

**Town of Newtown Legislative Council Regular Meeting
Wednesday, August 7, 2013
Newtown High School Lecture Hall, Sandy Hook, CT**

**MOTIONS ONLY
FULL MINUTES TO FOLLOW**

PRESENT: Jeff Capeci, Mary Ann Jacob, George Ferguson, Joe Girgasky, Paul Lundquist, Bob Merola, Daniel Honan, Neil Chaudhary, Dan Amaral, Dan Wiedemann, Phil Carroll, Ryan Knapp

ALSO PRESENT: First Selectman Pat Llodra, Finance Director Bob Tait, Town Attorney David Grogins, Land Use Director George Benson, Police Chief Michael Kehoe, State Representative Mitch Bolinsky, approximately 50 members of public, Jan Andras (Clerk)

Chairman Capeci called the meeting to order at 8:45 p.m. with the Pledge of Allegiance

APPROVAL OF MINUTES: Upon motion by Ms. Jacob, the minutes of the 7/24/13 meeting were unanimously approved as presented.

NEW BUSINESS

Addition to Capital Improvement Plan

Ms. Jacob moved to add a new elementary school at Sandy Hook to the 2013/14 – 2017/18 Capital Improvement Plan. Motion seconded and unanimously carried.

Resolution for Special Appropriation

Ms. Jacob moved the Resolution PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$49,250,000 FOR THE ARCHITECTURAL AND ENGINEERING SERVICES, DEMOLITION OF EXISTING SCHOOL, AND PLANNING, DESIGN AND CONSTRUCTION OF A NEW ELEMENTARY SCHOOL IN SANDY HOOK, AND TO PURCHASE TWO PARCELS OF LAND FOR THE PURPOSE OF RELOCATING THE ENTRANCE TO SAID SCHOOL; SAID SPECIAL APPROPRIATION TO BE FUNDED BY A GRANT FROM THE STATE OF CONNECTICUT. SAID SPECIAL APPROPRIATION IS IN ACCORDANCE WITH SECTION 6-30(a)(b) AND (c) OF THE TOWN CHARTER. Motion seconded

Mr. Knapp moved to amend by adding to direct the Town Clerk to warn a referendum to be held on October 5, 2013 between the hours of 6:00 a.m. and 8:00 p.m. at the Newtown Middle School, Queen Street, Newtown, CT. Motion seconded and unanimously carried.

MAIN MOTION AS AMENDED UNANIMOUSLY CARRIED.

Resolution for Special Appropriation

Ms. Jacob move the RESOLUTION PROVIDING FOR A SPECIAL APPROPRIATION IN THE AMOUNT OF \$774,162 FOR THE DEMOLITION OF THE EXISTING

PLAYGROUND AREA AND THE PLANNING, DESIGN, ACQUISITION AND CONSTRUCTION OF A NEW PLAYGROUND AREA AT DICKINSON PARK LOCATED IN THE TOWN OF NEWTOWN, CONNECTICUT AS AUTHORIZED IN THE CAPITAL IMPROVEMENT PLAN (2013/14 – 2017/18, INCLUSIVE) AND AUTHORIZING THE ISSUANCE OF \$774,162 BONDS OF THE TOWN TO MEET SAID SPECIAL APPROPRIATION AND PENDING THE ISSUANCE THEREOF, THE MAKING OF TEMPORARY BORROWING FOR SUCH PURPOSE. Motion seconded and upon roll call was unanimously carried: YES (Capeci, Jacob, Ferguson, Girgasky, Lundquist, Chaudhary, Merola, Knapp, Amaral, Honan, Carroll, Weidemann).

Transfer

Ms. Jacob moved to transfer \$500 from Dues and Travel to Senior Center Operating Expenses (FY 2012-13). Motion seconded and unanimously carried.

Transfer

Ms. Jacob moved to transfer \$161,579 from Capital to Contingency (FY 2012-13). Motion seconded and unanimously carried.

Transfer

Ms. Jacob moved to transfer \$29,000 from Contingency to Capital (\$25,000) and to Uninsured Losses (\$4,000) (FY 2012-13). Motion seconded and unanimously carried.

Transfer

Ms. Jacob moved to transfer \$28,807 from Contingency to various salary and benefit accounts (FY 2013-14). Motion seconded and unanimously carried.

Transfer

Ms. Jacob moved to transfer \$38,670 from Contingency to various salary and benefit accounts (FY 2013-14). Motion seconded and unanimously carried.

Transfer

Ms. Jacob moved to approve FY 2012-13 Year End Re-appropriations. Motion seconded and unanimously carried.

UNFINISHED BUSINESS

Amendments to Newtown Firearms Ordinance

Ms. Jacob moved to approve the amended Firearms Ordinance as proposed and legally noticed in the Newtown Bee on July 26, 2013. Motion seconded.

After discussion:

Mr. Merola moved to amend as follows:

- 1) Section 128-3 c - change theto a single period

- 2) Section 128-3 e be changed to reflect: The provisions of this Ordinance shall not apply to the use of Firearms when a Firearm by an individual (i) discharging blank cartridges in a manner consistent with all federal, state and local law; (ii) acting to defend himself or herself or a third person from physical force or in a manner consistent with all federal, state and local laws; (iii) performing nuisance animal control in a manner consistent with all federal, state and local laws; (iv) engaging in a memorial ceremony in a manner consistent with all federal, state and local law; or (v) engaging in an official parade or ceremony in a manner consistent with all federal, state and local law.
- 3) Section 128-4 b - add “active or honorably discharged military” to the list.
- 4) Section 128-4 e - correct the “unloaded and safely stowed” to only apply to firearms on the range, not in the home.
- 5) Section 128-5 c - change to reflect that any discharge of a Firearm must be directed at a natural or manmade Backstop sufficient to contain the projectiles from the Firearm being discharged with a minimum height of ten (10) feet above the top of the intended target is required.

And to direct legal counsel to amend language and bring back to the full Council.

Motion carried: 11 YES – 1 NO (Wiedemann)

MAIN MOTION AS AMENDED CARRIED: 11 YES – 1 NO (Wiedemann)

Anti-Blight Ordinance

Mr. Chaudhary moved to approve the Newtown Anti-Blight Ordinance as proposed and legally noticed in the Newtown Bee on July 25, 2013. Motion seconded and carried and carried: 11 YES – 1 NO (Lundquist).

Having no further business, the meeting was adjourned at 11:00 pm.

Jan Andras
Recording Secretary

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.