

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

RE: Minutes of the Common Council Meeting held March 1, 1994

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

PRESENT - Levy, Falzone, Yamin, Arconti, Boynton, Dennehy, Gallagher, Machado, Outlaw, DaSilva, Esposito, Coladarci, Charles, Gomez, Beck, Cappiello, Scozzafava, Setaro, Trocolla, Valeri

ABSENT - Scalzo

20 Present - 1 Absent

PUBLIC SPEAKING

There were no members of the public wishing to address the Common Council.

MINUTES - Minutes of the Common Council Meeting held February 1, 1994. Mr. DaSilva made a motion that the minutes be accepted 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 Mrs. Outlaw. Motion carried unanimously.

CONSENT CALENDAR - Mr. Esposito submitted the following items for the Consent Calendar:

- 1 - Approve application for Local Capital Improvement Program - \$448,079.71
- 7 - Approve reappointments of Karen Warhit, Ernie Goldstein, Janet Ross and John Hadlow to the Commission on Persons with Disabilities
- 8 - Approve appointment of Harold Wibling to Library Board of Directors
- 9 - Approve request for \$2,000 for Ordinance Account
- 10 - Approve request for \$5,500 for Civil Service Commission
- 12 - Approve request for \$25,000 for Fire Department Special Services Account
- 18 - Approve receipt of reports regarding offer to sell land on Mountainville Avenue and take no action
- 19 - Approve acceptance of property on Tamarack and Virginia Avenues
- 20 - Approve receipt of report regarding conditions on Moss Avenue
- 21 - Approve recommendations concerning Union Station Restoration/lead abatement - Waive bid procedure
- 24 - Approve lease with Victorian Associates for 403 Main Street
- 25 - Approve request for sewer extension - Lot 33A McDermott Street
- 26 - Approve request to transfer funds from Conservation Commission to Bear Mountain Account - \$3,900
- 27 - Approve recommendations regarding Tarrywile Park Authority for a Capital Improvement Project - \$28,000

Mr. Setaro made a motion that the Consent Calendar be adopted as read. Seconded by Miss Dennehy. Motion carried unanimously.

1 - RESOLUTION - Local Capital Improvement Project

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the City of Danbury is eligible to make application for State grant funds through the Office of Policy and Management under the Local Capital Improvement Program (LoCIP) for local programs within the meaning of Section 7-536(4) of the General Statutes of the State of Connecticut; and

WHEREAS, the City of Danbury desires to make application for a State grant in the amount of \$28,000.00 to cover the cost of Renovation of Tarrywile Farmhouse; and

WHEREAS, said project is consistent with the City of Danbury's capital improvement program authorized for a five-year period by the Danbury Planning Commission on February 16, 1994; and

WHEREAS, the City will maintain detailed accounting records of said project and make them available to the Office of Policy and Management of the State of Connecticut upon request; and

WHEREAS, the Common Council hereby approves said project and its financing; and

WHEREAS, the City of Danbury has received no prior local capital improvement grants under Connecticut General Statutes Section 7-536(4) except for completed and reimbursed project numbers:

Projects-Completed/Reimbursed

034-88-010	City Hall Roof Replacement	\$ 65,311.00
034-88-020	Replace Tanks/Boilers - City Bldgs.	220,875.00
034-89-010	Replace Cross Street Bridge	35,775.00
034-89-020	Repair/Replace Roofs - City Bldgs.	176,700.00
034-89-030	Water Services - Tarrywile	123,668.23
034-89-050	Rebuild/Repave Highways	83,617.00
034-89-070	Replace Cross Street Bridge	234,245.00
034-90-010	Rebuild/Repave Highways	59,945.00
034-90-020	Downtown Green Design	35,000.00
034-90-040	Roof-Fire/Police Maintenance Bldgs.	81,971.83
034-91-010	Rebuild/Repave Roads	517,828.42
034-92-010	Downtown Green Construction	114,999.54
034-92-020	Library Book Security System	39,807.75
034-92-050	Rebuild/Repave Highways	143,878.00

Projects Completed - Unreimbursed

034-93-010	Rebuild/Repave Highways	\$318,011.52
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Uncompleted Projects

034-92-030	Triangle Street Bridge	\$109,000.00
034-92-040	Cross Street Bridge Replacement	100,000.00
034-93-020	Replace Triangle Street Bridge	91,000.00
034-93-030	Replace/Renovate HVAC City Hall	60,000.00

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury be and hereby is authorized to make application to the State of Connecticut under its Local Capital Improvement Program (LoCIP) in the amount of \$28,000.00 for the Renovation of Tarrywile Farmhouse to execute any contracts or agreements in connection therewith, to accept payments and to do any and all things necessary to effectuate the purposes hereof.

WHEREAS, the City of Danbury is eligible to make application for State grant funds through the Office of Policy and Management under the Local Capital Improvement Program (LoCIP) for local programs within the meaning of Section 7-536(4) of the General Statutes of the State of Connecticut; and

WHEREAS, the City of Danbury desires to make application for a State grant in the amount of \$32,000.00 to cover the cost of the Library Cooling Tower; and

WHEREAS, said project is consistent with the City of Danbury's capital improvement program authorized for a five-year period by the Danbury Planning Commission on February 16, 1994; and

WHEREAS, the City will maintain detailed accounting records of said project and make them available to the Office of Policy and Management of the State of Connecticut upon request; and

WHEREAS, the Common Council hereby approves said project and its financing; and

WHEREAS, the City of Danbury has received no prior local capital improvement grants under Connecticut General Statutes Section 7-536(4) except for completed and reimbursed project numbers:

Projects-Completed/Reimbursed

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NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury be and hereby is authorized to make application to the State of Connecticut under its Local Capital Improvement Program (LoCIP) in the amount of \$32,000.00 for the Library Cooling Tower to execute any contracts or agreements in connection therewith, to accept payments and to do any and all things necessary to effectuate the purposes hereof.

WHEREAS, the City of Danbury is eligible to make application for State grant funds through the Office of Policy and Management under the Local Capital Improvement Program (LoCIP) for local programs within the meaning of Section 7-536(4) of the General Statutes of the State of Connecticut; and

WHEREAS, the City of Danbury desires to make application for a State grant in the amount of \$388,079.71 to cover the cost of Rebuilding and Repaving of Roads; and

WHEREAS, said project is consistent with the City of Danbury's capital improvement program authorized for a five-year period by the Danbury Planning Commission on February 16, 1994; and

WHEREAS, the City will maintain detailed accounting records of said project and make them available to the Office of Policy and Management of the State of Connecticut upon request; and

WHEREAS, the Common Council hereby approves said project and its financing; and

WHEREAS, the City of Danbury has received no prior local capital improvement grants under Connecticut General Statutes Section 7-536(4) except for completed and reimbursed project numbers:

Projects-Completed/Reimbursed

034-88-010	City Hall Roof Replacement	\$ 65,311.00
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034-93-020	Replace Triangle Street Bridge	91,000.00
034-93-030	Replace/Renovate HVAC City Hall	60,000.00

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury be and hereby is authorized to make application to the State of Connecticut under its Local Capital Improvement Program (LoCIP) in the amount of \$388,079.71 for the Rebuilding and Repaving of Roads to execute any contracts or agreements in connection therewith, to accept payments and to do any and all things necessary to effectuate the purposes hereof.

The Resolution was adopted on the Consent Calendar.

2 - COMMUNICATION - Letter from Leo McIlrath asking permission to accept donations of \$50 from Sacred Heart School; \$34.44 from the Disabled American Veterans and \$9 from an anonymous donor. Mr. Falzone made a motion that the donations be accepted, the proper line item credited and letters of thanks sent. Seconded by Mr. Setaro. Motion carried unanimously.

3 - COMMUNICATION - Letter from Director of Welfare Deborah MacKenzie asking permission to accept a donation from Goodebodies USA, Inc for \$998.00. Mr. Setaro moved that the donation be accepted, the proper line item credited and a letter of thanks sent. Seconded by Mr. Charles. Motion carried unanimously.

4 - COMMUNICATION - Letter from Library Director Betsy McDonough asking permission to accept a donation in the amount of \$20 from Terese Siegel. Miss Beck moved that the donation be accepted, the proper line item credited and a letter of thanks sent. Seconded by Mr. Gomez. Motion carried unanimously.

5 - COMMUNICATION - Letter from Tree Supervisor Richard K. Smith asking permission to accept a donation in the amount of \$100 from the Danbury Garden Club for the planting of a Freedom Tree. Mr. Levy made a motion that the donation be accepted, the proper line item credited and a letter of thanks sent. Seconded by Miss Dennehy. Motion carried unanimously.

6 - COMMUNICATION - Recommendation from the Democratic Town Committee that Thomas Saadi be appointed to fill the alternate vacancy on the Zoning Commission. Mr. Falzone made a motion that the Thomas Saadi be appointed to fill the vacancy as alternate on the Zoning Commission. Seconded by Miss Dennehy. There were no other nominations. Motion carried unanimously.

At 7:53 P.M. Mr. Scalzo arrived and was marked present.

7 - COMMUNICATION - Letter from Mayor Eriquez seeking confirmation of the reappointments of Karen Warhit, Ernie Goldstein, Janet Ross, John Hadlow to the Commission on Persons with Disabilities for terms to expire March 1, 1997. The reappointments were confirmed on the Consent Calendar.

8 - COMMUNICATION - Letter from Mayor Eriquez seeking confirmation of Harold C. Wibling to the Library Board of Directors for a term to expire January 1, 1997. The appointment was confirmed on the Consent Calendar.

9 - COMMUNICATION & CERTIFICATION - Request from the City Clerk's Office for the sum of \$2,000 to be transferred to the Ordinance Account. A certification of funds was attached. The request was approved and the transfer authorized on the Consent Calendar.

10 - COMMUNICATION & CERTIFICATION - Request from Civil Service Examiner Nicholas Nero for the sum of \$5,500 for the Professional and Legal & Public Notices Accounts. A certification of funds was attached. The request was approved and the transfer of funds authorized on the Consent Calendar.

11 - COMMUNICATION & CERTIFICATION - Request for Funds for Registrars of Voters - WITHDRAWN

12 - COMMUNICATION - Request from Fire Chief Antonio Lagarto for \$25,000 to be added to the Special Services Account. The request was granted on the Consent Calendar.

13 - COMMUNICATION - Request for Reappropriation of Donated Funds for the Department of Elderly Services. WITHDRAWN

14 - COMMUNICATION - Capital Line Item - Improvements at Hatters Park. WITHDRAWN

15 - COMMUNICATION - Request from Councilman Joseph DaSilva for an ad hoc committee regarding leave for volunteer firefighters. Mr. Setaro asked that this be referred to an ad hoc committee, the Corporation Counsel, the Acting Fire Chief, the President of the Volunteer Firefighters Council and the Chamber of Commerce. Mayor Eriquez so ordered and appointed Council Members Coladarci, Beck and Scozzafava to the committee.

16 - COMMUNICATION - Request for release of easement by Apple Blossom Corporation on Tamarack Avenue/Glen Hill Road. Miss Dennehy asked that this be referred to an ad hoc committee, the Corporation Counsel, the Superintendent of Public Utilities, the City Engineer, the petitioner and the Planning Commission. Mayor Eriquez so ordered and appointed Council Members Setaro, Gallagher and Cappiello to the committee.

17 - COMMUNICATION - Request from Council Member Harry Scalzo for an ad hoc committee to review a drainage problem on Delno Drive. Mr. DaSilva asked that this be referred to an ad hoc committee and the Director of Public Works. Mayor Eriquez so ordered and appointed Council Members Scalzo, Levy and Yamin to the committee.

18 - COMMUNICATION - Reports regarding the offer to sell land on Mountainville Avenue to the City stating the history of the parcels and that the City would have no use for this property. The reports were accepted and no action taken on the Consent Calendar.

19 - COMMUNICATION - Report from City Engineer regarding the conveyance to 935 square feet of land to the City on Tamarack and Virginia Avenues stating the land be accepted. The report was accepted on the Consent Calendar.

20 - COMMUNICATION - Report regarding conditions on Moss Avenue and the steps outlined to correct same. The report was accepted on the Consent Calendar.

21 - COMMUNICATION - Letter from Assistant Corporation Counsel Les Pinter asking for a waiver of bid for lead testing and abatement services within the Union Station facility. The waiver of bid was granted on the Consent Calendar.

22 - COMMUNICATION - General Mills Restaurants, Inc., Red Lobster/Olive Garden Restaurant - Backus Avenue. WITHDRAWN

23 - DEPARTMENT REPORTS - Department of Public Utilities, Department of Elderly Services, Engineering, Fire Marshall, Fire Chief, Police, Highway Department, Health and Housing, Parks and Recreation. Mr. DaSilva made a motion that the department reports be accepted 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. Setaro. Motion carried unanimously.

24 - REPORT - Lease with Victorian Associates for 403 Main Street.

Mr. Falzone submitted the following report:

The Common Council Committee appointed to review the lease with Victorian Associates at 403 Main Street met on January 20, 1994 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Falzone and Coladarci. Also in attendance were Assistant Corporation Counsel Les Pinter and Director of Welfare Deborah MacKenzie. Council Member Yamin was absent.

Mr. Falzone read the Planning Commission report citing a positive recommendation into the record. Ms. MacKenzie explained that this is a one year lease with a person we currently have a lease from and that extra space needed from this lease is for a job search training program needed to help welfare recipients get job skills they need to get back into the workforce. All funds for rent would be paid for by a grant.

After further discussion, Mrs. Coladarci made a motion to approve the lease with the following conditions: the renewal of the lease should be exercisable by the City rather than the landlord; the lease would run from February 15, 1994 through February 14, 1995; that the snow removal compensation clause be removed because the grant does not cover costs and the lease will not take effect until funds are received or award letter approval. Seconded by Mr. Falzone and passed unanimously.

The report was adopted on the Consent Calendar.

25 - REPORT - Request for Sewer Extension - Lot 33A McDermott Street.

Mr. Falzone submitted the following report:

The Common Council Committee appointed to review the sewer extension for Lot 33A McDermott Street met at 6:30 P.M. in Room 432 in City Hall. In attendance were committee members Falzone, and Charles. Also in attendance were the Petitioner Lynn Morse, City Engineer Jack Schweitzer and Director of Public Utilities William Buckley. Council Member Yamin was absent. Mr. Charles moved to waive the rules. Seconded by Mr. Falzone. Motion carried unanimously.

Mr. Falzone read the Planning Commission's positive recommendation for the record. The positive recommendation was the due to the fact that the extension is within the scope of the comprehensive sewer study. Mr. Morse stated that the sewer line is 160' from East Liberty Street and would serve two empty lots. Mr. Buckley and Mr. Schweitzer both stated that they had no problems with the extension.

Mr. Charles made a motion to approve the extension subject to the usual eight steps. Seconded by Mr. Falzone. Motion carried unanimously.

The report was accepted on the Consent Calendar.

Mr. Falzone submitted the following report:

The Common Council Committee appointed to review the request to transfer funds from the Conservation Commission to the Bear Mountain Account met on January 20, 1994 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Falzone and Gomez. Also in attendance was Barbara Monsky of the Conservation Commission. Council Member Yamin was absent.

Mr. Falzone read a letter from the Director of Finance which stated that the account, as of December 31, 1993, had a balance of \$9,742.00 and that the amount of this request, \$3,900.00, would have to go into the appropriate line item in the Conservation Commission Budget. Ms. Monsky stated that the money would be used for a woodshed mower (ride on type), weed trimmer and a barn capping, estimated total of \$3,900.00. Mr. Falzone stated that these accounts have been set up for the purpose of capital improvements at the Reservation which includes equipment.

Mr. Gomez made a motion to approve the request and that the funds be transferred into line item 01-50-009-000000. Seconded by Mr. Falzone. Motion carried unanimously.

The report was accepted on the Consent Calendar.

27 - REPORT - Request for Funds for Tarrywile Park Authority for a Capital Improvement Project

Mr. Setaro submitted the following report:

The committee appointed to review a request for funds for the Tarrywile Park Authority for a capital improvement project met on February 7, 1994 at 7:00 P.M. in Room 432 of City Hall. Present were committee members Setaro, Dennehy and Yamin. Also in attendance were Finance Director Dominic Setaro, Jr., Tarrywile Park Authority Chairman Gerald Daly and Tarrywile Park Director Michael Capiello.

Mr. Setaro stated that the committee had met on January 25, 1994 and that the committee had decided to take no action at that time due to outstanding questions regarding the contractor bidding process and the potential impact of the Authority's request for an additional \$17,000 upon the City's Local Capital Improvement Program (LoCIP) application to the state Department of Transportation (ConnDOT).

Mr. Daly explained that because the committee had moved at its November 1993 meeting that the Purchasing Department request that bids be extended for 90 days, the contractors who had bid agreed to do so. Accordingly, the Authority would withdraw its request for an additional \$17,000, since the lowest bid submitted at that time projected that the renovation of the farm house could be achieved within the original \$28,000 request.

The Director of Finance added that this project could be made a part of the City's LoCIP application in order to obtain the \$28,000, that the rehabilitation of a public structure is an eligible project under the LoCIP guidelines and that ConnDOT would respond to the City's application by the first week in April.

Mr. Yamin moved that the committee recommend to the Common Council that the rehabilitation of the farm house at Tarrywile Park in the amount of \$28,000 be included in the City's LoCIP application to ConnDOT which is to be reviewed by the full Council and that the Purchasing Department request that the bidders grant the City a 45 day extension of the bids submitted prior to the award of LoCIP funds by ConnDOT. Seconded by Ms. Dennehy. Motion passed unanimously.

The report was accepted on the Consent Calendar.

ANNOUNCEMENTS

The Mayor requested a moment of silence for Cora Hord who recently passed away. Cora was a former member of the Board of Education and the Commission on the Status of Women.

March 6th - Council Member Tom Arconti's birthday  
March 6th - City Clerk Elizabeth Crudginton's birthday  
March 7th - Council Member Roberto Gomez's birthday  
March 19th- Council Members Tom Valeri's birthday

March is Red Cross Month and Women's History Month

March 4th - Red Cross Celebrity Waiters Breakfast  
March 4th - Women's History Month Awards  
March 6th - Young People's Conference  
March 10th - Run Your City Day  
March 10th - Rotary Club Auction  
March 12th - 30th Anniversary of St. Gregory's Church  
March 12th - Hiberians Ball  
March 13th - United Jewish Center Hunger Banquet  
March 13-20th - Older Americans and Workers Week  
March 16th - Boy Scout Run your City Day  
March 17th - St. Patrick's Day  
March 19th - Children's Day at Danbury Hospital  
March 24th - Jaycees Distinguished Service Award Dinner  
March 26th - 70th Anniversary of the Sons of Portugal  
March 27th - Palm Sunday  
March 30th - United Way Annual Meeting  
April 1st - Good Friday, City Hall Closed  
April 3rd - Easter

Danbury has once again been designated a Tree City USA  
Operation Guns for Goods has been very successful. 87 guns have been turned in. The program will continue until March 18th.

The Mayor appointed the following budget committees:

HEALTH & PUBLIC SAFETY - Coladarci, Beck, Setaro, Levy, Cappiello  
GENERAL GOVERNMENT I - Boynton, Charles, Scalzo, Outlaw, Yamin  
GENERAL GOVERNMENT II- Falzone, Dennehy, Valeri, Gomez, Yamin  
PUBLIC WORKS - Arconti, Machado, Trocolla, Esposito, Beck, Gallagher,  
Scozzafava

The Mayor extended all committees  
The Mayor reappointed the committee to review the need for a Charter Revision Commision: Coladarci, Valeri, Scozzafava

There will be a Special Meeting in March

The Mayor offer congratulations to Councilman Mike Falzone on becoming an uncle.

There being no further business to come before the Common Council a motion was made at 8:00 P.M. for the meeting to be adjourned. The motion was made by Mr. Falzone.

Respectfully submitted,

*Jimmie L. Samaha*  
JIMMETTA L. SAMAHA  
Assistant City Clerk  
*Elizabeth Crudginton*  
Elizabeth Crudginton  
City Clerk

ATTEST: