

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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**Minutes from the regular meeting of the Legislative Council
Held in the Board Room in the Newtown Municipal Center,
3 Primrose Street, Newtown, Connecticut
Wednesday, September 7, 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, Daniel Amaral, James Belden, Kevin Fitzgerald, Dan Wiedemann, Jan Andras, Mary Ann Jacob, Robert Merola

Absent: Ben Spragg

Also Present: One member of the public and three members of the press.

Voter Comment: NONE

Minutes – Ms. Jacob moved to accept the minutes of the August 17, 2011 meeting, Mr. Belden seconded, Mr. Wiedemann corrected the spelling of his name. Amended minutes were unanimously accepted, Mr. Merola abstained.

Communications: Mr. Capeci received communications from Mr. Grogins about the recent amendment to the Fairfield Hills Ordinance (attachment A). Ms. Jacob explained that they didn't find anything wrong with the amended ordinance. The original ordinance had expired but it can be amended. Not only did they not violate any laws, but they did close the loop hole. One thing was concluded was the fact that the leasing issue within the charter needs to be reviewed. Ms. Jacob suggested that the Charter Review Committee take this up in the future.

Committee Reports: Ms. Fetchick reported that the Education Committee did not meet but she attended the BOE meeting last night. She discussed the amount of money that the BOE will be returning for the 2009-2010 and 2010-2011 fiscal years. The BOE has also chosen to give the bus contract to All-Star because the contract needed to go to a bus company.

First Selectman's Report: NONE

Newtown Legislative Council

NEW BUSINESS

Appointment of a Clerk of the Legislative Council – The clerk that was interested has declined the position. Arlene Miles will fill in until a replacement is found.

EXECUTIVE SESSION

Maryann Jacob moved to go into executive session at 7:45pm to discuss the Kostkin, Ruffkess & Co Fraud Affidavit for 2010 Annual Report and Legal Matter: Zoning Violations 1 Stone Bridge Trail, Mr. Davis seconded, all in favor.

exited executive session about 7:55pm.

Chairman polled the council on each of the questions on the fraud affidavit. All council members responded to each of them in the negative. Ms Jacob moved to authorize the LC chairman to complete the Kostin & Ruffkess 2010 Fraud Affidavit in the negative and return it to the Auditors. Motion was seconded by Mr. Ferguson, all in favor.

Ms Jacob moved to authorize the Town to initiate legal action against Mr. Joseph Coelho of 1 Stonebridge Trail, Sandy Hook for zoning violations per memorandum from zoning Enforcement Officer Gary Frenette date July 6, 2011. The motion was seconded by Mr. Belden, all in favor.

adjourned 8:06pm

Arlene Miles, Clerk Pro-Tem