



Pursuant to the foregoing notice a regular Representative Town Meeting of the Town of Greenwich was held on Tuesday January 16, 2007 at 8:00 P.M. (E.D.T.).

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

The members pledged allegiance to the flag.

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 184 present, 42 absent and 3 vacancies. District 5 had perfect attendance. The members who were absent in District 1 – Mary Ambrogio, Norman R. Collins, Frederick R Feldman, Pamela Frederick, Richard P. Holleran, Patrick F. Maher, Julie L Ray, Najm Shams; District 2 – Kevin J. Borgan, J. Suzzne Geiss-Robbins, Mark Schroeder; District 3 – Murray S. Paroly; District 4 – David C. Rupert, John B. Wahba; District 6 – Michael J. Barnaby, Richard F. Grieb, Claudia M Keeler, Arline Lomazzo, Stephen Meskers, David J Noble, Robert F Robben, Eric Tautel; District 7 – Ellen Brennan-Galvin, Patrick J Gillis; District 8 – Susie L. Andersen, Christopher VonKeyserling; District 9 – Michael Dunne, Anna B. Napolitano, Frank P Petise, James C. Reilly; District 10 – Jean-Pierre Diels, P Eric Roitsch; District 11- Kevin B. Coyner, Joseph Huley, Joseph J. Kaliko, Mary Gail Kaliko, Joseph L. Pellegrino, Mary S. Waldron; District 12 – Robert A. Perri, Gerald J. Porricelli, Jane S. Sulich, Charles E. Thivierge, Jr.

There are corrections to the December attendance. Patrick Maher of District 1 and Robert Lardon of District 11 were marked absent at the December meeting but both were in attendance at that meeting. The attendance cards now show 195 present, 33 absent and 1 vacancy for the December meeting.

The Moderator announced that as all members had received a copy of the minutes of the December 11, 2006 meeting, the reading of the minutes would be omitted. He asked if there were any corrections or comments.

William Clark of District 7 noted that on page 4 in the last line the words “Water Courses” should be one word. The minutes were then approved by unanimous consent.

The Moderator announced that Item No. 3 on the call had been withdrawn.

The Moderator announced that Item No. 1 on the call was now before the meeting.

Dr. Susan Wallerstein, Assistant Superintendent of Business for the Board of Education, offered the following substitute resolution, which was duly moved and seconded, regarding Item No. 1.

**Resolved that the sum of \$465,850 be and is hereby appropriated to be**

**added to account Z 680 59560 27098 - Architectural and Engineering Services. Said appropriation to be applied to architectural and engineering work required to develop bid specification for (i) mechanical upgrades to the heating system (boiler and piping) at Julian Curtiss School, the generator at Central Middle School and the A/C at Cos Cob School and new electronic heat and A/C controls at Greenwich High School, (ii) roofing repairs at North Street, Greenwich High, Old Greenwich and North Mianus Schools and at the Observatory, and (iii) improvements at Greenwich High School to (a) the drainage, lighting and paving of the parking lot, and (b) the structural integrity and surfacing of two foot bridges. Said appropriation to come from the Capital and Non-Recurring Fund.**

Carl G. Carlson, Jr of District 1 made a motion, which was seconded, to postpone Item No. 1 until the March 2007 meeting.

Motion Lost

The vote was now on Item No. 1.

In Favor	-	171
Against	-	7
Abstentions	-	2

Item Carried

The Moderator announced that Item No. 2 on the call was now before the meeting.

Selectman Peter Crumbine offered the following resolution, which was duly moved and seconded, regarding Item No. 2.

**RESOLVED, that Sec. 57.1 of the Charter of the Town of Greenwich be amended as follows:**

**Sec. 57.1 Nathaniel Witherell Building Committee**

(a) Any provision of any Special Act to the contrary notwithstanding, any construction or alteration of and any addition to Nathaniel Witherell and appurtenant facilities shall be under the supervision of a building committee appointed as hereinafter provided for each separate and specific project.

(b) The Nathaniel Witherell Building Committee shall consist of not less than **eight (8)** [seven (7)] nor more than **ten (10)** [nine (9)] voting members, the number of voting members to be determined by the Selectmen, and **eight (8)** [six (6)] ex-officio members. All the voting members shall be electors of the Town. One voting member shall be appointed by the Board of Health from its members. One voting member of the

committee shall be appointed by the Board of Estimate and Taxation from its members. **Two (2)** [One (1)] voting members shall be appointed by the Nathaniel Witherell Board from its members. The remaining voting members of the committee shall be appointed by the Representative Town Meeting on nomination of the Selectmen, which nomination shall be made after the appointment of members by the **Nathaniel Witherell Board**, Board of Health, and the Board of Estimate and Taxation. One ex-officio member of the committee shall be appointed by the Selectmen from the Board of Selectmen, one by the Planning and Zoning Commission from the Commission, one by the Commissioner of Public Works from the Department of Public Works, one by the [Chairman of the Representative Town Meeting Building Committee] **Moderator of the Representative Town Meeting** from the Representative Town Meeting, [and] one by the Board of Health **and one by the Nathaniel Witherell Board**. In addition, the Director of Health **and the Executive Director of the Nathaniel Witherell** shall be [an] ex-officio members. Ex-Officio members of the committee shall have all the rights and privileges of voting members except the right to vote.

(c) Any vacancy shall be filled by appointment in the same manner as the appointment of the vacating member.

(d) Whenever the **Nathaniel Witherell Board** [Board of Health] shall determine that any such construction, alteration or addition is necessary the Board shall so certify to the Selectmen and shall file with the Selectmen its [health] specifications and requirements for the project and its request for the appointment of a committee to supervise construction of the project. Upon receipt from the **Nathaniel Witherell Board** [Board of Health] of [its possession of a certificate of need from the State Department of Health,] **the** specifications and requirements for the project and its request for appointment of a committee, the Selectmen forthwith shall determine the number of voting members to be appointed to the committee, shall nominate the members of the committee to be appointed by the Representative Town Meeting and shall give notice of the formation of the committee to the following: **The Nathaniel Witherell Board**, the Board of Health, the Board of Estimate and Taxation, the Moderator of the Representative Town Meeting, the Planning and Zoning Commission, the Commissioner of Public Works, [and] the Director of Health, **and the Executive Director of Nathaniel Witherell**. Upon notification by the Selectmen of the formation of a committee the Representative Town Meeting and the several boards, commissions, and Town officers charged with the appointments of voting members and ex-officio members to the committee shall appoint the same and shall notify the First Selectman of such appointments.

(e) Within thirty (30) days after the appointment of members of the committee by the Representative Town Meeting the First Selectman shall call the first meeting of the committee, at which meeting the committee shall elect from its voting members a chairman, a vice-chairman and a clerk. In the absence of the chairman, the vice-chairman shall act for him and have the same powers as the chairman.

(f) The chairman may call meetings at any time and upon the request of any three voting members shall call a meeting of the committee, in each instance giving reasonable

personal notice to the members thereof or written notice delivered, or mailed to each by the clerk of the committee in time to reach his place of residence at least twenty-four (24) hours before the time of such meeting. The clerk shall keep a record fully and in detail of the minutes of each meeting of the committee and of all actions taken at each meeting. The record of each meeting shall be attested by the signatures of the chairman and the clerk and shall be filed with the Town Clerk within ten (10) days after approval thereof by the committee and shall thereupon be kept as a permanent record of the Town. A majority of the voting members of the committee shall constitute a quorum for the transaction of business, but a less number may adjourn to a later date.

(g) In supervising the project the committee shall adhere strictly to the specifications, requirements, and decisions regarding the project prepared and filed **with the Selectmen** by the **Nathaniel Witherell Board** [Board of Health]. The committee in its supervision of the project shall have all of the powers and duties of the Commissioner of Public Works with respect to the construction and development of public buildings and public improvements of the Town, and such supervision shall include but not be limited to the selection and employment of an architect, approval of plans and specifications, requests for necessary appropriations and advertising and acceptance of bids, except that: no architect shall be selected or employed without the prior approval of the **Nathaniel Witherell Board**, [Board of Health] and no documents shall be issued for bidding unless and until the final plans and specifications shall have been submitted to and approved by the **Nathaniel Witherell Board**, [Board of Health] and the **Nathaniel Witherell Board** [Board of Health] shall submit all applications for [state] aid.

(h) A progress report shall be filed by the committee with the Town Clerk on or before the expiration of each successive period of three (3) months after the first meeting of the committee, and the Town Clerk shall distribute copies thereof to each member of the Representative Town Meeting and **to the Chairmen of the following Boards: the Nathaniel Witherell Board**, the Board of Health, **and the Board of Estimate and Taxation**. Upon completion of the project the committee shall file with the Town Clerk, and with the **Nathaniel Witherell Board** [Board of Health] **and the Board of Estimate and Taxation**, a final report which shall include an itemized statement of all cash disbursements and a comparison between original cost estimates and actual disbursements by major categories, including architect's fees, site improvement, building construction and equipment.

(RTM, 4/10/72, as amended by RTM, 3/10/75)

**additions in bold**

[deletions in brackets]

The foregoing proposal for home rule action requires an affirmative vote by a majority of the entire membership of the Representative Town Meeting to adopt, or to amend and adopt, the proposed Charter amendment.

Douglas Wells, chairman of the Legislative & Rules Committee, made a motion, on behalf of the committee to amend the resolution in paragraph (f), last line change the word “less” to “lesser”.

The amendment was adopted by unanimous consent.

Robert Kavee, chairman of the Public Works Committee, made a motion, on behalf of the committee to amend the resolution to recognize in the Charter that the functions previously performed by the RTM Building Committee were transferred to the RTM Public Works Committee when the former was dissolved in the 1990’s.

The committee amendment was in Sec. (b), lines 15 & 16 – substitute the words “Chairman of the Representative Town Meeting Public Works Committee” for the words **Moderator of the Representative Town Meeting**, so the lines 14,15 & 16 in Sec. (b) of the resolution now reads:

Public Works from the Department of Public Works, one by the (Chairman of the Representative Town Meeting Building Committee) **Chairman of the Representative Town Meeting Public Works Committee** from the Representative Town Meeting, (and) one by the Board of Health

The amendment was adopted by unanimous consent.

The vote was now on Item No. 2.

In Favor	-	168
Against	-	11
Abstentions	-	4

Item Carried

The Moderator announced that Item No. 4 on the call was now before the meeting.

Selectman Peter Crumbine offered the following resolution, which was duly moved and seconded regarding Item No. 4.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed an alternate member of the Planning and Zoning Board of Appeals for a term expiring 3/31/10.**

**SERLE MOSOFF**

The vote was now on Item No. 4.

In Favor	-	171
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Against	-	1
Abstentions	-	0

Item Carried

There being no further business, the Moderator adjourned the meeting, upon unanimous consent at 9:00 P.M.

ATTTEST:  
CARMELLA C. BUDKINS  
TOWN CLERK