

To: Mayor Joseph H. Sauer, City of Danbury, Connecticut.

Re: Minutes of the Common Council Meeting held November 9, 1989.

The meeting was called to order by Mayor Sauer at 8:00 P.M. who led the assembly in the Pledge of Allegiance. Councilman Esposito offered the Prayer. The members were recorded as:

PRESENT - Gallo, Moran, Renz, Esposito, Flanagan, Zotos, Shaw, Cassano, Charles, Bundy, Butera, Danise, DaSilva, Eriquez, Regan.

ABSENT - Bourne, Connell, Farah, Cresci, Nimmons, Fazio.

15 Present 6 Absent

Mayor Sauer announced that there will be a ceremony on Saturday, November 11, 1989 at the Main Street Post Office honoring Veterans. Also, November is Alzheimers Awareness Month and stated that Council Member John Esposito has been very active in this cause. Also, on Saturday evening, November 11 there will be a dinner sponsored by the Italian Heritage Organization.

Mr. Bundy announced that Mr. Cresci is out of town. Mr. Moran announced that Mrs. Bourne is out of the Country and Mr. Fazio had a business engagement. Mr. Eriquez stated that Dr. Farah is in St. Louis on business.

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

- 1 - Resolution - Renovations to the Wastewater Treatment Plant - Property Acquisitions
- 2 - Resolution - Social Services Block Grant
- 8 - Communication - Ericson House - Preservation Trust
- 13 - Communication - Report from Planning Commission regarding Scattered Site Housing
- 19 - Communication - Edgewood Street Sewers
- 20 - Communication - Report from Planning Commission on FCI Sewer Line Transfer
- 30 - Report and Ordinance - Temporary Permits
- 31 - Report and Ordinance - Suspension or Revocation of Permits
- 32 - Report - Review of Section 17-34 of the Code of Ordinances
- 33 - Report - Traffic Light at the Intersection of Route 39 and King Street
- 34 - Report - Sublease Agreement for Office Space at 23-25 Orchard Street with Danbury Hospital
- 35 - Report - Request for increase in fine for roaming dogs
- 38 - Report - Boughton Street Property
- 40 - Report - Drainage Problem at 14 Stadley Rough Road

Mr. Charles made a motion that the Consent Calendar be adopted as presented. Seconded by Mr. Moran. Motion carried unanimously.

MINUTES - Minutes of the Common Council Meeting held October 3, 1989 and the Special Meeting held October 17, 1989. 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. Moran. Motion carried unanimously.

- 1- RESOLUTION - Renovations to the Wasterwater Treatment Plant - Property Acquisitions.

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the Common Council has duly voted to approve funding for and implementation of the state mandated renovation project at the Danbury Wastewater Treatment Plant; and

WHEREAS, the above-referenced project requires that the City of Danbury acquire interests in and to real property as hereinafter set forth; and

WHEREAS, eminent domain proceedings will be necessary if the City of Danbury cannot agree with the several owners hereinafter named upon the amount, if any, to be paid for the interests of each to be taken in and to the real property as hereinafter set forth;

NOW, THEREFORE, BE IT RESOLVED THAT the Corporation Counsel of the City of Danbury is hereby authorized to acquire the property interests as hereinafter set forth either by negotiation or by eminent domain through the institution of suits against the following named property owners, their successors and assigns and their respective mortgage holders and encumbrancers, if any:

Property Acquisitions

1. Property of Energy Research Corporation as shown on Exhibit A attached hereto.
2. Property of RBC, Inc. or River Bank Crossing Association, Inc. as shown on Exhibit B attached hereto.
3. Property of Lionel Amaral and Elsie M. Amaral and Neves Ferreira and Matilde Ferreira as shown on Exhibit C attached hereto.

The Resolution was adopted on the Consent Calendar.

2 - RESOLUTION - Social Services Block Grant.

RESOLVED by the Common Council of the City of Danbury:

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY
(Governing Body of Local Agency)

1. That it is cognizant of the conditions and prerequisites for State assistance imposed by Chapter 133 and 300a of the Connecticut General Statutes.
2. That it recognizes the responsibility for the provision of local grant-in-aids to the extent that they are necessary and required for said program.
3. That the filing of an application by the Local Agency is hereby approved and that the WELFARE DIRECTOR
(Title of Authorized Official of Agency)

is hereby authorized and directed to execute and file such application with the Commissioner of Human Resources, to provide such additional information as the Commissioner may request, to execute a Grant Action Request with the State of Connecticut for state financial assistance if such an agreement is offered, to execute any amendments, recisions, and revisions thereto, and to act as the authorized representative of the Local Agency.

The Resolution was adopted on the Consent Calendar.

3 - COMMUNICATION - Letter from Mayor Sauer appointing Herbert Sabel, Thomas Lynch, John Lambe and Michael Pascuzzi as dispatchers for the 911 Emergency System. Mr. Eriquez made a motion that the communication be accepted and the appointments be approved. Seconded by Mr. Bundy. Mr. Gallo asked if these people were 1, 2, 3 and 4 on the Civil Service Test. Mayor Sauer said that they were not but were appointed after interviews and at the suggestion of the Fire Department. However, they were in the top six. Motion carried unanimously.

4 - COMMUNICATION - Appointments to the Aviation Commission. Mr. Bundy made a motion that the appointments be accepted. Seconded by Mrs. Danise. Mr. Gallo made a motion that this item be tabled. Seconded by Mrs. Butera. Motion carried with Mr. Bundy and Mr. Shaw voting in the negative.

5 - COMMUNICATION - Appointments to the Conservation Commission. Mr. Flanagan made a motion that this item be tabled. Seconded by Mrs. Butera. Motion carried unanimously.

6 - COMMUNICATION - Letter from Library Director Betsy McDonough requesting permission to accept a donation of \$20 in memory of Lyrel Teagarden. Mrs. Butera made a motion to accept the donation and send a letter of thanks. Seconded by Mr. Charles. Motion carried unanimously.

7 - COMMUNICATION - Letter from Chief of Police Nelson Macedo requesting permission to accept the donation of canine Blaze for the Police Department. Mr. Moran made a motion to accept the donation and send a letter of thanks. Seconded by Mrs. Danise. Motion carried unanimously.

8 - COMMUNICATION - Letter from Corporation Counsel Robert Resha asking for reauthorization to initiate condemnation proceedings of a portion of Union Avenue for the Erickson House. The communication was accepted on the Consent Calendar.

9 - COMMUNICATION - Letter from City Engineer Jack Schweitzer regarding Tanglewood Drive and Catalpa Drive. Mr. Renz asked that this be referred to the Corporation Counsel. Mayor Sauer so ordered.

10 - COMMUNICATION - Amendment to Agreement with Parking Authority concerning annual payments. WITHDRAWN.

11 - COMMUNICATION - Maintenance of Aerial Truck and the serious consideration of purchasing two ambulance chassis. Mrs. Butera made a motion to table this item. Seconded by Mr. Renz. Motion carried unanimously.

12 - COMMUNICATION - Letter from Director of Public Works Daniel Minahan outlining the Locally Maintained Roads State Aid Program. Mr. Moran moved to accept the communication and that the five roads listed be accepted as City roads. Seconded by Mr. Renz. Motion carried unanimously.

13 - COMMUNICATION - Report from Planning Commission giving a positive recommendation to Sites 1 and 6-9 and a negative recommendation for Sites 2 and 5 regarding the Scattered Site Housing Program. Sites 3 and 4 were withdrawn. The report was accepted on the Consent Calendar.

14 - COMMUNICATION - Centennial Drive - Platano Claim. Letter from Assistant Corporation Counsel Eric Gottschalk stating that the Common Council can now take action on this matter. Mr. Regan made a motion to accept the communication and refer the change of name to public hearing. Seconded by Mrs. Butera. Motion carried unanimously.

15 - COMMUNICATION - Damaged Traffic Signal Equipment. Mrs. Butera asked that this item be tabled. Seconded by Mr. Charles. Motion carried unanimously.

16 - COMMUNICATION - Request for installation of a convex reflective mirror on Weindorf Lane. Mr. Moran made a motion that this item be tabled. Seconded by Mr. Renz. Motion carried with Council Members Gallo, Butera and DaSilva voting in the negative.

17 - COMMUNICATION - Sewer Assessment, 86 Golden Hill Road. Mrs. Butera asked that this be referred to the City Engineer. Mayor Sauer so ordered.

18 - COMMUNICATION - Report from Anne DeFlumeri, Tax Assessor regarding property on Virginia Avenue. Mrs. Butera made a motion to accept the report, declare the property surplus and send it to bid. Seconded by Mr. Gallo. Motion carried unanimously.

19 - COMMUNICATION - Letter from Director of Public Utilities William Buckley regarding the installation of Edgewood Street sewers. The communication was accepted on the Consent Calendar.

20 - COMMUNICATION - Report from Planning Commission regarding the FCI sewer line. The report was accepted on the Consent Calendar.

21 - COMMUNICATION - Reports from Planning Commission and the Corporation Counsel regarding Centennial Drive road acceptance. Mr. DaSilva made a motion to refer the reports to the City Engineer and the Planning Director. Mayor Sauer so ordered.

22 - COMMUNICATION - Complaint regarding abandoned building on Spring Street. Mrs. Butera made a motion that this item be tabled. Seconded by Mr. Renz. Motion carried unanimously.

23 - COMMUNICATION - Petition from residents of Chambers Road. Mrs. Butera made a motion that this item be tabled. Seconded by Mr. Renz. Motion carried unanimously.

24 - COMMUNICATION - Request for Sewer and Water Extension - Orchard Park Subdivision. Mrs. Butera made a motion that this item be tabled. Seconded by Mr. Renz. Motion carried unanimously.

25 - COMMUNICATION - Lease between Victorian Association and City of Danbury - 403 Main Street. Mr. Moran made a motion that this item be tabled. Seconded by Mr. Renz. Motion carried unanimously.

26 - COMMUNICATION - Lease between the City of Danbury and FAA - Weather Observation System. Mrs. Butera made a motion that this item be tabled. Seconded by Mr. Renz. Motion carried unanimously.

27 - COMMUNICATION - Lease between the City of Danbury and Suburban Communications. Mrs. Danise made a motion that this item be tabled. Seconded by Mr. Renz. Motion carried unanimously.

28 - COMMUNICATION - Lease between the City of Danbury and Patrick and Eleanor Tisano. Mr. Moran made a motion that this item be tabled. Seconded by Mr. Renz. Motion carried unanimously.

29 - DEPARTMENT REPORTS - Public Works, Parks and Recreation, Health, Building Department, Police, Fire Chief, Fire Marshall. Mr. DaSilva made a motion to accept the Department Report and waive the reading as all members have copies which are file in the Office of the City Clerk for public inspection. Seconded by Mr. Moran. Motion carried unanimously.

30 - REPORT & ORDINANCE - Temporary Permits.

Mr. Nimmons submitted the following report and ordinance:

The Common Council met as a committee of the whole following a public hearing in City Hall. Mr. DaSilva made a motion to recommend adoption of the change in the section of the Code of Ordinances re Temporary Permits. Seconded by Mr. Flanagan. Motion carried unanimously.

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

THAT subsection 16A-31(b) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

(b) Temporary Permits. Notwithstanding the provisions of this or any other section of the Danbury Code of Ordinances, temporary permits authorizing the disposal of permitted wastes at the Danbury Sanitary Landfill site may be issued to Danbury taxpayers and residents upon payment of a twenty-five dollar (\$25.00) permit fee. Upon payment of said twenty-five dollar (\$25.00) permit fee, no additional user fee shall be imposed; provided, that the total weight of wastes disposed of pursuant to any such permit does not exceed one thousand (1,000) pounds. For any wastes so disposed of in excess of one thousand (1,000) pounds, a user fee, as established in accordance with the provisions of Section 16A-33 hereof, shall be imposed; which user fee shall not, in any event, be less than two dollars (\$2.00). Temporary permits shall entitle the holder thereof to dispose of one (1) load of waste and shall only be valid on the date specified therein. No taxpayer or resident may obtain more than four (4) such temporary permits during any fiscal year. Temporary permits shall neither be assigned nor transferred by the holder thereof. No wastes disposed of under the provisions of this section may originate from a source other than the residence or place of business of the permit holder. The City of Danbury shall not accept uncertified personal checks in payment for any permits issued hereunder.

The report and ordinance were accepted on the Consent Calendar.

Mr. Nimmons submitted the following report and ordinance:

The Common Council met as a committee of the whole on October 17, 1989 in City Hall. Mr. Flanagan made a motion to approve the ordinance. Seconded by Mr. Eriquez. Motion carried unanimously.

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

THAT subsection 16A-34(c) of the Code of Ordinances of Danbury, Connecticut be and hereby is amended to read as follows:

(c) Suspension or revocation of permits. In addition to other remedies provided by law in case of nonpayment or noncompliance with the provisions of this article, the director of the department of public works is authorized to suspend or revoke any permits issued hereunder. Except for good cause shown, the duration of any such suspension or revocation occurring within any five (5) year period shall be as follows:

(1) Upon a first offense, any permit issued to the offender shall be suspended for a period of fourteen (14) days.

(2) Upon a second offense, any permit issued to the offender shall be suspended for a period of twenty-eight (28) days.

(3) Upon any subsequent offense, any permit issued to the offender shall be revoked for a period of two (2) years.

The report and ordinance were adopted on the Consent Calendar.

32 - REPORT - Review of Section 17-34 of the Code of Ordinances.

Mr. Moran submitted the following report:

The ad hoc committee appointed to review Section 17-34 of the Code of Ordinances met in Room 432 in City Hall at 3:30 P.M. on October 11, 1989. Committee members present were Moran and Bourne. Also in attendance were Director of Public Works Daniel Minahan, City Engineer Jack Schweitzer and Highway Superintendent Frank Cavagna.

Mr. Cavagna opened the meeting by submitting a list of 169 roads which are not as yet accepted by the City. The list totals 22.5 miles. Mr. Minahan noted that of the 22.5 miles 14.62 miles plus 4 roads do get limited maintenance such as plowing and/or sanding in the winter. He added that the City must use some unaccepted roads in the winter to properly service accepted roads and for emergency services to the various communities.

Mr. Schweitzer submitted eight proposals the City could offer to accept these roads over a 5 or 10 year period. The proposals (a) City financed and (b) City and homeowners coop program are as follows:

OPTIONS

1. City financed 5 year program. This is based upon a cost per lineal foot of \$225 per foot in 1990 to \$306 per foot in 1994 for a total cost of \$31,364,000.

2. City financed 10 year program. This also is based upon a cost per lineal foot of \$225 in 1990 and \$450 in 1999. The total cost would be \$38,723,000.

3. City financed and assessed five year program. This is based upon a cost per lineal foot of \$225 in 1990 and \$306 in 1994 for a total cost of \$31,364,000. Under this option the homeowners on the road would be assessed for the public work completed under Section 2-143 articles 1 through 12. This was set in place by the former Council Road Committee and approved by the Council approximately 5 years ago.

4. City financed and assessed ten year program. This is based upon a cost per lineal foot of \$225 in 1990 and \$450 in 1999. See #3 for authorization.

5. Option #5 refers to self-funding by benefiting properties.

6. Option #6 refers to implementing a tax district for benefiting properties.

7. City financed gift of some materials from the Highway Department. This must be financed by appropriation during the budgetary process.

8. Do nothing on all private roads.

It became apparant by those present that the legal aspects of the City acquiring these unaccepted roads could be lengthy and more costly than the numbers in this report represent. The questions of present road ownership, easements and eminent domain were raised. It was felt that each road must be dealt with individually.

Because of the complexity of this problem and the financial problems the City has at present, Mrs. Bourne made a motion to recommend to the Common Council that the City do nothing more to unaccepted roads than it is doing now and that before the City accepts a road it must be brought up to standards acceptable to the City. Seconded by Mr. Moran. Motion carried unanimously.

The report and ordinance were adopted on the Consent Calendar.

33-REPORT - Traffic Light at the Intersection of Route 39 and King Street.

Mr. Fazio submitted the following report:

The committee appointed to review the request for the reconsideration of a traffic light at the intersection of Route 39, King Street and Padanaram Road met at 7:00 P.M. in Room 432 in City Hall on September 28, 1989. In attendance were committee members Fazio and Bourne.

Discussion centered on the lack of funds available at this time since the need for the light has been documented in the committee report dated June 28, 1989. Additionally some comments were made concerning the possibility of an increased liability on the part of the City for not acting after various City departments had recognized the need for this light based on public safety concerns.

The Chair has been in contact with the Corporation Counsel and has discussed this issue. It seems clear after discussion that reasonable people could assume there is a sense of urgency when the City's professional advisers feel that for public safety concerns, a traffic signal is warranted. The Chair concluded that based on this discussion priority should be given to this request when funding is available.

Mr. Setaro, in a conversation with the Chair prior to the meeting, indicated that funds may be available after the completion of the City audit (see attached correspondence). At his suggestion the committee decided to follow a similar course of action that the previous sub-committee on Lee Mac Avenue had taken.

Mrs. Bourne made a motion that the committee recommend approval of the installation of a traffic light at the intersection in question pending the notification by the Comptroller that funding is available and if such funding does not become available during the current budget year that this improvement for the public's safety be placed in next year's capital budget (1990-91). Motion seconded by Mr. Fazio and carried unanimously.

The report was accepted on the Consent Calendar.

34 - REPORT - Sublease Agreement for Office Space at 23-25 Orchard Street with Danbury Hospital.

Mr. Moran submitted the following report:

The ad hoc committee appointed to review the sublease agreement with Danbury Hospital for office space at 23-25 Orchard Street met in Room 432 in City Hall on October 18, 1989 at 8:00 P.M. In attendance were committee members Moran and Butera. Also in attendance were Health Director William Campbell and Corporation Counsel Les Pinter.

Mr. Campbell opened the meeting by stating that he needed more space for personnel to adequately provide the services rendered by the Health Department and at present the facility now occupied by his department is overcrowded. Mr. Pinter stated that he has no problem with the lease but the proper Planning, Zoning and Building permits have not as yet been applied for and this could take some time. Mr. Campbell stated that this requirements were pressing and he may have to look for another site.

Mrs. Butera made a motion to recommend to the Common Council denial of the lease due to the lack of permits by Danbury Hospital. Seconded by Mr. Moran. Motion carried unanimously.

The report was accepted on the Consent Calendar.

35 - REPORT - Request for an increase in fine for roaming dogs.

Mr. Moran submitted the following report:

The ad hoc committee appointed to review the request for an increase in the fine for roaming dogs met in Room 432 on October 18, 1989 at 7:30 P.M. In attendance were committee members Moran and Butera. Also in attendance was Assistant Corporation Counsel Les Pinter.

Mrs. Butera asked Mr. Pinter what the current fines are that are being imposed by the Dog Warden. Mr. Pinter stated that the Dog Warden uses the State of Connecticut Superior Court Infractions Schedule what states that a \$40 infraction fee be imposed upon the owner of a roaming dog. There is also a \$15 impound fee which is raised in various increments depending upon time on internment and a \$40 failure of redemption fee.

Mrs. Butera made a motion to recommend to the Common Council that the committee finds the fees to be adequate and that no action be taken at this time. Seconded by Mr. Moran. Motion carried unanimously.

The report was accepted on the Consent Calendar.

36 - REPORT - Combining Engines 23 and 7.

Mr. Connell submitted the following report:

The committee appointed to review combining Engines 23 and 7 met on October 12, 1989 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Connell, Gallo and Esposito. Also attending were Anthony Lagarto, Fire Chief, City Engineer Jack Schweitzer and fifteen members of the Water Witch Fire Company.

Discussion began with Chief Lagarto explaining that the two parcels of property involved would have to be declared surplus by the City. It would then be possible to secure a buyer or put the property out to bid. The appraisals done on the property disclosed the following:

Locust Avenue (#7) -	\$ 222,000
Osborne Street (#23)	\$ 275,000
Total Value	<u>\$ 497,000</u>

Chief Lagarto went on to advise that there are parties interested in the properties. As regards the proposed construction of the combined fire houses, Chief Lagarto spoke with Morton Builders who advised that costs would be between \$45-50 per square foot for construction of a four bay building. Chief Lagarto advised that Mr. Steve Gish, an architect involved with the proposal agreed that the plan was a good one.

Mr. Connell commented that there is \$145,000 in the Capital Budget assigned for this project. In addition there is approximately \$13,000 designated for engineering studies, etc. By combining the monies already appropriated with the appraised values of the property in question we have a possible funding level of \$655,000. The approximate cost of this project is approximately \$400,000 leaving a balance unencumbered of \$255,000. It would seem that the prudent and fiscally responsible thing to do would be pursue this project and gain a new more efficient fire house as well as a \$255,000 possible surplus.

The necessity of this project has been discussed in prior meetings with all parties in agreement that the concept is a solid one and should be facilitated. Chief Lagarto, in talking with the Planning Department secured agreements that there is no zoning problem and the department has no problem with the proposal. He further outlined a discussion he had with Zoning wherein no obstacles were foreseen.

Attached is a self-explanatory letter from Superintendent of Schools Anthony Singe wherein Board of Education cooperation is assured.

Mr. Gallo made the following motion:

"To recommend to the full Common Council that we declare the two parcels of property owned by the City and located at Osborne Street and Locust Avenue surplus and put up for sale with proceeds designated for an 8,000 square foot building for location of Engine Company #23 and #7 on the Broadview site. The motion was seconded and carried unanimously.

Mr. Gallo made a motion to accept the report, declare the buildings surplus and send out to bid. Seconded by Mr. Moran. Motion carried unanimously.

37 - REPORT - Sewer Extension - Abbott Street

Mr. Regan submitted the following report:

The ad hoc committee appointed to review the request for sewer extension on Abbott Street met on October 25, 1989 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Regan and Charles. Also attending were City Engineer Jack Schweitzer, Superintendent of Public Utilities William Buckley, Councilman Hank Moran, ex-officio, and the petitioners Sal Pandolfi and Rudolph Baisch.

Mr. Pandolfi stated that 4 out of 5 people on the Street were requesting that the City install sewers there. One house is vacant now due to a failed septic system and other homes have weak systems. Mr. Schweitzer and Mr. Buckley stated that they were in favor of sewers at this location and Mr. Regan noted that the Planning Commission had given positive recommendation to this extension.

Mr. Charles made a motion to recommend that the full Common Council defer this matter to a public hearing after Mr. Schweitzer has prepared cost estimate of this project. Seconded by Mr. Regan. Motion carried unanimously.

Mr. Eriquez moved to accept the report and defer it to public hearing. Seconded by Mr. Moran. Motion carried unanimously.

38 - REPORT - Boughton Street Property

Mr. Renz submitted the following report:

The committee appointed to review the Boughton Street lease met on October 26, 1989 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Renz and DaSilva. Absent was committee member Connell. Also present was Officer Hulton sitting in for Chief Macedo.

The issue of taxes regarding the lease was discussed and nothing was revealed to indicate any impropriety. A motion was made by Mr. DaSilva to approve the lease renewal as proposed. Seconded by Mr. Renz. Motion carried unanimously.

The report was accepted on the Consent Calendar.

39 - REPORT - Mayor's Task Force on Recycling.

Mr. Renz submitted the following report:

The committee appointed to review the Mayor's Task Force on Recycling met on October 26, 1989 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Renz, Moran, Eriquez and Farah. Committee Member Connell was absent. Also present were Michael Cech and David Gervasoni.

The meeting opened with a report by Mr. Cech regarding the committee's prior request to have his department determine the feasibility of satellite drop off recycling centers. Basically, the conclusion of Mr. Cech's department, as well as of the committee was that the concept was too costly.

Various methods of raising the levels of citizen participation in recycling were examined including buyback centers and the possibility for privately financed Intermediate Processing Centers. It was also brought to the committee's attention that potential receipt of State funding may be in jeopardy should the mandated guidelines regarding recycling not be met.

An interim proposal was examined which centers around the purchase of an all purpose recycling truck which would be located at various, to be determined, parts of the City to avail citizens of the opportunity to recycle without having to travel to the Plumtrees Road recycling center. This truck and the person hired to drive it should cost in the area of \$70,000 and, once a permanent policy regarding recycling is in place, the truck could be put to other uses for the City.

It was the committee's strong feeling that the practical point of getting people to realize the importance of recycling and providing as convenient as possible a method of actually doing it was of paramount importance. The committee also was aware that this alternative approach, with the truck, is truly a short term, interim solution to a problem that must have a greater priority.

A motion was made by Mr. Moran that the alternate proposal utilizing a recycling truck be recommended to the Common Council as a whole and further that Mr. Cech and the Comptroller work together to recommend the method by which this proposal be funded. Seconded by Dr. Farah. Motion carried unanimously.

Mr. Flanagan made a motion to table this item. Seconded by Mr. Bundy. Motion carried unanimously.

40 - REPORT - Drainage Problem at 14 Stadley Rough Road

Mr. Renz submitted the following report:

The Common Council Committee appointed to review the drainage problem at 14 Stadley Rough Road met on October 19, 1989 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Renz and Moran. Also attending were Director of Public Works Daniel Minahan, Frank Cavagan of Highways, Council Members Fazio and Shaw, ex-officio and Joan Mack.

The issue was examined in depth and the problem was recognized. A contributor to the problem is a plugged water outlet at the top of Stadley Rough and this issue is being addressed. However, it is recognized that an inordinate amount of water does find its way down Stadley Rough and that there is a problem to be solved.

The committee was assured by the Highway Department that Stadley Rough Road is, at present, being considered for drainage work and based on that fact, a motion was made by Mr. Moran to recommend to the full Common Council that inasmuch as the Highway Department has Stadley Rough in its program for taking care of drainage problems throughout the City the Council take no action at this time and that Stadley Rough Road be given a high priority regarding this program. Seconded by Mr. Renz. Motion carried unanimously.

The report was accepted on the Consent Calendar.

41 - REPORT - Request for Sewer and Water Extension - South Street and Shelter Rock Road. Mr. Eriquez moved to add this item to the agenda. Seconded by Mr. Moran. Motion carried

Mr. Shaw submitted the following report:

Re: Request for Sewer and Water Extension - South Street and Shelter Rock Road

The committee regarding the above captioned matter met on November 2, 1989. In attendance were committee members Shaw and Danise. Also attending were Mr. Williamson and Mr. Moody.

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

1. The petitioner shall bear all costs relative to the installation of said sewer and water extensions.

2. The petitioner shall submit as-built drawings of this extension, prepared by a licensed Connecticut Land Surveyor, for approval by the City Engineer.

3. Detailed Engineering Plans and Specifications are to be approved by the City Engineer and the Superintendent of Public Utilities prior to the start of construction.

4. If required, a Warranty Deed in a form satisfactory to the Corporation Counsel shall be executed by the petitioner conveying to the City, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.

5. That upon completion of installation, title to said sewer and water line within City streets, and any necessary documents be granted to the City in a form which is acceptable to the City Engineer and Corporation Counsel.

6. The petitioner shall convey ownership of and easements to all or such portions of the sewer and water lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

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

8. This approval shall expire eighteen (18) months following the date of Common Council action.

Mr. Flanagan made a motion to table this report. Seconded by Mr. Esposito. Motion carried with Council Members Gallo, Moran, Danise and Charles voting in the negative.

42 - COMMUNICATION - Proposed Lease Extension Agreement for the Good Neighbor House, 111 Main Street.

Letter from Assistant Corporation Counsel Laszlo Pinter stating the revisions in the Good Neighbor House Lease. Mr. Eriquez made a motion to add this item to the agenda. Seconded by Mr. Bundy. Motion carried with Mrs. Butera voting in the negative.

Mr. Moran made a motion to table this item. Seconded by Mrs. Danise. Motion failed with the Members voting as follows:

Yes - Gallo, Moran, Renz, Esposito, Shaw, Danise, Regan.

No - Flanagan, Zotos, Cassano, Charles, Bundy, Butera, DaSilva, Eriquez.

7 yes 8 no

Mr. Flanagan made a motion that the lease extension be approved. Seconded by Mr. Bundy. Motion carried with the members voting as follows:

Yes - Flanagan, Zotos, Cassano, Bundy, Butera, DaSilva, Eriquez
No - Gallo, Moran, Renz, Esposito, Shaw, Charles, Danise
Abstain - Regan

7 Yes - 7 No - 1 Abstention

Mayor Sauer cast the tie breaking vote in the affirmative. Motion carried.

43 - COMMUNICATION - Eagle Road Connector. Mr. Bundy made a motion to add this item to the agenda. Seconded by Mr. Eriquez. Motion carried unanimously.

Agreement regarding the Eagle Road Connector defining responsibilities of the City and Mack-Ceruzzi concerning the construction of the Eagle Road Connector.

Mr. Moran made a motion to table this item. Seconded by Mr. Renz. Motion fails with the members voting as follows:

Yes - Shaw, Danise

No - Gallo, Moran, Renz, Esposito, Flanagan, Zotos, Cassano, Charles, Bundy, Butera, DaSilva, Eriquez, Regan,

2 yes - 13 no.

Mr. Eriquez asked that this be referred to an ad hoc committee. Mayor Sauer so ordered and appointed Council Members DaSilva, Esposito and Regan to the committee.

Mayor Sauer stated that this is the last Common Council Meeting at which he will preside. He offered his thanks to his staff, Cindy, Ken and Diana for their help and thanked the Citizens of Danbury for giving him the opportunity to serve them these past two years. Mayor Sauer advised the incoming Council to look at Charter Revision, specifically at protecting Department Heads via Civil Service and in spending. He wished Mayor-Elect Eriquez well and also thanked his wife for enduring lonely nights and tears during the past two years.

Mr. Regan thanked Mayor Sauer for serving well these past two year and wished he and his family good luck.

Mr. Bundy read prepared remarks concerning his service on the Common Council and his defeat in this past election.

Mr. Flanagan thanked his colleagues for their service to the City. He thank Mayor Sauer for his service and thanked the Citizens of Danbury for allowing him the opportunity to serve and thanked the Corporation Counsel's Office and the City Clerk's Office for their service to the Common Council.

Mr. Moran thanked his wife for standing by him during his tenure on the Common Council.

Mr. Eriquez thanked Mayor Sauer for his service to the City and Stated that it was a privilege to serve with such an honorable man. Mayor-Elect Eriquez extended best wishes to all the Council Members for their efforts.

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

There being no further business to come before the Common Council, a motion was made by Mr. Moran for the meeting to be adjourned at 8:57 P.M.

RESPECTFULLY SUBMITTED,

Jimmetta L. Samaha
JIMMETTA L. SAMAHA
Assistant City Clerk

ATTEST:

Elizabeth Crudginton
Elizabeth Crudginton
City Clerk