

COMMON COUNCIL MEETING AGENDA

MAY 6, 1980

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

PLEDGE OF ALLEGIANCE TO THE FLAG

PRAYER

ROLL CALL

Councilmembers - Delsin, McManus, Gallo, Walsh, Rinder, Scialabba, Repole, Kennedy, White, Cassano, Murray, Ryan, Visconti, DaSilva, Turk, Boynton, Burke, Butera, Evans, Fabiano, Torian.

20 Present / Absent.

Reading of the minutes of the Common Council Meetings held on April 1 and April 7, 1980.

The Minutes were

NOTICES FROM MAYOR DYER

CLAIMS  
001 Winifred Droney - Linda E. Hancock - Joanne Levesque -

Donald Lipsi - Mary K. Clark - Lawrence G. Hayes - Paula Dlubac - Micheline Montanaro.

The Claims were referred to the Claims Committee and Assistant Corporation Counsel for Claims (Attorney West).

RESOLUTION  
002 ✓ Re: Tax Abatements for Beaver St. Apartments Inc.

The Resolution was

RESOLUTION  
002-A ✓ Re: Agreement for Danbury Youth Commission and Danbury Cultural Commission to apply for funds for a Concert.

The Resolution was

COMMON COUNCIL MEETING AGENDA

MAY 6, 1980

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COMMUNICATION - Request of Homer Kerkheiser to purchase City owned house on  
003 West Kenosia Avenue.

P.W. ✓

The Communication was referred to

COMMUNICATION - Request of June Construction Co. to purchase City Land on  
004 Newtown Road.

P.W. ✓

The Communication was referred to

COMMUNICATION - Offer by Robert Goodfellow of land for sale to the City  
005 located on New Street.

Hand of  
P. W. ✓

The Communication was referred to

COMMUNICATION - Request of Louis DeFabritis for acceptance of Fir Drive - Aunt  
006 Hack Ridge Estates.

P.W. ✓

The Communication was referred to

PETITION → Traffic Hazards and problems on Golden Hill Road.  
007

P.W. ✓  
The Mayor  
wants in  
discussion

The Petition was referred to

COMMUNICATION - Request of Sugar Hollow Park, Inc. to remove a Dam on City or  
008 State land behind their property.

P.W. ✓  
P.

The Communication was referred to

COMMUNICATION - Drainage problems on Pembroke Terrace & Johnson Drive.  
009

P.W. ✓  
P.

The Communication was referred to

COMMUNICATION - Water run-off to the rear of Highland Avenue Park  
010

P.W. ✓

The Communication was referred to

COMMUNICATION - Ordinance to establish Alternate members for the Planning  
011 Commission.

Delin  
truck  
Tortious

The Communication was referred to

COMMUNICATION - Request of Samuel M. Showah for sewers for South Cove area -  
012 and Danbury Town Park.

P.W. ✓  
P.

The Communication was referred to

COMMON COUNCIL MEETING AGENDA

MAY 6, 1980

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COMMUNICATION - Request of Alan Resnick for extension of sewer from Finance  
013 Drive to Sandpit Road.

*P.W.*  
The Communication was referred to

COMMUNICATION - Request of Abel and Norman Carvalho for city water & sewer on  
013-A Short Street.

*sew & water*  
*P.W.*  
The Communication was referred to

COMMUNICATION - Request of Gerald Davis for sewers on Woodside Avenue Area.  
014

*P.W.*  
The Communication was referred to

COMMUNICATION - Request for the Town of Newtown to use City of Danbury's  
015 Septic Lagoon.

*P.W.*  
The Communication was referred to

COMMUNICATION - Request of Danbury Rifle and Pistol Club to use Miry Brook Range  
016

The Communication was referred to

COMMUNICATION - Request for an Ordinance to establish attendance requirements  
017 for Boards & Commissions.

*P.W.*  
The Communication was referred to

COMMUNICATION - Danbury Aviation Commission Lease - Centerfield Wind  
018 Instrument at Danbury Airport.

*Galle*  
*Turne*  
*Homad*  
The Lease was

COMMUNICATION - Request from the Tax Collector for transfers to Municipal  
019 Suspense List.

The Communication was accepted and transfers authorized.

COMMUNICATION - Request from the Tax Collector for abatement of water service  
020 charges.

The Communication was accepted and abatements approved.

COMMUNICATION - To amend appropriations for Commission on Aging.  
021

*ok*  
The Communication was accepted and request granted.

COMMON COUNCIL MEETING AGENDA

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COMMUNICATION  
&  
CERTIFICATION  
022 ✓

- Request for transfer of funds to Planning Commission.

The Communication was accepted and transfer of funds authorized.

COMMUNICATION  
&  
CERTIFICATION  
023 ✓

- Request for transfer of funds for Common Council Accounts.

The Communication was accepted and transfer of funds authorized.

COMMUNICATION  
&  
CERTIFICATION  
024 ✓

- Request for transfer of funds to School Maintenance Account for 1500 Chairs.

The Communication was accepted and transfer of funds authorized.

COMMUNICATION  
&  
CERTIFICATION  
025 ✓

- Transfer of funds to Commission on Aging for Municipal Agent.

The Communication was accepted and transfer of funds authorized.

COMMUNICATION  
026 ✓

- Appointment of an Alternate to the Fair Rent Commission.

The Communication was accepted and appointment confirmed.

COMMUNICATION  
027 ✓

- Appointment to Conservation Commission.

The Communication was accepted and appointment confirmed.

COMMUNICATION  
028 ✓

- Appointment to Commission on Aging.

The Communication was accepted and appointment confirmed.

DEPARTMENT REPORTS - 029

Fire Chief Aviation Commission  
Fire Marshal Building Inspector  
Police Chief Health Inspector  
Health Dept. WIC Program Housing Inspector  
Health Education Coordinator  
Health Dept. Coordinator of Environmental & Occupational Services.

AD HOC COMMITTEE REPORTS

COMMON COUNCIL MEETING AGENDA

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REPORT 030 ✓ - Drska Property

The Report was  
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REPORT - 031 ✓ - Sale of Ives St. Firehouse.

The Report was  
-----

REPORT - 032 ✓ - Petition of John Viniello - Aunt Hack Road.

The Report was  
-----

REPORT - 033 ✓ - Petition of W. Freitas for Fern St. Property.

The Report was  
-----

REPORT - 034 ✓ - Petition of M. Dumas - Charcoal Ridge South.

The Report was  
-----

REPORT - 035 ✓ - Request of Thomas Scott for sewer & water on Franklin St. and Farview Avenue.

The Report was  
-----

✓36 Land Acquisition Committee Report

37 Negligence - Statute of Limitations

There being no further business to come before the Council, the meeting was adjourned at ~~9:05~~ 9:10 O'Clock P.M.

9:10

*Yes 3x*

*y y y y y y NO*  
Delsin, McManus, Gallo, Walsh, Rinder, Scilabba,  
*y y y y y*  
Repole, Kennedy, White, Cassano, Murray, Ryan,  
*y y y y y*  
Visconti, DaSilva, Turk, Boynton, Burke, Butera,  
*y y y y y*  
Evans, Fabiano, Torian.

--- *16* --- present *4 no* --- *1 asb* --- absent

*Yes 5x*

Delsin, McManus, Gallo, Walsh, Rinder, Scilabba,  
Repole, Kennedy, White, Cassano, Murray, Ryan,  
Visconti, DaSilva, Turk, Boynton, Burke, Butera,  
Evans, Fabiano, Torian.

-----present-----absent

*Scott*

*no y y y y y*  
Delsin, McManus, Gallo, Walsh, Rinder, Scilabba,  
*y y y y y*  
Repole, Kennedy, White, Cassano, Murray, Ryan,  
*y y y y y NO*  
Visconti, DaSilva, Turk, Boynton, Burke, Butera,  
*y y y y y*  
Evans, Fabiano, Torian.

--- *18 y* --- present *1 no* --- *1 asb* --- absent

Delsin, McManus, Gallo, Walsh, Rinder, Scilabba,  
Repole, Kennedy, White, Cassano, Murray, Ryan,  
Visconti, DaSilva, Turk, Boynton, Burke, Butera,  
Evans, Fabiano, Torian.

-----present-----absent

*takes*

<sup>y</sup>Delsin, <sup>y</sup>McManus, <sup>y</sup>Gallo, <sup>y</sup>Walsh, <sup>y</sup>Rinder, <sup>y</sup>Scilabba,  
<sup>y</sup>Reple, <sup>y</sup>Kennedy, <sup>y</sup>White, <sup>y</sup>Cassano, <sup>y</sup>Murray, <sup>y</sup>Ryan,  
<sup>y</sup>Visconti, <sup>y</sup>DaSilva, <sup>y</sup>Turk, <sup>y</sup>Boynton, <sup>y</sup>Burke, <sup>y</sup>Butera,  
<sup>y</sup>Evans, <sup>y</sup>Fabiano, <sup>y</sup>Torian.  
 -----<sup>20</sup>present <sup>1</sup>absent-----absent

*Youth Comm.*

<sup>y</sup>Delsin, <sup>y</sup>McManus, <sup>y</sup>Gallo, <sup>y</sup>Walsh, <sup>y</sup>Rinder, <sup>y</sup>Scilabba,  
<sup>y</sup>Reple, <sup>y</sup>Kennedy, <sup>y</sup>White, <sup>y</sup>Cassano, <sup>y</sup>Murray, <sup>y</sup>Ryan,  
<sup>y</sup>Visconti, <sup>y</sup>DaSilva, <sup>y</sup>Turk, <sup>y</sup>Boynton, <sup>y</sup>Burke, <sup>y</sup>Butera,  
<sup>y</sup>Evans, <sup>y</sup>Fabiano, <sup>y</sup>Torian.  
 -----<sup>20</sup>present <sup>1</sup>absent-----absent

*Suppose  
takes  
absent*

<sup>y</sup>Delsin, <sup>y</sup>McManus, <sup>y</sup>Gallo, <sup>y</sup>Walsh, <sup>y</sup>Rinder, <sup>y</sup>Scilabba,  
<sup>y</sup>Reple, <sup>y</sup>Kennedy, <sup>y</sup>White, <sup>y</sup>Cassano, <sup>y</sup>Murray, <sup>y</sup>Ryan,  
<sup>y</sup>Visconti, <sup>y</sup>DaSilva, <sup>y</sup>Turk, <sup>y</sup>Boynton, <sup>y</sup>Burke, <sup>y</sup>Butera,  
<sup>y</sup>Evans, <sup>y</sup>Fabiano, <sup>y</sup>Torian.  
 -----<sup>20</sup>present <sup>1</sup>absent-----absent

*S.C.*

<sup>y</sup>Delsin, <sup>y</sup>McManus, <sup>y</sup>Gallo, <sup>y</sup>Walsh, <sup>y</sup>Rinder, <sup>y</sup>Scilabba,  
<sup>y</sup>Reple, <sup>y</sup>Kennedy, <sup>y</sup>White, <sup>y</sup>Cassano, <sup>y</sup>Murray, <sup>y</sup>Ryan,  
<sup>y</sup>Visconti, <sup>y</sup>DaSilva, <sup>y</sup>Turk, <sup>y</sup>Boynton, <sup>y</sup>Burke, <sup>y</sup>Butera,  
<sup>y</sup>Evans, <sup>y</sup>Fabiano, <sup>y</sup>Torian.  
 -----<sup>20</sup>present <sup>1</sup>absent-----absent

Planning

<sup>y</sup> Delsin, <sup>y</sup> McManus, <sup>y</sup> Gallo, <sup>y</sup> Walsh, <sup>y</sup> Rinder, <sup>y</sup> Scialabba,  
<sup>y</sup> Repole, <sup>y</sup> Kennedy, <sup>y</sup> White, <sup>y</sup> Cassano, <sup>y</sup> Murray, <sup>y</sup> Ryan,  
<sup>y</sup> Visconti, <sup>y</sup> DaSilva, <sup>y</sup> Turk, <sup>y</sup> Boynton, <sup>y</sup> Burke, <sup>y</sup> Butera,  
<sup>y</sup> Evans, <sup>y</sup> Fabiano, <sup>y</sup> Torian.  
20 y<sup>s</sup> 1 a<sup>b</sup>  
-----present-----absent

Community Council

<sup>y</sup> Delsin, <sup>y</sup> McManus, <sup>y</sup> Gallo, <sup>y</sup> Walsh, <sup>y</sup> Rinder, <sup>y</sup> Scialabba,  
<sup>y</sup> Repole, <sup>y</sup> Kennedy, <sup>y</sup> White, <sup>y</sup> Cassano, <sup>y</sup> Murray, <sup>y</sup> Ryan,  
<sup>y</sup> Visconti, <sup>y</sup> DaSilva, <sup>y</sup> Turk, <sup>y</sup> Boynton, <sup>y</sup> Burke, <sup>y</sup> Butera,  
<sup>y</sup> Evans, <sup>y</sup> Fabiano, <sup>y</sup> Torian.  
20 y<sup>s</sup> 1 a<sup>b</sup>  
-----present-----absent

charts

<sup>y</sup> Delsin, <sup>y</sup> McManus, <sup>y</sup> Gallo, <sup>y</sup> Walsh, <sup>y</sup> Rinder, <sup>y</sup> Scialabba,  
<sup>y</sup> Repole, <sup>y</sup> Kennedy, <sup>y</sup> White, <sup>y</sup> Cassano, <sup>y</sup> Murray, <sup>y</sup> Ryan,  
<sup>y</sup> Visconti, <sup>y</sup> DaSilva, <sup>y</sup> Turk, <sup>y</sup> Boynton, <sup>y</sup> Burke, <sup>y</sup> Butera,  
<sup>y</sup> Evans, <sup>y</sup> Fabiano, <sup>y</sup> Torian.  
20 y<sup>s</sup> 1 a<sup>b</sup>  
-----present-----absent

agent

<sup>y</sup> Delsin, <sup>y</sup> McManus, <sup>y</sup> Gallo, <sup>y</sup> Walsh, <sup>y</sup> Rinder, <sup>y</sup> Scialabba,  
<sup>y</sup> Repole, <sup>y</sup> Kennedy, <sup>y</sup> White, <sup>y</sup> Cassano, <sup>y</sup> Murray, <sup>y</sup> Ryan,  
<sup>y</sup> Visconti, <sup>y</sup> DaSilva, <sup>y</sup> Turk, <sup>y</sup> Boynton, <sup>y</sup> Burke, <sup>y</sup> Butera,  
<sup>y</sup> Evans, <sup>y</sup> Fabiano, <sup>y</sup> Torian.  
20 y<sup>s</sup> 1 a<sup>b</sup>  
-----present-----absent

1

Mrs. George S. Dronay  
Bilberry Lane  
Bridgewater, Connecticut 06752

May 14, 1980

To whom it may concern:

I am enclosing copies of the medical bills I have received to date.

However, I feel I am also entitled to be compensated for the pain & suffering plus the inconvenience I have had to endure, due to the fall on April 24<sup>th</sup>.

My right hand is still swollen, as is my knee, & I am unable to drive my car. I have had to miss only 2 days from work, but it's still a loss to me financially.

That sidewalk between Landsman's & Martin's really should be repaired properly. One section

is at a lower level than the other-  
most uneven. One area of that same  
section appears to have been patched-up  
"blacktopped") at a couple of different  
occasions -

Very truly yours,  
Winifred Rooney

67 SANDPIT ROAD  
 DANBURY, CONN. 06810  
 (203) 797-1000

AID

890 ETHAN ALLEN HWY.  
 RIDGEFIELD, CONN. 06877  
 (203) 438-8400

REFERENCE NO. <i>00023</i>	INS. CODE <i>X</i>	PATIENT NAME <i>Winifred Droney</i>
-------------------------------	-----------------------	--

DATE <i>5/16/80</i>	DOCTOR <i>Kotich</i>
------------------------	-------------------------

	DESCRIPTION	FEE		DESCRIPTION	FEE
1.	OFFICE VISIT	<i>200</i>	15.	SUBMAXIMAL STRESS TEST	
46.	OFFICE VISIT - R.N.		16.	HEMATOCRIT	
2.	EXTENDED OFFICE VISIT		17.	WHITE BLOOD COUNT	
3.	OFFICE CONSULTATION		452.	PLATELET COUNT/O	
4.	LIMITED CONSULTATION		18.	FIRST IV INJECTION	
5.	HISTORY & PHYSICAL		19.	ADDITIONAL IV INJECTION	
7.	EKG		366.	IV INFUSION	
8.	URINALYSIS		51.	HANDLING & INTERPRETATION	<i>60</i>
9.	STOOL FOR OCCULT BLOOD		222.	BLOOD PRESSURE	
10.	CHEST X-RAY PA/LATERAL		<i>20</i>	<i>X</i> <i>ESa</i>	<i>50</i>
130.	PROFILE 21 GENERAL		<i>126</i>	<i>X</i> <i>Uric acid</i>	<i>80</i>
36.	PAP SMEAR		<i>109</i>	<i>X</i> <i>Latex fix</i>	<i>80</i>
11.	SPIROMETRY				
12.	SPIROMETRY WITH BRONCHODILATOR				
14.	SIGMOIDOSCOPE				

DATE OF	PREVIOUS BALANCE	CURRENT CHARGES <i>4900</i>	CURRENT PAYMENTS	BALANCE DUE
---------	------------------	--------------------------------	------------------	-------------

RETURN: \_\_\_\_\_ DAYS \_\_\_\_\_ WEEKS \_\_\_\_\_ MONTHS

NEXT APPT: \_\_\_\_\_ AM \_\_\_\_\_ PM

PART OF YOUR LABWORK WAS DONE BY GLASS COLUMBIA LAB IN BRIDGEPORT, CONNECTICUT

WE PAID THEM \$ \_\_\_\_\_ THE BALANCE WAS OUR COSTS.

DIAGNOSIS *contusion hand X-ray @ hand*

DR SIGNATURE *[Signature]*



# PAID RECEIPT PHARMACY

STORE NO. 5

5-17-80  
DATE

PATIENT'S NAME

DR. Koteli

Winifred Almon

Rx

# 346-849

PRICE

6.00

FORM NO. 64 (12/72)

B. E. Pol  
REGISTERED PHARMACIST

Mrs. George S. Droney  
Bilberry Lane  
Bridgewater, Connecticut 06752

May 19, 1980

To whom it may Concern.

It was necessary for me  
to see my physician again on  
May 16<sup>th</sup>, as my hand is still  
swollen & painful.

Enclosed are the medical  
statements & receipt for my  
prescription.

Very truly yours,  
Winifred Droney

4/15/80

To: City Clerk;

On Friday night Feb. 1<sup>st</sup> 1980. my daughter, Micheline Montanaro, and Patricia Simone, went to the Danbury High Schools' gym entrance to pick up one of the cheer leaders, Lori McKeenan, who was returning from an out of town game. The gym door from the parking lot was open, assuming the bus of players and cheer leaders had returned. Miché and Patricia went inside of the foyer, realizing the bus had not returned, since it was cold outside they remained inside the foyer to wait. Banging on the wall of the foyer a display schedule of games, the frame made of metal, glass or step glass. Miché was looking up, reading the game schedule, it fell from the wall, striking her across the nose and the outside corner of her left eye, cutting the skin, causing this to bleed. She now has a scar on the corner of the eye.

A janitor, whom they saw near the boys locker room, came over ask what has happened after being told, he told them it was already broken. This man, janitor, told Miché to see Mr. Russ which he did, which

has lead to you.

On Sat. Feb 2nd, the next day I brought Miche to the Danbury Hospital emergency room for X-rays and medical attention, because, by Sat she had one dilly of a black eye, and swollen face.

I will appreciate your consideration on this matter of clearing up this bill to the Danbury Hospital.

Thank you  
Ann Montanaro-Martino

Donald J. Lipsi  
4 Barnum Road  
Danbury, Conn. 06810

April 14, 1980

City Clerk  
Danbury City Hall  
Danbury, Conn.

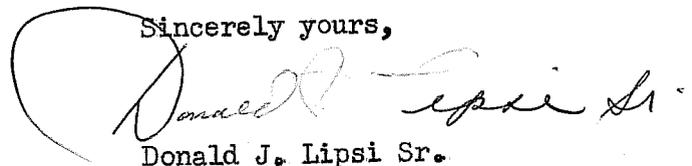
Dear Madam;

Attached, please find job invoice #1492 in the amount of \$30.00 from Mr. Aldo Arconti & Sons for a house call on Sunday, March 25, 1980. On that date our water supply was interrupted causing our pump and pump motor to continue to run and seriously overheat. We were forced to disconnect the pump and call a plumber to seek out the cause for the pump to run continuously and not produce any water.

Mr. Arconti arrived at our home at about 3:30 P.M. and after various tests discovered that the reason for no water was the city water plant at Marjorie pumping station was shut down. We then called the water department to verify this and were informed that a new valve was being installed at the Marjorie Plant. It was thought the change over would take only three hours, but instead it took over ten hours.

I feel that since we received no notification from the city that service would be interrupted the city should bear the responsibility for the plumber's fee. Had we been notified about the service interruption there would have been no need for this service call.

Sincerely yours,



Donald J. Lipsi Sr.

CC: Town Clerk  
Corporation Council  
File

Joanne Levesque  
26 South View Ave.  
Danbury, Ct. 06810

April 16, 1980

RECEIVED

APR 21 1980

OFFICE OF CITY CLERK

City of Danbury  
Town Hall  
Danbury, Ct. 06810

Attn: Claims Dept.

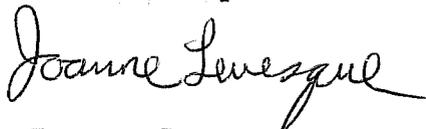
Gentlemen:

Enclosed please find estimate for damages received by my car while parked in a Municipal lot (rear Main St., behind Palace theatre)

This car was damaged while I was attending a late movie (somewhere between 9:30 and 12:00) on Saturday night 4/12/80. It has been reported to the police, I did this on Monday. The case report number they gave me today was PD 809577.

There was no message left on my car by anyone, so I can only assume hit & leave scene or other vandalism on city property. It is most unfortunate that we can't even go to a movie in peace, anymore.

Yours truly,



Joanne Levesque

To: Mr. Michael Seri, City Clerk  
City of Danbury  
City Hall  
Room 323  
155 Deer Hill Avenue  
Danbury, Connecticut

RECEIVED

APR 25 1980  
OFFICE OF CITY CLERK

Dear Mr. Seri:

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

Person Injured:

Lawrence G. Hayes  
313 Ballaban Road  
Colchester, Connecticut

Date:

April 1, 1980

Time:

Approximately 3:15 p.m.

Place:

At a point on a sidewalk on the westerly side of Ives Street behind Landsman's Furniture Store, said point being more specifically located approximately 102' 6" south of the southwesterly corner of the intersection of Post Office Street and Ives Street, and also located approximately 31' 2" south of Connecticut Light & Power pole #1373.

Cause:

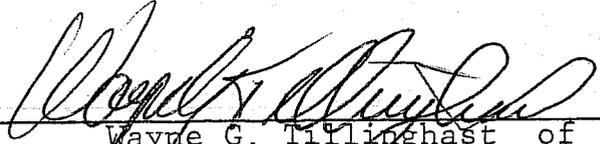
At said time and at said place there was a hole in the sidewalk measuring 2' 11" in length and 15" wide. At its deepest point said hole or depression was 2 1/2". Said hole or depression was a dangerous and hazardous condition on said public sidewalk.

Injuries:

Mr. Hayes suffered a severe sprain of the left ankle which caused internal damage and may also have caused a fracture of one of the bones. He also sustained severe shock to his nervous system and other injuries as of yet undetermined.

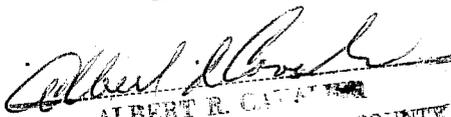
Mr. Hayes will look to the City of Danbury for damages as provided by law.

LAWRENCE G. HAYES

By: 

Wayne G. Tillinghast of  
Brown, Jacobson, Jewett & Laudone, P.C.  
Attorneys at Law -- 22 Shetucket Street  
Norwich, Connecticut 06360  
( His Attorneys )

A TRUE COPY  
ATTEST

  
ALBERT R. CAVALLARO  
DEPUTY SHERIFF FAIRFIELD COUNTY

RECEIVED AND FILED  
APR 25 1980

At 1:15 o'clock P.M. No. ....  
TOWN CLERK'S OFFICE  
DANBURY, CONN.

  
Michael R. Seri  
City Clerk

Danbury, Connecticut

April 23, 1980

NOTICE TO:

CITY OF DANBURY  
ELIZABETH CRUDGINTON  
CITY CLERK  
DEER HILL AVENUE  
DANBURY, CONNECTICUT

RECEIVED

APR 24 1980

OFFICE OF CITY CLERK

TO WHOM IT MAY CONCERN:

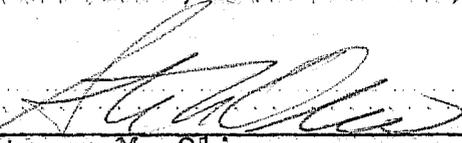
Pursuant to Section 13a-149 of the Connecticut General Statutes, I hereby give you notice of damages sustained by MARY K. CLARK, of Tulip Road, Brewster, New York, the particulars of which are as follows:

DATE OF DAMAGE	Sunday, January 27, 1980
PLACE	Mill Plain Road Route 6 Danbury, Connecticut
TIME	Approximately 1:00 a.m.
CAUSE	Failure of City to erect or maintain adequate warning and speed limit signs for type and condition of road or properly maintain road for safe travel.
DAMAGE	Fatal injuries sustained by MARY K. CLARK when struck by motor vehicle on road.

ESTATE OF MARY K. CLARK will look to the City of Danbury for damages as provided for by law.

Sincerely,

PAPAZOGLU, BALL AND OLIVO

By   
Steven M. Olivo  
Its Attorney

Receipt of this duplicate is hereby acknowledged this \_\_\_\_\_ day of \_\_\_\_\_, 1980.



**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

JAMES E. DYER  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I respectfully request your consideration of the attached communication and Resolution concerning the abatement of property taxes in the amount of \$31,500 for the Beaver Street Apartments, Inc.

Sincerely yours,

A handwritten signature in black ink, appearing to read "James E. Dyer", is written over the typed name and title.

James E. Dyer  
Mayor

JED/mr



**CITY OF DANBURY**  
**CITY HALL**  
**DANBURY, CONN. 06810**

**WILLIAM K. HANNA**  
TAX COLLECTOR

**TELEPHONE:**  
**(203) 797-4541**

May 6, 1980

Mayor James E. Dyer and  
Members of the Common Council  
City Hall  
155 Deer Hill Avenue  
Danbury, Conn. 06810

Gentlemen:

I am submitting, for your approval, the attached Resolution authorizing the abatement of property taxes in the amount of \$31,500 for the Beaver Street Apartments Inc.

The State of Connecticut Department of Community Affairs has agreed to reimburse the City of Danbury the amount of \$31,500 upon certification that the taxes have been abated.

I recommend that the resolution be approved so that I may process the forms necessary to refund any taxes already paid and apply to the State for reimbursement of the amount abated.

Sincerely Yours,

  
William K. Hanna  
Tax Collector



**CITY OF DANBURY**

**OFFICE OF THE CORPORATION COUNSEL  
DANBURY, CT 06810**

**THEODORE H. GOLDSTEIN,  
CORPORATION COUNSEL**

**ERIC L. GOTTSCHALK  
THOMAS A. FRIZZELL  
THOMAS G. WEST**

**ASSISTANT CORPORATION  
COUNSEL**

April 16, 1980

**PLEASE REPLY TO:**

**DANBURY, CT 06810**

**MEMO TO:** Mr. William K. Hanna, Tax Collector  
**FROM:** Eric L. Gottschalk, Assistant Corporation Counsel

---

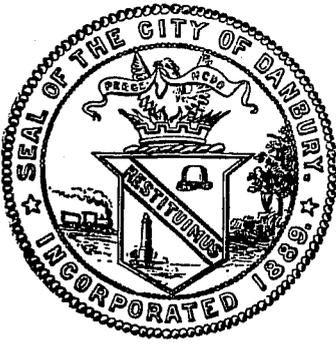
Please find attached a copy of the resolution which I have drafted for consideration by the Common Council at its next meeting. Please review it and satisfy yourself as to its correctness. If you find it in order I believe you should prepare some cover letter for the Common Council since your recommendation seems to be required for refunds under 12-129. Otherwise you may also be able to more properly explain the matter to the Council than I. Once the resolution is approved we can proceed to send in Mr. Goldstein's Opinion of Counsel along with the related documentation.

---

Eric L. Gottschalk  
Assistant Corporation Counsel

ELG:cr

Encl.



# RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

May 6 A. D., 1980

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 1, 1978, 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, 1978;

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, 1978.

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 Community Affairs.

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 Community Affairs.

# RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

May 6, 1980 A. D., 19



RESOLVED by the Common Council of the City of Danbury:

That, Roger Brooks, as Chairman of the Danbury Youth Commission, be authorized to enter into an agreement for a concert sponsored by both the Danbury Cultural Commission and the Danbury Youth Commission. Funds are not to exceed \$1,000.

The Agreement will be subject to review and approval of the Office of the Corporation Counsel, of the City of Danbury.

34 Greenwood Dr.  
Danbury Ct. 06810  
April 8<sup>th</sup> 1980

3

To Whom it may Concern:

I would like to Submit a desire  
to Purchase the Property & Residence  
known as the "Mason's Old House"  
that was built in 1925 on West Kenasia  
Ave. in Danbury Ct.

My reason is to completely refinish  
the house & Property to such an extent  
that it would not be an eyesore to both  
residents & users of the lake during the  
Swimming Season

Please advise me if this bit of information  
isn't adequate, and I'll comply with your  
wishes.

I Remain

# BROCKETT REAL ESTATE

80 South Lake Shore Drive  
Brookfield, Ct. 06804  
203 775-9256

4  
April 9, 1980

Mr. Richard Murray, Pres.  
Danbury Common Council  
155 Deer Hill Avenue  
Danbury, Conn. 06810

Dear Mr. Murray:

June Construction Company has given me a check for \$1,000.00 as earnest money and has asked me to hold it pending successful negotiations, and then to forward it to your attorney for disbursement. They are indicating that they are willing to pay \$100,000.00 for one acre of land Danbury owns on Newtown Road (Route 6), opposite Old Newtown Road. The Danbury Town Garage is on part of this 50-acre parcel.

I have taken the liberty of enclosing a tracing of the assessor's map of the area and I have indicated the desired location which will not interfere with any of your existing facilities. Nor will it reduce your holdings to any material degree, and by the year end your tax rolls will have a substantial boost.

Will you sell this acre? I will make myself available to you or your designate any time you wish with a little notice.

Yours truly,



Frank H. Brockett, Jr.

DAVE LINE

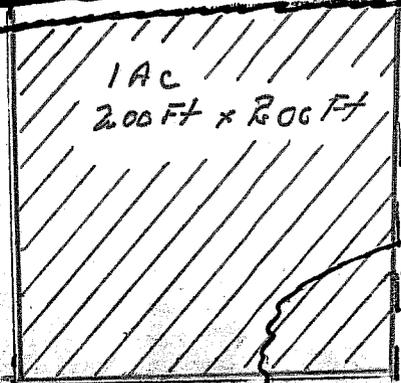
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150±

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223.97±

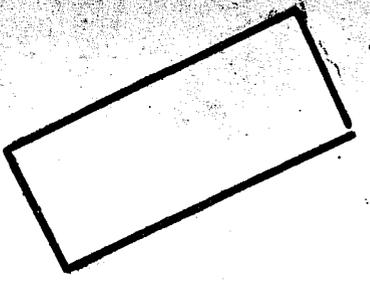
NEW TOWN RP



ZONE LINE

ZONE IG 80

AREA FOR STORAGE  
PARKING  
IG 80



L-12014  
50.77± AC

TO SEWERAGE PLANT

NEW TOWN ST

100±

ST

ZONE LINE

DANBURY ASSESSOR MAP  
L-12 SCALE 1

INDEXED BY 4/13



**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

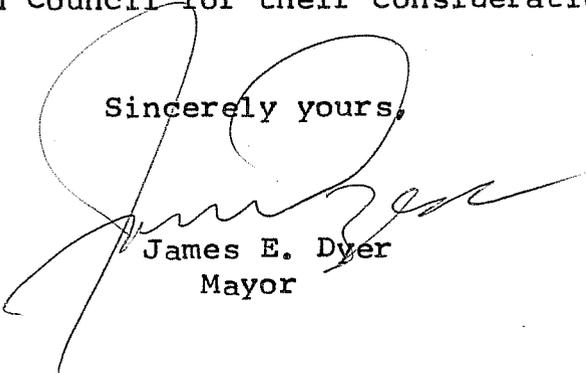
May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I respectfully request your referral of the attached communication to an appropriate committee of the Common Council for their consideration.

Sincerely yours,

  
James E. Dyer  
Mayor

JED/mr



**GOODFELLOW-ASHMORE AGENCY, INC. / Real Estate Since 1954**

(203) 744-7000

54 Main Street, Danbury, Connecticut 06810

April 14, 1980

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

Dear Mayor:

We have just had listed with this office, under an exclusive right to sell, a parcel of real estate located at 27-29 New Street, abutting the land of the Fire Headquarters on the north. I am enclosing a copy of a section of the assessor's map showing this property and its relation to and connection with land of the Fire Headquarters.

I would suggest acquisition of this land by the City since it would greatly improve the site line of emergency vehicles entering into New Street and allow for a better turn radius northbound on New Street. The price of the property is \$79,900. I would be glad to discuss this matter in detail with you or your designee.

Sincerely,

  
Robert R. Goodfellow  
President

RRG:jc  
Enclosure

Individual Membership  
Society of Industrial  
Realtors





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1407,000

1-13

1407,000

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TC 3187

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TC 1870

114728  
CANE

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WHITE STREET

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PARKING AREA

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PARKING AREA

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GV ✓

LAW OFFICES  
OF  
DEFABRITIS & EBERHARD  
77 WEST STREET  
P. O. BOX 87  
DANBURY, CONNECTICUT 06810  

---

  
(203) 743-4464

LOUIS A. DEFABRITIS.  
DANIEL T. EBERHARD  

---

  
ROBERT V. EBERHARD

April 14, 1980

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

Re: Acceptance of Roadway - known as Fir Drive - Aunt Hack  
Ridge Estates, Inc.

Dear Council Members:

Please be advised that I represent Fieldstone Ridge Develop-  
ment Corporation which Corporation owns and is in the process  
of having Fir Drive accepted by the City of Danbury as a  
Town Road.

We have conferred with the Engineering Department pertaining  
to the roadway acceptance and would request that this  
roadway be put in for acceptance and the request referred to  
the Public Works Committee which I understand will confer  
with the Engineering Department of the City of Danbury.

Sincerely yours,

Fieldstone Ridge Development Corp.  
By Louis DeFabritis  
its Attorney

*Louis DeFabritis*

RECEIVED

APR 29 1980

OFFICE OF CITY CLERK

A petition to the Common Council of the City of Danbury from the residents of Golden Hill Road and surrounding neighbors.

We the undersigned, as taxpayers of the city of Danbury, do hereby ask the Common Council of the City of Danbury to remedy the following traffic hazards and problems which exist on Golden Hill Road:

- 1) The bridge on Golden Hill Road (at the Padanaram end of Golden Hill) has long been the scene of many accidents. The bridge is much too narrow, causing many cars to hit the bridge railings and in some instances the cars have fallen into the brook. The situation is worsened by bus traffic.
- 2) The sharp corner farther up Golden Hill Road (at the intersection of Breezy Hill and Golden Hill Road) has been the scene of numerous accidents, especially during incimate weather. Most of these accidents should be on record at the police station, though many go unreported.
- 3) The traffic in general on the above mentioned section of Golden Hill Road (from the intersection of Terrace Street and Golden Hill Road to the intersection of Padanaram Road and Golden Hill Road) is brutal. Some travel much too fast for road conditions and especially during school bus traffic and work rush hours, the traffic is backed up, in some cases half-way up Golden Hill making it very difficult, if not nearly impossible for us to get out of our driveways.

In closing, we ask the Council to give this matter your immediate attention and remedy the above hazards at your earliest convenience.

NAME

ADDRESS

Mr & Mrs Roger Guertin	87 Golden Hill
Sandra Jean C. Strobel	(31 Stone St.) 85 Golden Hill Rd.
Mr & Mrs James Tilbe	83-A Golden Hill
Thomas BeRose	77 Golden Hill
Mr & Mrs Ercole Petrella	79 Golden Hill Rd.
Karman V. Fiore	81 Golden Hill Rd

Mr & Mrs John Bednar Jr. 96 Golden Hill

NAME

ADDRESS

Lena M<sup>rs</sup> Henry

98 Golden Hill

M. + Mrs E. J. Cullen

52 Padanaram Rd

Edward J. Barrett

48 Padanaram Rd

D. J. Fildes

89 Golden Hill Rd

AMERICAN AIR MAIL SERVICE  
100 THE ROCKS RD  
NEW YORK 100

Sugar Hollow Park, Inc.  
202 Mamasco Road  
Ridgefield, Conn.

April 18, 1980

Honorable Members of Common Council  
of the City of Danbury  
155 Deer Hill Avenue  
Danbury, Conn.

Att: Councilman White

Dear Sirs:

We the members of Sugar Hollow Park Inc, request the permission to remove a man-made dam, which is on the City or State own land located behind our property. The existence of this dam has caused us sever problems with drainage.

Your prompt attention in this matter would be greatly appreciated.

Very truly yours,



William T. Peatt Jr.  
President

Request of Sugar Hollow Park Inc.  
to remove dam on City or State  
land behind their property

\* NOTE PROPERTY IS LOCATED AT 66  
SUGAR HOLLOW ROAD IN THE CITY OF DANBURY

Recd of white

9  
April 20, 1988

Dear Mrs. Cudington,

For several years we have been faced with a water problem. The problem lies between my house #5 Pembroke Terrace and Mr. Lathford's at #2 Johnson Dr. It seems that after each rainfall, water travels down the hill, through my property and out to the street. When it reaches the street the first path it takes is directly across Mr. Lathford's driveway and then continues down Johnson Dr.

To alleviate this problem I suggest that the Public Works Committee of Council investigate the situation.

I would appreciate it, if you could consider installing a drain and catch basin. It would be of great value to both me and Mr. Lathford.

Yours Truly,  
Donald Sallose

April 25, 1980

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

Dear Council Members:

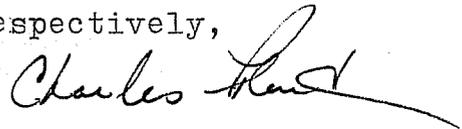
I reside at 64 Sleepy Hollow Drive in Danbury. My property is bounded by City owned property on the right as you face my house. This particular parcel of City owned property has been a source of continual annoyance and discomfort to my family for the past couple of years.

The parcel to which I refer is at the extreme back of the City's Highland Avenue Park. However, while the park is kept in fairly good state of repair, the rear parcel is an overgrown marshy field and pond. The area is used as a dump at times. There also is a small pond on the property. The wetness of the land leads to strong pungent odor and it has become a breeding place for mosquitos.

The problem has been compounded this year by some construction on the park grounds. Water run-off into the rear field has become more severe and the grounds are wetter than usual. Although I have tried to drain some of the run-off on my property in past years, I can not succeed in eliminating the problem.

I would request that this problem be referred to the Public Works Committee so that they can investigate the situation and develop a solution prior to the mosquito breeding season and warmer weather. As the weather warms the odor will become stronger and the mosquito breeding will commence.

Respectively,



Charles M. Plank, Jr.



**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

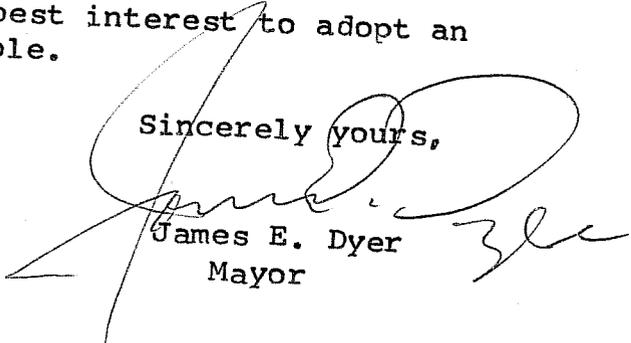
It has come to my attention that the City may not have properly established Alternate members of the Planning Commission.

State Statutes provide that "Any municipality ... shall have the power to provide by Ordinance for the appointment or election of three Alternate members of its Planning Commission.

It appears as though no such Ordinance providing for alternate members of the Planning Commission exists in our Code of Ordinances.

I think that it is in the City's best interest to adopt an appropriate Ordinance as soon as possible.

Sincerely yours,

  
James E. Dyer  
Mayor

JED/mr



## CITY OF DANBURY

OFFICE OF THE CORPORATION COUNSEL  
DANBURY, CT 06810

THEODORE H. GOLDSTEIN,  
CORPORATION COUNSEL

ERIC L. GOTTSCHALK  
THOMAS A. FRIZZELL  
THOMAS G. WEST

ASSISTANT CORPORATION  
COUNSEL

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

April 30, 1980

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

Re: Alternate Members of Planning Commission  
of the City of Danbury

Dear Mayor:

The Planning Commission of the City of Danbury was created pursuant to Section 8-19 of the Connecticut General Statutes, Revision of 1958, as amended and is set forth under Section 2-47 of the Code of Ordinances of the City of Danbury. Paragraph b thereof provides that it shall consist of five members to be appointed by the Common Council in the manner provided by law for appointments by the Common Council of other officers of the city, and the mayor and director of engineering of the city as ex officio members.

Section 8-19(a) of said General Statutes, adopted in 1971, provides that any municipality shall have the power to provide by ordinance for the appointment or election of three alternate members to its Planning Commission. Notwithstanding such enabling legislation, it would appear that the City of Danbury has never adopted any ordinance with respect to the appointment or election of any such alternates.

In order that we may, therefore, have a Planning Department which is consistent with the law of the State of Connecticut, I would, therefore, recommend that the Common Council immediately consider the adoption of an ordinance for the appointment of such alternates, and have drafted a proposed Ordinance which is attached hereto for its consideration. While I have set forth

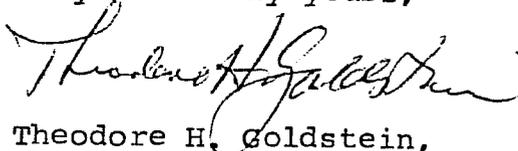
Hon. James E. Dyer

April 30, 1980

Page 2

the terms of the alternates to be for a period of three years (those of the full commissioners are for five years), this term can, of course, be shortened or lengthened or established on an alternate basis.

Very cordially yours,



Theodore H. Goldstein,  
Corporation Counsel

THG/sn

Enc.

11

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

AN ORDINANCE FOR THE APPOINTMENT OF THREE ALTERNATE  
MEMBERS TO THE PLANNING COMMISSION OF THE CITY OF DANBURY.

SECTION 2-47d: Three alternate members to the Planning Commission shall be appointed by the mayor of the city for terms of three years each, the end of the terms for each said alternate first appointed to be January 1, 1981. Any vacancy in the office of an alternate which does not arise from the expiration of a term of office shall be filled by the mayor for the unexpired portion of the term.

ALL INFORMATION CONTAINED  
HEREIN IS UNCLASSIFIED  
DATE 08-14-2010 BY 60322  
UCBAW/STP



12

**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I respectfully request your referral of the attached communication to committee.

Sincerely yours,

James E. Dyer  
Mayor

JED/mr

12

April 14, 1980

The Honorable James Dyer, Mayor  
City Hall  
Danbury, Connecticut

RE: CITY SEWERS  
SOUTH COVE AREA

Dear Mr. Mayor:

I would like to petition the Common Council of the City of Danbury to consider municipal sewers for the Danbury Town Park and South Cove area of Lake Candlewood.

The previous administration postponed this program for what they felt were extremely high costs. I understand that Federal Funds could be made available for this project. In light of the fact that many hundreds of thousands of dollars have been made available for the restoration of the Old Danbury Jail, which is actually a monument to crime and lawlessness; it seems that there should be some funds available to assist law abiding citizens and taxpayers who have suffered many years in this unstable and potentially hazardous situation.

Let us keep in mind that the Danbury Town Park is on a septic system and on sight well; and our people swim there. As we all know, it is those that cannot afford swimming pools and nice back yards that use the Danbury Town Park!! It would be a shame to lose it by neglect.

Hoping this matter will be given serious attention and consideration, I remain

Respectfully,

  
SAMUEL M. SHOWAH, homeowner & taxpayer  
Danbury, Connecticut

C.C. Common Council, City of Danbury  
Bernard Gallo, Councilman 2nd ward  
Planning Commission, City of Danbury

April 14, 1980

Common Council, City of Danbury  
City Hall  
Danbury, Connecticut 06810

RE: CITY SEWERS  
SOUTH COVE AREA

Gentlemen:

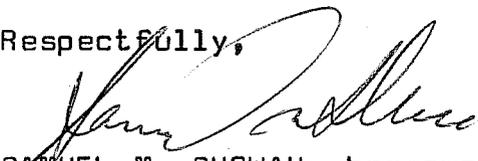
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Respectfully,

  
SAMUEL M. SHOWAH, homeowner & taxpayer,  
Danbury, Connecticut

C.C. Mayor James Dyer  
Bernard Gallo, Councilman 2nd ward  
Planning Commission, City of Danbury



B

**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

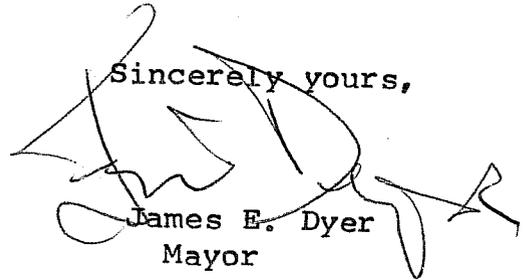
May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I respectfully request your referral of the attached communication, to the proper committee for final action by the Common Council.

Sincerely yours,

A handwritten signature in black ink, appearing to read "James E. Dyer", written over the typed name and title.

James E. Dyer  
Mayor

JED/mr

13  
ALAN I. RESNICK  
322 Main Street  
Stamford, CT 06901

April 30, 1980

Mayor Dyer  
Common Council  
City Hall  
Danbury, CT 06810

RE: Sandpit Road Property Lot #K10042  
on City Tax Assessor's Map

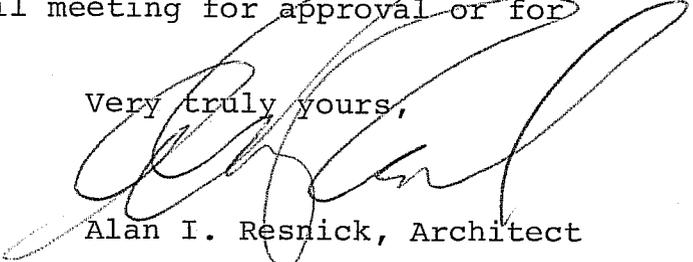
Gentlemen:

We respectfully request Common Council approval for the extension of City Sewer from the existing line on Finance Drive to the above referenced property.

As Architect and Project Manager for our client, Rex Realty, we have been in contact with City Engineers and propose that the above referenced extension be constructed privately in accordance with City Engineers Plans and Specifications. We are under advisement that this extension has been previously Engineered and approved by the City Engineering Department.

Please consider this our request to be included in the May 6th Common Council meeting for approval or for consideration.

Very truly yours,



Alan I. Resnick, Architect

AR/ck

cc: City Clerk

April 26, 1980

Mr. Syer, Mayor & The Common Council  
of the City of Danbury.

Dear Sirs,

We are herein requesting  
permission to attach to the  
city water and city sewer in the  
town of Danbury.

This request is for hookup for  
2 lots on Short Street in Danbury  
owned by Abel & Norman Carvallo.  
These lots were sub-divided in  
the late 1920's and we have  
owned them and have been paying  
taxes on them for over 15 years.

This request has been reviewed  
with the Building, Health, Engineering  
and Planning Departments.

After reviewing records in  
the Engineering office we find  
that a sewer manhole is  
located within fifty feet of our  
front yard property line. City  
water is located on Lombardi  
Street (intersect with Short Street)

This would be a distance of about 150 feet from an property line.

We understand and agree to install water and sewer lines according to city specifications and we agree to deed these facilities to the town of Danbury when completed.

Looking forward to your prompt attention and approval.

Sincerely,  
Abel Casakof  
Norman Casakof - p

NOTARIZING  
REDUCED TO 1/2" x 1/2" x 1/2"  
REPRODUCTION FOR CITY WATER & SEWER

Home address

12 Apple Blossom Lane

Danbury, Conn. 06810

Tel. 744-7110 - 743-1588

request for property at Short St., Danbury

March 27, 1980

Gerald Davis  
2 Marcy Terrace  
Danbury, Conn. 06810

Mayor James Dyer  
Common Council  
City of Danbury  
Danbury, Conn. 06810

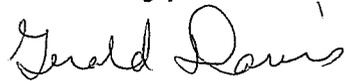
Re: Bond Issue for Sewers for Woodside Avenue Area

Honorable Mayor & Council Members:

In reference to a phone conversation today with Corporation Counsel Eric Gottschauk, it was recommended that we ask the council to put through a referendum to change the bond issue priority list for city sewers to include our area. It has been established by the city lawyers that this would be legal as so many of the areas that were originally part of the 13 priority areas have dropped out.

The need for sewers in the Woodside Avenue area, sometimes known as Beaver Brook Heights, has already been established. There have been numerous inspections and correspondence by the State and City health departments. The Mayor's office and the council have copies of everything concerning this. Hopefully, this time, we can move forward and have some definite progress made.

Sincerely,



Gerald Davis

Neighborhood Spokesman

2025 RELEASE UNDER E.O. 14176



**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I respectfully request your consideration of a proposal by the Town of Newtown that they be permitted to use our Septic Lagoon on a temporary basis.

It will be necessary to establish a schedule of fees should you decide to assist our neighbors.

Sincerely yours,

A handwritten signature in black ink, appearing to read "James E. Dyer", is written over the typed name and title.

James E. Dyer  
Mayor

JED/mr



18

**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I respectfully request your referral of the attached request to a committee for consideration by the Common Council.

Sincerely yours,

A large, stylized handwritten signature in cursive script, appearing to read "James E. Dyer".

James E. Dyer  
Mayor

JED/mr

14

**JOWDY & JOWDY**  
PROFESSIONAL CORPORATION  
ATTORNEYS AT LAW  
67 WEST STREET - P. O. BOX 1181  
DANBURY, CONNECTICUT 06810

JAMES J. JOWDY, JR.  
JOHN JOWDY

April 15, 1980

AREA CODE 203  
792-1677

The Honorable James Dyer, Mayor of the City of Danbury and  
The Honorable Members of the Common Council  
c/o Ms. Betty Crudgington, City Clerk  
City of Danbury City Hall  
Deer Hill Avenue  
Danbury, CT 06810

Dear Mr. Mayor and Members of the Common Council:

Please be advised that I represent the Danbury Rifle and Pistol Club in its efforts to secure the use of a target range in the City of Danbury.

The Danbury Rifle and Pistol Club is a non-profit organization interested in promoting the safe, responsible and controlled use of legally owned firearms. Several times a year it conducts seminars to educate existing and potential firearm owners in the proper care and use of their guns. In addition, it holds discussions and instruction sessions which are open to the public in an effort to impress upon the citizens of our community the need for safety in the use of guns. The club is a member in good standing of the National Rifle Association and several other approved state and national firearm associations.

It has long been the objective of the club to obtain a shooting range in the City of Danbury for its members. At present no such operation or facility exists except the range located in the Civil Defense Building on Miry Brook Road, formerly the Miry Brook Schoolhouse. This range, however, is not in active operation except for its occasional use by the Danbury Police Department's Target Shooting Team.

My client wishes to obtain permission to use the Miry Brook range one night per week in order to afford its members the opportunity to practice in a controlled, supervised session. The club is prepared to take full responsibility for its use of the facility and hold the City free from all liability in connection with their activities on the premises. They would also be willing to abide by

The Honorable James Dyer, Mayor of the City of Danbury and  
The Honorable Members of the Common Council

April 15, 1980

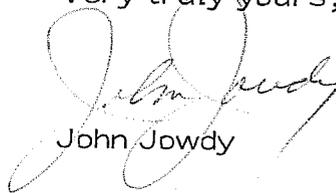
Page 2

all rules and regulations drafted by city officials concerning this arrangement. The organization's officers are quite anxious to obtain the use of this facility and will be at your disposal for further discussion if you desire.

If I may be of further assistance in this matter, please do not hesitate to contact me.

Thank you for your cooperation in this matter.

Very truly yours,

A handwritten signature in cursive script, appearing to read "John Jowdy".

John Jowdy

JJ/jjc



17

**CITY OF DANBURY**

OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I respectfully request that you give consideration to an Ordinance that will permit the City to establish an attendance requirement for those who serve on Boards and Commissions.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "James E. Dyer", is written over the typed name and title.

James E. Dyer  
Mayor

JED/mr

# Item # 18

- no paperwork was found in the file. Sorry for the inconvenience. We will continue to update files as info becomes available.



**CITY OF DANBURY**  
**CITY HALL**  
**DANBURY, CONN. 06810**

**WILLIAM K. HANNA**  
TAX COLLECTOR

TELEPHONE:  
(203) 797-4541

May 6, 1980

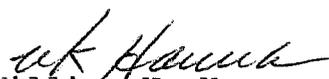
Mayor James E. Dyer and  
Members of the Common Council  
City Hall  
155 Deer Hill Ave.  
Danbury, Conn. 06810

Gentlemen:

The attached list of accounts represents balances of less than \$5.00 which qualify for a waiver under Section 12-144C of the Connecticut General Statutes.

I recommend that you approve the transfer of these accounts to the Municipal Suspense List since the cost of collecting them is prohibitive in relation to the amounts involved.

Sincerely Yours,

  
William K. Hanna  
Tax Collector

19

RECAPITULATION OF AUTOMOBILES APRIL 28, 1980

YEAR	TOTAL
1966	\$ 14.08
1967	14.64
1968	23.64
1969	8.94
1970	53.24
1972	7.27
1973	5.40
1974	8.04
1975	65.01
1976	216.70
1977	2461.90
1978	4160.91
	<hr/>
	\$7039.77

THE ABOVE FIGURES ARE RECOMMENDED FOR TRANSFER TO THE SUSPENSE TAX LEDGER



**CITY OF DANBURY**  
**CITY HALL**  
**DANBURY, CONN. 06810**

**WILLIAM K. HANNA**  
TAX COLLECTOR

April 23, 1980

TELEPHONE:  
(203) 797-4541

Mayor James E. Dyer and  
Members of the Common Council  
City Hall  
Danbury, Conn. 06810

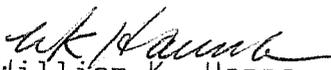
Gentlemen:

I am presenting herewith for your approval for abatement of the following water service charges set up from December 1, 1979 to June 1, 1980.

The reason that these accounts in the amount of \$2,078.07 are entitled to be abated is because of the non-use of the water facilities of the City of Danbury.

Therefore, the approval of the Mayor and Common Council is necessary so that the individual accounts of each water user may be credited accordingly.

Very truly yours,

  
William K. Hanna,  
Tax Collector

WKH:rg



**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I direct your attention to the attached request and respectfully urge your approval.

Sincerely yours,

A large, stylized handwritten signature in black ink, appearing to read "James E. Dyer".

James E. Dyer  
Mayor

JED/mr



COMMISSION ON AGING  
OF THE CITY OF DANBURY

Ives Manor, 198 Main Street  
Danbury, Connecticut 06810

April 22, 1980

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

Members of the Common Council:

The Danbury Commission On Aging requests that the Common Council approve of two transfers from the "general fund" in which this commission currently has \$800 of its own money.

- 1) \$300 to the line item for Contractual Services (#029500) for the Outreach Workers' Supervision;
- 2) \$159.50 to Office Supplies (#040100) for the purchase of a file cabinet for the Senior Citizen Center.

Total Request: \$459.50

Sincerely,

A handwritten signature in cursive script that reads "Leo McIlrath".

Leo McIlrath



# City of Danbury

DANBURY, CONNECTICUT 06810

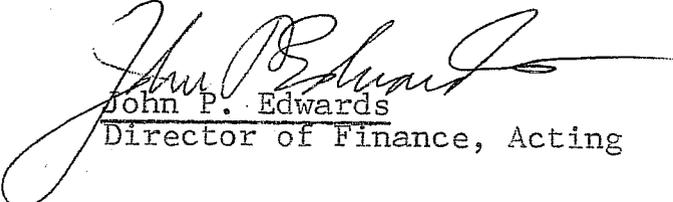
OFFICE OF THE  
COMPTROLLER

April 29, 1980

To: Common Council via  
Mayor James Dyer

From: John P. Edwards

Per the attached request from the Commission on Aging there will be no transfer from Contingency needed. We will amend the Commission's appropriations and revenues in a like amount. These monies have been deposited in the City's General Fund. Please note Item #2 should be #060500 instead of #040100.

  
John P. Edwards  
Director of Finance, Acting



22 ✓

**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I direct your attention to the attached request, and respectfully urge your approval or appropriate referral.

Sincerely yours,

A large, stylized handwritten signature in black ink, appearing to read "James E. Dyer".

James E. Dyer  
Mayor

JED/mr



PLANNING COMMISSION  
OF THE CITY OF DANBURY  
City Hall  
Danbury, Connecticut 06810

April 16, 1980

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

Dear Mayor:

Due to costs incurred by the Planning Commission because of the demands placed on it, the commission, although having tried to keep within its inadequate budget, finds that it will need funding to finish the fiscal year, and respectfully requests additional funds as follows:

<u>Dept. Code</u>	<u>Expense Code</u>	<u>Description</u>	<u>Amount</u>
0201179	010500	Overtime Services	100.00
	021002	Conferences	170.00
	022000	Printing & Binding	150.00
	022500	Legal & Public Notices	115.00
	040100	Office Supplies	50.00
Total -----			\$585.00

Your consideration of this matter will be greatly appreciated.

Sincerely yours,

*Edmund C. DeVeaux*

Edmund C. DeVeaux, Chairman  
Planning Commission  
City of Danbury

ECD:drs



# City of Danbury

DANBURY, CONNECTICUT 06810

OFFICE OF THE  
COMPTROLLER

April 30, 1980

To: Common Council via  
Mayor James Dyer

From: John P. Edwards

We hereby certify as to the availability of \$585.00 in the Contingency Account to be transferred to the Planning Commission Accounts per attached letter.

*John P. Edwards*

John P. Edwards

Director of Finance, Acting



CITY OF DANBURY  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

JAMES E. DYER  
MAYOR

23 ✓  
May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I direct your attention to the attached request, and respectfully urge your approval.

Sincerely yours,

A large, stylized handwritten signature in black ink, appearing to read "James E. Dyer".

James E. Dyer  
Mayor

JED/mr



# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

May 6, 1980

Honorable Mayor James E. Dyer  
Members of the Common Council

It is hereby requested that a transfer of funds from the Contingency Account, be made to the following accounts:

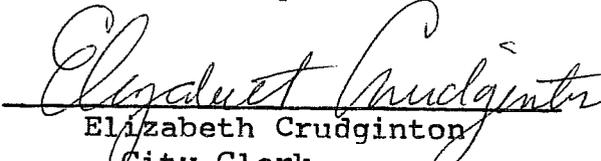
01-100-029500 - Common Council - Outside Services \$875.00

Expenditures from this account includes Xerox copies and \$375.00 for Budget Narratives for Council members.

01-100-040100 - Common Council - Office Supplies \$150.00

01-111-024501 - Leased Equipment - Xerox Machine \$1000.00  
Rental

These transfers are necessary as the accounts have been depleted. Funds are required for the balance of this fiscal year.

  
Elizabeth Crudginton  
City Clerk



# City of Danbury

DANBURY, CONNECTICUT 06810

OFFICE OF THE  
COMPTROLLER

April 30, 1980

To: Common Council via  
Mayor James Dyer

From: John P. Edwards

We hereby certify as to the availability of \$2,025. in the Contingency Account to be transferred to the following accounts per attached letter.

Common Council	\$1,025.00
City Clerk	1,000.00

*John P. Edwards*  
John P. Edwards  
 Director of Finance, Acting



24

**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I respectfully request your approval of the transfer of \$900 to the School Maintenance Account for the rental of 1500 chairs to compensate for the loss of seating in the unsafe section of the High School bleachers.

Commencement is June 11, 1980.

Sincerely yours,

A handwritten signature in black ink, appearing to read "James E. Dyer", written over the typed name and title.

James E. Dyer  
Mayor

JED/mr

24



# City of Danbury

DANBURY, CONNECTICUT 06810

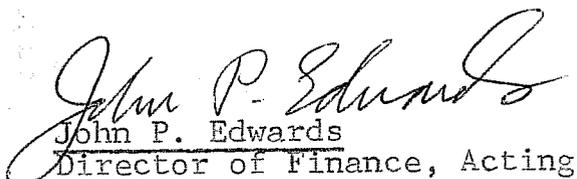
OFFICE OF THE  
COMPTROLLER

April 30, 1980

To: Common Council via  
Mayor James Dyer

From: John P. Edwards

We hereby certify as to the availability of \$900. in the Contingency Account to be transferred to School Maintenance Acct. #03-116-024501 Leased Equipment for rental of chairs.

  
John P. Edwards  
Director of Finance, Acting



25

**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

May 6, 1980

Honorable Members of the Common Council  
City of Danbury, Connecticut

Dear Council Members:

I respectfully request your approval of a \$700.00 transfer to the Commission On Aging. This transfer is necessary due to the fact that the current budget did not adequately provide for a full year's salary for the Municipal Agent, Jeanne Anderson.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "James E. Dyer", is written over the typed name and title.

James E. Dyer  
Mayor

JED/mr



# City of Danbury

DANBURY, CONNECTICUT 06810

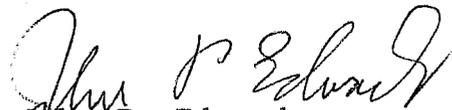
OFFICE OF THE  
COMPTROLLER

April 28, 1980

To: Common Council via  
Mayor James Dyer

From: John P. Edwards

We hereby certify as to the availability of \$700. in the Contingency Account to be transferred to Commission on Aging P/T Services Account #02-05-167-011001.

  
John P. Edwards  
Director of Finance, Acting



**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

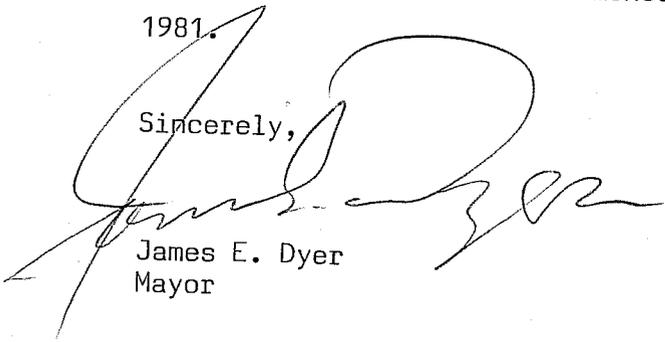
May 6, 1980

Honorable Members of the Common Council  
City of Danbury  
Connecticut

Dear Council Members:

I respectfully request your confirmation of the appointment of Octavio Rebelo, 15 Seneca Road as an Alternate to the Fair Rent Commission for a term to commence this date and expire July 1, 1981.

Sincerely,

  
James E. Dyer  
Mayor

JED:mad



27

**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

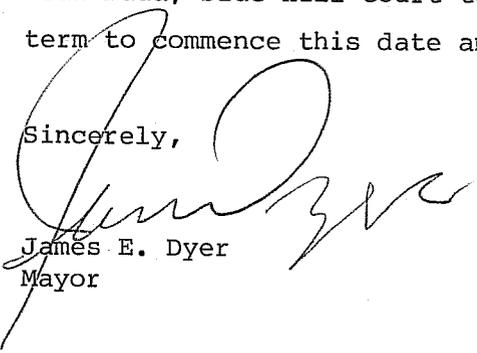
May 6, 1980

Honorable Members of the Common Council  
City of Danbury  
Connecticut

Dear Council Members:

I respectfully request your confirmation of the appointment of Jean Fuda, Side Hill Court to the Conservation Commission for a term to commence this date and expire July 1, 1983.

Sincerely,

  
James E. Dyer  
Mayor

JED:mad



28

**CITY OF DANBURY**  
OFFICE OF THE MAYOR  
DANBURY, CONNECTICUT 06810

**JAMES E. DYER**  
MAYOR

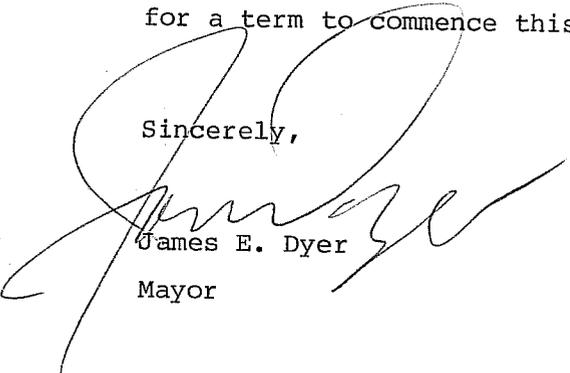
May 6, 1980

Honorable Members of the Common Council  
City of Danbury  
Connecticut

Dear Council Members:

I respectfully request your confirmation of the appointment of Shirley Ponton, 19 Jefferson Avenue to the Commission on Aging for a term to commence this date and expire October 1, 1980.

Sincerely,

  
James E. Dyer

Mayor

JED:mad



# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

May 6, 1980

## COMMON COUNCIL PUBLIC WORKS COMMITTEE REPORT

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

Re: Request of Alicia F. Tomanio to purchase Drska Property.

In accordance with the letter from the Corporation Counsel and the recommendation of the Planning Commission, it is therefore the recommendation of the Public Works Committee that this petition be denied.

Respectfully submitted

Thomas Fabiano Chairman  
Thomas Fabiano

William T. Walsh  
William T. Walsh

Richard Murray  
Richard Murray

Constance A. McManus  
Constance A. McManus

Anthony J. Cassano  
Anthony J. Cassano

Richard M. White  
Richard M. White

Joseph DaSilva  
Joseph DaSilva

Enclosures (2)



30

**CITY OF DANBURY**

**OFFICE OF THE CORPORATION COUNSEL  
DANBURY, CT 06810**

**THEODORE H. GOLDSTEIN,  
CORPORATION COUNSEL**

**ERIC L. GOTTSCHALK  
THOMAS A. FRIZZELL  
THOMAS G. WEST  
ASSISTANT CORPORATION  
COUNSEL**

April 18, 1980

**PLEASE REPLY TO:**

**155 Deer Hill Avenue  
DANBURY, CT 06810**

Hon. Thomas M. Fabiano, Jr.  
Common Council, City of Danbury  
City Hall, 155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: Property Formerly Owned by Elizabeth Drska

Dear Tom:

Please find attached copies of Warranty Deeds both conveying parcels of land to the City of Danbury. Also find attached a copy of the map involved. Apparently there were two parcels conveyed. Parcel (a) containing 11.433 acres as shown on the map is conveyed to the City without any restriction regarding its use. Parcel (b), however, containing 21.60 acres was conveyed to the City of Danbury subject to the reservation of a life use by Mrs. Drska. Also noted in the Deed, Volume 488 at Page 684 is that the City agrees the premises "shall hereafter in perpetuity be known as the 'John and Elizabeth Drska Park'." As a result of this restriction it is the opinion of this office that this parcel may not be sold since as part of the consideration for the sale the City agreed to the perpetual use of this parcel for park purposes. If you have any additional questions, please feel free to contact me.

Sincerely yours,

Eric L. Gottschalk  
Assistant Corporation Counsel

ELG:cr

Enc.

c: Theodore H. Goldstein, Esq.  
Corporation Counsel



## CITY OF DANBURY

OFFICE OF THE CORPORATION COUNSEL  
DANBURY, CT 06810

THEODORE H. GOLDSTEIN,  
CORPORATION COUNSEL

ERIC L. GOTTSCHALK  
THOMAS A. FRIZZELL  
THOMAS G. WEST

ASSISTANT CORPORATION  
COUNSEL

April 18, 1980

PLEASE REPLY TO:

155 Deer Hill Avenue  
DANBURY, CT 06810

Hon. Thomas M. Fabiano, Jr.  
Common Council, City of Danbury  
City Hall, 155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: Property Formerly Owned by Elizabeth Drska

Dear Tom:

Please find attached copies of Warranty Deeds both conveying parcels of land to the City of Danbury. Also find attached a copy of the map involved. Apparently there were two parcels conveyed. Parcel (a) containing 11.433 acres as shown on the map is conveyed to the City without any restriction regarding its use. Parcel (b), however, containing 21.60 acres was conveyed to the City of Danbury subject to the reservation of a life use by Mrs. Drska. Also noted in the Deed, Volume 488 at Page 684 is that the City agrees the premises "shall hereafter in perpetuity be known as the 'John and Elizabeth Drska Park'." As a result of this restriction it is the opinion of this office that this parcel may not be sold since as part of the consideration for the sale the City agreed to the perpetual use of this parcel for park purposes. If you have any additional questions, please feel free to contact me.

Sincerely yours,

Eric L. Gottschalk  
Assistant Corporation Counsel

ELG:cr

Enc.

c: Theodore H. Goldstein, Esq.  
Corporation Counsel



PLANNING COMMISSION

OF THE CITY OF DANBURY

City Hall

Danbury, Connecticut 06810

April 22, 1980

The Common Council  
City of Danbury  
Danbury, Connecticut

Re: 8-24 Referral - Drska Property -  
Request of Alicia F. Tomaino

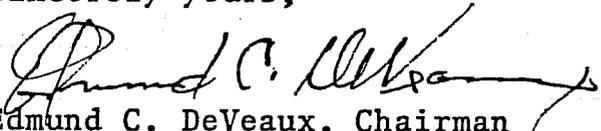
Dear Council Members:

The Planning Commission of the City of Danbury on April 16, 1980 voted to recommend denial of the request for use of the former Drska home on City-owned property since the sale of that property to the City by Mrs. Drska had been based upon her having life use of the property, and there was no intent that the property be used as anything but a park for all residents of the City of Danbury as a memorial to Mrs. Drska's husband.

The motion was made by Mr. McLachlan, seconded by Mr. Murphy and passed with "ayes" from Commissioners McLachlan, Murphy, Boucher and Schaefer.

The Commission recommends that the Council research the deed stipulations to be positive that the wishes of Mrs. Drska were put into the deed.

Sincerely yours,

  
Edmund C. DeVeaux, Chairman  
Planning Commission  
City of Danbury

ECD:drs



31

# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

May 6, 1980

## COMMON COUNCIL PUBLIC WORKS COMMITTEE REPORT

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

Re: Petitions of Alan M. Barry and Lloyd Lumber Company to  
purchase Ives St. Firehouse.

The Public Works Committee voted to recommend to the Common Council that the Ives St. Firehouse be declared surplus property and sold in accordance to law. Be it noted that this is not in accordance with the Planning Commission recommendation of April 7, 1980.

The Committee also feels that this falls in the scope of redevelopment and also the preservation of historic buildings.

Respectfully submitted

Thomas Fabiano Chairman  
Thomas Fabiano

William T. Walsh  
William T. Walsh

Richard Murray  
Richard Murray

Constance A. McManus  
Constance A. McManus

Anthony J. Cassano  
Anthony J. Cassano

Richard M. White  
Richard M. White

Joseph DaSilva  
Joseph DaSilva

Enclosures (2)

To Purchasing 5/7/80



PLANNING COMMISSION  
OF THE CITY OF DANBURY  
City Hall  
Danbury, Connecticut 06810

31  
RECEIVED

APR 9 1980

OFFICE OF CITY CLERK

April 7, 1980

The Common Council  
City of Danbury  
Danbury, Connecticut

Re: 8-24 Referral - Request of Alan Barry  
to Purchase Ives St. Firehouse

Dear Council Members:

The Planning Commission at its meeting held April 2, 1980 voted to recommend to the Common Council that they deny the request of Alan M. Barry to purchase the Ives Street Firehouse based on considerations outlined in the Staff Report, and with reference to a previous letter sent by the Commission on October 23, 1979.

The motion was made by Mr. Ramey, seconded by Mr. Stevens and passed with "ayes" from Commissioners Ramey, Stevens, Murphy and Durkin.

Sincerely yours,

Edmund C. DeVeaux, Chairman  
Planning Commission  
City of Danbury

ECD:drs

Enc.

October 23, 1979

The Common Council  
City of Danbury  
Danbury, Connecticut

Re: 8-24 Review - Ives Street Firehouse

Dear Council Members:

The Planning Commission on October 22, 1979 voted to recommend that the Ives Street Firehouse not be sold, but that it be offered for lease so that the City would not be placed in the undesirable position of having to buy back the property if necessary in the near future since the site is within the urban core block of the downtown and therefore sensitive to redevelopment plans.

The motion was made by Mr. Stevens, seconded by Mr. Boucher and passed with "ayes" from Commissioners Stevens, Boucher, Murphy and Durkin.

Sincerely yours,

Edmund C. DeVeaux, Chairman  
Planning Commission  
City of Danbury

ECD:drs

October 23, 1979

The Common Council  
City of Danbury  
Danbury, Connecticut

Re: 8-24 Review - Ives Street Firehouse

Dear Council Members:

The Planning Commission on October 22, 1979 voted to recommend that the Ives Street Firehouse not be sold, but that it be offered for lease so that the City would not be placed in the undesirable position of having to buy back the property if necessary in the near future since the site is within the urban core block of the downtown and therefore sensitive to redevelopment plans.

The motion was made by Mr. Stevens, seconded by Mr. Boucher and passed with "ayes" from Commissioners Stevens, Boucher, Murphy and Durkin.

Sincerely yours,

Edmund C. DeVeaux, Chairman  
Planning Commission  
City of Danbury

ECD:drs



32

# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

May 6, 1980

## COMMON COUNCIL PUBLIC WORKS COMMITTEE REPORT

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

Re: Petition of John A. Viniello - Aunt Hack Road. ✓

The Public Works Committee recommends to the Common Council that no action be taken in regard to the letter of the Superintendent of Highways Edward Fusek dated April 17, 1980, which stipulates that if the correction suggested isn't sufficient, the highway department will take steps necessary to correct the problem.

Respectfully submitted

Thomas Fabiano Chairman  
Thomas Fabiano

William T. Walsh  
William T. Walsh

Richard Murray  
Richard Murray

Constance A. McManus  
Constance A. McManus

Anthony J. Cassano  
Anthony J. Cassano

Richard M. White  
Richard M. White

Joseph DaSilva  
Joseph DaSilva

Enclosure (1)



30

RECEIVED

APR 19 1980

OFFICE OF CITY CLERK

**PUBLIC WORKS DEPARTMENT**

155 DEER HILL AVENUE  
DANBURY, CONN. 06810

**EDWARD W. FUSEK**  
SUPERINTENDENT

April 17, 1980

Councilman Thomas Fabiano  
City of Danbury  
155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: Mr. Viniello  
Aunt Hack Road, Danbury, Ct.

Dear Councilman Fabiano:

After the City of Danbury investigated a complaint regarding the above listed location, it was determined that the reason the water was running down the driveway was due to vehicles going in and out of the driveway, which had created a gulley between the driveway and lawn. I feel it is Mr. Viniello's responsibility to fill in the gulley. If he finds that this does not completely clear up the problem and water runs over driveway, we will build up the berm at the edge of the driveway at the height of the pavement that was put on the road.

If there are any further questions regarding the above matter, please feel free to contact me.

Sincerely,

*Edward W. Fusek*  
Edward W. Fusek  
Superintendent of Highways

EFW:pas



32

# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

May 6, 1980

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Respectfully submitted

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Enclosure (1)



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APR 19 1980

OFFICE OF CITY CLERK

PUBLIC WORKS DEPARTMENT

155 DEER HILL AVENUE  
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April 17, 1980

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City of Danbury  
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Sincerely,

*Edward W. Fusek*  
Edward W. Fusek  
Superintendent of Highways

EFW:pas



133

# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

MAY 6 1980

## COMMON COUNCIL PUBLIC WORKS COMMITTEE REPORT

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

Re: Petition of Waldin Freitas to purchase City property on Fern St.

The Public Works Committee voted to recommend to the Common Council that this property be declared surplus and be sold in accordance to law, subject to the stipulations contained in the City Engineer's letter of April 8, 1980, attached.

Respectfully submitted

Thomas Fabiano Chairman  
Thomas Fabiano

William T. Walsh  
William T. Walsh

Richard Murray  
Richard Murray

Constance A. McManus  
Constance A. McManus

Anthony J. Cassano  
Anthony J. Cassano

Richard M. White  
Richard M. White

Joseph DaSilva  
Joseph DaSilva

Enclosure (1)

To Purchasing  
City of Danbury



# CITY OF DANBURY

ENGINEERING DIVISION

ROOM 205 - CITY HALL

JOHN A. SCHWEITZER, JR.  
CITY ENGINEER

155 DEER HILL AVENUE  
DANBURY, CONN. 06810  
203-797-4641

April 8, 1980

Councilman Thomas Fabiano, Chairman  
Public Works Committee  
Common Council  
City of Danbury  
Danbury, Connecticut

Dear Councilman Fabiano:

City Owned Parcel  
Fern Street and Starr Avenue

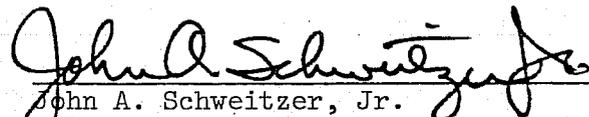
The City-owned parcel at the corner of Fern Street and Starr Avenue was acquired from the State of Connecticut at the time I-84 was constructed. The Quit Claim Deed is recorded in Volume 468 on Page 226 of the Danbury Land Records.

If this parcel is sold by the City, it is imperative that an adequate storm drainage easement be retained by the City for the future maintenance of the existing twin box culvert and end wall.

The attached print is a copy of the map prepared by the State for the release of this land to the City. On this map we have extended the southerly street line of Fern Street to isolate the parcel in question. The City will require a minimum fifteen feet (15') outside of any drainage structure as an easement which easement is shown cross-hatched on the plan. However, it might be worthwhile from the City's point of view to retain an easement across the entire parcel for access to the drainage structure.

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

Very truly yours,

  
John A. Schweitzer, Jr.  
City Engineer

JAS/PAE/jrl

enclosure

33

**COURY & DIMYAN**  
ATTORNEYS AND COUNSELORS AT LAW  
143 MAIN STREET - P. O. BOX 27  
DANBURY, CONNECTICUT 06810

ELIE S. COURY  
JOSEPH DIMYAN

AREA CODE 203  
744-0290

February 20, 1980

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

Gentlemen:

Please be advised that this office represents Waldir L. Freitas who is desirous of purchasing a certain parcel of land located on Fern Street, which parcel of land abuts other property that he owns there, as shown on the attached map.

If the City of Danbury is interested in selling this parcel of land to him, would you please contact this office with the details of the sale.

Very truly yours,

  
Elie S. Coury

ESC/bjl



# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

## COMMON COUNCIL PUBLIC WORKS COMMITTEE REPORT

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Members of the Common Council

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The Public Works Committee voted to recommend to the Common Council that this property be declared surplus and be sold in accordance to law, subject to the stipulations contained in the City Engineer's letter of April 8, 1980, attached.

Respectfully submitted

Chairman

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Joseph DaSilva

Enclosure (1)



# CITY OF DANBURY

ENGINEERING DIVISION

ROOM 205 - CITY HALL

33

JOHN A. SCHWEITZER, JR.  
CITY ENGINEER

155 DEER HILL AVENUE  
DANBURY, CONN. 06810  
203-797-4641

April 8, 1980

Councilman Thomas Fabiano, Chairman  
Public Works Committee  
Common Council  
City of Danbury  
Danbury, Connecticut

Dear Councilman Fabiano:

City Owned Parcel  
Fern Street and Starr Avenue

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

Very truly yours,

John A. Schweitzer, Jr.  
City Engineer

JAS/PAE/jrl

enclosure



34

# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

MAY 6 1980

## COMMON COUNCIL PUBLIC WORKS COMMITTEE REPORT

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

Re: Petition of Marie Dumas, 22 Charcoal Ridge South.

The Public Works Committee, after reviewing the petition and consulting with the City's Corporation Counsel, voted to recommend to the Common Council, that the City take no action on this petition.

Respectfully submitted

Thomas Fabiano Chairman  
Thomas Fabiano

William T. Walsh  
William T. Walsh

Richard Murray  
Richard Murray

Constance A. McManus  
Constance A. McManus

Anthony J. Cassano  
Anthony J. Cassano

Richard M. White  
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Joseph DaSilva  
Joseph DaSilva

Enclosure (1)



34

# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

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Joseph DaSilva

Enclosure (1)

35

COMMON COUNCIL PUBLIC WORKS COMMITTEE REPORT

May 6, 1980

TO: Honorable Mayor James E. Dyer  
Members of the Common Council.  
RE: Request of Thomas Scott for sewer & water - Franklin St. and  
Farview Avenue.

The Public Works Committee 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 and water lines.
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 and 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 such portions of the sewer and 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 sewer and water line.

Respectfully submitted

Thomas Fabiano, Jr. Chairman  
Thomas Fabiano, Jr.

William Walsh  
William Walsh

Richard Murray  
Richard Murray

Constance McManus  
Constance McManus

Anthony J. Cassano  
Anthony J. Cassano

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Joseph A. ...

COMMON COUNCIL PUBLIC WORKS COMMITTEE REPORT

May 6, 1980

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Chairman

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\_\_\_\_\_  
Anthony J. Cassano

\_\_\_\_\_  
Richard M. White



# CITY OF DANBURY

COMMON COUNCIL

DANBURY, CONNECTICUT 06810

May 6, 1980

## LAND ACQUISITION COMMITTEE REPORT

On April 10, 1980, the Land Acquisition Committee met with all members in attendance: Action taken was as follows:

1. It was recommended by the committee that the offer by Barbara Barry, Realtor, for the purchase of property on Coalpit Hill road, owned by Mr. Carl Will and offered at \$130,000, be refused.
2. That the offer by Brockett Realty for the property on Eden Drive, be tabled until a Staff report from the Planning Commission as to why they did not approve purchase of the property, is received.
3. That the offer to purchase the First Assembly of God Church property on Deer Hill Avenue, be tabled, until further information is received.
4. That no action be taken on the Burns-Sutton property and the Devigne and Steinberg properties, until the appraisal on the C.D. Parks property is received.

We have requested figures from the City Comptroller as to how the purchase of these properties would effect the Mill Rate if the purchase question is put to the voters.

The committee went into executive session to discuss preliminary appraisal figures on the offering to the City of the Lakeview Property.

As there is still much more business before the committee, for the good of the City, the committee requests an extension of time.

Respectfully submitted

Thomas E. Evans Chair  
 Thomas E. Evans

John O. Turk  
 John O. Turk

Janet A. Butera  
 Janet A. Butera

Peter B. Kennedy  
 Peter B. Kennedy

Bernard P. Gallo, Sr.  
 Bernard P. Gallo, Sr.

James P. Burke Jr.  
 James P. Burke Jr.

Frank Repole  
 Frank Repole



37

# CITY OF DANBURY

THEODORE H. GOLDSTEIN,  
CORPORATION COUNSEL

OFFICE OF THE CORPORATION COUNSEL  
DANBURY, CT 06810

ERIC L. GOTTSCHALK  
THOMAS A. FRIZZELL  
THOMAS G. WEST

ASSISTANT CORPORATION  
COUNSEL

April 28, 1980

PLEASE REPLY TO:

P.O. Box 1261  
DANBURY, CT 06810

Hon. Thomas M. Fabiano, Jr.  
Common Council, City of Danbury  
City Hall, 155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: Negligence - Statute of Limitations

Dear Tom:

I have a copy of Rick Gottschalk's letter to you of April 18, 1980.

I would like to add to the same by advising that as a general rule an action alleging tortious misconduct or negligence cannot be brought against a municipality such as the City of Danbury under the old English Common Law theory that "The King can do no wrong." Actions against municipalities can be brought only when there is statutory authority for same such as are permitted under the General Statutes of the State of Connecticut, Section 13a-149 or Section 7-465. The first of these permits actions against a city for roadway defects and the latter permits actions against employees for the infringement of any person's civil rights or for physical damages to person or property caused by an employee acting in the performance of his duties and within the scope of his employment. Actions may also be brought against municipalities for the creation of a nuisance in the construction or maintenance of city property such as sewer lines which are caused to back up into private property. It would seem, incidentally, that the State of Connecticut anticipated the United States Supreme Court which ruled, ~~524~~, within the past few weeks that a municipality, and its employees (and presumably its legislative body, commissions and boards) cannot act, even in good faith or unintentionally, to deprive persons of their civil rights.

I am now checking with our insurance carrier to make sure that the City of Danbury, its employees and various bodies are properly insured under these circumstances.

Sincerely yours,

Theodore H. Goldstein  
Corporation Counsel

THG:cr

c: Eric L. Gottschalk, Esq.  
Assistant Corporation Counsel



37

# CITY OF DANBURY

THEODORE H. GOLDSTEIN,  
CORPORATION COUNSEL

OFFICE OF THE CORPORATION COUNSEL  
DANBURY, CT 06810

ERIC L. GOTTSCHALK  
THOMAS A. FRIZZELL  
THOMAS G. WEST  
ASSISTANT CORPORATION  
COUNSEL

April 18, 1980

PLEASE REPLY TO:  
155 Deer Hill Avenue  
DANBURY, CT 06810

Hon. Thomas M. Fabiano, Jr.  
Common Council, City of Danbury  
City Hall, 155 Deer Hill Avenue  
Danbury, Connecticut 06810

Re: Negligence - Statute of Limitations

Dear Tom:

Please review Connecticut General Statutes, Sections 52-577 and 52-584 which indicate that no action to recover damages caused by negligence may be maintained except within two years from the date when the injury or damage was first sustained or discovered. Section 52-577 indicates that the limitation period for actions founded upon a tort in general is three years. Thus, where an action is brought against the City alleging tortious misconduct or negligence the City would have a good defense unless the action was commenced prior to the running of the statute.

Sincerely yours,

Eric L. Gottschalk  
Assistant Corporation Counsel

ELG:cr

c: Theodore H. Goldstein, Esq.  
Corporation Counsel

Enc.



31

# CITY OF DANBURY

OFFICE OF THE CORPORATION COUNSEL  
DANBURY, CT 06810

THEODORE H. GOLDSTEIN,  
CORPORATION COUNSEL

ERIC L. GOTTSCHALK  
THOMAS A. FRIZZELL  
THOMAS G. WEST

ASSISTANT CORPORATION  
COUNSEL

April 18, 1980

PLEASE REPLY TO:  
155 Deer Hill Avenue  
DANBURY, CT 06810

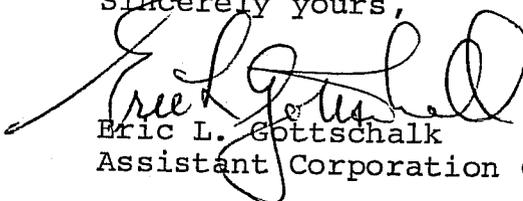
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Sincerely yours,

  
Eric L. Gottschalk  
Assistant Corporation Counsel

ELG:cr

c: Theodore H. Goldstein, Esq.  
Corporation Counsel

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