

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

Re: Minutes of the Common Council Meeting held September 7, 1988.

The meeting was called to order at 8:00 P.M. by Mayor Joseph H. Sauer who led the assembly in the Pledge of Allegiance. The Prayer was offered by Councilman John Esposito. Roll Call was taken with the members being recorded as:

Present - Bourne, Connell, Moran, Renz, Esposito, Godfrey, Flanagan, Zotos, Cresci, Nimmons, Fazio, Shaw, Cassano, Charles, Bundy, Butera, Eriquez, Regan.

Absent - Gallo, Danise, DaSilva.

18 present - 3 absent. Mr. Gallo had a previous commitment, Mr. DaSilva was attending school and Mrs. Danise is out of the Country.

**CONSENT CALENDAR** - Mr. Fazio presented the following items for acceptance on the Consent Calendar:

- 3 - Communication - Appointments to the Fair Rent Commission
- 4 - Communication - Appointment to the Aviation Commission
- 5 - Communication - Appointment to the Handicapped Commission
- 27 - Communication - 112 Forth Acre Mountain Road
- 34 - Report & Ordinance - Amendment to Connecticut Basic Building Code
- 35 - Report - Capitola Road
- 36 - Report - Condemnation of Land on Eagle and Federal Roads
- 37 - Report - Connecticut Health Care Associates, 52 Main Street
- 38 - Report - Request for Sewer and Water Extensions, Broad Street at Whitney Avenue
- 39 - Report - Request for Sewer Extensions - Willow and Lyon Streets
- 40 - Report - Request for Sewer and Water Extensions - South Cove Road
- 41 - Report - Westminister Woods
- 42 - Report - Request for Donation of "CAMEO" Dispersion Model by National Oceanic and Atmospheric Administrations
- 43 - Report - Pocono Marina Tax Appeal
- 44 - Report - Repaving of Colby Lane
- 48 - Report - Request for Sewer and Water Extensions - Tamarack Avenue
- 49 - Report - Request for Condemnation of Land for Easement of Sewer Line at Lot #11112
- 52 - Report - Conveyance of Property on Union Avenue for the Relocation of the Erickson House - Historic Preservation
- 54 - Report - Lease between the City of Danbury and New England Aircraft Sales

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

Mayor Sauer announced that on September 11, the Danbury Downtown Council would present a Taste of Danbury on Post Office Street. Also on September 11, Council Member Robert Godfrey would celebrate his 40th birthday and on September 12, Council Member John Esposito would celebrate his 67th birthday.

**MINUTES** - Minutes of the Common Council Meeting held August 2, 1988, the Special Common Council Meeting held August 4, 1988 and the Special Meeting held August 22, 1988. Mr. Moran made a motion that the minutes be accepted as presented and the reading of the minutes waived as all members have copies and copies are on file in the Office of the City Clerk for public inspection. **Seconded by Mr. Nimmons.** Motion carried unanimously.

1 - **RESOLUTION** - Charter Revision Questions.

**RESOLVED** by the Common Council of the City of Danbury:

WHEREAS, the Charter Revision Commission has recommended various changes to the Danbury Municipal Charter; and

WHEREAS, the Common Council has approved the final report of the Charter Revision Commission;

NOW, THEREFORE, BE IT RESOLVED THAT the Charter Revision questions to be submitted to the electors of the City of Danbury for their approval or rejection on November 8, 1988, as the same shall appear on the various voting machines, shall be as follows:

QUESTION NO. 1.

Shall the amendments to Paragraph (b) of Section 2-2A and Section 2-3 of the Danbury Municipal Charter concerning minority representation on the Common Council be approved?

QUESTION NO. 2.

Shall the amendment to Section 3-13 of the Danbury Municipal Charter concerning standing committees of the Common Council be approved?

QUESTION NO. 3.

Shall the balance of the amendments to the Danbury Municipal Charter concerning Chapters II (but excluding paragraph (b) of Section 2-2(A) and Section 2-3), III (but excluding Section 3-13), IV, V, VI, VII and VIII be approved?

BE IT FURTHER RESOLVED THAT the full text of each such question shall be as indicated on the attached Exhibit A.

Mr. Godfrey made a motion that the Resolution be adopted. Seconded by Mr. Moran. Mr. Godfrey offered an amendment that on the last page of the text that the section regarding effective dates be added to questions 1 and 2. Seconded by Mr. Eriquez. Motion carried unanimously. Mr. Godfrey then moved to divide the question.

Question No.1 - Minority Representation. Question 1 carries with the members voting as follows: Yes - Bourne, Connell, Moran, Renz, Godfrey, Zotos, Cresci, Nimmons, Fazio, Shaw, Charles, Bundy, Eriquez. No - Esposito, Flanagan, Cassano, Butera, Regan. 13 yes - 5 no.

Question No. 2 - Standing Committees - Carried unanimously.

Question No. 3 - All other amendments - carried unanimously.

2 - **COMMUNICATION** - Appointments to the Police Department. Letter from Mayor Joseph Sauer requesting confirmation of the following to the Danbury Police Department:

Rory R. DeRocco, 42 Beatrice Avenue, Syosset, New York  
Patricia Situ Gillotti, 8 Sixth Street, Danbury, Conn.  
Neil Hoffberger, 21 Rita Crescent, Commack, New York  
Joseph C. Monroe, Jr., 39 Suncrest Road, Norwalk, Conn.

Mr. Connell made a motion that that communication be accepted and the appointments confirmed. Seconded by Mr. Moran. Motion carried with Council Members Bourne, Renz and Cresci voting in the negative.

3 - **COMMUNICATION** - Letter from Mayor Sauer reappointing Steven Gillotti, 96 East Liberty Street and Sylvia Esposito, 6 South Meadow Drive to the Fair Rent Commission for terms expiring July 1, 1991. The appointments were confirmed on the Consent Calendar.

4 - **COMMUNICATION** - The Appointment to the Aviation Commission was withdrawn.

5 - **COMMUNICATION** - Letter from Mayor Sauer appointing Monika L. Swanson, 25 Wooster Street to the Handicapped Commission for a term to expire March 1, 1991. The appointment was confirmed on the Consent Calendar.

6 - **COMMUNICATION** - Letter from Leo E. McIlrath asking for acceptance of a gift in the amount of \$1,000 for Interweave from the Perkin Elmer Corporation. Mr. Eriquez made a motion that the gift be accepted and a letter of thanks sent. Seconded by Mr. Connell. Motion carried unanimously.

7 - **COMMUNICATION** - Letter from Police Chief Nelson Macedo asking permission to accept a donation in the amount of \$200 from the Rotary Club to support the D.A.R.E. Program. Mr. Connell made a motion that the donation be accepted and a letter of thanks sent. Seconded by Mr. Cresci. Motion carried unanimously.

8 - **COMMUNICATION** - Letter from Council Member Bernard Gallo asking for a committee to be appointed to look into clarifying the duties of the Assistant City Clerk and a job-title change. Mrs. Bourne asked that this be referred to an ad hoc committee. Mayor Sauer appointed Council Members Bourne, Connell, Cresci, Gallo and Flanagan, as well as Civil Service Director, Personnel Director and the Corporation Counsel.

9 - **COMMUNICATION** - Letter from the Commission on the Handicapped requesting that its name be changed to the Danbury Commission for Persons with Disabilities. Mr. Connell asked that this be referred to an ad hoc committee. Mayor Sauer appointed Council Members Renz, Nimmons and Eriquez as well as the Handicapped Commission and the Corporation Counsel.

10 - **COMMUNICATION** - Letter from Mayor Sauer requesting that a committee be formed to review City Ordinance 16A-32(b) regarding items excluded from the City landfill. Mr. Bundy asked that this be referred to an ad hoc committee. Mayor Sauer appointed Council Members Bundy, Danise and Esposito, as well as the Corporation Counsel and the Director of Public Works.

11 - **COMMUNICATION** - Statement of Sentiment from St. Peter Parish regarding the abortion clinic located on Main Street. Mr. Eriquez made a motion to accept the communication and send it to the Planning Commission and the Zoning Commission for review. Seconded by Mr. Flanagan. Mr. Flanagan stated that the Common Council is obliged to uphold the law and there is very little that they could do in this matter. Motion carried unanimously.

12 - **COMMUNICATION** - Letter from the Commission on the Handicapped asking for resolution of issues to do with handicapped parking. Mrs. Butera asked that this be referred to the Mayor's Office and the Chief of Police. Mayor Sauer so ordered.

13 - **COMMUNICATION** - Letter from Thomas E. Evans, Chairman of the Parks and Recreation Commission asking for riding trails at Tarrywile Park. Mrs. Bourne asked that this be referred to the Tarrywile Task Force. Mayor Sauer so ordered.

14 - **COMMUNICATION** - Letter from Mayor Sauer asking that the committee be formed to review an update report on the City's garbage disposal position. Mr. Bundy asked that this be referred to an ad hoc committee. Mr. Godfrey stated that since this was such a controversial issue he requested that it go to a committee of the whole. It was Mayor Sauer's decision to appoint a five member committee consisting of Council Members Bundy, Regan, Fazio, Godfrey and Flanagan.

15 - **COMMUNICATION** - Tarrywile Authority. Mrs. Bourne asked that this be referred to an ad hoc committee, Robert Ryerson and Corporation Counsel. Mayor Sauer so ordered and appointed Council Members Renz, Connell and Flanagan.

16 - **COMMUNICATION** - Letter from Council Member Michael Fazio asking that a committee be appointed to review the Recreational and Cultural Bond issues. Mr. Cresci asked that this be referred to an ad hoc committee, the Comptroller and the Parks and Recreation Director. Mayor Sauer so ordered and appointed Council Members Fazio, Bundy, Cresci, DaSilva and Godfrey to the committee.

17 - COMMUNICATION - Letter from Jack S. Kozuchowski regarding the Interlocal Agreement for Household Hazardous Waste Collection Day. Mr. Cresci made a motion to reject the agreement. Seconded by Mrs. Bourne. Mr. Eriquez stated that it was the opinion of the Corporation Counsel that this should go to public hearing. Mrs. Bourne stated that the money should not be spent on this and Danbury cannot continue to support the surrounding towns. Motion carried with Council Members Bourne, Connell, Moran, Renz, Cresci, Nimmons, Fazio, Shaw, Bundy and Regan voting Yes and Council Members Esposito, Godfrey, Flanagan, Zotos, Cassano, Charles, Butera and Eriquez voting no.

18 - COMMUNICATION - Letter from Mayor Sauer requesting that a committee be formed to review and recommend solutions to the condition of Post Office Street and the surrounding area, including all adjoining alleyways. Mr. Fazio asked that this be referred to an ad hoc committee and the Danbury Downtown Tax District. Mayor Sauer so ordered and appointed Council Members Regan, Bundy and Zotos to the committee.

19 - COMMUNICATION - Letter from Council Member Roger Bundy asking that a committee be appointed to review a change in the Code of Ordinances, Section 16A-34. Mr. Bundy asked that this be referred to an ad hoc committee, the Director of Public Works and the Corporation Counsel. Mayor Sauer so ordered and appointed Council Members Bundy, Renz and Butera to the committee.

20 - COMMUNICATION - Letter from Council Member Roger Bundy asking that a committee be formed to look into the effective date of the increase in dump fees. Mr. Bundy asked that this be referred to an ad hoc committee, the Director of Public Works and the Corporation Counsel. Mayor Sauer so ordered and appointed Council Members Shaw, Regan and DaSilva.

21 - COMMUNICATION - Letter from Superintendent of Public Utilities William Buckley asking for a committee to review possible water rate increases for budget years 1989-90, 1990-91, and 1991-92. Mayor Sauer appointed Council Members Shaw, Connell, Cassano, Comptroller Buckley.

22 - COMMUNICATION - Letter from Comptroller Dominic Setaro asking for authorization to borrow \$500,00 from the sewer fund for sewage treatment plant upgrading. Mr. Godfrey made a motion that the communication be accepted and the authorization granted. Seconded by Mrs. Bourne. Motion carried unanimously.

23 - COMMUNICATION - Letter from Comptroller Dominic Setaro asking for approval of amending the Water and Sewer Fund budget in the amount of \$158,146.02 for the Water Fund and \$43,190.00 for the Sewer Fund. Mr. Eriquez made a motion that the communication be accepted and the request authorized. Seconded by Mr. Charles. Motion carried unanimously.

24 - COMMUNICATION - Request for an ad hoc committee regarding the Downtown Redevelopment Project and the Mill Rate. Mr. Fazio asked that this be referred to a committee. Mayor Sauer appointed Council Members Bundy, Danise and Charles to the committee.

25 - COMMUNICATION - Letter from Comptroller Dominic Setaro asking for approval for a transfer of funds for the Public Works Equipment Maintenance Building. Mrs. Bourne made a motion to accept the communication and authorize the transfer of funds. Seconded by Mr. Cresci. Motion carried unanimously.

26 - COMMUNICATION - Request from Attorney Robert N. Talarico that Highfields Drive be accepted as a public highway. Mrs. Butera asked that this be referred to an ad hoc committee, the Planning Commission and the City Engineer. Mayor Sauer so ordered and appointed Council Members Regan, Moran and Zotos to the committee.

27 - COMMUNICATION - Letter from Director of Public Works stating that the problems at 112 Forty Acre Mountain Road had been corrected. The communication was accepted on the Consent Calendar.

28 - COMMUNICATION - Letter from Attorney Samuel T. Rost offering Lot #103, Lakeview Avenue to the City. Mrs. Butera asked that this be referred to the City Engineer for a report back in thirty days. Mayor Sauer so ordered.

29 - COMMUNICATION - Letter from Attorney William R. Jones requesting an easement at 292 Main Street. Mrs. Butera asked that this be referred to an ad hoc committee, the Planning Commission and the City Engineer. Mayor Sauer so ordered and appointed Council Members Shaw, Danise and Charles to the committee.

30 - COMMUNICATION - Request from Frank or Gilda Nazzaro for water extension on Meadowbrook Road. Mrs. Butera asked that this be referred to an ad hoc committee, the Planning Commission, the City Engineer and the Superintendent of Public Utilities. Mayor Sauer so ordered and appointed Council Members Nimmons, Regan and Gallo to the committee.

31 - COMMUNICATION - Request from John G. Plecity, Sr. for sewer and water extensions on Cross Street. Mrs. Butera asked that this be referred to an ad hoc committee, the Planning Commission, the City Engineer and the Superintendent of Public Utilities. Mayor Sauer so ordered and appointed Council Members Nimmons, Regan and Gallo to the committee.

32 - COMMUNICATION - Request from Nelson Podhouser for extension of time on a sewer extension at 20 Boulevard Drive. Mrs. Butera asked that this be referred to an ad hoc committee, the Planning Commission, the City Engineer, and the Superintendent of Public Utilities. Mayor Sauer so ordered and appointed Council Members Nimmons, Regan and Gallo to the committee.

33 - DEPARTMENT REPORTS - Public Works, Health Department, Fire Chief, Fire Marshall, Police, Building, Parks and Recreation. Mrs. Bourne made a motion that the department reports be accepted and the reading waived as all members have copies which are on file in the Office of the City Clerk for public inspection. Seconded by Mr. Moran. Motion carried unanimously.

34 - REPORT & ORDINANCE - Mr. Nimmons submitted the following report and Ordinance.

The Common Council met as a Committee of the Whole immediately following a public hearing on August 22, 1988 in City Hall. Mr. Bundy made a motion to recommend adoption of the proposed ordinance. Seconded by Mr. Connell. Motion carried unanimously.

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

THAT Section 6-02 of Chapter 6 of the Code of Ordinances of Danbury, Connecticut be and hereby is amended to read as follows:

Sec. 6-02. Amendment of Connecticut Basic Building Code.

(a)(1) In accordance with the provisions of Section 29-252-114.3.1 of the Connecticut Basic Building Code, before receiving a building permit the owner, or his agent, shall pay a fee in accordance with the following schedule and based on the value of the work performed:

Valuation of Work:	Fee
Up to \$1,000.00	\$10.00
\$1,000.01 to \$50,000.00	\$10.00 for the first \$1,000.00, plus \$7.00 for each additional \$1,000.00 or part thereof
Above \$50,000.00	\$353.00, plus \$7.00 for each additional \$1,000.00 or part thereof

(2) Prior to the issuance of a building permit the Danbury Building Official shall estimate the fees established in subparagraph 6-02(b)(8)(ii), if any, and subject to the provisions thereof, shall require the owner or his agent to pay said amount. If, at any time prior to the issuance of a certificate of occupancy, the Danbury Building Official determines that the estimated fee established in this paragraph is insufficient to cover the costs incurred by the City of Danbury pursuant to subparagraph 6-02(b)(8)(ii) hereof, the Danbury Building Official shall revise his estimate and shall require the owner or his agent to pay the balance of said revised estimate prior to continuing work on the building.

(3) The fee established in paragraph 6-02(a)(1) shall cover the eight inspections specified herein or so many thereof as are required on any particular project. Required inspections, to the extent applicable, include:

- A. Soil Conditions
- B. Footing drains and waterproofing
- C. Rough electrical
- D. Rough plumbing
- E. Framing
- F. Insulation
- G. Gas or oil burner
- H. Final; including but not limited to electrical, plumbing, fire divisions and exits.

Additional inspections shall be performed for an additional fee of \$25.00 per inspection. Each separate trip to the site shall be deemed to be a separate inspection. Said additional fees shall be due and payable prior to the issuance of a certificate of occupancy.

(b) In accordance with the provisions of Section 19-395-117.3 of the Connecticut Basic Building Code, before receiving a permit or certificate for the following uses or for the conduct of any of the following activities the owner or agent shall pay the fee prescribed below.

<u>Type of Permit or Certificate</u>	<u>Fee</u>
(1) Demolition permits	Three (3) per cent of the actual cost of demolition
(2) Permits for the moving of buildings	\$25.00 per building
(3) Permits for vented-type gas-fired heaters	\$10.00 each
(4) Permits for oil burners	\$10.00 each
(5) Permits for wood stoves	\$10.00 each
(6) Permits for tanks with a capacity in excess of 500 gallons	\$50.00 each
(7) Permits for signs	(a) If ten (10) square feet, or less, \$10.00 (b) If in excess of ten (10) square feet, \$10.00 for the first ten (10) square feet and fifty cents (\$0.50) per square foot for each additional square foot or part thereof
(8)(i) Certificate of occupancy	\$10.00 each

(ii) If a building exceeds the threshold limit, as defined in Public Act No. 88-359, the owner or his agent shall pay an additional fee equal to the cost incurred by the City of Danbury in hiring an independent engineering consultant to review the plans and specifications of the building prior to its construction to determine its compliance with the requirements of the Connecticut Basic Building Code and to conduct such field inspections as said consultant deems necessary. In addition to the foregoing, if the building exceeds the threshold limit, as defined in Public Act No. 88-359, the owner or agent shall also pay a fee equal to the cost of any independent laboratory tests which may be required by the Danbury Building Official or the independent engineering consultant for randomly selected, specially fabricated key structural components to ensure that such components when

delivered to the job site, conform to approved design specifications and drawings. If the estimated fee paid by the owner or agent pursuant to paragraph 6-02(a)(2) is greater or less than the actual fee due and payable hereunder, the Danbury Building Official shall either require the owner or agent to pay the balance remaining due over and above the estimated fee already paid or reimburse the owner or agent for any payment made in excess of said actual fee, as the case may be.

(c) As used in subsections (a) and (b) hereof, the phrases "value of work" and "actual cost of demolition" shall mean and include the entire cost of construction, alteration, repair or demolition and shall include the value of all materials and labor used.

(d) Demolition performed by, or on behalf of, any state, federal, or municipal government shall be exempt from the permit fee requirements of this section.

The Report and Ordinance were adopted on the Consent Calendar

35 - REPORT - Capitola Road.

Mr. Connell submitted the following report:

The committee appointed to study the request that Capitola Road be considered a City Highway met on August 17, 1988 at 7:45 P.M. in the Fourth Floor Lobby in City Hall. In attendance were committee members Connell and Zotos. Also attending were Director of Public Works Daniel Minahan and City Engineer Jack Schweitzer.

A discussion was held concerning the research done by Assistant Corporation Counsel Eric Gottschalk at the request of Mr. Connell. The research paper on the state of Capitola Road stated in part that the City has never acted to formally accept the road although the Public Works Department does plow, sand and grade it. It was further reported that this service has been going on for some thirty-five years. Mr. Gottschalk's report went on to state that the City has in the past accepted funds from the State as a reimbursement for this effort. Further research disclosed that there is City sewer service currently on this road. The Capitola Road Association advised the committee that the road is in need of some minor grading to allow school buses and emergency vehicles unencumbered passage. This road, it should be noted, serves as a major connection between Route 37 and Padanaram Road.

A motion was made by Mr. Zotos to accept the Corporation Counsel's communication and work out a phase-in program in cooperation with the City Engineer and Public Works Director in order to satisfy the request recommended by Corporation Counsel which is to insure that reasonable care is taken to keep the road free of defects which may render it unsafe for public travel. The motion was seconded by Mr. Connell and passed unanimously.

It should be noted that the aforementioned motion does not suggest acceptance however, if Corporation Counsel after further study determines that "the City of Danbury may be deemed to have accepted this road by its conduct" as stated in its report of May 9,

1988 then it will be necessary for the committee to reconvene and possibly recommend that the road be accepted. Corporation Counsel has been requested to answer this question and report back to Mr. Connell.

The Report was accepted on the Consent Calendar.

36 - REPORT - Condemnation of Land on Eagle and Federal Road.

WITHDRAWN.

37 - REPORT - Connecticut Health Care Associates, 52 Main Street.

Mr. Bundy submitted the following report:

The committee appointed to review the request of Connecticut Health Care Associates, 52 Main Street met on August 17, 1988 at 7:30 P.M. in Room 432 in City Hall. In attendance were committee members Bundy, Bourne and Flanagan. Also present were City Engineer Jack Schweitzer and Council Member Hank Moran, ex-officio.

The committee discussed a request by Connecticut Health Care Associates for an eighteen (18) month extension of sewer and water permits previously approved by the City. Members of the committee reviewed a letter from Assistant Corporation Counsel in which he expressed the opinion that the request appeared reasonable and therefore the Corporation Counsel's Office had no objection to the granting of the requested extension of time. Mr. Schweitzer also expressed no objections to the granting of the extension. William Buckley, the Superintendent of Public Utilities, advised Mr. Bundy via telephone on August 16, 1988 that he was familiar with the request and had no objections.

Mrs. Bourne made a motion stating that since all approvals have been granted and due to extenuating circumstances surrounding the request for an extension, to recommend that approval for the eighteen month extension be granted. Seconded by Mr. Bundy. Motion carried unanimously.

The report was accepted on the Consent Calendar.

38 - REPORT - Request for Sewer and Water Extensions, Broad Street at Whitney Avenue.

Mr. Regan submitted the following report:

The committee regarding the above captioned matter met on August 9, 1988. In attendance were Committee Members Regan and Gallo. Also in attendance were Jack Schweitzer and William Buckley, Mr. Richard Ramey, Attorney Ward Mazzucco and Mark Kornhaas.

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

1. The petitioner shall bear all costs relative to the installation of said sewer and water 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, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.

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

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

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

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

The report was accepted on the Consent Calendar.

39 - REPORT - Request for Sewer Extensions - Willow and Lyon Streets.

The committee regarding the above captioned matter met on August 9, 1988. In attendance were Committee Members Regan and Gallo. Also attending were Jack Schweitzer, William Buckley and the petitioner Emil Curran.

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 extension.

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

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

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

5. That upon completion of installation, title to said sewer 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 lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

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

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

The report was accepted on the Consent Calendar.

Mr. Regan submitted the following report:

The committee regarding the above captioned matter met on August 9, 1988. In attendance were Committee Members Regan and DaSilva. Also attending were Jack Schweitzer, William Buckley and residents of South Cove Road.

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 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, 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 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 water lines as the City Engineer's Office determines are of potential benefit to other landowners in the City.

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

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

Mr. DaSilva also made a motion that no construction begin until the City receives ownership of the new main on Hayestown Road. Seconded by Mr. Regan.

The residents dropped the petition for sewer extensions at this time as it would be too costly.

The Report was accepted on the Consent Calendar.

41 - REPORT - Westminister Woods.

Mr. Shaw submitted the following report:

The ad hoc committee appointed to review Westminister Woods met on July 26, 1988 in City Hall. In attendance were committee members Shaw, Charles and Zotos. Also attending was Assistant Corporation Counsel Eric Gottschalk.

Attorney Gottschalk briefed the committee on the history of Westminister Woods Development and the associated problems. After discussion among the committee members, Mr. Shaw made a motion to take no action. Seconded by Mr. Charles. Motion carried unanimously.

The Report was accepted on the Consent Calendar.

42 - REPORT - Request for Donation of "CAMEO" Dispersion Model by National Oceanic and Atmospheric Administration.

Mr. Bundy submitted the following report:

The committee appointed to review the request for donation of a "CAMEO" Dispersion Model by the National Oceanic and Atmospheric Administration met on August 17, 1988 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Bundy, Bourne and Eriguez. Also present were Jack S. Kozuchowski, Coordinator of Environmental and Occupational Health Services and Council Member Hank Moran, ex-officio.

A discussion was held wherein it was determined that the "CAMEO Model" is in fact a cost free donation and of invaluable importance in enabling Mr. Kozuchowski to accomplish his tasks when it comes to environmental and health evaluation of certain substances. Regarding the "hardware" required for the operation of this program, monies have been appropriated and approved by the State of Connecticut vis a vis the Grant from Municipalities/Liability Trust Fund. Those monies will be used for the computer hardware and necessary training.

Mr. Eriguez made a motion to accept the donation. Seconded by Mrs. Bourne. Motion carried unanimously.

The report was accepted on the Consent Calendar.

43 - REPORT - Pocono Marina Tax Appeal.

Mr. Bundy submitted the following report:

The committee appointed to review the hiring of outside counsel for the Pocono Marina Tax Appeal met on Thursday, August 18, 1988 at 10:00 P.M. in Room 432 in City Hall. In attendance were committee members Bundy and Godfrey. Also in attendance was Robert Resha, Corporation Counsel for the City.

During discussion it was agreed by those present that in order to avoid a possible conflict of interest and to uphold the ethical standards of the law, outside counsel should be retained by the City to address this matter.

Mr. Godfrey made a motion that the City should retain outside counsel to address this matter of the Pocono Marina Tax Appeal. Seconded by Mr. Bundy. Motion carried unanimously.

The Report was accepted on the Consent Calendar.

44 - REPORT - Repaving of Colby Lane.

Mr. Esposito submitted the following report:

The Common Council Committee appointed to review the request for repaving of Colby Lane has been informed by the Director of Public Works that Colby Lane was scheduled for repaving during the week of August 22, 1988.

The report was accepted on the Consent Calendar.

45 - REPORT - Request for Easement from Southern New England Telephone Company.

Mr. Nimmons submitted the following report:

The committee appointed to study the above request met at 7:00 P.M. on August 16, 1988 in City Hall. In attendance were committee members Nimmons, Renz and Zotos. Also attending was Superintendent of Public Utilities William Buckley.

Mr. Zotos made a motion to recommend to the Common Council conveyance of the easement subject to approval by the City Engineer's legal description that the City owns the property, and along with Mr. Buckley's department, that it is within the best interest of the City. In addition, that the State approves the transfer and Corporation Council finalize the paperwork with SNETCO Counsel. Seconded by Mr. Nimmons. Motion carried unanimously.

Mrs. Bourne made a motion that the report be accepted. Seconded by Mr. Connell. Motion carried unanimously.

46 - REPORT - Appointments to the Lake Kenosia Commission.

Mr. Fazio submitted the following report:

The ad hoc committee appointed to review the appointments to the Lake Kenosia Commission met on August 15, 1988 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Fazio, and Eriquez. Also attending was Council Member Hank Moran, ex-officio.

After a brief discussion, Mr. Eriquez made a motion that since the Common Council has approved a resolution clarifying who should serve on City Boards and Commissions that the seven people included in the May 3, 1988 correspondence be approved by the Common Council. Motion was seconded by Mr. Fazio and carried unanimously.

Mr. Eriquez made a motion to accept the report. Seconded by Mr. Connell. Motion carried unanimously. Mrs. Bourne made a motion to temporarily appoint Janet Gershwin and Philip Hadley as Co-Chairman to set the committee in motion and until such time as a permanent Chairman can be elected. Seconded by Mr. Shaw. Motion carried unanimously.

47 - REPORT - Paving/Drainage Problems at Hawthorne Cove Road.

The ad hoc committee appointed to review the paving and drainage problems at Hawthorne Cove Road met on August 17, 1988 at 5:30 P.M. in the Fourth Floor Lobby in City Hall. In attendance were committee members Bundy and Fazio. Also in attendance were City Engineer Jack Schweitzer, Director of Public Works Dan Minahan, Council Members Moran and Connell, ex-officio, and Bill Glazer and Frank Kane representing the residents.

Mr. Kane and Mr. Glazer presented a brief history of the problem and stated that on three separate occasions they have petitioned the Common Council to accept Hawthorne Cove Road under Section 17-34 of the City Code of Ordinances. It was also mentioned by Mr. Schweitzer that only three roads had been accepted under this section.

Mr. Bundy requested that Mr. Minahan estimate the cost of bringing the road to current City specifications. Mr. Schweitzer indicated that the necessary work would include drainage work as well as repaving and curbing. Mr. Minahan estimated the cost of approximately \$286,000 or \$130 per foot x 2200 feet. Mr. Minahan indicated that he could provide the black top necessary to temporarily patch the road (that is one truck load) but could not provide the labor.

Mr. Bundy made a motion that in light of the fact that only several roads had been accepted under Section 17-34 that the committee recommend to the Council that an ad hoc committee be formed to study Section 17-34 and propose changes if necessary to facilitate the timely acceptance of roads such as Hawthorne Cove Road. In addition it should be determined why Section 17-34 has not worked to allow more roads to be accepted and the exact reason as to why Hawthorne Cove Road cannot or does not conform.

It should be noted also that the residents of Hawthorne Cove Road have stated that they would be willing to bear some of the cost to repair the road in order to facilitate acceptance providing the costs were not excessive. Seconded by Mr. Fazio. Motion carried unanimously.

Mr. Bundy made a motion to accept the report and appoint the committee. Seconded by Mr. Connell. Motion carried unanimously. Mayor Sauer appointed Council Members Moran, Bourne and Cassano to the committee.

48 - REPORT - Request for Sewer and Water Extensions - Tamarac Avenue.

Mr. Regan submitted the following report:

The committee regarding the above captioned report met on August 25, 1988. In attendance were committee members Regan, Connell and Charles. Also in attendance were City Engineer Jack Schweitzer and Superintendent of Public Utilities William Buckley.

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

1. The petitioner shall bear all costs relative to the installation of said sewer and water 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, all right, title, interest and privileges required hereunder, and said Deed shall be held in escrow for recording upon completion of installation.

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

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

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

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

Mr. Connell made a motion that sewer and water extensions be approved subject to the above stipulations. Seconded by Mr. Charles. Motion carried unanimously.

The report was accepted on the Consent Calendar.

49 - REPORT - Request for Condemnation of Land for Easement of Sewer Line at Lot #11112.

Mr. Regan submitted the following report:

The ad hoc committee appointed to review the request for condemnation of land at lot #I11112 Assessor Map met on August 25, 1988 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Regan, Connell and Charles. Also attending were City Engineer Jack Schweitzer and Director of Public Utilities William Buckley.

Mr. Buckley stated that the water request was satisfactory and the sewer request would be an improvement to the City system if it followed the proposed route. In order to do this an easement across lot #I11112 was necessary. The easement would be a 20' x 100' strip across the northerly boundary of this lot. Mr. Buckley stated that the Planning Commission had approved the sewer and water extensions last year and on August 23, 1988 approved the condemnation of the land for the easement based upon his statement that this is the best route for the sewer.

Mr. Charles made a motion that the City condemn the land necessary for the sewer easement with the stipulation that the petitioner bear all costs regarding the acquisition of the land. Seconded by Mr. Connell. Motion carried unanimously.

The report was accepted on the Consent Calendar.

50 - REPORT - Funds for Damaged Fence at Wooster Cemetary.

Mr. Bundy submitted the following report:

The committee appointed to review the request for funds to repair a damaged fence at Wooster Cemetary met on Thursday, August 18, 1988 at 7:00 P.M. in Room 432 in City Hall. In attendance were committee members Bundy and Zotos. Also in attendance were Director of Parks and Recreation Robert Ryerson and Director of Finance Dominic Setaro.

During discussion it was pointed out by Mr. Setaro that this particular cemetary located behind the old jail, which is a landmark building, may fall under the purview of Public Buildings and not Parks and Recreation. Mr. Ryerson stated that his department mows the lawn and would probably have jurisdiction over the upkeep of the cemetary and the fence surrounding it. Mr. Ryerson also produced an estimate for repair of the fence which amounted to \$2,475. Mr. Ryerson further advised that the damage was most likely caused by a hit and run driver who escaped unnoticed after the accident, thus causing the City to bear the cost of repair. Mr. Setaro advised that the City's insurance carries a deductible clause which exceeds the cost of repair.

After further discussion it was decided that before any funds are expended to repair the fence it should first be determined by Mr. Setaro exactly which department, Public Buildings or Parks and Recreation, is responsible for insuring that repairs be made. After this fact is determined Mr. Setaro will authorize the availability of the necessary funds for repair after that amount is determined by estimate process.

Mr. Zotos made a motion to appropriate the necessary funds to repair the fence at Wooster Cemetary contingent upon Mr. Setaro's determination through Corporation Counsel which department, either Public Buildings or Parks and Recreation, will be responsible for the repair process. Seconded by Mr. Bundy. Motion carried unanimously.

Mr. Bundy asked that the report be amended to read that the proper bidding procedure be followed and estimates be submitted to the Common Council. Mr. Zotos complied with the proviso that this be done within thirty days. Mr. Moran made a motion to accept the report as amended. Seconded by Mr. Connell. Motion carried unanimously.

(NOTE: At 9:13 P.M. Council Member DaSilva arrived at the meeting and was noted as present).

Mr. Charles submitted the following report:

The ad hoc committee appointed to study the request for funding for additional school nurses met on August 22, 1988 at 8:00 P.M. in Room 432 in City Hall. In attendance were committee members Charles, Nimmons and Renz. Also in attendance were Council Members Bourne, Shaw, Bundy and Connell, ex officio, Dominic Setaro, Eric Gottschalk, Dr. Anthony Singe, W. Throop, Barbara Baker and Nancy Marcus, Members of the School Board.

Mr. Charles stated that the meeting was called for the express purpose to recommend funds in the amount of \$78,000 to fund the hiring of 3.5 nurses in order to fully service the entire school system. The School Board presented a certified document approved by the Board on August 17, 1988 and signed by Nancy Marcus as its secretary. Said document is attached. Discussion followed concerning available funding for the hiring of the nurses.

A motion was made by Mr. Renz and seconded by Mr. Nimmons to forward this issue to the Common Council recommending the appropriation of \$78,000 to hire 3.5 additional nurses for the fiscal year 1988-89. The motion was carried unanimously.

Mr. Zotos made a motion that the report be accepted and the appropriation of funds authorized. Seconded by Mr. Eriquez.

Mr. Moran asked if there was a guarantee from the Board of Education that this money would only be used for hiring of the nurses. Mr. Charles stated that he is willing to trust the Board. Mr. Fazio stated that during the budget process the Council voted to cut \$200,000 from the Contingency Account and funds for this should not come from this account. Mrs. Bourne made a motion to suspend the rules to allow the Comptroller Dominic Setaro to address the Council. Seconded by Mr. Moran. Motion carried with Council Members Esposito, Cassano, Charles and Butera voting in the negative. Mr. Setaro addressed the Council on the importance of not draining the account. Discussion followed on the pros and cons of expending the funds at this time. Motion carried with the Members voting as follows:

Yes - Renz, Esposito, Godfrey, Flanagan, Zotos, Cassano, Charles, Butera, DaSilva, Eriquez. No - Bourne, Connell, Moran, Cresci, Nimmons, Fazio, Shaw, Bundy, Regan.

52 - REPORT - Conveyance of Property on Union Avenue for the Relocation of the Erickson House - Historic Preservation.

Mr. Nimmons submitted the following report:

The committee appointed to review the above subject met on August 30, 1988 at 7:30 P.M. in City Hall. In attendance were committee members Nimmons, Fazio and Flanagan. Also present were Robert Steinberg representing the Danbury Preservation Trust, Jerrold Davis, Hank Moran and Lovie Bourne, ex-officio, and City Engineer Jack Schweitzer.

A letter dated August 24, 1988 from Mr. Zurlo was read which outlined the general concept for relocating the Erickson House on Padanaram Road to the corner of Maple Avenue and Garamella Boulevard for historic preservation purposes.

After a general discussion and a question and answer period, a motion was made by Mr. Fazio and seconded by Mr. Nimmons to recommend approval of the concept to the Common Council. Should a successful bidder be obtained for the relocation project, said bidder would be responsible for obtaining all legal documents and permits required by the City of Danbury.

The report was accepted on the Consent Calendar.

Mrs. Bourne submitted the following report:

The Committee charged to review the appointment of Mr. Jerrold Davis as our City Historian met on August 22 at 8:10 P.M. in the 4th Floor Lobby of City Hall. In attendance were Committee members Bourne (Chair), Moran and Eriquez; and, Jerrold Davis and Glenn Davis.

The Chair began by introducing all present and stating the charge of the Committee. The Chair, having previously spoken with Mr. Eriquez to ascertain why this item was referred to committee, read to the Committee a letter (copy attached) from Mayor Sauer dated August 22, 1988. In its

entirety Mayor Sauer wrote as follows:

"The City Historian will be a volunteer, non-paid position. There is space presently allocated in the Danbury Public Library for information to be collected and work to be conducted. Any expense items, such as copying, copy paper or stationery will come out of the Mayor's discretionary budget."

Mr. Moran, seconded by Mr. Eriquez moved that the Committee recommend to the Common Council approval of Mr. Jerrold Davis as our City Historian. Motion passed unanimously.

Mr. Eriquez moved, seconded by Mr. Moran that a Resolution be drawn and recommended to the Council to be approved stipulating that in the event that this position becomes a paid salaried position that at the end of the term the position be properly advertised as a salaried/paid City position so that all interested parties can properly apply.

The Chair question Mr. Eriquez as to the appropriateness of this Resolution stating that this was outside of the charge of the Committee. The Chair stated that the proper procedure would be to amend the ordinance. The Chair asked Mr. Eriquez if something had happen in the past that related negatively to this situation, or if there was someone else who was interested in the position. Mr. Eriquez replied no to both questions. He complimented Mr. Davis, his background and willingness to serve, ensuring Mr. Davis that his objection had nothing to do with Mr. Davis, but saying that he simply wanted to ensure that if the position were to become a paid position that the position would then be properly advertised so that all interested could apply. The Chair stated that the Council had ultimate control (the approval process) over the position if it were to become paid. A vote was taken on the motion which passed, with the Chair, Mrs. Bourne, voting in the negative.

On 8/23 and 24, the Chair spoke with Attorney Gottschalk regarding the Resolution. Attorney Gottschalk advised in part as follows:

- The Resolution is outside the charge of the Committee.
- The Resolution by itself has no merit, and he would recommend that the Council, if it deems it necessary, should amend the ordinance.
- Amending the ordinance is a separate issue, and does not need to hold up the appointment.

The Chair related the above to Mr. Eriquez, and tried to reach Mr. Moran without success.

Mr. Moran made a motion to accept the Report and confirm the appointment. Seconded by Mr. Bundy.

Mr. DaSilva stated that the report points out that Mr. Eriquez made a motion, seconded by Mr. Moran, that a resolution be drawn and submitted to the Common Council. Mr. DaSilva stated that he received no resolution. Mrs. Bourne stated that she had spoken with Attorney Gottschalk and he advised her that the Resolution was outside the charge of the committee and that the resolution would by itself have no merit. Mr. DaSilva stated that he felt the resolution should still have been presented. Mr. Godfrey stated that Mrs. Bourne's actions violated freedom of information. Mrs. Bourne stated that this was not her intention.

Mr. Moran asked to split the question regarding the appointment and the resolution.

Mr. Flanagan stated that he would be more comfortable if this position were advertised. Motion on appointment carried with Mr. Flanagan voting in the negative.

Mayor Sauer appointed Council Members Moran, Bundy and DaSilva to the committee regarding the resolution.

54 - REPORT - Lease between the City of Danbury and New England Aircraft Sales.

Mrs. Bourne submitted the following report:

The Committee charged to review the above met again on September 1, 1988, at 8:08 P.M., in Room 432 of City Hall. In attendance were Committee members Bourne (Chair), Shaw and Godfrey, and Atty. David Bennett (representing Mr. Whalen), Ron Whalen, Owner N.E.A.S., Assist. Corp. Counsel, Les Pinter, Roy Platt, Aviation Commission member, and Mr. Scavo.

The Committee and N.E.A.S. in principle came to an agreement that benefits both parties. Briefly the major Agreement changes are as follows:

- The yearly lease amount was increased from \$3300 to \$4500.
- The various formulas for computing additional increases have been stricken entirely from the lease. Substituted is a simpler straight increase of \$.04 per sq. ft. (43,560), or \$1,742.40 every five years.
- The term of the lease was decreased from 25 years with two ten year renewable options to 25 years and one ten year renewable option.

This lease is for one acre of land on which N.E.A.S. will erect a 100 x 100 (10,000 sq. ft.) "Butler-type" all steel building. The building at the end of the 25 year lease period will become the property of the City. Mr. Whalen estimates that this building will cost between \$200 - \$300M to construct.

In November of 1986 (the date is stated correctly 1986), our purchasing department went out for bids to seek individuals who would be willing to lease two one-acre parcels of land at the Airport as "Airport Tenants." The notice was published in the Dodge Reports, the *New Times* and sent to nine aviation businesses (FBO's at the Airport). Only one individual to date, N.E.A.S. showed interest in one of the parcels. This parcel of land is a level acre, located within close proximity of the control tower and next to a five acre parcel leased by Business Aircraft

Center. The use is restricted and must be used for aviation purposes only. N.E.A.S. will be the first airport "Tenant," and as such will only be allowed to operate under one category--Aircraft Sales (Category C). N.E.A.S. will pay an additional \$2,000 per year to operate in this category. N.E.A.S. will need to make improvements to the property such as--constructing an access road both to the property and to connect to a taxiway; and, in addition, a sewer or septic system which meets City standards must be installed.

In short the Committee is asking direction from the Council prior to submitting the FINAL AGREEMENT DOCUMENTATION at its October meeting as to whether or not there are any concerns.

The negotiated changes have been reviewed with our Acting Director of Finance. He had one concern regarding major building changes in future years that will to be discussed through Corporation Counsel with the petitioners.

The report was accepted on the Consent Calendar.

55 - REPORT - Downtown Redevelopment Project.

Mr. Nimmons submitted the following report:

The Common Council Committee appointed to review the Downtown Redevelopment Project met on August 18, 1988 at 7:00 P.M. in the Common Council Chambers in City Hall. In attendance were committee members Nimmons, Fazio, Renz, Erriquez and Flanagan. Also attending ex-officio were Council Members Bundy, Godfrey, Bourne, Esposito, Regan and Charles. Also, Mayor Joseph Sauer, Corporation Counsel Robert T. Resha, Attorneys James Maloney and Ward Mazzucco, Project Manager Scott Ziegler, members of the Redevelopment Agency and members of the public.

An extensive discussion was held regarding the Errichetti Project with particular emphasis on the request by the Redevelopment Agency to change the original finance agreement, namely a performance bond or an irrevocable letter of credit to a state financing program based on the Connecticut Housing Finance Authority.

The basic question the committee members seemed to have was just how well the CHFA financing program would match the original finance agreement. Further, what legal problems would the Council impose on itself and the City should it nullify the original agreement. To complicate matters, the committee was told on several occasions by speakers that the problem was also a "business" problem as well.

A motion was made by Gene Erriquez and seconded by Steve Flanagan to refer the CHFA agreement to the City's bond counsel for further study regarding the above questions for a report back within three weeks. Motion carried unanimously.

Mr. Nimmons stated that he had met with Corporation Counsel on this, that they had only had a brief communication from bond counsel and they have not yet seen any real documentation. Mr. Bundy made a motion to accept the progress report. Seconded by Mr. Shaw. Motion carried unanimously.

Mayor Sauer extended all committees.

56 - COMMUNICATION - Donation to Library. Mr. Godfrey made a motion to add this item to the agenda. Seconded by Mr. Moran. Motion carried unanimously.

Letter from Library Director Betsy Lyke asking for permission to accept a \$50 donation from a library patron. Mr. Moran made a motion to accept the donation. Seconded by Mr. Fazio. Motion carried unanimously.

57 - COMMUNICATION - Barry Connell - Dairy Energy Mart - Salt and Sand Pile. Mr. Godfrey made a motion to add this to the agenda. Seconded by Mrs. Bourne. Motion carried unanimously.

Letter from Corporation Counsel Robert Resha asking that a committee be appointed to look into correspondence received on this matter. Mrs. Bourne asked that this be referred to an ad hoc committee. Mayor Sauer appointed Council Members Renz, Shaw and Godfrey to the committee.

58 - COMMUNICATION - Sewer Rates.

Mr. Eriquez made a motion to add this item to the agenda. Seconded by Mr. Flanagan. Motion carried unanimously. Letter from Superintendent of Public Utilities William Buckley asking that a committee be established to look into Sewer Rates for the Budget Year 1989-90. Mrs. Bourne asked that this be referred to an ad hoc committee, Dominic Setaro, Director of Public Works, Director of Public Utilities and the Corporation Counsel. Mayor Sauer so ordered and appointed Council Members Shaw, Connell and Esposito to the committee.

59 - COMMUNICATION - Letter from Mayor Sauer stating that 25,000 yards of gravel has been offered to the City as a gift. Mr. Godfrey made a motion that the communication be added to the agenda. Seconded by Mr. Flanagan. Motion carried unanimously. Mrs. Bourne asked that this be referred to an ad hoc committee, the Director of Public Works, the Airport Administrator and the Aviation Commission. Mayor Sauer so ordered and appointed Council Members Bundy, Connell and Godfrey to the committee.

PUBLIC SPEAKING SESSION -

1. Darryl Dennis - Asked that the NAACP be invited to the Committee Member regarding the additional ten points for volunteer fire-fighters.

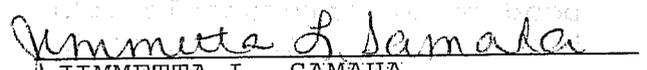
2. David Coelho - Spoke about the Downtown Redevelopment Project and asked the Council not to accept the CHFA guarantee.

3. John Pepe - Thank the Common Council for appropriating the funding for additional nurses.

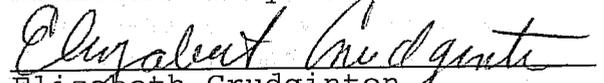
4 - Dr. Robert Fand - spoke on the Errichetti project and taxes.

There being no further business to come before the Common Council a motion was made at 10:30 P.M. by Mr. Nimmons for the meeting to be adjourned.

Respectfully submitted,

  
JIMMETTA L. SAMAHA  
Assistant City Clerk

Attest:

  
Elizabeth Crudginton  
City Clerk