



Pursuant to the foregoing notice a regular Representative Town Meeting of the Town of Greenwich was held in the Moderator's Hall of Central Middle School on Monday October 24, 2016 at 8:00 P.M. (D.S.T.)

The meeting was called to order by the Moderator Thomas J. Byrne.

The members pledged allegiance to the flag.

Town Clerk Carmella Budkins swore in the following new members District 10 Katherine B. Hynes– and District 12- Aaron Leonard.

The Moderator announced that as all members had received a copy of the call for the meeting, the reading of the call would be omitted.

Attendance cards were presented showing 187 present, 41 absent and 2 vacancies. Those absent in District 1- Dean C. Goss, Robert Robins; District 2 -Frank J Baratta, Eileen J. Toretta; District 3-Steven Rubin; District 4 – William J. Clark; District 5- Jeffrey S Bardos; District 6 – Neil J. Bulger, Robert A Cenci, Jacqueline K. Hammock, George M Weiksner; District 7 – Margaret B G Freiberg, Valerie Stauffer, Luke Szymczak; District 8 – Deborah D Berner, Benjamin Bianco, Joshua H Brown, Richard J. Margenot, Barry W. Rickert, II, Warren D. Silver, Carol A. Swift; District 9 – Jane W. Arnone, Thomas A. Eagan, Jr, Ann P. Fatsi, Donna F. Gaudioso-Zeale, Stefan Greenberg, Jayson Podber, Christine Quackenbush, Jonathan R. Shankman, Stephen A. Warzoha; District 10- Granit Balidemaj, Lloyd N. Hull, Lawrence E. Larson, John M. Lucarelli, Anuj M. Patel, Roger S. Shedlin; District 11 – Thomas M. Devaney, David E. Oliver, Ralph E. Penny, Rebecca Z Steinfeld; District 12 – Janet Lynn DeLuca.

The Moderator announced that as all members had received a copy of the minutes of the September 19, 2016 meeting, the reading of the minutes would be omitted. He asked if there were any corrections or comments. There being none, the minutes were adopted by unanimous consent.

Pursuant to the RTM rules, the Moderator designated that the following items be placed on the consent calendar – 6 & 7.

The items on the consent calendar are as follows:

6. RESOLVED, that the sum of \$43,000 be and the same is hereby appropriated to be added to the following CDBG PY2016 accounts: Q19716-59900-XXXXX known as “Friends of Laurel House, Inc. Purchase of Truck for Laurel House Thrift Store” \$25,000; and Q19716-59900-XXXXX known as “TAG Acquisition of a Handicapped-Accessible Vehicle” 18,000.

7. RESOLVED, that the sum of \$29,900 be and the same is hereby appropriated to be added to the following CDBG PY2016 account: Q19716-59900-XXXXX known as “Hill House Kitchen Upgrade and Safety Improvement Project.”

The vote was now on the consent calendar.

In Favor	-	168
Against	-	1
Abstentions	-	1

Items Carried

The Moderator suggested a motion, which was moved and seconded, to suspend the rules and combine items 3 & 4 for voting purposes. The motion to suspend the rules was approved by voice vote.

The Moderator announced that the combined items were now before the meeting.

Peter J. Tesei, First Selectman, offered the following resolutions, which were moved and seconded, regarding Item Nos. 3 & 4.

**3. RESOLUTION BY THE BOARD OF ESTIMATE AND TAXATION IN
PASSING UPON THE REPORT AND THE RECOMMENDATIONS OF THE
BUDGET COMMITTEE**

FOR THE 2017 (January 1, 2017 through December 31, 2017) BUDGET YEAR

**COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROPOSED
BUDGET
AND EXPENDITURE HISTORY FOR YEAR 2017**

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, 2017 to December 31, 2017 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 2017 CDBG Annual One-Year Action Plan, Program Year 2017 (January 1, 2017 – December 31, 2017) specifically pages 3, pages 7 through 9 and pages 101 through 102, 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, 2017 – December 31, 2017 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 2017 CDBG Annual One-Year Action Plan, Program Year 2017 (January 1, 2017 – December 31, 2017) shall be forwarded to the members of the Representative Town Meeting on or before September 30, 2016 for action by the Representative Town Meeting at its Meeting to be held October 24, 2016.

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 2017 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 2017, except that the following items shall be increased, decreased, modified or omitted as follows:

Appropriations Recommended

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

Total Increase (+)/Decrease (-).....

FURTHER RESOLVED, that the Appropriations of \$751,160.92 (+/-), set forth, are hereby approved, made and adopted for the Fiscal Year January 1, 2017 to December 31, 2017, inclusive and conditioned on the U. S. Department of Housing and Urban Development approval of the projected entitlement of approximately \$725,000 (+/-),

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 2017, the additional funds will be appropriated to a contingency line item, or if the entitlement is less than the projected \$725,000, 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 PY2017”; 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.

4. RESOLVED, that the Representative Town Meeting does hereby approve and adopt the Town of Greenwich, CT CDBG Entitlement Program, Proposed 2017 CDBG Annual One-Year Action Plan, Program Year 2017 (January 1, 2017 – December 31, 2017) 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 2017 CDBG Annual One-Year Action Plan, Program Year 2017 (January 1, 2017 – December 31, 2017) and to apply for and accept funds for the purpose of carrying out housing and community development programs, as approved for fiscal year 2017 (January 1, 2017 – December 31, 2017); and

RESOLVED, that in approving and adopting said Town of Greenwich, CT CDBG Entitlement Program, Proposed 2017 CDBG Annual One-Year Action Plan, Program Year 2017 (January 1, 2017 – December 31, 2017), 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.

The Moderator opened the public hearing on Items 3 & 4 at 8:08 P.M.

The Moderator closed the public hearing on Items 3 & 4 at 8:13P.M.

The vote was now on the combined items.

In Favor	-	172
Against	-	2
Abstentions	-	0

Items Carried

The Moderator announced that Item No. 1 on the call was now before the meeting which was postponed from the September 2016 meeting.

1. RESOLVED, that the following named person, re-nominated by the Appointments Committee, be appointed as Member of the Flood and Erosion Control Board for a term expiring 3/31/20.

EDWARD SCHMELTZ, P. E.

Peter E. Berg, Chairman of Land Use Committee, made a motion to postpone Item No. 1 to the December 2016 meeting.

Upon a voice vote, motion carried

The Moderator announced that Item No. 2 on the call was now before the meeting which was postponed from the September 2016 meeting.

Francis J. (Kip) Burgweger, Jr., Chairman of the RTM Old Barn Special Committee, offered the following resolution, regarding Item No. 2.

2. RESOLVED, that the document entitled Easements, Declaration of Covenants, and Declaration of Preservation Restrictions granted by the Town of Greenwich (referred to as “Grantor”) and in favor of the State of Connecticut (referred to as “Grantee”) acting by the State Historical Preservation Office, an agency of the State of Connecticut is hereby adopted.

The vote was now on Item No. 2.

In Favor	-	177
Against	-	4
Abstentions	-	1

Item Carried

The Moderator announced that Item No. 5 on the call was now before the meeting.

Alfred Cava, Director Of Labor Relations, offered the following resolution, which was moved and seconded, regarding Item No. 5.

5. RESOLVED, that the Representative Town Meeting, in exercising its authority pursuant to Connecticut General Statutes, Section 7-474(b), hereby approves the funds necessary to implement the terms of the Town-Greenwich Municipal Employees Association collective bargaining agreement covering FY 16/17; said funds having previously been appropriated in the adopted FY 16/17 budget. In addition, thereto, the Representative Town Meeting approves the funds necessary to implement the terms of the Town-Greenwich Municipal Employees Association collective bargaining agreement covering the period FY 17/18 and FY 18/19, subject to the budgetary process as prescribed in the Town Charter.

BE IT FURTHER RESOLVED that the Representative Town Meeting approves any terms of such agreement which may be in conflict with the Town Charter, special act, ordinance, rule or regulation adopted by the municipal employer or its agents of the Town.

Carl R. (Rob) Perelli-Minetti, Vice Chairman of Finance Committee, supported by Education Committee, made a motion on behalf of the Finance Committee to postpone Item No. 5 indefinitely.

J. Robert Tuthill, Member of District 4, made a motion to limit debate to 10 minutes per principal proponent and principal opponent and 3 minutes for all other speakers, which was duly moved and seconded.

Upon a voice vote, motion carried

The vote was now on the Motion to Postpone Indefinitely of the Finance and Education Committees:

In Favor	-	118
Against	-	62
Abstentions	-	1

Motion to Postpone Carried

Peter Sherr, Member of the Board of Education, offered the following resolution, which was moved and seconded, regarding Item No. 8.

8. RESOLVED, that the Representative Town Meeting of the Town of Greenwich hereby rejects the Arbitration Award dated October 14, 2016 between the Board of Education and the Greenwich Education Association for the period beginning July 1, 2017.

Jason M. Auerbach, District 5, raised a Point of Order, stating that Labor Contract's Committee report included information that was discussed in Executive Session and should not be discussed now.

The Moderator ruled the Point of Order to be not well taken. Mr. Auerbach appealed the ruling of the Chair.

The vote on the question: "Shall the ruling of the chair be sustained?" was:

In Favor	-	121
Against	-	43
Abstentions	-	9

"The ruling of the Chair was sustained."

Carl R. (Rob) Perelli-Minetti, Vice Chairman of Finance Committee, supported by Education Committee, made a motion on behalf of the committees to postpone Item No. 8 indefinitely.

The vote was now on the Finance and Education committees' Motion To Postpone Indefinitely.

In Favor	-	113
Against	-	54
Abstentions	-	2

Motion to Postpone Carried

There being no further business, the Moderator adjourned the meeting, upon unanimous consent at 10:12 p.m.

ATTEST:
CARMELLA C. BUDKINS
TOWN CLERK