

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

SUBJECT: Minutes of the Common Council Meeting held on December 2, 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 Joseph DaSilva.

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

PRESENT: Delsin, McManus, Gallo, Walsh, Rinder, Repole, Eppoliti, White, Cassano, Murray, Ryan, Visconti, DaSilva, Turk, Boynton, Burke, Butera, Evans, Fabiano, Torian.

ABSENT: Councilman V. Scialabba.

20 members present - 1 member absent.

Mayor Dyer congratulated Councilman James Ryan on the occasion of his 23rd birthday.

Mayor Dyer also extended Hanukah and Christmas Greetings^{to} the citizens of Danbury.

The Mayor announced that a Special Meeting would be called for the acceptance of the D.M.E.A. contract.

Mayor Dyer noted that we have completed our first legislative year and commended the Common Council members for their outstanding job during this period.'

CONSENT CALENDAR

Councilman Ryan submitted the Consent Calendar which included the following items listed on the agenda:

- 02 - Resolution - Validating Act - Environmental Impact Commission
- 03 - Resolution - Settlement of Claims
- 16 - Communication & certification - Transfer of funds to Registrars Account
- 22 - Communication - Appointment to Candlewood Lake Authority
- 25 - Communication - Appointment to Planning Commission
- 27 - Report - Extension of Library Hours.
- 29 - Report - Danbury Ambulance Proposal.
- 31 - Report - Public Works Committee - Driveway problem on Padanaram Road.
- 32 - Report - " " " - Catch basins Candlewood Drive
- 33 - Report - " " " - Funds for Vault in Assessor's Office
- 35 - Communication - State of Connecticut Town Aid Funds.

A motion was made by Councilman Murray and seconded by Councilman DaSilva to accept the Consent Calendar as submitted. Motion carried unanimously.

A motion was made by Councilman Ryan and seconded by Councilman Delsin to dispense with the reading of the minutes of the Common Council meetings held on November 6, 1980 and November 20, 1980. Minutes to be accepted as submitted. Motion carried unanimously.

CLAIMS - Anna Blackman - Louise Ramen.

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

RESOLUTION - Validating Act - Environmental Impact Commission

Resolved that the Common Council request the General Assembly to enact the following validating act:

An Act validating certain actions of the Common Council in promulgating inland wetlands and watercourse regulations.

The Actions of the Common Council by adoption of Ordinance 196, March 5, 1974 is validated as of the date of passage thereof, and said Ordinance shall be the regulations of the Environmental Impact Commission of the City of Danbury .

All the actions of said Environmental Impact Commission in exercising their powers and duties regarding applications, permits, enforcement and other matters pursuant to said regulations are validated.

Nothing in this act shall be construed to affect any appeals now pending in any court concerning the matters hereinbefore set forth.

The Resolution was adopted on the Consent Calendar.

RESOLUTION - Settlement of the following Claims:

The Hartford Insurance Group - In settlement of the claim of Kenneth Gaetz
v. City of Danbury -- \$750.00 date of accident 6/1/76

The Hartford Insurance Group - In settlement of the claim of Winifred Droney
v. City of Danbury. -- \$900.00 date of fall 4/28/80.

The Resolution was adopted on the Consent Calendar, and claims authorized to be paid.

COMMUNICATION - Capital Budget to be increased by \$45,000.00 and the revenue for the Old Jail to be increased by \$45,000.00. This amount is expected to be received from the State of Connecticut Department of Commerce.

A motion was made by Councilman Murray and seconded by Councilman Ryan for acceptance of the Communication. Motion carried unanimously.

COMMUNICATION - Request from Mayor Dyer to expedite an interlocal agreement with the Town of Bethel for solid waste management.

Councilman Murray requested referral to the Public Works Committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request from Councilwoman McManus for an appropriate committee to be appointed to consider the inequities of the Sewer rate charges.

Councilman Murray requested referral to the Sewer and Water Extension Committee. Mayor Dyer so ordered.

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COMMUNICATION - Request from Mayor Dyer for an Ad Hoc committee re: Federal Law 504 mandating changes in existing public buildings, schools, and government agencies making them barrier-free for the blind and handicapped.

Councilman Ryan requested referral to an Ad Hoc committee. Mayor Dyer appointed the following members to this committee: Cassano, Turk, Repole.

COMMUNICATION - Request from Norman Winnerman, Director of Athletics at the Danbury High School for funds for maintenance of the baseball diamonds at the D.H.S. The immediate need is \$2,000.00 just for the varsity diamond.

Councilman Murray requested referral to the Public Works Committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Offer by Peter Kakadelis of land at 156 Deer Hill Avenue for sale to the City - sale price \$250,000.00.

Councilman DaSilva requested referral to the Land Acquisition Committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request of Kasper-Ryan Associates for DATA-COMM to extend sewers to Morgan Avenue and Sandpit Road.

Councilman Murray requested referral to the Sewer and Water Extension Committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request of Demetron Research Corp. to extend sewer line to Ye Olde Road.

Councilman Ryan requested referral to the Sewer and Water Extension Committee and the Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request of Thomas Alan Lechner for sewer connection on Virginia Avenue.

Councilman Murray requested referral to the Sewer and Water Extension committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request of Saunders Corporation to connect to sewer line on Taylor Street.

Councilman Murray requested referral to the Sewer and Water Extension committee and the Planning Commission. Mayor Dyer so ordered.

COMMUNICATION - Request of E. Merullo, Chairman of H.A.R.T. for \$8,271.00 from the City of Danbury to be used for HART administrative purposes in FY 1981.

Councilman Murray requested referral to an Ad Hoc Committee. Mayor Dyer appointed the following members to this committee: Evans, Walsh, Burke.

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COMMUNICATION & CERTIFICATION - Request from the Registrars for \$1,800 to cover expenses to be incurred for the referendum of Dec. 9, 1980. The approximate cost of this referendum will be \$4,850.00.

A Certification in the amount of \$1,800 in the Contingency Account to be transferred to the Registrars of Voters Account, was submitted by Mr. John P. Edwards, Director of Finance, Acting.

The Communication was accepted and transfer of funds authorized on the Consent Calendar.

COMMUNICATION & CERTIFICATION - Request of the Environmental Impact Commission for \$2,000.00 for a court appeal re: Sanmill Corporation.

A Certification in the amount of \$2,000.00 was submitted by Mr. John P. Edwards, Director of Finance, Acting.

Councilman Delsin requested referral to an Ad Hoc committee. Mayor Dyer appointed the following members to this committee: Torian, Scialabba, Eppoliti.

COMMUNICATION & CERTIFICATION - Request of the Environmental Impact Commission for \$2,500.00 for Part time services and postage.

A Certification in the amount of \$2,500.00 was submitted by Mr. John P. Edwards, Director of Finance, Acting.

Councilman Murray requested referral to an Ad Hoc Committee. Mayor Dyer referred the matter to the following committee: Torian, Scialabba, Eppoliti.

COMMUNICATION - Request by Mayor Dyer for the use of \$1,000.00 from the Land Acquisition Account as the City's contribution toward the \$3,000.00 option price for the Palace Theatre.

The option will provide four month's time to permit a feasibility study regarding the purchase, financing, operation, restoration and development of the Palace Theatre as a Cultural Center.

The Cultural Commission and the Downtown Council are providing the matching funds for the option. The \$3,000 is applicable to the final negotiated sale price. The feasibility study will be funded from private and public sources.

A motion was made by Councilman Ryan and seconded by Councilman Visconti that the Communication be accepted and funds authorized.

Councilman Turk requested referral to the Land Acquisition Committee. Mayor Dyer so ordered, asking Councilman Evans, Chairman of the Land Acquisition Committee, to meet as soon as possible, for a Special Meeting will be held for this purpose, during this month.

COMMUNICATION - Request from Peggy Zamore, Health Education Coordinator, for temporary funds not to exceed \$5,000 to cover operating expenses incurred for a Health Promotion Project. Due to the anticipated delay in disbursement of start-up funds by the State Department of Health Services, a loan is requested by the Health Department to cover the start-up period.

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

COMMUNICATION - Request from Richter Park Authority for assistance in building a small shelter ^{near} on the ice pond.

Councilman Murray requested referral to the Public Works Committee and Planning Commission. Mayor Dyer so ordered.

COMMUNICATION & CERTIFICATION - Request from Mayor Dyer for an allocation of \$6,100 to provide railings for Wooster Manor. Wooster Manor is the only elderly housing project that does not have railings in the corridors.

A Certification of funds was submitted by the Director of Finance, Acting, Mr. John P. Edwards in the amount of \$6,100 to be donated to the Housing Authority.

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

COMMUNICATION - Appointment of David Ryan, Hawthorne Terrace, as a member of the Candlewood Lake Authority for a term to expire on April 1, 1982.

The Communication was accepted and appointment confirmed on the Consent Calendar.

COMMUNICATION - Re-appointments to the Environmental Impact Commission.

Eugene Eriquez, 4 Triangle Terrace representing the Zoning Commission for a term to expire on December 1, 1983, and

Dr. Donald Groff as a Soil Analyst for a term to expire on Dec. 1, 1983. Both positions are required by Ordinance.

A motion was made by Councilman Ryan and seconded by Councilman Boynton that the Communication be accepted and re-appointments confirmed.

Councilman Delsin requested that the Council vote separately on these appointments. Request was granted.

The appointment of Eugene Eriquez was confirmed unanimously.

Councilman Delsin requested referral of the re-appointment of Dr. Groff, to an Ad Hoc committee. Mayor Dyer so ordered and appointed the following members to this committee: Councilmembers Ryan, Delsin, Rinder. Councilman Turk requested to be notified when the committee meets.

COMMUNICATION - Appointments and re-appointments to the Planning Commission

Re-appoint Richard Durkin, 177 Kohanza Street as a regular member for a term to expire on January 1, 1986.

Re-appoint Janet Schaefer, 5 Cannonball Drive as an alternate members for a term to expire on January 1, 1984.

Appoint Joel Rabinowitz, TaAgan Point Road as an alternate member for a term to expire on January 1, 1983.

The Communication was accepted and appointments confirmed on the Consent Calendar.

COMMUNICATION & CERTIFICATION - Request from Mr. John P. Edwards, Director of Finance, Acting for \$46,975 to purchase fifteen (15) replacement police vehicles in addition to funds available in the budget provided all projected trade ins are made.

It has been suggested a savings of \$594.00 can be made if six (6) vehicles are obtained with six (6) cylinder engines. The Police Department would like to try a few on an experimental basis.

Mr. Edwards certified that \$46,975 is available in the Contingency Account.

A motion was made by Councilman Delsin and seconded by Councilman Visconti that the Communication be accepted and funds authorized.

Councilman Turk requested referral until the Special Meeting to be scheduled during this month of December.

Councilman Visconti asked Mr. Turk to withdraw his referral.

Councilman Delsin noted that the cars at the Police Department are over 18 months old and broken down.

Councilman Turk withdrew his referral.

Following further discussion, Councilman Walsh requested referral to committee. Mayor Dyer so ordered and appointed the following members to this committee:

Councilmen Visconti, Delsin, And Gallo.

Councilmen Walsh and Turk requested to be notified when the committee schedules a meeting.

COMMUNICATION - Town Aid Funds - The Common Council to adjust the budget to reflect the addition of \$114,747.45 to be received from the State of Connecticut Town Aid Funds.

The following accounts require adjusting:

Revenue Account # 52100 -- \$114,747.45

Expenditure Account #02-03-111-029500 -- \$114,747.45

The Communication was accepted on the Consent Calendar.

DEPARTMENT REPORTS

Sealer of Weights & Measures

Director of Public Works re: Water Abatements

Fire Chief

Fire Marshal

Police Department

Aviation Commission

Building Inspector

Health Department

A motion was made by Councilman Ryan and seconded by Councilman Walsh to dispense with reading 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 - Extension of Library Hours.

Councilwoman C. McManus submitted a report stating that the committee appointed to review the Library Hours, met on Nov. 24, 1980 at 8:00 P.M. Marianne Wolfe, Library Director met with the committee to discuss the extension of hours. Mrs. Wolfe listed as her priorities:

1. Saturday hours being extended to open at 9 and close at 5 P.M. Cost \$3,392 annually.

2. Bank of Film and Art to be open during all library hours.
Cost \$7,982 annually.
3. Two extra night openings until 9:00 P.M. - Annual cost \$4,260 per night.

The committee recommends that the funds be allotted for the Saturday hours and evening hours on Tuesday and Wednesday as these projects would provide greater opportunity for library patrons.

Since the extension would be for six months only, the cost would be \$5,956.00.

Mr. John P. Edwards, Director of Finance, Acting, submitted a certification of funds in the amount of \$5,956.00 available in the Contingency Account to be transferred to the Library Part Time Services Account.

The Report was accepted and transfer of funds authorized by the Consent Calendar.

REPORT - Danbury Ambulance proposal.

Councilman Torian, Councilman Turk and Councilman Repole, members of the committee appointed to review the proposal from the Danbury Ambulance Company, met on three occasions to discuss the above referenced proposal.

The committee met with Mr. John P. Edwards, Acting Director of Finance, Fireman E.M.T. Martin Melody (Firemen's Union) and J. DeSimone of Danbury Ambulance.

The Comptroller's office presented the committee with an updated annual cost to the City to operate the ambulance service. These costs include salaries, pensions and other fringe benefits, insurance, clothing allowances 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 annual cost to operate the ambulance service by the Danbury Fire Department, including maintenance of the three ambulances, totalled approximately \$209,000.

A detailed report was submitted by the committee listing three options submitted by Danbury Ambulance Service proposals.

- Option #1 total - \$263,000
- Option #2 total - \$483,000
- Option #3 total - \$389,000

The committee recommends retention of the ambulance service of the Danbury Fire Department.

The committee made a special effort not to be remiss in its charge to thoroughly evaluate this proposal. It recognized and tried to highlight the imminence of an inordinate financial burden that could befall the residents of Danbury for this emergency service which is funded by tax monies and presently available to them for as often as is necessary - without charge. Private companies, however, should be utilized, whenever the need arises.

Significant areas of concern that were made known during the committee meetings were:

- A. A clear need for an ambulance supervisor to organize and coordinate the emergency medical service effort;
- B. The purchase of a new ambulance to replace the third inoperable unit.
- C. An increased incentive to become an EMT and retain certification.
- D. To provide an incentive for training above the basic EMT level.

The committee recommend its speedy implementation as soon as possible. The Report was accepted and The Danbury Ambulance proposal was denied by the Consent Calendar.

REPORT - Re: Request of Robert Kaufman for sewer and water on Valley View Drive & Shelter Rock Road.

Councilman Gallo, Chairman of the Sewer and Water extension committee, submitted a report stating that the committee has met and reviewed the above petition with the City Engineer and has also reviewed a recommendation for approval, from the Planning Commission.

It was the recommendation of the committee that the petition be granted with the standard conditions and restrictions re:

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

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. Should another, other than the petitioner hold title to any land involved in the approval, then consent prior to any installation or hook-up shall be furnished in a form satisfactory to the City Engineer and Corporation Counsel.

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

A motion was made by Councilman Burke and seconded by Councilman Delsin to accept the report as read. Motion carried unanimously.
(and request granted)

09
REPORT - Request of Frank Scalzo for water extension to Lakewood Village & Waterview Estates.

Councilman Gallo submitted a report stating that the Sewer and Water extension committee met and reviewed the above petition with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of this committee that the above petition be granted with the standard conditions and restrictions previously read by Councilman Gallo.

A motion was made by Councilman Delsin and seconded by Councilman Boynton that the Report be accepted as read. Motion carried unanimously.
(and request granted)

REPORT - Request of Arthur Najamy for sewer on Route #37.

Councilman Gallo submitted a report stating that the Sewer and Water extension committee met and reviewed the above request with the City Engineer and has also reviewed a recommendation for approval from the Planning Commission.

It is the recommendation of this committee that the above petition be granted with the standard conditions and restrictions previously read by Councilman Gallo.

A motion was made by Councilman Ryan and seconded by Councilman Delsin that the Report be accepted as read. Motion carried unanimously.
(and request granted)

Re: Driveway problem on Padanaram Road (property of Joseph Colla)

REPORT / Councilman Fabiano submitted a Public Works Committee report stating that the committee after their review of this petition, which included an on-site inspection, recommends to the Common Council that the petition be denied.

The Report was accepted on the Consent Calendar.

REPORT - Catch basins - Candlewood Vista (Candlewood Drive).

Councilman Fabiano submitted a Public Works Committee report stating that no further action need be taken on this petition since the problem is being corrected by the Department of Public Works.

The Report was accepted on the Consent Calendar.

REPORT - Request for transfer of funds to fireproof the vault in the Office of the Assessor.

Councilman Fabiano, Chairman of the Public Works Committee submitted a report stating that after their review of this request, the committee is unanimous in their recommendation that this request be approved and funds to be appropriated.

A Certification of funds in the amount of \$7,750 available in the Contingency Account to be transferred to Public Buildings Maintenance of Buildings and Structures Account, was submitted by Mr. John P. Edwards Director of Finance, Acting.

The Report was accepted on the Consent Calendar.

PUBLIC SPEAKING SESSION

Mr. Harry Kessler - Lake Waubeeka - Mr. Kessler apologized for comments made on November 6, 1980 to the Common Council stating that he used poor choice of words in commenting on the Tax Credits for the Elderly homeowners and apologized especially to the Tax Assessor, Evo Butera. for comments he made.

Mr. Kessler then questioned the need for a cultural center at the Palace theatre - price a bit high - too many bond issues.

A request for a five minute recess was granted by Mayor Dyer at this time.

The meeting reconvened and a motion was made by Councilman Walsh and seconded by Councilman Ryan to reconsider item #34 on the Agenda.
Motion carried

Councilmen Walsh withdrew his referral of the Police car matter.

A motion was then made by Councilman Ryan and seconded by Councilman Murray to accept the communication and authorize the transfer of funds.

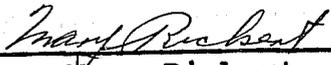
Councilman Gallo remarked that no time did Chief Macedo stand up and fight during budget sessions, for these cars.

Councilman Walsh then requested referral to committee.
Mayor Dyer appointed Councilmen Visconti, Delsin and Gallo to this committee.

Councilman Visconti asked to be taken off the committee.
Mayor Dyer then appointed Councilman Boynton in his place.

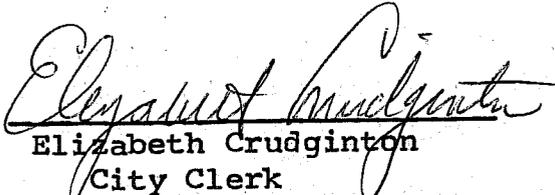
There being no further business to come before the Council, a motion was made by Councilman Boynton and seconded by Councilman Delsin for the meeting to be adjourned at 8:53 O'Clock P.M.

Respectfully submitted



Mary Rickert
Assistant City Clerk

Attest:



Elizabeth Crudginton
City Clerk