



Pursuant to the foregoing notice a regular Representative Town Meeting of the Town of Greenwich was held in the Moderator's Hall of Central Middle School on Monday, October 22, 2018 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 Town Clerk, Carmella C. Budkins swore in new members in District 5 - Bruce P. Pflug; District 10 - David W. Blob, Laura H. Cunningham, Michael A. Galatioto; District 12 - Mary C. Flynn.

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 187 present, 42 absent and 1 vacancy. Those absent in **District 1-** Jessica B. DelGuerico, Anthony G. Lopez, Melinda K. "Mindy" Smith; **District 2** – Eileen J. Toretta; **District 3-** Ed J. Lopez, Sylvester J. Pecora, Sr., Allison M. Walsh; **District 4-** Alex J. Popp, Jr., Bonnie Zeh; **District 5** – Stephanie L. D'Alton Barrett, Danyal Ozizmir, Ashley M. B. Smith; **District 6** – Michael C. Carter, Robert A. Cenci, Gunnar E. Klintberg; **District 7** – Kimberly M. Blank, Ellen M. Brennan-Galvin, Kimberly S. Fiorello; **District 8** – M. Irene Dietrich, Carol S. Marino-Zelenz, Linda A. Moshier, Caryn S. Rosenbaum; **District 9-** Jane W. Arnone, Barbara Darula, Monserrat M. Galizi, Donna F. Gaudioso-Zeale, Anne N. Jones, Abbe F. Large, Ralph Vizzari; **District 10-** Thomas F. Daly, Gina Marie Furano, Mareta C. Hamre, Nancy H. Marshall, Norma S. Roelke, Dora P. Williams; **District 11-** Gregg O. Pauletti, Jonathan P. Redmond, Richard J. Wellington; **District 12-** Daniel A. Abaroa, Francia Alvarez, Barbara G. Hindman, John Wissmann.

The Moderator announced that as all members had received a copy of the minutes of the September 17, 2018 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.

Pursuant to the RTM rules, the Moderator designated that the following items be placed on the consent calendar –1, 2, 3, 7, 8, 13, and 14.

The items on the consent calendar are as follows:

**1. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a Regular Member of the Commission on Aging (R1), for a term expiring June 30, 2021.**

**PATRICIA BURNS**

**2. RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a Regular Member of the Alarm Appeals Board (R1), for a term expiring June 30, 2022.

**FREDERIC BROOKS**

**3. RESOLVED**, the sum of \$12,900 is hereby request for approval of use of the Asia Society Grant account number F60xxxx.

**7. RESOLVED**, that Kenneth Rogozinski, nominated by the Board of Selectmen, be appointed a Regular Member of the Planning & Zoning Board of Appeals (R1), for a term expiring October 31, 2022.

**KENNETH ROGOZINSKI**

**8. RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a Regular Member of the Planning and Zoning Board of Appeals (R3), for a term expiring October 31, 2019.

**JOHN L. VECCHIOLLA**

**13. RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a Regular Member of The Nathaniel Witherell Board (R5), for a term expiring June 30, 2019.

**NELSON BONHEIM**

**14. RESOLVED**, that the following named person, nominated by the Board of Selectmen, be appointed a Regular Member of The Nathaniel Witherell Board (R3), for a term expiring June 30, 2021.

**NIRMAL PATEL**

The vote was now on the consent calendar.

In Favor	-	174
Against	-	0
Abstentions	-	0

Items Carried

The Moderator suggested a motion, which was moved and seconded, to suspend the rules and combine Items 9, 15 & 17 for voting purposes. The Moderator called for a voice vote on the motion.

Motion Carried

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

Peter J. Tesei, First Selectman, offered the following substitute resolution, which was duly moved and seconded regarding Item No. 9.

**9. RESOLVED, that Frank Baratta nominated by the Board of Selectmen, be appointed an Alternate Member of the Planning & Zoning Board of Appeals (A1), for a term expiring October 31, 2019.**

**FRANK BARATTA**

The Moderator announced that Item No. 15 on the Call was now before the meeting.

Tyler Fairbairn, Director of Community Development, offered the following substitute resolution, which was moved and seconded, regarding Item No. 15.

**15. RESOLVED, that the Representative Town Meeting does hereby approve and adopt a Substantial Amendment to the Town of Greenwich, CT CDBG Entitlement Program, Annual One-Year Action Plan, Program Year 2018 (January 1, 2018 – June 30, 2019) as on file in the Office of the Town Clerk; and that the Representative Town Meeting does hereby authorize the First Selectman to amend the Town of Greenwich, CT CDBG Entitlement Program 2018 Annual One-Year Action Plan, and to accept funds for the purpose of carrying out housing and community development programs; and**

**RESOLVED, that in approving and adopting said Substantial Amendment to the Town of Greenwich, CT CDBG Entitlement Program 2018 Annual One-Year Action Plan, the Representative Town Meeting finds and determines that by following the plan, the Community Development Block Grant program will be conducted and administered in compliance with Title 8 of the Connecticut General Statutes, Chapter 130, Part VI, Community Development; Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended (42 U.S.C 5301 et seq.); of the Department of Housing and Urban Development Act, as amended (42 U.S.C 3531 et seq.); and**

**FURTHER RESOLVED, that the First Selectman, under the provisions of Title 8 of the Connecticut General Statutes, Chapter 130 Part VI, Community Development; Title I of the Housing and Community Development Act of 1974, Public Law 93-383, as amended (42 U.S.C. §5301, et seq.); and the Department of Housing and Urban**

**Development Act, as amended (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.**

The Moderator opened the public hearing on Item No. 15 at 8:12 p.m.

The Moderator announced that Item No. 17 on the Call was now before the meeting.

John Eddy, Chairman of Appointments Committee, offered the following resolution regarding Item No. 17.

**17. BE IT RESOLVED that *THE CHARTER OF THE TOWN OF GREENWICH, CONNECTICUT ARTICLE 12. - PUBLIC WORKS. Sec. 157 (a) 2. - Condemnation Commission* be amended to read as follows:**

(a) Composition and authority.

1. There shall be in the Town a Commission known as the Condemnation Commission.
2. The Condemnation Commission shall exercise all the powers and perform all the duties in respect to the condemnation of land and the assessment of damages and benefits arising out of such condemnation of land, and in respect to the assessment of benefits arising out of the construction of highways and, construction or connection of sewers, and the construction of, and issues related to, public parking. No appeal shall be taken from the action of the Condemnation Commission except within thirty (30) days from the filing of its report. If, after the making of any assessments of benefits, the land upon which it is made shall be divided, the Assessor shall have the powers and duties formerly confirmed or imposed by law upon the Sewer Commissioners with respect to the apportionment of such assessments.

Douglas J. Wells, Chairman of Legislative & Rules Committee, on behalf of the committee, made a motion, to amend the resolutions in the Item No. 17 as follows:

- In Section (a) subsection 2 in the fourth line delete “,” after “and”.

The amendment was adopted by unanimous consent.

The Moderator closed the public hearing on Item No. 15 at 8:26 p.m.

The vote was now on the combined items.

In Favor	-	182
Against	-	0
Abstentions	-	1

Items Carried

Douglas J. Wells, Chairman of Legislative & Rules Committee, on behalf of the committee, made a motion, to amend the RTM Rules to add the Flowcharts from Item No. 17 to the RTM Rules-Appendix.

The amendment was adopted upon unanimous consent.

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

Al Cava, Director of Labor Relations, offered the following resolution regarding Item No. 4 which was duly moved and seconded.

**4. RESOLVED, that the Representative Town Meeting, in exercising its authority pursuant to Connecticut General Statutes, Section 7-474(b), hereby approves the funds necessary to implement the terms of the Town-Silver Shield Association four-year collective bargaining agreement covering the period July 1, 2017, through June 30, 2021. For FY 17/18 and FY 18/19; said funds have previously been appropriated in the respective adopted FY budgets and the Representative Town Meeting approves the funds necessary to implement the terms of the Town-Silver Shield Association collective bargaining agreement covering the period FY 19/20 and FY 20/21 subject to the budgetary process as prescribed in the Town Charter.**

**BE IT FURTHER RESOLVED that the Representative Town Meeting approves any terms of such agreement which may be in conflict with the Town Charter, special act, ordinance, rule or regulation adopted by the municipal employer or its agents of the Town.**

The vote was now on Item No. 4.

In Favor	-	181
Against	-	2
Abstentions	-	0

Item Carried

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

Jennifer Dayton, Member of the Board of Education, offered the following resolution regarding Item No. 5 which was duly moved and seconded.

**5. RESOLVED, that the Representative Town Meeting of the Town of Greenwich hereby approves the agreement between the Board of Education and the Greenwich Organization of School Administrators, representing administrators, for the period July 1, 2019, to June 30, 2022.**

The vote was now on Item No. 5.

In Favor	-	181
Against	-	2
Abstentions	-	1

Item Carried

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

Allen Brown, Executive Director of Nathaniel Witherell, offered the following resolution regarding Item No. 6 which was duly moved and seconded.

**6. WHEREAS, the Nathaniel Witherell received appropriations totaling \$1,327,000 to renovate the public areas (including hallways, dining rooms, lounges/living rooms, and bathing/hygiene areas) in the four Tower long- term nursing units and;**

**WHEREAS, the State of Connecticut’s Department of Public Health (CTDPH) and the Greenwich Fire Marshall have statutory jurisdiction to approve projects involving public safety and fire protection during renovations, and;**

**WHEREAS, CTDPH delayed the start of renovations for 13 months subject to completion of review of architectural plans for the phasing of renovations – the application for project approval was submitted by Nathaniel Witherell on January 19, 2017 and CTDPH approval was received on February 9, 2018, and;**

**WHEREAS, after approving such plans, CTDPH completed an onsite progress inspection following the start of renovations, and required substantial modifications to the previously approved plan to further enhance fire safety for residents, staff, visitors and workers, and;**

**WHEREAS, those modifications required end-of-each-day restoration of ceiling tiles that were removed to provide access to plumbing, and electrical infrastructure, thereby substantially slowing the progress of renovations, and;**

**WHEREAS, the changes in required phasing that slowed the completion of renovations on every nursing unit, added significant additional labor requirements;**

**NOW THEREFORE BE IT RESOLVED, that the sum of \$500,000 is hereby appropriated for the additional costs associated with completing renovations to the four nursing units at a total cost of \$1,827,000. This appropriation is subject to BET approval at their meeting on Tuesday October 23, 2018.**

Alexis Voulgaris, Chairman of Health & Human Services Committee, made a motion to amend the last paragraph of Item No. 6 as follows:

**NOW THEREFORE BE IT RESOLVED, that the sum of \$450,000 is hereby appropriated for the additional costs associated with completing renovations to the four nursing units at a total cost of \$1,777,000.**

The amendment was adopted upon unanimous consent.

The vote was now on Item No. 6 as amended.

In Favor	-	161
Against	-	17
Abstentions	-	5

Item Carried

The Moderator announced that Items No. 10 & 11 on the Call were now before the meeting.

Peter J. Tesei, First Selectman, offered the following resolutions, which were duly moved and seconded regarding Items No. 10 & 11.

**10. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a Regular Member of the Planning and Zoning Board of Appeals (R2), for a term expiring October 31, 2022.**

**ARTHUR M. DELMHORST**

**11. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a Regular Member of the Alarm Appeal Board (R5), for a term expiring June 30, 2021.**

**DENNIS (PETER) YESKEY JR.**

John Eddy, Chairman of Appointments Committee, made a motion to postpone Items No. 10 & 11 to the December 10, 2018 meeting.

Upon a voice vote, motion carried

The Moderator announced that Item No. 12 on the Call was now before the meeting.

Peter J. Tesei, First Selectman, offered the following substitute resolution regarding Item No. 12 which was duly moved and seconded.

**12. RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a Regular Member of the Planning & Zoning Commission (R1), for a term expiring October 31, 2021.**

**RICHARD MAITLAND**

David Rudolph, Member of District 6, made a motion that the time to speak for the remainder of the meeting will be limited to three minutes per speaker per item, which was duly moved and seconded.

Upon a voice vote, the Rudolph motion carried.

The vote was now on Item No. 12.

In Favor	-	72
Against	-	98
Abstentions	-	12

Item Failed

The Moderator announced that Item No. 16 on the Call was now before the meeting.

Katherine N. LoBalbo, Member of District 2, offered the following resolution regarding Item No. 16 which was duly moved and seconded.

**16. RESOLVED,**

**We the undersigned registered voters of the Town of Greenwich, hereby request the RTM consider and act upon the following resolution.**

**Be it Resolved the RTM for a Special Committee of its members (including members from Land Use, Park and Rec, Finance, DPW, and Education Committees) for the purpose of reporting to the elected body of the RTM on the field remediation at Western Middle School, implementation of the 2018/2019 CIP Study of Field Improvements at Central Middle School, and lastly to present a sense of the meeting resolution consistent with Appendix A Powers and Functions of the RTM in regards to all public fields of the Town of Greenwich.**

Carl R. "Rob" Perelli-Minetti, Chairman of Finance Committee, made a motion to postpone Item No. 16 indefinitely.



The vote was now on Perelli-Minetti Motion.

In Favor	-	150
Against	-	20
Abstentions	-	2

Motion Carried

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

Peter Bernstein, Chairman of the Board of Education, offered the following resolution which was duly moved and seconded.

**18. RESOLVED, that the sum of \$1,905,000 be and the same is hereby appropriated from “RESERVED FOR CAPITAL & NON-RECURRING FUND” to account Z6809560, Project 19208 for costs associated with the remediation of Cos Cob flood damage.**

The vote was now on Item No. 18.

In Favor	-	169
Against	-	0
Abstentions	-	0

Item Carried

There being no further business, the Moderator adjourned the meeting, at 10:24 p.m.

ATTEST:  
CARMELLA C. BUDKINS  
TOWN CLERK