

3 PRIMROSE STREET
NEWTOWN, CT 06470
TEL. (203) 270-4201
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www.newtown-ct.gov



TOWN OF NEWTOWN

TOWN OF NEWTOWN LEGISLATIVE COUNCIL MEETING

APRIL 18, 2018

NEWTOWN MUNICIPAL CENTER, NEWTOWN, CT

PRESENT: Chris Smith (via phone), Jordana Bloom, Robert Pickard, Judit DeStefano, Ryan Knapp, Dan Wiedemann, Paul Lundquist, Phil Carroll, Kelley Johnson, Jay Mattegat, Dan Honan.

ABSENT: Chris Eide.

ALSO PRESENT: First Selectman Dan Rosenthal, Finance Director Bob Tait, Selectman Maureen Crick Owen, Kathleen Quinn, Chair, Sustainable Energy Commission, Lynn Hungaski, 1 press.

CALL TO ORDER: Mr. Lundquist called the meeting to order with the Pledge of Allegiance at 7:31 pm.

VOTER COMMENT: None.

MINUTES: MR. CARROLL MOVED TO APPROVE THE MINUTES OF THE APRIL 4, 2018 MEETING. SECOND BY MR. WIEDEMANN. ALL IN FAVOR. MOTION PASSES. (11-0) Ms. Johnson noted a correction to the minutes - Mr. Smith attended via phone not Mr. Pickard, Mr. Pickard was present.

COMMUNICATIONS: None.

COMMITTEE REPORTS: Mr. Lundquist noted that the committees are in resting position until the budget passes.

FIRST SELECTMAN'S REPORT: Mr. Rosenthal said the Board of Selectmen met on Monday, largest item on the agenda was the Community Center, finished value engineering, which the Board of Selectmen voted on Monday, the challenge was to build contingency, challenged Caldwell Walsh & Public Building and Site to extract value in a few different areas resulting in \$250,000 hard cost contingency plus approx. \$150,000 in contingency that Caldwell Walsh built in. There are items not in the budget right now, for example, the patio was in an alternate bid package, the plan will be that as contingency becomes available, use will be decided upon. Mr. Rosenthal will reach out to the Community Center and Senior Center design advisory groups to help prioritize what can go in and have been able to reach this budget without taking away from the integrity of the project and meet public expectations. They will be extending an offer to a Community Center director soon. There will be an information session on the budget this Saturday, Legislative Council is invited. Mr. Mattegat asked about the HVAC system being a large part of the overage. Mr. Rosenthal explained a couple areas of value including a more simplified, effective HVAC system said some of the glasswork in the building. Ms. Johnson asked about internal furnishings, Mr. Rosenthal said that the combined budget (Community Center and Senior Center) was around \$370,000 and had asked the architects to get it down, which came to about \$200,000. Ms. Johnson

asked about furnishings in the pool area including those needed to guard safety, Mr. Rosenthal said all are included.

NEW BUSINESS:

Plastic Bag Reduction Ordinance (Attached)

Ms. Quinn, Chair of the Newtown Sustainable Energy Commission and Ms. Hungaski, who has lived in Newtown 20 years, reviewed the plastic bag reduction ordinance which follows in the footsteps of ordinances presented in other communities, such as Westport that has had a plastic bag ban since 2008, Greenwich just passed one a couple of weeks ago, Stamford is also rolling out an ordinance. Ms. Hungaski, who wrote the resolution primarily, described the proposed ordinance which components include a ban of plastic bags in stores that are above 1,500 ft., a .10 charge for paper bags, with .07 to the town and .03 to the stores until paper bags are also phased out so that customers are using reusable bags. There will be a planned grace period so stores and customers can get accustomed to the plastic bag ban. Ms. DeStefano asked how close this ordinance is to other towns, Ms. Hungaski explained there are some differences such as thickness limit of plastic bag, limit of plastic bags in all stores. Mr. Knapp asked for explanation of why plastic bags are so problematic, Ms. Hungaski explained that plastic bags do not break down completely, they break down to little pieces, trash is burned that contains plastic, gets into the air, can leach into food system. Ms. Quinn added that plastic is a petroleum based product relying on fossil fuels. Ms. Hungaski will look into research of impact of those towns with ordinances. There may be a local contest to design a reusable bag for Newtown. Mr. Lundquist said that details and research can be looked at by the Ordinance Committee, including public participation. Mr. Rosenthal acknowledged the work of intern John Board.

MR. WIEDEMANN MOVED TO REFER NEW PLASTIC BAG REDUCTION ORDINANCE TO THE ORDINANCE COMMITTEE FOR REVIEW AND RECOMMENDATION TO THE FULL COUNCIL. SECOND BY MS. BLOOM. Mr. Carroll mentioned the enzyme problem and advancements in the breakdown of plastics and concern of additional costs to resident tax payers. Mr. Mattegat stated a concern of overstepping bounds, deciding how people should recycle, taxation without representation. Ms. Bloom said plastic bags are a scourge, stuck in trees, a litter eyesore. MOTION PASSES 10-1. (Mr. Mattegat)

Discrepancy between Charter Revision Commission intent and State Statutes regarding BOE composition

Mr. Lundquist said made aware of in the last election season, received correspondence from Deb Zukowski, having sent the budget to referendum, it may be discussed further in Ordinance.

MR. WIEDEMANN MOVED TO REFER THE ISSUE OF DISCREPANCY BETWEEN THE CHARTER REVISION COMMISSION INTENT AND THE APPICABLE STATE STATUTE REGARDING BOARD OF EDUCATION CANDIDATE COMPOSITION TO THE ORDINANCE COMMITTEE FOR REVIEW AND RECOMMENDATION TO THE FULL COUNCIL. SECOND BY MR. CARROLL. Mr. Wiedemann said as former member of the Charter Revision Commission the full intent was to let the voters speak, an open forum, competition, area fully agreed upon, run as many candidates that want to run and let the voters decide. Mr. Lundquist said there was language referencing Connecticut general statutes that was presumably mistakenly removed from that new charter revision and that would have allowed, in this case, up to 3 candidates from a single party to run for the 4 open seats but upon removal of that language it actually deferred back to a different

LEGISLATIVE COUNCIL

statute that said no more than 2 could be running in this particular case. 9-204(a) vs 9-204a. Mr. Lundquist said that this is in an effort to correct this state statute reference which may be done in an ordinance action and if it cannot be done that way then possibly it can be taken up by a new charter revision commission. Ms. DeStefano asked if it needs to be reviewed by legal prior to going to the ordinance committee. Mr. Lundquist said legal will be consulted as being reviewed by the ordinance committee as it is being figured out. ALL IN FAVOR. MOTION PASSES. (11-0)

Transfer: \$55,000 from Contingency to Professional Services – Legal (Attached)
MR. WIEDEMANN MOVED TO TRANSFER \$55,000 FROM CONTINGENCY TO PROFESSION SERVICES LEGAL. SECOND BY MS. DESTEFANO. ALL IN FAVOR. MOTION PASSES. (11-0)

Transfer: \$61,446 from Contingency to Sand (\$6,584), Salt (\$27,050), Salaries & Wages-Overtime (\$27,812) (Attached)
MR. WIEDEMANN MOVED TO TRANSFER \$61,466 FROM CONTINGENCY TO SAND (\$6,584), SALT (\$27,050), SALARIES & WAGES-OVERTIME (\$27,812). SECOND BY MR. CARROLL. MR. WIEDEMANN MOVED TO AMEND TO CORRECT THE AMOUNT OF THE TRANSFER TO \$61,446. SECOND BY MR. CARROLL. ALL IN FAVOR TO AMEND. (11-0)
MOTION TO TRANSFER \$61,446 FROM CONTINGENCY TO SAND (\$6,584), SALT (\$27,050), SALARIES & WAGES-OVERTIME (\$27,812). ALL IN FAVOR. MOTION PASSES. (11-0)

VOTER COMMENT: None.

ANNOUNCEMENTS: April 22 there is a stream cleanup 9-12 meet by PJ's Laundromat. April 24 public referendum, encourage voters to come out and vote.

ADJOURNMENT: There being no further business the meeting adjourned at 8:25 pm.

Respectfully Submitted,

June Sgobbo
Clerk

Attachments: Plastic Bag Ordinance, Sustainable Energy Commission disc of Plastic Bag Ordinance, Transfers.

These are draft minutes and as such are subject to correction by the Legislative Council at the next regular meeting. All corrections will be determined in minutes of the meeting at which they were corrected.

Plastic Bag Reduction Ordinance

Part II: General Ordinances - Health

Chapter XXX: Reusable Checkout Bag Initiative

Section 1: Purpose:

The purpose of this ordinance is to improve the environment in Newtown and the health, safety, and welfare of its residents by reducing the use of plastic and paper bags and encouraging the use of reusable carryout bags. Retail establishments are encouraged to make reusable carryout bags available for sale and the establishment of the Newtown Environmental Fund (NEF).

Section 2: Definitions:

- “Checkout bag” means a carryout bag that is provided to a customer at the point of sale.
- “Retail sales establishment” is any retail store that satisfies at least one of the following requirements:
 - (A) a retail space of 1,500 square feet or larger or at least two (2) locations under the same name with the Town of Newtown that totals 1,500 square feet or more; or
 - (b) retail pharmacy with at least two (2) locations under the same ownership within the Town of Newtown; or
 - (c) a full-line self-service supermarket which sells a line of dry grocery, canned goods, or nonfood items and perishable items.
- “Recyclable paper bag” means a paper bag that should have the following characterizes:
 - (1) One-hundred (100) percent recyclable overall and contains a minimum of forty (40) percent post-consumer recycled content; and
 - (2) Displays the word “reusable” and “recyclable” on the outside of the bag.
- “Reusable bag” means a bag with handles that is specifically designed and manufactured for multiple reuse and is made of cloth or other fabric..

Section 3: Restriction on Checkout Bags

- A. Any retail sales establishment engaged in retail sale shall provide to customers:
 - a. Reusable bags; and/or,
 - b. Recyclable paper bags
 - i. Each paper bag shall be assessed a ten-cent (10 ¢) user fee
 - ii. The Town of Newtown shall keep seven-cents (7¢) and the retail sales establishment who sold the paper bag shall keep three-cents (3¢).
- B. Any retail sales established is prohibited from distributing plastic bags.
- C. Nothing in this section shall preclude any establishment from making reusable checkout bags available for sale to customers or utilize recyclable paper bags as defined previously.
- D. Any customer who can provide evidence of being on a government assistance program is hereby exempt from any user-fees.

Section 4: Newtown Environmental Fund

- A. There will be a Newtown Environment Fund (NEF) established. The Legislative Council and Board of Selectmen shall have joint control of the NEF.
- B. Any revenue raised by user-fees from recyclable paper bags shall be deposited into the NEF.
- C. Any appropriation of funds from the NEF, shall be solely for environmental sustainability and/or infrastructure purposes, and must attain a two-thirds ($\frac{2}{3}$) favorable recommendation of both the Legislative Council and Board of Selectmen.
- D. The Legislative Council and Board of Selectmen may obtain a recommendation from the Conservation Commission and/or the Economic Development Commission on how to appropriate NEF funds.

Section 5: Operative Date.

This ordinance shall become operative nine (9) months following its effective date to allow retail establishments to dispose of their existing inventory of non-compliant checkout bags and convert to alternative packaging materials.

Section 6: Enforcement:

- A. This ordinance shall be implemented, administered and enforced by the Newtown Town Health Department or any other Town department or division designated by the First Selectman.
- B. Upon being made aware of a potential violation of this ordinance, the Newtown Town Health Department or other designee shall investigate and determine whether a violation has occurred.
- C. If the investigation confirms that a violation has occurred, then the Newtown Town Health Department or other designee shall give written notice to the owner of the property, the owner's agent, or the person performing such violation that the violation is occurring and must stop.
- D. Such notice shall be in writing and may be served upon a person to whom it is directed, either by delivering it personally to him or her or by posting same upon a conspicuous portion of the property and sending a copy of same by certified mail to the person to whom the notice is directed.
- E. The owner, the owner's agent, or the person performing the violation is responsible for confirming, in writing, that the violation has ceased to the Newtown Town Health Department or other designee within fourteen (14) days of receipt of the notice.
- F. A second violation after the fourteen-day response period of the first violation and within one year of the receipt of the confirmation that the violation had ceased shall incur a penalty of one hundred dollars (\$100).
- G. A third violation within one year of the second and any subsequent violations shall incur a penalty of five hundred dollars (\$500).
- H. Each occurrence of a violation after the first, and each day that such violation continues, shall constitute a separate violation and may be cited as such.
- I. If the Town of Newtown collects no monetary penalty within a thirty (30) day period, after such penalty shall be issue, there shall be a twenty-five (\$25.00) a day fine for noncompliance every thirty (30) days, until such penalty is paid.

Section 7: Non-Compliance

In the event that compliance with the effective date of this ordinance is not feasible for a retail service establishment because of either unavailability of alternative checkout bags or economic hardship, the First Selectman may grant a waiver of not more than six (6) months upon application of the owner or owner's representative. The waiver may be extended for one (1) additional six-month period upon showing of continue infeasibility as set forth above.

THESE MINUTES ARE SUBJECT TO APPROVAL BY THE SUSTAINABLE ENERGY COMMISSION

The Sustainable Energy Commission held a regular meeting Thursday, February 15, 2018 in shared meeting room 3 of the Municipal Center located at 3 Primrose Street, Newtown, CT 06470.

The meeting was called to order by Chairman, Kathy Quinn at 7:00p.m.

Present: Chairman Kathy Quinn, Allen Adriani, Graham Clifford, Mark Sievel, Tom Snayd

Also Present: Fred Hurley, Chuck Litty, two members of the public

Absent: George Brown, Jeff Jorgenson, Dave Stout, Barbara Toomey

Communications: Ms. Quinn shared a letter from the Conservation Commission relative to the proposed local ordinance to ban fracking waste (att.). On March 4 there will be an event at the Edmond Town Hall to learn more about recycling, garbage and organics. Mr. Hurley added that Jen Heaton-Jones, of HRRA, will also be there to discuss solid waste changes, what can be recycled and programs that are going on now (att.).

Public Comments: none.

Acceptance of Minutes: Mr. Clifford moved to accept the minutes of the regular meeting of Jan. 18, 2018. Mr. Adriani seconded. All in favor.

Business

Discussion and possible action:

- a. **Status of Landfill Solar Project:** this will be turned on within 2-3 weeks.
Interconnection is being done. Monitoring information has been sent to Mr. Clifford. The landfill project was sold to New Era Energy, which is an extension of Florida Power. Mr. Hurley said Florida Power is one of the largest utility companies in the U.S. All the PPA's and legal will stay exactly as they are. The transition is going smoothly.
- b. **New Project – Sandy Hook School Solar/Firehouses:** Still working on getting paperwork squared away with the state.
- c. **Solomon Solar project/Windham:** there has been another proposal put in for this year. Eversource had a conference on fuel cells; they are going to try one more time to get the last piece of Virtual Net Metering in; we should know by June. This is important because the high school has a fuel cell project and a virtual net metering project with a timeframe. Mr. Hurley is unsure of how likely the last piece of VNM going through will be. We have a fully permitted project for the high school, 2 megawatts, the problem is there is no virtual net metering credits.
- d. **MLS Group – Nunnawauk Meadows – solar:** no update.
- e. **Batchelder site – potential for solar:** Remediation will be going on through the summer.
- f. **Grant Funds:** The funds have been received and placed in an account for use.

Rec'd. for Record 2/20/2018
Town Clerk of Newtown @ 10:21 am
Debbie Aurelia Halstead

g. Energy Savings program update:

Riverside Rd. Senior Center: Mr. Hurley will chose a company to do an assessment for energy savings.

Library: Ms. Quinn will connect with someone for an update.

New Construction projects:

Community Center: no update.

Police Dept.: Kaestle Boos was selected for the design of the Police Department. Ms. Quinn stated she would like Mr. Adriani to be the official liaison with the Public Building & Site Commission once the project is turned over to them.

General plan for schools: no update.

h. Microgrid feasibility study: People were here looking at the feasibility of the fuel cell project at the high school. The Governor has proposed another microgrid effort over the next six months that will be funded.

i. High School Sustainability Program – funding possibilities: no update.

j. Dashboard for website (API keys): there is talk with Solar City for information.

k. Sustainable CT resolution on BOS agenda 2/20/18: This will be on the Board of Selectmen agenda for discussion and possible action on 2/20/18. Quarterly meetings will be required for Sustainable CT. Ms. Quinn asked the commission to pick an area of interest for discussion at the next meeting. Mr. Hurley suggested creating a matrix and list potential local organizations that might fit in under the categories; set up a workshop and invite the organizations. Brookfield has signed on to this.

l. Plastic Bag Reduction Resolution: Vanessa Villamil and Lynn Hungaski were present to discuss efforts to create a plastic bag ban (att.). Westport currently is the only town in CT that has a plastic bag ban. Many local stores, such as CVS, TJMaxx and Stop & Shop have stores in other towns that have banned plastic bags. Big Y is very much in favor of a plastic bag ban. There would be a nine month phase in period. Representative Bolinsky is sponsoring a statewide bill. Mr. Sievel resolved to refer the plastic bag reduction ordinance to the Legislative Council (att.). Mr. Snayd seconded. All in favor.

Additional Items for discussion:

1. Newtown Forward: this group is basically defunct.

2. Municipal Energy Plan: no update.

3. Energy Star Portfolio Manager: Mr. Adrianni asked if the meters of the solar projects are in the portfolio. There is a separate ZREC meter. The solar could be figured if there was access to the ZREC meter.

4. Web Site: no update.

5. Organic Recycling: the program has over 630 households participating.

6. Fracking Waste: this has been send to the Ordinance Committee for review.

Adjournment: Having no other business the Sustainable Energy Commission adjourned their regular meeting at 7:51p.m.

The next regular meeting will be held on March 15, 2018.

Submitted, *Susan Marcinek*, clerk

Att: Conservation letter; March 4 What's In? What's Out?; Plastic Bag Reduction Ordinance

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NEWTOWN, CT 06470
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TOWN OF NEWTOWN
CONSERVATION COMMISSION

January 25, 2018

Kathleen Quinn
Chairman
Sustainable Energy Commission
Newtown Municipal Center
3 Primrose Street
Newtown, CT 06470

Re: Proposed Local Ordinance to Ban Fracking Waste

Dear Ms. Quinn,

The Conservation Commission has discussed the issue of toxic fracking waste and its potential for groundwater contamination. We believe our town has a responsibility to protect our reservoirs, the aquifer, and private wells.

Therefore, the Conservation Commission supports the Sustainable Energy Commission's proposal for a local ordinance prohibiting the storage, disposal or use of fracking waste in the Town of Newtown.

Sincerely,

Holly Kocet, Chairman
Newtown Conservation Commission

REDDING

Voters to decide on proposed fracking ban

By Katrina Koerting

REDDING — Voters will decide on a proposed ordinance to ban the use or storage of fracking waste in town, though some residents and officials worry its wording might not be strong enough to protect the community.

Residents will vote on the ordinance at a town meeting at 7 p.m. Feb. 13 at the Redding Community Center. The selectmen set the date Monday following a presentation on the proposed ordinance.

Under the draft ordinance, it would be illegal to store, sell, dispose or use waste from fracking operations for oil and gas in town.

Fracking is the process that uses a high-pressure mixture of water and chemicals to force oil or natural gas out of bedrock. Opponents of the practice, which is common in Pennsylvania and New York, said the technique contaminates groundwater and can harm the environment and public health.

“Contamination would affect not only the environment, but land values and property values in Redding,” First Selectman Julia Pemberton said. “We just have to make sure the language is appropriate.”

Although fracking is not used in Connecticut, the fear is that fracking waste can be brought in and used as fill at construction sites, on road projects, as well as mixed in with the soil, which was done at a playing field in Greenwich.

If the proposal is approved, Redding would join 34 other municipalities in the state with similar ordinances.

Protecting the area’s water supply was the chief reason residents gave Monday for supporting the ordinance.

“The number of people potentially affected by the leaching of chemicals into the watershed is significant,” said Planning Commission Chairman Toby Welles.

Kelly Harran, a resident leading the effort, said she decided to tackle the issue while thinking of the costs associated with cleanup of the old Gilbert and Bennett wire mill in Georgetown. She worried the town wouldn’t be able to afford another environmental cleanup and about the potential negative effects on health and the environment.

“This fracking issue is the Gilbert and Bennett of our time, and we’re being proactive,” she said.

Harran said a state fracking moratorium doesn’t fully protect localities, which is why many towns are adopting their own ordinances.

“The moratorium has too many loopholes,” she said, noting that while fracking waste is banned, waste from the drilling process isn’t, and that a hazardous materials facility in Bridgeport is permitted to accept the waste.

Many also warned that the U.S. Environmental Protection Agency is considering rolling back certain federal regulations.

“If our state government and federal government aren’t protecting us, then we need to have this Fort Knox language to protect us,” said resident Carrie Knoll.

The town law would forbid the application of natural gas waste or oil waste, even if it was approved by the state Department of Energy and Environmental Protection. It would also ban adding it to any wastewater or solid waste treatment facility in or operated by Redding. It would also require any bids for construction projects to state that fracking waste won’t be used in the process.

A violation could result in a \$250 fine and associated legal costs.

The ordinance does not apply to transportation of fracking waste or byproduct through town.

Several residents and officials at Monday’s meeting worried that the town is still vulnerable to a spill if the material is trucked

Voters to decide on proposed fracking ban - The News-Times, 2018-01-24 <http://digital.olivesoftware.com/Olive/ODN/DanburyNewsTimes/Prin...>

through town, especially because trucks would travel near several Redding reservoirs if Route 7 is closed. The ordinance would require the company bringing the material to remediate any spill.

"It would offer us protection because then they would be responsible," Pemberton said. kkoerting@newstimes.com; 203-731-3345

Edmond Town Hall, 45 Main St., Newtown
Sunday, March 4th, 1pm

What's In? What's Out?

What goes in your bin?
What stays out?
Why recycle?
Where does it go?
Can I really save money?



Come to this FREE fun family-friendly event at Edmond Town Hall to learn where our garbage and recycling really goes. Why is it important to recycle? What really should go in your bin? Learn about the NEW state recycling guide, *"What's In What's Out"* and other recycling programs available for paint, mattresses, thermostats and electronic waste.

You're guaranteed to learn something new!

Jennifer Heaton-Jones the Executive Director of the regional government solid waste management authority, HRRA, will give a one hour Trash Talk. Other recycling experts will be on hand and lots of fun free giveaways to inspire you to reduce, reuse and recycle.

Go to www.hrra.org for more information about the event.



HRRA serves 11 municipalities in Western CT including, Bethel, Bridgewater, Brookfield, Danbury, Kent, New Fairfield, New Milford, Newtown, Redding, Ridgefield, and Sherman.

Visit www.hrra.org to learn more about waste reduction, reuse, recycling *"What's In?, What's Out?"*, composting, & hazardous waste disposal for your town.

What's **IN?**
What's **OUT?**

A Guide to Recycling



Plastic Bag Reduction Ordinance

Part II: General Ordinances - Health

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- D. The Legislative Council and Board of Selectmen may obtain a recommendation from the Conservation Commission and/or the Economic Development Commission on how to appropriate NEF funds.

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FISCAL YEAR	2017 - 2018	DEPARTMENT	Selectmen	DATE	3/26/18
FROM:	Account	1-101-24-570-5899-0000	CONTINGENCY	Amount	(55,000)
					USE NEGATIVE AMOUNT
TO:	1-101-11-100-5350-0000	PROFESSIONAL SERVICES - LEGAL	55,000		USE POSITIVE AMOUNT
REASON:	Legal expenditures were under estimated. See detail expenditures to date attached.				
AUTHORIZATION:	<div> <div> (1) DEPARTMENT HEAD </div> <div> (2) FINANCE DIRECTOR </div> <div> (3) SELECTMAN </div> <div> (4) BOARD OF SELECTMEN </div> <div> (5) BOARD OF FINANCE </div> <div> (6) LEGISLATIVE COUNCIL </div> </div> <div> <div> N/A </div> <div> [Signature] </div> <div> [Signature] </div> <div> [Signature] </div> <div> [Signature] </div> <div> [Signature] </div> <div> [Signature] </div> </div> <div> date: 3/26/18 </div>				
AUTHORIZATION SIGN OFF	<div> FIRST 335 DAYS </div> <div> AFTER 335 DAYS </div>				
	<div> WITH IN A DEPT. >>>> LESS THAN \$50,000 >>>> (1), (2) & (3) SIGN OFF; MORE THAN \$50,000 >>>> (1), (2), (3) & (5) </div> <div> ONE DEPT TO ANOTHER >>>> LESS THAN \$200,000 >>>> ALL EXCEPT (6); MORE THAN \$200,000 >>>> ALL SIGN OFF </div> <div> (1), (2), (3), (5) & (6) </div> <div> ANY AMOUNT FROM CONTINGENCY >>>> ALL SIGN OFF </div>				

TOWN OF NEWTOWN
LEGAL DETAIL - FISCAL YEAR 2017-18
UP TO 04/26/2018

<u>Vendor Name</u>	<u>Description</u>	<u>Amount</u>
CHRISTOPHER R. LAUX, A.I.A.	ADA consult-EICHLERS	1,913
COHEN & WOLF	Legal retainer	40,000
	RELOCATION OF EDMOND ROAD	512
	FORCLOSURE	788
	TAX APPEALS	568
	ESTATE OF JESSE LEWIS	1,150
	75 CHURCH HILL	1,022
	LEAPS OF FAITH	9,669
	OTHER	186
	CH BOOTH LIBRARY	544
JOHN M. ROMANOW, ARBITRATOR	DISPATCH - MEDIATION	3,600
KAINEN ESCALERA AND MCHALE	GENERAL CONSULTING	8,693
	DISPATCH NEGOTIATIONS	16,319
	POLICE NEGOTIATIONS	9,597
	STATE BOARD OF MEDIATION & ARBITRATION	21,707
	DEJOSEPH	15,048
	CLASS ACTION	110
LOUIS P. PITTOCCO	DISPATCH - MEDIATION	2,192
PULLMAN & COMLEY	POZNER & LEWIS	28,181
	WOLFGANG	1,897
	PENSION COMMITTEE	1,697
J/E	REVERSE A/P JE	(920)
		164,473
	SUMMARY RECAP:	
	UNION NEGOTIATIONS/MEDIATION	39,481
	EMPLOYEE ISSUES	21,707
	SANDY HOOK RELATED	31,228
	LEAPS OF FAITH	9,669
	LEGAL RETAINER - TOWN COUNCIL	40,000
	DEJOSEPH PENSION MATTER	15,048
	OTHER	7,341
		164,473

XXX
Newtown

03/26/2018
Fiscal Year 2017-2018

1-101-11-100-5350-0000 PROF SVS - LEGAL 101 GENERAL FUND	Orig Budget	Transfers	Adj Approp	Encumbered	Ytd Expended	Balance	%Exp
	\$200,000.00	\$0.00	\$200,000.00	\$20,000.00	\$164,473.49	\$15,526.51	92.24%
	\$200,000.00	\$0.00	\$200,000.00	\$20,000.00	\$164,473.49	\$15,526.51	92.24%
Grand Total for Report	\$200,000.00	\$0.00	\$200,000.00	\$20,000.00	\$164,473.49	\$15,526.51	92.24%

Encumbrance represents four months legal retainer

Calculation of amount needed:
Take out 40,000 charged legal retainer:
 $124,473 / 8 \frac{1}{2}$ months times 3 $\frac{1}{2}$ months =
estimated amount over = 51,253; say 55,000

FISCAL YEAR	2017 - 2018	DEPARTMENT	Public Works	DATE	4/2/18
FROM:	Account 1-101-24-570-5899-0000CONTINGENCY	Amount (61,446)		USE NEGATIVE AMOUNT	
	.				
	.				
	.				
	.				
	.				
	.				
	.				
	.				
TO:	1-101-13-510-5660-0000SAND	6,584		USE POSITIVE AMOUNT	
	1-101-13-510-5661-0000SALT	27,050			
	1-101-13-510-5130-0000SALARIES & WAGES - OVERTIME	27,812			
	.				
	.				
	.				
	.				
	.				
	.				
	.				
REASON:	AMENDED WINTER MAINTENANCE TRANSFER REQUEST FROM CONTINGENCY. DUE TO THE RECENT SNOW FALL AN ADDITIONAL \$5,000 HAS BEEN ADDED TO OVERTIME ACCOUNT. ORIGINAL REQUEST ATTACHED.				
AUTHORIZATION:					date:
(1) DEPARTMENT HEAD					4/2/18
(2) FINANCE DIRECTOR					
(3) SELECTMAN					
(4) BOARD OF SELECTMEN					
(5) BOARD OF FINANCE					
(6) LEGISLATIVE COUNCIL					
AUTHORIZATION SIGN OFF					
FIRST 335 DAYS	>>>>WITH IN A DEPT.>>>>LESS THAN \$50,000>>>> (1), (2) & (3) SIGNS OFF; MORE THAN \$50,000>>>> (1), (2), (3) & (5)				
AFTER 335 DAYS	>>>>ONE DEPT TO ANOTHER>>>>LESS THAN \$200,000>>>>ALL EXCEPT (6); MORE THAN \$200,000>>>>ALL SIGN OFF				
	>>>>(1), (2), (3), (5) & (6) ANY AMOUNT FROM CONTINGENCY>>>> ALL SIGN OFF				

TOWN OF NEWTOWN APPROPRIATION (BUDGET) TRANSFER REQUEST

FISCAL YEAR

2017 - 2018

DEPARTMENT

Public Works

DATE

3/28/18

FROM:

Account

1-101-20-570-5899-0000CONTINGENCY

Amount

(56,446.00)

USE NEGATIVE
AMOUNT

TO:

1-101-13-510-5660-0000SAND

6,584.00

USE POSITIVE
AMOUNT

1-101-13-510-5661-0000SALT

27,050.00

1-101-13-510-5130-0000SALARIES & WAGES - OVERTIME

22,812.00

REASON:

All three items exceed original budgets based on actual usage. In addition, sand usage was within 151cy, salt was within 208 tons and overtime 93 hours over of the five year average. The conclusion is that the budgets should be set at or near the five year average to cushion or avoid the need to lean on Contingency or be held hostage to uncertain weather patterns.

AUTHORIZATION:

(1) DEPARTMENT HEAD

(2) FINANCE DIRECTOR

(3) SELECTMAN

(4) BOARD OF SELECTMEN

(5) BOARD OF FINANCE

(6) LEGISLATIVE COUNCIL

date:

3/27/18

3/27/18

AUTHORIZATION SIGN OFF

FIRST 335 DAYS

>>>>WITH IN A DEPT,>>>>LESS THAN \$50,000>>>> (1), (2) & (3) SIGNS OFF; MORE THAN \$50,000>>>> (1), (2), (3) & (5)

>>>>ONE DEPT TO ANOTHER>>>>LESS THAN \$200,000>>>>ALL EXCEPT (6); MORE THAN \$200,000>>>>ALL SIGN OFF

AFTER 335 DAYS

>>>>(1), (2), (3), (5) & (6)

ANY AMOUNT FROM CONTINGENCY>>>> ALL SIGN OFF

WINTER STORM BREAKDOWN

2017-2018

Storm #	DATE	DAY	TIME IN	TIME OUT	TYPE OF STORM	SAND		TREATED SALT		OVERTIME		TOTAL COST OF STORM
						USED YDS	PER YD	USED TONS	COST	HOURS	COST	
1	12/9-12/10/17	Sat.-Sun.	10:00 AM	3:00 AM	6" Snow	247.9	\$19.25	294.23	\$78.07	462	\$20,531.41	\$ 48,274.02
2	12/12-12/13/17	Tue-Wed.	8:30 PM	12:30 AM	Light Snow	185.5	\$3,570.88	244.85	\$19,115.44	100	\$4,432.96	\$ 27,119.27
3	12/14/2017	Thur.	3:00 AM	7:00 AM	Light Snow	122.4	\$2,356.20	147.7	\$11,530.94	96	\$4,274.67	\$ 18,161.81
4	12/15/2017	Fri.	3:30 PM	9:00 PM	1" Light Snow	120	\$2,310.00	154.58	\$12,068.06	72	\$3,224.41	\$ 17,602.47
5	12/23/2017	Saturday	3:45 AM	8:00 AM	Freezing Rain	125	\$2,406.25	149.86	\$11,699.57	79.25	\$3,553.21	\$ 17,659.03
6	12/25/2017	Monday	4:30 AM	12:00 PM	2" wet snow	158	\$3,041.50	192.56	\$15,033.16	194.5	\$11,160.67	\$ 29,235.33
7	12/30/2017	Saturday	9:30 AM	4:30 PM	light snow	148.1	\$2,850.93	187.14	\$14,610.02	145.75	\$6,490.81	\$ 23,951.75
8	1/4-1/5/2018	Thur - Friday	3:00 AM	12:00 AM	10" Snow	293.25	\$5,645.06	375.5	\$29,315.29	352	\$15,632.20	\$ 50,592.55
9	1/9/2018	Monday	3:30 PM	6:15 PM	Light Snow	64	\$1,232.00	82.51	\$6,441.56	66.25	\$2,936.25	\$ 10,609.81
10	1/17 & 1/18/18	Wednesday and Thursday	3:30 AM	7:00 AM	2" Snow	362.2	\$6,972.35	445.51	\$34,780.97	250.25	\$11,101.86	\$ 52,855.18
11	1/30/2018	Tuesday	2:15 AM	7:00 AM	2" Light Snow	129.5	\$2,492.88	159.68	\$12,466.22	115.25	\$5,120.08	\$ 20,079.17
12	2/2/2018	Friday	3:45 AM	7:00 AM	1/2-1" Snow	150.5	\$2,897.13	184.52	\$14,405.48	94.5	\$4,178.23	\$ 21,480.83
13	2/7 & 2/8/2018	Wednesday and Thursday	4:00 AM	7:15 PM	1" of Snow, Freezing Rain, and Ice	372.65	\$7,173.51	458.48	\$35,793.53	282.25	\$12,492.98	\$ 55,460.03
14	2/14/2018	Wednesday	6:00 AM	7:00 AM	Spoity Ice	37.4	\$719.95	43.9	\$3,427.27	5.25	\$233.05	\$ 4,380.27
15	2/17-2/18/2018	Sat-Sunday	5:30 AM	6:30 AM	6" of Snow	201	\$3,869.25	241.71	\$18,870.30	339	\$15,024.83	\$ 37,764.38
16	3/2/2018	Friday	7:00 AM	10:30 PM	Mixed Snow & Ice	100.25	\$1,929.81	118.1	\$9,220.07	169.25	\$7,518.37	\$ 18,668.25
17	3/7-3/9/2018	Wed - Friday	3:00 AM	7:00 AM	12 - 15 " Wet Snow Down Trees & Wires	183.75	\$3,537.19	223.83	\$17,474.41	698	\$30,810.66	\$ 51,822.28
17 Cont.	3/9-3/11/2018	Fri-Sunday	3:30 PM	12:45 PM	Small crew to stay and help Eversource clean up wood to open roads							
18	3/13/2018	Tuesday	1:00 AM	5:00 PM	10-12 " Heavy snow	108.9	\$2,096.33	135.46	\$10,575.36	172.5	\$7,458.21	\$ 7,458.21
19	3/21-3/22/18	Wed-Thursday	3:30 PM	7:00 AM	2 " Wet Snow	270.3	\$5,203.28	325.86	\$25,439.89	142.75	\$6,357.40	\$ 19,029.09
Other Overtime Performed between 11/15/18 to 4/15/18												
Sand for residents at the Transfer Station						265	\$5,101.25			476	\$ 20,811.83	
TOTAL						3645.6	\$70,197.05	4165.98	\$325,238.06	4206	\$209,555.15	\$ 579,157.93
						YDS Sand	Cost of Sand	Tons Salt	Cost of Salt	OT Hrs	Cost of OT	Total cost of Storms