



Pursuant to the foregoing notice a regular Representative Town Meeting of the Town of Greenwich was held on Monday June 14, 2004 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 had 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 Charles Spiess, a new member in District 6, prior to the start of the meeting.

Attendance cards were presented showing 192 present, 38 absent and no vacancies.

The Moderator announced that as all members had received a copy of the minutes of the May 10, 2004 meeting, the reading of the minutes would be omitted. The Moderator suggested that a copy of the budget resolutions, as amended at the May meeting be included in these minutes, so all members will have the amended version. He asked if there were any other corrections or comment, there being none, the minutes as amended, were adopted by unanimous consent.

Amend budget resolutions:

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, 2004 to June 30, 2005 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, 2004 in the Office of the Town Clerk a Detailed Statement of such Appropriations contained in a document designated as "2004-05 Proposed Budget" and has filed on the same day another document designated as "Recommended Budget - Fiscal Year July 1, 2004- June 30, 2005" dated February 26, 2004 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 2004-05 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 10, 2004;

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 2004-05, except that the following items shall be Decreased or Omitted as follows:

Appropriations Recommended

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

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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 First Selectman be authorized to apply for and accept grants made by the State of Connecticut Department of Transportation, under the Federal Transportation Equity Act for the 21<sup>st</sup> century (TEA 21).~~

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 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 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; ~~(i) that the authorization granted by this resolution shall be exercised to keep confidential the acquired tangible property and monies that will be used in police deployment and investigations; 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 accept gifts of equipment from bonafide charitable organizations; and (b) such equipment will become the property of the Police Department; and**~~

**FURTHER RESOLVED, that (a) the Police Department is hereby authorized to apply for and accept grants from the State of Connecticut Department of Mental 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 21<sup>st</sup> century (TEA 21) , subsequent acts, 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) the Department of Social Services be hereby authorized to accept Community Development Block Grant (CDBG) funds, as identified in the CDBG budget approved by the Representative Town Meeting; (b) any grants shall become appropriations which will be added to the Department of Social Services' appropriation accounts, to be administered and expended by the Commissioner of Social Services, 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 ~~the Commissioner of~~ 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 (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. §10-262l (Grants for Improvement in Student Achievement), C.G.S. and §21a-274a (Drug Enforcement Grant Program); (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 may 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) these authorizations to be effective for the fiscal year July 1, 2004 to June 30, 2005 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 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 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.

Robert Kavee, chairman of the Public Works Committee, announced that Dean Goss of District 1 was designated, to be appointed a non-voting ex-officio member of the Hamilton Avenue School Building Committee as soon as that committee is formed.

Mary Ferry, chairman of District 5, asked the membership to recognize the service and contributions of the late Leonard Mawhinney, who passed away on May 22, 2004. The members stood for a moment of silence in memory of Mr. Mawhinney.

Joan Caldwell, chairman of District 10 asked the membership to recognize the service and contributions of the last Malcolm "Bud" Laing. The members stood for a moment of silence in memory of Mr. Laing.

The Moderator suggested a motion, which was duly moved and seconded, to place the following items on the consent calendar – 4-7-8-9-11-12-15-17-19-20-21-23-24-25-26-27-29-30-36-37-38-42 and 47.

Motion Carried

4. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Social Services for a term expiring 3/31/07.

**RUSSELL TURK**

7. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Parks and Recreation for a term expiring 3/31/08.

**RICHARD WELLINGTON**

8. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Parks and Recreation for a term expiring 3/31/08.

**JOAN GYESKY**

9. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Parks and Recreation for a term expiring 3/31/08.

**ROBERT J. OCA**

Substitute resolution

11. **RESOLVED**, that the following named person, nominated by the Board Selectmen be appointed a member of the Planning and Zoning Board of Appeals, for a term expiring 3/31/05.

**PAUL CECIO**

Substitute resolution

12. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Planning and Zoning Commission for a term expiring 3/31/05.

**FRANK FARRICKER**

Substitute resolution

15. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed an alternate member of the Planning and Zoning Commission for a term expiring 3/31/07.

**FRANK NAPOLITANO**

**17. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Planning and Zoning Board of Appeals for a term expiring 3/31/08.**

**BARBARA T. McKELVEY**

**19. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Parks and Recreation for a term expiring 3/31/08.**

**SCOTT JOHNSON**

**20. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Inland Wetlands Agency for a term expiring 3/31/08.**

**CHRISTIE COON**

**21. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Inland Wetlands Agency for a term expiring 3/31/08.**

**MARTIN KAGAN**

**23. 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 3/31/08.**

**DOMENICK De FRANCO**

**24. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Alarm Appeals Board for a term expiring 3/31/08.**

**SEAN TURPIN**

25. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Health for a term expiring 3/31/08.

**ROBERT L. AILLEO**

26. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Health for a term expiring 3/31/08.

**PETER A. ARTURI**

27. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Health for a term expiring 3/31/08.

**ELAINE M. SUCHMAN**

29. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Commission on Aging for a term expiring 3/31/07.

**STEVEN H. DUDLEY**

30. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Commission on Aging for a term expiring 3/31/07.

**KAREN T. LaMONICA**

36. **RESOLVED**, that the sum of \$170,000 be and the same is hereby appropriated to be added to Public Works' General Fund Account Numbers as follows:

**Building Const. & Maint. Division, A345-52220, Electric Service**

**\$50,000**

**Building Const. & Maint. Division, A345-52260, Fuel for Heating**

**120,000**

**37. RESOLVED, that the sum of \$30,000 be and the same is hereby appropriated to be added to General Fund Account Number A351-52190, know as Public Works – Building Inspection Division, Document Imaging**

**38. RESOLVED, that the sum of \$49,000 be and the same is hereby appropriated to be added to General Fund Account Number A321-52510, know as Public Works – Waste Disposal Division, Waste Removal Services.**

**42. RESOLVED, pursuant to State Public Act No. 95-268, An Act concerning Neighborhood Assistance, the programs set out in the Explanatory Comments and complete applications filed in the Town Clerk’s office are hereby approved for the purpose of encouraging business contributions to non-profit organizations and government agencies providing important services in Greenwich.**

**47. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the South Western Regional Planning Agency for a term expiring 3/31/07.**

**MARY S. FERRY**

James Boutelle of District 8 made a motion, which was seconded, to remove Item No. 11, 12 & 15 from the consent calendar.

The vote was now on Mr. Boutelle’s motion.

Motion Carried

The vote was now on the consent calendar.

In Favor	-	185
Against	-	0
Abstentions	-	2

Items Carried

The Moderator suggested a motion to suspend the rules and combine items 2-3-6-11-12-14-15-39-40 & 43 for voting purposes. The motion was duly moved and seconded.

Motion Carried

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

Fleet Director Elizabeth Linck offered the following resolution, which was duly moved and seconded, regarding Item No. 2.

**RESOLVED, that the sum of \$79,000 be and the same is hereby appropriated to be added to the account number identified below:**

**380-53500      Motor Fuel and Lubricants      \$79,000**

First Selectman James Lash offered the following resolutions, which were duly moved and seconded regarding Items 3-6-11-12-14-& 15.

3.      **RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Social Services for a term expiring 3/31/07.**

**KATHY HARSANY**

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

**ANNE DRAKE**

Substitute resolution

11.     **RESOLVED, that the following named person, nominated by the Board Selectmen be appointed a member of the Planning and Zoning Board of Appeals, for a term expiring 3/31/05.**

**PAUL CECIO**

Substitute resolution

12.     **RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Planning and Zoning Commission for a term expiring 3/31/05.**

**FRANK FARRICKER**

14. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Planning and Zoning Commission for a term expiring 3/31/07.

**RAYMOND J. HEIMBUCH**

Substitute resolution

15. **RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed an alternate member of the Planning and Zoning Commission for a term expiring 3/31/07.

**FRANK NAPOLITANO**

Fire Chief Dan Warzoha offered the following resolutions, which were duly moved and seconded, regarding Items 39 and 40.

39. **RESOLVED**, that the sum of \$327,624 be and the same is hereby appropriated to be added to the account number identified below:

**205-51110 Payment for Holiday Services \$327,624**

40. **RESOLVED**, that the sum of \$169,499 be and the same is hereby appropriated to be added to the account number identified below:

**204-51010 Payment for Regular Salary \$ 19,922**

**204-51100 Payment for Overtime Services \$ 10,850**

**205-51100 Payment for Overtime Services \$138,727**

First Selectman James Lash offered the following substitute resolution, which was duly moved and seconded, regarding Item No. 43.

**RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Planning and Zoning Commission for a term expiring 3/31/05.

**PAUL S. MARCHESE**

The vote was now on the combined items.

In Favor	-	186
Against	-	1
Abstentions	-	2
Items Carried		

The Moderator announced that items 16, 44 & 48 had been withdrawn.

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

**RESOLVED, that the sum of \$150,000 be and the same is hereby appropriated from “RESERVED FOR CAPITAL & NON-RECURRING FUND” to account Z680089224079 for the wells at Parkway School.**

Fred Baker, Director of Operations for the Board of Education, made a motion to amend Item No. 1 by reducing the appropriation from \$150,000 to \$120,000.

The motion was duly moved and seconded and adopted by unanimous consent.

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

In Favor	-	181
Against	-	1
Abstentions	-	2

Item Carried

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

First Selectman James Lash offered the following resolution, which was duly moved and seconded, regarding Item No. 5.

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

**DIANE C. FOX**

The vote was now on Item No. 5.

In Favor	-	184
Against	-	0

Abstentions - 1

Item Carried

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

First Selectman James Lash offered the following resolution, which was duly moved and seconded, regarding Item No. 10.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Planning and Zoning Board of Appeals for a term expiring 3/31/08.**

**DONALD R. KIEFER**

H. Franklin Bloomer, Chairman of the Land Use Committee, made a motion, on behalf of the committee, to postpone this item until the September 2004 meeting.

Motion Carried

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

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

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Ethics for a term expiring 3/31/07.**

**VICTOR R. COUDERT**

James Boutelle of District 8 made a motion, which was seconded, to postpone this item until the September 2004 meeting.

The vote was now on the Boutelle motion to postpone.

In Favor	-	121
Against	-	61
Abstentions	-	2

Motion Carried

The Moderator announced that Item No. 18 on the call was now before the meeting.

First Selectman James Lash offered the following substitute resolution, which was duly moved and seconded, regarding Item No. 18.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Planning and Zoning Board of Appeals for a term expiring 3/31/08.**

**ROGER BLUM**

The vote was now on Item No. 18.

In Favor	-	181
Against	-	5
Abstentions	-	0

Item Carried

The Moderator announced that Item No. 22 on the call was now before the meeting.

First Selectman James Lash offered the following substitute resolution, which was duly moved and seconded, regarding Item No. 22.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Inland Wetlands Agency for a term expiring 3/31/08.**

**RICHARD MACKOOL, MD**

The vote was now on Item No. 22.

In Favor	-	105
Against	-	67
Abstentions	-	12

Item Carried

The Moderator announced that Item No. 28 on the call was now before the meeting.

First Selectman James Lash offered the following resolution, which was duly moved and seconded, regarding Item No. 28.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Board of Health for a term expiring 3/31/08.**

**GARY CELLA**

Coline Jenkins, chairman of the Appointments Committee, made a motion, on behalf of the committee, to postpone this item until the September 2004 meeting.

Motion Carried

The Moderator announced that Item No. 31 on the call was now before the meeting.

First Selectman James Lash offered the following resolution, which was duly moved and seconded, regarding Item No. 31.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Nathaniel Witherell Board for a term expiring 3/31/07.**

**DAVID AYRES**

The vote was now on Item No. 31.

In Favor	-	171
Against	-	8
Abstentions	-	2

Item Carried

The Moderator announced that Item No. 32 on the call was now before the meeting.

First Selectman James Lash offered the following resolution, which was duly moved and seconded, regarding Item No. 32.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Nathaniel Witherell Board for a term expiring 3/31/07.**

**DONALD G. FRITZ**

The vote was now on Item No. 32.

In Favor	-	169
Against	-	8
Abstentions	-	1

Item Carried

The Moderator announced that Item No. 33 on the call was now before the meeting.

First Selectman James Lash offered the following resolution, which was duly moved and seconded, regarding Item No. 33.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Nathaniel Witherell Board for a term expiring 3/31/07.**

**ELLEN ISIDRO**

The vote was now on Item No. 33.

In Favor	-	167
Against	-	7
Abstentions	-	2

Item Carried

The Moderator announced the Item No. 34 on the call was now before the meeting.

First Selectman James Lash offered the following resolution, which was duly moved and seconded, regarding Item No. 34.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Nathaniel Witherell Board for a term expiring 3/31/07.**

**LESLIE TARKINGTON**

The vote was now on Item No. 34.

In Favor	-	161
Against	-	11
Abstentions	-	3

Item Carried

The Moderator announced that Item No. 35 on the call was now before the meeting.

First Selectman James Lash offered the following resolution, which was duly moved and seconded, regarding Item No. 35.

**RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Nathaniel Witherell Board for a term expiring 3/31/05.**

**CHRISTOPHER ANN THURLOW**

The vote was now on Item No. 35.

In Favor	-	165
Against	-	8
Abstentions	-	3

Item Carried

The Moderator announced that Item No. 41 on the call was now before the meeting.

First Selectman James Lash offered the substitute following resolution, which was duly moved and seconded, regarding Item No. 41.

**Article 5. Historic Properties RESOLVED, that pursuant to section 7-147q (f) of the General Statutes, the RTM receives the report from the Historic District Commission acting as the Historic Property Study Committee submitted herewith, and**

**FURTHER RESOLVED, that the RTM, by majority vote, accepts the report of the Committee as to the proposed historic property and that the following ordinances are hereby enacted to designate the historic property and provide for its regulation in accordance with section 7-147q of the General Statutes:**

**Sec. 6-320. Historic Properties Commission.**

**The Historic District Commission established pursuant to the provisions of Section 6-309 of the Greenwich Municipal Code is hereby designated as the Historic Properties Commission to administer the provisions of General Statutes Sections 7-**

147p through 7-147y, relative to all historic properties now or hereafter designated by the Town of Greenwich.

**Sec 6-321. Powers and duties.**

**This Historic District Commission, in its capacity as the Historic Properties Commission, shall administer the property established hereby, and shall have such powers and duties as are provided for in Sections 7-147p through 7-147y of the General Statutes. The Commission shall cause the preparation of a map depicting the boundaries of all Historic Properties as described herein. Said map shall be filed in the office of the Town Clerk, and a copy thereof shall be maintained by the Commission.**

**Section 6-322. Property owned by Sandra Hillman**

**The following property is hereby designated as an historic property pursuant to the provisions of the General Statutes, Sections 7-147p through 7-147y:**

**All that certain piece or parcel of land, with the buildings thereon in the Town of Greenwich, County of Fairfield and more particularly bounded and described as follows:**

**Beginning at a point on said Taconic Road at the north-easterly edge of said premises and thence northerly S53°33'40" E for a distance of 178.75 feet, thence westerly W57° 48' 50" E for a distance of 22.0 feet, thence northerly again S86°43'10" E for a distance of 63.41 feet, thence southwesterly N21°05'E for a distance of 61.52 feet, thence westerly N57°48'50" E for a distance of 258.6 feet, thence northerly S 44°50' E for a distance of 119.97 feet, thence southerly N9°38'W for a distance of 125.60 feet, thence westerly N9°14' E for a distance of 19.1 feet, thence westerly again N22°33'E for distance of 28.9 feet, thence southerly again N 0°01'E for a distance of 22.9 feet, thence southerly again N 9°50'W for a distance of 35.6 feet, thence southerly again N 6°33'W for a distance of 27.5 feet, thence southerly again N 31°36'W for a distance of 45.6 feet, thence southerly again N 40°46'W for a distance of 28.6 feet, thence southerly again N 34°58'W for a distance of 11.2 feet, thence southerly again N 32°34'W for a distance of 29.6 feet, thence southerly again N12°33'W for a distance of 16.2 feet, thence southerly again N 17°18'W for a distance of 15.5 feet, thence southerly again N 27°00'W for a distance of 52 .4 feet,**

**Thence westerly N 69°10' E for a distance of 13.5 feet, thence south for a distance of 219.1 feet, thence easterly N89°14'W for a distance of 210.9 feet, thence easterly again S 82°32' W for a distance of 51 feet tot the northerly edge of said Taconic Road.**

**Thence northerly S 27°47' E for a distance of 41.85 feet, thence northerly along a curve in said Taconic Road having a radius of 200.58 feet for a linear distance of 148.76 feet, thence northerly along the northern edge of said Taconic Road S 14°43' W for a distance of 81.2 feet, thence northerly S 46°30' W for a distance of 7 feet, thence northerly again S29°12' W for a distance of 24 feet, thence northerly again S 21°39'W for a distance of 20.2 feet, thence northerly again S9°22" W for a distance of 53.5 feet, thence northerly again S 14°48' W for a distance of 83.0 feet, northeasterly S 36°13' W for a distance of 203.1 feet, thence northerly S 28°17'W for a distance of 65.2 feet to the point of beginning.**

**Subject property is located on Taconic Road in Greenwich, Connecticut and is owned by Sandra Hillman.**

James Boutelle of District 8 made a motion, which was seconded, to postpone this item until the September 2004 meeting.

Motion Carried

The Moderator announced that Item No. 45 on the call was now before the meeting.

Joseph Siciliano, Director of Parks & Recreation, offered the following resolution, which was duly moved and seconded, regarding Item No. 45.

**Resolved, that the Town of Greenwich accept a gift of an ornamental pedestal clock valued at \$11,500 from the Improved Order of Redman of Greenwich Connecticut.**

The vote was now on Item No. 45.

In Favor	-	149
Against	-	4
Abstentions	-	5

Item Carried

The Moderator announced that Item No. 46 on the call was now before the meeting.

First Selectman James Lash offered the following resolution, which was duly moved and seconded, regarding Item No. 46.

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

**DAVID G. ORMSBY**

The vote was now on Item No. 46.

In Favor	-	146
Against	-	0
Abstentions	-	1

Item Carried

Robert Richardson, chairman of the Health & Human Services Committee, offered the following sense of the meeting resolution on behalf of the committee.

**WHEREAS, each of the citizens of the Town of Greenwich named below has recently or will soon conclude her or his voluntary service as a member of the Town board or commission indicated:**

<b>Vincent DeFina</b>	<b>Board of Health</b>
<b>Anne Gilhuly</b>	<b>Board of Social Services</b>
<b>Sylvia Gordon</b>	<b>Commission on Aging</b>
<b>Susan Jackson</b>	<b>Nathaniel Witherell Board</b>
<b>Edmond A. Kavounas</b>	<b>Nathaniel Witherell Board</b>
<b>Brad I. Markowitz</b>	<b>Nathaniel Witherell Board</b>
<b>Margot O'Mara</b>	<b>Nathaniel Witherell Board</b>
<b>Janice Partel</b>	<b>Nathaniel Witherell Board</b>
<b>Bernadette Settelmeyer</b>	<b>Board of Social Services</b>
<b>Peter W. Stack</b>	<b>Nathaniel Witherell Board</b>
<b>Susan A. Weiss</b>	<b>Board of Social Services, and</b>

**WHEREAS, each of the foregoing citizens has executed his or her responsibilities diligently, faithfully, and honorably,**

**NOW, THEREFORE, BE IT RESOLVED, that it is the sense of the meeting that each of the foregoing citizens be commended and thanked for their contributions and service to the  
the Town of Greenwich, and**

**BE IT FURTHER RESOLVED, the text of this resolution be included in the minutes of the  
Representative Town Meeting held on June 14, 2004, and that the Town Clerk furnish a copy of this resolution to each person named above.**

The resolution was adopted by unanimous consent.

There being no further business, the Moderator adjourned the meeting, upon unanimous consent, at 10:55 P.M.

CARMELLA C. BUDKINS  
TOWN CLERK