



Pursuant to the foregoing notice a regular Representative Town Meeting of the Town of Greenwich was held on Monday October 24, 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.

The Moderator announced that as all members had received a copy of the minutes of the September 19, 2005 meeting, the reading of the minutes would be omitted. He asked if there were any corrections or comments.

William Clark of District 7 noted an error on page one, ninth line – there should be a hyphen in between the words week and long. He also stated that the approval of the minutes of the June 13, 2005 meeting was not listed but in fact the June minutes were adopted by unanimous consent.

The September minutes as amended were adopted by unanimous consent.

Town Clerk Carmella C. Budkins swore in Richard J. Landes, a new member in District 5.

Attendance cards were presented showing 154 present, 71 absent and 4 vacancies.

The Moderator designated Item No. 8 to be place on the consent calendar.

8. RESOLVED, that upon the recommendation of the Board of Selectmen and approved by the Planning and Zoning Commission, the name of Hooker Lane be changed to Stonebrook Lane.

The vote was now on the consent calendar.

In Favor	-	142
Against	-	4
Abstentions	-	2

Item Carried

The Moderator suggested a motion, which was duly moved and seconded, to suspend the rules and combine items 2-3-4-6-7-11-12-13 for voting purposes and to consider items 1,5,9 & 10 separately.

Motion Carried

The Moderator announced that Item No. 1 on the call, postponed from the September 2005 meeting, was now before the meeting.

RESOLVED, that the following named person, nominated by the Board of Selectmen, be appointed a member of the Inland Wetlands and Watercourses Agency for a term expiring 3/31/09.

MATTHEW J. POPP

The vote was now on Item No. 1.

In Favor	-	119
Against	-	29
Abstentions	-	3

Item Carried

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

Item No. 2, postponed from the September 2005 meeting.

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 3/31/08.

PHYLLIS PRATT

Nancy Brown, Director of Community Development, offered the following resolutions, which were duly moved and seconded, regarding Item Nos. 3 and 4.

3. WHEREAS, the Policy of the Town of Greenwich requires that the Board of Estimate and Taxation shall annually make and file in the Office of the Town Clerk a Detailed Statement of the Appropriations, with its reasons for said Appropriations which it deems necessary to meet the expenses and to conduct the affairs of the Community Development Block Grant Program of the Town of Greenwich for the ensuing Fiscal Year, that is to say, for the Year January 1, 2006 to December 31, 2006 inclusive; and

WHEREAS, the said Board has so filed in the Office of Town Clerk a Detailed Statement of such Appropriations contained in a document designated as the Community Development Block Grant Proposed Action Plan, January 1, 2006 – December 31, 2006 pages B through 2, pages 14 through 29 and pages 66 through 67, will also forward a copy of this resolution indicating approval of the Community

Development Block Grant Plan and Budget for the Fiscal Year January 1, 2006 – December 31, 2006 by the Board of Estimate and Taxation; and

WHEREAS, the said Policy provides that the Board of Estimate and Taxation shall submit proposed Appropriations and make such Appropriations as may appear advisable, except that no Appropriations shall be made exceeding an amount for the same purpose recommended by the said Board; and

WHEREAS, said Community Development Block Grant Proposed Budget and Expenditure History – 2006 was forwarded to the members of the Representative Town Meeting on or about September 8, 2005 for action by the Representative Town Meeting at it’s Meeting to be held October 24, 2005.

NOW, THEREFORE, BE IT RESOLVED, that the recommendations of the Board of Estimate and Taxation as contained in the said Community Development Block Grant Proposed Budget and Expenditure History – 2006 filed, as stated, in the Office of the Town Clerk and submitted at the meeting of the Representative Town Meeting be and the same hereby are approved as the Appropriations for the ensuing Calendar Year 2006, except that the following items shall be decreased or omitted as follows:

Appropriations Recommended

<u>Department</u>	<u>Code Number</u>	<u>By Board</u>	<u>By Town Meeting</u>	<u>Decrease (-)</u>
<u>Reason for Decrease</u>				

Total Decrease (-)

FURTHER RESOLVED, that the Appropriations of \$938,718, set forth, are hereby approved, made and adopted for the Fiscal Year January 1, 2006 to December 2006, inclusive and conditioned on the U. S. Department of Housing and Urban Development approval of the projected entitlement of approximately \$900,000 (+/-) and the receipt of an annual incremental loan repayment of \$38,718,

FURTHER RESOLVED, that in the event the entitlement amount should be more than anticipated, the additional funds will be appropriated to a contingency line item, or if the entitlement is less than the projected \$900,000 and the loan repayment is less than the \$38,718, the priority for funding, after the staff salaries, will be based on an equal percentage reduction of the activities listed in the “CDBG Proposals – First Selectman’s Recommendation For Funding Year 2006”; and

FUTRTHET RESOLVED, that the First Selectman, under the provisions of Title 8 of the Connecticut General Statues, Chapter 130, Part VI, Community Development and Title 1 of the Housing and Community Development Act of 1974 (42 U.S.C. §5301); the Department of Housing and Urban Development Act (42 U.S.C. §3531), 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 Department of Community Development of the Town of Greenwich, for purposes set forth in this Budget is authorized to accept grants or funds made available through the Community Development Block Grant Fund.

4. RESOLVED, that the Representative Town Meeting does hereby approve and adopt The Community Development Block Grant Proposed CDBG Action Plan January 1st 2006–December 31st 2006, for the Town of Greenwich, Connecticut as on file in the Office of the Town Clerk, and as it may be modified by adoption of the Resolution of the Board of Estimate and Taxation; and that the Representative Town Meeting does hereby authorize the First Selectman to prepare the Final Action Plan, January 1st 2006–December 31st 2006, for the Town of Greenwich and to apply for and accept funds for the purpose of carrying out housing and community development programs, as approved for calendar and program year 2006 (January 1, 2006–December 31, 2006); and

RESOLVED, that in approving and adopting said Community Development Block Grant Proposed Action Plan, January 1st 2006 – December 31st 2006, to become the Final Plan, and the Representative Town Meeting finds and determines that 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 and Title I of the Housing and Community Development Act of 1974 (42 U.S.C. §5301) the Department of Housing and Urban Development Act 42 (U.S.C. §3531); 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) the Department of Housing and Urban Development Act (42 U.S.C. §3531), 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 declared the public hearing for Items 3 and 4 opened at 8:50 P.M.

Douglas Wells, chairman of the Legislative and Rules Committee, made a motion, on behalf of the committee, to amend Item No. 4 by deleting the word “and” in the second paragraph, third line.

The amendment was adopted by unanimous consent.

Police Chief James Walters offered the following resolution, which was duly moved and seconded, regarding Item No. 6.

RESOLVED, that the Greenwich Police Department accept a monetary gift in the amount of \$15,000 to provide necessary funding to conduct the next two sessions of the Citizens Police Academy. This amount will be appropriated to Account F217-5110 for instructor compensation.

Thomas Greco, Parks & Recreation Department Business Services Operations Manager, offered the following substitute resolution, which was duly moved and seconded, regarding Item No. 7

RESOLVED, that the RTM accept a gift in an amount equal to the actual cost, not to exceed \$275,000, from the Greenwich Point Conservancy, to remove and replace the roof, windows, exterior trim and dormer shingles on the Innis Arden Cottage (Queen Anne building) at Greenwich Point.

FURTHER RESOLVED, that the aforementioned gift become an appropriation in Department of Public Works capital account Z345-59560-26044 upon approval by the Board of Estimate and Taxation.

James Boutelle of District 8 made a motion, which was seconded, to amend Item No. 7 by inserting a “period” after the account number and delete the rest of the sentence. The amendment was adopted by unanimous consent.

Susan Richardson, chairman of the Historic District Commission, offered the following resolution, which was duly moved and seconded, regarding Item No. 11.

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:

Article 5. Historic Properties

Sec. 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.

Sec. Property owned by Frank and Jessie Snyder

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 the point formed by the intersection of the division line between land herein described and land of Bettina B. Snyder with the westerly line of Round Hill Road and running thence southerly along the westerly line of Round Hill Road S. $29^{\circ} 29'$ W. 121.7 feet, S. $20^{\circ} 44'$ W. 60.3 feet, S. $3^{\circ} 12'$ W. 111.2 feet, S. $2^{\circ} 37'$ E. 131.0 feet and S. $7^{\circ} 02'$ E. 139.9 feet, thence westerly along the southerly line of Creamer Hill Road S. $55^{\circ} 50'$ W. 73.1 feet, N. $78^{\circ} 46'$ W. 77.1 feet, N. $58^{\circ} 08'$ W. 95.8 feet, N. $25^{\circ} 43'$ E. 24.7 feet, N. $79^{\circ} 06'$ W. 131.9 feet and N. $59^{\circ} 53'$ W. 115.07 feet, thence northerly though land of Frank V. and Jessie P. Snyder N. $21^{\circ} 55'$ W. 27.45 feet, N. $15^{\circ} 00'$ W. 86.86 feet, N. $8^{\circ} 12'$ E. 104.16 feet, N. $34^{\circ} 43'$ E. 41.88 feet and N. $25^{\circ} 08'$ E. 43.1 feet, thence easterly along the southerly line of land of Bettina B. Snyder, S. $86^{\circ} 13' 10''$ E. 209.37 feet and N. $62^{\circ} 04' 30''$ E. 302.13 feet to the point of beginning and containing 4,006 acres. The general boundaries of the above described tract of land are northerly by land of Bettina B. Snyder, easterly by Round Hill Road, southerly by Creamer Hill Road, westerly by other land of Frank V. and Jessie P. Snyder.

Subject property is located on Round Hill Road in Greenwich, Connecticut and is owned by Frank and Jessie Snyder.

Douglas Wells, chairman of the Legislative & Rules Committee, made a motion, on behalf of the committee, to amend Item No. 10 in the paragraph legally describing the property, third line from the bottom, it should read 4.006 acres (take out the comma and insert a decimal).

The amendment was adopted by unanimous consent.

Susan Wallerstein, Assistant Superintendent for Business Operations, offered the following resolutions, which were duly moved and seconded, regarding Item Nos 12 & 13.

12. RESOLVED, that the Town of Greenwich accept a grant for \$39,022 for the English as a Second Language Program. Said grant to become an appropriation that the Board of Education may add to the appropriate accounts.

13. RESOLVED, that the sum of \$166,800 be and is hereby appropriated to be added to Account Z 6801792 59560 26092 – North Street Boiler Project. Said appropriation to come from the Capital and Non-Recurring Fund.

The Moderator closed the public hearing regarding Items 3 & 4 at 9:25 P.M.

The vote was now on the combined items.

In Favor	-	150
Against	-	2
Abstentions	-	1

Items Carried

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

Coline Jenkins, chairman of the Appointments Committee, offered the following resolution, which was duly moved and seconded, regarding Item No. 5.

RESOLVED, that Section 2-125 of the Town of Greenwich Municipal Code be amended as follows:

Sec. 2-125. Local representation on population basis.

Pursuant to the provisions of Sec. 8-31a of the General Statutes, the town, having a population of **61,101** [59,755] according to the Federal Census of **2000** [1970], is entitled to three (3) representatives on SWRPA. These representatives shall **be appointed** and serve **terms** without compensation **as follows:**[.]

(a) The Planning and Zoning Commission shall appoint one (1) representative **who shall serve without fixed term at the will and pleasure of the Planning and Zoning Commission.** [from among its members whose term of office shall be one (1) year. Thereafter, the term of office for this representative shall be three (3) years.]

(b) The Representative Town Meeting shall appoint on nomination of the Selectmen two (2) representatives who shall be members of the Representative Town Meeting, thus creating a liaison between SWRPA and the Representative Town Meeting. The term of office of either representative shall cease **when** [shall] **the representative** [he] ceases to

be **a member of the** Representative Town Meeting [member]. The term of office of one (1) of these two (2) representatives shall be two (2) years and thereafter shall be three (3) years. The term of office of the other representative shall be three (3) years upon [his] initial appointment and thereafter shall be three (3) years. **All terms of office for these two representatives shall end on March 31st.**
(RTM, 10/9/1973.)

(**additions bold**; deletions within [brackets])

Mary Ferry of District 5 made a motion to amend the item with the following technical changes.

First paragraph – third line – the word “and” should be in bold.

Third paragraph (b) – fourth line the “s” on the end of the word “ceases” should be in bold.

Third paragraph – fifth line the word “a” should not be in bold.

The changes were adopted by unanimous consent.

The vote was now on Item No. 5.

In Favor	-	147
Against	-	1
Abstentions	-	2

Item Carried

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

Denise Savageau, Conservation Director, offered the following resolution, which was duly moved and seconded, regarding Item No. 9.

RESOLVED, that the RTM accept a gift of land valued at approximately \$350,000 abutting the Pomerance property park, also known as 215 Orchard Street, Cos Cob.

Joshua Brown, chairman of the Finance Committee, made a motion to delete the resolution for Item 9 by substituting the following resolution in its place:

RESOLVED, that the Representative Town Meeting of the Town of Greenwich accept a gift of land of approximately 8,929 sq. ft (approx .2 acres) shown as dedicated open space of FSB/SUB#1620.1 approved May 10, 2005 by the Planning and Zoning Commission for 215 Orchard Street-Van Hoesen Subdivision; and approved as MI#542 by both the Board of Selectmen and the Planning and Zoning Commission.

The Finance Committee amendment was adopted by unanimous consent.

The vote was now on Item No. 9.

In Favor	-	150
Against	-	0
Abstentions	-	0

Item Carried

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

William Kelly of the Board of Education offered the following resolution, which was duly moved and seconded, regarding Item No.10.

RESOLVED, that the Representative Town Meeting of the Town of Greenwich hereby approves the agreement between the Board of Education and the Greenwich Education Association, representing school teachers, for the period July 1, 2006, to June 30, 2009.

The vote was now on Item No. 10.

In Favor	-	125
Against	-	15
Abstentions	-	3

Item Carried

There being no further business, the Moderator adjourned the meeting, upon unanimous consent, at 10:25P.M.

ATTEST:
CARMELLA C. BUDKINS
TOWN CLERK