

COMMON COUNCIL - SPECIAL MEETING
MARCH 24, 1983

Meeting is called to order at 8:00 O'Clock P.M. by the Honorable Mayor, James E. Dyer.

PLEDGE OF ALLEGIANCE TO THE FLAG

PRAYER

ROLL CALL

Council Members - Elder, Gallo, McGarry, Foti, Torcaso, Eriquez, Esposito, Repole, Zotos, Eppoliti, McManus, DaSilva, Torian, White, Cassano, Charles, Boynton, Leopold, Butera, Evans, Farah.

15 Present 6 Absent

NOTICE OF SPECIAL MEETING - to be held on the 24th day of March, 1983, at 8:00 O'Clock P.M. for the purpose of acting upon the following:

- ✓ 01 - REPORT - Charter Revisions.
- ✓ 02 - REPORT & ORDINANCE - Amendment to subsection 8-18(9) of the Code of Ordinances concerning points for Volunteer Firefighters.
- ✓ 03 - COMMUNICATION & RESOLUTION - Request from Danbury Hospital for permission to use the Osborne St. Stadium for off-site parking.
- ✓ 04 - COMMUNICATION - Request for funds for the recycling unit.
- ✓ 05 - COMMUNICATION - ~~Easement in the Liberty St. Redevelopment Area.~~
- ✓ 06 - COMMUNICATION - To accept a truck for the Fire Dept.
- ✓ 07 - COMMUNICATION - Appointment to Civil Service Commission.
- ✓ 08 - REPORT - Weed Problem at Lake Candlewood.

RETURN OF SERVICE - Notices delivered by Police Officers of the City of Danbury.

A motion was made by _____ & seconded by _____ for the NOTICE and RETURN OF SERVICE to be accepted.

01
REPORT

Re: Charter Revision.

The Report was

02
REPORT & ORDINANCE

Re: Amendment to subsection 8-18(9) of the Code of Ordinances concerning points for Volunteer Firefighters.

The Report was accepted and the Ordinance was adopted.

03
COMMUNICATION & RESOLUTION

Re: Request from Danbury Hospital for permission to use the Osborne St. Stadium for off-site parking.

The Communication was accepted and Resolution adopted.

COMMON COUNCIL SPECIAL MEETING
MARCH 24, 1983

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04

COMMUNICATION - Request for funds for Recycling Unit.

The Communication was

05

COMMUNICATION - Easement in the Liberty St. Redevelopment Area.

The Communication was

06

COMMUNICATION - To accept a gift of a truck for the Fire Department.

The Communication was

07

COMMUNICATION - Appointment to the Civil Service Commission.

The Communication was accepted and appointment confirmed.

08

REPORT - Weed Problem at Lake Candlewood.

The Report was

PUBLIC SPEAKING SESSION

There being no further business to come before the Council, a motion was made by _____ & seconded by _____ for the meeting to be adjourned at _____ O'Clock P.M.

CITY OF DANBURY

To: Common Council - City of Danbury

A special meeting of the Common Council _____ of the City of Danbury will be held on the 24th day of March, _____ 1983 at 8:00 o'clock p.m., at the City Hall in said Danbury.

For the purpose of acting upon the following:

- 01 - REPORT Re: Charter Revisions
- 02 - REPORT & ORDINANCE Re: Amendment to subsection 8-18(9) of the Code of Ordinances concerning points for Volunteer Firefighters.
- 03 - COMMUNICATION & RESOLUTION - Request from Danbury Hospital for permission to use the Osborne Street Stadium for off-site parking during the construction period for their parking garage.
- 04 - COMMUNICATION - Request for funds for the recycling unit.
- 05 - COMMUNICATION - Easement in the Liberty Street Redevelopment Area.
- 06 - COMMUNICATION - To accept a gift of a truck to the Fire Department.
- 07 - COMMUNICATION - Appointment to Civil Service Commission.
- 08 - REPORT - Weed Problem at Lake Candlewood.

Dated at Danbury, this 21st day of March, _____ 1983.

_____ *James E. Dyer* Mayor
 _____ *Elizabeth Cudginton* Clerk

To the sheriff or any policeman of the City of Danbury:

You are hereby required to notify the above named member _____ of the Common Council of the City of Danbury of the special meeting of said board by leaving with or at the usual place of abode or place of business of such member not less than 24 hours before the hour specified for said meeting, a notice in form annexed, and to make due return thereof at the time of said meeting.

_____ *James E. Dyer* Mayor

NOTE: Please return this Form to the Office of the City Clerk after all envelopes have been delivered for the Special Meeting to be held 3/24/83

RETURN OF SERVICE

By virtue of the within warning, I have served Notice on each of the members of the Common Council of the City of Danbury, of the Special Meeting of said Board, each Notice duly signed by the Mayor and City Clerk, by leaving such written Notice with each of the following members of said Common Council, to-wit:

<u>NAME</u>	<u>TIME</u>
1. <u>CONSTANCE McMANUS</u>	<u>1757</u>
2. <u>RICHARD B. ELDER</u>	<u>1808</u>
3. <u>BERNARD P. GALLO</u>	<u>2031</u>
4. <u>JOHN A. McGARRY</u>	<u>2049</u>
5. <u>RUSSELL M. FOTI</u>	<u>2038</u>
6. <u>CAROLE A. TORCASO</u>	<u>2027</u>
7. <u>GENE ERIQUEZ</u>	<u>1936</u>
8. <u>JOHN ESPOSITO</u>	<u>1942</u>
9. <u>NICHOLAS ZOTOS</u>	<u>1948</u>
10. <u>FRANK REPOLE</u>	<u>1953</u>
11. <u>DIANE EPPOLITI</u>	<u>1841</u>
12. <u>RICHARD M. WHITE</u>	<u>1832</u>
13. <u>ANTHONY J. CASSANO</u>	<u>1856</u>
14. <u>LOUIS T. CHARLES, JR.</u>	<u>1734</u>
15. <u>ERNEST M. BOYNTON</u>	<u>2018</u>
16. <u>JOSEPH DaSILVA</u>	<u>1747</u>
17. XXXXXXXXXXXXXXXXXXXX - John Leopold	<u>2006</u>
18. <u>THOMAS E. EVANS</u>	<u>1820</u>
19. <u>JANET A. BUTERA</u>	<u>1742</u>
20. <u>EDWARD T. TORIAN</u>	<u>2055</u>
21. <u>MOUNIR FARAH</u>	<u>2023</u>

Each Notice so served upon each member, all having been done by me on this date _____.

Attest: *Spec of Philip Collo*
Policemen of the City of
Danbury .*g*



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

THEODORE H. GOLDSTEIN,
CORPORATION COUNSEL

ERIC L. GOTTSCHALK
THOMAS G. WEST
SANDRA V. LEHENY
ASSISTANT CORPORATION
COUNSEL

March 21, 1983

PLEASE REPLY TO:

DANBURY, CT 06810

Mrs. Constance A. McManus, President
Common Council, City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut

Re: Charter Revision

My comments on the substantive questions raised by the report from the Charter Revision Commission follow. I have also attached a list of grammatical, or otherwise minor changes, which you may wish to consider.

First, Section 3-3D which mentions two elements of the Freedom of Information Act should be broadened to include all the requirements of that Act. I suggest the following language: "All meetings of the Common Council shall be conducted in accordance with the Freedom of Information Act of the State of Connecticut."

Next, Section 4-2 which provides that the Mayor shall preside over meetings of the Common Council and have no vote except in the case of a tie is somewhat in conflict with the ancillary report of the Charter Revision Commission which indicates on page 9 that it was the Commission's intention that the Mayor have no vote in the case of a tie. One or the other is in error. (Also see Section 3-31.)

Next, Section 7-5 which provides for a referendum on the budget contemplates that the referendum will be held on or before May 24th. Further, Section 3-4 provides that with the exception of matters dealt with in that section all other items concerning the referendum are governed by the General Statutes. It should be understood that one of those requirements (Connecticut General Statutes § 7-9c) involves a 30-day waiting period between publication of the notice of the referendum and the referendum itself. With that delay in mind, the May 24th date may be too early. Alternatively, you may wish to consider either speeding up the budget process, or starting it earlier.

Next, Section 8-3 must be revised because the last sentence now makes no sense since the substantive language of the current Section 8-3 has been deleted. I recommend that the original language be retained, perhaps in addition to the thoughts expressed in the new proposal.

Mrs. Constance A. McManus, President
Common Council
Re: Charter Revision

March 21, 1983

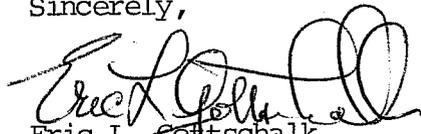
-2-

Next, Section 8-7 removes references to municipal residence. I understand that the Council, meeting as a committee of the whole, has decided to add the phrase "legal residence" after the word "citizens." I would recommend that the language of the proposal made by the Charter Revision Commission be retained in view of the fact that the Charter Revision Commission change is more consistent with the requirements of State law.

I would now like to reiterate my comments to you concerning four sections that caused you problems. First, 2-3, dealing with minority representation may be left unchanged in view of the fact that case law provides that minority representation requirements of State law do not apply to legislative bodies. Second, 3-2D.11 should not be changed to delete the phrase "other than elected officials." Our feeling is that five individuals should not hold power to disenfranchise voters for mere "failure to appear." Third, 3-2D.12 should apply to outside organizations.

I will be attending Monday night's meeting, so that if you have any questions, I would be happy to answer them at that time.

Sincerely,



Eric L. Gotschalk
Assistant Corporation Counsel

ELG:cr

Attachment

GRAMMATICAL AND OTHER MINOR CHANGES

- Sec. 1-1 Delete the word "the" appearing in line 7 and replace it with the phrase "as well as such." Also, in that same line add the words "as are" following the word "privileges." In the last line, delete the words "general law" and insert "Constitution and General Statutes."
- 1-2 Delete the words "and town" in line 3.
- 1-4 Delete the word "law" in line 2, and insert the word "Connecticut" prior to the word "Constitution" and the word "Statutes" following the word "General." Also, delete the word "law" and insert the word "Statutes" in line 12.
- 2-1 Insert the word "Statutes" following the word "General" in line 6.
- 2-2B1 Insert the word "and" following the word "years."
- 2-4 Delete the word "the" in the fourth line.
- 2-6 Consider deletion of the entire section.
- 3-2C Delete the word "law" appearing in the third line and insert the word "Statutes" following the word "General" and insert the words "of the State of Connecticut" following the word "laws."
- 3-2D13 Delete the phrase "the City Clerk who will affix the City seal" and replace it with the phrase "sealed with the City seal by the City Clerk."
- 5-3 Insert the word "Connecticut" prior to the phrase "General Statutes."
- 6-4 Last paragraph. The plural of counsel is "counsel." The "s" appears twice in that paragraph.
- 6-6 (Page 26) - Delete the word "over" in the fourth line and insert in its place the word "of."
- 6-6B The first four words should be "subject to the direction."
- 6-7B The last sentence should be corrected to begin as follows:
"The superintendent shall direct and control a tree expert,"
- 6-7C The word "highway" in the last line should be plural.
- 6-9A Add the word "while" following the word "such" in the last line.
- 6-9B I believe the word "permanent" more properly would be placed prior to the word "appointment" in the third line. Also, in view of the fact that the City now has procedures for reviewing the performance of probationary employees, the second amendment proposed by the Common Council in connection with this section is unnecessary.

- Sec. 7-3E The next to last sentence should end with a phrase reading, "office or agency annually in the form and manner prescribed by the mayor."
- 7-4 The first sentence in the last paragraph should begin as follows:
"At the time when the Council shall adopt the budget, together with a reserve for uncollectible taxes,"
- 7-5 The word "town" appears twice, once on page 44 and once on page 46. In both instances it should be changed to "city."
- 7-9 The last paragraph makes reference to a "sewer authority", this should now be changed to refer to a "water pollution control authority."
- 8-6 The word "laws" should be deleted and replaced with the word "Statutes."
- 8-8 The words "of the State of Connecticut" should be inserted following the word "Statutes" in the last line.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

March 24, 1983

REPORT

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

The Common Council held a public hearing on the proposed Charter Revisions on March 7, 1983 at 7:30 P.M. in the Council Chambers and again on March 16, 1983 at 7:00 P.M. in the Council Chambers.

The Council met as a committee of the whole with the Charter Revision Commission on March 14, 1983 at 8:00 P.M. The committee of the whole also met on March 15, 1983 at 7:30 P.M., March 16, 1983 at 8:00 P.M. and March 21, 1983 at 8:30 P.M., to discuss the proposed Charter Revisions and to make pertinent recommendations.

The committee of the whole voted to return the proposed Charter to the Charter Revision Commission with the attached recommendations.

Respectfully submitted

Constance McManus
Constance McManus

Common Council President

RECOMMENDATIONS TO THE CHARTER REVISION COMMISSION

The Common Council recommends the following revisions to the proposed Charter with the reminder that some of these changes, if approved by the Commission, will necessitate appropriate changes in the appendix and table of contents.

Chapter - 1.

Sec. 1-1 Delete the word "the" appearing in line 7 and replace it with the phrase "as well as such." Also, in that same line add the words "as are" following the word "privileges." In the last line, delete the words "general law" and insert "Constitution and General Statutes."

Sec. 1-2 Delete the words "and town" in line 3.

Sec. 1-4 Delete the word "law" in line 2, and insert the word "Connecticut" prior to the word "Constitution" and the word "Statutes" following the word "General." Also, delete the word "Law" and insert the word "Statutes" in line 12.

CHAPTER - 2.

Sec. 2-1 Insert the word "Statutes" following the word "General" in line 6.

Sec. 2-2B1 - Insert the word "and" following the word "years."

Sec. 2-2B7 - This section should reflect the language in the current charter to have the Zoning Commission consist of nine members elected every two years.

Sec. 2-4 - Delete the word "the" in the fourth line.

Sec. 2-6 - Delete as it is unnecessary.

CHAPTER - 3.

Sec. 3-2C - Delete the word "law" appearing in the third line and insert the word "Statutes" following the word "General" and insert the words "of the State of Connecticut" following the word "laws".

Sec. 3-2D13 - Delete the phrase "the City Clerk who will affix the City seal" and replace it with the phrase "sealed with the City Seal by the City Clerk."

Sec. 3-E-2 - Revert to current Charter language to allow the Constables to be elected not appointed.

Sec. 3-3 B&C - Substitute the Common Council President for the Mayor in order to allow the Common Council President to make appointments to both Ad hoc and Standing committees of the Council.

Sec. 3-3D - Change to read:

"All meetings of the Common Council shall be conducted in accordance with the Freedom of Information Act of the State of Connecticut."

Sec. 3-3E - Revise language in fourth line to state "to permit City residents and/or taxpayers to express opinions on matters before the Council at such meeting."

- Sec. 3-5A - Revert to current Charter language to allow the Council to fill the vacancy, not the Town Committees.
- Sec. 3-5B - Clarify "disability", who determines it and in case of temporary disability, would the Mayor reassume his office.
- Sec. 3-5B 1 & 2 - Revert to the intent of the current Charter whereby the Council President would fill any unexpired portion of the term of the Mayor. To the current language add "if the President of the City Council shall be unable to assume said powers and duties, the City Council shall elect one of its members to fill the unexpired term."

CHAPTER 5 -

- Sec. 5-3 - Insert the word "Connecticut" prior to the phrase "General Statutes".

CHAPTER-6

- Sec. 6-4 - Last paragraph. The plural of counsel is "counsel" The "s" appears twice in that paragraph.
- Sec. 6-6 - (Page 26) - Delete the word "over" in the fourth line and insert in its place the word "of".
- Sec. 6-6B - The first four words should be "subject to the direction."
- Sec. 6-6 E 2&4 - Delete specific dollar amounts as they tend to date the Charter. These amounts can be ordained by ordinance which can be revised more easily.
- Sec. 6-6E-5 - Revise to read "When the Mayor or Director of Finance and a member of the Corporation Counsel's staff agrees that such an emergency exists, the Mayor will call the City Council together waiving the 24 hour notice to direct the purchasing agent to make necessary purchases.
- Sec. 6-7B - The last sentence should be corrected to begin as follows: "The superintendent shall direct and control a tree expert."
- Sec. 6-7C - The word "highway" in the last line should be plural.
- Sec. 6-7G - Revert to current Charter language whereby the Department of Public Works is responsible for maintenance of school buildings.
- Sec. 6-8A - Planning Director - method of appointment should be specified as it is for other Department Directors. This position should be appointed by the Mayor and not be subject to the merit system.
- Sec. 6-9A - Add the word "while" following the word "such" in the last line
- Sec. 6-9B - Probationary policemen - 2nd sentence should read " No person shall receive a permanent appointment as a Police Officer unless such person has previously been awarded a certificate for successful completion of an approved police basic training program as required by Section 7-29(e) of the Connecticut General Statutes and the discretion of the Chief of Police.
- Sec. 6-9C - Special Police amend to read:
In addition to the police force provided for hereinabove, there shall be a Special Police Force not to exceed 30 active supernumeraries who must work a minimum of 50 hours a year as may be determined, from time to time, by the Chief of Police, whose duty it shall be to act whenever their services are required by the Chief of Police. Members of the Special Police force shall be appointed and removed by the Mayor.

CHAPTER 7

Sec. 7-3E - The next to last sentence should end with a phrase reading, "office or agency annually in the form and manner prescribed by the Mayor."

Sec. 7-4 - The first sentence in the last paragraph should begin as follows: "At the time when the Council shall adopt the budget, together with a reserve for uncollectible taxes."

7-5 The word "town" appears twice, once on page 44 and once on page 45. In both instances it should be changed to "City."

Next, Section 7-5 which provides for a referendum on the budget contemplates that the referendum will be held on or before May 24th. Further, Section 3-3 provides that with the exception of matters dealt with in that section all other items concerning the referendum are governed by the General Statutes. It should be understood that one of those requirements (Connecticut General Statutes § 7-9c) involves a 30-day waiting period between publication of the notice of the referendum and the referendum itself. With that delay in mind, the May 24th date may be too early. Alternatively, you may wish to consider either speeding up the budget process, or starting it earlier.

7- 9- The last paragraph makes reference to a "sewer authority", this should now be changed to refer to a "water pollution control authority."

Sec. 7-10F - Delete the words "upon recommendation of the Mayor."

CHAPTER - 8

Sec. 8-3 - Delete last sentence.

Sec. 8-6 - The word "laws" should be deleted and replaced with the word "Statutes".

Sec. 8-8 - The words "of the State of Connecticut" should be inserted following the word "Statutes" in the last line.



2

CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

March 24, 1983

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

The Common Council held a public hearing regarding the proposed amendment to subsection 8-18(9) of the Code of Ordinances, on March 21, 1983 at 8:00 O'Clock P.M. in the Council Chambers.

The Common Council met as a committee of the whole immediately following the public hearing and recommends that the Ordinance be amended as proposed. Councilman Gallo voted in the negative.

Respectfully submitted

Constance McManus

Constance McManus

Common Council President

made by him, in accordance with his powers, shall be deemed guilty of a misdemeanor and shall be punished by a fine of not more than one hundred dollars (\$100.00), unless state statute provides for a greater punishment. (Ord. No. 57, 1-4-66)

Sec. 8-18. Appointments to regular fire department.

(1) No person shall be appointed as a permanent member of the regular fire department unless he shall be a resident of the City of Danbury and a United States citizen.

(2) Each applicant must have a high school diploma or an equivalent education certified by the state board of education.

(3) Each applicant shall have reached his eighteenth but not his thirty-sixth birthday.

(4) Each applicant's vision shall be at least 20/50 in each eye, correctable to 20/20 in each eye.

(5) Each applicant shall have normal hearing without the use of any hearing aid or other device.

(6) Applications shall not be accepted from any person who has ever been convicted of a crime involving moral turpitude.

(7) Each applicant must pass a thorough physical examination, including an examination of physical agility as well as a psychiatric examination conducted by a physician or physicians or other qualified persons as designated by the City of Danbury.

(8) All appointments shall be for a probationary period of one (1) year, during which time every man so appointed shall successfully pass a course of training established by the fire chief of the City of Danbury, or such course of training as may be required by the statutes or regulations of the State of Connecticut. If any person fails to pass the course of training, he or she shall not be appointed a regular firefighter and shall be dismissed as a probationary firefighter.

(9) All appointments shall be based on merit as the result of competitive written and oral examinations conducted under Supp. No. 65

the auspices of the civil service commission of the City of Danbury. The civil service commission shall avail itself of professional testing services for the written portion of the examinations. Any applicant who:

- (a) Is a member in good standing in one of the Danbury volunteer fire companies;
- (b) Has answered twenty (20) per cent of his company's fire alarms as certified by the secretary and chief line officer of his company;
- (c) Attended a majority of the fire drills of his company in the twelve months previous to his application also as certified by said secretary and chief line officer of his company, shall receive after attaining a passing grade on the civil service examination, an additional ten points to his grade if he has completed two or more years of service in one or more of the said volunteer fire companies, but shall receive only five additional points if he has completed one year or more, but less than two years of service.

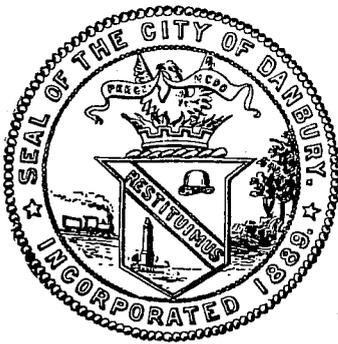
(10) All applicants for civilian clerk (typist-clerk-stenographer) shall comply with paragraphs (1), (2), (4) and (5) herein. Such clerk shall be on a probationary period of six months.

(11) All applicants for permanent assignment to the ambulance and rescue division shall first comply with all of the requirements of this section.

No person shall be permanently assigned to the ambulance and rescue division until he has completed his probationary period as a regular firefighter.

All appointments of regular firefighters to the ambulance and rescue division shall be for a probationary period of six months during which time every person so appointed shall successfully pass the Advanced Course of First Aid Training of the Red Cross and any other course of training that may be required by law for ambulance attendants. If any person so appointed fails to pass such a course of training, he shall be dismissed from, and shall not be permanently assigned to the

Supp. No. 65



ORDINANCE
CITY OF DANBURY, STATE OF CONNECTICUT
COMMON COUNCIL

March 24, 1983

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

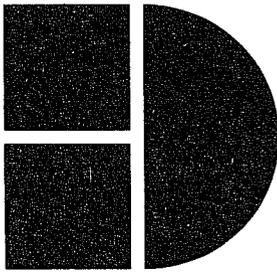
THAT subsection 8-18(9) of the Code of Ordinances of Danbury, Connecticut is hereby amended to read as follows:

"All appointments shall be based on merit as the result of competitive written and oral examinations conducted under the auspices of the Civil Service Commission of the City of Danbury. The Civil Service Commission shall avail itself of professional testing services for the written portion of the examinations."

EFFECTIVE DATE: This Ordinance shall take effect thirty (39) days after adoption and publication, as provided by law and Section 3-10 of the Charter of the City of Danbury, Connecticut

Adopted by the Common Council - March 24, 1983
Approved by Mayor James E. Dyer - March 25, 1983.

Attest: Elizabeth Crudginton
Elizabeth Crudginton
City Clerk



Danbury Hospital the community health center
Danbury, Connecticut 06810 Telephone 203-797-7000

March 11, 1983

The Honorable James E. Dyer
Mayor of City of Danbury
155 Deer Hill Avenue
Danbury, Ct. 06810

Dear Mayor Dyer:

On behalf of the Danbury Hospital, I would like to request the temporary use of the Osborne Street Stadium for off-site parking during the construction period for our parking garage.

The utilization of this property would be for parking only. No physical changes will be made to the property.

The use of this field would help us greatly in dealing with parking problems during the construction of our parking garage. We request the use of this field from March 25 to August 1.

I sincerely appreciate your assistance in this matter.

Sincerely yours,

Malcolm D. Crawford

Malcolm D. Crawford
Executive Vice President for
Finance and Administration

MDC:ad



RESOLUTION

CITY OF DANBURY, STATE OF CONNECTICUT

April 5 A. D., 19 83

RESOLVED by the Common Council of the City of Danbury:

WHEREAS, the petitioner, The Danbury Hospital, wishes to use property owned by the City of Danbury and located at Osborne Street, Danbury, Connecticut for parking purposes until August 1, 1983; and

WHEREAS, the petitioner has requested that the City of Danbury grant it a license authorizing the petitioner to use said land for that purpose;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL OF THE CITY OF DANBURY THAT Mayor James E. Dyer be and hereby is authorized to execute the attached license on behalf of the City of Danbury and take any and all further actions necessary to carry said license into full force and effect.

3 3

LICENSE

WHEREAS, THE DANBURY HOSPITAL, the Licensee, desires access to and use of property owned by the CITY OF DANBURY and located at Osborne Street, Danbury, Connecticut for parking purposes from the date of acceptance of the terms and conditions of this license by the Licensee until August 1, 1983; and

WHEREAS, the CITY OF DANBURY is willing to grant it a license to pass over and use land of the CITY OF DANBURY for that purpose;

NOW, THEREFORE:

Section 1. A license is hereby granted to THE DANBURY HOSPITAL to utilize the following described public property:

All that certain piece or parcel of land known as the former High School Athletic Field, less the actual playing surface of said field, lying between Ellsworth Avenue and Osborne Street in Danbury, Connecticut, which field is composed of two parcels of land shown on Map No. 1027 on file in the Office of the Danbury Town Clerk.

Access to the field may be gained through the existing gate located at the northeast corner of said field on the south side of Ellsworth Avenue.

Temporary parking shall be permitted only at the north, east, and west sides of the playing surface. No parking or movement of vehicles shall be permitted on the existing grass playing surface itself.

Section 2. The Licensee is hereby permitted to pass over and use the above-described property of the Licensor located at Osborne Street, Danbury, Connecticut, for parking purposes.

Section 3. This license is granted subject to the following conditions, terms and reservations:

(a) Although it is the intention of the Licensee to use said property until August 1, 1983, and it is the intention of the Licensor to permit said use for that period, this license is made subordinate to the right of the City to use said area for a public purpose, and in addition to any other reservations made herein, it is understood and agreed that should the CITY OF DANBURY deem it in the public interest to use the above area, or any portion thereof, for a public purpose or for any utility service which will require the use of said area, then and in that event, the CITY OF DANBURY shall give the Licensee thirty (30) days written

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notice of its intention to cancel this license. The Licensee shall likewise have the same right of cancellation upon giving the CITY OF DANBURY thirty (30) days written notice of its intention to cancel, and in either event, upon the termination or cancellation by the City or the Licensee, as the case may be, this license shall become null and void. The decision of the Common Council of the CITY OF DANBURY in this matter shall be final and binding as it relates to the determination of the public necessity of the use of said area for a public purpose.

(b) It is understood and agreed, and a condition hereof, that the Licensee shall at all times during the term hereof, carry public liability insurance against personal injury and property damage with a company authorized to do business in the State of Connecticut and satisfactory to the CITY OF DANBURY, protecting the CITY OF DANBURY against any and all claims for damages to persons or property as a result of, or arising out of, the use by the Licensee of the hereinabove described area. Said insurance shall be in the amount of not less than \$1,000,000 bodily injury or death, each person; \$1,000,000 bodily injury or death, each accident; \$1,000,000 property damage, each individual claim; \$1,000,000 property damage, each accident. The CITY OF DANBURY shall be named as an additional insured on all such policies.

The Licensee shall carry said insurance at its expense, and shall furnish to the CITY OF DANBURY a certificate of such coverage. Said policy shall bear an endorsement to the effect that no cancellation will be effective without first giving ten (10) days written notice to the CITY OF DANBURY. In the event Licensee shall allow said insurance coverage to lapse during the term hereof, then this license shall automatically be cancelled and terminated.

(c) This license is subject to all State law, the provisions of the Charter of the City of Danbury, as it now exists, or as may hereafter be adopted or amended, and the ordinances of the City of Danbury in effect, or those which may hereafter be passed and adopted.

(d) The Common Council of the CITY OF DANBURY reserves the right at any time, for good and sufficient reason, to terminate and cancel this license, in accordance with the terms and conditions hereof, by resolution duly passed by said Common Council, and all rights granted hereunder shall thereupon be considered fully terminated and cancelled and the CITY OF DANBURY shall not be held liable by reason thereof. Said resolution shall be final and shall not be subject to review by the courts of the State of Connecticut.

(e) As a condition hereof, Licensee agrees and is bound to hold the CITY OF DANBURY whole and harmless against any and all claims for damages, costs and expense, to persons or property that may arise out of, or be occasioned by the use of, the above-described property by the Licensee, or from any act or omission of any representative, agent, customer and/or employee of the Licensee.



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DANIEL GARAMELLA
Director of Public Works

Telephone:
797-4537

February 24, 1983

TO: James E. Dyer, Mayor
FROM: Daniel A. Garamella, Director of Public Works
SUBJECT: Recycling

Request that \$4,000 be granted to the recycling unit to carry out its activities to the end of the physical year.

The recycling unit has been operating under the guidance of Mr. Norm Cusack without a budget and he is seeking monetary relief.

DAG:bds



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

DEPARTMENT
OF FINANCE

March 24, 1983

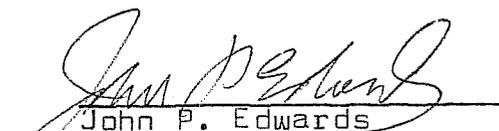
TO: Common Council via Certification #136
Mayor James Dyer

FROM: John P. Edwards

We hereby certify that \$4,000.00 is available in the Fund Balance to be donated to the Recycling Center.

Incidentally, the Contingency Account has been fully expended, the balance being encumbered to settle the police working agreement.

Previous balance of Fund Balance	\$ 374,352.00
Less pending request	28,738.00
Less this request	4,000.00
	<u>\$ 341,614.00</u>


John P. Edwards
Comptroller

JPE/af



SUBJECT: Liberty Street Easement

Southern New England
Telephone

72 Sand Pit Road
Danbury, Connecticut 06810

Our File No. 5-83-017

March 3, 1983

The Honorable James A. Dyer
Mayor, City of Danbury
City Hall
Danbury, Connecticut 06810

Dear Mayor Dyer:

As per my telephone conversation today with Bob Steinberg, we are seeking your assistance in getting SNET included in an easement in the Liberty Street redevelopment area. An easement record VOL. 669 page 571 and page 573 includes Connecticut Light and Power and does not specify SNET. We must provide service to the Sidney A. Rovner building at 197 Main Street, Danbury by April 1983.

SNET has two 4" conduits which stop beyond the sidewalk in this easement now and we will extend this to the Rovner building to provide service. Enclosed is a sketch of our proposed underground plan. If I can be of any assistance, please feel free to call me on 744-2098.

Sincerely,

Dale E. Halas

DEH/ERS/dgt

Enclosure

#197 MAIN ST
CONC BLOCK
BLDG

PT A
CLEAR + CAP DUCT + PLACE
MAGNET FOR LOCATING

DUCT F

DUCT E

DUCTS CAPPED + MAGNETS
PLACED FOR LOCATING

2-4" P.C. - 1982
25'

STA 12+40

SIDEWALK

DELAY ST

STA 12+65

MH 280

LIBERTY

ST

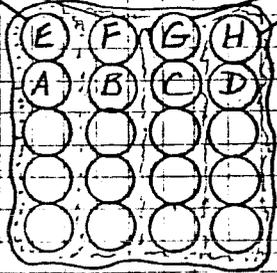
SIDEWALK

CO

TO STA 12+40
(N/SIDE)

20-4" P.B. - 1982

TO STA 12+65
(S/SIDE)



STA 12+65 TO MH 280



CITY OF DANBURY

FIRE DEPARTMENT
19 NEW STREET
DANBURY, CONNECTICUT 06810

MAYOR JAMES E. DYER
155 DEER HILL AVE.
DANBURY, CT. 06810

JOSEPH J. BERTALOVITZ, CHIEF
OFFICE: 748-5260
HOME: 748-2487

March 08, 1983

Honorable James Dyer
Mayor City of Danbury
155 Deer Hill Avenue
Danbury, Connecticut 06810

Dear Mayor,

Please be advised that on Thursday, March 10, 1983, at 10AM Hoffman's Fuel is planning on donating a 3,000 gallon truck to the Fire Department. This vehicle is used and supposedly in good running condition.

I am requesting your permission to accept said vehicle.

Sincerely,

J.J. Bertalovitz
J.J. Bertalovitz, Chief
City of Danbury Fire Dept.

JJB:i

*accepted pending
Council notification.
Dyer*



CITY OF DANBURY

OFFICE OF THE MAYOR

DANBURY, CONNECTICUT 06810

JAMES E. DYER
MAYOR

March 24, 1983

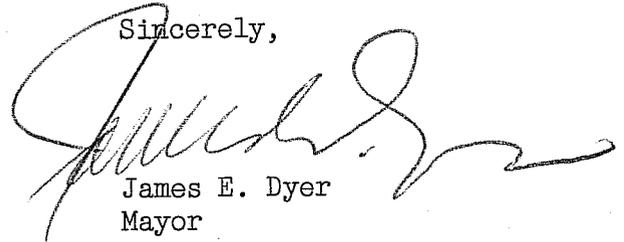
Honorable Members of the Common Council
City of Danbury
Connecticut

Dear Council Members:

I respectfully request your confirmation of the appointment of Ella Rountree, 20 Harding Place, Danbury as a member of the Civil Service Commission for a term to expire on January 1, 1986.

Mrs. Rountree is a teacher in the Bethel school system and active in the Black Democratic Association and the NAACP.

Sincerely,



James E. Dyer
Mayor

JED:mad



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

REPORT

March 24, 1983

Honorable Mayor James E. Dyer
Honorable Members of the Common Council

Re: Weed Problem at Lake Candlewood.

The committee to study the Weed Problem at Lake Candlewood, met on Thursday, March 17, 1983 at 8:30 P.M. with Carole Torcaso and Janet Butera present.

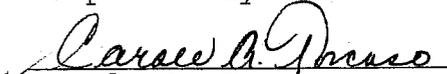
The committee reviewed a proposal submitted by Dr. Peter Siver, Professor of Biology/Limnology at Western Connecticut State University. The proposal provides for an in-depth monitoring of Lake Candlewood before and after the herbicide treatment of weeds.

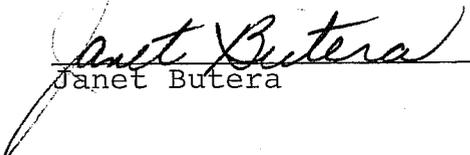
In the future, the City may depend on Lake Candlewood to supplement its water supply therefore, this study is critical and perhaps will serve as a model for other Lake Communities to follow.

Dr. Peter Siver, as principle investigator, will be using graduate students, all having strong backgrounds in the area of limnology and sampling research. An evaluation of the treatment will be submitted to the Common Council in December, 1983.

It is recommended by the committee that since no additional appropriations will be necessary, Dr. Peter Siver's proposal be accepted.

Respectfully submitted


Carole A. Torcaso Chairperson


Janet Butera



CITY OF DANBURY

155 DEER HILL AVENUE

DANBURY, CONNECTICUT 06810

COMMON COUNCIL

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Honorable Members of the Common Council

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Carole A. Torcaso Chairperson

Janet Butera