

COMMON COUNCIL SPECIAL MEETING

DECEMBER 19, 1989

Meeting to be called to order at 7:00 P.M. by Mayor Eriquez

PLEDGE OF ALLEGIANCE

PRAYER

ROLL CALL

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

20 Present 1 Absent

NOTICE OF THE SPECIAL MEETING - To be held on the 19th day of December, 1989 in the Common Council Chambers in City Hall for the purpose of acting upon the following:

- ✓ 1. COMMUNICATION - Teamsters Contracts.
- ✓ 2. COMMUNICATION - Addendum for Good Neighbor House Lease
- ✓ 3. REPORT - HRRRA Special Assessment.
- ✓ 4. REPORT & RESOLUTION - Tarrywile Park Project.
- ✓ 5. COMMUNICATION - Appointment of Assistant Corporation Counsels.
- ✓ 6. COMMUNICATION - Appointments to Planning Commission.

PUBLIC SPEAKING SESSION

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

CITY OF DANBURY

To: Members of the Common Council

A special meeting of the Common Council _____ of the City of Danbury will be held on the 19th day of December 1989 at 7:00 o'clock p.m., at the City Hall in said Danbury.

For the purpose of

1. COMMUNICATION -Teamsters Contracts.
2. COMMUNICATION -Addendum for Good Neighbors House Lease.
3. REPORT - HRRRA Special Assessment.
4. REPORT & RESOLUTION - Tarrywile Park Project.
5. COMMUNICATION - Appointment of Assistant Corporation Counsels.
6. COMMUNICATION - Appointments to Planning Commission.

Dated at Danbury, this 15th day of December 1989.

[Signature] Mayor

[Signature] Asst. Clerk

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

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

[Signature] Mayor

E 3
HARRA
12/19/89

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO		✓
RICHARD KILCULLEN	✓	
MICHAEL FALZONE	✓	
BERNARD GALLO		✓
EILEEN COLADARCI	✓	
JOAN M. MACK	✓	
MOUNIR A. FARAH		✓
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS	✓	
D. GOGLIETTINO	✓	
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH	✓	
ANTHONY J. CASSANO	✓	
LOUIS T. CHARLES	✓	
DONALD BOUGHTON		✓
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN		✓
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	✓	5 no

15 Yes

3
 HARA
 12/19/89
 Motion made by - Mowetta
 Second by - gasta

COMMON COUNCIL - ROLL CALL

<u>NAME</u>	<u>YES</u>	<u>NO</u>
MICHAEL S. FAZIO	✓	
RICHARD KILCULLEN	✓	
MICHAEL FALZONE	✓	
BERNARD GALLO	✓	
EILEEN COLADARCI	✓	
JOAN M. MACK		✓
MOUNIR A. FARAH	✓	
DEAN M. ESPOSITO	✓	
NICHOLAS ZOTOS	✓	
D. GOGLIETTINO	✓	
JOSEPH DASILVA	✓	
JOHN ESPOSITO	✓	
STANFORD SMITH	✓	
ANTHONY J. CASSANO	✓	
LOUIS T. CHARLES	✓	
DONALD BOUGHTON	✓	
ERNEST BOYNTON	✓	
JANET D. BUTERA	✓	
ARTHUR D. REGAN		✓
JOHN SCOZZAFAVA	✓	
THOMAS VALERI	17 yes	3 nos

RETURN OF SERVICE

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

	<u>NAME</u>		<u>TIME</u>	
1.	Janet Butera		1837	
2.	Danny Davis (GRANDSON)		1843	
3.	F. Valeri		1847	
4.	Robert [unclear]		1900	
5.	William [unclear]		1906	
6.	John [unclear]		1910	
7.	Stenzel [unclear]		1914	
8.	[unclear]		1930	
9.	Falzone	12-16-89	0901	
10.	Kilcullen	"	1030	Numbers 9 thru 21
11.	Fazio	"	1035	were served on
12.	Cassano	"	1105	12-16-89 by
13.	Scorsadava	"	1115	P.O. Robert Shirk #313
14.	Gogliettino	"	1145	
15.	Reger	"	1415	
16.	De Silva	"	1355	
17.	Baynton	"	1310	
18.	Farak	"	1155	
19.	Coladavici	"	1250	
20.	Gallo	"	1235	
21.	Boughton	"	1220	

Each Notice so served upon ⁽⁸⁾ each members all having been done by me on this date 12-15-89.

Attest: P.O. Michael Farrell
 Policemen of the City of 48
 Danbury



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

(203) 797-4511

December 15, 1989

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

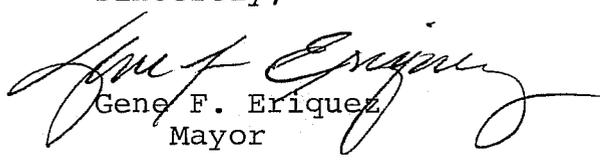
Please be assured through the course of our current term that it is my intention to convene Special Meetings of the Council only when absolutely necessary.

I will insure measures are taken to avoid the necessity for Special Meetings whenever possible.

The meeting scheduled for Tuesday, December 19, 1989 is, primarily, to insure we act to provide retro-active pay due to teamster union employees, prior to the Holidays.

I thank you for your cooperation in this regard.

Sincerely,


Gene F. Enriquez
Mayor

GFE/mr



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT OF FINANCE

December 15, 1989

Certification #9

TO: Common Council via
Mayor Gene F. Eriquez

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

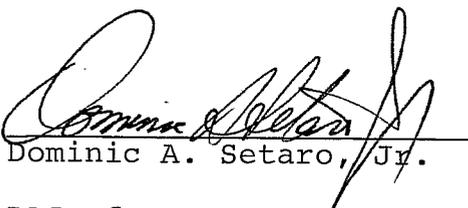
RE: Teamsters Contract

In order to implement the most recent stipulated award that was made in reference to the Teamsters Contract, a transfer from the Contingency Account in the amount of \$367,205.60 will be needed. As you know, this transfer must be in place before retroactive payments can be made, and it is intended that these payments be made on December 22 so the employees can have this retroactive money due prior to Christmas.

Therefore, I hereby certify the availability of \$367,205.60 to be transferred to the following accounts:

Highway Dept. Reg. Salaries	02-03-110-010100	\$138,132.80
Equipment Maint. Reg. Salaries	02-03-117-010100	27,726.40
Parks Dept. Reg. Salaries	02-08-130-010100	60,444.80
Parks Dept. Overtime Services	02-08-130-010500	2,663.00
Tree Dept. Reg. Salaries	02-08-145-010100	17,784.00
Airport Regular Salaries	02-13-001-010100	10,615.20
Union Welfare Contributions	02-09-151-071002	109,839.40
		<u>\$367,205.60</u>

Balance of Contingency Fund	\$1,502,437.00
Less pending requests	-0-
Less this request	367,205.60
	<u>\$1,135,231.40</u>


Dominic A. Setaro, Jr.

DAS:af

c: Emanuel Merullo, Personnel Director



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

PLEASE REPLY TO:

ERIC L. GOTTSCHALK
LASZLO L. PINTER

December 19, 1989

DANBURY, CT 06810

ASSISTANT CORPORATION
COUNSEL

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

RE: Amendment to Paragraph 1 of Good Neighbor House Lease

Dear Mayor and Members of the Common Council:

At its November 9, 1989 regular meeting (Item #42), the former Common Council approved a lease extension agreement for the use of space for a homeless shelter at 111 Main Street.

The landlord is requesting that Paragraph 1(a)(1)(c) specifying (30) days renewal notice be amended to require (90) days renewal notice to be given by the City to the landlord. Although the (90) day notice provision existed in the three (3) year lease extension agreement originally proposed, the period for renewal notice was shortened to (30) days when the lease extension agreement term was also shortened to one (1) year (the term it presently has).

Kindly consider this request at the earliest opportunity. If the amendment is approved, it will also provide authority for the present Mayor to initial approval of the modification on the lease document.

Should you have any questions on this matter, please call.

Very truly yours,

Laszlo L. Pinter
Assistant Corporation Counsel

c: Paul Swenson, Esq.
Lisi Green (Mayor's Aide)

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

January 3, 1990

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

Re: Resolution concerning HRRRA

The committee to discuss an appropriation of \$94,050 for Danbury's share of a special assessment to HRRRA met at 7:00 P.M. on December 11, 1989. In attendance were committee members DaSilva, J. Esposito, and Scozzafava. Also in attendance were Manager of Solid Waste Michael Cech and ex-officio members Boughton and Charles.

Mr. Boughton stated that he referred this issue to committee because he did not have backup information and had some questions that he needed answered.

Mr. Cech reviewed the history of HRRRA and its efforts to solve the solid waste problem of the area. He said that the Department of Environmental Protection put a cap on incineration in the State as of October, 1979. Subsequent to this, the CRRA stated that they would no longer work on plans for an incinerator in the Danbury area. They will consider only expansion at the Bristol and Bridgeport plants or the construction of a facility in New Haven. Most of the money spent to date has come from grants from the DEP. The proposed assessment is to review and analyze requests for proposals to accept refuse at the Bristol, Bridgeport or New Haven facilities. The proposed Resolution calls for only the expenditure needed to complete the review. This money will come from the Landfill Enterprise Fund surplus. When questioned as to the result of Danbury not participating, Mr. Cech stated that Danbury stands to be expelled from HRRRA with a loss of regional benefits and the loss of landfill expansion, as well as significantly higher costs to dispose of refuse as a single community.

After discussion Mr. Scozzafava moved to recommend an appropriation of up to \$94,050 to HRRRA for Danbury's share of a special assessment to review and analyze requests for proposals. Seconded by Mr. Esposito. Motion carried unanimously.

Respectfully submitted,

JOSEPH SCOZZAFAVA

JOSEPH DaSILVA, Chairman

JOHN ESPOSITO



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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

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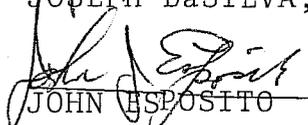
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After discussion Mr. Scozzafava moved to recommend an appropriation of up to \$94,050 to HRRA for Danbury's share of a special assessment to review and analyze requests for proposals. Seconded by Mr. Esposito. Motion carried unanimously.

Respectfully submitted,


JOSEPH SCOZZAFAVA


JOSEPH DaSILVA, Chairman


JOHN ESPOSITO



3

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

December 22, 1989

Certification

TO: Common Council via
Mayor Gene F. Eriquez

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

Per Common Council approval of December 19, 1989, I hereby certify the availability of \$94,050.00 to be transferred from the Landfill Fund Balance (Surplus) to the following account #02-03-126-072814, H.R.R.A.


Dominic A. Setaro, Jr.

DAS:af



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

_____ A. D., 19

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Housatonic Resources Recovery Authority did on September 27, 1989 adopt a resolution entitled, "RESOLUTION CONCERNING THE DEVELOPMENT OF SPECIFIC RESOURCE RECOVERY PROJECT SPECIFICATIONS AND SITE DATA FOR HRRRA COMMUNITIES THROUGH INITIATION OF THE VENDOR SELECTION PROCESS"; and

WHEREAS, said resolution provided that, since community disapproval of past HRRRA funding requests was due in part to the lack of specific project specifications and siting data, HRRRA would make a request for proposals from potential vendors, such proposals to include vendor recommendations on facility siting and other specific project parameters; and

WHEREAS, said resolution further provided that the cost of issuing, reviewing and negotiating the request for proposals be funded by a special assessment upon all HRRRA members totaling \$2,850.00 per vote with a deadline for local approval of the special assessment to be December 6, 1989; and

WHEREAS, Danbury wishes to further the process of project review in order to obtain additional information with regard to project costs, specifications and siting data;

NOW THEREFORE BE IT RESOLVED, THAT the Common Council of the City of Danbury does hereby appropriate the sum of \$94,050.00, representing the Danbury portion of said special assessment; and

BE IT FURTHER RESOLVED, THAT the Danbury member of HRRRA is hereby authorized to pay said sum or such portion thereof as said member deems appropriate, to HRRRA on behalf of the City of Danbury.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

January 3, 1990

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

Re: Tarrywile Park Project Resolution

The committee appointed to review a Resolution authorizing acceptance of \$100,000 from the State of Connecticut Department of Environmental Protection met at 7:30 P.M. on December 13, 1989. In attendance were committee members DaSilva, Valeri and Regan. Also in attendance was the Chairperson of the Tarrywile Park Authority, Paulette Pepin and State Representative Robert Godfrey.

Mr. Godfrey stated that the money granted by the DEP must be used for the area listed in the request from the City of Danbury:

1. Repairs to the roof and porch roof on the Hearthstone Castle;
2. Renovations to the Farmhouse;
3. Renovations to the Gatehouse;
4. Installation of Central Air Conditioning and/or the construction of wooden storms and screens for the mansion.

Mrs. Pepin stated that the money would be used for work at the farmhouse, the gatehouse and for screens at the mansion. No money is slated for the castle at this time as massive work is needed and this amount would not accomplish this. Repairs are being made to the roof to keep it usable for the winter.

Questions were raised as to any restrictions to the use of Tarrywile Park that would be improved by the acceptance of this grant. Mr. Godfrey and Mr. Pepin explained that most provisions such as compliance with equal opportunity and non-discrimination laws. In addition, the City of Danbury must assure that Tarrywile Park will be open to the public, will remain a park and not charge more than double for non-residents. These are presently the goals and plans for the park, therefore no limitations to present plans will be experienced.

Mr. Regan moved to recommend adoption of the Resolution to accept a \$100,000 grant from the DEP for Tarrywile Park. Seconded by Mr. Valeri. Motion passed unanimously.

Respectfully submitted,



JOSEPH DASILVA



THOMAS VALERI



ARTHUR REGAN



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

January 3, 1990

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

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a \$100,000 grant from the DEP for Tarrywile Park. Seconded by Mr. Valeri. Motion passed unanimously.

Respectfully submitted,

JOSEPH DaSILVA

THOMAS VALERI

ARTHUR REGAN

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 seeks an outdoor recreation grant in the amount of One Hundred Thousand Dollars (\$100,000) from the Department of Environmental Protection for a project known as Tarrywile Park;

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

THAT the Mayor of the City of Danbury is hereby authorized to enter into such agreements, contracts and execute all documents necessary to said grant with the State of Connecticut Department of Environmental Protection.



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

(203) 797-4511

December 15, 1989

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I am pleased to appoint Attorney Daniel E. Casagrande and the members of the firm of Secor, Cassidy and McPartland, P.C. and Attorney Sandra Villardi Leheny of Danbury, as Assistant Corporation Counsels.

I have enclosed their resumes for you to peruse and request your confirmation as soon as possible.

Thank you for your cooperation.

Sincerely,


Gene F. Eriquez
Mayor

GFE/mr

SANDRA VILARDI LEHENY
50 Briar Ridge Road
Danbury, Connecticut 06810
(203) 744-0131

OBJECTIVE

To utilize my experience in litigation, including settlement techniques and a presentation of issues and evidence to resolve disputes.

BAR ADMISSIONS

May 1979	State of Connecticut
June 1979	United States Tax Court
July 1979	Federal District Court for the District of Connecticut

SOLE PRACTITIONER

May 1979 - present	Representing clients in various aspects of law, i.e. family, corporate, labor, negligence and real estate
Family Law	Dissolution of marriage, custody matters, property allocations by settlement or trial; involvement with family relations officers, psychologists, accountants, social workers and other experts.
Corporate Law	Incorporation of small businesses, drafting of commercial documents, such as leases, buy-sell agreements, bills of sale, partnership agreements.
Labor Law	Worker's Compensation claims, involvement with medical experts; effectuation of settlements through hearing procedures; unfair labor practice claim under MERA by collective bargaining unit; utilizing negotiation and formal hearing procedure at Department of Labor.
Negligence	Personal injury cases.
Criminal and Juvenile (1979 - 1984)	Serving as special Public Defender in both Juvenile and Superior Courts, Danbury; representing private clients in criminal matters.
Housing (1988 - present)	Counsel to Housing Authority of the City of Danbury; handling evictions for non-payment of rent; and for sale and storage of drugs.
Probate	Settling estates and drafting wills.
Other	Handling real estate transactions, contract disputes, bankruptcy filings.

ASSISTANT CORPORATION COUNSEL,
DANBURY, CONNECTICUT

- 1979 - January 1988 Served as counsel in the following areas:
- 1979 - January 1988 Miscellaneous matters
- Environmental Impact Commission
1982 - January 1988 Researched and wrote opinion letters and briefs, defended Commission in administrative appeals.
- Health Department
1982 - January 1988 Implemented procedures for successfully prosecuting claims for injunctive relief against violators of health and housing code; drafted ordinances; appeared for Health Department in appeals to State Department of Health
- Zoning Commission and Zoning Dept.
1984 - January 1988 Researched and wrote opinion letters and briefs, sought injunctive relief for violations of zoning regulations; defended Zoning Commission in administrative appeals.
- Planning Commission and Planning Dept.
1984 - January 1988 Researched and wrote opinion letters and briefs; reviewed site plans; defended Commission in administrative appeals.
- Zoning Board of Appeals
1984 - January 1988 Researched and wrote opinion letters and briefs; defended Commission in administrative appeals and before Freedom of Information Commission.

APPOINTMENTS BY COURT
AND MAYOR OF DANBURY

- Special Master Divorce Trial List
June - July 1986 With another Special Master resolved divorce cases by meeting with parties and their legal counsel to hear basic proposals and to suggest methods of settlement at Danbury Superior Court
- Fact-Finder
June 1984 - present Pre-trying and hearing of contract cases assigned to Fact-Finder List, Danbury Superior Court
- Foreman, Grand Jury
1982 Conducted hearing, questioned witnesses and led Grand Jury in deliberations in connection with homicide case.

Counsel, Charter
Revision Commission
Danbury,
1981 - 1982

5
Researched and advised on powers and duties of
municipality, forms of local government, drafted
proposed revised charter.

Co-Founder and
Member

Participating in informal group of Housing Authority
Attorneys who meet once per month to discuss legal
issues and problems involved in drug-related evictions
of tenants in public housing.

COMMUNITY INVOLVEMENT

Danbury Bar Association Chairman of Law Day activities in 1980, cited
1979 - present as one of most comprehensive in Connecticut

Women's Center
1985 - present

Member, Advisory Board whose primary task was to
obtain shelter for "battered women"

Democratic Women's
Club - 1985

President; handled administrative duties, increased
membership

Chamber of Commerce
1984 - present

Member; also four-year member of Task Force planning
and presenting day-long seminar "Women on the Move",
for business women to broaden knowledge of personal
financing, networking

Red Cross
1980 - 1981

Member, Board of Directors; reviewed contract for
providing bus service for elderly and others without
transportation

Common Cause
1973 - 1975

Coordinator, Fifth Congressional District, handled
administrative duties and public relations; increased
membership; established telephone connections;
lobbied.

EDUCATION

1979

J.D., University of Connecticut School of Law

1974 - 1975

12 credits M.B.A. Program, University of Connecticut

1960

B.A., Albertus Magnus College, New Haven, Connecticut

PERSONAL

Date of Birth: August 20, 1938
Married, three children

DANIEL E. CASAGRANDE

Date of Birth: June 7, 1954

EMPLOYMENT:

1986 - Present Secor, Cassidy & McPartland, P.C.
Danbury, Connecticut
Partner
Specializing in litigation and
municipal law

August 1979 - April 1981 Stillman, Friedman and Shaw, P.C.
Associate
Specializing in federal criminal and
commercial litigation

Spring 1978 Judicial Clerkship
Honorable Richard Owen
U.S. District Court, Southern District
of New York

Summer 1978 Cahill, Gordon & Reindel
New York, New York
Summer Associate

EDUCATION:

Fordham University School of Law, J.D., 1979
Cum Laude
Class Position: 9/330
Commentary Editor, Fordham Law Review (Vol. 47)

Publications: Note, The Effect of the Interstate
Agreement on Detainers Upon Federal
Prisoner Transfer, 46 Fordham L. Rev. 492
(1977)

Project, The Speedy Trial Act: An
Empirical Study, 47 Fordham L. Rev. 713
(1979)--survey of federal judges,
prosecutors and defense attorneys in
Connecticut, New Jersey and New York
(supervising editor)

Awards: Dean's Prize: Highest average in first
year class (first out of 229)
West Publishing Company Award for
Outstanding Achievement
American Jurisprudence Prizes: Contracts,
Constitutional Law

Fairfield University, B.A., History, 1976
Summa Cum Laude
Class Position: 4/565

5
ACTIVITIES:

Member, Board of Directors, Connecticut Association of Municipal Attorneys

Member, Allocations Committee and Administration Committee, United Way of Northern Fairfield County

Secretary, Committee on Criminal Courts, Association of the Bar of the City of New York (1981 - 1985)

REFERENCES:

On Request



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

(203) 797-4511

December 15, 1989

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

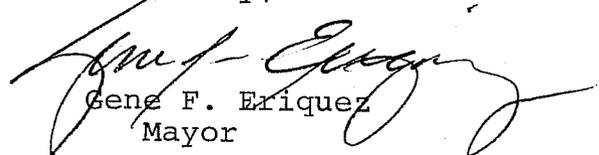
I am pleased to appoint Stephen Flanagan as a member
of the Planning Commission for a term to expire 1/1/1991.

Steve, as you know, has served as a member of the
Common Council with distinction for six years, among his
other involvement for the betterment of our City.

I request your confirmation of this appointment at
your earliest convenience.

Thank you for your cooperation.

Sincerely,


Gene F. Enriquez
Mayor

GFE/mr