Pursuant to the foregoing notice a regular Representative Town Meeting of the
Town of Greenwich was held via Zoom Webinar on Monday, May 11, 2020 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 230 present, 0 absent and no vacancies.
All districts had perfect attendance.

The Moderator announced that as all members had received a copy of the minutes of the
April 20, 2020 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.

The Moderator announced that Item No. 3 on the Call had been withdrawn.

3. RESOLVED, that the sum of $1.2 Million be and the same is hereby appropriated
from “GENERAL OPERATING FUND” to the following accounts: A6201753 and
A6501789, A6401798 for costs associated with the Special Education out of district
tuition and maintenance of plants and rental of equipment.

- A6201753  52080  $1,120,000
- A6501789  52320  $ 40,000
- A6401798  51100  $ 40,000

Edward D. Dadakis, Member of District 1, made a motion to limit debate to two (2)
minutes per speaker per item with five (5) minutes for the principal opponent and
principal proponent, which was duly moved and seconded.

Upon a Raised Hand, Motion Carried

Steven P. Rubin, Member of District 3, made a motion to adjourn at midnight and
reconvene at 8:00 p.m. on May 12, 2020 if business was not concluded by midnight.

Upon a Raised Hand, Motion Carried

Pursuant to the RTM rules, the Moderator designated that the following items be placed
on the consent calendar – 4 & 5.
The items on the consent calendar are as follows:
4. RESOLVED, that the RTM approves the lease between the Town of Greenwich and Cellco Partnership d/b/a Verizon Wireless for property located at the Griffith E. Harris Golf Course, 1323 King Street. The lease shall be for an initial period of Five (5) years with two (2) 5-year renewals.

5. RESOLVED, that the following named person nominated by the Board of Selectmen, be reappointed an Alternate Member (A1) of the Planning & Zoning Board of Appeals for a term beginning upon approval and expiring October 31, 2023.

FRANK BARATTA

The vote was now on the consent calendar.

In Favor - 224
Against - 1
Abstentions - 0

Items Carried

The Moderator yielded the chair to Alexis Voulgaris, Moderator Pro-Tempore to handle Item No. 1.

The Moderator Pro-Tempore announced that Item No. 1 on the Call was now before the meeting.

William B. Lewis, Jr, Member of District 1, offered the following resolution, regarding Item No. 1 which was duly moved and seconded.

1. RESOLVED, that it is the sense of the Representative Town Meeting of the Town of Greenwich that within two days the Town’s parks, golf course and beaches should be at least partially reopened, with reasonable restrictions and guidelines; and

BE IT FURTHER RESOLVED that the Representative Town Meeting encourages the BET and the Selectmen to show better judgement when invoking Section 28 of the Town Charter.

William W. Galvin, III, Vice Chairman of Health & Human Services Committee, made a motion to amend Item No. 1 as follows:

- Delete the two original resolved clauses and replace them with the following – NOW THEREFORE, BE IT RESOLVED that it is the sense of the Representative Town Meeting that the Board of Selectmen and the Board of Estimate and Taxation exercise better judgment when invoking Section 28 of
the Town Charter and that the RTM be allowed to exercise its authority, as defined in Section 30(b) of the Town Charter.

The vote was now on the Health & Human Services Motion.

| In Favor | - | 126 |
| Against  | - | 82 |
| Abstentions | - | 19 |

Motion Carried

William B. Lewis, Jr., Member of District 1, offered a point of order on if Item No. 1 would need a second reading as per RTM Rules Section III.I.6 “Second Reading”.

Aamina Ahmad, Assistant Town Attorney ruled that yes Item No. 1 would need to follow the RTM Rules.

Danyal Ozizmir, Member of District 5, made a motion to suspend the RTM Rules Section III.I.6 “Second Reading”, which was duly moved and seconded.

The vote was now on the Ozizmir Motion.

| In Favor | - | 204 |
| Against  | - | 22 |
| Abstentions | - | 2 |

Motion Carried

The vote was now on the Item No. 1 as amended.

| In Favor | - | 75 |
| Against  | - | 138 |
| Abstentions | - | 16 |

Item Failed

The Moderator Pro-Tempore yielded the chair to the Moderator for the balance of the meeting.

The Moderator announced that Item No. 2 on the Call that was from the April 2020 meeting due to RTM Rules section III.I.6 “Second Reading” was now before the meeting.

Fred Camillo, First Selectman, offered the following resolution, regarding Item No. 2 which was duly moved and seconded.
2. RESOLVED, that Section 9-5 of Chapter 9, Waste and Litter, Article 1 – Waste Collection and Disposal of the Code of Ordinances of the Town of Greenwich is amended as follows:

Sec. 9-5. - Transportation and disposal required; fees.

All acceptable solid waste shall be transported to the Town disposal area. All bulky waste shall be loaded and transported to any place as directed and designated by the Superintendent.

Each licensed waste collector transporting acceptable solid waste to the Town disposal area shall pay a tipping fee on each ton of acceptable solid waste delivered by such licensed waste collector to the Town disposal area. The amount of such tipping fee and the method of payment shall be established by the Commissioner after consultation with and approval by the Board of Selectmen.

Any town residents who wish to deliver acceptable solid waste generated at their residence directly to the Town disposal area without the use of a licensed waste collector shall be subject to an annual fee as established by the Commissioner after consultation with and approval by the Board of Selectmen not to exceed twenty-five dollars ($25.00) per household.

The second and third paragraphs of this section shall cease to be effective on October 31, 2021, unless sooner extended by action of the Representative Town Meeting. In addition, it is recommended that the First Selectman form an advisory committee with varying points of view to review the Towns waste management options.

Francis J. “Kip” Burgweger, Jr., Chairman of Legislative & Rules Committee, made a motion to amend the fourth paragraph of Item No. 2 as follows:

- The second and third paragraphs of this section effective as of October 1, 2020 and shall cease to be effective on October 31, 2021, unless sooner extended by action of the Representative Town Meeting. In addition, it is recommended that the First Selectman form an advisory committee with varying points of view to review the Towns waste management options.

The vote was now on the Legislative & Rules Motion.

In Favor - 55
Against - 167
Abstentions - 4

Motion Failed
Danyal Ozizmir, Member of District 5, made a motion to limit debate on Item No. 2 for only thirty (30) minutes.

Upon a Raised Hand, Motion Carried

Allison M. Walsh, Member of District 3, made a motion on behalf of the District to postpone Item No. 2 to the October 2020 meeting.

The Moderator ruled the motion not in legal order. Robert’s Rules provide that a question can be postponed to the next regular meeting if it is within a quarterly interval but not beyond. There are circumstances where that limitation has been ignored (the next meeting is reserved for one purpose only, for example) but no such considerations applied here.

Motion was not accepted.

Allison M. Walsh, Member of District 3, made a motion to postpone Item No. 2 to the June 2020 meeting, which was duly moved and seconded.

Upon a Raised Hand, Motion Failed

The vote was now on the Item No. 2.

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<td>In Favor</td>
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<td>Abstentions</td>
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Item Carried

The Moderator announced that Item No. 6 on the Call was now before the meeting.

Fred Camillo, First Selectman, offered the following resolution, regarding Item No. 6 which was duly moved and seconded.

6. **RESOLVED,** that the following named person nominated by the Board of Selectmen, be reappointed a Regular Member (R5) of the Board of Human Services for a term beginning upon approval and expiring June 30, 2022.

**WINSTON ROBINSON**

Alexis Voulgaris, Chairman of Health & Human Services Committee, made a motion to postpone Item No. 6 to the September 2020 meeting.

Upon a Raised Hand, Motion Carried

The Moderator announced that Item No. 7 on the Call was now before the meeting.
Cheryl Moss, Member of District 8, offered the following resolution, regarding Item No. 7 which was duly moved and seconded.

7. RESOLVED, that Sections 9-1, 9-2, 9-3, 9-4, 9-11.1 and 9-12 of Chapter 9, Waste and Litter, Article 1 – Waste Collection and Disposal of the Code of Ordinances of the Town of Greenwich are amended as follows:

ARTICLE 1. - WASTE COLLECTION AND DISPOSAL.

Sec. 9-1. - Definitions.

(a) As used in this article:

(1) Acceptable solid waste shall mean unwanted or discarded materials, garbage and refuse that the Town is permitted by the State to collect, store and transport from the Town disposal area to resource recovery combustion facilities or landfills that are licensed to accept municipal solid waste but shall not include recyclable materials, bulky waste or hazardous waste.

(2) Approved containers shall mean covered, watertight containers.

(3) Approved vehicles shall mean a conveyance equipped with fully enclosed metal bodies of the type designed and maintained to promote the absence of leakage or spillage and approved by the Superintendent.

(4) Bulky waste shall mean land clearing, demolition and construction debris, discarded machinery and equipment, and other unwanted materials that cannot be feasibly disposed of at resource recovery combustion facilities and landfills as acceptable solid waste because of size or noncombustibility but which can be disposed of at specially permitted and available landfills as determined by the Superintendent.

(5) Commissioner shall mean the Commissioner of Public Works or, by the designation of the Commissioner, the Deputy Commissioner of Public Works.

(6) Garbage shall mean every accumulation of animal, vegetable or other putrescible matter including that attending the preparation, consumption, decay, dealing in or storage of meats, fish, fowl, birds, fruit, vegetables, beverages or other edibles, including the nonrecyclable materials of containers or wrappers disposed of along with such materials.

(7) Hazardous waste shall mean pathological and biomedical discarded items, sewage sludge, gunpowder, dynamite, cartridges, shells, gasoline, naphtha, benzene, ether and other refuse materials that have flammable, explosive, corrosive, toxic, infectious or reactive characteristics that, when present in significant quantities, require special handling for collection, transport and disposal in accordance with applicable State or Federal law.

(8) Pay As You Throw (PAYT) program shall mean the solid waste disposal program whereby all acceptable solid waste must be placed in a Town approved PAYT bag. The PAYT program shall be in effect commencing on October 1, 2020.

(9) Pay As You Throw (PAYT) bags shall mean bags approved by the Town for the collection and storage of all acceptable solid waste.
(810) Recyclable materials shall mean the materials defined in Sections 8A-2 and 8A-3 of the Code.

(911) Superintendent shall mean the Superintendent of the Department of Public Works Recycling, Waste Collection and Disposal Division.

Sec. 9-2. - Accumulation prohibited.

The accumulation of acceptable solid waste or waste material of any kind not otherwise provided for in this chapter except in approved PAYT bags and containers is prohibited.

Sec. 9-3. - Pay As You Throw (PAYT) bags; Storage containers.

Acceptable solid waste shall only be placed in PAYT bags and shall be stored in approved containers. All garbage shall be drained and wrapped before it is placed in PAYT bags and in the containers. The containers shall be kept in a clean and sanitary condition.

PAYT bags will be made available for purchase at commercial locations in Town. The fees for purchase of PAYT bags shall be established by the Commissioner after consultation with and approval by the Board of Selectmen and the Representative Town Meeting.

Sec. 9-4. - Collection.

All acceptable solid waste shall be removed in approved containers or approved vehicles at least once a week unless more frequently required by the Superintendent or Director of Health.

Commencing on October 1, 2020, no person engaged in the business of transporting acceptable solid waste shall transport to the Town disposal area any acceptable solid waste that is not contained in PAYT bags.

Commencing on October 1, 2020, acceptable solid waste not contained in PAYT bags shall no longer be accepted at the Town disposal area.

Sec. 9-11.1. - Penalty; appeal; hearing.

(a) Violation of the provisions of this article affecting the delivery of waste to the Town disposal area or such other place as directed by the Superintendent shall be subject to civil penalty fines of up to one hundred dollars ($100.00) for a first violation, two hundred fifty dollars ($250.00) for a second violation and one thousand dollars ($1,000.00) for each subsequent violation. The Superintendent may impose such fines on the transporter if the waste in violation is more than one (1) cubic foot in volume and it exceeds five percent (5%) of the load transported. Fines for the first two (2) discoveries of violation may be avoided in the first instance by the transporter remedying the violation by delivering the waste to the disposal place designated by the Superintendent and in the second instance by the transporter paying the disposal fee or charge incurred by the Town and providing a written report satisfactory to the Superintendent of the cause of the violation including, if pertinent, the source of the generation of the waste and what corrective measures are being followed. Upon completion of such corrective measures, the Superintendent shall clear the record of violations of the transporter. If the transporter is not the generator of such waste and
the violation is determined by the Superintendent to be the fault of the generator, the
Superintendent may impose such fines on the generator.

(b) Civil penalty fines under part (a) of this section shall be payable to the Town and may be
appealed within ten (10) days of the Commissioner who shall conduct a hearing and
render a decision thereon. Any fine determined by the Commissioner in excess of one
thousand dollars ($1,000.00) may be appealed within ten (10) days to the Board of
Selectmen which shall designate a hearing officer, not employed by the Department of
Public Works, to conduct a hearing and make a recommendation to the Board which shall
make a decision on such recommendation.

(c) Any other violation of the provisions of this article shall be subject to a fine of up to
two hundred fifty dollars ($250.00).

(d) The Pay As You Throw (PAYT) provisions of this article shall be exempt from
the above referenced penalties and fines until January 1, 2021. After said date, the
above referenced penalties and fines shall apply to and be in full force and effect as
they pertain to the PAYT program.

Sec. 9-12. - Expiration.

All provisions of this ordinance amending Chapter 9, Waste and Litter, Article 1 – Waste
Collection and Disposal of the Code of Ordinances
shall cease to be effective on May 31, 2023, unless an ordinance extending this section is
properly submitted to the Representative Town Meeting and approved prior to May 31,
2023.

[Additions are underscored and in bold lettering. Deletions are in strikethrough font.]

Danyal Ozizmir, Member of District 5, made a motion to limit debate on Item No. 7 for
only fifteen (15) minutes.

Upon a Raised Hand, Motion Carried

Michael Basham, Member of District 2, made motion to suspend the RTM Rules of
section III.1.6 “Second Reading” for the purpose of allowing a vote on a Motion to
Postpone Item No. 7 indefinitely. The Moderator explained that under these
circumstances, that motion to suspend the rules could be combined with the Motion to
Postpone Item No. 7 indefinitely. The Moderator construed the Basham motion to be a
motion to suspend the rules and postpone Item No. 7 indefinitely. The motion required a
2/3rds majority to pass.

The vote was now on the Basham Motion to Suspend the Rules and Postpone Item No. 7
Indefinitely.

| In Favor | - | 198 |
| Against | - | 17 |
| Abstentions | - | 5 |
Motion Carried

There being no further business, the Moderator adjourned the meeting, upon unanimous consent, at 11:55 P.M.

ATTEST:
CARMELLA C. BUDKINS
TOWN CLERK