

COMMON COUNCIL MEETING - MARCH 5, 1985

Mayor Dyer requested a moment of silence in tribute to Paul Garofalo whose death occurred this week.

Mayor Dyer also asked the assembly to pray for City Treasurer Paul Shea who is very ill and hospitalized at the present time.

The Prayer was offered by Councilman Bernard Gallo.

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

PRESENT: Sollose, Foti, Torcaso, Esposito, Godfrey, Flanagan, Zotos, Chianese, Skoff, McManus, DaSilva, Gallo, Cassano, Charles, Boynton, Butera, Eriquez, Torian. Councilwoman Johnson arrived after roll call.

ABSENT: Councilmen Durkin and Farah.

It was reported that Councilman Durkin was out of town and Councilman Farah was teaching school.

19 Present - 2 Absent.

NOTICES FROM MAYOR DYER

Mayor Dyer presented the Tricentennial Flag that was aboard the Space Ship Challenger for Common Council review and stated that this Flag would be placed in a time capsule to be buried at City Hall.

Mayor Dyer made mention of Girl Scout Day to be observed on March 13th, and that for St. Patrick's day, there will be services at City Hall on the 16th at 12:00 O'Clock noon.

The Mayor also announced that Women's History Week will be observed and that on March 20th, the City of Danbury will sponsor a Photo Contest for photos taken anywhere in Danbury. One of Danbury's winners will be published in the United States Conference of Mayors National Photo Essay Book.

Referring to the Agenda, Mayor Dyer stated that he is presenting his recreation plans to upgrade our City Parks and Playgrounds.

The Mayor is also asking for funds for the D.H.S. Band to participate in band competitions in Florida.

Mayor Dyer extended Best Wishes and Birthday Greetings to the following:

Vivian Flynn's Birthday on March 4th.
City Clerk Elizabeth Crudginton's Birthday on March 6th, and
City Treasurer Paul Shea's Birthday on March 29th.

CONSENT CALENDAR

Councilman Joseph DaSilva submitted the following items for the Consent Calendar:

- 03 - Resolution - Application for a Grant for the Health Education/
Risk Reduction Program.
- 04 - Resolution - Application for Grant Funds for Youth Services Bureau.
- 05 - Resolution - Department of Housing Rental Rehabilitation Program
Application.
- 05-1 - Resolution - Settlement of Claims.
- 07 - Resolution - Golden Hill Road and Bridge Project.
- 08 - Resolution - City of Danbury Grant Funds - Recipient Grant Agreement.
- 08-1 - Resolution - F.A.A. Part 150 Noise Study.
- 026 - Communication - Reappointments to the Board of Ethics.
- 026-1 - Communication - Appointments to the Cultural Commission.
- 027 - Communication - Appointments to the Housing Site Development Commission.
- 028 - Communication - Appointments to the Parks & Recreation Commission.
- 028-1 - Communication - Appointments to the Commission on the Status of Women.
- 028-2 - Communication - Appointments to the Youth Commission.
- 031 - Report - Easement for 7 National Place.

- 032 - Report - Selection of Independent Auditors for the City of Danbury.
- 034 - Report & Ordinance - Highway Projects.
- 035 - Report & Ordinance - Amendment to Ordinances re: Claims.
- 037 - Report & Ordinance - Insurance Contracts.
- 038 - Report - Sewer & Water for Crows Nest Lane & Great Pasture Rd.

A motion was made by Councilman Gallo and seconded by Councilwoman McManus for the Consent Calendar to be accepted as submitted.
Motion carried unanimously.

MINUTES - Minutes of the Common Council Meetings held on Feb. 5, 1985 and February 21, 1985.

A motion was made by Councilman DaSilva and seconded by Councilman Charles to waive the reading of the Minutes as all Council Members have copies which are also on file in the Office of the City Clerk. Minutes to be accepted as submitted. Motion carried unanimously.

01 - CLAIMS:

David Francis Dolan - Richard Menichini - Sarah Baron - Dawn E. Powers.

A motion was made by Councilwoman C. McManus and seconded by Councilman Charles for the Claims to be referred to the Claims Committee and Corporation Counsel. Mayor Dyer so ordered.

02 - RESOLUTION - Resolved by the Common Council of the City of Danbury:

Whereas, the Danbury Public Library has determined that the use of Grant Funds to expand and improve upon the materials available to the Portuguese and Cambodian communities of Danbury is appropriate; and

Whereas, acceptance of said grant funds in the amount of \$2,500 to be used to purchase materials in Portuguese and Cambodian is in the best interests of the City of Danbury;

Now, Therefore, Be It Resolved That Mayor James E. Dyer be and hereby is authorized to make application for said Grant on behalf of the City of Danbury and to do any additional acts necessary to accomplish the purposes hereof.

A motion was made by Councilman Boynton and seconded by Councilman Charles for the Resolution to be adopted. Motion carried.

The Resolution was adopted unanimously.

03 - RESOLUTION - Grant for Health Education/Risk Reduction Program.

Whereas, a Grant Award of up to \$10,031.00 has been processed by the Danbury Health and Housing Department; and

Whereas the State of Connecticut Department of Health Services has approved and funded the grant proposal;

Now Therefore Be It Resolved That the actions in applying for the said Grant be and hereby are ratified; and that to accomplish said program James E. Dyer, Mayor of the City of Danbury, Inc., is authorized to make, execute, and approve on behalf of this corporation any and all contracts or amendments thereof with the State of Connecticut Department of Health Services.

The Resolution was adopted by the Common Council on the Consent Calendar.

04 - RESOLUTION - Grant Funds for Youth Services Bureau.

Whereas, grant funds in an amount not to exceed \$45,000 dollars are available from the State of Connecticut, Department of Children and Youth Services for 1985-1986 Youth Services Bureau Operations; and

Whereas, the continuation of the Youth Services Bureau for an eighth year is deemed to be in the best interest of the City of Danbury,

NOW THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY, THAT the actions of James E. Dyer, as Mayor of the City of Danbury, in applying for said funds be and hereby are ratified and the Mayor James E. Dyer be and hereby is authorized and directed to contract with the State of Connecticut Department of Children and Youth Services for a state cost sharing grant, not to exceed \$45,000 for a Youth Services Bureau for the fiscal period commencing July 1, 1985.

Be it further resolved that the Mayor is authorized to execute any and all related documents, applications or other pertinent instruments pursuant to this program.

The Resolution was adopted by the Common Council on the Consent Calendar.

05 - RESOLUTION - Department of Housing Rental Rehabilitation Program.

Whereas, Federal monies are available under the Connecticut Rental Rehabilitation Program, administered by the State of Connecticut Department of Housing; and

Whereas, it is desirable and in the public interest that the City of Danbury make application to the State for \$100,000 and 20 Section 8 Rental Assistance Certificates and Vouchers in order to undertake a Rental Rehabilitation Program and to execute an Assistance Agreement therefore, should one be offered.

Now Therefore Be It Resolved That the filing of an application by the City of Danbury in an amount not to exceed \$100,000 and 20 Section 8 Rental Assistance Certificate and Vouchers is hereby approved and that the Mayor is hereby authorized and directed to file such application with the Commissioner of Housing to; provide such additional information; execute an Assistance Agreement with the State of Connecticut for State financial assistance if such an agreement is offered; execute any amendments, recensions, and revisions thereto; act as the authorized representative of the City of Danbury; and,

That all prior action taken by the Mayor with respect to this application is hereby ratified.

The Resolution was adopted by the Common Council on the Consent Calendar.

05-1 - RESOLUTION & CERTIFICATION - Settlement of Claim.

Resolved that the City Clerk be and is hereby authorized and empowered on behalf of the City of Danbury to draw an order upon the City Treasurer in payment of the following settlement of Claim:

The Hartford Insurance Group -- \$2,500.00
In settlement of the claim of Irene Sczesny v City of Danbury.
Date of Loss: February 7, 1979.

CERTIFICATION #23 was submitted by Mr. John P. Edwards, Comptroller, in the amount of \$2,500 available in the General Fund - Fund balance account for transfer to the Claims Account 02-09-110-073500.

The Resolution was adopted and claim authorized to be paid, by the Common Council on the Consent Calendar.

06 - RESOLUTION - Kenosia Avenue Bridge.

Whereas the Kenosia Avenue Bridge is in need of reconstruction; and

Whereas, the total cost of such reconstruction is \$372,553.50; and

Whereas, the eligible grant percentage is 29.99% equating to a State Project Grant of \$111,728.79; and

Whereas, the local match in the amount of \$260,824.71 is available through bond authorization adopted by the Common Council on 8/25/1983, approved by Mayor James E. Dyer on August 26, 1983 and approved at referendum on November 8, 1983;

Now, Therefore, Be It Resolved that Mayor James E. Dyer be and hereby is authorized to make application and contract for said funds and to take any additional steps necessary to accomplish the purposes hereof.

Councilwoman C. McManus requested referral of the Resolution to the Planning Commission and deferral for a Public Hearing.
Mayor Dyer so ordered.

07 - RESOLUTION - Golden Hill Road Bridge Project.

Whereas, the Common Council has duly voted to approve the Golden Hill Road Bridge Project; and

Whereas, the purpose of said project obliges the City of Danbury to acquire interests in and to real property now owned by Dora E. Taylor and more particularly described in Exhibit A ; and

Whereas, eminent domain proceedings will be necessary if the City of Danbury cannot agree with the property owner and any other person or entity having an interest in said property as to the amount to be paid for the respective interests of each to be taken in, and to, the real property as described in the Exhibit A;

Now Therefore, Be It Resolved That the Corporation Counsel of the City of Danbury is hereby authorized to acquire the property interests as described in Exhibit A either by negotiation or by eminent domain through the institution of suit against the aforesaid property owner, her successors and assigns and against any other person or entity having an interest therein, if any.

The Resolution was adopted by the Common Council on the Consent Calendar.

08 - RESOLUTION - City of Danbury Grant Funds - Recipient Grant Agreement.

Whereas, the City of Danbury makes grant funds available to various community organizations for many worthwhile programs and projects; and

Whereas, the City of Danbury wishes to continue to make grant funds available, but also wishes, in return, to impose certain obligations upon recipients designed to increase their accountability for the proper use of said funds;

Now, Therefore Be It Resolved That the Mayor of the City of Danbury be and hereby is authorized to enter into an agreement with each recipient of municipal grant funds which agreement shall be substantially in accordance with the form (Exhibit A), or in such other form as shall accomplish the purposes hereof and as shall be approved by the Corporation Counsel; and

Be It Further Resolved That the Mayor of the City of Danbury be and hereby is authorized to take any additional steps necessary to accomplish the purposes hereof.

The Resolution was adopted by the Common Council on the Consent Calendar.

08-1 - RESOLUTION - F.A.A. Part 150 Noise Study.

Whereas, the F.A.A. of the United States Department of Transportation and the Bureau of Aeronautics of the Connecticut Department of Transportation make funds available through the Airport and Airway Improvement Act of 1982; and

Whereas, the City of Danbury through the Danbury Municipal Airport intends to do an F.A.A. Part 150 Noise Study; and

Whereas, the City of Danbury will make application for a Federal and State Grant in an amount not to exceed \$160,000.00 with a local match to be provided for as "in-kind services";

Now, Therefore, Be It Resolved That the Mayor of the City of Danbury, James E. Dyer, is hereby authorized to make application for said Grant, and that any and all additional acts necessary to effectuate said program be and hereby are authorized.

The Resolution was adopted by the Common Council on the Consent Calendar.

09 - COMMUNICATION & CERTIFICATION - Funds for D.H.S. Band.

Mayor Dyer has recommended that we fund a \$15,000 challenge grant to assist the Danbury High School Band in attending the 1985 Festival of Music competition in Orlando, Florida during the month of April.

A total of \$45,000 is required to send the 105 member band to the competition. Mayor Dyer was hoping that our businesses, corporations, Board of Education and service clubs, as well as individuals, will come forward to assist in raising the necessary funds.

The Festival of Music competition attracts thousands of young musicians annually and is regarded as one of the premier events for student musicians.

The \$45,000 covers registration, lodging and transportation. The Common Council can lead the way in raising the additional funds by passage of this request.

CERTIFICATION #24 - Mr. John P. Edwards, Comptroller submitted a certification of funds in the amount of \$15,000 available in the General Fund - fund balance account for transfer to the Mayor's Discretionary Fund to enable the D.H.S. School Band to attend the Festival of Music competition in Florida.

A motion was made by Councilman Gallo and seconded by Councilman Eriquez for the Communication to be accepted and transfer of funds authorized. Motion carried unanimously.

Mayor Dyer explained that these funds would ease the burden of costs and Councilman Boynton remarked that we should respect the efforts of the students involved.

010 - COMMUNICATION - Mayor's Recreation Plan.

Mayor Dyer submitted a statement and outline of a Recreation Plan for the City of Danbury. The adoption of this Plan is essential to keeping our City moving ahead. The Mayor believes that this item should appear on the November ballot for voter approval.

The Recreation Plan presented to the Common Council includes the following:

- | | |
|--|--------------|
| 1. Ice Skating Rink (indoors) - Hatters Park | \$1,650,000. |
| 2. Indoor Swimming Pool Complex | \$1,900,000. |

3. Town Park Improvements	\$250,000
4. Five Baseball/Softball fields	\$500,000
5. Six Soccer Fields (All athletic fields to be developed on <u>existing City land.</u>)	\$300,000
6. Bear Mountain Reservation	\$150,000
7. Kenosia Park Improvements	\$250,000
8. Picnic Pavilions	\$50,000
2 - Hatters Park	
2 - Bear Mountain Reservation	
2 - Kenosia Park	
9. New Playground Equipment	\$100,000
10. Old Library Cultural Center	\$80,000
11. Expansion of Richter House	\$370,000
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Total	\$5,600,000

Councilwoman C. McManus requested referral to the Public Works Committee and Planning Commission. Mayor Dyer so ordered.

011 - ORDINANCE - Amendment to Section 14-4 - Retirement Date - General Employees' Pension Plan.

For members who were 65 years of age or more on Jan. 1, 1984, the mandatory retirement requirement is waived. However, service and salary credits will not accrue after the first of the month following such member's seventieth (70) birthday.

Councilman Gallo requested deferral for public hearing. Mayor Dyer so ordered.

012 - COMMUNICATION - Request from Leo P. Null, Building Official, for an increase in the fees for the building department as follows:

1. Move a building from \$20.00 to \$25.00
2. For each vented - type gas fired heater \$5.00 to \$10.00
3. Oil burner permits \$5.00 to \$10.00
4. Wood/Coal stove permits \$5.00 to \$10.00
5. Certificate of Occupancy \$1.50 to \$3.00

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

013 - COMMUNICATION - Request from the City of Waterbury for a Resolution to repeal or modify Conn. General Statutes re: Disability benefits for Firefighters and Police Officers.

Councilman Sollose requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following members: DaSilva, Eriquez, Godfrey.

014 - COMMUNICATION - Request from Councilwoman C. Torcaso to review enforcement of abandoned shopping cart Ordinance.

Councilwoman C. McManus requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following members: Torcaso, Sollose, Butera.

015 - COMMUNICATION - Request from Council President C. McManus for a committee to be appointed to study allocating fiscal authority to any body other than Common Council or Board of Education.

Councilman Gallo requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following committee: Council Members - Gallo, Cassano, McManus, Durkin, Esposito.

016 - COMMUNICATION - Request of National Semiconductor Corporation for extension of sewer from Eagle Road to Commerce Park.

Councilwoman McManus requested referral to the Sewer & Water Extension Committee and Planning Commission. Mayor Dyer so ordered.

017 - COMMUNICATION - Request from Joseph Heyman for extension of sewer & water to 7 National Place.

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

018 - COMMUNICATION - Request for extension of sewer line to a proposed Friendly Restaurant on Mill Plain Road.

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

019 - COMMUNICATION - Request from Wilson A. Francisco and Barbara A. Francisco for an easement from the City of Danbury for water supply from a well on Hillandale Road.

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

020 - PETITION - Request for surface drains and/or culverts - South Avenue.

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

021 - COMMUNICATION & CERTIFICATION - Lease Agreement with A.M.D. Realty Inc. re: Property at 13 Boughton Street.

Councilman Boynton requested referral to the Land Acquisition Committee. Mayor Dyer so ordered.

022 - COMMUNICATION - Donation of a German Shepard Dog to the Police Department.

Donation by Officer Michael P. Zenobia II of a German Shepard Dog, Ricochet to the Danbury Police Department K-9 Unit.

This donation shall be made upon commitment to the following conditions:

That should this donation of a German Shepard Dog be accepted, that Michael P. Zenobia II, be the sole handler of the dog. Also should the dog be found unsuitable for police work the ownership of said dog will be returned to Mr. Zenobia.

Should Michael P. Zenobia become injured and no longer capable of performing the duties of police officer, ownership of the dog shall be returned to Michael Zenobia.

Upon retirement from active duty the said K-9 shall be retired as well and ownership returned to Michael Zenobia

A motion was made by Councilman Gallo and seconded by Councilman Godfrey that the Communication and German Shepard Dog be accepted. Motion carried unanimously.

023 - COMMUNICATION - State of Connecticut Department of Transportation
Relocation of Rt. U.S. 7.

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

024 - COMMUNICATION - Offer from the State of Connecticut to purchase
2.07 + acres from the City of Danbury Airport.

Councilman Sollose requested referral to an ad hoc committee and
Planning Commission. In the absence from the dais, of Mayor Dyer,
Council President C. McManus so ordered and appointed the following
committee: Skoff, Flanagan, Johnson.

025 - COMMUNICATION - Appointment of an Historic District Study Committee.

In accordance with the action taken by the Common Council on Sept. 5, 1985,
Mayor Dyer made the following appointments to an Historic District Study
Committee for the Long Ridge Area:

Regular Members:	Imogene Heireth	--	5 Division St.
	Jack Leopold	--	63 Long Ridge Rd.
	John Riley	--	64 Long Ridge Rd.
	Bill Foley	--	16 Park Ave.
	Gene Enriquez	--	78 Starrs Plain Rd.

A motion was made by Councilman Gallo and seconded by Councilman Boynton
for the Communication to be accepted and appointments confirmed.
Motion carried unanimously.

026 - COMMUNICATION - Reappointment of the following to the
Board of Ethics: (Terms to expire Aug. 1, 1986)

Karl A. Olson	114 Old Brookfield Rd.	-	Danbury
Cynthia Fox Hengglar	North Nabby Road	-	Danbury
Theresa Boccuzzi	Old Lantern Road	-	Danbury

The Communication was accepted and reappointments confirmed by the
Common Council on the Consent Calendar.

026-1 - COMMUNICATION - Appointment of Carole Mitchell, 8 Dogwood Drive
to the Cultural Commission for a term to expire on February 1, 1988.

Mrs. Mitchell is the former owner of the Downtown Gallery.

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

027 - COMMUNICATION - Reappointment of the following to the
Housing Site Development Agency: (All terms will
expire on September 1, 1986):

Samuel E. Deibler, Jr.	17 Ivy Lane	-	Danbury
Robert J. Doran	Oheyahtah Pl.	-	Danbury
Robert Kovacs	4 Ridgewood St.	-	Danbury
William Shea	135 Deer Hill Ave.	-	Danbury
Ms. Sherry Young	385 Main St.	-	Danbury

All are members of the Housing Authority Board of Directors which also
serves as the Housing Site Development Agency.

The Communication was accepted and reappointments confirmed by the
Common Council on the Consent Calendar.

027-1 - Withdrawn.

028 - COMMUNICATION - Reappointments of the following to the Parks & Recreation Commission for terms to expire 12/1/1987:

Richard L. Chambon	22 Dogwood Dr.	- Danbury
Thomas F. Dyer, Jr.	1 Ole Musket Lane	- Danbury
Vincent A. Iovino, Jr.	168 Great Pln. Rd.	- Danbury

The Communication was accepted and reappointments confirmed by the Common Council on the Consent Calendar.

028-1 - COMMUNICATION - Appointment and reappointments of the following to the Commission on the Status of Women:

Mary E. McIlvaine, 218 Southern Boulevard, Danbury for a term to expire on April 1, 1988.

Mrs. McIlvaine is the Head Librarian for Phillips Laboratories in Briarcliff Manor, New York.

Re-Appointment: Mary Friel, 71 Southern Blvd. Danbury for a term to expire on April 1, 1988.

Sister Mary Friel missed only three meetings during the past year.

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

028-2 - COMMUNICATION - Appointment of the following to the Youth Commission:

Mary J. Pura, 43 East Gate Rd. Danbury for a term to expire 4/1/1987.

Mrs. Pura is President of the Danbury Junior Service League, a member of the King St. PTO and a substitute nurse in the Danbury School System.

Paul R. Ricard, 6 Harwood Drive, Danbury for a term to expire 4/1/1987.

Mr. Ricard is a student at WestConn and employed part-time at Bradlees Department Store.

Barbara Lettes, 37 Rolfs Drive, Danbury for a term to expire 4/1/1987. Mrs. Lettes is a graduate of the University of Connecticut with a B.S. in Education.

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

029 - COMMUNICATION - Request from Chief Charles J. Monzillo of the Danbury Fire Department for a supplement to the existing budget of the Fire Department, in the amount of \$32,282.57

Councilman Gallo requested referral to an ad hoc committee. Mayor Dyer so ordered and appointed the following committee: Farah, Boynton, Foti.

Fire Chief
Housing Inspector
Health Inspector
Equal Rights & Opportunities
Environmental & Occupational Health Services
Building Department

Airport Administrator
Blood Pressure Program

A motion was made by Councilman DaSilva and seconded by Councilman Charles to dispense with the reading of Department Reports as all members have copies which are also on file in the Office of the City Clerk for public inspection. Reports to be accepted as submitted. Motion carried unanimously.

AD HOC COMMITTEE REPORTS

031 - REPORT - Request for an easement at 7 National Place.

Councilman DaSilva submitted a report stating that the Public Works Committee studied a request for a sewer and water easement at 7 National Place. Upon research of the problem it was determined that this petition properly belongs with the Sewer & Water Extension Committee. It was therefore recommended that this petition be transferred to that committee.

The Report was accepted by the Common Council on the Consent Calendar.

032 - REPORT - Selection of Independent Auditors for the City of Danbury.

Councilman Torian submitted a report stating that the committee appointed to recommend the selection of an independent auditing firm for the City of Danbury, met on Feb. 21, 1985. In attendance were committee members: Torian, Esposito and Torcaso; Mr. John P. Edwards, Acting Director of Finance and Assistant Comptroller Dominic Setaro.

Mr. Edwards stated that his office was quite satisfied with the overall performance to date of Ernst and Whinney. Most notably, in his opinion, was their accessibility and immediate response to questions from his office on financial matters and the subsequent consequences as it relates to municipalities.

Ernst and Whinney is a "big 8" accounting firm with many years of experience in performing municipal audits, 17 of those years as² independent auditors for the City of Danbury.

Mr. Setaro noted the advantage in retaining the services of an auditing firm such as Ernst and Whinney who can provide audit managers that are familiar with the activities of larger municipalities.

Attrition within the Ernst & Whinney organization provides new staff members annually which will allow the City to benefit from an objective review of its accounts by impartial observers over the years.

The selection of Ernst & Whinney would be most cost-effective and in the City's best interest since there would be no interruption of the existing lines of communication and rapport that is currently shared by both parties. Ernst and Whinney proposes to perform the audit for the fiscal year ending June 30, 1985 for \$46,000, an increase of approximately 7% above fiscal year 1984.

Councilwoman Torcaso motioned that the committee recommend continued retention of the services of Ernst & Whinney for the fiscal year of 1984-1985 for \$46,000, seconded by Councilman Esposito. The vote was unanimous.

and committee recommendation,
The Report /was accepted by the Common Council on the Consent Calendar.

033 - REPORT & ORDINANCE - Change in Water Rates.

Councilman DaSilva submitted a report stating that the Public Works Committee reviewed a request to make a change in the water rates Ordinance by William Buckley, Superintendent of Public Utilities. It seems that when the Ordinance was drafted, an error in the tabulation of gallonage for a few large corporate users was made. The change would amount to less than \$10.00 per quarter for any user.

The Public Works Committee recommends the change in the water rate Ordinance as proposed.

A motion was made by Councilwoman McManus and seconded by Councilman Charles for the Report to be accepted and for the Ordinance to be deferred for public hearing. Motion carried unanimously.

034 - REPORT & ORDINANCE - Highway Projects.

Councilwoman C. McManus, President of the Common Council submitted a report stating that the Common Council held a public hearing in relation to the above captioned Ordinance, on February 25, 1985 at 7:45 O'Clock P.M.

The Council met as a committee of the whole immediately following the public hearing and voted unanimously to recommend adoption of the proposed Ordinance.

ORDINANCE - That whenever a driveway or curb requires repairing, reconstructing or relocating as a result of a highway relocation, repair, construction or reconstruction, and there is no taking of private property involved, the Director of Public Works or his agents may enter upon such private property for the purpose of repairing, relocating or reconstructing such driveway or curb. He and his agents shall use care that no unnecessary damage shall result and the cost of such repair, relocation or reconstruction or of any damage or injury caused to such property shall be paid from appropriations made for such purpose.

The Report was accepted and Ordinance adopted by the Common Council on the Consent Calendar.

035 - REPORT & ORDINANCE - Amendment to Sec. 2-2 - Re: Claims.

Councilwoman C. McManus, President of the Common Council submitted a report stating that the Common Council held a public hearing in relation to the above captioned ordinance, on February 25, 1985 at 7:45 O'Clock P.M.

The Council met as a committee of the whole immediately following the public hearing and voted to amend the proposed amendment to delete the words "Assistant" and "for Claims" in the sixth line.

The committee recommends that the amended amendment be approved by the Common Council and the Ordinance adopted as amended.

ORDINANCE - That Section 2-2 of the Code of Ordinances of Danbury, Conn. be and hereby is amended to read as follows:

Claims against the City for damages shall not be paid until ordered paid by the Common Council after reference to and report by the Corporation Counsel, unless paid by the City's insurers pursuant to contracts of insurance.

Payments for or on behalf of any employee of the City for expenditures for medical car, drugs, health accessories, or hospital expense incurred by the employee when injured during the course of employment may be made without Common Council approval, provided, written approval has been given by the Corporation Counsel and the Comptroller, or payments ordered by the Commissioner of Worker's Compensation.

The Report was accepted and Ordinance adopted by the Common Council on the Consent Calendar.

036 - REPORT & ORDINANCE - Veterans Exemptions.

Common Council President C. McManus submitted a report stating that the Common Council held a public hearing in reference to the above captioned Ordinance, on February 25, 1985 at 7:45 O'Clock P.M.

The Council met as a committee of the whole immediately following the public hearing and voted unanimously to recommend adoption of the proposed Ordinance.

ORDINANCE - That the Code of Ordinances of the City of Danbury is hereby amended by adding a section to be numbered 18-15 which said section reads as follows:

"Sec. 18-15 Additional exemption for veterans of low and moderate income. (a) Recognizing the extraordinary contributions and sacrifices of veterans in the national security and defense, the Common Council of the City of Danbury hereby approves and adopted the provisions of Connecticut General Statutes Sec. 12-81f.

"(b) Any veteran entitled to an exemption from property tax in accordance with subdivision (19) of section 12-81 of the Connecticut General Statutes shall be entitled to an additional exemption from such tax in the amount of One Thousand Dollars, provided the total of such veteran's adjusted gross income as determined for purposes of the federal income tax plus any other income of such veteran not included in such adjusted gross income, individually, if unmarried, or jointly, if married, in the calendar year ending immediately preceding the assessment date with respect to which such additional exemption is allowed, is not more than Fourteen thousand dollars if such veteran is married or not more than 12- thousand dollars if such veteran is not married.

A motion was made by Councilman Godfrey and seconded by Councilman Boynton for the Report to be accepted and Ordinance adopted.

Motion carried and the Ordinance was adopted unanimously.

037 - REPORT & ORDINANCE - Insurance Contracts.

Common Council President C. McManus submitted a report stating that the Common Council held a public hearing in reference to the above captioned Ordinance, on February 25, 1985 at 7:45 O'Clock P.M.

The Council met as a committee of the whole immediately following the public hearing and voted unanimously to recommend adoption of the proposed Ordinance.

ORDINANCE - That subsection 2-148(b) of the Code of Ordinances is hereby amended to read as follows:

"Insurance contracts shall be purchased after consideration of informal proposals from at least three (3) prospective insurers, provided that prospective insurers are given an opportunity to submit their qualifications and estimates of cost to render the desired service. A Board of Review composed of the Danbury Risk Manager, the Director of Finance, Corporation Counsel and the Mayor, or their respective designees, shall, by majority vote, make all decisions regarding the proposals. In the event that the City seeks to purchase insurance contracts insuring the interests of the Danbury Board of Education, the Board of Review for such purposes shall include the Superintendent of Schools, or his or her designee. Said Board of Review may waive the requirement of obtaining at least three informal proposals where necessary due to unavailability or impracticality. Nothing herein shall be construed to prevent the Danbury Board of Education from acquiring insurance without regard to the provisions of this section if deemed by the Board to be in the best interests of the Danbury School District."

The Report was accepted and Ordinance adopted by the Common Council on the Consent Calendar.

Councilman Gallo submitted a report stating that the Sewer and Water Extension Committee of the Common Council has met and reviewed the above petition together 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 petition be granted with the following conditions and restrictions:

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

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.
7. 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.

The Report was accepted and petition granted by the Common Council on the Consent Calendar.

039 - REPORT - Request from the Fire Department to purchase used Fire Equipment.

Councilman Gallo submitted a report stating that the Common Council committee appointed to review the request from the Fire Department to purchase used fire equipment met at 7:00 P.M. on Feb. 27, 1985. Committee members present were Councilmen Gallo and Farah. Councilman Cassano was out of town on business.

The Fire Department was represented by Chief Monzillo, Deputy Chief Murphy, and Firefighters G. Singer, D. Gerlach, P. Omasta, R. Scalzo, M. Esposito, T. Morris, P. Hotchsprung, R. Tomaino and J. Fasone.

The Officers and men present from the Fire Department made a very impressive presentation which included slides and a capital equipment chart. A report was also given on the hazardous .
Response team stated what they are and what is needed in the way of funds to operate.

The committee was in agreement that the Fire Department could use two new pumpers but were not in favor of purchasing used equipment. Councilman Farah moved to deny the request. Councilman Gallo seconded the motion which was passed.

The committee would like to recommend the Health & Safety Budget Committee do an on-site inspection of the Fire Department Equipment.

A motion was made by Councilman DaSilva and seconded by Councilman Friguez for the Report and recommendation of the committee be accepted.

A motion was made by Councilwoman C. McManus and seconded by Councilman B. Gallo to add an item to be numbered #40 to the agenda in reference to Police Promotions. Motion carried unanimously.

040 - COMMUNICATION - Promotion of Andrew J. Woods from Sergeant to Lieutenant in the Danbury Police Department.

A motion was made by Councilman Eriguez and seconded by Councilman Flanagan for the Communication to be accepted and promotion confirmed. Motion carried unanimously.

As there were no public speakers and no further business to come before the Common Council, a motion was made by Councilman Godfrey and seconded by Councilman Charles for the meeting to be adjourned at 8:36 O'Clock P.M.

Respectfully submitted


Mary Rickert
Assistant City Clerk

Attest:


Elizabeth Crudginton
City Clerk