

MINUTES
REPRESENTATIVE TOWN MEETING
OCTOBER 21, 2019

RECEIVED
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TOWN CLERK'S OFFICE
DARIEN CT.

CALL TO ORDER

The Regular meeting of the Representative Town Meeting was called to order at 8:05 p.m. by Donna Rajczewski, Town Clerk.

Upon Roll Call, the following members were present:

From District I, there were 12 members present, 4 absent.
From District II, there were 13 members present, 2 absent.
From District III, there were 13 members present, 3 absent.
From District IV, there were 11 members present, 5 absent.
From District V, there were 17 members present, 0 absent.
From District VI, there were 16 members present, 1 absent.

The absentees from District I were:	Barsanti, Butler, Haverstick, Von Stuelpnagel.
The absentees from District II were:	Aponte, Goertel.
The absentees from District III were:	Kazim-Bailey, Washecka, Woodbury.
The absentees from District IV were:	Hardison, Heitz, Kemp, Terhune, Whittier.
The absentee from District VI was:	Orphanos.

The Moderator, Seth Morton, assumed the Chair.

ACCEPTANCE OF THE AGENDA

**** THE AGENDA WAS ACCEPTED BY UNIVERSAL CONSENT.**

APPROVAL OF THE MINUTES OF THE SEPTEMBER 21, 2019 REGULAR MEETING

**** THE MINUTES WERE ACCEPTED BY UNIVERSAL CONSENT.**

ANNOUNCEMENTS

The Moderator said there are changes to the agenda. Item 9 (19-25) will be heard after Item 5, Update on Town Projects. There is also an additional item, Item 19-27, regarding purchasing from outstanding bonds, which will save the Town \$60,000.

UPDATES ON TOWN PROJECTS

Jeremy Ginsberg, Director of Planning & Zoning, introduced Sarah Forde, Development Director for Federal Realty, who gave a Power Point presentation on the Heights Road/Noroton Avenue project, which includes 122 rental units, a below-grade parking garage and ground floor retail.

Mr. Ginsberg next introduced David Genovese, who spoke about plans for the Corbin Drive project, followed by Lori Bora, Chairman of the Planning & Zoning Commission, who spoke about the Pear Tree Point Beach plan. She introduced Mike Sgroe, Chairman of the Pear Tree Point Beach Building Committee, who spoke of the plans and membership of this Committee: Tom Bell, Diana McGuire, Randy Tankoos, Cheryl Russell, Marc Thorne, Adele Conniff and ex-officio members, Jayme Stevenson, Kate Buch and the Town Finance Officer. Their task is to:

1. Renovate existing bath house;
2. Replace existing concession facility;
3. Expand the west beach by approximately 18 feet and 5 feet on the south beach;
4. Renovate parking lot;
5. Landscaping;
6. View decks in certain locations;
7. Renovate existing boat ramp
8. Update picnic area.

The estimated cost for the entire project is \$2,500,000.

19-22

CONSIDERATION AND ACTION ON ACCEPTANCE OF A GIFT FROM THE DARIEN ATHLETIC FOUNDATION AND THE DARIEN FOUNDATION OF UP TO \$1,500,000 FOR CONSTRUCTION OF WEED BEACH MEADOWS AND WALKING TRAIL AT WEED BEACH

The Moderator announced that this item had been withdrawn.

19-25

CONSIDERATION AND ACTION ON ACCEPTANCE AND APPROPRIATION OF A \$451,000 STATE GRANT FOR A RECORDS MANAGEMENT SYSTEM FOR THE DARIEN POLICE DEPARTMENT

**** MAC PATRICK, DISTRICT V, CHAIRMAN OF THE PUBLIC HEALTH & SAFETY COMMITTEE, MOVED:**

WHEREAS, the Town of Darien through its Police Department is responsible for the protection of life and property, the preservation of public peace as well as the prevention and detection of crime; and

WHEREAS, the Darien Police Department has always been progressive with technology and has local IT support within its own department; and

WHEREAS, the Governing Board of the Criminal Justice Information System has recognized the Darien Police Department for its work; and

WHEREAS, the State of Connecticut, in coordination with the Governing Board of the Criminal Justice Information System, will provide a grant to the Darien Police Department that

will fund the development, testing and final deployment of a program which will allow the Darien Police Department to interface between the department's Records Management System and the Court's Judicial System; and

WHEREAS, this program will allow the Darien Police Department to communicate and transfer case information without the need for paper reports being printed and without the need for an individual from the Darien Police Department to hand deliver the documents to the court;

NOW, THEREFORE BE IT RESOLVED that the Representative Town Meeting of the Town of Darien accepts the grant totaling approximately Four Hundred Fifty Thousand Dollars (\$451,000.00) from the State of Connecticut and appropriates said sum for the development, testing and final deployment of said Records Management System.

**** THE MOTION WAS SECONDED FROM THE FLOOR.**

Mac Patrick, District V, Chairman of the Public Health & Safety Committee, read the Committee report (attached).

Jack Davis, District III, Chairman of the Finance & Budget Committee, read the Committee report (attached).

**** ITEM 19-25 CARRIED ON A RISING TALLY VOTE OF 80 IN FAVOR, 0 OPPOSED, 0 ABSTENTIONS.**

19-23 & 19-24

CONSIDERATION AND ACTION ON AMENDMENT TO CHAPTER 5, SECTION 5.8 OF DARIEN'S CODE OF ORDINANCES REGARDING FINES AND CHARGES/

CONSIDERATION AND ACTION ON AMENDING APPENDIX D OF DARIEN'S CODE OF ORDINANCES TABLE OF ORDINANCE FINES

****MAC PATRICK, DISTRICT V, CHAIRMAN OF THE PUBLIC HEALTH & SAFETY COMMITTEE, MOVED:**

WHEREAS, Chapter 5 of the Darien Code deals with alarm systems; and

WHEREAS, Section 5-8 of said Code provides for fines and charges for violation of said Code; and

WHEREAS, there is a desire to amend such provision and to increase the fine for said false alarms; and

NOW THEREFORE, be it resolved that Section 5-8 of the Darien Code is hereby amended to increase the fine for false alarms as more particularly set out in the proposed Amendment as attached hereto and made a part hereof.

Sec. 5-8. - Fines and charges.

Alarm owners shall be subject to the fine or charge shown below for each such act or violation, which fine or charge shall be paid within 30 days. Alarm owners are subject to the false alarm fine for each false alarm from their alarm system for:

- (a) Each false alarm.
- (b) Use of an automatic telephone dialing alarm system directly to the emergency communications center.
- (c) Failure of an alarm owner to register.
- (d) Use of an exterior audible alarm system except as provided in section 5-5.
- (e) Failure to install or maintain an auxiliary power source as required in section 5-6.
- (f) Failure to make timely payment of fines or charges.
- (g) The amount of fine for the first false alarm is listed on Appendix D, Table of Ordinance Fines.
- (h) The fine for the second false alarm within 365 days of the first false alarm is listed on Appendix D, Table of Ordinance Fines.
- (i) The fine for the third and subsequent alarms within 365 days of the preceding false alarm is listed on Appendix D, Table of Ordinance Fines.

WHEREAS, Appendix D of the Table of Ordinances outlines the fines imposed for a violation of various section of the Code; and

WHEREAS, said Appendix lists specifically the fines to be imposed for a violation of Section 5-8 of the Code.

NOW THEREFORE, be it resolved that said Appendix is hereby amended to reflect modified fines for violation of the Code relating to Alarm Systems. Said Amendment for these violations is in effect January 1, 2020. Said Amendment is attached hereto and made a part hereof.

APPENDIX D - TABLE OF ORDINANCE FINES

The following fines shall be effective as of January 1, 2010. The board of selectman may amend said fines as part of the annual budget.

Infraction	Section of Code	Fine
Alarm Systems	5-8	
First false alarm		100.00
Second false alarm within 365 days of first false alarm		150.00
Third and subsequent alarms within 365 days of preceding false alarm		250.00
Automatic dial-in to 911 from system		100.00

Failure of alarm owner to register system		100.00
Improper use of exterior alarm system		25.00
Failure to maintain/operate aux power source		25.00
Failure to make timely payment of fines or charges		\$25.00 - 18% p.a.

**** THE MOTIONS WERE SECONDED FROM THE FLOOR.**

Mac Patrick, District V, Chairman of the Public Health & Safety Committee, read the Committee report (attached).

Jack Davis, District III, Chairman of the Finance & Budget Committee, read the Committee report (attached).

Joseph Miceli, District IV, Vice-Chairman of TGS&A, reported that this Committee met this evening and voted 7 in favor, 0 opposed on these resolutions.

First Selectman Jayme Stevenson said there is another element – complaints about the audible fire horns of the fire department in the downtown area which come from false fire alarms. This would be a disincentive to people who need their alarms in good working order.

James Cameron, District IV, asked about the collection rate on the existing fines and what happens if the fines are not paid. Jack Davis responded that, on the fire side, the collection rate is in the high 90% side. He did not know what happens if someone refuses to pay. Kate Buch, Town Administrator, said that police and fire collections are 98-99%. If people don't pay, they are sent to collection. Mr. Davis pointed out that there is an appeals process for both police and fire alarms.

**** ITEM 19-23 CARRIED ON A RISING TALLY VOTE OF 77 IN FAVOR, 3 OPPOSED, 0 ABSTENTIONS.**

**** ITEM 19-24 CARRIED ON A RISING TALLY VOTE OF 75 IN FAVOR, 5 OPPOSED, 0 ABSTENTIONS.**

19-26

CONSIDERATION AND ACTION ON AMENDING THE JUNE 12, 2017 APPROVED RESOLUTION FOR \$250,000 FOR THE PURCHASE AND INSTALLATION OF A GENERATOR AT TOWN HALL TO INCREASE THE APPROPRIATION AND BOND AUTHORIZATION BY \$75,000 TO \$325,000

**** MONICA MCNALLY, DISTRICT II, CHAIRMAN OF THE PUBLIC WORKS COMMITTEE, MOVED:**

WHEREAS, on May 8, 2017, the Representative Town Meeting (“RTM”) adopted an appropriation for the July 1, 2017 to June 30, 2018 budget for the Reserve Fund for Capital and Non-Recurring Expenditures in the amount of \$6,710,656 (the “Initial Appropriation”); and

WHEREAS, an appropriation for the cost of purchasing and installing a generator at the Town Hall in the Town of Darien (the "Town") including all alterations, repairs and improvements in connection therewith as well as engineering, architectural and administrative, printing, legal and financing costs related thereto (the "Project"), was included in the Initial Appropriation (the "Generator Appropriation"); and

WHEREAS, it was determined that the cost of the Project be financed with the issuance of bonds by the Town; and

WHEREAS, on June 12, 2017, the RTM adopted a resolution authorizing the issuance of bonds and notes in the amount of \$250,000 to finance the cost of the Project (the "Resolution"); and

WHEREAS, due to the cost of additional construction, site work and electrical upgrades, the estimated cost of the project increased by \$75,000; and

NOW, THEREFORE, BE IT RESOLVED, that the Representative Town Meeting of the Town of Darien approves and authorizes the increase of said bond authorization by Seventy Five Thousand Dollars (\$75,000.00) to Three Hundred Twenty Five Thousand (\$325,000.00) Dollars.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Representative Town Meeting of the Town of Darien authorizes the appropriation of said funds for said generator.

**** THE MOTION WAS SECONDED FROM THE FLOOR.**

Monica McNally, District II, Chairman of the Public Works Committee, read the Committee report (attached).

Jack Davis, District III, Chairman of the Finance and Budget Committee, read the Committee report (attached).

**** ITEM 19-26 CARRIED ON A RISING TALLY VOTE OF 77 IN FAVOR, 1 OPPOSED, 2 ABSTENTION.**

19-27 (as amended)

RESOLUTION OF THE REPRESENTATIVE TOWN MEETING OF THE TOWN OF DARIEN APPROPRIATING THIRTY MILLION DOLLARS (\$30,000,000) TO REFUND CERTAIN OF THE TOWN'S OUTSTANDING BONDS AND AUTHORIZING THE ISSUANCE OF REFUNDING BONDS OR AMOUNTS AVAILABLE IN UNASSIGNED FUND BALANCE TO FINANCE SAID APPROPRIATION

**** JACK DAVIS, DISTRICT III, CHAIRMAN OF THE FINANCE & BUDGET COMMITTEE, MOVED:**

WHEREAS, on May 13, 2019 the Representative Town Meeting approved a resolution appropriating Thirty Million Dollars (\$30,000,000) to refund certain of the Town's outstanding bonds and authorizing the issuance of refunding bonds to finance such appropriation (the "Prior Resolution"); and

WHEREAS, the Board of Finance of the Town of Darien has requested that the Town be authorized to finance the redemption of certain of the Town's outstanding bonds with cash as well as bond proceeds.

NOW THEREFORE BE IT RESOLVED THAT THE PRIOR RESOLUTION IS HEREBY AMENDED AND RESTATED AS FOLLOWS:

Section 1. The sum of THIRTY MILLION DOLLARS (\$30,000,000) is appropriated to fund the redemption and the payment, in whole or in part, as determined by the First Selectman, the Town Treasurer, the Board of Finance or any Town official designated by the Board of Finance and the Finance Director of the Town of Darien (the "Town"), of the outstanding principal, accrued interest and any call premium on all or any portion of any issue of the Town's General Obligation Bonds including, but not limited to, the Town's General Obligation Bonds issued in 2010, 2011, 2012, 2013, 2014, 2015, 2016, 2017 and 2019 (the "Prior Bonds"), together with the costs of issuance including, but not limited to, any applicable consultants' fees, legal fees, trustee and escrow agent fees, investment fees, verification fees, underwriters' fees and other financing or transactional costs and other expenses related to the payment or redemption of such bonds for the purposes of refunding them.

Section 2. The Town is hereby authorized to issue its refunding bonds, in an amount not to exceed THIRTY MILLION DOLLARS (\$30,000,000) (the "Refunding Bonds"), to fund the appropriation authorized by Section 1 of this resolution, provided that the issuance of such Refunding Bonds achieves present value debt service savings for the Town. The Refunding Bonds shall be issued pursuant to Section 7-370c of the Connecticut General Statutes, as amended, and any other provision of law thereto enabling. The Refunding Bonds shall be general obligations of the Town secured by the irrevocable pledge of the full faith and credit of the Town. In lieu of the issuance of all or a portion of the Refunding Bonds authorized by this Section 2, the Board of Finance is authorized to transfer funds from the Town's Unassigned Fund Balance ***to the Debt Service Principal Account*** to finance all or a portion of the appropriation authorized by Section 1 hereof.

Section 3. The First Selectman and the Town Treasurer shall sign the Refunding Bonds by either manual or facsimile signatures and the law firm of Pullman & Comley, LLC is designated as bond counsel to approve the legality of the Refunding Bonds.

Section 4. The First Selectman, the Town Treasurer, the Board of Finance or any Town official designated by the Board of Finance and the Finance Director, or any three of them are authorized to determine which of the Prior Bonds are to be redeemed and the amount, date, interest rates and interest mode, maturities, redemption provisions, form and other details of the Refunding Bonds; to designate one or more banks or trust companies to be certifying bank, registrar, transfer agent and paying agent for the Refunding Bonds and escrow agent with respect to the refunding escrow or escrows to be funded with proceeds of the Refunding Bonds; to provide for the keeping of a record of the Refunding Bonds; to sell the Refunding Bonds at public or private sale; to deliver the Refunding Bonds; and to perform all other acts which are necessary or appropriate to issue the Refunding Bonds.

Section 5. The First Selectman and the Town Treasurer are authorized to call irrevocably for redemption such of the maturities of the Prior Bonds, as they shall determine to refund from the proceeds of the Refunding Bonds and other moneys as they may determine to make available for this purpose and to defease such Prior Bonds by executing and delivering an escrow agreement in such form and upon such terms as they shall approve, such approval to be conclusively evidenced by their execution thereof.

Section 6. The First Selectman, the Town Treasurer and the Finance Director, or any two of them, are authorized to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the Refunding Bonds authorized by this resolution, if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years. Should the Refunding Bonds be issued as bonds whose interest is subject to federal income taxation, then it is hereby determined that such issuance is in the public interest.

Section 7. The First Selectman, the Town Treasurer and the Finance Director, or any one of them, are authorized to make representations and enter into written agreements for the benefit of holders of the Refunding Bonds to provide secondary market disclosure information, which agreements may include such terms as she or he deems advisable or appropriate in order to comply with applicable laws or rules pertaining to the sale or purchase of such Refunding Bonds.

Section 8. The First Selectman and the Town Treasurer are authorized to take all other action which is necessary or desirable to enable the Town to effectuate the refunding of all or a portion of the Prior Bonds and to issue Refunding Bonds authorized hereby for such purposes, including, but not limited to, the entrance into agreements on behalf of the Town with underwriters, trustees, escrow agents and others to facilitate the issuance of the Refunding Bonds, the escrow of the proceeds thereof and investment earnings thereon and the payment of the Prior Bonds in whole or in part.

Section 9. Any authorized but unissued portions of previous refunding authorizations are Rescinded.

**** THE MOTION WAS SECONDED FROM THE FLOOR.**

JACK DAVIS MOVED TO AMEND – IN SECTION 2, THE LINE SHOULD READ “IN LIEU OF ISSUANCE OF ALL OR A PORTION OF THE REFUNDING BONDS AUTHORIZED BY THIS SECTION 2, THE BOARD OF FINANCE IS AUTHORIZED TO TRANSFER FUNDS FROM THE TOWN’S UNASSIGNED FUND BALANCE *TO THE DEBT SERVICE PRINCIPAL ACCOUNT*** TO FINANCE ALL OR A PORTION OF THE APPROPRIATION AUTHORIZED BY SECTION 1 HEREOF.**

**** ITEM 19-27A CARRIED ON A RISING TALLY VOTE OF 79 IN FAVOR, 0 OPPOSED, 2 ABSTENTIONS.**

Jack Davis, District III, Chairman of the Finance and Budget Committee, read the Committee report (attached).

David Bayne, District V, asked why they were approving the ability of the Board of Finance to approve up to \$30,000,000 when it is not necessary? Mr. Davis said it is based on guidelines. The reason for up to \$30,000,000 is because they lost the opportunity to refinance certain bonds because they couldn't get it to the RTM on a timely basis. They have to trust that a Board of Finance stays within their guidelines. This gives clarity.

James Cameron, District IV, said the chairman of the Board of Finance is not here, and they approved this resolution without the amendment. Kate Buch, Town Administrator, said she was the one who wanted the amendment, and Bond Counsel wrote the amendment at her request.

**** ITEM 19-27, AS AMENDED, CARRIED ON A RISING TALLY VOTE OF 75 IN FAVOR, 1 OPPOSED, 2 ABSTENTIONS.**

**** UPON MOTION MADE AND SECONDED FROM THE FLOOR, IT WAS UNANIMOUSLY VOTED BY VOICE VOTE TO ADJOURN AT 9:50 P.M.**

Respectfully submitted,

Cheryl Telesco Blois
Telesco Secretarial Services

Appendix - October 21, 2019

	<u>19-25</u>	<u>19-23</u>	<u>19-24</u>	<u>19-26</u>	<u>19-27a</u>	<u>19-27</u>
as amended						
DIST I						
Baldwin, S.	yes	yes	yes	yes	yes	yes
Barsanti	absent	absent	absent	absent	absent	absent
Bumgardner	yes	yes	yes	yes	yes	yes
Butler	absent	absent	absent	absent	absent	absent
Carter	yes	yes	no	yes	yes	yes
Conologue	yes	yes	no	yes	yes	yes
Haverstick	absent	absent	absent	absent	absent	absent
Keane	yes	yes	yes	yes	yes	yes
Kelly, C.	yes	yes	yes	yes	yes	yes
Lublin	yes	yes	yes	yes	yes	yes
McNicol	yes	yes	yes	yes	yes	yes
Mecsery	yes	yes	yes	yes	yes	yes
Muchhal	yes	yes	yes	yes	yes	yes
Pattelli	yes	no	no	no	yes	yes
Schneider	yes	yes	yes	yes	yes	yes
von Stuelpnagel	absent	absent	absent	absent	absent	absent
DIST II						
Aponte	absent	absent	absent	absent	absent	absent
Arguimbau	yes	yes	yes	yes	yes	yes
Bacon	yes	yes	yes	yes	yes	yes
Cusack	yes	yes	yes	yes	yes	yes
Goertel	absent	absent	absent	absent	absent	absent
Handler, S.	yes	yes	yes	yes	yes	yes
Howe	yes	yes	yes	yes	yes	yes
McNally	yes	yes	yes	yes	yes	yes
Mix	yes	yes	yes	yes	yes	yes
Russell	yes	yes	yes	yes	yes	yes
Sartori	yes	yes	yes	yes	yes	yes
Thorne, B.	yes	yes	yes	yes	yes	yes
Tie	yes	yes	yes	yes	yes	yes
Wheeler	yes	yes	yes	yes	yes	yes
Wilson	yes	yes	yes	yes	yes	yes
Dist III						
Cardona	yes	yes	yes	yes	yes	yes
Conniff	yes	yes	yes	yes	yes	yes
Jack Davis	yes	yes	yes	yes	yes	yes
Giordano	yes	yes	yes	yes	yes	yes
Kazim-Bailey	absent	absent	absent	absent	absent	absent
Marousek	yes	yes	yes	yes	yes	yes
McGoey	yes	yes	yes	yes	yes	yes
Minnick	yes	yes	yes	yes	yes	yes
Mitchell	yes	yes	yes	yes	yes	yes
Moore	yes	yes	yes	yes	yes	yes
Morton	DOES NOT VOTE					
Sload	yes	no	no	yes	yes	yes
Washecka	absent	absent	absent	absent	absent	absent
Woodbury	absent	absent	absent	absent	absent	absent
Yarnell	yes	yes	yes	yes	yes	yes
Zimmerman	yes	yes	yes	yes	yes	yes

Appendix - October 21, 2019

	<u>19-25</u>	<u>19-23</u>	<u>19-24</u>	<u>19-26</u>	<u>19-27a</u>	as amended <u>19-27</u>
DIST IV						
Banks	yes	yes	yes	yes	yes	yes
Cameron	yes	yes	yes	yes	yes	yes
Joan Davis	yes	yes	yes	yes	yes	yes
Fiore	yes	no	no	yes	yes	yes
Hardison	absent	absent	absent	absent	absent	absent
Hauser	yes	yes	yes	yes	yes	yes
Heitz	absent	absent	absent	absent	absent	absent
Kemp	absent	absent	absent	absent	absent	absent
Miceli	yes	yes	yes	yes	yes	yes
Millar	absent	absent	absent	absent	absent	yes
Neumann	yes	yes	yes	yes	yes	absent
Obin	yes	yes	yes	yes	yes	yes
Rayhill	yes	yes	yes	yes	yes	yes
Savage	yes	yes	yes	yes	yes	yes
Terhune	absent	absent	absent	absent	absent	absent
Whittier	absent	absent	absent	absent	absent	absent
DIST V						
Adiletta	yes	yes	yes	yes	yes	yes
Bayne, C.	yes	yes	yes	yes	yes	yes
Bayne, D.	yes	yes	yes	yes	yes	no
Boulton	yes	yes	yes	yes	yes	?
Duffy	yes	yes	yes	abstain	abstain	abstain
Fiveson	yes	yes	yes	yes	yes	yes
Grogan	yes	yes	yes	yes	yes	yes
Kelly, L.	yes	yes	yes	yes	yes	yes
Martin	yes	yes	yes	yes	yes	yes
McLachlin	yes	yes	yes	yes	yes	yes
Moller	yes	yes	yes	yes	yes	yes
Mosher	yes	yes	yes	yes	yes	yes
Parent	yes	yes	yes	yes	yes	yes
Patrick	yes	yes	yes	abstain	abstain	abstain
Reed	yes	yes	yes	yes	yes	yes
Sherwood	yes	yes	yes	yes	yes	yes
Smith	yes	yes	yes	yes	yes	yes
DIST VI						
Adelman	yes	yes	yes	yes	yes	yes
Baldwin, B.	yes	yes	yes	yes	yes	yes
Cantavero	yes	yes	yes	yes	yes	absent
Chickles	yes	yes	yes	yes	yes	yes
Handler, M.	yes	yes	yes	yes	yes	yes
Ted Hawkins	yes	yes	yes	yes	yes	yes
Lauritzen	yes	yes	yes	yes	yes	yes
Lucas	yes	yes	yes	yes	yes	yes
Luz	yes	yes	yes	yes	yes	yes
McDermott	yes	yes	yes	yes	yes	yes
Orphanos	absent	absent	absent	absent	absent	absent
Poli	yes	yes	yes	yes	yes	yes
Silsby	yes	yes	yes	yes	yes	yes
Swenson	yes	yes	yes	yes	yes	yes
Van Loan	yes	yes	yes	yes	yes	yes
Vogt	yes	yes	yes	yes	yes	yes
Werner	yes	yes	yes	yes	yes	yes

I'm Mac Patrick, Chairman of District 5 and Chairman of Public Health & Safety.

I move Resolution 19-25, Consideration and action and appropriation of a \$451,000 State Grant for a records management system for the Darien Police Department.

Do I have a second?

Without objection, I will waive the reading of the resolution.

On October 15, 2019 with 12 of ~~16~~⁵ members present, our committee met jointly with Finance and Budget to discuss the Grant with Darien Police Chief Donald Anderson, Captain Bob Shreders^d, and Sargent TJ Moore.

Sargent Moore discussed the opportunity for the department to assist in the development and testing of software that will provide and

interface between the department's records management system and the State Court's judicial system. In order to fund this opportunity, the town needs to accept a \$451,000 grant from the State of Connecticut.

It was noted that in a perfect world, the State could directly pay the vendor, and we, the RTM, would not have to approve the grant. But that is not the case!

Chief Anderson noted that by using this software, hours of redundancy can be avoided as the current system is incredibly inefficient and a poor use of officer time in manually delivering documents to various court houses.

This system will be implemented statewide and it is in Darien's interest to be involved in the initial rollout of the software. In other words, Darien will be leading, not following.

**The Public Health & Safety Committee voted
unanimously to approve this Resolution and
ask that the Full RTM do the same.**

*Respectfully submitted,
James M. Patrick
Chairman*

RTM F&B Report

October 21, 2019

25
~~(19-74)~~ **CONSIDERATION AND ACTION ON ACCEPTANCE AND APPROPRIATION OF A \$451,000
STATE GRANT FOR A RECORDS MANAGEMENT SYSTEM FOR THE DARIEN POLICE
DEPARTMENT**

I am Jack Davis, District 3, Chairman of the RTM Finance & Budget Committee.

The RTM F&B committee met jointly with the RTM PHS committee on October 15th. Chief Anderson, Caption Bob Shreders (Administrative Services Bureau Captain) and Sgt TJ Moore, most knowledgeable with the CISS programs.

This grant is a state grant to the CISS company for the development of an electronic interface of court records from the Darien Police Department to the CT courts. In addition, it will integrate two CISS systems currently used by the Darien Police Department that don't really speak to each other. Whilst the town is a conduit, it positions current Darien forms to be the template for all police departments subsequently using the CISS system in CT. That ultimately will save retraining our department staff on forms unfamiliar to our officers – besides believing we have the best forms... In addition, instead of making multiple copies of arrest warrants, statements, etc. a single electronic copy will be sent to each area requiring the documentation.

There will be milestones established throughout the process – upon achieving those milestones for both the state and our town, the state will pay Darien. Darien will then forward that payment to the developer. The actual cost to our town is minimal and provides future savings as mentioned above.

Additional savings may be down the road in not having officers travel to the court house to deliver documents – however, as it was said during our meeting, trips will still be required as prisoners need physical transportation – they will not be delivered electronically.

With 12 of 15 members present, the F&B committee approved this grant unanimously and recommends the same to the full RTM.

Respectfully submitted

Jack Davis, RTM Finance & Budget Chair

I'm Mac Patrick, Chairman of District 5 and Public Health & Safety.

I move Resolution 19-23 Amending Section 5-8 of the Darien Code.

I move Resolution 19-24 Amending Appendix D Table of Ordinances Fines.

Do I have a second?

Without objection, I will waive the reading of the resolutions.

Background of False Alarms

Public Health & Safety, some time ago, at the request of the Volunteer Fire Departments, worked with TGS & A to craft an ordinance to deal with the increased instances of false alarms in town.

Later, the Police Department requested to be included as False Burglar Alarm calls were increasing.

A blanket False Alarm Ordinance was drafted and approved by the RTM which included a \$100 fine per occurrence.

Fast forward to today, the number of false alarm calls have grown to the point that the Fire Marshall, Chief of Police and our Town Administrator are in agreement that the \$100 fine is not enough of a deterrent to change behavior and make home owners and business owners more responsible and sensitive to the inconvenience of our Volunteer Firemen and the distraction of our Police Officers.

These resolutions amend the ordinance to reflect a graded fine schedule of \$100, \$150,

and \$250 for each occurrence within 365 days of the 1st offense. Per Town Counsel, \$250 is the highest fine that can be imposed under State Statute.

Jack Davis, Chairman of Finance & Budget will go over the increased numbers, but know that 55% of fire alarms are false and some residences and businesses have had false alarms up to 8 times per year.

Our committee met jointly with F & B in September and last week, and finally tonight with 15 of 15 present, we voted:

Unanimously

 to approve the Resolutions and we ask that the Full RTM do the same.

*Respectfully submitted,
James M. Patrol,
Chairman*

RTM F&B Report

October 21, 2019

(19-23) CONSIDERATION AND ACTION ON AMENDMENT TO CHAPTER 5, SECTION 5.8 OF THE DARIEN CODE OF ORDINANCES REGARDING FINES AND CHARGES

(19-24) CONSIDERATION AND ACTION ON AMENDING APPENDIX D OF THE DARIEN CODE OF ORDINANCES, TABLE OF ORDINANCE FEES

I am Jack Davis, District 3, Chairman of the RTM Finance & Budget Committee.

The RTM F&B committee met jointly with the RTM PHS committee on both September 16th and October 15th. Kate Buch, Town Administrator was present at the September 16th meeting.

The initial meeting focused solely on the fire false alarms. Subsequent detail was provided by Bob Buch, our town fire marshal. I will review that shortly. Between the preliminary meeting and the October 15th, it was determined that the ordinance covered both fire and police false alarms and therefore, police false alarms were included. Based on the short window of including the police, the committee did not have data on the police false alarms.

	FY 16	FY 17	FY 18	FY 19
Number of Bills Sent	181	222	254	309
Number of Billable false alarms	186	241	268	326
Number of Customers billed	140	168	184	228
Total Registered Customers				3,595
% of customers billed to registered customers				6.34%
billable false alarms to customers billed	133%	143%	146%	143%

In addition, the following data was reviewed for repeat offenders

# of repeat calls	# of Properties	Total calls
2	28	56
3	11	33
4	3	12
5	3	15
6	0	0
7	1	7
8	4	32
	50	155
% of repeat		50.16%
% of properties		14.56%

Most of the town's residents and businesses that had a false alarm will not be affected by the proposed increase in false alarm fees during a 12 month period.

I will remind this body that the false alarm fines do not go into the town's coffers, but rather are allocated to the Fire Commission and the Police Commission Reserve Funds. These funds are used for additional training and equipment for our volunteer firemen.

There was significant discuss if the increase in fines would discourage behavior and thereby reduce the occurrences – the committee was split on that leaning towards some might consider this just a cost of doing business. There was also discussion on the appeals process – there is one.

There was also discussion regarding not having the same statistics for the police department – as they were added upon recognition that the false alarm ordinance covered both. There was also discussion regarding the difference between false alarms for our volunteer firemen versus the police who are town paid employees.

The \$250 is the max per state law.

With 12 of 15 members present, the F&B committee voted 8 in favor, 3 against and one abstention due to the lack of police information. The three votes against were attributable to the belief that the increase in fines would not modify behavior and thereby actually reduce the increase in false alarms. In addition, there was concern that the change of behavior might be to not send the police or fire when it was actually needed as the resident wanted to avoid an increase in the fine. Lastly, with full disclosure, several members of the committee have alarms; several have paid fines – including myself, however, the vote was not influenced by those who paid as members voted on both sides of the issue. In the end, the committee recommends adoption of both resolutions by the full RTM.

Respectfully submitted

Jack Davis, RTM Finance & Budget Chair

10/21/19

Good Evening, I'm Monica McNally, Chairman of Public Works.

I move resolution 19-26, Consideration and action on amending the June 12, 2017 approved resolution for \$250,000 for the purchase and installation of a generator at Town Hall to increase the appropriation and bond authorization by \$75, 000 to \$325,000.

Without objection, I will waive the reading of the resolution.

It was recognized by the RTM in 2017 that the current 50kW generator, installed in 1975 and re-built in 1998, should be replaced with one capable of powering both Town Hall and the Mather Center during an outage.

The proposed generator is a 350kw Diesel Generator with a 2,650 gallon fuel tank. At 100% output it will run both buildings for 3 full days, or Town Hall alone for 4-6 days ,on a full tank. If there is a problem getting a fuel delivery, the Public Works Department has a carrier and can bring in fuel from the DPW garage. The sound enclosure with acoustic insulation addresses noise concerns and the unit meets all EPA emission requirements.

A Natural Gas generator of this size would cost approximately \$75-80,000 more, with an additional \$20,000 for the piping, putting the cost of the project closer to \$425,000.

The Town Hall will also be getting an upgrade on it's transformers at this time. Eversource, at their cost, is removing all four current, three inside the building and one outdoors, and replacing with one outdoors. This will provide a safer, more efficient unit for Eversource to service, and free up room where the units were stored. The generator, fuel tank, and transformer will all be located on the south side of Town Hall- near the intersection of Renshaw Road and Park Place.

The \$75,000 extra appropriation requested will be used for additional work- including-

Closing in and retrofitting the room the transformers are currently in and prepping it for meters, transfer switches, step up transformer etc. for DPW equipment

The diesel fuel storage tank will be below grade, but not underground, It and the new transformer will be screened with privacy slats and arborvitae.

A connection to a dry fire hydrant needs to be replaced.

Should the RTM approve the proposal tonight, digging will begin promptly . It will take 10-12 weeks to prepare the site for the generator- which should be installed by January- April at the latest if there is a delay due to weather.

The Public Works Committee met on October 15, 2019 with 7 of 13 members present constituting a quorum and voted unanimously in favor of this resolution- and we ask the full RTM to do the same.

Respectfully submitted,
Monica McNally, Chairman

RTM F&B Report

October 21, 2019

(19-26) CONSIDERATION AND ACTION ON AMENDING THE JUNE 12, 2017 APPROVED RESOLUTION FOR \$250,000 FOR THE PURCHASE AND INSTALLATION OF A GENERATOR AT TOWN HALL IN INCREASE THE APPROPRIATION AND BOND AUTHORIZATION BY \$75,000 TO \$325,000

I am Jack Davis, District 3, Chairman of the RTM Finance & Budget Committee.

The RTM F&B committee met jointly with the RTM Public Works committee as part of the Board of Finance meeting on October 15th. Ed Gentile, Director of Public Works, presented.

The original estimate was made during the FY18 budget. Additional work was performed on the estimate. The BOF deferred action during the FY20 budget until final cost estimates were available. The final numbers are as follows:

\$272,000	Bid (August 2019) – Electrical work
\$15,000	Design and Construction/bid documents
<u>\$30,000</u>	Site work & bid alternatives (by DPW or hired contractor)
\$317,000	Total with no contingency
<u>\$24,160</u>	Contingency (8%)
<u>\$326,160</u>	Total budget

The initial plan had a gas generator. However, the cost of extending the gas source to the generator as well as the cost of the generator made diesel a better option. Gas generator cost would have been almost \$100,000 greater. This project will install a 350kw generator and a 2650 gallon diesel tank partially below grade but not inground. There will be fencing and planting to hide generator from neighbors.

In addition to the work, through negotiations Eversource will be providing additional work to vastly improve the efficiency and safety. Eversource will be removing 4 transformers (1 outside and 3 inside) that are quite old and abandoning the 2 services (1200 amp and 800 amp) to the building. They will be installing 1 new transformer outside and providing a new 1600amp service. This work will be done at no cost to the town which I found out two weeks ago. The removal of the inside transformers eliminates a perceived safety hazard and opens up space for us to put all our new equipment (transfer switches, step up transformer, meters...etc) inside our building and we wouldn't lose precious space in the basement (space which we really didn't have).

Estimated cost of this bond is approximately \$21,000 per year over a 20-year period.

With 12 of 15 members present, the F&B committee approved this amendment to the original appropriation and increase the bond authorization to \$325,000 recommending the same to the full RTM.

Respectfully submitted Jack Davis, RTM Finance & Budget Chair

RTM F&B Report

October 21, 2019

(19-27) CONSIDERATION AND ACTION ON RESOLUTION APPROPRIATING THIRTY MILLION DOLLARS (\$30,000,000) TO REFUND CERTAIN OF THE TOWN'S OUTSTANDING BONDS AND AUTHORIZING THE ISSUANCE OF REFUNDING BONDS OR AMOUNTS AVAILABLE IN UNASSIGNED FUND BALANCE TO FINANCE SUCH APPROPRIATION

I am Jack Davis, District 3, Chairman of the RTM Finance & Budget Committee.

I move RTM Resolution (19-27) Consideration and action on resolution appropriating thirty million dollars (\$30,000,000) to refund certain of the Town's outstanding bonds and authorizing the issuance of refunding bonds or amounts available in unassigned fund balance to finance such appropriations

If there are no objections, I propose to waive the reading of the Resolution.

The F&B committee met on Tuesday, October 15th, with 12 of 15 members present. Jenn Charneski, Darien Director of Finance was also present.

Every year the RTM approves a resolution to allow the BOF to refund outstanding bonds through issuance of refunding bonds. This year the resolution was 19-8. The resolution did not authorize the use of General Fund funds to retire debt. This resolution, amending 19-8, allows the BOF to refund debt via refinancing OR authorizes the use of unassigned General Fund funds to retire debt. Without getting into a long explanation, the town fund balances are assigned to a specific purpose (e.g., Fire Alarm Fund) or, if not, are considered unassigned. This resolution only allows unassigned balance to be used.

This year, an opportunity exists to retire three bonds with two maturing in July 15, 2021 (\$1,810m total principal) and one with \$365m in 2022. At the end of FY19, the unassigned General Fund balance was higher than the guidelines adopted by the BOF due to favorable budget variances for FY19 as well as the of closing several funds and moving those balances from assigned to unassigned.

The total debt principal to be retire totals \$2,175m. This will save the town approximately \$49,607 net – approximately \$55m in total interest less \$5m in expense for calling the debt. It will also reduce debt servicing by \$1.810mm for FY21 and \$360m in FY22 which corresponds to approximately 21bp on the mill rate for FY21 and 26bp over the two years.

The BOF approved this resolution at its October 15th meeting. The RTM F&B committee met on October 15th with 12 of 15 members present and voted unanimously to approve this resolution and recommend the same to the full RTM.

Respectfully submitted;

Jack Davis, RTM Finance & Budget Committee, Chair