



REPRESENTATIVE TOWN MEETING
TOWN OF GREENWICH

EXPLANATORY COMMENTS FOR
DECEMBER 2017 MEETING

ITEM NO: ***1(postponed from October 2017)***
DEPARTMENT: Office of the First Selectman
CONTACT: Barbara Heins– 203 622 7702 – Barbara.Heins@greenwichct.org
REFERRED TO: ***Appointments & Parks & Recreation Committees***
VOTES: Board of Selectmen 3-0-0

RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Parks and Recreation for a term expiring 3/31/18.

KIRK SCHUBERT

EXPLANATORY COMMENTS

Kirk Schubert, of 43 Tomac Ave., Old Greenwich, 06870, has been nominated as a member of Board of Parks and Recreation for a term expiring 3/31/18.

Mr. Schubert is a retired financial executive who has lived in Old Greenwich since 1997. He is an active member of the recreational athletic community, having served on the board of the Old Greenwich Riverside Community Center for 19 years and counting. In addition to coaching dozens of youth baseball teams and helping to organize and manage baseball programs in town over the years, he also has been active with the PTA organizations at Old Greenwich School and Brunswick School.

Kirk is a graduate of Lehigh University where he majored in International Relations and German. He earned a Master's in International Affairs from Columbia University School of International Affairs. His corporate financial experience include positions with National Westminster Bank, the Bank of Montreal, Pacific National Bank and DKB Financial Products.

ITEM NO: ***2(postponed from October 2017)***
DEPARTMENT: Office of the First Selectman
CONTACT: Barbara Heins – 203-622-7702 – Barbara.Heins@greenwichct.org
REFERRED TO: ***Appointments & Land Use Committees***
VOTES: Board of Selectmen 3-0-0

RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Historic District Commission, for a term expiring 3/31/19.

CYNTHIA SMITH

EXPLANATORY COMMENTS

Cynthia Smith, of 340 Riverside Ave., Riverside, CT 06878, has been nominated as a member of the Historic District Commission, for a term expiring 3/31/19.

Ms. Smith is an architect who has been involved in custom design of residential projects from concept through construction. She has worked for the National Register for Historic Places in North Carolina where she was successful in obtaining National Register designations for three Raleigh, NC neighborhoods where a proposed state highway was to be located.

Her professional work includes the design and construction of additions to very old homes with the understanding of how to integrate new construction while maintaining the integrity of old, original construction.

Cynthia, who has lived in town for nearly 40 years, is a member of L'Alliance Francaise de Greenwich and the DAR, and the RYC representative for Women on the Water of Long Island Sound. She has been involved with Friends of Binney Park, the Riverside Association, the Marketing Committee for the YWCA, and was one of three members of the volunteer design team that renovated the Old Greenwich Yacht Club after it was flooded by Hurricane Sandy. She earned a Bachelor of Arts degree from Duke University, with a major in History and a minor in Architectural history, and a Master's degree in Architecture from North Carolina State University.

ITEM NO.: **3**
DEPARTMENT: Community Development (First Selectman Office)
CONTACT: Tyler Fairbairn 203-622-3796 tfairbairn@greenwichct.org
REFERRED TO: ***Finance, Health & Human Services, Legislative & Rules Committees***
VOTES: Board or commission name vote (y or n)

**RESOLUTION BY THE BOARD OF ESTIMATE AND TAXATION IN PASSING
UPON THE REPORT AND THE RECOMMENDATIONS OF THE BUDGET
COMMITTEE FOR THE 2018 (January 1, 2018 through December 31, 2018) BUDGET
YEAR**

**COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROPOSED
BUDGET AND EXPENDITURE HISTORY FOR YEAR 2018**

WHEREAS, the Policy of the Town of Greenwich requires that the Board of Estimate and Taxation shall annually make and file in the Office of the Town Clerk a Detailed

Statement of the Appropriations, with its reasons for said Appropriations which it deems necessary to meet the expenses and to conduct the affairs of the Community Development Block Grant Program of the Town of Greenwich for the ensuing Fiscal Year, that is to say, for the Year January 1, 2018 to December 31, 2018 inclusive; and

WHEREAS, the said Board has so filed in the Office of Town Clerk a Detailed Statement of such Appropriations contained in a document designated as Town of Greenwich, CT CDBG Entitlement Program Proposed 2018 CDBG Annual One-Year Action Plan Program Year 2018 (January 1, 2018 – December 31, 2018) specifically pages 3, pages 7 through 9 and pages 93 through 94, and it will also forward a copy of this resolution to the Representative Town Meeting (RTM) indicating approval of the Community Development Block Grant Plan and Budget for the Fiscal Year January 1, 2018 – December 31, 2018 by the Board of Estimate and Taxation; and

WHEREAS, the said Policy provides that the Board of Estimate and Taxation shall submit proposed Appropriations and the RTM shall make such Appropriations as may appear advisable, except that no Appropriations shall be made exceeding an amount for the same purpose recommended by the said Board; and

WHEREAS, said Town of Greenwich, CT CDBG Entitlement Program Proposed 2018 CDBG Annual One-Year Action Plan Program Year 2018 (January 1, 2018 – December 31, 2018) shall be forwarded to the members of the Representative Town Meeting on or before November 2, 2017 for action by the Representative Town Meeting at its Meeting to be held December 11, 2017.

NOW, THEREFORE, BE IT RESOLVED, that the recommendations of the Board of Estimate and Taxation as contained in the said Community Development Block Grant Proposed Budget and History Year 2018 filed, as stated, in the Office of the Town Clerk and submitted at the meeting of the Representative Town Meeting be and the same hereby are approved as the Appropriations for the ensuing Calendar Year 2018, except that the following items shall be increased, decreased, modified or omitted as follows:

<u>Appropriations Recommended</u>				<u>Increase (+) or Reason for Decrease (-) Increase/Decrease</u>	
<u>Department</u>	<u>Code Number</u>	<u>Committee</u>	<u>By Budget</u>	<u>By Board</u>	
Total Increase (+)/Decrease (-).....					

FURTHER RESOLVED, that the Appropriations of \$715,000 (+/-), set forth, are hereby approved, made and adopted for the Fiscal Year January 1, 2018 to December 31, 2018, inclusive and conditioned on the U. S. Department of Housing and Urban Development approval of the projected entitlement of approximately \$715,000 (+/-),

FURTHER RESOLVED, that in the event the entitlement amount should be more than anticipated or if there should be any program income due during Program Year 2018, the additional funds will be appropriated to a contingency line item, or if the entitlement is less than the projected \$715,000, the priority for funding after the staff salaries will be based on an equal percentage reduction within each category, starting with funding decreases in the public service activities in order to comply with the 15% cap followed by funding decreases in the capital projects (with a minimum grant allocation of \$5,000), of the activities listed in the "First Selectman's Final Funding Recommendations for CDBG PY2018"; and

FURTHER RESOLVED, that the First Selectman, under the provisions of Title 8 of the Connecticut General Statutes, Chapter 130, Part VI, Community Development and Title 1 of the Housing and Community Development Act of 1974, Public Law 93-383, as amended (42 U.S.C. §5301 et seq.); the Department of Housing and Urban Development Act, as amended (42 U.S.C. §3531 et seq.), be hereby authorized to accept grants for the purpose of carrying out an approved Community Development Block Grant Program for the Town of Greenwich; and

FURTHER RESOLVED, that the Department of Community Development of the Town of Greenwich, for purposes set forth in this Budget, is authorized to accept grants or funds made available through the Community Development Block Grant Fund.

ITEM NO.: **4**
DEPARTMENT: Community Development (First Selectman Office)
CONTACT: Tyler Fairbairn 203-622-3796 tyler.fairbairn@greenwichct.org
REFERRED TO: *Finance, Health & Human Services, Legislative & Rules Committees*
VOTES: Board or commission name vote (y or n)

**APPROVED RESOLUTION BY THE REPRESENTATIVE TOWN MEETING
FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM YEAR 2018
(RTM DECEMBER 11, 2017 MEETING)**

RESOLVED, that the Representative Town Meeting does hereby approve and adopt the Town of Greenwich, CT CDBG Entitlement Program, Proposed 2018 CDBG Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – December 31, 2018) as on file in

the Office of the Town Clerk, and as it may be modified by adoption of the Resolution of the Board of Estimate and Taxation; and that the Representative Town Meeting does hereby authorize the First Selectman to prepare the Town of Greenwich, CT CDBG Entitlement Program, Proposed 2018 CDBG Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – December 31, 2018) and to apply for and accept funds for the purpose of carrying out housing and community development programs, as approved for fiscal year 2018 (January 1, 2018 – December 31, 2018); and

RESOLVED, that in approving and adopting said Town of Greenwich, CT CDBG Entitlement Program, Proposed 2018 CDBG Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – December 31, 2018), to become the Final Plan, the Representative Town Meeting finds and determines that by following the plan, the Community Development Block Grant program will be conducted and administered in compliance with Title 8 of the Connecticut General Statutes, Chapter 130, Part VI, Community Development and Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended (42 U.S.C 5301 et seq.); of the Department of Housing and Urban Development Act, as amended (42 U.S.C 3531 et seq.); and

FURTHER RESOLVED, that the First Selectman, under the provisions of Title 8 of the Connecticut General Statutes, Chapter 130 Part VI, Community Development and Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended (42 U.S.C. §5301, et seq.); of the Department of Housing and Urban Development Act, as amended (42 U.S.C. §3531, et seq.), be hereby authorized to accept grants for the purpose of carrying out an approved Community Development Block Grant program for the Town of Greenwich.

EXPLANATORY COMMENTS

Authorization is requested for the First Selectman to apply to HUD for funds for the purposes and amounts identified in the Town of Greenwich, CT CDBG Entitlement Program, Proposed 2018 CDBG Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – December 31, 2018). The Housing and Community Development Act of 1974, and subsequent amendments, is an act of Congress to return tax revenues to local communities from the Department of Housing and Urban Development (HUD) to address the needs established by the local communities, with an emphasis on neighborhoods, decent housing and suitable living environments; and expanding economic opportunities for persons of low- and moderate-incomes. Communities eligible to apply for the Community Development Block Grant (CDBG) entitlement, are required to prepare an Annual One-Year Action Plan for Housing and Community Development Programs, which acts as the funding application and a Consolidated Plan (3 years or more) for all Community Development Programs. The RTM in January 2015, acted on the previous Five-Year Consolidated Plan (January 1, 2015 – December 31, 2019) for Greenwich.

The Town of Greenwich, from 1975 through 2017, has received \$37,989,872.12 in CDBG funds (entitlement and program income). If adopted by the RTM, the "Proposed" Annual One-Year Action Plan becomes "Final" and the document is then submitted to HUD for approval. Under these Resolutions, the RTM is asked to hold a public hearing to consider and act on the Town of Greenwich, CT CDBG Entitlement Program, Proposed 2017 CDBG Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – December 31, 2018).

The Board of Estimate and Taxation's (BET) Resolution, to be adopted at its public hearing on October 23, 2017, requests action on the 2018 CDBG budget as identified in the Annual One-Year Action Plan as the "Community Development Block Grant Proposed Budget and History" (pages 93-94). This document has been prepared to coincide with the RTM action on the Town of Greenwich, CT CDBG Entitlement Program, Proposed 2018 CDBG Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – December 31, 2018).

The RTM has historically combined both Resolutions for action. The amount of the year 2018 CDBG entitlement for the Town of Greenwich from HUD is anticipated at \$715,000 (+/-) plus \$37,744.24 of reprogrammed funds and \$15,843.00 in program income for a total of \$768,587.24. Statutorily, no more than 15% of the entitlement can be allocated for Public Service activities, and no more than 20% of the entitlement plus program income can be allocated for administrative and planning costs. The Town of Greenwich, CT CDBG Entitlement Program, Proposed 2018 CDBG Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – December 31, 2018) was developed so that the Town of Greenwich may or may not choose to apply for future CDBG entitlements. Per HUD requirements, the "Plan" has been developed with maximum citizen participation, including submission to various Town agencies, non-profit housing and social service agencies, local libraries and media for review and comment. The attachment is the certifications, which acts as the Agreement between the Town of Greenwich and the US Department of Housing and Urban Development. Copies of the Town of Greenwich, CT CDBG Entitlement Program, Proposed 2018 CDBG Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – December 31, 2018) were mailed (under separate cover) to all RTM members on or before November 2, 2017.

Certifications

In accordance with the applicable statutes and the regulations governing the consolidated plan regulations, the jurisdiction certifies that:

Affirmatively Further Fair Housing - The jurisdiction will affirmatively further fair housing, which means it will conduct an analysis of impediments to fair housing choice within the jurisdiction, take appropriate actions to overcome the effects of any impediments identified through that analysis, and maintain records reflecting that analysis and actions in this regard.

Anti-displacement and Relocation Plan - It will comply with the acquisition and relocation requirements of the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR 24; and it has in effect and is following a residential anti-displacement and relocation assistance plan required under section 104(d) of the Housing and Community Development Act of 1974, as amended, in connection with any activity assisted with funding under the CDBG or HOME programs.

Anti-Lobbying - To the best of the jurisdiction's knowledge and belief:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of it, to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with the awarding of any Federal contract, the making of any Federal grant, the making of any Federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any Federal contract, grant, loan, or cooperative agreement;

2. If any funds other than Federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any agency, a Member of Congress, an officer or employee of Congress, or an employee of a Member of Congress in connection with this Federal contract, grant, loan, or cooperative agreement, it will complete and submit Standard Form-LLL, "Disclosure Form to Report Lobbying," in accordance with its instructions; and

3. It will require that the language of paragraph 1 and 2 of this anti-lobbying certification be included in the award documents for all sub-awards at all tiers (including subcontracts, subgrants, and contracts under grants, loans, and cooperative agreements) and that all sub-recipients shall certify and disclose accordingly.

Authority of Jurisdiction - The consolidated plan is authorized under State and local law (as applicable) and the jurisdiction possesses the legal authority to carry out the programs for which it is seeking funding, in accordance with applicable HUD regulations.

Consistency with Plan - The housing activities to be undertaken with CDBG, HOME, ESG, and HOPWA funds are consistent with the strategic plan.

Section 3 - It will comply with section 3 of the Housing and Urban Development Act of 1968, and implementing regulations at 24 CFR Part 135.

Signature/Authorized Official,

Title

Date

Specific CDBG Certifications

The Entitlement Community certifies that:

Citizen Participation -- It is in full compliance and following a detailed citizen participation plan that satisfies the requirements of 24 CFR 91.105.

Community Development Plan -- Its consolidated housing and community development plan identifies community development and housing needs and specifies both short-term and long-term community development objectives that provide decent housing, expand economic opportunities primarily for persons of low and moderate income. (See CFR 24 570.2 and CFR 24 part 570).

Following a Plan -- It is following a current consolidated plan (or Comprehensive Housing Affordability Strategy) that has been approved by HUD.

Use of Funds -- It has complied with the following criteria:

1. **Maximum Feasible Priority.** With respect to activities expected to be assisted with CDBG funds, it certifies that it has developed its Action Plan so as to give maximum feasible priority to activities which benefit low and moderate income families or aid in the prevention or elimination of slums or blight. The Action Plan may also include activities which the grantee certifies are designed to meet other community development needs having a particular urgency because existing conditions pose a serious and immediate threat to the health or welfare of the community, and other financial resources are not available);

2. **Overall Benefit.** The aggregate use of CDBG funds including section 108 guaranteed loans during program year(s) 2015, 2016, 2017, 2018, 2019 (a period specified by the grantee consisting of one, two, or three specific consecutive program years), shall principally benefit persons of low and moderate income in a manner that ensures that at least 70 percent of the amount is expended for activities that benefit such persons during the designated period;

3. **Special Assessments.** It will not attempt to recover any capital costs of public improvements assisted with CDBG funds including Section 108 loan guaranteed funds by assessing any amount against properties owned and occupied by persons of low and moderate income, including any fee charged or assessment made as a condition of obtaining access to such public improvements. However, if CDBG funds are used to pay the proportion of a fee or assessment that relates to the capital costs of public improvements (assisted in part with CDBG funds) financed from other revenue sources, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds.

The jurisdiction will not attempt to recover any capital costs of public improvements assisted with CDBG funds, including Section 108, unless CDBG funds are used to pay the proportion of fee or assessment attributable to the capital costs of public improvements financed from other revenue sources. In this case, an assessment or charge may be made against the property with respect to the public improvements financed by a source other than CDBG funds. Also, in the case of properties owned and occupied by moderate-income (not low-income) families, an assessment or charge may be made against the property for public improvements financed by a

source other than CDBG funds if the jurisdiction certifies that it lacks CDBG funds to cover the assessment.

Excessive Force -- It has adopted and is enforcing:

1. A policy prohibiting the use of excessive force by law enforcement agencies within its jurisdiction against any individuals engaged in non-violent civil rights demonstrations; and
2. A policy of enforcing applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such non-violent civil rights demonstrations within its jurisdiction;

Compliance With Anti-discrimination laws -- The grant will be conducted and administered in conformity with title VI of the Civil Rights Act of 1964 (42 USC 2000d), the Fair Housing Act (42 USC 3601-3619), and implementing regulations.

Lead-Based Paint -- Its activities concerning lead-based paint will comply with the requirements of 24 CFR Part 35, subparts A, B, J, K and R;

Compliance with Laws -- It will comply with applicable laws.

Signature/Authorized Official	Title	Date
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Attachments

Town of Greenwich, CT CDBG Entitlement Program, Proposed 2018 CDBG Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – December 31, 2018) mailed to RTM Members on or about before November 2, 2017.

ITEM NO.: 5

DEPARTMENT: OFFICE OF THE FIRST SELECTMEN

CONTACT: Ben Branyan, Town Administrator: (203) 622-2208

bbranyan@greenwichct.org

Joseph Siciliano, Director of Parks and Recreation: (203) 622-6472

jsiciliano@greenwichct.org

Abby Wadler, Assistant Town Attorney: (203) 618-7618

awadler@greenwichct.org

REFERRED TO: *Finance, Legislative & Rules, Land Use and Parks & Recreation Committees*

VOTES:

RESOLVED, that the RTM approves the lease between Greenwich Boat and Yacht Club, Inc. and the Town of Greenwich for the Yacht Club Building on Grass Island in

Greenwich, the adjoining boat docking facility in Greenwich Harbor, with access and appurtenances thereto.

EXPLANATORY COMMENTS

The Greenwich Boat & Yacht Club ("GBYC"), organized in 1938, was founded to encourage the sports of yachting, sailing, boating, fishing and related activities, to support the art of seamanship and navigation, and to make facilities available for its members to pursue such sports. Membership is open to all interested residents of the Town of Greenwich. It has approximately 270 members.

GBYC includes a clubhouse and marina overlooking Greenwich Harbor. It provides facilities to its members and to community organizations. Its sponsoring organizations include the US Coast Guard Auxiliary, the US Power Squadrons, and Greenwich High School Sailing.

GBYC and the Town recently had a lease which commenced on October 15, 1997 and expired on October 15, 2017. Since October 15, 2017, the Town has exercised its right to treat the GBYC as a month to month tenant under the holdover provision in the lease.

The new lease would commence on October 16, 2017 and expire on October 15, 2027. The lease includes a provision for the GBYC to renew the lease for an additional ten-year term. The annual rent is \$1.00, and the GBYC is responsible for all maintenance and operating expenses.

The lease received approval for a Municipal Improvement on October 17, 2017.

ATTACHMENTS

Lease

ITEM NO.: 6

DEPARTMENT: OFFICE OF THE FIRST SELECTMEN

CONTACT: Ben Branyan, Town Administrator: (203) 622-2208

bbranyan@greenwichct.org

Joseph Siciliano, Director of Parks and Recreation: (203) 622-6472

jsiciliano@greenwichct.org

Abby Wadler, Assistant Town Attorney: (203) 618-7618

awadler@greenwichct.org

REFERRED TO: *Finance, Legislative & Rules, Land Use & Parks & Recreation Committees*
VOTES:

RESOLVED, that the RTM approves the lease between the Old Greenwich Yacht Club, Inc. and the Town of Greenwich for a building known as the Dock Service Building at Greenwich Point.

EXPLANATORY COMMENTS

The Old Greenwich Yacht Club ("OGYC") is a non-profit membership boating and sailing club open to all Greenwich residents with an interest in boating, regardless of knowledge, ability or boat ownership. Established in 1943, OGYC provides the opportunity for Town of Greenwich residents to sail, power or paddle. Greenwich residents can enjoy educational, cruise, race, and social events that enhance skills and promote fellowship among boaters. OGYC has approximately 350 member families and is represented at numerous regattas on Long Island Sound throughout the season.

OGYC and the Town recently had a lease which commenced on October 15, 1997 and expired on October 15, 2017. Since October 15, 2017, the Town has exercised its right to treat the OGYC as a month to month tenant under the holdover provision in the lease.

The new lease would commence on October 16, 2017 and expire on October 15, 2027. The lease includes a provision for the OGYC to renew the lease for an additional ten-year term. The annual rent is \$1.00, and the OGYC is responsible for all maintenance and operating expenses.

The lease received approval for a Municipal Improvement on October 17, 2017.

ATTACHMENTS

Lease

ITEM NO.: 7

DEPARTMENT: OFFICE OF THE FIRST SELECTMEN

CONTACT: Ben Branyan, Town Administrator: (203) 622-2208

bbranyan@greenwichct.org

Joseph Siciliano, Director of Parks and Recreation: (203) 622-6472

jsiciliano@greenwichct.org

Abby Wadler, Assistant Town Attorney: (203) 618-7618

awadler@greenwichct.org

REFERRED TO: *Finance and Legislative & Rules Committees*

VOTES:

RESOLVED, that the RTM approves the lease between the Greenwich Post 29, American Legion, Inc. and the Town of Greenwich for the building known as the Old Greenwich Community Center, 248 Glenville Road, Glenville.

EXPLANATORY COMMENTS

The American Legion, chartered and incorporated by Congress in 1919 as a patriotic veterans' organization, is the nation's largest wartime veterans service organization. It is committed to mentoring youth, sponsoring wholesome programs in our communities, advocating patriotism and honor, and promoting strong national security. It is devoted to the nation's service members and veterans.

Greenwich American Legion Post 29 is a charter post dedicated to the veterans and citizens of the Town of Greenwich serving our community and nation. It also provides support and help to the families of our military veterans. Greenwich Post 29 has many programs including decorating 2200 graves of Greenwich Veterans dating back to the Revolutionary War, leading the Veterans Day service, and sponsoring American Legion junior and senior baseball and Boy Scout Troop 35.

The American Legion's current lease commenced on December 16, 1997 and will expire on December 15, 2017. The new lease will commence on December 16, 2017 and will expire on December 15, 2017. The American Legion will have the right to a ten-year renewal in the new lease. Rent is \$1.00 per year.

The lease received approval for a Municipal Improvement on October 17, 2017.

ATTACHMENTS

Lease

ITEM NO: **8**
DEPARTMENT: Law Department
CONTACT: John Wayne Fox, Town Attorney (contact's phone # 203-622-7876)
REFERRED TO: *Finance and Legislative & Rules Committees*
VOTES:

RESOLVED, that the sum of \$500,000 be and the same is hereby appropriated to be added to Account Number A140-51400, Professional and Other Special Services – Attorneys.

EXPLANATORY COMMENTS

This request is related specifically to two matters.

The first matter relates to the Collins case which involves allegations of serious injury sustained as a result of a fallen tree. The Law Department has been incurring the unanticipated expense of outside counsel on a monthly basis. Keep in mind this matter has had multiple depositions, extensive pleadings, the disclosure of approximately twenty experts and has been aggressively litigated by all parties. This expense was not anticipated when putting together the budget for 2017/2018.

The expense incurred has been averaging in the area of \$50,000 a month. In the current fiscal year this office has paid out on this case alone the sum of \$268,493. There is some benefit in that the payment of these funds result in a reduction dollar for dollar in our \$1 Million Dollar deductible.

The second matter involves the challenge before the Connecticut Siting Council of the Eversource plan to modify its power system. This has been part of a two-step process. The first

part of the litigation occurred in the prior fiscal year. At that time the Town allocated some additional monies. The overall cost to date for this litigation is \$345,007.41. For the current fiscal year, the Law Department has paid out \$192,730.

There has been a benefit from participating in the litigation.

In 2016 Eversource filed an application before the Siting Council of the State of Connecticut to allow powerlines to go directly through and under various sections of Bruce Park. In the last fiscal year a decision was made to challenge that request. In a rather unusual decision the Siting Council agreed with the Town and denied the application through the park.

The Siting Council directed Eversource to review other possible approaches and to work with the Town to come up with a mutually acceptable approach. After several meetings with Eversource, it filed a request with the Siting Council for reconsideration of its prior application. This was not anticipated. This request was filed in May of this year. An initial hearing was held May 18, 2017 with subsequent hearings and other pleadings followed.

We have worked with outside counsel specialized in this field. While incurring significant expense, the result was favorable and the expense worthwhile. A decision was issued by the Siting Council in the last few days. The excavation will be done in the public highway as opposed to going through the park. The material contained within the piping will not be the contaminated material anticipated. We also have been successful in establishing certain construction procedures which we feel will benefit the Town. In short, the process has been expensive but beneficial.

These two cases have depleted the outside counsel account dramatically. We would request that the Department receive an additional appropriation for account A140-51400 in the total amount of \$500,000. This will provide reimbursement for these two items of litigation plus a small additional amount which I anticipate will be additional expenses for the Eversource claim.

ITEM NO: 9
DEPARTMENT: Office of the First Selectman
CONTACT: Barbara Heins – 203-622-7702 – Barbara.Heins@greenwichct.org
REFERRED TO: *Appointments and Health & Human Services Committees*
VOTES: Board of Selectmen 3-0-0

RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Commission on Aging, for a term expiring March 31, 2021.

JAMES B. DOUGHERTY

EXPLANATORY COMMENTS

James B. Dougherty, of 747 North St., Greenwich, 06831, has been nominated as a member of the Commission on Aging, for a term expiring March 31, 2021.

Mr. Dougherty is an attorney who operates Dougherty Greenwich Legal, LLC on Sound View Drive in Greenwich. He has lived in Greenwich since 1958. A member of the Commission on Aging since 2009, Mr. Dougherty currently serves as the Commission's secretary.

Mr. Dougherty also has served on the boards of Greenwich Adult Day Care, Transportation Association of Greenwich and Greenwich Catholic School.

Mr. Dougherty received his Bachelor of Business Administration from Iona College and his law degree from the University of Connecticut School of Law.

ITEM NO: 10

DEPARTMENT: Appointments Committee

Date 10/13/2017

CONTACT: john.eddy@greenwichct.org

REFERRED TO: *Appointments & Land Use Committees*

VOTES: 11 **Votes:**

RESOLVED, that the following named person, nominated by the Appointments Committee of the RTM, be reappointed regular member R3 of the Flood and Erosion Control Board for a term expiring October 31, 2021.

PETER FINKBEINER

EXPLANATORY COMMENTS

Peter Finkbeiner of 20 Brookside Avenue, Greenwich, is a licensed professional civil engineer and has served on the FECB since March 2010. He has been a regular member since 2013.

Mr. Finkbeiner's professional expertise includes stormwater management including the design of flood controls, wetlands mitigation, and environmental enhancements. He has served as Town Engineer and Department Head for the Connecticut Towns of Trumbull (6 years) and Hamden (3 years) where he supervised design teams, prep budgets, construction plans, geo-technical soil investigations, construction bidding, and construction activities.

Mr. Finkbeiner has a BA in History from Williams College and a BS in Engineering from the University of New Haven

He is currently employed as a Drainage Engineer with SE Minor in Greenwich.

ITEM NO: 11

DEPARTMENT: Appointments Committee

Date 10/13/2017

CONTACT: john.eddy@greenwichct.org

REFERRED TO: *Appointments & Land Use Committees*

VOTES: 11 **Votes:**

RESOLVED, that the following named person, nominated by the Appointments Committee of the RTM, be appointed alternate member A2 of the Flood and Erosion Control Board for a term expiring October 31, 2021.

ALLISON WALSH

EXPLANATORY COMMENTS

Allison M. Walsh of 22F Putnam Green, Greenwich has been nominated to serve as alternate member A2 on the Flood and Erosion Control Board. Ms. Walsh Has been a resident of different areas of the town since 2001 and currently serves as a member of the RTM for District 3.

Ms. Walsh is self- employed in a broad-based private law practice with corporate and not-for-profit clients, as well as representing both management and individuals in employment matters. She acts as counsel to investment advisors and private equity funds. She advises on compliance, including marketing, including securities offerings in the US and abroad, as well as structuring loans and investment agreements, and managing corporate governance.

Ms. Walsh also has experience in environmental law and policy from time spent working for the City of New York and in private practice. She understands the interplay between state, federal and local agencies as well as community stakeholders in water protection issues, and the financing of water infrastructure projects.

She holds BA in Foreign Affairs and French Language and Literature from the University of Virginia and a JD from the University of Chicago School of Law.

ITEM NO: 12

DEPARTMENT: Appointments Committee

Date 10/13/2017

CONTACT: john.eddy@greenwichct.org

REFERRED TO: *Appointments & Land Use Committees*

VOTES: 11 **Votes:**

RESOLVED, that the following named person, nominated by the Appointments Committee of the RTM, be reappointed regular member R2 of the Flood and Erosion Control Board, for a term expiring October 31, 2021.

JOHN STANKUNAS, PE

EXPLANATORY COMMENTS

John Stankunas of 329 Cognewaugh Road, Cos Cob, CT has been renominated as regular member R2 of the Flood and Erosion Control Board (FECB) a term expiring 10/31/21. He was first appointed to the FECB in 9/2011. He has been a resident of Greenwich since 1976

Mr. Stankunas is a licensed Professional Engineer and a Board Certified Environmental Engineer (BCEE) and is a member of ...

- American Academy of Environmental Engineers
- American Council of Engineering Companies
- American Water Works Association
- Water Environment Federation

He has 50 years' experience as a Civil Engineer and is employed as Vice President Malcolm Pirnie, the Water Division of ARCADIS, an environmental engineering consulting firm. He has a BCE degree from Manhattan College, 1963 and a MS degree in Civil Engineering from the Cooper Union, 1968

ITEM NO: 13

DEPARTMENT: Appointments Committee

Date 10/13/2017

CONTACT: John Eddy john.eddy@greenwichct.org

REFERRED TO: *Finance Committee*

VOTES: 6 **Votes:**

RESOLVED, that the following named person, nominated by the Appointments Committee of the RTM, be appointed a regular member of the Labor Contracts Committee for a term expiring December 31, 2017.

JOSHUA BROWN

EXPLANATORY COMMENTS

Joshua Brown of 7 Stanwich Road in Greenwich has been nominated to serve as a regular member of the Labor Contracts Committee for a term ending 12/31/17.

Mr. Brown's business experience has focused on operational effectiveness, developing best practices in risk management and negotiation tactics, and systems design, development & implementation.

He is currently a Senior Managing Director with Deloitte Touche Tomatsu Ltd, leading global business processes and systems.

Mr. Brown has over 20 years' service on the RTM where he has contributed in the following capacities:

- Member / Vice Chair, Labor Contracts (2006-2007, 2008-2009)
- Vice Chair, District 8 (2008 to current) currently serving as Acting Chair
- Chair, Education Committee (2010 to current)
- Liason, CIP Committee (2009 to 2013)
- Chair, RTM Special Comm on the CIP / POCD (2007)
- Chair, Finance Committee (1995-2005)

Mr. Brown has a BS in Financial Management from Ithaca College.

He is a deacon at the First Presbyterian Church and, has served with the Glenville Volunteer Fire Company for 20 years.

ITEM NO: 14

DEPARTMENT: Appointments Committee

Date 11/6/2017

CONTACT: John Eddy john.eddy@greenwichct.org

REFERRED TO: *Legislative & Rules and Public Works Committees*

VOTES: BOS 3-0-0 9/28/2017

Be it resolved that ARTICLE 12. - PUBLIC WORKS, Sec. 157a. - Condemnation Commission, of the Charter of the Town shall be amended by replacing said Section 157a with the following: Section 157a - Membership; number; appointment.

a. Composition

1. The Condemnation Commission shall consist of five (5) regular members.

b. Eligibility

Members shall be resident electors of the Town of Greenwich.

c. Appointment Process

1. Members shall be appointed by the Representative Town Meeting.

2. Vacancies in the membership of the Commission shall be filled for the unexpired portion of a term in the same manner as regular and alternate appointments.

d. Establishment of Unique Designations

1. Each of the five (5) appointed positions on this Commission is assigned a unique designation to facilitate auditing of the appointment process over the course of time. Each designation contains a letter followed by a number. The letter identifies the category of membership; "R" indicating a regular member and, should this Commission ever be assigned alternate members, "A" indicating an alternate member. The number following the letter uniquely identifies each position within the respective category.

2. The initial association of position designations to names of appointed members shall be established by resolution adopted by the appointing authority, the Representative Town Meeting.

e. Length and types of terms

1. Terms for appointed regular members and alternates shall be for a period of four (4) years except for the shorter one-time interim terms for each position, as designated in subsection f, "Designation of Commission Positions"

2. Three (3) types of terms are utilized in the subsections below. "Current Term" refers to a term to which someone has been both appointed before January 1, 2018 and which appointment expires after January 1, 2018. "Interim Term" refers to a single term of less than four (4) years and which is used once, as specified in subsection (f.1) below, to accomplish a staggering of the term expiration years of the Board positions for the purpose of limiting the scheduled

turnover of Commission members in a single year, thus minimizing risk to Commission continuity.

3. When appointing a new member to this Commission, the new member will receive the position designation previously assigned the person she or he is succeeding and such designation will be indicated on all notices of nomination and appointment including, but not limited to, the agenda and the minutes of the Representative Town Meeting, the committees of the Representative Town Meeting and, where appropriate, the agenda and minutes of the Board of Selectmen.

4. Effective January 1, 2018, Current Terms shall expire on March 31 and commence on April 1 according to the designations in subsection (f.1).

f. Designation of **Commission Positions**

1. The positions for the five (5) appointed regular members shall be designated positions R1 through R5. These terms for these positions are defined as follows:

(R1): The Current Term for regular member (R1), shall expire March 31, 2018. The next appointment will be to a one-year (1-year) interim term which will expire March 31, 2019. Terms thereafter shall be for a period of four (4) years.

(R2): The Current Term for regular member (R2), shall expire March 31, 2018. The next appointment will be to a one-year (1-year) interim term which will expire March 31, 2019. Terms thereafter shall be for a period of four (4) years.

(R3): The Current Term for regular member (R3), shall expire March 31, 2018. The next appointment will be to a three-year (3-year) interim term which will expire March 31, 2019. Terms thereafter shall be for a period of four (4) years.

(R4): The Current Term for regular member (R4) shall expire March 31, 2018. The next appointment will be to a three-year (3-year) interim term which will expire March 31, 2021. Terms thereafter shall be for a period of four (4) years.

(R5): The Current Term for regular member (R5) shall expire March 31, 2018. The next appointment will be to a three-year (3-year) interim term which will expire March 31, 2021. Terms thereafter shall be for a period of four (4) years.

ITEM NO: **15**
DEPARTMENT: Appointments Committee Date 11/6/2017
CONTACT: John Eddy john.eddy@greenwichct.org
REFERRED TO: *Legislative & Rules and Health & Human Services Committees*
VOTES: BOS 3-0-0 9/28/2017

Be it resolved that ARTICLE 5. - **HEALTH.Sec. 50a - Health Department; Board of Health of the Charter** of the Town shall be amended by replacing said Section 50a with the following:

Sec. 50a - Membership; number; appointment.

a. There shall be a Department of Health under the direction and supervision of the Board of Health.

b. Composition

The Board of Health. shall consist of seven (7) regular members.

c. Eligibility

There are no eligibility requirements to serve on the Board of Health

d. Appointment Process

1. Members shall be nominated by the Board of Selectmen and appointed by the Representative Town Meeting.

2. Vacancies in the membership of the Board shall be filled for the unexpired portion of a term in the same manner as regular and alternate appointments.

e. Establishment of Unique Designations

1. Each of the seven (7) appointed positions on this Board is assigned a unique designation to facilitate auditing of the appointment process over the course of time. Each designation contains a letter followed by a number. The letter identifies the category of membership; "R" indicating a regular member and, should this board ever be assigned alternate members, "A" indicating an alternate member. The number following the letter uniquely identifies each position within the respective category.

2. The initial association of position designations to names of appointed members shall be established by resolution adopted by the appointing authority, the Representative Town Meeting.

f. Length and types of terms

1. Terms for appointed regular members and alternates shall be for a period of four (4) years except for the shorter one-time interim terms for members R3, R6 and R7, as designated in subsection f, "Designation of Board Positions"

2. Three (3) types of terms are utilized in the subsections below. "Current Term" refers to a term to which someone has been both appointed before January 1, 2018 and which appointment expires after January 1, 2018. "Interim Term" refers to a single term of less than four (4) years and which is used once, as

specified in subsection (f.1) below, to accomplish a staggering of the term expiration years of the Board positions for the purpose of limiting the scheduled turnover of Board members in a single year, thus minimizing risk to Board continuity.

3. When appointing a new member to this Board, the new member will receive the position designation previously assigned the person she or he is succeeding and such designation will be indicated on all notices of nomination and appointment including, but not limited to, the agenda and the minutes of the Representative Town Meeting, the committees of the Representative Town Meeting and, where appropriate, the agenda and minutes of the Board of Selectmen.

4. Effective January 1, 2018, Current Terms shall expire on June 30 and commence on July 1 according to the designations in subsection (f.1).

5. Each regular member and alternate member appointed heretofore and serving on January 1, 2018 shall continue to serve such term to which such member was appointed. Such term shall be extended to expire on June 30 following the date on which their current appointment was scheduled to expire.

6. Appointed members of the Board shall hold office until their successors shall have been appointed and shall qualify.

g. Designation of Board Positions

1. The positions for the four (4) appointed regular members shall be designated positions R1 through R7. These terms for these positions are defined as follows:

(R1): The Current Term for regular member (R1) shall expire June 30, 2018. Terms thereafter shall be for a period of four (4) years.

(R2): The Current Term for regular member (R2) shall expire June 30, 2018. Terms thereafter shall be for a period of four (4) years.

(R3): The Current Term for regular member (R3) shall expire June 30, 2018. The next appointment will be to a one-year (1-year) interim term which will expire June 30, 2019. Terms thereafter shall be for a period of four (4) years.

(R4): The Current Term for regular member (R4) shall expire June 30, 2020. Terms thereafter shall be for a period of four (4) years.

(R5): The Current Term for regular member (R5) shall expire June 30, 2020. Terms thereafter shall be for a period of four (4) years.

(R6): The Current Term for regular member (R6) shall expire June 30, 2020. The next appointment will be to a one-year (1-year) interim term which will expire June 30, 2021. Terms thereafter shall be for a period of four (4) years.

(R7): The Current Term for regular member (R7) shall expire June 30, 2020. The next appointment will be to a one-year (1-year) interim term which will expire June 30, 2021. Terms thereafter shall be for a period of four (4) years.

ITEM NO: **16**
DEPARTMENT: Appointments Committee **Date 11/6/2017**
CONTACT: John Eddy john.eddy@greenwichct.org
REFERRED TO: *Legislative & Rules and Land Use Committees*
VOTES: BOS 3-0-0 9/28/2017

Be it resolved that **ARTICLE 9. - PLANNING AND ZONING, Sec. 84. - Planning and Zoning Board of Appeals; organization of the Charter** of the Town shall be amended by replacing said Section 84 with the following:

Sec. 84- Membership; number; appointment.

a. Composition

1. The Planning and Zoning Board of Appeals shall consist of five (5) regular members.
2. In addition to five (5) regular members, the Planning and Zoning Board of Appeals shall also include three (3) alternate members.

b. Eligibility

Members shall be electors of the Town of Greenwich and shall not be members of the Planning and Zoning Commission

c. Appointment Process

1. Five (5) regular members and the three (3) alternate members shall be nominated by the Board of Selectmen and appointed by the Representative Town Meeting.
2. Vacancies in the membership of the Board shall be filled for the unexpired portion of a term in the same manner as regular and alternate appointments.

d. Establishment of Unique Designations

1. Each of the eight (8) appointed positions on this Board is assigned a unique designation to facilitate auditing of the appointment process over the course of time. Each designation contains a letter followed by a number. The letter identifies the category of membership; "R" indicating a regular member and "A" indicating an alternate member. The number following the letter uniquely identifies each position within the respective category.
2. The initial association of position designations to names of appointed members shall be established by resolution adopted by the appointing authority, the Representative Town Meeting.

e. Length and types of terms

1. Terms for appointed regular members and alternates shall be for a period of four (4) years except for the shorter one-time interim terms for members R3, R5, A1 and A2 as designated in subsection f, "Designation of Board Positions"

2. Three (3) types of terms are utilized in the subsections below. "Current Term" refers to a term to which someone has been both appointed before January 1, 2018 and which appointment expires after January 1, 2018. "Interim Term" refers to a single term of less than four (4) years and which is used once, as specified in subsection (f.1) below, to accomplish a staggering of the term expiration years of the Board positions for the purpose of limiting the scheduled turnover of Board members in a single year, thus minimizing risk to Board continuity.

3. When appointing a new member to this Board, the new member will receive the position designation previously assigned the person she or he is succeeding and such designation will be indicated on all notices of nomination and appointment including, but not limited to, the agenda and the minutes of the Representative Town Meeting, the committees of the Representative Town Meeting and, where appropriate, the agenda and minutes of the Board of Selectmen.

4. Effective January 1, 2018, Current Terms shall expire on October 31 and commence on November 1 according to the designations in subsection (f.1).

5. Each regular member and alternate member appointed heretofore and serving on January 1, 2018 shall continue to serve such term to which such member was appointed. Such term shall be extended to expire on October 31 following the date on which their current appointment was scheduled to expire.

6. Appointed members of the Board shall hold office until their successors shall have been appointed and shall qualify.

f. Designation of Board Positions

1. The positions for the five (5) appointed regular members shall be designated positions R1 through R5 and the positions for the three (3) appointed alternate members shall be designated positions A1 and A3. These terms for these positions are defined as follows:

(R1): The Current Term for regular member (R1) shall expire October 31, 2018. Terms thereafter shall be for a period of four (4) years.

(R2): The Current Term for regular member (R2) shall expire October 31, 2018. Terms thereafter shall be for a period of four (4) years.

(R3): The Current Term for regular member (R3), shall expire October 31, 2018. The next appointment will be to a one-year (1-year) interim term which will expire October 31, 2019. Terms thereafter shall be for a period of four (4) years.

(R4): The Current Term for regular member (R4) shall expire October 31, 2020. Terms thereafter shall be for a period of four (4) years.

(R5): The Current Term for regular member (R5), shall expire October 31, 2020. The next appointment will be to a one-year (1-year) interim term which will expire October 31, 2021. Terms thereafter shall be for a period of four (4) years

(A1): The Current Term for alternate member (A1) shall expire October 31, 2018. The next appointment will be to a one-year (1-year) interim term which will expire October 31, 2019. Terms thereafter shall be for a period of four (4) years.

(A2): The Current Term for alternate member (A2) shall expire October 31, 2020 .Terms thereafter shall be for a period of four (4) years.

(A3): The Current Term for alternate member (A3) shall expire October 31, 2020. The next appointment will be to a one-year (1-year) interim term which will expire October 31, 2021. Terms thereafter shall be for a period of four (4) years.

ITEM NO: **17**
DEPARTMENT: Appointments Committee Date 11/6/2017
CONTACT: John Eddy john.eddy@greenwichct.org
REFERRED TO: *Legislative & Rules and Parks & Recreation Committees*
VOTES: BOS 3-0-0 9/28/2017

Be it resolved that **ARTICLE 8. - PARKS AND RECREATION, Sec. 80. - Board of Parks and Recreation** of the Charter of the Town shall be amended by replacing said Section 80 with the following:

Sec. 80- There shall be a Board of Parks and Recreation whose Membership, number and appointment shall be as follows:

a. Composition

1. The Board of Parks and Recreation shall consist of nine (9) regular members.

b. Eligibility

Members shall be resident electors of the Town of Greenwich.

c. Appointment Process

1. The nine (9) members shall be nominated by the Board of Selectmen and appointed by the Representative Town Meeting.
2. Vacancies in the membership of the Board shall be filled for the unexpired portion of a term in the same manner as regular and alternate appointments.

d. Establishment of Unique Designations

1. Each of the nine (9) appointed positions on this Board is assigned a unique designation to facilitate auditing of the appointment process over the course of

time. Each designation contains a letter followed by a number. The letter identifies the category of membership; "R" indicating a regular member and, should this board ever be assigned alternate members, "A" indicating an alternate member. The number following the letter uniquely identifies each position within the respective category.

2. The initial association of position designations to names of appointed members shall be established by resolution adopted by the appointing authority, the Representative Town Meeting.

e. Length and types of terms

1. Terms for appointed regular members and alternates shall be for a period of three (3) years as designated in subsection f, "Designation of Board Positions"

2. "Current Term" refers to a term to which someone has been both appointed before January 1, 2018 and which appointment expires after January 1, 2018.

3. When appointing a new member to this Board, the new member will receive the position designation previously assigned the person she or he is succeeding and such designation will be indicated on all notices of nomination and appointment including, but not limited to, the agenda and the minutes of the Representative Town Meeting, the committees of the Representative Town Meeting and, where appropriate, the agenda and minutes of the Board of Selectmen.

4. Effective January 1, 2018, Current Terms shall expire on June 30 and commence on July 1 according to the designations in subsection (f.1).

5. Each regular member and alternate member appointed heretofore and serving on January 1, 2018 shall continue to serve such term to which such member was appointed. Such term shall be extended to expire on June 30 following the date on which their current appointment was scheduled to expire.

6. Appointed members of the Board shall hold office until their successors shall have been appointed and shall qualify.

f. Designation of Board Positions

1. The positions for the nine (9) appointed regular members shall be designated positions R1 through R9. These terms for these positions are defined as follows:

(R1): The Current Term for regular member (R1) shall expire June 30, 2018. Terms thereafter shall be for a period of three (3) years.

(R2): The Current Term for regular member (R2) shall expire June 30, 2018. Terms thereafter shall be for a period of three (3) years.

(R3): The Current Term for regular member (R3) shall expire June 30, 2018. Terms thereafter shall be for a period of three (3) years.

(R4): The Current Term for regular member (R4) shall expire June 30, 2019. Terms thereafter shall be for a period of three (3) years.

(R5): The Current Term for regular member (R5) shall expire June 30, 2019. Terms thereafter shall be for a period of three (3) years.

(R6): The Current Term for regular member (R6) shall expire June 30, 2019. Terms thereafter shall be for a period of three (3) years.

(R7): The Current Term for regular member (R7) shall expire June 30, 2020. Terms thereafter shall be for a period of three (3) years.

(R8): The Current Term for regular member (R8) shall expire June 30, 2020. Terms thereafter shall be for a period of three (3) years.

(R9): The Current Term for regular member (R9) shall expire June 30, 2020. Terms thereafter shall be for a period of three (3) years.

ITEM NO: **18**

DEPARTMENT: Appointments Committee

Date 11/6/2017

CONTACT: John Eddy john.eddy@greenwichct.org

REFERRED TO: *Legislative & Rules and Land Use Committees*

VOTES: BOS 3-0-0 9/28/2017

Be it resolved that **ARTICLE 9. - PLANNING AND ZONING., Sec. 85. - Commission membership**, of the Charter of the Town shall be amended by replacing said Sections 85 through 87 with the following:

Sec. 85. - Membership; number; appointment.

a. Composition

1. The Planning and Zoning Commission shall consist of seven (7) members, five (5) of whom shall be regular members

2. (2) two members shall be the First Selectman and the Commissioner of Public Works, ex officio.

The ex officio members of the Commission shall have the same rights and duties as the appointed members, but shall not have the right to vote. Their terms of office shall correspond to their respective official tenures.

3. In addition to five (5) regular members, the Planning and Zoning Commission shall also include three (3) alternate members.

The alternate members of the Planning and Zoning Commission, when seated on the Commission, shall have all the powers and duties set forth in the General

Statutes of the State and the Special Acts of the Town relating to the Planning and Zoning Commission of the Town.

4. Members shall serve without compensation.

5. Four (4) members of the Commission shall constitute a quorum thereof and such quorum may include an ex officio member or members. No action of the Commission shall be taken except upon the affirmative vote of at least four (4) members thereof.

b. Eligibility

1. All Members, except ex-officio members, shall be electors of the Town.

c. Appointment Process

1. Five (5) regular members and the three (3) alternate members shall be nominated by the Board of Selectmen and appointed by the Representative Town Meeting.

2. Vacancies in the membership of the Commission shall be filled for the unexpired portion of a term in the same manner as regular and alternate appointments.

d. Establishment of Unique Designations

1. Each of the eight (8) appointed positions on this Board is assigned a unique designation to facilitate auditing of the appointment process over the course of time. Each designation contains a letter followed by a number. The letter identifies the category of membership; "R" indicating a regular member and "A" indicating an alternate member. The number following the letter uniquely identifies each position within the respective category.

2. The initial association of position designations to names of appointed members shall be established by resolution adopted by the appointing authority, the Representative Town Meeting.

e. Length and types of terms

1. Terms for appointed regular members and alternates shall be for a period of three (3) years except for the shorter one-time interim terms for members R3, R5, A2 and A3 as designated in subsection f, "Designation of Commission Positions"

2. Three (3) types of terms are utilized in the subsections below. "Current Term" refers to a term to which someone has been both appointed before January 1, 2018 and which appointment expires after January 1, 2018. "Interim Term" refers to a single term of less than three (3) years and which is used once, as specified in subsection (f.1) below, to accomplish a staggering of the term expiration years of the Board positions for the purpose of limiting the scheduled turnover of Commission members in a single year, thus minimizing risk to Commission continuity.

3. When appointing a new member to this Commission, the new member will receive the position designation previously assigned the person she or he is succeeding and such designation will be indicated on all notices of nomination and appointment including, but not limited to, the agenda and the minutes of the Representative Town Meeting, the committees of the Representative Town Meeting and, where appropriate, the agenda and minutes of the Board of Selectmen.

4. Effective January 1, 2018, Current Terms shall expire on October 31 and commence on November 1 according to the designations in subsection (f.1).

5. Each regular member and alternate member appointed heretofore and serving on January 1, 2018 shall continue to serve such term to which such member was appointed. Such term shall be extended to expire on October 31 following the date on which their current appointment was scheduled to expire.

6. Appointed members of the Commission shall hold office until their successors shall have been appointed and shall qualify.

f. Designation of Commission Positions

1. The positions for the five (5) appointed regular members shall be designated positions R1 through R5 and the positions for the three (3) appointed alternate members shall be designated positions A1 through A3. These terms for these positions are defined as follows:

(R1): The Current Term for regular member (R1) shall expire October 31, 2018. Terms thereafter shall be for a period of three (3) years.

(R2): The Current Term for regular member (R2) shall expire October 31, 2019. Terms thereafter shall be for a period of three (3) years.

(R3): The Current Term for regular member (R3), shall expire October 31, 2019. The next appointment will be to a one-year (1-year) interim term which will expire October 31, 2020. Terms thereafter shall be for a period of three (3) years.

(R4): The Current Term for regular member (R4) shall expire October 31, 2019. Terms thereafter shall be for a period of three (3) years

(R5): The Current Term for regular member (R5) shall expire October 31, 2020. The next appointment will be to a one-year (1-year) interim term which will expire October 31, 2021. Terms thereafter shall be for a period of three (3) years.

(A1): The Current Term for alternate member (A1) shall expire October 31, 2019. Terms thereafter shall be for a period of three (3) years.

(A2): The Current Term for alternate member (A2) shall expire October 31, 2020. The next appointment will be to a one-year (1-year) interim term which will expire October 31, 2021. Terms thereafter shall be for a period of three (3) years.

(A3): The Current Term for alternate member (A3) shall expire October 31, 2020. The next appointment will be to a two-year (2-year) interim term which will expire October 31, 2022. Terms thereafter shall be for a period of three (3) years.

ITEM NO: **19**

DEPARTMENT: Appointments Committee

Date 11/6/2017

CONTACT: John Eddy john.eddy@greenwichct.org

REFERRED TO: *Legislative & Rules and Health & Human Services Committees*

VOTES: BOS 3-0-0 9/28/2017

Be it resolved that **ARTICLE 5. - HEALTH, Sec. 58. - Nursing home administration, paragraphs a through c of the Charter of the Town** shall be amended by replacing said Section Sec. 58 with the following:

Sec. 58 Nursing Home Administration, Membership; number; appointment.

There shall be in the Town a Board to be known as "The Nathaniel Witherell Board"

a. Composition

The **Nathaniel Witherell Board** shall consist of nine (9) regular members.

b. Eligibility

Members shall be electors of the Town of Greenwich.

c. Appointment Process

1. Members shall be nominated by the Board of Selectmen and appointed by the Representative Town Meeting.

2. Vacancies in the membership of the Board shall be filled for the unexpired portion of a term in the same manner as regular and alternate appointments.

d. Establishment of Unique Designations

1. Each of the nine (9) appointed positions on this Board is assigned a unique designation to facilitate auditing of the appointment process over the course of time. Each designation contains a letter followed by a number. The letter identifies the category of membership; “R” indicating a regular member and, should this board ever be assigned alternate members, “A” indicating an alternate member. The number following the letter uniquely identifies each position within the respective category.

2. The initial association of position designations to names of appointed members shall be established by resolution adopted by the appointing authority, the Representative Town Meeting.

e. Length and types of terms

1. Terms for appointed regular members and alternates shall be for a period of three (3) years except for the shorter one-time interim terms for members R8 and R9, as designated in subsection f, “Designation of Board Positions”

2. Three (3) types of terms are utilized in the subsections below. “Current Term” refers to a term to which someone has been both appointed before January 1, 2018 and which appointment expires after January 1, 2018. “Interim Term” refers to a single term of less than three (3) years and which is used once, as specified in subsection (f.1) below, to accomplish a staggering of the term expiration years of the Board positions for the purpose of limiting the scheduled turnover of Board members in a single year, thus minimizing risk to Board continuity.

3. When appointing a new member to this Board, the new member will receive the position designation previously assigned the person she or he is succeeding and such designation will be indicated on all notices of nomination and appointment including, but not limited to, the agenda and the minutes of the Representative Town Meeting, the committees of the Representative Town Meeting and, where appropriate, the agenda and minutes of the Board of Selectmen.

4. Effective January 1, 2018, Current Terms shall expire on June 30 and commence on July 1 according to the designations in subsection (f.1).

5. Each regular member and alternate member appointed heretofore and serving on January 1, 2018 shall continue to serve such term to which such member was appointed. Such term shall be extended to expire on June 30 following the date on which their current appointment was scheduled to expire.

f. Designation of Board Positions

1. The positions for the nine (9) appointed regular members shall be designated positions R1 through R9. These terms for these positions are defined as follows:

(R1): The Current Term for regular member (R1) shall expire June 30, 2018. Terms thereafter shall be for a period of three (3) years.

(R2): The Current Term for regular member (R2) shall expire June 30, 2018. Terms thereafter shall be for a period of three (3) years.

(R3): The Current Term for regular member (R3) shall expire June 30, 2018. Terms thereafter shall be for a period of three (3) years.

(R4): The Current Term for regular member (R4) shall expire June 30, 2019. Terms thereafter shall be for a period of three (3) years.

(R5): The Current Term for regular member (R5) shall expire June 30, 2019. Terms thereafter shall be for a period of three (3) years.

(R6): The Current Term for regular member (R6) shall expire June 30, 2019. Terms thereafter shall be for a period of three (3) years.

(R7): The Current Term for regular member (R7) shall expire June 30, 2020. Terms thereafter shall be for a period of three (3) years.

(R8): The Current Term for regular member (R8), shall expire June 30, 2019. The next appointment will be to a one-year (1-year) interim term which will expire June 30, 2020. Terms thereafter shall be for a period of three (3) years.

(R9): The Current Term for regular member (R9) shall expire June 30, 2019. The next appointment will be to a one-year (1-year) interim term which will expire June 30, 2020. Terms thereafter shall be for a period of three (3) years.

ITEM NO: **20**
DEPARTMENT: Appointments Committee **Date 11/6/2017**
CONTACT: John Eddy john.eddy@greenwichct.org
REFERRED TO: *Legislative & Rules and Health & Human Services Committees*
VOTES: BOS 3-0-0 9/28/2017

Be it resolved that **ARTICLE 5. - HEALTH, Sec. 62. - Department of Human Services; Board of Human Services of the Charter of the Town** shall be amended by replacing said Section 62b with the following:

Sec. 62- Membership; number; appointment.

a. Composition

1. The Board of Human Services shall consist of seven (7) regular members.

b. Eligibility

There are no eligibility requirements to serve on the Board of Human Services

c. Appointment Process

1. Members shall be nominated by the Board of Selectmen and appointed by the Representative Town Meeting.
2. Vacancies in the membership of the Board shall be filled for the unexpired portion of a term in the same manner as regular and alternate appointments.

d. Establishment of Unique Designations

1. Each of the seven (7) appointed positions on this Board is assigned a unique designation to facilitate auditing of the appointment process over the course of time. Each designation contains a letter followed by a number. The letter identifies the category of membership; "R" indicating a regular member and, should this board ever be assigned alternate members, "A" indicating an alternate member. The number following the letter uniquely identifies each position within the respective category.
2. The initial association of position designations to names of appointed members shall be established by resolution adopted by the appointing authority, the Representative Town Meeting.

e. Length and types of terms

1. Terms for appointed regular members and alternates shall be for a period of three (3) years."
2. "Current Term" refers to a term to which someone has been both appointed before January 1, 2018 and which appointment expires after January 1, 2018.

3. When appointing a new member to this Board, the new member will receive the position designation previously assigned the person she or he is succeeding and such designation will be indicated on all notices of nomination and appointment including, but not limited to, the agenda and the minutes of the Representative Town Meeting, the committees of the Representative Town Meeting and, where appropriate, the agenda and minutes of the Board of Selectmen.

4. Effective January 1, 2018, Current Terms shall expire on June 30 and commence on July 1 according to the designations in subsection (f.1).

5. Each regular member and alternate member appointed heretofore and serving on January 1, 2018 shall continue to serve such term to which such member was appointed. Such term shall be extended to expire on June 30 following the date on which their current appointment was scheduled to expire.

6. Appointed members of the Board shall hold office until their successors shall have been appointed and shall qualify.

f. Designation of Board Positions

1. The positions for the seven (7) appointed regular members shall be designated positions R1 through. The terms for these positions are defined as follows:

(R1): The Current Term for regular member (R1) shall expire **June 30, 2018**. Terms thereafter shall be for a period of four (4) years.

(R2): The Current Term for regular member (R2) shall expire **June 30, 2018**. Terms thereafter shall be for a period of four (4) years.

(R3): The Current Term for regular member (R3), shall expire **June 30, 2018**. Terms thereafter shall be for a period of four (4) years.

(R4): The Current Term for regular member (R4) shall expire **June 30,** 2019. Terms thereafter shall be for a period of four (4) years.

(R5): The Current Term for regular member (R5) shall expire **June 30,** 2019. Terms thereafter shall be for a period of four (4) years.

(R6): The Current Term for regular member (R6) shall expire **June 30,** 2020. Terms thereafter shall be for a period of four (4) years.

(R7): The Current Term for regular member (R7) shall expire **June 30,** 2020. Terms thereafter shall be for a period of four (4) years.

ITEM NO: 21

DEPARTMENT: Appointments Committee

Date 10/13/2017

CONTACT: john.eddy@greenwichct.org

REFERRED TO: *Legislative & Rules and Land Use Committees*

VOTES: unanimous **Votes:**

Whereas the Flood and Erosion Control Board and Condemnation Commission are Agencies whose members are directly appointed by the Representative Town Meeting and

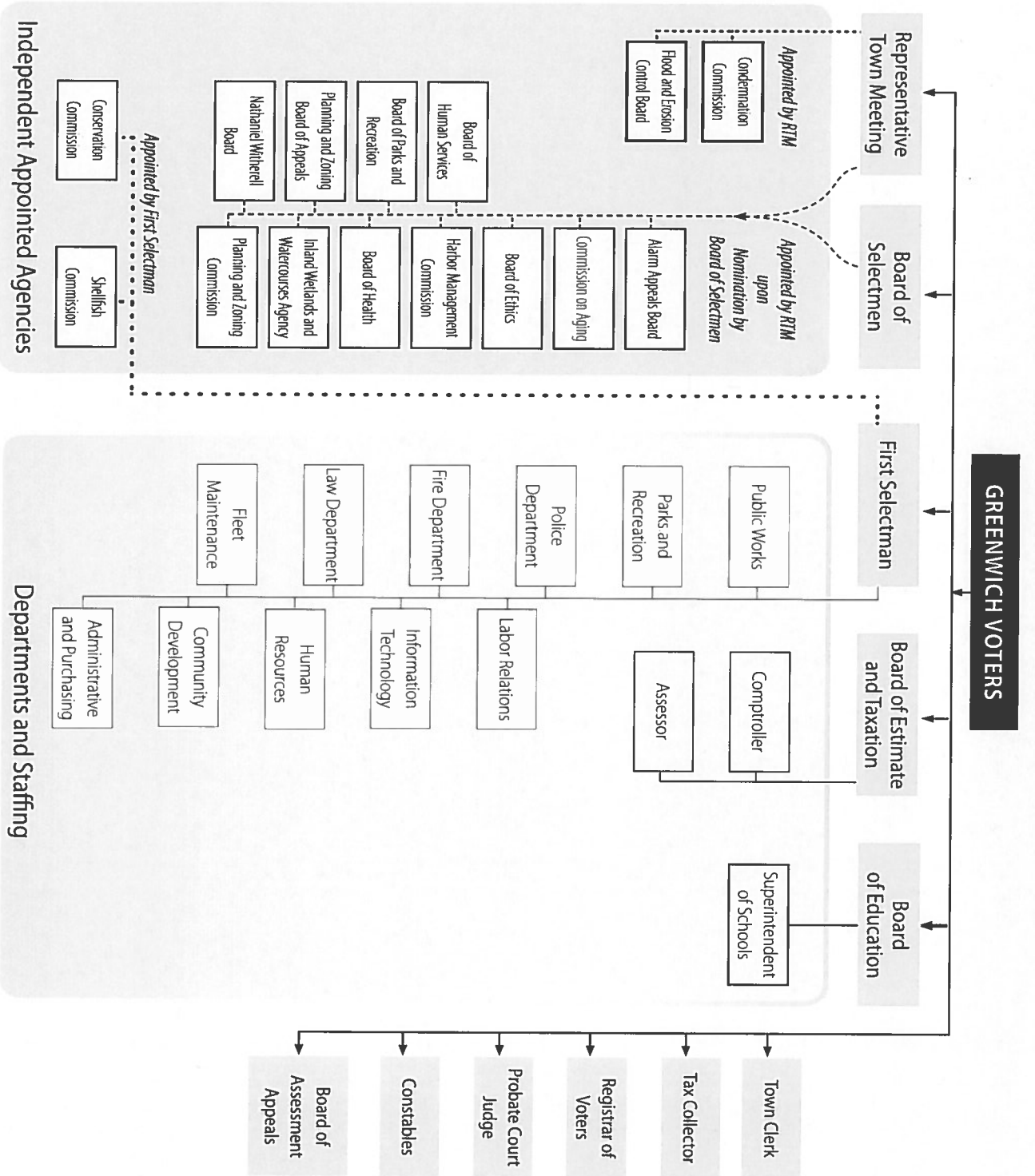
...

Whereas the appointing of members to these agencies directly affects the creation of policy in these agencies and...

Whereas it is important and necessary that the RTM maintain awareness of its responsibilities with respect to these agencies and...

Whereas the members serving on these agencies deserve the support of the RTM,

Be it resolved that the organizational chart of the Town of Greenwich found in Appendix E of the Rules of the RTM be amended to include the Flood and Erosion Control Board and the Condemnation Commission.



ITEM NO: 22

DEPARTMENT: Appointments Committee Date 2017.11.09
CONTACT: John Eddy 203-550-7122 johneddy@greenwichct.org.com
REFERRED TO: *Legislative & Rules Committee*
VOTES: NA **Votes:**

Whereas the Representative Town Meeting has amended the Municipal Code to establish unique position designations for members and alternate members of the town agencies appointed by the RTM and...

Whereas it is has been established by action of the Representative Town Meeting that the positions on these town agencies have been assigned unique designations...

Be it resolved that,

1. These unique position designations shall be assigned to the current members of the town agencies appointed by the RTM according to the schedule below.
2. Each new member appointed in the future to the any of these agencies will receive the position designation assigned the person she or he is succeeding.
3. Such designation will be indicated on all notices of nomination and appointment including, but not limited to, the Call and the minutes of the Representative Town Meeting, the agenda of the committees of the Representative Town Meeting and, where appropriate, the agenda and minutes of the Board of Selectmen.

Agency	Position Designation	Name
Commission on Aging	R1	Patricia Rand Burns
	R2	James Dougherty
	R3	Carol Burns
	R4	Steven Katz
	R5	Dr. Ellen Wolfson
	R6	AnnaMarie Hynes
	R7	Francis (Kip) Burgweger
Alarm Appeal Board	R1	Frederick, JR Brooks
	R2	Joseph "Casey" Havranek
	R3	Thomas Zack
	R4	John Slusarz
	R5	Dennis JR (Peter) Yeskey
Condemnation Commission	R1	Dr. Carl Carlson
	R2	P. Jude Collins
	R3	Donald Conway

Agency	Position Designation	Name
	R4	Jackie Hammock
	R5	Paul Settelmeyer
Board of <u>Ethics</u>	R1	Paul De Bary
	R2	John Margenot
	R3	Robert Grele
	R4	Ian, Father Jeremiah
	R5	Robert Sisca
Flood and Erosion Control Board	R1	Edward Schmeltz
	R2	John Stankunas
	R3	Peter Finkbeiner
	R4	Aubrey (Pat), PE Mead
	A1	Robert Cenci
	A2	Allison Walsh
Harbor Management Commission	R1	Michael Van Oss
	R2	Frank Mazza
	R3	Stephen Kinner
	R4	William Ingraham
	R5	Lile Gibbons
	R6	Bernard Armstrong
	R7	Bruce Angiolillo
	A1	Donald Carlson
	A2	Joseph "Casey" McKee
Board of Health	R1	Kurt Schaffir
	R2	Robert Carangelo
	R3	Dr. Andrew Bronin
	R4	Dr. Marilyn Ross Cahn
	R5	Julia Chiappetta
	R6	Vick Sandhu
	R7	Dr. Mark Armstrong
Historic District Commission	R1	Aris Crist
	R2	Darius Toraby
	R3	Kathrin "Katy" Brown
	R4	Phyllis Sheridan
	R5	Stephen Bishop
	A1	Anna Maria (Annie) McGinnis

Agency	Position Designation	Name
	A2	Cynthia Smith
	A3	Serena Bechtel
	A4	Martin Kagin
	A5	Marie Williams
Board of Human Services	R1	Alan Gunzburg
	R2	Natalie Queen
	R3	Jeffrey Medina
	R4	Barbara Nolan
	R5	Winston Robinson
	R6	Annalisa Fernandez
	R7	Abbott Jones
Inland Wetlands and Watercourses Agency	R1	Jacob Schondorf
	R2	Alan (Brian) Harris
	R3	Joseph Rogers
	R4	Stephan Skoufalos
	R5	Bill Galvin
	R6	Norma Kerlin
	R7	Elliott Benton
	A1	Peter Linderorth
	A2	Alan Rossi
	A3	Klaus Jander
Nathaniel Witherell, Board of	R1	Frank Ennis
	R2	Nisha Hurst
	R3	LLOYD Bankson
	R4	Laurence Simon
	R5	Karen Sadik-Khan
	R6	Louise C Puschel
	R7	Suzanne Hogan
	R8	Richard Kaplan
	R9	Elizabeth Siderides
Board of Parks and Recreation	R1	Kirk Schubert
	R2	Patrick Slyne
	R3	Richard Loh
	R4	Open (Caplan previous)
	R5	Frank DiVincenzo

Agency	Position Designation	Name
	R6	John Hartwell
	R7	Scott Johnson
	R8	Gary Dell' Abate
	R9	Thomas McGarrity
Planning and Zoning Board of Appeals	R1	Lawrence Larson
	R2	Arthur Delmhorst
	R3	David Weisbrod
	R4	Patricia KirkPatrick
	R5	Wayne Sullivan
	A1	Kenneth Rogozinski
	A2	John Vecchiola
	A3	Frank O'Connor
Planning and Zoning Commission	R1	Richard Maitland
	R2	Nicholas Macri
	R3	Margarita Alban
	R4	H. Andrew Fox
	R5	Peter Levy
	A1	Victoria Goss
	A2	Dennis, Sr. Yeskey
	A3	OPEN (Macri elevated)
School Building Committee	R1	Jake Allen
	R2	Dean L Goss
	R3	Alan Brian, Jr Harris
	R4	Patricia Kantorski
	R5	Clare Kilgalen
	R6	Steve Walko

EXPLANATORY COMMENTS

The adoption of this schedule is predicated on RTM adopting resolutions to change term expiration dates for these agencies at the December 2017 meeting. These resolutions contain language which assigns unique designations to each position on these respective agencies. (R1, A1, etc)

FAQ

Does this schedule need to be updated and adopted by the RTM each time a new member is appointed to a town Agency?

No. The purpose of this schedule is to take the unique designation assigned each position and

link them to the names of the current members serving on these agencies.

Once assigned, the designation is passed on to each successor to the person holding the position designation. No additional updated schedule will be needed because the unique position designation, by virtue of the requirement in the amendment to the term expiration dates for this board, will hereafter be associated with the current member and successors.

Why is this needed?

The establishment of unique position designation will serve to ease the burden of researching the archived minutes of the RTM inherent in the auditing of the appointments process.

ITEM NO: **23**
DEPARTMENT: RTM
CONTACT: Thomas J. Byrne, Moderator
REFERRED TO: *Legislative & Rules Committee*
VOTES:

RESOLVED, THAT IT IS THE SENSE OF THIS MEETING that candidates for Moderator and Moderator Pro Tem of the 2018-2019 Representative Town Meeting file their names with a brief statement of their qualifications with the Town Clerk on or before noon of December 22, 2017 for inclusion in the Call of the January, 2018 meeting.

EXPLANATORY COMMENTS:

The RTM Rules currently do not require any announcement of candidacy in advance of the meeting at which the elections for Moderator and Moderator Pro Tem will occur. The members deserve a fair opportunity to know who the candidates are sufficiently in advance of the election in order to make an informed choice. The notification procedure outlined in this Sense of the Meeting Resolution has been adopted by the RTM in 2011, 2013, and 2015 and has governed the election of Moderator and Moderator Pro Tem for the past three RTM terms.