

The **Board of Finance** held a regular meeting on Thursday, June 14, 2010 in the Council Chambers, 3 Primrose Street, Newtown, CT.

John Kortze called the meeting to order at 7:30 p.m.

PRESENT: John Kortze, Martin Gersten, Harry Waterbury, and Michael Portnoy.

ABSENT: James Gaston, Joseph Kearney

ALSO PRESENT: First Selectman E. Patricia Llodra, Finance Director Robert Tait, two members of the public and one member of the press.

VOTER COMMENTS: None.

COMMUNICATIONS: None

MINUTES: Mr. Gersten moved to approve the minutes of May 27, 2010. Mr. Portney seconded. All in favor.

FIRST SELECTMAN REPORT: First Selectman Llodra said that she is expecting Mr. Chung's report around July 16th. She also discussed a plan for management of the Newtown Municipal Center, stating that DeMarco's contract ends in October. She and Mr. Tait are reviewing whether to renew their contract or have staff handle the management. She also discussed providing a comprehensive report to the Board of Finance and the Legislative Council regarding the status of CIP projects. Since the projects are unique, they are working on processes and procedures prior to bonding and are reviewing a standard way of reporting. A draft will be supplied to the Board for review. Mr. Portney asked about the pension committee report. First Selectman Llodra said the Board of Selectmen will be meeting with the pension committee regarding two requests, modifying the effective rate of return and distribution of investments.

FINANCE DIRECTOR REPORT:

Mr. Tait distributed and explained a print out of the Capital Project Status Report (Att. A). A copy will be forwarded electronically to Mr. Gaston and Mr. Kearney. He also distributed a printout of a separate report listing information on the high school project (Att. B). He noted that once a resolution is made to close a project, it will be noted as closed and then will be removed from the report. All closed projects can be printed out when needed. Mr. Gersten asked Mr. Tait about the timing on the roof work on the middle school, saying he read in the Board of Education's minutes that it's been postponed for two years. He asked if that would affect bonding. Mr. Tait said he will not bond them until the project starts and that the process is authorized by the State, which for roofs, is done fairly quickly. Mr. Kortze asked Mr. Gersten to send him an e-mail with the question so it could be further researched.

NEW BUSINESS:

Discussion and Possible Action:

Transfers: Mr. Gerston moved the following transfers: \$3,000 from 01260-2011 Services & Supplies to 01270-2001 Medical Benefits. Motion seconded by Mr. Waterbury. Mr. Tait said there was a slight misprint, the transfer is from Medical Benefits to Services and Supplies. The amendment was accepted. Motion approved unanimously as amended. Mr. Gerston motioned to approve the transfer of \$25,000 from 01570-2000 Contingency to 01500-3050 Repairs. Motion seconded by Mr. Waterbury. Mr. Portney asked if there were any specifics on the repairs. Mr. Tait said it relates to aging equipment, including Police vehicles. He was then asked if they expect any more requests for transfers. Mr. Tait said there may be an additional \$80,000 relating to two roads as well as some funds for legal fees. Motion approved unanimously.

CIP Amendments Referred from Council Finance Subcommittee

Mr. Kortze noted that the Board never officially responded to several items from the Council Finance Committee regarding changes to the CIP regulation (Att. C). It was noted that no one is in favor of the amendments and that Mr. Gaston had provided a list stating those reasons. Mr. Gerston motioned that the Board of Finance is not in favor of these amendments for reasons presented by Mr. Gaston. Mr. Waterbury seconded the motion. Motion carried unanimously.

Mr. Kortze asked Ms. Hazen to officially forward this back to Ms. Marcinek so it could be forwarded to Mr. Spragg with Mr. Gaston's list.

Proposed CIP Calendar 2011-12 through 2015-16

Mr. Gerston motioned to approve the CIP calendar as planned and to forward a copy to the Board of Education and Board of Selectmen for their information. Mr. Waterbury second. Motion approved unanimously.

ANNOUNCEMENTS: none.

ADJOURNMENT:

Having no further business, the Board of Finance adjourned their regular meeting at 7:58 p.m.

Respectfully Submitted by Tammy Hazen, Clerk

Att. A: Munis Financial Management Solutions Report dated 06/14/2010

Att. B: Munis Financial Management Solutions Report dated 06/11/2010

Att. C: Review of CIP Recommendations – February 8, 2010

Attachment A

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YTD REPORT

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	ORIGINAL APPROP	TRANFRS/ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
1000 BASEBALL FIELD LIGHTS - FFH							
	CLOSED						
1000 441 BOND PROCEEDS-BALLFIELD LI	-300,000	0	-300,000	-290,000.00	.00	-10,000.00	96.7%*
1000 551 CAPITAL EXPENSE-BALLFIELD	300,000	0	300,000	290,000.00	.00	10,000.00	96.7%
TOTAL BASEBALL FIELD LIGHTS - FFH	0	0	0	.00	.00	.00	.0%
TOTAL REVENUES	-300,000	0	-300,000	-290,000.00	.00	-10,000.00	.0%*
TOTAL EXPENSES	300,000	0	300,000	290,000.00	.00	10,000.00	.0%
1001 POLICE BLDG STUDY & DESIGN							
	CANCELLED						
1001 441 BOND PROCEEDS-POLICE BLDG	-200,000	0	-200,000	.00	.00	-200,000.00	.0%*
1001 560 ARCH/ENGINEER- POLICE BLDG	200,000	0	200,000	.00	.00	200,000.00	.0%
TOTAL POLICE BLDG STUDY & DESIGN	0	0	0	.00	.00	.00	.0%
TOTAL REVENUES	-200,000	0	-200,000	.00	.00	-200,000.00	.0%
TOTAL EXPENSES	200,000	0	200,000	.00	.00	200,000.00	.0%
1002 PARK & REC MAINT FAC IMPROVE 08/09							
1002 441 BOND PROCEEDS-P&R MAINT FA	-825,000	0	-825,000	-825,000.00	.00	783,446.95	100.0%
1002 551 CAPITAL EXP-P&R MAINT FACI	825,000	0	825,000	41,553.05	.00	783,446.95	5.0%
TOTAL PARK & REC MAINT FAC IMPROVE	0	0	0	-783,446.95	.00	783,446.95	100.0%
TOTAL REVENUES	-825,000	0	-825,000	-825,000.00	.00	783,446.95	.0%
TOTAL EXPENSES	825,000	0	825,000	41,553.05	.00	783,446.95	.0%
1003 TILSON SOCCER FIELD- FIELD SYS							
	CLOSED						
1003 441 BOND PROCEEDS-TILSON SOCCF	-725,000	0	-725,000	-720,000.00	.00	-5,000.00	99.3%*
1003 551 CAPITAL EXP-TILSON SOCCER	725,000	0	725,000	706,834.17	.00	18,165.83	97.5%
1003 5599 TRANSFER OUT	0	0	0	13,165.83	.00	-13,165.83	100.0%*
TOTAL TILSON SOCCER FIELD- FIELD SYS	0	0	0	.00	.00	.00	.0%
TOTAL REVENUES	-725,000	0	-725,000	-720,000.00	.00	-5,000.00	.0%
TOTAL EXPENSES	725,000	0	725,000	720,000.00	.00	5,000.00	.0%
1004 NEW ANIMAL SHELTER 08/09							

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1004	NEW ANIMAL SHELTER	ORIGINAL APPROP	TRANFRS/ADJSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
1004	441 BOND PROCEEDS - ANIMAL SHE	-750,000	0	-750,000	.00	.00	-750,000.00	.0%
1004	560 ARCH/ENGINEER-ANIMAL SHELT	0	0	0	6,097.50	.00	-6,097.50	100.0%
1004	563 CONSTRUCTION	750,000	0	750,000	.00	.00	750,000.00	.0%
	TOTAL NEW ANIMAL SHELTER	0	0	0	6,097.50	.00	-6,097.50	100.0%
	TOTAL REVENUES	-750,000	0	-750,000	.00	.00	-750,000.00	
	TOTAL EXPENSES	750,000	0	750,000	6,097.50	.00	743,902.50	
1005	MIDDLE SCHOOL STEAM PIPE	← CLOSED						
1005	441 BOND PROCEEDS-MS STEAM PIP	-850,000	0	-850,000	-560,000.00	.00	-290,000.00	65.9%
1005	563 CONSTRUCTION-MS STEAM PIPE	850,000	0	850,000	560,000.00	.00	290,000.00	65.9%
	TOTAL MIDDLE SCHOOL STEAM PIPE	0	0	0	.00	.00	.00	.0%
	TOTAL REVENUES	-850,000	0	-850,000	-560,000.00	.00	-290,000.00	
	TOTAL EXPENSES	850,000	0	850,000	560,000.00	.00	290,000.00	
1006	PARK & REC COM CTR/SR CTR 08/09							
1006	441 BOND PROCEED-P&R COMM CENT	-1,000,000	0	-1,000,000	-1,000,000.00	.00	.00	100.0%
1006	560 ARCH/ENG-P&R COMM CENTER	1,000,000	0	1,000,000	309,136.02	.00	690,863.98	30.9%
	TOTAL PARK & REC COM CTR/SR CTR	0	0	0	-690,863.98	.00	690,863.98	100.0%
	TOTAL REVENUES	-1,000,000	0	-1,000,000	-1,000,000.00	.00	.00	
	TOTAL EXPENSES	1,000,000	0	1,000,000	309,136.02	.00	690,863.98	
1007	NEWTOWN H.S. ADDITIONS & RENO 08/09							
1007	441 BOND PROCEEDS - HS ADDITIO	-41,576,000	0	-41,576,000	-8,750,000.00	.00	-32,826,000.00	21.0%
1007	442 STATE GRANTS - HS ADDITION	0	0	0	-2,537,973.00	.00	2,537,973.00	100.0%
1007	5500 BUILDING DESIGN	2,750,000	0	2,750,000	2,546,016.84	.00	203,983.16	92.6%
1007	5501 DEMOLITION/RIGGING-HS ADD	980,000	0	980,000	316,169.50	.00	663,830.50	32.3%
1007	5502 SITE WORK & SITE CONCRETE	3,830,000	0	3,830,000	1,128,242.80	.00	2,701,757.20	29.5%
1007	5503 BUILDING CONCRETE - HS	1,219,551	0	1,219,551	1,006,650.40	.00	212,900.60	82.5%
1007	5504 MASONRY - HS ADDITION	2,469,000	0	2,469,000	1,487,746.55	.00	981,253.45	60.3%
1007	5505 STRUCTURAL & MISC METALS-	2,457,000	0	2,457,000	1,845,164.10	.00	611,835.90	75.1%
1007	5506 ARCHITECTURAL MILLWORK-HS	288,800	0	288,800	1,779.35	.00	287,020.65	.6%

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1007	NEWTOWN H.S. ADDITIONS & RENO	ORIGINAL APPROP	TRANFRS/ADJUSTM	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
1007 5507	ROOFING & WALL PANELS - H	1,564,520	0	1,564,520	582,032.70	.00	982,487.30	37.2%
1007 5508	ALUMINUM WINDOWS - HS	1,328,000	0	1,328,000	957,094.60	.00	370,905.40	72.1%
1007 5509	GENERAL TRADES-HS ADDITIO	3,139,023	0	3,139,023	1,141,969.35	.00	1,997,053.65	36.4%
1007 5510	FLOORING TILE-HS ADDITION	219,848	0	219,848	60,137.85	.00	159,710.15	27.4%
1007 5511	FLOORING - CARPET - HS	290,054	0	290,054	.00	.00	290,054.00	.0%
1007 5512	FLOORING - WOOD - HS	201,308	0	201,308	.00	.00	201,308.00	.0%
1007 5513	PAINTING - HS ADDITION	124,900	0	124,900	.00	.00	105,786.00	15.3%
1007 5514	FOOD SERVICE EQUIPMENT-H	648,000	0	648,000	.00	.00	648,000.00	.0%
1007 5515	ELEVATOR - HS ADDITION	138,000	0	138,000	18,762.50	.00	60,237.50	23.8%
1007 5516	APPLIED FIREPROOFING- HS	79,000	0	79,000	128,725.00	.00	9,275.00	93.3%
1007 5517	TOILET PARTITIONS - HS	31,255	0	31,255	.00	.00	31,255.00	.0%
1007 5518	OPERABLE PARTITIONS - HS	10,965	0	10,965	.00	.00	10,965.00	.0%
1007 5519	METAL LOCKERS-HS ADDITION	55,371	0	55,371	.00	.00	55,371.00	.0%
1007 5520	GYM EQUIP/BLEACHERS - HS	197,720	0	197,720	2,785.40	.00	194,934.60	1.4%
1007 5521	LAB & MUSICAL CASEWORK -	356,870	0	356,870	7,628.03	.00	349,241.97	2.1%
1007 5522	FIRE PROTECTION - HS ADDI	334,500	0	334,500	214,018.75	.00	120,481.25	64.0%
1007 5523	PLUMBING & HVAC - HS	6,355,000	0	6,355,000	3,358,868.19	.00	2,996,131.81	52.9%
1007 5524	ELECTRICAL - HS ADDITION	2,523,152	0	2,523,152	1,485,373.78	.00	1,037,778.22	58.9%
1007 5526	MATERIALS TESTING ALLOW -	100,000	0	100,000	61,505.00	.00	38,495.00	61.5%
1007 5530	CMAR GENERAL CONDITIONS -	1,312,046	0	1,312,046	787,227.60	.00	524,818.40	60.0%
1007 5531	CM CONST CONTINGENCY - HS	1,447,092	0	1,447,092	.00	.00	1,447,092.00	.0%
1007 5532	BIDDER BOND ALLOWANCE - H	723,566	0	723,566	.00	.00	723,566.00	.0%
1007 5533	CMAR GL INSURANCE - HS	310,289	0	310,289	310,289.00	.00	.00	100.0%
1007 5534	CMAR P & P BONDS - HS	219,374	0	219,374	219,374.00	.00	.00	100.0%
1007 5535	CMAR CONSTRUCTION FEE - H	774,867	0	774,867	464,920.17	.00	309,946.83	60.0%
1007 5539	ARCHITECT/ENGINEERING SVS	311,518	0	311,518	433,539.00	.00	-122,021.00	139.2%*
1007 5540	ABATEMENT & DEMOLITION -	336,000	0	336,000	141,217.50	.00	194,782.50	42.0%
1007 5541	ABATEMENT MONITORING - HS	75,000	0	75,000	25,745.00	.00	49,255.00	34.3%
1007 5542	FF & E - HS ADDITION	903,000	0	903,000	116,462.47	.00	786,537.53	12.9%
1007 5543	TECH EQUIPMENT - HS ADDIT	329,907	0	329,907	.00	.00	329,907.00	.0%
1007 5544	PHONE SYSTEM - HS ADDITIO	50,000	0	50,000	446.25	.00	50,000.00	.0%
1007 5545	SECURITY SYSTEM - HS ADDI	50,000	0	50,000	8,840.57	.00	49,553.75	.9%
1007 5546	A/E REIMBURSEMENT - HS	40,000	0	40,000	.00	.00	31,159.43	22.1%
1007 5547	MOVING & STORAGE - HS	75,000	0	75,000	.00	.00	75,000.00	.0%
1007 5548	PORTABLE CLASSROOMS - HS	25,000	0	25,000	27,631.06	.00	-2,631.06	110.5%*
1007 5549	OWNERS CONTINGENCY - HS	1,447,092	-200,631	1,246,461	28,446.62	.00	1,218,014.39	2.3%
1007 5550	CLERK OF THE WORKS - HS	134,010	0	134,010	54,787.95	.00	79,222.05	40.9%
1007 5551	NATURAL GAS LINE - HS	69,947	0	69,947	69,947.00	.00	.00	100.0%
1007 5552	BORROWING EXPENSES - HS	150,000	0	150,000	154,647.94	.00	-4,647.94	103.1%*
1007 5553	CONTINGENCY - HS ADDITION	1,100,455	0	1,100,455	.00	.00	1,100,455.00	.0%
1007 5600	ARCHITECT/ENGINEER SRVS- H	311,518	-311,518	200,631	113,984.28	.00	86,646.71	56.8%
1007 5600	CHANGE ORDERS	0	200,631	200,631	.00	.00	.00	.0%
1007 5600	CONSTRUCTION - HS ADDITION	38,826,000	-38,826,000	0	.00	.00	.00	.0%
	TOTAL NEWTOWN H.S. ADDITIONS & RENO	39,137,518	-39,137,518	0	8,039,318.10	.00	-8,039,318.10	100.0%
	TOTAL REVENUES	-41,576,000	0	-41,576,000	-11,287,973.00	.00	-30,288,027.00	.00
	TOTAL EXPENSES	80,713,518	-39,137,518	41,576,000	19,327,291.10	.00	22,248,708.90	.00

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1020	NEWTOWN TOWN HALL	ORIGINAL APPROP	TRANSFRS/ADJUSTMTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
1020	NEWTOWN TOWN HALL	0	0	0	186,922.77	.00	-186,922.77	100.0%
1020	562 SITE WORK	0	0	0	404,255.30	.00	-404,255.30	100.0%
1020	588 PLUMBING & HVAC	0	0	0	366,254.00	.00	-366,254.00	100.0%
1020	589 ELECTRICAL	0	0	0	16,760.59	.00	-16,760.59	100.0%
1020	590 MASONRY	0	0	0	25,312.00	.00	-25,312.00	100.0%
1020	591 STEEL & MISC METALS	0	0	0	416,213.02	.00	-416,213.02	100.0%
1020	592 GENERAL TRADES	0	0	0	77,960.00	.00	-77,960.00	100.0%
1020	593 ROOFING	0	0	0	9,872.00	.00	-9,872.00	100.0%
1020	594 WINDOWS & ENTRANCES	0	0	0	296,961.00	.00	-296,961.00	100.0%
1020	595 DRYWALL, ACOUSTICAL	0	0	0	101,026.00	.00	-101,026.00	100.0%
1020	596 FLOORING	0	0	0	139,953.68	.00	-139,953.68	100.0%
1020	597 PAINTING	0	0	0	19,877.60	.00	-19,877.60	100.0%
1020	598 ELEVATOR	0	0	0	45,783.00	.00	-45,783.00	100.0%
1020	599 FIRE PROTECTION	0	0	0	929,334.49	.00	-929,334.49	100.0%
1020	601 OTHER ITEMS (SOFT COSTS ET	0	0	0				
	TOTAL NEWTOWN TOWN HALL	0	0	0	3,036,485.45	.00	-3,036,485.45	100.0%
	TOTAL EXPENSES	0	0	0	3,036,485.45	.00	-3,036,485.45	
1021	MODULAR CLASSROOMS	0	0	0				
1021	441 BOND PROCEEDS - MODULARS	-897,286	0	-897,286	-897,286.00	.00	.00	100.0%
1021	551 CAPITAL EXPENSE- MODULARS	897,286	0	897,286	897,286.00	.00	.00	100.0%
	TOTAL MODULAR CLASSROOMS	0	0	0	.00	.00	.00	.0%
1023	ENGINE 441 REPLACEMENT 09/10	0	0	0				
1023	551 CAPITAL EXPENSE	0	566,000	566,000	563,856.47	.00	2,143.53	99.6%
	TOTAL ENGINE 441 REPLACEMENT	0	566,000	566,000	563,856.47	.00	2,143.53	99.6%
1024	POLICE RADIO ENHANCEMENTS 09/10	0	566,000	566,000	563,856.47	.00	2,143.53	
1024	441 BOND PROCEEDS	-494,000	0	-494,000	-494,000.00	.00	.00	100.0%

← CLOSED - NO APPROPRIATION AMOUNTS - FROM OLD SYSTEM

← CLOSED

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1024 POLICE RADIO ENHANCEMENTS	ORIGINAL APPROP	TRANFRS/ADJSTWTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
1024 551 CAPITAL EXPENSE	494,000	0	494,000	.00	.00	494,000.00	.0%
TOTAL POLICE RADIO ENHANCEMENTS	0	0	0	-494,000.00	.00	494,000.00	100.0%
TOTAL REVENUES	-494,000	0	-494,000	-494,000.00	.00	.00	
TOTAL EXPENSES	494,000	0	494,000	.00	.00	494,000.00	
1025 RENOVATE TREADWELL POOL BLDG 09/10							
1025 441 BOND PROCEEDS	-405,000	0	-405,000	-405,000.00	.00	.00	100.0%
1025 551 CAPITAL EXPENSE-TREADWELL	405,000	0	405,000	94,890.86	.00	310,109.14	23.4%
TOTAL RENOVATE TREADWELL POOL BLDG	0	0	0	-310,109.14	.00	310,109.14	100.0%
TOTAL REVENUES	-405,000	0	-405,000	-405,000.00	.00	.00	
TOTAL EXPENSES	405,000	0	405,000	94,890.86	.00	310,109.14	
1026 P & R MAINT FAC RENOVATIONS 09/10							
1026 441 BOND PROCEEDS-P&R MAINTENA	-350,000	0	-350,000	-350,000.00	.00	.00	100.0%
1026 551 CAPITAL EXPENSE-P&R MAINT	350,000	0	350,000	100,709.58	.00	249,290.42	28.8%
TOTAL P & R MAINT FAC RENOVATIONS	0	0	0	-249,290.42	.00	249,290.42	100.0%
TOTAL REVENUES	-350,000	0	-350,000	-350,000.00	.00	.00	
TOTAL EXPENSES	350,000	0	350,000	100,709.58	.00	249,290.42	
1027 DICKINSON PARK RENOVATIONS 09/10							
1027 441 BOND PROCEEDS	-620,000	0	-620,000	-620,000.00	.00	.00	100.0%
1027 551 CAPITAL EXPENSE-DICKINSON	620,000	0	620,000	114,040.94	.00	505,959.06	18.4%
TOTAL DICKINSON PARK RENOVATIONS	0	0	0	-505,959.06	.00	505,959.06	100.0%
TOTAL REVENUES	-620,000	0	-620,000	-620,000.00	.00	.00	
TOTAL EXPENSES	620,000	0	620,000	114,040.94	.00	505,959.06	
1028 PUMPER TRUCK 221 REPLACEMENT 09/10							
1028 441 BOND PROCEEDS-PUMPER TRUCK	-550,000	0	-550,000	-550,000.00	.00	.00	100.0%

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1028	PUMPER TRUCK 221 REPLACEMENT	ORIGINAL APPROP	TRANFRS/ADJSTWTS	REVISED BUDGET	YTD ACTUAL	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
1028 551	CAPITAL EXPENSE-PUMPER TRU	550,000	0	550,000	416,735.25	.00	133,264.75	75.8%
	TOTAL PUMPER TRUCK 221 REPLACEMENT	0	0	0	-133,264.75	.00	133,264.75	100.0%
	TOTAL REVENUES	-550,000	0	-550,000	-550,000.00	.00	.00	
	TOTAL EXPENSES	550,000	0	550,000	416,735.25	.00	133,264.75	
	GRAND TOTAL	39,137,518	-38,571,518	566,000	8,478,823.22	.00	-7,912,823.22	1498.0%

** END OF REPORT - Generated by Robert Tait **

Attachment B

Attachment B

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FOR 2010 13

	ORIGINAL APPROP	TRANSFRS/ ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
A GUARANTEED MAX PRICE							
1007 5501 DEMOLITION/RIGGING-HS ADD	980,000	0	980,000	316,169.50	.00	663,830.50	32.3%
1007 5502 SITE WORK & SITE CONCRETE	3,830,000	0	3,830,000	1,128,242.80	.00	2,701,757.20	29.5%
1007 5503 BUILDING CONCRETE - HS	1,219,551	0	1,219,551	1,006,650.40	.00	212,900.60	82.5%
1007 5504 MASONRY - HS ADDITION	2,469,000	0	2,469,000	1,487,746.55	.00	981,253.45	60.3%
1007 5505 STRUCTURAL & MISC METALS-	2,457,000	0	2,457,000	1,845,164.10	.00	611,835.90	75.1%
1007 5506 ARCHITECTURAL MILLWORK-HS	288,800	0	288,800	1,779.35	.00	287,020.65	.6%
1007 5507 ROOFING & WALL PANELS - H	1,564,520	0	1,564,520	582,032.70	.00	982,487.30	37.2%
1007 5508 ALUMINUM WINDOWS - HS	1,328,000	0	1,328,000	957,094.60	.00	370,905.40	72.1%
1007 5509 GENERAL TRADES-HS ADDITIO	3,139,023	0	3,139,023	1,141,969.35	.00	1,997,053.65	36.4%
1007 5510 FLOORING TILE-HS ADDITION	219,848	0	219,848	60,137.85	.00	159,710.15	27.4%
1007 5511 FLOORING - CARPET - HS	290,054	0	290,054	.00	.00	290,054.00	.0%
1007 5512 FLOORING - WOOD - HS	201,308	0	201,308	19,114.00	.00	201,308.00	.0%
1007 5513 PAINTING - HS ADDITION	124,900	0	124,900	.00	.00	105,786.00	15.3%
1007 5514 FOOD SERVICE EQUIPMENT- H	648,000	0	648,000	18,762.50	.00	648,000.00	.0%
1007 5515 ELEVATOR - HS ADDITION	79,000	0	79,000	128,725.00	.00	60,237.50	23.8%
1007 5516 APPLIED FIREPROOFING- HS	138,000	0	138,000	.00	.00	9,275.00	93.3%
1007 5517 TOILET PARTITIONS - HS	10,965	0	10,965	.00	.00	31,255.00	.0%
1007 5518 OPERABLE PARTITIONS - HS	55,371	0	55,371	.00	.00	10,965.00	.0%
1007 5519 METAL LOCKERS-HS ADDITION	197,720	0	197,720	2,785.40	.00	55,371.00	.0%
1007 5520 GYM EQUIP/BLEACHERS - HS	356,870	0	356,870	7,628.03	.00	194,934.60	1.4%
1007 5521 LAB & MUSICAL CASEWORK -	334,500	0	334,500	214,018.75	.00	349,241.97	2.1%
1007 5522 FIRE PROTECTION - HS ADDI	6,355,000	0	6,355,000	3,358,868.19	.00	120,481.25	64.0%
1007 5523 PLUMBING & HVAC - HS	2,523,152	0	2,523,152	1,485,373.78	.00	2,996,131.81	52.9%
1007 5524 ELECTRICAL - HS ADDITION	100,000	0	100,000	61,505.00	.00	1,037,778.22	58.9%
1007 5526 MATERIALS TESTING ALLOW -	1,312,046	0	1,312,046	787,227.60	.00	38,495.00	61.5%
1007 5530 CMAR GENERAL CONDITIONS -	1,447,092	0	1,447,092	.00	.00	524,818.40	60.0%
1007 5531 CM CONST CONTINGENCY - HS	723,566	0	723,566	.00	.00	1,447,092.00	.0%
1007 5532 BIDDER BOND ALLOWANCE - H	310,289	0	310,289	310,289.00	.00	723,566.00	100.0%
1007 5533 CMAR GL INSURANCE - HS	219,374	0	219,374	219,374.00	.00	.00	100.0%
1007 5534 CMAR P & P BONDS - HS	774,867	0	774,867	464,920.17	.00	309,946.83	60.0%
1007 5535 CMAR CONSTRUCTION FEE - H							
TOTAL GUARANTEED MAX PRICE	33,729,071	0	33,729,071	15,605,578.62	.00	18,123,492.38	46.3%
TOTAL EXPENSES	33,729,071	0	33,729,071	15,605,578.62	.00	18,123,492.38	
AA CHANGE ORDERS							
1007 5600 CHANGE ORDERS	0	200,631	200,631	113,984.28	.00	86,646.71	56.8%



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Town of Newtown
YTD REPORT

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FOR 2010 13

AA	CHANGE ORDERS	ORIGINAL APPROP	TRANFRS/ADJSTMTS	REVISED BUDGET	YTD EXPENDED	ENCUMBRANCES	AVAILABLE BUDGET	PCT USED
	TOTAL CHANGE ORDERS	0	200,631	200,631	113,984.28	.00	86,646.71	56.8%
	TOTAL EXPENSES	0	200,631	200,631	113,984.28	.00	86,646.71	
B	OTHER COSTS							
1007	5539 ARCHITECT/ENGINEERING SVS	311,518	0	311,518	433,539.00	.00	-122,021.00	139.2%**
1007	5540 ABATEMENT & DEMOLITION -	336,000	0	336,000	141,217.50	.00	194,782.50	42.0%
1007	5541 ABATEMENT MONITORING - HS	75,000	0	75,000	25,745.00	.00	49,255.00	34.3%
1007	5542 FF & E - HS ADDITION	903,000	0	903,000	116,462.47	.00	786,537.53	12.9%
1007	5543 TECH EQUIPMENT - HS ADDIT	329,907	0	329,907	.00	.00	329,907.00	.0%
1007	5544 PHONE SYSTEM - HS ADDITIO	50,000	0	50,000	.00	.00	50,000.00	.0%
1007	5545 SECURITY SYSTEM - HS ADDI	50,000	0	50,000	446.25	.00	49,553.75	.9%
1007	5546 A/E REIMBURSEMENT - HS	40,000	0	40,000	8,840.57	.00	31,159.43	22.1%
1007	5547 MOVING & STORAGE - HS	75,000	0	75,000	.00	.00	75,000.00	.0%
1007	5548 PORTABLE CLASSROOMS - HS	25,000	0	25,000	27,631.06	.00	-2,631.06	110.5%**
1007	5549 OWNERS CONTINGENCY - HS	1,447,092	-200,631	1,246,461	28,446.62	.00	1,218,014.39	2.3%
1007	5550 CLERK OF THE WORKS - HS	134,010	0	134,010	52,573.95	.00	81,436.05	39.2%**
1007	5551 NATURAL GAS LINE - HS	69,947	0	69,947	69,947.00	.00	.00	100.0%
1007	5552 BORROWING EXPENSES - HS	150,000	0	150,000	154,647.94	.00	-4,647.94	103.11%**
	TOTAL OTHER COSTS	3,996,474	-200,631	3,795,843	1,059,497.36	.00	2,736,345.65	27.9%
	TOTAL EXPENSES	3,996,474	-200,631	3,795,843	1,059,497.36	.00	2,736,345.65	
C	CONTINGENCY							
1007	5553 CONTINGENCY - HS ADDITION	1,100,455	0	1,100,455	.00	.00	1,100,455.00	.0%
	TOTAL CONTINGENCY	1,100,455	0	1,100,455	.00	.00	1,100,455.00	.0%
	TOTAL EXPENSES	1,100,455	0	1,100,455	.00	.00	1,100,455.00	
CC	BUILDING DESIGN							
1007	5500 BUILDING DESIGN	2,750,000	0	2,750,000	2,546,016.84	.00	203,983.16	92.6%**
	TOTAL BUILDING DESIGN	2,750,000	0	2,750,000	2,546,016.84	.00	203,983.16	92.6%
	TOTAL EXPENSES	2,750,000	0	2,750,000	2,546,016.84	.00	203,983.16	
	GRAND TOTAL	41,576,000	0	41,576,000	19,325,077.10	.00	22,250,922.90	46.5%

** END OF REPORT - Generated by Robert Tait **

Attachment C

REVIEW OF CIP RECOMMENDATIONS – FEBRUARY 8, 2010

9. Legislative Council – Administrative Guidelines for Capital Projects

1. It is important that Guideline positions and representations contained therein be not only accurate, but also consistent with a town's Charter and Connecticut General Statutes. The language here "The Legislative Council is the ultimate fiscal authority for the Town of Newtown..." is neither completely accurate nor true. For example, it is the Board of Selectmen that actually have final (sole) authority "to incur indebtedness in the name of the Town," to "take, purchase, lease, sell or convey real or personal property" (note the conflict already within the CIP as to leases – these types of provisions need to be resolved by a Charter Review, not unilaterally by one Board); to institute, defend and compromise law suits; to apply for any financial assistance by the State of Connecticut and the U.S. Government; to accept public highways, approve highway layouts, etc. These all entail fiscal responsibility and authority. See Charter 3-30(a)1-6. Further, the Board of Finance also exercises some "final fiscal authority" procedurally. In the Annual Budget process the Board of Finance has the "ultimate (sole) fiscal authority" to recommend an increase of appropriations above that recommended by the Board of Selectmen and/or Board of Education. See Charter 6-12(d)(1). Conversely, the Board of Finance has "final fiscal authority" over the Legislative Council increasing the budget recommended except upon a super-majority vote of the Legislative Council. See Charter 6-13(b)(2). Finally, the language is confusing and potentially conflicts with other Charter and Connecticut General Statutes insofar as "ultimate fiscal authority" as to the Board of Education, Fairfield Hills, Edmond Town Hall, etc? Finally, it is not the Legislative Council that has "ultimate fiscal authority" for the Town of Newtown...it is the voters at Town Meetings for bonding, and voters at referendum for the annual budget. In summary, the language of Section 1 is not necessarily accurate, is confusing, and is unnecessary.

2. This provision is superfluous and therefore troubling. First, it should be recalled that the rules of statutory and legislative interpretation mandate that rules, regulations, ordinances, statutes, etc. be NOT interpreted as superfluous, but have separate meaning; the theory being that a legislature is presumed to know the previous legislation and would not intentionally create the same legislation. In fact, to intentionally pass superfluous language may actually change the interpretation of previous legislation. For example, the language "the Legislative Council will receive copies of information submitted to the Board of Finance at the start of the CIP process" is unnecessary as upon request each Legislative Council member already has the right to said information at said time. Superfluous instruction is unnecessary. Query, adding the language here, does that now mean that the Legislative Council doesn't have the right to secure other fiscal information unless expressly provided in a subsequent regulation? There seems little reason to create conflict through additional regulation, particularly when the right already exists. As to the remaining portion of Section 2, Charter 6-100(a), as to the Town side the Legislative Council is within its right to

request same, though again, this information is already provided by the Financial Director. One should note, the Legislative Council cannot impose such mandatory policy on the Board of Education (see Charter 6-100(a) that excepts the Board of Education and 6-100(b) pertains to the Board of Education; note 6-100(a) states "The Legislative Council in its regulations shall designate the form of the financial impact statement." There is no such enabling language in the Board of Education section 6-100(b)). Nonetheless, the Board of Education already complies with that which the Legislative Council cannot mandate. Consequently, one must question the necessity of Section 2 as it is principally already in place.

3. This Section violates the separation of powers between boards and authorities, violates the Charter and the Connecticut General Statutes that empower the Board of Finance (See Charter 2-130; C.G.S. Section 7-340 et seq.), and violates the Board of Finance's own regulations. It appears a remarkable unprecedented grab of power by one Board over not only one other Board, but over multiple Boards (See CIP Recommendations 3 through 7 dictating terms and conditions over the Board of Finance, Board of Selectmen, Board of Education, as well as the Financial Director who is answerable to the First Selectman, not the Legislative Council!) The Legislative Council proposal cites no authority to enable it to intercede in the procedural manners and aspects of another Town Board that is lawfully in effect pursuant to Charter and Statute. The Legislative Council may impose its own regulations, including to "monitor the progress of the various boards", however, it has no authority to mandate another board's meeting procedures. Aside from the rather offensive nature of Section 3, it is again questionable why this provision was even contemplated given the courtesies of non-disruptive questioning has already been provided Legislative Council members throughout the CIP process.

4. See Section 3 above. Aside from the questionable authority of said mandate over the Board of Education, once more one must question the reason for such provision as the First Selectmen and Financial Director attend nearly every Legislative Council meeting and will report accordingly anyway. Moreover, it can hardly be said that the Board of Education and Superintendent doesn't report on their Capital Projects monthly already, too.

5. See Section 3 above. Moreover, this provision serves to delay funding that frequently requires speed and alacrity given the volatile markets. This would be a step backwards as two years ago the Financial Director was provided authority to act without prior bureaucratic obstacles. This procedure has met with approval by the bond rating agencies.

6. See Section 3 and 5. The first part of the provision would seriously interfere with practical bonding procedures whereby the Financial Director has the most immediate knowledge and perspective. As for the proposal that "All major construction projects are required to be put out to bid prior to funding approval" it is uncertain what this means...that nothing is included on the CIP until put out to bid? If so, this clearly defeats the CIP planning purpose. If it means that no bonding will be approved prior to the project being put out to bid, clearly this is meant to address the Fairfield Hills and Newtown High School expansion

projects. This process should be confirmed as consistent with State bonding reimbursements on the board of Education side. It also begs the question...is the proposal a better method in all cases? Is it better to know in certain cases to know whether there is support in the town first, before incurring additional costs with the bid process? Is there a need for such a universal regulation when it may vary from project to project?

7. See Section 4.