

Meeting is called to order at 8:00 O'Clock P.M. by the Honorable Mayor James E. Dyer.

PLEDGE OF ALLEGIANCE TO THE FLAG

PRAYER

ROLL CALL

Council Members - Johnson, McGarry, Foti, Torcaso, Esposito, Godfrey, Flanagan, Zotos, Chianese, Skoff, McManus, DaSilva, Gallo, Cassano, Charles, Boynton, Butera, Durkin, Eriquez, Farah, Torian.

20 Members Present 1 Members Absent.

NOTICES FROM MAYOR DYER

CONSENT CALENDAR

The Consent Calendar was

MINUTES Minutes of the Common Council Meeting held on January 3, 1984.

Motion made and seconded to waive the reading of the minutes. Minutes to be _____ as submitted.

01 CLAIMS Peter Manning - Doris Butler - Robert J. Ogden - Priscilla Luis - Edna M. Sullivan - Catherine Neubauer - Dr. Mark Schleider.

Claims to be referred to the Claims Committee and Assistant Corporation Counsel for Claims-

02 RESOLUTION Settlement of Claims

The Resolution was adopted and Claim authorized to be paid.

03 RESOLUTION - Abatement of taxes for Beaver Street Apartments Inc.

The Resolution was

04 RESOLUTION - Refugee Health Services

The Resolution was

05 RESOLUTION - Danbury Parking Authority (An Act to amend #557 of the Special Acts of 1957 creating the Danbury Parking Authority)

The Resolution was

06 RESOLUTION - Grant for Conn Save Community Insulation Program

The Resolution was

07

RESOLUTION - State Grants for an interceptor extension - Old Ridgebury Road.

The Resolution was

08

RESOLUTION - Application for State Grant for an Economic Development Project for Novo Laboratories.

The Resolution was

09

COMMUNICATION- Request of Novo Laboratories, Inc. for extension of sewer and water - Saw Mill Road.

The Communication was

010

COMMUNICATION- Drainage problem on proprty of Robert Lubus - Old Shelter Rock Road.

The Communication was

011

COMMUNICATION- Drainage Problem - 6th Ward.

The Communication was

012

COMMUNICATION- Request of W.F. Saunders re: Morningside Heights Sewer Assessments

The Communication was

013

COMMUNICATION- Osborne-Main Realty Corporation - Morningside Heights Part II Sewer Assessments(request to delete from list)

The Communication was

014

COMMUNICATION- Request for Council Committee to discuss Sections of the Zoning Regulations

The Communication was

015

COMMUNICATION- Annual Army Corps of Engineers Report - Flood Protection Project

The Communication was

016

COMMUNICATION- Donation from the Danbury Cyanamid Credit Union employees of a "Thumper" Cardiopulmonary Resuscitator to the Danbury Fire Dept. Ambulance Unit.

The Communication was

017

COMMUNICATION-Request that funds collected at Hatters Park be appropriated to a Capital Line Item: "Improvements at Hatters Park"

The Communication was

018 ✓
COMMUNICATION- Request for funds to inventory Board of Education property &
& equipment.
CERTIFICATION

The Communication was _____ and funds _____.

019 ✓
COMMUNICATION- Funds to purchase property adjacent to Rogers Park
&
CERTIFICATION The Communication was accepted and funds authorized.

020 ✓
COMMUNICATION- Property Acquisition - North St. & Main Street.

The Communication was _____

021 ✓
AGREEMENT - Agreement between City of Danbury and Local 801 International
& Association of Fire Fighters.
CERTIFICATION The Agreement was _____

022 ✓
AGREEMENT - Proposed Agreement to coordinate emergency radio communications.

The Agreement was _____

023 ✓
COMMUNICATION - Re: Pension changes in Danbury Fire Department
&
ORDINANCES The Communication was accepted and Ordinances deferred for public
hearings.

024 ✓
COMMUNICATION - Re: Raffle Permits & Bazaars
&
ORDINANCES The Communication was accepted and Ordinance deferred for public
hearing.

025
COMMUNICATION- Request to amend City Ordinances re: Violation for drains to
discharge on to City Streets.

The Communication was _____

026
COMMUNICATION- Request for transfer of unspent Revenue Sharing Funds.

The Communication was _____

027
COMMUNICATION- Request for funds for a tractor for the Danbury Airport

The Communication was _____

COMMON COUNCIL MEETING AGENDA

FEBRUARY 7, 1984

Page - 4

028

COMMUNICATION - Promotions in the Danbury Fire Department

The Communication was accepted and promotions confirmed.

029

COMMUNICATION - Appointment of a Sunset Committee

The Communication was accepted and appointments confirmed.

030

COMMUNICATION - Appointment to the Richter Park Authority

The Communication was accepted and appointment confirmed.

031

COMMUNICATION - Re-appointment to the Richter Park Authority

The Communication was accepted and re-appointment confirmed.

032

COMMUNICATION - Appointments to Planning Commission.

The Communication was accepted and appointments confirmed.

033

COMMUNICATION - Appointments to the Redevelopment Agency.

The Communication was accepted and appointments confirmed.

034

COMMUNICATION - Appointments to the Aviation Commission.

The Communication was accepted and appointments confirmed.

035

COMMUNICATION - Appointments to the Youth Commission

The Communication was accepted and appointments confirmed.

036

COMMUNICATION - Appointments to the Cultural Commission.

The Communication was accepted and appointments confirmed.

037

COMMUNICATION - Appointments to the Commission on the Handicapped.

The Communication was accepted and appointments confirmed.

037-1

COMMUNICATION - Appointments to the Board of Tax Review

The Communication was accepted and appointments confirmed.

FEBRUARY 7, 1984

Page 5

038

DEPARTMENT REPORTS

Fire Chief
 Fire Marshal
 Building Inspector
 Airport Administrator
 Health Inspector
 Housing Inspector

Police Department
 CCAG, Inc.
 Blood Pressure Program
 Equal Rights Commission

Coordinator of Environmental & Occupational Health Services

Motion to be made to dispense with the reading of Department Reports which are to be accepted as submitted. Copies are on file in the Office of the City Clerk for public inspection.

AD HOC COMMITTEE REPORTS

039

REPORT &
ORDINANCE

Parking Enforcement

The Report was accepted and Ordinance deferred for public hearing.

040

REPORT &
ORDINANCE

Alternates to the Commission for the Handicapped.

The Report was accepted and Ordinance deferred for public hearing.

041

REPORT &
RESOLUTION

Property at intersection of Deer Hill Avenue, Wooster Street and West Wooster Street.

The Report was accepted and Resolution was

042

REPORT

Independent Auditors for the City of Danbury

The Report was accepted and appointment confirmed.

043

REPORT
&
CERTIFICATION

- Operating costs of the Danbury Fire Department

The Report was accepted and transfer of funds

044

REPORT

- Request of Ralph Gallagher for water - Mill Plain Road

The Report was accepted and request granted.

045

REPORT

- Request of A.M. Rizzo for water - Mill Plain Road

The Report was accepted and request granted.

046

REPORT

- Request of Richard Sporck for water - Mill Plain Road.

FEBRUARY 7, 1984

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047
REPORT

- Request of John Morganti & Sons for water - Mill Plain Road and Old Ridgebury Road.

The Report was accepted and request granted.

048
REPORT

- Request of Gary Kurz for water - Old Mill Plain Road.

The Report was accepted and request granted

049
REPORT

- Request of J. Lucchesi for water - Mill Plain Road

The Report was accepted and request granted.

050
REPORT

Request of Jules Lang for sewer - Crows Nest Lane & Great Pasture Road.

The Report was accepted and request granted.

051
REPORT

Request of Our Lady of Guadalupe Church for sewers - Golden Hill Road.

The Report was accepted and petition granted.

052
REPORT

Conn. Air Service Inc. Lease

The Report was

053
REPORT

Memorandum of Agreement - Police Department

The Report was

054
REPORT

CLAIMS COMMITTEE

The Report was

055
REPORT

Road Bond Issue

The Report was

PUBLIC SPEAKING SESSION

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

✓ 1
Andrew D. Cretella

*Attorney at Law
144 Golden Hill Street
Suite 421
Bridgeport, Connecticut 06604
(203) 333-5152*

MAILING ADDRESS:
P.O. Box 1173
Bridgeport, Conn. 06601
File #:

Donald J. Mastrony

January 25, 1984

City Clerk
City Hall
155 Deer Hill Avenue
Danbury, CT 06810

RECEIVED
JAN 26 1984
OFFICE OF CITY CLERK

Dear Sir:

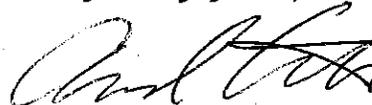
This is to give notice, pursuant to Section 7-465 of the Connecticut General Statutes, that I represent Peter Manning of Taunton Hill Road, Newtown, Connecticut with regards to a claim against the City of Danbury and police officer Robert Prescott, concerning a motor vehicle accident which occurred on November 10, 1983 at approximately 4:55 p.m. on South Street, Danbury, Connecticut.

Mr. Manning was a passenger in a motor vehicle operated by one Patrick Wood, which motor vehicle was struck by a motor vehicle owned by the City of Danbury and operated by Officer Robert Prescott.

Mr. Manning sustained cervical and lumbosacral injuries resulting from the above accident which was caused by the negligence of Officer Prescott and he intends to commence an action against the City of Danbury and Officer Prescott with reference to same.

Enclosed please find copy of police accident report with reference to the above accident.

Very truly yours,



Andrew D. Cretella

ADC:rs

Enc.

POLICE ACCIDENT REPORT

PR-1 Rev 2-81

MVD USE ONLY | CHECKED BY | LOW LETTER

Please send to STATE OF CONNECTICUT DEPARTMENT OF MOTOR VEHICLES Accident Security Unit 60 State Street, Wethersfield, Connecticut 06109

City Vehicle

1-6 MVD CASE NUMBER

7-12 DATE OF ACCIDENT (month/day/year) **1/1/83** DAY OF WEEK **THURS.** 13-16 TIME (military) **1655** #KILLED **-** #INJURED **03** #OF VEHICLES INVOLVED **02** POLICE CASE NUMBER **88-31845**

17-19 CITY OR TOWN (name) (City/Town Code) **DANBURY 1034** ACCIDENT OCCURRED ON (street name or route #) AT ITS INTERSECTION WITH (street name or route #) **SOUTH ST.**

NOT AT INTERSECTION

1. Give distance and ✓ either "Feet" or "Tenths" of a mile. Feet Tenths **300**

2. Check (✓) direction. North S E W of **TOWN HILL AV.**

3. Give nearest intersecting street (name or route #) underpass, overpass, bridge, river or town line. DO NOT USE house #, utility pole #, or business name.

OPERATOR AND VEHICLE #1

OPERATOR AND VEHICLE #2 (or pedestrian)

OPERATOR #1 NAME (last, first, middle initial) **PRESCOTT, ROBERT A.**

ADDRESS (street number and name) **11 LIBERTY AV.**

CITY OR TOWN STATE ZIP CODE SEX **DANBURY, CT. 06810 M**

Lic. State Exp. 24-48 OPERATOR LICENSE NUMBER **06 182328131** 49-54 Date of Birth **06/04/52** DOT ONLY **11**

VEHICLE #1 OWNER NAME (if same as operator #1, enter "same") **CITY OF DANBURY**

ADDRESS (street number and name) **155 DEGR HILL AV.**

CITY OR TOWN STATE ZIP CODE **DANBURY, CT. 06810**

40-41 PLATE # AND STATE CODE **13 DA 106** VEHICLE YEAR AND MAKE **DODGE**

VEHICLE MODEL NAME BODY TYPE (e.g. 4-door sedan, truck, etc.) **DIPLOMAT 4 DR. SEDAN**

44-61 VEHICLE IDENTIFICATION NUMBER (not engine number) DOT ONLY **2B3B622652DR166204 12**

Did operator carry a current Conn. No-Fault Insurance I.D. card in vehicle as required under P.A. 79-577 YES NO

PARTS OF VEHICLE DAMAGED (e.g. left-front fender, etc.) **FRONT, LEFT FRONT (OVER 400-)**

VEHICLE #1 TOWED TO (if not towed, indicate "none") **A+S AUTO, BALMFOURTH AV.**

OPERATOR #2 OR PEDESTRIAN NAME (last, first, middle initial) **WOOD, PATRICK R.**

ADDRESS (street number and name) **27 DRUMMERS LANE**

CITY OR TOWN STATE ZIP CODE SEX **BETHEL, CT. 06801 M**

Lic. State Exp. 9-33 OPERATOR LICENSE NUMBER **06 204344697** 34-39 Date of Birth **08/01/64**

VEHICLE #2 OWNER NAME (if same as operator #2, enter "same") **SAME**

ADDRESS (street number and name) **RFD 1 S. PARLIMENT DR., UNIONVILLE, NY 12540**

CITY OR TOWN STATE ZIP CODE **UNIONVILLE, NY 12540**

42-43 PLATE # AND STATE CODE **4425AT431** VEHICLE YEAR AND MAKE **1983 FORD**

VEHICLE MODEL NAME BODY TYPE (e.g. 4-door sedan, truck, etc.) **ESCORT 2DR. HT**

7-24 VEHICLE IDENTIFICATION NUMBER (not engine number) **3 1FABP0422DT102104**

Did operator carry a current Conn. No-Fault Insurance I.D. card in vehicle as required under P.A. 79-577 YES NO **STATE FARM + CAS BINDER**

PARTS OF VEHICLE DAMAGED (e.g. left-front fender, etc.) **FRONT, LEFT SIDE (OVER 400-)**

VEHICLE #2 TOWED TO (if not towed, indicate "none") **A+S AUTO, BALMFOURTH AV.**

DAMAGE TO PROPERTY OTHER THAN INVOLVED VEHICLES

1 Describe the property and extent of damage (e.g. 50 feet of fence knocked down) **NONE**

2 Give name and address of property owner _____

AGE SEX NAME AND ADDRESS OF WITNESS

- M BOB ASHE, NO ADDRESS GIVEN (797-4179)

AGE SEX NAME AND ADDRESS OF WITNESS

F JUDY COLLINS, HARRISON ST DANBURY

	J	K	L	M	N	O	P	Q
1	25	26	27-28	OPERATOR #1				
2	31	32	33-34	OPERATOR #2 OR PEDESTRIAN (circle the one which applies)				
3	37	38	39-40	2 BOB PETER MANNING, TAVNTON HILL RD., NEWTOWN, CT.				
4	43	44	45-46					
5	49	50	51-52					
6	55	56	57-58					
7	61	62	63-64					
8	67	68	69-70					

13
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16-17
18-19
20-21
21
21

8 Sleepy Hollow
Danbury, Ct. 06810
January 12, 1984

RECEIVED
JAN 12 1984
OFFICE OF CITY CLERK

City Clerk
City of Danbury
Deer Hill Avenue
Danbury, Ct. 06810

Gentlemen:

I hereby place a claim against the City of Danbury in the amount of \$284.50 for damages to my home for which I hold the city responsible.

I had drains placed around my house and hooked into a city drainage pipe at the edge of my property approximately 8 years ago. The hookup to the city drainage pipe was approved by the late Superintendent of Highways, Arthur Tartaglia. On Tuesday, December 13, 1983, water started coming into the finished and furnished downstairs area of my home. On Wednesday, December 14, 1983, I noticed that the catch basin on the corner of my house was full of water and not flowing through the drain as it normally does. Thinking that it was caused by a backup in my system, I called the Plumber-Rooter of Norwalk to clean the drain that leads to the street. The workman from Plumber-Rooter ran approximately 80 feet of his line through my drain and the city drain pipe which leads into a city catch basin. After working about an hour, the workman stated that our lines were not clogged and that the problem was caused by blockage in the city drain pipe.

I then contacted the Danbury Public Works Dept. but due to the lateness of the day, they could not send someone out to check the problem. On Friday, December 16, 1983, a city crew, headed by Foreman Larry Bostich, arrived with a power water hose. Within 5 minutes after inserting the hose into the city drain pipe, the water was flowing full force through the pipe and within 20 minutes, water stopped flowing into my house.

It is because the city drain pipe was clogged and caused water to flow into my house that I hold the city responsible.

The claim damages are as follows:

Replacement of rug	...	\$200.00
Plumber-Rooter	...	59.50
Replace sheet rock wall & paint (caused by water flow)	...	25.00
		<hr/>
		\$284.50

Sincerely,


Robert J. Ogden

RJO:hk

PLUMBER-ROOTER®

Sewer & Drain Cleaning

Main Office: 5 Van Tassel Court Norwalk, CT 06851
 Norwalk 838-7000 New Canaan 966-5656
 Ridgefield 438-5500 Danbury 748-5500
 Bridgeport 334-3700 Stamford 348-1442

JOB WORK ORDER

No 31170

CUSTOMER'S ORDER NO.		PHONE	MECHANIC	HELPER	DATE OF ORDER
		744-1830	Dan		12/15/83
BILL TO					STARTING DATE
Robert Ogden					/ /
ADDRESS					ORDER TAKEN BY
8 Sleepy Hollow Dr.					
CITY					<input type="checkbox"/> DAY WORK
Danbury, CT 06810					<input type="checkbox"/> CONTRACT
JOB NAME AND LOCATION					<input type="checkbox"/> EXTRA
					JOB PHONE
DESCRIPTION OF WORK:					
snake main line CLAY PIPE					

*Snake of DRAD line for forty
 FEET DRAD FROM D Box
 to 80 FT*

*FOUND EXTREMELY LARGE
 ROOTS AT 80 FT OF UNABLE TO
 REMOVE
 80 FT TO ROAD*

*PAID
 CASH*

GUARANTEE		YES	TOTAL MATERIALS	
		<input checked="" type="checkbox"/> NO	TOTAL LABOR	59.50
DATE COMPLETED	WORK ORDERED BY		TAX	
/ /			TOTAL AMOUNT	69.50

Signature _____

No one home Total amount due for above work: or Total billing to be mailed after completion of work

I hereby acknowledge the satisfactory completion of the above described work.

RECEIVED

JAN 4 1984

OFFICE OF CITY CLERK

Manuel & Priscilla Luis
52 Sheridan Street
Danbury, CT 06810

Ms. Elizabeth Crudginton
City Clerk - City of Danbury
155 Deer Hill Ave.
Danbury, CT 06810

Dear Ms. Crudginton,

This is to inform you that on 12-30-83,
at approximately 6:00 a.m., a fire hydrant in
front of my house bursted and water began
gushing out. I contacted the police and at
approximately 7:00 a.m. the public works
arrived to repair it.

I may be filing a claim since there
is water damages to my house. Thank you.

Sincerely,
Priscilla Luis

Priscilla Luis

01-03-84

HORNIG AND McNAMARA

ATTORNEYS AT LAW
57 NORTH STREET-SUITE 214
DANBURY, CONNECTICUT 06810

ALBERT H. HORNIG
WILLIAM J. McNAMARA, JR.

(203) 744-0220

January 17, 1984

Mrs. Elizabeth Crudginton
City Clerk of Danbury
155 Deer Hill Avenue
Danbury, Connecticut 06810

RECEIVED
JAN 17 1984
OFFICE OF CITY CLERK

Dear Mrs. Crudginton:

I hereby give you notice of injuries sustained in a fall on a defective highway in the City of Danbury, the particulars of which are as follows:

Person Mrs. Edna M. Sullivan
Injured: 7 Robin Hood Road
Danbury, CT 06810

Date: Friday, October 28, 1983

Time: Approximately 7:15 a.m.

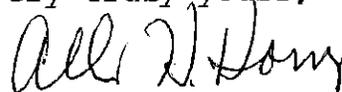
Place: South side of South Street near property known as 120 South Street, Danbury.

Cause: Stepped into a pot hole in the highway, causing injured to trip and fall.

Injuries: Fracture of the right calcaneous (heel bone), necessitating medical treatment and surgery and the wearing of a cast and confinement to her house, causing pain, weakness and nervousness, from all of which she still suffers.

Mrs. Sullivan will look to the City of Danbury for damages as provided by law.

Very truly yours,



Albert H. Hornig
Attorney for Mrs. Edna M. Sullivan

Receipt of duplicate
acknowledged Jan. , 1984

Elizabeth Crudginton
City Clerk of Danbury

HORNIG AND McNAMARA

ATTORNEYS AT LAW
57 NORTH STREET-SUITE 214
DANBURY, CONNECTICUT 06810

ALBERT H. HORNIG
WILLIAM J. McNAMARA, JR.

(203) 744-0220

January 17, 1984

Mr. Michael R. Seri
Danbury Town Clerk
155 Deer Hill Avenue
Danbury, Connecticut 06810

RECEIVED
JAN 17 1984
OFFICE OF CITY CLERK

Dear Mr. Seri:

I hereby give you notice of injuries sustained in a fall on a defective highway in the City of Danbury, the particulars of which are as follows:

Person Injured: Mrs. Edna M. Sullivan
7 Robin Hood Road
Danbury, CT 06810

Date: Friday, October 28, 1983

Time: Approximately 7:15 a.m.

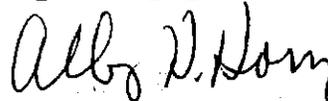
Place: South side of South Street near property known as 120 South Street, Danbury.

Cause: Stepped into a pot hole in the highway, causing injured to trip and fall.

Injuries: Fracture of the right calcaneous (heel bone), necessitating medical treatment and surgery and the wearing of a cast and confinement to her house, causing pain, weakness and nervousness, from all of which she still suffers.

Mrs. Sullivan will look to the City of Danbury for damages as provided by law.

Very truly yours,



Albert H. Hornig
Attorney for Mrs. Edna M. Sullivan

Receipt of duplicate
acknowledged Jan. , 1984

Mr. Michael R. Seri
Danbury Town Clerk

Law Offices
VINCENT R. SCOZZAFAVA & ASSOCIATES
82 NORTH STREET
DANBURY, CONNECTICUT 06810
Telephone 203 - 794-1020

RECEIVED
JAN 26 1984
OFFICE OF CITY CLERK

January 24th, 1984

Honorable Mayor and Members of the Common Council
c/o Betty Crudginton, City Clerk
City Hall
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Claim against Municipality

Dear Mr. Mayor and Members of the Common Council:

I have been consulted by Dr. Mark Schleider of 62 Franklin Street, Danbury, Connecticut. Dr. Schleider suffered property damage on December 14th, 1983. He has asked us to present his claim to you in hopes of obtaining recompense for his loss.

On December 14th, 1983, the sewer lines to Dr. Schleider's home backed up through the toilets. The first floor and basement were flooded with sewage. The water in the basement was above-knee level. This occurred some time after the city had done work on the sewer lines on Franklin Street. Several persons including a tenant, witnessed the flooding and subsequent damage.

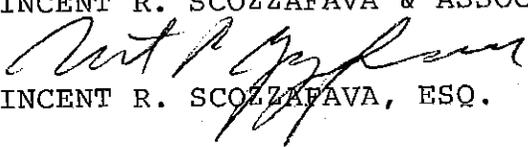
Roto-Rooter was called. The serviceman indicated that Dr. Schleider's sewer lines were clear and that the city lines had become overloaded. This caused the backup.

Dr. Schleider had the damage inspected by a contractor. Enclosed is a copy of the contractor's estimate as to the cost of repair. This does not include the replacement cost for the carpeting. We are obtaining an estimate and should have it presently.

We are asking that the Honorable James Dyer and members of the Common Council to examine this matter. We are requesting reimbursement for the damages sustained.

Sincerely,

VINCENT R. SCOZZAFAVA & ASSOCIATES


VINCENT R. SCOZZAFAVA, ESQ.

VRS/bms

J.P. Maguire Associates

Builders — General Contractors

P.O. Box 624, Sandy Hook, CT 06482

(203) 426-7944

January 3, 1984

Dr. Mark Schlieder
Old Hayrake Road
Danbury, Ct. 06810

Re: 62 Franklin Street
Danbury, Ct.

RECEIVED
JAN 30 1984
OFFICE OF CITY CLERK

DAMAGE REPAIR ESTIMATE

<u>Living Room 25x14½-8</u>				
Remove oak floor	16	hrs.	@ \$22.50	\$ 360.00
Install, sand & finish oak floor	508	sq.ft.	@ \$ 3.25	1651.00
Remove & replace panel door				230.00
				<u>\$2241.00</u>
<u>Hall 11x3-8</u>				
Remove vinyl floor & prep	33	sq.ft.	@ \$.60	\$ 19.80
Install vinyl floor	4	yds.	@ \$22.00	88.00
Re-nail underlayment as nec.				30.00
				<u>\$ 137.80</u>
<u>Bath 11x4-8</u>				
Re-grout floor	44	sq.ft.	@ \$.80	\$ 35.20
				<u>\$ 35.20</u>
<u>Basement 41½x25-8</u>				
Paint walls	1038	sq.ft.	@ \$.35	\$ 363.30
				<u>\$ 363.30</u>
<u>Kitchen 12x12½-8</u>				
Remove vinyl & prep.	150	sq.ft.	@ \$.60	\$ 90.00
Install vinyl floor	18	yds.	@ \$22.00	396.00
				<u>\$486.00</u>
Clean bath, hall, living room & basement-also remove damaged carpeting & de-humidify house				\$ 250.00
Labor				42.00
De-humidifier rental	14	days	@ \$ 3.00	<u>\$ 292.00</u>
			Sub-total	\$3555.30
			Overhead	355.53
			Profit	<u>391.08</u>
			TOTAL	<u>\$4301.91</u>

Damage Restoration Specialists



RESOLUTION

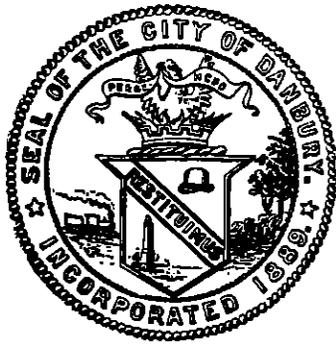
CITY OF DANBURY, STATE OF CONNECTICUT

February 7, 1984
A. D., 19

RESOLVED by the Common Council of the City of Danbury:

That the City Clerk be and is hereby authorized and empowered on behalf of the CITY OF DANBURY, to draw an order upon the CITY TREASURER in payment of the following settlement of claim:

<u>THE HARTFORD INSURANCE GROUP</u>	\$2,500.00
In settlement of the claim of Elaine Orlando vs. City of Danbury - Date of Loss 9/9/80	



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

February 7 A. D., 19 84

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 has been determined that the amount of taxes to be abated on the subject property are \$31,500 for the Grand List of October 1, 1982;

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

1. That the real property taxes abated on the subject property are \$31,500 for the Grand List of October 1, 1982;
2. 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;
3. 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;
4. 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.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

February 7, _____ A. D., 1984

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Connecticut Department of Health Services has made available funds for the purpose of providing a Refugee Health Service in accordance with Section 4-8 and Section 19-10 of the Connecticut General Statutes; and

WHEREAS, the City of Danbury through the Danbury Health Department in cooperation with the Visiting Nurse Association of Danbury has formulated a program to provide a refugee health assessment program within the Greater Danbury Area; and

WHEREAS, a contract of \$4,000 with no local match requirement may be available from the Connecticut Department of Health Services;

NOW, THEREFORE, BE IT RESOLVED that the Danbury Health Department and James E. Dyer, Mayor of the City of Danbury, be authorized to apply for said funds and that any and all additional acts necessary to effectuate the purposes hereof be and hereby are authorized.

6-2/6/84 05

AN ACT TO AMEND NUMBER 557 OF THE SPECIAL ACTS OF 1957 CREATING THE DANBURY PARKING AUTHORITY

Section 1. Section 1 of number 557 of the special acts of 1957 is amended to read as follows:

For the purposes of this act, "parking facility" shall mean and shall include lots, garages, parking terminals, METERED SPACES or other structures and accommodations for the parking of motor vehicles BOTH ON AND off the street or highway and open to public use with or without charge, INCLUDING ANY ANCILLARY STRUCTURES NECESSARY OR CONVENIENT TO THE OPERATION OF ANY SUCH FACILITY. [and] "Parking authority" OR "AUTHORITY" shall mean the authority established under section 2 of this act.

Section 2. Section 2 of number 557 of the special acts of 1957 is amended to read as follows:

There shall be in the City of Danbury a parking authority which shall consist of five members, appointed by the mayor, not more than three of whom shall be members of the same political party. SAID AUTHORITY SHALL BE A BODY POLITIC AND CORPORATE AND A PUBLIC INSTRUMENTALITY, AND THE EXERCISE BY THE AUTHORITY OF THE POWERS CONFERRED BY THIS ACT SHALL BE DEEMED TO CONSTITUTE THE PERFORMANCE OF AN ESSENTIAL PUBLIC FUNCTION. The first appointments to said parking authority shall be made on or before July 1, 1957. Those first appointed shall be designated to serve one, two, three, four and five years respectively from said date, and thereafter members shall be appointed annually to serve for five years, except that any vacancy shall be filled by the mayor for the unexpired term. Said authority shall select from among its members a chairman and may employ necessary personnel. The members of the authority shall serve without compensation but may be reimbursed for necessary expenses. No action of said authority shall be valid unless authorized by a vote of the majority of its members taken at a meeting open to the public. Said authority shall maintain proper accounting and financial records and shall make an annual report to the mayor. NO PART OF THE NET REVENUES RECEIVED BY THE AUTHORITY SHALL INURE TO THE BENEFIT OF ANY PRIVATE PERSON OR ENTITY. UPON DISSOLUTION OF THE AUTHORITY, ALL PROPERTY OWNED BY IT SHALL VEST IN AND BECOME THE PROPERTY OF THE CITY OF DANBURY.

Section 3. Section 3 of number 557 of the special acts of 1957 is amended to read as follows:

Said parking authority shall have the power [in the name of the municipality] to create, establish and operate parking facilities in accordance with the provisions of this act AND TO DO

ALL THINGS NECESSARY OR CONVENIENT TO CARRY OUT THE PURPOSES OF THIS ACT. Subject to the approval of the planning commission of the City of Danbury on the suitability for parking use of any proposed real property or interest therein, said parking authority shall have the power to acquire by purchase, gift, devise, lease, exchange or other contract and shall likewise have the power, subject to the approval of said planning commission as aforesaid and subject to the approval of the common council of the City of Danbury, to take and acquire, by the exercise of the power of eminent domain, real property or any interest therein necessary for or incidental to the construction, maintenance or operation of said parking facilities, provided said authority shall not be empowered to take by eminent domain any property from a corporation which has the right of eminent domain, and this act shall not affect the powers of eminent domain of any such corporation. Upon the approval, as hereinafter provided, of the method or methods of financing, said parking authority shall prepare necessary plans and drawings; construct or contract for the construction of parking facilities; maintain and operate parking facilities; establish and collect reasonable ON-STREET AND off-street parking fees; OR lease parking facilities OR ANY PORTION THEREOF to any individual, firm or corporation, upon such terms and conditions as THE AUTHORITY SHALL APPROVE [the public interest may warrant, provided said authority shall not dispense or furnish, or permit any lessee or occupant to dispense or furnish, upon or in connection with any property or facility acquired or operated pursuant to this act any product or service other than the parking of motor vehicles].

Section 4. Section 4 of number 557 of the special acts of 1957 is amended to read as follows:

Said parking authority, subject to THE specific [authorization and] approval of the common council, is authorized to finance AND TO REQUEST THE CITY OF DANBURY TO FINANCE the creation, establishment [and] OR operation of parking facilities by any one or any combination of the following methods: (a) General obligation bonds [of] ISSUED BY the City of Danbury [to be issued as provided in section 10 of this act], INCLUDING SUCH GENERAL OBLIGATION BONDS AS SHALL MATURE AT SUCH TIME ON A MATURITY SCHEDULE THAT WILL SUBSTANTIALLY EQUALIZE THE PAYMENT OF PRINCIPAL AND INTEREST ANNUALLY; (b) revenue bonds as provided in sections 5 to 8, inclusive, of this act; (c) parking fees and special charges derived from the use of parking facilities; (d) appropriations duly authorized from the general funds of the city; (e) gifts, bequests, devises, grants in aid or otherwise; (F) PARKING METER REVENUES AND ANY OTHER REVENUES RECEIVED BY THE

DANBURY PARKING AUTHORITY. ANY REVENUE BONDS ISSUED TO FINANCE THE CREATION, ESTABLISHMENT OR OPERATION OF PARKING FACILITIES AS PROVIDED IN SECTIONS 5 TO 8, INCLUSIVE, OF THIS ACT. MAY ALSO BE SECURED BY A FULL FAITH AND CREDIT GUARANTEE OF THE CITY OF DANBURY TO PAY THE PRINCIPAL AND INTEREST ON SUCH BONDS WHEN DUE IN THE EVENT INSUFFICIENT FUNDS ARE AVAILABLE TO PAY SUCH DEBT SERVICE FROM OTHER PLEDGED SOURCES. NOTWITHSTANDING ANY APPLICABLE PROVISION OF THE REVISED CHARTER OF THE CITY OF DANBURY OR ANY OTHER APPLICABLE SOURCE OF LAW WHICH MAY BE AMENDED, SUPERCEDED OR CONTROLLED BY THE PROVISIONS OF THIS ACT, THE AUTHORIZATION AND PROVISION OF SUCH GUARANTEE OF DEBT SERVICE BY THE CITY OF DANBURY SHALL NOT BE SUBJECT TO A VOTER REFERENDUM REQUIREMENT. The preceding sentence shall not apply to the issuance of any General Obligation Bonds by the City of Danbury.

Section 5. Section 5 of number 557 of the special acts of 1957 is amended to read as follows:

(a) The [common council of the city of Danbury] DANBURY PARKING AUTHORITY is authorized to ISSUE [provide for the issuance of] revenue bonds of said [city] AUTHORITY to finance said parking facilities. The bonds of each issue shall be dated, shall bear interest at such rate or rates [not exceeding five per cent per annum], shall mature at such time or times not exceeding thirty years from their date, and may be made redeemable before maturity at such price or prices and under such terms and conditions, as may be provided by the [common council of said city] AUTHORITY prior to the issuance of the bonds. The [common council] AUTHORITY shall determine the form of the bonds, including any interest coupons to be attached thereto, and the manner of execution of the bonds, and shall fix the denomination or denominations of the bonds and the place or places of payment of principal and interest, which may be at any bank or trust company within or without the state. All bonds issued under the provisions of this act shall be negotiable instruments within the meaning of the general statutes. Such bonds may be sold in such manner and for such price as [said common council] THE AUTHORITY may determine [to be for the best interests of the city, but no such sale shall be made at a price so low as to require the payment of interest on the money received therefor at more than five per cent per annum, computed with relation to the absolute maturity or maturities of the bonds in accordance with standard tables of bond values, excluding from such computation the amount of any premium to be paid on redemption of any bonds prior to maturity]. THE AUTHORITY MAY DELEGATE TO THE EXECUTIVE DIRECTOR OR ANY MEMBER OF THE AUTHORITY OR ANY COMBINATION OF THEM, THE POWER TO DETERMINE ANY OF THE MATTERS SET FORTH IN THIS SECTION.

(b) REVENUE bonds issued under the provisions of this [section] ACT shall not be subject to the debt limitation

prescribed by section [363d] 7-374 of the [1955 supplement to the] general statutes AND SHALL NOT BE SUBJECT TO THE REQUIREMENT OF A VOTER REFERENDUM, WHETHER OR NOT SUCH BONDS ARE SECURED BY THE FULL FAITH AND CREDIT GUARANTEE OF THE CITY OF DANBURY TO PAY DEBT SERVICE ON SUCH BONDS WHEN OTHER PLEDGED SOURCES ARE INSUFFICIENT TO MEET SUCH PAYMENTS.

(c) Revenue bonds issued under the provisions of this act WHICH ARE NOT SECURED BY SUCH FULL FAITH AND CREDIT GUARANTEE OF THE CITY OF DANBURY shall not constitute a DEBT OR LIABILITY OR A pledge of the faith and credit of the City of Danbury, [and] WHERE SUCH BONDS ARE NOT SECURED BY SUCH FULL FAITH AND CREDIT GUARANTEE OF THE CITY OF DANBURY, THEY shall be payable solely from the income derived from said parking facilities, PARKING METER REVENUES OR OTHER REVENUES RECEIVED BY THE DANBURY PARKING AUTHORITY WHICH ARE PLEDGED TO SECURE THE BONDS, and such bonds shall contain on the face thereof a statement to that effect.

(d) The vote OF THE DANBURY PARKING AUTHORITY authorizing the issuance of said revenue bonds shall pledge the revenues to be received from said parking facilities for which such bonds are issued. SUCH VOTE MAY ALSO PLEDGE PARKING METER REVENUES AND ANY OTHER REVENUES RECEIVED AND TO BE RECEIVED BY THE AUTHORITY. SUCH PLEDGE OF ANY REVENUES SHALL BE VALID AND BINDING FROM THE TIME WHEN THE PLEDGE IS MADE. THE RATES, RENTS, FEES, CHARGES AND OTHER REVENUES OR OTHER MONEYS SO PLEDGED AND THEREAFTER RECEIVED BY THE AUTHORITY SHALL IMMEDIATELY BE SUBJECT TO THE LIEN OF SUCH PLEDGE WITHOUT ANY PHYSICAL DELIVERY THEREOF OR FURTHER ACT, AND THE LIEN OF ANY SUCH PLEDGE SHALL BE VALID AND BINDING AS AGAINST ALL PARTIES HAVING CLAIMS OF ANY KIND IN TORT, CONTRACT OR OTHERWISE AGAINST THE AUTHORITY OR THE CITY IRRESPECTIVE OF WHETHER SUCH PARTIES HAVE NOTICE THEREOF. NEITHER THE RESOLUTION NOR ANY TRUST OR SECURITY AGREEMENT BY WHICH A PLEDGE IS CREATED NEED BE FILED OR RECORDED EXCEPT IN THE RECORDS OF THE AUTHORITY.

(E) [Such] THE vote OF THE AUTHORITY PROVIDING FOR THE ISSUANCE OF REVENUE BONDS may also provide for mortgaging such parking facility or parking facilities as additional security, and may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of law, including covenants setting forth the duties of the City of Danbury, the common council of said city and the parking authority in relation to the construction, improvement, maintenance, repair, operation and insurance of the parking facility or parking facilities, and provisions for the custody, safeguarding and application of all moneys, and for the employment of necessary personnel. Except as otherwise provided in this act, the [common council] AUTHORITY, OR ITS DULY AUTHORIZED AGENTS AS PROVIDED IN SUBSECTION 5(A) HEREIN-ABOVE, may provide for the payment of the proceeds of the sale of the bonds [and], the PLEDGED revenues of the parking facility or

parking facilities AND OTHER PLEDGED REVENUES SECURING THE BONDS to such officer, board or depository as it may designate for the custody thereof, and for the method of disbursement thereof, with such restrictions as it may determine. IN THE DISCRETION OF THE AUTHORITY, ANY BONDS ISSUED UNDER THE PROVISIONS OF THIS ACT MAY BE SECURED BY A TRUST AGREEMENT BY AND BETWEEN THE AUTHORITY AND A CORPORATE TRUSTEE, WHICH MAY BE ANY BANK, SAVINGS BANK OR TRUST COMPANY ACCEPTABLE TO THE AUTHORITY. SUCH TRUST AGREEMENT MAY CONTAIN SUCH PROVISIONS FOR PROTECTING AND ENFORCING THE RIGHTS AND REMEDIES OF THE BONDHOLDERS AS HAVE HEREINABOVE BEEN AUTHORIZED TO BE INCLUDED THEREIN IN ANY VOTE OF THE AUTHORITY AUTHORIZING THE ISSUANCE OF ITS BONDS OR WHICH THE AUTHORITY, UPON ADVICE OF COUNSEL, MAY DEEM REASONABLE AND PROPER AND NOT IN VIOLATION OF LAW. All expenses incurred in carrying out the provisions of such vote shall be treated as a part of the cost of operation.

(F) The vote OF THE AUTHORITY providing for the issuance of revenue bonds may also PROVIDE FOR THE ISSUANCE OF ADDITIONAL REVENUE BONDS, INCLUDING ADDITIONAL REVENUE BONDS SECURED EQUALLY AND RATABLY WITH THE REVENUE BONDS TO BE INITIALLY ISSUED PURSUANT TO SUCH VOTE OR SECURED EQUALLY AND RATABLY WITH RESPECT TO ANY LIEN OR PORTION OF THE SECURITY PLEDGED TO THE PAYMENT OF SUCH INITIAL REVENUE BONDS. SUCH VOTE may also contain such limitations upon the issuance of SUCH additional revenue bonds as the [common council] AUTHORITY may deem proper.

(G) NO REVENUE BONDS AUTHORIZED BY VOTE OF THE DANBURY PARKING AUTHORITY AS PROVIDED HEREINABOVE SHALL BE ISSUED UNLESS SUCH BONDS AND THE TERMS THEREOF AS SET FORTH IN SUCH AUTHORIZING VOTE ARE SPECIFICALLY APPROVED PURSUANT TO A RESOLUTION ADOPTED BY ~~TWO~~ ^{TWO}-THIRDS VOTE OF THE COMMON COUNCIL OF THE CITY OF DANBURY. IN ADDITION TO SUCH APPROVAL, THE COMMON COUNCIL MAY ALSO AUTHORIZE AND PROVIDE BY SUCH RESOLUTION FOR A FULL FAITH AND CREDIT GUARANTEE OF THE CITY OF DANBURY TO PAY PRINCIPAL AND INTEREST ON SUCH BONDS WHEN DUE IN THE EVENT INSUFFICIENT FUNDS ARE AVAILABLE TO PAY SUCH DEBT SERVICE FROM OTHER PLEDGED SOURCES.

Section 6. Section 6 of number 557 of the special acts of 1957 is amended to read as follows:

[The common council shall, in the vote providing for the issuance of revenue bonds,] THE DANBURY PARKING AUTHORITY SHALL, BY DULY AUTHORIZED PROCEEDINGS, fix the initial schedule of rates, rentals, fees and other charges for the use of, and for the services and facilities furnished or to be furnished by, each parking facility. After any parking facility has been in operation, the [common council] AUTHORITY may revise such schedule of rates, rentals, fees and charges from time to time, subject to the provisions of any lease theretofore made by the [parking] authority and then in force. The [parking] authority shall charge and collect the rates, rentals, fees and charges fixed or revised.

Such rates, rentals, fees and charges shall be so fixed or revised as to provide funds sufficient at all times (a) to pay the cost of maintaining, repairing and operating the parking facilities, including reserves for such purpose and for replacement and depreciation, (b) to pay the principal of and the interest on the revenue bonds as the same become due and to provide reserves therefor and (c) to provide a margin of safety for making such payments.

Section 7. Section 11 of number 557 of the special acts of 1957 is amended to read as follows:

Said parking authority shall have the power [in the name of the municipality] to lease [any and] all OR ANY PORTION OF ANY lot[s], garage[s], parking terminal[s] or other [structures and accommodations for the parking of motor vehicles] PARKING FACILITY IN SUCH MANNER AND ON SUCH TERMS AS THE AUTHORITY SHALL DETERMINE. [Before making or executing any contract for the leasing of such parking facility, said parking authority shall give opportunity for competitive bidding, under such rules and regulations as shall be provided by the ordinances of said city. All such leases or contracts to lease shall be based on at least three competitive bids and shall be awarded to the highest responsible bidder; provided any such bid or bids shall not be lower than the total anticipated cost to the municipality for the acquiring, construction, operation and maintenance of such parking facility or facilities.]

Section 8. Except to establish that revenue bonds issued pursuant to this act, whether or not guaranteed by the City of Danbury, shall not be subject to a voter referendum requirement, the provisions of this act and number 577 of the Special Acts of 1957, as so amended, shall not affect or be affected by the provisions of the Revised Charter of the City of Danbury.

Section 9. This act shall take effect immediately from its passage and shall be effective notwithstanding the late filing of a resolution requesting its passage pursuant to section 2-14 of the general statutes.



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

The attached Resolution needs your immediate action to insure that the downtown parking garage can move swiftly ahead.

Basically, the attached Resolution requests a special act from the Legislature concerning technical changes to the Parking Authority's creation, and bonding authority. You previously gave the go ahead for this project. This Resolution does not diminish either the Parking Authority's or the Council's authority for final review of the project.

The original Parking Authority Act was passed in 1957 and now needs updating to accomplish our goal of a parking garage. If we do not have the Resolution for the Legislature this week we will have to wait until 1985.

Sincerely yours,

James E. Dyer
Mayor

JED/mr



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

February 7, A. D., 1984

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Common Council of the City of Danbury desires the 1984 Session of the General Assembly of the State of Connecticut to enact special legislation concerning its powers and the powers of the Danbury Parking Authority; and

WHEREAS, such special legislation is attached hereto as a document entitled, "AN ACT TO AMEND NUMBER 557 OF THE SPECIAL ACTS OF 1957 CREATING THE DANBURY PARKING AUTHORITY"; and

WHEREAS, the purpose of such special legislation is to enable the Danbury Parking Authority to issue tax-exempt revenue bonds at current tax-exempt interest rates, which bonds may be guaranteed by the City of Danbury, in order to finance the creation, establishment or operation of parking facilities in the City of Danbury, to clarify the procedure to be followed by the Common Council of the City of Danbury and the Danbury Parking Authority in authorizing and approving such revenue bond financing, and to provide for other matters necessary or convenient to the issuance of such bonds and the operation of any parking facility financed thereby.

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT pursuant to Section 2-14 of the General Statutes of Connecticut, the City of Danbury does hereby request the 1984 Session of the General Assembly of the State of Connecticut to enact the proposed special legislation attached hereto as a document entitled, "AN ACT TO AMEND NUMBER 557 OF THE SPECIAL ACTS OF 1957 CREATING THE DANBURY PARKING AUTHORITY".



JAN 19 1984 6

CITY OF DANBURY

HEALTH DEPARTMENT

DANBURY, CONNECTICUT 06810

20 WEST STREET
797-4625

January 19, 1984

TO: Eric Gottschalk
Assistant Corporation Counsel

FROM: Paul Schierloh
Coordinator of Housing Services

RE: Resolution Accepting Grant from CONN SAVE

Enclosed please find a letter to Mayor Dyer informing him that Danbury has been selected to receive a \$5,000 grant from CONN SAVE, a non-profit energy conservation service, in order to administer a Community Insulation program. Information on the program is attached.

The program will be administered by the Housing Section of the Health Department. I will serve as the Coordinator of the program, which is designed to increase awareness of energy conservation and to provide an opportunity for homeowners to realize savings on the installation of attic insulation.

Please prepare the appropriate resolution so that the Common Council can approve acceptance of the grant award. This resolution should be placed on the February agenda.

Please call me should you have any questions concerning this program.

Paul Schierloh

Encl.

cc: Mary Rickert
Asst. City Clerk

CONNsave

Nonprofit, unbiased, professional home energy checkups.

January 10, 1984

Mayor James E. Dyer
155 Deer Hill Avenue
Danbury, CT 06810

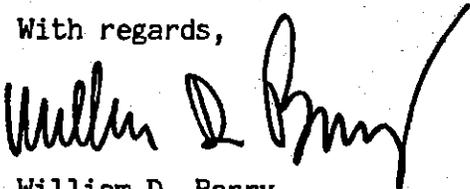
Dear Mayor Dyer:

I am pleased to inform you that the CONN SAVE Grant Award Committee has awarded your community a \$5,000 grant to assist your participation in the CONN SAVE Community Insulation Program.

You have seen the information describing Community Responsibility and your grant award is contingent on your carrying out the responsibilities described. You should also be aware that any money not spent to defray program costs must be returned to CONN SAVE.

Your CONN SAVE Regional Utility Coordinator will be in contact with you soon for the signing of the agreement, and to plan for the awarding of the grant money.

With regards,



William D. Barry
Field Service Manager
CONN SAVE

cc: Regional Utility Coordinators

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MEMORANDUM OF UNDERSTANDING

TO: Contractors Participating in the _____
Community Insulation Program

FROM: _____ Coordinator

SUBJECT: TERMS, CONDITIONS, AND SPECIFICATIONS

DATE: _____

General Description

The Community Insulation Program is designed to improve energy efficiency by increasing attic insulation. The Program will employ a group bidding mechanism with participating Master List contractors and interested audited homeowners to obtain the most economical cost while assuring quality workmanship through established inspection procedures.

Contractors will bid from WORK ORDERS completed by CONN SAVE at the residence. WORK ORDERS will specify insulation and ventilation requirements and describe pertinent information for each home. The Contractors should thoroughly understand WORK ORDER specifications before bidding.

The Community Coordinator will provide Contractors with bid packages consisting of a multiple number of WORK ORDERS, generally 15, and the Contractor Bid Form. Bid Packages will be available at the City/Town Hall, Coordinator's Office between the hours of 8:30 A.M. and 4:30 P.M., Monday through Friday. Contractor Bid Form is to be returned to the same location.

All contractors must complete the attached Disclaimer of Liability and forward it to the Coordinator to be eligible to receive bid packages. Your signature indicates your agreement to comply with the terms, conditions, and specifications set forth. Failure to submit the Disclaimer of Liability and/or comply with this Memorandum of Understanding will result in ineligibility to participate.

Terms and Conditions

- 1) The Contractor submits bids for each bid package on the Contractor Bid Form provided with that package. Contractor Bid Forms for different packages must be submitted in separate sealed envelopes. Please include the bid package number on the envelope.
- 2) Contractor Bid Forms must be returned to the Coordinator by the date and time stated at the bottom of the Form.
- 3) The Coordinator will choose the lowest responsible bidder and notify the successful Contractor and homeowners of the bid results.
- 4) The Coordinator will provide only the winning Contractor with names and addresses of homeowners.

- 6
- 5) In the event homeowners do not choose to participate in the Program, the Contractor will have the option of doing the remainder of the houses in the bid package for the bid prices submitted. (If the Contractor chooses not to do so, the bid is null and void, and the houses will be grouped into a new bid package for all Contractors.)
 - 6) The Contractor will have five (5) working days from the date the Coordinator provides homeowners' names and addresses, to contact the customer. The contractor has fifteen (15) working days, after initial contact with customer, to complete awarded work.
 - 7) The CONN SAVE Arranger/Inspector must be informed before WORK ORDER specifications can be changed.
 - 8) The CONN SAVE Arranger/Inspector will inspect completed work to assure compliance with the rules of the Residential Conservation Service and the Plan of the State of Connecticut.
 - 9) The homeowner is not required to pay the Contractor until the specified work is completed in accordance with the Contract. The homeowner is required to pay the Contractor within 48 hours after satisfactory completion of the work, unless otherwise specified in the Contract.
 - 10) If a CONN SAVE inspection reveals work has not been satisfactorily performed, the Contractor will be required to bring work up to specifications.
 - 11) Contractors must submit a current completed Progress Statement to CONN SAVE within five (5) working days of receipt of an awarded bid package and with subsequent bid packages.
 - 12) Contractors who fail to meet time guidelines risk losing awarded work or expulsion from the Program. Therefore, if a Contractor has difficulty scheduling or completing awarded work within the time guidelines, the Arranger/Inspector (1-800-842-7333) should be informed immediately to assist in resolving problems.

Specifications

- 1) Contractors must be listed on the CONN SAVE Master List of Installers and comply with the requirements for said listing.
- 2) Installation procedures and materials used must meet or exceed applicable Residential Conservation Service Program standards set forth in 10 CFR456 Sub Parts H and I.

COMMUNITY INSULATION PROGRAM
DISCLAIMER OF LIABILITY

It is further agreed that the City/Town of _____, their employees and agents shall be free from any and all demands, claims, and liabilities whatsoever of every name and nature, both in law and in equity which the Contractor and Owner shall or may have against each other arising out of any transactions between said Contractor and Owner pursuant to this Contract. CONN SAVE, Inc., and its employees shall also be free from said demands, claims, and liabilities with the sole exception of any obligations arising from its responsibilities under the Residential Conservation Service Program.

Contractor's signature indicates his Agreement to comply with the terms, conditions and specifications which have been set forth.

To be submitted with first package Contractor bids on.

COMPANY NAME

ADDRESS

WITNESS

BY _____
SIGNATURE

WITNESS

TYPED NAME

DATE

ITS _____
(DULY AUTHORIZED POSITION)

(BB20)

Revised 1/84

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COMMUNITY INSULATION PROGRAM

CONN SAVE RESPONSIBILITIES

1. Conduct inspections in accordance with the Rules of the RCS Program and the Plan of the State of Connecticut.
2. Printing of the following:
 - a. "How the Community Insulation Program Works" letter
 - b. Community Insulation Program coupons
 - c. Work Order Form
 - d. Contractor Bid Form
 - e. Contractor Bid Log
 - f. Contractor Memo of Understanding
 - g. Contractor Progress Statement
 - h. Posters
3. Assistance in contacting the media to arrange for an initial program announcement, as well as provide related advertising material (composites) and press releases.
4. Assistance in maintaining relationships with Contractors to encourage their participation.
5. Assistance to insure Contractors comply with the terms and conditions set forth in the Contractors Memorandum of Understanding.
6. Coordinate printing of endorsement letter, provide envelopes, and mail initial program announcement to all eligible residents, encouraging participation, as well as provide technical assistance for the community coordinator.
7. Provide assistance and witness bid openings.
8. Provide names and addresses of Master List Contractors who serve the area.
9. Perform audits and provide insulation Work Orders for use in the program.
10. Monitor work progress and provide conciliation services as required.
11. Maintain a log of all associated statistical data.
12. Provide program summary.
13. Assemble the Work Orders into master bid package.
14. Assist in placement and removal of promotional posters.

REVISED 1/84

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COMMUNITY INSULATION PROGRAM

CITY/TOWN RESPONSIBILITIES

1. Provide a Coordinator to administer program responsibilities, be the CONN SAVE contact person, and review all associated documents.
2. Contact the media for the initial program announcement. Program ads to be provided by CONN SAVE.
3. Manage the bid process:
 - a. Prepare bid packages for the Contractors including photocopying.
 - b. Ensure that all pre-bid information given to contractors is identifiable by a coded number only, not actual names and addresses.
 - c. Alert Contractors to bid package availability and release date.
 - d. Mail bid packages, at the Coordinator's discretion, to participating Contractors.
 - e. Award bids to Contractors.
 - f. Assume postage responsibilities for the Contractor bid packets, Contractor bid award letter, and homeowner notification letter.
4. Provide the winning Contractor with the names and addresses of the participating customers.
5. Release of winning bid information to the media.
6. Provide postcards, printing and mailing for program follow-up.
7. Provide pre-addressed return envelopes for contractor bid packages.
8. Coordinate specific dates with CONN SAVE for the program.
9. Assist in placement and removal of promotional posters.

REVISED 1/84

Date: _____

Insulation Bid Package Awarded to:

Dear Homeowner:

Your home was included in the bid package awarded to the contractor named above who submitted the lowest responsible bid. The quoted prices for your home are as follows:

Insulation	
Ventilation (if required)	\$ _____
TOTAL:	\$ _____

The contractor should contact you by ___ / ___ / _____. Arrangements should be made to discuss the work to be done, the contract, terms of payment, scheduling the work and any other details of interest to you. We recommend you refer to CONN SAVE's "Model Contract" for helpful suggestions and assistance.

Attached is a fact sheet with some important reminders and a copy of the insulation work order for your home.

If you should have any questions regarding the program or should the contractor fail to contact you within five (5) business days, please contact _____, the CONN SAVE Arranger/Inspector at 1-800-842-7333.

Sincerely,

Community Insulation Coordinator

HOME # _____

BID PACKAGE # _____

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COMMUNITY INSULATION PROGRAM

Homeowner Factsheet

1. The attached Work Order describes the present condition of your attic and lists the information required by contractors to submit bids for improvements recommended by CONN SAVE.
2. The contractor's quoted installed cost of insulation includes additional ventilation, if necessary, to meet minimum standards to prevent moisture problems (see pages 20 & 21 of CONN SAVE's "How-To-Guide").

Note: Moisture significantly reduces the insulating value of materials and can cause severe structural damage to your home. Many types of ventilators are available at various costs. Discuss the type the contractor has chosen to insure they meet with your approval. Adjustments in the quoted price may be necessary if another type is selected.

3. The CONN SAVE audit package includes a "model contract" which provides reasonable guidelines for mutual protection to the homeowner and the contractor. Review this "model" and the details in the contractor's agreement, before signing, to insure you fully understand the terms and conditions of the proposed work. Always obtain a written agreement.
4. The law allows you three business days to cancel a contract (agreement) provided you do not sign it in the contractor's office. Therefore, to preserve your three-day cancellation right, the signing should occur anywhere except in the contractor's office. The work should not be scheduled to begin before the third business day following the signing of the contract unless you desire to waive this right.
5. Upon completion of the work, ask the contractor for a "Certificate of Insulation" which serves as your permanent record of materials installed. Also, if loose fill insulation is installed, ask for an insulation bag label. Payment to the contractor for work performed should be in accordance with the terms in your contract (agreement).
6. The State of Connecticut sponsors a no interest and low interest Energy Conservation Loan Program. Refer to the pamphlet on Loans included with your audit package. For further information about this program or if you have any other questions, please call the CONN SAVE Arranger/Inspector noted on the attached cover letter.

HOW THE COMMUNITY INSULATION PROGRAM WORKS

NOTE : You are not obligated to participate or have the work performed until you actually meet the contractor and reach a mutually acceptable contract agreement.

1. Your audit is performed and detailed "Work Order" of the attic area(s) is completed by the auditor.
2. The "Work Order" lists the R-Value of insulation to be added, the area(s) where the additional insulation is needed, and if any additional ventilation is necessary. Ventilation is very important and additional venting is often necessary.
3. The participating contractors are sent bid packages consisting of multiple number of work orders, for approximately 15 homes, to prepare estimates for the described work.
4. You will be notified by mail of the winning contractor's name and the bid price to insulate your home. You will also be given a copy of the work order for your records. Only the winning contractor will receive your name, address, and phone number. The contractor will then contact you, within 5 working days, to discuss terms of a contract to do the work.
5. Ask your contractor for a "Certificate of Insulation" for work performed and a bag label if loose fill insulation is installed.
6. Refer to your audit "arranging-inspecting information" package for:
 - a. Important guidelines regarding a model contract
 - b. No/low interest loan information

COMMUNITY ATTIC INSULATION PROGRAM

TELEPHONE FOLLOW UP SURVEY

NAME _____

HOME # _____

1. Were you happy with CONN SAVE?

____ Very Pleased ____ Pleased ____ Somewhat Unsatisfied ____ Terrible
____ Don't Know

2. Were you happy with the Community Insulation Program?

____ Very Pleased ____ Pleased ____ Somewhat Unsatisfied ____ Very Unsatisfied
____ Don't Know

3. Was the attic insulation work completed?

____ YES
____ Work was completed by a Contractor
____ Work was completed by the homeowner

____ NO

a. Why wasn't work completed? _____

b. Do you intend to complete the work?

____ YES ____ NO

4. Was any other energy conservation work done as a result of the Community Insulation Program?

____ YES ____ NO

5. Was work done in anyone else's home as a result of your attic insulation work?

____ YES ____ NO ____ Don't know

6. Did you use the loan program?

____ YES ____ NO

7. Were you satisfied with the Contractor?

____ YES ____ NO If no, why? _____

✓ 6



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

February 7 A. D., 19 84

RESOLVED by the Common Council of the City of Danbury:

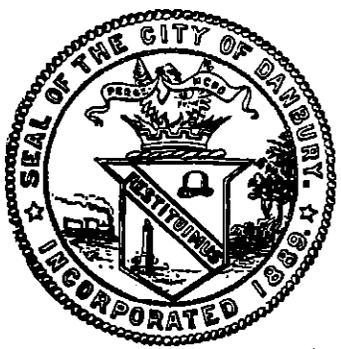
WHEREAS, CONN SAVE has developed a Community Insulation Program designed to improve energy efficiency by increasing attic circulation; and

WHEREAS, CONN SAVE has offered a Five Thousand (\$5,000) Dollar grant to the City of Danbury subject to various terms and conditions; and

WHEREAS, said grant will assist the City in its participation in the CONN SAVE Community Insulation Program; and

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

NOW, THEREFORE, BE IT RESOLVED THAT Mayor James E. Dyer be and hereby is authorized to accept said grant subject to the terms stated in the Grant Agreement and to take any additional action that may be necessary to accomplish the purposes of said program.



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

February 7, _____ A. D., 19 84

RESOLVED by the Common Council of the City of Danbury:

THAT Mayor James E. Dyer is hereby authorized to execute and file applications and agreements on behalf of the City of Danbury with the Commissioner of Environmental Protection for state grants pursuant to the provisions of Section 22a-439 of the General Statutes of Connecticut, as amended, and to execute on behalf of the City of Danbury all the applications, instruments and documents and accept payments and do all other things that may be necessary for state grants for an interceptor extension / Old Ridgebury Road.



CITY OF DANBURY

DANBURY, CONNECTICUT 06810

THEODORE H. GOLDSTEIN
CORPORATION COUNSEL

ERIC L. GOTTSCHALK
THOMAS G. WEST
SANDRA V. LEHENY
TERRY L. SACHS

ASSISTANT CORPORATION
COUNSEL

February 7, 1984

PLEASE REPLY TO:

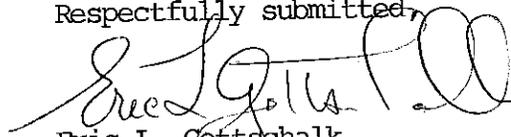
DANBURY, CT 06810

Hon. James E. Dyer, Mayor
and
Hon. Members of the Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut

Dear Mayor and Council Members:

Please consider the adoption of the attached resolution authorizing the City to apply for and receive funds from the Department of Economic Development for the construction of utilities to serve Novo Laboratories.

Respectfully submitted,


Eric L. Gottschalk
Assistant Corporation Counsel

ELG:cr

Attachment



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

February 7, _____ A. D., 19 84

RESOLVED by the Common Council of the City of Danbury:

THAT Mayor James E. Dyer is hereby authorized to execute and file applications and agreements on behalf of the City of Danbury with the Commissioner of Economic Development for state grants pursuant to the provisions of Section 4-66c of the General Statutes of Connecticut, as amended, and to excute on behalf of the City of Danbury all the applications, instruments and documents and accept payments and do all other things that may be necessary for state grants for an economic development project for Novo Laboratories.

✓9

CONSULTANTS & ENGINEERS, INC.

9 HARMONY STREET - DANBURY, CONNECTICUT 06810

TELEPHONE (203) 748-1442

January 30, 1984

Mrs. Constance McManus
President - Common Council
City Hall City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Novo Laboratories Inc. -Saw Mill Road, Danbury, Conn.
Extension of Water and Sewer Service

Dear Mrs. McManus:

By means of this letter, we are requesting for the applicant (Novo Laboratories Inc.) an extension of municipal water and sewer service to the above referenced site. We respectfully request that this matter be placed on your next scheduled agenda.

Thanking you for your attention to this matter, I remain,

Very truly yours,

CONSULTANTS & ENGINEERS, INC.



David E. Williamson, P.E.
President

DEW:jdm
cc: K. Mortensen
D. Bennett

Baker & Moots

Law Offices

Fred L. Baker
Roland F. Moots, Jr.
Cynthia Fox Henggeler

205 Main Street
P.O. Box 244
Danbury, CT 06810
203-792-8765

NOV 28 1983
10
One Aspetuck Avenue
P.O. Box 1319
New Milford, CT 06776
203-355-4191

Reply to: Danbury

November 23, 1983

The Office of the City Engineer
City of Danbury
City Hall
Deer Hill Avenue
Danbury, Connecticut 06810

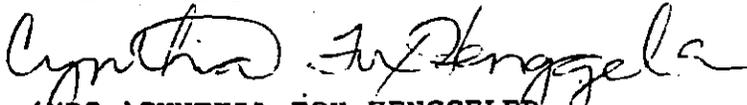
Dear Sir:

Please be advised that this office represents Mr. Robert Lubus, owner of property located on Old Shelter Rock Road (Assessor's Lot K 14156) in the City of Danbury.

Despite previous communications and requests by my client, the City of Danbury continues to illegally drain water onto Mr. Lubus' property. Said drainage has and continues to cause severe erosion of soil and damage to curbing. Further, the severity of the erosion is such that there is grave danger of an uprooted tree falling on said property and the existing dwelling house.

The City of Danbury is hereby commanded to cease and desist said illegal drainage and make repair and restitution to the subject property immediately. Failure to do so will result in a law suit being instituted against the City of Danbury for actual and consequential damages.

Very truly yours,


(MRS.) CYNTHIA FOX HENGGELER

CFH:ajb

cc: Honorable James Dyer
Corporation Counsel
Town Clerk
Mr. Robert Lubus

25 Rolf Drive
Danbury, Ct. 06810
January 24, 1984

The Honorable Mayor James E. Dyer
Honorable Members of the Common Council:

I am writing this letter to ask for the resolution of two drainage problems in the sixth ward. One problem exists on Rolf Drive, bordering house numbers (21) and (14); the other problem is on Briar Ridge Road between Rolf Drive and Cel Bret Road.

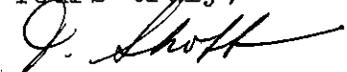
Both of these areas have been a serious ice hazard during the months of November and December, 1983. During this time the Public Works Department has performed ice removal during daylight hours; then the ice rebuilds each night when weather conditions permit.

On Rolf Drive, this problem is presently affecting the yard area of the Peter Kennedy residence (21). Water has been backed up on his lawn and ice piled on his lawn. His concerns include potential water drainage into his basement, and damage to his front yard. The road in front of his house was recently patched and although the drainage problem has worsened since then, excess ice and water have been present in this area for at least four years.

The area of Briar Ridge Road is extremely hazardous to pedestrians and motorists. Ruts of ice measuring approximately 8 inches deep line this area of the roadway. This area is part of a long hill on a narrow road, well-trafficked by residents and employees of a corporation.

Thank you for your time in this matter. I will welcome any and all action taken to work on these areas of the city.

Yours truly,



Councilwoman T. Skoff

(12)

BLISS & MAZZUGCO
ATTORNEYS AT LAW

T. STEVENS BLISS
PRACTICING IN:
CIVIL LITIGATION
CRIMINAL LITIGATION
ADMINISTRATIVE LAW
ALSO MEMBER OF D.C. BAR
WARD J. MAZZUGCO
PRACTICING IN:
CORPORATE AND BUSINESS LAW
CIVIL LITIGATION
REAL ESTATE
ALSO MEMBER OF FLORIDA BAR

57 NORTH STREET SUITE 416
DANBURY, CONNECTICUT 06810
(203) 794-9144

~~XXXXXXXXXXXX~~
Sharon Wicks Dornfeld
Richard A. Smith

January 25, 1984

Common Council
155 Deer Hill Avenue
Danbury, Connecticut 06810

Honorable Council Members:

I represent William F. Saunders who has an interest in three (3) parcels of land on Somers Street in Danbury. He acquired those parcels from Edward Simon who, as you may recall, obtained approvals for a condominium project on the site several months ago.

I understand that the Morningside Heights sewer line abuts the subject parcel. Mr. Simon sought Common Council approval to hook into that line, however, and previously came before your Sewer & Water Extension Committee. The Common Council granted his request with the stipulation that he perform certain off-site repairs to the existing city sewer line. My client is preparing to make those repairs.

Meanwhile, my client received an assessment of benefits with respect to that sewer line. The assessment amounts to approximately Twenty Five Thousand Dollars (\$25,000.00), and results in a lien on the property.

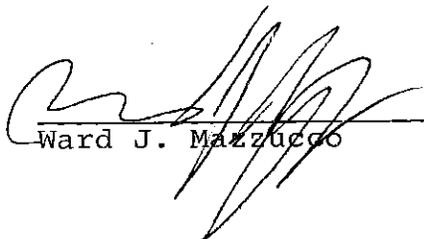
When the Common Council held a hearing on the Morningside Heights sewer assessment, I appeared and asked whether the Twenty Five Thousand Dollars (\$25,000.00) assessment might be abated in light of the off-site repairs which my client was required to make. Councilwoman McManus said that the Council was not in a position to reduce the Twenty Five Thousand Dollars (\$25,000.00) assessment, but that Mr. Saunders' claim of hardship ought to be brought before the Sewer and Water Extension Committee. Accordingly, I would appreciate it if you would put this matter on your next agenda so that it might be referred to the Committee.

Common Council
January 25, 1984
Page Two

As always, thank you for your courtesy and cooperation.

Very truly yours,

BLISS & MAZZUCCO



Ward J. Mazzuco

WJM/ras

cc: William F. Saunders

12

BLISS & MAZZUCCO
ATTORNEYS AT LAW

T. STEVENS BLISS
PRACTICING IN:
CIVIL LITIGATION
CRIMINAL LITIGATION
ADMINISTRATIVE LAW
ALSO MEMBER OF D.C. BAR
WARD J. MAZZUCCO
PRACTICING IN:
CORPORATE AND BUSINESS LAW
CIVIL LITIGATION
REAL ESTATE
ALSO MEMBER OF FLORIDA BAR

57 NORTH STREET SUITE 410
DANBURY, CONNECTICUT 06810
(203) 794-9144

~~XXXXXXXXXXXX~~
Sharon Wicks Dornfeld

January 5, 1984

Bernie Gallo, Chairman
Sewer & Water Extension Committee
Common Council
155 Deer Hill Avenue
Danbury, Connecticut 06810

Dear Mr. Gallo:

I represent William F. Saunders who has an interest in three (3) parcels of land on Somers Street in Danbury. He acquired those parcels from Edward Simon who, as you may recall, obtained approvals for a condominium project on the site several months ago.

I understand that the Morningside Heights sewer line abuts the subject parcel. Mr. Simon sought Common Council approval to hook into that line, however, and previously came before your committee. The Common Council granted his request with the stipulation that he perform certain off-site repairs to the existing city sewer line. My client is preparing to make those repairs.

Meanwhile, my client received an assessment of benefits with respect to that sewer line. The assessment amounts to approximately Twenty Five Thousand Dollars (\$25,000.00), and results in a lien on the property.

When the Common Council held a hearing on the Morningside Heights sewer assessments, I appeared and asked whether the Twenty Five Thousand Dollar (\$25,000.00) assessment might be abated in light of the off-site repairs which my client was required to make. Councilwoman McManus said that the Council was not in a position to reduce the Twenty Five Thousand Dollar (\$25,000.00) assessment, but that Mr. Saunders' claim of hardship ought to be brought before your Committee. Accordingly, I would appreciate it if you would put this matter on your next agenda so that I may discuss it more fully with your Committee. As always, thank you for your courtesy and cooperation.

Very truly yours,

BLISS & MAZZUCCO


Ward J. Mazzucco

WJM/ras
cc: William F. Saunders



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

13

JOHN A. SCHWEITZER, JR.
City Engineer

January 6, 1984

ENGINEERING DIVISION
797-4641

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

Dear Councilpersons:

Osborne-Main Realty Corporation
Sanitary Sewer Assessment
Morningside Heights Part II

Subsequent to the Public Hearing and the levying of the assessment for the Morningside Heights Part II sanitary sewer, it has come to our attention that the Osborne-Main Realty Corporation property at 158 Osborne Street (lot number J12190) was erroneously included in the assessment list.

Assistant Corporation Counsel Eric L. Gottschalk has advised us that the Common Council is authorized to adjust assessments when they are invalid.

We hereby request that the Common Council authorize the Tax Collector to delete the Osborne Main Realty Corporation (lot number J12190) sewer assessment from the list of those properties assessed as a part of the Morningside Heights Part II sewer extension.

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

Very truly yours,

JAS/PAE/evm

John A. Schweitzer, Jr.
City Engineer

c: Eric Gottschalk
Property Owner



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

14

LEONARD G. SEDNEY
Planning Director

PLANNING DEPARTMENT
797-4525

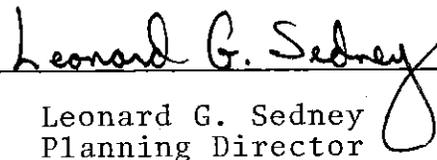
TO: Mayor James E. Dyer and
Members of Common Council

FROM: Leonard G. Sedney, Planning Director

RE: Committee to Discuss Certain Sections of the Zoning
Regulations.

DATE: January 18, 1984

The Zoning Commission has requested that Council members be named to sit on a Committee for the purpose of discussing Section 3.Q. of the Zoning Regulations, as well as other sections that pertain to approval of sewer and water facilities. This committee would consist of members of the Zoning Commission, Planning Commission, Planning Director, and hopefully the Council. On behalf of the Zoning Commission I respectfully request that a Committee be appointed.


Leonard G. Sedney
Planning Director

cc: Basil Friscia, Chairman, Zoning Commission



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

15

JAMES E. DYER
MAYOR

February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

The attached is forwarded for your review and funding consideration.

We have authorized all that we can within the existing budget and with existing personnel. The point has now been reached where supplemental appropriations will have to be made to complete the work outlined.

Very truly yours,

James E. Dyer
Mayor

JED/mr



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

JOHN A. SCHWEITZER, JR.
City Engineer

September 28, 1983

ENGINEERING DIVISION
797-4641

Honorable James E. Dyer
Mayor
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut 06810

Dear Mayor Dyer:

Annual Army Corps of Engineers Report - Flood
Protection Project.

The Public Works Department has reviewed the annual inspection report for the Danbury Flood Protection Project. This report was submitted to the City with a June 30, 1983 letter from Carl B. Sciple, Colonel, Army Corps of Engineers.

A number of maintenance deficiencies were noted and elaborated upon in an attachment to the report form. The six comments made by the Army Corps of Engineers are being addressed below:

1. At present the lack of sufficient manpower in the Tree Department has led to the undesirable growth of brush in sections of the project. We offer two possible solutions to the problem: that the removal of brush be contracted to a private firm at an estimated cost of \$15,000.00, or that the Tree Department work force be increased by one man to provide the manpower required for this work. The additional salary amount which would be required by the Tree Department would be approximately \$16,500.00.

Additional funds, in the range of \$3,000.00, will be required by the Tree Department for any herbicides which would be applied by the City.

Mowing of the top of the dike and adjacent to the concrete channel section is presently being done and will continue to be done in the future by the Public Works Department.

2. The City is continuing to make the minor repairs to the safety fence.

3. We suggest that the removal of the earth berm between Stations 44 and 58 and 54+00[±] and the resetting of rocks on the embankment be put to contract to be done by a private contractor. We estimate this cost will run approximately \$30,000.00.

(continued Page 2.)

Mayor James E. Dyer
Re: Annual Army Corps of Engineers Report - Flood Protection Project.

September 28, 1983

4. The Public Works Department will remove the remaining silt deposits and vegetation in the vicinity of the inlet to the 72" drain adjacent to Station 44+20[±].

5a. This work has been completed, therefore no response is required.

5b. We will make sure that Public Works Department personnel have padlock keys to gain access to various drainage structures.

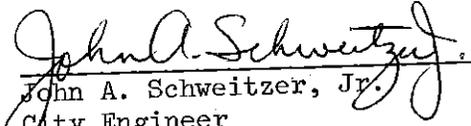
6. The work involved in a general cleanup of the river channel between Crosby Street and downstream of Triangle Street is so extensive that available manpower and equipment in this department cannot accomplish it. We propose to put this work, estimated at \$15,000.00, out to contract also.

In summary this department anticipates that it will cost the City approximately \$60,000.00 to accomplish the maintenance and repair work required by the Army Corps of Engineers. We also recommend that an additional \$20,000.00 to \$25,000.00 be allocated in future Public Works Department budgets to allow for maintenance on an annual basis which will hopefully avoid large scale expenditures in future years similar to this year's. Please keep in mind that our estimates are all given in 1983 dollars and the amounts should be adjusted for future budgets as inflation requires.

For your reference I am returning a copy of the letter and report submitted to you by the Army Corps of Engineers.

If you have any questions please contact me.

Very truly yours,


John A. Schweitzer, Jr.
City Engineer

JAS/mem

Enclosures

- c: Daniel A. Garamella, Director of Public Works
- Byron Johnson, City Forrester
- Edward Fusek, Supt. of Highways



DEPARTMENT OF THE ARMY
NEW ENGLAND DIVISION, CORPS OF ENGINEERS
424 TRAPELO ROAD
WALTHAM, MASSACHUSETTS 02254

June 30, 1983

REPLY TO
ATTENTION OF:

Operations Division, Project Operations Branch

Honorable James E. Dyer
Mayor of the City of Danbury
City Hall
Danbury, Connecticut 06810

RECEIVED
JUL 5 1983
Engineering Dept.

Dear Mayor Dyer:

The annual inspection of the federally constructed local flood protection project in Danbury, Connecticut was conducted by my representatives on May 17, 1983. A detailed inspection report is enclosed for your review.

The project was found to be in poor condition. There are numerous maintenance deficiencies, as stated in our last several inspection reports, which have gone uncorrected. Of particular concern is the failure to remove undesirable heavy brush growth from the rock slope protection along the lower half of the project. Also, deposits of debris and silt present along the river channel must be removed. Failure to perform this and other necessary maintenance could result in decreased channel capacity and a reduction in the flood protection provided in the recurrence of the design flood.

It is evident that the City is not devoting sufficient manpower and funding resources for the proper maintenance of the project in accordance with the guidelines set forth in the Operation and Maintenance manual, dated March 1977. Service contracting for certain maintenance such as herbicide spraying, mowing, and debris removal may be an approach toward accomplishing these work items. We would like to hear from your office what measures the City will undertake to improve project maintenance. These measures should be outlined in your interim report due to be submitted to this office in August (copies of the form enclosed for your use).

We appreciate the cooperation of your Messrs. Bostock and Lasky during the inspection. Please contact this office or Mr. Reese Morgan, Naugatuck River Basin Manager, at (203) 758-1725, should you need any technical assistance in the maintenance of the project.

Sincerely,

Carl B. Sciple
Colonel, Corps of Engineers
Division Engineer

Enclosure

Copy Furnished: ✓ Mr. Jack Schweitzer, Jr.; Mr. Daniel Garamella; Mr. Larry Bostock

LOCAL FLOOD PROTECTION PROJECT INSPECTION REPORT

Project: Danbury, Connecticut
 Maintaining Agency: City of Danbury DPW
 Type Inspection: ~~XXXX~~-Annual Staff 90 Day Interim
 River Basin: Housatonic Date of Inspection 17 May 1983

Feature	Sat	Unsat	Deficiencies
PUMPING STATIONS - STRUCTURES N/A			
INTERIOR			
EXTERIOR			
PUMPS - MOTORS - ENGINES N/A			
TRIAL OPERATED			
GENERAL CONDITION			
POWER SOURCE			
INSULATION TESTS			
VALVE INLET/OUTLETS			
GATE VALVES			
GATES - DRAINAGE STRUCTURES N/A			
GENERAL CONDITION			
FOUNDATION			
DOOR			
DICES - DAMS			
GENERAL CONDITION		X	Comment #1
FOUNDATION	X		
WEAR SURFACE/CAVING	X		
DOOR	X		Comment #2
FOUNDATION		X	Comment #3
DOOR		X	Comment #4 and #5
STOP LOGS - LOG BOOM N/A			
CONDITION OF BOOM			
AVAILABILITY OF LOGS			
DOORWAYS LOGS			
STOP LOG FACILITIES			
CHANNELS - OUTLET WORKS CHANNEL			
BANKS		X	Comment #3
OBSTRUCTION CONTROL		X	Comment #6

Feature	Sat	Unsat	Deficiencies
CONCRETE STRUCTURES			
SURFACE	X		
SETTLEMENT	X		
JOINTS	X		
DRAINS	X		
MISCELLANEOUS			
EMERGENCY OPER. PLAN	X		
EMERGENCY EQUIPMENT	X		
SEMI-ANNUAL REPORT		X	Interim reports (NED Form 513) due each Feb. and August. IAW, Sec. A., paragraph 12, and Exhibit C of O&M Manual.

Inspection Party:

Larry Bostock, Foreman, Dept. of Public Works, Danbury, CT
 Joseph Lucsky, Laborer, Forestry Division, Dept. of Public Works, Danbury, CT
 James Baukus, Stamford Barrier, Corps of Engineers
 Reese Morgan, Basin Manager, NRB, Corps of Engineers

Photographs Taken:

Five

Remarks & Additional Comments:

(Indicate Here Observations, Discussions, Specific Feature Deficiencies, Recommendations and any other pertinent information. Use Continuation Sheet if necessary.)

See attached sheet.

X ALL APPLICABLE ITEMS. IF UNSAT INDICATE SPECIFIC DEFICIENCIES. INDICATE IF NOT APPLICABLE.

DATE 5/27/83	INSPECTED BY: TYPED NAME & TITLE REESE E. MORGAN, BASIN MANAGER, NRB	SIGNATURE <i>James A. Morocco</i>
-----------------	---	--------------------------------------

T6

DANBURY CYANAMID EMPLOYEES CREDIT UNION

1 CASPER STREET
DANBURY, CONNECTICUT 06810
Phone (203) 743-4451 Ext. 210

DECEMBER 20, 1983

OFFICE OF THE MAYOR
155 DEER HILL AVENUE
DANBURY, CONN. 06810

HONORABLE JAMES E DYER
HONORABLE MEMBERS OF THE COMMON COUNCIL

THE BOARD OF DIRECTORS OF THE DANBURY CYANAMID EMPLOYEES CREDIT UNION ON BEHALF OF THEIR 1700 MEMBERS HAVE VOTED UNANIMOUSLY TO DONATE A "THUMPER" CARDIOPULMONARY RESUSCIATOR #1400 TO THE DANBURY FIRE DEPARTMENT AMBULANCE UNIT.

WE FEEL THIS UNIT WILL BE AN ASSET TO THE EMERGENCY UNIT OF THE FIRE DEPT. AND A BENEFIT TO OUR MEMBERS AND TO THE RESIDENTS OF DANBURY.

VALUE \$4931.00

SINCERELY YOURS,

Thomas J. Connolly
THOMAS J. CONNOLLY,
PRESIDENT





CITY OF DANBURY
DEPARTMENT OF PARKS & RECREATION

City Hall — 155 Deer Hill Avenue
DANBURY, CONNECTICUT 06810

Robert G. Ryerson
Director

Area 203
797-4632 Ext. 330

January 18, 1984

TO: Mayor James E. Dyer and
Members of the Common Council

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

RE: Capital Line Item
(Improvements at Hatters Community Park)

Due to the rentals of Hatters Community Park's facilities, there has been \$16,000 collected this fiscal year to date. I am requesting that \$16,000 be appropriated to the capital line item "Improvements at Hatters Community Park."

The revenue account and appropriation account will be increased in a like amount.

The Comptroller's Office has stated that this action will not require any transfer from the contingency fund.

This action will allow us to make continued improvements at the park.

RGR:tw

RGR



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

January 27, 1984

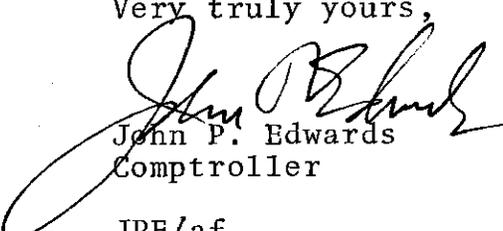
James E. Dyer, Mayor
Common Council
City Hall
Danbury, Ct. 06810

Dear Mayor and Common Council:

The City is presently having its fixed assets and personal property inventoried by the American Appraisal Company in order to comply with a long-standing request of our auditors and to satisfy state law. We believe this inventory should be extended to include the Board of Education properties and equipment. Basically this is a City responsibility, and I request that the City undertake this project and pay for it.

I am requesting \$28,800.00 to be transferred to the Purchasing Agent's budget to pay for the additional work.

Very truly yours,


John P. Edwards
Comptroller

JPE/af

cc: Sharon Hamilton

018



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

February 2, 1984

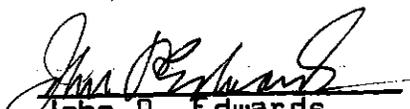
TO: Common Council via
Mayor James E. Dyer

Certification #26

FROM: John P. Edwards

We hereby certify \$28,800.00 as being available in the Contingency Account to pay for inventorying school buildings and fixtures, funds to be disbursed by the Purchasing Agent in conjunction with the City's contract with the American Appraisal Company to inventory City assets.

Previous balance of Contingency Fund	\$106,283.58
Less Pending Request	4,000.00
Less this Request	28,800.00
	<u>\$ 73,483.58</u>


John P. Edwards
Comptroller

JPE/af



CITY OF DANBURY

DANBURY, CONNECTICUT 06810

THEODORE H. GOLDSTEIN
CORPORATION COUNSEL

ERIC L. GOTTSCHALK
THOMAS G. WEST
SANDRA V. LEHENY
TERRY L. SACHS

ASSISTANT CORPORATION
COUNSEL

January 25, 1984

PLEASE REPLY TO:
P. O. Box 1261
DANBURY, CT 06810

Hon. James E. Dyer, Mayor
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Estate of Filomena Esposito to City of Danbury

Dear Mayor:

On September 6, 1983 the Common Council approved the purchase of a parcel of land 50 x 165 feet, abutting City land in the south end of Rogers Park, for the sum of \$4,000. The seller has now indicated acceptance of said offer and the closing has been scheduled subject to the certification of funds in the sum of \$4,000. Will you kindly have said funds certified at the next Common Council meeting.

Very cordially yours,

Theodore H. Goldstein
Corporation Counsel

THG:cr

c: Constance A. McManus, President
Common Council

✓ 19



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

January 31, 1984

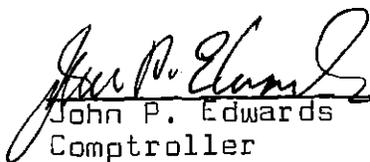
TO: Common Council via
Mayor James E. Dyer

Certification #25

FROM: John P. Edwards

We hereby certify to the availability of \$4,000.00 in the Contingency Account which may be used to create a Land Acquisition Account in the 1984 Capital Budget for the purchase of land abutting Rogers Park.

Previous balance of Contingency Fund	\$106,283.58
Less this request	4,000.00
	<u>\$102,283.58</u>


 John P. Edwards
 Comptroller

JPE/af



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CITY OF DANBURY

DANBURY, CONNECTICUT 06810

THEODORE H. GOLDSTEIN
CORPORATION COUNSEL

ERIC L. GOTTSCHALK
THOMAS G. WEST
SANDRA V. LEHENY
TERRY L. SACHS

ASSISTANT CORPORATION
COUNSEL

February 7, 1983

PLEASE REPLY TO:

DANBURY, CT 06810

Hon. James E. Dyer, Mayor
and
Hon. Members of the Common Council
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut

Re: North Street and Main Street Property Acquisition

Dear Mayor and Council Members:

Please consider the adoption of the attached resolution prepared in accordance with the attached memorandum of December 22, 1983 from John A. Schweitzer, Jr., City Engineer.

Respectfully submitted,

Eric L. Gottschalk
Assistant Corporation Counsel

ELG:cr

Attachments (2)



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

JOHN A. SCHWEITZER, JR.
City Engineer

ENGINEERING DIVISION
797-4641

DATE: December 22, 1983
TO: Corporation Counsel's Office
FROM: John A. Schweitzer, Jr., City Engineer
SUBJECT: Property Acquisition - North Street and Main Street
Improvements

Your office over the past years has been involved with us in the attempts to acquire property along North Street needed to improve the Main Street and North Street intersection. Copies of past correspondence are attached hereto for your information.

Attempts by the State Department of Transportation and the City's consulting firm C.G. Engineers to acquire the needed property has been unsuccessful.

In order to hasten the acquisitions and the subsequent badly needed intersection improvements, we feel that it is time the City becomes directly involved. We request that your office initiate the property acquisition process.

The properties involved are:

- Lot #H12186 Gulliver Oil Company
- Lot #H12199 Eugene A. Previdi and Phoebe C. Previdi

Preliminary sketches of the extent of work involved are available in this office. C.G. Engineers will be preparing the final maps for filing.

The project is being funded with Community Block Grant money.

We appreciate your cooperation in pushing this project forward. If you have any questions please feel free to contact this office.

Very truly yours,

John A. Schweitzer Jr.
(PAE)

JAS/PAE/evm

c: Robert Steinberg, Administrative Assistant
J. F. Lombardi, Jr., Redevelopment Agency
Daniel Garamella, Director of Public Works

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SCHEDULE A

Assessor's Lot No. H12199

Volume 388 Page 546

Warranty Deed

July 16, 1964

Grantee: Eugene A. Previdi and
Phoebe C. Previdi

Taking Description

The southerly eight (8') feet of land of the Grantors herein which land is shown as parcels "A", "B" and "C" on a map entitled "Map showing Property of Amphenol Electronics Corp. to be Conveyed to Group Investors Incorporated North and Thorpe Streets, Danbury, Connecticut," Scale 1" = 20', dated June 13, 1959, certified substantially correct by Sydney A. Rapp, C.E. & L.S. and filed as Map number 2714 of the Danbury Land Records. Being bounded:

Northerly: by other land of Grantors herein

Easterly: 8 feet by Thorpe Street

Southerly: 221.75 feet by North Street

Westerly: 8 feet by land now or formerly of the

Gulliver Oil Company

SCHEDULE B

Assessor's Lot No. H12186

Volume 356 Page 399

Quit Claim

July 1, 1960

GRANTEE: The Gulliver Oil Company

Taking Description

The southerly eight (8') feet of land of the Grantor herein which land is shown on a map entitled "Diagram of Land belonging to D. Jennings, Main and North Streets, Danbury, Ct." Scale 1" = 20', dated August 9, 1906, certified substantially correct by Chas. Brown, C.E. & L.S. and filed as Map number 21 of the Danbury Land Records. Being bounded:

Northerly: by other land of Grantor

Easterly: 8 feet by land now or formerly of Eugene A.

Previdi and Phoebe C. Previdi

Southerly: 116 feet by North Street

Westerly: 8 feet by Main Street



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

Emanuel A. Merullo
Director of Personnel

21 ✓
(203) 797-4598

TO: Betty Crudginton
FROM: Manny Merullo *EM*
RE: Item for the Agenda of the February 7, 1984 meeting of
the Common Council.
DATE: January 30, 1984

The enclosed is the collective bargaining agreement between the City of Danbury and Local 801, International Association of Firefighters, AFL-CIO, July 1, 1983 to June 30, 1985.

Please include this in the agenda for the Common Council meeting of February 7, 1984.

Certification of funds will be forwarded to you from the office of the Comptroller.

DKH

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AGREEMENT

between

THE CITY OF DANBURY

and

LOCAL 801

INTERNATIONAL ASSOCIATION OF FIRE FIGHTERS

AFL-CIO

July 1, 1983 to June 30, 1985

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PREAMBLE

The following contract, by and between, respectively, the City of Danbury, hereinafter referred to as the "City", and Local 801, International Association of Fire Fighters, hereinafter referred to as the "Union", is designed to maintain and promote a harmonious relationship between the City of Danbury and such of its employees who are within the provisions of this contract, in order that more efficient and progressive public service may be rendered.

ARTICLE I

Recognition

The City hereby recognizes the Union as the exclusive representative and bargaining agent for the bargaining unit, consisting of all uniformed and investigatory positions within the Danbury Fire Department, except that of Chief and Deputy Fire Chief

ARTICLE II

Payroll Deduction of Union Fees, Dues and Assessments

The City shall weekly deduct, if possible, Union dues, initiation fees, fines and assessments from the earned wages of each employee in such amount as determined by the Union, provided that no such deduction shall be made from any employee's wages except when authorized by him on an appropriate form, a copy of which must be submitted to the City. Such authorization shall be for the life of the contract and shall be continued thereafter if a contract exists between the City and the Union.

As a condition of employment, each employee shall be a member of the Union in good standing.

ARTICLE III

Employees to Receive Copies of the Contract

The Union shall give each present employee, and to each employee when he is hired, a copy of this contract.

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ARTICLE IV

Bulletin Boards

The City shall permit the use of all bulletin boards, located in the respective fire houses, by the Union for the posting of notices concerning Union business and activities.

ARTICLE V

Disciplinary Action

No permanent employee shall be removed, dismissed, discharged, suspended, reduced in rank, or disciplined, in any other manner, except for just cause. If any employee is disciplined, and in the judgment of such employee, this action is taken by the City without just cause, he may, no later than seven (7) days after the date of such action, appeal in writing to the Mayor to have the action rescinded or to have the severity of the punishment reduced. Within seven (7) days after receiving such appeal, the Mayor shall arrange to and shall meet with the Union's Grievance Committee for the purpose of attempting to resolve this dispute. If such employee is dissatisfied with the results of such meeting, the Union may, no later than ten (10) days thereafter, submit such dispute to arbitration by the Connecticut State Board of Mediation and Arbitration. Said Arbitration Board shall have the power to uphold the action of the City or to rescind or modify such action, and such power shall include but shall not be limited to the right to reinstate a suspended or discharged employee with full back pay. Nothing contained herein shall prevent any employee from representing himself in these appeal procedures.

ARTICLE VI

Grievance Procedure

Section 1. Should any employee or group of employees feel aggrieved concerning his or their wages, hours, or conditions of employment, which wages, hours and conditions are controlled by this Contract, or which are provided for in any Statute, Charter Provision, Ordinance, Rule, Regulation, or policy which is not in conflict with this Contract, or concerning any matter or condition arising out of the employee-employer relationship, including any claim of unjust discrimination and any matter or condition affecting his or their health and safety, adjustment shall be sought as follows:

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(A) If in the judgment of the Grievance Committee of the Union said grievance has merit, the Union shall submit such grievance in writing to the Chief of the Fire Department, setting forth the nature of the grievance. Within five (5) days after said Chief receives such grievance, he shall arrange to and shall meet with the representatives of the Union, for the purpose of adjusting or resolving such grievance.

(B) If such grievance is not resolved to the satisfaction of the Union by the Chief within five (5) days after such a meeting, the Union may present such grievance in writing within seven (7) days thereafter to the Mayor. Within seven (7) days after said Mayor receives such a grievance, he shall arrange to and shall meet with the representatives of the Union for the purpose of adjusting or resolving such grievance.

(C) If such grievance is not resolved to the satisfaction of the Union by the Mayor within seven (7) days after such meeting, the Union may, no later than ten (10) days thereafter, submit such dispute to arbitration by the Connecticut State Board of Mediation and Arbitration. Said Arbitration Board shall hear the dispute in accordance with its rules and render a decision which shall be final and binding on all parties. Nothing contained herein shall prevent any employee from representing himself in these grievance procedures.

Section 2. Failure to process a grievance within the time limits established under Section 1 of this Article, conclusively presumes that it has been satisfactorily resolved at the last step to which it had been properly processed. Failure on the part of the City's representative to act on a grievance within the time limits, established under Section 1 of this Article, conclusively presumes that such grievance is sustained and that the satisfaction requested will be provided. The above set-forth time limits may be extended for no more than five (5) days by either party, and such time limits may be further extended by agreement of both parties.

ARTICLE VII

Union Business Leave

Section 1. The five (5) members of the Union Negotiating Committee shall be granted leave from duty with full pay for all meetings between the City and the Union for the purpose of negotiating the terms of a contract, when such meetings take place at a time during which such members are scheduled to be on duty.

Section 2. The three (3) members of the Union Grievance Committee shall be granted leave from duty with full pay for all meetings between the city and the Union for the purpose of processing grievances, when such meetings take place at a time during which such members are scheduled to be on duty.

Section 3. Such Officers and Members of the Union, as may be designated by the Union, shall be granted leave from duty with full pay for Union Business such as attending labor conventions and educational conferences, provided that the total leave for the purpose set forth in this section shall not exceed twenty (20) working days in any fiscal year.

Section 4. The representatives of the Fire Department on the Pension Boards shall be granted leave from duty with full pay for the purpose of attending all meetings of the Pension Board called by its President and/or the Mayor, and for the purpose of fulfilling official Pension Board duties.

ARTICLE VIII

Manpower

Section 1. In order to protect the Health and Safety of employees in the bargaining unit, there shall be assigned to each engine company a minimum of Three (3) employees including Officers and there shall be assigned to each Truck Company a minimum of Four (4) employees including Officers. (For the purpose of this agreement the ~~Dual~~ Truck Company shall be considered One Truck Company.) Two (2) employees shall be on duty at all times on any Rescue or Ambulance apparatus when it responds to or is on call. For purpose of this Section, Shift Commanders, shall be considered as employees. Notwithstanding the provisions of this Section the overall on duty manpower level shall not be less than Twenty-Three (23) Employees per platoon.

Section 2. There shall be one (1) Officer assigned to each Fire fighting Pumper Apparatus on each platoon. In the event that four (4) or more employees are assigned per platoon to any Ladder Truck Apparatus, one (1) such employee on each platoon, so assigned, shall be an Officer. In the event that any fire station houses more than one piece of on-duty fire fighting apparatus, there shall be one Captain assigned to one of such pieces of apparatus on each platoon in such fire station. No Officer or employees shall be assigned to cover, at the same time, more than one of the Officer's positions hereinbefore described.

Section 3. In the event the second ambulance is placed on duty for transfer type calls, such type calls shall be limited to the day shift on any day of any week when there are three (3) or more transfer calls scheduled. Two (2) employees, selected on a rotation

basis from the regular Ambulance Overtime list normally used for this purpose, will be hired for a period of not less than four (4) hours, for the purpose of placing the second ambulance in service for the aforementioned purpose. At no time when the ambulance is scheduled for three (3) or more transfer calls on the day on which they are to take place, will any member of the regular assigned platoon be assigned to said ambulance. The two (2) members so assigned to transfer type calls shall not be assigned to out-of-town calls during the period they are performing said transfer type calls service.

Section 4. In the event the second ambulance is placed on duty for out-of-town calls, two (2) additional employees, selected on a rotation basis from the Ambulance Overtime for out-of-town calls list, will be hired for such period of time as it takes to complete said call and shall be paid a minimum of four (4) hours pay for each such call.

ARTICLE IX

Holidays

Section 1. Each employee covered by the provisions of this agreement shall receive holiday pay for twelve (12) legal holidays to be paid on the first payday of December of each fiscal year for that fiscal year. Any employee who begins his employment after the start of the fiscal year shall be paid for only those holidays which occur while he is actually employed; should such employee commence his service after the first payday in December, he shall receive his holiday pay as soon as practicable but no later than the last payday of December.

Section 2. Those employees leaving after December 1st but prior to June 30th of any fiscal year shall reimburse the City for all such holidays for which they have received payment when they were not actually employed by said City.

Section 3. Any employee who terminates his employment prior to December 1st of any fiscal year shall be paid for only those holidays which occurred prior to his termination date.

Section 4. In the event that a legal holiday falls on a Saturday or Sunday, then on the Friday preceding such a holiday one Inspector shall be required to be on duty and on the following Monday following such holiday one Inspector shall be required to be on duty. Said Friday and Monday to be rotated between the Inspectors on an equitable schedule approved by the Chief of the Department.

Section 5. The twelve (12) holidays shall be:

- | | |
|-----------------------|-----------------------------|
| New Year's Day | July 4th |
| Lincoln's Birthday | Labor Day |
| Washington's Birthday | Columbus Day |
| Good Friday | Veterans Day |
| Memorial Day | Thanksgiving Day |
| Christmas Day | Martin Luther King, Jr. Day |

Section 6. Holiday pay for each such holiday for each employee shall be computed by multiplying his regular hourly rate by twelve (12) hours. In the event that the President of the United States declares a legal holiday or a day of mourning in addition to the present twelve (12) legal holidays, such employee shall receive holiday pay for such additional day or days.

ARTICLE X

Work Week

Section 1. The work week of all employees who perform fire fighting or dispatching duties, shall be on an average of not more than forty-two (42) hours computed over a period of one fiscal year. Such work week shall be based on a schedule of day tours of ten (10) hours each, and night tours of fourteen (14) hours each.

Section 2. The work week for the Fire Marshall, Apparatus Mechanic, Fire Inspector, Ambulance Supervisor and Drillmaster shall be forty (40) hours per week, based on a five (5) day week, Monday through Friday, eight (8) hours per day schedule. The hours of duty for the remaining personnel shall be from 7:00 A.M. to 5:00 P.M. and from 5:00 P.M. to 7:00 A.M.

ARTICLE XI

Overtime

Section 1. Effective upon the signing of this Agreement, whenever any employee works in excess of his regularly assigned work week or work schedule, as provided for in Article X, in addition to any other benefits to which he may be entitled, he shall be paid for such overtime work at his regular hourly rate, multiplied by twelve (12) hours if he works a full tour of duty, or by the actual number of hours of such overtime work if he works less than a full tour of duty, except that if he is called back from off duty to work overtime, he shall be paid for such overtime work at his regular hourly rate, multiplied by four (4) hours, or the actual number of hours of such overtime work, whichever is greater.

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Section 2. In the event that overtime is required in any fire fighting company, it shall be worked for the rank, i.e. Shift Commander, Captains, Lieutenants, Dispatchers or Fire Fighters, held by the employee who was last to report off duty, and whose absence brings his platoon below the minimum manpower strength, as provided for in Section 1 of Article VIII. If the last employee to thus report off duty is an officer (Shift Commander, Captain, Lieutenant), the overtime thereby required would be worked by officers (Shift Commander Captain, Lieutenant), except that if no officer is available to work such overtime, it shall be worked by Fire Fighters. If the last employee to thus report off duty is a Dispatcher, the overtime thereby required would be worked by Dispatchers, except that if no Dispatcher is available to work such overtime, it shall be worked by Fire Fighters. If the last employee to thus report off duty is a Fire Fighter, the overtime thereby required would be worked by Fire Fighters. For purposes of this section, the term "last to report off duty" shall mean and include to go off duty on vacation, sick leave, injury leave, military leave, etc.

In the event that a manpower shortage, requiring overtime, is caused by two (2) or more employees of different rank or classification, i.e. Shift Commander, Captain, Lieutenant, Dispatcher, Fire Fighter, reporting off duty at exactly the same time, such overtime work shall be alternated between the employees of the same rank as that held by the employees reporting off duty at the same time. For example, if a Fire Fighter and Officer on the same platoon report off duty at exactly the same time and overtime is thereby required, such overtime shall be worked one day for the Fire Fighter, the next day for the Officer, the next day for the Fire Fighter, and so on.

Section 3. The Chief shall cause to be established a separate roster of the employees on each platoon by classification or rank, i.e. Shift Commander, Captain, Lieutenant, Dispatcher and Fire Fighter. Whenever overtime work is required, it shall be rotated amongst the employees on the respective appropriate roster or rosters. All such overtime work shall be offered, in accordance with such rotation system agreed upon by the Chief and the Union to the off-duty officers on the appropriate list, i.e. Shift Commander List, Captains List, Lieutenants List, Dispatchers List and to the Fire Fighters on the Fire Fighters List. In the case of Fire Fighters, each such roster shall be established on the basis of seniority. In the case of Officers, the Shift Commander Captains, Lieutenants and Dispatchers shall be placed on separate

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rosters, in the order of their seniority in said rank. When an employee works such overtime assignment, or when he refuses to work such overtime assignment for which he has been given at least twenty-four (24) hours notice, and not otherwise, his name shall be placed at the bottom of the rotating list. Nothing contained herein shall prevent any employee from exchanging places on the overtime roster with another employee on the same roster, provided such exchange is initiated by the employee with the higher standing on the roster, and further provided that he has offered to make such exchange with the employees on such roster in the order that their names appear thereon.

Section 4. For purposes of this Article, any employee, when serving in an acting capacity in a higher rank shall not assume the overtime hiring rights of the employee whose place he is taking. He shall, however, retain his position on the overtime roster established for his appointed rank.

ARTICLE XII

Acting Officers

Section 1. Interim appointments to fill permanent vacancies shall be made by the Mayor according to Section 37 of the City Charter. Each interim appointee for each day of such service shall receive the difference between his regular pay and the next higher step in the salary plan for the higher classification in which he serves in such interim appointment.

Section 2. Within twenty-one (21) days after a permanent vacancy occurs as the result of a termination or because a new position is created, the Mayor shall submit a requisition to the Civil Service Commission on a form prescribed by the Commission for such purpose.

Section 3. Whenever a Fire Lieutenant is absent from duty on a temporary vacancy from a fire fighting company in a fire station, and his position is not covered by overtime work, the senior Fire Fighter regularly assigned to and on duty in such fire station during such absence, who is qualified to serve as an Acting Fire Lieutenant, shall be the Acting Fire Lieutenant covering such absence, and he shall be paid the first step of the Fire Lieutenant's salary range for each tour of duty or majority portion thereof during which he performs such Acting Lieutenant's services. Whenever a Dispatcher is absent from duty on a temporary vacancy,

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and his position is not covered by overtime work, the senior Fire Fighter regularly assigned to and on duty in Fire Headquarters during such absence, who is qualified to serve as an Acting Dispatcher, shall be the Acting Dispatcher covering such absence, and he shall be paid the first step of the Dispatcher's salary range for each tour of duty or majority portion thereof during which he performs such Acting Dispatcher's services. Whenever a Fire Captain is absent from duty on a temporary vacancy from a fire fighting company, and his position is not covered by overtime work, the Senior Lieutenant regularly assigned to the same platoon as such Captain and to the same fire station as such Captain, shall be the Acting Captain covering such absence, except if such Senior Lieutenant is also absent from duty, or is serving during such absence as an Acting Shift Commander the Lieutenant who is regularly assigned to the same platoon as such Captain but who is regularly assigned to a Fire Station which is different than that to which such Captain is assigned, shall be the Acting Captain covering such absence. If neither Lieutenant is available to serve as an Acting Captain, the senior fire fighter regularly assigned, who is qualified to serve as an Acting Captain, shall be the Acting Captain covering such absence. Whenever any such Fire Lieutenant or Fire Fighter shall serve as an Acting Captain for each tour of duty or majority portion thereof during which he serves in such capacity, he shall receive the first step of the Fire Captain's salary range. Whenever a Shift Commander is absent from duty on a temporary vacancy, and his position is not covered by overtime work, the Fire Captain on the same platoon as such Shift Commander shall be the Acting Shift Commander to cover such absence, except if such Captain is also absent from duty, the senior Fire Lieutenant on duty on such platoon shall be the Shift Commander to cover such absence. Such Fire Captain or such Fire Lieutenant shall receive the first step of the Shift Commander salary range for each tour of duty. For purposes of this Article, a temporary vacancy shall include but shall not be limited to absences because of sick leave, vacations, military leave, etc.

ARTICLE XIII

Vacations

Section 1. In each calendar year, vacations shall run from January 2nd through December 19th, no vacations will be taken between December 20th and January 1st inclusive. Employees will earn vacation time according to the following schedule

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Each employee who has completed six (6) months but less than one (1) year of service on December 31st shall receive three (3) working days of vacation leave with pay; each employee who has or will have one (1) but less than seven (7) completed years of service on December 31st shall receive nine (9) working days of vacation leave with pay; each employee who has or will have seven (7) but less than twelve (12) completed years of service on December 31st shall receive twelve (12) working days of vacation leave with pay; each employee who has or will have twelve (12) but less than seventeen (17) completed years of service on December 31st shall receive sixteen (16) working days of vacation leave with pay; and each employee who has or will have seventeen (17) or more completed years of service on December 31st shall receive twenty (20) working days of vacation leave with pay.

Section 2. Employees may select their vacations throughout the calendar year subject to the following limitations: " Employees who perform fire fighting or dispatching duties regularly, shall select their vacation leave in order of their rank and then their seniority. Employees may split their vacation leave provided that each employee who is entitled to Nine (9) or more working days of vacation leave shall select at least Nine (9) consecutive working days of vacation leave for his first choice.

Six (6) employees on each platoon, exclusive of employees who work a Monday through Friday schedule, may be off duty on vacation leave at the same time. Each period of vacation leave for each employee shall begin on such employee's first day of a set of day tours or first night of a set of night tours of duty.

Section 3. Any employee who is entitled to vacation leave at the time of retirement shall receive vacation pay in lieu of such leave; and such vacation pay shall be computed on the following basis: Four (4) or less days, one (1) week's pay; Nine (9) days, Two (2) week's pay; Twelve (12) days, Three (3) week's pay; Sixteen (16) days, Four (4) weeks pay; and twenty (20) days, Five (5) week's pay. In the event that an employee is entitled to vacation leave at the time of his death, his dependent survivors shall receive vacation pay on the same basis as that to which the employee is entitled for vacation leave due at the time of retirement.

Section 4. All employees who regularly work Monday through Friday schedule, such as Mechanic, Fire Inspectors, Fire Marshall, Drillmaster and Ambulance Supervisor, shall have their names excluded from the seniority vacation list and shall be allowed to pick their vacation at any time during the calendar year.

Employees who regularly work a 40 hr. week, such as Mechanic, Fire Inspectors, Fire Marshall, Drillmaster, and Ambulance Supervisor shall be entitled to vacation as follows:

Completed One (1) year of service but less than Seven (7) years on December 31st shall receive 10 working days; Completed Seven (7) years of service but less than twelve (12) years on December 31st shall receive Fifteen (15) working days; Completed Twelve (12) years but less than Seventeen (17) years of service on December 31st receive Twenty (20) working days; Completed Seventeen (17) years or more shall receive Twenty-Five (25) working days. *

ARTICLE XIV

Sick Leave

Each employee shall be entitled to Two Hundred and Forty-Four (244) work days of sick leave for sickness or disability. When an employee exhausts such sick leave, it may be extended by the Mayor.

ARTICLE XIV-A

Injury Leave

Section 1. Each employee who is injured or disabled in the performance of his duties shall be entitled to injury leave with full pay provided he reports such injury or disability in accordance with the provisions of Section 2 of this Article.

Section 2. The City shall pay the hospital, medical and drug expenses, in accordance with Workmen's Compensation Laws, for each employee who is injured or disabled in the performance of duty, provided that he reports all accidents, injuries or disabilities to his superior officer immediately as soon as he becomes aware of such accident, injury or disability; and further provided that he reports same within one (1) year of the date of such accident, injury or disability.

Section 3. Notwithstanding any provisions of Section 2 of this Article to the contrary, any condition of impairment of health caused by Hypertension or Heart Disease resulting in total or partial disability to an employee shall be presumed to have been suffered in the performance of his duties.

ARTICLE XV

Special Leave

Each employee shall be granted special leave with pay for any day or days on which he is able to secure another employee to work in his place provided:

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- (A) Such substitution does not impose any additional costs on the City;
- (B) Such substitution is within classification only, and the substitute is qualified to perform the duties of the position involved;
- (C) The Officer in charge of the platoon in the Engine House on which the substitution is to be made is notified, and he in turn shall notify the Shift Commander or Officer in charge of the platoon on which the substitution is to be made;
- (D) Neither the Department nor the City is held responsible for enforcing any agreements made between employees.

ARTICLE XVI

Funeral Leave

Each employee shall be granted leave with pay in the event of a death in his immediate family. Such leave shall start on the day of death and continue through and include the day of the burial, except that in no event shall such leave be less than three (3) calendar days commencing with the day of death. For purposes of this Article, the term "immediate family" shall mean and include the following: Mother, Father, Mother-in-Law, Father-in-Law, Sister, Brother, Wife, Child, Grandchildren, Grandparents, Son-in-Law, Daughter-in-Law, and any relative domiciled in the employee's household.

In the event of the death of an employee's Brother-in-Law, Sister-in-Law, Aunt or Uncle, Niece or Nephew, he shall be granted one (1) day's leave with pay to attend the funeral.

ARTICLE XVII

Uniform Allowance

Section 1. Each employee who is appointed to the Fire Department on or after effective date of this contract shall receive a uniform allowance of four hundred dollars (\$400), to be paid at the time of appointment, and in each fiscal year thereafter he shall receive a uniform allowance of four hundred dollars (\$400), to be paid on or about July 15th of each fiscal year.

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Each Fire Inspector, Fire Captain, Dispatcher, the Drillmaster and the Fire Marshall shall receive a uniform allowance of Five Hundred and Fifty Dollars (\$550) to be paid on or about July 15th of each fiscal year. If an employee is promoted after July 15th of any fiscal year to one of the positions described in the preceding sentence, he shall be paid at the time of such promotion the difference between the uniform allowance he received on July 15th of such fiscal year and the uniform allowance provided for such positions in said preceding sentence.

Section 2. The City shall provide each employee with his own protective clothing of best quality and condition. Such clothing shall consist of Helmet, Three-quarter length boots, turn-out-coat with detachable lining, night hitch with detachable lining, night hitch boots, night hitch suspenders, best quality work gloves and steel inserts for the three-quarters length boots and the night hitch boots.

Section 3. The City shall provide and replace, whenever necessary, slicker type jackets, trousers, and boots of the best quality for all regular ambulance personnel. The City shall also provide the mechanic with three (3) sets of mechanic's overalls of the best quality at the start of each fiscal year, and shall be responsible for cleaning expenses for same.

Section 4. The purchase of Work and Dress Uniforms shall be the responsibility of the employee. The cost of work and dress uniforms is compensated through the uniform allowance stipulation of Section 1.. An annual inspection of all Work and Dress Uniforms under the direction of the Fire Chief will be conducted to sustain a high level of appearance.

ARTICLE XVIII

Insurance

The City shall provide and pay for the following insurance for all employees and their enrolled dependents.

Life Insurance: Group Term Life Insurance and Group Accidental Death and Dismemberment Insurance in the amount of \$20,000 for each.

Medical Insurance: Medical Insurance is to be provided as follows:

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Hospitalization: Blue Cross of Connecticut to provide coverage of 100% of the charges for the first 485 days in the hospital. The semi-private maternity rider and student dependent rider are to be included.

Major Medical and Surgical: Confederation Life Insurance Company, as contained in the proposal presented by John Hyatt Associates, Inc. of Danbury, Connecticut providing coverage as follows:

Surgery: Reasonable and Customary charges paid 100%. No deductible applied.

In-Hospital Doctor Visits: \$20 per visit by doctor while in-patient plus three (3) additional visits following discharge. No deductible applied.

X-Ray & Lab: \$100 per disability or twelve (12) consecutive months, whichever is longer. No deductible applied.

Maternity: Covered as any other disability as required by law.

Major Medical

Annual Deductible: \$ 50 per Individual
\$100 per Family Maximum

Co-Insurance per Calendar Year: 80% of the 1st \$2,000 paid by Confederation Life. 100% of the balance paid by Confederation Life.

Maximum Benefit: \$1,000,000 per person per lifetime.

Dental Plan: Confederation Life Insurance Company, as contained in the proposal presented by John Hyatt Associates, Inc. of Danbury, Connecticut, providing coverage as follows:

Annual deductable	\$25.00 per individual \$75.00 per family Waived for preventive
Co-insurance	100% Preventive 80% Routine 50% Major
Maximum	\$1,000 per calendar year

DKM

The points herein discussed shall be governed by the specific wording as expressed in the Confederation Life Insurance Contract.

No reference to insurance carriers in this contract shall prevent the City from changing insurance carriers during the term of this contract if the named carrier is unable to provide the benefits outlined at competitive rates.

Any subsequent coverage shall provide the same level of benefits as the present contract of insurance which shall include the ease and availability of claim processing and payment.

ARTICLE XIX

Leave of Absence Without Pay

The City may grant leave of absence without pay to any employee, upon his request, for a period not to exceed one (1) year. Upon expiration of an approved leave of absence, or earlier if so requested by such employee, he shall be reinstated in the position held at the time leave was granted. Said employee shall submit the request for leave of absence to the Chief of the department, outlining the reasons for his request. The Chief shall then forward said employee's request for leave of absence to the Mayor for final consideration...

ARTICLE XX

Seniority

Seniority shall be by classification and shall consist of the relative length of accumulated service of each employee in his respective classification. For the purpose of this Article, classification shall mean and include the following: Fire Fighter, Fire Lieutenant, Fire Captain, Shift-Commander. An employee's length of Service shall not be reduced by time lost due to sick or injury leave or authorized leave of Absence.

ARTICLE XXI

Union Activity Protected

Except for the right to strike and to picket city property, or to withhold services which are hereby prohibited, all other Union activities are protected. Nothing shall abridge the right of any duly authorized officer and representative of the Union to present the views of the Union to the citizens on issues which affect the welfare of its members. The Union shall not contact members of the Common Council. City officials will not deal with the employees or Union members except through duly authorized representatives of the Union.

ARTICLE XXIIFire Watch Duty

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Whenever any private person or organization is required to or shall seek the services of employees of the Fire Department for fire watch duty, such work shall be rotated by the Chief of the Fire Department among those employees who volunteer for such work during their off-duty hours. The rate of pay for this work shall be the top step of the prevailing pay grade for the position worked with a minimum of four (4) hours pay per person, per assignment. Company strength shall not be reduced to provide fire watch services for any private person or organization. The rate of pay for the employee assigned to be in charge at said work shall be an additional one dollar (\$1) per hour per assignment.

ARTICLE XXIIIExtra Ambulance Duty

All ambulance calls or trips outside of the limits of the City of Danbury shall be handled by off-duty employees, provided that there shall be a minimum of two (2) employees assigned to each such call or trip, and further provided that each employee so assigned shall receive the top step of the prevailing pay grade in his classification with a minimum of four (4) hours per assignment for such work. If an employee is injured while performing such duty, he shall be covered under Article XIV-A.

ARTICLE XXIVClassification

The Civil Service Board shall establish and maintain a classification plan and make allocations to the classes established thereunder for all positions covered by this Contract, provided, however, that such plan and allocation shall be subject to the grievance procedure provided for in Article VI, except that the Civil Service Board shall be substituted for the Mayor in Step B of such grievance procedure.

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ARTICLE XXV

Probationary Period

To enable the Mayor to exercise sound discretion in the filling of Fire Fighter positions within the Fire Department, no appointment in such classification in the Fire Department shall be deemed final and permanent until after the expiration of a period of one (1) year probationary service. During the probationary period of any such employee, the Mayor may terminate the employment of such employee, if during this period, upon observation and consideration of his performance of duty, the Mayor shall deem him unfit for such appointment. Nothing contained herein shall be used to deny any employee of any rights or any benefits to which he may be entitled under the pension provisions covering employees of the Fire Department.

ARTICLE XXVI

Funeral Details

The Union agrees that all employees who are assigned by the Chief Engineer to funeral detail for active members of the Fire Department shall not receive any additional compensation for such service.

ARTICLE XXIX

Wages

The wages for all employees shall be as set forth in Appendix A, hereto.

ARTICLE XXVIII

Miscellaneous

Section 1. The Officer in charge shall apportion all work among subordinates as equitably as possible.

Section 2. With the exception of minor repairs, no employee shall be required to perform any work in the Fire Stations which is classified as building trades work.

Dept

ARTICLE XXIX

City's Prerogatives

Except as herein provided for, the City shall have the sole and exclusive right to determine all matters affecting the operation of the Department, including but not limited to the right to direct and control the fire fighting force and other employees, the right to hire and make temporary transfers (other than on account of Union activity) for any cause which in the judgment of the Chief may affect the efficient operation of the Department, and the City's decision in all such matters shall not be subject to contest or review by the Union or any employee.

ARTICLE XXX

Military Leave

Employees who leave the department for military service not in excess of four (4) years, and who report back to the Fire Department for duty within ninety (90) days of the date of their discharge, shall be reinstated on a similar basis as that provided in the Universal Military Training Act, and they shall receive full credit for the length of their military service.

ARTICLE XXXI

Court Time

Section 1. Employees who may be required to attend Circuit or Superior Court or meet with Court Officials for Fire Department business during their off-duty hours, shall be paid by the City, in addition to any fees paid by the State, one-half (1/2) of the prevailing hourly rate of pay for each hour, or portion thereof, so spent in court.

Section 2. There shall be a minimum of four (4) hours credit given for any appearance which involves four (4) hours or less.

Section 3. When appearances involve more than four (4) hours, the employee shall be credited with each hour or portion thereof rounded off to the nearest hour or half-hour.

Section 4. Employees who may be required to attend the Circuit or Superior Court or meet with court officials for City business only, shall be paid by the City a sum of money which, when added to any fees paid by the State, shall be equal to one (1) day of pay at his regular hourly rate.

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Section 5. Time spent in court shall be recorded on such days that appearances are made in court on court letterhead, which shall be confirmed by the signature of a court official and recorded in the Fire Department payroll division.

ARTICLE XXXII

Longevity

Section 1. Each employee covered by this contract shall receive after the tenth (10th) anniversary of his employment, an increase in his annual base salary of one hundred dollars (\$100) per year; after the fifteenth (15th) anniversary of his employment, an additional increase in his annual salary of fifty dollars (\$50) per year, for a total of one hundred and fifty dollars (\$150) per year; after the twentieth (20th) anniversary of his employment, an additional increase in his annual salary of fifty dollars (\$50) per year, for a total of two hundred dollars (\$200).

- (A) Such longevity payments are to be paid in one sum on the third payday following such employee's eligibility date.

Education Incentive Pay
for Degree in Fire Technology

Any member who acquires the required number of credits, as provided for in the following chart, shall receive annually, and in addition to any other wages, the sums of money hereinafter provided in the following chart.

15 Credits	\$100.00
30 Credits	\$200.00
45 Credits	\$300.00
60 Credits	\$400.00
Associate Degree	\$600.00
Bachelor's Degree	\$800.00
Master's Degree	\$1200.00

Such money shall be paid on or about the fifteenth of July, annually.

ARTICLE XXXIV

Accumulated Time Payment

All accumulated time, as indicated by department records, shall be compensated for by cash payment for such accumulated time. Such payments shall be paid to any individual entitled thereto, within 60 days of the close of the fiscal year.

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ARTICLE XXXV

Continued Employment

Upon the effective date of this agreement and during the life of said agreement, no employee of the bargaining unit hired before July 1, 1979 shall be subject to layoff and shall continue to be employed by the Danbury Fire Department. The City and the Union acknowledge that this Article does not supersede or in no way affects the provisions of Article V of this agreement.

ARTICLE XXXVI

Duration

With the exception of Appendix A - "New Wages 7/1/83 thru 6/30/85" and Article XXXII - "Longevity" all agreed upon changes to the contract contained in this successor agreement shall become effective on the date of its signing.

The duration of this contract shall extend through June 30, 1985, as it applies to all items in the contract. Either party wishing to terminate, amend or modify such contract must do so by notifying the other party, in writing, no more than 180 days nor less than 150 days prior to such expiration date. Within 5 days of the receipt of such notification by either party, a conference shall be held between the City and the negotiating committee of the Union for the purpose of negotiating such amendment, modification, or termination.

IN WITNESS WHEREOF, the parties have caused their names to be signed on this _____ day of _____, 1984.

THE CITY OF DANBURY

DANBURY FIRE FIGHTERS UNION
LOCAL 801, I. A. F. F., AFL-CIO

Mayor

PRESIDENT

Witness

Witness

The above and foregoing is a true and attested copy of the contract between the City of Danbury and the Danbury Fire Fighters Union, Local 801, International Association of Fire Fighters, AFL-CIO.

Attest: _____
City Clerk

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APPENDIX "A"

The salary rates in effect for the term of this Agreement shall be as follows:

<u>POSITION</u>	<u>STEP</u>	<u>NEW WAGES - 7/1/83 thru 6/30/85</u>	
		<u>7/1/83-6/30/84</u> <u>7.5%</u>	<u>7/1/84-6/30/85</u> <u>7.5%</u>
Fire Fighter	1	\$17,705	\$19,033
	2	18,739	20,144
	3	19,775	21,258
	4	20,811	22,372
	5	21,847	23,486
Lieutenant & Dispatcher	1	\$22,790	\$24,499
	2	23,775	25,558
	3	24,808	26,669
Captain & Mechanic	1	\$26,393	\$28,372
	2	27,007	29,033
Shift Commander	1	\$29,887	\$32,129
Fire Marshal Drillmaster	1	\$28,694	\$30,846
	2	29,924	32,168
Fire Inspector	1	\$23,346	\$25,097
	2	24,328	26,153
	3	25,364	27,266
Ambulance Supervisor	1	\$27,007	\$29,033

Note 1. Each employee who has less than one (1) year of service in his classification shall be paid at Step 1 of the salary range of his classification. Each Fire Lieutenant, Fire Inspector, Dispatcher, Fire Captain, Apparatus Mechanic, Drillmaster, and Fire Marshall who has one (1) or more years of service in his classification and each Fire Fighter who has one (1) but less than two (2) years of service and has satisfactorily completed the required training, shall be paid at Step 2 of the salary range of his classification.

Each Fire Fighter who has two (2) but less than three (3) years of service and has satisfactorily completed the required training, shall be paid at Step 3 of the salary range of his classification.

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Each Fire Fighter who has three (3) but less than four (4) years of service and has satisfactorily completed the required training shall be paid at Step 4 of the salary range of his classification.

Each Fire Fighter who has four (4) or more years of service shall be paid at Step 5 of the salary range of his classification.

Whenever any employee is promoted, he shall be paid at the step in his new salary range which is next higher to the pay rate he was receiving immediately prior to his promotion.

Note 2. The most senior Fire Fighter who applies for the assignment to perform Superintendent of Fire Alarm's duties, and who, in the judgment of the Fire Chief is qualified to perform the work, shall be given this assignment. The employee so assigned to perform such Superintendent of Fire Alarm duties shall receive an additional \$312 per year. If the Fire Figher who receives this assignment is subsequently promoted, he may continue to perform such Superintendent of Fire Alarm duties, and he shall continue to receive said additional \$312 per year. If it is anticipated that any employee, so assigned, will be performing Superintendent of Fire Alarm duties for a full day, and he is otherwise scheduled to be working at the Fire House, he shall be considered to be off duty for manpower purposes under Article VIII of this contract.

Note 3. Any employee regularly assigned to perform ambulance duty shall receive an additional \$312 per year.

? Note 4. ~~The City shall pay one-half (1/2) of the cost of the Blue Cross Connecticut Medical Service coverage which is in effect at the time of retirement for any employee and his enrolled dependents, excluding any maternity riders, who thereafter retire.~~

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Note 5. The City shall pay the cost of Blue Cross, and Major Medical coverage as defined in Article XVIII of this Agreement for any employee and his enrolled dependents who retires after the signing of this Agreement in accordance with the provisions of Section 241 or Section 14-31 of the Fireman's Pension Funds. In addition, the City shall pay 100% of the cost of the above-mentioned insurance in effect at the time of retirement for any employee and his enrolled dependents who is required to retire as the result of a job incurred injury. These benefits are provided by the City in consideration for the elimination of CMS 96 coverage.

Note 6. Effective for the fiscal year beginning July 1, 1980, any employee who maintains an E.M.T. certification shall receive an additional \$200 per year, payable on or about the 15th of July for each fiscal year in which the employee remains available for assignment as an E.M.T.

Note 7. Amend Section 236(b) and Section 14-26(b), effective Jan. 1, 1984 employees contribution shall be 5%

Note 8. Notwithstanding the provision of Article XXXVI - Duration, the parties agree to reopen, if needed, discussion on matters pertaining only to Sick Leave (Article XIV), Limited Duty and Ambulance Duty provisions of this Collective Bargaining Agreement.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

February 2, 1984

TO: Common Council via Certification #27
Mayor James E. Dyer

FROM: John P. Edwards

RE: Fire Department Working Agreement

In order to fund the Working Agreement with Local 801 I.A.F.F. (Firefighters) for fiscal year 1984, we certify the following sources of funds:

Contingency Account	\$ 73,483.58
Unappropriated General Fund - Fund Balance	146,324.42
Total Required	<u>\$219,808.00</u>

Previous balance of Contingency Acct.	\$106,283.58
Less pending requests	32,800.00
Less this request	<u>73,483.58</u>
Balance Remaining	- 0 -

Previous balance G.F. - Fund Balance	\$1,192,468.00
Less this request	<u>146,324.42</u>
Balance Remaining	\$1,046,143.58

Note: This does not include provisions for overtime requests previously requested by the Fire Chief.

John P. Edwards
John P. Edwards
Comptroller

JPE/af

cc: Emanuel Merullo



CITY OF DANBURY
DANBURY, CONNECTICUT 06810



✓ 22

DEPARTMENT OF POLICE
120 MAIN STREET

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

January 17, 1984

MEMO

To: City Clerk, Elizabeth Crudginton
From: Chief Nelson F. Macedo
Subject: POLICE EMERGENCY RADIO SYSTEM

Enclosed please find a copy of the proposed agreement to coordinate emergency radio communications.

This agreement is being submitted to the Common Council for their approval.

A copy of same has been sent to the Corporation Counsel for his legal expertise.


Nelson F. Macedo
Chief of Police

NFM:ks

enc.

FAIRFIELD COUNTY POLICE EMERGENCY RADIO SYSTEM

Agreement entered into this day of 19__, by and among the members of the Fairfield County Chiefs of Police Association (FCCP) and the additional municipalities executing this Agreement hereinafter identified ("Participating Municipalities");

WITNESSETH:

WHEREAS, the objective of this Agreement is to coordinate emergency radio communications in carrying out the police objectives of the participating police agencies, and FCCP has served as a regional coordinator with respect to the installation and operation of a Police Emergency Radio system ("PERS") for use within Fairfield County and the additional municipalities hereinafter identified, and

WHEREAS, all of the parties to this Agreement wish to set forth herein their understanding with respect to the management and financial administration of PERS:

NOW, THEREFORE, the parties hereto mutually agree as follows:

A. RESPONSIBILITIES OF FCCP

- 1. FCCP agrees to continue in its role as coordinator of PERS and, as such, shall take the following actions:
 - a. FCCP shall appoint a POLICY BOARD consisting of 3 - 5 Chiefs of Police who shall:
 - 1. prepare fiscal projections and a budget concerning the operational and maintenance requirements of PERS based upon supporting documentation and advice of FCCP,
 - 2. determine the share of costs for each participant in PERS,
 - 3. determine a formula for covering EXTRAORDINARY EXPENSES (ie: those expenses that exceed the annual assessment account),
 - 4. review and recommend policy changes where needed,
 - 5. determine the Rules of Procedure which shall become part of policy,
 - 6. mediate inter-participant problems,

- 7. hire or contract those personnel necessary to maintain PERS,
- 8. authorize payment of necessary bills by the Treasurer of FCCP, not to exceed the amount in the PERS account.
- b. FCCP shall adopt recommended policy changes only by a 2/3 vote of the participating members. A subsequent meeting not less than 10 days after a meeting where the recommended changes have been presented to the membership.
- c. FCCP shall each year bill the participating parties their share of costs to maintain PERS and shall deposit the monies received to an account, the principal of which shall be used exclusively for maintaining the commonly used components of PERS. Participants shall pay all bills by August 1st of each year.
- d. FCCP shall by a 2/3 majority of participating members adopt a budget for the operation of PERS. The vote may be at a regular or special meeting of FCCP providing at least 10 days written notice has been sent each member.
- e. FCCP shall provide full documentation supporting costs of PERS with each annual billing or special billing.
- f. There shall be no administrative costs except as voted by a 2/3 majority of Chiefs at a regular or special meeting of FCCP.
- g. Proxy vote is permitted by participating members or municipality in writing.

B. RESPONSIBILITIES OF PARTICIPANTS

- 1. All Participating Municipalities hereby agree to pay all assessments by the FCCP relating to PERS expenses promptly on request by FCCP, subject to the limitation contained in Section C, paragraph 1, below.
- 2. All Participating Municipalities agree to observe the PERS User Rules and Procedures adopted by FCCP from time to time.

C. DETERMINATION OF ASSESSMENTS BY FCCP

- 1. The PERS Policy Board is hereby recognized by all parties to this

-3-

Agreement as having decision-making authority for the approval of annual assessments against all PERS users and for the approval of any unanticipated expenses for PERS maintenance and repair.

2. All regular assessments by FCCP shall be made by it on or after July 1 of each fiscal year during which this contract shall be in effect on terms requiring one lump sum payment or periodic installments as FCCP shall determine.
3. Special assessments approved by FCCP shall be assessed by FCCP and paid within 30 days.

D. TERM

1. This Agreement shall take effect on July 1, 1984 provided that it shall then have been executed by at least a majority of all members of FCCP and shall remain in effect for a term of one (1) year ending June 30, 1985; provided, however, that upon the expiration of such one-year term, this Agreement shall be automatically renewed for successive additional terms of one year each unless terminated as provided in Section E of this Agreement.

E. TERMINATION AND WITHDRAWAL

1. This Agreement may be terminated for any reason by FCCP upon ninety (90) days' written notice to the other parties hereto.
2. This Agreement shall terminate at the end of any fiscal year if at the end of such year the number of Participating Municipalities then remaining parties to this Agreement shall be less than ten (10).
3. Any Participating Municipality having executed this Agreement may withdraw from this Agreement and from participation as PERS user at any time and for any reason upon written notice to FCCP provided that:
 - a. Such withdrawing municipality shall remain responsible for its full share of the regular assessments upon PERS users for the full fiscal year during which its withdrawal shall occur;

- b. Such withdrawing municipality shall remain responsible for any special assessments covering unanticipated costs of PERS with respect to occurrences or conditions known to FCCP or the PERS Policy Board prior to its withdrawal; and
- c. Such withdrawing municipality shall also remain responsible for the regular assessments of PERS users for the full fiscal year commencing July 1 following its withdrawal unless it shall have given notice of its withdrawal at least ninety (90) days prior to the commencement of such following fiscal year.

F. LIABILITY OF FCCP

- 1. FCCP is acting and intends to act hereunder as coordinator of PERS for the convenience of Participating Municipalities, and FCCP shall not be liable for any payments in excess of regular and extraordinary assessments of Participating Municipalities actually collected by FCCP for the purpose of funding costs of PERS.
- 2. FCCP shall not be liable for, and each Participating Municipality hereby agree to indemnify and hold FCCP harmless against, any liability to any person arising out of the operation of PERS or the failure of PERS to perform as intended.
- 3. Other than as provided in paragraphs 1 and 2 of this section F, FCCP shall not be liable for its conduct in connection with PERS except in the event of its gross negligence.

IN WITNESS WHEREOF, the parties hereto have caused this Agreement to be executed by their respective representatives, hereunto duly authorized, as of the day and year first above written.

Chief of Police

Department

Date

RECOMMENDATIONS OF POLICY BOARD

Use of Radio System (PERS)

- 1. Appoint a coordinator department.
- 2. Use of System
 - a. Life threatening or related to commission of a felony.
 - b. May be used up to 24 hours by department whose regular communications if out of service.
 - c. Pursuits in accordance with participating department's policy.
 - d. In coordination with other Public Safety entities when an emergency arises.

Function of Coordinator

- 1. Authority to prioritize calls.
- 2. Maintain a tape recording of usage.
- 3. Coordinate and direct maintenance of system as approved by the Policy Board.
- 4. Shall be voting member of Policy Board.



CITY OF DANBURY

DANBURY, CONNECTICUT 06810

THEODORE H. GOLDSTEIN
CORPORATION COUNSEL

ERIC L. GOTTSCHALK
THOMAS G. WEST
SANDRA V. LEHENY
TERRY L. SACHS

ASSISTANT CORPORATION
COUNSEL

PLEASE REPLY TO:

DANBURY, CT 06810

January 26, 1984

Councilman Ernest M. Boynton
Common Council, City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut

Re: Pension Ordinance Changes - Fire Department

Dear Councilman Boynton:

When last we discussed the content of your Common Council committee report of September 6, 1983, I had prepared copies of the ordinances that were affected.

Because the pension provisions themselves are not embodied in the Collective Bargaining Agreement, but are rather incorporated by reference to our ordinances, no change in the wording of the Collective Bargaining Agreement is necessary. I believe, however, that we have always had the concurrence of the union with regard to these changes. Accordingly, as I view our approach, I suggest that the ordinance amendments be sent to public hearing and subsequently adopted by the Common Council. Concurrently, the Mayor and representatives of the union can execute a Memorandum of Agreement that will parallel the ordinance changes.

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

Sincerely,

Eric L. Gottschalk
Assistant Corporation Counsel

ELG:cr

- c: Emanuel A. Merullo, Director of Personnel
- Constance A. McManus, President
- Common Council
- Elizabeth A. Crudginton, City Clerk ✓



CITY OF DANBURY

DANBURY, CONNECTICUT 06810

THEODORE H. GOLDSTEIN
CORPORATION COUNSEL

ERIC L. GOTTSCHALK
THOMAS G. WEST
SANDRA V. LEHENY
TERRY L. SACHS

ASSISTANT CORPORATION
COUNSEL

January 24, 1984

PLEASE REPLY TO:
P. O. Box 1261
DANBURY, CT 06810

Hon. James E. Dyer, Mayor
City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut 06810

Re: Bazaar and Raffle Law

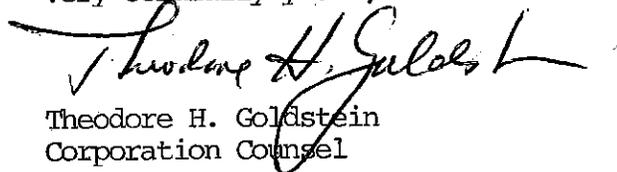
Dear Mayor:

Questions have surfaced from time to time regarding the issuance of raffle permits. No ordinance presently exists in the City of Danbury with regard to this.

Connecticut General Statutes § 7-171 now provides that any city may, by ordinance, adopt the provisions of §§ 7-170 to 7-186 inclusive of said General Statutes. Copy of the same is attached hereto.

It is my recommendation that no further raffle permits may be issued by any authority of the City of Danbury until the aforesaid ordinance has been adopted.

Very cordially yours,


Theodore H. Goldstein
Corporation Counsel

THG:cr

Enclosure

c: Mrs. Constance A. McManus, Pres.
Common Council

§ 7-170. Bazaars and raffles; definitions

Wherever used in sections 7-171 to 7-186, inclusive, "bazaar" means a place maintained by a sponsoring organization for the disposal of merchandise awards by means of chance; "raffle" means an arrangement for raising money by the sale of tickets, certain among which, as determined by chance after the sale, entitle the holders to prizes; and "applicant" means the sponsoring organization.

(1955, Supp. § 291d.)

§ 7-171. Adoption of bazaar and raffle law

Any town, city or borough may, by ordinance, adopt the provisions of sections 7-170 to 7-186, inclusive, and the chief executive authority of any town, city or borough shall, upon the petition of at least five per cent of the electors of such municipality as determined by the last-completed registry list, submit the question of adopting the provisions of sections 7-170 to 7-186, inclusive, to a vote of the electors of such municipality at a special meeting called for such purpose within twenty-one days after the receipt of such petition. Such petition shall contain the street addresses of the signers and shall be submitted to the municipal clerk, who shall certify thereon the number of names of electors on such petition, which names are on the last-completed registry list. Each page of such petition shall

contain a statement, signed under the penalties of false statement, by the person who circulated the same, that each person whose name appears on such page signed the same in person and that the circulator either knows each such signer or that the signer satisfactorily identified himself to the circulator. The warning for such meeting shall state that the purpose of such meeting is to vote on the adoption of the provisions of said sections. Such vote shall be taken and the results thereof canvassed and declared in the same manner as is provided for the election of officers of such municipality, except that absentee voting shall not be permitted. The vote on such adoption shall be taken by voting machine and the designation of the question on the voting machine ballot label shall be "For allowing the operation of bazaars and raffles, YES" and "For allowing the operation of bazaars and raffles, NO" and such ballot label shall be provided for use in accordance with the provisions of section 9-250. If, upon the official determination of the result of such vote, it appears that the majority of all the votes so cast are in approval of such question, the provisions of said sections shall take effect immediately. Any town, city or borough, having once voted on the question of allowing bazaars and raffles as herein provided, shall not vote again on such question within two years from the date of the previous vote thereon. Any subsequent vote thereon shall be taken at the next regular town, city or borough election following the receipt of a petition as herein provided, which petition shall be filed at least twenty-one days prior to such election, and such question may be so voted upon only at intervals of not less than two years. Any town, city or borough which, prior to October 1, 1957, has voted more than once on such question, shall, for the purposes of this section, be treated as though it had voted only once thereon.

(1973, P.A. 73-55, § 1, eff. April 19, 1973.)

§ 7-172. Qualifications for sponsorship of or participation in bazaar or raffle. Ticket sale

No bazaar or raffle may be promoted, operated or conducted in any municipality after the adoption of the provisions of sections 7-170 to 7-186, inclusive, unless it is sponsored and conducted exclusively by (1) an officially recognized organization or association of veterans of any war in which the United States has been engaged, (2) a church or religious organization, (3) a civic or service club, (4) a fraternal or fraternal benefit society, (5) an educational or charitable organization, (6) an officially recognized volunteer fire company or (7) a political party or town committee thereof. Any such sponsoring organization shall have been organized in good faith and actively functioning as a nonprofit organization within the municipality that is to issue the permit for a period of not less than three years prior to its application for a permit under the provisions of said sections. The promotion and operation of a bazaar or raffle shall be confined solely to the qualified members of the sponsoring organization and no such member may receive remuneration in any form for time or effort devoted to the promotion or operation of the bazaar or raffle. No person under the age of eighteen years may promote, conduct, operate or work at a bazaar or raffle and no person under the age of sixteen years may sell or promote the sale of any raffle tickets, nor shall any sponsoring organization permit any person under the age of eighteen to so promote, conduct or operate any bazaar or raffle or any person under the age of sixteen to sell or promote the sale of such tickets. Any sponsoring organization having received a permit from any municipality may sell or promote the sale of such raffle tickets in that municipality and in any other town, city or borough which has adopted the provisions of sections 7-170 to 7-186, inclusive. All funds derived from any bazaar or raffle shall be used exclusively for the purpose stated in the application of the sponsoring organization as provided in section 7-173.

(1981, P.A. 81-78.)

§ 7-173. Application for permit

Any organization desiring to operate a bazaar or raffle in a municipality which has adopted the provisions of sections 7-170 to 7-186, inclusive, shall make application in duplicate, duly executed and verified, to the chief of police of any municipality having a police department or to the first selectman of any town in which there is no police department, on a form to be prescribed by the commissioner of state police, in which shall be stated

- (a) the name and address of the applicant;
- (b) facts relating to its incorporation or organization;
- (c) the names, titles and addresses of its officers;
- (d) the kind of bazaar or raffle intended to be held, operated and conducted by the applicant;
- (e) the place where such bazaar or raffle is intended to be conducted by the applicant under the permit applied for;
- (f) the date or dates and the time or times when such bazaar or raffle is intended to be conducted by the applicant under the permit applied for;
- (g) in the case of a raffle, the number and price of tickets intended to be sold;
- (h) the items of expense intended to be incurred or paid in connection with the holding, operating and conducting of such bazaar or raffle and the names and addresses of the persons to whom, and the purposes for which, they are to be paid;
- (i) the items of merchandise offered, the price to be paid by the organization therefor or the retail value of any prize donated, and the names and addresses of the persons from whom purchased or by whom donated;
- (j) the specific purposes to which the entire net proceeds of such bazaar or raffle are to be devoted and in what manner, and
- (k) any other information which the commissioner of state police reasonably requires for the protection of the public.

In each application there shall be designated three active members of the applicant under whom the bazaar or raffle described in the application is to be held, operated and conducted and to the application shall be appended a statement signed, under penalty of false statement, by such members so designated that they are electors of the municipality in which the permit is sought and will be responsible for the holding, operation and conduct of such bazaar or raffle in accordance with the terms of the permit and the provisions of said sections, and that the statements contained in the application are, to the best of their knowledge and belief, true.

(1955, Supp. § 296d; 1971, P.A. 871, § 60.)

§ 7-173. Application for permit

1977 Amendment

1977, P.A. 77-614, § 486, eff. Jan. 1, 1979, provided for change from "commissioner of state police" to "commissioner of public safety".

§ 7-174. Investigation of applicant

Such chief of police or first selectman, as the case may be, shall make or cause to be made an investigation of the qualifications of the applicant and the facts stated in the application and, if he determines that the applicant is qualified to hold, operate and conduct a bazaar or raffle under the provisions of sections 7-170 to 7-186, inclusive, that the members of the applicant designated in the application to hold, operate or conduct such bazaar or raffle are electors of such municipality, bona fide active members of the applicant and persons of good moral character and have never been convicted of a felony and that such bazaar or raffle is to be held, operated and conducted in accordance with the provisions of said sections, he shall issue a permit to such applicant. Upon issuing such permit, such chief of police or selectman shall forward to the commissioner of state police the duplicate of such application, together with the state's share of the application fee, if any.

(1955, Supp. § 298d; 1961, P.A. 115, § 1.)

§ 7-174. Investigation of applicant**1977 Amendment**

1977, P.A. 77-614, § 486, eff. Jan. 1, 1979, provided for change in term "commissioner of state police" to "commissioner of public safety".

§ 7-175. Kinds of permits

Permits under the provisions of sections 7-170 to 7-186, inclusive, shall be of six kinds. "Class No. 1" permits shall allow the operation of a raffle which shall be consummated within three months of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than fifteen thousand dollars. "Class No. 2" permits shall allow the operation of a raffle which shall be consummated within two months of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than two thousand dollars. "Class No. 3" permits shall permit the operation of a bazaar for a period of not more than ten consecutive days, excluding legal holidays, Sundays and Holy Days on which the bazaar is not functioning. Any bazaar held under the authority of any such permit shall be held within six months of the granting of such permit. "Class No. 4" permits shall allow the operation of a raffle which shall be consummated within one month of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than one hundred dollars. "Class No. 5" permits shall allow the operation of a raffle which shall be consummated within six months of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than fifty thousand dollars. "Class No. 6" permits shall allow the operation of a raffle which shall be consummated within nine months of the granting of the permit and the aggregate value of the prize or prizes offered shall be not more than one hundred thousand dollars, provided such permit is obtained on or before June 30, 1983, and the net proceeds of any raffle under a "Class No. 6" permit shall be used to establish, maintain or otherwise support (1) any private, nonprofit halfway house or group home licensed by or under contract with any state agency, (2) any sheltered workshop, rehabilitation center or educational or training program for handicapped persons approved by a state agency, (3) any nonprofit center for elderly persons, providing recreational, cultural and other leisure time activities, (4) any nonprofit, nondenominational, nonresidential youth recreational organization or program or (5) any nondenominational, nonprofit youth recreational camp. No more than one "Class No. 1" permit, one "Class No. 3" permit, one "Class No. 4" permit, one "Class No. 5" permit, one "Class No. 6" permit or three "Class No. 2" permits shall be issued to any qualifying organization within any one calendar year. The aggregate value of prizes offered under any of such permits shall represent the amount paid by the applicant for the prize or prizes or the retail value of the same if donated.

(1976, P.A. 76-81, § 1; 1979, P.A. 79-79; 1981, P.A. 81-383, § 1; 1982, P.A. 82-462, § 1, eff. July 1, 1982; 1982, P.A. 82-472, § 12, eff. June 14, 1982.)

§ 7-175a. Marketability of title to real property as prize under "Class No. 6" permit

The title to any real property which is the prize under a "Class No. 6" permit conducted pursuant to section 7-175, shall be a marketable title subject only to land use restrictions imposed by statute, ordinance, regulation, or private easement or covenant which create or impose restrictions on the use of the land and any buildings on such land provided such restrictions or encumbrances do no prohibit or otherwise prevent the use of the real property for the contemplated residential use as may be set forth in any publicity or other statements with regard to the raffle. The conveyance of the title to the winner of the raffle shall be by a warranty deed, free and clear of any and all encumbrances, except for (1) taxes assessed but not yet due and payable, (2) sewer, sidewalk and other municipal improvement assessments, provided that all current instalments, including interest, shall be paid by the sponsoring organization and (3) land use restrictions and encumbrances as provided in this section. Any sponsoring organization conducting a raffle under a "Class No. 6" permit shall secure and furnish the winner with a title insurance policy which shall insure the title to the real property to be marketable and not subject to any exceptions or limitations other than those restrictions and encumbrances as provided in this section. If the prize is a newly constructed residence, the sponsoring organization shall provide the winner of the raffle with a properly issued certificate of occupancy.

(1982, P.A. 82-462, § 2, eff. July 1, 1982.)

§ 7-176. Permit fees

The fees to be charged for permits shall be as follows: A "Class No. 1" permit, fifty dollars, twenty-five dollars to be retained by the municipality and twenty-five dollars remitted to the state; a "Class No. 2" permit, twenty dollars, ten dollars to be retained by the municipality and ten dollars to be remitted to the state; a "Class No. 3" permit, twenty dollars for each day of the bazaar, ten dollars to be retained by the municipality and ten dollars to be remitted to the state; a "Class No. 4" permit, five dollars, to be retained by the municipality; a "Class No. 5" permit, eighty dollars, forty dollars to be retained by the municipality and forty dollars remitted to the state, and a "Class No. 6" permit, one hundred dollars, fifty dollars to be retained by the municipality and fifty dollars remitted to the state.

(1980, P.A. 80-297, § 2, eff. July 1, 1980; 1981, P.A. 81-383, § 2.)

§ 7-177. Prizes

All prizes given at any bazaar or raffle shall be merchandise, tangible personal property or a ticket, coupon or certificate, which shall not be refundable or transferable, entitling the winner to transportation on a common carrier by land, water or air and to any tour facilities provided in connection therewith, participation in a lottery conducted under chapter 226; or, in the case of a raffle conducted under a "Class No. 6" permit, real property. Cash prizes or prizes consisting of alcoholic liquor shall not be given nor shall any prize be redeemed or redeemable for cash, except tickets for a lottery conducted under chapter 226.

(1978, P.A. 78-289, § 2, eff. May 12, 1978; 1981, P.A. 81-383, § 8.)

§ 7-178. Equipment. Expenses. Sunday bazaar or raffle prohibited. Exception

No bazaar or raffle shall be conducted with any equipment except such as is owned absolutely or used without payment of any compensation therefor by the permittee or as is rented from a dealer in such equipment who has his principal place of business in this state and who has registered with the state police in such manner and on such form as the commissioner of public safety prescribes. No item of expense shall be incurred or paid in connection with the holding, operating or conducting of any bazaar or raffle pursuant to

any permit issued under sections 7-170 to 7-186, inclusive, except such as are bona fide items of reasonable amount for goods, wares and merchandise furnished or services rendered, which are reasonably necessary to be purchased or furnished for the holding, operating or conducting thereof, and no commission, salary, compensation, reward or recompense whatever shall be paid or given, directly or indirectly, to any person holding, operating or conducting, or assisting in the holding, operation or conduct of, any such bazaar or raffle. No bazaar or raffle shall be held on Sunday except any bazaar or raffle held by a sponsoring organization meeting the qualifications of section 7-172 and which observes the Sabbath on a day other than Sunday and actually refrains from work, labor or business on that day or which observes the Sabbath for the period commencing at sundown on Friday night and ending at sundown on Saturday night and actually refrains from work, labor or business during said period. Each raffle ticket shall have printed thereon the date and place of the raffle, the three most valuable prizes to be awarded and the total number of prizes to be awarded as specified on the form prescribed in section 7-178.

(1976, P.A. 76-81, § 2; 1977, P.A. 77-492; 1977, P.A. 77-614, § 486, eff. Jan. 1, 1979; 1977, P.A. 77-614, § 587, eff. June 2, 1977; 1978, P.A. 78-803, § 85, eff. June 6, 1978.)

§ 7-179. Advertising restricted

No bazaar or raffle to be conducted under any permit issued under the provisions of sections 7-170 to 7-186, inclusive, shall be advertised as to its location, the time when it is to be or has been held or the prizes awarded or to be awarded, by means of television or sound truck or by means of billboards, provided one sign, not exceeding twelve square feet, may be displayed on the premises where the drawing or allotment of prizes is to be held and also where the prizes are or will be exhibited.

(1955, Supp. § 300d.)

§ 7-180. Change in facts on application to be reported

If there is any change in the facts set forth in the application for a permit subsequent to the making of such application,

the applicant shall forthwith notify the authority granting such permit of such change, and such authority may, if it deems such action advisable in the public interest, revoke such permit.

(1955, Supp. § 301d.)

§ 7-181. Revocation of permit

The authority granting any permit under the provisions of sections 7-170 to 7-186, inclusive, shall immediately revoke the same for a violation of any provision of said sections and shall not issue any permit to such permittee within three years from the date of such violation.

(1955, Supp. § 302d.)

§ 7-182. Report re receipts, number and price of tickets sold, expenses, profit and list of prizes with a retail value of fifty dollars or more

Any sponsoring organization which holds, operates or conducts any bazaar or raffle, and its members who were in charge thereof, shall furnish to the chief of police of the municipality or to the first selectman, as the case may be, a verified statement, in duplicate, showing (1) the amount of the gross receipts derived from each bazaar or raffle, (2) in the case of a raffle, the number and price of tickets sold, (3) each item of expense incurred or paid, and each item of expenditure made or to be made and the name and address of each person to whom each such item has been or is to be paid, (4) the net profit derived from each bazaar or raffle and the uses to which the net profit has been or is to be applied and (5) a list of prizes of a retail value of fifty dollars or more offered or given with the amount paid for each prize purchased or the retail value for each prize donated and the names and addresses of the persons to whom the prizes were given. Such report shall be furnished during the next succeeding month of January, April, July or October, whichever occurs first. The chief of police or first selectman, as the case may be, shall forward the duplicate of such report to the commissioner of public safety, who shall keep it on file and available for public inspection for a period of one year thereafter. The sponsoring organization shall maintain and keep any books and records that may be necessary to substantiate the particulars of such report, which books and records shall be preserved for at least one year from the date of such report and shall be available for inspection. Such report shall be certified to under penalty of false statement by the three persons designated in the permit application as being responsible for the bazaar or raffle

and, in the case of "Class No. 1," "Class No. 2" and "Class No. 3" permits, by an accountant.

(1977, P.A. 77-614, § 486; 1981, P.A. 81-276, § 2.)

§ 7-183. Examination of reports

Each such report shall be examined by the chief of police or the first selectman, as the case may be, and by the commissioner of public safety and shall be compared with the original application. Any violation of sections 7-170 to 7-186, inclusive, or administrative regulations issued pursuant thereto found therein shall be referred to the office of the state's attorney having jurisdiction over the municipality in which the organization is located and such office shall investigate and take such action as the facts require.

(1977, P.A. 77-614, § 486, eff. Jan. 1, 1979; 1978, P.A. 78-280, § 13, eff. July 1, 1978.)

§ 7-185. Regulations

The commissioner of public safety may adopt, in accordance with the provisions of chapter 54, such regulations as are necessary effectively to carry out the provisions of sections 7-170 to 7-186, inclusive, in order to prevent fraud and protect the public, which regulations shall have the effect of law.

(1977, P.A. 77-614, § 486, eff. Jan. 1, 1979; 1982, P.A. 82-472, § 13, eff. June 14, 1982.)

§ 7-185a. Exceptions for certain organizations

Notwithstanding the provisions of sections 7-170 to 7-186, inclusive, and the regulations adopted thereunder, any organized church, volunteer fire company or veterans organiza-

tion or association conducting a bazaar or raffle, (1) may have the actual drawing of the raffle in a municipality other than the municipality which grants the permit, provided the chief executive officer of the other municipality has in writing approved such drawing; (2) may be permitted to redeem prizes in cash; (3) shall be exempt from the requirement of preserving unsold raffle tickets beyond ninety days after the conclusion of the holding, operating and conducting of such bazaar or raffle and shall be permitted to dispose of unclaimed prizes after such ninety days; and (4) may file a reconciliation of expenditures and receipts signed by an officer in lieu of an accountant.

(1978, P.A. 78-54.)

§ 7-186. Penalty

Any person who violates any provision of sections 7-170 to 7-185, inclusive, or who makes any false statement in any application for a permit or in any report required by the provisions of said sections shall be fined not more than one thousand dollars or imprisoned not more than one year or be both fined and imprisoned.

(1955, Supp. § 307d.)



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PUBLIC WORKS DEPARTMENT

155 DEER HILL AVENUE
DANBURY, CT 06810

Edward W. Fusek
Supt. of Highways

Stephen DeGrazia
Permit Inspector

January 5, 1984

TO: Daniel Garamella

FROM: Stephen DeGrazia

Please be advised that the Code of Ordinances lacks a needed provision, making it a violation for house and foundation drains to discharge onto city streets.

The present Ordinance Section 17-26j pertains only to new construction. The new Ordinance will eliminate the hazardous icy conditions that develop in the winter months. Also state the responsible party should be aware that they may be liable for any injury to persons or property resulting from failure to comply.

If you would please bring this matter to the attention of the Corporation Counsel. Prompt action to this matter will reduce hazardous road conditions and eliminate the time removing ice accumulations.

If I can be of any further assistance, please contact me.

Stephen DeGrazia
Permit Inspector

SD:sac



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

January 9, 1984

MEMO TO: James E. Dyer, Mayor

FROM: John P. Edwards, Comptroller

We hereby request Common Council's approval of the following transfers of unspent Revenue Sharing Funds. These transfers are needed so we can close out these old entitlements.

From

Entitlement #12	Police Reorganization Study	\$	500.00
Entitlement #13	Elderly Health Screening	\$	4.00
Entitlement #13	Ambulance & Equipment	\$	500.00
Entitlement #13	Repair Roof - Park Avenue School	\$	5,000.00
Entitlement #13	Fire Hose	\$	26.50
Entitlement #13	Car - Planning Department	\$	860.00

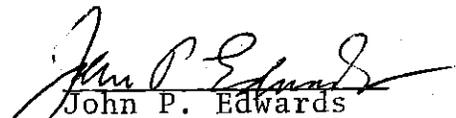
To

Entitlement #12	Inter-Department Part Time Staff	\$	500.00
Entitlement #13	Inter-Department Part Time Staff	\$	4.00
Entitlement #13	Inter-Department Part Time Staff	\$	500.00
Entitlement #13	Inter-Department Part Time Staff	\$	5,000.00
Entitlement #13	Inter-Department Part Time Staff	\$	26.50
Entitlement #13	Inter-Department Part Time Staff	\$	860.00

We would also request approval of the following appropriation of funds.

Ent. #14	City Hall Renovations, Maintenance & Equipment	\$6,000.00
Ent. #14	Inter-Department Part Time Staff	\$7,600.00

These funds, \$13,600.00, were a result of extra interest earned on short term investments.


John P. Edwards
Comptroller

JPE/af

cc: Dominic Setaro
A. Rodrigues



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

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DANBURY AVIATION COMMISSION
P. O. BOX 2299

AIRPORT ADMINISTRATOR

TEL: 797-4624

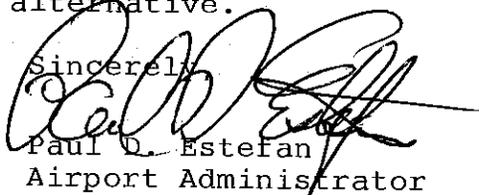
January 4, 1984

Mayor James E. Dyer
City Hall
155 Deer Hill Ave.
Danbury, CT 06810

Dear Mayor Dyer:

I am submitting a request for Capital Funds for a tractor for the Airport. The estimated cost is \$12,000.00. The tractor I want to replace is a 1965 Farmall which has had its engine rebuilt twice and indications are that it is about to go again. The new deisel tractor would save 30% of the fuel cost of the present one and I would expect it to last for as long as the present one, about 19 years. We are down to one tractor to cut the 100 acres of grass at the Airport, so I would appreciate your consideration of this request. Federal funds are not available for this project, as I have looked into that alternative.

Sincerely,



Paul O. Estefan
Airport Administrator

PDE/sd



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I am making the following promotions in the Danbury Fire Department to the rank of Lieutenant:

- Philip Curran
 - Appointed January 19, 1970
 - Appointed Lieutenant (Temporary) July 12, 1982
 - 48 College credits
- James Johnson
 - Appointed November 19, 1973
 - 22 college credits
- John Gillotti
 - Appointed October 25, 1975
 - 42 college credits
- Kenneth Hottes
 - Appointed November 18, 1974
 - 15 college credits
 - EMT-IV
- Stephen Omasta
 - Appointed November 21, 1974
 - 3 college credits
- Roger Guertin
 - Appointed July 7, 1970
 - Appointed Temporary Lieutenant July 12, 1982
 - 60 educational credits

All appointments are effective upon swearing in. The Chief has recommended these six individuals for promotion. All promotions are contingent upon successful completion of a one year probationary period, and certification as an EMT.

Sincerely yours,

James E. Dyer
Mayor

JED/mr

cc: Chief Monzillo - Danbury Fire Dept.



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

TO: Connie McManus
FROM: James E. Dyer
SUBJECT: Sunset Committee
DATE: January 13, 1984

This will serve to notify you of the following appointments in accordance with our Sunset Ordinance:

- 1) Carole Torcaso, Chairman
3 Grove Street
Danbury, Connecticut 06810
- 2) Mounir Farah
28 Ninth Avenue
Danbury, Connecticut 06810
- 3) Janet Butera
28 Westville Avenue
Danbury, Connecticut 06810
- 4) Susan Demars
1 Overlook Terrace
Danbury, Connecticut 06810
- 5) Richard Elder
9 Centennial Drive
Danbury, Connecticut 06810



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I am appointing Alfred Zega, 1 Briar Ridge Road, Danbury, to an unexpired term on the Richter Park Authority, ending Sept. 1, 1985. Mr. Zega will serve as the Stanley L. Richter Association for the Arts representative as provided for in our Code of Ordinances.

Mr. Zega is a member of the Tricentennial Commission, Cultural Commission, and many other civic groups, in addition to the Richter Association for the Arts Executive Board.

Very truly yours,

James E. Dyer
Mayor

cc: Dino Storoni



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

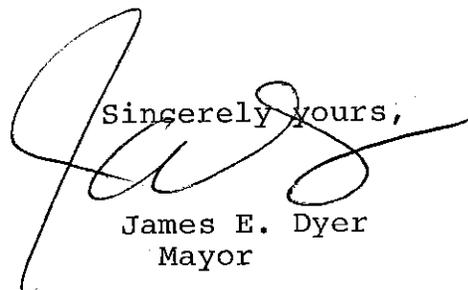
February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I am reappointing Felix Bonacci as a member of the Richter Park Authority for a term expiring September 1, 1986. Mr. Bonacci has been a very good member of the Authority with a good attendance record.

Sincerely yours,



James E. Dyer
Mayor

JED/mr
cc: Dino Storoni

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032



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I am making the following appointments to the Planning Commission:

Weldon E. Woodruff, Jr.
3A Boyce Road
To a term to expire January 1, 1986.

Paul J. Garavel
210 Southern Blvd.
To a term to expire January 1, 1987.

Mr. Weldon E. Woodruff is 37 years old and is married and has three children. He is a graduate of Danbury High School and WestConn. He also attended the American Institute of Banking and the University of Bridgeport. He is currently employed as Assistant Vice President of the Union Chelsea National Bank, New York City. Mr. Woodruff has been active in the American Cancer Society, Rotary Club, United Way, Danbury Industrial Basketball and the Mayor's Commission on Downtown Rehabilitation. He is an Army Veteran.

Mr. Paul Garavel is a State Representative from the 110th District and serves as House Chairman of the Planning and Development Committee. He is also a member of the Judiciary Committee. He is 25 years old and is married. Mr. Garavel served on the City's Youth Commission, Planning Director Screening Committee, and has been active in many civic and charitable events. He is a graduate of WestConn and is also a member of the Connecticut Student Loan Foundation and the Connecticut Motion Picture Film Commission. He has served the City's Redevelopment Agency and is active in United Way.

Sincerely yours,

James E. Dyer
Mayor

JED/mr

cc: Mr. Len Sedney
Mr. Edward DeVeaux
Town Clerk
City Clerk



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

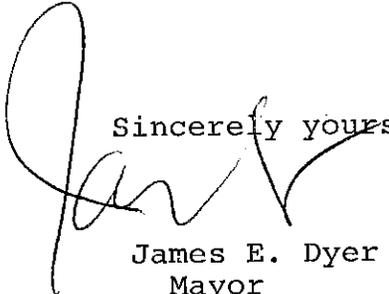
February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I am reappointing Louis J. Alhage, TaAqan Point Road, to the
Redevelopment Agency, for a term to expire on January 1, 1989.

Mr. Alhage has been active in the Agency's affairs for many
years, having served once as it's chairman.

Sincerely yours

James E. Dyer
Mayor

JED/mr

cc: Jack Sullivan, Chairman



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CITY OF DANBURY
OFFICE OF THE MAYOR
DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

February 7, 1984

Honorable Members of the Common Council
City of Danbury
Connecticut

Dear Council Members:

I respectfully request your confirmation of the appointment of Mr. Mark Parille, 35 Gregory Street, Danbury to the Aviation Commission for a term to expire on July 1, 1985.

Mr. Parille is employed at G & P Tool, attended WestConn, is active with the American Cancer Society and the United Way.

Mr. Parille is also a private pilot.

Sincerely,

James E. Dyer
Mayor

JED:mad



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I am appointing Mark Block, 124 Coalpit Hill, to the Youth Commission, for a term to expire on April 1, 1986.

Mark is a commercial artist, a graduate of WestConn, former Student Government Association President at WestConn, and active in various civic activities.

Sincerely yours,

James E. Dyer
Mayor

JED/mr

c: Peter Philip, Chairman

No paperwork was
found in the file.

Sorry for the
inconvenience, we
will continue to
update files if
information becomes
available.



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I am making the following reappointments to the Danbury Commission for the Handicapped for terms to expire on March 1, 1987:

Lawrence Gableman	Danbury Towers
Andrew Repko, Jr.	5 Hakim Street
Jean Stouter	25 Meadowbrook Vista

All members have been very active in affairs related to handicapped advocacy and have been recommended for reappointment by the Commission's Chairman.

Sincerely yours,

James E. Dyer
Mayor

JED/mr
cc: Peter Wyckoff, Chairman



37-1

CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

February 7, 1984

Honorable Members of the Common Council
City of Danbury, Connecticut

Dear Council Members:

I am appointing William Hajj, 17 Gregory Street, to the Board of Tax Review for a term to expire on June 30, 1987.

Mr. Hajj owns an Insurance and Real Estate business, has served on the Zoning Commission, and is a member of the American Lebanon Club.

Sincerely yours,

James E. Dyer
Mayor

JED/mr

cc: Joseph Beilin, Chairman



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

THEODORE H. GOLDSTEIN,
CORPORATION COUNSEL

ERIC L. GOTTSCHALK
THOMAS G. WEST
SANDRA V. LEHENY
ASSISTANT CORPORATION
COUNSEL

May 13, 1983

PLEASE REPLY TO:

DANBURY, CT 06810

MEMO TO: Councilman Edward T. Torian, Common Council
FROM: Eric L. Gottschalk, Assistant Corporation Counsel

Please find attached a proposed draft of the new ordinance dealing with enforcement of our parking ordinance. Please review it at your leisure. Note that I have changed the reference from the Public Act to the appropriate title and section number (7-152b). Note that at this point I have not included a provision requiring notice to the Department of Motor Vehicles. Perhaps we should check, but I don't think they are too interested in ordinance violations. Please discuss this with the Chief, or the Department of Motor Vehicles. If I am incorrect, you may amend the ordinance to add a new subsection (g) which might read as follows:

"After a record of assessment has been entered as a judgment in the Superior Court for the geographical area and all appeals concluded, or appeal periods expired, the Chief of Police shall cause the Connecticut Department of Motor Vehicles to be notified of each such assessment."

Finally, in response to one of your other inquiries, it seems to me that the ordinance as proposed would cover violations discovered by Parking Authority officials.

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

ELG

ELG:cr

Attachment

c: Chief Nelson F. Macedo

DRAFT ORDINANCE OF 5/13/83

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT the Code of Ordinances of Danbury, Connecticut is hereby amended by adding a section to be numbered 19-64, which said section reads as follows:

"In accordance with Connecticut General Statutes § 7-152b, the following procedure is established for the enforcement of municipal parking ordinances.

"(a) Within twelve (12) months of an alleged violation of any ordinance adopted pursuant to § 7-148 or §§ 14-305 to 14-308, inclusive, of the Connecticut General Statutes, the Chief of Police shall cause notice to be sent to the motor vehicle operator, if known, or the registered owner of the motor vehicle by first class mail at his address according to the registration records of the Department of Motor Vehicles. Such notice shall inform the operator or owner: (1) of the allegations against him and the amount of the fines, penalties, costs or fees due; (2) that he may contest his liability before a parking violations hearing officer by delivering in person or by mail written notice within ten (10) days of the date thereof; (3) that if he does not demand such a hearing, an assessment and judgment shall enter against him; and (4) that such judgment may issue without further notice. Whenever a violation of such an ordinance occurs, proof of the registration number of the motor vehicle involved shall be prima facia evidence in all proceedings provided for in this section that the owner of such vehicle was the operator thereof; provided, the limitations on the liability of a lessee under § 14-107 of the Connecticut General Statutes shall apply.

"(b) If the person who is sent notice pursuant to subsection (a) wishes to admit liability for any alleged violation, he may, without requesting a hearing, pay the full amount of the fines, penalties, costs or fees admitted to in person or by mail to an official designated by the City. Such payment shall be inadmissible in any proceeding, civil or criminal, to establish the conduct of such person, or of the person making the payment. Any person who does not deliver or mail written demand for a hearing within ten (10) days of the date of the first notice provided for in subsection (a) shall be deemed to have admitted liability, and the designated City official shall certify such person's failure to respond to the hearing officer. The hearing officer shall thereupon enter and assess the fines, penalties, costs or fees provided for by the applicable ordinances and shall follow the procedure set forth in subsection (d) of this section.

"(c) Any person who requests a hearing shall be given written notice of the date, time and place for the hearing. Such hearing shall be held not less than fifteen (15) days, nor more than thirty (30) days from the date of the mailing of notice, provided the hearing officer shall grant upon good cause shown any reasonable request by any interested party for postponement or continuance. An original or certified copy of the initial notice of violation issued by a policeman or other issuing officer shall be filed and retained by the City, be deemed to be a business record within the scope of § 52-180 of the Connecticut General Statutes, and be evidence of the facts contained therein. The presence of the policeman or issuing officer shall be required at the hearing if such person so requests. A person wishing to contest his liability shall appear at the hearing and may present evidence in his behalf. A designated City official, other than the hearing officer, may present evidence on behalf of the City. If such person fails to appear, the hearing officer may enter an assessment by default against him upon a finding of proper notice and liability under the applicable statutes or ordinances. The hearing officer may accept from such person copies of police reports, Motor Vehicle Department documents and other official documents by mail and may determine thereby that the appearance of such person is unnecessary. The hearing officer shall conduct the hearing in order and form and with such methods of proof as he deems fair and appropriate. The rules regarding the admissibility of evidence shall not be strictly applied, but all testimony shall be given under oath or affirmation. The hearing officer shall announce his decision at the end of the hearing. If he determines that the person is not liable, he shall dismiss the matter and enter his determination in writing accordingly. If he determines that the person is liable for the violations, he shall forthwith enter and assess the fines, penalties, costs or fees against such person as provided by the applicable ordinances of the City.

"(d) If such assessment is not paid on the date of its entry, the hearing officer shall send by first class mail a notice of the assessment to the person found liable and shall file, not less than thirty (30) days nor more than twelve (12) months after such mailing, a certified copy of the notice of assessment with the Clerk of the Superior Court for the geographical area, together with an entry fee. The certified copy of the notice of assessment shall constitute a record of assessment. Within such twelve month period, assessments against the same person may be accrued and filed as one record of assessment. The Clerk shall enter judgment, in the amount of such record of assessment and court costs against such person in favor of the City. Notwithstanding any other provision of the General

Statutes, the hearing officer's assessment, when so entered as a judgment, shall have the effect of a civil money judgment and a levy of execution on such judgment may issue without further notice to such person.

"(e) A person against whom an assessment has been entered pursuant to this section is entitled to judicial review by way of appeal. An appeal shall be instituted within thirty (30) days of the mailing of notice of such assessment by filing a petition to reopen assessment, together with an entry fee in an amount equal to the entry fee for a small claims case pursuant to § 52-259 of the Connecticut General Statutes, in the Superior Court for the geographical area, which shall entitle such person to a hearing in accordance with the rules of the judges of the Superior Court.

"(f) The Mayor shall appoint TWO OR MORE parking violation hearing officers, other than policemen or persons who issue parking tickets or work in the Police Department, to conduct the hearings authorized by this section."



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

COMMON COUNCIL COMMITTEE REPORT *9 Cmt.*

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Parking Enforcement Ordinance.

The Common Council committee appointed to establish an Ordinance for enforcement of parking laws, met on July 25, 1983 and again on January 17, 1984.

In attendance at the July 25, 1983 meeting were committee members Torian and Boynton, Chief Macedo and his aide, Lt. Sullo, from the Danbury Police Department. In attendance at the January 17, 1984 meeting, were committee members Torian and Skoff, Police Chief N. Macedo and Lt. Sullo.

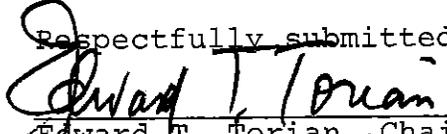
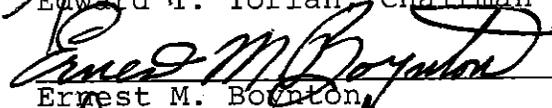
Chief Macedo was asked to brief the committee on the merits of establishing a parking enforcement ordinance.

- (1) The Chief noted that all moneys collected from enforcement of a local parking enforcement ordinance would remain in the City Treasury. (Presently, when moneys are collected through the courts, the proceeds are shared between the City of Danbury and the State of Connecticut.)
- (2) It is difficult to get the Courts to issue summonses to violators. There is considerable delay, and the Courts require a historical summary of every violation before a summons can be issued.
- (3) The hearing will be conducted by an impartial third party, a parking violation hearing officer.
- (4) Finally, it provides a violator a means of appeal by judicial review, in the Superior Court of the State of Connecticut.

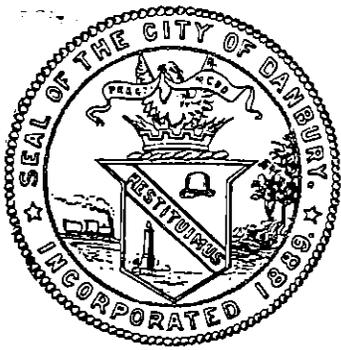
Assistant Corporation Counsel Gottschalk was requested to draft a proposed Parking Enforcement Ordinance for review by committee members and Chief Macedo and Lt. Sullo.

Both Chief Macedo and Lt. Sullo felt that the proposed draft was satisfactory and would meet the immediate needs regarding parking enforcement procedures within the City of Danbury, Connecticut.

Councilwoman Skoff motioned to recommend adoption of the proposed draft governing Parking Enforcement, seconded by Councilman Torian. The vote was unanimous.

Respectfully submitted

 Edward T. Torian, Chairman

 Ernest M. Boynton

 Thora C. Skoff



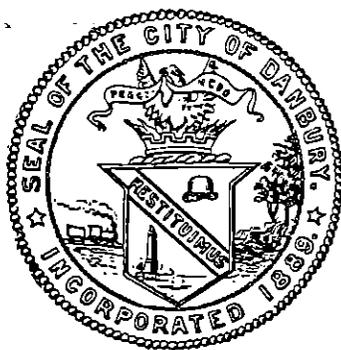
ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

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ORDINANCE

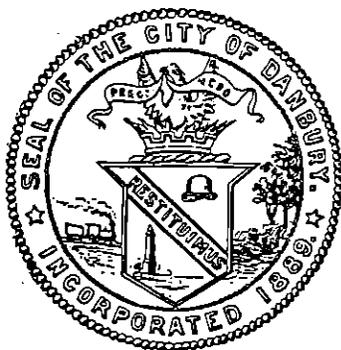
CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

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

"(b) If the person who is sent notice pursuant to subsection (a) wishes to admit liability for any alleged violation, he may, without requesting a hearing, pay the full amount of the fines, penalties, costs or fees admitted to in person or by mail to an official designated by the City. Such payment shall be inadmissible in any proceeding, civil or criminal, to establish the conduct of such person, or of the person making the payment. Any person who does not deliver or mail written demand for a hearing within ten (10) days of the date of the first notice provided for in subsection (a) shall be deemed to have admitted liability, and the designated City official shall certify such person's failure to respond to the hearing officer. The hearing officer shall thereupon enter and assess the fines, penalties, costs or fees provided for by the applicable ordinances and shall follow the procedure set forth in subsection (d) of this section.

"(c) Any person who requests a hearing shall be given written notice of the date, time and place for the hearing. Such hearing shall be held not less than fifteen (15) days, nor more than thirty (30) days from the date of the mailing of notice, provided the hearing officer shall grant upon good cause shown any reasonable request by any interested party for postponement or continuance. An original or certified copy of the initial notice of violation issued by a policeman or other issuing officer shall be filed and retained by the City, be deemed to be a business record within the scope of § 52-180 of the Connecticut General Statutes, and be evidence of the facts contained therein. The presence of the policeman or issuing officer shall be



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

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

required at the hearing if such person so requests. A person wishing to contest his liability shall appear at the hearing and may present evidence in his behalf. A designated City official, other than the hearing officer, may present evidence on behalf of the City. If such person fails to appear, the hearing officer may enter an assessment by default against him upon a finding of proper notice and liability under the applicable statutes or ordinances. The hearing officer may accept from such person copies of police reports, Motor Vehicle Department documents and other official documents by mail and may determine thereby that the appearance of such person is unnecessary. The hearing officer shall conduct the hearing in order and form and with such methods of proof as he deems fair and appropriate. The rules regarding the admissibility of evidence shall not be strictly applied, but all testimony shall be given under oath or affirmation. The hearing officer shall announce his decision at the end of the hearing. If he determines that the person is not liable, he shall dismiss the matter and enter his determination in writing accordingly. If he determines that the person is liable for the violations, he shall forthwith enter and assess the fines, penalties, costs or fees against such person as provided by the applicable ordinances of the City.

"(d) If such assessment is not paid on the date of its entry, the hearing officer shall send by first class mail a notice of the assessment to the person found liable and shall file, not less than thirty (30) days nor more than twelve (12) months after such mailing, a certified copy of the notice of assessment with the Clerk of the Superior Court for the geographical area, together with an entry fee. The certified copy of the



ORDINANCE

CITY OF DANBURY, STATE OF CONNECTICUT

COMMON COUNCIL

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

notice of assessment shall constitute a record of assessment. Within such twelve month period, assessments against the same person may be accrued and filed as one record of assessment. The Clerk shall enter judgment, in the amount of such record of assessment and court costs against such person in favor of the City. Notwithstanding any other provision of the General Statutes, the hearing officer's assessment, when so entered as a judgment, shall have the effect of a civil money judgment and a levy of execution on such judgment may issue without further notice to such person.

"(e) A person against whom an assessment has been entered pursuant to this section is entitled to judicial review by way of appeal. An appeal shall be instituted within thirty (30) days of the mailing of notice of such assessment by filing a petition to reopen assessment, together with an entry fee in an amount equal to the entry fee for a small claims case pursuant to § 52-259 of the Connecticut General Statutes, in the Superior Court for the geographical area, which shall entitle such person to a hearing in accordance with the rules of the judges of the Superior Court.

"(f) The Mayor shall appoint and the Common Council shall confirm two or more parking violation hearing officers, other than policemen or persons who issue parking tickets or work in the Police Department, to conduct the hearings authorized by this section. All such officers shall serve for a term of two (2) years."



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

REPORT & ORDINANCE

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

The Common Council committee appointed to review the request for alternate members to the Commission for the Handicapped, met at City Hall on January 17, 1984 at 7:15 P.M.

In attendance were Council Members Butera and Esposito. Councilman Cassano was absent due to illness. Also in attendance was Assistant Corporation Counsel Attorney Eric Gottschalk.

Councilwoman Butera read the request of Peter Wyckoff, Chairman of the Commission on the Handicapped, for Council approval of two persons to serve as Alternates to the Commission and to amend the present Ordinance to include the appointments of commission alternates.

Attorney Gottschalk explained the duties of the Alternates and presented a copy of the present ordinance with the additional wording to include Alternate members.

Councilman Esposito made a motion to approve the request and the addition to the present Ordinance, pending the Council's approval and the results of a public hearing. Motion seconded by Councilwoman J. Butera and carried.

Respectfully submitted

Anthony Cassano
Anthony Cassano - Chairman

Janet Butera
Janet Butera

John Esposito
John Esposito



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

REPORT

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Request concerning property at the intersection of Deer Hill Avenue, Wooster Street and West Wooster Street.

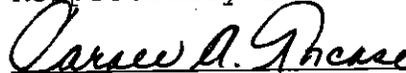
The committee met on January 5, 1984 at 7:40 P.M. with Councilpersons Torcaso, Flanagan & Johnson present.

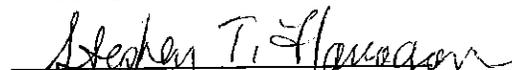
For the benefit of the new committee members a summary of details was presented beginning with the original request from Mayor Dyer and including the schematic design of the intersection and recommendations from Leonard Sedney, Planning Director, the request to the Police Dept. concerning accidents, traffic problems due to limited sight distances, traffic tie-ups, pedestrian hazards, an estimate of traffic signal costs, a verbal estimate from John Schweitzer City Engineer, concerning road building costs, and the request for an appraisal of the land.

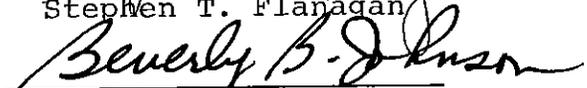
The appraisal of the land was reviewed at great length. Included in the discussion ~~was~~ ^{WERE} land costs, and costs involving road construction and signaling the intersection. The committee also discussed the surplus property that would be created and the probability of selling it to adjacent property owners.

After considerable discussion and feeling this project would be in keeping with on-going traffic flow improvements already at construction stage within the City, Councilman Flanagan made a motion to recommend to the Common Council that a Resolution be adopted authorizing the Corporation Counsel to negotiate with the owner(s) for the City to purchase the land located at 124 Deer Hill Avenue. Councilwoman B. Johnson seconded the motion which passed unanimously.

Respectfully submitted


Carole A. Torcaso Chairperson


Stephen T. Flanagan


Beverly B. Johnson

cc: Attorney E. Gottschalk
Attorney T.H. Goldstein

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RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

February 7, _____ A. D., 19 84



RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Common Council wishes to ameliorate potential traffic and pedestrian hazards at the corner of Deer Hill Avenue and West Wooster Street by realignment and signalization of said intersection; and

WHEREAS, said proposal will involve the public use of property located on the northwest corner of the juncture formed by Deer Hill Avenue and West Wooster Street as described in Danbury Land Records in Volume 635 at Page 1054, and which property is designated as Tax Assessor's Lot I-15122 and bearing a street address of 124 Deer Hill Avenue;

NOW, THEREFORE BE IT RESOLVED THAT the Office of the Corporation Counsel be and hereby is authorized to negotiate the acquisition of said parcel on behalf of the City of Danbury for such purposes.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

COMMON COUNCIL COMMITTEE REPORT

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Independent Auditors for the City of Danbury.

The Common Council committee appointed to recommend the selection of an independent auditing firm for the City of Danbury met on 1/23/84. In attendance were committee members Torian, Eriquez and Skoff and Mr. John Edwards, Acting Director of Finance.

Mr. Edwards was asked for his comments regarding the overall performance to date of Ernst and Whinney, the present independent city auditors. He replied that he was quite satisfied with the services being provided by Ernst and Whinney, that a good working relationship existed between both parties and he was assured that this favorable situation would continue to prevail in the future.

Ernst and Whinney is a "big 8" accounting firm with many years of experience in performing municipal audits; sixteen (16) of those years as independent auditors for the City of Danbury. Mr. Edwards noted the advantage in retaining the services of an auditing firm such as Ernst & Whinney who can provide audit managers that are familiar with larger municipalities.

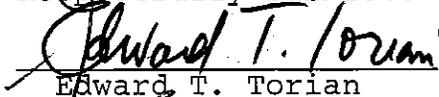
As a result of attrition within the Ernst & Whinney organization there is a normal turnover of Ernst and Whinney personnel; consequently, new staff members afford the City an objective review of its accounts by impartial observers over the years.

Selection of Ernst & Whinney would be most cost effective and in the City's best interests since there would be no breakdown in continuity of the existing levels of rapport and mutual confidentiality that is shared between the two entities.

Ernst & Whinney proposes to perform the audit for the fiscal year ending June 30, 1984 for \$42,000.00, an increase of approximately 9% above fiscal year 1983. In the committee's opinion, this increase was considered reasonable and consistent with increases in prior years, recognizing the trend in the growth of the City of Danbury.

Councilman Eriquez motioned that the committee recommend continued retention of the services of Ernst & Whinney for fiscal year of 1983-1984 at a ceiling of \$42,000 as the cost to the City of Danbury. Motion was seconded by Councilwoman T. Skoff and passed unanimously.

Respectfully submitted


Edward T. Torian Chairman


Gene Eriquez


Thora Skoff

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CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

February 3, 1984

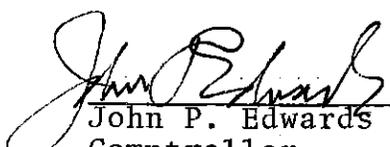
TO: Common Council via
Mayor James E. Dyer

Certification #28

FROM: John P. Edwards

We hereby certify to the availability of \$133,645.00 in the General Fund unencumbered fund balance for supplemental appropriation to the Fire Department as recommended by the Common Council Fire Liaison Committee.

Previous balance G.F. - Fund Balance	\$1,192,468.00
Less pending request	146,324.42
Less this request	133,645.00
	<hr/>
	\$ 912,498.58


John P. Edwards
Comptroller

JPE/af



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Operating costs of the Danbury Fire Department.

The Common Council Fire Department Liaison Committee met on January 11, 1984 at 8:30 P.M. at City Hall to discuss the operating cost of the Danbury Fire Department and the Departments request for additional funds in their Salaries and Overtime Accounts.

In attendance were Liaison Committee members Esposito, Boynton, DaSilva, Skoff and Chianese. Also attending were Chief Monzillo, Comptroller J. Edwards and Assistant Comptroller, D. Setaro.

Chief Monzillo explained in detail the Department's request for additional funds and passed out a 6 page explanatory fact sheet to all present. He stated that various lines in the Fire Department Budget were not properly funded. Chief Monzillo answered a number of questions from the committee as to his request, as did Messr. Edwards and Setaro.

The Chief made the amount of \$155,494 the necessary figure to cover the deficit until the end of the fiscal year. He also stated that the present labor negotiations between the City and the Fire Department could possibly change the requested total.

Councilman Boynton moved to table the request and to reconvene the meeting on January 19, 1984 at 9:00 P.M. at City Hall. Motion passed and the meeting adjourned at 10:30 P.M.

The Common Council Fire Department Liaison Committee reconvened the January 11th meeting at 8:00 P.M. in City Hall. Present were Committee members Esposito, Boynton, DaSilva, McGarry, Skoff and Butera. Also in attendance was Chief Monzillo, who presented the committee with a 10 page fact finder sheet with an adjusted request due to the current results of the contract negotiations between the Fire Department Union and the City. The Chief put the revised funding figure at \$133,645, compared to the \$155,494 figure before the new contract. This includes all the items on the presented summary sheet as follows:

Deputy Chief	\$18,275.
Ass't Chief Pay differential	5,736.
Acting out of Title	6,190
Longevity Increases	1,700
Step Differential	628.
Uniform Gear	9,265.
Holiday Pay (NDM)	11,180.
Vacation Sick Leave	42,624
Injuries Contract	<u>95,598.</u>
Present Deficit	<u>36,173.</u>
	131,771.
Total	<u>\$133,645</u>

Councilman Boynton moved that the Committee recommend to the Council that the necessary funding be approved and that the funding come from the unencumbered fund balance (surplus). The motion was seconded by Councilwoman Butera and the motion passed unanimously. Meeting adjourned at 9:30 P.M.

Thora Skoff

Joseph Chianese

John McGarry

Ernest Boynton ..

Respectfully submitted

John Esposito, Chairman

Joseph DaSilva

Janet Butera

COMMON COUNCIL SEWER & WATER EXTENSION COMMITTEE REPORT

Date: February 7, 1984

To: Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Request of Ralph Gallagher - Mill Plain Road

The Sewer & Water Extension committee of the Common Council has met and reviewed the above petition with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said water line.
2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.
3. 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.
4. 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.
5. 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.
6. The 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.

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

7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended water lines.

Respectfully submitted

Bernard P. Gallo Chairman
Bernard P. Gallo

Edward P. Torian
Edward P. Torian

Nicholas Zotos
Nicholas Zotos

John A. McGarry
John A. McGarry

Joseph J. Durkin
Joseph J. Durkin

Stephen T. Flanagan
Stephen T. Flanagan

Russell M. Foti
Russell M. Foti

COMMON COUNCIL SEWER & WATER EXTENSION COMMITTEE REPORT

Date: February 7, 1984

To: Honorable Mayor James E. Dyer
Honorable Members of the Common Council

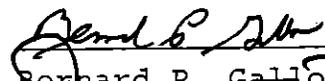
Re: Request of A.M. Rizzo - Mill Plain Road.

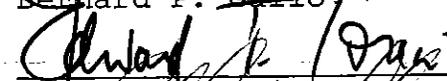
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 6. The petitioner shall convey ownership of and easements to all or such portions of the water lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.
- Should another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or hook-up shall be furnished in a form satisfactory to the City Engineer and Corporation Counsel.
7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended water lines.

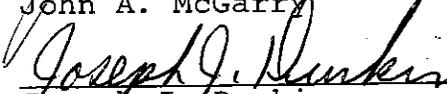
Respectfully submitted

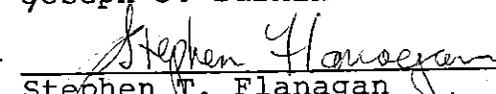

Bernard P. Gallo Chairman

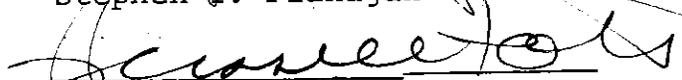

Edward T. Torian


Nicholas Zotos


John A. McGarry


Joseph J. Durkin


Stephen T. Flanagan


Russell M. Foti

COMMON COUNCIL SEWER & WATER EXTENSION COMMITTEE REPORT

Date: February 7, 1984

To: Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Request of Richard Sporck - Mill Plain Road.

The Sewer & Water Extension committee of the Common Council has met and reviewed the above petition with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said water line.
2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.
3. 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.
4. 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.
5. 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.
6. The 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.

Should another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or hook-up shall be furnished in a form satisfactory to the City Engineer and Corporation Counsel.
7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended water lines.
8. Maximum water allocation of 20,420 Gallons Per Day.

Respectfully submitted

Bernard P. Gallo Chairman

 Bernard P. Gallo

Edward T. Torian

 Edward T. Torian

Nicholas Zetos

 Nicholas Zetos

John A. McGarry

 John A. McGarry

Joseph J. Durkin

 Joseph J. Durkin

Stephen T. Flanagan

 Stephen T. Flanagan

Russell M. Foti

 Russell M. Foti

COMMON COUNCIL SEWER & WATER EXTENSION COMMITTEE REPORT

Date: February 7, 1984

To: Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Request of John Morganti & Sons - Mill Plain Rd. & Old Ridgebury Road.

The Sewer & Water Extension committee of the Common Council has met and reviewed the above petition with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said water line.
2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.
3. 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.
4. 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.
5. That upon completion of installation, title to said water line 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.
6. The 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.

Should another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or hook-up shall be furnished in a form satisfactory to the City Engineer and Corporation Counsel.
7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended water lines.
8. Maximum water allocation of 24,000 Gallons Per Day.
9. Property to be used for a maximum 240 room hotel or office space not to exceed 200,000 sq. ft.

Respectfully submitted

Bernard P. Galle Chairman
Bernard P. Galle

Edward T. Torian
Edward T. Torian

Nicholas Zotos
Nicholas Zotos

John A. McGarry
John A. McGarry

Joseph J. Durkin
Joseph J. Durkin

Stephen T. Flanagan
Stephen T. Flanagan

Russell M. Foti
Russell M. Foti

COMMON COUNCIL SEWER & WATER EXTENSION COMMITTEE REPORT

48

Date: February 7, 1984

To: Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Request of Gary Kurz - Old Mill Plain Road.

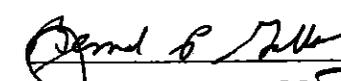
The Sewer & Water Extension committee of the Common Council has met and reviewed the above petition with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

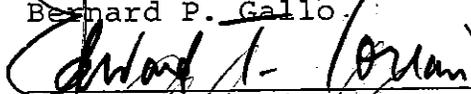
It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said water line.
2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.
3. 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.
4. 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.
5. 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.
6. The 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.

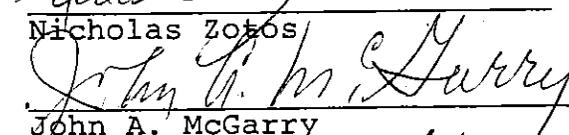
Should another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or hook-up shall be furnished in a form satisfactory to the City Engineer and Corporation Counsel.
7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended water lines.

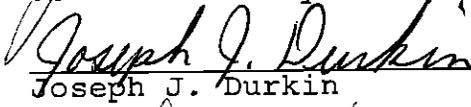
Respectfully submitted


Bernard P. Gallo Chairman


Edward F. Torian


Nicholas Zotos


John A. McGarry


Joseph J. Durkin


Stephen T. Flanagan


Russell M. Foti



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

SEWER & WATER EXT. COMMITTEE REPORT

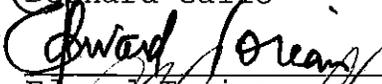
Honorable Mayor James E. Dyer
Honorable Members of the Common Council

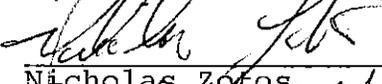
Re: Request of John Lucchesi for water - Mill Plain Road.

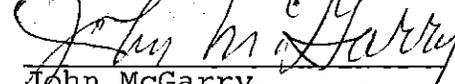
The Sewer & Water Extension Committee of the Common Council met on January 9, 1984 in room 432 at City Hall and after some discussion with the City Engineer and Superintendent of Public Utilities, a motion was made and approved to grant the petitioner's request as this isn't an extension but a hookup and a permit can be issued by the City Engineer's Office.

Respectfully submitted


Bernard Gallo Chairman

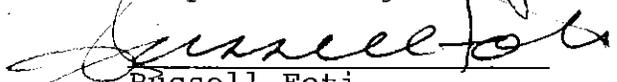

Edward Torian


Nicholas Zotos


John McGarry


Joseph Durkin


Stephen Flanagan


Russell Foti

COMMON COUNCIL SEWER & WATER EXTENSION COMMITTEE REPORT

Date: February 7, 1984

To: Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Request of Jules Lang - Crows Nest Lane & Great Pasture Road.

The Sewer & Water Extension committee of the Common Council has met and reviewed the above petition with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

1. The petitioner shall bear all costs relative to the installation of said sewer line.
2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.
3. 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.
4. 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.
5. That upon completion of installation, title to said sewer 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.
6. The petitioner shall convey ownership of and easements to all or such portions of the sewer lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

Should another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or hook-up shall be furnished in a form satisfactory to the City Engineer and Corporation Counsel.
7. No Certificate of Occupancy shall be issued until the above requested forms, documents, plans, etc. are received and the City owns the extended sewer lines.
8. Maximum of 25,500 Gallons Per Day.

Respectfully submitted

Bernard P. Gallo Chairman

Bernard P. Gallo

Edward T. Torian

Edward T. Torian

Nicholas Zotos

Nicholas Zotos

John A. McGarry

John A. McGarry

Joseph J. Durkin

Joseph J. Durkin

Stephen T. Flanagan

Stephen T. Flanagan

Russell M. Foti

Russell M. Foti



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

SEWER & WATER EXT COMMITTEE REPORT

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Request of Our Lady of Guadalupe Roman Catholic Church
for Sewers at 29 Golden Hill Road.

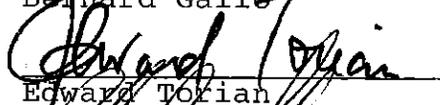
The Sewer & Water Extension Committee of the Common Council has met and reviewed the above Petition with the City Engineer and has also reviewed a recommendation for approval, from the Planning Commission.

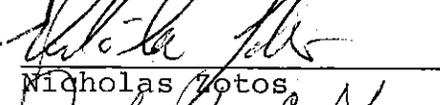
It is the recommendation of this committee that the petition be granted with the following conditions and restrictions:

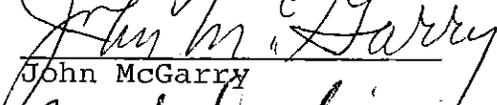
1. The Petitioner shall bear all costs relative to the installation of said sewer lines.
2. Detailed Engineering Plans and Specifications are to be approved by the City Engineer and the Superintendent of Public Utilities prior to the start of construction.
3. Petitioner shall own and maintain proposed pumping station.

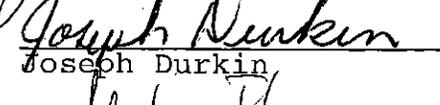
Respectfully submitted

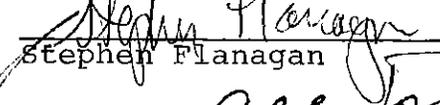
 Chairman


Edward Torian


Nicholas Zotos


John McGarry


Joseph Durkin


Stephen Flanagan


Russell Foti



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

REPORT

The Common Council committee formed to review the Connecticut Air Service, Inc. Lease, met on January 23, 1984. In attendance were committee members Torian, Farah and Zotos, representatives from the Aviation Commission Paul Estefan, John Scarfi and James McManus, and Assistant Comptroller D. Setaro.

Paul Estefan briefed the committee on the sequence of events between the Aviation Commission and the Connecticut Air Service, Inc. In June, 1981 Mr. Bob Costello purchased Connecticut Air Service, Inc. from Mr. George Utley Jr., the previous owner of the Firm.

Connecticut Air Service occupies 1.17 acres of City property located at the Danbury Airport. CAS presently owes the City of Danbury \$5,793.50 in unpaid land rents for this parcel, from June, 1981 through June, 1984. (Schedule below)

CAS has been operating at the Airport without a lease since June, 1981. An informal fee arrangement of \$631.00 per year was temporarily agreed upon until a formal lease could be executed between the Aviation Commission and CAS. The committee members overwhelmingly agreed that any further delay in payment of past-due land rents by CAS is totally unwarranted. Additionally, this parcel of city property is of considerable value and a genuine effort should be made to secure a fair and equitable lease arrangement with CAS as soon as possible.

Councilman Farah motioned that the committee recommend payment in full of the unpaid land rents totalling \$5,793.50 by CAS no later than April 1, 1984. If payment is not received by this date then no further attempts be made to negotiate with them on any of their requests, and the City begin eviction proceedings on this property forthwith. Further, upon payment of past-due land rents prior to April 1, 1984, that negotiations for a new lease between the Aviation Commission and CAS must be completed by June 1, 1984.

Assistant Corporation Counsel Gottschalk is requested to draft the letter to CAS which will also include copies of outstanding invoices for the total of the unpaid balance, to be supplied by the Comptroller's Office, Motion was seconded by Councilman Zotos and passed unanimously.

CAS, Inc. Schedule of unpaid land Rents from 7/1/1981 through June 30, 1984. Comptroller's Records.

<u>Billing Period</u>	<u>Billed</u>	<u>Paid</u>	<u>Balance</u>
7/1/1981-12/31/81	\$1,228.50	-	-
1/1/1982- 6/30/82	1,228.50	\$631.00	
7/1/1982-12/31/82	1,228.50		
1/1/1983- 6/30/83	1,228.50	631.00	
7/1/1983-12/31/83	1,228.50	315.50	
1/1/1984- 6/30/84	1,228.50		
	<u>\$7,371.00</u>	<u>\$1,577.50</u>	<u>\$5,793.50</u>

Respectfully submitted

Edward T. Torian
Edward T. Torian

Mounir Farah
Mounir Farah

Nicholas Zotos
Nicholas Zotos



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

REPORT

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

The Ad Hoc Committee formed to consider the request for approval of a Memorandum of Agreement involving Police Officer Lisa Searles, met on November 14th and December 28, 1983 in room 432 at City Hall.

Present were Councilmen Eriquez, Esposito and Councilwoman J. Butera. At the first meeting, Mr. Merullo, Personnel Director and Eric Gottschalk, Assistant Corporation Counsel, were also in attendance. Police Officer L. Searles attended the first meeting along with Anthony Yakacki, who acted as her representative. Mr. Yakacki attended the second meeting as well.

Mr. Yakacki explained Mrs. Searles situation to the committee. He stated that she was experiencing medical problems, possibly the result of a pregnancy. As a result of these complications, Ms. Searles had expended most of her allotted sick time. Anticipating the shortage of sick time when Ms. Searles would be required to go on leave for medical reasons, Mr. Yakacki approached the Mayor with the problem in late August 1983. The result of this meeting was an understanding that Officer Searles would be paid for a short period of time after expending her allotted days. Mr. Yakacki noted that this was agreed to after careful consideration of the particular hardships in this case.

Subsequently, Ms. Searles gave birth in late August and her sick time ran out on September 11th. Due to orders from her doctor, Ms. Searles was not allowed to return to work until the 23rd of Oct. Approximately six weeks had elapsed of which Ms. Searles thought she was to be paid for per the agreement.

However, the City Comptroller, Mr. J. Edwards, informed Mr. Yakacki that since this action required the authorization of funds, the Common Council would have to act on the matter. Therefore, the item was placed on the Council Agenda.

Discussion among those present ensued. Mrs. Butera and Mr. Esposito raised the concern of establishing a precedent that others under City contracts in similar situations may attempt to follow.

Mr. Yakacki noted that he, as Police Union President, was willing to sign a Memorandum of Agreement that would legally state that this particular case was an exception to the collective bargaining agreement, not a change in that agreement. He also noted this would contain language stating that this was "one time deal" involving Police Officer Searles and would not be used in bargaining positions in the future.

Mr. Gottschalk researched the issue utilizing State Statutes and rendered the opinion that the Council could possibly accept this type of agreement if they so chose. He cautioned the committee that the precedent issue and the binding authority of such a proposal agreement may be challenged at a later time.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

After lengthy debate, Mrs. Butera moved to recommend to the full Council that this request for funds for the additional time (Approximately \$1,500) be denied since doing so may set an unfavorable precedent for the City when confronted with similar situations involving others under City Contracts. The motion was seconded by Mr. Esposito. The vote was 2 Ayes and 1 Nay. Mr. Eriquez voted in opposition to the motion.

Respectfully submitted

Chairman

Gene Eriquez

John Esposito

Janet Butera



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

REPORT
COMMON COUNCIL CLAIMS COMMITTEE

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

The Claims committee of the Common Council met on Thursday, Jan. 19, 1984 at 7:30 P.M. in room 432 at City Hall. In attendance were the following individuals: Councilman Eriquez, Chairman of the committee; Councilman Durkin and Councilwoman B. Johnson, members of the committee; Thomas Fabiano, City Risk Manager, Assistant Corporation Counsel for Claims, Terry Sachs and Councilman Boynton, a former chairman of the Claims committee.

The meeting commenced with Mr. Boynton, at the committee's request, providing the new members with an explanation of the operation of the Claims committee.

Subsequently, Mr. Fabiano explained the function of the Risk Manager and how his position relates to the workings of the Claims Committee.

Attorney Sachs provided the committee with a general overview of the committee's actions in the past and his opinion of the legal charge of the committee per the City's code of ordinances.

He noted that there was only one case requiring Council(committee)action at this time. The case is the claim of Elaine Orlando vs. the City of Danbury, date of loss was September 9, 1980.

Mr. Sachs explained the case history to the committee. He sated that this claim is covered by the City's insurance and that the insurance company has cooperated fully and has paid the claim. However, the issue of the deductible amount (\$2,500) has to be resolved by the Council.

In this case, Mr. Sachs and Mr. Fabiano recommended that the committee authorize the City to pay the deductible amount.

Following discussion, Mr. Durkin moved to recommend that the Council authorize the City to pay the \$2,500 deductible amount in the case of Elaine Orlando vs. the City of Danbury. The motion was seconded by Mrs. Johnson. The vote was unanimous in favor of the motion.

A Resolution to the effect of the motion was to be formulated by Mr. Sachs and included with this report to be placed on the February meeting agenda.

Respectfully submitted

Chairman

Gene Eriquez

Mounir Farah

Louis Charles

Beverly Johnson

Joseph Durkin



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

February 7, 1984

PUBLIC WORKS COMMITTEE REPORT

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Road Bond Projects - Osborne St.-Franklin St Connector
Balmforth & Maple Avenues.

The Public Works Committee studied the preliminary design for the Osborne Street, Franklin Street Connector and the improvements to Balmforth and Maple Avenues. Both plans are basically the same as those approved by the Common Council for referendum in 1982. They also show a concerted effort to keep property acquisition to a minimum, while following a route that gives sought-after traffic flow improvements.

The Public Works Committee finds the preliminary plans for the above mentioned road improvements to be of superior quality and recommends their approval by the Common Council.

Respectfully submitted

Chairman

Joseph DaSilva

Constance McManus

Anthony Cassano

Mounir Farah

Carole Torcaso

John Esposito

Gene Eriquez