



TOWN OF NEWINGTON

200 GARFIELD STREET
NEWINGTON, CONNECTICUT 06111

MAYOR BETH DELBUONO

NEWINGTON TOWN COUNCIL REGULAR MEETING AGENDA

**Town Council Chamber, Room 103 – Town Hall
200 Garfield Street**

Tuesday, August 22, 2023, 7:00 P.M.

*****This Regular Town Council Meeting to begin at the conclusion of the Public Hearing,
but no earlier than 7:00 P.M.*****

**This meeting will be presented as a Zoom Webinar/Hybrid Meeting. Information on how
to attend will be posted on the website at
<https://www.newingtonct.gov/virtualmeetingschedule>**

1. PLEDGE OF ALLEGIANCE
2. ROLL CALL
3. APPROVAL OF AGENDA
4. PUBLIC PARTICIPATION – IN GENERAL (**Via Zoom Application or Phone**)
(3 MINUTE TIME LIMIT PER SPEAKER ON ITEMS IN GENERAL)
 - A. Public Comments
 - B. Email Correspondence
5. REMARKS BY COUNCILORS ON PUBLIC PARTICIPATION
6. CONSIDERATION OF OLD BUSINESS
 - A. Disband Inactive Committees
 - B. John Wallace Middle School Renovations Project
 - a. Discussion on Public Hearing Comments for the Bond Resolution
 - b. Waive the Reading of the Bond Ordinance Resolution
 - c. Adopt the Bond Ordinance, Set Referendum Date – November 7, 2023 and authorize the Creation of Explanatory Text & Other Printed Materials (§9-369b)
 - C. Amendment to Information and Guidelines for Boards, Committees and Commissions
7. REFUNDS (**Action Requested**)
 - A. Approval of August 22, 2023 Refunds for an Overpayment of Taxes
8. APPROVAL OF MINUTES
 - A. August 8, 2023 Regular Meeting Minutes
9. NEW BUSINESS
10. WRITTEN/ORAL COMMUNICATIONS FROM THE TOWN MANAGER
11. COUNCIL LIAISON/COMMITTEE REPORTS
12. PUBLIC PARTICIPATION – IN GENERAL (**Via Zoom Application or Phone**)
(3 MINUTE TIME LIMIT PER SPEAKER ON ITEMS IN GENERAL)

13. REMARKS BY COUNCILORS

14. ADJOURNMENT



TOWN OF NEWINGTON

200 GARFIELD STREET
NEWINGTON, CONNECTICUT 06111

OFFICE OF THE TOWN MANAGER

MEMORANDUM

To: Newington Town Council
From: James E. Krupienski, Town Clerk (on behalf of Tom Hutka, Town Manager)
Date: August 17, 2023
Re: Disband Inactive Committees

Town staff has continued to review prior Town Council actions which disbanded or reassigned tasks of active/inactive commissions.

The 150th Anniversary Steering Committee has previously supplied a historical book detailing the tasks which were undertaken during the anniversary celebration, including some memorabilia items. The Chairperson will be in attendance to present the final report to the Town Council on September 12, 2023.

We are working to finalize the below referenced commissions for future submission to disband. Once the final reports have been completed, we will bring them forward.

Town Hall Renovations PBC – held their last meeting in July, 2021. Project has been completed, with any outstanding issues being addressed through the Facilities Department.

School Code Compliance Committee – committee last met in March, 2021. This committee had been tasked with several different project since its creation in 2010.

This will be a continuing discussion item until the full history review has been completed.

Attachments:



TOWN OF NEWINGTON

200 Garfield Street Newington, Connecticut 06111

Office of the Town Manager

Memorandum

To: Newington Town Council
From: James E. Krupinski, Town Clerk (on behalf of Tom Hutka, Town Manager)
Date: August 17, 2023
Re: Introduce Bonding Resolution/Set Public Hearing Date – September 5, 2023
 John Wallace Middle School Bond Language

During the May 23, 2023 Town Council meeting, the Town Council requested the creation of Draft Bond language regarding the John Wallace Middle School Renovation Project. The draft resolution and bond language were discussed during the July 11th & 25th meetings. Several questions came out of the discussion regarding cost and construction time lines. Mr. Jachimowicz had presented three (3) alternative timeline estimates, each seeing a decrease in overall cost and time to complete construction. Town Manager Hutka met with Town and Board of Education staff to review the proposed cost estimates and construction timelines. Mr. Jachimowicz supplied a revised memorandum, dated July 26, 2023 to Dr Brummett clarifying the project costs and timelines. During the August 8, 2023 Regular Meeting, the Town Council scheduled a Public Hearing to receive comments on the proposed bonding initiative. That Public hearing took place prior to this meeting.

This evening the Town Council may discuss the recommendations from the public and adopt any changes, prior to the adoption of the full Bond language. A Resolution to waiver the reading of the full bond language text is also included for your consideration. Upon adoption, the final bond language, in the form of a question, will be supplied to the Secretary of the State for approval to place the question on the November 7, 2023 ballot. Also included in the draft language is the ability for the Town Council to authorize the creation of Explanatory text, as authorized in CGS §9-369b. While this is not required, historically the Town Council has approved the creation of explanatory language to inform the electors about the specifics of the project.

Attachments:

- Resolution – Waive Reading of Bond Language – John Wallace Middle School Renovation Project
- Resolution – Adoption of Bond Resolution-John Wallace Middle School Renovation Project, Set a Referendum Date & Authorize Explanatory Text.

AGENDA ITEM: 6.B1

DATE: 8/22/2023

RESOLUTION NO. 2023-

RESOLVED:

The Newington Town Council hereby waives the reading of the entire resolution entitled **“RESOLUTION AUTHORIZING AN APPROPRIATION OF \$10,997,600 FOR THE JOHN WALLACE MIDDLE SCHOOL RENOVATION PROJECT AND THE FINANCING OF SAID APPROPRIATION BY THE ISSUANCE OF GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION OF SUCH BONDS IN AN AMOUNT NOT TO EXCEED \$5,498,800 AND THE USE OF GRANTS AND SUCH OTHER SOURCES OF FUNDS, AS WELL AS ESTABLISHING A DATE FOR A REFERENDUM”**, and hereby incorporates its full text into the minutes of the meeting.

Council Members Roll Call Vote:

ROLL CALL:

- Councilor Anest –
- Councilor Budrejko –
- Councilor Camillo –
- Councilor Donahue –
- Councilor Manke –
- Councilor Nagel –
- Councilor Page –
- Councilor Radda –
- Mayor DelBuono –

MOTION BY: _____

SECONDED BY: _____

VOTE: _____

AGENDA ITEM: 6.B2

DATE: 8/22/2023

RESOLUTION NO. 2023-

RESOLVED:

The Newington Town Council hereby moves to adopt the foregoing Resolution entitled, **“RESOLUTION AUTHORIZING AN APPROPRIATION OF \$10,997,600 FOR THE JOHN WALLACE MIDDLE SCHOOL RENOVATION PROJECT AND THE FINANCING OF SAID APPROPRIATION BY THE ISSUANCE OF GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION OF SUCH BONDS IN AN AMOUNT NOT TO EXCEED \$5,498,800 AND THE USE OF GRANTS AND SUCH OTHER SOURCES OF FUNDS, AS WELL AS ESTABLISHING A DATE FOR A REFERENDUM”**, and hereby schedules a Referendum date of November 7, 2023.

Council Members Roll Call Vote:

ROLL CALL:

- Councilor Anest –
- Councilor Budrejko –
- Councilor Camillo –
- Councilor Donahue –
- Councilor Manke –
- Councilor Nagel –
- Councilor Page –
- Councilor Radda –
- Mayor DelBuono –

MOTION BY: _____

SECONDED BY: _____

VOTE: _____

TOWN OF NEWINGTON

TOWN COUNCIL

RESOLUTION AUTHORIZING AN APPROPRIATION OF \$10,997,600 FOR THE JOHN WALLACE MIDDLE SCHOOL RENOVATION PROJECT AND THE FINANCING OF SAID APPROPRIATION BY THE ISSUANCE OF GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION OF SUCH BONDS IN AN AMOUNT NOT TO EXCEED \$5,498,800 AND THE USE OF GRANTS AND SUCH OTHER SOURCES OF FUNDS, AS WELL AS ESTABLISHING A DATE FOR A REFERENDUM

RESOLVED, (1) That the Town of Newington (the "Town") appropriate the sum of \$10,997,600 for costs related to the John Wallace Middle School renovation project, consisting of certain building and infrastructure repairs, renovations, construction and improvements, and equipment acquisition, at the John Wallace Middle School, including, without limitation, (i) the demolition, renovation, repair, reconfiguration, reallocation, consolidation, conversion and/or construction of classrooms, corridors, break out spaces, lavatories, storage space and other building areas within the three (3) classroom wings for Grades 6, 7 and 8, (ii) the installation, repair and replacement of windows and lockable doors, (iii) room and wall construction and renovation, (iv) code compliance work, including handicapped accessibility code improvements, (v) hazardous materials remediation and abatement, (vi) the removal, replacement and installation of flooring (tiles, rugs and carpets), (vii) the installation and construction of lockers, (viii) the purchase and installation of security cameras, security modules and other security system and safety equipment and improvements, (ix) the purchase and installation of fire alarm and fire protection equipment and improvements, (x) the purchase and installation of information technology, projectors, monitors and other video equipment, wiring infrastructure, power sources, sound system and acoustical improvements, technology improvements, and equipment and materials related thereto, (xi) the purchase and installation of telephone infrastructure, public address system improvements and a voice broadcasting system to benefit handicapped individuals and enhance classroom instruction (voicelift system called Topcat), (xii) electrical, mechanical, plumbing, lighting, HVAC system, climate controls/ventilation system, communication and other building system improvements, (xiii) site improvements, (xiv) the purchase and/or installation of equipment, fixtures, furniture and other materials, (xv) the preparation and printing of bid documents, cost estimate reports and studies, environmental reports, informational materials and other preliminary materials, studies and reports related to the project, and (xvi) design, demolition, construction, site work, engineering, project and construction management, architectural, permit, insurance, testing and inspections, legal, administration, temporary and permanent financing costs and expenses and any other costs and expenses related thereto, all of the above with such changes as the Town Council may approve (the "Project"). The Town Council is authorized to determine the scope and particulars of the Project. The Town Council may reduce or modify the scope of the Project, and the entire appropriation authorized hereby may be spent on the Project as so reduced or modified.

(2) That to finance said appropriation for the Project, the Town issue bonds and/or notes in an amount not to exceed \$5,498,800 and use grants and/or such other sources of funds available for said Project. The bonds or notes shall be issued pursuant to Chapter 109 of the Connecticut General Statutes, Revision of 1958, as amended (the "Connecticut General Statutes"), including, without limitation, Section 7-369 of the Connecticut General Statutes, Section 10-289 of the Connecticut General Statutes, and any other enabling acts.

(3) That the Town issue and renew temporary notes from time to time in anticipation of the receipt of the proceeds from the sale of the bonds or notes for the Project or the receipt of grants for the Project. The amount of the notes outstanding at any time shall not exceed \$5,498,800. The notes shall be issued pursuant to the Town Charter and Section 7-378 of the Connecticut General Statutes. The Town shall comply with the provisions of Section 7-378a of the Connecticut General Statutes with respect to any notes that do not mature within the time permitted by said Section 7-378.

(4) That the Town Manager and the Director of Finance of the Town (the "Officials") be authorized to sign said bonds or notes by their manual or facsimile signatures and to determine the amounts, rates of interest, dates, maturities, dates of principal and interest payments on such bonds or notes, the form of such bonds or notes; the provisions for protecting and enforcing the rights and remedies of the holders of such bonds or notes and all other terms, conditions and particular matters regarding the issuance and securing of such bonds or notes and to execute, sell and deliver the same, and provide all supporting documentation as may be necessary or desirable to accomplish such purposes and to comply with the requirements of the Internal Revenue Code of 1986, as amended, Securities and Exchange Commission Rule 15c2-12, the Town Charter, the provisions of the Connecticut General Statutes and any other applicable provision of law thereto enabling. The bonds and notes authorized hereby shall be general obligations of the Town secured by the full faith and credit of the Town.

(5) That the Officials are hereby authorized to designate a bank or trust company to be the certifying bank, registrar, transfer agent and paying agent for such bonds and notes; to provide for the keeping of a record of the bonds or notes; to designate a financial advisor to the Town in connection with the sale of the bonds or notes; that the law firm of Updike, Kelly & Spellacy, P.C., Hartford, Connecticut, is designated as the attorneys at law to render an opinion approving the legality of such issue or issues.

(6) That the Officials are authorized to sell the bonds and notes at public or private sale; to deliver the bonds or notes; and to perform all other acts which are necessary or appropriate to issue the bonds or notes. If the bonds or notes authorized by this resolution are issued on a tax-exempt basis, the Officials are authorized to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes, including covenants to pay rebates of investment earnings to the United States in future years.

(7) That the Town hereby declares its official intent under Federal Income Tax Regulations Section 1.150-2 that project costs may be paid from temporary advances of available funds and that (except to the extent reimbursed from grant moneys) the Town reasonably expects to reimburse any such advances from the proceeds of borrowings in an aggregate principal amount not in excess of the amount of borrowing authorized above for the Project. The Officials are authorized to amend such declaration of official intent as they deem necessary or advisable and to bind the Town pursuant to such representations and covenants as they deem necessary or advisable in order to maintain the continued exemption from federal income taxation of interest on the bonds or notes authorized by this resolution, if issued on a tax-exempt basis, including covenants to pay rebates of investment earnings to the United States in future years.

(8) That the Officials are authorized to make representations and enter into written agreements or otherwise covenant for the benefit of holders of the bonds or notes to provide secondary market disclosure information, which agreements may include such

terms as they deem advisable or appropriate in order to comply with applicable laws of rules pertaining to the sale or purchase of such bonds or notes.

(9) That the Town Manager is hereby authorized, on behalf of the Town, to execute any contracts with engineers, contractors, architects and other persons for the Project, and to apply for and accept state or other grants to finance the appropriation for the Project, excluding grants to be applied for by the Newington Board of Education, as authorized by the Town Council under separate resolution.

(10) That the Officials are authorized to take all other actions which are necessary or desirable to complete the Project consistent with the foregoing and to issue bonds or notes to finance the aforesaid appropriation.

(11) That this resolution shall become effective after it has been voted on and approved by a majority of the qualified electors voting thereon at referendum duly called and held for such purpose.

BE IT FURTHER RESOLVED,

- (1) That should the Town Council adopt the foregoing resolution, pursuant to Section C-408 of the Town Charter, said resolution shall be submitted to the voters at referendum to be held on Tuesday, November 7, 2023, between the hours of 6:00 a.m. and 8:00 p.m., for a yes or no vote, in the designated voting locations in the manner provided by said Charter and the Connecticut General Statutes, Revision of 1958, as amended, and that the Town Clerk is directed to post and publish notice of such referendum in accordance with the provisions of said Charter and the Connecticut General Statutes, which notice shall state the question to be voted on as follows:

“Shall the resolution entitled, RESOLUTION AUTHORIZING AN APPROPRIATION OF \$10,997,600 FOR THE JOHN WALLACE MIDDLE SCHOOL RENOVATION PROJECT AND THE FINANCING OF SAID APPROPRIATION BY THE ISSUANCE OF GENERAL OBLIGATION BONDS AND NOTES IN ANTICIPATION OF SUCH BONDS IN AN AMOUNT NOT TO EXCEED \$5,498,800 AND THE USE OF GRANTS AND SUCH OTHER SOURCES OF FUNDS”, be approved?
Yes _____ No _____”

The ballot label for said question shall read as follows:

“Shall the Town of Newington appropriate \$10,997,600 for the John Wallace Middle School renovation project and authorize the issuance of general obligation bonds and notes in an amount not to exceed \$5,498,800 and the use of grants and such other sources of funds to finance said appropriation?
Yes _____ No _____”

BE IT FURTHER RESOLVED, That the Town Council hereby authorizes the preparation and printing by the Town Clerk, subject to the approval of the Town Attorney, of explanatory text for the question approved hereby for submission to the voters at referendum on November 7,

2023 specifying the intent and purpose of the Project in accordance with Section 9-369b of the Connecticut General Statutes. Subject to the approval of the Town Attorney, the Town Council further authorizes the preparation and printing of materials concerning the question approved hereby for submission to the voters at referendum in addition to the explanatory text in accordance with Section 9-369b of the Connecticut General Statutes.



TOWN OF NEWINGTON

200 Garfield Street Newington, Connecticut 06111

Office of the Town Manager

Memorandum

To: Newington Town Council
From: James E. Krupienski, Town Clerk (on behalf of Tom Hutka, Town Manager)
Date: August 16, 2023
Re: Amendment to Information and Guidelines for Boards, Committees and Commissions

During the August 8, 2023 Regular meeting, a discussion was held regarding the recommended changes regarding the inclusion of the position of Council Liaison in the Boards and Commissions booklet to better outline their responsibilities. Additionally, several informational changes were recommended to ensure accuracy in the existing booklet. Additional language is identified in Green, deletions in strikethrough Red.

A Resolution to approve the recommended inclusions and changes is included for your considerations this evening.

Attachment:

- Information and Guidelines for Boards, Committees and Commissions Booklet, 2023 Rev 1a
- Resolution – Adoption of “Information and Guidelines for Boards, Committees and Commissions”, Booklet, as revised.

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1. INTRODUCTION

Boards, Committees, and Commission members have a critical role in the Town of Newington (collectively referred to as TON throughout this document). They serve as a conduit for citizen input, gathering, analyzing and recommending options to the Town Council, which, except for Town Plan & Zoning and Inland Wetlands, is the final authority for making policy decisions. Any citizen can come before any Board, Committee or Commission of the town to offer an opinion or make a suggestion for the betterment of the community as a whole. The individuals who serve on the Commissions are respected and appreciated volunteers in the community. Your dedication to improving the town by serving is what makes Newington a great place to live.

1.1. Purpose

The purpose of this booklet is to assist the many boards, committees, and commissions (**collectively referred to throughout this document as BCC's**) of the TON in functioning effectively and in a manner consistent with all applicable laws. It provides a brief description of procedures, and also provides details about important state statutes, such as the Freedom of Information Act and Code of Ordinances. This booklet merely provides guidance on important legal procedures, and is not intend to amend, supersede or supplement existing law. The statutes and regulations of the State of Connecticut contain the full range of legal obligations of committee members and local officials and should there be any question or ambiguity in interpreting this booklet, the advice of the Town Manager and Town Attorney should be sought.

1.2. Familiarity with the Town Charter

All members should familiarize themselves with the Town Charter and the Annual Town Report for information regarding BCC's. All members should review each set of laws that pertain to the particular BCC on which they sit. The Charter is the organic law of the Town. It functions for the TON as constitutions do for the State and Federal Governments. It lays out the basic structure of Town Government and apportions powers and duties to officials and agencies. In addition, it specifies important procedures, especially pertaining to town finances and personnel practices. Citizens appointed to committees for the first time are well advised to begin their familiarization with a reading of the Charter to understand the functioning of town Government. Copies may be obtained from the Town Clerk.

2. FORMATION OF BCC's and MEMBERSHIP

The duties and responsibilities of your BCC may be derived from one or more of four official documents or "source laws." The Town Plan and Zoning Commission, the Zoning Board of Appeals, Library Directors, Board of Assessment Appeals, Board of Parks and Recreation, the Development Commission and Conservation Commission, are specifically provided for in the Charter. In addition, there are some BCC's that also derive their powers and duties from the **Connecticut General Statutes**. Matters relating to Municipalities can be found in Title 7 in the Connecticut General Statutes; Planning and Zoning in Title 8; and Taxation matters regarding the Board of Assessment Appeals are in Title 12 and the Newington Town Charter §C-604.

Certain committees are created pursuant to Charter§C-610 and by local ordinances passed by the Town Council. Their powers and duties may be found in the **Newington Code**

of Ordinances. The Code is available for reference at the Town Clerk's office, the Lucy Robbins Welles Library or the Town website. Some of these may also have Connecticut General Statutes which apply to their responsibilities and procedures.

Some committees are created by resolution of the Council. These are usually study committees or task forces and their powers and duties originate from the resolutions which created them or amendments to those resolutions. The source of your committee's official grant of powers and responsibilities will be included in your appointment packet.

The members of the BCC shall act as a body and no member shall act on behalf of the BCC unless authorized by the committee.

Members of all BCC's, upon their appointment, agree to the following responsibilities during their term of office. They shall:

- Demonstrate respect, fairness, consideration, and courtesy to others.
- Respect the authority of the chair.
- Prepare in advance of meetings and be familiar with issues on the agenda.
- Be respectful of other people's time, stay focused and act efficiently during meetings.
- Serve as a model of leadership and inspire public confidence in Town government.
- Act and speak with honesty and integrity.
- Be wary of conflicts of interest, and seek advice when appropriate.

2.1. Newly Formed BCC's

2.1.1. BCC Formation

The appointing authority of the BCC is the Newington Town Council. If your BCC is newly created, the Town Manager or the Town Clerk will call for the first official meeting. The Agenda will include, but not limited to:

- 1) Election of officers;
- 2) Review of the BCC's charge;
- 3) Discussion of BCC's goals;
- 4) Discussion of FOI requirements;
- 5) Discussion of the Code of Ethics;
- 5) Setting future meeting dates; and
- 6) Public Participation (See [Section 4.10](#)).

2.1.2. BCC Nomination Procedure

Individuals seeking appointment are directed to contact the Chairperson and/or the Nominating Chairperson of their political party or the Town Clerk if the individual is unaffiliated. The clerk would then relate the interested person's name to each registered party.

2.1.3. Appointment

The goal of the appointing ~~authorities~~ authority is to appoint qualified and interested individuals who are broadly representative of the TON and its interests. The appointing ~~authorities~~ authority shall take into consideration all relevant factors in making representative selections. Ad hoc and special committees may include nonresidents or ex-officio members when the appointing authority deems it in the best interest of the committee and the Town. The appointee receives written notification of appointment and the term of office from the Council Secretary.

2.1.3.1. Regular Members

Regular members are nominated by their respective parties and confirmed by the Town Council. Any member may request reappointment as outlined below in [Section 2.1.4.](#)

2.1.3.2. Alternate Members

Some BCC's officially have alternate members whose positions are established by law. Official alternate members may vote and may be counted as a quorum when they are seated as a full member, by the chairperson or their designee.

2.1.3.3. Ex Officio Members

If there are Ex Officio members of the committee, they hold their position by virtue of their official capacity. That capacity may be as an elected Town official, as an administrator, as a member of another BCC or as a representative of a local club or organization, etc. Ex officio members do not have the right to vote unless the source law states that they do.

2.1.3.4. Council Liaisons

Council liaisons are assigned to BCC's when the Town Council has identified a benefit to having a Council liaison. At the beginning of each term, the Council agrees on Council liaison assignments, brought forward by each party. The primary role of a Council Liaison is to facilitate communication between the BCC and the Town Council

Council liaisons are not members of the assigned BCC and do not have voting rights on business before the BCC, UNLESS otherwise stated by ordinance or resolution.

Council liaisons do not take part in BCC deliberations or discussions. The BCC may request the Council liaisons participation in a particular discussion. In this situation, the Town Council member must state that she or he is speaking for themselves, and not for the entire Town Council.

Council liaisons may take requests or inquiries of the BCC for follow up or discussion by the entire Town Council.

The Council liaison ensures that the Town Council is updated on significant activities of the BCC. To that end, the Council liaison may give a brief summary of pertinent or important activities to the Town Council, as needed.

Council liaisons are expected to keep current with their assigned BCC. Attendance at the BCC meetings by the Council liaison is not required but it is encouraged. Council liaisons should make it their goal to attend BCC meetings or review the BCC minutes, if unable to attend.

2.1.4. Reappointment

Reappointment is based on an evaluation by the appointing authority of the contributing individual to the BCC, the desirability of widespread involvement, and the changing needs of the BCC and the TON. A member is under no obligation to accept reappointment nor is the appointing authority obligated to

offer reappointment. If, at the conclusion of a term, there is no action on a reappointment, the particular member of the BCC should contact the appointing authority to request their reappointment.

The Newington Town Charter specifically allows for members of seven (7) specific commissions, outlined in the [Town Charter §C-611](#), to continue to serve, if he/she chooses to do so, until the reappointing authority acts. These members are as follows:

- Town Plan and Zoning Commission
- Zoning Board of Appeals
- Library Trustees
- Board of Assessment Appeals
- Board of Parks and Recreation
- Development Commission, and
- Conservation/Inland Wetlands Commission.

2.1.5. Resignation

A member who is no longer able to serve or who no longer desires to serve should supply a resignation promptly so that the vacancy may be filled. A written resignation shall be submitted to the Town Clerk, with a copy to the Political Party Chairperson and the Staff Liaison. Resignations are not official and will not be acted upon by the Town Council until the Town Clerk receives the Letter of Resignation.

2.1.6. Removals or Terminations

In rare circumstances, the Town Council may ask for a member's resignation, or if necessary, terminate the appointment in accordance with the Newington [Town Charter §C-412](#). Also, the failure to attend at least 75% of posted meetings for the calendar year may be grounds for removal. Adoption of a Resolution and, written notification to the BCC member will be given by the appointing authority in the event of such action.

2.2. Committee Orientation

2.2.1. Swearing In

Before commencing your service, it is required that you be "sworn in." The Town Clerk will perform this function any business day between 8:30 a.m. and 4:30 p.m. Occasionally BCC's are sworn in as a group, but usually individual members take their oath by appearing at the Town Clerk's office. You may not participate in your BCC's activities until you are sworn in. At this time, the Town Clerk will present you with the following information to review:

- a. Ethics Packet & Disclosure Form;
- b. BCC Booklet;
- c. Acknowledgment Form indicating you have reviewed the supplied information; and
- d. Authorizing Legislation for your BCC.
- e. Bylaws/Rules of Procedures for _____

Within thirty (30) days of election or appointment, all new BCC members shall review the information provided and shall sign the BCC Acknowledgement Form and return this form to the Office of the Town Clerk, indicating they have received and read the information provided.

2.3. Proper Official Conduct: Members

Members shall refrain from abusive conduct, personal charges or verbal attacks upon the character or motives of other members of Council, Boards, Committees and Commissions, the staff or public.

2.4. Proper Official Conduct: Ethics

The TON has adopted a Code of Ethics, [Chapter 32](#), of the Code of Ordinances, which deals with the requirement of ethical conduct and certain disclosures by its officials. Members of BCC's are, by definition, "officials" of the TON, so you are required to become familiar with it. The laws regarding conflict of interest are complex and any BCC member or local official should seek proper advice before acting in a manner that may cause a potential liability to the Town.

2.5. Proper Official Conduct: Social Media

The TON depends upon an environment of tolerance and respect for the achievement of its goals in serving the citizens of the TON. In that spirit, public comments in any forum, that contain racial slurs, express bigotry toward a group based on their race, religion, national origin, sexual orientation, gender, gender identity or any other legally protected classification may be considered conduct unbecoming a town official and may constitute good cause for removal for any appointed ~~or elected official~~.

3. OFFICERS

3.1. Elections

BCC's usually elect a chairperson, vice-chairperson and for some BCC's, a secretary. The officers are normally elected by the members of the BCC at its first meeting, and either annually or bi-annually thereafter. In some ~~instances~~instances, the chairperson is designated by the appointing authority or enabling legislation. Election of officers shall be by open nomination. It shall be the responsibility of the chairperson to notify the Town Clerk of changes in officers.

3.2. Chairperson/Vice-Chairperson

The chairperson presides at all meetings and makes official communications on behalf of the BCC. The chairperson is not an administrative official with directive or operating authority. The chairperson has the same rights as other members to offer resolutions, make or second motions, discuss questions, and should vote on all actions before the BCC, unless a conflict exists.

Responsibilities of the Chairperson

- Consult with the staff liaison in drafting the meeting agenda.
- Attend Town Council meetings as needed to represent the Commission.
- Make the public feel welcome at meetings.
- Keep discussions orderly, focused, efficient, impersonal, and fair.

- Monitor attendance of commission members and take action as necessary, pursuant to [Section 4.4](#).

Responsibilities of the Vice Chairperson are to substitute for the Chairperson as needed.

3.3. Staff Assistance/Clerical Help

If the Town Council has not made arrangements for a staff liaison and/or clerical assistance, the BCC should contact the Town Manager's office. Staff Liaisons/clerical shall assist the BCC by:

- Attending all meetings.
- Preparing agendas in conjunction with the Chair.
- Providing background and context on agenda items.
- Offering professional expertise and recommendations about an issue and alert the BCC of possible detrimental actions.
- Interpreting codes, ordinances, policies and other regulations.
- Ensuring that motions and minutes reflect the intent of the BCC.

4. MEETINGS

4.1. Freedom of Information Requirements (FOI)

All local public officials and agencies in Connecticut are subject to the State's Freedom of Information Act ([Connecticut General Statutes, Chapter 14](#)). All members, new or experienced, are required to become current with the basics of this Chapter. If any member of a BCC has further questions on the FOI Act, they should contact the Town Manager or the Town Attorney for further information.

The most important provisions of the law pertain to the need and timing for proper meeting notices (normally 24 hours, posted in the Town Clerk's office), the filing of minutes and the holding of open meetings. Executive sessions are restricted to the following reasons:

1. Personnel;
2. Strategy & negotiations regarding claims & litigation;
3. Security matters;
4. Real Estate; and
5. Matters that would disclose exempted public records.

A summary of important provisions of the Freedom of Information Act is attached in Appendix A of this booklet. Also see [Section 4.2](#) below.

4.2. Executive Session

A committee may meet in executive session only for the purposes listed below:

- (A) Discussion concerning the appointment, employment, performance, evaluation, health or dismissal of a public officer or employee, provided that such individual may require that discussion be held at an open meeting;
- (B) strategy and negotiations with respect to pending claims or pending litigation to which the public agency or a member thereof, because of the member's conduct as a member of such agency, is a party until such litigation or claim has been finally adjudicated or otherwise settled;

- (C) matters concerning security strategy or the deployment of security personnel, or devices affecting public security;
- (D) discussion of the selection of a site or the lease, sale or purchase of real estate by the state or a political subdivision of the state when publicity regarding such site, lease, sale, purchase or construction would adversely impact the price of such site, lease, sale, purchase or construction until such time as all of the property has been acquired or all proceedings or transactions concerning same have been terminated or abandoned; and
- (E) discussion of any matter which would result in the disclosure of public records or the information contained therein described in subsection (b) of [Section 1-210](#).

Please note, most committees will generally be permitted to avail themselves to a very limited number of the above-cited reasons to enter into executive session. In the instances where a committee has concerns regarding the application of the executive session privileges, they should seek guidance from the Town Manager or Town Attorney prior to the specific meeting.

4.3. Meetings Subject to the Freedom of Information Act

All meetings of a BCC, that do not fall within the exceptions listed above in [Section 4.2](#), must be open to the public and accessible.

4.4. Attendance

The Town Council's official policy is that members and alternates of BCC's must attend at least 75% of all posted meetings of the BCC, for the calendar year. The chairperson of each BCC is required by the Town Council to submit a bi-annual report of the attendance of all members, on a form provided by the Town Manager's office, and made part of the BCC's record.

If you are unable to attend the meeting you MUST notify the Chairperson prior to the start of the meeting. If members of the committee are not attending regularly, the chairperson should discuss this matter immediately with the individual. If discussions do not produce improvement, the Town Council will take action in accordance with the [Town Charter §C-412](#).

Excused absences shall be defined as those which meet both of the following requirements:

- a) The absent member informed the BCC chair of their intended absence prior to the scheduled meeting (unless extenuating circumstances prevent advance notice), and
- b) The absence is due to circumstances such as death in the family, family or personal illness, accident, scheduled vacations, business commitment or other unusual or unforeseen circumstances.

4.5. Meeting Quorums

No meeting of a BCC may be held unless a quorum is present. A quorum is 51% of the membership or a larger number of members as set forth in the BCC rules, by-laws or authorizing statutes. No unofficial (i.e. "off-the-record") meetings are allowed. The Freedom of Information law prohibits them (see [Section 4.1](#)).

4.6. Annual Organizational Meeting

The Annual Organizational Meeting Agenda for established BCC's should include:

- A. Election of Officers;
- B. Meeting Dates;
- C. Review of the FOI Act ([Section 4.1](#)); and
- D. Review of the Code of Ethics.

4.7. Agenda Posting

All meeting agendas (regular or special) shall be filed with the Office of the Town Clerk for posting on the Agenda board and the town website.

The following information shall be included in every meeting posting:

- The name of the public body that is meeting.
- The date and time of the meeting.
- Where the meeting is being held (location, room, address).
- Any topics that are reasonably expected to be discussed at the meeting in sufficient details to reasonably advise the public of the general issues to be discussed, provided however, that if a topic was not reasonably expected at the time of posting, it may be discussed at the meeting.
- Any revisions to the posting should be made as soon as possible prior to the meeting.

This is **required** no less than 24 hours prior to the meeting.

Any committee member may have an item placed on the agenda by notifying the committee chairperson or the staff liaison assigned to serve the committee. If the committee does not have rules of procedure which prohibit it, items may be added to the agenda at the meeting itself, by a 2/3 vote of those present and voting. (See [Appendix B - HIGHLIGHTS OF THE CONNECTICUT FREEDOM OF INFORMATION ACT, "Public Meetings," Item III.](#))

Type	Notice/Meeting Dates	Agenda/Notice Contents	Adding to Agenda/Notice
Regular	Regular Meeting dates shall be filed yearly with the Town Clerk no later than Jan 31 st .	Agenda available no later than 24 hrs. prior to meeting.	Agenda items may be added by a 2/3 vote of members present and voting.
Special	At least 24 hrs. before the meeting in the Town Clerk's office (excluding weekends & holidays).*	At least 24 hrs. before the meeting. Time, place and all business to be conducted must be listed on the Agenda.*	NOT PERMITTED
Emergency	None required, IF emergency is justified.	None required, IF emergency is justified.	ONLY the emergency matter may be considered.
* Filed with the Town Clerk and MUST be posted on the Town website.			

([CGS. §1-225](#))

4.8. Meeting Room Availability

BCC's have the choice of the following meeting rooms in the Town Hall and must contact the Town Manager's Office for availability. 860-665-8510:

- ~~(1) Donald McKay Conference Room 1; Conference Room 201A (2nd Floor);~~
- ~~(2) Bicentennial Room Conference Room 2; Conference Room 105 (1st Floor);~~
- ~~(3) Auditorium (Old Council Chambers);~~
- ~~(4) Conference Room L-100;~~
- ~~(5) Council Chambers Room L-101 (E. Curtis Ambler Meeting Room);~~ Town Council Chambers, Room 103 (1st Floor);

To reserve the Helen Nelson Meeting Room you must contact the Superintendent's Office for availability. 860-665-8610

Rooms are also available at the Joseph P. Doyle Community Complex and Lucy Robbins Wells Library. Reservations may be made through the office of the Director of the Senior and Disabled Center at 860-665-8778 or the office of the Library Director at 860-665-8728.

There are some priority assignments for Town Hall meeting rooms. The Board of Education has priority with respect to the Helen Nelson Meeting Room. ~~Conference Room L-101~~ Town Council Chambers, Room 103, is permanently assigned on the 2nd and 4th Tuesday of each month to the Town Council, 2nd and 4th Wednesday of each month to the Town Plan and Zoning Commission, the 1st Thursday of the month to the Zoning Board of Appeals, and the 3rd Tuesday of to the month to the Conservation Commission. The Town Council has priority with respect to use of all meeting rooms, with the exception of the Helen Nelson Room.

BCC meetings must be held in a public building unless the meeting involves a tour or field trip.

4.9. Meeting Times

All BCC's should schedule times for meetings which allow participation by all members. Meeting schedules should take into account the adopted list of Town Observed Holidays when scheduling meetings.

Each board, commission or committee must file, by January 31 of each year, a schedule of regular meetings for the ensuing year. The filing is made with the Town Clerk by the chairperson or staff liaison. Newly created committees must file a schedule of regular meetings for the balance of the calendar year as soon as possible after their organization. Calling a special meeting shall be governed by the Town Council, Rules of Procedure, as revised.

4.10. Public Participation

It is the Town Council's policy that all TON agencies maximize the opportunity for public participation. If the BCC does not have rules of procedure (see [Section 4.12](#)) which specify conditions of public participation, then, time should be scheduled at the beginning and end of each meeting. An individual may not disrupt a meeting of a BCC and the chairperson shall instruct any individual or group of individuals who are disrupting a meeting to be silent. If after clear warning a person continues to be disruptive, the chairperson shall order the person to leave the meeting. Failure to abide by any such order may warrant police involvement at the request of the BCC.

Members should conduct themselves at public meetings in a manner that is fair, understanding, and gracious. Members should be considerate of all interests, attitudes, and differences of opinion. They should also take care to observe the appearance as well as the principle of impartiality.

4.11. Minutes of Meetings

All BCC's shall create and maintain accurate minutes of all meetings.

Minutes are not intended to be a transcript of the meeting, but rather an accurate recording of the meeting topics discussed and actions taken by the BCC. The minutes must:

- State the date, time, (location, room, address);
- List all members present and all members absent;
- Summarize each topic discussed by the BCC;
- Clearly state all motions made; and
- Include a record of any actions or votes taken by the BCC.

It is required that there will be an audio recording of all public meetings. A Digital recorder is available in the Town Clerk's Office. ~~A tape recorder is available for use from the office of the Town Manager or the Superintendent of Schools.~~ The BCC rules, by-laws or statutes will indicate if the minutes should be detailed or in summary. If the BCC is unable to record the meeting, the minutes should be provided in enough detail to indicate the substance of what discussions and actions took place.

Minutes must be signed by the secretary or clerk, and one copy must be filed with the Town Clerk within seven (7) calendar days after the meeting. All motions must be filed within forty-eight (48) hours and specify how each member voted. Each member of the BCC, the Town Council's liaison(s) and pertinent Town staff personnel should be provided with copies of minutes as soon as they have been completed. BCC members are responsible for reviewing the previous meeting minutes prior to adoption.

Type	Filing of Record of Votes	Filing Minutes
Regular	Within 48 hrs. after meeting (if minutes are not completed within 48 hrs.).	Within 7 calendar days AFTER the meeting.
Special	Within 48 hrs. after meeting (if minutes are not completed within 48 hrs.).	Within 7 business days AFTER the meeting.
Emergency	Within 48 hrs. after meeting (if minutes are not completed within 48 hrs.).	Within 72 hrs. AFTER the meeting (excluding weekends & holidays). Minutes must state the reason for the Emergency.

(CGS. §1-225)

4.12. Rules of Procedure

Formal Rules of Procedure are required for BCC's. Any BCC not having rules shall be governed by the Town Council, Rules of Procedure, as revised.

4.13. Meeting Schedule

BCC's should not meet on holidays observed by town government, or other recognized holidays.

4.14. Public/BCC Members Recording of Meetings

- 4.14.1. The chair must inform all present that the meeting is being recorded.
- 4.14.2. Any member of the public or BCC member has a right to make an audio or video recording of an open session of a public meeting as long as the recording does not interfere with the meeting.
- 4.14.3. Any member of the public or BCC member wishing to record a meeting must first notify the public and is expected to comply with reasonable requirements established by the chair so that said recording does not interfere with the meeting.
- 4.14.4. The Chairman may prohibit such recording if it's reasonably found to be disruptive to the meeting.

5. LEGAL AND PROCEDURAL ADVICE

5.1. Town Attorney

Under the [Charter, §C-303](#), the Town Attorney is the legal advisor to all TON agencies. To obtain the Town Attorney's advice, the committee chairperson or the staff liaison assigned to the BCC, should call the Town Attorney directly.

5.2. Legal Opinions

Requests for formal legal opinions shall be made in writing by the chairperson or the staff liaison assigned to the BCC and forwarded to the Mayor as appointing authority under C-303. Formal written requests to the Town Attorney must include a copy to the Town Manager. All Town Attorney Legal Opinions must be in writing, supplied to the BCC and filed in the Town Clerk's office, excluding privileged opinions requested during Executive Sessions, until made public.

5.3. Procedural Advice

Information on procedures not covered in these guidelines may be obtained by contacting the Town Manager's Office.

5.4. Liability

The TON carries public official liability insurance. Should you or your BCC be sued for actions taken on behalf of the TON, you will be indemnified through this policy and the TON will provide legal representation. You are cautioned that **ultravires** acts (arbitrary abuses of authority or other acts outside of the scope of one's official duties) are not necessarily covered, especially if the act is willful or wanton. Questions of legal authority should be taken up with the Town Attorney to avoid such exposure.

6. COMMUNICATIONS

Any oral or written communication through any medium, including **electronic mail** or **social media**, between or among any committee member on any public business within the BCC's jurisdiction is considered deliberation and thus subject to the Freedom of Information Act.

Distribution of the following information and materials outside of a meeting is not considered deliberation so long as the material or information does not express any opinions of a committee member:

- Meeting agendas
- Scheduling or procedural information

- Reports or documents that will be discussed at the meeting

7. BUDGETS

7.1. BCC Budgets

In general, an individual BCC does not have a budget unless one is authorized by the Town Council at the time of its formation. If a BCC anticipates a need to expend funds, it can request a budget for the next fiscal year through the Town Manager; or, if funds are needed during a fiscal year, it can make a request to the Town Manager or, appointing body for a transfer from available funds.

7.2. Expenses

Before a BCC member incurs expenses connected with their assignment, they must obtain approval by their chairperson and staff liaison.

8. REPORTING PROCEDURES

8.1. Consultation with Appointing Authority

If the BCC wishes to consult with its appointing authority, they should contact the Town Manager's office to schedule a meeting.

8.2. BCC Reports

The Town Council, may from time to time, request a BCC to provide updates, reports or completed projects for acceptance.

8.3. Annual Town Report

All appointed committees should file an annual report of committee activities for the Annual Town Report. The chair or other designated member should detail committee membership, including changes, and a one-to three-paragraph explanation of major accomplishments and future plans. A request for committee reports is issued each year, and are due in the Town Manager's Office no later than the last business day in September of each year regardless of notice.

9. SOURCES OF INFORMATION

"Information and Guidelines for Committees, Boards and Commissions", Town of Newington, Revised 1993.

Town of Newington, Code of Ethics, Chapter 32.

Town of Newington, Town Charter, Approved November 6, 2012 and Effective December 6, 2012.

Connecticut General Statutes:

- Title 1, Chapter 14, Freedom of Information Act.
- Title 7, Municipalities.
- Title 8, Zoning, Planning, Housing and Economic and Community Development.
- Title 12, Taxation

APPENDIX A

Definitions

BCC - any appointed or elected board, commission, council, authority, committee or sub-committee created by the Town of Newington.

By-Laws – A set of rules adopted to outline the powers and duties of its members.

Code of Ethics – A written set of guidelines issued by an organization to its workers and management to help them conduct their actions in accordance with its primary values and ethical standards.

Code of Ordinances – A document of all laws, rules or regulations adopted by the elected governing body of a municipality.

Freedom of Information Act – Enacted in 1975, is a series of laws that guarantee the public access to public records of governmental bodies in Connecticut.

Jurisdiction – The area of responsibility covered by a particular BCC appointed or elected by the town.

Council Liaison – To facilitate communication between the BCC and the Town Council.

Meeting – a deliberation by any BCC or subcommittee thereof where it is intended that the body will have a discussion on any matter within the body's jurisdiction.

Meeting Types

Regular Meeting – A meeting held based upon an adopted annual schedule of meetings to discuss and take action upon specific noticed items.

Special Meeting – A meeting held which has not been previously noticed to discuss and take action on a specific item or items.

Emergency – a sudden, generally unexpected occurrence or set of circumstances demanding immediate action.

Executive Session – A session which is closed to the general public to discuss specific topics that may disclose privileged information. (See Section 4.2 & Appendix B)

Member Types – Makeup of the membership of appointed or elected BCC's.

Regular Member – Member of a BCC who was nominated by a party and confirmed by the Town Council.

Alternate Member – A member of a BCC, who during the absence of a regular member, shall act in the place and stead of such member and perform such duties as that member.

Ex-Officio Member – A member who hold their position by virtue of their office and their official capacity.

Defacto Member – A member authorized to continue in their office until reappointed or replaced by the appointing authority.

Public Participation – Seeks and facilitates the involvement of those potentially affected by or interested in a decision. This can be in relation to individuals, governments, institutions, companies or any other entities that affect public interests. The principle of public participation holds that those who are affected by a decision have a right to be involved in the decision-making process. Public participation implies that the public's contribution will influence the decision.

Quorum – Is 51% of the membership or a larger number of members as set forth in the BCC rules, by-laws or authorizing statutes.

Staff Liaison – An individual assigned to assist a BCC in the performance of its statutory duties.

Town Attorney – Appointed by the Mayor to represent the municipal government.

Town Charter – A legal document establishing a municipality such as a city or town.

Town Council – The elected governing body of the Town of Newington (TON).

Town Manager – An official appointed to direct the daily administration of the town government.

2023 REV 1a

APPENDIX B
HIGHLIGHTS OF THE CONNECTICUT
FREEDOM OF INFORMATION ACT

(Be sure to consult Connecticut General Statutes §1-200-259)

PUBLIC AGENCIES

I. THE PUBLIC HAS THE RIGHT TO OBTAIN RECORDS AND ATTEND MEETINGS OF ALL PUBLIC AGENCIES WITH CERTAIN LIMITED EXCEPTIONS.

- State and local government agencies, departments, institutions, boards, commissions and authorities and their committees.
- Executive, administrative or legislative offices, and the judicial branch and the Division of Criminal Justice with respect to their administrative functions.
- Certain other entities based on the following criteria: (1) whether the entity performs a governmental function; (2) the level of government funding; (3) the extent of government involvement or regulation; and (4) whether the entity was created by the government.

PUBLIC MEETINGS

I. MEETINGS, INCLUDING HEARINGS AND OTHER PROCEEDINGS, MUST BE OPEN TO THE PUBLIC – EXCEPT IN LIMITED SITUATIONS.

- A public meeting is any hearing or other proceeding of a public agency, or gathering of or communication by or to a quorum of a multi-member agency, to discuss or act upon any matter over which it has authority.
- The following are not public meetings: meetings of certain personnel search committees; collective bargaining strategy and negotiating sessions; caucuses; chance or social gatherings not intended to relate to official business; administrative or staff meetings of a single-member agency (e.g., mayor); and communications limited to notice of agency meetings or their agendas.
- No registration or other requirements may be imposed on a member of the public seeking attendance at a public meeting.
- The public, as well as the news media, may photograph, record or broadcast meetings, subject to prior reasonable rules regarding non-interference with the conduct of the meeting.

II. ONLY THREE KINDS OF MEETINGS ARE RECOGNIZED UNDER THE FREEDOM OF INFORMATION ACT: REGULAR, SPECIAL AND EMERGENCY.

- A state agency must file each year a schedule of its regular meetings with the Secretary of the State. A town or city agency must file each year a schedule of its regular meetings with the clerk of the town or city. A multi-town district or agency must file each year a schedule of its regular meetings with the clerk of each municipal member of the district or agency. A special meeting may be called up to 24 hours (excluding weekends, holidays, and days on which the office of the Secretary of the State or municipal clerk, as the case may be, is closed) before the time set for the meeting. A special meeting is called by filing a notice stating the time, place and business to be transacted.
- A state agency files this notice with the Secretary of the State; a local agency files this notice with the municipal clerk; a multi-town district or agency files this notice with the clerk of each municipal member of the district or agency.
- An emergency meeting may be held without complying with the preceding notice requirements. However, the agency must file its minutes, including the reason for the emergency, within 72 hours (excluding weekends and holidays) of the meeting with the Secretary of the State if a state agency; or with the municipal clerk if a local agency; or with the clerk of each municipal member

if a multi-town district or agency.

III. YOU ARE ENTITLED TO RECEIVE A COPY OF THE NOTICE AND AGENDA OF A MEETING.

- An agency is required to send a notice of its meetings, where practicable at least 1 week prior to the meeting date, to any person who has made a written request. The agency may establish a reasonable charge for this service.
- Each agency must make available its agenda for each regular meeting at least 24 hours before the meeting to which it refers. New business not on the agenda may be considered and acted on only on a 2/3 vote of the members of the agency.

IV. AGENCY MINUTES AND RECORD OF VOTES MUST BE AVAILABLE TO THE PUBLIC.

- The minutes of each agency meeting must be made available to the public within 7 days of the session to which they refer in the agency's office if it has one; or, if none, in the office of the Secretary of the State for state agencies or in the municipal clerk's office for local agencies. In the case of special meetings, the 7 day period excludes weekends and holidays. The minutes must contain the record of each member's vote on any issue before the agency.
- The votes of each member on any issue must be put in writing and made available to the public within 48 hours, excluding weekends and holidays, of the meeting at which the votes were taken.
- The minutes of a meeting at which an executive session occurs must indicate all persons who were in attendance at the closed session, except for job applicants who were interviewed.

V. CONDUCT OF MEETINGS

- In the event that any meeting of a public agency is interrupted by any person or group of persons so as to render the orderly conduct of such meeting unfeasible and order cannot be restored by the removal of individuals who are willfully interrupting the meetings, the members of the agency conducting the meeting may order the meeting room cleared and continue in session. Only matters appearing on the agenda may be considered in such a session. Duly accredited representatives of the press or other news media, except those participating in the disturbance, shall be allowed to attend any session held pursuant to this section. Nothing in this section shall prohibit such public agency from establishing a procedure for readmitting an individual or individuals not responsible for willfully disturbing the meeting.

EXECUTIVE SESSION

I. AN AGENCY MAY CLOSE TO THE PUBLIC CERTAIN PORTIONS OF MEETINGS BY A VOTE OF 2/3 OF THE MEMBERS PRESENT AND VOTING. THIS VOTE MUST BE CONDUCTED AT A PUBLIC SESSION.

- Meetings to discuss the following matters may be closed: specific employees (unless the employee concerned requests that the discussions be open to the public); strategy and negotiations regarding pending claims and litigation; security matters; real estate acquisition (if openness might increase price); or any matter that would result in the disclosure of a public record exempted from the disclosure requirements for public records.
- Any business or discussion in a closed session must be limited to the above areas.
- The agency may invite persons to present testimony or opinions in an executive session, but their attendance must be limited to only the time necessary for that testimony or opinion.

PUBLIC RECORDS

I. MOST RECORDS OR FILES OF STATE AND LOCAL AGENCIES, INCLUDING MINUTES OF ALL THEIR MEETINGS, ARE AVAILABLE TO THE PUBLIC FOR INSPECTION OR COPYING.

- This includes information or data which is typed, handwritten, tape recorded, printed, photographed or computer-stored.
- Most inter-agency and intra-agency memoranda or letters.

II. RECORDS SPECIFICALLY EXEMPTED FROM DISCLOSURE BY FEDERAL LAW OR STATE STATUTE ARE NOT AVAILABLE TO THE PUBLIC.

- In addition, the following records may not be available to the public:
 - some preliminary drafts or notes; personnel or medical files; certain law enforcement records, including arrest records of juveniles and some witness and victim identification information; records relating to pending claims and litigation; trade secrets and certain commercial or financial information; test questions used to administer licensing, employment or academic examinations; real estate appraisals and construction contracts until all of the property has been acquired; personal financial data required by a licensing agency; records relating to collective bargaining; tax returns and communications privileged by the attorney-client relationship; names and addresses of public school students; information obtained by illegal means; certain investigation records of reported misconduct in state government or names of state employees who report such misconduct to the state Attorney General or Auditors; certain adoption records; election, primary, referenda and town meeting petition pages, until certified; certain health authority complaints and records; certain educational records; certain records, when there are reasonable grounds to believe disclosure may result in a safety risk; and certain records, if disclosure would compromise the security or integrity of an information technology system. Also, records of personnel search committees need not be disclosed if they would identify executive level employment candidates without their consent.

III. YOU MAY INSPECT PUBLIC RECORDS DURING REGULAR OFFICE HOURS, BUT COPIES, PRINT- OUTS OR TRANSCRIPTS SHOULD BE REQUESTED IN WRITING.

- The fee for a copy of a public record from a state agency must not exceed 25¢ per page. The fee for a copy of a public record from a non-state agency must not exceed 50¢ per page. The fee for a computer disk, tape, printout or for a transcript, or a copy thereof, must not exceed the actual cost to the agency involved. The agency may also require the prepayment of these fees if their estimated cost is \$10.00 or more. No sales tax may be imposed for copies of the public records requested under this Act.
- The agency is required to waive any fee for copies if the person requesting the copies is poor and cannot afford it; or if the agency determines that the request benefits the public welfare.
- There is an additional charge for a certified copy of a public record.
- You are entitled to prompt access to inspect or copy public records. If an agency fails to respond to a request within four business days, such failure can be treated as a denial of the request.

<http://ct.gov/foi>

AGENDA ITEM: 6.C

DATE: 8/22/2023

RESOLUTION NO. 2023-

RESOLVED,

That the Newington Town Council hereby adopts the “Information and Guidelines for Boards, Committees and Commissions” Booklet, as revised by the Town Council, effective August 22, 2023. A copy of the revised booklet shall be attached to this resolution.

MOTION BY: _____

SECONDED BY: _____

VOTE: _____

AGENDA ITEM: 7.A

DATE: 8/22/2023

RESOLUTION NO. 2023-

RESOLVED:

That property tax refunds in the amount of \$ 3,555.35 are hereby approved in the individual amounts and for those named on the "Requests for Refund of an Overpayment of Taxes," certified by the Revenue Collector, a list of which is attached to this resolution.

MOTION BY: _____

SECONDED BY: _____

VOTE: _____

TAX REFUNDS – AUGUST 22, 2023

Bondoc, Michael 20 Boulevard Newington, CT 06111	\$ 506.24
Cavanaugh, Betty 5 New Britain Ave Newington, CT 06111	\$ 89.49
Denigris, Emanuele 297 Vineyard Ave Newington, CT 06111	\$ 12.88
Gemme, David 30 Cambridge Dr E Newington, CT 06111	\$ 183.07
Jacques, Alfred or Laura 27 Tremont St Newington, CT 06111	\$ 494.92
Kallogjeri, Luan or Ervin 17 Faith Rd Newington, CT 06111	\$ 41.48
MacGillivray, Gordon Estate of Lourdes Lopez Admin 152 Camp Ave Newington, CT 06111	\$ 49.34
Mercedes Benz Financial Serv Lease Tax Support Team 14372 Heritage Parkway Fort Worth, TX 76177	\$ 1,505.82
Miskin, Walter or Ericka 277 Cherry Hill Dr Newington, CT 06111	\$ 12.04
Rissinger, Joel or Karen 125 Hidden Hills Dr Ormond Beach, FL 32174	\$ 605.05
Soto Jr, Ulises 70 Michael Ln Newington, CT 06111	\$ 55.02
TOTAL	\$3,555.35