



Pursuant to the foregoing notice a regular Representative Town Meeting of the Town of Greenwich was held in the Moderator's Hall at Central Middle School on Monday March 10, 2003 at 8:00 P.M.(E.D.T.).

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

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

The members pledged allegiance to the flag.

Town Clerk Carmella C. Budkins swore in C. Hooker O'Malley, a new member in District 10.

Attendance cards were presented showing 182 present,46 absent and 1 vacancy. District 3 had perfect attendance.

The Moderator announced that as all members had received a copy of the minutes of the December 9, 2002 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.

Joan Caldwell, chairman of District 10, noted the passing of Ned Stiles,a member of RTM and the members stood for a moment of silence in memory of Mr. Stiles.

Mary Ferry, chairman of District 5, noted the passing of Dorothy Osler, a long term member of RTM and the Connecticut House of Representatives and the members stood for a moment of silence in memory of Mrs. Osler.

Fred DeCaro, chairman of the Budget Overview Committee, noted that Spencer Schedler had stepped down as chairman of the committee and expressed the committee's gratitude for Mr. Schedler's dedication and leadership and the members gave him a standing ovation .

The Moderator suggested a motion to suspend the rules and combine Items 1,2,4,5,6,8,11,12,14,& 15 and to consider separately items 3,7,9,10 & 13.

Motion Carried

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

Richard Kral of District 8 offered the following resolution on behalf of the petitioners,which was duly moved and seconded, regarding Item No. 1.

1.

RESOLVED, the Town of Greenwich Representative Town Meeting by order of a sense of the meeting resolution endorse the letter drafted on behalf of the Greenwich Waterfront Coalition requesting federal maintenance dredging of the Mianus River channel.

Carol Femia, Commissioner of Social Services, offered the following resolution, which was duly moved and seconded, regarding Item No. 2.

2.

RESOLVED, that Section 63 of the Charter be and I hereby amended to read as follows;

Sec. 63. Commissioner of Social Services; duties; salary.

(a) **Except where otherwise mandated by State or federal law with respect to nursing homes**, the Commissioner of Social Services shall, subject to the direction and control of the Board of Social Services, have full charge of the social services of the Town and shall also have such powers and duties as are now or shall hereafter be conferred and imposed by law upon the Selectmen or any other administrative agency of the Town relative to minors, mentally ill persons, children born out of wedlock, indigent or incapable persons, and persons addicted to the use of intoxicating liquors and drugs, including making applications for the appointment of conservators for incapable persons, for the commitment of mentally ill persons, for the removal of a parent as natural guardian of a minor and for the adoption of a minor.

(b) Wherever copies of any papers relative to such matters shall by law be served on the Selectmen of the Town or one (1) of them, service shall instead be made on the Commissioner of Social Services. No bill against the Town relating to social services or the support of indigent persons of the Town shall be paid by the Town until it has been approved and certified as correct by the Commissioner of Social Services.

(c) The salary of the Commissioner of Social Services shall be fixed by the Town on the recommendation of the Board of Estimate and Taxation in the same manner as other appropriations are determined. In the absence or disability of the Commissioner of Social Services or if the office becomes vacant for any reason, the Deputy Commissioner of Social Services shall perform the duties and exercise the powers of the Commissioner of Social Services for a period not to exceed ninety (90) days or for such longer period as the Board of Social Services may determine. The salary of the Deputy Commissioner shall be fixed by the Town on the recommendation of the Board of Estimate and Taxation in the same manner as other appropriations are determined.

(S.A. 444 § 26, 1939; as amended by S.A. 133, 1943; S.A. 327, 1953; S.A. 79, 1955; RTM, 1/15/68; RTM, 6/9/69; RTM, 4/10/72.)

(additions in bold)

Adrienne Singer, Assistant to the First Selectman, offered the following resolutions, which were duly moved and seconded, regarding Items No. 4 & 5.

4.

RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Alarms Appeals Board for a term expiring 3/31/06.

ROBERT FOGG

5.

RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Alarms Appeals Board for a term expiring 3/31/06.

ROMANO R. ORLANDO

Peter Madden, Director of Nathaniel Witherell, offered the following resolutions, which were duly moved and seconded, regarding Items 6 & 8.

6.

RESOLVED, that the sum of \$16,000 be and the same is hereby appropriated to be added to the account number identified below:

450-51070 Longevity Pay \$16,000

7.

RESOLVED, that the sum of \$101,079 be and the same is here by appropriated for the provision of rehabilitation services through an affiliation with Greenwich Hospital.

450-66-51420	Professional Medical Rehab Dept.	\$155,750
450-66-51420	Professional Medical Rehab Dept.	\$(10,000)
450-66-51010	Regular Salaries Rehab Dept.	\$(44,671)

Joseph Siciliano, Director of Parks & Recreation, offered the following resolution, which was duly moved and seconded, regarding Item No. 11.

RESOLVED, that the Town of Greenwich accept a gift in the amount of \$22,500 as reimbursement for the Fourth of July Fireworks Celebrations.

Marcos Madrid, Commissioner of Public Works, offered the following resolutions, which were duly moved and seconded, regarding Items 12 & 14.

12.

RESOLVED, that the sum of \$190,000 be and the same is hereby appropriated to be added to Public Works' Account No. Z312-59620-22086, known as "Cliffdale Road Bridge Reconstruction."

14.

WHEREAS, the required contract plans, specifications, and estimates have been prepared for traffic signal improvements at the following intersections: King Street at Anderson Hill Road, Palmer Hill Road at River Road and North Mianus School, and Mill Street at North and South Water Streets and,

WHEREAS, said improvements include, but are not limited to the upgrade of existing signals herein identified as State Project No. 56-273 and Federal -aid Project No. CM-000R(161), herein after referred to as the Project, and

WHEREAS, the State and Municipality mutually agree that the State shall be responsible for the construction phase of the Project, which includes, but is not limited to advertising, administration, inspection, field density testing and material testing in conjunction therewith, and

WHEREAS, the Transportation Equity Act for the 21st Century of 1998 provides funding authorizing for "Federal-aid highways, highway safety programs, and transit programs, and for other purposes," and

WHEREAS, the project is eligible for funding under the Surface Transportation Program (STP) as defined in Title I, Section 1108 of the Act, and

WHEREAS, Section 13a-98i of the Connecticut General Statutes, as revised, provides that,"9a) The commissioner may enter into agreements for the acceptance and expenditures of funds concerning federal surface transportation urban program roadways or facilities and eligible federal surface transportation rural collector roadways of facilities with the United States Secretary of transportation or local officials, or both, to develop plans and establish programs for, and construct improvements on or to such roadways or facilities using appropriations made to the department of Transportation by said Secretary of transportation under the provisions of the Transportation Equity Act for the 21 st Century, all amendments thereto and all applicable federal regulation ...," and

WHEREAS, the Municipality has requested that federal funding be obligated so that Project related construction actives can be authorized.

THEREFORE BE IT RESOLVED, that **Richard V. Bergstresser, First Selectman, be and hereby is authorized to execute the agreement entitled: "Agreement Between the State of Connecticut and the Town Of Greenwich for the Construction, Inspection and Maintenance of the Various Traffic Signals Utilizing Federal Funds Under the Congestion Mitigation and Air Quality Improvement Component of the Surface Transportation Program No. 56-273 and Federal-Aid Project No. CM-000R(161)).**

Douglas Wells, chairman of the Legislative & Rules Committee, made a motion, on behalf of the committee, to amend the resolution, in the last paragraph, by deleting Richard V. Bergstresser, and the coma after the word Selectman.

The amendment was passed by unanimous consent.

Diane Fox, Town Planner, offered the following resolution, which was duly moved and seconded, regarding Item No. 15.

Selectman, Richard Bergstresser to **sign and accept the 2 Coastal Grants , approved by the RTM December 2002 from the State of Ct. Department of Environmental Protection, Office of Long Island Sound on behalf of the Town of Greenwich. The two Municipal Grants are for Storm Water Pollution Sources in Watersheds Draining to Long Island Sound, and Coastal Waterfront Public Access Study and Design Specifications.**

The vote was now on the combined items.

In Favor	-	173
Against	-	0
Abstentions	-	2

Items Carried.

The Moderator announced that Item No. 3 on the call was now before the meeting.

Adrienne Singer, Assistant to the First Selectman, offered the following resolution, which was duly moved and seconded, regarding Item No. 3.

RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Alarms Appeals Board for a term expiring 3/31/06.

CHARLES COYLE

Mark Dawson, chairman of Town Services Committee, made a motion ,on behalf of the committee, to postpone this item until the June 2003 meeting.

Motion Carried

The Moderator announced that Item No. 7 on the call was now before the meeting.

Peter Madden, Director of Nathaniel Witherell, offered the following substitute resolution, which was duly moved and seconded, regarding Item No. 7.

RESOLVED, that the sum of \$258,334.10 be and the same is hereby appropriated to be added to the account numbers identified below as prior year adjustments:

450-51970	Adjustment 100	\$155,843
450-52970	Adjustment 200	\$10,446
450-53970	Adjustment 300	\$80,521
450-54970	Adjustment 400	\$11,524

Joshua Brown, chairman of the Finance Committee, made a motion, on behalf of the committee, to amend the resolution, by reducing the amount by \$54,900 to \$203,434.

The motion to reduce was adopted by unanimous consent.

The vote was now on Item No. 7 as amended.

In Favor	-	117
Against	-	33
Abstentions	-	21

Item Carried

The Moderator announced that Item No. 9 on the call was now before the meeting.

Peter Madden, Director of Nathaniel Witherell, offered the following substitute resolution, which was duly moved and seconded, regarding Item No. 9.

RESOLVED, that the sum of \$257,445 be and the same is hereby appropriated to be added to the account number identified below:

**45051-51490 Professional NOC \$257,445
C.O.N. Project**

Robert Richardson, chairman of Health & Human Services, made a motion, on behalf of the committee, to amend the resolution by reducing the item by \$37,700 to \$219,745.

The vote was now on the motion to reduce.

In Favor	-	104
Against	-	56
Abstentions	-	8

Motion Carried

The vote was now on Item No. 9 as amended.

In Favor	-	108
Against	-	48
Abstentions	-	10

Item Carried

The Moderator announced that Item No. 10 on the call was now before the meeting.

Alfred Cava, Director of Human Resources, offered the following substitute resolution, which was duly moved and seconded, regarding Item No. 10.

RESOLVED, that the sum of \$528,006 for the fiscal year 2003/04 be and the same is hereby appropriated to carry out the terms of the labor settlement between the Town of Greenwich and Greenwich Municipal Employees Association.

FURTHER RESOLVED, that the Representative Town Meeting of the Town of Greenwich hereby approves such provisions of the labor settlement, if any, which may be in conflict with any charter provision, special act, ordinance, rule or regulation of the Town of Greenwich within the meaning of Connecticut General Statutes, Section 7-474 (c).

The vote was now on Item No. 10.

In Favor	-	148
Against	-	3
Abstentions	-	4

Item Carried

The Moderator announced that Item No. 13 on the call was now before the meeting.

First Selectman Richard Bergstresser offered the following resolution, which was duly moved and seconded, regarding Item No. 13.

RESOLVED, that the lease between the Town of Greenwich and the Mianus River Boat and Yacht Club, Inc. be approved, and the terms and conditions of said lease to be the same as those contained in the lease agreement attached to the explanatory comments for this item

Douglas Wells, chairman of the Legislative & Rules Committee, made a motion, on behalf of the committee, to amend the lease as follows:

On page 3 section C, last line should read “provisions of paragraph 6 & 7 below. (which was adopted by unanimous consent)
On page 1 of the lease, starting on the 3rd line, delete the word “the” after the word “shed” and the coma after the word “ramps”.

The vote was now on the Legislative & Rules Committee motion to amend the item on page 1.

In Favor	-	107
Against	-	40
Abstentions	-	4

Amendment Carried

Joan Caldwell of District 10 made a motion to amend Item No.13 as follows:

On page 2 – second paragraph – TERM (amend to read)

The term of this lease shall be for a period of three years from ----- 2003 to -----
2006.

On page 3, Section D – RENT (amend to read)

The corporation shall pay the Town rent of One Hundred (\$100.00) Dollars per year, the
entire amount to be paid upon execution of this Lease.

The vote was now on Ms Caldwell’s motion to amend.

In Favor	-	50
Against	-	93
Abstentions	-	0

Motion Lost

The vote was now on Item No. 13 as amended.

In Favor	-	119
Against	-	8
Abstentions	-	0

Item Carried

There being no further business, the Moderator adjourned the meeting, upon unanimous
consent at 11:10 P.M.

ATTEST:
CARMELLA C. BUDKINS
TOWN CLERK