



Pursuant to the foregoing notice a regular Representative Town Meeting of the Town of Greenwich was held on Monday May 9, 2005 at 8:00 P.M. (E.S.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.

Carmella C. Budkins swore in Kevin Coyner, a new member in District 11, prior to the meeting.

Attendance cards were presented showing 188 present, 39 absent and 3 vacancies.

The Moderator announced that as all members had received a copy of the minutes of the April 11, 2005 meeting, the reading of the minutes would be omitted.

The Moderator announced that there was an addition to the minutes, on page 8 the following paragraph should be inserted following the vote on Mr. DeCaro's motion.

James Boutelle of District 8 raised a Point of Order. Mr. Boutelle claimed that item 21 was not in legal order because it constituted a motion to reconsider the Sense of the Meeting Resolution on Nathaniel Witherell adopted by the RTM in September 2004. The Moderator ruled that the pending sense of the meeting resolution was not a motion to reconsider, but rather was a main motion setting forth a clear statement on the governance issue of Nathaniel Witherell that the RTM was free to adopt or to reject at this meeting. Accordingly, the Moderator ruled that the Point of Order was not well taken.

The additional paragraph was approved by unanimous consent.

The minutes as amended were adopted by unanimous consent.

Valerie Stauffer, chairman of District 7, offered the following resolution recognizing the service and contributions of the late Robert Cantwell.

WHEREAS, Robert Cantwell, a member of this body for sixteen years passed away on April 10, 2005; and

WHEREAS, Bob Cantwell served District 7 with distinction as our Vice Chairman for four years and then as Chairman for another four years. He contributed his legal acumen to the RTM Legislative and Rules Committee on which he served as our district delegate during his eight terms as a member of the Representative Town Meeting. Following three years as Vice Chairman of Legislative and Rules, he was elected to the Chairmanship of that Committee. Those of us who were members of the RTM during the years from 1998 to 2001 will remember his committee reports that were always cogent and thoughtful. He brought us an incisive analysis of the legal aspects of all issues that came before

Legislative and Rules. With dedication and energy, he believed in the importance of the legal structure of government.

Bob contributed to the RTM his lifetime of legal training and professional employment in private practice and later as General Counsel and Vice President of Colgate Palmolive Company.

During his years of retirement, he volunteered his time and expertise to many organizations and committees in Greenwich. He served on the Selectman's Sidewalk Committee and on the Board of Directors of Nathaniel Witherell.

District 7 was fortunate to have within our membership not only Bob, but also his wife Barbara. This dynamic duo was known for a hearty sense of humor and forceful points of view. We all always knew where the Cantwells stood on an issue.

Greenwich has lost a citizen who served us all in the best tradition of the volunteer Representative Town Meeting.

NOW THEREFORE BE IT RESOLVED, that the entire membership of the Greenwich Representative Town Meeting join District 7 in heartfelt appreciation of Robert Cantwell's exemplary and productive life and further extend our sympathy to Barbara and to the Cantwell family.

BE IT FURTHER RESOLVED, that this resolution be set forth in the minutes of this meeting and that a proper copy thereof be prepared by the Town Clerk and sent to his wife and family.

The resolution was adopted by unanimous consent with the members standing for a moment of silence.

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

Douglas Wells, chairman of the Legislative and Rules Committee, offered the following resolution, which was duly moved and seconded, regarding Item No. 1.

RESOLVED, that the time to speak at the May RTM be limited to three minutes per speaker for each motion, except that the proponent and principal opponent for the motion (the latter to be determined by the Moderator) shall be entitled to speak for ten minutes each.

Mr. Wells offered an amendment, on behalf of the committee, to Item No. 1

After the word "each" add "and the committee reports be limited to 10 minutes each".

The amendment was adopted by unanimous consent.

The vote was now on Item No. 1 as amended and was adopted by unanimous consent.

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

Douglas Wells, chairman of Legislative and Rules Committee, offered the following resolution, which was duly moved and seconded, regarding Item No. 2.

RESOLVED, that at the meeting of the RTM on Monday May 9,2005 if the business of the meeting has not been concluded by 12 midnight, the meeting shall adjourn at that time, to meet again on Tuesday May 10,2005 at 8:00 P.M. at Central Middle School.

The vote was now on Item No. 2.

The item was adopted by unanimous consent.

Peter Tesei, Chairman of the Board of Estimate and Taxation, offered a copy of the budget and presented his budget message.

To act upon the appropriations recommended by the Board of Estimate and Taxation for the expenses and conduct of the affairs of the Town of Greenwich, Connecticut for the fiscal year 2005-06; i.e. July 1, 2005 to June 30, 2006 inclusive as follows:

\$325,476,877 for the General Fund and Capital Projects Fund of the Town
\$ 13,326,533 for the Sewer Maintenance Fund of the Town
\$ 5,122,000 for the Sewer Improvement Fund of the Town
\$ 4,299,357 for the Parking Fund of the Town
\$ 590,600 for the Parking Fund – State Portion
\$ 4,054,579 for the Public School Program Revolving Fund of the Town
\$ 2,604,514 for the Griffith E. Harris Golf Course Revolving Fund of the
Town
\$ 6,500,000 for the Other Post Employment Benefits Fund of the Town

PROPOSED RESOLUTION OF THE REPRESENTATIVE TOWN MEETING
IN PASSING UPON THE PROPOSED 2005-06 BUDGET RECOMMENDED BY THE
BOARD OF ESTIMATE AND TAXATION
(To be passed on May 9, 2005)

WHEREAS, the Charter of the Town of Greenwich requires that on or before the 15th day of May in each fiscal year, the Board of Estimate and Taxation shall make and file in the Office of the Town Clerk a Detailed Statement of Appropriations, with its reasons for said Appropriations, which it deems necessary: (a) to meet the expenses and to conduct the affairs of the Town of Greenwich for the ensuing Fiscal Year, that is to say, for the Fiscal Year July 1, 2005 to June 30, 2006 inclusive; (b) for the operation, maintenance and repair of the Sewers and Sewer Systems of the Town of Greenwich for said period; (c) for the operation, maintenance and repair of on-street and off-street parking facilities for the Town of Greenwich for said period; (d) for the operation of the Public School

Lunch Program Revolving Fund; (e) for the reserve fund for Capital and Non-Recurring Expenditures ; (f) for the operation, maintenance and repair of the golf course facility; and (g) for the Other Post Employment Retirement Benefits Fund and

WHEREAS, the said Board has filed on or about May 1, 2005 in the Office of the Town Clerk a Detailed Statement of such Appropriations contained in a document designated as "2005-06 Proposed Budget" and has filed on the same day another document designated as "Recommended Budget - Fiscal Year July 1, 2005- June 30, 2006" dated February 26, 2005 as Revised and Corrected; and

WHEREAS, the said Special Acts provide that the Board of Estimate and Taxation shall submit proposed Appropriations to a Representative Town Meeting to be held on or before May 15 in each year, which meeting shall take action upon such proposed Appropriations and make such Appropriations as may appear advisable, except that no Appropriations shall be made exceeding in amount that for the same purpose recommended by said Board, and no Appropriations shall be made for any purpose not recommended by said Board; and

WHEREAS, the said 2005-06 Proposed Budget was forwarded to the members of the Representative Town Meeting on or about April 30, 2004, and submitted to the Representative Town Meeting at its meeting held on May 9, 2005;

NOW, THEREFORE, BE IT RESOLVED, that the recommendations of the Board of Estimate and Taxation as contained in the said Proposed Budget filed, as above stated, in the Office of the Town Clerk and submitted at this meeting of the Representative Town Meeting be and the same hereby are approved as the Appropriations for the ensuing Fiscal Year 2005-06, except that the following items shall be Decreased or Omitted as follows:

Department	Code Number	Appropriations Recommended		Decrease	(-)
		By Board	By Town Meeting		
Reason for Decrease					
Total Decrease (-).....					

FURTHER RESOLVED, that the Treasurer of the Town of Greenwich, Connecticut, be hereby authorized to pay over to the State of Connecticut: i) the State's share of monies received from dog licenses and kennel license fees, as specified in Connecticut General Statutes (C.G.S.) §22-347; ii) monies received from State Sales Tax, as specified in C.G.S. Section §12-408; iii) the State's share of all hunting and fishing license fees as specified in C.G.S. §26-36; and iv) monies received from Marriage License Surcharge fees as specified in C.G.S. §7-73; and

FURTHER RESOLVED, that the Comptroller of the Town of Greenwich is authorized to accept insurance reserves and resources including interest thereon; said reserves and resources to become appropriations that the Comptroller may add to the appropriate account for the purpose of paying insurance claims; and

FURTHER RESOLVED, that the Representative Town Meeting of the Town of Greenwich in accordance with C.G.S. §7-450a(b) hereby requests a qualified cost estimate from the enrolled actuary, as defined in said statute, for any ordinance or act altering the retirement system of the Town of Greenwich and receipt of same, as specified in subsection (d) of said statute, shall be accomplished through the Comptroller filing a certified copy of same with the Town Clerk as the Clerk of the Representative Town Meeting; and

FURTHER RESOLVED, that the Town Clerk be authorized on behalf of the Town of Greenwich to apply for and accept grants made by the Archivist of the United States in accordance with Title 44, Chapter 25, §2504 of the United States Code (U.S.C.) and the State of Connecticut under Public

Act 00-145 in accordance with C.G.S. §§11-8l and 11-8m for the purpose of preserving Town records, which monies shall become an appropriation that the Town Clerk may add to the appropriate account upon allotment by the Board of Estimate and Taxation; and

FURTHER RESOLVED, that the Assessor of the Town of Greenwich is authorized to accept proceeds from the sales of its Grand List books, field cards, and maps to become appropriations that the Comptroller may add to the appropriate account for the purpose of reimbursing the costs of printing and supplying the public with said items: and

FURTHER RESOLVED, that (a) the First Selectman of the Town of Greenwich be hereby authorized to accept receipts resulting from the activities of the Griffith E. Harris Golf Course; (b) these receipts to become appropriations upon recommendation of the First Selectman and approval of the Board of Estimate and Taxation and the Representative Town Meeting if necessary under Section 30 (c) of the charter and be added to the appropriate accounts within the Griffith E. Harris Golf Course Revolving Fund; (c) that for establishing funding for the appropriation accounts the Representative Town Meeting endorses the Department of Parks and Recreation Policy for the Griffith E. Harris Golf Course Revolving fund; and

FURTHER RESOLVED, that funding for the construction of a new administration and pro shop building at the Griffith E. Harris Golf Course in account M 825 956 for \$1,000,000 is appropriated in the amount of up to \$500,000 from the Unreserved Fund Balance of the Reserve Fund for Capital and Non-Recurring Expenditures and the acceptance of a gift from the Parks and Recreation Foundation to the Griffith E. Harris Golf Course Revolving Fund for the balance of the project cost. Said financing of up to \$500,000 from the Reserve Fund for Capital and Non-Recurring Expenditures will be repaid to the Reserve Fund for Capital and Non-Recurring Expenditures from the Griffith E. Harris Golf Course Revolving Fund over a five-year period. Interest on the repayment shall be at a rate equal to the Town's cost of funds. The annual payment plus interest shall be made to the Reserve Fund for Capital Non-Recurring Expenditures prior to the close of the fiscal year on June 30 with the first payment due June 30, 2008.

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 (42 U.S.C. §5301 et seq.); the Department of Housing and Urban Development Act (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 (a) the First Selectman of the Town of Greenwich be hereby authorized to accept receipts from Area Nine Cable Council (b) these receipts to become appropriations in account A134 53070 upon approval of the Board of Estimate and Taxation; and

FURTHER RESOLVED, that the Conservation Commission is authorized to accept donation of monies and to collect monies from the sales of its publications that all monies received may be added to the appropriate account upon appropriation by the Board of Estimate and Taxation and the Representative Town Meeting, if necessary under Section 30 of the Charter, to be used by the Commission to publish natural resource books, maps, reports, and pamphlets, to erect bird nest boxes, to manage nesting habitats of endangered and threatened species, and to undertake other appropriate habitat management pursuant to C.G.S. §7-131 a(b); and

FURTHER RESOLVED, that all monies received by the Planning and Zoning Commission from the sale of the 1998 Plan of Development and the Building Zone Regulations of the Town of Greenwich, be added to an appropriate account to be designated by the Board of Estimate and Taxation, to be used specifically by the Commission for the purpose of reimbursing the cost of printing the 1998

Plan of Development and the Building Zone Regulations of the Town of Greenwich, which are made available to the public, pursuant to C.G.S. §8-2a; and

FURTHER RESOLVED, that the Inland Wetlands and Watercourses Agency of the Town of Greenwich is authorized to accept compliance receipts for the purpose of holding said receipts until an applicant has completed work required by the Inland Wetlands and Watercourses Agency; and

FURTHER RESOLVED, that the Planning and Zoning Commission, the Planning and Zoning Board of Appeals, and the Inland Wetlands and Watercourses Agency of the Town of Greenwich be authorized to pay over to the State of Connecticut the State's share of the application fees required to be collected pursuant to C.G.S. §22a – 27j; and

FURTHER RESOLVED, that the Commission on Aging is authorized to accept donations of monies and to collect monies from the sales of its publications for the purpose of funding the cost of printing and mailing a newsletter to the elderly in Greenwich; that all monies received for this purpose shall be in the care and custody of the Treasurer of the Town for such use; and that such monies shall become an appropriation that the Commission may add to the appropriate account upon allotment by the Board of Estimate and Taxation; and

FURTHER RESOLVED, that the Fire Department is authorized to collect monies from outside parties for the taking of fire training courses under its control, such monies to become an appropriation which will be added to the appropriate account, to be administered and expended by the Fire Department upon allotment by the Board of Estimate and Taxation; and

FURTHER RESOLVED, that (a) the Police Department of the Town of Greenwich, acting through its Chief of Police or his authorized agent, is hereby authorized to make application to the state and federal authorities to share with other law enforcement agencies in tangible property and monies seized and forfeited pursuant to state or federal law as a result of criminal defendants' illegal activities; (b) the acceptance of tangible property and monies on behalf of the Town of Greenwich, which have been approved by the Board of Selectmen and the Board of Estimate and Taxation, including the placement of said tangible property in the inventory of the Police Department and the disbursement of said monies as an appropriation to the budget account of the Police Department for an increase of law enforcement resources, is hereby approved in the amount of monies or value of property up to a total of \$500,000 for the fiscal year (any unappropriated expenses that may be incurred thereby, that have been approved by the Board of Selectmen and the Board of Estimate and Taxation, are hereby approved up to a total of \$20,000 for the fiscal year); (c) said monies accepted from federal or state authorities as a result of said forfeitures shall be deposited with the Treasurer of the Town of Greenwich for the budget account of the Police Department in accordance with state and federal statutory and regulatory requirements; (d) the disposition of said accepted forfeited tangible property and monies shall be in accordance with state and federal statutory or regulatory requirements and that the tangible property and monies will be credited to the inventory or budget of the Police Department, in accordance with Town accounting policies resulting in an increase of law enforcement resources for the Police Department; (e) the First Selectman of the Town of Greenwich is hereby authorized to execute all papers and forms required for the acceptance, establishing of title, registration and whatever other documentation is required to complete the transfer to and utilization of the tangible property and cash by the Police Department; (f) the Town Attorney of the Town of Greenwich is hereby authorized to certify to the federal and state authorities that the First Selectman of the Town of Greenwich has the authority to accept the forfeited tangible property and is the official to whom transfer documents should be delivered; (g) that the Treasurer of the Town of Greenwich is the proper fiscal officer to whom disbursement of forfeited monies is to be made; (h) that there is no state or local law prohibiting the transfer of the tangible property and monies to the Town of Greenwich and whatever other legal certification is required to accomplish the transfer to and utilization of the tangible property and monies by the Police Department is hereby authorized; and

FURTHER RESOLVED, that (a) the Police Department is hereby authorized to accept grants from the Housing Authority of the Town of Greenwich for after hours surveillance services and foot patrols for the Housing Authority's complexes; (b) each grant to become an appropriation that the Police Department may add to the appropriate account for the purpose of performing the after hours security services at the Housing Authority Complexes; and

FURTHER RESOLVED, that (a) the Police Department is hereby authorized to apply for and accept National Highway Safety Grants; and (b) each grant will become an appropriation that the Police Department may add to the relevant accounts upon allotment by the Board of Estimate & Taxation; and

FURTHER RESOLVED, that (a) the Police Department is hereby authorized to apply for and accept grants from the State of Connecticut Office of Policy and Management (OPM) as authorized under C.G.S. §21a-274a, Drug Enforcement Grant Program, and other OPM grants pertaining to law enforcement activities; (b) each grant to become an appropriation that the Police Department may add to the appropriate accounts upon allotment by the Board of Estimate and Taxation; and

FURTHER RESOLVED, that (a) the Police Department is hereby authorized to apply for and accept grants from the United States Department of Justice; (b) each grant to become an appropriation that the Police Department may add to the appropriate accounts upon allotment by the Board of Estimate and Taxation; and

FURTHER RESOLVED, that (a) the Police Department is hereby authorized to apply for and accept grants from the State of Connecticut Department of Health; (b) each grant to become an appropriation that the Police Department may add to the appropriate accounts upon allotment by the Board of Estimate and Taxation.

FURTHER RESOLVED, that under the provisions of Title 22a of the Connecticut General Statutes Chapter 446k, Water Pollution Control, and Chapter 26, Title 33 of the United States Code, the First Selectman be authorized to apply for and accept (a) grants made by the Connecticut State Department of Environmental Protection and/or Federal Government for the purposes of rebuilding, expanding or acquiring a pollution abatement facility and for interim improvements for nitrification/denitrification at the Greenwich Waste Water Treatment Facility; and (b) grants from the State's Clean Water Fund, in connection with the planning, development and construction of sewer projects, to mitigate the effects of inflow on treatment processes and on the Long Island Sound; and

FURTHER RESOLVED, that the First Selectman be authorized to apply for and accept grants made by the State of Connecticut Office of Policy and Management under its Local Capital Improvement Program in accordance with C.G.S. §7-536; and

FURTHER RESOLVED, that the First Selectman be authorized to apply for and accept grants and to execute agreements regarding said grants, made by the State of Connecticut Department of Transportation, under its Local Bridge Program in accordance with C.G.S. §13a-175p-pu; and

FURTHER RESOLVED, that the First Selectman of the Town of Greenwich, under the provisions of C.G.S. Section §13b-38a, be hereby authorized to apply for and accept grants from the Connecticut State Department of Transportation for the purpose of developing or administering any transportation management plan which complies with the objectives and requirements of said statute; and

FURTHER RESOLVED, that the Town of Greenwich, Connecticut, accept grants made by the State of Connecticut, Department of Transportation, under the Town Aid Grant for Roads and Public Transportation Services, and to hereby authorize the Comptroller to appropriate and allot said grant amounts to the Department of Public Works' Code No. Z314-59600, know as "Highway -- State Town Aid Grant."

FURTHER RESOLVED, that the First Selectman be authorized to apply for and accept funds or grants from the State of Connecticut Department of Transportation, under the Federal Transportation Equity Act for the 21st century (TEA 21) , subsequent acts, and

FURTHER RESOLVED, that the First Selectman be authorized to accept funds from the Greenwich High School Sports Foundation for the construction of playing fields at the High School, and

FURTHER RESOLVED, that the Department of Health, by the Director of Health, acting on behalf of the Town of Greenwich, be hereby authorized to accept grants made by the Department of Public Health, Department of Environmental Protection, other departments and agencies of the State of Connecticut, and the Federal Government and non-profit corporations and foundations: (a) for the purpose of conducting public health programs in prevention, health promotion and related areas; (b) for services performed by the Greenwich Department of Health in connection with (a) above; and (c) upon allotment by the Board of Estimate and Taxation; and

FURTHER RESOLVED, that the Department of Health is authorized to apply for and accept grants from the Department of Public Health as authorized by Sections 19a-76 and 19a-202 of the Connecticut General Statutes, each such grant to become an appropriation that the Department of Health may add to the appropriate account to be administered and expended by the Department of Health upon allotment by Board of Estimate and Taxation; and

FURTHER RESOLVED, that the Shellfish Commission of the Town of Greenwich is authorized to collect monies from licenses and fees for the taking of shellfish under its control, which monies shall become an appropriation that the Commission may add to the appropriate account upon allotment by the Board of Estimate and Taxation to be used by the Commission for the protection and propagation of shellfish under its control, pursuant to C.G.S. §26-257a(b); and

FURTHER RESOLVED, that the Commissioner of the Department of Social Services of the Town of Greenwich is authorized to accept and execute grants and enter into contracts with the State Departments of Labor, Social Services, Children and Families, other departments and agencies of the State of Connecticut, the Federal Government, and non-profit corporations and foundations, for the purpose of meeting its goals to: strengthen self-sufficiency and self-reliance, promote positive development and emotional adjustment, and maintain residents' economic and emotional well-being; and to reduce or defray existing or potential future costs to the Town for providing social services to residents; each grant to become an appropriation that the Department of Social Service may add to the appropriate account upon allotment by the Board of Estimate and Taxation; and

FURTHER RESOLVED, that (a) whereas pursuant to Chapters 128, 129, 130 and 133 of the Connecticut General Statutes, the State Commissioner of Social Services and the State Commissioner of Economic and Community Development are authorized to extend financial assistance to municipalities; (b) and whereas it is desirable and in the public interest that the Town of Greenwich make application to the State to undertake a program of day care and make application to the State for financial assistance for payment-in-lieu-of taxes and to execute Assistance Agreements therefore; (c) and whereas the Town of Greenwich is cognizant of the conditions and prerequisites for State Assistance imposed by Chapters 128, 129, 130 and 133 of the Connecticut General Statutes and recognizes the responsibility for the provision of local grants-in-aid to the extent they are necessary and required for said programs therefore; (d) the filing of applications by the Town of Greenwich be hereby authorized and the First Selectman is hereby authorized to execute and file such applications with the State Commissioners of Social Services and Economic and Community Development to provide such additional information, to execute such other documents as may be required by the Commissioners, to execute Assistance Agreements with the State of Connecticut for State financial assistance if such Agreements are offered, to execute any amendments, recessions and revisions thereto, and to act as the authorized representative of the Town of Greenwich in taking the necessary steps to implement day care

programs and the program for payment-in-lieu-of taxes; (e) and this authorization to be effective for the Fiscal Year 2004-05; and

FURTHER RESOLVED, that the Greenwich Department of Social Services, by its Commissioner, is authorized under State Statutes Section 8-266-Uniform Relocation Assistance Act- through Section 8-273, to accept and use reimbursement from property owners for expenses related to the Department's administration of a Relocation Assistance Advisory Plan for households displaced by Town action. This fund shall exist as a revolving fund, from which further displacement expenses incurred by the Department shall be reimbursed. If such funds are insufficient to cover the displacement expenses allowable to displaced households under State Law and the Department's Relocation Assistance Advisory Plan, with approval from the Greenwich Board of Social Services, additional funding for the revolving account may be sought on an annual or interim basis, and

FURTHER RESOLVED, that (a) the Board of Education of the Town of Greenwich be hereby authorized to accept grants made by the Federal Government and/or the State of Connecticut, under Title 20 of the United States Code including Improving America's Schools Act of 1994, 20 U.S.C. §6301 et seq., Safe and Drug-Free Schools and Communities Act of 1994, 20 U.S.C. §7101 et seq., (including grants being referred by the State as Improving Basic Programs, Eisenhower Professional Development Program, Innovative Education Strategies, Safe and Drug Free Schools), Carl D. Perkins Vocational and Applied Technology Education Act Amendments of 1990, 20 U.S.C. §2301 et seq., Individuals with Disabilities Education Act (IDEA), 20 U.S.C. §1400 et seq., (including grants referred to by the State as "IDEA Part B Sections 611", Entitlement Grant, Pre-School Entitlement Grant and Silver Grant); and pursuant to the Connecticut General Statutes: C.G.S. §10-20d (School to Career Opportunities), C.G.S. §10-262i (Grants for Improvement in Student Achievement), C.G.S. and §21a-274a (Drug Enforcement Grant Program); **PL 103-382 Foreign Language Assistance Act of 1994** (b) each grant to become an appropriation that the Board of Education may add to the appropriate accounts; (c) the Board of Education be authorized to accept receipts resulting from the activities of the School Lunch Program, including, but not limited to, the sale of food and any Federal and/or State aid received from the program, these receipts to become appropriations that the Board of Education may add to the School Lunch Revolving Fund; (d) the Board of Education may be authorized to accept receipts resulting from the activities of the Continuing Education Program, these receipts to become appropriations that the Board of Education add to the appropriate accounts; (e) the Board of Education be authorized to accept receipts resulting from the activities of the Summer School Program, these receipts to become appropriations that the Board of Education may add to the appropriate accounts; **f) the Board of Education be authorized to accept receipts resulting from the rental of school buildings, these receipts to become appropriations that the Comptroller may add to the appropriate accounts for the purpose of reimbursing the approved costs related to the rental of school buildings, such costs not to exceed receipts in any fiscal year, g) the Board of Education be authorized to accept receipts from the Greenwich Education Association, these receipts to become appropriations to cover all personnel costs of release time for an officer beyond that which is provided for in the collective bargaining agreement and (h) these authorizations to be effective for the fiscal year July 1, 2005 to June 30, 2006 inclusive; and**

FURTHER RESOLVED, that pursuant to the Agreement Between The Greenwich Library and the Town of Greenwich concerning the Funding for Staffing and Operations of the Peterson Wing of The Greenwich Library, that the Town accept a gift of private funds from The Greenwich Library for said purposes in an amount equal to the appropriations authorized in the Code 702 appropriation accounts and that the First Selectman be empowered to execute such amendments to the agreement as are necessary to reflect changes in positions as are approved in the Code 702 appropriation accounts.

FURTHER RESOLVED, that pursuant to the Agreement Between The Greenwich Library and the Town of Greenwich concerning the Operations of the Peterson Wing of The Greenwich Library, that the Town accept private funds from The Greenwich Library, to be distributed to the appropriate Code 702 appropriation accounts as determined by The Greenwich Library, for the purpose of paying authorized expenditures related to the operations of the Peterson Wing, and

FURTHER RESOLVED that (a) the Tree Warden of the Parks and Recreation Department is authorized under chapter 451, section 23-65 of the Connecticut General Statutes to levy fines for the appraised value of Town of Greenwich trees destroyed by any person, firm or corporation; (b) with said fine (receipts) to become appropriations in appropriate accounts as approved by the Board of Estimate and Taxation, and

FURTHER RESOLVED, that the Greenwich Classification and Pay Plan prepared by the Board of Estimate and Taxation be and the same is hereby approved and adopted; and

FURTHER RESOLVED, that the following general Conditions and the special Conditions attached to specific appropriations and designated by a schedule of conditions are hereby approved by this Board and shall be considered as and shall be a part of the Appropriations hereby approved and adopted.

FURTHER RESOLVED, that the Comptroller of the Town of Greenwich is authorized to accept proceeds from the sale of vehicles and equipment to become appropriations that the Comptroller may add to the appropriate account for the purpose of acquiring new vehicles and equipment; and

FURTHER RESOLVED, that the Comptroller, be authorized to pay for banking fees out of interest income and

FURTHER RESOLVED, that the Town of Greenwich, Connecticut, accept medical premium payments from former employees under "Consolidated Omnibus Budget Reconciliation Act" (COBRA), and to hereby authorize the Comptroller to appropriate and allot said amounts to the Department of Human Resources' Code No. N109 57100, know as "Other Post Employment Benefits (OPEB) Healthcare costs"

RESOLVED, that whereas the Board of Estimate and Taxation of the Town of Greenwich (BET) is responsible for the proper administration of the financial affairs of the Town; and

WHEREAS no appropriation for one object shall be used for any other object, except that BET shall have the power to transfer uncommitted balances from one appropriation to another appropriation;

WHEREAS all appropriations for salary and benefit accounts for the fiscal year 2005-2006 are based on the Town's current Table of Organization, as incorporated in the proposed budget submitted by the First Selectmen as modified by the BET;

WHEREAS any net additions to the total number of positions in the Town's Table of Organization, will result in fiscal/budgetary consequences and the use of appropriated funds for objects other than the funding of the positions reviewed and approved by the BET and part of the budgetary process;

BE IT RESOLVED that the appropriations for the salary and benefits accounts in fiscal year 2005-2006 may only be used to fund the total number of positions as contained in the approved Town's Table of Organization, which are the objects of the appropriations, and

may not be used to fund any net addition of positions to the Town's Table of Organization, without approval of the BET and the transfer of such funds for a purpose approved by the BET.

FURTHER RESOLVED, that lapsed Capital Project Fund appropriations shall revert to the Capital and Non Recurring Fund and become available for future capital expenditures, and

Conditions

Appropriations within each department and activity shall be made on the basis of the following major object accounts with no further subdivision except for equipment improvements:

- 100 - Personal Services
- 200 - Services Other Than Personal
- 300 - Supplies and Materials
- 400 - Maintenance
- 500 - Social Services
- 600 - Insurance
- 700 - Grants, Subsidies, Debt Service and Other Fixed Charges
- 800 - Refunds and Non-Expense Items
- 900 - Equipment and Improvements

The detailed object classifications supporting each one of the above appropriations within each department as shown in the detailed budget recommendations, are set forth for informative purposes only. However:

1. Payments of salaries and wages from any appropriation for Personal Services must be in conformity with the salary and wage rates as shown in negotiated collective bargaining agreements with employee organizations and approved by the Representative Town Meeting or in accordance with approved salary rates for non-represented positions.
2. Any new regular employee must be employed at the minimum pay rate for the class of position he or she is to fill. This shall not apply to teachers and other "Certified" personnel in the school system, except that written notice to the Comptroller shall be given when such personnel are employed, promoted or transferred.
3. If a department or board wishes to employ a person (other than certified personnel) at a pay rate above the minimum of the wage range, the salary for such position shall be approved by the Board of Estimate and Taxation except that the Director of Personnel may approve a pay rate above the minimum to the midpoint of the wage range and shall approve pay rates for temporary, seasonal and part-time employees. This does not apply to persons paid on a fee basis for professional services.
4. Payments for "in-town" and "out-of-town" automobile travel shall be at the rates given in the recommendations of the Budget Committee.
5. Expenditures for miscellaneous equipment not fully itemized shall be substantially for the object shown in the detail or notes which support the total amount recommended for such equipment within each department (shown in "Justification" in each case, unless a change is approved by the Comptroller).

All appropriations shall be committed by and payable upon the order of the Head of the Department, Chairman or Secretary of the Board, Official, or person designated by the Board or by Statute for which or for whom the respective appropriations are made, except as may be, from time to time, determined by the Board of Estimate and Taxation.

The appropriations for General Assistance, and such other appropriations as may be so designated, shall be allotted by the Board of Estimate and Taxation, from time to time, in its discretion, with the power in said Board to change, from time to time, any such allotment as to uncommitted balances thereof; and, when so allotted, such allotments shall be paid upon the order of the Head of the Department, or Chairman or Secretary of the Board, or Official to which or to whom such allotment is made, except as may be, from time to time, determined by the Board of Estimate and Taxation.

A copy of the budget will be inserted in the official minutes.

Carl G R Carlson, Jr of District 1 made a motion, which was seconded, to reduce to reduce Account No. 600- Board of Education- Administration by \$100,000.

The vote was now on Dr. Carlson's motion to reduce.

In Favor	-	49
Against	-	130
Abstentions	-	1

Motion Lost

James Boutelle of District 8 made a motion, which was seconded, to delete Account No. 345-955-26043- DPW Bldg Const & Maint – Police Facility – in the amount of \$ 4,000,000.

The vote was now on Mr. Boutelle's motion to delete.

In Favor	-	52
Against	-	125
Abstentions	-	1

Motion Lost

Michael Pouliot of District 12 made a motion, which was seconded, to delete Account No. 680-983-26126 – Board of Education- GHS Field Upgrades in the amount of \$2,181,838.

The vote was now on Mr. Pouliot's motion to delete.

In Favor	-	50
Against	-	127
Abstentions	-	2

Motion Lost

The Moderator announced that the budget resolutions were now before the meeting.

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

Page 3 – first paragraph

Add sub-section “i”

(i) that the Chief of Police, on July 1 and January 2, shall submit a written report to the RTM Moderator and Chairman of the RTM Town Services Committee, which report shall detail the sums of money received, and shall describe and provide an estimated value of the tangible personalty received, in the preceding six months.

The amendment was adopted by unanimous consent.

Page 4 – first “bold” paragraph - delete the paragraph in its entirety and insert

FURTHER RESOLVED, that the Board of Education be authorized to accept a gift with a value of up to \$1.2 million from the Greenwich High School Sports Foundation to be used for the construction of playing fields at Greenwich High School, all monies comprising this gift shall constitute revenue to the Town which the Board of Education may add to the Reserve Fund for Capital Non-Recurring Expenditures upon allotment by the Board of Estimate and Taxation: and,

The amendment was adopted by unanimous consent

Page 6 – second full paragraph

After the word “Whereas” insert the following language

“for purposes of salary and benefits,

The amendment was adopted by unanimous consent.

Mary Ferry of District 5 noted several typos in the resolutions:

page 2 – second resolution- code no should be M824-956

page 3 – sixth resolution – Health

page 4 – next to last resolution – “effective 2005-2006

page 5 – Board of Education resolution – section “d” – remove “may “ from sentence
(Board of Education be authorized-----)

page 6 – first line – should be “known”

The corrections were adopted by unanimous consent.

Joshua Brown of District 8 noted on page 1 of the resolutions, 4 paragraph, 2nd line the date should be April 2005.

The correction was adopted by unanimous consent.

The vote was now on the budget as amended.

In Favor	-	154
Against	-	18
Abstentions	-	3

The budget was adopted as amended.

There being no further business, the Moderator adjourned the meeting, upon unanimous consent, at 11:25 P.M.

ATTEST;
CARMELLA C. BUDKINS
TOWN CLERK