

TO: Honorable Mayor James E. Dyer - Mayor of the City of Danbury.

SUBJECT: Minutes of the Common Council Meeting held on July 1, 1980.

The meeting was called to order at 8:00 O'Clock P.M. by his honor Mayor James E. Dyer who led the assembly in the Pledge of Allegiance to the Flag.

The Prayer was offered by Councilman Frederick Visconti.

Roll Call was taken by the City Clerk Elizabeth Crudginton, with the following members being recorded as:

PRESENT: Councilmembers - Delsin, McManus, Gallo, Walsh, Rinder, Repole, Kennedy, White, Cassano, Ryan, Visconti, DaSilva, Turk, Boynton, Burke, Butera, Evans, Fabiano. Councilman Scialabba arrived after Roll Call.

ABSENT: Councilman Murray.

20 Members Present - 1 Member Absent.

A motion was made by Councilman Ryan and seconded by Councilman Delsin that the reading of the minutes of the Common Council Meetings held on June 3rd, June 18th and June 25th, 1980, be waived and said minutes be accepted. Motion carried unanimously.

NOTICES FROM MAYOR DYER

Mayor Dyer extended birthday greetings to a former Councilman Thomas Dyer on the occasion of his 85th birthday to be celebrated on July 2nd.

CLAIMS - Beatrice Clohessy

Councilman Ryan requested referral to the Claims Committee and Assistant Corporation Counsel for Claims - Attorney Thomas G. West. Mayor Dyer so ordered.

RESOLUTIONS - Settlement of the following Claims -

The Hartford Insurance Group ---- \$2,500.00  
(\$2,500.00 deductible portion of  
Insurance policy re: Claim of  
JUDITH ANN BARLOW v. City of Danbury

Walter Savage \$200.00  
(In settlement of the Claim of  
Walter Savage v. City of Danbury for  
theft of a Kawasaki motorcycle, which  
was stolen on 7/8/78 from the care, custody  
and control of the Danbury Police Dept.

A motion was made by Councilman Ryan and seconded by Councilman Boynton to adopt the Resolution and the Claims authorized to be paid. The Resolution was adopted by a roll call vote of 19 Ayes - 2 members absent at this time - Councilmen Murray and Scialabba.

RESOLUTION - That the Resolution dated April 1, 1980 be amended to read in paragraph 1: The City of Danbury accept the Grant Award re: application with the Connecticut Justice Commission in an amount not to exceed \$13,792.00 for a Juvenile Justice Grant for a Multi-Agency Child Abuse Project.

A motion was made by Councilman Ryan and seconded by Councilman Visconti to adopt the Resolution. Motion carried by a roll call vote of 19 Ayes. 2 members absent: Councilmen Murray and Scialabba.

ORDINANCE - That the sewer use charge for the fiscal year commencing July 1, 1980 and ending June 30, 1981 shall be \$66.51 per unit, payable in two equal installments due September 1, 1980 and March 1, 1981. Each installment shall be payable without penalty if paid within thirty (30) calendar days, counting the date due.

Councilman Ryan requested deferral for Public Hearing to be set up. Corporation Counsel Theodore H. Goldstein remarked that there is no basis for the sewer use charge to be by Ordinance. It may be by Resolution. The Director of Finance will be present at the Public Hearing.

PETITION - Request of Piccadilly Land Corporation to accept Devonshire Drive.

Request for acceptance of Moody Drive Extension - Sunny Lake Sub-Division.

Councilmen Ryan and White requested referral to the Public Works Committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request of Robert Kaufman for Sewer & Water for property on Valley View Drive & Shelter Rock Road.

COMMUNICATION - Request of Frank Scalzo for Sewer & Water for Garden Apts. on East Pembroke Road.

Councilmen DaSilva and Gallo requested referral to the Sewer and Water extension committee & Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Drainage problem on corner of Boulevard Drive and Ken Oaks Drive.

Councilman White requested referral to the Public Works Committee. Mayor Dyer so ordered.

COMMUNICATION - Driveway problem on Padanaram Road (Property of Joseph Colla)

Councilman DaSilva requested referral to the Public Works Committee. Mayor Dyer so ordered.

COMMUNICATION - Request from Mayor Dyer for the establishment of a Council Committee to review the recently completed survey of City Hall employee attitudes toward their jobs.

The purpose of the committee will be to make recommendations to the Council for the implementation of the establishment of a Personnel Department, as well as other items contained in the Human Resources Task Force Report.

Councilman Ryan requested referral to an Ad Hoc Committee. Mayor Dyer appointed the following members to this committee: Councilmen Kennedy, Walsh, Cassano.

COMMUNICATION - Request from Mayor Dyer for the establishment of a Council Committee to work on the implementation of a Tax Abatement program for two purposes:

1. To encourage the historic preservation and rehabilitation of existing buildings.
2. To spur new housing construction in the central district of Danbury.

Councilman Ryan requested referral to committee. Mayor Dyer appointed the following members to this committee: Councilmen Torian, Turk, Ryan.

COMMUNICATION - Request from Mayor Dyer for the formation of a Council Committee to explore revision of the Sign Ordinance with the Zoning Commission, in accordance with the recommendation of the Mayor's Conference on Historic Preservations.

Councilman Gallo requested referral to committee. Mayor Dyer appointed the following members to this committee: Councilmen DaSilva, Delsin and Murray.

COMMUNICATION - Request from Councilman Richard White for a committee to be appointed to study the feasibility of establishing liaison committees to various departments and commissions within the City.

Councilman White requested referral to committee. Mayor Dyer appointed the following members to this committee: Councilmen White, Scialabba and Councilwoman J. Butera.

COMMUNICATION & RESOLUTION - Request from the Director of Health, Bruce Cummings, for a Common Council Resolution to empower the Director of Health to enter into contract with the Connecticut State Department of Health Services, to continue the Tuberculosis and Venereal Disease clinics.

Councilman Evans requested referral to the Health Committee - C. McManus Chairman. Mr. Evan's referral was withdrawn.

A motion was made by Councilman Boynton and seconded by Councilman Gallo that the Resolution be adopted, as amended, to include the Venereal Disease clinic, as well as the Tuberculosis Clinic.

The Resolution was adopted by a roll call vote of 19 Ayes - Councilmen Murray and Scialabba were absent.

COMMUNICATION - Request by the Director of Health B. Cummings, for a Professional Evaluation of Danbury's Environmental Health. A Certification of funds would be necessary to pursue this request.

Councilman Ryan requested referral to the Health Committee of the Common Council, with Councilwoman C. McManus as chairman. Mayor Dyer so ordered.

COMMUNICATION - Request from the Director of Health B. Cummings for fees to be levied for food service licensing.

Councilman White requested referral to the Common Council Health Committee. Mayor Dyer so ordered.

COMMUNICATION - Request from Mayor Dyer for the formation of a Common Council committee for the purpose of working with members of the Mayor's Historic Preservation Conference Planning Committee and the Zoning Commission for the establishment of an Historic District within the City.

Councilman White requested referral to an Ad Hoc Committee. Mayor Dyer appointed the following members to this committee: Councilmen Ryan, Walsh and Councilwoman L. Rinder and the Zoning Commission.

COMMUNICATION - Request from the Redevelopment Agency of the City of Danbury for the Common Council to reconsider their decision to sell Ives St. Firehouse.

Councilman Ryan requested referral to the Public Works Committee. Mayor Dyer so ordered.

COMMUNICATION - Request from Chief Nelson Macedo of the Danbury Police Department for the Common Council to review procedures in the use of the Danbury Police Department's lock-up facilities by the towns of New Fairfield, Brookfield and Newtown. Chief Macedo has requested an agreement or whatever necessary in order to protect the City of Danbury against any liabilities in connection with the Danbury Police Department holding prisoners from other police departments.

Councilwoman J. Butera requested referral to an Ad-Hoc Committee. Mayor Dyer referred the matter to the following committee: Councilmen Gallo, Turk, Evans.

COMMUNICATION - Request from the Danbury Regional Center to apply for a HUD grant re: to open a group home for 8 to 10 employable and/or trainable persons who are mentally retarded.

Councilwoman J. Butera requested referral to an Ad-Hoc Committee. Mayor Dyer referred the matter to the following committee: Councilmen DaSilva, Delsin, Murray.

COMMUNICATION - Request from the City Engineer for an Ordinance concerning the construction, repair, maintenance etc. of sidewalks, curbs, gutters, etc.

Councilman White requested referral to the Public Works Committee who is to invite the Claims committee to their meeting in reference to this matter. Mayor Dyer so ordered.

COMMUNICATION - Request from the City Engineer for funds to repair sidewalks. The estimated cost to date is approximately \$18,000 for sidewalks reported to the office of the City Engineer.

Councilman White requested referral to the Public Works Committee and the Claims Committee. Mayor Dyer so ordered.

COMMUNICATION - Request from Robert Winkelstern for funds in the amount of \$6662.00 for a part-time secretary.

Councilman DaSilva requested referral to the Public Works Committee. Mayor Dyer so ordered.

COMMUNICATION & CERTIFICATION - Request from Edward Fusek, Superintendent of Highways for \$53,263.16 for Highway Road Equipment.

A Certification in the amount of \$53,263.16 was submitted by the Acting Director of Finance, Mr. John P. Edwards as being available in the Contingency Account to be transferred to the Highway Road Equipment Account.

Councilman Ryan requested referral to the Public Works Committee. Mayor Dyer so ordered.

Councilman Scialabba Arrived at this time, of the meeting.

COMMUNICATION - Re: Richard Sporck d/b/a Colonial Truck Stop v. Common Council of the City of Danbury, Environmental Impact Commission of the City of Danbury.

Suggestion from the Office of the Corporation Counsel that the Common Council consider the temporary employment of outside Counsel to represent the City, in the above case.

The above-referenced law suit served on the City on June 18, 1980, alleges damage due to the denial of the Plaintiff's application for regulated activities within a wetland. The Plaintiff also claims in his Complaint that the Ordinance adopted by the City of Danbury is invalid. Mr. Sporck claims actual damages in the amount of \$1,000,000 together with punitive damages in the amount of \$1,500,000. The case is returnable to the U.S. District Court for the District of Connecticut, Bridgeport.

Attorney Goldstein, City Corporation Counsel explained to the Council that Goldstein & Peck have been disqualified in this case as they will represent members of the Planning & Zoning Commissions and have a pending suit against the Environmental Impact Commission. Funds will have to be requested at a subsequent meeting, from the Contingency Fund.

Councilwoman J. Butera asked how many hours would this involve. Attorney Goldstein replied that it is difficult to know exactly what a lawsuit would involve, but \$1500 would be required for a retainer.

As the request was to be in the form of a Resolution, a motion was made by Councilman Ryan and seconded by Councilman Boynton to defer until after a recess in order for the Resolution to be prepared. Motion carried.

RESOLUTION - That the City of Danbury engage the law firm of Bai, Pollock and Dunnigan of Bridgeport, Connecticut, to represent the Common Council of the City of Danbury and the Environmental Impact Commission of the City of Danbury in the suit instituted by Richard Sporck against them on June 18, 1980 in the U.S. District Court, for the District of Connecticut.

A motion was made by Councilman White and seconded by Councilman Boynton that the Communication and Resolution be accepted to authorize the retaining of outside Counsel.

The Resolution was adopted unanimously by a roll call vote of 20 Ayes. Councilman Murray was absent.

COMMUNICATION - Appointment of the following to the Transit District Board of Directors:

Emanuel Merullo, Lincoln Avenue for a term to commence this date and expire July 1, 1984 and

Morton I. Riefberg, 5 Pond Ridge Road for a term to commence this date and expire July 1, 1984.

A motion was made by Councilman Ryan and seconded by Councilman Visconti that the Communication be accepted and appointments confirmed. Motion carried unanimously.

In reference to appointments, Councilwoman J. Butera requested that new appointments include the <sup>names of</sup> members being replaced.

COMMUNICATION - Appointment of the following to the Youth Commission: Dolores Levy, West Pine Drive; Patricia Perkins, Barnum Road and Geraldine George, Shelter Rock Road, for a term to commence this date and expire April 1, 1983.

A motion was made by Councilman DaSilva and seconded by Councilman Visconti that the Communication be accepted and appointments confirmed. Motion carried unanimously.

COMMUNICATION - Appointment of Marcia Dolan, 9 Deer Hill Drive as a member of the Richter Park Authority for a term to commence this date and expire September 1, 1982.

A motion was made by Councilman Ryan and seconded by Councilman Delsin that the Communication be accepted and appointment confirmed.  
Motion carried unanimously.

COMMUNICATION - Appointment of Mrs. Patricia Krafick, 36 Valerie Lane to the Equal Rights and Opportunities Commission for a term to commence this date and expire August 1, 1983.

A motion was made by Councilman White and seconded by Councilwoman J. Butera that the Communication be accepted and appointment confirmed.  
Motion carried unanimously.

COMMUNICATION - Re-appointment of Manuel Botelho and appointment of Octavio Rebelo as regular members of the Fair Rent Commission with terms to expire July 1, 1983.

The appointment of Muriel Epstein was deferred to correct the expiration date.

A motion was made by Councilman Ryan and seconded by Councilman Boynton that the Communication be accepted and appointments confirmed.  
Motion carried unanimously.

#### DEPARTMENT REPORTS

##### Veterans Advisor

Fire Chief - Fire Marshal - Airport Commission. - Building Inspector

A motion was made by Councilman Ryan and seconded by Councilwoman J. Butera to dispense with reading the Department Reports as all members have copies which are also on file in the office of the City Clerk, for public inspection. Motion carried unanimously.

#### AD HOC COMMITTEE REPORTS

REPORT - Councilwoman C. McManus, Chairman of the Common Council Health Committee, submitted a report stating that the committee has met with Mr. Cummings and Mr. Kozuchowski of the Health Department; Mr. R. Winkelstern Superintendent of Buildings; Mr. J. Schweitzer, City Engineer and School Board members Baker and Boccuzzi.

Mr. Kozuchowski informed the committee of the sequence of events leading to the investigation at the schools and also discussed the findings of that investigation. The School Board has been granted an extension until 6/27 in order to submit a plan for correcting the cited violations.

Many of the less expensive safety violations have already been corrected, however, it is the air quality violation which is of primary concern to the committee.

Mr. Cummings informed the committee that a State Grant might be available to cover 70% of the cost to correct this violation. The committee awaits further developments in order to recommend any action by the Council. Because of the unfinished nature of this business and also because of other considerations before the committee, an extension of time is requested.

The Report was accepted and extension of time granted by Mayor Dyer.

REPORT - Center Field Wind Instrument Lease to F.A.A.

Councilman Gallo submitted a report stating that the committee met on June 12, 1980 with Mr. D. Godfrey, Chairman of the Aviation Commission. Mr. Godfrey stated that the instrument in question is a needed piece of equipment for the Airport. We have had a license agreement with F.A.A. on this piece of equipment since 1976.

The committee recommends approval of the Lease Agreement, contingent upon Planning Commission Approval.

A motion was made by Councilman Walsh and seconded by Councilman White that the Report be accepted with the recommendations of the committee. Motion carried unanimously.

REPORT - Land Acquisition Committee.

Councilman Evans, Chairman of the Land Acquisition Committee, submitted a report stating that the committee had met on June 10, 1980. Discussion of the Lakeview property ensued and it was decided by the committee that a second appraisal of the Lakeview property be made. Mr. Robert Noce of Noce Associates Inc. was engaged to do a second appraisal of the property.

On June 24th the committee met once more. Mr. Noce was present. It was the wish of the committee to have Mr. Noce begin to appraise the C.D. Parks property and report back on the approximate cost of the appraisal, before beginning an in-depth appraisal.

The following action has been taken by the committee:

1. The property on New Street offered by Goodfellow-Ashmore Agency for the price of \$79,000 be refused due to insufficient need for property in that area.
2. The property offered by the First Assembly of God Church at a price of \$1,011,165. be refused as there is no need for property in this location at the present time.

The committee requested an extension of time to investigate other properties that have been offered. Mayor Dyer granted the extension.

A motion was made by Councilman Turk and seconded by Councilman Boynton that the Report be accepted and the New St. property purchase be denied. Motion carried.

A motion was then made by Councilman Turk and seconded by Councilman Ryan that the Report be accepted and the Church property purchase be denied. Motion carried.

REPORT - Central Purchasing.

Councilman Evans submitted a report stating that the committee met on June 11, 1980 with Comptroller J. Edwards and Purchasing Agent S. Hamilton.

Discussion ensued and it was brought out in the course of the meeting that for any items under \$50 any department head may make the purchase at his or her own discretion without any previous investigation or competitive prices

Each Department has a supply of pre-printed purchase orders that are numbered and this number is given to the supplier at the time of purchase. Most of these purchases are made over the phone.

This action, according to the committee, would appear to be in violation of article 6 Section 2-144 of the City Code and also section 2-151. It is felt by the committee that this violation is caused due to insufficient help in the purchasing department.

The committee explained that when each department head makes his own purchase the City could be purchasing the same item from 3 or 4 suppliers

and not getting benefits of volume purchases from one supplier; also this would necessitate the need of issuing 3 or 4 checks instead of one, creating much duplication of work in many departments ie control of multiple purchase orders, reconciling orders with shipments, handling of multiple shipments at times, issuance of multiple checks, multiple posting etc.

This shows just one phase of costly buying on an every day basis that can be costly to the taxpayers of the City, without the employment of a buyer.

Mrs. Hamilton stated that there are many areas where a buyer can be of help to the purchasing department such as:

1. Developing new sources of supply.
2. Obtain quotations and evaluate price and quality.
3. Place blanket and long term purchase orders where needed.
4. Appraise departments of new products.
5. Evaluate vendors as to price and quality.
6. Help in preparation of bids and afterwards check as to conformance to specifications.

Mr. Edwards and Mrs. Hamilton both stated they felt a great savings could be made in hiring a buyer at this time. They also state, if the buyer was hired at a salary of \$15,000 per year, they would anticipate a substantial savings to the City in the very first year.

The committee recommends that the Mayor be empowered to add a Buyer to the table of organization in the purchasing department at a starting salary not to exceed \$15,000 per year.

A motion was made by Councilman Evans and seconded by Councilman Ryan to accept the report and hire a buyer.

Councilman Turk requested referral back to committee for a certification of funds.

A motion was then made by Councilman Ryan and seconded by Councilman Turk that the Report and Resolution be recommitted. Motion carried with Councilman Evans and Councilwoman J. Butera voting Nay.

REPORT - Councilman Fabiano submitted a Public Works Committee report recommending that the City Clerk's office be requested to set a date for the Public Hearing to be held for sewer assessments for Wooster Heights Area, Terra Haute Road, Dartmouth Lane, Cornell Road and Harvard Road, based upon a letter from Attorney Goldstein dated June 5, 1980.

A motion was made by Councilman Ryan and seconded by Councilman Evans that the Report be accepted and hearing date set. Motion carried.

REPORT - Water run off to the rear of Highland Avenue Park.

Councilman Fabiano submitted a Public Works Committee report recommending the Mayor to direct the Public Works Department to dig a relief ditch to drain the run off into the existing waterway.

A motion was made by Councilman Ryan and seconded by Councilwoman J. Butera to accept the Report as read. Motion carried.

REPORT - Petition of A.A. Canzler Inc. to construct a road on Danbury High School Property.

Councilman Fabiano, chairman of the Public Works Committee, submitted a report stating that after their review of this petition, which included an on-site inspection, the committee recommends the petition be denied, until such time as a complete proposal is submitted.

A motion was made by Councilman Ryan and seconded by Councilman Gallo that the Report be accepted and Petition denied. Motion carried unanimously.

REPORT - Petition of William Waters and Son for permission to dig a ditch from the rear of Park Avenue School to Winthrop Place.

Councilman Fabiano submitted a report stating that the Public Works Committee after their review which included an on-site inspection, recommends that this petition be approved subject to the following conditions:

1. The work will be done and the grounds restored such as not to interfere with school activities.
2. The City will bear no responsibility for said drain.
3. Installation costs will be borne entirely by the petitioner.
4. The petitioner shall have all proposed work approved by the City Engineer, Corporation Counsel and Board of Education before commencement of any work.

A motion was made by Councilman Gallo and seconded by Councilman Delsin that the Report be accepted and Petition granted.  
Motion carried unanimously.

REPORT - Petition of June Construction to purchase City land on Newtown Road.

Councilman Fabiano submitted a report from the Public Works Committee recommending that this petition be denied in accordance with the negative report from the Planning Commission.

A motion was made by Councilman Ryan and seconded by Councilman Gallo that the Report be accepted and petition denied.  
Motion carried unanimously.

REPORT - Petition of Homer Werkheiser to purchase City owned property and residence on West Kenosia Avenue.

Councilman Fabiano submitted a report from the Public Works Committee recommending that this petition be denied. The committee feels that the sale of the property would not be in the best interests of the City as this property could be used for future parks and recreation facilities.

A Motion was made by Councilman Gallo and seconded by Councilman Delsin that the Report be accepted and Petition denied.  
Motion carried unanimously.

REPORT - Petition of Sugar Hollow Park Inc. to remove a Dam on City or State owned land behind their property.

Councilman Fabiano submitted a report from the Public Works Committee recommending that no action be taken on this petition, since this dam is on State owned property.

A motion was made by Councilman Gallo and seconded by Councilman Delsin to accept the Report as read. Motion carried unanimously.

REPORT - Re: Lights at Danbury High School Football Field.

Councilman Fabiano submitted a report from the Public Works Committee recommending that the Common Council approve proposed plans of the Danbury High School's Booster Club to install lights at the High School Athletic Field.

A motion was made by Councilman Evans and seconded by Councilwoman J. Butera to accept the Report as there would be no cost to the City.  
Motion carried. Mayor Dyer thanked this community group for their special efforts.

REPORT - Maintenance of East King Street.

Councilman Fabiano submitted a report from the Public Works Committee stating that after their review of this petition which included an on-site inspection, the committee recommends the petition be denied. The committee felt that the condition of this road makes it impossible for the City to maintain it with their existing equipment.

A motion was made by Councilwoman J. Butera and seconded by Councilman Torian that the Report be accepted and petition denied. Motion carried unanimously.

REPORT & RESOLUTION - Wicks Manor Estate - Section 1 and 2 - Woodland Drive.

Councilman Fabiano submitted a Public Works Committee Report recommending that the above road be accepted.

RESOLUTION - THAT WICKS MANOR ESTATE - SECTION 1 and 2 - WOODLAND DRIVE be accepted as a public highway of the City of Danbury, subject to the following: Receipt of Deed, Certificate of Title and necessary easements in forms satisfactory to the office of the Corporation Counsel.

A motion was made by Councilwoman J. Butera and seconded by Councilman Repole to accept the committee report. Motion carried.

A motion was made by Councilman Ryan and seconded by Councilman Boynton that the Resolution be adopted.

The Resolution was adopted by a roll call vote of 20 Ayes. Councilman Murray was absent.

REPORT & RESOLUTION - Acceptance of Fir Drive, Aunt Hack Ridge Estates (Petition of Louis DeFabritis)

Councilman Fabiano submitted a report from the Public Works Committee stating that the committee has reviewed favorable reports for acceptance of this road from both the Planning Commission and the City Engineer.

After the committee's review which included a site inspection, it was voted to recommend acceptance of this road.

RESOLUTION - THAT FIR DRIVE - AUNT HACK RIDGE ESTATES be accepted as a public highway of the City of Danbury, subject to the following: Receipt of Deed, Certificate of Title and necessary easements in forms satisfactory to the office of the Corporation Counsel.

A motion was made by Councilman Ryan and seconded by Councilman Delsin that the Report be accepted and Resolution adopted.

The Report was accepted and Resolution adopted by a roll call vote of 20 Ayes. Councilman Murray was absent.

REPORT - Ex-officio membership on Common Council Committees.

Councilman Ryan submitted a report in the absence of Councilman Murray stating that the Common Council met as a committee of the whole on June 23rd following a public hearing that was also held on June 23, 1980. The committee voted to recommend adoption of the proposed Ordinance.

ORDINANCE - Be it ordained by the Common Council of the City of Danbury that Section 2-97 - All members of the Common Council shall be ex-officio members of any committee thereof. Members in ex-officio capacity shall have no vote; and shall speak at the discretion of the chair.

A motion was made by Councilman White and seconded by Councilman Repole that the Report be accepted and Ordinance adopted.

Councilman Scialabba spoke against the Ordinance stating that it can be very dangerous. Councilmen Ryan, Boynton and Delsin spoke in favor.

Councilman Cassano stated that one can go to a meeting and at the discretion of the committee may be allowed to speak.

Attorney Goldstein, Corporation Counsel said this is the situation as it is now. All committees are to be appointed by the presiding officer, the Mayor, and the Freedom of Information act allows any person to attend the committee meetings and allowed to speak at the discretion of the committee.

~~After over 14 speakers, a motion was made by Councilman DaSilva and seconded by Councilman Repole to move the question. Motion failed by a roll call vote of 13 Ayes - 7 Nays - Councilman Murray was absent. 14 votes are necessary to move a question. Councilmembers - Delsin, Walsh, Scialabba, Kennedy, Cassano, Turk, Fabiano, voted Nay. (7) Councilmembers - McManus, Gallo, Rinder, Repole, White, Ryan, Visconti, DaSilva, Boynton, Burke, Butera, Evans, Torian, voted Aye (13)~~

After over 14 speakers, a motion was made by Councilman DaSilva and seconded by Councilman Repole to move the question. Motion failed by a roll call vote of 13 Ayes - 7 Nays - Councilman Murray was absent. 14 votes are necessary to move a question. Councilmembers - Delsin, Walsh, Scialabba, Kennedy, Cassano, Turk, Fabiano, voted Nay. (7) Councilmembers - McManus, Gallo, Rinder, Repole, White, Ryan, Visconti, DaSilva, Boynton, Burke, Butera, Evans, Torian, voted Aye (13)

A motion was made by Councilman Fabiano and seconded by Councilman Walsh to recommit. Motion failed by a roll call vote of 9 Ayes - 11 Nays. Councilman Murray was absent. Councilmembers - Delsin, McManus, Walsh, Scialabba, Cassano, Turk, Butera, Evans, Fabiano voted Aye (9). Councilmembers Gallo, Rinder, Repole, Kennedy, White, Ryan, Visconti, DaSilva, Boynton, Burke, Torian, voted Nay (11)/

A second motion was made to recommit, by Councilman Fabiano and seconded by Councilman Scialabba. The vote was 10 Ayes and 10 Nays. 1 member absent. Councilmembers - Delsin, McManus, Walsh, Scialabba, Kennedy, Cassano, Turk, Butera, Evans, Fabiano, voted Aye (10). Councilmembers - Gallo, Rinder, Repole, White, Ryan, Visconti, DaSilva, Boynton, Burke, Torian, voted Nay (10)

As there was a tie vote, Mayor Dyer voted to recommit the Report and Ordinance thus breaking the tie vote.

REPORT & ORDINANCE - To establish a Consent Calendar.

Councilman Ryan submitted a report in the absence of Council President R. Murray, stating that the Common Council met as a committee of the whole following a public hearing held on June 23, 1980 and recommends the adoption of the above proposed Ordinance.

ORDINANCE - There shall be a Consent Calendar on which shall be entered such ordinances, resolutions, communications, reports, or other matters as the majority leader and the minority leader or their designees shall agree upon, and which shall be proposed to the Common Council by the majority leader or his designee in the form of a motion to move to the Consent Calendar. At the request of a member any such item shall be removed from those included in the motion.

All items on the Consent Calendar shall be passed on motion without discussion unless, at any time prior to the motion for passage, a member requests the removal of such item from the Consent Calendar, in which case such matter shall be so removed and returned to the regular agenda.

No item offered by any individual member of the Common Council shall be placed on the Consent Calendar unless it has been delivered to the Clerk of the Common Council who shall refer a copy thereof to the majority leader, the minority leader or their designees for possible inclusion on the Consent Calendar.

A motion was made by Councilman Delsin and seconded by Councilman Ryan that the Report be accepted and Ordinance adopted. Motion carried.

The Ordinance was adopted by a roll call vote of 20 Ayes 1 member absent. Councilman Murray was absent.

REPORT & ORDINANCE - Alternate Members to Planning Commission.

Councilman Ryan submitted a report in the absence of Council President R. Murray stating that the Common Council met as a committee of the whole, following a public hearing and recommends the adoption of the following Ordinance:

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

Section 2-47 (d): Alternates. Three alternate members to the Planning Commission shall be appointed by the Mayor of the City of Danbury and approved by the Common Council.

The term of office of one of the three persons originally appointed as alternates shall expire on January 1st in each of the years 1981 to 1983, inclusive, and the term of each successor to such person originally appointed shall be three years ending on January 1.

Any vacancy in the office of an alternate which does not arise from the expiration of a term of office shall be filled by the Mayor for the unexpired portion of the term and approved by the Common Council.

Such Alternate members shall have all powers and duties as set forth in Section 8 of the General Statutes.

A motion was made by Councilman Delsin and seconded by Councilman DaSilva that the Report be accepted and Ordinance adopted. Motion carried. The Ordinance was adopted by a roll call vote of 20 Ayes. Councilman Murray was absent.

COMMUNICATION - Request from Councilman Scialabba for an Ordinance to ban the launching of any boats or water vessels in the swimming areas on Candlewood Lake.

Councilman Gallo requested referral to committee. Mayor Dyer appointed the following members to this committee: Councilmen White, Scialabba, Repole.

COMMUNICATION - Request from J. Thompson, Airport Administrator, for a security man at the Danbury Airport.

Councilman Ryan requested referral to committee.  
Mayor Dyer appointed the following members to this committee:  
Councilmen Burke, Walsh, Visconti.

REPORT - Ordinance Revision Commission.

Councilman Ryan submitted a committee report stating that the committee met on July 1, 1980 to discuss a proposed Ordinance establishing an Ordinance revision commission. The Committee recommends that a public hearing be scheduled on the proposed Ordinance.

A motion was made by Councilman DaSilva and seconded by Councilwoman J. Butera that the Report be accepted and the Ordinance deferred for a public hearing to be scheduled by the Office of the City Clerk. Motion carried.

REPORT - Medi- Chair Ambulance Proposal.

Councilman Torian submitted a detailed report stating that the committee has met several times to discuss the Medi-Chair Emergency Medical Transportation service proposal. Several members of the Danbury Fire Department and Mr. Arthur J. Bennett from Medi-Chair also attended the committee meetings, as did the Assistant Comptroller D. Setaro.

Chief Bertalovitz was asked to provide the committee with an annual, detailed cost to the City of Danbury to operate the ambulance service, including salaries, pensions and other fringe benefits, insurance, clothing allowance and the maintenance cost of the three ambulances. Presently there are 21 certified Emergency Medical Technicians (EMT) personnel, 8 of which are assigned to ambulance duty.

The figures presented by Chief Bertalovitz were reviewed by Mr. Setaro, and the annual cost to operate the ambulance service by the Danbury Fire Department, including maintenance of the three ambulances, totalled approximately \$206,000.

Of the three ambulances owned by the Danbury Fire Department, two are operational and the third one is presently inoperable. In the event that both ambulances are out on call simultaneously, we do have a commercial ambulance backup service to the City of Danbury. This is available to the City at no cost since the commercial carriers are allowed to bill their passengers directly.

The Medi-Chair Coach proposal was presented in the form of three separate options:

1. As a flat annual fee they proposed \$228,161.00 for all emergency trans.
2. As a per capita charge they propose: \$3.80 per person based on current population (60,000 x \$3.80 = \$228,000).
3. As a perpatient charge they propose: \$62.99 per patient trip (3,600 trips x \$63.00 = \$226,800)

Special rates would apply for Danbury residents who require transportation outside of the City or outside the State of Connecticut.

| <u>Fire Dept. Annual Cost</u>      | <u>Med-I-Chair Coach</u> | <u>Cost Variance</u> |
|------------------------------------|--------------------------|----------------------|
| \$202,880.00                       | \$228,000.00             | \$22,043.00          |
| 3,077.00 (Maint. for 3 ambulances) |                          |                      |
| \$205,957.00                       |                          |                      |

should be noted that if the MediChair Coach proposal were accepted for 228,000, the City would continue to pay the cost of the 8 EMT personnel who would not lose their jobs, but would return to their duties as firefighters exclusively. The overall cost to the City after accepting the MediChair Coach proposal, would be \$427,300.00.

It is the opinion of the committee to retain the ambulance service of the Danbury Fire Department. This emergency service, which is funded by tax-payers appropriated through the annual budget is available to all Danburians for as many times as they need it --- without charge. This is especially important to those on fixed incomes, without medical insurance coverage, or to those who may need the ambulance several times. Private companies are useful and play an important role by providing non-emergency calls which are not handled by the Fire Department.

During the course of the committee's investigation they became aware of instances of low morale and lack of motivation in the operation of the City Ambulance Service. There were areas of inflexibility and unnecessary penalization in the deployment of EMT personnel, and a general overall disenchantment between superior officers and the rank and file.

These observations being beyond the scope of the Council committee, they felt that a greater in-depth study be made in these areas, by the appointment of a new committee to perform this function.

Motion was made by Councilman DaSilva and seconded by Councilman White, that the Report be accepted as read and the recommendation for a committee to be appointed. Motion carried.

Mayor Dyer stated that he has already appointed a Fire Task Force who would submit a report to the Mayor, and to the Council.

Mayor Dyer then asked if there was anyone who wished to speak, from the public.

Mr. Martin Melody spoke requesting that members from the Common Council be appointed to the committee to investigate the operation of the Ambulance Service in the Fire Department, as stated in Mr. Torian's report.

There being no further business to come before the Board, the meeting was adjourned at 10:35 O'Clock P.M. Motion for adjournment was made by Councilman White, seconded by Councilman Ryan and passed unanimously.

Respectfully submitted

Mary Rebeck  
Assistant City Clerk

Attest:

Elizabeth Coudginton  
City Clerk m r

Approved:

James E. Dyer  
James E. Dyer  
Mayor

7/1/80