

A. Jeffrey Capeci, Chairman
Mary Ann Jacob, Vice Chair
Dan Amaral
Jan Andras
Kathy Fetchick
James S. Belden



Gary Davis
George T. Ferguson
Kevin Fitzgerald
Bob Merola
Ben Spragg
Dan Weidemann

TOWN OF NEWTOWN

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**Motions from the regular meeting of the Legislative Council
Held in the Board Room in the Newtown Municipal Center,
3 Primrose Street, Newtown, Connecticut
Wednesday, August 17, 2011**

** 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 which they were corrected.*

Chairman Capeci called the meeting to order at 7:00 pm.

Present: Jeffery Capeci, Gary Davis, George Ferguson, Kathy Fetchick, Ben Spragg, Daniel Amaral, James Belden, Kevin Fitzgerald (by phone), Dan Weidemann (after being sworn in)

Absent: Jan Andras, Mary Ann Jacob, Robert Merola

Also Present: Town Clerk Debbie Aurelia, Robert Tait, Bill Hart, Chairman of the BOE, Andrew Buzzi of the BOE, 15 members of the public and 3 members of the press

Minutes – Ms. Fetchick moved to accept the minutes of the August 3, 2011 meeting, Mr. Spragg seconded, motion unanimously accepted.

Appointment of a replacement for 2nd District Council Member Woycik – Ms. Fetchick moved to appoint Dan Weidemann to the second district councilman, George Ferguson seconded, motion unanimously approved.

Ms. Fetchick moved to A Resolution: Whereas the Owner/Operators (O-Os) have given Newtown nearly 80 years of excellent service;

Whereas the O-Os enjoy overwhelming support by the public;

Whereas the O-Os have trusted records in both safety and public service;

Whereas the Newtowners who comprise the O-O cooperative are trusted members of our community;

Whereas the dissolution of this tradition has the potential ending it in perpetuity;

Whereas the Board has a fiduciary responsibility to the taxpayers of Newtown and bid offered by the O-Os in its current form is not competitive;

RESOLVED that the Newtown Legislative Council requests that the Board of Education give the Owner/Operators every legal opportunity to narrow the gap between their bid and the lowest other viable bids. Means may include separate negotiations with the O-Os and an open, fair and transparent opportunity for the O-Os to narrow the gap and provide a best final offer. The Legislative Council believes these actions are in the best interest of the Town with respect to finance, quality of life and safety. Seconded by Mr. Ferguson.

Ms. Fetchick, moved to table the resolution and get advice from legal counsel, seconded by Mr. Ferguson, motion unanimously accepted.

Newtown Legislative Council

Mr. Spragg moved to approve the transfers from account 01270-2002 FICA for \$817,005 to various FICA accounts per attachment D (totaling \$817,005). Seconded by Ms. Fetchick motion unanimously accepted.

Mr. Spragg moved to approve the Pension transfers from account 01260-2001 Town & Police plan for \$815,615; account 01260-2002 Elected Officials for \$15,774 and account 01270-2006 Misc benefits for \$14,000 to various pension accounts per attachment E. Ms. Fetchick seconded, motion unanimously accepted.

Mr. Spragg moved to approve the transfer from account 01270-2001 Medical Benefits for \$2,806,855 to various medical benefit accounts per attachment F (totaling \$2,806,855). Mr. Belden seconded, motion unanimously accepted.

Mr. Spragg moved to transfer \$20,455 from 01570-2000 Contingency to \$18,992, 01300-0101 Full Time Operators and \$1,453 to 01300-0202 FICA. Mr. Ferguson seconded, motion unanimously accepted.

Mr. Ferguson moved to adjourn the meeting at 11:08pm, Mr. Weidemann seconded and the motion was unanimously carried.

Arlene Miles, Clerk Pro-Tem