

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

RE: Minutes of the Common Council Meeting held May 4, 1999

Mayor Eriquez called the meeting to order at 7:30 P.M. The Pledge of Allegiance and Prayer were recited. The members were recorded as:

PRESENT – Scalzo, McAllister, Arconti, Smith, Boynton, Buzaid, Dean Esposito, Machado, Shuler, Charles, Setaro, John Esposito, Levy, Abrantes, Coco, Basso, Falzone, Fox, Gallagher, Moore and Saracino

21 Present – 0 Absent

There were no members of the Public who wished to address the Common Council.

MINUTES – Minutes of the Common Council Meeting held April 6, 1999. Mr. Setaro made a motion that the minutes be adopted as presented and the reading waived as all members have copies which are on file in the Office of the City Clerk for public inspection. Seconded by Mr. Levy. Motion carried unanimously.

CONSENT CALENDAR – John Esposito presented the following items for the Consent Calendar:

5 - Approve application and resolution for State Office of Policy and Management Summer Youth Recreation Program Grant - \$45,000

6 - Approve application and resolution for State Department of Transportation Division of Highway Safety Driving Under the Influence Enforcement Program Grant - \$3,350

7 - Approve application and resolution for State Department of Social Services Before and After School Program grant for an additional \$4,163 for an annual total of \$26,285

8 - Approve application and resolution for State Department of Social Services School Based Health Center grant in an amount not to exceed \$200,000

9 - Approve application and resolution for State Departments of Health Services and Agriculture WIC Farmers Market Program grant - \$625

11 – Receive communication and approve resolution delineating assessments for Sanitary Sewer Extension Meadowbrook Vista Mobile Home Park

12 – Receive communication and approve resolution authorizing City acquisition of properties at 195-197 Main Street

13 – Confirm appointment of Judge Dianne Yamin as a member of the Commission on Aging for a term to expire October 1, 2001

14 – Confirm reappointment of Regina Ofiero to the Lake Kenosia Commission

15 – Confirm reappointment of Barbara Talarico, Michael Lombardi and Nancy Knight as members of the Tarrywile Park Authority

19 – Approve reappropriation of donated funds in the amount of \$460 to Commission on Aging budget for printing and conferences

21 – Approve agreement between City of Danbury and State of Connecticut to provide emergency transportation

23 – Approve transfer of \$5,800 from Contingency Account to Commission on Aging Part-time services account

24 – Approve budget change to City CDBG 24th program year budget by transferring to the Homeless Adolescence Program \$15,360 from capital line item for ADA playground equipment, \$6,640 from Finance Department regular salaries and \$8,000 from Contingency Account

25 – Approve transfer of \$10,000 to Fire Department Special Services Account for Firewatch

26 – Approve transfer of \$13,000 from contingency account to Town Clerk's budget for part-time services and postage

27 – Approve request of Tax Collector to transfer \$306,079.71 to the Suspense List

38 – Receive communication from Director of Finance regarding donation to Millennium Project

39 – Receive positive report and approve recommendations regarding request for sewer and water extension on Old Brookfield Road

40 – Receive positive report and approve recommendations, subject to certification by the Director of Finance, regarding request for reimbursement of sewer repair bill at 112 South Street.

Mr. Charles made a motion to adopt the Consent Calendar as read. Seconded by Mr. Scalzo. Motion carried with Council Members Setaro and Abrantes sustaining on item 12.

1 – **ORDINANCE & RESOLUTION** – An Ordinance Making Appropriations for the fiscal year beginning July 1, 1999 and ending June 30, 2000 and a Resolution Levying the Property Tax for the Fiscal Year Beginning July 1, 1999 and Ending June 30, 2000. Mr. Setaro moved to adopt the Ordinance and Resolution making appropriations for the fiscal year beginning July 1, 1999 and ending June 30, 2000 levying the property tax for the fiscal year beginning July 1, 1999 and ending June 30, 2000.

a. **General Government 1 Budget Report**

Mr. Boynton submitted the following report:

The General Government 1 Budget Committee met on April 21, 1999 at 7:05 P.M. in Room 432 in City Hall. In attendance were committee members Boynton, Coco, Abrantes, Scalzo and Moore. Also in attendance were Director of Finance Dominic Setaro and Council Member Levy, ex-officio.

Mr. Boynton opened the meeting by stating the areas of the budget under the purview of this committee. It was decided that each area would be addressed separately. The Common Council's budget was considered and no changes made. Mr. Boynton then read a letter from the Director of Finance Dominic Setaro regarding salary changes for elected officials. The letter outlined two options. The first offers a 2.75% increases and the second would boost the Mayor's salary to \$100,000. The Mayor's salary is now \$79,471. The 2.75% increase would be \$81,657 or it could be increased to \$100,000 under option 2. Mr. Boynton stated that he feels the size and scope of the job of Mayor warrants the \$100,000 so that competent candidates would come forth from both parties in the future. After further discussion, Mrs. Abrantes made a motion to implement option 2 which would increase the Mayor's salary to \$100,000 for the 1999-2000 fiscal year and to \$102,750 for fiscal year 2000-2001 and to reduce the

contingency account by \$6,400. Seconded by Mr. Scalzo. Motion carried with Mr. Moore voting in the negative.

Regarding the City Clerk's Office, Mr. Boynton read a letter outlining the new working hours of the Assistant City Clerk. It will now be considered a part-time position. A Part-time services line item has been established in the amount of \$29,435. The regular salaries line item would be reduced by \$42,921. The new revised total department budget would be reduced by a net of \$13,486 resulting in a revised total budget equaling \$73,871. Mr. Moore made a motion to establish a Part-time Services line item in the amount of \$29,435, reduce the regular salaries line item by \$42,921 and revise the total budget equaling \$73,871. Seconded by Mrs. Abrantes and passed unanimously.

Discussion following concerning the Registrars of Voters, the Corporation Counsel, the Town Clerk, the Permit Center, Planning Department, Personnel and Civil Service, Danbury Public Library and State and Federal Schools Project.

A motion was made by Mr. Boynton to recommend the budget as proposed by the Mayor with the exception of 2.75% increases for the City Clerk, the Town Clerk and the Treasurer for two years, the adjustment in the Mayor's salary for two years as previously proposed and the adjustment for the Assistant City Clerk's position. The adjustment is to the regular salaries account from \$85,276 to \$42,355 for a total department budget of \$74,542.00. Motion carried unanimously.

Mr. Setaro assumed the Chair. Mr. Coco made a motion to accept the General Government 1 Budget report as report and adopt its recommendations. Seconded by Mr. Scalzo. Mr. Levy made a motion to amend the report whereas the Mayor's salary would be increased by 6.8% in the 1999-2000 fiscal year and the 2000-2001 fiscal year and the Director of Finance reduce the Contingency Account by that amount. Seconded by Mr. Machado. Motion carried with the members voting as follows:

Yes – Scalzo, McAllister, Arconti, Smith, Buzaid, Dean Esposito, Machado, Shuler, Charles, Setaro, John Esposito, Levy, Abrantes, Coco, Falzone, Fox, Gallagher

No – Boynton, Basso, Moore, Saracino

17 yes – 4 no

Mr. Moore made a motion to amend the report by showing a 0 increase for elected officials and department heads covered by this section of the budget. Seconded by Mrs. Saracino. Motion failed with Mrs. Basso, Mr. Moore and Mrs. Saracino voting in the affirmative.

Mr. McAllister moved the question. Seconded by Mr. Boynton. Motion carried 20 yes 1 no.

Mayor Eriquez called for a vote on the main motion as amended. The motion, as amended, carried with Council Members Basso, Moore and Saracino voting in the negative.

b. General Government 11 Budget Report

Mr. Falzone submitted the following report:

The General Government 11 Budget Committee met on April 26, 1999 in Room 432 in City Hall. In attendance were committee members Falzone, Levy, Smith, Shuler and Setaro. Mrs. Basso arrived late. Also in attendance were Director of Finance Dominic Setaro, Jim Walsh of Danbury Youth Services, Joe Sullivan of MCCA, Tom Clarkson of Danbury War Memorial, Augie Reibeiro of the Portuguese Cultural Center, Maria-Cinta Lowe of the

Hispanic Center of Greater Danbury and David Arconti and Bob Guerrero of the PAL.

Mr. Falzone opened the meeting by stating the each speaker would be allowed 10 minutes. The first speaker was Augie Reibeiro of the Portuguese Cultural Center who gave an outline of the history of the organization, the programs it offers and its view for the future. Jim Walsh of Danbury Youth Services spoke next outlining the types of programs they have. He stated that they served 1,327 people, most from Danbury. Tom Clarkson of the Danbury War Memorial outlined his programs and also stated that the War Memorial building is used by the City as an emergency shelter. Joseph Sullivan of MCCA spoke about his services and about the sobering-up center, which is the reason for the additional \$20,000 request. Maria-Cinta Lowe explained the functions of the Hispanic Cultural Center. The center has served over 5,000 people this year. Sgt. Guerrero and David Arconti explained the need of PAL for the \$20,000 request. Due to cost overruns on the new building, they need help. There was discussion on the Harrambee Youth Center.

After further discussion entailing questions about the new auditors, contract negotiations, debt service, the contingency account, MCCA and PAL, Mr. Levy made a motion to transfer \$20,000 from the Contingency Account to a grants line item entitled "Police Athletic League" and approve the remainder of the proposed budget as presented. Seconded by Mr. Setaro and passed unanimously.

Mr. McAllister made a motion to accept the report as read and adopt its recommendations. Seconded by Mr. Charles.

Mrs. Basso made a motion to amend the report by showing a 0 increase in the salaries for department heads covered by this section of the budget. Seconded by Mrs. Saracino. Motion failed with Council Members Basso, Moore and Saracino voting in the affirmative. Mr. Boynton moved the question. Seconded by Mr. McAllister. Motion carried unanimously.

Mayor Eriquez called for a vote on the main motion, which carried with Council Members Basso, Moore and Saracino voting in the negative.

c. Education Budget Committee Report

Mr. Gallagher submitted the following report:

The Education Budget Committee met on April 27, 1999 in Room 432 in City Hall. In attendance were committee members Gallagher, Abrantes, Scalzo, Shuler and Basso. Also in attendance were Director of Finance Dominic Setaro, Mayor Gene Eriquez, Superintendent of School Timothy Connors, Schools Director of Finance John Torok, Board of Education Members Larry Dorris, Louis Rotello, Vincent Nolan, J. R. Mitchell, Council Members Setaro, Levy and Saracino, ex-officio and News Times Reporter Eileen Fitzgerald.

Board of Education Chairman Larry Dorris began the meeting by reminding the Council committee of what comprises the school district. It serves 8900 children with a staff of 900 and an operating budget of 78 million dollars. Mr. Dorris stated that no new teachers were added with budgeted funds. Some were added with grant funds. Class size is growing. Staff is needed to keep buildings clean. \$250,000 was returned to the City in the fiscal year ending June 30, 1998 with the hopes that the City would return it to the 1998-99 Schools Budget. It did not. Mr. Dorris distributed a budget reduction analysis worksheet showing areas of reduction. He stated that there was a \$1,186,235 balance that had to be cut and he does not feel this budget gives the School Board enough to work with.

Mr. Gallagher then asked Director of Finance Dominic Setaro to comment on what Mr. Dorris had spoken on. Mr. Setaro stated that there were in fact new teachers added to the school department and paid for with board funds. Mr. Setaro then stated that in reviewing the budget reduction analysis worksheet, the Board left off the \$500,000 insurance reserve number and that could be used to increase the Mayor's budget and reduce the \$1,186,235. Mayor Eriquez also explained the \$500,000 insurance reserve. Much discussion centered on the \$500,000 and how it would increase the Mayor's budget figure and Mayor Eriquez stated that he felt the board was combining revenues and expenditures and he explained his reasoning. John Torok, Director of Finance for the Schools Department stated that Mr. Setaro's explanation of the \$500,000 was correct and he agreed that this would increase the budget. Mr. Gallagher asked where the funds come from to hire the extra teachers and the Mayor stated from the dollars allocated by the Common Council last year.

Superintendent of Schools Timothy Connors stated that because test scores have improved he was notified by the State that they would not receive the 2% ECS set aside of \$263,982 that used to go directly to the Schools department. These funds will now come directly to the City and Mr. Connors asked that the City pass on these funds to the School Department. Mayor Eriquez stated that he would support that proposal.

Committee members asked questions concerning new positions, the Professional Services Account, the telecommunications line item, custodial fees, and the equipment instructional account.

Mr. Gallagher stated that the Board should look at the dollars they've been made aware. They have gone from 1.1 million to \$600,000 balance and in the end they should meet their goals.

Mrs. Abrantes made a motion to appropriate \$70,283,468 plus an increase of \$263,982 which is 2% of ESC set aside which increases the sum to \$70,547,450 which will be offset by a revenue increase of \$263,982 so that there is no impact on the mil rate. Seconded by Mr. Shuler. Motion carried unanimously.

Mr. Scalzo made a motion to accept the report as read and adopt its recommendations. Seconded by Mrs. Abrantes. Motion carried unanimously.

d. Public Works Budget Committee Report

Dean Esposito submitted the following report:

The Public Works Budget Committee met on April 28, 1999 at 7:05 P.M. in Room 432 in City Hall. In attendance were committee members Dean Esposito, John Esposito, Val Machado, Joseph Coco and Martin Moore. Also in attendance were Director of Finance Dominic Setaro, Director of Public Utilities William Buckley and Council Members Levy and Scalzo, ex-officio.

Dean Esposito opened the meeting by outlining the procedures to be followed and would entertain any questions concerning any department listed in the public works section of the budget. John Esposito asked about the police cars parked in front of the Police Station on Main Street. Mr. Buckley stated that the tanks in back are being removed and they will pick up 4-5 spaces when completed. Dean Esposito asked if the maintenance of City Hall would be outsourced. Mr. Setaro stated that the custodians would go to Public Buildings and will be responsible for cleaning outside City Hall such as Welfare Metro North and McLean House. John Esposito asked about funding for the Senior Center Building. Mr. Setaro stated that it is in the bond package. Mr. Esposito also asked if the highway department would be using State Aid. Mr. Buckley stated that this is how it is normally done. Further discussion followed regarding the Snow and Ice Removal account.

Mr. Machado asked about the Leased Equipment account. Mr. Setaro stated that it is for lease/purchase of a grader and rental of sweepers. Mr. Scalzo asked if the reduction from Northeast Utilities is reflected in the Street Lighting line item. Mr. Setaro said that it is and the City is looking to have it further reduced. Further questions were asked about Equipment Maintenance salaries account and the closing costs for the Landfill. John Esposito asked about the hiring of a City Engineer. Mr. Setaro stated that nothing has been done yet, but the Mayor is hoping to persuade Patricia Ellsworth to take it. Questions were asked about the cleanup accounts for Parks and Recreation and about hiring of part-time help. Mr. Coco asked, regarding the Cultural Commission, if the property assessment issue would affect the \$4,000 grant from Union Carbide. Mr. Setaro stated that he doesn't know yet. Mr. Setaro noted that in the Lake Kenosia Commission account the reduction is reflected in the Parks and Recreation budget for weed control.

Discussions followed regarding the Water Fund. Dean Esposito asked about the 10% reduction. He also asked about the reduction in employees. Mr. Buckley explained that they are gearing more towards repairs and less to laying of lines. Mr. Esposito asked if the laying of lines would be outsourced. Mr. Buckley said that it would. Regarding the sewer fund, John Esposito asked about the 50% increased in commercial rates and would there be an increase in residential rates. Mr. Buckley stated that residential rates will stay the same and the increase in commercial rates was true. However, he stated that our rates are probably the lowest in Connecticut, probably in New England. Mr. Moore asked about the commercial, residential and septage rates. Mr. Buckley explained the intermunicipal agreement. He felt that we need to keep the rates the same because if not all septage would come from Danbury and we would lose money.

John Esposito made a motion to adopt the Public Works budget as proposed by the Mayor for the fiscal year 1999-2000. Seconded by Mr. Machado. Motion carried unanimously.

John Esposito made a motion to accept the report as read and adopt its recommendations. Seconded by Mr. Falzone. Mr. Moore made a motion to amend the report by showing a 0% increase in salaries for department heads covered by this section of the budget. Seconded by Mrs. Basso. Motion failed with Council Members Basso, Moore and Saracino voting in the negative.

Mayor Eriquez called for a vote on the main motion, which carried with Council Members Basso, Moore and Saracino voting in the negative.

e. **Public Safety, Health and Housing Budget Report**

Mr. Arconti submitted the following report:

The Public Safety Budget Committee met on April 27, 1999 in Room 432 in City Hall, In attendance were committee members Arconti, Levy, Abrantes, Fox, McAllister and Saracino. Mr. Buzaid was absent. Also in attendance were Police Chief Robert Paquette, Fire Chief Carmen Oliver, Director of Welfare Deborah MacKenzie, Director of Health and Housing Bill Campbell, Police Captain Arthur Sullo and Council Members Basso and Setaro, ex-officio.

Mr. Arconti began the meeting by reviewing the Civil Preparedness and Veterans Affairs Departments. Director of Health and Housing William Campbell addressed committee questions and stated that he can live within this budget. Director of Welfare Deborah MacKenzie answered committee questions pertaining to relocation, staffing, evictions and the emergency prescription fund. Fire Chief Oliver answered questions regarding equipment and vehicle maintenance, the increase in the volunteer houses, communications account and the lease/purchase account. The Director of Finance addressed the Ambulance

Fund. Police Chief Paquette answered questions about his computer system, staffing, the automotive equipment account, the overtime account, tuition reimbursement account, ammunition account, equipment account, among others. He also addressed the upgrade of the animal control facility.

Mr. Arconti addressed a memo prepared by the Director of Finance regarding the Commission on Aging Part-time Services line item Account #02-05-167-011001 to be amended and increased by \$12,200 to cover the shortfall for van drivers for the elderly. It was originally thought that this sum would be covered by block grant funds. Mr. Setaro also addressed questions about the office equipment account and the printing and binding account.

Mr. Levy made a motion to adopt the budget as proposed by the Mayor with an amendment to increase it by \$12,200 for the Commission on Aging Part-time Services line item, to be offset with an adjustment in the Contingency Account. Seconded by Mrs. Abrantes. Motion carried unanimously.

Mr. McAllister made a motion to accept the report as read and adopt its recommendations. Seconded by Mr. Boynton. Mrs. Basso made a motion to amend the report to show a 0% increase in salaries for department heads covered by this section of the budget. Seconded by Mrs. Saracino. Motion failed with Council Members Basso, Moore and Saracino voting in the affirmative. Mr. Buzaid made a motion to move the question. Seconded by Mr. McAllister. Motion carried with Mr. Scalzo voting in the negative.

Mayor Enriquez called for a vote on the main motion, which carried with Council Members Basso, Moore and Saracino voting in the negative.

The Director of Finance Dominic Setaro read the Ordinance, as amended, for the record:

AN ORDINANCE MAKING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 1999 AND ENDING JUNE 30, 2000.

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

SECTION 1. That the amounts hereinafter set forth aggregating \$134,739,444 or so much as may be necessary, are hereby appropriated for the General Fund, from current revenue, for the use of the several departments of the Municipal Government and for the purpose hereinafter mentioned for the fiscal year beginning July 1, 1999 and ending June 30, 2000.

I.	<u>GENERAL GOVERNMENT</u>	<u>MAYOR'S BUDGET</u>	<u>FINAL BUDG</u>
	Common Council	\$ 8,100	\$ 8,100
	Mayor's Office	269,070	272,292
	City Clerk's Office	87,357	74,542
	Ordinances	6,975	6,975
	Probate Court	13,150	13,150
	Registrar & Elections	112,429	112,429
	City Treasurer	23,359	23,736
	Finance Department	641,887	641,887
	Data Processing/Info Tech	1,178,504	1,178,504
	Independent Audit	37,500	37,500

Bureau of Assessments	311,504	311,504
Board of Assessment & Appeals	3,850	3,850
Tax Collector	460,620	460,620
Purchasing	227,315	227,315
Corporation Counsel	594,664	594,664
Town Clerk	369,854	370,842
Annual Report	5,000	5,000
Permit & Approval Department	188,269	188,269
Planning Department	445,274	445,274

GENERAL GOVERNMENT

MAYOR'S BUDGET

FINAL BUDGET

Conservation Commission	\$ 2,075	\$ 2,075
Personnel Department/Civil Service	269,962	269,962
Mayor's Discretionary Fund	10,000	10,000
Fair Rent Commission	1,475	1,475
City Membership	62,636	62,636
Lake Authority	41,877	41,877
Retirement Administration	70,750	70,750
Labor Negotiations	40,000	40,000
Public Buildings	773,232	773,232
City Hall Building	249,385	249,385
Library Building	133,090	133,090
Police Station Building	138,935	138,935
Senior Center Building	38,325	38,325
Old Library Building	<u>21,390</u>	<u>21,390</u>
<u>TOTAL GENERAL GOVERNMENT</u>	<u>\$ 6,837,813</u>	<u>\$ 6,829,585</u>

II. PUBLIC SAFETY

Police Department	\$ 10,238,614	\$ 10,238,614
Animal Control	144,869	144,869
Fire Department	7,449,031	7,449,031
Ambulance Fund	100,000	100,000
Building Inspector		418,204
Department of Civil Preparedness	<u>3,975</u>	<u>3,975</u>
<u>TOTAL PUBLIC SAFETY</u>	<u>\$18,354,693</u>	<u>\$18,354,693</u>

III. PUBLIC WORKS

MAYOR'S BUDGET FINAL BUDGET

	Director of Public Works	\$ 8,412	\$ 8,412
	Highways	1,818,897	1,818,897
	State Aid - Highways	415,936	415,936
	Snow and Ice Removal	368,500	368,500
	Street Lights	425,000	425,000
	Public Building Maintenance Rep.	290,325	290,325
	Equipment Maintenance	702,173	702,173
	Recycling/Solid Waste	380,707	380,707
	Engineering Department	<u>864,605</u>	<u>864,605</u>
	<u>TOTAL PUBLIC WORKS</u>	<u>\$5,274,555</u>	<u>\$5,274,555</u>
IV.	<u>HEALTH & HOUSING DEPARTMENT</u>		
	Health & Housing	<u>\$ 769,117</u>	<u>\$ 769,117</u>
	<u>TOTAL HEALTH & HOUSING</u>	<u>\$ 769,117</u>	<u>\$ 769,117</u>
V.	<u>PUBLIC WELFARE, SOCIAL AGENCIES</u>		
	Welfare Department	\$ 288,762	\$ 288,762
	Veteran's Advisory Center	49,936	49,936
	Commission on Aging	208,447	220,647
	Elderly Transportation	<u>12,000</u>	<u>12,000</u>
	<u>TOTAL WELFARE, SOCIAL AGENCIES</u>	<u>\$ 559,145</u>	<u>\$ 571,345</u>
VI.	<u>SCHOOL DEPARTMENT</u>		
	Schools, Regular	\$70,283,468	\$70,547,450
	Schools, Health & Welfare	<u>197,743</u>	<u>197,743</u>
	<u>TOTAL SCHOOL BUDGET</u>	<u>\$70,481,211</u>	<u>\$70,745,193</u>
VII.	<u>LIBRARIES</u>	<u>MAYOR'S BUDGET</u>	<u>FINAL BUDGET</u>
	Danbury Public Library	\$ 1,618,647	\$ 1,618,647
	Long Ridge Library	<u>6,250</u>	<u>6,250</u>
	<u>TOTAL LIBRARIES</u>	<u>\$ 1,624,897</u>	<u>\$ 1,624,897</u>
VIII.	<u>PARKS & RECREATION</u>		
	Parks & Recreation/Forestry		\$ 1,541,109
	Tarrywile Park Authority	190,935	190,935
	Cultural Commission		51,200
	Lake Kenosia Commission	<u>2,500</u>	<u>2,500</u>

IX.	<u>RECURRENT COSTS</u>		
	F.I.C.A.	\$ 1,091,143	\$ 1,091,143
	Pension Expense	4,150,000	4,150,000
	Employee Service Benefit	193,125	193,125
	Worker's Compensation	491,730	491,730
	State Unemployment Compensation	10,000	10,000
	Employee Health & Life Insurance	4,830,885	4,830,885
	Union Welfare	540,800	540,800
	Insurance & Official Bond Premium	<u>1,294,549</u>	<u>1,294,549</u>
	<u>TOTAL RECURRING COSTS</u>	<u>\$ 12,602,232</u>	<u>\$ 12,602,232</u>
X.	<u>DEBT SERVICE</u>		
		Interest on Debt	\$ 1,547,898
	Interest on Debt - School	1,420,398	1,420,398
	Redemption of Debt	2,872,112	2,872,112
	Redemption of Debt - School	<u>2,305,000</u>	<u>2,305,000</u>
	<u>TOTAL DEBT SERVICE</u>	<u>\$ 8,145,408</u>	<u>\$ 8,145,408</u>
XI.	<u>CAPITAL PROGRAM</u>	<u>MAYOR'S BUDGET</u>	<u>FINAL BUDGET</u>
	<u>CAPITAL PROGRAM</u>	<u>\$ 0</u>	<u>\$ 0</u>
	<u>TOTAL CAPITAL PROGRAM</u>	<u>\$ 0</u>	<u>\$ 0</u>
XII.	<u>TRANSPORTATION</u>		
	Danbury Airport	\$ 252,952	\$ 252,952
	H.A.R.T.	<u>608,498</u>	<u>608,498</u>
	<u>TOTAL TRANSPORTATION</u>	<u>\$ 861,450</u>	<u>\$ 861,450</u>
XIII.	<u>CONTINGENCY</u>	<u>\$ 400,000</u>	<u>\$ 383,903</u>
	<u>TOTAL CONTINGENCY</u>	<u>\$ 400,000</u>	<u>\$ 383,903</u>
XIV.	<u>STATE & FEDERAL SCHOOL PROJECTS</u>	<u>\$ 5,731,366</u>	<u>\$ 5,731,366</u>
	<u>TOTAL STATE & FEDERAL PROJECTS</u>	<u>\$ 5,731,366</u>	<u>\$ 5,731,366</u>
XV.	<u>GRANTS - HUMAN SERVICES</u>	<u>\$ 1,039,956</u>	<u>\$ 1,059,956</u>
	<u>TOTAL GRANTS - HUMAN SERVICES</u>	<u>\$ 1,039,956</u>	<u>\$ 1,059,956</u>

TOTAL BUDGET

\$134,467,587

\$134,739,444

SECTION 2. That the amount of \$163,419 is appropriated to the ANIMAL CONTROL FUND in the same manner as set forth in Section 1 hereof.

SECTION 3. That the amount of \$5,022,146 is appropriated to the WATER FUND in the same manner as set forth in Section 1 hereof.

SECTION 4. That the amount of \$7,308,882 is appropriated to the SEWER FUND in the same manner as set forth in Section 1 hereof.

SECTION 5. That the amount of \$1,091,263 is appropriated to the AMBULANCE FUND in the same manner as set forth in Section 1 hereof.

SECTION 6. That a provision for uncollectible taxes reserve is established in the amount of -0-.

Mayor Eriquez called for a vote on the main motion, as amended. Motion carried with Council Members Basso, Moore and Saracino voting in the negative.

Director of Finance Dominic Setaro read the Resolution for the record:

A RESOLUTION LEVYING THE PROPERTY TAX FOR THE FISCAL YEAR

BEGINNING JULY 1, 1999 AND ENDING JUNE 30, 2000

SECTION 1. The sum of \$96,977,466 representing the gross appropriation for the City of Danbury of \$134,739,444 for the fiscal year of July 1, 1999 and ending June 30, 2000, minus Indirect Revenue of \$34,561,978 minus Estimated Available Fund Balance of \$3,200,000 plus uncollectible taxes reserve in the amount of \$-0- is hereby levied and assessed on all taxable property in the City of Danbury as set forth on the annual Grand List as of October 1, 1998.

SECTION 2. Accordingly, the General Fund Tax Rate for the fiscal year beginning July 1, 1999 and ending June 30, 2000 shall be as follows:

TAX RATE: 20.78 MILLS

SECTION 3. The taxes levied and assessed as hereinafter provided shall be payable in quarterly installments on July 1, 1999, October 1, 1999, January 1, 2000, and April 1, 2000 except for taxes levied and assessed on mobile homes, motor vehicles and where not in excess of One Hundred Dollars (\$100.00), which taxes shall be paid on July 1, 1999, in accordance with the General Statutes of the State of Connecticut, unless said dates shall have lapsed before the effective date of this resolution, in which case the Tax Collector shall fix the dates and installments as if said dates had not been fixed herein as provided by law.

SECTION 4. The Tax Collector shall cause the said taxes above levied and assessed to be inserted on the tax rolls for the fiscal year beginning July 1, 1999 and ending June 30, 2000.

Mr. Levy made a motion to adopt the Resolution Levying the Property Tax for the Fiscal Year beginning July 1, 1999 and ending June 30, 2000 as presented. Seconded by Mr. Boynton. Motion carried with Council Members Basso, Moore and Saracino voting in the negative.

2 – ORDINANCE – An Ordinance Appropriating \$500,000 for Public Improvements in the 1999-2000 Capital Budget and Authorizing the Issuance of \$500,000 Bonds and Bond Anticipation Notes of the City to Meet said Appropriation

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

Section 1. The sum of \$500,000 is appropriated for the public improvements hereinafter listed:

<u>Project</u>	<u>Estimated Cost</u>
Rebuild/Repave Highways	\$320,000
Traffic Signals – Y2K Compliance	30,000
Technology Upgrades – Y2K Hardware and Software	150,000

Total	\$500,00

Section 2. To meet said appropriation \$500,000 bonds of the City are hereby authorized to be issued maturing not later than the fifth year after their date. Said bonds may be issued in one or more series as determined by the Mayor and the Director of Finance provided that the total amount of bonds to be issued shall not be less than an amount which will provide funds sufficient with other funds available for such purpose to pay the principal of and the interest on all temporary borrowings in anticipation of the receipt of the proceeds of said bond outstanding at the time of the issuance thereof, and to pay for the administrative, printing and legal costs of issuing the bonds. The bonds shall be in the denomination of \$1,000 or a whole multiple thereof, be issued in bearer form or in fully registered form, be executed in the name and on behalf of the City by the facsimile or manual signatures of the Mayor, and the City Treasurer, bear the City seal or a facsimile thereof, be certified by a bank or trust company, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company, and be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and interest thereon. The aggregate principal amount of the bonds of each series to be issued, the annual installments of principal, redemption provisions, if any, the certifying, registrar and transfer agent and the paying agent, the date, time of issue and sale and other terms, details and particulars of such bonds including the rate or rates of interest shall be determined by the Mayor and the Director of Finance.

Section 3. The bonds of each series shall be sold by the Mayor in a competitive offering or by negotiation, in his discretion. If sold in a competitive offering, the bonds shall be sold upon sealed proposals at not less than par and accrued interest on the basis of the lowest net or true interest cost to the City. A notice of sale or a summary thereof describing the bonds and setting forth the terms and conditions of the sale shall be published at least five days in advance of the sale in a recognized publication carrying municipal bond notices and devoted primarily to financial news and the subject of state and municipal bonds.

Section 4. The City Treasurer is authorized to make temporary borrowings in anticipation of the receipt of the proceeds of said bonds. Notes evidencing such borrowings shall be signed by the Mayor and the City Treasurer, have the seal of the City affixed, be payable at a bank or trust company designated by the City Treasurer, be approved as to their legality by Robinson & Cole LLP, Attorneys-at-Law, of Hartford, and be certified by a bank or trust company designated by the City Treasurer pursuant to Section 7-373 of the General Statutes of Connecticut, as amended. They shall be issued with maturity dates which comply with the provisions of the General Statutes governing the issuance of such notes, as the same may be amended from time to time. The notes shall be general obligations of the City and each of the notes shall recite that every requirement of law relating to its issue has been duly complied with, that such note is within every debt and other limit prescribed by law, and that the full faith and credit of the City are pledged to the payment of the principal thereof and the interest thereon. The net interest cost on such notes, including renewals thereof, and the expense of preparing, issuing and marketing them, to the extent paid from the proceeds of such renewals or said bonds, may be included as a cost of the improvements in Section 1. Upon the sale of the bonds, the proceeds thereof, to the extent required, shall be applied forthwith to the payment of the principal of and the interest on any such notes then outstanding or shall be deposited with a bank or trust company in trust for such purpose.

Section 5. The appropriation may be expended with the approval of the Mayor and the Director of Finance to meet the actual cost of any of the projects set forth in Section 1, including actual costs which may exceed the estimated costs thereof, provided that the total amount of the appropriation is not exceeded.

Section 6. The City hereby expresses its official intent pursuant to 1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid sixty days prior to and anytime after the date of passage of this ordinance in the maximum amount and for the capital projects defined in Section 1 with the proceeds of bonds, notes, or other obligations ("Bonds") authorized to be issued by the City. The Bonds shall be issued to reimburse such expenditures not later than 18 months after the later of the date of the expenditure or the substantial completion of the project, or such later date the Regulations may authorize. The City hereby certifies that the intention to reimburse as expressed herein is based upon its reasonable expectations as of this date. The Mayor or his designee is authorized to pay project expenses in accordance herewith pending the issuance of reimbursement bonds, and to amend this declaration. This declaration shall be made available in the office of the Clerk for public inspection within thirty days of its passage, and any amendment shall be made available for public inspection within thirty days of such amendment.

Section 7. The Director of Finance is hereby authorized on behalf of the City of Danbury, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to nationally recognized municipal securities information repositories or state based information repositories (the "Repositories") and to provide notices to the Repositories of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this ordinance. Any agreements or representations to provide information to Repositories made prior hereto are hereby confirmed, ratified and approved.

Mr. Levy made a motion to approve the Ordinance appropriating \$500,000 for public improvements in the 1999-2000 Capital Budget and Authorizing the Issuance of \$500,000 Bonds and Bond Anticipation Notes of the City to Meet said Appropriation. Seconded by Mr. McAllister. Motion carried unanimously.

3 – ORDINANCE – Water Rates

Sec. 21-42. Quarterly nonmetered rates.

a)The following is established as the quarterly nonmetered rate for the use of water, which rate shall be in effect for all bills rendered on or after July 1, 1999: \$126.84/unit

b) For purposes hereof, a water unit shall represent the water use for a single-family dwelling. An additional water unit shall be assessed for each additional dwelling within any residential structure. A fractional water unit shall be assessed for a portion of a dwelling which, in the opinion of the Superintendent of Public Utilities, bears, with respect to water usage, the same relationship to a whole water unit as that portion of the dwelling in question bears to a single family dwelling. All nonresidential flat rate city water customers shall be assessed for water units or fractions thereof based on the relationship between the customer’s nonresidential use and the use generated by a single family dwelling, in the opinion of the Superintendent of Public Utilities.

Sec. 21-46. Meter rates generally.

The following water meter rates shall be charged for those areas served and specified by the superintendent of public utilities. Such rates are for quarterly billings rendered on or after July 1, 1999, and are based on the consumption of thousands of gallons (MG) as follows:

(a)	5/8 inch size meter:	
	Usage (MG)	
	0-1	5.64
	2	6.25
	3	6.85
	4	7.45
	5	8.06
	6	8.65
	7	9.25
	8	9.86
	9	10.46
	10	11.06
	11.....	11.66
	12.....	12.27
	13.....	12.86
	14.....	13.46
	15.....	14.06
(b)	¾ inch size meter:	
	Usage (MG)	
	0-1.....	8.77
	2.....	9.37
	3.....	9.97
	4.....	10.58
	5.....	11.17
	6.....	11.78
	7.....	12.38
	8.....	12.98
	9.....	13.57
	10.....	14.18
	11.....	14.79
	12.....	15.38
	13.....	15.98
	14.....	16.59
	15.....	17.19
(c)	1 inch size meter:	
	Usage (MG)	
	0-1.....	18.14
	2.....	18.74
	3.....	19.34
	4.....	19.94
	5.....	20.54
	6.....	21.14
	7.....	21.75

8.....	22.35
9.....	22.95
10.....	23.54
11.....	24.16
12.....	24.75
13.....	25.35
14.....	25.96
15.....	26.56

(d) The following water meter rates shall be charged for those areas served and as specified by the superintendent of public utilities. such rates are for quarterly billings rendered on or after July 1, 1999, and are limited to the first fifteen thousand (15,000) gallons of consumption:

Size of Meter (inches)	
1 ½	83.10
2.....	121.87
3.....	270.06
4	540.12
6.....	1,080.23
8.....	2,160.48
10.....	4,320.96

(e) For water consumed in excess of fifteen thousand (15,000) gallons for any size meter the charge shall be one dollar and seventy-five cents (\$1. 75) per one thousand (1,000) gallons.

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

In addition to the rates set forth in sections 21-42 and 21-46, the following rates and charges are hereby established for all bills rendered on or after July 1, 1999:

- (1) Hydrant use by contractors, per 100 gallons. \$0.75
- (2) The following quarterly rates shall be charged for water service to premises for fire protection purposes:

Size of Connection (inches)	Charge for Three Months
4 and under	\$63.14
6	118.38
8	173.61
10	236.74
12	315.66

Mr. Levy made a motion that the Ordinances be adopted as presented.
Seconded by Mrs. Abrantes. Motion carried unanimously

4 – ORDINANCE – Sewer Rates

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

Section 16-32. Sewer Use Charges.

(a) General sewer use charges established. There are hereby established sewer use charges applicable with respect to all bills rendered on or after the effective date hereof to all sewer customers provided with metered city water service. Sewer use charges shall be reflected on the quarterly billing in two (2) components. The first component shall be the sewer use charge

for the operation and maintenance (O&M) of the Danbury sewage works (as defined in Section 16-1 hereof) and the second component shall be the sewer use charge for the retirement of debt service relating to system renovations and improvements. Such charges, established in accordance with criteria contained in Section 16-27 of this Code of Ordinances, shall be determined in accordance with the following formulas and values:

(1) Formulas:

a. Quarterly Sewer Use Charge (O&M) = $\frac{0.9 \times A \times X}{1,000 \text{ gallons}}$

b. Quarterly Sewer Use Charge Residential Debt Service = $\frac{0.9 \times A \times Y}{1,000 \text{ gallons}}$

Where "A" equals the volume of water, as measured through the customer's water meter, used during the previous billing quarter. Where X and Y are the values with respect to sewer use charges and classes. Notwithstanding the prior provisions of this section, there shall be a minimum quarterly sewer use charge, which shall be established herein.

(2) Values:

a. For sewer use customers with metered city water service. The following sewer use charge values are hereby established:

1. O&M value (X) = \$1.15
2. Debt service values (Y) =
 - i. Residential, Class 1 and 1A = \$0.28
 - ii. Mixed residential / commercial, Class 2A = \$4.01
 - iii. Nonresidential, Class 2 and 3 = \$4.73

b. The minimum quarterly sewer use charge shall be twelve dollars and sixty-nine cents (\$12.69).

(b) For sewer use customers with flat rate city water service the quarterly sewer use charge shall be:

- (1) Residential (Class 1 and 1A) = Sixty-one dollars and seventy five cents (\$61.75) per unit.
 - (2) Mixed residential / commercial (Class 2A) = One hundred twenty three dollars and thirty six cents per (\$123.36) unit.
 - (3) Nonresidential (Class 2 and 3) = One hundred twenty three dollars and thirty six cents (\$123.36) per unit.
- (c) For sewer use customers having no city water service the quarterly sewer use charge shall be:
- (1) Residential (Class 1 and 1A) = Twenty-eight dollars and ninety six cents (\$28.96) per unit.
 - (2) Mixed residential/commercial (Class 2A) = One hundred four dollars and seventy one cents (\$104.71) per unit.
 - (3) Nonresidential (Class 2 and 3) = One hundred fourteen dollars and ninety four cents (\$114.94) per unit.

For the purposes of subsections (b) and (c) hereof, a sewer unit shall represent the sewer use for a single family dwelling. An additional sewer unit shall be assessed for Each additional residence within any residential structure. A fractional sewer unit shall be assessed for a portion of the dwelling which, in the opinion of the superintendent of public utilities, bears, with respect to sewer usage, the same relationship to a whole sewer unit as that portion of the dwelling in question bears to a single family dwelling. All non residential flat rate city water customers shall be assessed for sewer units or fractions thereof based on the relationship between the customer's nonresidential use and the use generated by a single family dwelling, in the opinion of the Superintendent of Public Utilities.

Mr. Levy made a motion to adopt the Ordinance as presented. Seconded by Mrs. Abrantes. Motion carried unanimously.

5 – RESOLUTION – Safe Summer Youth Recreation Program

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Office of Policy and Management will be providing funds for a Summer Youth Recreation program for at-risk youth; and

WHEREAS, the purpose of the Summer Youth Recreation Program is to provide structured recreational activities directed toward youth which will combat idleness and promote positive development, self esteem and social skills; and

WHEREAS, the City of Danbury is eligible to receive a maximum grant of \$45,000 for expanded or new summer youth recreation programs for a period of July 1, 1999 through the start of the school year; and

WHEREAS, the acceptance of said funds is deemed to be in the best interest of the City of Danbury with no local match required.

NOW, THEREFORE, BE IT RESOLVED THAT Mayor Gene F. Eriquez or his designee Robert Ryerson, Director of Parks & Recreation be and hereby are authorized to apply for said grant and to execute any necessary contracts or amendments thereto should said grant be awarded to the City, and to execute any other required documents or take any other action to effectuate the purposes hereof.

The Resolution was adopted on the Consent Calendar.

6 – RESOLUTION – Driving Under the Influence Safety Grant

WHEREAS, the State of Connecticut Department of Transportation Division of Highway Safety has made a grant available in the amount of \$3,350.00 for the Driving Under the Influence Enforcement Program, and

WHEREAS, a 50% local cash match is required.

NOW, THEREFORE, BE IT RESOLVED THAT Mayor Gene F. Eriquez is hereby authorized to apply for said grant and to accept grant funds if approved, and Mayor Gene F. Eriquez is authorized to sign all contracts necessary to effectuate the purposes of said grant. Any prior acts of the Mayor in applying for such grant funds are hereby ratified.

The Resolution was adopted on the Consent Calendar.

7 – RESOLUTION – Before & After School Program

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Social Services had made grants available in the amounts of \$26,368 and \$22,700; and

WHEREAS, the State of Connecticut has made \$4,163 in additional funding available for the time period July 1, 1998 through June 30, 1999 for an annual total of \$26,285 and a grant total of \$56,816, and

WHEREAS, these funds, if awarded, would be used for the Before and After School Program for the 1997-98 school year and the 1998-99 school year respectively; and

WHEREAS, no local cash match is required.

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez as Mayor of the City of Danbury is hereby authorized to apply for said grant funds and to sign all documents necessary and do all things necessary to effectuate the purposes of said program.

The Resolution was adopted on the Consent Calendar.

8 – RESOLUTION – School Based Health Center

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Health Services has notified the Department of Health and Housing of the City of Danbury of the City's eligibility to apply for a School Based Health Center Continuation Grant in an amount not to exceed \$200,000; and

WHEREAS, the grant term will cover a two year period of July 1, 1999 through June 30, 2000 for \$100,000 and a second year July 1, 2000 to June 30, 2001 for an additional \$100,000 with no local match required; and

WHEREAS, the State's purpose in providing these funds is to enable the City's Health and Housing Department to provide the age appropriate accessible and affordable medical and mental health care services of Danbury High School students.

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury is hereby authorized to apply to the State of Connecticut Department of Health Services for said grant funds and to accept the award if offered; and

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

The Resolution was adopted on the Consent Calendar.

9 – **RESOLUTION** – WIC Program – Farmers Market

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the State of Connecticut Department of Public Health Services has notified the City of Danbury Health and Housing Department of its eligibility to apply for a renewal grant for its Women, Infants and Children's (WIC) Supplemental Nutrition Program; and

WHEREAS, the Danbury Health and Housing Department's WIC Program for Danbury area residents provides nutrition education and supplemental foods to pregnant women, nursing mothers and children up to age five; and

WHEREAS, the Supplemental Nutrition Grant will be in an amount not to exceed \$232,528 and will cover the grant term from October 1, 1997 through September 30, 1998 and an additional grant year of October 1, 1998 through September 20, 1999 in the amount of \$232,528 and will require no matching funds from the City of Danbury; and

WHEREAS, the State of Connecticut Department of Agriculture has made available additional funding in the amount of \$625.00 for the Farmers Market Program for the period of mid June, 1999 through September 30, 1999. The total program budget will be increased to \$233,224.

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury and William J. Campbell, Director of Health, are hereby authorized to apply for said grant on behalf of the Danbury Health and Housing Department, and

BE IT FURTHER RESOLVED THAT to accomplish the purposes of said program, Gene F. Eriquez, Mayor of the City of Danbury, is hereby empowered to make, execute and approve on behalf of the City of Danbury any and all contracts or amendments thereof with the State of Connecticut Department of Public Health Services and to accept said grant funds, if offered.

The Resolution was adopted on the Consent Calendar.

10 – **RESOLUTION** – Neighborhood Assistance Act

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Connecticut Neighborhood Assistance Act Program is available for area non profits to submit applications for funding; and

WHEREAS, the Act provides tax credits for businesses which contribute to community programs having received both municipal and state approval; and

WHEREAS, certain local and area organizations are seeking to apply through Danbury for such tax credits; and

WHEREAS, said organizations and their requests are as set forth on the attached schedule;

NOW, THEREFORE, BE IT RESOLVED THAT the City of Danbury through its Common Council, hereby approves, subject to a public hearing as required by law, those organizations set forth in the schedule, for participation in the Neighborhood Assistance Program, and authorize Gene F. Eriquez, Mayor of the City of Danbury to take such actions as may be necessary for the accomplishment of the purposes hereof.

Mrs. Abrantes asked that this be deferred to public hearing. Mayor Eriquez so ordered.

11 – **RESOLUTION** – Final Sewer Assessment – Meadowbrook Vista

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury caused sewer system improvements to be made on a project known as the Sanitary Sewer Extension Meadowbrook Vista Mobile Home Park Kenosia Avenue; and

WHEREAS, the General Statutes of the State of Connecticut require that assessments be made against property owners who benefit from said improvements; and

WHEREAS, the Common Council has determined the amount of said assessments, after public hearing, all according to law; and

WHEREAS, the Connecticut General Statutes Section 7-253 and Code of Ordinances Section 16-50 authorize the installment payment of assessments levied as the result of benefits derived from the installation of sewer systems; and

WHEREAS, said installment method of payment is deemed to be in the best interests of the City;

NOW, THEREFORE, BE IT RESOLVED THAT the Assessment of Benefits fixed herein shall be due and payable on or before July 1, 1999 provided, however, that said assessments may be paid in installments in accordance herewith; and

BE IT FURTHER RESOLVED THAT the Tax Collector of the City of Danbury is hereby directed to file the appropriate Certificates of Notice of Installment Payment of Assessment of Benefits in the Land Records of the City of Danbury; and

BE IT FURTHER RESOLVED THAT the following provisions shall apply to installments of benefit assessments in connection with the Sanitary Sewer Extension Meadowbrook Vista Mobile Home Park Kenosia Avenue:

1. The payment of any benefits by installments hereunder shall be in not more than nineteen(19) equal annual payments.
2. The minimum annual installment payment shall be \$10,815.00.
3. The interest of any deferred payments hereunder shall be due at a rate per annum of 4.74%. Any person may pay any installment for which he is liable at any time prior to the due date thereof and no interest on any such installment shall be charged beyond the date of such payment.
4. The Town Clerk shall record on the Land Records of the City of Danbury a certificate signed by the Tax Collector of said City in a form substantially as attached.

The Resolution was adopted on the Consent Calendar.

12 – **RESOLUTION** – Property Acquisition – 195-197 Main Street

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, over three and one half years ago properties located at the corner of Main and Liberty Streets were destroyed by fire; and

WHEREAS, properties at 195-197 Main Street are located adjacent to the Danbury Redevelopment Area, as it is currently configured; and

WHEREAS, it is in the best interests of the City of Danbury to insure that properties located at 195-197 Main Street are redeveloped and restored to active use as soon as possible; and,

WHEREAS, the inclusion of these properties within the Danbury Redevelopment Area and Plan is in the best interests of the City of Danbury; and

WHEREAS, the acquisition of these properties as part of the city's redevelopment effort is in the best interests of the City of Danbury; and,

WHEREAS, eminent domain proceedings will be necessary if the City of Danbury cannot agree with the property owner(s) involved upon the amount to be paid for these properties.

NOW, THEREFORE, BE IT RESOLVED THAT the Redevelopment Agency of the City of Danbury is hereby authorized to acquire said properties, as more particularly described in Exhibit A attached hereto, in accordance with the procedures established in state law, either by negotiation or by eminent domain through the institution of suit against the interested property owners and the holders of mortgages encumbering the properties, if any; said eminent domain action, if necessary, shall be commenced on or before November 1, 1999.

The Resolution was adopted on the Consent Calendar with Council Members Setaro and Abrantes abstaining.

13 – **COMMUNICATION** – Letter from Mayor Gene F. Eriquez requesting the confirmation of the appointment of Judge Dianne Yamin to the Commission on Aging for a term to expire October 1, 2001. The appointment was confirmed on the Consent Calendar.

14 – **COMMUNICATION** – Letter from Mayor Gene F. Eriquez requesting confirmation of the reappointment of Regina Ofiero to the Lake Kenosia

Commission for a term to expire May 1, 2002. The reappointment was confirmed on the Consent Calendar.

15 – **COMMUNICATION** – Letter from Mayor Gene F. Eriquez requesting confirmation of the reappointment of Barbara Talarico, Michael Lombardi and Nancy Knight to the Tarrywile Park Authority for terms to expire May 1, 2002. The reappointment were confirmed on the Consent Calendar.

16 – **COMMUNICATION** – Letter from Library Director Betsy McDonough requesting permission to accept a donation in the amount of \$20 from the Danbury Jaycees for Children’s Books and \$40 for Books. Mr. Falzone made a motion that the donations be accepted, the proper line items credited and a letter of thanks sent. Seconded by Mr. Setaro. Motion carried unanimously.

17 – **COMMUNICATION** – Request from Director of Parks and Recreation Robert Ryerson for permission to accept a donation for \$330 from the Lions Club for the purchase of two trees to be planted on Lions Way on April 30, 1999 and a donation in the amount of \$525 from the Danbury Garden Club to purchase three trees for planting at Mill Ridge Intermediate and King Street Intermediate Schools. Mr. McAllister made a motion to accept the donations, credit the proper line items and send letters of thanks. Seconded by Mr. Shuler. Motion carried unanimously.

18 – **COMMUNICATION** – Request from Director of Elderly Services Leo McIlrath for permission to accept donations in the amount of \$250 for use of the Senior Center. Mr. Arconti made a motion to accept the donations, credit the proper line items and send letters of thanks. Seconded by Mrs. Basso. Motion carried unanimously.

19 – **COMMUNICATION & CERTIFICATION** – Request from Leo McIlrath for a transfer of funds in the amount of \$460 from the Elderly Services donations account to the Commission on Aging budget for the printing line item and the Conferences line item. A certification of funds was attached. The transfer of funds was authorized on the Consent Calendar.

20 – **COMMUNICATION** – Request from Melanie Bonjour, Schools Based Health Center Coordinator for permission to accept five \$100 savings bonds which were donated to the School Based Health Center in support of activities carried out during “Alternative to Violence Week”. Mr. Boynton made a motion to receive the communication, accept the donation, credit the proper line item and send a letter of thanks. Seconded by Mr. Charles. Motion carried unanimously.

21 – **COMMUNICATION** – Request from Fire Chief Carmen Oliver for permission to sign an agreement with the State of Connecticut, Emergency Transportation Resources Request. The permission was granted on the Consent Calendar.

22 – **COMMUNICATION** – Request from Fire Chief Carmen Oliver for permission to accept twenty smoke detectors values at \$100 donated by the Safe Kids Coalition of Connecticut. Mr. McAllister made a motion to receive the communication, accept the donation and send a letter of thanks. Seconded by Dean Esposito. Motion carried unanimously.

23 – **COMMUNICATION** – Request from Director of Finance Dominic Setaro for the approval of the transfer of \$5,800 to the Commission on Aging Part-time Services Account to cover van drivers for the remainder of the fiscal year. The transfer of funds was approved on the Consent Calendar.

24 – **COMMUNICATION** – Request from Director of Finance Dominic Setaro requesting the reclassification of the Homeless Adolescence Program administered by the Welfare Department as an administrative cost to a public service cost. In order to make sure we do not exceed the allowable 21.96% of public service expenditures for the 24th year we can reclassify previous amounts

expended in the City's General Fund and make a transfer from the Contingency Account in the sum of \$8,000. The request was granted on the Consent Calendar.

25 – **COMMUNICATION** – Request from Fire Chief Carmen Oliver that the sum of \$10,000 be transferred into the Special Services Account 011011 as the balance to date is \$6,366 for upcoming events and renovations at the Mall. The transfer was approved on the Consent Calendar.

26 – **COMMUNICATION & CERTIFICATION** – Request from Town Clerk Michael Seri that the sum of \$13,100 be transferred to his part-time services account (\$12,000) and his postage account (\$1,100). The transfer of funds was approved on the Consent Calendar.

27 – **COMMUNICATION** - Request from Tax Collector Catherine Skurat that a detail list of names and amounts of City taxes which are considered uncollectible be transferred to the Suspense List in the amount of \$306,079.71. The transfer to the Suspense List was approved on the Consent Calendar.

28 – **COMMUNICATION** – Pine Ledge Subdivison. Mr. McAllister asked that this be referred to the City Engineer, the Director of Planning and the Planning Commission for reports back within thirty days. Mayor Eriquez so ordered.

29 – **COMMUNICATION** – Request for Sewer Extension – 3 Richmond Avenue. Miss Fox asked that this be referred to an ad hoc committee, the City Engineer, the Superintendent of Public Utilities and the Planning Commission. Mayor Eriquez so ordered and appointed Council Members Smith, Machado and Saracino to the committee.

30 – **COMMUNICATION** – Request for Sewer Extension – 4 Richmond Avenue. Dean Esposito asked that this be referred to an ad hoc committee, the Superintendent of Public Utilities, the City Engineer and the Planning Commission. Mayor Eriquez so ordered and appointed Council Members Smith, Machado and Saracino to the committee.

31 – **COMMUNICATION** – Report from the City Engineer recommending acceptance of Jireh Lane by the City subject to the submittal of the mylar of the record drawing and submittal of legal documents acceptable to the Corporation Counsel's Office. Mrs. Abrantes asked that this be referred to the Planning Commission. Mayor Eriquez so ordered.

32 – **COMMUNICATION** – Request from Superintendent of Schools Timothy Connors for approval to initiate a lease with Dell Computer Corporation to purchase 500 new computer systems for the High School. Dean Esposito asked that this be referred to an ad hoc committee, the Director of Finance and the Superintendent of Schools. Mayor Eriquez so ordered and appointed Council Members Scalzo, Levy and Moore to the committee.

33 – **COMMUNICATION** – Letter from Corporation Counsel Eric Gottschalk stated that Lake Kenosia Associates, LLC is ready to begin a sewer extension project previously approved in conjunction with the City sharing costs. Since the City is not in a position to finance its share, the company would like to proceed on its own. Mr. Gottschalk requests that the project be referred to the Planning Commission and a public hearing by the Common Council acting as the Water Pollution Control Authority. Mayor Eriquez so ordered.

34 – **COMMUNICATION** – Request to purchase land on Mill Plain Road. Mrs. Abrantes asked that this be referred to the City Engineer, the Director of Finance, the Planning Director and the Planning Commission for reports back within thirty days. Mayor Eriquez so ordered.

35 – **COMMUNICATION** – Petition for Cornell Hills Tax District. Mr. Levy asked that this be referred to the Mayor as per State Statute 7-325. Mayor Eriquez so ordered.

36 – **COMMUNICATION** – withdrawn

37 – **COMMUNICATION** – Petition from Westville Avenue residents regarding traffic conditions, Mr. McAllister asked that this be referred to the Police Chief and the Traffic Engineer. Mayor Eriquez so ordered.

38 – **COMMUNICATION** – Request from the Director of Finance Dominic Setaro requesting acceptance of donations to the Millennium Project. The donations were accepted on the Consent Calendar.

39 – **REPORT** – Request for Sewer and Water Extension – Old Brookfield Road.

Mrs. Smith submitted the following report:

The Common Council Committee appointed to review the request for sewer and water extensions on Old Brookfield Road met at 8:00 P.M. on April 26, 1999 in the Fourth Floor Lobby in City Hall. In attendance were committee members Smith and Saracino. Mr. Arconti was absent. Also in attendance were Richard Howard, Superintendent of Public Utilities William Buckley, Attorney Paul Jaber and John Horton for the petitioners and Council Member Harry Scalzo, ex-officio.

Mr. Buckley presented the review of the request, which is for 140 town houses. Mr. Buckley made note that the original application has been revised and now is for 10 two-bedroom units and 130 3-bedroom units. This application is requesting sewer and water lines be extended up Old Brookfield Road to the Bridge Creek Assisted Living Community. Mr. Buckley noted that this project is well within the allocation of water capacity to serve the proposed residence.

On Mr. Buckley's recommendation, Mrs. Saracino made a motion to approve the sewer and water extensions on Old Brookfield Road, subject to the usual eight steps. Seconded by Mrs. Smith. The motion passed unanimously.

The report was accepted on the Consent Calendar.

40 – **REPORT** – Request for Reimbursement of Sewer Repair Bill – 112 South Street

Dean Esposito submitted the following report:

The Common Council Committee appointed to review the request for reimbursement of sewer repairs at 112 South Street met on April 28, 1999 at 8:20 P.M. in Room 432 in City Hall. In attendance were committee members Dean Esposito, Emile Buzaid and Martin Moore. Also in attendance were Director of Finance Dominic Setaro, Director of Public Utilities William Buckley, Risk Manager Tom Fabiano, Assistant Corporation Counsel Les Pinter, the petitioners Douglas and Francine King and their son-in-law Howard Russell.

Mr. Esposito asked Mr. King for a brief overview of the claim. Mr. King stated that there was some sewer line work in front of his property, then his sewer started to back up. The crew came back and dug further and stated that it should be fine. The problem continued for four years. He hired a company to see what was wrong and it was found that a sewer line was not hooked up.

Mr. Buckley stated that he couldn't confirm that the City initially did the work. There is a discrepancy as to whether the work was done at number 98 or number 112 South Street. Mrs. King explained that the post office has informed

them of the number change to 112. They had previously been 98. Mr. Buckley stated that our contractor, Ralph Haested, has not been able to identify who did the work. It was stated that Reliable Excavating did the work. Mrs. King stated that the City must have hired Reliable because the same problem was caused to their neighbor's property. Mr. King stated that there is physical evidence that the property was dug up.

Mr. Esposito asked what the Common Council could legally do. Attorney Pinter explained the legal ramifications. Mr. Setaro suggested approval of this claim pending verification of the property and lot number.

Mr. Buzaid made a motion to approve the claim pending verification by Mr. Buckley of the work being done wrong by Reliable and verification of the correct lot number. Seconded by Mr. Moore. Motion carried unanimously.

The report was accepted on the Consent Calendar.

41 – **DEPARTMENT REPORTS** – Highways, Police Chief, Fire Chief, Fire Marshall, Department of Elderly Services, Engineering, Public Utilities, Health and Housing. Mr. Setaro made a motion to accept the department reports as received and waive the reading as all members have copies which are on file in the Office of the City Clerk for public inspection. Seconded by Mrs. Abrantes. Motion carried unanimously.

Mayor Eriquez extended all committees.

There being no further business to come before the Common Council a motion was made at 9:20 P.M. by Mr. Falzone for the meeting to be adjourned.

Respectfully submitted,

JIMMETTA L. SAMAHA
Assistant City Clerk