

COMMON COUNCIL MEETING

AUGUST 7, 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, Buters, Regan, Scozzafava, Valeri

18

Present

3

Absent

CONSENT CALENDAR

The Consent Calendar was presented by

MINUTES - Minutes of the Common Council Meeting held July 3, 1990

- ✓1 ORDINANCE - Citizenship Requirement and Age Restriction - Appointments to the Police and Fire Departments
- ✓2 ORDINANCE - Connection Fees
- ✓3 RESOLUTION - Tax Abatement - Beaver Street Apartments
- ✓4 RESOLUTION - Per Capita Grant
- ✓5 RESOLUTION - State of Connecticut Drug Grant - CADAC
- ✓6 RESOLUTION - Memorandum of Agreement for DEP Deletion of Authority Grant
- ✓7 RESOLUTION - Tactical Narcotics Team Grant
- ✓8 COMMUNICATION - Appointments to the Economic Development Commission
- ✓9 COMMUNICATION - Appointments to the Tarrywile Park Commission
- ✓10 COMMUNICATION - Reappointment to the Parking Authority
- ✓11 COMMUNICATION - Reappointments to the Fair Rent Commission
- ✓12 COMMUNICATION - Reappointment to the Candlewood Lake Authority
- ✓13 COMMUNICATION - Appointments to the Lake Kenosia Commission
- ✓14 COMMUNICATION - Reappointment to the Richter Park Authority

- ✓15 COMMUNICATION - Building Code Board of Appeals

- ✓16 COMMUNICATION - Appointments to the Housatonic Valley Tourism

- /17 COMMUNICATION - Reappointment to the Board of Ethics

- ✓18 COMMUNICATION - Appointments to the Youth Commission

- ✓19 COMMUNICATION - Appointment as Alternate to Planning Commission

- /20 COMMUNICATION - Appointments to the Aviation Commission

- ✓21 COMMUNICATION - Donations to the Department of Elderly Services

- ✓22 COMMUNICATION - Donation of Furniture from Ethan Allan Inc.

- ✓23 COMMUNICATION - Special Services Account - Fire Department

- ✓24 COMMUNICATION - Approval to Apply for Title IIIB Funds - Interweave

- ✓25 COMMUNICATION - Request for Funds for Richter Park to complete Maintenance Facility

- ✓26 COMMUNICATION - Landsiedel Estates Subdivision

- /27 COMMUNICATION - Request for Approval of the Collective Bargaining Agreement for Special Police Officers

- ✓28 CERTIFICATION - Public Building Teamsters Contract

- ✓29 CERTIFICATION - Purchasing Department - Position Upgrade

- ✓30 CERTIFICATION - School Repairs

- ✓31 COMMUNICATION & CERTIFICATION - Request for Funds for Snow Removal and Drainage Improvements at the Airport

- ✓32 COMMUNICATION - Highway State Aid

- ✓33 COMMUNICATION & CERTIFICATION - Front End Loader for Airport

- ✓34 COMMUNICATION - Request to Enter into a lease/purchase agreement Board of Education

- ✓35 COMMUNICATION - Request for Waiver of Bid for Emergency Repairs to Chimney at Mill Ridge Intermediate School

- ✓36 COMMUNICATION - Local Bridge Program - White Street Bridge over Conrail-Commitment to Fund

- ✓37 COMMUNICATION - Compliance of Danbury Largo Corporation

- ✓38 COMMUNICATION - Drainage Problem- 3 Middle River Road

- ✓39 COMMUNICATION - Toys R Us Danbury Square Mall Construction Work

- ✓40 COMMUNICATION - Reports from City Engineer, Planning Director and Planning Commission regarding Request to Purchase Land at 37 Virginia Avenue

- ✓41 COMMUNICATION - Lease of Boughton Street Property

- ✓42 COMMUNICATION - Request to Purchase City land at 31 Pleasant Drive

- ✓43 COMMUNICATION - Business Aircraft Center, Inc. - Water Line Extension - Kenosia Avenue to Danbury Airport

- ✓44 COMMUNICATION - Sanitary Sewer - Myrtle Avenue and Fairlawn Avenue

- ✓45 COMMUNICATION - Request for Water and Sewer Extension - Old Sherman Turnpike

- ✓46 COMMUNICATION - Request for Sewer Extension - 13 Cook Street

- ✓47 DEPARTMENT REPORTS - Public Utilities, Parks and Recreation, Health Fire Chief, Fire Marshall

- ✓48 REPORT & ORDINANCE - Certain Materials Prohibited

- ✓49 REPORT & ORDINANCE - Amendment to Section 16-30 (Sewer Use Charge) and Amendment to Sec. 16-14 (Septage Treatment Rules, Regulations & Fees)

- ✓50 REPORT - Charter Revision Commission Recommendations

- ✓51 REPORT - Request for Funds for Alzheimers Specialist

- ✓52 REPORT - Traffic Situation at the Intersection of Great Plain Road/Candlewood Drive/Harbor Ridge Road

- ✓53 REPORT - Permit Fees for the Sewer Department Upgrading Project

- ✓54 REPORT - Modification to the Existing Danbury/Brookfield Inter-municipal Agreement

- ✓55 REPORT - Johns Manville Settlement and Abatement Claim

- ✓56 PROGRESS REPORT - Review of Leases on City-owned Structures (Bear Mountain Reservation)

- ✓57 REPORT - Request for Water Line Easement - Henso Drive

- ✓58 COMMUNICATION - Appointment to the Transit District Board of Directors

PUBLIC SPEAKING

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

CONSENT CALENDAR

August 7, 1990

- 3 - Approval of Tax Abatement for Beaver Street Apartments - \$31,500
- 4 - Approval of the Per Capita Grant of \$36,759 for Health Department
- 5 - Approval of the grant application of \$5,665 for student assistance program
- 6 - Approval of memorandum of agreement for DEP Delegation of Authority Grant
- 9 Appointment of Barbara Talarico and Charles Ducibella to the Tarrywile Park Authority
- 10 - Approval of appointment of Louis Najamy to the Parking Authority
- 11 - Approval of appointments of Lydia Yaglenski, Rev. Ruben Bush and Connie Schuler to the Fair Rent Commission
- 12 - Approval of appointment of Helga Jensen to the Candlewood Lake Authority
- 13 - Approval of appointments of Robert Carlson and Mitchell Weston to the Lake Kenosia Commission
- 14 - Approval of appointment of Felix Bonacci to the Richter Park Authority
- 15 - Approval of appointments of John Plecity and Roger LeBlanc to the Building Code of Appeals
- 16 - Approval of appointments of Lucye Boland, Richard Jowdy, Paul Schierloh, Hank Zaccara and Susanna Burak to the Housatonic Valley Tourism Board
- 17 - Approval of appointment of Barbara Flanagan, Irene King, James Esposito and William Murphy to the Board of Ethics
- 18 - Approval of appointments of Barbara Feinson, Sharon Fusco, Robert Ochs, Greg Scailes to the Youth Commission
- 19 - Approval of appointments of Richard Elder as an Alternate to the Planning Commission
- 20 - Approval of appointments of Donald Crudginton, John Sullivan, Lawrence Landermann and Thomas Zarecki to the Aviation Commission
- 23 - Approval of addition of \$20,000 to the Special Services Account for the Police Department
- 24 - Approval of application of grant for \$30,000 for Interweave
- 27 - Approval of Collective Bargaining Agreement for Special Police Officers
- 28 - Approval of Collective Bargaining Agreement for Teamsters Union
- 29 - Approval of \$962.92 for position upgrade in Purchasing Department
- 31 - Approval of transfer of \$27,000 in Airport Account for drainage improvements
- 32 - Approval of reduction of \$1,624 in Highway State Aid Account
- 33 - Approval of transfer of \$5,750 in Airport Account for Front End Loader
- 34 - Approval of Request from Board of Education to enter into a lease for copiers
- 35 - Approval of request for waiver of bids for emergency repairs
- 41 - Approval of lease for Boughton Street Property - Police Department
- 48 - Approval of Ordinance for prohibited materials at landfill
- 52 - Approval of report on traffic situation at Great Plain Road, Candlewood Drive and Harbor Ridge Road
- 53 - Approval of report on permit fees for Sewer Department Upgrading Project
- 54 - Approval of report on modifications to the Existing Danbury/Brookfield Intermunicipal Agreement
- 56 - Approval of Progress Report of leases of City owned structures
- 58 - Approval of Appointment of Sylvester Craig to the Transit District Board of Directors

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1

CITY OF DANBURY

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

PLEASE REPLY TO:

July 23, 1990

DANBURY, CT 06810

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

Re: Citizenship Requirement and Age Restriction
Appointments to the Danbury Police and Fire Departments

Dear Mayor and Council Members:

At the request of the Civil Service Commission, we have completed research regarding the impact of federal law upon two existing provisions of the Code of Ordinances dealing with appointments to the Danbury Fire Department. As a result of that research, we have concluded that although the City has not been challenged, the citizenship requirement and the restriction prohibiting the appointment of individuals thirty six years of age and older are, in all probability, contrary to the terms of federal law.

At the same time, since the Council will be studying the matter, it seems appropriate to modify a similar provision concerning a citizenship requirement for appointment to entry level positions within the Police Department.

In order to avoid potential legal exposure, it is the recommendation of this office that these provisions be repealed. For that purpose, I have enclosed a proposed amendment for your review. If you wish to obtain a copy of the memo describing the research, please feel free to contact me.

Sincerely yours,

Eric L. Gottschalk
Acting Corporation Counsel

ELG:r

Enclosure



2

CITY OF DANBURY

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

PLEASE REPLY TO:

August 2, 1990

DANBURY, CT 06810

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

Re: Connection Permits - Ordinance Amendments

Dear Mayor and Council Members:

Please find enclosed a copy of a proposed set of ordinance amendments concerning public water system connection permits and utility connection fee refunds. The purpose of the proposals is to make the City's sewer and water system connection permit policies consistent.

Presently, there is no language in the ordinances which specifically requires the issuance of a water system connection permit prior to connection. Accordingly, we have proposed an amendment to Section 21-3 as shown on the attached explanatory draft. In addition, we have revised the introductory language of Subsection 21-48(a) concerning water connection fees to make it consistent with similar language contained in Subsection 16-4(b) of the Code dealing with sewer connection fees. Finally, we have added language to the water connection ordinances dealing with refunds and at the same time we have modified the comparable language contained in the ordinances dealing with sewer connection fees. In each case we have added language which would allow a refund if an application is made within five years of the issuance of the permit provided that no actual connection is made.

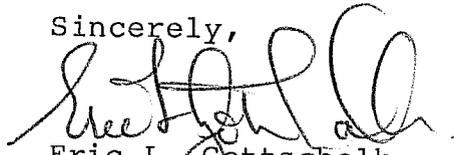
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Re: Connection Permits - Ordinance Amendments
August 2, 1990

- 2 -

I have reviewed all of these proposals with the City Engineer as well as with the Superintendent of Public Utilities. Both have indicated that they support the proposals. If you have any questions please feel free to contact me or, if you wish, you may communicate directly with either John A. Schweitzer, Jr. or William J. Buckley Jr..

Sincerely,



Eric L. Gottschalk
Acting Corporation Counsel

c: John A. Schweitzer, Jr.
City Engineer

William J. Buckley, Jr.
Superintendent of Public Utilities

Old language of Section 21-3:

Sec. 21-3. Applications for service pipe or use of water.

All applications for service pipe or for the use of water must be made in writing at the office of the superintendent of public utilities by the owner of the premises, in the prescribed form, and must state fully and fairly each and every one of the various uses to which the water is to be applied. Further application must be made in like manner whenever any or further use of the water, additional service pipe, plumbing or fixtures are desired. Provided, however, that the superintendent may, if he thinks it best, supply service pipe to parties other than the owners of the premises in case the water rents are either paid in advance or satisfactorily secured. Every person who shall use the water without such application and statement, shall be liable to pay therefor at such extra rates as the superintendent shall fix and determine, not exceeding three (3) times the regular rates.

New language:

THAT Section 21-3 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

NO PERSON SHALL MAKE ANY CONNECTION TO THE DANBURY PUBLIC WATER SYSTEM NOR MAKE ANY ADDITIONAL USE, NOR CONNECT ANY ADDITIONAL SERVICE PIPE, PLUMBING OR FIXTURE WITHOUT MAKING AN APPLICATION TO AND RECEIVING A PERMIT FROM THE DEPARTMENT OF PUBLIC WORKS. NO SUCH PERMIT SHALL BE ISSUED UNTIL THE APPLICANT HAS PAID A NONREFUNDABLE PERMIT FEE OF TWO HUNDRED DOLLARS (\$200.00) TO COVER ADMINISTRATIVE COSTS ASSOCIATED THEREWITH. ALL SUCH PERMITS SHALL BE VALID FOR A PERIOD OF ONE YEAR FROM THE DATE OF ISSUANCE. EVERY PERMIT ISSUED HEREUNDER SHALL BE SUBJECT TO THE RULES AND REGULATIONS OF THE DANBURY DEPARTMENT OF PUBLIC WORKS. EVERY PERSON WHO SHALL USE PUBLIC WATER SYSTEM WATER WITHOUT FILING AN APPLICATION AND OBTAINING A PERMIT IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION, SHALL BE LIABLE FOR SUCH USE AT A RATE EQUAL TO THREE (3) TIMES THE REGULAR RATE.

AND THAT section 21-48 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

The following charges shall be applied for all new customers serviced by the city water system:

(a) CONNECTION FEE. IF NO PRIOR WATER ASSESSMENT HAS BEEN PAID ON THE PREMISES TO BE CONNECTED TO THE DANBURY PUBLIC WATER SYSTEM PURSUANT TO SECTIONS 21-56 ET. SEQ. HEREOF, THEN NO CONNECTION PERMIT SHALL BE ISSUED UNTIL A CONNECTION FEE IS PAID TO THE CITY OF DANBURY ACCORDING TO THE FOLLOWING TABLE:

| Size of Meter (inches) | Connection Charge |
|---------------------------|----------------------|
| 5/8 | \$ 750.00 |
| 3/4 | 1,500.00 |
| 1 | 3,000.00 |
| 1 1/2 | 6,000.00 |
| 2 | 12,000.00 |
| 3 | 25,000.00 |
| 4 | 50,000.00 |
| 6 | 100,000.00 |
| 8 | 200,000.00 |
| 10 | 400,000.00 |

(b) REFUND. SAID CONNECTION FEE MAY BE REFUNDED IF NO ACTUAL CONNECTION IS MADE PRIOR TO THE EXPIRATION OF THE CONNECTION PERMIT, PROVIDED THAT A WRITTEN REQUEST FOR SAID REFUND IS MADE WITHIN FIVE (5) YEARS OF THE DATE ON WHICH THE PERMIT IS ISSEDD.

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

(c) Refund. SAID In the event that a connection fee MAY BE REFUNDED IF is paid and no actual connection is made prior to the expiration of the connection permit, said connection fee may be refunded to the permittee upon written request. PROVIDED THAT A WRITTEN REQUEST FOR SAID REFUND IS MADE WITHIN FIVE (5) YEARS OF THE DATE ON WHICH THE PERMIT IS ISSUED.

Deletions are indicated by strikeouts.

Additions are indicated by CAPS and UNDERLINING.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, it is desirable and in the public interest that the City of Danbury abate taxes under Section 8-215, Connecticut General Statutes, as amended, on the property owned by Beaver Street Apartments, Inc. located at Beaver Street and Rose Street in Danbury, known as Beaver Street Apartments; and

WHEREAS, the City of Danbury has approved abatement of up to 100% of the real property taxes on the subject property by resolution of the Common Council of the City of Danbury, adopted on October 3, 1973, and has executed a Tax Abatement Contract with Beaver Street Apartments (9-25-73) and a Tax Abatement Assistance Agreement with the State of Connecticut on September 30, 1973; and

WHEREAS, it is necessary to modify the aforesaid Tax Abatement Assistance Agreement with the State of Connecticut to reflect a revised tax assessment on the subject property of \$2,257,000.00; and

WHEREAS, it has been determined that the amount of taxes to be abated on the subject property is \$31,500 for the Grand List of October 1, 1989;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY:

1. That the City of Danbury hereby abates up to one hundred percent of the ad valorem taxes applicable to the property described above for a period of not more than forty (40) consecutive years;
2. That the Mayor of the City of Danbury is hereby authorized, directed and empowered in the name of and on behalf of the City of Danbury to execute the Tax Abatement Contract described above and to execute any amendments, revisions and recisions of said contract in the name of and on behalf of the City of Danbury;
3. That the real property taxes abated on the subject property are \$31,500 for the Grand List of October 1, 1989;
4. That the Tax Collector of the City of Danbury is hereby directed and empowered to list the total amount of the said lawful abatement into the Rate Book and other records and files, together with the name of the owner against whom such tax, so abated, was levied and the reason for such abatement, and the Tax Collector is further directed to record these facts in his Annual Report in accordance with the provisions of Section 12-167 of the Connecticut General Statutes, as amended;
5. That the Tax Collector of the City of Danbury is also directed to immediately file a certified statement as evidence of said abatement with the Commissioner of the Department of Housing;
6. That the Tax Collector of the City of Danbury is also directed to refund all tax payments received from Beaver Street Apartments, Inc. or its representatives in connection herewith to the extent that said funds are reimbursable by the State of Connecticut through its Department of Housing.



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CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut 06810

Dear Council Members,

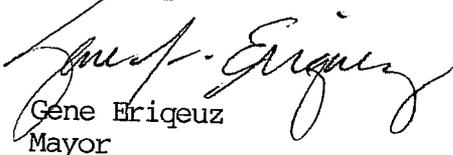
Attached you will find a resolution requesting approval for the Health Department to renew the Per Capita Grant from the State of Connecticut for fiscal year 1990-91.

The amount of the grant is for \$36,759.

The grant is used for a variety of programs administered through the Health Department including the Community Health Assessment Program, the Adolescent Pregnancy Prevention Program and the Low Birth Weight Prevention Program.

Thank you, in advance, for your prompt consideration of this matter.

Sincerely,


Gene Enriquez
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 Health Services has made funds available to municipalities in accordance with Section 19a-202 of the Connecticut General Statutes; and

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

WHEREAS, a continuation grant award request of \$36,759.00 with no local match requirement will be processed by the Danbury Health and Housing Department;

NOW, THEREFORE, BE IT RESOLVED THAT the actions of the Danbury Health and Housing Department in applying for the said Grant be and hereby are ratified and that any and all further actions by it required to accomplish said program be and hereby are authorized; and

BE IT FURTHER RESOLVED THAT the Mayor of the City of Danbury is authorized to make, execute and approve any and all contracts or amendments thereof with the State of Connecticut Department of Health Services and take any actions necessary to effectuate the purposes of said program.



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Members of the Common Council
City of Danbury, Connecticut 06810

Dear Council Members,

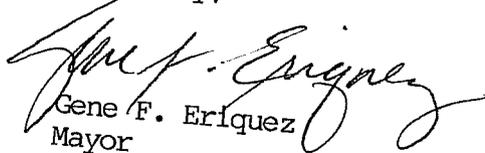
Attached you will find a resolution which highlights the grant the City of Danbury is requesting from the Connecticut Alcohol and Drug Abuse Commission (CADAC). The \$5,665 grant is used for the Student Assistant Program (SAP) administered by the Midwestern Connecticut Council on Alcoholism (MCCA) for high school students.

The grant is used to fund the salary and benefits of the counselor assigned to work with students at the High School and at the Alternative Center for Education.

The Local Substance Abuse Prevention Council Grant is an initiative to support local substance abuse prevention programs and to increase community awareness focusing on the prevention of youthful drug and alcohol abuse.

Thank you, in advance, for your prompt consideration of this matter.

Sincerely,


Gene F. Enriquez
Mayor



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the prevention of and early intervention in cases of alcohol or drug abuse among high school students is in the best interests of the City of Danbury; and

WHEREAS, the City of Danbury wishes to continue the Student Assistance Program at Danbury High School for that purpose; and

WHEREAS, the State of Connecticut is authorized to make grant funds available for said purpose; and

WHEREAS, the City of Danbury wishes to obtain a grant in an amount not to exceed \$5,665.00 to cover the costs of continuing said program; and

WHEREAS, it is in the best interests of the City of Danbury that said funds be authorized for use by and provided to the Midwestern Connecticut Council on Alcoholism by virtue of an agreement with the Danbury School System for purposes of effectuating this program; and

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury be and hereby is authorized to make application for said grant and to enter into and amend any necessary contract with the State of Connecticut if such a grant is offered to the City of Danbury; and

BE IT FURTHER RESOLVED THAT the Mayor of the City of Danbury be and hereby is authorized to take any additional action necessary to accomplish the purposes hereof.



6

CITY OF DANBURY

DANBURY, CONNECTICUT 06810

(203) 797-4625

**HEALTH AND HOUSING DEPARTMENT
20 WEST STREET**

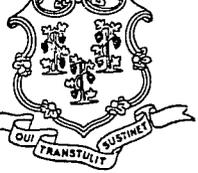
July 31, 1990

TO: Danbury Common Council
FROM: Bill Campbell, Director of Health *BC*
RE: Memorandum of Agreement for DEP Delegation of Authority Grant

The Danbury Health Department receives grant funding from the Connecticut Department of Environmental Protection (DEP) for services which we provide in investigating waste discharges, as authorized by Section 22a-424(m) of the Connecticut General Statutes. In order to continue participation in this grant program, it is necessary to execute a new memorandum of agreement with DEP. I, therefore, request that the Council authorize our execution of the enclosed agreement with the attached resolution.

Attachments

BC/kg



STATE OF CONNECTICUT
DEPARTMENT OF ENVIRONMENTAL PROTECTION



May 22, 1990

RECEIVED

MAY 25 1990

DANBURY HEALTH DEPT.

William Campbell
Director of Health
Danbury Health Department
20 West Street
Danbury, Connecticut

Dear Mr. Campbell:

The first three years of the Delegation of Authority Program have been a time of learning, a time of innovation, and finally a time of increased success in abating air and/or water pollution in your city.

Your MOA in which DEP grants the Danbury Health Department, delegation of authority expires June 30, 1990. If the Danbury Health Department plans to renew that agreement for three more years (and we hope that they do), the following materials must be signed, sealed and delivered to this office no later than June 30, 1990:

- 1) The memorandum of agreement signed by the director of health and the mayor - [The copy enclosed is basically the same as your original MOA, with some technical changes i.e. non-discrimination language has been changed, signature witnesses are no longer required, etc.]. If you would like to change (expand or delete) any of your present areas of delegation (see copy of the delegation regulations i.e. Sections 22a-2a-1 and 22a-2a-2 of the regulations of Connecticut State Agencies), please give me a call. If you don't want to change your MOA, just sign the enclosed copy and have the mayor sign, and return to me.
- 2) An authorizing resolution which authorizes the director of health to enter into agreements with the Commissioner of Environmental Protection. A copy of the resolution adopted at a meeting of the City Council or the appropriate governing body, should be typed on city letterhead stationery, signed by the city clerk (or assistant city clerk), and affixed with the city seal. If there is no city seal, a separate letter on town or health district stationery stating that there is no seal must also be provided. (See enclosed sample)
- 3) A letter of signature certification, again typed on city letterhead stationery, signed by the city clerk and affixed with the city seal. (See enclosed example).

(over)

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165 Capitol Avenue • Hartford, CT 06106

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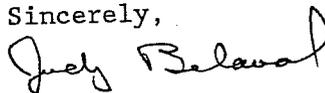
If you are interested in amending your MOA, please give me a call so that we can discuss that further.

Please forward all the above mentioned materials to me at the following address:

Connecticut Department of Environmental Protection
Waste Management Bureau, Division of Planning & Standards
165 Capitol Avenue
Hartford, Connecticut 06106

If you have any questions, please give me a call at 566-2860. We look forward to three more years of successful delegation activity.

Sincerely,



Judy Belaval
Division of Planning & Standards
Waste Management Bureau

P.S. The delegation of authority program has been funded for the 1990-1991 fiscal year at the same level as it was for the 1989-1990 fiscal year.

MEMORANDUM OF AGREEMENT

This Memorandum of Agreement by and between the State of Connecticut acting herein by its Commissioner of Environmental Protection (hereinafter referred to as the "Commissioner"), duly authorized pursuant to Section 22a-2a of the Connecticut General Statutes, and the City of Danbury acting herein by its Director of Health (hereinafter referred to as the "Director" or "Contractor") shall be effective from the 1st of July, 1990, through the 30th day of June, 1993.

WITNESSETH THAT:

WHEREAS, Section 22a-2a of the Connecticut General Statutes authorizes the Commissioner to delegate certain responsibilities and functions to any state or regional agency or municipality or employee thereof; and

WHEREAS, Section 22a-2a of the Connecticut General Statutes requires that the Commissioner adopt regulations in accordance with Chapter 54 of the Connecticut General Statutes and said section setting forth the scope of any such delegation; and

WHEREAS, the Regulations of Connecticut State Agencies have been amended by adding Section 22a-2a-2, "Delegation of authority for the abatement of water pollution"; and

WHEREAS, for the purposes of Section 22a-2a-2 the designee is the local or district director of health appointed under the provisions of Sections 19a-200, 19a-201, or 19a-242 of the Connecticut General Statutes; and

WHEREAS, the Director has submitted a request for delegation within the scope of Section 22a-2a-2 with the consent of the chief executive officer of the City of Danbury by which the Director is employed; and

WHEREAS, the hereinafter-mentioned designation of authority is with the consent of the City of Danbury; and

NOW, THEREFORE, the Commissioner does hereby delegate to the Director the following authority:

1. The authority to investigate all points of existing or potential waste discharges as provided for in Section 22a-424(m) of the Connecticut General Statutes being limited to: sewerage systems for the treatment of domestic sewage which are owned by a person as defined in Section 22a-423 of the Connecticut General Statutes; agriculture as defined in Section 1-1(q) of the Connecticut General Statutes; blowdown from heating and cooling equipment, building floor drains, commercial

2

(6)

laundry wastewater, cooling water (non-contact), stormwater, swimming pool backwash and water production wastewater.

A. The Director agrees as follows:

1. To comply with all requirements set forth in Section 22a-2a-2 of the Regulations of Connecticut State Agencies; and
2. To make all reasonable efforts to effectively and efficiently carry out the authority to investigate all points of existing or potential waste discharges as provided for in Section 22a-424(m) of the Connecticut General Statutes being limited to: sewerage systems for the treatment of domestic sewage which are owned by a person as defined in Section 22a-423 of the Connecticut General Statutes; agriculture as defined in Section 1-1(q) of the Connecticut General Statutes; blowdown from heating and cooling equipment, building floor drains, commercial laundry wastewater, cooling water (non-contact), stormwater, swimming pool backwash and water production wastewater.
- 4.(a) For the purposes of this section, "minority business enterprise" means any small contractor or supplier of materials fifty-one per cent or more of the capital stock, if any, or assets of which is owned by a person or persons: (1) Who are active in the daily affairs of the enterprise, (2) who have the power to direct the management and policies of the enterprise and (3) who are members of a minority, as such term is defined in subsection (a) of Conn. General Statute Sec. 32-9n; and "good faith" means that degree of diligence which a reasonable person would exercise in the performance of legal duties and obligations. "Good faith efforts" shall include, but not be limited to, those reasonable initial efforts necessary to comply with statutory or regulatory requirements and additional or substituted efforts when it is determined that such initial efforts will not be sufficient to comply with such requirements.

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

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

- (b) (1) The contractor agrees and warrants that in the performance of the contract such contractor will not discriminate or permit discrimination against any person or group of persons on the grounds of race, color, religious creed, age, marital status, national origin, ancestry, sex, mental retardation or physical disability, including, but not limited to, blindness, unless it is shown by such contractor that such disability prevents performance of the work

3

(6)

involved, in any manner prohibited by the laws of the United States or of the state of Connecticut. The contractor further agrees to take affirmative action to insure that applicants with job related qualifications are employed and that employees are treated when employed without regard to their race, color, religious creed, age, marital status, national origin, ancestry, sex, mental retardation, or physical disability, including, but not limited to, blindness, unless it is shown by such contractor that such disability prevents performance of the work involved; (2) the contractor agrees, in all solicitations or advertisements for employees placed by or on behalf of the contractor, to state that it is an "affirmative action-equal opportunity employer" in accordance with regulations adopted by the commission; (3) the contractor agrees to provide each labor union or representative of workers with which such contractor has a collective bargaining agreement or other contract or understanding and each vendor with which such contractor has a contract or understanding, a notice to be provided by the commission advising the labor union or workers' representative of the contractor's commitments under this section, and to post copies of the notice in conspicuous places available to employees and applicants for employment; (4) the contractor agrees to comply with each provision of this section and Conn. General Statutes Sections 46a-68e and 46a-68f and with each regulation or relevant order issued by said commission pursuant to Conn. General Statute Section 46a-56, as amended by Section 5 of Public Act 89-253, 46a-68e and 46a-68f; (5) the contractor agrees to provide the commission on human rights and opportunities with such information requested by the commission, and permit access to pertinent books, records and accounts, concerning the employment practices and procedures of the contractor as relate to the provisions of this section and section 46a-56. If the contract is a public works contract, the contractor agrees and warrants that he will make good faith efforts to employ minority business enterprises as subcontractors and suppliers of materials on such public works project.

- (c) Determination of the contractor's good faith efforts shall include but shall not be limited to the following factors: The contractor's employment and subcontracting policies, patterns and practices; affirmative advertising, recruitment and training; technical assistance activities and such other reasonable activities or efforts as the commission may prescribe that are designed to ensure the participation of minority business enterprises in public works projects.
- (d) The contractor shall develop and maintain adequate documentation, in a manner prescribed by the commission, of its good faith efforts.
- (e) The contractor shall include the provision of subsection (b) of this section in every subcontract or purchase order entered into in order to fulfill any obligation of a contract with the state and such provisions shall be binding on a subcontractor, vendor or manufacturer unless exempted by regulations or orders of the commission. The contractor shall take such action with respect to

6

any such subcontract or purchase order as the commission may direct as a means of enforcing such provisions including sanctions for noncompliance in accordance with Conn. General Statute Section 46a-56, as amended by Section 5 of Public Act 89-253; provided if such contractor becomes involved in, or is threatened with, litigation with a subcontractor or vendor as a result of such direction by the commission, the contractor may request the state of Connecticut to enter into any such litigation or negotiation prior thereto to protect the interests of the state and the state may so enter.

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

B. This contract is subject to the provisions of Executive Order No. Three of Governor Thomas J. Meskill, promulgated June 16, 1971, and, as such, this contract may be cancelled, terminated or suspended by the State Labor Commissioner for violation of or noncompliance with said Executive Order No. Three or any state or federal law concerning nondiscrimination, notwithstanding that the Labor Commissioner is not a party to this contract. The parties to this contract, as part of the consideration hereof, agree that Executive Order No. Three is incorporated herein by reference and made a part hereof. The parties agree to abide by said Executive Order and agree that the State Labor Commissioner shall have continuing jurisdiction in respect to contract performance in regard to nondiscrimination, until the contract is completed or terminated prior to completion.

The CONTRACTOR agrees, as partial consideration hereof, that this contract is subject to the Guidelines and Rules issued by the State Labor Commissioner to implement Executive Order No. Three, and that he will not discriminate in his employment practices or policies, will file all reports as required, and will fully cooperate with the State of Connecticut and State Labor Commissioner.

This Contract is subject to the provisions of Executive Order No. Seventeen of Governor Thomas J. Meskill promulgated February 15, 1973, and, as such, this contract may be cancelled, terminated or suspended by the contracting agency or the State Labor Commissioner for violation of or noncompliance with said Executive Order No. Seventeen, notwithstanding that the Labor Commissioner may not be a party to this contract. The parties to this contract, as part of the consideration hereof, agree that Executive Order No. Seventeen is incorporated herein by reference and made a part hereof. The parties agree to abide by said Executive Order and agree that the contracting agency and the State Labor Commissioner shall have joint and several continuing jurisdiction in respect to contract performance in regard to listing all employment openings with the Connecticut State Employment Service.

In witness whereof, the parties hereto have hereunto set their hands on the day and year indicated below:

CITY OF DANBURY

Director of Health

Date: _____

Mayor

Date: _____

STATE OF CONNECTICUT

Commissioner of Environmental
Protection

Date: _____

Approved as to form:

By: _____
Attorney General

Date: _____



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 Commissioner of the Department of Environmental Protection is authorized under Connecticut General Statutes Section 22a-2a to designate as his agent a municipality or employee thereof and to delegate to such agent authority to undertake various responsibilities in connection with the enforcement of Connecticut Environmental laws as they relate to air and water pollution; and

WHEREAS, for the purposes of said statute the aforesaid designee is the Danbury Director of Health; and

WHEREAS, the duties of said Director of Health established pursuant to this resolution concern the granting of authority to investigate existing or potential sources of water pollution provided and stipulated under provisions of Section 22a-2a of the Regulations of Connecticut State Agencies which duties include the submission of reports describing suspected violations, abatement of violations where required, maintenance of files regarding complaints, reports and results of samplings, as well as coordination of staffing delegations; and

WHEREAS, said Director of Health is desirous of requesting such delegation of authority and designation as agent of the Commissioner of Environmental Protection of the State of Connecticut pursuant to a Memorandum of Agreement between the State of Connecticut Commissioner of Environmental Protection and the City of Danbury Director of Health;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the City of Danbury Director of Health and Mayor Gene F. Eriquez are authorized to enter into a written agreement whereby the Director of Health acts as agent and designee of the State of Connecticut Commissioner of Environmental Protection for the above-mentioned purposes and that the Director of Health and Mayor Gene F. Eriquez be and hereby are authorized to execute any and all necessary related documents pursuant to said program.



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CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

August 7, 1990

(203) 797-4511

Honorable Members of the Common Council
City of Danbury, Connecticut 06810

Dear Council Members,

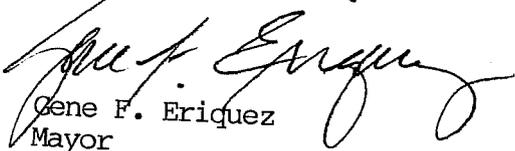
Attached is a resolution which allows the City of Danbury to accept the State Drug Grant of \$776,488 which has been allocated to us as the State's 8th largest entitlement City.

As you may know, through the efforts of my office and those of our State legislative delegation, Danbury has received nearly three times the allocation for this fiscal year compared to the previous year.

This will allow us to enhance our law enforcement efforts through the Tactical Narcotics Team and other measures, provide educational opportunities for drug prevention and community awareness, and establish additional crime prevention activities related to neighborhood reclamation and other anti-drug programs.

Thank you for your cooperation.

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 City of Danbury has made application to the State of Connecticut for grant funding pursuant to Public Act 89-390, An Act Concerning Prevention and Treatment of Substance Abuse and Enforcement of Drug Laws; and

WHEREAS, the State of Connecticut has approved said application and offered the City of Danbury a grant in the amount of \$776,488.00; and

WHEREAS, \$232,946.00 of this grant is to be designated for drug education, the amount of \$465,893.00 is to be designated for law enforcement and \$77,649.00 for crime prevention programs; and

WHEREAS, the acceptance of said grant is in the best interests of the City of Danbury;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT Mayor Gene F. Eriquez be and hereby is authorized to accept said grant on behalf of the City of Danbury subject to the terms and conditions established in connection with said grant by the State of Connecticut; and

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



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individuals for appointment to the Tarrywile Authority:

Mrs. Barbara Talarico (D)
10 Deer Hill Avenue, Danbury, CT 06810
Term to Expire: May 1, 1993

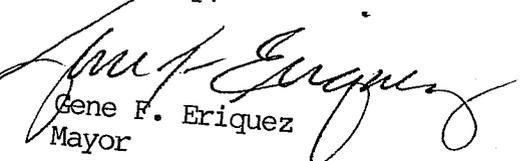
Mr. Charles Ducibella (D)
90 Deer Hill Avenue, Danbury, CT 06810
Term to Expire: May 1, 1993

Mrs. Talarico has been a long time volunteer in Danbury. She is active in the Wooster School Parent's Council, St. Peter's Church, St. Jame's Food Pantry, Friends of the Library and the Pope John Paul Health Care Center. She is a substitute teacher in the Danbury Public Schools.

Mr. Ducibella served as Mayor of the City of Danbury from 1974-1977. Prior to holding that position he was City Clerk from 1966-1974. He was one of the original members of the Park Commission and served as Chairman for 5 years. Through the years Mr. Ducibella has been active in the American Legion, Catholic War Veterans, the VFW, the Amerigo Vespucci Lodge and the Kiwanis Club. He is also a member of St. Peter Church.

Thank you, in advance, 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

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual for reappointment to the Parking Authority:

Mr. Louis Najamy (U)
11 Lakeview Avenue, Danbury, CT 06810
Term to Expire: June 30, 1995

Mr. Najamy has had an excellent attendance record for the past year.
Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,

Gene F. Eriquez
Gene F. Eriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

August 7, 1990

(203) 797-44

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individuals for reappointment to the Fair Rent Commission:

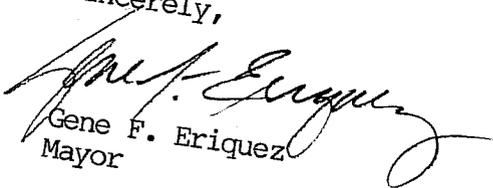
Ms. Lydia Yaglenski (R)
61 Padanaram Road, Danbury, CT 06810
Term to Expire: July 1, 1993

Rev. Ruben Bush (D)
21 East Pearl Street, Danbury, CT 06810
Term to Expire: July 1, 1993

Mr. Connie Shuler (D)
12 Bells Place, Danbury, CT 06810
Term to Expire: July 1, 1993

All three Commission members have had good attendance for the first half of 1990.
Thank you, in advance, 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

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

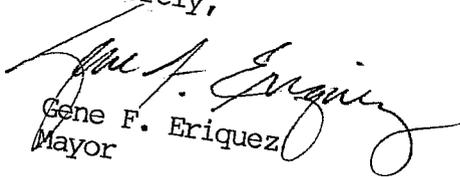
I hereby submit, for your confirmation and approval, the following individual for reappointment to the Candlewood Lake Authority:

Ms. Helga Jensen (R)
40 Moody Lane, Danbury, CT 06810
Term to Expire: April 1, 1993

Ms. Jensen has attended the meetings on a regular basis for the past year.

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,


Gene F. Eriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

August 7, 1990

(203) 797-4

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual for reappointment to the Lake Kenosia Commission:

Mr. Robert Carlson (R)
11 Boulevard Drive/#26, Danbury, CT 06810
Term to Expire: May 1, 1993

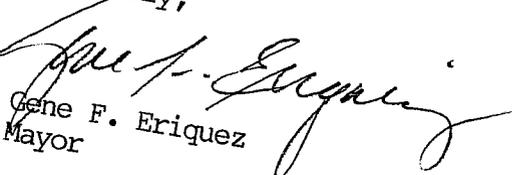
Mr. Carlson has only missed one meeting in the second quarter of this year. I would also like to appoint the following individual to serve on the Commission:

Mr. Mitchell B. Weston (D)
7 Windaway Road, Danbury, CT 06810
Term to Expire: May 1, 1993
(filling vacancy of J. DeMille)

Mr. Weston is a Lieutenant in the Danbury Police Department. He served in the United States Army from 1973-1976. He joined the Police Department in 1977. This past May, Lt. Weston graduated from the University of Bridgeport with a Juris Doctor Degree in Law. Locally, he has been active in the Danbury Jaycees, Danbury Saferides, and has been very involved in vehicular safety, drunk driving and seat belt usage.

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,


Gene F. Enriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

August 7, 1990

(203) 797-451

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individual for reappointment to the Richter Park Authority:

Mr. Felix Bonnacci (R)
243 White Street, Danbury, CT 06810
Term to Expire: September 1, 1992

Mr. Bonnacci has attended two of three regularly scheduled meetings in the first quarter of the year.

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,


Gene F. Eriquez
Mayor



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CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individuals for reappointment to the Building Code Board of Appeals:

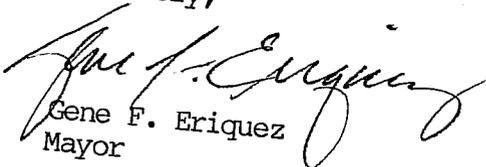
Mr. John Plecity (D)
97 Middle River Road, Danbury, CT 06810
Term to Expire: January 1, 1994

Mr. Roger LeBlanc (D)
25 Bel Air Drive, Danbury, CT 06810
Term to Expire: January 1, 1994

Both Mr. Plecity and Mr. LeBlanc have had excellent attendance records for the past year.

Thank you, in advance, for your timely confirmation of these appointments.

Sincerely,


Gene F. Enriquez
Mayor

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CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individuals for reappointment to the Housatonic Valley Tourism Commission:

Ms. Lucye Boland
Director/Scott-Fanton Museum
Term to Expire: June 30, 1993

Mr. Rick Jowdy
Owner/Tuxedo Junction Restaurant
Term to Expire: June 30, 1993

Mr. Paul Schierloh
Representing the City of Danbury
Term to Expire: June 30, 1993

Mr. Hank Zaccara
Owner/Chuck's Steak House
Term to Expire: June 30, 1993

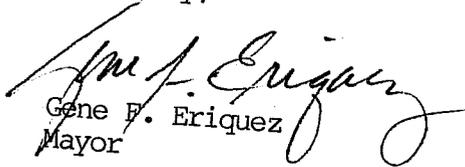
I would also like to appoint two new members to the Commission:

Ms. Susannah Burak
Manager/Super 8 Motel
Term to Expire: June 30, 1991
(Filling vacancy created by resignation of
R. Branigan)

Mr. Anthony Pinto
Manager/Holiday Inn
Term to Expire: June 30 1993
(Replacing P. Heyel)

Thank you, in advance, for your timely confirmation of these appointments.

Sincerely,


Gene F. Eriquez
Mayor

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CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individuals for reappointment to the Board of Ethics:

Ms. Barbara Flanagan (D)
3 Dogwood Park North, Danbury, CT 06811
Term to Expire: August 1, 1992

Mrs. Irene King (D)
8 Mountain Road, Danbury, CT 06810
Term to Expire: August 1, 1992

Mr. James Esposito (D)
27 Lawncrest Road, Danbury, CT 06810
Term to Expire: August 1, 1992

Mr. William Murphy (D)
91 Stadley Rough Road, Danbury, CT 06810
Term to Expire: August 1, 1992

The Board of Ethics does not meet on a regular schedule, however, the members attendance is excellent when meetings are called.

Thank you, in advance, for your timely confirmation of these appointments.

Sincerely,

Gene F. Eriquez
Mayor



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CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individuals for reappointment to the Youth Commission:

Mrs. Barbara Feinson (D)
47 Juniper Ridge Road, Danbury, CT 06810
Term to Expire: April 1, 1992

Ms. Sharon Fusco (U)
136 Brookside Condominiums, Danbury, CT 06810
Term to Expire: April 1, 1992

I would also like to appoint the following individuals to serve on the Commission:

Mr. Robert Ochs (D)
21 Wooster Heights, Danbury, CT 06810
Term to Expire: April 1, 1992
(Filling vacancy of Edward Cowan who resigned)

Mr. Greg Scailes (D)
12 Harding Place, Danbury, CT 06810
Term to Expire: April 1, 1992
(Filling unexpired term of A. Harrigan)

Mrs. Eleanor Powers (D)
15 Chambers Road, Danbury, CT 06811
Term to Expire: April 1, 1992
(Filling vacancy)

Mr. William Stevenson (D)
10 Quien Street, Danbury, CT 08610
Term to Expire: April 1, 1993
Alternate Member (filling vacancy)

Ms. Edwena Chance (D)
7 Valley Road, Danbury, CT 06811
Term to Expire: April 1, 1992
Alternate Member (filling vacancy)

Mr. Ochs is a long-term employee of Grolier, Inc. and serves as Director of Fulfillment Operations. He has lived in Danbury for 33 years. Mr. Ochs has worked with youth in the community through his Church affiliation, his own children and new employees at Grolier. Additionally, he has often played Santa during the holiday season for the community party Grolier hosts and some have called him the best Santa ever!

Mr. Greg Scailes is a teacher at Roberts Avenue School. He has been active in many community affairs and most recently served on the Mayor's Advisory Committee on the Homeless.

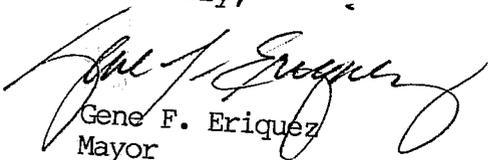
Ms. Eleanor Powers is a registered nurse currently working in the Danbury School system. She has been active in PTO and scouts through the years and for the past six summers has been a camp nurse during her summer vacation. She is a member of St. Joseph Church.

Mr. Stevenson is a Danbury native. He has worked for the Department of Labor in the Job Service Office as the Veterans Employment Representative here in Danbury for 11 years. Mr. Stevenson has also worked on sports programs for the City, local little league activities and as an official for Girls Basketball and Boys Football at Danbury High School. He is a member of the First Assembly of God Church.

Mrs. Chance is the former Assistant Director of Admissions at Western Connecticut State University. She is currently the Director of the Higher Education Opportunity Program at Mount St. Mary's College in Newburg, NY. Mrs. Chance is a member of the NAACP, the Coalition of 100 Black Women and New Hope Baptist Church.

Thank you, in advance, for your timely confirmation of these appointments.

Sincerely,


Gene F. Eriquez
Mayor



19

CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

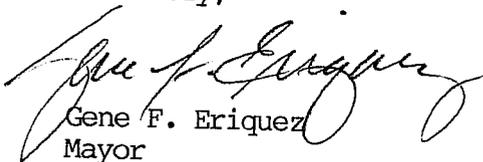
I hereby submit, for your confirmation and approval, the following individual for appointment to the Planning Commission as an alternate member:

Mr. Richard Elder (D)
9 Centennial Drive, Danbury, CT 06810
Term to Expire: January 1, 1992
(filling unexpired term of Steven Zaleta
who is now a regular member)

Mr. Elder is the Vice President of Marketing for James River Corporation. He has lived in Danbury for nearly 20 years. Mr. Elder has previously served the City as a member of the Common Council.

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,


Gene F. Eriquez
Mayor



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

I hereby submit, for your confirmation and approval, the following individuals for reappointment to the Aviation Commission:

Mr. Donald Crudginton (D)
157 South Street, Danbury, CT 06810
Term to Expire: July 1, 1993

Mr. John Sullivan (D)
23 Oak Ridge Gate Danbury, CT 06810
Term to Expire: July 1, 1993

Mr. Lawrence Landermann (R)
21 Olympic Drive, Danbury, CT 06810
Term to Expire: July 1, 1993

I would also like to appoint the following individual to serve:

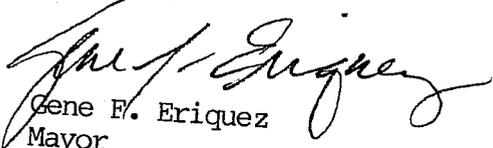
Mr. Thomas Zarecki (D)
129 Brookside, Danbury, CT 06810
Term to Expire: July 1, 1991
Filling vacancy of Geoffrey Nye who has resigned

2

Mr. Zarecki has a consulting business for Radio Stations. As a frequent traveler, he has expressed interest in airport operations. Mr. Zarecki has been active in many local volunteer activities including St. Peter Church.

Thank you, in advance, for your timely confirmation of these appointments.

Sincerely,


Gene F. Eriquez
Mayor



CITY OF DANBURY

DANBURY, CONNECTICUT 06810
DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

(2)

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

Municipal Agent
80 Main Street
(203) 797-4687

"Interweave"
Adult Day Care Center
198 Main Street
(203) 792-4482

Mayor Gene Eriquez and
Members of the Common Council
City Hall - 155 Deer Hill Avenue
Danbury, Connecticut

July 31, 1990

Mayor Eriquez and Members of the Common Council:

The Department of Elderly Services requests your approval to accept two gifts that have been recently given to the Danbury Senior Center:

\$100.00 - as a memorial gift from a private family

25.00 - from a local cultural group that utilized the Senior Center

These two gifts were given for the Senior Center picnic to be held in September. It is asked that you will approve the donations and transfer them into the regular budget of the department.

Respectfully,

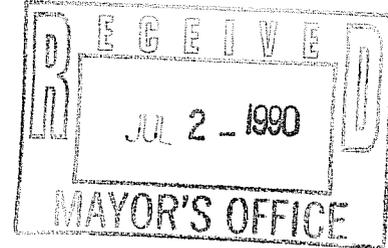
Leo McIlrath

Ethan Allen inc.

ETHAN ALLEN DRIVE, DANBURY, CONN. 06811-5247
PHONE: 203/743-8000
FAX: 203/743-8298
TELEX: 6819348

June 28, 1990

Mayor Gene F. Eriquez
City of Danbury
Danbury, Connecticut 06810



Dear Sir:

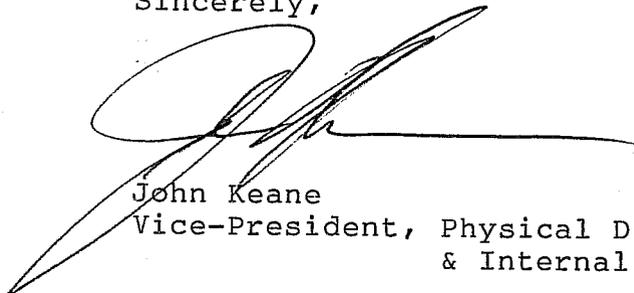
The following is a list of home furnishings Ethan Allen Inc. would like to donate to the City of Danbury:

| <u>Quantity</u> | <u>Description</u> |
|-----------------|-------------------------------------|
| 1 | 60" Camel Back Chippendale Loveseat |
| 2 | Queen Anne Wing Chairs |
| 2 | Chippendale Arm Chairs |

This product is to replace Ethan Allen furnishings presently in your office, which because of continual usage is in need of replacement.

As a proud resident of the City of Danbury, we are pleased to make this donation.

Sincerely,



John Keane
Vice-President, Physical Distribution
& Internal Services

JK:jay



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CITY OF DANBURY
DANBURY, CONNECTICUT 06810

FIRE DEPARTMENT
19 NEW STREET

ANTONIO L. LAGARTO, CHIEF
(203) 796-1550

July 20, 1990

To: Mayor Gene F. Eriquez and Members of the Common Council
From: Antonio L. Lagarto, Chief Fire Executive
Subject: Special Services Account - Expense Code #011011

Dear Mayor Eriquez and Members of the Common Council:

On July 1, 1990, we received \$22,000.00 in the Special Services Account and because of the extensive work being done at the Danbury Mall-G. Fox Co., Lee Farms Office Park, and other locations, there has been a great need for Fire Watch. It appears that we will be out of money in this account by the first week of August.

I have no way of knowing for sure how much more money I will need. I am asking at this time that another \$20,000.00 be added to this account.

I would like to remind you that this account is a wash item since we bill the affected company for the Fire Watch and the money then comes back to the City.

Thank you for your understanding and support.

Sincerely,

Antonio L. Lagarto
Chief Fire Executive

ALL:mw
specserv

c:D.Setaro, Acting Director of Finance/Comptroller



21

CITY OF DANBURY

DANBURY, CONNECTICUT 06810
DEPARTMENT OF ELDERLY SERVICES
COMMISSION ON AGING

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

Municipal Agent
80 Main Street
(203) 797-4687

**"Interweave"
Adult Day Care Center**
198 Main Street
(203) 792-4482

Mayor Gene Eriquez and
Members of the Common Council
City Hall - 155 Deer Hill Avenue
Danbury, Connecticut

July 31, 1990

Mayor Eriquez and Members of the Common Council:

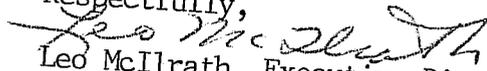
The Department of Elderly Services requests your approval to apply for Title III-B funds for the operation of "Interweave" - the Danbury Adult Day Care Center for the period 01/01/91 - 12/31/91.

The application is for no more than \$30,000 from the Western CT Area Agency on Aging. This grant is for an eighth year of funding through this agency.

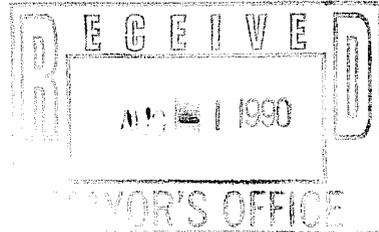
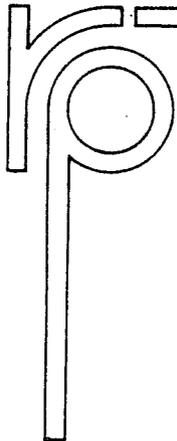
"Interweave" reflects the best of adult day care services, including nursing, social, transportation, nutrition and leisure-time activities for older frail and/or confused individuals who come to the center during the day and return to their homes in the evening. Most are "at risk" for institutional care. Adult day care allows a better alternative for many people who should not be alone during the day.

Danbury has benefitted it's older frail citizens and therefore, itself over the past seven years at a very low cost to the community. The Department of Elderly Services requests that you continue in this committment.

Respectfully,


Leo McIlrath, Executive Director
Department of Elderly Services/
City of Danbury

Richter Park



August 1, 1990

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

Dear Mayor Eriquez;

It is estimated that the cost to complete the maintenance facility at Richter Park is approximately \$60,000.00.

Through various cost savings and diversions of funds, from other allocations, Richter Park can appropriate about \$30,000.00 to this project.

In order to complete this badly needed project as expeditiously as possible, Richter Park is requesting \$30,000.00 from the City of Danbury.

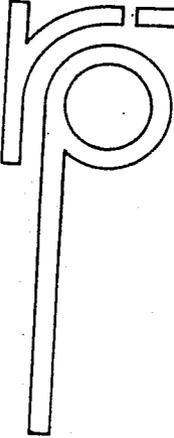
Your cooperation and attention to this matter is greatly appreciated.

Very truly yours,

Dino J. Storoni
Dino J. Storoni
Manager

DJS/em
Enc. (1)

Richter Park



26

RICHTER PARK MAINTENANCE BUILDING

PROPOSED BUDGET

| <u>Project Component</u> | |
|----------------------------------------------------------------|-------------------|
| Septic System (including tanks, pumping chamber, fields, etc.) | \$15,000 |
| Well Drilling/Pump Installation with electrical work | \$ 3,250 |
| Interior Partitions/Office | |
| General Contracting | \$25,000 |
| Heating | \$ 2,500 |
| Electrical (with fixtures) | \$ 2,500 |
| Plumbing and fixtures | \$ 5,250 |
| Flooring | \$ 1,000 |
| Compressed Air Equipment/Service | \$ 2,000 |
| Project Contingency | \$ 3,500 |
| Total Project Estimated Cost | ----- \$60,000 |

CUTSUMPAS, COLLINS, HANNAFIN, GARAMELLA, JABER & TUOZZOLO
PROFESSIONAL CORPORATION

ATTORNEYS AT LAW

148 DEER HILL AVENUE-PO. Box 440, DANBURY, CONNECTICUT 06810

AREA CODE 203
744-2150

TELECOPIER: (203) 791-1128

July 25, 1990

LLOYD CUTSUMPAS
FRANCIS J. COLLINS
EDWARD J. HANNAFIN
JACK D. GARAMELLA
PAUL N. JABER
JOHN J. TUOZZOLO
JOHN A. CURTAS*
PAULA FLANAGAN
THOMAS W. BEECHER
CHRISTINE M. ELLIS
C. ANTHONY VOURNAZOS
EVA M. DEFranco
CHRISTOPHER K. LEONARD

*ALSO ADMITTED NEW YORK AND NEVADA

HAND DELIVER

Mr. Joseph DaSilva, President
Common Council
CITY OF DANBURY
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Landsiedel Estates Subdivision
Our File No. 87-8230-4-P

Dear Mr. DaSilva:

Please be advised that I represent Landsiedel Estates Partnership, owners of property located off Stadley Rough Road in Danbury. Landsiedel Estates Partnership hereby petitions the Common Council to accept the newly constructed roadways in said subdivision, more particularly Ervie Drive and Laura Drive.

I would please request that the Subcommittee advise me of the date of the hearing.

If you should have any questions concerning this matter, please do not hesitate to contact me.

Yours very truly,



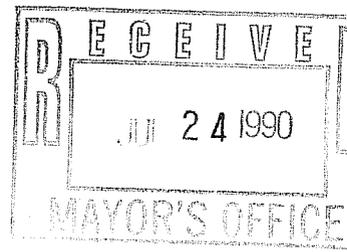
Paul N. Jaber

PNJ/rmc

cc: D. C. Leppo
J. A. Schweitzer, Jr.
E. S. Hawley, Jr.



22



CITY OF DANBURY

EMANUEL A. MERULLO
DIRECTOR OF PERSONNEL

PERSONNEL DEPARTMENT
(203) 797-4598

JULIO A. LOPEZ
ASST. PERSONNEL DIRECTOR

July 23, 1990

TO: Gene F. Eriquez, Mayor
FROM: Manny Merullo, Personnel Director *EAM*
RE: Request for approval of the Collective Bargaining Agreement for Special Police Officers

The letter from Saranne Murray (copy attached) best explains the reason for this request.

I made the necessary changes to the signature page. It is ready to go to the Common Council for approval.

A copy has also been forwarded to Dom Setaro with a request that he certify funding.

cc: Dominic A. Setaro Jr.
Comptroller

No certification required - funds already in place in existing budget

Shipman & Goodwin (7)
Counselors at law
799 Main Street
Hartford, Connecticut 06103-2377

FREDERICK J. CONARD, JR.
 ROBERT EWING
 ROBERT FERGUSON, JR.
 WILLIAM H. WOOD, JR.
 ROBERT T. ROSENWEIG
 CHARLES R. MILLIKEN
 H. MARYN OWEN
 PAUL W. ORTH*
 ROBERT J. CATHCART
 FRANCIS M. DOOLEY
 THODDGE M. SPACE
 THUYVESANT K. BEARNS
 ALEX LLOYD
 DANIEL P. BROWN, JR.*
 JAMES T. BETTS
 BRIAN CLFMOW
 IRA H. GOLDMAN
 SCOTT L. MURPHY**
 COLEMAN H. CASEY*
 BRENDA A. ECKERT
 JOHN T. KREITLER
 BRUCE G. MACDERMID
 PETER W. BENNER
 THOMAS B. HOONEY
 THOMAS F. THRESSETL*
 JOHN I. HARRIS
 ROBERT L. WYLD
 MARY H. ACKERLY
 FRANK J. MARCO
 DONALD K. CAWLEY*
 CHARLES L. HOWARD
 WILLIAM O. RISKA
 J. MICHAEL SCONYERS
 JOHN H. LAWRENCE, JR.**
 JAMES W. BERGFENN
 PAUL D. GANSON
 SARANNE P. MURRAY
 ALAN E. LIBBERMAN
 THOMAS M. ARMSTRONG

T. MITCHELL FORD*
 WILLIAM W. HOPPIN
 G. CAMPBELL BECKET
 COUNSEL

(203) 549-4770
 FACSIMILE NO. (203) 724-5933

| | | |
|-----------------------------------------------------------|--------------------------------------------------------------------|-------------------------------------------------------------|
| 50 MILK STREET BOSTON, MA 02109-5097 (617) 542-5465 | THREE LANDMARK SQUARE STAMFORD, CT 06901-2581 (203) 359-4544 | PORTER STREET LAKEVILLE, CT 06039-1809 (203) 435-2539 |
|-----------------------------------------------------------|--------------------------------------------------------------------|-------------------------------------------------------------|

MARK P. ANDERSON
 WILLIAM G. ROCK
 LEAH COHEN CHATINOVER
 DONALD V. ROMANIK
 MARY L. PALLADINO
 JOHN D. NEWMAN
 DONNA L. BROOKS
 BRUCE J. CHARENDOFF
 LINDA L. YODER
 PETER R. REYNOLDS
 RICHARD R. STEINMETZ
 AKIBA STERN*
 JAMES B. POMEROY
 JOAN W. FELDMAN
 RICHARD I. COHEN
 CYNTHIA K. COURTNEY
 RICHARD A. MILLS, JR.
 LYNN M. DAGGETT
 ANITA L. BUTLER
 STEPHEN J. GEISSLER
 MICHAEL E. HOTALING
 DEBORAH SMITH FRISONE
 JEFFREY HELLMAN**
 SUZANNE H. WERNER
 ELENA EPIFANO BYRNE
 DENNIS C. LA GANZA
 MARK K. OSTROWSKI
 PAUL R. PESCATELLO
 KIMBERLY DEAN CORAN
 GREGORY E. CLARK
 TIMOTHY J. COVELLO
 JEAN ZUBEK RICH
 MICHAEL E. FOLEY
 MICHAEL P. MCKEON
 MARTHA M. WATTS
 LESLIE L. DAVENPORT
 GREGORY T. D'AURIA
 STEPHEN K. GELLMAN
 ROSINA FRANCIJA
 THOMAS P. FLYNN
 DORIS GÖTTEL HOWERTON
 KEITH E. KRUSZ

*ADMITTED IN CT & MA
 **ADMITTED IN CT & PA
 ALL OTHERS ADMITTED IN CT

July 18, 1990

Emanuel A. Merullo
 Personnel Director
 City of Danbury
 155 Deer Hill Ave.
 Danbury, CT 06810

Re: Special Police Contract

Dear Manny:

You may recall that some time ago we offered a settlement of the Special Police contract for 1990 and 1991. The Union's staff representative, Jon Goliber, indicated he would recommend the settlement. Therefore, we had a contract document prepared back in October. Just the other day, I finally received a signed copy of it from Mr. Goliber. The two executed copies which he sent me are enclosed.

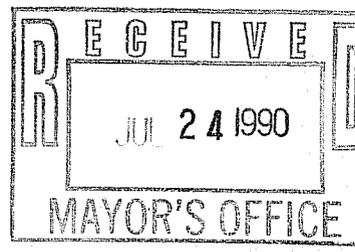
This contract has never been presented to the City Council for ratification, as we were not sure the Union was accepting it. Therefore, it must be approved by the Council now. Also, the Mayor's signature line on the document we prepared is incorrect since Mayor Enriquez had not yet been elected when we prepared the proposed contract.

Despite the above referenced problems and the delay, I recommend that the City accept the enclosed proposed agreement. Please let me know if you have any problem with this recommendation, or if other City officials do.

Sincerely,

Saranne P. Murray
 Saranne P. Murray

Enclosures
 5281N/1



AGREEMENT
between
THE CITY OF DANBURY
and
DANBURY POLICE UNION
LOCAL #891 AND COUNCIL # 15, AFSCME, AFL-CIO
(SPECIAL POLICE)

January 1, 1990 - December 31, 1991

9331I
10-27-89

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(27)

THIS AGREEMENT is entered into by the CITY OF DANBURY, Connecticut, hereinafter referred to as "the City," and the DANBURY POLICE UNION, LOCAL #891, and COUNCIL #15, AFSCME, AFL-CIO, hereinafter referred to as "the Union."

ARTICLE I - RECOGNITION

- 1.1 The City recognizes the Union as the sole and exclusive bargaining agent for all Union Special Police Officers who work for the Danbury Police Department and qualify for membership in the bargaining unit in accordance with Sections 7-467 to 7-479 of the Connecticut General Statutes, as amended.
- 1.2 Hours worked on private duty assignments for which the Special Police Officer is compensated indirectly by sources other than the City of Danbury shall not be counted when determining the eligibility of an officer for membership in the bargaining unit pursuant to the provisions of Sections 7-467 to 7-479 of the Connecticut General Statutes, as amended.
- 1.3 On or about January 1 of each calendar year, the City shall make a determination as to qualification for membership in the bargaining unit in accordance with Section 7-467 of the Connecticut General Statutes. Any Special Police Officer who, in the preceding calendar year, has worked one hundred twenty (120) days or more shall be deemed a member of the bargaining unit as of January 1 and shall continue to be treated as a bargaining unit employee for that full calendar year following.

ARTICLE II - HIRING

- 2.1 Union Special Police shall receive priority in hiring for special police officer jobs and shall be able to sign up for extra duty assignments after 12:00 noon on Wednesday.
- 2.2 The parties recognize that certain assignments for which Union Special Police are hired involve working reasonably regular shifts over long periods of time. These assignments shall be recognized as "steady assignments" and the City may, but shall not be required to, rotate steady assignments among Union Special Police. Steady assignments shall be required to maintain the same qualifying hours as other Union Special Police.

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ARTICLE III - WAGES

- 3.1 Effective January 1, 1990, the City shall pay the following rate per hour - \$9.01.
- 3.2 Effective January 1, 1991, the City shall pay the following rate per hour - \$9.55.
- 3.3 In lieu of non medical benefits, the City shall pay actives an additional premium of sixty cents (\$.60) for each hour actually worked.

ARTICLE IV - MEDICAL INSURANCE

- 4.1 A Union Special Police Officer may make application to the City Insurance Department for participation at his own cost in the same hospitalization and medical plans as afforded regular police officers.

In the event the insurance carrier permits such participation by the group of Union Special Police, then the premium charged to the City by such participation shall be paid to the City by each participating Union Special Police Officer no later than the 15th of the month preceding the month of insurance coverage. Failure to make such payment to the City will result in the termination of coverage at the end of the month. There shall be no cost to the City for such insurance coverage.

- 4.2 In the event the City changes carriers, then similar arrangements will be accorded to Union Special Police under the new insurance carrier.
- 4.3 The City will pay the premiums on the coverage contained in Section 4.1 for Union Special Police who are regularly assigned to the full-time security positions at the Rogers Park Jr. High School, the City Hall and the City Hall Parking Lot.

These qualified Union Special Police will continue to receive the sixty cents (\$.60) hourly premium in lieu of major medical coverage.

ARTICLE V - GRIEVANCE PROCEDURE

- 5.1 Purpose. This procedure is established to ensure an equitable resolution of problems arising out of the employer-employee relationship between the City and the

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Union Special Police and to provide a means and method of settling employee grievances on as low an administrative level as possible and thereby achieve maximum efficiency as well as the highest morale among the Union Special Police.

5.2 Definitions. A grievance for the purpose of this procedure shall be deemed to be an employee complaint involving a matter relating to the interpretation and application of the specific terms and conditions of this Agreement.

5.3 Time Extensions. Time extensions beyond those set forth in this Article may be agreed upon by mutual consent of the parties hereto.

5.4 Procedure.

Step One. Within seven (7) days of the date of the occurrence giving rise to a grievance, any Union Special Police Officer who deems himself aggrieved may, with or without Union representation, submit his grievance in writing, signed by him or his representative, to the Chief of Police or his designee who shall use his best efforts to resolve the grievance. The decision of the Chief of Police shall be delivered in writing to the Union Special Police Officer Active and to his representative, if he is so represented, within ten (10) working days after the presentation of the grievance.

Step Two. If the Union Special Police Officer and his representative, if represented, are dissatisfied with the decision rendered by the Chief of Police, or in the event there is none such, such Union Special Police Officer or his representative shall submit the grievance in writing to the Mayor or his designee. The Mayor or his designee shall, within ten (10) days of the receipt of the grievance, submit his decision in writing to the Union Special Police Officer and his representative.

Step Three. If the grievance shall not have been disposed of to the satisfaction of the aggrieved Union Special Police Officer and his representative, or if the Mayor or his designee shall fail to render his decision within ten (10) days after the receipt of the grievance, the Union Special Police Officer and his representative shall have the right to submit the grievance for final solution to the Connecticut State Board of Mediation and Arbitration within twenty (20) days after the date of such decision by the Mayor or his designee or within

thirty (30) days, after the receipt of the grievance by the Mayor or his designee. The decisions of said Board shall be final and binding upon both parties.

ARTICLE VI - DUES CHECK OFF

- 6.1 The City has agreed to deduct from the paycheck of each employee who has signed, or who hereafter may sign an authorized payroll deduction card, a sum certified in writing by the Secretary or other authorized official of the Union to be Union dues.
- 6.2 These deductions will be made once a month on the same day of each month as specified by the City, with the agreement of the Union.
- 6.3 The Union agrees to hold the City harmless from any action taken by an employee or group of employees as a result of the City's making or failing to make the dues deductions as specified in this Article.

ARTICLE VII - DURATION

This Agreement shall remain in full force and effect until December 31, 1991 and shall be considered automatically renewed for successive periods of one (1) year, unless either party shall give written notice to the other party at least one hundred twenty (120) days prior to such expiration date of a desire to amend, modify or terminate this Agreement.

IN WITNESS WHEREOF, the parties hereto have respectively caused this Agreement to be executed by their duly authorized and constituted representatives this _____ day of _____, 1989.

CITY OF DANBURY

DANBURY POLICE UNION, LOCAL #891
and COUNCIL #15, AFSCME, AFL-CIO

Gene F. Eriquez
Mayor

John Dimone
President

Emanuel A. Merullo
Director of Personnel

Jon Paul Goliber
Staff Representative



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT
OF FINANCE**

July 19, 1990

Certification #3

TO: Common Council via
Mayor Gene F. Eriquez

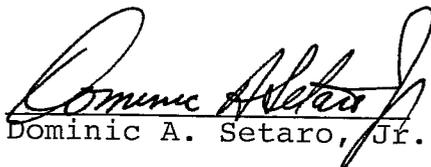
FROM: Dominic A. Setaro, Jr., Acting Director of Finance/
Comptroller

As you know, at budget time the Public Buildings' Teamsters contract was settled. I indicated to the Common Council during the budget deliberations that I would present to them at their August meeting the final tabulation for the adjustment for the Public Buildings for the 1990-91 budget. The adopted budget did not include any adjustment. The funds were contained within contingency, therefore, the amount of \$9,446.12 will be needed from the Contingency Fund to be transferred to the Public Buildings account.

I hereby certify the availability of \$9,446.12 to be transferred from the Contingency Fund to the Public Buildings' regular salary account #02-01-222-010100. Will you please place this item on the August 7, 1990 agenda of the Common Council for its approval.

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

| | |
|-----------------------------|---------------------|
| Balance of Contingency Fund | \$584,000.00 |
| Less pending requests | -8,500.00 |
| Less this request | -9,446.12 |
| | <u>\$566,053.88</u> |


Dominic A. Setaro, Jr.

DAS:af



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

July 20, 1990

Certification #4

TO: Common Council via
Mayor Gene F. Eriquez

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

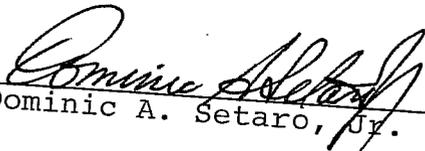
As you know, the D.M.E.A. employees' union settled their contract this past fiscal year. The 1990-91 budget was adjusted to reflect salaries to be paid based on the union contract. Part of the contract stipulated that there was an appeal process for various reclassifications of positions. As a result of this appeal process, there were a few departments that received upgrades for salaried positions. An inventory control clerk in the Purchasing Department will receive an additional \$962.92 based on the new reclassification. Funds will be needed from the Contingency Fund to cover this.

I hereby certify the availability of \$962.92 to be transferred from the Contingency Fund to the Purchasing Department's regular salary account #02-01-148-010100. Please place this item on the agenda of the August 7, 1990 Common Council meeting for its approval.

Balance of Contingency Fund
Less pending requests
Less this request

\$584,000.00
-17,946.12
-962.92

\$565,090.96


Dominic A. Setaro, Jr.

DAS:af



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

July 18, 1990

Certification

TO: Common Council via
Mayor Gene F. Eriquez

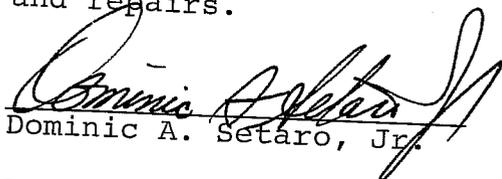
FROM: Dominic A. Setaro, Jr.
Acting Director of Finance/Comptroller

RE: **School Repairs**

As per our conversations and recent meetings involving necessary repairs that will have to be made to the various city school buildings, we have consulted with our bond counsel, S. Frank D'Ercole, and it is our opinion at this particular point that it is safe to assume that, as a result of the change in the arbitrage laws, we will be able to generate at this time approximately \$100,000 in interest earnings from proceeds of bond anticipation notes that the city will obtain in the very near future. This is just an estimate. It is also my opinion that this number will increase depending on final information that is submitted to us over the next sixty to ninety days.

As suggested, this \$100,000 can be certified, and I hereby certify the availability of \$100,000 to be appropriated to a special line item in the capital budget entitled School Renovations. This will not require a transfer from contingency since we will amend the city's revenue for special fund investments in a like amount. I would suggest that you place this item on the agenda of the August 7, 1990 meeting of the Common Council for their approval so that funds will be appropriated and the necessary repairs can be made before school opens.

Please keep in mind that, as we receive additional information, additional funds can be appropriated for school renovations and repairs.


Dominic A. Setaro, Jr.

DAS:af

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



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT
OF FINANCE**

August 1, 1990

Certification

TO: Common Council via
Mayor Gene F. Eriquez

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

RE: **Airport Improvements**

I hereby certify the availability of \$27,000.00 to be transferred from funds reserved for airport improvements. The funds will be used as the city's share for a federal grant for airport drainage channel, culvert improvements and airport utilities. This transfer has no impact on the contingency since the city has prior to this certification \$242,100.00 remaining in the reserve for airport improvements which resulted from the sale of city land to the State of Connecticut, which monies must be used specifically for airport improvements. Keep in mind that this \$27,000.00 certification is in addition to the \$100,000.00 that was appropriated in the fiscal year ending June 30, 1990.

I request that you place this item on the agenda of the August 7, 1990 Common Council meeting along with the July 25, 1990 letter from Paul Estefan, Airport Administrator, for approval by the Common Council.

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



Dominic A. Setaro, Jr.

DAS:af

c: Paul Estefan



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DANBURY MUNICIPAL AIRPORT
P.O. BOX 2299
WIBLING ROAD

AIRPORT ADMINISTRATOR
PAUL D. ESTEFAN
(203) 797-4624

July 25, 1990

Mayor Gene F. Eriquez
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut

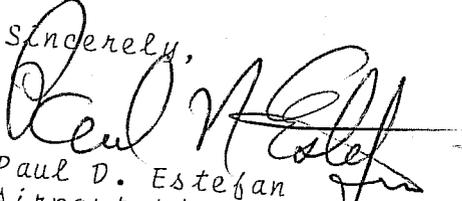
Dear Mayor,

On December 22, 1989 I had written you a letter requesting that the City of Danbury use \$100,000.00 of City monies to design a snow removal building and do drainage improvements here at the Airport. The Common Council approved the request for monies for these two items. In further conversations with the FAA regarding both of these projects they have indicated to me that they would fund the Airport drainage Channel, Culvert improvements and Airport Utilities before they fund the snow removal building project.

In speaking with the Cities Consultant Edwards and Kelcey of Boston, Mass. on the work scope and all the Federal State and local Environmental permits that are going to be needed, the cost to do the design scope and have plans ready to go out to bid will be \$127,000.00. I am requesting that an additional \$27,000.00 be added so that we can complete all of the work necessary to have the project ready to go out to bid.

As I have previous stated in the December 22, 1989 letter and to the Common Council Committee that met regarding the money request the FAA will reimburse for the design work when we receive our grant.

If you have any questions concerning this matter please feel free to contact me.

Sincerely,

Paul D. Estefan
Airport Administrator

CC: Dominic Setaro Director of Finance



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DANBURY MUNICIPAL AIRPORT
P.O. BOX 2299
WIBLING ROAD

AIRPORT ADMINISTRATOR
PAUL D. ESTEFAN
(203) 797-4624

December 22, 1989

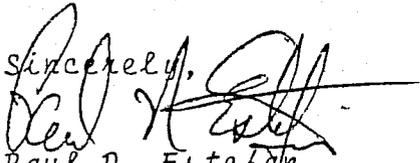
Mayor Gene F. Eriquez
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut

Dear Mayor,

As we previously discussed, I am requesting that the city use \$100,000.00 of the money we received from the State of Connecticut land sale to design the new snow removal building and drainage system here at the airport.

The F.A.A. in a meeting that was held on November 01, 1989 in Burlington, Ma. informed me that Danbury Municipal Airport would not receive any F.A.A. dollars this year, but if we were to fund the next project design and have it ready to go to bid they would give us the money first if it was available this year. The availability of the money would depend on if another airport could not exercise its grant monies this year. They also stated that any design work that we do ahead of time on the next project is reimbursable when we receive our grant.

I recommend that we go forward with this design project so that the city can take advantage of the F.A.A. monies if it becomes available this year.

Sincerely,

Paul D. Estefan
Airport Administrator

31

EXHIBIT B - DESIGN SCOPE
DANBURY MUNICIPAL AIRPORT

"Airport Drainage Channel and Culvert Improvements"

Background

In 1986, Edwards and Kelcey performed an airport wide drainage study at Danbury Municipal Airport. The study was partially funded by FAA. The 1986 study delineated two major drainage channels which flow around the perimeter of the airport, and are piped under airport roads, taxiways and runway safety areas. The study concluded that all the pipe or culvert crossings were undersized for a 5-year design storm and recommended a number of culvert replacements. Also recommended was cleaning and reshaping the channels to improve the hydraulic characteristics.

This project will focus on preparing all the necessary federal, state and local permits (itemized below in Article A-7) so that final design and construction of the project can go forward. During the performance of that Article A work, the consultant will work closely with the FAA and all regulatory agencies to assure the expeditious implementation of the construction program. On a monthly basis, the consultant will keep the owner informed of the project budget and the status of the permitting work.

It is anticipated that enough of the contract budget will remain following completion of the Article A services to initiate final design and the preparation of construction contract documents. Following written approval by the City and a tentative allocation of funding by FAA, the consultant will prepare an estimate of costs to complete the project design, bid and construction phases and will prepare a Contract Amendment for approval by the City of Danbury.

Article A - Preliminary Data & Permitting

1. The geographical limits of the project will be the airport drainage system as shown in the referenced Drainage Study.
2. Field surveys will be conducted in the immediate vicinity of all pipe or culvert crossings. Topography from the Drainage Study will be used for channel sections.
3. Limits of existing wetland areas will be determined in the field as required for permit applications at the local, state and federal level.
4. Hydraulic calculations for 5 yr, 20 yr, and 100 yr storms will be developed in support of permit applications.
5. At two culvert locations, under roadways leading to FAA tower and Danbury Maintenance Building, provisions for new municipal sewer, gas, electric and water service will be investigated.
6. At two roadway culvert locations in Backus Avenue (one multiple culvert near R/W 17 and one near the ATC Tower entrance drive), a preliminary redesign will be developed for cost estimating purposes.
7. The site of the potential C/F/R Fire Department Facility will be investigated for subsurface utility connections. Also a sewer connection to the Sadler Aircraft Service Facility will be investigated.

3

EXHIBIT B
(continued)

8. The following permit applications will be prepared and filed:

- U.S. Corps of Engineers 404 Permit
- National Pollution Discharge Elimination Permit
- Connecticut Inland Wetlands and Watercourses Permit (Danbury EIC)
- Connecticut Water Quality Certification
- Connecticut DEP Diversion Permit
- Connecticut DEP Flood Management/Storm Drainage Approval
- Danbury Erosion & Sedimentation Control Permit
- Local Water and Sewer Connections

9. A graphic preliminary design of all improvements will be prepared and cost estimates developed.

Article B - Final Design

1. After all permits are underway and preliminary cost estimates developed, funding conferences with the City and FAA will determine a first-phase construction contract. At this time, it is estimated that the first phase work will include all channel and culvert improvements on the north side of the airport.
2. Final design computations and plan preparation will be progressed to the extent that authorized funding allows. Once FAA has committed construction funds to the project, the Engineering Agreement will be amended to include the remainder of the final design work as well as supervision of construction.
3. Detailed plans, specifications and cost estimates, suitable for bidding a construction contract, will be prepared for the first phase of the work, as will be described in the amended Agreement.



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT
OF FINANCE**

July 13, 1990

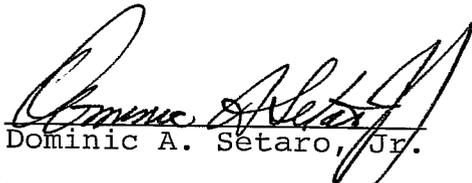
TO: Common Council via
Mayor Gene F. Eriquez

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

RE: **Highway State Aid**

Recently I was sent the city's yearly allocation amount from the State of Connecticut in reference to Highway State Aid. This amount will be \$422,682. The 1990-91 budget contained an estimate of \$424,306. Would you please place this item on the next Common Council agenda for their approval of the reduction to the revenue and appropriation for Highway State Aid to now reflect a \$422.682 budget. This represents a \$1,624 reduction.

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


Dominic A. Setaro, Jr.

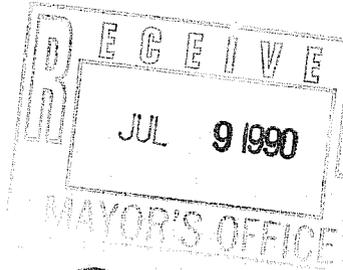
DAS:af



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810



DANBURY MUNICIPAL AIRPORT
P.O. BOX 2299
WIBLING ROAD

AIRPORT ADMINISTRATOR
PAUL D. ESTEFAN
(203) 797-4624

July 06, 1990

Mayor Gene F. Enriquez
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut

Dear Mayor;

The FAA has approved our preapplication and advertsing for a new Front End Loader here at the Airport. On February 06, 1990 the Common Council of the City of Danbury issued a Resolution authorizing the Mayor to proceed forward with the grant for a new Front End Loader. At that time there was no certification of funds attached to the resolution and the reason was, we did not know if we were going to receive the grant this year. Know that the FAA has approved the preapplication and the advertsing of the Front End Loader I am requesting a certification be placed on the next Common Council agenda for \$5,750.00. If you have any questions concerning this matter please feel free to contact me.

Sincerely

Paul D. Estefan
Airport Administrator

CC: Dominic Setaro Director of Finance

Disk8/Mayor706



33

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

**DEPARTMENT
OF FINANCE**

July 20, 1990

Certification

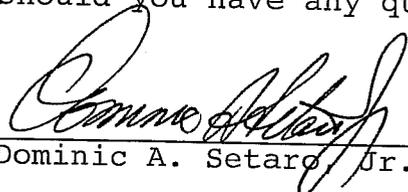
TO: Common Council via
Mayor Gene F. Eriquez

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

RE: Airport

I hereby certify the availability of \$5,750.00 to be transferred from Funds Reserved for Airport Improvements. The funds will be used as the city's share for a federal grant for a new Front End Loader at the airport. This transfer has no impact on the contingency since the city has, prior to this certification, \$247,850.00 remaining in the reserve for airport improvements which resulted from the sale of city land to the State of Connecticut, which monies must be used specifically for airport improvements. I request that you place this item on the agenda of the August 7, 1990 Common Council meeting along with the July 6, 1990 letter from Paul Estefan, Airport Administrator, for approval by the Common Council.

Should you have any questions, please call me.



Dominic A. Setaro, Jr.

DAS:af

c: Paul Estefan, Airport Administrator



CITY OF DANBURY

33

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DANBURY MUNICIPAL AIRPORT
P.O. BOX 2299
WIBLING ROAD

AIRPORT ADMINISTRATOR
PAUL D. ESTEFAN
(203) 797-4624

July 06, 1990

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City of Danbury
155 Deer Hill Avenue
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If you have any questions concerning this matter please feel free to contact me.

Sincerely

Paul D. Estefan
Airport Administrator

CC: Dominic Setaro Director of Finance

Disk8/Mayor706

RECEIVED
FINANCE DEPT.

JUL 9 1990



33

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DANBURY MUNICIPAL AIRPORT
P.O. BOX 2299
WIBLING ROAD

AIRPORT ADMINISTRATOR
PAUL D. ESTEFAN
(203) 797-4624

July 06, 1990

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City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut

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If you have any questions concerning this matter please feel free to contact me.

Sincerely

Paul D. Estefan
Airport Administrator

CC: Dominic Setaro Director of Finance

Disk8/Mayor706

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

31

ANTHONY L. SINGE Ph.D.
Superintendent of Schools

July 26, 1990

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

Dear Mayor Eriquez:

Gene, the Board of Education would like to enter into a lease/purchase agreement with the Xerox Corporation for a 1065 copier at our Beaver Brook Administration Center to replace a five (5) year old 1055 copier. The 1055 would be traded in and there is a Xerox promotion available for the Board of Education to receive three (3) 5018 copiers at no cost and three (3) years of service at no cost.

The terms of the 1065 lease/purchase agreement are:
-60 month time period, \$824.75 monthly cost (\$590.75 hardware,
\$234.00 service)
- 0% interest rate
-No monthly service charge for first 10 months

The cost for this 1065 machine was in our 1990-91 budget. In order to receive the special promotion of 0% financing and three (3) 5018 copiers, we have given Xerox a tentative agreement, subject to Common Council approval of this 1065 machine.

Would you please put this on the August Common Council meeting agenda for their approval?

Sincerely,


Anthony L. Singe
Superintendent of Schools

ALS/JDH/bs

CC: D. Setaro
City Clerk
J. Heidenreich

BEAVER BROOK

XEROX 1065 MARATHON
COPIER

WITH

RECIRCULATING DOC. HANDLER, REDUCTION/ENLARGEMENT,
DUPLEX (TWO-SIDED), & STACKER/COLLATER

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BEAVER BROOK
XEROX 1065 MARATHON COPIER

CURRENT COST.

PROPOSED COST*
On 60 Month Xerox
Term Lease.

BEAVER BROOK OFFICE

XEROX 1055

XEROX 1065

• MONTHLY MINIMUM COST:

\$ 257.64

\$ ~~639.28~~ 590.75

• MONTHLY MINIMUM SERVICE COST:
- INCLUDES MONTHLY COPY ALLOWANCE:
- EXCESS METER CHARGE:

\$ 299.00
15,000
.0070

\$ ~~242.00~~ 234.00
20,000 COPIES
@ .0078

• @ MONTHLY VOLUME OF 34,000 COPIES:

\$ 432.00

\$ 103.20

• TOTAL SERVICE COST @ 34,000 COPIES:

\$ 731.00

\$ ~~351.20~~ 343.20

TOTAL COST PER MONTH:

\$ 988.64

\$ ~~990.48~~ 933.95

TOTAL MONTHLY COST:

\$ 988.64

\$ 990.48 933.95

TEN(10)
FOR THE FIRST ~~NINE~~ MONTHS:

XEROX 1065 : WILL ONLY COST \$ ^{590.75} ~~639.28~~ / MONTH
FOR THE FIRST 9 MONTHS. (SERVICE COST WILL BE WAIVED)

CHANGES REFLECT NEW XEROX PRICING SINCE RECEIVING THE ORIGINAL PROPOSAL.

INCENTIVE.

34

**IF THE DANBURY BOARD OF EDUCATION IMPLEMENTS THIS PROPOSAL
XEROX WILL PROVIDE THE ADDITIONAL THREE
COPIERS AT NO COST:**

**3 XEROX 5018 COPIERS: FOR THE DANBURY BOARD OF EDUCATION
WITH
THREE (3) YEARS OF FREE SERVICE FOR THE 5018's**

GENERAL TERMS & CONDITIONS.

34

PLACEMENT & DELIVERY CHARGES:

WAIVED (EXCEPT EXCESS RIGGING)

PRE-PACK SUPPLIES: FOR XEROX 1065: \$ 358.00 For developer, toner, fuser oil

AT THE END OF THE TERM LEASE:

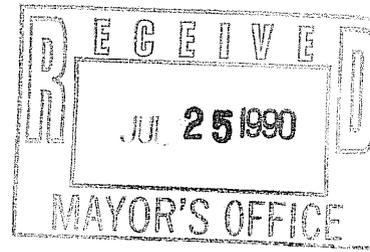
THREE OPTIONS:

- RETURN THE EQUIPMENT BACK TO XEROX.
- PURCHASE THE EQUIPMENT AT: XEROX 1065:- \$ 2,800.00
- EXTEND THE CONTRACT FOR ONE MORE YEAR.

* Proposed Cost: Includes the trade-in value for Xerox 1055



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

WARREN W. PLATZ
PURCHASING AGENT

(203) 797-4571

July 24, 1990

To: Honorable Mayor Gene Enriquez and Members of the Common Council

From: Warren W. Platz, Purchasing Agent *WWP*

Re: Request for waiver of bid for emergency repairs to chimney
at Mill Ridge Intermediate School

We received a letter from Mr. Rick Palanzo, Superintendent of Public Buildings advising us that the chimney at Mill Ridge Intermediate School is unsafe. The City Building Inspector has ordered the school to remain closed until the existing chimney can be taken down and a new one erected.

If we were to go out to bid we would need detailed specifications from the structural engineer to use as part of the bid package. All of this would take about a month before we could even have a bid opening. At this rate it is doubtful that we could award the bid and have the work completed before the regularly scheduled opening of school.

In the interest of time I respectfully request that the Council waive the bid process as required by Sec. 2-132 of the Danbury Code and allow me to obtain three competitive written quotes. This process of obtaining written quotes can be completed in one week and we will be able to have the job completed by the time school resumes.

For your information I have attached a copy of Mr. Palanzo's letter.

Thank you for your consideration of this request.

WWP/jr

enc:

cc: D.A. Setaro, Jr., Acting Director of Finance/Comptroller
R. Palanzo, Superintendent of Public Buildings
L. Null, Building Inspector



33

RECEIVED

July 30, 1990
Office of City Clerk

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

WARREN W. PLATZ
PURCHASING AGENT

(203) 797-4571

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Thank you for your consideration of this request.

WWP/jr

enc:

cc: D.A. Setaro, Jr., Acting Director of Finance/Comptroller
R. Palanzo, Superintendent of Public Buildings
L. Null, Building Inspector



35

JUL 18 1990

CITY OF DANBURY
DANBURY, CONNECTICUT 06810

DEPARTMENT OF PUBLIC BUILDINGS
(203) 797-4584

RICHARD M. PALANZO
SUPERINTENDENT

July 17, 1990

TO: W. Platz, Purchasing Agent

FROM: Richard M. Palanzo, Superintendent *RMP*

SUBJ: Request assistance for waive of Bid for emergency repairs to chimney at Mill Ridge Intermediate School.

It has been determined by our structural engineer, Mr. Harry Shepard of Criscuolo/Shepard Associates, that the chimney at Mill Ridge Intermediate School is in a dangerous condition. And as such the Building Inspector has ordered the school to remain closed until the chimney can be removed and replaced. In as much as we are quickly approaching the opening of school; the normal bidding process would prohibit us from completing this in a timely fashion. Therefore, we request your assistance in writing to the Common Council to request their permission to waive the bid and allow us to obtain written quotations to complete this work quickly and keep the school open.

We appreciate your assistance in this regard, should you require any additional information or assistance, please do not hesitate to contact me.

CC Honorable G. Eriquez, Mayor
L. Null, Building Official
D. Setaro, Comptroller

RMP:i

WBMRICHM

July 3, 1990

City Council, City of Danbury
City Hall
Danbury, Ct 06813
Attn: Zoning Commission & Enviromental Commission

Gentlemen:

As a resident of the Lake Kenosia area, for over 25 years, I experienced the tornado-like storm that struck our area on Friday night, June 29th.

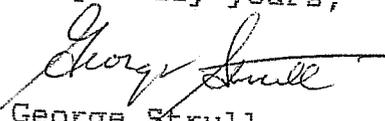
While the damage and cost of cleanup and debris removal that I had was under \$300, my neighbors had costs that are considerably in excess of this number.

In discussing what occured, it was our consensus that an integral part of the cause of our losses was due to the fact that the land behind our homes was cleared in early October by Danbury Largo Corp. All the trees in the woods behind us were cut down except for the few remaining in the narrow area that will separate our houses from the building site. Even the old trees that they said they would preserve, when they presented building plans to the City Council, seem to be gone.

There is nothing there but a mound of wood chips and rocks, instead of the woods that could have served as a buffer to mitigate the storm damage we've all suffered.

I am writing to you to ascertain if Danbury Largo is complying with the plans they originally filed, and is doing what is necessary to maintain the zoning change effected in their behalf.

Very truly yours,



George Strull
28 Windaway Road
Danbury, Ct. 06810

Mr. Joseph W. Gagon
3 Middle River Road
Danbury CT 06810

July 23, 1990

Mr. Louis T. Charles
54 Morris Street
Danbury CT 06810

Dear Mr. Charles:

Following is an account of a problem I have lived with for approximately eighteen years, since 1972.

My house is located at 3 Middle River Road near the intersection of Fillmore Street and Westville Avenue Extension. I mention the latter because it is part of the persistent problem. In periods of heavy or continuous rain, my property receives drainage from both sides of Westville Avenue Extension. In addition, a drainage ditch in the rear of the houses on the west side of Westville from number 200 down, increases the volume of runoff. As a result, I have been able to piece together a "history" of previous parts of this case.

About 1970, a year or so after my house was built, the man who built and owned the house was able to get city workers to install a 20 inch pipe from a catch basin on Middle River Road (in front of the house) to a point roughly half-way down the west side of the lot. At that point he told the men from the city that he was satisfied. However, there remains an open ditch of 75-80 feet which overflows in periods of high water. The erosion this uncovered ditch has caused and is continuing to cause is considerable. I have tried to stem this by filling with soil, wood ashes, sawdust and gravel, but I am fighting a losing battle.

During one of my visits to Public Utilities I was told that if I gave the City of Danbury an easment that MIGHT be the first step toward getting some action. I was, and still am, more than willing to do this in correcting this problem.

I have had the City Engineer, the City Attorney and the Public Works Forman come to view the problem, but I get weak excuses as to why nothing can be done.

You can well imagine that by this time I am extremely frustrated. I am also convinced that I should have started with you and that I can't fight this alone. I would welcome a visit from you whenever you are in the neighborhood so you can view and discuss this situation. I appreciate all the assistance you can give in this matter.

Yours truly,

Joseph W. Gagon
Joseph W. Gagon

Received 6/29
Friday 2:30 P.M.)

34

RICHARD A. DICE*
JAMES H. MALONEY
KENNETH E. LENZ**
MARY B. RYAN
SUSAN J. POLL†
PAUL T. CZEPIGA
CATHERINE A. WILOWSKI

Dice, Maloney & Lenz P.C.

JOSEPH F. CARVALKO, JR.‡
JOHN H. CROZIER‡
OF COUNSEL

ALSO ADMITTED:
* DC & NY BARS
** MA & NY BARS
†PA BAR
‡PATENT BAR

Attorneys and Counselors at Law

REPLY TO:
 420 HIGHLAND AVENUE
P.O. BOX 520
CHESHIRE, CT 06410
TEL. (203) 272-2777
FAX. (203) 271-1079

153 WHITE STREET
DANBURY, CT 06810
TEL. (203) 794-9622
FAX. (203) 748-2655

VERMONT
CORRESPONDENTS
 RAPHAEL & WARE
P.O. BOX 1149
WAITSFIELD, VT 05673

June 29, 1990
Danbury

BY HAND

Members of Danbury Common Council
c/o Mrs. Elizabeth Crudginton, City Clerk
Danbury City Hall
155 Deer Hill Avenue
Danbury, CT 06810

Re: Toys R Us/Danbury Square Mall Construction Work

Dear Mrs. Crudginton:

This is to request that the above referenced matter be placed on the agenda of the next meeting of the Common Council, and referred to an appropriate committee for consideration.

Thank you for your attention to this matter

Very truly yours,
Jim Maloney
James H. Maloney

JHM:esc

cc: Hon. Gene Eriquez, Mayor City of Danbury
Eric L. Gottschalk, Esq.
Mr. Alex Zoldan



40

CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

July 3, 1990

ENGINEERING DEPARTMENT
(203) 797-4641

JOHN A. SCHWEITZER, JR., P.E.
CITY ENGINEER

Mayor Gene F. Eriquez
Common Council ✓
City of Danbury
155 Deer Hill Avenue
Danbury, Ct. 06811

Dear Mayor Eriquez and Common Council Members:

Request to Purchase City Land
37 Virginia Avenue
Andrew Gibbs

This office has reviewed the request by Mr. Andrew Gibbs to purchase a portion of Lot #J11093 which is presently owned by the City of Danbury. Reference is made to Item No. 18 of the minutes of the June 5, 1990 Common Council meeting.

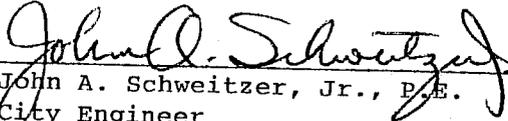
Lot #J11093 is a landlocked parcel of land acquired by the City through a foreclosure for tax purposes in 1981.

Our office sees no benefit to the City from its continued ownership of this parcel of land. However, if the decision is made to sell a portion of this property, drainage rights should be retained by the City.

If the decision is made to sell a portion of Lot No. J11093 as requested, our office will prepare the necessary map and legal description (with drainage rights retained).

If you have any questions or require additional information, please feel free to contact us.

Very truly yours,


John A. Schweitzer, Jr., P.E.
City Engineer

JAS/PAE/gw

c: Basil Friscia
Public Works Director
Eric L. Gottschalk, Esquire
Dennis Elpern



49

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLANNING & ZONING DEPARTMENT
(203) 797-4525

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

FROM: Dennis I. Elpern, Planning Director

RE: Requests of Andrew Daniel Gibb, Ralph Nelson
and Joan McGowan, and Dr. Anton Fry

DATE: June 11, 1990

Our department has reviewed the three requests referred to our office subsequent to the Council meeting of June 6, 1990. We offer the following recommendations.

(1) Request of Andrew Daniel Gibb for land purchase at Virginia Avenue

The subject property, consisting of approximately 0.61 acres, is zoned RA-8 and does not have any road frontage. We are not aware of any use the City would have for the land because (1) the property is situated in the middle of numerous homes, and (2) lacks proper access. Therefore, we recommend that the land be sold to neighboring property owner(s) to whom it will be of greater value. At the request of Eric Gottschalk, our Department and the Engineering Department are preparing the materials necessary for division of the property should you approve the request.

(2) Request of Ralph Nelson and Joan McGowan to change the name of Ridge Road - Sunset Ridge to Pepper Ridge Court

We recommend the change in the road name because two other streets within the City are also called Ridge Road. Understandably, this is causing much confusion for the residents in receiving deliveries and could potentially delay the arrival of emergency personnel. We would advise the Council to notify all property owners on the road in the event of any name change.

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Requests
June 22, 1990

(3) Request of Dr. Anton Fry to purchase land at Hospital Avenue

Dr. Fry has previously submitted two requests to purchase a portion of this land adjacent to Broadview Junior High School. Both requests were denied because of plans to develop housing units at the site. It is our opinion that no portion of the property should be sold until an appropriate use has been determined for the remaining land.

18-june

(40)



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

June 27, 1990

PLANNING COMMISSION
(203) 797-4525

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

Re: 8-24 Referral - Request to purchase City property at 37 Virginia Avenue

Dear Council Members:

The Planning Commission at its June 20, 1990 meeting voted a positive recommendation for the sale of City property at 37 Virginia Avenue. It was noted that the property is a landlocked triangular piece located behind several residences. The land should be declared surplus and sold to the neighboring property owners who offer the highest bid. The tracts of land which are sold should be attached to adjacent property. This will not necessitate a subdivision.

The motion was made by Mr. Deeb, seconded by Mr. Zaleta, and passed with "ayes" from Commissioners Deeb, Zaleta, Hyman and Sibbitt.

Sincerely yours,

for Joseph Justino
Chairman



41

CITY OF DANBURY
DANBURY, CONNECTICUT 06810



DEPARTMENT OF POLICE
120 MAIN STREET

NELSON F. MACEDO, CHIEF
(203) 797-4614

July 2, 1990

MEMO

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

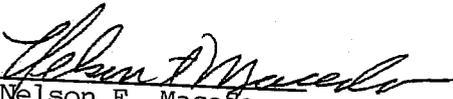
From: Chief Nelson F. Macedo

Subject: Lease - Boughton Street Property

I am requesting renewal of the lease between A.M.D. Realty Corporation and the City of Danbury for the property on Boughton Street adjacent to Police Headquarters. The property is used as additional parking for department personnel.

All terms of the lease remain unchanged. The lease will be effective from July 1, 1990 to expire on June 30, 1993.

Thank you for your anticipated assistance in this matter.


Nelson F. Macedo
Chief of Police

NFM:ks

THIS LEASE, dated this _____ of _____, 1990, by and between AMD REALTY CORPORATION, a Connecticut corporation having an office at 136 Main Street, Danbury, Connecticut, hereinafter called "LESSOR", and the CITY OF DANBURY, a municipal corporation organized and existing under the laws of the State of Connecticut, acting herein by Gene F. Eriquez, its Mayor, hereunto duly authorized, hereinafter called "LESSEE";

W I T N E S S E T H :

WHEREAS, the Lessor is the owner of certain premises located in the City of Danbury, County of Fairfield and State of Connecticut, and is desirous of renting a portion thereof; and

WHEREAS, the Lessee is desirous of hiring said premises upon the terms and conditions hereinafter set forth;

NOW, THEREFORE, in return for a good and valuable consideration to each party in hand paid by the other, receipt of which is hereby acknowledged, and in further consideration of the mutual covenants herein contained, the parties agree as follows:

1. DEMISED PREMISES.

In consideration of the rents and covenants herein reserved and contained on the part of the Lessee to be paid, performed and observed, the Lessor does hereby demise and lease unto the Lessee, all those certain premises known as 13 Boughton Street, Danbury, Connecticut, more particularly described on Schedule A attached hereto and made a part hereof.

2. TERM.

The aforesaid premises are demised for a term of three

(41)

(3) years, commencing July 1, 1990, and terminating June 30, 1993.

The Lessee shall pay the sum of Thirty-two Thousand Four Hundred Dollars (\$32,400.00) as and for rent of the premises in thirty-six (36) equal monthly installments of Nine Hundred Dollars (\$900.00) each, commencing July 1, 1990, and continuing on the first day of each succeeding month through and including June 1, 1993.

All payments to the Lessor shall be made by check or draft, payable to the order of the Lessor, or the Lessor's designated payee, and shall be mailed and delivered to such payee at its office at the above address, or at such other address as the Lessor hereunder may direct by written notice delivered to the Lessee.

3. USE.

The Lessee shall maintain said premises and the premises shall be used and occupied for the following purpose only and for no other purpose: Parking for City owned vehicles and vehicles owned by persons employed by the City of Danbury or persons on official business at the Danbury Police Department. The sole access to the premises shall be from Boughton Street. The Lessee further agrees during the term hereof to conform to and abide by all federal, state and local rules, regulations and restrictions controlling or governing the Lessee's use of the premises as set forth above and the Lessee shall save the Lessor harmless from any and all liability which may result from any violation thereof.

The Lessee covenants and agrees that it, its employees, agents, or representatives shall not use the area behind other property of the Lessor, namely the Henry Dick & Son warehouse and store, as a method of ingress or egress to and from the demised premises to Bank Street. The Lessor reserves the right to construct a fence along the northerly boundary line of the demised premises.

4. WAIVER OF DAMAGE.

The Lessor shall not be liable for any damage or injury to any property or person at any time on said premises, nor for any damage or injury which may be sustained as a result of carelessness, negligence or improper conduct on the part of the Lessee, its agents, servants or employees.

5. LESSOR'S RIGHT OF ENTRY.

The Lessor, its agents and representatives, at all reasonable times, may enter said Demised Premises for the purpose of (1) inspection thereof; and (2) exhibiting said premises to prospective tenants, purchasers or other persons within the last ninety (90) days of this Lease.

6. REPAIRS - MAINTENANCE.

The Lessor, at its sole cost and expense, shall maintain and keep the sidewalk and entrances abutting the premises free and clear of ice, snow, dirt and debris. In the event the Lessee causes all or a portion of the existing fence between the premises and other premises of the Lessee to be removed, said fence shall be repaired or replaced by the Lessee at its own expense upon the termination or expiration of this Lease. In the

event the Lessee causes a fence to be constructed on the premises where a fence does not now exist, at the termination of this Lease, upon the request of the Lessor, said fence shall be removed by the Lessee at its own expense, and the Lessee shall restore the area as nearly as possible to its present condition.

7. INSURANCE.

The Lessee further agrees that it will indemnify and save harmless the Lessor from any loss, liability or damage sustained by anyone in connection with the demised premises or appurtenances or approaches thereof, including the sidewalks adjoining the same or the use of same, or any of them, and will, in addition thereto, procure and pay for, during the term of this Lease, public liability policies in standard liability or indemnity companies acceptable to the Lessor, payable in case of loss to the Lessor and insuring the Lessor against all loss or damage to persons or property arising out of said demised premises or appurtenances or approaches thereto, including sidewalks, or the use of the same, or any of them, which policies shall be placed in possession of the Lessor throughout the term of this Lease. Said policies shall be payable in an amount not less than \$500,000.00 for each loss or damage sustained by any one person, and not less than \$1,000,000.00 for all losses or damages sustained in connection with each act, accident or occurrence, and \$500,000.00 for all losses or damages to property.

8. ADDITIONAL RENT - TAXES.

In addition to the rents hereinbefore reserved, the

Lessee agrees to pay to the Lessor throughout the term of this Lease such sum or sums as shall become due and payable by the Lessor to the City of Danbury for taxes upon the demised premises and for taxes and use charges for municipal services (sewer and water), if any. Said sum shall be due and payable commencing on the first day of July, 1990, and upon the first day of each succeeding October, January, April and July thereafter for the balance of said term. Said sum for use charges shall be due and payable when and if billed to the Lessor and such bill or bills are presented to the Lessee by the Lessor.

9. SIGNS.

The Lessee shall not permit, allow or cause to be erected, installed, maintained, painted or displayed on, in or at said premises, or any part thereof, any signs, lettering, placards, announcements or decoration of any kind whatsoever, without the prior written approval of the Lessor, which approval shall not be unreasonably withheld. In all respects, the Lessee shall comply with any and all applicable rules and regulations concerning the erection and maintenance of signs within the City of Danbury, and shall pay all costs connected with the obtaining of any such necessary permits.

10. ACCEPTANCE OF PREMISES.

The Lessee shall examine the said premises before taking possession, and the Lessee's entry into possession shall constitute conclusive evidence that as of the date thereof the premises were in good order and satisfactory condition.

11. MAINTENANCE OF PREMISES AND ABUTTING AREAS.

The Lessee shall not permit, allow or cause any act or deed to be performed or any practice to be adopted or followed in or about said premises which shall cause or be likely to cause injury or damage to any person or to said premises or to the sidewalks and pavements adjoining said premises. Lessee, at all times, shall keep said demised premises and its appurtenances in a neat and orderly condition, clean and free from rubbish, dirt and other miscellaneous items.

12. NUISANCES.

The Lessee shall not permit, allow or cause any noxious, disturbing or offensive odors, fumes, gas, noise, or any smoke, dust, steam or vapors, or allow sound or vibration to originate in or to be emitted from said premises.

13. HOUSEKEEPING.

The Lessee agrees to permit no waste of the property, but on the contrary, to take good care of same, and upon termination of this Lease, to surrender possession of same without notice in as good condition as at the commencement of the term of this Lease, or as they may be put in during the term, as reasonable use thereof will permit.

14. LESSOR'S COVENANT

The Lessor covenants and warrants that it has full right and authority to execute and perform this Lease and to grant the estate demised herein and covenants that the Lessee, on the performance of its obligations hereunder, shall peaceably and quietly hold and enjoy the premises through the term of any holdover.

15. EMINENT DOMAIN

The parties hereto agree that should the demised premises, or any substantial part thereof, be taken or condemned by a competent authority for public or quasi-public use, then, and in such event, this Lease shall cease and terminate and come to an end as of the time of such actual taking, and the rent and all additional rent, shall be paid on a pro rata basis up to such time of actual taking, and then and thenceforth all obligations of the parties hereunder, the one to the other, shall cease and terminate. It is expressly agreed that the Lessee shall not be entitled to any part of any award by way of condemnation, appeal therefrom or settlement which may be obtained by the Lessor as a result of such taking, nor shall the Lessee have any right to appear as a party in any condemnation proceeding or appeal therefrom.

16. CONDUCT OF LESSEE.

The Lessee, at all times, shall fully and promptly comply with all laws, ordinances, orders and regulations of any lawful authority having jurisdiction of said premises, including, but not limited to, such as shall relate to the cleanliness, safety, occupation and use of the premises.

17. ASSIGNMENT AND SUBLETTING.

The Lessee shall not assign or, in any manner, transfer this Lease or any estate, interest or benefit therein, or sublet said premises, or any part or parts thereof, or permit the use of the same, or any part thereof, by anyone other than the Lessee.

18. LESSEE'S DEFAULT.

The happening of any one or more of the following listed events (hereinafter referred to as "Event of Default"), shall constitute a breach of this Lease on the part of the Lessee:

A. The failure of the Lessee to use the premises regularly and for the purpose for which it was leased.

B. The failure of the Lessee to pay any rents payable hereunder, including, but not limited to, any additional rent or payments of money required hereunder, and the continued failure to pay the same for ten (10) days or more after the maturity of same.

C. The failure of the Lessee to fully and promptly perform any act required of it in the performance of this Lease or to otherwise comply with any term or provision hereof.

D. Upon the happening of any event of default, the Lessor, if it shall elect, may (1) collect each installment of rent hereunder as and when the same matures, or (2) said Lessor, or any other person, by its order, may reenter the said premises without process of law and without being liable to any prosecution therefor, and may either elect to terminate this Lease, or, if the Lessor desires not to terminate this Lease, to terminate the right to possession and occupancy and relet the premises to any person, firm or corporation, as the agent of the Lessee or otherwise, for whatever rent the Lessor shall obtain, applying the avails of such letting first to the payment of such expenses as the Lessor may incur in the reentering and reletting of same, and then to the payment of the rent due hereunder and

the fulfillment of the Lessee's covenants, and paying over to the Lessee the balance, if any; and in the case of any deficiency, the Lessee shall remain liable therefor. The Lessee agrees to pay reasonable attorneys' fees and all costs, if it becomes necessary for the Lessor to employ an attorney to collect any of the rent or to enforce any of the provisions of this Lease, and of any other cost of retaking or reletting said premises, including, but not limited to, the payment of a commission for brokerage.

19. WAIVER OF SUMMARY PROCESS.

It is further agreed by and between the parties hereto that whenever this Lease shall terminate, either by lapse of time or by virtue of any of the express stipulations herein, the said Lessee waives all right to any notice to quit possession, as prescribed by the statute relating to summary process.

20. HOLDING OVER.

It is further agreed by and between the parties hereto that in the case the Lessee shall, with or without the written consent of the Lessor endorsed hereon, or on the duplicate hereof, at any time hold over the premises beyond the period above specified as the termination of this Lease, then the Lessee shall hold said premises upon the same terms and under the same stipulations and agreements as are contained in this Lease, and no holding over by the Lessee shall operate to renew this Lease, nor to create any tenancy whatsoever.

21. NOTICE.

Any and all notices called for or required by any provision of this Lease, unless specifically described therein, shall be delivered to the respective parties by certified mail, return receipt requested, at the following addresses:

A. To the Lessor:

AMD Realty Corporation
136 Main Street
Danbury, CT 06810

B. To the Lessee:

City of Danbury
Office of the Mayor
City Hall
Danbury, CT 06810

Such addresses may be changed by either party by notifying the other party in the manner required for notice.

22. WAIVER.

The failure of the Lessor to insist upon strict performance of any of the covenants or conditions of this Lease, or to exercise any option herein conferred in any one or more instances, shall not be construed as a waiver or relinquishment of any such covenants, conditions or options, but the same shall be and remain in full force and effect.

23. SUBORDINATION.

It is further agreed that this Lease shall not be a lien against the entire premises in respect to any mortgage or mortgages that are now or may be hereafter placed against said premises, and the recording of such mortgage or mortgages shall

have preference and precedence, regardless of the date of recording. The Lessee further agrees to execute any document requested by the Lessor to evidence or further effectuate this provision of this Lease, and to execute any lease ratification agreements certifying inter alia that the Lease is in effect, has not been amended and that there has been no prepayment of rent, except as may be herein provided, and failing such execution, the Lessee shall be liable to the Lessor for all damages, including reasonable attorneys fees, incurred by the Lessor as the result of such refusal. The term "mortgage" shall include each and every form and type of security instrument. It is further understood by the Lessor and the Lessee that reference to the execution of an additional instrument or evidence of subordination is not necessary for this subordination to be effective.

24. NOTICE OF LEASE.

Either party, upon the request of the other party, shall execute in recordable form, a Notice of Lease, prepared by the requesting party. Such notice shall conform to the requirements set forth in the Connecticut General Statutes concerning "Notices of Lease".

25. BROKERAGE.

The Lessee represents that there was no broker or agent who negotiated this Lease. This Lease is executed by the Lessor in reliance upon the representation by the Lessee that no broker or agent brought the premises to the Lessee's attention or was in any way the procuring cause of this Lease.

26. BINDING EFFECT.

This Lease, together with any and all schedules, addenda or amendments thereto, shall inure to the benefit of the respective parties hereto, their successors or assigns.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals the day and year first above written.

Signed, Sealed and Delivered
in the presence of:

AMD REALTY CORPORATION

By _____
Joel M. Feinson
Its President
hereunto duly authorized

CITY OF DANBURY

By _____
Gene F. Eriquez
Its Mayor
hereunto duly authorized

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SCHEDULE A

ALL THAT CERTAIN piece or parcel of land situated in the City of Danbury, Fairfield County, Connecticut, and known as #11-13 Boughton Street, bounded Northerly by land formerly of Henry Dick and now of AMD Realty Corporation; Easterly by land of the City of Danbury; Southerly by Boughton Street; and Westerly by land now or formerly of Cora S. Hill; said premises being sixty feet (60'), more or less, in width, front and rear.

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128 Great Plain Road
Danbury, Connecticut 06811
July 7, 1990
748-8049

The Common Council
155 Deer Hill Avenue
Danbury, Connecticut

Dear Sirs and Madams:

We are writing to offer a bid on lot #45, located at 31 Pleasant Drive, consisting of .42 acres, and adjacent to the property we own at 128 Great Plain Road. At the time of our last inquiry, The Office of the Town Clerk told us this property was not currently owned and was not zoned for building.

In the absence of private ownership, lot #45 is often an eyesore because the public throws beer bottles, plastic bags, cigarette and fast food boxes, and other trash on the grounds. Even worse, the area is an attraction, particularly in the summer, for people "partying," playing loud music, dumping garbage, and roaming about late into the night.

We would like to turn lot #45 into an attractive property by cleaning it up, planting small evergreens, and maintaining the site in a presentable condition.

In order to upgrade this property we are willing to pay taxes on it and would like to offer The Common Council a bid of \$2500 to buy lot #45. Thank you very much for your consideration.

Sincerely yours,
Carolyn Farrington
Roger Farrington
Carolyn Farrington
Roger Farrington



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810



43

ENGINEERING DEPARTMENT
(203) 797-4641

July 12, 1990

JOHN A. SCHWEITZER, JR., P.E.
CITY ENGINEER

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

Dear Mayor Eriquez and
Common Council:

Business Aircraft Center
Water Main Extension

This office has reviewed the June 5, 1990 letter to the Common Council from Attorney James H. Maloney relative to the above noted water main extension. Reference is also made to Item 23 of the minutes of the July 3, 1990 Common Council meeting.

It is unclear to us what matters relative to this water main extension Attorney Maloney would like to review.

For your information we offer the following summary of events relating to the Business Aircraft Center, Inc. water line extension:

- February 6, 1990 The Common Council receives a request for the water main extension. This request is referred to committee. Reference is made to Item 57 of the minutes of February 6, 1990 Common Council meeting (copy attached).
- February 27, 1990 The Common Council committee meets.
- February 27, 1990 The Engineering Department approves the water extension plans from a technical point of view.
- March 6, 1990 The Common Council approves the water main extension. Reference is made to Item 55 of the minutes of the March 6, 1990 meeting (a copy attached).

(continued on page 2)

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Mayor Gene F. Eriquez & Common Council July 12, 1990
Business Aircraft Center Water Main Extension

March 23, 1990 The contractor begins installation of the water main.

April 6, 1990 The completed water line passes its pressure test.

April 11, 1990 Attorney Janes H. Maloney submits to the Engineering Department copies of the "as-built" drawing and the Bill of Sale.

April 12, 1990 The Engineering Department forwards comments on the "as-built" drawing and Bill of Sale to Attorney Maloney.

April 16, 1990 Revised "as-built" drawing and Bill of Sale are submitted to the City.

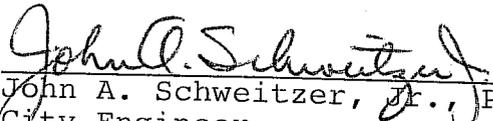
April 17, 1990 The Engineering Department notifies Acting Corporation Counsel Eric L. Gottschalk that the revised "as-built" drawing and Bill of Sale are acceptable.

April 17, 1990 Acting Corporation Counsel Eric L. Gottschalk files the Bill of Sale in the Danbury Land Records. As of this date the water main became the property of the City of Danbury.

Hopefully this information is of assistance to you.

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

Very truly yours,


John A. Schweitzer, Jr., P.E.
City Engineer

JAS/PAE/sd

enclosures

c: Basil Friscia
Public Works Director
William Buckley, Jr., P.E.

122 4/1/70
43

57 - COMMUNICATION - Request for Water Extension, Kenosia Avenue. Mrs. Butera asked that this be referred to an adhoc committee, the Planning Commission, Jack Schweitzer, William Buckley. Mayor Eriquez so ordered and appointed Council Members Cassano, Kilcullen and Boughton to the committee.

3/6/90
43

✓ 55 - REPORT - Request for Water Extension - 81 Kenosia Avenue

Mr. Cassano submitted the following report:

The committee appointed to study the above water extension request met on February 27, 1990 at 8:30 P.M. in Room 432 in City Hall. Present were committee members Cassano, Kilcullen and Boughton. Also present were City Engineer Jack Schweitzer, Superintendent of Public Utilities William Buckley, Attorney James Maloney and Robert Zohn, owner of Business Aircraft Center.

Messrs. Schweitzer and Buckley reviewed the petition for the committee and provided any necessary background information. The Department of Public Works has no problem with the petition. The Planning Commission has issued a positive recommendation by letter of February 26, 1990.

Mr. Boughton moved that the committee recommend to the Common Council that the water extension petition for Kenosia Avenue be approved subject to the standard eight steps common to Common Council acceptance of water and sewer petitions. The eight steps are attached. Seconded by Mr. Kilcullen. Motion carried unanimously.

The petitioner shall bear all costs relative to the installation of said water line

The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.

Detailed Engineering Plans and Specifications are to be approved by the City Engineer and the Superintendent of Public Utilities prior to the start of construction.

If required, a Warranty Deed in a form satisfactory to the Corporation Counsel shall be executed by the petitioner conveying to the City of Danbury, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.

That upon completion of installation, title to said water line within City Streets, and any necessary documents be granted to the City in a form which is acceptable to the City Engineer and Corporation Counsel.

petitioner shall convey ownership of and easements to all or such portions of the water lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

and another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or map shall be furnished in a form satisfactory to the City Engineer Corporation Counsel.

ertificate of Occupancy shall be issued until the above requested documents, plans, etc. are received and the City Engineer

RICHARD A. DICE*
JAMES H. MALONEY
KENNETH E. LENZ**
MARY B. RYAN
SUSAN J. POLL†
PAUL T. CZEPIGA
CATHERINE A. WILOWSKI

JOSEPH F. CARVALKO, JR.‡
JOHN H. CROZIER‡
OF COUNSEL

ALSO ADMITTED:

* DC & NY BARS

** MA & NY BARS

†PA BAR

‡PATENT BAR

*Dice,
Maloney
& Lenz P.C.*

Attorneys and Counselors at Law

13

REPLY TO:

420 HIGHLAND AVENUE
P.O. BOX 520
CHESHIRE, CT 06410
TEL. (203) 272-2777
FAX. (203) 271-1079

153 WHITE STREET
DANBURY, CT 06810
TEL. (203) 794-9622
FAX. (203) 748-2655

VERMONT
CORRESPONDENTS
 RAPHAEL & WARE
P.O. BOX 1149
WATTSFIELD, VT 05673

July 31, 1990

Members of Danbury Common Council
c/o Betty Crudginton
Danbury City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Business Aircraft Center, Inc. Water Line Extension
Kenosia Avenue to Danbury Airport.

Dear Council Members:

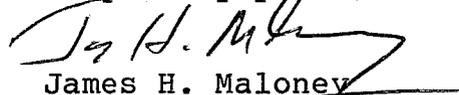
This will acknowledge receipt of a copy of Mr. William Buckley's report to you dated July 11, 1990 in regard to the above captioned matter.

Please be advised that in reference to the Common Council Committee meeting chaired by Councilman Cassano, as referenced in said report, the Committee was alerted prior to its meeting that scheduling conflicts would make it impossible for either the City Engineer or the principals or legal representatives of Business Aircraft Center (BAC) to attend said Committee meeting. In connection therewith, Councilman Cassano was gracious in acknowledging the scheduling difficulties, and advised me as attorney for Business Aircraft Center that he anticipated that no prejudicial action would be taken on the BAC issue at that committee meeting.

As BAC has not yet had an opportunity to discuss this matter with a Council Committee subsequent to the Council's initial approval of the water line extension, we respectfully request that a Committee be appointed at the Council's earliest opportunity to further review this matter.

Thank you for your attention to this matter.

Very truly yours,


James H. Maloney

JHM:pd1

cc: Hon. Gene Eriquez, Mayor of City of Danbury
Council President Joseph DaSilvo
Councilman Anthony Cassano
Business Aircraft Center, Inc.



JB

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

WATER AND SEWER DEPARTMENTS
797-4539

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

July 11, 1990

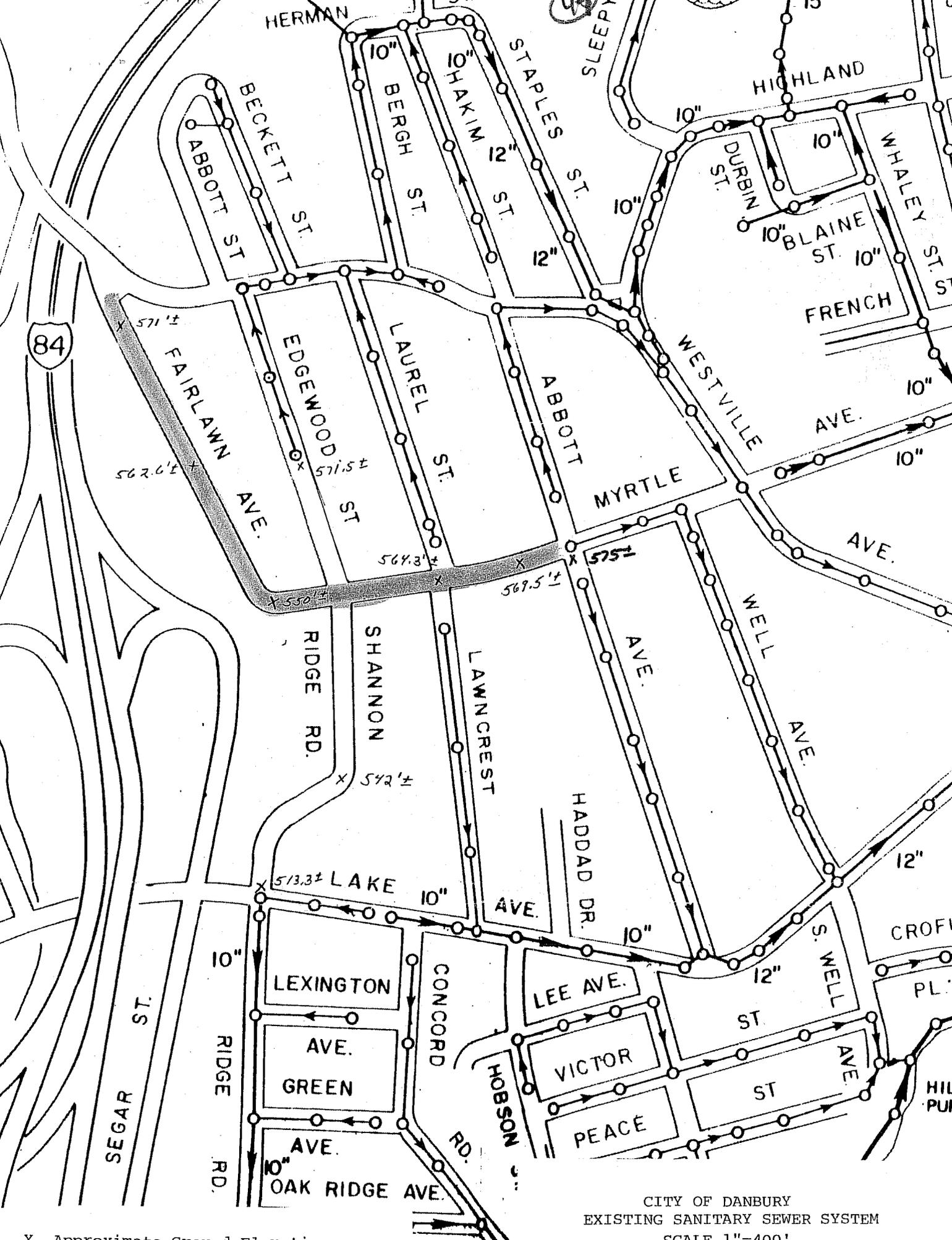
TO: COMMON COUNCIL MEMBERS, CITY OF DANBURY
RE: BUSINESS AIRCRAFT CENTER INCORPORATED
ITEM # 33 OF JULY 3, 1990 COMMON COUNCIL MEETING
FROM WILLIAM J. BUCKLEY, JR., SUPT. OF PUBLIC UTILITIES

Dear Common Council Members:

The above referenced item was referred to me for a report within 30 days of your council meeting. I have reviewed the letter submitted on behalf of Business Aircraft Center dated June 5, 1990 and can only report to you that the extension of water service along the southerly end of Kenosia Avenue from Backus Avenue has been completed and is now operational. This request for water extension appeared before the Common Council last year and was granted consistent with the 8 normal steps. The line was then put in consistent with the Common Council's approval and placed into service.

This same type of a letter, the June 5, 1990 letter from James H. Maloney, has been sent to the Council before and in fact a subcommittee was established, chaired by Councilman Tony Cassano, to discuss this particular matter. The petitioner did not show for the subcommittee meeting which was held in early June, and therefore the matter was denied without prejudice. No one at the meeting, including myself, had a real good idea as to what the petitioner was requesting be reviewed with respect to this water extension. I will provide the petitioner with a copy of my response to you and I would respectfully ask that the petitioner through his counsel, James H. Maloney, submit to the Common Council a detailed explanation of what matters relative to this water extension they want reviewed. Perhaps with that type of an explanation we could further decide in which manner to proceed.

WJR/lsm



X Approximate Ground Elevation

CITY OF DANBURY
 EXISTING SANITARY SEWER SYSTEM
 SCALE 1"=400'

Mayor Gene Enriquez
Common Council

August 1, 1990
Sanitary Sewer, Myrtle & Fairlawn Avenues

47

Avenue and Myrtle Avenue to pump sewage to the existing manhole in Myrtle Avenue. Your attention is directed to the ground elevation information provided on the enclosed map. The road at the intersection of Fairlawn Avenue and Myrtle Avenue is approximately 25 feet lower than the ground surface at the existing sanitary sewer at the intersection of Abbott Avenue and Myrtle Avenue.

The construction of a sanitary sewage pumping station would add approximately \$250,000 to the project's cost, a cost which would now be shared by fewer property owners since Shannon Ridge Road and the unsewered portion of Edgewood Street would no longer be included.

Besides the additional cost for the project, the construction of the sewage pumping station would add permanent maintenance and utility costs to the Public Utilities Department budget. Sewage pumping stations by nature do not provide the reliability of service a gravity sewer would provide. Therefore, in this situation the Engineering and Public Utility Departments do not recommend the approval of a project which would rely on the construction of a sewage pumping station when a gravity system is feasible.

If you have any questions or require additional information, please feel free to contact our office.

Very truly yours,

John A. Schweitzer, Jr., P.E.
City Engineer

JAS/PAE/sd

enclosure

c: Basil Friscia
Public Works Director
William Buckley, Jr., w/enc.



44

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641

August 1, 1990

JOHN A. SCHWEITZER, JR., P.E.
CITY ENGINEER

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

Dear Mayor Eriquez and Common Council:

Sanitary Sewer
Myrtle Avenue & Fairlawn Avenue

According to the minutes of the July 3, 1990 Common Council meeting, our office was to review the possibility of providing sanitary sewer service to Fairlawn Avenue and Myrtle Avenue separately from the Shannon Ridge Road (reference is made to Item 41 of the Common Council minutes) proposed sewer.

Your attention is directed to the enclosed copy of a section of the City's map of the existing sewer system in this area. In green we have highlighted the Fairlawn Avenue/Myrtle Avenue sanitary sewer routing we were requested to investigate. In yellow we have highlighted existing ground surface elevations for a number of locations in the area.

The original proposal to provide sanitary sewer service to Fairlawn Avenue, a portion of Edgewood Street, a portion of Myrtle Avenue and to Shannon Ridge Road took advantage of the topography of the area which allowed for a gravity sewer to be run down Shannon Ridge Road to the the existing sewer in Lake Avenue. This is the sewer project which was denied by the Common Council after the evaluation of a number of surveys of residents of the service area.

To serve Fairlawn Avenue and Myrtle Avenue without installing a sanitary sewer in Shannon Ridge Road would require the construction of a sewage pumping station near the intersection of Fairlawn

(continued on page 2)

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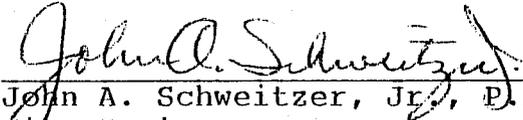
Avenue and Myrtle Avenue to pump sewage to the existing manhole in Myrtle Avenue. Your attention is directed to the ground elevation information provided on the enclosed map. The road at the intersection of Fairlawn Avenue and Myrtle Avenue is approximately 25 feet lower than the ground surface at the existing sanitary sewer at the intersection of Abbott Avenue and Myrtle Avenue.

The construction of a sanitary sewage pumping station would add approximately \$250,000 to the project's cost, a cost which would now be shared by fewer property owners since Shannon Ridge Road and the unsewered portion of Edgewood Street would no longer be included.

Besides the additional cost for the project, the construction of the sewage pumping station would add permanent maintenance and utility costs to the Public Utilities Department budget. Sewage pumping stations by nature do not provide the reliability of service a gravity sewer would provide. Therefore, in this situation the Engineering and Public Utility Departments do not recommend the approval of a project which would rely on the construction of a sewage pumping station when a gravity system is feasible.

If you have any questions or require additional information, please feel free to contact our office.

Very truly yours,



John A. Schweitzer, Jr., P.E.
City Engineer

JAS/PAE/sd

enclosure

c: Basil Friscia
Public Works Director
William Buckley, Jr., w/enc.



44

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

ENGINEERING DEPARTMENT
(203) 797-4641

August 1, 1990

JOHN A. SCHWEITZER, JR., P.E.
CITY ENGINEER

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

Dear Mayor Eriquez and Common Council:

Sanitary Sewer
Myrtle Avenue & Fairlawn Avenue

According to the minutes of the July 3, 1990 Common Council meeting, our office was to review the possibility of providing sanitary sewer service to Fairlawn Avenue and Myrtle Avenue separately from the Shannon Ridge Road (reference is made to Item 41 of the Common Council minutes) proposed sewer.

Your attention is directed to the enclosed copy of a section of the City's map of the existing sewer system in this area. In green we have highlighted the Fairlawn Avenue/Myrtle Avenue sanitary sewer routing we were requested to investigate. In yellow we have highlighted existing ground surface elevations for a number of locations in the area.

The original proposal to provide sanitary sewer service to Fairlawn Avenue, a portion of Edgewood Street, a portion of Myrtle Avenue and to Shannon Ridge Road took advantage of the topography of the area which allowed for a gravity sewer to be run down Shannon Ridge Road to the the existing sewer in Lake Avenue. This is the sewer project which was denied by the Common Council after the evaluation of a number of surveys of residents of the service area.

To serve Fairlawn Avenue and Myrtle Avenue without installing a sanitary sewer in Shannon Ridge Road would require the construction of a sewage pumping station near the intersection of Fairlawn

(continued on page 2)



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

46

ENGINEERING DEPARTMENT
(203) 797-4641

July 12, 1990

JOHN A. SCHWEITZER, JR., P.E.
CITY ENGINEER

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

Dear Mayor Eriquez and
Common Council:

Business Aircraft Center
Water Main Extension

This office has reviewed the June 5, 1990 letter to the Common Council from Attorney James H. Maloney relative to the above noted water main extension. Reference is also made to Item 23 of the minutes of the July 3, 1990 Common Council meeting.

It is unclear to us what matters relative to this water main extension Attorney Maloney would like to review.

For your information we offer the following summary of events relating to the Business Aircraft Center, Inc. water line extension:

February 6, 1990 The Common Council receives a request for the water main extension. This request is referred to committee. Reference is made to Item 57 of the minutes of February 6, 1990 Common Council meeting (copy attached).

February 27, 1990 The Common Council committee meets.

February 27, 1990 The Engineering Department approves the water extension plans from a technical point of view.

March 6, 1990 The Common Council approves the water main extension. Reference is made to Item 55 of the minutes of the March 6, 1990 meeting (a copy attached).

(continued on page 2)

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Mayor Gene F. Eriquez & Common Council July 12, 1990
Business Aircraft Center Water Main Extension

March 23, 1990 The contractor begins installation of the water main.

April 6, 1990 The completed water line passes its pressure test.

April 11, 1990 Attorney Janes H. Maloney submits to the Engineering Department copies of the "as-built" drawing and the Bill of Sale.

April 12, 1990 The Engineering Department forwards comments on the "as-built" drawing and Bill of Sale to Attorney Maloney.

April 16, 1990 Revised "as-built" drawing and Bill of Sale are submitted to the City.

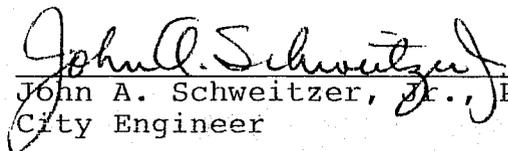
April 17, 1990 The Engineering Department notifies Acting Corporation Counsel Eric L. Gottschalk that the revised "as-built" drawing and Bill of Sale are acceptable.

April 17, 1990 Acting Corporation Counsel Eric L. Gottschalk files the Bill of Sale in the Danbury Land Records. As of this date the water main became the property of the City of Danbury.

Hopefully this information is of assistance to you.

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

Very truly yours,


John A. Schweitzer, Jr., P.E.
City Engineer

JAS/PAE/sd

enclosures

c: Basil Friscia
Public Works Director
William Buckley, Jr., P.E.

Feb 6, 1990

(45)

✓ 57 - COMMUNICATION - Request for Water Extension, Kenosia Avenue. Mrs. Butera asked that this be referred to an adhoc committee, the Planning Commission, Jack Schweitzer, William Buckley. Mayor Enriquez so ordered and appointed Council Members Cassano, Kilcullen and Boughton to the committee.

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Mr. Cassano submitted the following report:

The committee appointed to study the above water extension request met on February 27, 1990 at 8:30 P.M. in Room 432 in City Hall. Present were committee members Cassano, Kilcullen and Boughton. Also present were City Engineer Jack Schweitzer, Superintendent of Public Utilities William Buckley, Attorney James Maloney and Robert Zohn, owner of Business Aircraft Center.

Messrs. Schweitzer and Buckley reviewed the petition for the committee and provided any necessary background information. The Department of Public Works has no problem with the petition. The Planning Commission has issued a positive recommendation by letter of February 26, 1990.

Mr. Boughton moved that the committee recommend to the Common Council that the water extension petition for Kenosia Avenue be approved subject to the standard eight steps common to Common Council acceptance of water and sewer petitions. The eight steps are attached. Seconded by Mr. Kilcullen. Motion carried unanimously.

The petitioner shall bear all costs relative to the installation of said water line

The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.

Detailed Engineering Plans and Specifications are to be approved by the City Engineer and the Superintendent of Public Utilities prior to the start of construction.

If required, a Warranty Deed in a form satisfactory to the Corporation Counsel shall be executed by the petitioner conveying to the City of Danbury, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.

That upon completion of installation, title to said water line within City Streets, and any necessary documents be granted to the City in a form which is acceptable to the City Engineer and Corporation Counsel.

petitioner shall convey ownership of and easements to all or such portions of the water lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

and another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or map shall be furnished in a form satisfactory to the City Engineer Corporation Counsel.

certificate of Occupancy shall be issued until the above requested documents, plans, etc. are received and the City owns the water lines.

PINNEY, PAYNE, VAN LENTEN, BURRELL, WOLFE & DILLMAN, P.C.

A. SEARLE PINNEY
BOBBY S. PAYNE*
THOMAS W. VAN LENTEN
HUGH A. BURRELL
ROBERT J. WOLFE
JOHN M. DILLMAN
WILLIAM S. STEELE, JR.
SHELDON A. ROSENBAUM
TED D. BACKER**
RICHARD A. O'CONNOR
JAMES P. GREGORY

CHRISTOPHER G. WINANS

ATTORNEYS AT LAW
LEE FARM CORPORATE PARK
83 WOOSTER HEIGHTS
POST OFFICE BOX 3499
DANBURY, CONNECTICUT 06813-3499

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NEW MILFORD OFFICE
46 MAIN STREET
NEW MILFORD, CONNECTICUT 06776
(203) 355-1181

RIDGEFIELD OFFICE
4 PROSPECT STREET
POST OFFICE BOX 566
RIDGEFIELD, CONNECTICUT 06877
(203) 438-3726

COUNSEL
THOMAS L. CHENEY

PLEASE REPLY TO:

*ALSO ADMITTED IN VA
**ALSO ADMITTED IN D.C. AND NY

July 17, 1990

Common Council
City of Danbury
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Application for Extension of Sewer and Water
R.S.A. Corp.
Old Sherman Turnpike

Dear Council Members:

I enclose herewith the above application together with four (4) prints showing the proposed extension of utilities.

Would you kindly make your usual referral to a committee and the Planning Commission.

Would you also please keep me advised of the date and time of any committee meetings.

Very cordially yours,

Bobby S. Payne
BOBBY S. PAYNE

BSP:drh
Enclosures
cc: Mr. Greg White
Mr. Chad Henke
Mr. Steve Griss

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer X

Water X

Name of Applicant: R.S.A. Corp

Address: 690 Saw Mill River Road
 Ardsley, New York 10502

Telephone: (914) 693-1818

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

Located at: Old Sherman Turnpike

Assessors's Lot No. M-11021

Zone: IG-80

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

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

R.S.A. Corp.
BY: Bobby S Payne
SIGNATURE
BOBBY S. PAYNE, Its Attorney
July 18, 1990
DATE

APPLICATION FOR EXTENSION OF SEWER/WATER

Sewer X

Water _____

Name of Applicant: Julia Gioia

Address: 14 - Berkshire Drive
DANbury, Ct. 06811

Telephone: 748-2071 744-7792

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

Located at: 13 Cook St.

Assessors's Lot No. J13337

Zone: RM-12

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

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

Julia Gioia
SIGNATURE
7-17-90
DATE

Parks & Recreation Department
Status Report

Budget Status

| | <u>Annual</u> <u>Amount</u> <u>Appropriated</u> | <u>Expended</u> | | <u>Percent</u> | | <u>Percent Remaining</u> | |
|-----------------------|-------------------------------------------------------|-------------------------------------------------|-----------------------------|----------------|---------------------------|--------------------------|------------------------------|
| | | <u>Amount</u> <u>Current</u> <u>Month</u> | <u>Last</u> <u>Month</u> | <u>YTD</u> | <u>Last</u> <u>YTD</u> | <u>APPROP.</u> | <u>Fiscal</u> <u>YEAR</u> |
| Total Budget | 1,128,750 | 123,599 | 68,876 | 99% | 99% | 1% | 0% |
| Salaries | 652,406 | 60,940 | 50,056 | 100% | 100% | 0% | 0% |
| Overtime | 19,663 | 4,102 | 1,140 | 100% | 100% | 0% | 0% |
| Part-Time Services | 207,000 | 36,061 | 981 | 100% | 100% | 0% | 0% |
| Professional Services | 55,507 | 1,384 | 2,523 | 76% | 100% | 24% | 0% |

Explanatory Notes:

Budget reflects the appropriation as of 6/30/90.
 Park services report reflects period of operation 6/24/90 thru 7/28/90.
 Administrative hours reflect payroll through 7/28/90.

Key Indicators

| | <u>Number</u> | | <u>Number %</u> | | <u>Number</u> | | | |
|-------------------------------------|-----------------------------|-----------------------------|-----------------|--------------------------|---------------|---------------------------|-------------------------------|--------------------------|
| | <u>This</u> <u>Month</u> | <u>Last</u> <u>Month</u> | <u>Diff.</u> | <u>%</u> <u>Diff.</u> | <u>YTD</u> | <u>Last</u> <u>YTD</u> | <u>Number</u> <u>Diff.</u> | <u>%</u> <u>Diff.</u> |
| Total Administrative Hrs. Paid | 931 | 754 | 177 | 19% | 1685 | | | |
| Total Administrative Hrs. Worked | 763 | 638 | 125 | 16% | 1401 | | | |
| Total Rec. Employee Hrs. Paid | 18,451 | 3865½ | 14,595½ | 79% | 22316½ | | | |
| Total Rec. Employee Hrs. Worked | 18,451 | 3865½ | 14,595½ | 79% | 22316½ | | | |
| Total Hrs. Recreational Programming | 3,795 | 1815 | 1,980 | 52% | 5610 | | | |
| Park Services (Hrs. Paid-attached) | 5,270 | 2960½ | 2,310 | 44% | 8230½ | | | |

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DANBURY PARKS & RECREATION DEPARTMENT
MAINTAINERS SALARY COST BREAKDOWN SHEET

MONTH June/July YEAR 1990

TOTAL SALARIES PAID

| <u>WK END</u> | <u>COST</u> |
|---------------|------------------|
| <u>6/30</u> | <u>11,253.09</u> |
| <u>7/7</u> | <u>13,193.31</u> |
| <u>7/14</u> | <u>13,363.20</u> |
| <u>7/21</u> | <u>12,903.98</u> |
| <u>7/28</u> | <u>13,410.04</u> |
| <u>TOTAL</u> | <u>64,123.62</u> |

LABOR COST

| <u>WK END</u> | <u>COST</u> |
|---------------|------------------|
| <u>6/30</u> | <u>8,989.65</u> |
| <u>7/7</u> | <u>10,038.43</u> |
| <u>7/14</u> | <u>11,859.12</u> |
| <u>7/21</u> | <u>11,739.50</u> |
| <u>7/28</u> | <u>11,469.24</u> |
| <u>TOTAL</u> | <u>54,095.94</u> |

VACATION PAID

| <u>WK END</u> | <u>NO. DAYS</u> | <u>COST</u> |
|---------------|-----------------|-----------------|
| <u>6/30</u> | <u>16</u> | <u>1,491.52</u> |
| <u>7/7</u> | <u>5</u> | <u>485.20</u> |
| <u>7/14</u> | <u>10</u> | <u>970.40</u> |
| <u>7/21</u> | <u>5</u> | <u>485.20</u> |
| <u>7/28</u> | <u>10</u> | <u>970.40</u> |
| <u>TOTAL</u> | <u>46</u> | <u>4,402.72</u> |

SICK DAY COSTS

| <u>WK END</u> | <u>NO. DAYS</u> | <u>COST</u> |
|---------------|-----------------|-----------------|
| <u>6/30</u> | <u>5.5</u> | <u>503.36</u> |
| <u>7/7</u> | <u>1.0</u> | <u>97.04</u> |
| <u>7/14</u> | <u>4.5</u> | <u>436.68</u> |
| <u>7/21</u> | <u>7.0</u> | <u>679.28</u> |
| <u>7/28</u> | <u>10.0</u> | <u>970.40</u> |
| <u>TOTAL</u> | <u>28.0</u> | <u>2,686.76</u> |

PERSONAL DAY COSTS

| <u>WK END</u> | <u>NO. DAYS</u> | <u>COST</u> |
|---------------|-----------------|---------------|
| <u>6/30</u> | <u>3</u> | <u>268.56</u> |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| _____ | _____ | _____ |
| <u>TOTAL</u> | <u>3</u> | <u>268.56</u> |

OTHER (HOLIDAYS, ETC.)

| <u>WK END</u> | <u>NO. DAYS</u> | <u>COST</u> |
|---------------|-----------------|-----------------|
| _____ | _____ | _____ |
| <u>7/7</u> | <u>30.5</u> | <u>2,572.64</u> |
| <u>7/14</u> | <u>1.0</u> | <u>97.04</u> |
| _____ | _____ | _____ |
| <u>TOTAL</u> | <u>31.5</u> | <u>2,669.68</u> |

O.T. Costs

| <u>WK END</u> | <u>HRS</u> | <u>COST</u> |
|---------------|------------|-----------------|
| <u>6/30</u> | <u>16</u> | <u>343.20</u> |
| <u>7/7</u> | <u>24</u> | <u>557.96</u> |
| <u>7/14</u> | <u>20</u> | <u>423.42</u> |
| <u>7/21</u> | <u>16</u> | <u>369.64</u> |
| <u>7/28</u> | <u>16</u> | <u>363.88</u> |
| <u>TOTAL</u> | <u>92</u> | <u>2,058.10</u> |

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DANBURY PARKS & RECREATION DEPARTMENT
MAINTENANCE LABOR COST BREAKDOWN SHEET

MONTH JULY YEAR 1990

SHEET 1 OF 2

| Litter | | | REG | O.T. |
|--------|----------|-----------|-----|------|
| D | REG COST | O.T. COST | HRS | HRS |
| | 100.00 | | 20 | |
| | 80.00 | | 16 | |
| | 1,139.36 | | 114 | |
| | 100.00 | | 20 | |
| | 100.00 | | 20 | |
| | 1,519.36 | | 190 | |

Hatters Park Maintenance

| D | REG COST | O.T. COST | REG HRS | O.T. HRS |
|---|----------|-----------|---------|----------|
| | 84.14 | | 8 | |
| | 145.56 | | 12 | |
| | 403.12 | | 40 | |
| | 151.78 | | 16 | |
| | 102.78 | | 10 | |
| | 887.38 | | 86 | |

Refuse Removal

| D | REG COST | O.T. COST | REG HRS | O.T. HRS |
|---|----------|-----------|---------|----------|
| | 336.00 | 183.04 | 48 | 8 |
| | 236.00 | 386.56 | 48 | 16 |
| | 435.04 | 194.88 | 56 | 8 |
| | 236.00 | 194.08 | 48 | 8 |
| | 236.00 | 194.08 | 48 | 8 |
| | 1,479.04 | 1,162.64 | 248 | 48 |

| TASK Athletic Fields (Parks) | | | | |
|------------------------------|----------|-----------|---------|----------|
| WK END | REG COST | O.T. COST | REG HRS | O.T. HRS |
| 6/30 | 973.12 | 160.16 | 80 | 8 |
| 7/7 | 1,205.80 | 169.80 | 132 | 8 |
| 7/14 | 1,098.76 | 161.10 | 120 | 7.5 |
| 7/21 | 765.20 | 175.56 | 80 | 8 |
| 7/28 | 821.20 | 169.80 | 88 | 8 |
| TOTAL | 4,864.08 | 836.42 | 500 | 39.5 |

TASK Athletic Fields (Schools)

| WK END | REG COST | O.T. COST | REG HRS | O.T. HRS |
|--------|----------|-----------|---------|----------|
| 6/30 | 1,114.24 | | 96 | |
| 7/7 | 935.88 | | 76 | |
| 7/14 | 1,329.52 | | 112 | |
| 7/21 | 1,034.40 | | 88 | |
| 7/28 | 467.86 | | 54 | |
| TOTAL | 4,881.90 | | 426 | |

TASK Mowing Parks

| WK END | REG COST | O.T. COST | REG HRS | O.T. HRS |
|--------|-----------|-----------|---------|----------|
| 6/30 | 3,267.92 | | 344 | |
| 7/7 | 3,141.52 | | 288 | |
| 7/14 | 2,928.92 | | 272 | |
| 7/21 | 4,125.52 | | 368 | |
| 7/28 | 4,436.24 | | 412 | |
| TOTAL | 17,900.12 | | 1,684 | |

| TASK Mowing Schools | | | | |
|---------------------|-----------|-----------|---------|----------|
| WK END | REG COST | O.T. COST | REG HRS | O.T. HRS |
| 6/30 | 1,911.55 | | 184 | |
| 7/7 | 2,062.92 | | 184 | |
| 7/14 | 1,328.88 | | 120 | |
| 7/21 | 2,604.00 | | 224 | |
| 7/28 | 2,192.14 | | 178 | |
| TOTAL | 10,099.49 | | 890 | |

TASK Flowers & Shrubs

| WK END | REG COST | O.T. COST | REG HRS | O.T. HRS |
|--------|----------|-----------|---------|----------|
| 6/30 | 416.68 | | 44 | |
| 7/7 | 381.12 | | 36 | |
| 7/14 | 713.20 | | 72 | |
| 7/21 | 1,805.57 | | 203 | |
| 7/28 | 1,954.26 | | 206 | |
| TOTAL | 5,270.83 | | 561 | |

TASK Playgrounds

| WK END | REG COST | O.T. COST | REG HRS | O.T. HRS |
|--------|----------|-----------|---------|----------|
| 6/30 | 299.44 | | 32 | |
| TOTAL | 299.44 | | 32 | |

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Current Projects - July 1990

| <u>Name & Status</u> | <u>Next Steps</u> | <u>Completion Date</u> |
|---------------------------------------------------------------------------|-------------------------------------|------------------------|
| 1. <u>Litter</u> | | |
| a. Rogers Park & DHS daily | On-going | None |
| b. Downtown & all other parks & playgrounds daily before mowing | On-going | Oct. '90 |
| 2. <u>Hatters Park Building Cleaning</u> | | |
| a. Hall & office cleaned Mondays & Fridays | On-going | None |
| b. Pavilion cleaned Mondays, Fridays & Sundays | On-going | Oct. '90 |
| 3. <u>Refuse Removal</u> | | |
| a. Parks & playgrounds, Mondays, Wednesdays, Fridays & Sundays | On-going | None |
| 4. <u>Athletic Field Preparation</u> | | |
| a. Rogers Park | | |
| 1. Baseball/Softball | Prepared for play daily as required | Aug. '90 |
| b. DHS | | |
| 1. Baseball/Softball | Prepared for play as required | Aug. '90 |
| 5. <u>Mowing</u> | | |
| a. Municipal buildings, parks & playgrounds | Weekly basis | Oct. '90 |
| b. School sites | Weekly basis | Oct. '90 |
| 6. <u>Flowers & Shrubs</u> | | |
| a. Municipal gardens - weeding | On-going | Oct. '90 |
| b. Rose arbor - pruned, sprayed | Monthly | Oct. '90 |
| c. Shrub trimming completed at all municipal buildings and flower gardens | On-going | Oct. '90 |
| d. Shrub trimming - schools | This reporting period | Sept. '90 |
| 1. Park Ave. | | |
| 2. South St. | | |
| 3. Shelter Rock | | |
| 4. Great Plain | | |
| 5. Stadley rough | | |
| 6. Broadview Jr. High | | |
| e. Weeding - schools | This reporting period | Sept. '90 |
| 1. Shelter Rock | | |



48

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

Re: Certain Materials Prohibited

The committee of a whole met at 8:00 P.M. on July 23, 1990 to review a proposed ordinance concerning certain prohibited materials at the City landfill. This proposal would allow the City of Danbury to dispose of demolition and renovation materials for City projects.

Mr. Boynton moved to recommend approval of the proposed ordinance, 16A-32(b). The motion was seconded by Mr. Charles and passed unanimously.

Respectfully submitted,



JOSEPH DaSILVA
President



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ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

August 7, 1990

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

THAT subsection 16A-32(b) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

(b) Certain materials prohibited. No person, firm, corporation or other entity shall dispose of the following materials at the Danbury Sanitary Landfill site, nor shall any person, firm, corporation or other entity knowingly dispose of said materials in any manner which results in the ultimate disposal thereof at the Danbury Sanitary Landfill site:

- (1) Vehicles or parts thereof.
- (2) Tree Stumps.
- (3) Demolition or renovation materials or debris; provided, however, that material or debris originating from the renovation of owner-occupied residential structures maintained for three (3) families or less shall be accepted at the Danbury Sanitary Landfill site for disposal. In addition, demolition or renovation materials or debris shall be accepted at the Danbury Sanitary Landfill site if said wastes are generated by a non-profit organization during the course of demolition or renovation of one or more structures in furtherance of a plan to provide low or moderate income housing opportunities.
- (4) Hot ashes from coal, wood, charcoal or other combustible materials.
- (5) Metal hydroxide sludges.
- (6) Hazardous wastes. For purposes of this article, the phrase "hazardous wastes" shall have the definition established in Section 9-74 of the Danbury Code of Ordinances for the phrase "hazardous substances."

When acting with the approval of either the Director of the Department of Public Works or, in his absence, the Mayor, the City of Danbury shall not be subject to the provisions of this subsection.

EFFECTIVE DATE: This Ordinance shall take effect thirty (30) days after adoption and publication, as provided by law and Section 3-10 of the Charter of the City of Danbury, Connecticut.

Adopted by the Common Council - August 7, 1990
Approved by Mayor Gene F. Enriquez - August 9, 1990.

ATTEST:

Elizabeth Crudginton
ELIZABETH CRUDGINTON
City Clerk



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

Re: Amendments to Sections 16-30 (Sewer Use Charge) and 16-14
(Septage Treatment Rules, Regulations and Fees)

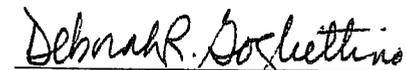
The Common Council Committee appointed to review amendments to Section 16-30 (Sewer Use Charge) and Section 16-14 (Septage Treatment Rules, Regulations and Fees) met on July 24, 1990 at 7:45 P.M. In attendance were Committee Members Gogliettino, Dean Esposito and Regan. Also in attendance were William Buckley and Dominic Setaro.

The committee reviewed the Section 16-30 proposed amendment to change the interest rate for delinquent payments from 12 percent per annum to 18 percent per annum from the time it became due and payable until the same is paid. This change reflects consistency with the current State Statutes. The committee also reviewed the Section 16-14 amendment to add section g which addresses the interest rate for delinquent payments from 12 percent per annum to 18 percent per annum for septage fees. This change reflects consistency with the current State Statutes.

In discussion the committee recommended that Mr. Buckley and Mr. Setaro consider future language changes that would indicate automatic deferral to State Statute.

There being no other discussion a motion was made to accept the amendments to Section 16-30 and 16-14(g) by Dean Esposito. Seconded by Mr. Regan. Motion carried unanimously.

Respectfully submitted,


DEBORAH GOGLIETTINO


DEAN ESPOSITO


ARTHUR D. REGAN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

Re: Amendments to Sections 16-30 (Sewer Use Charge) and 16-14
(Septage Treatment Rules, Regulations and Fees)

The Common Council Committee appointed to review amendments to Section 16-30 (Sewer Use Charge) and Section 16-14 (Septage Treatment Rules, Regulations and Fees) met on July 24, 1990 at 7:45 P.M. In attendance were Committee Members Gogliettino, Dean Esposito and Regan. Also in attendance were William Buckley and Dominic Setaro.

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In discussion the committee recommended that Mr. Buckley and Mr. Setaro consider future language changes that would indicate automatic deferral to State Statute.

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Respectfully submitted,

DEBORAH GOGLIETTINO

DEAN ESPOSITO

ARTHUR D. REGAN



CITY OF DANBURY

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

August 3, 1990

PLEASE REPLY TO:

DANBURY, CT 06810

Hon. Joseph DaSilva, President
Danbury Common Council
155 Deer Hill Avenue
Danbury, Connecticut

Re: Charter Revision

Dear Joe:

After the Council Committee of the Whole meeting on charter revision I spoke with Ben about the language of 8-3 proposed by the Commission. He told me that they had been advised that the proposed amendment of subsections 8-3(a) and 8-3(b) would resolve the problems that are generated by the current language. As I told you then, I disagree.

Following discussions among the staff, it was agreed that I would take a stab at the language. I have done so. My approach is a little different in that I have not attempted to deal fully with the conflicts problem within the confines of the charter. In my opinion the charter should enable the City to fashion a solution to the problem of conflicts rather than attempt to solve the problem directly. I suggest that ordinances are the way to do that. Here is my proposal. You may want to present it to the Council at the August meeting.

DELETE PROPOSED SUBSECTIONS 8-3(a) AND (b) AND SUBSTITUTE THE FOLLOWING:

All elected or appointed officers or employees of the City are prohibited from having an interest in any contract or purchase order for any supplies, materials, equipment or contractual services furnished or to be furnished to or



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CITY OF DANBURY

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

July 24, 1990

PLEASE REPLY TO:

DANBURY, CT 06810

To: Councilman Donald W. Boughton
From: Acting Corporation Counsel *EG*
Re: Proposed Charter subsection 8-3(c)

What do you think of the following change:

ALL ELECTED OR APPOINTED CITY OFFICERS OR CITY EMPLOYEES ARE PROHIBITED FROM ACCEPTING OR RECEIVING, BY REBATE, GIFT OR OTHERWISE, DIRECTLY OR INDIRECTLY, FROM ANY PERSON, FIRM, CORPORATION, OR OTHER ENTITY TO WHICH ANY CONTRACT OR PURCHASE ORDER MAY BE OR HAS BEEN AWARDED BY THE CITY, ANY PROMISE, OBLIGATION, CONTRACT, FUTURE REWARD OR COMPENSATION, MONEY OR ANYTHING WHATSOEVER HAVING A VALUE IN EXCESS OF AN AMOUNT TO BE ESTABLISHED BY ORDINANCE OF THE CITY OF DANBURY.

If you want to make any changes, let me know. I have this language on a disk.

Eric L. Gottschalk
Eric L. Gottschalk

ELG:r

(30)

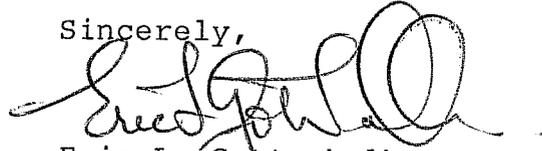
Hon. Joseph DaSilva, President
Danbury Common Council
Re: Charter Revision
August 3, 1990

- 2 -

used by the City or any board or agency thereof which is in substantial conflict with the proper discharge of his duties or employment. The common council shall determine and define, by ordinance, those interests which are in substantial conflict with the proper discharge of the duties or employment of an officer or employee.

Note that at the request of Councilman Boughton I prepared a modification to subsection (c) as well, concerning dollar limits for gifts, a copy is attached.

Sincerely,



Eric L. Gottschalk
Acting Corporation Counsel

ELG:r



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

Re: Charter Revision Commission Report

The Committee of a Whole met at 8:00 P.M. on July 23, 1990 to review the proposed revisions to the Charter of the City of Danbury.

Mr. Gallo moved to present the proposed changes to the voters in three (3) questions. The first to be the changes on minority representation the second to include all technical changes and the third to be on the proposal on standing committees. The motion was seconded by Mr. Kilcullen and passed unanimously.

A discussion then ensued between the Common Council, members of the Charter Revision Commission, the Mayor, the Comptroller and the Corporation Council. The discussion concerned several items in the proposed changes, including the section on conflict of interest, the raising of the bonding limit and the position of Director of Finance.

Mr. Valeri moved to recommend a change in the proposal on Section 2-2A.b. This change would be reflected in the columns representing the number of members of the same political party that may serve on the Common Council (minority representation). The motion called for the breakdown to be as follows:

COLUMN I

COLUMN II

Members of the same political party
elected in seven wards

Maximum number of at large
members of the same political
party

14

4

13

5

12

6

11 or fewer

7

This motion was seconded by Mrs. Butera and passed following discussion by a vote of 10 to 4. Voting in the negative were Council Members Charles, Boughton, Regan and Scozzafava. If approved by the Common Council at its August meeting, this recommendation will be forwarded to the Charter Revision Commission for its consideration.


JOSEPH DaSILVA, President



59

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

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Maximum number of at large
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5
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This motion was seconded by Mrs. Butera and passed following discussion by a vote of 10 to 4. Voting in the negative were Council Members Charles Boughton, Regan and Scozzafava. If approved by the Common Council at its August meeting, this recommendation will be forwarded to the Charter Revision Commission for its consideration.

JOSEPH DaSILVA, President



(51)

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

August 7, 1990

REPORT

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

RE: Request for funds for an Alzheimers Specialist.

The Common Council committee appointed to review a request for funds for an Alzheimers Specialist, met on July 17, 1990 at 7:30 P.M. in City Hall.

Present were committee members Esposito, Smith and Regan. Also in attendance were City Comptroller, D. Setaro; Leo McIlrath, Director of Danbury's Elderly Services; Diane Coviello and Cathy Ryan of the Interweave Day Care Center.

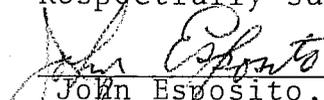
Mr. McIlrath stated that the position of a Alzheimer Specialist at the Danbury Interweave Day Center has been funded by the State of Connecticut through the Area Agency on Aging over the past three years. However, due to State Budget constraints, the funding resulted in a short fall of \$8,500.00. He also stated that the Adult Day Care Center generates an amount of money that helps pay for some of the program cost. All extra monies are transferred to the City of Danbury.

Mr. Setaro anticipated that the request would become a wash item and has certified on July 2nd, the availability of \$8,500.00 from the Contingency Fund.

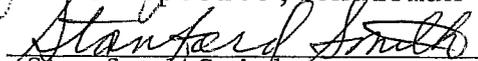
Councilman Regan made a motion, seconded by Councilman Smith to recommend to the Common Council the approval of the request of \$8,500.00 for the Alzheimer Specialist. The vote was unanimous.

Meeting was adjourned at 8:20 P.M.

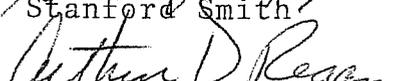
Respectfully submitted



John Esposito, Chairman



Stanford Smith



Arthur D. Regan



(6)

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

August 7, 1990

REPORT

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Honorable Members of the Common Council

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Mr. Setaro anticipated that the request would become a wash item and has certified on July 2nd, the availability of \$8,500.00 from the Contingency Fund.

Councilman Regan made a motion, seconded by Councilman Smith to recommend to the Common Council the approval of the request of \$8,500.00 for the Alzheimer Specialist. The vote was unanimous.

Meeting was adjourned at 8:20 P.M.

Respectfully submitted

John Esposito, Chairman

Stanford Smith

Arthur D. Regan



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

Re: Traffic Situation at the Intersection of
Great Plain Road/Candlewood Drive/Harbor Ridge Road

The ad hoc committee appointed to review the traffic situation at the intersection of Great Plain Road/Candlewood Drive/Harbor Ridge Road met on Thursday, July 19, 1990 at 7:00 P.M. in Room 432 at Danbury City Hall. In attendance were committee members Mack, Coladarci and Regan. Also present were Police Chief Nelson Macedo, Assistant City Engineer Patricia Ellsworth and resident Elliot Mason.

Mr. Mason stated his concern about the above-named intersection, particularly around the time of 5:00 - 6:00 P.M. He reiterated his fear of a very serious fatality occurring due to lack of visibility and cars speeding through the intersection. Chief Macedo stated that he had visited the site for approximately one hour and that although records indicate only one traffic accident since 1985 that there was a need to cut back vegetation and install a stop sign on northbound Great Plain Road. The City Engineer's office will continue to monitor traffic conditions at this location and make recommendations to the Police Chief for further improvements if necessary.

At this time, the Council Committee agreed to take no action and adjourned at 7:20 P.M.

Respectfully submitted,

JOAN M. MACK, Chairman

EILEEN S. COLADARCI

ARTHUR D. REGAN



53

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

Re: Permit Fees for the Sewer Department Upgrading Project

The committee to review a request to exempt the Danbury Building Permit Fees for the Danbury Sewer Department Upgrading Project met at 7:00 P.M. on July 24, 1990. In attendance were committee members DaSilva, John Esposito and Scozzafava. Also in attendance were William Buckley, Superintendent of Public Utilities, Comptroller Dominic Setaro, Corporation Counsel Eric Gottschalk, Robert Fand, the petitioner and Council Member Charles, ex-officio.

Mr. Gottschalk explained that there is nothing in the Danbury Code of Ordinances that allows a waiver or exemption. This matter came up earlier this year and the Common Council reaffirmed the ordinance requiring all building fees be paid. He further stated that he believes the only way that building fees could be waived is to change the present ordinance.

Mr. Buckley stated that the total building fee for the waste water treatment facility will be approximately \$400,000. Twenty-two percent (22%) of these fees will come from the municipalities of Bethel, Brookfield, Ridgefield and future regional assignees. This amounts to \$89,000. The remaining \$311,000 is loan eligible from the State of Connecticut at two percent (2%) for twenty years. The total cost of interest will be approximately \$65,000 which is substantially less than the monies from outside communities. Mr. Gottschalk said that there is a real cost to the City of Danbury to review plans and specifications for the building of the new waste water treatment facility. This cost is only shared through the payment of building fees.

The petitioner, R. Fand, said that Bethel waives building fees and that the State of Connecticut subsidizes the loan rate. The cost of the total upgrading of the facility will triple sewer rates.

Mr. Scozzafava moved to recommend that no action be taken at this time because of the recent Common Council action on this matter. Seconded by John Esposito. Motion carried unanimously.

Respectfully submitted,

JOHN ESPOSITO

JOSEPH DaSILVA, Chairman

JOSEPH SCOZZAFAVA



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

Re: Modification to the Existing Danbury/Brookfield Intermunicipal Agreement

The Committee of a Whole met at 8:00 P.M., on July 23, 1990 to review a modification to the existing Danbury/Brookfield Intermunicipal Agreement. This modification would raise the cost to Brookfield for its 500,000 gallons of sewage which goes to the Danbury Sewage Treatment Plant. This modification is necessary to allow Brookfield to pay its share of the cost of the improvements to the Wastewater Treatment Facility.

Mr. Charles moved to recommend approval of the Danbury/Brookfield Modification of Existing Intermunicipal Agreement. Seconded by Mr. Boynton. Motion carried unanimously.

Respectfully submitted,



JOSEPH DaSILVA
President



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

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Mr. Charles moved to recommend approval of the Danbury/Brookfield Modification of Existing Intermunicipal Agreement. Seconded by Mr. Boynton. Motion carried unanimously.

Respectfully submitted,

JOSEPH DaSILVA
President



51

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

July 3, 1990

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

Re: Proposed Danbury/Brookfield Modification of Existing
Inter-Municipal Agreement

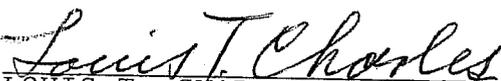
The committee to review the proposed Danbury/Brookfield Modification of Existing Inter-Municipal Agreement met at 7:00 P.M. on June 26, 1990. In attendance were committee members DaSilva, Charles and Scozzafava. Also in attendance were City Engineer Jack Schweitzer, Superintendent of Public Utilities William Buckley and Assistant Corporation Counsel Les Pinter.

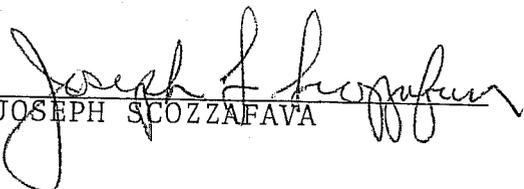
Mr. Schweitzer, Mr. Buckley and Mr. Pinter explained that an agreement to accept 500,000 gallons of sewage per day from the Town of Brookfield has been in existence since April 3, 1974. It now needs to be modified in order to establish the amount of money that Brookfield will pay Danbury for its proportionate cost of the sewer facility that Danbury is under order to update. The proposed modifications were negotiated by a committee from Danbury. The agreement has been reviewed and recommended for approval by Corporation Counsel Eric Gottschalk, Bond Counsel Kathleen Foster and Comptroller Dominic Setaro.

Mr. Scozzafava moved to recommend approval of the proposed Danbury/Brookfield Modification of Existing Inter-Municipal Agreement. Mr. Charles seconded the motion which passed unanimously.

Respectfully submitted,


JOSEPH DaSILVA, Chairman


LOUIS T. CHARLES


JOSEPH SCOZZAFAVA



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

August 7, 1990

PROGRESS REPORT

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

Re: Review of Leases on City-owned Structures (Bear Mountain
Reservation)

The meeting to review lease policies for the occupancy of City structures met on July 24, 1990 at 7:30 P.M. in the Fourth Floor Lobby in City Hall. In attendance were Council Members Coladarci, Butera and Regan. Also attending were Council Members Charles & Falzone, ex-officio, Paul Shierloh, Robert Ryerson, Eric Gottschalk, Dominic Setaro and Barbara Monsky, James O'Connell and Frances Hirscher of the Conservation Commission.

The Committee discussed the needs of the Bear Mountain Reservation as well as the tenants at both Bear Mountain and the Old Quarry Nature Center. The caretaker is responsible for surveillance of the residence, parking area, the barn which has since burned, the opening and closing of the park gate and maintenance of the grounds in the vicinity of the cottage.

The committee will meet again when it has received more information from appropriate City Officials assigned by the Mayor to prepare a proper lease.

Respectfully submitted

EILEEN S. COLADARCI, Chairman

JANET D. BUTERA

ARTHUR D. REGAN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

Re: Request for Water Line Easement on Henso Drive

The Common Council Committee appointed to review the City's request for a water line easement on Henso Drive met on June 25, 1990 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Kilcullen, and Dean Esposito.

The committee had met on May 7, 1990 and approved the City's request. However, the necessary legal description of the premises to be acquired was not included with the committee report of June 5, 1990 (a copy is attached). As a result, the Common Council at its June 5, 1990 meeting voted to recommit this matter.

Mr. Kilcullen reported that a legal description for the subject property had been provided by the Corporation Counsel's Office. Mr. Esposito moved to approve the City's request. Seconded by Mr. Kilcullen. Motion carried unanimously.

Respectfully submitted,


RICHARD KILCULLEN, Chairman


DEAN ESPOSITO


MICHAEL S. FAZIO



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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: Proposed Water Line Easement - Henso Drive

The Common Council Committee appointed to review the City's request for a water line easement on Henso Drive met on May 7, 1990 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Kilcullen and Dean Esposito. Also in attendance was Superintendent of Public Utilities William Buckley.

Mr. Buckley stated that the easement is being sought as part of the City's efforts to upgrade the Sobel private water system which services 41 homes. It is his intention to run a line on Clapboard Ridge through the Drska Property on Chambers Road and ultimately to the water tower the City plans to construct off Harvest Hill Road. In the event that the Harvest Hill tower is not approved the City would drill a well on the Drska property to provide additional water to Mr. Sobel's customers. Finally, Mr. Buckley explained that since the Planning Commission voted a negative recommendation a 2/3's affirmative vote of the Council would be required for approval of this project.

Mr. Kilcullen moved to acquire the easement set forth on that certain map entitled "Proposed Water Line Easement Through the Property of Walter A. Schimanskey, Sr. and Arlene U. Schimanskey". Seconded by Mr. Esposito. Motion carried unanimously.

Respectfully submitted,

RICHARD KILCULLEN, Chairman

DEAN ESPOSITO

MICHAEL S. FAZIO



RESOLUTION

(5)

CITY OF DANBURY, STATE OF CONNECTICUT

A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Danbury Water Department was recently ordered by the State of Connecticut to take over ownership of and responsibility for the Clapboard Ridge Heights Water Company system; and

WHEREAS, in order to provide safe and reliable service to customers formerly served by Clapboard Ridge Heights Water Company, certain improvements to the existing City water system are warranted; and

WHEREAS, these improvements are consistent with the long range development plans outlined in the current City water distribution study; and

WHEREAS, an easement is required to permit the installation of a water main intended to connect the existing system to a water storage tank proposed to be constructed on Harvest Hill Road; 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, eminent domain proceedings will be necessary if the City of Danbury cannot agree with the property 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 suit with respect to the property described herein and the owners thereof, their successors and assigns and their respective mortgage holders, if any. The affected property is indicated by the legal description and schedule annexed hereto as schedule A.

WATER LINE EASEMENT

WALTER A. SCHIMANSKEY, Jr. AND ARLENE V. SCHIMANSKEY

A certain parcel of land containing 2,525 square feet, more or less, located at Henso Drive, in the City of Danbury, Fairfield County, State of Connecticut and more particularly described as follows:

Commencing at a point on the westerly side of Henso Drive, which point being the northeasterly corner of land herein described, thence along the westerly side of Henso Drive, S. 18° 35' 45" E. a distance of 20.00 feet to a point, thence going southwesterly through land of the Grantors S. 70° 58' 07" W. a distance of 125.66 feet to a point on the westerly boundary line of the grantor, thence going northwesterly N. 22° 03' 45" W. a distance of 20.03 feet to a point, thence going northeasterly along the southerly boundary line of land, now or formerly, of Frank C. Nagy and Margaret Nagy N. 70° 58' 07" E. a distance of 126.87 feet to the point or place of beginning.

Bounded:

- Northerly: Now or formerly, land of Frank C. Nagy and Margaret Nagy.
- Easterly : Henso Drive
- Southerly: Other land of the grantor.
- Westerly : A strip of land, now or formerly of City of Danbury.

For a more particular description reference is made to a map entitled "Proposed Water Line Easement Through the Property of Walter A. Schimanskey, Jr. and Arlene V. Schimanskey to be Acquired by the City of Danbury Henso Drive, Danbury, Connecticut Scale 1"= 20' January 1, 1990 " revised January 19, 1990, prepared by the Engineering Department, City of Danbury and certified substantially correct by Ireneo H. Despojado, P.E. & R.L.S. # 12050, which map is to be filed in the Danbury Land Records.



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CITY OF DANBURY

155 DEER HILL AVENUE
DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

August 7, 1990

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

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Mr. Kilcullen reported that a legal description for the subject property had been provided by the Corporation Counsel's Office. Mr. Esposito moved to approve the City's request. Seconded by Mr. Kilcullen. Motion carried unanimously.

Respectfully submitted,

RICHARD KILCULLEN, Chairman

DEAN ESPOSITO

MICHAEL S. FAZIO



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

GENE F. ERIQUEZ
MAYOR

(203) 797-4511

August 7, 1990

Honorable Common Council Members
City of Danbury, Connecticut

Dear Council Members,

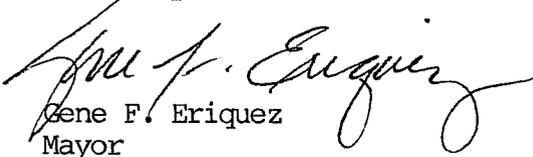
I hereby submit, for your confirmation and approval, the following individual for appointment to the Transit District Board of Directors:

Mr. Sylvester Craig (U)
40 Hucklebury Lane/PO BOX 3435, Danbury, CT 06810
Term to Expire: July 1, 1994

Mr. Craig is the President of Ambassador Express Services, a local limousine/transportation company which has been in existence for 10 years. He is also a licensed real estate broker and has practiced in this arena for 35 years.

Thank you, in advance, for your timely confirmation of this appointment.

Sincerely,


Gene F. Enriquez
Mayor



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CITY OF DANBURY

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

August 7, 1990

PLEASE REPLY TO:

DANBURY, CT 06810

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

Re: July 3, 1990 Agenda Item #32 - Co-Petition for Sewer &
Water at Morgan Avenue and Beaver Brook area

Dear Mayor and Members of the Common Council:

This office, in conjunction with that of the City Engineer, has reviewed the above item as requested by this Council on July 3, 1990.

City ordinances permit the request as proposed by the petitioner subject to prior approvals and public hearings by the Common Council (and the Common Council as the Water Pollution Control Authority) and the preparation of preliminary and actual assessment of benefits to the property owners to be benefited by the proposed service area. In that regard, and according to past practice, this matter should be referred to a subcommittee for direction to the City Engineer as to the conduct of the appropriate preliminary survey for determination as to the scope and extent of the service area intended to be funded subject to future assessment of benefits for construction and other costs incurred.

In the event the preliminary survey results meet with this Council's approval, a public hearing concerning said results is to be held during which the Common Council will approve or disapprove the concept. Should the concept be approved, the Council will make a determination as to funding for the proposed extensions of both sewer and water (it is our understanding that there may be some existing sewer funds remaining from a past bond issue). In line with the preparation of final construction costs and breakdown of benefits assessment, the further procedures of the ordinance sections relating to assessments of benefits would be followed.

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Hon. Mayor Gene F. Eriquez
Hon. Members of the Common Council
August 7, 1990
Re: July 3, 1990 Agenda Item #32

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Should you have any questions on this matter in the meantime,
please don't hesitate to call us.

Very truly yours,



Laszlo L. Pinter
Assistant Corporation Counsel

LLP:amt

c: John A. Schweitzer, Jr.
City Engineer