

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

RE: Minutes of the Common Council Meeting held May 3, 1994.

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

Present - Levy, Scalzo, Yamin, Arconti, Boynton, Gallagher, Machado DaSilva, Esposito, Coladarci, Charles, Gomez, Beck, Cappiello, Scozzafava Setaro, Trocolla, Valeri

Absent - Falzone, Dennehy, Outlaw

Mr. Falzone was ill and Mrs. Outlaw was out of town

PUBLIC SPEAKING

1. Venita Wood, 124 Aunt Hack Road - works for the Interfaith AIDS Ministry. Spoke about the need for funding and its mission. They are only asking for \$13,500 which is a small amount in a large budget but it is very vital to their organization.

2. Monique LeCoz, 23 Woodbury Drive - against new rates for the landfill whatever the rate may be. Danbury needs to recycle more. Should recycle magazines. Went to the dump and questioned people waiting in line.

ANNOUNCEMENTS

Mayor Eriquez recognized Brad Mickalick, Ralph Gardella and Robert Beers who heroically rescued a man who had driven his car into Candlewood Lake.

May 2 - Council Member Nancy Beck's birthday
May 3 - Corporation Counsel Eric Gottschalk's birthday
May 13 - Council Member Tommy Arconti and his wife Sally will celebrate their wedding anniversary
May 19 - Council Member Christopher Setaro's birthday
May 31 - Council Members Robert Yamin's birthday
June 4 - Judge of Probate Dianne Yamin's birthday

May 1-7 - Drinking Water Week - Open House
May 2-6 - Citywide PTO Take to Parent to School Week
May 8-15 - National Salvation Army Week

May 5 - National Day of Prayer
May 5 - Junior Achievement Banquet
May 5 - Beckerle Hose Company Spaghetti Supper
May 6 - Hospice Breakfast
May 6 - Keynotes Auction and Dinner Dance
May 6 - Elks Club Youth Dinner
May 7 - Kiwanis Bicycle Safety Program
May 8 - Mothers Day
May 9 - Rotary Club Golf Tournament
May 12 - Senior center Volunteer Recognition Party
May 14 - Carter Marshall Charity Ball
May 15 - World War II Exhibit opens at Scott Fanton Museum
May 17 - Law Enforcement Day - 11:00 P.M. City Hall
May 18 - Immaculate High School Golf Tournament
May 19 - City Center Recognition Breakfast
May 19-21 - Danbury High School Play 'How to Succeed in Business without Really Trying'
May 21 - 75th Anniversary of Veterans of Foreign Wars
May 22 - Wesconn Graduation
May 26 - Chamber of Commerce Leaders Luncheon
May 30 - Memorial Day - City Hall Closed
June 1 - Lebanon American Club Scholarship Dinner
June 3 - Head Start Day
June 6 - Regional Schools Luncheon

MINUTES - Minutes of the Common Council Meeting held April 5, 1994. Mr. DaSilva made a motion that the minutes be accepted 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. Setaro. Motion carried unanimously.

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

- 7 - Approve Resolution regarding Union Station Restoration - \$1,922,500
- 9 - Approve Application regarding overtime DUI Enforcement for Holiday Weekends - \$2,498 each
- 10 - Approve Application regarding School Based Health Center - \$100,000
- 11 - Approve Application regarding Taxiway "Charlie" lights - \$140,580
- 21 - Approve Request for Funds for Town Clerk's Office - \$15,000
- 22 - Approve Request for Transfer of Funds for Commission on Aging - \$2,375.70
- 24 - Approve transfer to Suspense List
- 33 - Approve receipt of petitions for sewers on First Street, Second Street and Oak Ridge Gate and forward to City Engineer for Survey
- 36 - Approve receipt of report regarding Volunteer Fire Company Ordinance regarding release of Volunteer Firefighters from work and send to Public Hearing
- 38 - Approve request for release of easement on Glen Hill Road and Tamarack Avenue
- 39 - Approve report and recommendation regarding property on Rowan Street
- 41 - Approve Progress Report regarding lease between King Street Volunteer Fire Company and City of Danbury

Mr. Boynton made a motion that the Consent Calendar be adopted as read. Seconded by Mr. Cappiello. Motion carried unanimously.

1 - ORDINANCE & RESOLUTION - An Ordinance Making Appropriations for the Fiscal Year Beginning July 1, 1994 and ending June 30, 1995; and a Resolution Levying the Property Tax for the Fiscal Year Beginning July 1, 1994 and Ending June 30, 1995. Mr. DaSilva make a motion that the Ordinance and Resolution be approved. Seconded by Mrs. Coladarci.

General Government I Budget Committee - Mr. Boynton submitted the following report:

The General Government I Budget Committee met as a group on April 18, 1994 and April 20, 1994 to review the Mayor's 1994-95 Budget Proposal to the Common Council. After much consideration and discussion the committee recommends that the Mayor's Budget as outlined in the accounts for General Government I be adopted with the following exceptions:

1. Account #01-131 Registrars & Elections
Regular Salaries Line Item 010100

Mayor's proposal of \$64,152 to be increased to \$65,118.

This represents an additional 3% increase proposed to rectify the oversight of the Common Council in the 1992-93 budget where the regular salaries were not increased. Because this is a State Elected Office any salary adjustment had to wait until this year's budget. The increase is to take effect with the new office, effective January 1, 1995. Therefore, the Registrars and Elections Budget total should be increased from \$106,163 to \$107,129 to reflect the above recommendation.

The committee recommends that the funds needed should be reflected in a decrease in the 14-000 Contingency Account from \$1,285,000 to \$1,284,034.

Mr. Boynton added that it was the committee's intent that the Registrars of Voters receive an additional 3% raise in the 1995-96 budget. Miss Beck made a motion that the report be received and the recommendations be accepted. Seconded by Mrs. Coladarci. Mr. DaSilva moved to amend by adding 3% to the 1995-96 budget for the Registrars of Voters. Seconded by Mr. Louis Charles. Motion carried unanimously. Main motion, as amended, carried unanimously.

General Government II Budget Committee - Mr. Falzone submitted the following report:

The General Government II Budget Committee met first on April 19, 1994 in the Fourth Floor Lobby in City Hall. In attendance were committee members Falzone, Gomez, Dennehy and Valeri. Council Member Joseph DaSilva was also present. Mr. Yamin was absent.

Mr. Falzone stated that this was an organizational meeting and that committee members could invite anyone they wished to speak with. Invited to attend were the Hispanic Cultural Society, Housing Authority Guards, Green Chimneys, Child Care Connections, Interfaith AIDS Ministry, the Danbury War Memorial and the Department of Finance.

The committee met again on April 26, 1994 in Room 432 in City Hall. In attendance were committee members Falzone, Gomez, Valeri, Dennehy and Yamin. Also in attendance were Council Members DaSilva, Setaro and Scalzo, ex-officio, Mayor Eriquez, Director of Finance Dom Setaro and the above mentioned agencies.

Mr. Falzone brought in the various grant organizations and asked them to briefly explain their duties and the reasons for requesting their need for money. The committee then asked various questions of the Mayor as to why the grant money was dispersed the way it was. The Director of Finance was then brought in to discuss the departments under his authority.

After further discussion, Mr. Valeri moved to adopt the budget as proposed by the Mayor. Seconded by Mr. Gomez and passed with 4 in favor, 0 opposed and Miss Dennehy abstaining.

Mr. Scalzo made a motion that the report be received and its recommendations accepted. Seconded by Mr. Boynton. Motion carried unanimously.

Education Budget Committee - Mr. Setaro submitted the following report:

The Education Budget Liaison Committee met in City Hall on March 8, 1994 at 7:30 P.M. in the Fourth Floor Lobby and March 16 and March 22, 1994 at 7:30 P.M. in Room 432 and on April 26, 1994 at 9:00 P.M. in the Mayor's outer office suite.

Attending the March 8, 1994 organizational meeting were Council committee members Setaro, Scalzo, Gallagher, Scozzafava and Capiello. Also in attendance was Council member Trocolla ex-officio. The committee discussed future meeting dates and areas of the budget adopted by the Board of Education about which members had questions, including insurance costs, grant funding, non-personnel contracted services and personnel. Mr. Capiello moved to adjourn the meeting at 9:25 P.M., seconded by Mr. Gallagher and passed unanimously.

In attendance at the March 16, 1994 committee meeting were Council committee members Setaro, Scalzo and Gallagher. Council member Trocolla attended ex-officio. Also in attendance were Board of Education members Rotello, Cotter, Cooper and Mitchell, Board of Education Finance Director Jack Heidenreich and Personnel Director Jay Eriquez.

Mr. Setaro stated that the issues to be discussed were insurance costs, grant funding, comparisons between the Board's budget request for the previous two fiscal years and the final amount approved including state and federal project funds, and the cost of maintaining current levels of services. Mr. Heidenreich explained that since grants include specifications as to how those funds can be spent, additional grant dollars do not necessarily translate into additional budget dollars, although the Priority School District Grant has resulted in additional achievements. Mr. Mitchell added that this grant is targeted at ESL programming and drop-out prevention. Mr. Gallagher stated that the

Priority School District grant funding has allowed the Board to restore some of the expenditures which it had adopted in its request to the City.

Mr. Heidenreich stated that in order to maintain services at FY 1993/1994 levels, an additional \$2.1 million, or 3.6% increase is necessary. He added, however, that utilization of the managed health care program by teachers would alter the Board's assumptions for insurance costs, resulting in a \$625,000 reduction in the Board's 1994/1995 budget request. Accordingly, the Board's request would be reduced to a 4.13% increase and an additional \$1.524 million would be necessary to maintain services. He also stated that the Board would receive a \$132,000 refund in workers' compensation insurance costs due to a good experience in FY 1993/1994.

Mr. Eriquez stated that an early retirement incentive was not planned and that wages had been held to a 2% increase through constructive and successful negotiations with NEA-Danbury. Mr. Heidenreich also explained that State reimbursement for transportation costs had decreased due to the increased wealth ranking of the City in the State formula.

Mr. Scalzo moved to adjourn at 8:40 P.M., seconded by Mr. Gallagher and passed unanimously.

In attendance at the March 22, 1994 meeting were Council committee members Setaro, Scalzo, Gallagher, Scozzafava and Cappiello. Also attending were Board of Education members Rotello, Cotter, Cooper and Mitchell, Board of Education Finance Director Jack Heidenreich and Schools Superintendent Anthony Singe.

Mr. Setaro stated that the committee would address issues pertaining to personnel and staffing, utilities and purchased services and equipment costs.

Mr. Rotello stated that contract negotiations were on-going with the nurses, secretarial and custodians bargaining units and that the workers' compensation refund of \$132,000 would be folded back into the Board's budget. Dr. Singe stated that between FY 87/88 and 94/95, staff had been reduced by 5% and student enrollment had increased by 5%.

Mr. Heidenreich stated the some savings will be realized in utilities costs due to more efficient fuel usage of natural gas and less costly maintenance but that utility costs are projected to increase by 5%. He added that the Board adopted budget includes a 5% increase for equipment costs and includes an additional \$60,000 for computers. Mr. Heidenreich also explained that the workbook/textbook budget lines had been combined to give principals greater discretion

as to how these dollars may be spent on these items. Mr. Scozzafava stated that the funds received by the Board for rental fees for the schools should be applied to expenditures such as computers.

Mr. Gallagher moved to adjourn the meeting at 9:05 P.M., seconded by Mr. Scalzo and passed unanimously.

Attending the April 26, 1994 meeting were Council committee members Setaro, Scalzo, Gallagher and Cappiello. Also in attendance were Board members, Rotello, Cooper and Mitchell, Board of Education Finance Director Jack Heidenreich and Schools Superintendent Anthony Singe.

Mr. Setaro thanked the Board of Education, Mr. Heidenreich, Dr. Singe and the Council committee members for their efforts in reviewing the 1994/1995 school budget. He added that he felt that the degree of cooperation between the Board, Council, school administrators and City officials was unprecedented and that the school system and the students would benefit from these cooperative efforts.

Mr. Gallagher complimented the Board of Education and NEA-Danbury for their efforts with regard to the 1994/1995 education budget and moved that the committee recommend to the Common Council approval of the 1994/1995 Education Budget in the amount of \$61,292,027. Seconded by Mr. Capiello. Motion passed unanimously.

Mr. Levy made a motion that the report be received and its recommendations be accepted. Seconded by Mrs. Coladarci. Motion carried unanimously.

Public Works Budget Committee - Mr. Arconti submitted the following report:

The committee appointed to review the Public Works portion of the proposed FY 94-95 budget met in City Hall at 7:00pm on April 21, 1994 and April 26, 1994. In attendance at both meetings were council members: Arconti, Beck, Trocolla, Gallagher and Machado. Jack Schweitzer- City Engineer, and William Buckley -Superintendent of Public Utilities were present for the duration of both meetings, and various department heads attended to discuss their particular budgets.

This committee also reviewed the proposed ordinance changes regarding the setting of sewer rates and water rates, the resolution regarding solid waste/ recycling fees, and the communication regarding the interlocal septage agreement.

After reviewing all budget accounts assigned to this committee and discussions with appropriate administrative personnel, the following motions were made:

Councilman Gallagher moved to recommend the adoption of the Sewer Fund budget as presented. Seconded by Councilwoman Beck and passed unanimously.

Councilman Gallagher moved to recommend the approval of the changes to the ordinance regarding Sewer Rates as presented. Seconded by Councilman Machado and passed unanimously.

Councilman Trocolla moved to recommend adoption of the Water Fund budget as presented. Seconded by Councilwoman Beck and passed unanimously.

Councilman Trocolla moved to recommend approval of the changes in the ordinance regarding Water Rates as presented. Seconded by Councilman Gallagher and passed unanimously.

Councilman Trocolla moved to recommend acceptance of the correspondence regarding Interlocal Septage Agreement. Seconded by Councilman Gallagher and passed unanimously.

The committee recommends the adoption of the Publics Works portion of the General Fund budget as presented by the Mayor with the exception of changes to the solid waste / recycling section. The Director of Finance and Superintendent of Public Utilities presented an alternate proposal to this committee, which will maintain the present system of \$2.00 coupons at the landfill with the addition of an annual \$15.00 permit fee. Continued utilization of this system will require restoration of two positions in this department and additional associated costs. These additional costs will be offset by a like amount of additional revenue, resulting in no need for a change in the mil rate.

Councilman Trocolla moved to recommend adoption of the resolution presented to this committee (copy attached) regarding solid waste/recycling fees and corresponding

adjustments to the budget. Seconded by Councilman Gallagher and passed unanimously.

Councilman Trocolla moved to recommend the adoption of the public Works budget as presented by the mayor with the following line item adjustments:

Budget Adjustments

<u>Account Number</u>	<u>Account Name</u>	<u>Mayor's Budget</u>	<u>Revised Budget</u>	<u>Plus or Minus</u>
<u>Recycling/Solid Waste</u>				
02-03-126-010100	Regular Salaries	\$145,258	\$204,809	+\$59,551
02-03-126-010500	Overtime Services	10,000	14,000	+ 4,000
02-03-126-062500	Public Safety Equip.	680	1,368	+ 688
02-03-126-072814	HRRA	37,383	-0-	- 37,383
	Department Total	\$446,084	\$472,940	+\$26,856
<u>Equipment Maintenance</u>				
02-03-117-035100	Main. Auto. Equip.	245,000	248,000	+ 3,000
02-03-117-042500	Motor Fuel	100,000	106,000	+ 6,000
		345,000 345,000	354,000 354,000	+ 9,000
<u>Union Health & Welfare</u>				
02-09-151-071002	Union Welfare Contribution		\$608,192	\$622,336
				+\$ 14,144
<u>Revenue</u>				
02-65-000-64003	Cars & Truck Fees	\$300,000	\$350,000	+\$50,000

The motion was seconded by Mr. Gallagher and passed unanimously.

Mr. Boynton made a motion to receive the report and accept its recommendations. Seconded by Mrs. Coladarci. Mr. Esposito asked the Mayor to explain the \$15 permit fee. The Mayor explained that this was necessary to generate additional revenue and to make sure it is fair to all taxpayers. It will be used to provide personnel, to operate the system and related costs. Motion carried unanimously.

Public Health and Safety Committee - Mrs. Coladarci submitted the following report:

The subcommittee appointed to review the budget request of the Public Health and Safety budget committee met at 7:00 P.M. on April 18, 1994 and April 25, 1994 in the Fourth Floor Lobby in City Hall. In attendance were committee members Coladarci, Beck, Levy, Setaro and Cappiello. Also in attendance on April 25th were Council Member Joseph DaSilva, ex-officio, Director of Finance Dominic Setaro, Acting Fire Chief Jack Murphy and Deputy Fire Chief Tom Morris.

Mrs. Coladarci explained that she called the various Department Heads of the areas to be reviewed. Of those she spoke to only Acting Chief Murphy requested to speak to the Committee. His reasons were that he was not part of the budget decisions for the upcoming fiscal year because Chief Lagarto was still in office.

A discussion ensued regarding Weights and Measures. It was decided that Mr. Sulliman should be brought in to discuss the possibility of not funding the position and paying the salary through fees. Further investigation provided that such a fee structure is not available at this time and should be first pursued at the State level.

The Committee agreed that the budget will stay substantially the same, but Chief Murphy was asked for his input on the budget. He provided a list of items he thought were essential for his department. The largest request for medical equipment is needed because they have only minimal equipment as the first response to the call. Since each unit has trained EMT's, they arrive at the scene and are asked to respond. Their first arrival averages at 80% because their response is from various points throughout the City.

The defibrillator request is for the Aerial ladder truck and to be used as a spare. The previous defibrillator request was for use on the four pumpers and to be used as a spare. The spare is now used on the fifth pumper and it was decided by the Department that it would be convenient to have one per vehicle and a spare.

The Committee discussed the possibility of adding the two requested defibrillators to the budget. It is understood that the two items are not an extreme necessity, but it was decided that public perception may be that the Council does not care for the public safety and does not wish to expend a small amount for guaranteed coverage by the first response units. A discussion then ensued in regard to the response of the pumpers versus the ladder.

Beck made a motion to recommend that the defibrillators be purchased out of this year's budget. If this is not possible, the Committee recommends that the Department come back to the Common Council to request the funds from the Contingency account, seconded by Setaro. The motion also included that the remaining budget items are as follows:

<u>Public-Safety</u>	
Police Department	\$8,183,566
Dog Warden	113,293
Fire Department	6,405,314
Ambulance Fund	136,905
Building Inspector	318,196
Weights & Measures	9,095
Department of Civil Preparedness	8,970
Total	<u>\$15,175,339</u>
Health & Housing	\$669,816
Total	<u>\$669,816</u>
<u>Public Welfare, Social Agencies</u>	
Welfare Department	1,381,717
Veteran's Advisory Center	39,153
Danbury Youth Commission	17,690
Commission on Aging	185,714
Elderly Transportation	10,000
Total	<u>\$1,634,274</u>

Mr. Gallagher made a motion to receive the report and accept its recommendations. Seconded by Mr. Boynton. Motion carried unanimously.

Director of Finance Dominic Setaro, read the budget ordinance, as amended into the record, along with the Resolution.

Mr. DaSilva made a motion that the Budget Ordinance, as amended, together with the Resolution, be adopted. Seconded by Mrs. Coladarci. Motion carried unanimously.

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

AN ORDINANCE MAKING APPROPRIATIONS FOR THE FISCAL YEAR BEGINNING JULY 1, 1994 AND ENDING JUNE 30, 1995.

SECTION 1. That the amounts hereinafter set forth aggregating \$119,783,605, 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, 1994 and ending June 30, 1995.

<u>I. GENERAL GOVERNMENT</u>	<u>MAYOR'S BUDGET</u>	<u>FINAL BUDGET</u>
Common Council	\$ 8,100	\$ 8,100
Mayor's Office	239,673	239,673
City Clerk's Office	79,391	79,391
Ordinances	7,500	7,500
Probate Court	9,075	9,075
Jury Committee	1,600	1,600
Registrar & Elections	106,163	107,129
City Treasurer	21,057	21,057
Finance Department	566,895	566,895
Data Processing	446,937	446,937
Independent Audit	69,000	69,000
Bureau of Assessments	268,646	268,646
Board of Tax Review	3,625	3,625
Tax Collector	405,320	405,320
Purchasing	189,157	189,157
Corporation Counsel	366,668	366,668
Town Clerk	270,357	270,357
Annual Report	5,000	5,000
Economic Development Commission	1,888	1,888
Environmental Impact Commission	3,220	3,220
Planning Commission	4,315	4,315
Planning Department	324,356	324,356
Zoning Commission	8,694	8,694
Zoning Board of Appeals	\$ 5,675	\$ 5,675
Civil Service Commission	79,948	79,948
Conservation Commission	2,780	2,780
Personnel Department	207,142	207,142
Mayor's Discretionary Fund	7,000	7,000
Fair Rent Commission	3,125	3,125
City Membership	45,849	45,849
Lake Authority	26,156	26,156
Retirement Administration	74,000	74,000
Labor Negotiations	30,000	30,000
Public Buildings	520,492	520,492
City Hall Building	297,602	297,602
Library Building	129,821	129,821

Police Station Building	148,678	148,678
Senior Center Building	25,153	25,153
Old Library Building	<u>26,415</u>	<u>26,415</u>
<u>TOTAL GENERAL GOVERNMENT</u>	<u>\$5,036,473</u>	<u>\$5,037,439</u>

PUBLIC SAFETY

Police Department	\$ 8,183,566	\$ 8,183,566
Dog Warden	113,293	113,293
Fire Department	6,405,314	6,405,314
Ambulance Fund	136,905	136,905
Building Inspector	318,196	318,196
Weights & Measures	9,095	9,095
Department of Civil Preparedness	<u>8,970</u>	<u>8,970</u>
<u>TOTAL PUBLIC SAFETY</u>	<u>\$15,175,339</u>	<u>\$15,175,339</u>

III.	<u>PUBLIC WORKS</u>	<u>MAYOR'S BUDGET</u>	<u>FINAL BUDGET</u>
	Director of Public Works	\$ 14,762	\$ 14,762
	Highways	1,629,934	1,629,934
	State Aid - Highways	269,446	269,446
	Snow and Ice Removal	404,804	404,804
	Street Lights	408,000	408,000
	Public Building Maintenance Rep.	178,025	178,025
	Equipment Maintenance	809,640	818,640
	Recycling/Solid Waste	446,084	472,940
	Engineering Department	<u>514,563</u>	<u>514,563</u>
	<u>TOTAL PUBLIC WORKS</u>	<u>\$4,675,258</u>	<u>\$4,711,114</u>

IV. **HEALTH & HOUSING DEPARTMENT**

Health & Housing	<u>\$669,816</u>	<u>\$669,816</u>
<u>TOTAL HEALTH & HOUSING</u>	<u>\$669,816</u>	<u>\$669,816</u>

V. **PUBLIC WELFARE, SOCIAL AGENCIES**

Welfare Department	\$1,381,717	\$1,381,717
Veteran's Advisory Center	39,153	39,153
Danbury Youth Commission	17,690	17,690
Commission on Aging	185,714	185,714
Elderly Transportation	<u>10,000</u>	<u>10,000</u>
<u>TOTAL WELFARE, SOCIAL AGENCIES</u>	<u>\$1,634,274</u>	<u>\$1,634,274</u>

VI.	<u>SCHOOL DEPARTMENT</u>		
	Schools, Regular	\$61,292,027	\$61,292,027
	Schools, Health & Welfare	<u>223,937</u>	<u>223,937</u>
	<u>TOTAL SCHOOL BUDGET</u>	<u>\$61,515,964</u>	<u>\$61,515,964</u>
VII.	<u>LIBRARIES</u>	<u>MAYOR'S BUDGET</u>	<u>FINAL BUDGET</u>
	Danbury Public Library	\$1,468,499	\$1,468,499
	Long Ridge Library	<u>6,250</u>	<u>6,250</u>
	<u>TOTAL LIBRARIES</u>	<u>\$1,474,749</u>	<u>\$1,474,749</u>
VIII.	<u>PARKS & RECREATION</u>		
	Parks & Recreation	\$1,158,295	\$1,158,295
	Tarrywile Park Authority	130,000	130,000
	Tree Warden/City Forester	201,850	201,850
	Cultural Commission	45,200	45,200
	Lake Kenosia Commission	<u>1,000</u>	<u>1,000</u>
	<u>TOTAL PARKS & RECREATION</u>	<u>\$1,536,345</u>	<u>\$1,536,345</u>
IX.	<u>RECURRENT COSTS</u>		
	F.I.C.A.	\$ 900,000	\$ 900,000
	Pension Expense	4,437,000	4,437,000
	Employee Service Benefit	125,000	125,000
	Worker's Compensation	210,143	210,143
	State Unemployment Compensation	45,000	45,000
	Employee Health & Life Insurance	3,978,448	3,978,448
	Union Welfare	608,192	622,336
	Insurance & Official Bond Premium	<u>1,770,113</u>	<u>1,770,113</u>
	<u>TOTAL RECURRING COSTS</u>	<u>\$12,073,896</u>	<u>\$12,088,040</u>
X.	<u>DEBT SERVICE</u>		
	Interest on Debt	\$1,214,129	\$1,214,129
	Interest on Debt - School	2,073,157	2,073,157
	Redemption of Debt	1,718,000	1,718,000
	Redemption of Debt - School	<u>2,477,089</u>	<u>2,477,089</u>
	<u>TOTAL DEBT SERVICE</u>	<u>\$7,482,375</u>	<u>\$7,482,375</u>

		<u>MAYOR'S BUDGET</u>	<u>FINAL BUDGET</u>
XI.	<u>CAPITAL PROGRAM</u>		
	CAPITAL PROGRAM	<u>\$200,000</u>	<u>\$200,000</u>
	<u>TOTAL CAPITAL PROGRAM</u>	<u>\$200,000</u>	<u>\$200,000</u>
XII.	<u>TRANSPORTATION</u>		
	Danbury Airport	<u>\$233,527</u>	<u>\$233,527</u>
	H.A.R.T.	<u>475,502</u>	<u>475,502</u>
	<u>TOTAL TRANSPORTATION</u>	<u>\$709,029</u>	<u>\$709,029</u>
XIII.	<u>CONTINGENCY</u>	<u>\$1,285,000</u>	<u>\$1,284,034</u>
	<u>TOTAL CONTINGENCY</u>	<u>\$1,285,000</u>	<u>\$1,284,034</u>
XIV.	<u>STATE & FEDERAL SCHOOL PROJECTS</u>	<u>\$5,247,022</u>	<u>\$5,247,022</u>
	<u>TOTAL STATE & FEDERAL PROJECTS</u>	<u>\$5,247,022</u>	<u>\$5,247,022</u>
XV.	<u>GRANTS - HUMAN SERVICES</u>	<u>\$1,018,065</u>	<u>\$1,018,065</u>
	<u>TOTAL GRANTS - HUMAN SERVICES</u>	<u>\$1,018,065</u>	<u>\$1,018,065</u>
	<u>TOTAL BUDGET</u>	<u>\$119,733,605</u>	<u>\$119,783,605</u>

SECTION 2. That the amount of \$145,122 is appropriated to the DOG LICENSE FUND in the same manner as set forth in Section 1 hereof.

SECTION 3. That the amount of \$4,736,303 is appropriated to the WATER FUND in the same manner as set forth in Section 1 hereof.

SECTION 4. That the amount of \$7,114,780 is appropriated to the SEWER FUND in the same manner as set forth in Section 1 hereof.

SECTION 5. That the amount of \$807,840 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-.

RESOLVED by the Common Council of the City of Danbury:

A RESOLUTION LEVYING THE PROPERTY TAX FOR THE FISCAL YEAR BEGINNING JULY 1, 1994 and ENDING JUNE 30, 1995.

SECTION 1. The sum of Eighty-five Million Seven Hundred Ninety-Five Thousand and Five Hundred Fifty-Two Dollars (\$85,795,552) representing the gross appropriation for the City of Danbury of \$119,783,605 for the fiscal year of July 1, 1994 and ending June 30, 1995, minus Indirect Revenue of \$32,438,053 minus Estimated Available Fund Balance "Surplus" of \$1,400,000 and minus reserve for insurance of \$150,000 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, 1993.

SECTION 2. Accordingly, the General Fund Tax Rate for the fiscal year beginning July 1, 1994 and ending June 30, 1995 shall be as follows:

TAX RATE: 19.54 MILLS

SECTION 3. The taxes levied and assessed as hereinafter provided shall be payable in quarterly installments on July 1, 1994, October 1, 1994, January 1, 1995, and April 1, 1995 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, 1994, 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, 1994 and ending June 30, 1995.

2 - ORDINANCE - Water Rates

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

THAT subsection 21-46(e) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 21-46. Meter Rates generally.

(e) For water consumed in excess of fifteen thousand (15,000) gallons for any size meter the charge shall be two dollars and sixteen cents (\$2.16) per one thousand (1,000) gallons.

Mr. DaSilva made a motion that the Ordinance be adopted as proposed by the Public Works Budget Committee. Seconded by Mr. Boynton. Motion carried unanimously.

3 - ORDINANCE & RESOLUTION - Sewer Rates

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

THAT Section 16-32 of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

Sec. 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 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. Said 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:

(1) Quarterly sewer use charge (O&M) = $\frac{0.9 \times A \times X}{1,000 \text{ gallons}}$

(2) Quarterly sewer use charge Residential Debt Service =

$$\frac{0.9 \times A \times Y}{1,000 \text{ gallons}}$$

(3) Quarterly sewer use charge Non-Residential Debt Service =

$$\frac{0.9 \times A \times Z}{1,000 \text{ gallons}}$$

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

(b) Flat rate service. There are hereby established quarterly sewer use charges applicable with respect to all bills rendered on or after the effective date hereof to all sewer customers provided with flat rate water city water service. Said charges, established in accordance with the criteria contained in Section 16-27 of this Code of Ordinances shall be established by a resolution of the Common Council of the City of Danbury.

(c) No city service. There are hereby established quarterly sewer use charges applicable with respect to all bills rendered on or after the effective date hereof to all sewer customers having no city water service. Said charges, established in accordance with the criteria contained in Section 16-27 of this Code of Ordinances shall be established by a resolution of the Common Council of the City of Danbury.

(d) Residential and Non-Residential Debt Service. As used herein, the phrase, "Residential Debt Service" shall be applicable to that portion of debt service attributable to properties used solely for residential purposes. As used herein, the phrase, "Non-Residential Debt Service" shall be applicable to that portion of debt service attributable to all other properties, including, but not limited to, mixed, commercial, industrial and institutional uses.

RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY:

THAT in accordance with Section 16-32 of the City of Danbury Code of Ordinances, the following Sewer Use Charges and Sewer Use Charge Values are hereby established for quarterly billings rendered on or after July 1, 1994:

(a) For sewer use customers with metered city water service, the following Sewer Use Charge Values are hereby established:

- (1) O&M Value (X) = \$0.43.
- (2) Residential Debt Service Value (Y) = \$1.26.
- (3) Non-Residential Debt Service Value (Z) = \$3.47.

The minimum quarterly sewer use charge shall be Fifteen Dollars and No cents (\$15.00).

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

RESIDENTIAL = Thirty-four dollars and twenty-two cents (\$34.22)
Per Unit.

NON-RESIDENTIAL = Seventy-nine dollars and eight cents (\$79.08)
Per Unit.

(c) For sewer use customers having no city water service the quarterly sewer use charge shall be:

RESIDENTIAL = Thirty-four dollars and twenty-two cents (\$34.22)
Per Unit.

NON-RESIDENTIAL = Seventy-nine dollars and eight cents (\$79.08)
Per Unit.

For purposes of subsections (b) and (c) hereof, a sewer unit shall represent the sewer use for a single-family residence. An additional sewer unit shall be assessed for each additional residence within any dwelling. A fractional sewer unit shall be assessed for a portion of a 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 residence. All nonresidential 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.

Mr. DaSilva made a motion that the Ordinance and Resolution be adopted as proposed by the Public Works Budget Committee. Seconded by Mr. Boynton. Motion carried unanimously.

4 - COMMUNICATION - Septage Rates - Amendment to the Interlocal Agreement for Disposal of Septage Waste.

Mr. DaSilva made a motion that the Mayor be authorized to enter into the Interlocal Agreement for approval of a decrease in the cost of disposing of septage generated at the Danbury Sewage Treatment Plant. Seconded by Mr. Boynton. Mr. Levy asked what the rate would be. the Mayor stated that it would be 71%. Motion carried unanimously.

5 - ORDINANCE & REPORT - An Ordinance Appropriating \$500,000 for Public Improvements in the 1995-95 Capital Budget and Authorizing the Issuance of \$500,000 Bonds and Bond Anticipation Notes of the City to meet said Appropriation.

Mr. DaSilva submitted the following report:

The Common Council met as a Committee of the Whole at 7:37 P.M. on April 14, 1994 to review a proposed Ordinance appropriating \$500,000 for public improvements in 1994-95 Capital Budget and authorizing the issuance of \$500,000 Bonds and Bond Anticipation Notes of the City to meet said appropriation.

Mrs. Coladarci moved to recommend approval of the proposed appropriation of notes. The motion was seconded by Mr. Scozzafava. Mr. Setaro explained that notes are short term borrowing with less interest than bonds. They would go out to bid and be paid back in three years. There is no impact on the mill rate. This debt will take the place of retiring bond indebtedness. The motion pass unanimously.

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	\$192,000
Parks & Recreation Equipment	20,000
Forestry Department Equipment	15,000
Highway Equipment	30,000
Fuel Management System	33,000
City Hall Fuel Tank	25,000
Mill Ridge Primary School Fuel Tank	25,000
Mill Ridge Primary School Roof	125,000
Morris Street School Burner	<u>35,000</u>
Total	<u>\$500,000</u>

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 bonds 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 designated by the Mayor, which bank or trust company may be designated the registrar and transfer agent, be payable at a bank or trust company designated by the Mayor, and be approved as to their legality by Robinson & Cole, Attorneys-at-Law, of Hartford. They shall bear such rate or rates of interest as shall be determined by the Mayor. The bonds shall be general obligations of the City and each of the bonds shall recite that every requirement of law relating to its issue has been duly complied with, that such bond 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 bonds to be issued, the annual installments of principal, redemption provisions, if any, the date, such bonds 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, 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. Resolution of Official Intent to Reimburse Expenditures with Borrowings. The City of Danbury (the "Issuer") hereby expresses its official intent pursuant to §1.150-2 of the Federal Income Tax Regulations, Title 26 (the "Regulations"), to reimburse expenditures paid 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 Issuer. 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 Issuer 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.

Mr. Boynton made a motion to receive the report and adopt the Ordinance. Seconded by Miss Beck. Motion carried unanimously.

6 - RESOLUTION - Recycling and Solid Waste Fees and Permits
Mr. DaSilva asked that this be deferred to public hearing. Mayor Eriquez so ordered.

7 - RESOLUTION - Union Station Restoration

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, on September 1, 1992, the Mayor of the City of Danbury notified this Council that the State of Connecticut Department of Transportation advised the City of Danbury that 1.5 million dollars in federal funds would be available for the restoration of Union Station; and

WHEREAS, in accordance with said notification and authorization, the first phase of funding and services was undertaken; and

WHEREAS, The State of Connecticut Department of Transportation has now advised the Mayor that total funds programmed for this project are now \$1,922,500.00 and that said funds encompass all phases of the project; and

WHEREAS, of said funding, eighty (80%) represents federal reimbursement, the balance being the local share;

NOW, THEREFORE, BE IT RESOLVED that Mayor Gene F. Eriquez be and hereby is authorized to accept the offer of funding in the amount of \$1,922,500.00 to be offered and expended in phases, and to execute or ratify any and all agreements, letters or contracts for the purposes of the use of said funds for project purposes and in order to accomplish the purposes thereof.

The Resolution was adopted on the Consent Calendar.

- 8 - RESOLUTION - Public Health and Addition Services - See item 26
9 - RESOLUTION - Overtime DUI Enforcement for Holiday Weekends

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, Federal Highway Safety Program funds are being made available through the State of Connecticut Department of Transportation Division of Highway Safety to local police agencies for Driving Under the Influence (DUI) Traffic Safety Enforcement Programs; and

WHEREAS, eligible costs include overtime and fringe benefits for police officers during DUI enforcement and prevention programs with the grant being made on a reimbursement basis of 50% for allowable operational expenses; and

WHEREAS, the Memorial Day and July 4, 1994 holiday weekends are periods of gravest concern because of the great increase in alcohol-related activities and the unfortunate link of driving after drinking; and

WHEREAS, an application for a grant of \$5,200.00 has been made to the Connecticut Department of Transportation by the City of Danbury on behalf of the Danbury Police Department and is expected to be approved by DOT and an award made for 50% reimbursement, with 50% of the cost to be allocated from the Danbury Police Department budget;

NOW, THEREFORE, BE IT RESOLVED THAT all past actions of the Mayor of the City of Danbury and the authorized representatives of the Danbury Police Department in applying for said grant are hereby ratified and they are further empowered to take any and all further actions necessary to effectuate the purposes thereof and to accept said grant funds if so awarded.

The Resolution was adopted on the Consent Calendar

- 10 - 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 \$100,000; and

WHEREAS, the grant term will cover the period of July 1, 1994 through June 30, 1995, with no local cash match required; and

WHEREAS, the State's purpose in providing these funds is to enable the City's Health and Housing Department to serve the unmet health needs of Danbury High School students;

NOW, THEREFORE, BE IT RESOLVED THAT Gene F. Eriquez, Mayor of the City of Danbury, and the Danbury Health and Housing Department, acting through William J. Campbell, its Executive Director are 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 and Director of Health William J. Campbell are hereby authorized to take any and all actions necessary to effectuate the purposes hereof.

The Resolution was adopted on the Consent Calendar.

11 - RESOLUTION - Taxiway "Charlie" Lights

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Federal Aviation Administration of the United States Department of Transportation and the Bureau of Aviation and Ports of the Connecticut Department of Transportation make funds available through the Airport Improvement Act of 1987; and

WHEREAS, the City of Danbury intends to rehabilitate lights on Taxiway "Charlie"; and

WHEREAS, the City of Danbury will make application for a federal and state grant in an amount not to exceed \$152,295.00 with a local match of two and one-half (2½) percent equaling an amount not to exceed \$3,905.00;

NOW, THEREFORE, BE IT RESOLVED THAT the Mayor of the City of Danbury, Gene F. Eriquez, is hereby authorized to make application for said grant and that any and all additional acts necessary to effectuate said program be and hereby are authorized.

The Resolution was adopted on the Consent Calendar.

12 - COMMUNICATION - Letter from Mayor Eriquez requesting confirmation of the promotion of Terrace Shanahan to Sergeant in the Police Department. Mr. Setaro made a motion that the communication be accepted and the promotion confirmed. Seconded by Mrs. Coladarci. Mr. Trocolla stated that he feels leadership in the police and fire departments should live in Danbury. He stated that he was not against this promotion particularly, but in general feels that these officers should live in Danbury. Mayor Eriquez explained that the Charter states that the Chief of the Police Department and the Fire Department shall be a City resident, but the law prohibits a residency clause. The motion carried unanimously.

13 - COMMUNICATION - Appointments to the Commission on Aging.
WITHDRAWN

14 - COMMUNICATION - Appointments to the Lake Kenosia Commission.
WITHDRAWN

15 - COMMUNICATION - Letter from Library Director Betsy McDonough asking permission to accept a donation of \$10.00 from a patron. Mr. Boynton made a motion to accept the donation, credit the proper line item and send a letter of thanks. Seconded by Mr. Setaro. Motion carried unanimously.

16 - COMMUNICATION - Letter from Parks and Recreation Director Robert Ryerson asking permission to accept the donation of a fence and gate for the Little League Baseball fields off Memorial Drive. Mr. Esposito asked that this be referred to an ad hoc committee, Mr. Ryerson, the Corporation Counsel and the petitioner. Mayor Eriquez so ordered and appointed Council Members Valeri, Esposito and Capiello to the Committee.

17 - COMMUNICATION - Letter from Director of Parks and Recreation Robert Ryerson asking permission to accept the donation of a fiberglass flagpole from the Danbury Jaycees for Kenosia Park. Mr. Arconti made a motion to accept the donation and send a letter of thanks. Seconded by Mr. Gomez. Mr. Arconti stated that the Jaycees have been of service to the community for 40 years. Motion carried unanimously.

18 - COMMUNICATION - Letter from Leo McIlrath asking permission to accept donations in the total amount of \$76.80. Mr. Setaro made a motion that the donations be accepted, the proper line items credited and letters of thanks sent. Seconded by Miss Beck. Motion carried unanimously.

19 - COMMUNICATION - Letter from Bobbi Feinson asking permission to accept a contribution of \$300 from Union Carbide Corporation for

expenses of the Youth Leadership Conference scheduled for March 24, 1994. Mr. Valeri made a motion that the donation be accepted, the proper line item credited and a letter of thanks sent. Seconded by Mr. Setaro. Mr. Valeri asked why the donation was coming to the Common Council so late. Mayor Eriquez explained. Motion carried unanimously.

20-- COMMUNICATION - Letter from the Ethnic Festival Committee seeking input from the Common Council regarding the festival held each summer. Mr. DaSilva asked that this be referred to an ad hoc committee and leadership of the Festival Committee. Mayor Eriquez so ordered and appointed Council Members DaSilva, Gomez and Scozzafava to the committee.

21 - COMMUNICATION & CERTIFICATION - Request for the sum of \$15,100 for the Town Clerk's Office to carry on the necessary functions of that office. Certification of Funds was attached. The communication was accepted and the transfer of funds authorized on the Consent Calendar.

22 - COMMUNICATION & CERTIFICATION - Request for a transfer of \$2,375.70 from the Elderly Services donations account to the Commission on Aging budget. A certification of funds was attached. The communication was accepted and the transfer authorized on the Consent Calendar.

23 - COMMUNICATION - Letter from Director of Parks and Recreation Robert Ryerson requesting that the amount of \$35,325.90 produced from rentals at Hatters Community Park be appropriated to the line item Improvements at Hatters Community Park. Mr. DaSilva asked that this be referred to an ad hoc committee, Mr. Ryerson and the Director of Finance. Mayor Eriquez so ordered and appointed Council Members Gallagher, Esposito and Scozzafava to the committee.

24 - COMMUNICATION - Letter from Tax Collector Catherine Skurate offering name of delinquent taxpayers considered uncollectible to be transferred to the Suspense List. The request was granted on the Consent Calendar.

25 - COMMUNICATION - Marjorie Treatment Plant and related water systems Improvements. Mr. Arconti asked that this be referred to a committee of the whole. Mayor Eriquez so ordered.

26 - COMMUNICATION - Marjorie Water Treatment Plant Consent Order. Mr. Arconti asked that this be referred to a committee of the whole. Mayor Eriquez so ordered.

27 - COMMUNICATION - Lions Way/ Coalpit Hill Road Water Line Improvements. WITHDRAWN

28 - COMMUNICATION - Report from City Engineer regarding College Park Drive. Mr. Levy asked that this be referred to an ad hoc committee, the Corporation Counsel and the City Engineer. Mayor Eriquez so ordered and appointed Council Members Coladarci, Levy and Yamin to the committee.

29 - COMMUNICATION - Letter from Attorney Thomas Allingham regarding a problem with the installation of a water pipe on the property of Gary Kurpiewski. Mr. Esposito asked that this be referred to an ad hoc committee, the Superintendent of Public Utilities, the City Engineer and the Corporation Counsel. Mayor Eriquez so ordered and appointed Council Members Scalzo, Gallagher and Cappiello to the committee.

30 - COMMUNICATION - Letter from Western Connecticut State University requesting the approval of the Common Council for a conveyance of a triangular piece of land from the State of Connecticut to the City of Danbury at the intersection of Eighth Avenue and White Street. Mr. Setaro asked that this be referred to an ad hoc committee, the Corporation Counsel and the City Engineer. Mayor Eriquez so ordered and appointed Council Members Setaro, Falzone and Cappiello to the committee.

31 - COMMUNICATION - Request for renumbering of Ohehyatah Place. Mr. DaSilva asked that this be referred to an ad hoc committee, the Planning Director, Post Office representative, Chief Machedo, and Chief Murphy. Mayor Eriquez so ordered and appointed Council Members Dennehy, Outlaw and Yamin to the committee.

32 - COMMUNICATION - Request for sewer extension at 6 South Well Avenue. Mr. Arconti asked that this be referred to an ad hoc committee, the Superintendent of Public Works, the City Engineer and the Planning Commission. Mayor Eriquez so ordered and appointed Council Members Boynton, Charles and Scozzafava to the committee.

33 - COMMUNICATION - Request for sewers on First Street, Second Street and Oak Ridge Gate. The petition was accepted and forwarded to the City Engineer for a survey on the Consent Calendar.

34 - COMMUNICATION - Request for Water Extension at McDonald's 3 Padanaram. Mr. Setaro requested 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 Boynton, Charles and Scozzafava to the committee.

35 - DEPARTMENT REPORTS - EMS Activity Report, Engineering, Public Utilities, Department of Elderly Services, Highways, Parks and Recreation, Weights and Measures, Fire Chief, Fire Marshall. Mr. DaSilva made a motion that the Department Reports be accepted 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. Setaro. Motion carried unanimously.

36 - REPORT - Volunteer Fire Company Ordinance

Mrs. Coladarci submitted the following report:

The Common Council Committee appointed to review an Ordinance to allow volunteer firefighters to leave their place of employment without repercussions met at 8:00 P.M. on April 13, 1994 in Room 432 in City Hall. In attendance were committee members Coladarci, Beck and Scozzafava. Also in attendance were Acting Fire Chief Jack Murphy, President of the Volunteer Firemen's Council Thomas Lechner and Council Member Warren Levy, ex-officio, volunteer firemen representing volunteer companies in Danbury as well as members of the public. It was moved that the rules be suspended to allow those in attendance to speak.

Chief Murphy was asked to explain the paid department's position on the proposed Ordinance. He said that it would be helpful to the Department if the volunteers could be called on an emergency as needed basis which would be on a third alarm or general alarm fire. This Ordinance would not go into effect unless specifically called for on a normal response call because the men leaving their place of employment on a daily basis would be detrimental to the business community. A discussion ensued as to what is a normal call as compared to an emergency. Chief Murphy explained the need of volunteers in February due to extreme flooding.

Bill Coffey, a volunteer, added that more people can be called when it is discovered that more people are needed. The order should be at the discretion of the Officer in Charge. A discussion regarding LEPC plan in the City provided that the new goals of the City emergency plan are to have volunteer assistance for haz-mat education. Mr. Lechner added that he feels this is important, not only for the LEPC project but to aid the fire department.

Mr. Scozzafava made a motion that this Ordinance be adopted and sent to the full Common Council for a vote and to a public hearing. The details are to be worked out with the Corporation Counsel, the

Fire Chief and the President of the Volunteer Firemen's Council. This motion was seconded by Miss Beck and passed unanimously.

The report was received and the Ordinance deferred to public hearing on the Consent Calendar.

Mrs. Coladarci submitted the following report:

The Common Council Committee appointed to review the request for the need for appointment of a Charter Revision Commission met at 7:00 P.M. on April 13, 1994 in Room 432 in City Hall. In attendance were Committee Members Coladarci, Valeri and Scozzafava. Also in attendance was Eric Gottschalk, Corporation Counsel and members of the public. The rules were suspended to allow those in attendance to speak.

Mr. Valeri explained that a commission appointed this late in the year would not have adequate time to meet and discuss relevant issues such as minority representation as well as the many other aspects of the Charter that may be revised on a ballot in November. Because any proposals for a vote on the November ballot must be ready by September, Mr. Valeri made a motion that no action be taken at this time, but added that this issue may be raised again. The motion was seconded by Mr. Scozzafava.

Mr. Valeri said that he stands by the one person, one vote concept and would like to see our Charter revised to enable the value of a vote means something. He is not opposed to representation but the way it is enacted. Mr. Scozzafava said he firmly believes in minority representation but added that nobody should take a ride, the rule should be used in rare cases. Discussion ensued regarding other factions of the rule. A vote was taken on the motion to take no action at this time. The vote carried unanimously.

Mr. Setaro made a motion to receive the report and take no action. Seconded by Mr. Boynton. Mr. Valeri stated that he felt he needed to clarify his position and proceeded to do so by reading from a prepared statement. Motion carried unanimously.

Mr. Scalzo asked for a point of personal privilege and congratulated Assistant Personnel Director Julio Lopez on receiving the Liberty Bell Award.

Dan Trocollo congratulated the Mayor and the Director of Finance on the fine job they did on the budget, as did Mr. Scozzafava. Mayor Eriquez thanked everyone for their help.

38 - REPORT - Request for release of easement on Glen Hill Road and Tamarack Avenue for Apple Blossom Corporation.

Mr. Setaro submitted the following report:

The committee appointed to review the request for a release of easement on Tamarack Avenue and Glen Hill Road for Apple Blossom Corporation met on April 25, 1994 at 7:00 P.M. in Room 432 of City Hall. In attendance were committee members Setaro and Cappiello. Also in attendance were Assistant Corporation Counsel Les Pinter, City Engineer Jack Schweitzer, Superintendent of Public Utilities William Buckley and Attorney Paul Jaber.

Mr. Setaro read a Planning Commission report recommending release of the easement held by the City. Mr. Schweitzer had also submitted a written recommendation in support of releasing the easement.

Mr. Schweitzer explained that the City holds the easement at issue along the Barclay Common condominium complex. He added that the City no longer needs the easement since the density of the project was revised and reduced from three buildings to one building.

Mr. Cappiello moved that the committee recommend to the Common Council that the easement held by the City on Tamarack Avenue/Glen Hill Road be released in accordance with the request made by the Apple Blossom Corporation. Seconded by Mr. Setaro. Motion carried unanimously.

The report was received on the consent calendar.

39 - REPORT - Property on Rowan Street

Miss Dennehy submitted the following report:

The Common Council Committee appointed to review permission to enter into an agreement to use property on Rowan Street met at 7:20 P.M. in Room 432 in City Hall on April 5, 1994. In attendance were committee members Dennehy and Machado.

Miss Dennehy explained that due to a change in ownership of the lot, it is no longer a consideration. Mr. Machado made a motion to deny the Parks and Recreation Department's request to enter into an agreement with Mr. Wendel. Seconded by Miss Dennehy. Motion carried unanimously.

The report was accepted on the Consent Calendar.

40 - REPORT & ORDINANCE - Deferral of Assessment Increases - Redevelopment Area. Mr. DaSilva asked that the report be accepted and the ordinance deferred to public hearing. Mayor Eriquez so ordered.

41 - PROGRESS REPORT - Review of Lease between King Street Volunteer Fire Co., and the City of Danbury.

Mr. Setaro submitted the following progress report:

The committee appointed to review the lease between the King Street Volunteer Fire Company and the City of Danbury met on April 25, 1994 at 7:30 P.M. in Room 432 of City Hall. In attendance were committee members Setaro, Beck and Yamin. Also in attendance were Assistant Corporation Counsel Les Pinter, President of the King Street Volunteer Fire Co. Board Edward Bittmer, King Street Volunteer Fire Company Trustees Wesley Elm and Jack Otto and Council member Warren Levy, ex-officio.

Mr. Elm explained that the City and the King Street Volunteer Fire Co. had long had a lease agreement whereby the City would rent a bay of the volunteer fire house for a City fire engine manned by the paid department. As of June 30, 1993 the lease agreement between the City and the Volunteer Co. expired. However, that agreement provided for a one year out-clause where the City could continue to lease the space and a final decision as to whether the parties would continue the relationship would be made by June 30, 1994. At the request of City officials in early 1994, a proposed lease agreement which included improvements to the fire house for the City leased space was put together by the King Street Volunteer Fire Company. Since the present fire house has been outgrown by its uses the improvements are scheduled but will proceed only if the City seeks to continue leasing the space for Engine 25.

Attorney Pinter stated that no negotiations as to the terms of the proposed lease had occurred as of yet. Mr. Elm presented the committee with a copy of the proposed lease, stated that the only changed terms are the improvements and the rental cost, that the King Street Volunteer Fire Co. seeks to continue its relationship with the City and that time is of the essence in light of the June 30, 1994 deadline. Mr. Setaro stated that he felt strongly that it is

not the role of the Common Council to negotiate lease provisions, that the office of the Corporation Counsel should review the proposed terms, confer with the appropriate City officials and report back to the committee to enable the full Council to review and vote on the lease at the June 7, 1994 meeting.

After discussion, Ms. Beck moved that the committee recess pending recommendations by the Corporation Counsel with regard to a lease agreement between the City and the King Street Volunteer Fire Company, where such recommendations include any modifications negotiated between the parties in such time to enable the committee to meet prior to May 31, 1994 so as to include the lease on the June 7, 1994 Council agenda. Seconded by Mr. Yamin. Motion carried unanimously.

The Progress Report was accepted on the Consent Calendar.

Mayor Eriquez extended all committees.

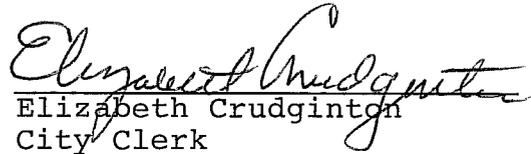
Council Member Yamin introduced the Republican Town Committee Chairman Tyrone Hume who was in the audience.

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

Respectfully submitted,


JIMMETTA L. SAMAHA
Assistant City Clerk

ATTEST:


Elizabeth Crudginton
City Clerk