELUCA & BUZAID

ATTORNEYS AT LAW

PAUL P. DELUCA

PETER N. BUZAID*

*MEMBER CONN. & N.Y. BARS

59 MAIN STREET, P. O. BOX 59
DANBURY, CONNECTICUT 06810

(203) 743-5504

May 11, 1990
HAND DELIVERY

Honorable Gene Enriquez, Mayor
City of Danbury
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

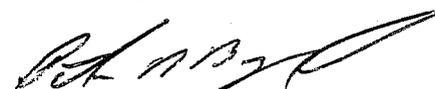
RE: Resume

Dear Gene:

Thank you for your nomination of me for the position of Assistant Corporation Counsel of the City of Danbury. If approved, I will strive to represent the interest of the City of Danbury and its residents to the utmost of my abilities.

I am enclosing a copy of my resume and I am available at your convenience for any interview or discussion.

Sincerely,



Peter N. Buzaid

PNB:mh
Enclosure

PETER N. BUZAID, ESQ.

Office: 59 Main Street
P.O. Box 59
Danbury, Connecticut 06810
(203) 743-5504

Home: McKay Road
P. O. Box 735
Danbury, Connecticut 06813
(203) 744-1708

EDUCATION:

Fordham University Law School, J.D., 1983
University of Notre Dame, B.B.A., Economics, 1978

QUALIFICATIONS:

Admitted to practice in Connecticut, November 25, 1983
Admitted to practice in New York, May 1, 1984

LEGAL EXPERIENCE:

DeLuca and Buzaid, Danbury, Connecticut
Associate, August 1985 - Present
General Practice of Law. In areas of criminal and civil
litigation, juvenile law, real estate, probate practice
and commercial law.

Legal Aid Society, Criminal Defense Division, Bronx, New
York. Staff Attorney, August 1983 - August 1985.
Assigned as Public Defender, Bronx County Criminal Court
and Bronx County Supreme Court.

OTHER EXPERIENCE:

Saint Cecilia's High School, Washington, D.C.
Math Instructor, 1979 - 1980
Taught High School Math.
Assistant Coach of the Volleyball and Basketball teams.

Jesuit Volunteer Corps, Washington, D.C.
Assistant H.A.P. Director, May 1978 - August 1979.
Taught a public Junior High School and ran evening and
weekend education and recreation programs.

REFERENCES:

Available upon request.



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

May 15, 1990

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

The United Way of Northern Fairfield County has received a \$20,000 grant from the State of Connecticut for the Greater Danbury Substance Abuse Project (GDSAP).

The City has been requested to act in a pass-through capacity for this State grant.

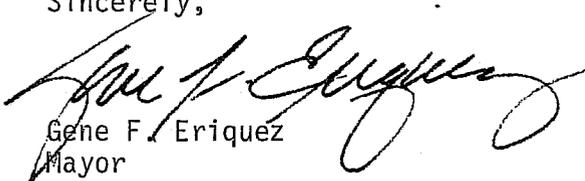
I feel it is most appropriate to act on GDSAP and the United Way's behalf to insure our community benefits from the GDSAP efforts and worthy programs.

To act in this capacity, you must approve our "facilitator" role to accept the State grant proceeds for the purpose stated above.

This will be done at no cost to the City.

Thank you for your timely consideration of this matter.

Sincerely,


Gene F. Eriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

May 1, 1990

Mr. David W. Nurnberger, President
United Way of Northern Fairfield County
P.O. Box 236
Danbury, CT 06813-0236

Dear David:

Pursuant to your request of April 25, 1990, the City of Danbury would be happy to assist the United Way in a pass-through capacity for the State OPM \$20,000 grant.

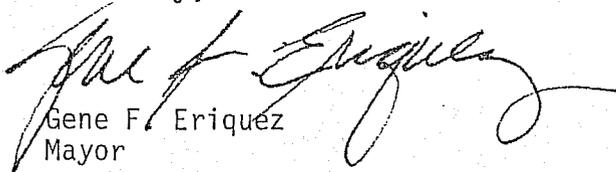
This will require approval of the Common Council which I will forward to them at a special meeting to be held in May.

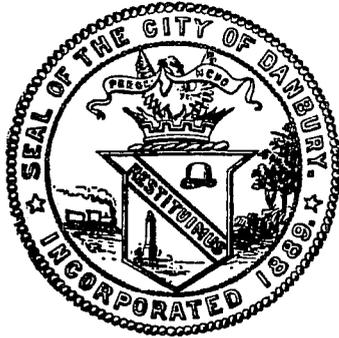
Please contact Dom Setaro, Acting Director of Finance/Comptroller, to insure we properly facilitate the completion of the necessary paperwork.

I look forward to working with you to benefit our community through the Greater Danbury Substance Abuse Project efforts.

Best wishes.

Sincerely,


Gene F. Eriquez
Mayor



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Office of Policy and Management (OPM) has offered to the United Way of Northern Fairfield County a Twenty Thousand Dollar (\$20,000.00) grant for the Greater Danbury Substance Abuse Project (GDSAP); and

WHEREAS, Fifteen Thousand Dollars (\$15,000.00) of said funds are allotted from federal funds with the balance of Five Thousand Dollars (\$5,000.00) in matching grant funds from the State of Connecticut; and

WHEREAS, OPM has advised the United Way of Northern Fairfield County that since it is not permitted to make this allocation directly to a non-profit organization, the City of Danbury has been requested to act as the "facilitator" for purposes of passing these funds through from the State to the United Way of Northern Fairfield County; and

WHEREAS, said funds are to provide and fund a comprehensive survey of students currently being used throughout the state and country to enable the evaluation of efforts to fight substance abuse; and

WHEREAS, the City of Danbury further finds that its role as "facilitator" for these funds would be in the best interests of the City;

NOW, THEREFORE, BE IT RESOLVED THAT to accomplish the purposes hereof, the Mayor of the City of Danbury, Gene F. Eriquez, be and hereby is authorized to execute and approve on behalf of the City of Danbury any and all documents necessary to permit the passage of these funds from the State of Connecticut OPM to the United Way of Northern Fairfield County.



U.S. Department
of Transportation
**Federal Aviation
Administration**

6
Airway Facilities Sector 817
Building 85-214, Second Floor
Bradley International Airport
Windsor Locks, CT 06096-1009

April 23, 1990

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

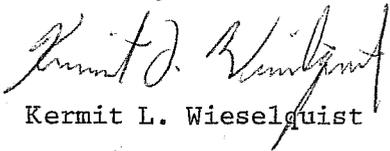
Dear Sirs:

The water well serving the FAA Air Traffic Control Tower at Danbury Municipal Airport ran dry on April 6, 1990, and there has been no recharge of the well since then. With the well at a depth of 325 feet, and adjacent wells even deeper and having similar water problems, it is not feasible to drill another well.

The proposed solution is to construct a water line from a water main on Backus Avenue to the FAA Tower, a distance of 500 feet.

The FAA requests that the Common Council place on their agenda an application for a water line from Backus Avenue to the FAA Tower.

Sincerely,



Kermit L. Wieselquist



Edward Warren: First American Aloft

6

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer _____

Water X

Name of Applicant: US Department of Transportation/Federal Aviation Administration

Address: 88 Kenosia Avenue
Danbury, CT 06810

Telephone: (203) 748-6375

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

Located at: Danbury Municipal Airport

Assessors's Lot No. F19002

Zone: IL-40

Intended Use: Retail _____ Single Family Residential _____
 Office _____ Multiple Family Development _____
 Mixed Use _____
 Industrial _____ Federal Government Building.

Number of Efficiency Units 0

Number of 1 Bedroom Units 0

Number of 2 Bedroom Units 0

Number of 3 Bedroom Units 0

Total Number of Units 0


Robert E. Richardson

SIGNATURE

5/10/90

DATE



7

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

May 15, 1990

Honorable Mayor Gene F. Eriquez
Honorable Members of the Common Council

Re: Funding Request for the Danbury Dialysis Funds, Inc.

Dear Mayor and Council Members:

I would appreciate placing on the next Common Council Agenda the request for funding to the Danbury Dialysis Fund, Inc. in the amount of \$5,000. As you will recall, I removed this request at the last meeting due to a question of precedent of incorporating this as a new line item after the official "time limit" for budget requests.

Enclosed is a copy of Mayor Eriquez's letter indicating his support and hope my fellow Council Members will join me in supporting this request.

Respectfully,

Ernest M. Boynton
/gcs

Ernest M. Boynton
Councilman at Large



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

May 1, 1990

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

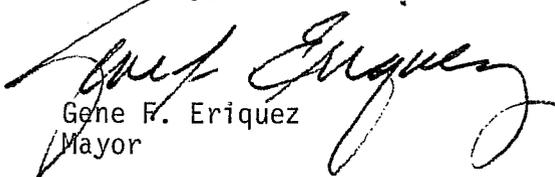
As I have previously indicated, the Danbury Dialysis Fund, Inc. submitted a request to me for consideration of funding for the fiscal year 1990-1991 budget beyond the original submission date.

Therefore, I forwarded this request, which I support, to Councilman Boynton who chaired the appropriate General Government Budget Committee charged with grant agency review.

I appreciate and thank the members of the Committee for their favorable review of this request and inclusion in the budget totalling \$5,000.

Thank you for your consideration.

Sincerely,


Gene F. Eriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

May 15, 1990

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

At a meeting earlier this year, you accepted a contribution of \$25,000 from the Union Carbide Corporation offered to the City for our Affordable Housing program. These dollars were to be used for our Regional Housing Summit, our Housing Partnership program or any suitable affordable housing initiative.

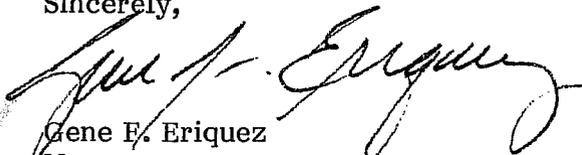
Therefore, pursuant to a Common Council Committee recommendation to assist the Hatters Yard development, \$12,000 will be allocated from these funds (with your approval) and passed along to the Non-Profit Development Corporation of Danbury as a grant to offset sewer and water charges. This will insure lower sales prices for each unit.

Additionally, \$1,292 will be used for the costs associated with the Regional Housing Summit program recently initiated at Western Connecticut State University.

Attached is the certification detailing the availability of funds.

Thank you for your cooperation.

Sincerely,


Gene F. Eriquez
Mayor



8

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT
OF FINANCE**

May 10, 1990

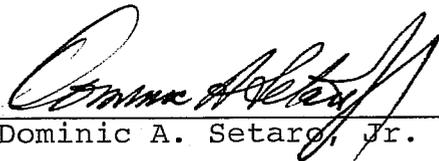
MEMO TO: Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/
Comptroller

RE Housing Partnership

At your request I hereby certify the availability of \$13,292.00 to be transferred from the donation received from Union Carbide for the Housing Partnership program to a line item in the capital budget entitled Housing Partnership. These funds will be used as per Common Council Subcommittee recommendation whereby \$12,000.00 will be passed on to the non-profit development corporation for a 50% grant from the City for sewer and water connection charges. The \$1,292.00 balance will be used for costs connected with your Housing Partnership program that was held at Western Connecticut State University.

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



Dominic A. Setaro, Jr.

DAS:af

9

DANBURY PUBLIC SCHOOLS
ADMINISTRATION BUILDING
1 School Ridge Road
Danbury, Connecticut 06811-5299
(203) 797-4700

ANTHONY L. SINGE Ph.D.
Superintendent of Schools

May 1, 1990

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

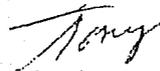
Dear Gene:

Please be advised that the Board of Education has recently adopted a revised State and Federal Budget of \$2,991,416, which is attached.

Please initiate the necessary action to obtain authorization from the Common Council for this revised appropriation.

Thank you for your assistance.

Sincerely,



Anthony L. Singe
Superintendent of Schools

ALS/JDH/bs

Attachment

CC: D. Setaro 
J. Heidenreich
City Clerk

RECEIVED
FINANCE DEPT.
MAY 6 1990

<u>FEDERAL PROGRAMS</u>	APPROVED FUNDING 1989-1990	REVISED REQUEST 1989-1990
Chapter I	\$ 583,758	\$ 580,270
Chapter I Carryover	112,628	132,099
Education of Handicapped PL 94-142	225,000	237,132
Education of Handicapped Carryover PL 94-142	-0-	10,568
EHA Discretionary	-0-	8,500
Chapter 2	78,619	57,231
Chapter 2 Carryover	-0-	5,875
Transition Program for Refugee Children	11,206	19,646
Title II Math & Science Program	10,440	15,983
Title II Math & Science Carryover	-0-	7,254
Community Action/Head Start Program	165,000	165,000
Adult Basic Education	12,235	12,235
Birth to Three Program	-0-	67,800
Emergency Immigrant Program	18,348	21,666
Emergency Immigrant Carryover	-0-	8,256
JTPA - JOBS Training Program	20,558	15,930
JOBS for Connecticut Youth	5,000	2,000
JTPA - PALS Program	-0-	6,667
Carl Perkins (Vocational Education)	68,814	75,334
Drug Free Schools	27,345	39,676
Drug Free Schools Carryover	-0-	1,309
DCYS-Roberts Ave. After School Program	27,248	27,248
Pre-School Handicapped Program	16,500	22,800
Pre-School Handicapped Carryover	-0-	8,828
Adult Education CAPP Program	5,000	2,000
Project Redesign	-0-	215,000
Danbury Before & After School Program	-0-	17,000
TOTAL FEDERAL	\$ 1,387,699	\$ 1,783,307

<u>STATE PROGRAMS</u>		
JOBS Training Program	\$ 17,978	\$ 34,938
PA 481 (Health & Welfare)	365,820	346,202
PA 604 (Head Start Program)	185,087	237,490
PA 604 (Head Start Carryover)	-0-	13,838
Adult Basic Education	61,640	28,157
State Services for the Blind	9,460	9,460
Professional Development	41,330	14,441
Teacher Incentive Evaluation	14,841	-0-
EERA	147,284	147,910
Bilingual Education	7,210	6,941
Drop Out Prevention	20,728	20,728
Teacher Standards Implementation	-0-	79,000
TOTAL STATE	\$ 871,378	\$ 939,105

<u>OTHER PROGRAMS</u>		
JOBS-Community Development Block Grant	\$ -0-	\$ 9,675
Cummings Foundation	-0-	3,500
Drug Enforcement Grant	-0-	82,500
Before & After School Program (Fees)	-0-	30,608
Adult Education-Cooperating Districts	-0-	38,777
Adult Education-Local Support	-0-	58,481
Head Start-Local Support	-0-	45,463
TOTAL OTHER	\$ -0-	\$ 269,004

TOTAL FEDERAL/STATE/OTHER PROGRAMS	\$ 2,259,077	\$ 2,991,416
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RECEIVED
MAY 1990



10

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT OF PARKS & RECREATION
HATTERS COMMUNITY PARK
7 E. HAYESTOWN RD.

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

May 8, 1990

TO: Mayor Gene F. Eriquez
FROM: Robert G. Ryerson
Director, Parks & Recreation *JK*
RE: Utilities Account 02-08-130-023000

I have been alerted by the Finance Department that the above account will need approximately \$5,000 to balance the expenditures for the remainder of the fiscal year. Twenty thousand dollars was the adopted appropriation for fiscal year 89-90.

Remaining accounts in the department have been depleted to levels that are necessary for the last two months of operation. Therefore, I am requesting \$5,000 from the contingency account as instructed by the Finance Department.

RGR:fl
c: Dominic A. Setaro, Jr. ✓

RECEIVED
FINANCE DEPT.
MAY 8 1990

*OK to certify
Per Mayor*



10

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

May 9, 1990

Certification #28

TO: Common Council via
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/
Comptroller

We hereby certify the availability of \$5,000.00 to be transferred from the Contingency Fund to the Utilities Account 02-08-130-023000 of the Parks and Recreation Department.

Balance of Contingency Fund	\$69,406.97
Less pending requests	-0-
Less this request	<u>5,000.00</u>
	\$64,406.97



Dominic A. Setaro, Jr.

DAS:af



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

May 9, 1990

Certification #29

TO: Common Council via
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/
Comptroller

We hereby certify the availability of \$2,200.00 to be transferred from the Contingency Fund to the following accounts of the Planning Commission.

02-01-179-010500 - Overtime Services	\$ 500.00
02-01-179-020501 - Postage	500.00
02-01-179-022000 - Printing and Binding	200.00
02-01-179-022500 - Legal and Public Notices	1,000.00

Balance of Contingency Fund	\$69,406.97
Less pending request	5,000.00
Less this request	2,200.00
	<u>\$62,206.97</u>


Dominic A. Setaro, Jr.

DAS:af



11

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING COMMISSION
(203) 797-4525

May 3, 1990

The Honorable Gene F. Eriquez
Mayor of Danbury
City Hall
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Eriquez:

The Planning Commission requests additional funds in its budget in order to operate and perform our duties for the remainder of the Fiscal Year ending June 1990.

Our needs are for a transfer from the Contingency Account for a total of \$2,200 to be dispersed as follows:

- 1. - 010500 - Overtime Services -----\$ 500.00
- 2. - 020501 - Postage----- 500.00
- 3. - 022000 - Printing and Binding----- 200.00
- 4. - 022500 - Legal and Public Notices--- 1,000.00

The additional funds for overtime services are for the cost of our secretary's time spent at meetings and for requested transcripts. Although there is a time lapse in recovering these costs when the money is reimbursed it goes into the General Fund. While the amount of income can sometimes balance the expenses in these accounts, we need the money to operate. With the additional \$2,200 we feel that we can continue our service to the public and operate within the State Statutes.

*On to certify
Per Mayor
5/8/90*

RECEIVED
FINANCE DEPT.

MAY 3 1990

11

Additional Funds
May 3, 1990
Page 2

Thank you for your consideration in this matter. If you have any questions please feel free to contact me.

Very truly yours,

Joseph Justino
(950)

Joseph Justino
Chairman

JJ/jlc

c Domenic Setaro
Joseph DaSilva



12

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT
OF FINANCE**

May 9, 1990

Certification #30

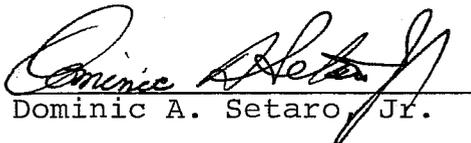
TO: Common Council via
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/
Comptroller

We hereby certify the availability of \$900.00 to be transferred from the Contingency Fund to the following accounts of the Environmental Impact Commission.

02-01-178-010500 - Overtime Services	\$500.00
02-01-178-020501 - Postage	200.00
02-01-178-022000 - Printing and Binding	200.00

Balance of Contingency Fund	\$69,406.97
Less pending requests	7,200.00
Less this request	900.00
	<u>\$61,306.97</u>



Dominic A. Setaro, Jr.

DAS:af



CITY OF DANBURY

12

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ENVIRONMENTAL IMPACT COMMISSION

797-4595

May 3, 1990

The Honorable Gene F. Eriquez
Mayor of Danbury
City Hall
155 Deer Hill Avenue
Danbury, CT 06810

Dear Mayor Eriquez:

The Environmental Impact Commission requests additional funds in its budget in order to operate and perform our duties for the remainder of the Fiscal Year ending June 1990.

Our needs are for a transfer from the Contingency Account for a total of \$900 to be dispersed as follows:

- | | |
|---|-----------|
| 1. - 010500 - Overtime Services ----- | \$ 500.00 |
| 2. - 020501 - Postage----- | 200.00 |
| 3. - 022000 - Printing and Binding----- | 200.00 |

The additional funds for overtime services are for the cost of our secretary's time spent at meetings and for requested transcripts. Although there is a time lapse in recovering these costs when the the money is reimbursed it goes into the General Fund. While the amount of income can sometimes balance the expenses in these accounts, we need the money to operate. With the additional \$900 we feel that we can continue our service to the public and operate within the State Statutes.

Thank you for your consideration in this matter. If you have any questions please feel free to contact me.

Very truly yours,

Michael Zotos

Michael Zotos
Chairman

MZ/jlc

c Domenic Setaro
Joseph DaSilva

*on to certify
Per Mayor
5/8/90*

RECEIVED
FINANCE DEPT.

MAY 3 1990



CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

**DEPARTMENT
OF FINANCE**

May 9, 1990

Certification #31

To: Common Council via
Mayor Gene F. Eriquez

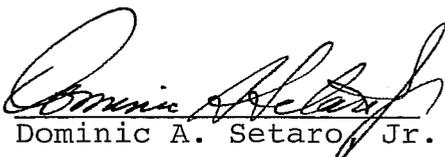
FROM: Dominic A. Setaro, Jr., Acting Director of Finance/
Comptroller

RE: School Health and Welfare

The Common Council this past year appropriated \$134,030.00 for School Health and Welfare payments which the City is now required to pay as a result of a cutback in state funds. At that time I informed the Common Council that an additional appropriation may be needed to cover outside invoices that are sent to us from other municipalities to cover cost of students who attend private schools in their cities or towns. At this time we have approximately \$500.00 worth of invoices to be paid. I hereby request that you place this request on the agenda of the next Common Council meeting for their approval, and I hereby certify the availability of \$500.00 to be trans-ferred from the Contingency Fund to a line item entitled Schools - Health and Welfare, Account #02-06-001-072000.

Should you have any questions, do not hesitate to call me.

Balance of Contingency Fund	\$69,406.97
Less pending requests	8,100.00
Less this request	500.00
	<hr/>
	\$60,806.97


Dominic A. Setaro, Jr.

DAS:af



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

May 10, 1990

Certification #34

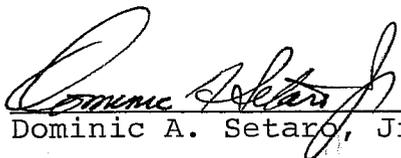
TO: Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/
Comptroller

RE: School Buildings

As you know, you have instructed the Building Department and Public Works Department to inspect all city-owned buildings for any structural damages or other repairs that need to be made. During our discussions with the Building officials, in particular, Leo Null, Building Inspector, it became apparent that there are some problems in school buildings which need to be addressed. As a result of these discussions, it would appear that some funds will be necessary to accomplish some of these repairs, etc. May I suggest that the balance in the Contingency Fund of \$26,048.97 be appropriated to a line item in the capital budget entitled School Building Improvements. In all likelihood, there will be a need for an additional appropriation out of next year's contingency at a later date.

Balance of Contingency Fund	\$69,406.97
Less pending requests	43,358.00
Less this request	<u>26,048.97</u>
	-0-



Dominic A. Setaro, Jr.

DAS:af

c: Leo Null, Building Inspector
Richard Palanzo, Supt. of Public Buildings



CITY OF DANBURY

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

PLEASE REPLY TO:

DANBURY, CT 06810

May 9, 1990

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

Re: Request for Funds

Dear Mayor and Council Members:

As many of you know, the task of estimating the funding requirements of this office more than one year in advance is at best, imprecise. Although all departments must use guesswork to some degree to arrive at their projections, we are particularly vulnerable to conditions beyond our control. It is virtually impossible to predict with any degree of confidence what level of litigation activity to expect in an upcoming fiscal year. This year, as in the past, it has become necessary to seek additional funds to cover the significant and unanticipated costs of litigation.

Accordingly, due primarily to work generated by the Redevelopment Project, land use appeals and the mobile home tax cases, we must request a transfer of \$33,258.00 from Contingency to Litigation Special - Acct. No. 02-01-150-020108. This figure was derived from a careful evaluation of pending matters as well as discussions with the Mayor and Director of Finance, Dominic A. Setaro. It is our expectation that, if granted, this transfer will permit us to continue to perform all necessary work for the remainder of this fiscal year. If you have any questions, please feel free to contact me.

Sincerely,



Eric L. Gottschalk
Acting Corporation Counsel

ELG:r



15

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

**DEPARTMENT
OF FINANCE**

May 10, 1990

Certification #33

TO: Common Council via
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/
Comptroller

We hereby certify the availability of \$33,258.00 to be transferred from the Contingency Fund to the Corporation Counsel's Account #02-01-150-020108 - Litigation Special.

Balance of Contingency Fund	\$69,406.97
Less pending requests	10,100.00
Less this request	33,258.00
	<u>\$26,048.97</u>


Dominic A. Setaro, Jr.

DAS:af



16

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

May 15, 1990

Honorable Mayor Gene F. Eriquez
Honorable Members of the Common Council

Re: Post Prom Party - Request of Funds

The committee appointed to study the reasoning and partial funding of the Danbury High School Post Prom Party met in Room 432 in City Hall at 6:30 P.M. on May 7, 1990. In attendance were committee members Coladarci and Dean Esposito. Mr. Scozzafava had a prior commitment. Also in attendance were Danbury High School Seniors Lori Owen, Maryann Elsaid, Kasey Dovino, Andrea Sunperi and Patrick Manzo, along with their advisor Amy Salvador.

Mr. Esposito asked the group to explain the expenses and their need for additional funds. Although the Brookfield YMCA has donated their facility, in order to have food in the gym the floor must be covered. The various committees have also incorporated a theme to the party entitled "Bon Voyage". They will be renting tables, chairs and gaming tables and will have to pay police, lifeguard and an EMT. They have had all food donated and are hoping to have the punch donated as well. They have worked very hard to make the party a success for the entire Senior Class. The expect participation of 550-600 students with 25 chaperones for each of 2 three hour shifts. The students want to have a variety of activities available to keep the students and their guests in one place for the evening. This idea has been successfully approached in area high schools including Trumbull, Wilton, Brookfield and Enrico Firni. The DHS students hope this party and their ideas will set an example for future Senior parties. They are having difficulty securing funds but feel that once the community sees the success of their evening they will continue to support future efforts.

Mr. Esposito made a motion to grant \$1,500 from the Contingency Fund as a start up cost for a Danbury High School Post Prom Party, 1990 with the goal to prevent classmates from becoming a part of the DWI accident statistics. Seconded by Mrs. Coladarci and motion carried unanimously.

Respectfully submitted,

JOSEPH SCOZZAFAVA

EILEEN M. COLADARCI

DEAN ESPOSITO



16

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

**DEPARTMENT
OF FINANCE**

May 9, 1990

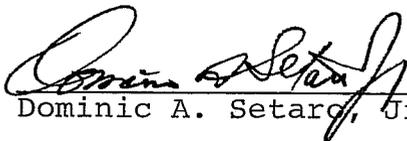
Certification #32

TO: Common Council via
Mayor Gene F. Eriquez

FROM: Dominic A. Setaro, Jr., Acting Director of Finance/
Comptroller

We hereby certify the availability of \$1,500.00 to be transferred from the Contingency Fund to the Mayor's Discretionary Account #02-01-188-029500. These funds will be used for a post-prom party as approved by the Common Council Subcommittee.

Balance of Contingency Fund	\$69,406.97
Less pending requests	8,600.00
Less this request	<u>1,500.00</u>
	\$59,306.97


Dominic A. Setaro, Jr.

DAS:af



17

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

June 5, 1990

Honorable Mayor Gene F. Eriquez
Honorable Members of the Common Council

Re: Hatters Yard - Reimbursement of Water and Sewer Fees

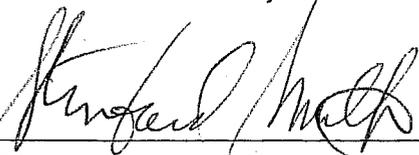
The Common Council Committee appointed to review the application of the Non-Profit Development Corporation of Danbury, Inc. for reimbursement of sewer and water connection fees met on March 20, 1990 in the Fourth Floor Lobby in City Hall. In attendance were committee members Kilcullen, and Regan. Also in attendance were Comptroller Dominic Setaro, Superintendent of Public Utilities William Buckley and Paul Valeri, President of the Non-Profit Development Corporation of Danbury.

Mr. Valeri stated that approximately \$24,000 was paid in water and sewer connection fees and that his organization was seeking reimbursement of these fees in order that the prices of the units be kept as low as possible. Mr. Buckley opposed reimbursement solely from the Water and Sewer Funds on the grounds that all City taxpayers should participate in the event the committee should act favorably on Mr. Valeri's request. Mr. Setaro suggested that monies might be available from the Community Development Block Grant program. He stated that he would investigate and report back to the committee chairman. Upon receipt of this information another meeting would be scheduled.

The committee reconvened on May 7, 1990 at 7:00 P.M. in the Fourth Floor Lobby in City Hall. In attendance were committee members Kilcullen, Smith and Regan. Also present were Comptroller Dominic Setaro and William Buckley.

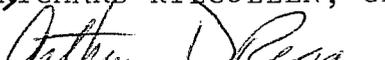
Mr. Setaro explained that Community Development Block Grant Funds were not available. However, he did indicate that monies were available from a Housing Partnership Grant provided by Union Carbide. The Mayor has agreed that \$12,000 of these monies could be used to provide partial reimbursement to the Non-Profit Development Corporation.

Mr. Regan moved to approve the sum of \$12,000 in order to reimburse the Non-Profit Development Corporation for Water and Sewer Connection Fees paid to the City. Seconded by Mr. Kilcullen. Motion carried unanimously.



STANFORD SMITH

Respectfully submitted,


RICHARD KILCULLEN, Chairman




18

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

May 15, 1990

Honorable Mayor Gene F. Eriquez
Honorable Members of the Common Council

Re: Eagle Road Connector

The committee appointed to review a contract between the City of Danbury Still River Associates Limited Partnership for the Eagle Road Connector met at 7:30 P.M. on May 7, 1990 in the Fourth Floor Lobby in City Hall. In attendance were committee members DaSilva, J. Esposito and Regan. Also in attendance were City Engineer Jack Schweitzer, Corporation Counsel Eric Gottschalk, Comptroller Dominic Setaro and Council Member Stan Smith, ex-officio.

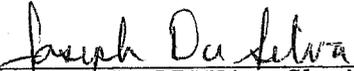
Mr. Gottschalk explained that the connector passed through the property of the Still River Associates Limited Partnership which also desires the opening of this road for their purposes. It was discovered that it would be less expensive for the City and the private entity to work together. This would also bring forth a better project for the City.

Discussion of the project explained that City estimates of the cost of its portion to be \$924,000. This money is available at this time from State grants. The total project was estimated by the Still River Associate at \$2.1 million. Danbury's share of \$924,000 equals 44% of this. An earlier estimate by Purcell Associates put the price of the total project at \$2.62 million. If the higher estimate prevails, Danbury will be responsible for only forty-four (44%) percent of the additional \$520,000. This can be appropriated from next year's State grants or capital account. The cap for Danbury's expenditure is \$1,152,800.

The opening of Eagle Road will bring great relief to traffic congestion on Route 6. The City of Danbury will also receive a grand list growth of approximately \$25,000,000 from the development of the national headquarters of P.H.H. Home Equity on the Still River Associates property. This will bring the City over one-half million dollars in tax revenue and provide over 600 jobs. The State of Connecticut Department of Economic Development was instrumental in the procurement of State monies because of the development of this site.

Mr. Regan moved to recommend approval of the contract with the Still River Associates Limited Partnership with a maximum City contribution to facilitate the opening of the Eagle Road Connector of \$1,152,800. Motion seconded by Mr. Esposito and carried unanimously.

Respectfully submitted,



JOSEPH DaSILVA, Chairman



JOHN ESPOSITO



ARTHUR D. REGAN

85715790 15730 8 203 222 1663 CERUZZI PROP. 18 02

SCHEDULE B

The Road Improvement project consists of the following:

1. Widening Federal Road from 600 feet south of Eagle Road to the Route 7 northbound overpass - (approximately 520 feet north of Eagle Road).
2. These widenings are to provide the following lane arrangements for Federal Road:
 - Northbound from south of Eagle Road.
 - Approaching Eagle Road 3 lanes will be provided - 2 thru lanes and 1 thru/right turn lane.
 - Leaving Eagle Road and approaching White Turkey Road Extension 3 lanes will be provided - 2 thru lanes and a free flow right turn lane.
 - Leaving White Turkey Road Extension 2 thru lanes will be provided.
3. Southbound from the Route 7 Northbound overpass.
 - Approaching White Turkey Road Extension 2 lanes will be provided - 1 left turn/thru lane and 1 thru lane.
 - Leaving White Turkey Road Extension and approaching Eagle Road 4 lanes will be provided - 2 left turn lanes and 2 thru lanes.
 - Leaving Eagle Road 2 thru lanes will be provided - tapering to one lane.
4. White Turkey Road Extension.
 - Widen south side of White Turkey Road Extension from Federal Road to 300 feet east of Federal Road to accommodate the free flow right turn lane from northbound Federal Road.
5. Signalization.
 - The intersection of Federal Road at Eagle Road is to be signalized.
 - The existing controller for the intersection of Federal Road at White Turkey Road Extension is to be modified.

18

6. **Eagle Road Connector Summary.** The Eagle Road Connector will provide for the full reconstruction of the existing roadway/driveway that now exists on both City and private lands. The reconstructed roadway will proceed Northeast from Executive Drive for approximately 1,550 feet to the intersection with Federal Road.

Components of the designed project will include the following:

- Transfer of required property to the City.
- Removal of existing pavement within project limited.
- Removal of gate house assembly on private lands.
- A two-lane arrangement from Executive Drive to the Conrail crossing.
- Full design and construction of an at-grade crossing of the conrail tracks including all required coordination of signal and gate operations with a proposed signal at the Federal/Eagle Road intersection.
- A transition from the track crossing to a 4 lane arrangement (3 outbound, 1 inbound) at the Federal/Eagle Road intersection.
- Appropriate maintenance and protection measures, drainage design, sedimentation and erosion control and signage.

The intersection of Federal Road at Eagle Road is to be signalized. The intersection of Federal Road at White Oak Road is to be signalized. The intersection of Federal Road at White Oak Road Extension is to be signalized. The intersection of Federal Road at White Oak Road Extension is to be signalized.

The intersection of Federal Road at Eagle Road is to be signalized.

The signal controller for the intersection of Federal Road at White Oak Road Extension is to be provided by the City of Chicago.



18

CITY OF DANBURY

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

May 15, 1990

PLEASE REPLY TO:

DANBURY, CT 06810

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

Re: Commerce Park Access Road - Federal Road
a/k/a Eagle Road Connector

Dear Mayor and Members of the Common Council:

The attached resolution incorporates a scrivener's adjustment, in order to more accurately identify the properties involved in the Commerce Park reconstruction project. Essentially, the properties are the same as those included within the resolution language previously approved by this Council on February 7, 1989 and March 6, 1990; the only difference being the designation and reference to the map and schedule attached to this resolution.

Please consider the timely approval of this resolution granting authority to this office to either negotiate or condemn the properties in question. Thereupon, the further aspects of this project may be finalized. Should you have any questions on this, please don't hesitate to call.

Very truly yours,

Laszlo L. Pinter
Assistant Corporation Counsel

LLP:amt

Enclosures

c: John A. Schweitzer, Jr., City Engineer w/enc.
Eric L. Gottschalk, Acting Corporation Counsel w/enc.

RESOLUTION**CITY OF DANBURY, STATE OF CONNECTICUT**

A. D., 19

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

WHEREAS, the Common Council has allocated funds for the construction of a Commerce Park Crossing; and

WHEREAS, this project will oblige the City of Danbury to acquire an interest in and to real property as hereinafter set forth; and

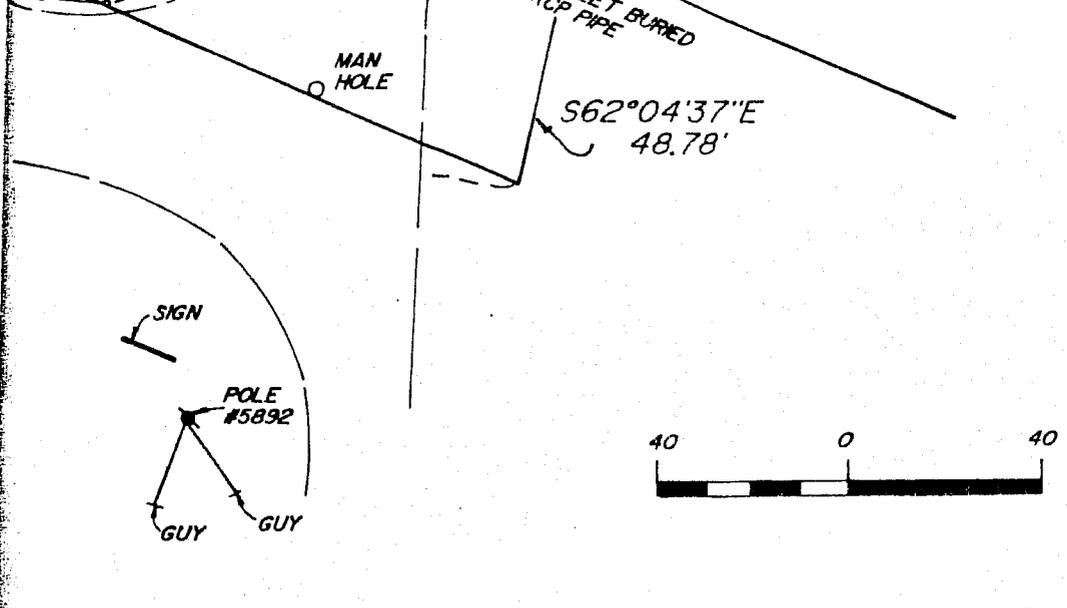
WHEREAS, prior resolutions approving the acquisition of said properties were approved on February 7, 1989 and March 6, 1990; and

WHEREAS, an amendment to these resolutions will be necessary to accomplish the purposes hereof; and

WHEREAS, the property to be acquired is shown and designated on a certain map entitled "Proposed 'Taking' Map Eagle Road Connector Danbury, Connecticut" dated May 4, 1989; and

WHEREAS, eminent domain proceedings will be necessary if the City of Danbury cannot agree with the several owners hereinafter named upon the amount, if any, to be paid for the respective interests of each to be taken in and to the real property as hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the Corporation Counsel of the City of Danbury is hereby authorized to acquire the property interests as hereinafter set forth either by negotiation or by eminent domain through the institution of suits with respect to the following properties and owners thereof, their successors and assigns and their respective mortgage holders, if any, the affected properties being indicated by the schedule and map designation annexed hereto.



PROPOSED 'TAKING' MAP
EAGLE ROAD CONNECTOR
 DANBURY, CONNECTICUT

Scale:
 1"=40'

Area:
 AS SHOWN

Zone: CG-20
 & 1G-80

Date:
 May 4, 1989

Revisions

I HEREBY CERTIFY THAT THIS MAP AND SURVEY WERE PREPARED IN ACCORDANCE WITH THE STANDARDS OF A CLASS A-2 SURVEY AS DEFINED IN THE CODE OF PRACTICE FOR STANDARDS OF ACCURACY OF SURVEYS AND MAPS, ADOPTED DECEMBER 10, 1975 AS AMENDED BY THE CONNECTICUT ASSOCIATION OF LAND SURVEYORS, INC.

NEW ENGLAND LAND SURVEYING, P.C.
 DANBURY EXECUTIVE TOWER-30 MAIN ST.-DANBURY, CONN.
Robert M. Bennison
 ROBERT M. BENNISON, L.S. #12964

Job No.
 261

AGREEMENT

THIS AGREEMENT is made this day of May, 1990 by and between the CITY OF DANBURY, a municipal corporation organized and existing under and by virtue of the laws of the State of Connecticut, located in Fairfield County and acting herein by the Honorable Gene F. Eriquez, its Mayor, hereunto duly authorized (hereinafter "DANBURY"), and STILL RIVER ASSOCIATES LIMITED PARTNERSHIP, a Connecticut limited partnership, having a principal place of business in Westport, Connecticut and acting herein by Mack-Ceruzzi Properties, Inc. by its the General Partner, hereunto duly authorized (hereinafter "STILL RIVER").

W I T N E S S E T H:

WHEREAS, the parties hereto mutually desire to improve that certain tract of land known as the Eagle Road Connector (the "Connector") which is owned by DANBURY and STILL RIVER, each in part, and which is described in Schedule A attached hereto; and

WHEREAS, STILL RIVER, in connection with its Still River Development located immediately adjacent to the Connector has previously received a Connecticut State Traffic Commission Permit (STC 89-74) to upgrade the Connector; and

WHEREAS, DANBURY wishes to expand on the work permitted by STC 89-74 and incorporate the Connector into the public road system of DANBURY to better provide access between Federal Road and certain public highways located south of the highway known as Interstate I-84;

NOW, THEREFORE, in consideration of the foregoing, the parties hereto do agree and covenant as follows:

1. DANBURY and STILL RIVER have apportioned their respective shares of the anticipated costs associated with the road improvement project (hereinafter the "project") more particularly described in detail in the report of Purcell Associates (the "Purcell Report") attached hereto as Schedule B and made a part hereof. It is agreed that DANBURY shall contribute forty-four per cent (44%) of the costs associated with completion of the project, up to a maximum of one million, one hundred and fifty two thousand, eight hundred dollars (\$1,152,800.00) (the "Maximum Danbury Contribution"). STILL RIVER shall bear total financial responsibility for any and all additional costs associated with the completion of the project identified in the above-referenced Schedule B. It is further agreed that the costs of the aforesaid project include all engineering, land acquisition and construction costs, including the costs associated with the railroad crossing as well as signalization of the intersection of the Eagle Road Connector and Federal Road all as more completely set forth in the Purcell Report. Each party shall bear its own administrative (in-house staff) and legal costs and said costs shall not be considered in the apportionment of the cost of completion of the project. The foregoing notwithstanding and with the

18

exception of appraisal costs already incurred by DANBURY in the amount of FIFTEEN THOUSAND (\$15,000.00) dollars, each party shall assume responsibility for any costs incurred by it prior to the execution of this agreement.

2. The parties hereto agree that Purcell Associates shall be retained to complete all engineering work required in connection with the project and that Purcell Associates shall prepare a construction budget and construction timetable for the project which will be submitted to and reasonably approved by the parties hereto. The foregoing notwithstanding, in the event that DANBURY is unable to reach a contractual agreement with Purcell Associates, DANBURY shall engage another engineering firm to perform the engineering services required hereunder. The selection of any such engineering firm shall be subject to the reasonable approval of STILL RIVER.

3. DANBURY shall:

a. Obtain completed engineering plans and specifications for all construction work associated with the project. Said plans and specifications shall be reasonably satisfactory to STILL RIVER in both form and content. Should STILL RIVER deem said plans and specifications to be unsatisfactory, DANBURY shall cause said plans and specifications to be modified or corrected in a manner acceptable to STILL RIVER.

b. Promptly acquire, by negotiation or by the exercise of the power of eminent domain, all those property interests necessary to complete the project. Said property interests are identified in Schedule C, attached hereto and made a part hereof. Any payments made by DANBURY in connection with any acquisitions required pursuant to this subsection shall be applied toward its contribution for the project as well as toward the Maximum Danbury Contribution. In the event that the acquisition of any additional property interests is necessary in order to complete the project, DANBURY shall take whatever action is necessary to so acquire said interests. In addition, it is recognized that some of the property interests to be acquired are to be obtained from STILL RIVER. STILL RIVER agrees that it shall convey said property interests to DANBURY at a price to be established by an appraisal performed by a appraiser approved by both DANBURY and STILL RIVER.

c. Complete construction of all road work described in the engineering plans and specifications to be obtained in accordance with Subsection 3.a. hereof. Prior to its execution, DANBURY shall submit the proposed construction contract to STILL RIVER for review and reasonable approval. Thereafter, said road work shall be completed in accordance with the timetable obtained in accordance with section 2 hereof and agreed upon by the parties. DANBURY shall require that the construction contractor indemnify and hold STILL RIVER harmless from any and all claims, damages, suits or demands of whatever nature, arising out of the completion of the project, except when due to the negligence of STILL RIVER. DANBURY shall also require that the construction contractor name STILL RIVER as an additional insured on such policies of insurance as shall be required by the construction contract.

18

d. Keep STILL RIVER fully informed of progress on the project as warranted, and in any event, advise STILL RIVER of said progress no less frequently than on a monthly basis.

e. Upon completion of the construction, accept the Connector as a public highway and part of the DANBURY road system.

4. STILL RIVER shall:

a. Compensate DANBURY for STILL RIVER's share of the costs associated with completion of the project in accordance with the further provisions hereof.

(i) STILL RIVER shall pay its proportionate share of the costs associated with the completion of Engineering plans and specifications within 30 days of billing by DANBURY, but in no event prior to approval of said plans and specifications as provided in subsection 3.a. hereof.

(ii) STILL RIVER shall pay its proportionate share of the costs associated with completion of the road construction, as identified herein, within 30 days of billing by DANBURY. STILL RIVER shall pay its proportionate share of progress payments made during the course of construction within 30 days of billing, but no more frequently than monthly. All progress payment billings will be approved by Purcell Associates or by such other engineering firm retained by DANBURY pursuant to section 2 hereof.

b. Secure on behalf of DANBURY, and as the agent of DANBURY, any and all necessary permits, licenses or approvals which may be required as a condition precedent to the commencement of construction or the ultimate use of the Connector, whether state, federal or local. DANBURY agrees to cooperate with STILL RIVER in supporting any applications which may be required to comply with the provisions of this section.

5. It is recognized and agreed that the road work to be accomplished pursuant to this agreement is intended, in part, to alleviate existing and anticipated traffic congestion in the so-called Commerce Park area of Danbury. As a result, the completion of said construction in the shortest possible time is of critical importance to DANBURY. Accordingly, it is agreed that STILL RIVER and DANBURY shall use their best efforts to complete their obligations hereunder as soon as possible. The parties acknowledge that the timely acquisition of the real property interests are essential to the completion of the project in a timely manner and that the timetable prepared pursuant to section 2 hereof shall be adjusted for delays in the acquisition of the real property interests. In the event that a court of competent jurisdiction enters an order which prevents the performance of any of the work hereunder, this agreement may, at the option of either party, be terminated. If so terminated, this agreement shall be of no further force or effect except that STILL RIVER shall remain liable to DANBURY for its share of the costs incurred by DANBURY prior to the entry of any such order.

18

6. The parties shall maintain all books, records, documents and other evidence directly pertinent to its performance under this agreement or any other contract or change order entered into pursuant to this agreement, in accordance with generally accepted accounting principles and practices for a period of not less than seven (7) years from the date of the acceptance of the road improvements provided for herein. Each party shall have access to all such books, records, documents and other evidence for the purpose of inspection, audit and copying during normal business hours.

7. All claims, demands, disputes, differences, controversies and misunderstandings that may arise between the parties to this agreement shall be submitted to and be determined and settled by arbitration, in the manner hereinafter set forth, to wit:

Either party may by written notice appoint an arbitrator. thereupon, within ten (10) days after the giving of such notice, the other party shall by written notice to the former appoint another arbitrator, and in default of such second appointment, the arbitrator first appointed shall be the sole arbitrator. When any two arbitrators have been appointed as aforesaid, they shall agree upon a third arbitrator and shall appoint him by notice, in writing, signed by both of them in triplicate, one of which triplicate notices shall be given to each party hereto. Upon appointment of the third arbitrator, the three arbitrators shall meet and shall give opportunity to each party hereto to present its case and witnesses, if any, in the presence of the other, and shall then make their award; and the award of the majority of the arbitrators shall be binding upon the parties hereto and judgment may be entered thereon in any court having jurisdiction. Such award shall include the fixing of the expense of the arbitration and the assessment of same against either or both parties. The construction work in connection with the project shall continue during the pendency of any such arbitration.

8. Any notice, communication, correspondence or demand provided for in this agreement must be in writing and may be personally served upon the party to receive such notice, communication, correspondence or demand either within or without the State of Connecticut, or may be deposited in the United States Mail, postage fully prepaid, in a registered or certified envelope addressed to the party to be served at the following addresses:

STILL RIVER c/o Mack-Ceruzzi Properties, Inc.
One Gorham Island
Westport, Connecticut 06880
Attn: Louis L. Ceruzzi, Jr.

CITY OF DANBURY Mayor's Office
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

9. Each of the parties agrees to execute any additional documents that may be reasonably required to effectuate the terms and purposes of this Agreement.

10. It is the intention and the agreement of the parties hereto that all legal provisions of law required to be inserted herein shall be and are inserted herein. However, if by mistake or otherwise, some such provisions are not herein inserted, or are not inserted in proper form, then on the application of either party, this agreement shall be amended so as to strictly comply with the law without prejudice to the rights of either party hereunder. In addition, any provisions of this agreement which are found by a court of competent jurisdiction to be unlawful shall be deemed stricken from this agreement and shall be of no effect. In the event that any such provision is stricken from this agreement, the deletion shall be accomplished without affecting the binding force of the remainder of this Agreement.

11. This Agreement and all the covenants hereof shall inure to the benefit of and be binding upon DANBURY and STILL RIVER respectively and their successors, assigns and legal representatives. Neither DANBURY nor STILL RIVER shall have the right to assign, transfer, sublet or subcontract its interests or obligations hereunder without the written consent of the other party.

12. This Agreement shall constitute the entire agreement between the parties with respect to the subject matter and may be amended only by a subsequent written agreement signed by both parties.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals as of the date first above written.

Signed, sealed and delivered
in the presence of

CITY OF DANBURY

By: _____
Gene F. Enriquez
Its Mayor, Hereunto Duly
Authorized

STILL RIVER ASSOCIATES
LIMITED PARTNERSHIP

PER: MACK-CERUZZI
PROPERTIES, INC.

By: _____
Its

STATE OF CONNECTICUT)
) ss. Danbury
COUNTY OF FAIRFIELD)

On this the _____ day of _____, 1990, before me, the undersigned officer, personally appeared _____ who acknowledged himself to be the Mayor of the City of DANBURY, a municipal corporation, and that he as such Mayor, being authorized so to do, executed the foregoing instrument for the purposes therein contained, by signing the name of the corporation by himself as Mayor.

Eric L. Gottschalk
Commissioner of the Superior Court

STATE OF _____)
) ss. _____
COUNTY OF _____)

On this the _____ day of _____, 1990, before me, the undersigned officer, personally appeared _____ of Mack-Ceruzzi Properties, Inc., the general partner of STILL RIVER ASSOCIATES Limited Partnership and that he as such officer, being authorized so to do, executed the foregoing instrument for the purposes therein contained as his free act and deed, the free act and deed of said Mack-Ceruzzi Properties, Inc. and Still River Associates Limited Partnership.

Notary Public

16
First Parcel:

A certain piece or parcel of land containing 35,540 square feet or 0.816 acres, located on Eagle Road in the City of Danbury, Connecticut and more particularly described as follows:

Commencing on a point located on the easterly boundary line of property now or formerly of Consolidated Rail Corporation, said point being the southwesterly corner of land hereindescribed, thence running northeasterly along the easterly boundary line of property now or formerly of Consolidated Rail Corporation N 38° 11' 43" E a distance of 715.44 feet to a point, thence turning southeasterly through the property of the grantor S 62° 04' 37" E a distance of 48.78 feet to a point, thence continuing through the property of the grantor S 38° 11' 43" W a distance of 765.42 feet to a point on the northerly boundary line of property of State of Connecticut Interstate 84, thence running along the northerly boundary line of property of State of Connecticut Interstate 84 N 11° 06' 27" W a distance of 63.31 feet to the point or place of beginning.

Bounded:

- Northerly: By other land of the Grantor.
- Easterly: By other land of the Grantor.
- Southerly: By Land of State of Connecticut Interstate 84.
- Westerly: By Land now or formerly of Consolidated Rail Corporation.

This parcel is shown as Parcel 'AR' on a map entitled "Proposed Taking' Map Eagle Road Connector Danbury, Connecticut" scale 1"=40', dated May 4, 1989, prepared by New England Land Surveying, P.C. and certified by Robert M. Bennison Registered Land Surveyor No. 12964

Second Parcel:

Commencing at a point at the corner of Federal Road Route 7 and White Turkey Road Extension, said point marks the northwesterly corner of the property herein described, thence running northeasterly along the southerly line of White Turkey Road Extension, N 70° 47' 44" E a distance of 48.78 feet to a point, thence turning and running southwesterly S 24° 53' 07" W a distance of 71.48 feet to a point, thence turning and running southeasterly through properties now or formerly of Charles J. Troccolo, Jr. and Federal Welding Service, Inc. S 01° 09' 02" E a distance of 164.00 feet to a point, thence turning and running southeasterly through land now or formerly of Federal Welding Service, Inc. S 33° 14' 13" E a distance of 93.95 feet to a point, thence S 62° 04' 37" E a distance of 265.69 feet to a point, thence turning and running southwesterly along property now or formerly of Consolidated Rail Corporation S 38° 11' 43" W a distance of 60.98 feet to a point, thence turning and running northwesterly along property now or formerly of Albert J. Jowdy N 62° 04' 37" W a distance of 121.00 feet to a point, thence turning and running through the property of Albert J. Jowdy N 69° 33' 37" W a distance of 82.82 feet to a point, thence turning and running southwesterly S 61° 20' 22" W

(continued on page 2)

18
a distance of 72.00 feet to a point, thence turning and running along a curve to the right with a radius of 1120.00 feet, a length of 311.00 feet, and an angle of $15^{\circ} 54' 35''$ to a point on the easterly line of Federal Road Route 7, thence turning and running northerly along the easterly line of Federal Road Route 7 along a curve with a radius of 1237.40 feet, a length of 395.29 feet and an angle of $18^{\circ} 18' 12''$ to a point, thence continuing northerly along the easterly line of Federal Road Route 7, N $01^{\circ} 09' 02''$ W a distance of 325.27 feet to the point or place of beginning. Said parcel contains 32,239 feet or 0.739 acres.

This parcel is shown as Parcels 'B', 'CR', 'CR-1', 'D', 'D-1', 'E' and 'E-1' on a map entitled "Proposed 'Taking' Map Eagle Road Connector Danbury, Connecticut" scale 1"=40' dated May 4, 1989, prepared by New England Land Surveying, P.C. and certified by Robert M. Bennison Registered Land Surveyor No. 12964

18

SCHEDULE OF PROPERTY OWNERS & PROPOSED 'TAKE' PARCELS

PARCEL 'AR' 35,540 S.F. - 0.816 AC. MACK / CERUZZI PROPERTIES, INC.
 PARCEL 'B' 10,508 S.F. - 0.241 AC.
46,048 S.F. - 1.057 AC. = TOTAL

PARCEL 'CR' 10,446 S.F. - 0.240 AC. FEDERAL WELDING SERVICE, INC.
 PARCEL 'CR-1' 978 S.F. - 0.022 AC.
11,424 S.F. - 0.262 AC. = TOTAL

PARCEL 'D' 2,143 S.F. - 0.049 AC. ALBERT J. JOWDY
 PARCEL 'D-1' 4,937 S.F. - 0.113 AC.
7,080 S.F. - 0.162 AC. = TOTAL

PARCEL 'E' 2,380 S.F. - 0.055 AC. CHARLES J. TROCCOLO, JR.
 PARCEL 'E-1' 847 S.F. - 0.019 AC.
3,227 S.F. - 0.074 AC. = TOTAL

PARCEL 'F' 2,430 S.F. - 0.056 AC. NATRAM ASSOCIATES

PARCEL 'G' 1,618 S.F. - 0.037 AC. THOMAS F. MOFFITT

PARCEL 'H' 2,073 S.F. - 0.048 AC. PAUL F. LoSTOCCO, JR.



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

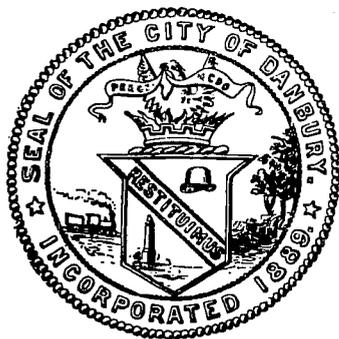
Be it ordained by the Common Council of the City of Danbury:

THAT Section 21-42 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 21-42. Quarterly nonmetered rates.

The following are established as the quarterly nonmetered rates for the use of water which rates shall be in effect for all bills rendered on or after July 1, 1990:

- (1) Automobile washstands, each\$ 292.28
- (2) Bakeshops:
 - a. For the use of one faucet 110.32
 - b. For each additional faucet 38.60
 - c. For each toilet 71.68
- (3) Barbershops:
 - a. Barbershops, including the use of one faucet 88.24
 - b. For each additional faucet..... 38.60
 - c. For each toilet 66.16
- (4) Bottling Works 363.96
- (5) Clubrooms 551.44
- (6) Creameries, minimum rate 1,737.08
- (7) Factories other than hat factories:
 - a. For the use of one wash sink 275.72
 - b. For each toilet 71.68
 - c. For each urinal 110.32
 - d. For each additional faucet 71.68
- (8) Families:
 - a. For each unit, including the use of one faucet and one sink..... 60.64
 - b. For each bathtub 22.04
 - c. For each water closet in home 38.60
 - d. Minimum quarterly rate for each family .. 126.84
- (9) Fish Markets:
 - a. Fish market, including the use of one faucet 143.40
 - b. For each additional faucet 38.60



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

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

THAT Section 21-46 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

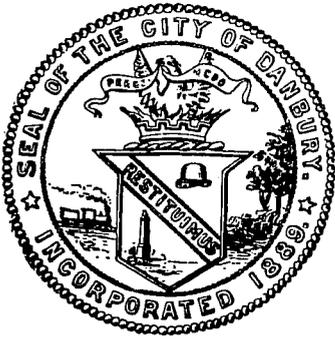
Sec. 21-46. Meter rates generally.

Rates enumerated:

The following water meter rates shall be charged for those areas served and as specified by the superintendent of public utilities. Said rates are for quarterly billings rendered on or after July 1, 1990, and are limited to the first fifteen thousand (15,000) gallons of consumption:

Size of Meter (inches)	Minimum Charge for Three Months
5/8	\$ 31.57
3/4	38.58
1	59.61
1 1/2	105.22
2	154.32
3	341.96
4	683.91
6	1,367.82
8	2,735.65
10	5,471.30

For water consumed in excess of fifteen thousand (15,000) gallons the charge shall be: Two dollars and forty-six cents (\$2.46) per one thousand (1,000) gallons.



ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

May 15, 1990

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

THAT Section 16-32 of the Code of Ordinances of Danbury, Connecticut be and hereby is amended to read as follows:

Sec. 16-32. Sewer use charges.

(a) There is hereby established a sewer use charge applicable with respect to all bills rendered on or after the effective date hereof to all sewer customers provided with metered city water service. Said charge, established in accordance with criteria contained in section 16-27 of this code of ordinances, shall be determined in accordance with the following formula:

$$\text{Quarterly Sewer Use Charge} = \frac{0.9 \times A \times \$1.35}{1,000 \text{ gallons}}$$

Where "A" equals the volume of water, as measured through the customer's water meter, used during the previous billing quarter. Notwithstanding the prior provisions of this section the minimum quarterly sewer use charge shall be ten dollars and fifty cents (\$10.50).

(b) There is hereby established a sewer use charge applicable with respect to all bills rendered on or after the effective date hereof to all sewer customers provided with flat rate city water service. Said charge, established in accordance with the criteria contained in section 16-27 of this code of ordinances, shall be one hundred and ninety-seven dollars and sixty cents (\$197.60) per unit.

(c) There is hereby established a sewer use charge applicable with respect to all bills rendered on or after the effective date hereof to all sewer customers having no city water service. Said charge, established in accordance with the criteria contained in section 16-27 of this code of ordinances, shall be one hundred and nine dollars and fifty cents (\$109.50) per unit.

(d) A sewer unit shall represent the annual sewer use for a single-family residence. An additional sewer unit shall be assessed for each additional residence within any dwelling. A fractional sewer unit shall be assessed for a portion of a dwelling which, in the opinion of the superintendent of public utilities, bears, with respect to sewer usage, the same relationship to a whole sewer unit as that portion of the dwelling in question bears to a single-family residence. All nonresidential flat rate city water customers shall be assessed for sewer units or fractions thereof based on the relationship between the customer's nonresidential use and the use generated by a single-family residence.

(e) All sewer use charge bills shall be rendered semi-annually until September 1990 and thereafter bills shall be rendered quarterly effective with the December 1990 billing.



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

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

THAT Section 21-47 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 21-47. Additional rates and charges for special uses.

In addition to the rates set forth in Sections 21-42 and 21-46, the following rates and charges are hereby established for all bills rendered on or after July 1, 1990:

- (1) Hydrant use by contractors, per 100 gallons ... \$0.83
- (2) The following quarterly rates shall be charged for water service to premises for fire protection purposes.

Size of Connection (inches)	Charge for Three Months
4 and under	\$ 70.15
6	131.53
8	192.90
10	263.04
12	350.73

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF DANBURY:

THAT Section 21-49 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 21-49. Tank truck loads.

When the superintendent of public utilities determines that water is available for tank truck load sale, water shall be billed at eighty-three cents (\$0.83) per one hundred (100) gallons or a fraction thereof for all such water purchased on or after July 1, 1990.



20

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

May 15, 1990

Honorable Mayor Gene F. Eriquez
Honorable Members of the Common Council

Re: Sewer and Water Rates - 1990-91 Fiscal Year

The Common Council met as a Committee of the Whole on May 15, 1990 at 7:40 P.M. to discuss a proposed ordinance setting sewer and water rates.

After discussion with Superintendent of Public Utilities William Buckley, Mr. Boynton moved to recommend approval of the ordinance. The motion was seconded by Mrs. Butera. Mr. Buckley then explained that the six (6%) percent increase in the water rates will be used for normal operating expenses and the raise in the sewer rates are mostly for startup charges for the sewer treatment facility project.

The motion carried 13-1 with Mr. Farah voting in the negative.

Respectfully submitted,

JOSEPH DaSILVA
Chairman



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

May 15, 1990

The Common Council met as a committee of the whole at 7:40 P.M. on May 15, 1990 to review a resolution setting landfill permit fees.

Mr. Boughton moved to recommend approval of the proposed fee. The motion was seconded by Mr. Charles. John Esposito proposed an amendment to section b on page 1, lowering the proposed residential per trip rate of \$2.00 to \$1.00. Mr. Boughton seconded the motion. A discussion was held during which Mr. Gervasoni, Manager of the Landfill, explained that the reasoning for this proposal was that some vehicles tend to abuse the \$1.00 fee with large overloads. It was recommended that administrative measures be taken with the Public Works, Finance and Corporation Counsel's Offices to attempt to rectify this problem. He further stated that approximately 1,000 cars make trips to the landfill per week.

The motion passed 15-1 with Mr. Valeri voting in the negative.

Respectfully submitted,



JOSEPH DaSILVA
Chairman



21

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

May 15, 1990

The Common Council met as a committee of the whole at 7:40 P.M. on May 15, 1990 to review a resolution setting landfill permit fees.

Mr. Boughton moved to recommend approval of the proposed fee. The motion was seconded by Mr. Charles. John Esposito proposed an amendment to section b on page 1, lowering the proposed residential per trip rate of \$2.00 to \$1.00. Mr. Boughton seconded the motion. A discussion was held during which Mr. Gervasoni, Manager of the Landfill, explained that the reasoning for this proposal was that some vehicles tend to abuse the \$1.00 fee with large overloads. It was recommended that administrative measures be taken with the Public Works, Finance and Corporation Counsel's Offices to attempt to rectify this problem. He further stated that approximately 1,000 cars make trips to the landfill per week.

The motion passed 15-1 with Mr. Valeri voting in the negative.

Respectfully submitted,

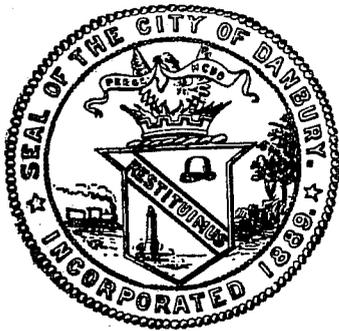
JOSEPH DaSILVA
Chairman

RESOLUTION

21

CITY OF DANBURY, STATE OF CONNECTICUT

A. D., 19



RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Danbury Code of Ordinances authorizes the establishment of Passenger and Non-Passenger Vehicle Permit and User Fees for the use of the Danbury Sanitary Landfill site; and

WHEREAS, the following Permit and User Fees represent a fair and equitable means of defraying a portion of the annual cost of operating the Danbury Sanitary Landfill site;

NOW, THEREFORE, BE IT RESOLVED THAT the Non-Passenger Vehicle User Fee for deposition of permitted wastes at the Danbury Sanitary Landfill site be and hereby is fixed at THIRTY (\$30.00) DOLLARS per ton as determined by the weigh scale at the Danbury Sanitary Landfill.

AND BE IT FURTHER RESOLVED THAT in any given trip, regardless of the tonnage delivered by any vehicle except passenger vehicles, in no event shall the fee be less than TWO (\$2.00) DOLLARS per trip.

AND BE IT FURTHER RESOLVED THAT all bills which remain unpaid for more than thirty (30) days after the date when payment is due, shall accrue interest, from the date of billing, at the rate of one and one half (1 1/2) per cent per month; provided, however, that in no event shall any such interest charge be less than TWO (\$2.00) DOLLARS.

AND BE IT FURTHER RESOLVED THAT the Passenger Vehicle User Fee for deposition of permitted wastes at the Danbury Sanitary Landfill site shall be fixed as follows:

(a) For all passenger vehicles displaying an Annual Passenger Vehicle Permit, no User Fee shall be imposed.

(b) For all passenger vehicles displaying a Residential Passenger Vehicle Permit, said User Fee shall be ONE (\$1.00) DOLLAR per vehicle per trip.

AND BE IT FURTHER RESOLVED THAT the Permit Fees for Passenger Vehicle and Non-Passenger Vehicle Permits shall be fixed as follows:

(a) The Permit Fees for Commercial Non-Passenger Vehicle Permits which may be obtained for vehicles bearing Commercial or Temporary Commercial registration plates issued by the Connecticut Department of Motor Vehicles shall be fixed as follows:

(1) For pickup trucks with a rated capacity of three-quarters of a ton or less, said permit fees shall be TWENTY FIVE (\$25.00) DOLLARS per year for each vehicle.

(2) For trucks with a rated capacity of more than three-quarters of a ton, whose owners are not primarily engaged in the business of hauling wastes, said permit fees shall be ONE HUNDRED AND FIFTY (\$150.00) DOLLARS per year for the first vehicle and ONE HUNDRED AND TWENTY-FIVE (\$125.00) DOLLARS per year for each additional vehicle.



RESOLUTION

21

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

(3) For trucks with a rated capacity of more than three-quarters of a ton, whose owners are primarily engaged in the business of hauling wastes, said permit fees shall be THREE HUNDRED (\$300.00) DOLLARS per year for the first vehicle and ONE HUNDRED AND TWENTY FIVE (\$125.00) DOLLARS per year for each additional vehicle.

(b) The Permit Fees for Non-Commercial, Non-Passenger Vehicle Permits which may be obtained for vehicles bearing Trailer, Combination, Farm, Livery, Transporter, Dealer or Dealer Repair registration plates issued by the Connecticut Department of Motor Vehicles shall be fixed as follows:

(1) For any pickup, van, trailer or truck with a rated capacity of three-quarters of a ton or less, said permit fee shall be TWENTY (\$20.00) DOLLARS per year for each vehicle.

(2) For any pickup, van, trailer or truck with a rated capacity in excess of three-quarters of a ton, said permit fee shall be ONE HUNDRED AND FIFTY (\$150.00) DOLLARS per year for the first vehicle and ONE HUNDRED AND TWENTY FIVE (\$125.00) DOLLARS per year for each additional vehicle.

(c) For Annual Passenger Vehicle Permits, said Fee shall be FIFTY (\$50.00) DOLLARS per vehicle per year.

(d) For Residential Passenger Vehicle Permits, no Permit Fee shall be charged.

(e) All vehicles bearing Disabled Veteran, Handicapped or POW registration plates shall be exempted from the provisions hereof relating to permit fees. The owner of any such vehicle may obtain an Annual Passenger Vehicle Permit upon request.