SYNOPSIS

TOWN SENIOR/DISABLED TAX RELIEF PROGRAM FOR FISCAL YEAR 2024 ASSESSOR'S REPORT TO THE RTM PER Chapter 95, Article III, Section 15.1 June 13, 2023

- The total benefits went from \$3,568,178 (FY23) to \$3,406,607(FY24) or a decrease of \$161,571 (-4.53%) from last year.
- The number of signups for the Credit Program decreased from 1137 (FY23) to 1090 a decrease of 47 accounts. Total Credit Program Benefits changed from \$3,557,073 to \$3,395,301 or a decrease of \$161,772 from last year.
- There was no change to the participation in the Deferral program and we remain at 2 applicants for FY24 the benefit amount did increase from \$11,102 (FY23) to \$11,306 (FY24).
- There was no change to the Freeze program and it continues with no one selecting this option.
- There were 505 replications and 164 new applications taken for all programs. The Governors Executive Order #10 expired and all applicants were required to reapply and present their verification of income. Most of the applicants have not reapplied since 2021.
- A renewal notice was sent to applicants that were due to reapply and a reminder was sent in late April to those that had not come in. Tax relief articles were published in the First Selectwomen's newsletter, Fairfield Senior Times newsletter and on the town website.
- We sent an informational mailing to 1,000 potential applicants by purchasing a mailing list of those 65 and older, a homeowner and income less than 100,000. It was not possible to track the impact of the mailing but we would estimate about 50 new applicants from the mailing.
- We currently have 3 approved extensions and are waiting on the applicants to apply.
- We removed 211 accounts this year down from 243 last year. Those that are deceased or sold their home, 116 accounts, accounted for 55% of the removals. We also had 58 that failed to refile which we believe is a result of not having to refile in 2021 due to the Governors executive order.

TOWN SENIOR/DISABLED TAX RELIEF PROGRAM FOR FY 2024

ASSESSOR'S REPORT TO THE RTM PER Chapter 95, Article III, Section 15.1

June	13,	2023	,
------	-----	------	---

					June	13, 2023							
		# of Accounts	FY 2024 Amount	Average			# of Accounts	FY 2023 Amount	Average		# of Accounts	HANGE FY 24 to 2 Amount	3 % Change
ENIOR/DISABLED TAX RELIEF PROGRAM		<u> </u>	<u> </u>	riverage			<u> </u>	<u> </u>	riverage		<u> 0</u>	<u></u>	70 change
Credit Program (non-reimbursab	ole. no lien)	1090	\$3,395,301	\$3,115			1137	\$3,557,076	\$3,128	1	-47	\$ (161,774)	-4.76%
Freeze Program (non-reimbursab	ole, no lien)	0	\$0				0	\$0	. ,		0	\$ -	-
Deferral Program (reimbur		2	\$11,306	\$5,653				\$11,102	\$5,551		0	\$ 204	1.80%
ummary - total number of accounts and tota	l tax loss	1092	\$3,406,607	\$3,120			1139	\$3,568,178	\$3,133		-47	-\$161,570	-4.53%
CHEDULE OF APPLICATION ACTIVITY													
Total accounts provious	ficealwaar	Credit 1137	Freeze 0	Deferral 2	Totals 1139		1319				# of Accounts -180		% Change
Total accounts-previous New application		164	0	0	164		65				-180 99		15.80% -60.37%
	otal added		0	0	164		65				99		-60.37%
Disallowed (Exce		-25	0	0	-25		-27				-2		-8.00%
Disallowed (Exc	cess Assets)	-10	0	0	-10		-15				-5		-50.00%
	(deceased)	-59	0	0	-59		-75				-16		-27.12%
	oved (sold)	-57	0	0	-57		-79				-22		-38.60%
Removed (Not Livin		-2	0	0	-2		-3				-1		-50.00%
Removed (faile	ved (Other)	- 58 0	0	0 0	-58 0		-44 0				14 0		24.14%
	l Removed		0	0	-211		-243				-32		-15.17%
ľ	Net Change	-47	0	0	-47		-178						
ummary - total number of accounts		1090	0	2	1092		1141				-51		4.68%
CHEDULE OF INCOME RANGES		0											
<u> </u>			Credit			Disabled (A	All on Credit)		Defer	ral		Totals	
From	To	Married	Single	Total		Married	Single		Married	Single	Grand Total	Total Benefit	Avg, Benefit
-	20,200	11	97	108		1	5		0	0	108	536,358	4,966
20,200	28,800	20	165	185		1	0		0	0	185	887,807	4,799
28,800	35,600	22	124	146		1	3		0	0	146	590,716	4,046
35,600	42,400	25	97	122		1	3		0	0	122	410,983	3,369
42,400	52,300	50	118	168		2	1		0	0	168	445,685	2,653
52,300	61,000	50	77	127		1	0		0	0	127	237,356	1,869
61,000 84,100	84,100 94,200	109 0	125 0	234 0		0	0		0	2 0	236 0	297,703 0	1,261 0
04,100	34,200	Ü		<u> </u>		· ·	Ü		<u> </u>	<u> </u>			
otals		287	803	1090		7	12 19		0	2	1092	3,406,607	3,1
		sc	HEDULE OF ASSE	SSMENT RANG	<u>ES</u>		15	<u>SCH</u>	EDULE OF AGE RAN	IGES			
Applicant Gross Assessment Range	450.000		% of Total Accts.	T -	Total Benefit								
65,880 150,001	150,000 250,000	20 253	1.83% 23.17%	1,288 2,205	25,763 557,868		Age	# of Accounts	% of Total Accts.	Total Benefit	Avg Benefit		
250,001	350,000	490	44.87%	3,267	1,600,917		Age <65	# OF ACCOUNTS	1.74%	69,259	3,645	Disabled or Surviving Spou	ise
350,001	450,000	238	21.79%	3,595	855,582		65-69	136	12.45%	389,925	2,867	sales as sales and spot	
450,001	550,000	59	5.40%	4,082	240,853		70-74	215	19.69%	596,695	2,775		
550,001	650,000	20	1.83%	3,781	75,625		75-79	206	18.86%	571,369	2,774		
650,001	750,000	7	0.64%	3,643	25,500		80-84	189	17.31%	586,983	3,106		
750,001	850,000	3	0.27%	5,167	15,500		85-89	152	13.92%	492,231	3,238		
850,001	950,000	0	0.00%	0	0		90-95	112	10.26%	453,698	4,051		
	1,050,000	1	0.09%	5,500	5,500		>95	63	5.77%	246,447	3,912]	
1,050,001	1,158,710	1	0.09%	3,500	3,500								
otals		1092			3,406,607			1092		3,406,607	I		
									SCHEDULE OF BEN				
AVERAGE TAX RELIEF RECIPIENT ASSESSMENT	<u>.</u>						Income up to		# at \$ max	# at % max	At 25% Min	Total	
transport of the second	024			ć24.C 700			20,200	108	17	91	0	108	
Average Tax Relief Recipient Assessment-FY 2 Average Tax Relief Recipient Assessment-FY 2				\$316,798 \$319,486			28,800	185 146	34 19	151 127	0	185 146	
everage Tax Relief Recipient Assessment-FY 2	023			3313,48b			35,600 42,400	146 122	19 17	105	0	146	
IOTES								168		105	0	168	
IOTES							52,300 61,000	168 127	31 24	137	0	168	
							84,100	236	58	103	0	234	
							94,100	230	0	1/6	0	0	

94,200

1092

200

TOWN SENIOR/DISABLED TAX RELIEF PROGRAM FOR FY 2024

ASSESSOR'S REPORT TO THE RTM PER Chapter 95, Article III, Section 15.1

TOWN TAX RELIEF-5 YEAR HISTORY

of Apps
TOTAL CREDIT APPS
TOTAL FREEZE APPS
TOTAL DEFERRAL APPS
TOTALS
TOTAL \$ CHANGE FROM PRIOR YEAR
TOTAL % CHANGE FROM PRIOR YEAR (\$)
TOTAL CREDIT APP# NET CHG FROM PRIOR YEAR
TOTAL FREEZE APP# NET CHG FROM PRIOR YEAR
TOTAL DEFERRAL APP# NET CHG FROM PRIOR YR
NEW APPLICATIONS RECEIVED
DISALLOWED (OVER INCOME, ALL PROGRAMS)
REMOVED (SOLD, DECEASED, MOVED, NON-RESIDENT)
REMOVED (FAILED TO REFILE.NON-CT RESIDENTS, OVER ASSET CAP, DQ TAX, INCOMPLETE)
Total

State Credit Program

NUMBER OF PARTICIPANTS/TOTAL BENEFIT INITIAL (M35B) NUMBER OF PARTICIPANTS/TOTAL BENEFIT FINAL (M35P) NET TOTAL CHANGE FROM PRIOR YEAR TOTAL % CHANGE FROM PRIOR YEAR (\$)

STATE REIMBURSEMENT NET COST % REIMBURSED

	FY 2	024			FY 20	023			FY 2	022		FY	202	1		FY 2	020	
	1090		3,395,301		1137		3,557,076				4,119,823	130		3,311,346		1306		3,300,036
	0				0				0				0			0		
	2		11,306		2		11,102		3		16,210		5	22,964		5		22,964
	1092		3,406,607		1139		3,568,178		3		4,136,032	130		3,334,310		1311		3,323,000
								-	1,722			\$11,31				3,700		
								60	0.00%			0.34			-2	.60%		
									-5				5			-30		
	0				0				0				0			0		
	0				-2				0				0			-2		
	164				1				57			23				157		
	-25				-27				0			5				53		
	-70				-60				-41			12				85		
	-116				-154				-4			5				49		
	-211				-241				-45			24	0			187		
	GL 2				GL 20				GL 2			_	201			GL 2		
	FY 2				FY 20				FY 2				202			FY 2		
# of Apps				# of Apps				# of Apps				# of Apps			# of Apps			
	520		304,711.15				322,598.29				367,118.21			361,951.60			-	358,510.54
		\$	-			\$	-		-19		(8,350.94)			(6,208.75)		-16	\$	(4,083.25)
	520	\$	304,711.15			\$	322,598.29		603	\$	358,767.27			358,510.54		654		362,593.79
	-34		-17,887.14		-49		-36,168.98		-35		-256.73	48		-4,083.25		4		-8,887.82
	-6.14%		-5.54%	-8	3.13%		-10.08%	-!	5.49%		-0.07%	74.46	%	-1.13%	0	.62%		-2.39%
		\$	-			\$	-			\$	-		\$	-			\$	-
		\$	304,711.15			\$	367,118.21			\$	358,767.27		\$,			\$	362,593.79
			0.0%				0.0%				0.0%			0.0%				0.0%

From: null@town.fairfield.ct.us
To: Board of Selectmen

Subject: New submission for form: Boards and Commissions Interest Form (ID #222)

Date: Friday, July 29, 2022 8:08:10 AM

Boards and Commissions Interest Form

Record #222 submitted from IP address 38.81.106.182 on 7/29/2022 8:08 AM

View form

ID	222
First Name	George
Last Name	Harris
Street Address	95 Orchard Hill Ln
Zip Code	06824
Email Address	goharris321@gmail.com
Cell Phone	475-257-0153
Home Phone	475-257-0153
Work Phone	475-257-0153
Voter Registration Status	Yes
Political Party Affiliation	Republican Party
Board or Commission	Harbor Management Commission
Read the Boards Role	Yes
How You Learned About the Position	Email form Selectwomen
Who You Have Spoken To	
Explanation of Interest and Contribution	30 year resident, boating for 45 years.
Resume or Bio	Resume_2019_1.doc
Additional Comments	

Manage

George Harris

I have 20 years of experience in Technology including Hardware, Networking and Software. I have developed cost saving procedures for asset management and personnel management.

Work experience

2020- Present

Datto, Inc.

Monroe/Norwalk, CT

Assembly Technician / Logistics Technician

- Assemble high end servers and networking equipment
- Utilize highly accurate & intricate procedures for quality
- Package, label and ship products globally using enterprise solutions (NetSuite, WorldShip, etc)

2017– 2020 Norwalk Public Schools Norwalk, CT

Lead Technician

- Leadership, training and management of technical field staff
- Development of Procedures and Standards
- Manage relationships with vendors & contractors
- Support Technology in 19 schools

1999 – 2017 Norwalk Public Schools Norwalk, CT

System Technician

- Comprehensive network and systems management. Deployment of new hardware, software and cloud based and server-based apps.
- Shared system management and troubleshooting for approximately 11,000 users, including networking, security, and dedicated software for education.
- Created database for asset management reporting. Responsible for obtaining specs, guotes, receiving and tracking of equipment inventory.

Education Porter & Chester Institute

Certificate in Desktop Repair

Stratford, CT

A+ Certification

Top Grade Average in class

Colorado State University

Majored in Education

References Ralph Valenzisi - Norwalk Public Schools Chief of Digital Leaning &

Development 203-854-4149

Connor Pineau – Datto Assembly Supervisor - 203-364-6223

Angel Muniz – Connecticut Business Systems Area Director – 203-515-0514

Boards and Commissions Interest Form

Record #14 submitted from IP address 47.18.190.232 on 2/21/2020 11:38 $\,$ AM $\,$

View form

ID	14
First Name	Jeffrey
Last Name	Warren
Street Address	330 Parkwood Road
Zip Code	06824
Email Address	jwarrendmd@optonline.net
Cell Phone	203-414-5551
Home Phone	203-254-0330
Work Phone	
Voter Registration Status	Yes
Political Party Affiliation	Unaffiliated (Was Republican When Appointed As HMC Alternate)
Board or Commission	Harbor Management Commission
Read the Boards Role	Yes
How You Learned About the Position	Communication with current board Chair and immediate past board chair
Who You Have Spoken To	Board Chair, Other Board Members
Explanation of Interest and Contribution	I am an active boater with many years of experience with Southport Harbor
Resume or Bio	<u>Jeffrey Warren - Resume.docx</u>
Additional Comments	I am passionate about preserving and protecting our precious harbor resources.

Jeffrey Warren 330 Parkwood Road Fairfield, CT 06824 203-414-5551

jwarrendmd@optonline.net

Objective To be considered for a position on Harbor Management Commission

Experience A lifetime of boating experience, beginning on the Hudson River as a child, and

sailing out of Southport Harbor for the last 34 years.

Personal Fairfield resident for 34 years. Married with two grown children.

Occupation Dentist (recently retired). Practice in Fairfield since 1986.

Education B.A. Biology, Brown University 1975.

D.M.D. Fairleigh Dickinson University School of Dentistry 1979. General Practice Residency, Veterans Administration, 1979-80.

Other President, Bridgeport Dental Association 2002-2003.

Member, Council on Continuing Education, Connecticut State Dental Association,

1992-present.

Ethics Commission

Seat	Name	Party	Term Start	Term End
1*	Nancy S. Billington	R	07/22	07/24
2**	William A. Diaz, III	D	07/22	07/24
3***	Paul Fattibene – BEING PLACED ON 06/19/23 BOS AGENDA. TERM BEGINS JULY 1, 2023.	R	07/23	07/25
4****	Donald R. Kleber – BEING PLACED ON 06/19/23 BOS AGENDA. TERM BEGINS JULY 1, 2023.	U	07/23	07/25
5****	Gilbert C. Donovan– BEING PLACED ON 06/19/23 BOS AGENDA. TERM BEGINS JULY 1, 2023.	D	07/23	07/25

Full	
Party	Count
Vacant	3
Democrats	1
Republicans	1
Total Full	5

^{*}Nancy S. Billington – R - served her first full term (7/20-7/22). She received unanimous BOS approval to serve a second term (07/22-07/24) on 08-01-22 and was approved by the RTM on 10-24-22. Ms. Billington replaced Marguerite H. Toth – R – who served two full terms.

^{**} William A. Diaz, III -D - received unanimous BOS approval to serve his first term (7/22-07/24) on 10-03-22 and was approved by the RTM on 10-24-22. The seat was previously held by Alexander J. Trembicki -D - who served two full terms (07/18-07/20; 07/20-07/22). Mr. Trembicki replaced Christopher J. Brogan -D - who served two full terms.

^{***} Paul Fattibene (R) is being placed on the June 19, 2023 BOS agenda for approval to take the place of Craig B. Van Steenbergen – R – whose term will expire July 1, 2023. Mr. Van Steenbergen was approved by the RTM on 12-16-2019 to serve a first partial term

(07/19-07/21). Mr. Van Steenbergen was approved to serve a second term (07/21-07/23) by the RTM on 06-28-21. He replaced Janice I. Carpenter -R – who served two full terms.

**** Donald R. Kleber – U – is being placed on the June 19, 2023 BOS agenda for approval to take the place of Dana Kery –R – whose term will expire July 1, 2023. Ms. Kery was approved by the RTM on 01-25-21 to serve a partial first term (07/19-07/21). She was approved to serve a second term (07/21-07/23) by the RTM on 06-28-21. She replaced David G. Bothwell – R – who served two full terms.

***** Gilbert C. Donovan is being placed on the June 19, 2023 BOS agenda for approval to take the place of Brian S. Cantor –D- whose term will expire on July 1, 2023. Mr. Cantor was approved by the RTM on 01-25-21 to serve a partial first term (07/19-07/21). He was approved to serve a second term (07/21-07/23) by the RTM on 06-28-21. He replaced Robert B. Bellitto - D -who moved out of town and resigned on 12-28-2020.

About the Ethics Commission (Source: www.fairfieldct.org/ethics)

Term Length: Two Years (Two Term Limit)

of Members Five

Appointing Body: Requires unanimous BOS approval and RTM approval

Defined In: Town Charter – Article X

The Ethics Commission shall receive and consider complaints alleging violations of the Standards of Conduct or any ordinance establishing a Code of Ethics for town officials and employees. The commission also issues general opinions and interpretation of the Standards of Conduct or the Code of ethics.

Duties include:

- Receiving complaints alleging violations of the Standards of Conduct or any ordinance establishing a Code of Ethics for town officials
- Upon sworn complaint or upon vote of three members, investigating the actions and conduct of elected and appointed town officials, RTM members, and employees of the town to determine whether there is probable cause that a violation has occurred of the Standards of Conduct or Code of Ethics;
- Rendering an advisory opinion with respect to any specific relevant situation under the Standards of Conduct or Code of Ethics, upon the request of a principal officer of a department, or any member of a Town authority, board, commission, or committee, or any member of the RTM.
- Considering written requests for advisory opinions referred by a department head with respect to any problem submitted to the department head in writing by an employee in the department
- Adopting regulations to assure procedures for the orderly and prompt performance of the Commission's duties;
- Upon a finding of probable cause, initiating hearings to determine whether there has been a violation of the Standards of Conduct or

Code of Ethics;

- Upon finding of a violation of the Standards of Conduct or Code of Ethics, at its discretion, recommending appropriate disciplinary action to the Board of Selectmen or appropriate department heads. .
- Notifying the complaining person and the person against whom the complaint was made that the investigation has been terminated and the results no later than 10 days after the termination of its probable cause investigation.
- At hearings after finding probable cause, affording the person protection of due process as outlined under the "Connecticut Uniform Administrative Procedures Act".
- Hearings shall be held within 90 days of the initiation of the investigation.

The Ethics Commission may also:

• When necessary, retain in its own counsel, administer oaths and issue subpoenas to compel the attendance of persons at hearings and the production of books, documents, records, and papers.

Ethics Commission Town Charter – Article X

§ 10.15. Ethics Commission.

A. Members and terms.

- (1) The Ethics Commission shall consist of five members, appointed by unanimous vote of the Board of Selectmen and confirmed by majority vote of the RTM. No more than three members shall be registered with the same political party.
- (2) Notice of appointment shall be served by the Board of Selectmen upon the Moderator of the RTM and the Town Clerk. A vote for approval or rejection of each person appointed shall be taken at an RTM meeting held more than 10 days after service of the notice on the Town Clerk. Failure to vote within 60 days of the service on the Town Clerk shall be deemed to be approval and confirmation by the RTM. If any appointment is rejected by the RTM, the Board of Selectmen shall within 21 days after the rejection notify the RTM Moderator and Town Clerk of further appointments to replace the rejected appointments. The RTM shall then vote on the new appointments. These too shall be deemed approved and confirmed if not voted upon within 60 days of the notice.
- (3) The terms shall commence on July 1. Terms of members shall be two years and shall be staggered so that no more than three terms expire in one year. No member may serve more than the shorter of two terms or one term plus a partial term created by filling a vacancy for an unexpired term.
- B. Powers and duties. The Ethics Commission shall:
- (1) Receive complaints alleging violations of the Standards of Conduct or any ordinance establishing a Code of Ethics for Town officials and employees;
- (2) Upon sworn complaint or upon the vote of three members, investigate the actions and conduct of elected and appointed Town officials, members of the RTM, and employees of the Town to determine whether there is probable cause that a violation has occurred of the Standards of Conduct or Code of Ethics;

- (3) On its own motion issue general opinions and interpretations of the Standards of Conduct or the Code of Ethics; (4) Upon the request of a principal officer of a department, or any member of a Town authority, board, commission, or committee, or any member of the RTM render an advisory opinion with respect to any specific relevant situation under the Standards of Conduct or Code of Ethics;
- (5) Consider written requests for advisory opinions referred by a department head with respect to any problem submitted to the department head in writing by an employee in the department (whose name need not be disclosed to the Ethics Commission) concerning that employee's duties in relationship to the Standards of Conduct or Code of Ethics where the department head elects not to decide the issue within the department;
- (6) Adopt such regulations as it deems advisable to assure procedures for the orderly and prompt performance of the Commission's duties;
- (7) Upon a finding of probable cause initiate hearings to determine whether there has been a violation of the Standards of Conduct or Code of Ethics;
- (8) Have the power to retain its own counsel, administer oaths, issue subpoenas and subpoenas duces tecum (enforceable upon application to the Superior Court) to compel the attendance of persons at hearings and the production of books, documents, records, and papers; and
- (9) Upon finding of a violation of the Standards of Conduct or Code of Ethics, at its discretion, recommend appropriate disciplinary action to the Board of Selectmen or appropriate department heads.
- C. Procedure.
- (1) On complaints.
- (a) In any investigation to determine probable cause the Ethics Commission shall honor all requests for confidentiality, consistent with the requirements of State law. Unless a finding of probable cause is made or the individual against whom a complaint is filed requests it, complaints alleging a violation of the Standards of Conduct or Code of Ethics shall not be disclosed by the Ethics Commission.
- (b) Any person accused of a violation shall have the right to appear and be heard by the Ethics Commission and to offer any information which may tend to show there is no probable cause to believe the person has violated any provision of the Standards of Conduct or the Code of Ethics.
- (c) The Ethics Commission shall, not later than 10 days after the termination of its probable cause investigation, notify the complaining person and the person against whom the complaint was made that the investigation has been terminated and the results.(d) At hearings after a finding of probable cause, the Ethics Commission shall afford the person accused the protection of due process consistent with that established for state agencies under the "Connecticut Uniform Administrative Procedures Act," including but not limited to the right to be represented by counsel, the right to call and examine witnesses, the right to the production of evidence by subpoena, the right to introduce exhibits, and the right to cross-examine opposing witnesses.
- (e) In the absence of extraordinary circumstances, the hearing shall be held within 90 days of the initiation of the investigation. The Ethics Commission shall, not later than 30 days after the close of the hearing, publish its findings together with a memorandum of its reasons. Any recommendation for disciplinary action shall be contained in the findings.

- (f) An individual directly involved or directly affected by the action taken as a result of the Ethics Commission's findings or recommendation may seek judicial review of such action and of the Ethics Commission's findings or recommendation unless the action taken was a referral of the matter to proper authorities for criminal prosecution.
- (2) On requests for advisory opinions. Within 45 days from the receipt of a request for an advisory opinion, the Ethics Commission shall either render the opinion or advise as to when the opinion shall be rendered.
- D. Quorum. A quorum for the Ethics Commission shall be not less than four members in attendance. All members who attended all hearings on the matter, and all members who certify that they have read or heard the entire transcript of the hearing they did not attend, shall be eligible to vote on the proposed Ethics Commission action. The Ethics Commission shall find no person in violation of any provision of the Standards of Conduct or Code of Ethics except upon the concurring vote of three-fourths of those members voting.

Updated June 15, 2021

Updated September 2, 2022

Updated October 10, 2022

Updated June, 12, 2023

Contact

gdonovan3@mailbox.org

www.linkedin.com/in/gilbertdonovan (LinkedIn)

Top Skills

Financial Advisory Financial Analysis Education Funding

Languages

Spanish

Certifications

Series 65

Registered Investment Adviser, Financial Advisor

Honors-Awards

2018 U.S. Bank - Legends of Possible, Award Recipient (Summit Award)

Gilbert "Chip" Donovan

Chairman, CEO at GCD Financial Planning and Advisory Services Fairfield, Connecticut, United States

Summary

30 years Banking and Finance, Financial Planning and Advisory background - Registered Investment Adviser, CFP Certification Professional Education Program, CFP Certification Exam, SEC FINRA Series 65 Securities License Exam, Financial Planning, Investments, Taxes, Retirement Planning, Risk Management and Insurance, Debt Management, Higher Education Planning, Estate Planning, Social Security/ Medicare, Bank Management Training program, Capital Markets (registered representative series 7,63), Lending, Risk/Credit analysis. Bilingual.

Experience

GCD Financial Planning and Advisory Services LLC Chief Executive Officer, RIA, Financial Adviser December 2018 - Present (4 years 7 months)
Fairfield, CT 06824

AARP Foundation
Tax Aide Volunteer
January 2019 - March 2020 (1 year 3 months)
VITA/TCE Certification - Advanced Exam January, 2019

US Bank Corporation
Area Manager -Northeast and Mid Atlantic Regions, CEG
May 2014 - December 2018 (4 years 8 months)
New York, NY

Originate and Execute corporate loans and large ticket asset financing for major corporate and middle market clients from NY to DC with focus on larger transaction sizes (\$1Million - \$50Million+) and most asset types.

GE Capital Senior Vice President 1993 - May 2014 (21 years) GE Capital 1993 - 2014

- Sr.Vice President-Corporate Finance (2008-2014)- Direct origination of corporate loans and leases for investment and syndication, equipment and technology finance.
- Managing Director- Business Development- Intermediary Funding Group (2005- 2008) Lead cross sales origination of 12 person sales team- corporate loans and leases through financial intermediaries for GE Capital Product groups:Energy, Healthcare, Franchise, Commercial Lending, Sponsor Finance, Real Estate, Vendor, International, Corp. Aircraft, Transportation, Technology, Public Finance. \$750MM annual volume.
- Sr. Transactor Intermediary Funding(1995-2005) Originated corporate loans and leases through financial intermediaries.\$100-300+MM annual volume.
- Sr. Transactor Structured Finance (1993-1995)
 Originated large, below investment grade secured corporate loans and leases for investment and syndication.

Spectrum Capital, Ltd Sr. Vice President, Merchant Banking 1991 - 1993 (2 years) NY, NY

Spectrum Capital Ltd., NY 1991-1993

Large Ticket transaction origination, underwriting, execution and syndication, leveraged lease and cross border lease arrangement, and debt private placements.

Xerox Credit- Corporate Finance Division Senior Vice President- Manager, Special Products Group 1988 - 1991 (3 years) Stamford, CT

Led 4 person team - Corporate secured loan and lease originations and placement. Direct and Indirect originations .Primary liaison for Florida Progress lessor joint venture.

New product development, Leveraged ESOP's, UK Preferred Stock, Foreign Sales Corp. structures, Portfolio Management

GE Capital Corp

Sr.Vice President- Unit Manager, Structured Finance Division 1986 - 1988 (2 years)

Stamford, CT

Led 3 person syndications team - Corporate loan and lease syndications and intermediary origination

J.P. Morgan Chase(legacy Chemical Bank)
District Manager, Vice President- Special Finance Group
1974 - 1986 (12 years)

New York, NY

- Managed Chemical Bank's tax lease and large ticket equipment lending activities and portfolio management staff- 8 person team, with bottom line responsibility- Annual Origination \$100MM, \$1MM advisory and syndication fee income, \$1B portfolio.(1982-1986)
- -Vice President- Leveraged lease and large ticket equipment lending origination, syndication and portfolio management (1981-1982)
- Assistant Vice President- Special Finance Group (1979-1981)Originated and executed Lease and Secured Loan investments
- ·Assistant Secretary- Special Finance Group(1977-1979)
- Assistant Manager- Special Finance Group (1976-1977)
- Officer's Assistant (1975)
- Corporate Bank Management Trainee (1974-1975)

Education

Columbia Business School

Masters Degree · (1980 - 1982)

Long Island University

Bachelor of Science - BS, Business Administration and Management, General · (1970 - 1974)

The Peddie School

Highschool · (1968 - 1970)

American Community School- Buenos Aires, Argentina high school · (1965 - 1968)

From: null@town.fairfield.ct.us
To: Board of Selectmen

Subject: New submission for form: Boards and Commissions Interest Form (ID #324)

Date: Thursday, June 8, 2023 12:48:39 PM

Boards and Commissions Interest Form

Record #324 submitted from IP address 69.112.101.69 on 6/8/2023 12:49 PM

View form

ID	324
First Name	Gilbert
Last Name	Gilbert (Chip)Donovan
Street Address	162 Green Acre Ln
Zip Code	06824
Email Address	gdonovan3@mailbox.org
Cell Phone	203-231-2567
Home Phone	
Work Phone	
Voter Registration Status	Yes
Political Party Affiliation	Democratic Party
Board or Commission	Ethics Commission
Read the Boards Role	Yes
How You Learned About the Position	Town News
Who You Have	Other Board Members

Spoken To	
Explanation of Interest and Contribution	I have lived in Fairfield since 1986. My wife and I raised our family here and we will retire here. I believe in public service and I want to give back to my community and contribute to the well-being of the Town and my fellow citizens in a capacity that I know I can perform well, as a member of the Board of Ethics Commission. I have served on other Town commissions and in elected office in Fairfield and I have contributed as a volunteer for a number of local public and private organizations. These experiences as well as a 40+ year career with major highly regulated public financial institutions where high ethical conduct and training was required have prepared me well for this role.
Resume or Bio	Gilbert Donovan - Work Resume.pdf
Additional	I moved to Fairfield in 1986 after taking a job with GE Capital in Stamford, CT. We were attracted by the community, the school system, the beaches, ready access to cultural events, and the proximity to New York. We raised our two daughters here and they graduated from Fairfield Public High Schools. To add to my business resume, following are some of the community organizations I have volunteered for/ served with: Fairfield Water Pollution Control Authority Elected member of the Fairfield Board of Assessment Appeals VITA/AARP Tax Aide Volunteer at the Fairfield Senior Center Financial Planning Association- Pro Bono Committee Elected Sports Committee Director- St Thomas Aquinas School, Fairfield Fairfield Recreation Department Soccer Coach Parent representative on the Fairfield High School Accreditation Committee Assistant Treasurer and Treasurer - Fairfield Beach Club Tennis Committee Chairman - Fairfield Beach Club Fairfield DTC member - Legislative Issues Committee Chair

<u>Manage</u>

PAUL A. FATTIBENE

235 Village Lane Southport, Connecticut 06890 Tel. **203-255-4400** Fax 203-259-0033 Email paul@fattibene.com

Professional Experience

1990 to Present

Principal or Member of the intellectual property law firm of Fattibene and Fattibene, LLC.

1987 - 1990

Employed by The Perkin-Elmer Corporation, Norwalk, Connecticut as a patent attorney in the Patent Law Department. Responsible for patent prosecution in technologies involving semiconductor manufacturing equipment, optical devices, solid state laser devices, analytical instruments, and other related technologies. Other duties included obtaining trademark registrations and providing general legal advice.

1984 - 1987

Employed by the Department of the Army, Communications and Electronics Command, Ft. Monmouth, New Jersey as a patent attorney in the Intellectual Property Law Division of the Legal Office. Responsible for patent prosecution in technologies involving semiconductor waveguides, antennas, magnetic devices, communication systems, electronic and photo-optical devices, and other related technologies. Other duties included obtaining data rights, infringement extent of use investigations, Government contract law, and rendering opinions in other areas of Intellectual Property Law.

1983 - 1984

Private practice, in combination with assisting a patent lawyer with prosecution of patent applications and patent and corporate litigation.

1979 - 1980

Employed by EXXON Enterprises, Inc., Danbury, Connecticut as a process engineer working with the development of ink jet technology. Responsibilities included adaptation of techniques from research and development to preliminary manufacturing stages.

Education

The Perkin-Elmer Corporation

Courses in optical engineering and electro-optical systems.

Department of the Army

Courses in electronics, radar, and Government contracting.

University of Bridgeport School of Law

Received Juris Doctor degree in May of 1983.

University of Vermont

Received B. S. degree in Manufacturing and Management Engineering in May of 1979.

Government

Elected to the town of Fairfield Representative Town Meeting for the 1997-1999, 1999-2001, 2001-2003, 2003-2005, 2005-2007, 2007-2009 terms, Elected to the town of Fairfield Board of Education for the 2009–2011, 2011-2015 terms.

From: null@town.fairfield.ct.us
To: Board of Selectmen

Subject: New submission for form: Boards and Commissions Interest Form (ID #327)

Date: Thursday, June 15, 2023 1:02:50 PM

Boards and Commissions Interest Form

Record #327 submitted from IP address 32.220.183.203 on 6/15/2023 1:03 PM

View form

ID	327
First Name	Paul
Last Name	Fattibene
Street Address	235 Village Lane
Zip Code	06890
Email Address	paul@fattibene.com
Cell Phone	203-451-7811
Home Phone	203-255-2167
Work Phone	203-255-4400
Voter Registration Status	Yes
Political Party Affiliation	Republican Party
Board or Commission	Ethics Commission
Read the Boards Role	Yes
How You Learned About the Position	colleague
Who You Have Spoken To	Other Person(s)
Explanation of Interest and Contribution	To aid the Town in governing a municipality without improprieties. I can contribute with the interpretation and application of standards and codes.
Resume or Bio	RESUME Paul Fattibene Personal 061523.pdf
1	

Additional	
Comments	

Manage

Donald R. Kleber

50 Taquoshe Place Fairfield, CT 06825 (203) 254-8462 Home (203) 395-0611 Cell DKleber@sbcglobal.net

Professional Experience

Blue Hawk Investigations, LLC (October 2013-December 2022)

Founder and President

Blue Hawk Investigations is a Private Investigative firm that offered comprehensive corporate and legal investigative services in New York and Connecticut.

<u>State of Connecticut Department of Consumer Protection Gaming Division</u> (April 2006 – February 2013)

The Department of Consumer Protection Gaming Division is responsible for enforcing and regulating all statewide gaming. Governor appointed and reported directly to the Commissioner of Consumer Protection.

Chief of Security and Licensing

- Responsible for the due diligence and licensing of all casino employees at Mohegan Sun Casino and Foxwoods Resort representing annual state revenues in excess of \$500 Million Dollars.
- Responsible for compliance and the licensing of all State of Connecticut Lottery agents representing One Billion Dollars in annual revenues.
- Created and implemented statewide compliance 'handbook' ensuring uniformity across all agents, corporations and individuals working in Connecticut's gaming industry.
- State Certified Chief of Police for a department that ensures the integrity of all lottery drawings and conducts investigations of fraud and theft within Connecticut's lottery system, off-track betting and charitable gaming enterprises.

Federal Bureau of Investigation (1977 – 2006)

The Federal Bureau of Investigation is widely recognized as the premier law enforcement agency in the world, with over 26,000 employees, of which just under half are Special Agents. Its investigative responsibilities include but are not limited to, violent crimes, white-collar crimes, traditional and non-traditional organized crimes, foreign counter intelligence, and international and domestic terrorism affairs. Office assignments consist of: Norfolk, Virginia (1977-1980), New York, New York (1980-2000) and New Haven, Connecticut (2000-2006).

Special Agent

Federal Bureau of Investigation National Academy Coordinator for Connecticut.

- Responsible for Violent Crime Investigations: Fairfield County, Connecticut.
- Team Leader: Responsible for interviews of enemy combatants at Guantanamo Bay, Cuba.
- Command Post Leader, New York Anthrax Investigation. Responsible for creating the New York Anthrax Command Post, deploying human resources and writing Federal Bureau of Investigation Headquarters briefing papers for the Assistant Director, the Executive Director and the Director.
- Assisted in the creation of the New York Office Command Post following the events of 9/11.
- Responsible for Violent Crime Investigations in Westchester and Putnam Counties, New York, as a member of the Joint Bank Robbery Task Force. Responsibilities included management of all investigative and trial resources.
- Authored the Westchester County Airport Crises Management Plan.
- Team Leader: New York Office Special Weapons and Tactics Team. Assignments included protection details for the Attorney General of the United States, the Director of the Federal Bureau of Investigation and other foreign dignitaries.
- Developed hostage rescue plans during the Atlanta Prison Riot.
- Developed security plans for Operation Libsail (The one-hundredth anniversary celebration of the Statue of Liberty).
- Certified General Police Instructor: Lectured at the Federal Bureau of Investigation Academy, Quantico, Virginia; Westchester County, New York Police Academy; Dubai Police Academy, Dubai, Arab Emirates; Connecticut Police Academy; Monmouth University, Iona College and Fairfield University.

<u>Johnson and Johnson Baby Products Company</u> (1974 – 1977)

Johnson and Johnson Baby Products Company is an industry leader in baby health care products and a subsidiary of the Johnson and Johnson family of companies based in New Brunswick, New Jersey.

Senior Systems Analyst

- Managed a staff of eight support and professional personnel that entered and retrieved all financial and sales data for the company.
- Developed, implemented and managed financial and sales reporting systems for new plants and products.
- Created user manuals for new financial and sales systems developed by the systems staff.

Education

Graduate: Law Enforcement Executive Development Program, Princeton University (2004)

Post Graduate Credits: Personnel Management, Farleigh Dickinson University, Madison, New Jersey (1974 – 1977)

B.S. Business/Accounting: Monmouth College, West Long Branch, New Jersey (1974) Four-year Athletic Scholarship. Varsity Basketball Team Member (1970 – 1974) Varsity Basketball Team Captain, 1974 Outstanding College Athlete

Organizations

- Past Member and Chairman, Town of Fairfield, Connecticut Board of Police Commissioners (8 years)
- Member and past President, Phi Kappa Psi New Jersey Beta Alumni Corporation (12 years)
- Member, Federal Bureau of Investigation National Academy Associates (19 years)
- Member, Society of Former Special Agents of the FBI (17 years)
- Member, National Law Enforcement Association (19 years)

References Available Upon Request

Boards and Commissions Interest Form

Record #323 submitted from IP address 67.80.17.139 on 6/2/2023 9:02 AM

View form

	000		
ID	323		
First Name	Donald		
Last Name	Kleber		
Street Address	50 Taquoshe Pl		
Zip Code	06825		
Email Address	dkleber@sbcglobal.net		
Cell Phone	203-395-0611		
Home Phone	203-254-8462		
Work Phone			
Voter Registration Status	Yes		
Political Party Affiliation	Unaffiliated (No party affiliation)		
Board or Commission	Ethics Commission		
Read the Boards Role	Yes		
How You Learned About the Position	About Commission		
Who You Have Spoken To	Other Person(s)		
Explanation of Interest and Contribution	On June 1, 2023, I received a call from the First Select woman's office, asking if I would consider an appointment to the Ethics Commission. While I had never considered this Commission, I believe my life's experience and prior work on the Police Commission		

	gives me great insight into issues that would be overseen by this position.	
Resume or Bio	Resume or Bio Don Kleber Resume[1].docx	
Additional Comments		

<u>Manage</u>

FairTV Commission

Seat	Name	Party	Term Start	Term End
1*	William B. Ferguson	R	07/22	07/25
2**	Paul R. Foley – BEING PLACED ON 06-19-23 BOS AGENDA. TERM EFFECTIVE JULY 1, 2023	R	07/23	07/26
3***	Lee G. Kamlet – BEING PLACED ON 06-19-23 BOS AGENDA TERM EFFECTIVE JULY 1, 2023	D	07/23	07/26
4****	Paula J. Cocozza	D	07/21	07/24
5****	David Kraft	U	07/21	07/24

Full				
Party	Count			
Vacant	2			
Democrats	1			
Republicans	1			
Unaffiliated	1			
Total Full	3			

^{*} William B. Ferguson – R - received unanimous BOS approval to serve first term on 10-03-22 and received RTM approval on 10-24-22. Mr. Ferguson replaced Alexander Vishno - R – who did not seek a second term. Mr. Vishno was approved to serve his first term by BOS on 12-04-20 and RTM on 12-16-20. He filled a seat vacated by Kathryn L. Braun – R- who was elected to the TPZ in November of 2019.

^{**} Paul R. Foley – R - will be on the June 19, 2023 BOS agenda for approval to take the place of Anne Marie Lagnese – R – who resigned. Ms. Lagnese received unanimous BOS approval to serve her first term on 10-03-22 and received RTM approval on 10-24-22.

Ms. Lagnese replaced Patrick G. Colligan – R – who resigned on July 20, 2022 during his first term. Mr. Colligan was approved to serve his first term by BOS on 07-06-20 and RTM on 7-27-20. He filled a seat vacated by Todd J. Chandler - R - who resigned 09-17-18. ***Lee G. Kamlet – D – will be on the June 19, 2023 BOS agenda for approval to take the place of Mark J. Joyella – D – who resigned. Mr. Joyella was serving his first term. He was appointed by the BOS on 12-21-20 and the RTM on 01-25-21. He filled a seat vacated by Andrew D. Jones – D- who chose not to seek a second term.

****Paula J. Cocozza is serving her first term. She was appointed by the BOS on 06-21-21 and RTM on 06-28-21. She filled a seat vacated by James F. Quinn – D- who served two full terms.

*****David Kraft – U – was appointed by the BOS on 12-06-21 and RTM on 12-13-21. He replaced Stuart Strezler - U – who served two full terms.

- The FairTV Commission was established to oversee the development and operation of educational and government access television programming in Fairfield. The FairTV Commission was created by a Town Ordinance passed by the Representative Town Meeting (RTM) on February 2, 2015 to oversee the development and operation of educational and government access television programming in Fairfield. This commission is the successor to the temporary FairTV Operational Committee.
- 5 members can serve; no more than 2 members of the same party can serve.
- Term begins July and lasts three years.
- Requires unanimous BOS approval and RTM approval.

FairTV Commission (source www.fairfieldct.org/fairtvcommission)

Powers and Duties: Town Code - Chapter 74

Chapter 74. FairTV

Sec. 74-1. Declaration of intent: FairTV.

There is hereby established a program for the recording (video & audio), production, editing, live broadcast, re-broadcast and internet streaming of the Town of Fairfield Public, Education and Government meetings. The program shall provide the residents of the Town of Fairfield the ability to view government and education meetings as prescribed herein.

Sec. 74-2. Implementation.

The FairTV Commission shall have the responsibility and shall oversee the implementation of this ordinance.

Sec. 74-3. Primary Content.

FairTV shall record, broadcast, re-broadcast and "Internet-stream" gavel-to-gavel, regularly scheduled meetings of the Town of Fairfield's:

- A. Representative Town Meeting
- B. Board of Education

- C. Board of Selectmen
- D. Board of Finance
- E. Town Plan & Zoning Commission

Sec. 74-4. Secondary Content.

The FairTV Commission may authorize additional coverage of Fairfield town government and the Fairfield Public Schools, herein defined as: gavel-to gavel meetings of town bodies not part of the Primary Content schedule, and events related to town government or the public schools, such as ceremonies, non-partisan public meetings, parades and athletic competitions.

Sec. 74-5. Secondary Content Inhibitor.

The Primary Content shall be completely assigned, scheduled and appropriately funded prior to the authorization of any Secondary Content coverage. The Commission shall not authorize the production of any other content or accept outside produced content for broadcast.

Sec. 74-6. Special Meeting Programming,

Coverage of Special Meetings of Primary Content government and educational activities shall be at the discretion of the FairTV Commission; provided that Primary Content coverage shall not be affected.

Sec. 74-7. Emergency Programming. The FairTV Commission shall provide for the immediate broadcast and release of emergency bulletins properly decreed by the Public Safety Authorities of the Town of Fairfield through prior mutual agreement with those authorities. These bulletins are to be in written form in order to be delivered over the system's broadcast emergency sub-channels.

Sec. 74-8. Commission Created; membership; compensation.

A. There shall be a FairTV Commission that shall consist of five (5) members who must be electors and residents of the Town of Fairfield. No more than two (2) members shall be members of the same political party. These members shall be recommended by unanimous consent of the Board of Selectmen and shall be appointed to the FairTV Commission by majority consent of the RTM. B. No member of the FairTV Commission shall receive compensation for service.

Sec. 74-9. Term of Office; removal; officers.

A. The term of all members shall run for three (3) years, except that the initial terms shall be staggered as follows: one initial term of at least one (1) year, two initial terms of at least, but no more, than two (2) years, two initial terms of at least, but no more, than three (3) years so that the terms of not more than two (2) members shall terminate in any single year.

- B. If a member resigns or is removed for any reason before his or her term expires, a replacement shall be appointed within two (2) months of termination in accordance with Section 74-9.A to complete that term. A Commission member may be removed by a vote of the Board of Selectmen for good cause, upon request of the Commission. Failure to attend four (4) consecutive meetings without good reason shall constitute good cause for removal.
- C. The Commission shall elect a Chairperson, Vice Chairperson and Secretary. The Commission may form subcommittees to address specific duties of the Commission.
- D. A quorum at any such meetings shall consist of a majority of the voting membership.

Sec. 74-10. Jurisdiction.

- A. The FairTV Commission shall oversee the operations of the FairTV Broadcast System for the express purpose of recording (video & audio), producing, editing, live broadcast, re-broadcast and Internet streaming of the Town of Fairfield Education and Government meetings.
- B. The Commission shall serve as the sole policy-making authority regarding broadcast content, acting strictly however within the broadcast standards established herein Sect.74-3 through Section 74-8. These standards may only be revised by ordinance of the Town of Fairfield.
- C. The Commission shall act as the oversight and selection authority for any and all employees, contractors, vendors and volunteers needed to operate the FairTV Broadcast System in a manner consistent with requirements of fairness expressed in the Town Charter in Article XI, Section 4 and in consultation with the Town Human Resources Department and Town Purchasing Department.
- D. The Commission shall adopt such policies as it deems appropriate to assure procedures for the orderly and prompt performance of the Commission's duties and the system's continued efficient operation.

Sec. 74-11. Professional Services.

The Commission shall develop criteria for all contracts and/or agreements for professional services in furtherance of the purposes for which the Commission was created, including for the delivery of services it requires, in consultation with the Town Human Resources Department and/or the Town Purchasing Department.

Sec. 74-12. Powers and duties.

The purpose of the FairTV Commission shall be to oversee the FairTV Broadcast System. The system includes FairTV Education, FairTV Government and FairTV on Demand. The Commission shall adopt policies and procedures that shall:

- A. Provide for efficient, cost effective broadcast operations.
- B. Deliver broadcast content of the legislative, educational, executive, financial and land use meetings of the Town of Fairfield.
- C. Regulate broadcast system operations and standards within the limits of Sections 74-3 to 74-8.
- D. Acquire, provide and maintain equipment necessary for the timely execution of the Commission's duties.
- E. The Commission shall be responsible for the custodial oversight of all such equipment and shall adopt policies for the proper preservation and care of such equipment.
- F. Members shall serve as the Town of Fairfield and the Fairfield Board of Education representatives to the Cable Advisory Council of Area 2 (CAC2).

Sec. 74-13. Budget Appropriations and Funding

- A. Effective with the adoption of this ordinance by the RTM and the appointment and installation of members to the FairTV Commission, funds appropriated, encumbered and/or designated for the operations of FairTV in the current fiscal year held in the Information Technology Department Budget shall henceforth be expended at the direction of the FairTV Commission.
- B. The FairTV Commission shall prepare, present and oversee budget requests and appropriations for the System in accordance with Town of Fairfield budget procedures.
- C. The FairTV Commission shall author annual grant requests to Cable Advisory Council of Area 2 and the grant process post-award report.

D. The FairTV Commission shall author grant requests to any other video service providers for the Town of Fairfield as needed.

Updated December 1, 2021 Updated October 10, 2022 Updated June, 12, 2023

Town of Fairfield

Office of the First Selectwoman 725 Old Post Road Fairfield, CT 06824

BOARDS AND COMMISSIONS QUESTIONNAIRE

To be considered for appointment to a Board or Commission, please fill out this form, save a copy and email the saved copy, along with a copy of your resume, to the First Selectwoman's Office at <u>jcarpenter@fairfieldct.org</u>. Please note that your resume and completed questionnaire are public documents. If you have any questions, please contact Jennifer Carpenter in the First Selectwoman's Office at 203-256-3095 or <u>jcarpenter@fairfieldct.org</u>.

Board/Commission: FairTV Commission

Date: June 6, 2023

Name: PAUL FOLEY

email: paulfoley5122@gmail.com

Address: 175 Old Spring Road, Fairfield, CT home phone: 203-260-6701

work phone:

Party Affiliation: Republican cell phone:

- 1. How did you learn about this position?
- 2. Why are you interested in serving and how can you contribute to this board/commission?

Utilize my background to improve sand deliver innovative and valuable cable TV performance and services

3. Have you attended any meetings or reviewed past minutes/agendas? If yes, please specify.

No

4. Have you spoken with the chair, any members, or the appropriate Department Head?

No

5. Have you read the written description of the board's role? Yes

6. Do you have any potential conflict of interest?

No

7. Do you know the time, date and location of meetings and will you be able to attend and fulfill the obligations of the position?

Yes

- 9. Participation requires that you are registered voter in the town of Fairfield. Additionally, the Town Charter requires that party balance be maintained on all boards/commissions. Are you registered to vote and what is your party affiliation? Yes, Republican.
- 10. Please use this space to ask any questions you may have or to provide additional information you'd like to share.

Paul Foley
175 Old Spring Road
Fairfield, CT 06824
203-292-3256(H)
203-260-6701(M)
paulfoley5122@gmail.com

Objective:

Senior Technology Sales/Business Development Position

Experience:

PSCK Consulting 3/19 to present

Principal and owner of Cyber security training firm.
Create awareness training and courses are for businesses and non profits.

Advise, plan and develop Disaster Recovery and Business Continuity Services Procedures and Documents.

Sales development and account management duties.

8/16 - 3/19

TBNG Consulting
Senior IT Account Executive

Milford, CT

Sales and business development for an IT Managed Service Provider (MSP) based in Fairfield County. Concentration on providing IT infrastructure services. Specialties and expertise in disaster recovery, business continuity and IT security services. Particular expertise in Fortinet Security Suite

Founded in 2005, TBNG Consulting is a Connecticut-based professional information technology consulting firm specializing in: Business Continuity, Network Infrastructure, Perimeter Security, and Support Services for a variety of product sets. We deliver value to organizations by engineering IT solutions to fit client needs with a philosophy driven by experience, product expertise and customer commitment. Working with all sizes of municipal, K-12, non-profit and commercial clients throughout New England, TBNG Consulting is a strategic technology integration partner with Dell, VMware, Citrix, Brocade, Barracuda Networks, Fortinet, ESET, HP, Cisco Systems and Microsoft. TBNG Consulting designs, implements and supports highly scalable and secure network related technologies for both government and private sector clients. Our solutions utilize best of breed technologies that bolster local and wide area network performance speed and security. With our Managed IT Support offering, we help organizations proactively manage and monitor their networks. TBNG Consulting seeks to provide our clients with best practice solutions for the purpose of enhancing their operational effectiveness. This management philosophy relies on clear customer communication coupled with solid goal expectations.

6/2014 - 8/2016 CS TECHNOLOGY New York, NY Business Development Executive

Responsible for direct sales and strategic partner relationships around the CS Technology service areas of data center, cloud and IT infrastructure strategy and advisory services. Main role was building a partner ecosystem with colocation/hosting providers.

Mentor and teach junior sales associates including inside lead generation team

CS Technology delivers real and measurable results that matter to our clients and their shareholders

From business and technology strategy development to precision execution of critical transformational initiatives to assuring sustainable operational excellence, CS Technology delivers real and measurable results that matter to our clients and their shareholders. Today, business is not just dependent upon technology; it has become intrinsically intermingled with technology. Technology infrastructure is the critical fiber, fuel, and foundation for the business engine of today and of the future. We are passionate in our beliefs that IT portfolios must be held to the standards of free and efficient markets, and that organizational inefficiency and obsolete processes drastically limit enterprise value contribution in most IT organizations.

We instill in our client IT organizations a new paradigm, Return on Spend, which unlocks value for our clients, and enables our client technology and business leaders to completely focus on serving strategic business needs. Our mission is to help our clients derive more value, leverage, predictability, and flexibility from their technology infrastructures.

2/2012 - 6/2014

GARTNER

Stamford, CT

Account Manager

Responsible for sales and consultative services surrounding the Outsourcing, Shared Services and Strategic Partnerships areas. Advise clients on best ways to market and sell their products and services through Gartner portfolio of events.

Specific expertise in cloud services infrastructure, hosting, cloud services brokerage.

Additional experience in shared services, IT Financial, Procurement and Asset Management areas.

Exceeded quota with sales of over \$2MM in 2012.

Gartner, Inc. is the world's leading information technology research and advisory company. We deliver the technology-related insight necessary for our clients to make the right decisions, every day. From CIOs and senior IT leaders in corporations and government agencies, to business leaders in high-tech and telecom enterprises and professional services firms, to technology investors, we are the indispensable partner to 60,000 clients in 10,000 distinct organizations. Through the resources of Gartner Research, Gartner Executive Programs, Gartner Consulting and Gartner Events, we work with every client to research,

analyze and interpret the business of IT within the context of their individual role. Founded in 1979, Gartner is headquartered in Stamford, Connecticut, U.S.A., and has 4,000 associates, including 1,200 research analysts and consultants in 80 countries. For additional information, visit www.gartner.com.

1/2010 - 2/2012 FrontBlade Systems/NST Stamford, CT Contract Sales Consultant

- Senior sales and business development individual responsible for sales, marketing, lead generation and new services creation.
- Mentor and advisor to other sales and account management personnel.
- Focus on IT infrastructure and IT network and end point security offerings and services
- Senior Business Continuity and Disaster Recovery Practice Manager providing pure consultative services
- Responsible for web marketing, email and direct mail campaigns
- Sales and business development for company IT service offerings which include IT
 infrastructure projects, support and consulting and outsourcing. Key individual for
 designing, implementing and sales / marketing of company services offering.
- Promote IT security efforts targeted at healthcare and financial services firms including capital management and hedge fund firms. Focus on web based investor reporting and financial and compliance reporting.
- Sales certifications in Check Point EqualLogic and Compellent SAN systems, Citrix, VMware, CA, Fortinet and EMC/ RSA

11/2005 - 1/2010 The TNS GROUP, Inc. Stamford, CT Senior Account Manager

- Account development and management for an IT systems integration and services firm specializing in IT infrastructure, managed services, collocation, hosting, networking and security. Advanced sales certification in VMware, Citrix, RSA, Dell Equallogic and Compellent SAN.
- Consistently achieved and surpassed sales quota targets. Achieved sales revenue of 3
 million dollars in 2008. These included specific projects, consulting arrangements, and
 professional services and complete IT outsourcing arrangements.
- Achieved 210% of quota in 2007, 370% of quota in 2008, and 120% of quota in 2009. Closed significant full IT outsourcing arrangements including IT infrastructure management, help desk services, business continuity and disaster recovery setup and ongoing testing and updating. Was first in company history and only individual to receive the 3 Million Dollar Club award.
- Prospect for new IT services opportunities with existing accounts, cold calling, strategic
 partnerships. Coordination of the planning and execution of solution team selling
 strategies. Specific focus on financial services companies including hedge funds and
 capital management firms.
- Particular expertise in areas of virtualization, secure remote access, unified security, business continuity and compliance services and solutions.
- Focused efforts on senior IT executive and director levels to sell strategy consulting, assessments, full project cycle and staff augmentation services
- Manage and monitor sales activities via CRM database and pipeline forecasting systems

- Consistently achieved and surpassed sales quota targets of 3 million dollars. These included specific projects, ongoing staff augmentation and complete IT outsourcing arrangements.
- Directed all business development and lead generation campaigns including television ad campaigns, Executive Technology Exchange seminars, telemarketing scripting and out calling programs, direct mail efforts.
- Developed key partner programs with leading services and technology partners including VMware, CA, CITRIX, Compellent, RSA and Fortinet. These include joint seminars, calling campaigns, list and lead sharing and cooperative sales calls.

1/2003 - 11/2005

CERVALIS, INC.

Stamford, CT

Senior Account Executive

- New business development and sales for outsourcing of IT infrastructure services and products
- Identify and cultivate business partnership opportunities with other IT providers
- Prospecting for client opportunities in the provision of managed IT disaster recovery, business continuity, collocation and hosted services within current client contacts, networking events
- Represent Cervalis at industry events and trade shows
- Manage current account relationships and identify new product/ services opportunities
- Exceeded quota in past year with sales of over \$2 Million Dollars

11/2000 - 1/2003

INTEQ CORPORATON

Bedford, MA

Regional Sales Executive - NY, CT, NJ, PA

- New business development in managed services technology infrastructure and consultative sales selling to CIO and senior IT operations management
- Prospecting, defining account strategies, develop target accounts
- Propose outsourcing solutions in areas of network service and IT infrastructure
- Areas of expertise in IT monitoring, management and performance
- Recruit and develop channel sales partners- VARS, System Integrators

1997 - 2000

WESTCON, INC.

Tarrytown, NY

Director Pre-Sales / IT Professional Services

- Managed professional consulting group of 13 engineers
- Recruited network consultants in areas of IT networking.
- Identified pro services and consulting opportunities
- Areas of expertise in IT LAN/WAN, Security Infrastructure.
- Developed new professional services offerings for direct and channel sales

Pleasantville, NY

Director of IT Client Services

- Directed corporate IT services support group of 35.
- Managed IT vendor relations, client support and outsourcing projects
- Responsible for all IT infrastructure service initiatives

Global Director of Telecommunications

Responsible for telecom equipment services for 52 global locations. Worked with local utilities including power and Cable TV companies to build local office infrastructures.

Education:

Boston College, Chestnut Hill, MA, BA International Business

Organizations:

Help Desk Institute, ITSMF, Managed Services Provider Alliance, Board of Directors Managed Services Providers Association MSP

Lee Kamlet

726 Beach Road Fairfield, CT 06824 (914) 772-8637 (cell) 203-292-9840

Lee.g.kamlet@gmail.com

Qualification Highlights

- Award-winning broadcast journalist with over 30 years of experience in producing nationally acclaimed national network news reports.
- Agile and responsive to changing demands with the ability to produce quality reports recognized for their substance and relevance, while meeting time and fiscal constraints.
- Skilled at quickly absorbing complex subjects and relating them in clear and concise language to large and diverse audiences.
- Chief academic officer dedicated to the pursuit of truth, knowledge and ethics by students at a school of communications at a midsize university.
- Excellent personnel manager who easily develops rapport with a wide variety of stakeholders.

Summary of Experience and Skills

- As head writer for *World News Tonight with Diane Sawyer* and *World News Tonight with Charles Gibson*, coordinated the scripting of daily national network news broadcasts, earning a Writers Guild of America Award for best regularly scheduled newscast.
- As national field producer for ABC News, was co-producer of series on children in poverty, earning the Alfred I. duPont/Columbia Graduate School of Journalism Silver Baton Award.
- As a producer for *Dateline NBC*, co-winner of three National News Emmys.
- Directed, managed and wrote hundreds of national news stories as a field producer for ABC News and NBC News overseeing projects from inception and research, to final edit and broadcast.
- Adapted scripting to the reading style, word choices and other speaking preferences of the anchor or correspondent.
- Conducted in-depth editorial research and countless personal interviews to produce the most compelling and accurate reflection of events.
- Broad knowledge of national and world affairs.
- As Dean of the Quinnipiac University School of Communications, was the chief administrator and academic officer for a school with 950 graduate and undergraduate students, 50+ full-time and adjunct faculty, 14 administrative staff and a \$2.1 million annual operating budget.
- Made speeches and presentations promoting the school to prospective students, parents, administrators and general audiences.
- As a freelance writer for the European Society of Cardiology, write articles, editorials and background materials on issues of concern to the 90,000 members of the ESC community.

Lee Kamlet Resume 1

Work History

- European Society of Cardiology
 - o Freelance writer, 2018 to July 2020
- Quinnipiac University
 - Dean of the School of Communications, 2011-2017
- ABC News
 - Editor / Producer / Writer ABCNews.com, 2010
 - Head Writer, ABC World News Tonight, 2008-2010
 - Senior Producer / National Field Producer, 1981-1998
- NBC News
 - o Producer, Dateline NBC, 1998-2008
- CNN
 - o Producer, 1980-1981

Community Involvement

- Board member / volunteer Adam's House, Shelton, CT., which provides programing and support for children ages 5-18 who are grieving the loss of a family member or friend, February 2018 to present
 - Member of the communications, marketing and development committee.
- Docent, Fairfield Museum and History Center, providing tours and lectures to schoolchildren about the history of the town of Fairfield, CT. May 2017 to April 2020.
- Graduate of University of Connecticut ENCORE!FAIRFIELD program, a unique five-month emersion experience in the Connecticut non-profit sector, 2017-18

Education

Colorado State University, B.A. Political Science

Awards

- Three National News Emmy Awards
- Writers Guild of America Award for Outstanding Television News Script
- Alfred I. duPont/Columbia University Silver Baton Award
- CINE Award
- Colorado State University Honored Alumnus

Lee Kamlet Resume 2

Boards and Commissions Interest Form

Record #316 submitted from IP address 38.81.106.83 on 5/31/2023 1:37 PM

View form

ID	316
First Name	Lee
Last Name	Kamlet
Street Address	726 Beach Rd
Zip Code	06824
Email Address	lee.g.kamlet@gmail.com
Cell Phone	914-772-8637
Home Phone	203-292-9840
Work Phone	
Voter Registration Status	Yes
Political Party Affiliation	Democratic Party
Board or Commission	FairTV Commission
Read the Boards Role	Yes
How You Learned About the Position	Selectwoman's weekly newsletter
Who You Have Spoken To	Other Person(s)
Explanation of Interest and Contribution	I have 30+ years of professional experience as a network news producer at ABC News and NBC News, as well as administrative experience as Dean of the School of Communications at Quinnipiac University. I believe I can make a contribution to the work of the commission

Resume or Bio	<u>Lee Kamlet Resume - SVPCT.docx</u>
Additional Comments	

Manage

Memorandum

To: Board of Selectmen

From: Mark S. Barnhart, Director of Community & Economic Development

Date: May 30, 2023

Re: 2023 Neighborhood Assistance Act Program

As you know, the Town has solicited program proposals from municipal agencies and community non-profit organizations for funding consideration under the Neighborhood Assistance Act (NAA) program.

This program allows businesses to claim a State tax credit for cash contributions made to qualifying community programs conducted by tax exempt or municipal agencies. The types of community programs that qualify for the NAA tax credit program include, but are not necessarily limited to: energy conservation; employment and training; child care services; neighborhood assistance; substance abuse; open space acquisition; crime prevention programs and affordable housing development. The minimum contribution on which a tax credit may be granted is \$250, and the maximum contribution that any non-profit or municipal entity can receive under this program is \$150,000. There are no Town funds involved in this program.

In order to be considered, applications must be completed in full, approved locally following a public hearing, and submitted to the Department of Revenue Services (DRS) by July 1st. Attached for your consideration is a summary of the applications that were received by the April 21, 2023 deadline.

In order to meet the aforementioned submission deadline, I would request that you consider this matter at your next regularly scheduled Board meeting, which I understand to be June 5, 2023, which should allow sufficient time for the RTM to consider this at its June meeting.

Information and Justification Regarding the Neighborhood Assistance Act Program

- 1. BACKGROUND: The Neighborhood Assistance Act (NAA) program is a State program administered by the Department of Revenue Services that allows eligible businesses to apply for and receive a State tax credit for cash contributions made to qualifying community programs conducted by tax exempt or municipal agencies. More information can be found on the DRS website at www.ct.gov/drs.
- 2. *PURPOSE AND JUSTFICATION*: The program is designed to provide funding to municipal and tax-exempt entities by incentivizing donations made by private companies owing a State corporate tax liability. The Town's role is limited to designating a municipal liaison to work with DRS, conducting a public hearing and soliciting applications from eligible municipal and non-profit entities, which activities must be approved by the Town's legislative body prior to their being submitted to DRS by the July 1st deadline.
- 3. DETAILED DESCRIPTION OF PROPOSAL: See attached summary of applications received.
- 4. RELIABILITY OF ESTIMATED COSTS: There are no Town funds involved. The applicants are responsible for all project cost estimates, and administering any funds received through donations.
- 5. PAYBACK PERIOD: Not Applicable. There are no Town funds involved.
- 6. ADDITIONAL LONG RANGE COSTS: Not Applicable. There are no Town funds involved.
- 7. ADDITIONAL USE OR DEMAND ON EXISTING FACILITIES: Not Applicable
- 8. ALTERNATES TO THIS REQUEST: Participation in the NAA program is optional. Towns may decide not to participate in the NAA program. As of last year, eighty-two communities had designated a municipal liaison and were participating in the NAA program.
- 9. SAFETY AND LOSS CONTROL: Not Applicable
- 10. ENVIRONMENTAL CONSIDERATIONS: Not Applicable
- 11. INSURANCE: Not Applicable
- 12. FINANCING: Not Applicable
- 13. OTHER CONSIDERATIONS: Not Applicable

14. OTHER APPROVALS: Board of Selectmen (6/5) Public Hearing (scheduled for 6/1) and RTM approval (6/26) prior to submission to DRS by the July 1 deadline.

2023 Neighborhood Assistance Act Applicants

Program	Agency Sponsor	Agency Address	Funds Requested	Other Funds	Tax Credit	Program Category
Guardian ad Litem	Children in Placement - CT	155 East Street New Haven	\$ 20,000	\$ 69,650	60%	Program serving Low Income Populations
FTC General Programming Support	Fairfield Theatre Company	70 Sanford Street Fairfield	\$ 50,000	\$ 3,018,682	60%	General Operating Support
Lighting Upgrades	Fairfield Theatre Company	70 Sanford Street Fairfield	\$ 50,000	\$ -	100%	Energy Conservation
Heritage Trail @ Historic Southport Park	Sasquanaug Association for Southport Improvement	P.O. Box 471 Southport	\$ 24,999	\$ 10,900	60%	Historic Preservation/Education
Energy Efficiency Rehab for Hope Supportive Housing	Operation Hope of Fairfield	636 Old Post Road Fairfield	\$ 56,980	\$ -	100%	Energy Conservation
Clubhouse Lighting & HVAC Controls Improvement Project	Wakeman Boys & Girls Club	385 Center Street Southport	\$ 32,558	\$ 18,965	100%	Energy Conservation

Memorandum

To: Board of Selectmen

From: Mark S. Barnhart, Director of Community & Economic Development

Date: May 31, 2023

Re: Program Year 49 Annual Plan, Community Development Block Grant

I am forwarding herewith for your consideration and approval the proposed activities to be funded under the Community Development Block Grant (CDBG) Program for Program Year 49, which begins on October 1, 2023, and runs through September 30, 2023.

The Community Development Block Grant (CDBG) Program is authorized under Title I of the Housing and Community Development Act of 1974, and is administered by the U.S. Department of Housing and Urban Development (HUD) through its Office of Community Planning and Development. The primary objective of this program is the development of viable communities by providing decent housing, a suitable living environment and expanded economic opportunities, principally for persons of low and moderate income. As a municipality with a population of more than 50,000 persons, the Town of Fairfield qualifies as an entitlement community, meaning that it receives an annual allocation of CDBG funds.

Each year, the Town must prepare an Annual Action Plan that identifies those projects and activities that it proposes to fund through CDBG for the upcoming year. The Town is required to develop and adhere to a citizen participation process that includes the community in the development of its Annual Action Plan. In accordance with its citizen participation plan, the Town conducted the first of two scheduled public hearings to solicit comments on housing and community development needs on March 1, 2023. A second public hearing was held on May 3, 2023.

HUD has advised the Town that its CDBG allocation for the upcoming PY 49 program year will be \$492,327, a decrease of \$19,139 or 3.7% from the current year. Please note that the proposed allocation plan also includes \$44,673 in estimated program income, for a total combined budget of \$537,000. Please also keep in mind that the Town may allocate not more than fifteen percent (15%) of its funding to public service category activities and that general administrative costs cannot exceed twenty percent (20%) of the allocation.

I respectfully request your timely and favorable consideration of the proposed PY 48 CDBG activities at your next meeting so that we might present our proposed allocation plan to the Representative Town Meeting at its June meeting, and prepare and submit our Annual Action Plan to HUD. Please do not hesitate to contact me in the event that you have any questions.

Thank you for your consideration.

Information and Justification Regarding the Community Development Block Grant

- 1. *BACKGROUND*: HUD designates Fairfield as an entitlement community for its CDBG program. As an entitlement community, the Town receives grant funds in an amount established by HUD for each fiscal year to be used for various HUD eligible activities.
- 2. *PURPOSE AND JUSTFICATION*: The objective of this program is to develop viable communities by providing decent housing, a suitable living environment and expanded economic opportunities, principally for persons of low and moderate income.
- 3. DETAILED DESCRIPTION OF PROPOSAL: See attached program description.
- 4. *RELIABILITY OF ESTIMATED COSTS*: The grant funds are a fixed amount established annually by HUD.
- 5. PAYBACK PERIOD: Not Applicable
- 6. ADDITIONAL LONG RANGE COSTS: Not Applicable
- 7. ADDITIONAL USE OR DEMAND ON EXISTING FACILITIES: Not Applicable
- 8. ALTERNATES TO THIS REQUEST: Not Applicable
- 9. SAFETY AND LOSS CONTROL: Not Applicable
- 10. *ENVIRONMENTAL CONSIDERATIONS*: HUD requires that all recipients of CDBG funds follow Federal regulations as contained in 25 CFR Part 58, thereby furthering the purposes of the National Environmental Policy Act of 1969.
- 11. INSURANCE: Not Applicable
- 12. FINANCING: Not Applicable
- 13. OTHER CONSIDERATIONS: Not Applicable
- 14. *OTHER APPROVALS*: Public Hearings (conducted on 3/1 and 5/3), Board of Selectmen, RTM, and 30 Day Public Comment Period prior to submission to HUD.

Town of Fairfield Office of Community and Economic Development Proposed PY 49 Annual Allocation Plan Community Development Block Grant Program

Public Service Activities (15%)			
Operation Hope Housing Support	\$	20,000	
Center for Family Justice Advocacy/Support	\$	8,000	
Lifebridge Mental Health/Counseling Services	\$	10,000	
JSS/Grasmere on Park Social Worker	\$	4,500	
BOE Special Education Vocational Training	\$	3,500	
Jewish Senior Services Elder Abuse Prevention	\$	4,000	
Fairfield History Museum Educational Enrichment	\$	3,000	
Fairfield Human Services Senior Outreach	\$	10,000	
Bridge House – Life Skills Development/Support	\$	3,500	
Pilot House Special Needs	\$ \$ \$	4,000	
Wakeman Boys & Girls Club		4,500	
Woofgang Volunteer Coordinator	\$	4,000	
Subtotal	\$	79,000	
Public Facilities and Non-Housing Needs			
DPW Street/Sidewalk Improvements	\$	75,000	
Micro-Enterprise Assistance	\$	15,000	
CT Audubon Accessible Pathway	\$	20,000	
Subtotal	\$	110,000	
ffordable Housing Activities			
Multi-Family Rehab Program	\$	75,000	
Single-Family Rehab Program	\$	75,000	
Handyman	\$	17,500	
Homeownership Assistance	\$	75,000	
Subtotal	\$	242,500	
rogram Administration (20%)			
Administration	\$	105,500	
Subtotal	\$	105,500	

CDBG PROGRAM YEAR 49 SUMMARY

USES:

Public Service Activities (<15%)	\$	79,000
Public Facilities and Non-Housing Needs	\$	110,000
Affordable Housing Activities	\$	242,500
Program Administration (<20%)	\$	105,500
TOTAL USES	\$	537,000
	<u> </u>	
SOURCES:		
SOURCES.		
CDBG Entitlement	\$	492,327
Program Income (Estimated)	\$	44,673
TOTAL SOURCES	<u>\$</u>	537,000

RESOLUTION

TOWN OF FAIRFIELD CONFIRMING COMMITMENT AND PARTICIPATION IN A REGIONAL HOUSEHOLD HAZARDOUS WASTE COLLECTION CENTER

WHEREAS, the South Central Connecticut Regional Water Authority, as agent for the South Central Regional Council of Governments and participating municipalities, has undertaken the permitting, construction and operation of a regional facility for the collection of household hazardous waste and conditionally exempt small quantity generator business waste at its headquarters at 90 Sargent Drive in New Haven; and

WHEREAS, the municipalities participating in the facility are able to have residents drop off their household hazardous wastes on Saturday mornings form 9 a.m. until noon, and conditionally exempt small quantity generators deliver business waste on Saturday morning, by appointment from 7 a.m. to 8:30 am, from spring through fall for proper processing, transportation and disposal;

WHEREAS, the facility is owned, managed and operated under the supervision of the South Central Connecticut Regional Water Authority for the benefit of the participating municipalities;

NOW, THEREFORE, BE IT RESOLVED BY THE Town of Fairfield THAT:

The Town of Fairfield declares its commitment to continue participation in the regional household hazardous waste collection center for a minimum one-year period (July 1, 2023 through June 30, 2024), with two one-year extension periods at the Town of Fairfield's option, and confirms its intent to contribute financially for the operation, processing, transportation and disposal of household hazardous waste on behalf of its residents.

The Town of Fairfield authorizes its First Selectwoman to enter into this agreement with the South Central Connecticut Regional Water Authority for the operation of the facility. Such agreement will permit the Authority to act as its agent to maintain the facility, to contract with a vendor for the transportation and disposal of the hazardous wastes, to receive financial support from grant sources, to enter into agreements with other municipalities and to operate the facility.

Invoicing will be based on a two part formula:

This resolution shall be effective July 1, 2023 through June 30, 2026.

- 1. Annual operational costs are based on the number of 1- 2-family housing units in Fairfield, and
- 2. Annual transportation and waste disposal costs are prorated by residents' usage.

I hereby certify that this is a true and correct copy of action taken by the Fairfield Representative

Town Clerk	Date
Town of Fairfield:	
Town Meeting, at its meeting held on	



South Central Connecticut Regional Water Authority 90 Sargent Drive, New Haven, Connecticut 06511-5966 203-562-4020 http://www.rwater.com

January 18, 2023

1st Selectwoman's Office

Brenda Kupchick, First Selectwoman Fairfield Town Hall 725 Old Post Road Fairfield, CT 06824

Dear First Selectwoman Kupchick:

Since 1990, Fairfield has provided its residents with a safe way to properly dispose of household chemicals by being a member of the HazWaste Central (HWC) program. HWC is Connecticut's first permanent household hazardous waste collection center and is located at the Regional Water Authority's headquarters in New Haven. It has served 17 communities, including Fairfield, for over 30 years.

Fairfield's current commitment resolution to participate in HWC expires June 30, 2023. A new three-year commitment resolution for July 1, 2023 through June 30, 2026 is needed to ensure Fairfield residents can continue to bring their household hazardous waste to the facility. Please present the enclosed resolution at your next Representative Town meeting for approval, and have the resolution signed and certified by the Town Clerk. Kindly return one copy to the HWC office, 90 Sargent Drive, New Haven and file a certified copy in your Town Clerk's office.

Please let me know if you have any questions. I can be reached at 203-889-1981 or lvitalgiano@rwater.com.

Sincerely,

Lori Vitagliano

Government and Public Relations Specialist

cc: Larry Bingaman, RWA President & Chief Executive Officer
John Cottell, Fairfield Municipal Planning Committee Representative

RESOLUTION

Town of FAIRFIELD CONFIRMING COMMITMENT AND PARTICIPATION IN A REGIONAL HOUSEHOLD HAZARDOUS WASTE COLLECTION CENTER

WHEREAS, the South Central Connecticut Regional Water Authority, as agent for the South Central Regional Council of Governments and participating municipalities, has undertaken the permitting, construction and operation of a regional facility for the collection of household hazardous waste and conditionally exempt small quantity generator business waste at its headquarters at 90 Sargent Drive in New Haven; and

WHEREAS, the municipalities participating in the facility are able to have residents drop off their household hazardous wastes on Saturday mornings from 9 a.m. until noon, and conditionally exempt small quantity generators deliver business waste on Saturday mornings, by appointment from 7 a.m. to 8:30 a.m., from spring through fall for proper processing, transportation and disposal;

WHEREAS, the facility is owned, managed and operated under the supervision of the South Central Connecticut Regional Water Authority for the benefit of the participating municipalities;

NOW, THEREFORE, BE IT RESOLVED BY THE Town OF Fairfield THAT:

The Town of Fairfield declares its commitment to continue participation in the regional household hazardous waste collection center for a minimum three-year period (July 1, 2023 through June 30, 2026), and confirms its intent to contribute financially for the operation, processing, transportation and disposal of household hazardous waste on behalf of its residents.

The Town of Fairfield authorizes its First Selectwoman to enter into this agreement with the South Central Connecticut Regional Water Authority for the operation of the facility. Such agreement will permit the Authority to act as its agent to maintain the facility, to contract with a vendor for the transportation and disposal of the hazardous wastes, to receive financial support from grant sources, to enter into agreements with other municipalities and to operate the facility.

Invoicing will be based on a two part formula:

This resolution shall be effective July 1, 2023 through June 30, 2026.

- 1. Annual operational costs are based on the number of 1- and 2- family housing units in Fairfield, and
- 2. Annual transportation and waste disposal costs are prorated by residents' usage.

I hereby certify that this is a true and correct copy of action taken by the Fairfield Representative Town, at its meeting held on _______

Town Clerk	Date
Town OF Fairfield:	
at its meeting field on	

A RESOLUTION APPROPRIATING \$2,377,000 FOR THE PURCHASE OF VEHICLES AND EQUIPMENT FOR THE DEPARTMENT OF PUBLIC WORKS AND AUTHORIZING THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION

RESOLVED:

- 1. As recommended by the Board of Finance and the Board of Selectmen, the Town of Fairfield (the "Town") hereby appropriates the sum of Two Million Three Hundred Seventy-Seven Thousand and 00/100 Dollars (\$2,377,000) for costs related to purchasing vehicles and equipment for the Department of Public Works, as listed on the **Exhibit A** attached hereto, as well as, all related administrative, financing, legal, contingency and other soft costs (the "Project").
- 2. To finance such appropriation and in lieu of a tax therefor, and as recommended by the Board of Finance and the Board of Selectmen, the Town may borrow a sum not to exceed Two Million Three Hundred Seventy-Seven Thousand and 00/100 Dollars (\$2,377,000) and issue its general obligation bonds/bond anticipation notes for such indebtedness under its corporate name and seal and upon the full faith and credit of the Town in an amount not to exceed said sum for the purpose of financing the appropriation for the Project.
- 3. The Board of Selectmen, the Treasurer and the Fiscal Officer of the Town are hereby appointed a committee (the "Committee") with full power and authority to cause said bonds to be sold, issued and delivered; to determine their form and terms, including provision for redemption prior to maturity; to determine the aggregate principal amount thereof within the amount hereby authorized and the denominations and maturities thereof; to fix the time of issue of each series thereof and the rate or rates of interest thereon as herein provided; to determine whether the interest rate on any series will be fixed or variable and to determine the method by which the variable rate will be determined, the terms of conversion, if any, from one mode to another or from fixed to variable; to set whatever other terms of the bonds they deem necessary, desirable or appropriate; to designate the bank or trust company to certify the issuance thereof and to act as transfer agent, paying agent and as registrar for the bonds, and to designate bond counsel. The Committee shall have all appropriate powers under the Connecticut General Statutes, including Chapter 748 (Registered Public Obligations Act) and Chapter 109 (Municipal Bond Issues) to issue, sell and deliver the bonds and, further, shall have full power and authority to do all that is required under the Internal Revenue Code of 1986, as amended, and under rules of the Securities and Exchange Commission, and other applicable laws and regulations of the United States, to provide for issuance of the bonds in tax exempt form and to meet all requirements which are or may become necessary in and subsequent to the issuance and delivery of the bonds in order that the interest on the bonds be and remain exempt from Federal income taxes, including, without limitation, to covenant and agree to restriction on investment yield of bond proceeds, rebate of arbitrage earnings, expenditure of proceeds within required time limitations, the filing of information reports as and when required,

and the execution of Continuing Disclosure Agreements for the benefit of the holders of the bonds and notes.

- 4. The First Selectwoman and Treasurer or Fiscal Officer, on behalf of the Town, shall execute and deliver such bond purchase agreements, reimbursement agreements, line of credit agreement, credit facilities, remarketing, standby marketing agreements, standby bond purchase agreements, and any other commercially necessary or appropriate agreements which the Committee determines are necessary, appropriate or desirable in connection with or incidental to the sale and issuance of bonds, and if the Committee determines that it is necessary, appropriate, or desirable, the obligations under such agreements shall be secured by the Town's full faith and credit.
- 5. The First Selectwoman and Treasurer or Fiscal Officer shall execute on the Town's behalf such interest rate swap agreements or similar agreements related to the bonds for the purpose of managing interest rate risk which the Committee determines are necessary, appropriate or desirable in connection with or incidental to the carrying or selling and issuance of the bonds, and if the Committee determines that it is necessary, appropriate or desirable, the obligations under such interest rate swap agreements shall be secured by the Town's full faith and credit.
- 6. The bonds may be designated "Public Improvement Bonds of the Town of Fairfield", series of the year of their issuance and may be issued in one or more series, and may be consolidated as part of the same issue with other bonds of the Town; shall be in serial form maturing in not more than fifteen (15) annual installments of principal, the first installment to mature not later than three years from the date of issue and the last installment to mature not later than fifteen (15) years from the date of issuance or as otherwise provided by statute. The bonds may be sold at an aggregate sales price of not less than par and accrued interest at public sale upon invitation for bids to the responsible bidder submitting the bid resulting in the lowest true interest cost to the Town, provided that nothing herein shall prevent the Town from rejecting all bids submitted in response to any one invitation for bids and the right to so reject all bids is hereby reserved, and further provided that the Committee may sell the bonds on a negotiated basis, as provided by statute. Interest on the bonds shall be payable semi-annually or annually. The bonds shall be signed on behalf of the Town by at least a majority of the Board of Selectmen and the Treasurer, and shall bear the seal of the Town. The signing, sealing and certification of the bonds may be by facsimile as provided by statute.
- 7. The Committee is further authorized to make temporary borrowings as authorized by the General Statutes and to issue temporary notes of the Town in anticipation of the receipt of proceeds from the sale of the bonds to be issued pursuant to this resolution. Such notes shall be issued and renewed at such time and with such maturities, requirements and limitations as provided by the Connecticut General Statutes. Notes evidencing such borrowings shall be signed by the First Selectwoman and Treasurer or Fiscal Officer, have the seal of the Town affixed, which signing and sealing may be by facsimile as provided by statute, be certified by and payable at a bank or trust company incorporated under the laws of this or any other state, or of the United States, be approved as to their legality by

bond counsel, and may be consolidated with the issuance of other Town bond anticipation notes. The Committee shall determine the date, maturity, interest rates, form and manner of sale, including negotiated sale, and other details of said notes consistent with the provisions of this resolution and the Connecticut General Statutes and shall have all powers and authority as set forth above in connection with the issuance of bonds and especially with respect to compliance with the requirements of the Internal Revenue Code of 1986, as amended, and regulations thereunder in order to obtain and maintain issuance of the notes in tax exempt form.

- 8. Pursuant to Section 1.150-2, as amended, of the Federal Income Tax Regulations the Town hereby declares its official intent to reimburse expenditures (if any) paid for the Project from its General or Capital Funds, such reimbursement to be made from the proceeds of the sale of bonds and notes authorized herein and in accordance with the time limitations and other requirements of said regulations.
- 9. The First Selectwoman, Fiscal Officer and Town Treasurer are hereby authorized, on behalf of the Town, to enter into agreements or otherwise covenant for the benefit of bondholders to provide information on an annual or other periodic basis to the Municipal Securities Rulemaking Board (the "MSRB") and to provide notices to the MSRB of material events as enumerated in Securities and Exchange Commission Exchange Act Rule 15c2-12, as amended, as may be necessary, appropriate or desirable to effect the sale of the bonds and notes authorized by this resolution.
- 10. The Committee is hereby authorized to take all action necessary and proper for the sale, issuance and delivery of the bonds and notes in accordance with the provisions of the Connecticut General Statutes and the laws of the United States. The First Selectwoman is authorized to negotiate and enter into grant agreements on behalf of the Town to fund the Project and to accept on behalf of the Town any grant to fund the Project. The First Selectwoman and other Town officials are authorized to seek grants and other contributions for the costs of the Project and take all such actions necessary or appropriate to obtain such grants and other contributions including execution and delivery of contracts related to such grants. Any such grants or contribution received prior to the issuance of the Bonds authorized herein shall be applied to the costs of the Project or to pay at maturity the principal of any outstanding bond anticipation notes issued pursuant this resolution and shall reduce the amount of the Bonds that can be issued pursuant to this resolution. If such grants and contributions are received after the issuance of the Bonds, they shall be applied to pay the principal on the Bonds or as otherwise authorized by the Board of Selectmen, Board of Finance and Representative Town Meeting provided such application does not adversely affect the tax exempt status of the Bonds or the Town's receipt of such grant or contribution.

EXHIBIT A

Three Year Replacement Plan						
<u>Equipment</u>	Equipment Detail					
6-Wheel Dump Truck w/All Season Body & Snow Plow	Replacement Beyond Useful Life Unit #161					
Ten Wheel Dump Truck w/ Sander & Snow Plow	Replacement Beyond Useful Life Unit #39					
Flat Bed w/ Lift Gate	Replacement Frame & Bed Rotted Unit #211					
Backhoe w/ Front and Rear Clam Buckets	Replacement Beyond Useful Life Unit #49					
Excavator	New Addition Will be used when backhoes are too cumbersome.					
Six Wheel Dump Truck w/ All Season Body & Snow Plow	Replacement Beyond Useful Life Unit #164					
Bucket Lift Truck	Replacement Beyond Useful Life Unit #54					
Refuse Truck	Replacement Beyond Useful Life Unit #260					
6-Wheel Dump Truck w/All Season Body & Snow Plow	Replacement Beyond Useful Life Unit #166					
Wheel Loader	Replacement Beyond Useful Life Unit #250					
Brush Chipper	Replacement Beyond Useful Life Unit #300					

1. <u>Background</u> – The remnants of Hurricane IDA deposited almost 4- 6 inches of rain in a span of few hours resulting in stream and pipe overflows causing damage to the Town's infrastructure. After a year and half review with FEMA regarding documentation of damage, eligibility and approved cost estimates, FEMA has granted formal acceptance of these repairs. FEMA has issued 4 Project Worksheet awards that total \$ 256,335.95. There projects involve stabilizing eroded slopes within public right of way, culvert replacements and culvert /bridge foundation repairs. Projects are currently in the permit review and contract bid process.

- 2. <u>Purpose and Justification</u> FEMA has obligated these funds and formally awarded funding for reimbursement of the project(s). See award letters in back up material.
- 3. <u>Detailed Description of Proposal</u> The proposal includes 4 project worksheets: Verna Hill Culvert replacement, Horse Tavern Brook retaining wall repairs, Twin Brook Lane slope stabilization and material removal and a group of 4 bridge/culverts (Merwins Lane, Governors Lane, Hillside Road and Greenfield Hill Road bridge/culverts) that are in need of scour repair.
- 4. <u>Reliability of Cost Estimate</u> The request is based on approved FEMA amounts for reimbursement based on Means project cost and quantities confirmed by FEMA and Engineering.
- 5. <u>Increased Efficiency or Productivity</u> Allow the traveling public and commerce safer access and provide additional environmental improvements to reduce scour potential.
- 6. <u>Additional Long Range Costs</u> Typical Maintenance costs. Short and longer term maintenance costs should be reduced with improvements.
- 7. Additional Use or Demand on Existing Facilities None.
- 8. <u>Alternatives to this Request</u> –Perform repairs without FEMA funding.
- 9. Safety and Loss Control Allow the traveling public and commerce safer access.
- 10. <u>Environmental Considerations</u> The projects will require environment permits and/or authorizations. FEMA has already approved these projects. Fairfield Inland Wetland and CT DEEP pending.
- 11. <u>Insurance</u> Any selected contractors will be required to carry the necessary insurance prescribed by the Purchasing Department.
- 12. <u>Financing</u> Project will be funded by FEMA reimbursements and DPW operating budget/accounts. If the costs exceed grant amount, the Town has option to solicit additional funding with documentation. Use of lump sum or add alternate pay items will be implemented.
- 13. <u>Other Considerations</u>: All proposed work is within the right of way. Although not required, temporary easements will be explored for easier access, less construction time, with slight cost savings.
- 14. Other Approvals:

Board of Selectman - June 2023 Board of Finance - June 2023 RTM - June 2023

FEMA REIMBURSEMENT FOR DAMAGE TO ELIGIBLE FAIRFIELD INFRASTRUCTURE

FEMA PW	FEMA approved GRANT	PROJECT NAME	PROJ ELIGIBLE COSTS
	REIMBURSE AWARD		w/ 10% DPW Share
66	\$ 95,046.95	Verna Hill Rd Culvert	\$ 105,607.72
61	\$ 45,172.47	Horse Tavern Ret Wall	\$ 50,191.63
63	\$ 55,286.42	Twin Brook Lane	\$ 61,429.35
55	\$ 60,830.11	Multi culverts	\$ 67,589.01
Total	\$ 256,335.95 (PAID to Town)		\$ 284,817.71



STATE OF CONNECTICUT DEPARTMENT OF EMERGENCY SERVICES & PUBLIC PROTECTION DIVISION OF EMERGENCY MANAGEMENT & HOMELAND SECURITY



May 13, 2023

Ms. Connie Saxl Senior Internal Auditor Town of Fairfield 725 Old Post Road Fairfield, CT 06824

Agency Use Only DPS-33# - SB178 (FY 2022)

RE:

FEMA Disaster Number DR-4629-CT

Project Worksheet (PW) #066

FEMA Reimbursement: Category C

Dear Ms. Saxl:

You are hereby notified that FEMA has approved federal funding for the above-referenced Sub-grant application (Project Worksheet). As you know, the Presidential Disaster Declaration of 30 October 2021, entitled your town/agency/organization to a reimbursement for costs incurred for emergency relief and recovery assistance as a direct result of Remnants of Hurricane Ida.

This is considered a SMALL PROJECT since total eligible costs do not exceed FEMA's Small Project threshold of \$1,000,000.

1. Amount of Federal Reimbursement

Federal reimbursement for this project is 90% of total eligible costs. See the attached P.5 Public Assistance Grant Summary form for the total eligible costs and the 90% federal share. This is considered a SMALL PROJECT since total eligible costs do not exceed FEMA's Small Project threshold of \$1,000,000.

- The total eligible amount for Project Worksheet #066 is \$105,607.72
- The 90% Federal Share Reimbursement is \$95,046.95

The reimbursement check will be mailed to the Treasurer/Finance Director of your city/town or agency.

2. <u>Deadlines and Extensions</u>

FEMA regulations require applicants to complete **Emergency Work** (Categories A and B) within 6 months of the date of the Presidential declaration for your county. The State may grant extensions of up to 6 months for extenuating circumstances or unusual project requirements beyond the applicant's control. **Permanent Work** (Categories C through G) must be completed within 18 months of the date of the Presidential declaration for your county. The State can grant extensions of up to 30 months giving the applicant a total of 48 months in extenuating circumstances or unusual project requirements beyond the applicant's control. After 30 months, only FEMA can grant additional extensions.

Please contact the SPAC as soon as the need for an extension becomes apparent, but in all cases not later than two weeks before the work completion deadline. Extensions must be requested and approved in writing, but please contact the SPAC before submitting an extension request.

Please take careful note of the project completion deadlines:

- Categories C, D, E F and G are for Permanent Work. Permanent Work projects must be completed within 18 months of the date of the Declaration October 30th, 2021.
- Categories A and B Emergency Work projects must be completed within 6 months of the date of the Declaration—October 30th, 2021.

3. Changes In Scope of Work

Project improvements outside the approved Scope of Work (IMPROVED PROJECTS) are done at the applicant's expense and are not eligible for FEMA reimbursement. If it becomes necessary or desirable to deviate from the Scope of Work approved by FEMA in the enclosed Project Worksheet, you must immediately contact the State Public Assistance Coordinator (SPAC) Dana Conover at (860) 883-3904, or dana.conover@ct.gov to obtain written approval to do so. *Failure to do so could jeopardize FEMA funding*.

4. Appeals

You have the right to appeal any decision made by FEMA regarding this project. All appeals must be in writing and made within 60 days of notification of the decision you are appealing. Contact the SPAC before filing an appeal.

5. Records and Audits

The federal program requires that you keep complete records and all supporting documentation for all approved work for three years from the date the State [DESPP/DEMHS] submits the final Federal Financial Report (SF 425) for the entire Disaster to FEMA in compliance with 2 C.F.R. § 200.333. The records should include how you apportioned your time for the completion of this project application [Direct Administrative Costs – DAC].

Under the Single Audit Act, please direct your auditor to CFDA 97.036 Public Assistance Grants. All projects are subject to monitoring, inspection and/or audit by DESPP/DEMHS, FEMA, the Office of the Inspector General, and/or the Government Accounting Office, at their discretion.

Applicants that expend \$750,000 or more in Federal awards during the applicant's fiscal year must have a single audit or a program-specific audit conducted for that year in accordance with the requirements of 2 CFR Part 200 Section 200.501. A copy of that audit must be filed with the DESPP/DEMHS Finance Office at 1111 Country Club Road, Middletown, CT 06457.

6. Questions and Additional Information

If you have any questions please contact Dana Conover, SPAC, at (860) 883-3904 or dana.conover@ct.gov or Mark Scerra, DPAC, at (860) 250-8285 or mark.scerra@ct.gov. You may also refer to the following FEMA publications distributed at the Applicants Briefings for additional information on the Public Assistance Program:

FEMA Public Assistance Program and Policy Guide PAPPG

These documents and other Public Assistance references are available on the FEMA website at

https://portal.ct.gov/DEMHS/Grants/FEMA-Public-Assistance/General-Guidance-and-Forms

DEMHS is pleased to work in partnership with FEMA to provide this disaster funding.

Sincerely,

Brenda M. Bergeron

Deputy Commissioner

BMB/fap

Attachments
Account Reference:

FUND 12060 / DEPT DPS32990 / SID 22520 / PROGRAM 27580/

BUDGET REFERENCE 2022/ PROJECT DPS000000040185/ CHARTFIELD 190202

STATE OF CONNECTICUT

DEPARTMENT OF EMERGENCY SERVICES AND PUBLIC PROTECTION

REQUEST FOR GOODS OR SERVICES

5/13/23 NAME OF VENDOR	FROMTROOP OR DIVISION DEMHS 1111 Country Club Roa Middletown CT 06457 Town of Fairfield	DEPT CODE:	32990	P.O. NO SP-10 NO CORE-10 NO POSTED APPROVED		
	725 Old Post Road Fairfield, CT 06824		Ŧ	BUREAU/DISTRIC	T/DIVISION	May 2023
FEIN	06-6001998			FISCAL/GRANTS	Ch 5-15 0	(3
	DESCRIPTION			QUANTITY	UNIT PRICE	TOTAL
Public Assi Remnants of Reimburseme						\$95,046.95

TO BE FILLED IN BY BUSINESS OFFICE

Line#	Amount	Account	Fund	Dept	Program	SID	Budget Ref.	Project	Chartfield 1	Chartfield 2
			12060	DPS32990	27580	22520	2022	DPS40185	190202	

Applicant: Fairfield		Damage Inventory # 1223	81	Category C
Work Order # 78804	FIPS # (001-26620-00)	Date: 9/07/2022	GPS 41.172367, -73.2	86173
Site Inspector: Aaron Blacks		Damage Facility: Culvert		

Damage Description:

Photo# 1

Damage Description

Photo# 2

Verna Hill:the hydraulic pressure change caused scouring to culvert wall and as a result there was a loss of unclassified soil to the lower half of wall



Verna Hill: this culvert had a (CMP PIPE) that was 22'L x 36"D this pipe was completely destroyed due to hydraulic pressure change from WDR



Verna Hill: scouring to head wall and inside of culvert and as a

result there was a loss of unclassified soil.

Damage Description:

Photo# 3

Damage Description

Photo#

Verna Hill: second angle of culvert

scouring to head wall lower half



7



STATE OF CONNECTICUT DEPARTMENT OF EMERGENCY SERVICES & PUBLIC PROTECTION DIVISION OF EMERGENCY MANAGEMENT & HOMELAND SECURITY



April 22, 2023

Ms. Connie Saxl Senior Internal Auditor Town of Fairfield 725 Old Post Road Fairfield, CT 06824

Agency Use Only DPS-33# - SB168 (FY 2022)

RE:

FEMA Disaster Number DR-4629-CT

Project Worksheet (PW) #061

FEMA Reimbursement: Category D

Dear Ms Saxl:

You are hereby notified that FEMA has approved federal funding for the above-referenced Sub-grant application (Project Worksheet). As you know, the Presidential Disaster Declaration of 30 October 2021, entitled your town/agency/organization to a reimbursement for costs incurred for emergency relief and recovery assistance as a direct result of Remnants of Hurricane Ida.

This is considered a SMALL PROJECT since total eligible costs do not exceed FEMA's Small Project threshold of \$1,000,000.

1. Amount of Federal Reimbursement

Federal reimbursement for this project is 90% of total eligible costs. See the attached P.5 Public Assistance Grant Summary form for the total eligible costs and the 90% federal share. This is considered a SMALL PROJECT since total eligible costs do not exceed FEMA's Small Project threshold of \$1,000,000.

- The total eligible amount for Project Worksheet #061 is \$50,191.63
- The 90% Federal Share Reimbursement is \$45,172.47

The reimbursement check will be mailed to the Treasurer/Finance Director of your city/town or agency.

2. Deadlines and Extensions

FEMA regulations require applicants to complete **Emergency Work** (Categories A and B) within 6 months of the date of the Presidential declaration for your county. The State may grant extensions of up to 6 months for extenuating circumstances or unusual project requirements beyond the applicant's control. **Permanent Work** (Categories C through G) must be completed within 18 months of the date of the Presidential declaration for your county. The State can grant extensions of up to 30 months giving the applicant a total of 48 months in extenuating circumstances or unusual project requirements beyond the applicant's control. After 30 months, only FEMA can grant additional extensions.

Please contact the SPAC as soon as the need for an extension becomes apparent, but in all cases not later than two weeks before the work completion deadline. Extensions must be requested and approved in writing, but please contact the SPAC before submitting an extension request.

Please take careful note of the project completion deadlines:

- Categories C, D, E F and G are for Permanent Work. Permanent Work projects must be completed within 18 months of the date of the Declaration October 30th, 2021.
- Categories A and B Emergency Work projects must be completed within 6 months of the date of the Declaration—October 30th, 2021.

3. Changes In Scope of Work

Project improvements outside the approved Scope of Work (IMPROVED PROJECTS) are done at the applicant's expense and are not eligible for FEMA reimbursement. If it becomes necessary or desirable to deviate from the Scope of Work approved by FEMA in the enclosed Project Worksheet, you must immediately contact the State Public Assistance Coordinator (SPAC) Dana Conover at (860) 883-3904, or dana.conover@ct.gov to obtain written approval to do so. *Failure to do so could jeopardize FEMA funding*.

4. Appeals

You have the right to appeal any decision made by FEMA regarding this project. All appeals must be in writing and made within 60 days of notification of the decision you are appealing. Contact the SPAC before filing an appeal.

5. Records and Audits

The federal program requires that you keep complete records and all supporting documentation for all approved work for three years from the date the State [DESPP/DEMHS] submits the final Federal Financial Report (SF 425) for the entire Disaster to FEMA in compliance with 2 C.F.R. § 200.333. The records should include how you apportioned your time for the completion of this project application [Direct Administrative Costs – DAC].

Under the Single Audit Act, please direct your auditor to CFDA 97.036 Public Assistance Grants. All projects are subject to monitoring, inspection and/or audit by DESPP/DEMHS, FEMA, the Office of the Inspector General, and/or the Government Accounting Office, at their discretion.

Applicants that expend \$750,000 or more in Federal awards during the applicant's fiscal year must have a single audit or a program-specific audit conducted for that year in accordance with the requirements of 2 CFR Part 200 Section 200.501. A copy of that audit must be filed with the DESPP/DEMHS Finance Office at 1111 Country Club Road, Middletown, CT 06457.

6. Questions and Additional Information

If you have any questions please contact Dana Conover, SPAC, at (860) 883-3904 or dana.conover@ct.gov or Mark Scerra, DPAC, at (860) 250-8285 or mark.scerra@ct.gov. You may also refer to the following FEMA publications distributed at the Applicants Briefings for additional information on the Public Assistance Program:

FEMA Public Assistance Program and Policy Guide PAPPG

These documents and other Public Assistance references are available on the FEMA website at

https://portal.ct.gov/DEMHS/Grants/FEMA-Public-Assistance/General-Guidance-and-Forms

DEMHS is pleased to work in partnership with FEMA to provide this disaster funding.

Sincerely,

Brenda M. Bergeron

Deputy Commissioner

BMB/fap

Attachments

Account Reference:

FUND 12060 / DEPT DPS32990 / SID 22520 / PROGRAM 27580/

BUDGET REFERENCE 2022/ PROJECT DPS000000040185/ CHARTFIELD 190202

STATE OF CONNECTICUT

DEPARTMENT OF EMERGENCY SERVICES AND PUBLIC PROTECTION

REQUEST FOR GOODS OR SERVICES

ADDRESS	FROMTROOP OR DIVISION DEMHS 1111 Country Club Road Middletown CT 06457 Town of Fairfield 725 Old Post Rd. Fairfield, CT 06824	DEPT CODE:	32990	P.O. NO	22 Apr 202)		
FEIN	06-6001998		/	Srowdy Bollin 4-26-23 FISCALIGRANTS			
	DESCRIPTION			QUANTITY	UNIT PRICE	TOTAL	
Public Assi Remnants of Reimburseme						\$45,172.47	

TO BE FILLED IN BY BUSINESS OFFICE

Line#	Amount	Account	Fund	Dept	Program	SID	Budget Ref.	Project	Chartfield 1	Chartfield 2
	7		12060	DPS32990	27580	22520	2022	DPS40185	190202	
_										
-+										-

Applicant:		Damage Inventory #	Category
Work Order # FIPS #		Date: GPS	
Site Inspector:		Damage Facility:	
Damage Description:	Photo#	Damage Description	Photo#
Damage Description:	Photo#	Damage Description	Photo#

Applicant:		Damage Inventory #	Category
Work Order # FIPS #		Date: GPS	
Site Inspector:		Damage Facility:	
Damage Description:	Photo#	Damage Description	Photo#
Damage Description:	Photo#	Damage Description	Photo#



STATE OF CONNECTICUT DEPARTMENT OF EMERGENCY SERVICES & PUBLIC PROTECTION DIVISION OF EMERGENCY MANAGEMENT & HOMELAND SECURITY



April 22, 2023

Ms. Connie Saxl Senior Internal Auditor Town of Fairfield 725 Old Post Road Fairfield, CT 06824

Agency Use Only DPS-33# - SB167 (FY 2022)

RE:

FEMA Disaster Number DR-4629-CT

Project Worksheet (PW) #063

FEMA Reimbursement: Category C

Dear Ms Saxl:

You are hereby notified that FEMA has approved federal funding for the above-referenced Sub-grant application (Project Worksheet). As you know, the Presidential Disaster Declaration of 30 October 2021, entitled your town/agency/organization to a reimbursement for costs incurred for emergency relief and recovery assistance as a direct result of Remnants of Hurricane Ida.

This is considered a SMALL PROJECT since total eligible costs do not exceed FEMA's Small Project threshold of \$1,000,000.

1. Amount of Federal Reimbursement

Federal reimbursement for this project is 90% of total eligible costs. See the attached P.5 Public Assistance Grant Summary form for the total eligible costs and the 90% federal share. This is considered a SMALL PROJECT since total eligible costs do not exceed FEMA's Small Project threshold of \$1,000,000.

- The total eligible amount for Project Worksheet #063 is \$61,429.35
- The 90% Federal Share Reimbursement is \$55,286.42

The reimbursement check will be mailed to the Treasurer/Finance Director of your city/town or agency.

2. Deadlines and Extensions

FEMA regulations require applicants to complete **Emergency Work** (Categories A and B) within 6 months of the date of the Presidential declaration for your county. The State may grant extensions of up to 6 months for extenuating circumstances or unusual project requirements beyond the applicant's control. **Permanent Work** (Categories C through G) must be completed within 18 months of the date of the Presidential declaration for your county. The State can grant extensions of up to 30 months giving the applicant a total of 48 months in extenuating circumstances or unusual project requirements beyond the applicant's control. After 30 months, only FEMA can grant additional extensions.

Please contact the SPAC as soon as the need for an extension becomes apparent, but in all cases not later than two weeks before the work completion deadline. Extensions must be requested and approved in writing, but please contact the SPAC before submitting an extension request.

Please take careful note of the project completion deadlines:

- Categories C, D, E F and G are for Permanent Work. Permanent Work projects must be completed within 18 months of the date of the Declaration October 30th, 2021.
- Categories A and B Emergency Work projects must be completed within 6 months of the date of the Declaration—October 30th, 2021.

3. Changes In Scope of Work

Project improvements outside the approved Scope of Work (IMPROVED PROJECTS) are done at the applicant's expense and are not eligible for FEMA reimbursement. If it becomes necessary or desirable to deviate from the Scope of Work approved by FEMA in the enclosed Project Worksheet, you must immediately contact the State Public Assistance Coordinator (SPAC) Dana Conover at (860) 883-3904, or dana.conover@ct.gov to obtain written approval to do so. *Failure to do so could jeopardize FEMA funding*.

4. Appeals

You have the right to appeal any decision made by FEMA regarding this project. All appeals must be in writing and made within 60 days of notification of the decision you are appealing. Contact the SPAC before filing an appeal.

5. Records and Audits

The federal program requires that you keep complete records and all supporting documentation for all approved work for three years from the date the State [DESPP/DEMHS] submits the final Federal Financial Report (SF 425) for the entire Disaster to FEMA in compliance with 2 C.F.R. § 200.333. The records should include how you apportioned your time for the completion of this project application [Direct Administrative Costs – DAC].

Under the Single Audit Act, please direct your auditor to CFDA 97.036 Public Assistance Grants. All projects are subject to monitoring, inspection and/or audit by DESPP/DEMHS, FEMA, the Office of the Inspector General, and/or the Government Accounting Office, at their discretion.

Applicants that expend \$750,000 or more in Federal awards during the applicant's fiscal year must have a single audit or a program-specific audit conducted for that year in accordance with the requirements of 2 CFR Part 200 Section 200.501. A copy of that audit must be filed with the DESPP/DEMHS Finance Office at 1111 Country Club Road, Middletown, CT 06457.

6. Questions and Additional Information

If you have any questions please contact Dana Conover, SPAC, at (860) 883-3904 or dana.conover@ct.gov or Mark Scerra, DPAC, at (860) 250-8285 or mark.scerra@ct.gov. You may also refer to the following FEMA publications distributed at the Applicants Briefings for additional information on the Public Assistance Program:

FEMA Public Assistance Program and Policy Guide PAPPG

These documents and other Public Assistance references are available on the FEMA website at

https://portal.ct.gov/DEMHS/Grants/FEMA-Public-Assistance/General-Guidance-and-Forms

DEMHS is pleased to work in partnership with FEMA to provide this disaster funding.

Sincerely,

Brenda M. Bergeron

Deputy Commissioner

BMB/fap

Attachments

Account Reference:

FUND 12060 / DEPT DPS32990 / SID 22520 / PROGRAM 27580/

BUDGET REFERENCE 2022/ PROJECT DPS000000040185/ CHARTFIELD 190202

STATE OF CONNECTICUT

DEPARTMENT OF EMERGENCY SERVICES AND PUBLIC PROTECTION

REQUEST FOR GOODS OR SERVICES

ADDRESS	FROMTROOP OR DIVISION DEMHS 1111 Country Club Road Middletown CT 06457 Town of Fairfield 725 Old Post Rd. Fairfield, CT 06824	DEPT CODE:	32990	P.O. NO. SP-10 NO. CORE-10 NO. POSTED APPROVED TROOP/UNIT CO. BUREAU/DISTRIC	et/DIVISION	
	DESCRIPTION			QUANTITY	UNIT PRICE	TOTAL
Public Assi Remnants of Reimburseme					· · · · · · · · · · · · · · · · · · ·	\$55,286.42

TO BE FILLED IN BY BUSINESS OFFICE

Line#	Amount	Account	Fund	Dept	Program	SID	Budget Ref.	Project	Chartfield 1	Chartfield 2
		-	12060	DPS32990	27580	22520	2022	DPS40185	190202	
							×			

 Applicant: Fairfeild
 Damage Inventory # 1222380
 Category C

 Work Order # 78502
 FIPS # (001-26620-00)
 Date: 9/7/2022
 GPS 41.15826, -73.27503

 Site Inspector: Aaron Blacks
 Damage Facility: Culvert

Damage Description:

Photo# 1

Twin Brooke: the hydraulic pressure change caused scouring to wing wall and as a result there was a loss of unclassified soil to the lower half of wall.



Damage Description

Photo# 2

Twin Brooke: second angle of wing wall this section also has a small section of scouring to lower half of wing wall.

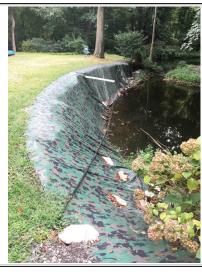


second area of scouring

Damage Description:

Photo# 3

Twin Brook: this erosion damage was on private property the applicant stated that they do not have easement to property.



Damage Description

Photo#

4

Twin Brook: second angle of damage the owner place tarp over erosion to prevent further damage.



7



STATE OF CONNECTICUT DEPARTMENT OF EMERGENCY SERVICES & PUBLIC PROTECTION DIVISION OF EMERGENCY MANAGEMENT & HOMELAND SECURITY



March 11, 2023

Ms. Connie Saxl Senior Internal Auditor Town of Fairfield 725 Old Post Road Fairfield, CT 06824

Agency Use Only DPS-33# - SB142 (FY 2022)

RE:

FEMA Disaster Number DR-4629-CT

Project Worksheet (PW) # 055

FEMA Reimbursement: Category C

Dear Ms. Saxl:

You are hereby notified that FEMA has approved federal funding for the above-referenced Sub-grant application (Project Worksheet). As you know, the Presidential Disaster Declaration of 30 October 2021, entitled your town/agency/organization to a reimbursement for costs incurred for emergency relief and recovery assistance as a direct result of Remnants of Hurricane Ida.

This is considered a SMALL PROJECT since total eligible costs do not exceed FEMA's Small Project threshold of \$1,000,000.

1. Amount of Federal Reimbursement

Federal reimbursement for this project is 90% of total eligible costs. See the attached P.5 Public Assistance Grant Summary form for the total eligible costs and the 90% federal share. This is considered a SMALL PROJECT since total eligible costs do not exceed FEMA's Small Project threshold of \$1,000,000.

- The total eligible amount for Project Worksheet #055 is \$67,589.01
- The 90% Federal Share Reimbursement is \$60,830.11

The reimbursement check will be mailed to the Treasurer/Finance Director of your city/town or agency.

2. Deadlines and Extensions

FEMA regulations require applicants to complete **Emergency Work** (Categories A and B) within 6 months of the date of the Presidential declaration for your county. The State may grant extensions of up to 6 months for extenuating circumstances or unusual project requirements beyond the applicant's control. **Permanent Work** (Categories C through G) must be completed within 18 months of the date of the Presidential declaration for your county. The State can grant extensions of up to 30 months giving the applicant a total of 48 months in extenuating circumstances or unusual project requirements beyond the applicant's control. After 30 months, only FEMA can grant additional extensions.

Please contact the SPAC as soon as the need for an extension becomes apparent, but in all cases not later than two weeks before the work completion deadline. Extensions must be requested and approved in writing, but please contact the SPAC before submitting an extension request.

Please take careful note of the project completion deadlines:

- Categories C, D, E F and G are for Permanent Work. Permanent Work projects must be completed within 18 months of the date of the Declaration October 30th, 2021.
- Categories A and B Emergency Work projects must be completed within 6 months of the date of the Declaration—October 30th, 2021.

3. Changes In Scope of Work

Project improvements outside the approved Scope of Work (IMPROVED PROJECTS) are done at the applicant's expense and are not eligible for FEMA reimbursement. If it becomes necessary or desirable to deviate from the Scope of Work approved by FEMA in the enclosed Project Worksheet, you must immediately contact the State Public Assistance Coordinator (SPAC) Dana Conover at (860) 883-3904, or dana.conover@ct.gov to obtain written approval to do so. *Failure to do so could jeopardize FEMA funding*.

4. Appeals

You have the right to appeal any decision made by FEMA regarding this project. All appeals must be in writing and made within 60 days of notification of the decision you are appealing. Contact the SPAC before filing an appeal.

5. Records and Audits

The federal program requires that you keep complete records and all supporting documentation for all approved work for three years from the date the State [DESPP/DEMHS] submits the final Federal Financial Report (SF 425) for the entire Disaster to FEMA in compliance with 2 C.F.R. § 200.333. The records should include how you apportioned your time for the completion of this project application [Direct Administrative Costs – DAC].

Under the Single Audit Act, please direct your auditor to CFDA 97.036 Public Assistance Grants. All projects are subject to monitoring, inspection and/or audit by DESPP/DEMHS, FEMA, the Office of the Inspector General, and/or the Government Accounting Office, at their discretion.

Applicants that expend \$750,000 or more in Federal awards during the applicant's fiscal year must have a single audit or a program-specific audit conducted for that year in accordance with the requirements of 2 CFR Part 200 Section 200.501. A copy of that audit must be filed with the DESPP/DEMHS Finance Office at 1111 Country Club Road, Middletown, CT 06457.

6. Questions and Additional Information

Brewh MB begun

If you have any questions please contact Dana Conover, SPAC, at (860) 883-3904 or dana.conover@ct.gov or Mark Scerra, DPAC, at (860) 250-8285 or mark.scerra@ct.gov. You may also refer to the following FEMA publications distributed at the Applicants Briefings for additional information on the Public Assistance Program:

FEMA Public Assistance Program and Policy Guide PAPPG

These documents and other Public Assistance references are available on the FEMA website at

https://portal.ct.gov/DEMHS/Grants/FEMA-Public-Assistance/General-Guidance-and-Forms

DEMHS is pleased to work in partnership with FEMA to provide this disaster funding.

Sincerely,

Brenda M. Bergeron

Deputy Commissioner

BMB/fap Attachments

Account Reference:

FUND 12060 / DEPT DPS32990 / SID 22520 / PROGRAM 27580/

BUDGET REFERENCE 2022/ PROJECT DPS000000040185/ CHARTFIELD 190202

STATE OF CONNECTICUT

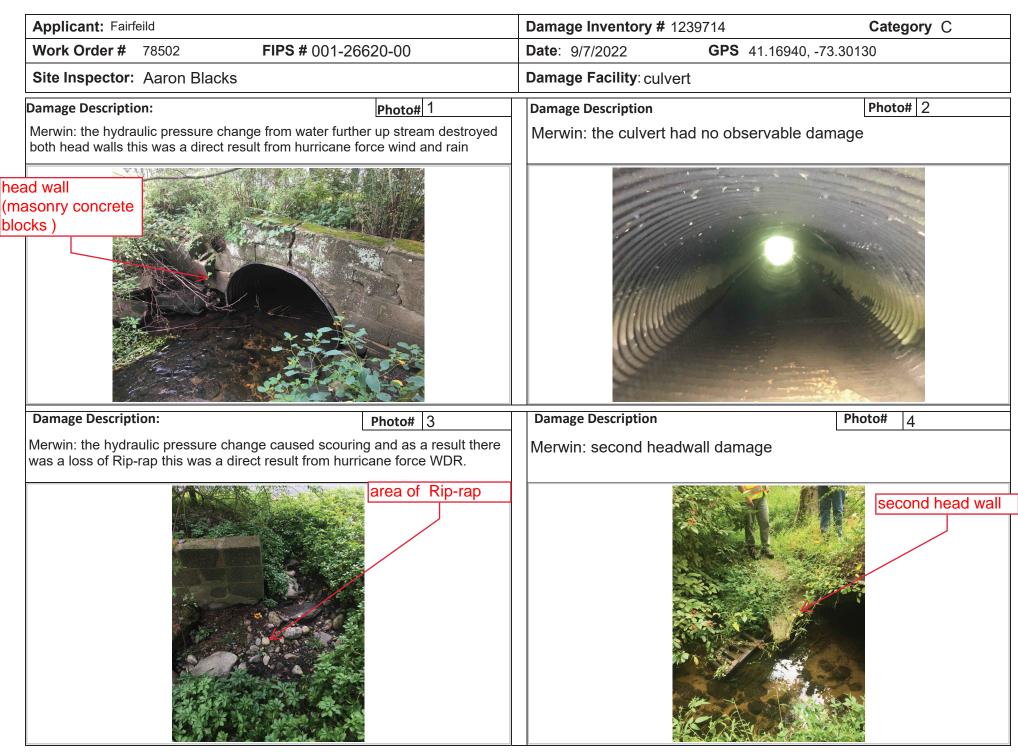
DEPARTMENT OF EMERGENCY SERVICES AND PUBLIC PROTECTION

REQUEST FOR GOODS OR SERVICES

DATE	FROM TROOP OR DIVISION	DEPT CODE:	32990	P.O. NO	35	
. 2/11/02	DEMHS			SP-10 NO		
3/11/23	1111 Country Club Road	1		CORE-10 NO.		
	Middletown CT 06457			POSTED		
NAME OF VENDOR	Town of Fairfield	5)	¥	APPROVED		2
	725 Old Post Rd. Fairfield, CT 06824			TROOP/UNIT CO.	11 Mer	2023
			#	BUREAU/DISTRIC	TIDIVISION	3
FEIN .	06-6001998			FISCAL/GRANTS	8	
	DESCRIPTION	. 8		QUANTITY	UNIT PRICE	TOTAL
Public Assi Remnants of					₩	\$60,830.11
	nt - PW# 055			n .		
			*	_	43	
					-	,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,,
			1		Ti di	
					r	
			r		-	v
					e e	
					12	
						*
	,					
			# 2			
					60 g	<u>_</u>
					91	
		¥	*			,
				a a	2	v v
					^	9
		(*)	*	B		

TO BE FILLED IN BY BUSINESS OFFICE

Line#	Amount	Account	Fund	Dept	Program	SID	Budget Ref.	Project	Chartfield 1	Chartfield 2
			12060	DPS32990	27580	22520	2022	DPS40185	190202	
								40	*	
					8					



7

A RESOLUTION APPROPRIATING \$148,000 FOR THE COSTS RELATED TO USES OF CORONAVIRUS STATE FISCAL RECOVERY FUND AND THE CORONAVIRUS LOCAL FISCAL RECOVERY FUND

WHEREAS, the Town of Fairfield, Connecticut (the "Town") received grant funds from both the Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund in the total amount of \$24,800,000 (the "Grant Funds"); and

WHEREAS, on September 27, 2021, the Town's Representative Town Meeting ("RTM") approved a resolution entitled: "A RESOLUTION APPROPRIATING \$24,800,000 FOR THE COSTS RELATED TO USES OF CORONAVIRUS STATE FISCAL RECOVERY FUND AND THE CORONAVIRUS LOCAL FISCAL RECOVERY FUND SPECIFIED IN EXHIBIT A" (the "Initial Resolution"); and

WHEREAS, on October 24, 2022, the Town's RTM approved a resolution entitled: "A RESOLUTION AMENDING AND RESTATING A RESOLUTION ENTITIED "A RESOLUTION APPROPRIATING \$24,800,000 FOR THE COSTS RELATED TO USES OF CORONAVIRUS STATE FISCAL RECOVERY FUND AND THE CORONAVIRUS LOCAL FISCAL RECOVERY FUND SPECIFIED IN EXHIBIT A," TO REDUCE THE APPROPRIATION TO \$22,640,000 AND REVISE CERTAIN USES OF FUNDS IN THE PROJECT LIST AS REFLECTED IN THE ATTACHED AMENDED EXHIBIT A" (the "Amended Resolution") in order to amend and restate the Initial Resolution to reflect certain project list revisions, including funding amounts for certain projects, as reflected in the Exhibit A attached to the Amended Resolution; and

WHEREAS, the Amended Resolution reduced the total appropriation from \$24,800,000 to \$22,640,000; and

WHEREAS, following approval of the Amended Resolution, \$2,160,000 of the Grant Funds remained unallocated (the "Unallocated Grant Funds"); and

WHEREAS, on February 27, 2023, the Town's RTM approved a resolution appropriating \$760,000 of the Unallocated Grant Funds to certain Town projects leaving \$1,500,000 in unallocated Grant Funds (the "Remaining Grant Funds");

WHEREAS, the Town desires to appropriate \$148,000 of the Remaining Grant Funds for the uses specified in **Exhibit A** attached hereto.

NOW, THEREFORE, BE IT RESOLVED:

As recommended by the Board of Finance and the Board of Selectmen, the Town of Fairfield, Connecticut hereby appropriates the sum of One Hundred Forty-eight Thousand and 00/100 Dollars (\$148,000) subject to the availability of such funds, for the uses specified in the project list set forth in the attached **Exhibit A**.

EXHIBIT A

Coronavirus State Fiscal Recovery Fund and the Coronavirus Local Fiscal Recovery Fund Project List

Project	Amount
Police Safe Corridor Program	\$108,000
Fairfield Museum	\$40,000
Total:	\$148,000



Ms. Brenda Kupchick First Selectwoman, Town of Fairfield 725 Old Post Road Fairfield, CT 06824

1st Selectwoman's Office
MAR 2 7 2023
March 21, 2023

Dear First Selectwoman Kupchick:

The Fairfield Museum's Board of Directors is writing to request the Town's support of an application for funding through the American Rescue Plan that was submitted earlier this year by our Executive Director Michael Jehle.

This coming May, the Fairfield Museum will re-open its newly renovated *Creating Community* exhibition that celebrates Fairfield's extraordinary 400+ year history. The exhibition will be the most ambitious ever created by the Museum, and will feature exciting new discoveries on Native American history, previously unseen artifacts from the 16th-19th centuries, and fascinating stories about our multi-faceted community. As the Fairfield Museum's flagship exhibition featured in our largest gallery, the exhibit will provide the 30,000 annual visitors and 4,000 students we serve with a more comprehensive look at the historical forces that have shaped our community. *Creating Community* will also provide vital curriculum support for Fairfield students and teachers, and significantly contribute to the Town's growing tourism economy.

To date, the Museum has successfully raised almost two thirds of the project's \$250,000 cost from state and federal granting agencies, private foundations, and individual donors. The Fairfield Museum's Board is hoping that the Town might consider allocating some of the remaining funds from the American Rescue Plan to help us reach our \$100,000 fundraising goal to complete this important capital project.

The Board and staff of the Fairfield Museum are grateful for the many ways in which the Town supports our educational mission to inspire civic engagement, celebrate the diverse history of our community, and build a better future for all. Thank you for your consideration of this request.

Sincerely,

Susan Bonner, President
William Winget, Vice President
Chris Daley, Treasurer
Rosalina Thomas, Secretary
John Donovan
Elizabeth Fath
Ellen Gould
Joyce Hergenhan
David Hermenze

Tom Kreitler
Jill Littig
Roger Ludwig
William Mallin
Tom Mindrum
Alan Neigher
Missy Palmisano
Gerald Torres
Laura Wilson



Creating Community

A New Long-Term Exhibition at the Fairfield Museum that Presents a More Complete Picture of Southwestern CT's Diverse History and Shared Future

Opening May, 2023

In spring 2023, the Fairfield Museum in Fairfield, CT will open *Creating Community*, an exciting, new long-term exhibition exploring southwestern Connecticut's diverse and fascinating history, from early Native American settlement into the 21st century. Supported in part by grants from the National Park Service and the National Endowment for the Humanities, the exhibition will be the most ambitious ever created by the Fairfield Museum, featuring new research and discoveries on pre-colonial Native American history, African American history, and the contributions of the many groups who built this multi-faceted community. As the Fairfield Museum's flagship exhibition featured in its largest gallery, the art-and artifact-filled exhibition will provide the Museum's 30,000 annual visitors and 4,000 students with a more comprehensive look at the intriguing historical forces that have shaped our community and nation, and how those influences continue to reverberate in contemporary society.

Creating Community has been organized in close consultation with some of the most highly regarded historians and Native American consultants in Connecticut. The exhibit offers focused looks at intimate personal stories while weaving together related histories to create a dynamic exploration of southwestern Connecticut's history. On one side of the gallery, visitors will dive into broad themes of land, ecology, and sense of place; and on the other, explore the people and communities who have called Fairfield home for more than four centuries.

Drawing from the Fairfield Museum's unparalleled collection, the exhibition will showcase key artifacts that illustrate the region's history and will present for the first time newly uncovered Native American archeological artifacts and the Randolph-Ward photographic collection that chronicles four generations of Black family life in Fairfield County. Alongside those rare objects, new images, maps, and other unique artifacts will revitalize and reinvigorate our understanding of New England's past and give voice to the many people who make up our community.

Throughout the exhibition will be a wide range of interactive activities that promote hands-on learning and help visitors draw deeper connections between the past and present. Digital components include a recording of a Native American creation story as told by the Clan Mother of the Golden Hill Paugussett Tribe and QR codes linking visitors to the Fairfield Museum's vast historical archive and digital learning tools. *Creating Community* will be a vital educational resource for visitors and students from throughout Fairfield County.

About the Fairfield Museum Explore the Past: Imagine the Future

BOARD OF DIRECTORS

PRESIDENT
Susan Bonner

Chris Daley John Donovan Elizabeth Fath Ellen Gould Joyce Hergenhan David Hermenze **Greg Keeley** Tom Kreitler Jill Littig Roger Ludwig William Mallin Tom Mindrum Alan Neigher Missy Palmisano Rosalina Thomas **Gerald Torres** Laura Wilson William C. Winget The Fairfield Museum believes in the power of the arts and humanities to inspire imagination, stimulate thought, and transform society. Through our dynamic programs and exhibitions, the Museum sparks dialogue, inspires meaningful collaborations, and deliberates the challenges of the future. Central to our community-focused mission is a desire to provide important historical context to pressing issues of our time, and to offer a safe, trustworthy environment where multiple perspectives can be heard and collective solutions explored.

Our Mission is to inspire civic engagement by celebrating the diverse history of our region and its people. As a dynamic public forum, we believe in the power of art and humanities to inspire the imagination, stimulate ideas, and build a better society.

Education: Over the past decade, the Fairfield Museum has worked closely with regional schools to ensure that our education programs support national, state, and local learning goals. Each year we serve more than 4,000 students and teachers from 65 schools from across southwestern CT through high-quality educational programs, and we welcome underserved students free of charge.

Fairfield Museum believes that sharing diverse stories about our past, celebrating the individual's role in catalyzing social change, and promoting the value of an informed and active citizenry help empower students and their families to become lifelong learners. Our student and family programs vividly connect the past to the present, sparking the notion that by working together we can shape a better, more inclusive future for all.

Exhibitions: The Fairfield Museum presents exhibitions that delve deeply into the history and context behind important issues of our time, explore those issues through multiple perspectives and inspire informed discussion about the future of our community and nation. Our exhibitions and programming have received several state and national awards and use the arts and humanities to foster discussion about critical issues such as racial justice, climate change, education, immigration, and more.

The Fairfield Museum is an efficiently-run and financially stable organization. We are consistently awarded top marks by charity watchdogs for our efficient use of donor contributions, including Charity Navigator's highest 4-star rating and Guidestar's Platinum distinction. Through our far-reaching programs and thought-provoking exhibitions, the Fairfield Museum builds a sense of community and inspires positive change. www.fairfieldhistory.org.

For more information, please contact Executive Director Michael Jehle, (203) 259-1598, mjehle@fairfieldhs.org.

Morris/Beurskens Projects

in collaboration with

R.H. Guest Inc.

Creating Community Gallery
Fairfield Museum and History Center
Fairfield, Connecticut

December 13, 2022

Prepared by: Mia Beurskens & Geneva Morris

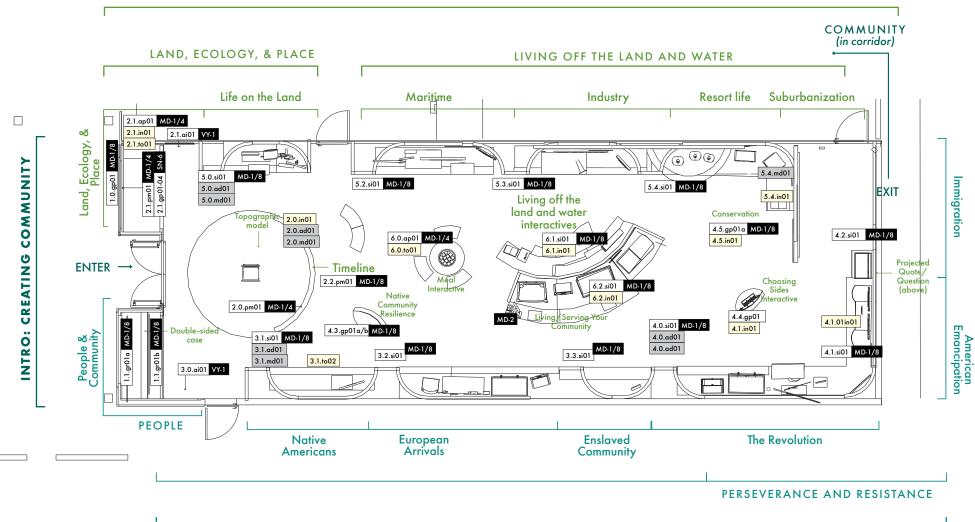
Morris/Beurskens Projects

morrisbeurskensprojects@gmail.com

Morris/Beurskens Projects

Final Design: Design Check-In

LAND, ECOLOGY, & PLACE

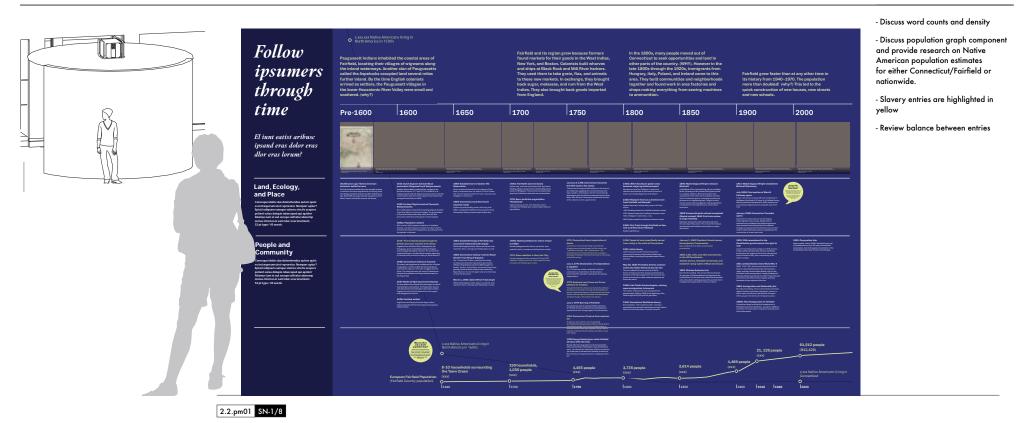


Morris/Beurskens Projects

Final Design: Design Check-In

2.2 Timeline

ELEVATION



3

Final Design: Design Check-In

3.1 Native American

ARCHAROLOGY OF THE SWAMP HOUT

ELEVATION



COMMENTS

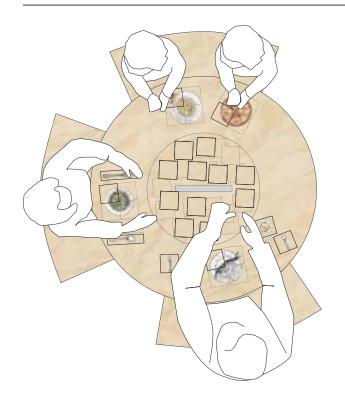
- Provide image of CT native communities map in order to create custom map. Any additional layers wanted?
- Provide reference map of Dutch settlements and French/English settlements with associated time periods.
- Provide list of wampum making supplies and dimensions
- Provide list and dimensions of reproduction trade goods
- Provide reference image/map of how the Pequot War moved from eastern CT to end in Fairfield with connected dates
- Provide dimensions of musket balls
- Provide dimensions of diorama

Audio of contemporary Native person (Shoran) telling arrival/creation story. Morris/Beurskens Projects

Final Design: Design Check-In

6.0 Meal Interactive

PLAN ELEVATION COMMENTS





Apple Pie Origins ople pie first originated

Apple trees were not me to North America until Europeans arrived. Only apples grew on the contismall and and sour they barely used for eating 30 words



Cinnamon Origins

Cinnamon was one of the first known spices. It linked cultures of the ancient world and was considered so valuable it was equal in worth to gold and lvory Because cinnamon was one of thist spices sought in 15th centu European explorations, some sat indirectly led to the discovery America. (50 words)



- Discuss quantity of blocks/meals

- Choose tabletop design
- Discuss illustration style and creating of illustrations.
- Provide list meal/ingredient list for illustrator



ns Did you Kno

volltelibus elestioriat dis num fuga. Emque parianimu apiet quos aut et ad que dolupta sinullitatis sitibea am aut vole est vene delorem ipideli quidusandam quunt etAnderupture que 30 words



Sugar Origins

veribus aut eaque re et quunduc imaiorit pedis ad et harum voles nienihilibus aliquibust velitat agia cus qui delesti nctatemquar quo endunt. Ommolupta lilit es volectu ritiat hilit eatibusant ad modignist, a porepe lissimenis quiandundi ommodias et aut Sugar Source map/ illustration/ photo



Apple Pie Origins

Cità in eseque cum ent, ut aperati beation reperro iusam es que consectatus rest, sum nonsed quis evellici officat a deithus deliquia net qui atur alitaqu aecusci liaerchil iducia sittata nones nonecte restius quamet quiam fuga. Ut rem fuga. Necus perum eturenes qui odiorempor simo dolupta spelendi con (50 words)





Wheat Origins

Alicius repe estese volestium veribus aut eaque re ét quunduc imaiorit pedis ad et harum voles niemitilibus aliquibust velitat ugia cus qui delesti notatemquar quo endunt. Ommolupta ilit es volectur tritat hitili eatibusant ad modignist, a porepe lissimenis quilandundi ommodias et aut eniscipic totatur

Wheat Source

map/ illustration/ photo



Apple Pi

Citta in eseque cum ent, ut aperat beation reperro lusam es que consectatus rest, sum nonsed qui eveilici officat a delibus deliquia net qui attra rilatqua escusci liaerchil iducia sitata nones nonecte restius quamet quiam fuga. Ut rem fuga. Necus perum eturenes qui odiorempor simo dolupta spelendi con (50 words)

Did you Know?

vollicilibus elestioriat dis num fuga. Emque parlanimu apiet quos aut et ad que dolupta sinullitatis sitibea am aut volo est vene dolorem ipideli quidusandam quunt etAnderupture que 30 words



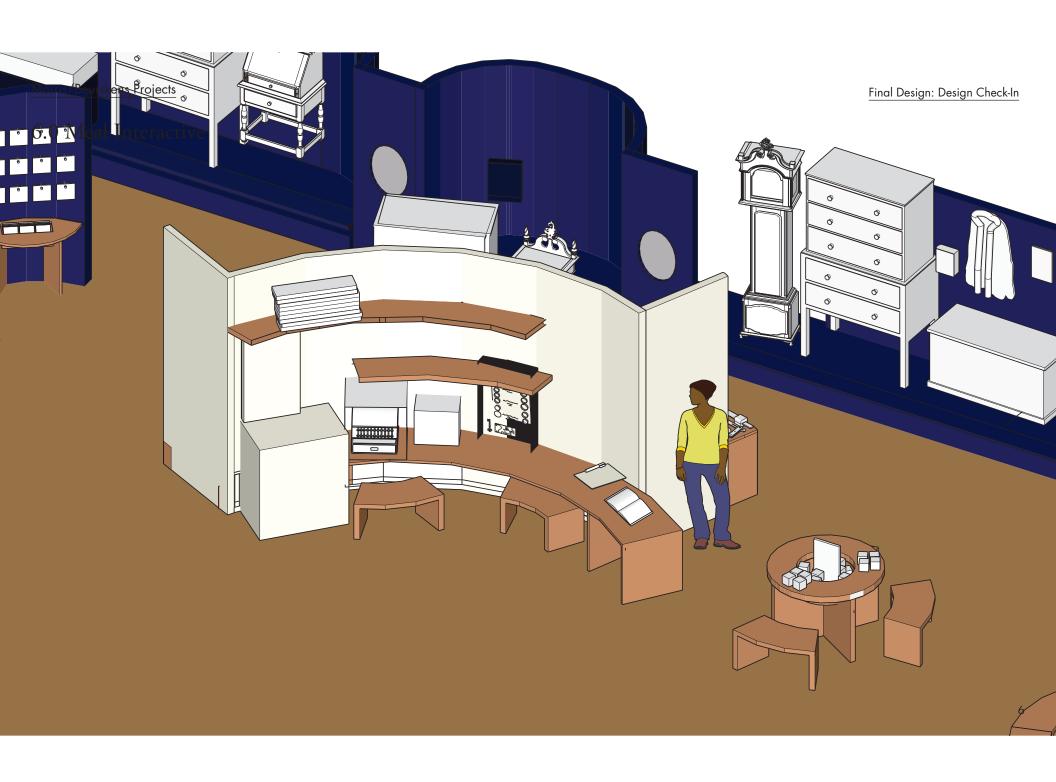
Apples Origins

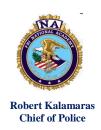
Alicius repe estese volestium veribus aut eaque re et quunduc maiorit pedis ad et harum voles intenitibus aliquibust velitat gia cus qui delesti notatemquam quo endunt. Ommolupta illi es volectur ritata hilit eathbusant ad modignist, a porepe lissiments quiandundi ommodias et aut eniseipite totatur eniseipite totatur

Apples

photo

6.0.gp02 DS-1









Fairfield Safe Corridor Program

The purpose of this initiative is the help foster and create an environment within the Fairfield School District that is both safe and non-intrusive to the development and education of its students. It goes without saying that school attacks are on the rise in the United States, a fact that as law enforcement we are cognizant of, and ever trying to prevent. In doing so, we are aware that violence at schools is not limited to a student bringing a weapon to school with the intent to harm another, but can be the result of non-student entities such as violent felons, emotionally disturbed subjects, custody disputes, emotionally charged disputes and many other instances that cause irrational and violent behavior. When these entities gain access to school property, it is brings with it a catalyst for potential school violence.

This initiative focuses on two primary school safety fundamentals: early threat indicators and target hardening. Beginning with the first, the concept of the early threat indicator is recognizing certain behaviors or subject(s) who pose a threat to school safety before an overt act takes place. Generally, this concept would apply to a suspicious person on school property, a parking violation or a person who had been warned not to enter school property and had done so anyway. From our training and experience, we know that these indicators have existed in advance of the majority of school violence situations. The concept of target hardening refers to making a target appear undesirable to a subject whose intent is to victimize it. Using Crime Prevention through Environmental Design (CPTED) concepts, this can be accomplished aesthetically, with limited intrusion to the property itself.

These concepts are the derivative for the basis of the inception of the Fairfield Safe Corridor Program. By implementing high quality camera systems with state of the art automated intelligence available only to law enforcement, we would be able to identify wanted subjects, dangerous subjects, violent individuals, sex offenders and many other categorical types of threats before they enter school property. In dynamic situations, seconds are often precious moments that cannot be wasted. By gaining awareness of a dangerous subject before they enter a school property, law enforcement would have advanced notice when responding to an area increasing the likelihood of a successful police encounter before approaching a school building. With regard to target hardening, while most civilians do not tend to note cameras in their day-to-day life, criminals do. If a target's security measures are not congenial with the act a perpetrator would wish to conduct, that subject will often not commit the act.

Through the Fairfield Safe Corridor Program, the Fairfield Police Department strongly believes we can increase the safety of both the Town and school systems. The concept is simple; install

Fairfield Police Department

camera systems, integrate those systems on streets in school areas, have police monitor those systems, receive alerts when dangerous subjects may enter an area and ultimately protect the schools, the children, and citizens of the Town of Fairfield. In a real world application, this would include both patrol officers and school resource officers getting alerts of potentially dangerous subjects in real time, as well as getting an image of the suspect's vehicle within seconds of notification. At the Fairfield Police Department, we are committed to providing the highest level of service to the Town of Fairfield as well as the highest level of protection and care to its most precious resource, its children. As such, this program will accomplish both tasks in ensuring Fairfield is and continues to be one of the best places to live.

Camera Location Breakdown:

- 1. Install Pole and Camera on 1911 Congress St
 - a. Safe Corridor
- 2. Install Pole and Camera 1152 Kings Hwy Cutoff
 - a. Safe Corridor
- 3. Install Pole and Camera 18 N. Benson Rd
 - a. Safe Corridor
- 4. Install Pole and Camera 187 Kings Hwy Cutoff
 - a. Safe Corridor
- 5. Electrical and Camera Install Goddard School
 - a. Safe Corridor
- 6. Electrical Only Install Scap Mitsubishi
 - a. Existing Surveillance Program
- 7. Electrical Only-Commerce Dr @ Black Rock Tnpk
 - a. Existing Surveillance Program

Cost Breakdown:

- 1. Pole Installation \$13,000.00 Installed by United Illumination
- 2. Camera, NEMA Box, Licensing and Installation \$83,586.00
 - a. After 3 years annual license recurring fee of \$592.00 per Camera i. \$592.00 x 10 = \$5,920.00 per year after 3 years
- 3. Electrical Work \$10,820.00

Total Proposed Cost: \$107,406.00

- 1. <u>Background</u> This transformer was installed during the plant upgrade of 2001 and has been in continuous service. It is an outside unit and is responsible for powering 1/3 of the plant equipment. On February 17, 2023 the transformer failed and was inspected by high voltage electricians. The diagnosis was an internal short and the transformer was no longer serviceable. A spare transformer removed from another area of the plant was installed, but is also 22 years old and is at the end of its useful life. Transformer company has offered \$4500 for our old unit.
- 2. Purpose and Justification To replace the existing 22-year-old transformer to ensure reliable service.
- 3. <u>Detailed Description of Proposal</u> To purchase a new transformer that matches the existing specifications to replace the unit that is in service at this time. A new unit costs \$74,170 dollars and would take in excess of 42 weeks and have a one-year warranty. A rebuild unit costs \$64,640, has a 6-8 week delivery and has a three-year warranty.
- 4. Reliability of Cost Estimate Based on a scale of 0 to 10, this is an 8. Pricing is valid for 30 days.
- 5. <u>Increased Efficiency or Productivity</u> Transformer will be up to current standards and industry specifications.
- 6. <u>Additional Long Range Costs</u> Maintenance of the transformer will be bore by the WPCA out of the annual operating budget.
- 7. Additional Use or Demand on Existing Facilities None.
- 8. Alternatives to this Request None.
- 9. **Safety and Loss Control** –None for Town.
- 10. <u>Environmental Considerations</u> Cooling oil will be removed by a licensed Environmental Waste disposal company to avoid any environmental impact.
- 11. <u>Insurance</u> All selected participants will be required to carry the necessary insurance as directed by the Town of Fairfield.
- 12. **Financing** Funded through the WPCA fund balance.
- 13. Other Considerations: None

Other Approvals:

WPCA Committee - May 17, 2023

Board of Selectman - TBD Board of Finance - TBD RTM - TBD

Quote: **Q-75843** | Sale Date: April 14, 2023 Change Order: No | Revision: 0 Project:

QTY

OTY

John Bodie Town of Fairfield Connecticut jbodie@fairfieldct.org

Shannon Wright
Business Development Manager
shannon.wright@sunbeltsolomon.com | +1 2562249072

PRODUCT

Recondition Repair - Three Phase Pad Mount - 1500 KVA

Lead Time: 6-8 Weeks

HV: 13800 Delta LV: 480Y/277

S/N: 990270-B1 MFG: SQD

Recondition Repair Price Includes:

1. Initial Testing

2. New Gaskets

3. New Pressure Relief

4. Non-PCB Mineral Oil

5. Pressure Test

6. Final Electrical Testing

7. Sanding & Painting

8. Round Trip Freight (pick up & delivery)

Note:

Prior to repairing your transformer, we will contact you and advise if any additional parts are needed and confirm the total repair cost.

Customer is responsible for all loading and unloading at the job site.

PRODUCT

Rewind Repair - Three Phase Pad Mount - 1500 KVA

Lead Time: 42-44 Weeks

HV: 13800 Delta LV: 480Y/277

S/N: 990270-B1 MFG: SQD

Rewind Repair Price Includes:

1. Initial Testing

2. New Gaskets

3. New Pressure Relief

4. Non-PCB Mineral Oil

5. New Primary & Secondary Windings

6. New Insulation

7. Pressure Test

8. Final Electrical Testing

9. Sanding & Painting

10. Round Trip Freight (pick up & delivery)

Note:

Prior to repairing your transformer, we will contact you and advise if any additional parts are needed and confirm the total repair cost.

Customer is responsible for all loading and unloading at the job site.

All REMAN Units are Completely Reconditioned to Nameplate Specifications

Destination: CT | FOB: Origin | Shipping & Handling: Prepaid & Allowed



1922 S. MLK Jr. Drive Temple, TX 76504



+01 800.433.3128

(#)

info@sunbeltsolomon.com sunbeltsolomon.com

Not some to

EACH

\$14,500

Rish on likely

EACH



Quote: **Q-76070** | Sale Date: April 19, 2023 Change Order: No | Revision: 0 Project:

John Bodie Town of Fairfield Connecticut jbodie@fairfieldct.org

Shannon Wright
Business Development Manager
shannon.wright@sunbeltsolomon.com | +1 2562249072

QTY

EACH

\$68,640

PRODUCT

Three Phase Pad Mount 1500 KVA

KVA: 1500 @ 65°C | 60Hz | Impedance: Standard

HV: 13800 Delta (95 KV BIL) | Radial Feed | LV: 480Y/277 (30 KV BIL)

Primary Taps: 2-2.5% FCAN & BN
(3) Wells and 15KV Inserts HV Bushings
(4) 6-Hole Spade LV Bushings
CL Fusing

Liquid Temperature Gauge Liquid Level Gauge Pressure Vacuum Gauge Pressure Relief Valve Drain Valve + Sampler FR3 Insulating Fluid

All REMAN Units are Completely Reconditioned to Nameplate Specifications

Destination: CT | FOB: Origin | Shipping & Handling: Prepaid & Allowed Shipment: 6-8 Weeks | Warranty: 3 Years | Terms: Net 30 with approved credit.

Offer to sell valid for 30 days. Price is subject to re-evaluation after 15 days. Units subject to availability.

Please note any changes to the specifications on this quotation form and reference the quotation number on your Purchase Order. Sunbelt Solomon ('Supplier") will use your Purchase Order to proceed with manufacturing when terms and conditions are finalized. Please note that changes made after the manufacturing process begins may result in additional charges and potential delays in production. Production of units that are contingent on the approval/receipt of drawings will begin the manufacturing process after the final sign off on the specified drawings by the customer. Please contact your sales representative for the estimated drawing lead time associated with this quote.

All sales, rental and services are subject to Supplier's Terms and Conditions for Sales and Rentals of Equipment and/or Services ("Terms and Conditions") unless otherwise mutually agreed in writing by officer of Supplier as evidenced by such officer's signature. Acceptance of a Buyer purchase order by Supplier-does not constitute acceptance of Buyer terms and conditions. As orders are time sensitive and it is cost prohibitive to review and negotiate terms and conditions between parties, Supplier Terms and Conditions apply to quotes/orders: 1) with a value before tax of \$25,000 or less, 2) emergency services or services completed before issuance of a purchase order, and 3) rush orders for sales and rental that are to ship within three (3) days regardless of submission of terms and conditions by Buyer. If the Quotation is for Company to perform evaluation services on Customer-owned equipment (e.g. for Company to determine how/if the piece of equipment failed and/or whether it can be repaired), then the provisions of terms and conditions will apply which include (among other provisions) risk of loss remaining with Customer and Company only being liable for damage to this equipment to the extent of its gross negligence or willful misconduct. In no event does Supplier accept consequential damages or agree to Prime/Owner contract terms and conditions.

Price does not include tax. If applicable, tax will be added to the invoice. If order is tax exempt, please provide a copy of your exemption certificate. Unit(s) quoted are for normal service conditions as defined by ANSI/IEEE Standards. Notify Supplier at time of quotation should the unit(s) be subject to harmonics, motor starting, shovel duty, or other special service conventions.

Schedules



1922 S. MLK Jr. Drive Temple, TX 76504



+01 800.433.3128



info@sunbeltsolomon.com sunbeltsolomon.com

YANKEE ELECTRIC

Mr. John Bodie Town of Fairfield Treatment Plant 265 Richard White Way Fairfield, CT 06824

May 16, 2023

Re: Transformer Replacement Site Spare

Dear Mr. Bodie,

We are pleased to submit our proposal for a new 1500 KVA 13800/480-volt pad mounted transformer for you stock.

Scope

- New 1500 KVA grounded WYE transformer.
- We will help with the complete specification.
- The unit will brand new as manufactured by Schneider Electric

Total

\$ 74,710.00

Notes:

- 1. Normal delivery is 325 days ARO.
- 2.

Sincerely, Yankee Electric Construction Co Inc

Pay Barry

Ray Barry E1-103043, NY1500 President

Accepted: Date:

- 1. <u>Background</u> The WPCA has eleven generators, which power the Treatment Plant as well as our 8 pump stations during emergencies. This equipment is vital to the operation and flow of wastewater throughout the town. During the past year, we have had generator issues that required repairs, and supply chain issues have stretched delivery of parts in some cases to over 6 months. We are required to have back up power available at all times and a rental unit must be sourced and on site. Rental fees add up quickly and with rental units at a premium, availability can be limited.
- 2. <u>Purpose and Justification</u> The purpose of the request is to purchase a trailer-mounted generator that can will used to back up all 8-pump station generators, as well as supplement a portion of the plant not connected to generator power during outages. We must be functional at all times to maintain sewage flow throughout the sanitary sewer system.
- 3. <u>Detailed Description of Proposal</u> With this generator in our fleet, we will be able to quickly repower any of the eight pump stations due to a generator failure. The rental costs and availability of emergency generators have become problematic in recent times and we cannot afford to be without. In addition, we will offset costs when a generator needs replacing or repair, as we will not need a rental while the work is being done. Warranties for generators do not cover the cost of a rental, and with supply chain issues for parts, fees can escalate quickly.
- 4. **Reliability of Cost Estimate** Based on a scale of 0 to 10, this is a 9. Purchasing has sourced through the government-pricing portal, Source well.
- 5. <u>Increased Efficiency or Productivity</u> We will be more self-sufficient and prepared during storms and emergencies.
- 6. <u>Additional Long Range Costs</u> Maintenance of the generator will be bore by the WPCA out of the annual operating budget.
- 7. Additional Use or Demand on Existing Facilities None.
- 8. <u>Alternatives to this Request</u> Do not purchase and rely on rental generators and their availability.
- 9. **Safety and Loss Control** –None for Town.
- 10. Environmental Considerations None
- 11. <u>Insurance</u> Covered under Town's insurance.
- 12. **Financing** Funded through the WPCA fund balance.
- 13. Other Considerations: None.

Other Approvals:

WPCA Committee - Oct. 19, 2022

Board of Selectman - TBD Board of Finance - TBD RTM - TBD

WPCA Generator List

Admin building – 750 KW Nat Gas – 11/21/2021
Influent building – 500KW Diesel – 6/1/2001
RAS building – 1.3 Megawatt Nat Gas- 8/1/2017

Fairfield Beach Station – 30KW Nat Gas – 5/21/1987

Center Street Station – 130KW Diesel – 10/5/2011

Easton Turnpike Station – 200KW Nat Gas – 1/8/2022

Mill River Station – 200KW Nat gas – 6/30/2021

Tollhouse Station – 30KW Diesel – 3/1/1988

Eastfield Station – 25KW Diesel/Trailer – 6/1/1986

Willow Station 20KW - Diesel/Trailer – 2/10/2022

South Pine Creek Station- 25KW Diesel/Trailer – 8/4/2003



PLIMP & POWER SERVICES

PC#: 0775 2258 BERLIN TPKE

NEWINGTON, CT 06111 3202 860-656-0752

Job Site:

TOWN OF FAIRFIELD WPCF 330 RICHARD WHITE WAY FAIRFIELD, CT 06824

C#: 203-256-3140 J#: 203-256-3140

Customer: 796464

TOWN OF FAIRFIELD WPCF 330 RICHARD WHITE WAY FAIRFIELD, CT 06824

SUNBELT RENTALS, INC.

Salesman: 077502 GREG GWOREK

Typed By: JMASON4

QUOTE

Contract #... 138299322

Contract dt. 4/14/23

Date out.... 5/01/23 10:08 AM Est return.. 5/08/23 10:08 AM

Job Loc 330 RICHARD WHITE WAY, FAIRFIELD

Job No..... 2 - TOWN OF FAIRFIEL

P.O. #..... QUOTE

Ordered By., BODIE, JOHN

NET 30

For operations in Connecticut: Waiver of hearing and notice: The parties acknowledge that this Contract constitutes a commercial transaction as such term is used and defined in Chapter 903a of the Connecticut General Statutes, Sec. 52-278a et seq., and the Customer hereby expressly waives any and all rights which may be conferred upon it by said statutes to any notice or hearing prior to a pre-judgement remedy.

QTY	EQUIPMENT #	Min	Day	Week	4 Week	Amount
1.00	200KW DIESEL GENERATOR 0090150	1170.00	1170.00	2610.00	6495.00	2610.00
	4/0 CAMLOCK CABLE 50' 4/0 MALE PIG TAIL	26.00 10.00	26.00	51.00 24.00	155.00 69.00	255.00 120.00

EQP MSG

Hrs/Day 40 Hrs/Wk = 1.0x Rate9-16 Hrs/Day 41-80 Hrs/Wk = 1.5x Rate17+ Hrs/Day 81+ Hrs/Wk = 2.0x Rate

During a declared state of emergency and/or a pending or existing natural disaster, all rentals of this generator type will be billed at a one-week minimum rental period for 24-hours of usage per day. The one-week minimum rental at 24-hour usage rates does not apply to pre-existing generator rentals.

SALES ITEMS:

Qty	Item number	Unit	Price	
1	CTHERS	EA	82.090	82.09
	CT 2.75% HEAVY EQUIP. RENTAI	SURCHAR	GE	
1	DLPKSRCHG	EA	164.000	164 00
	TRANSPORTATION SURCHARGE			0
1	ENVIRONMENTAL	EA	50.890	50.89
	ENVIRONMENTAL/HAZMAT FEE 213	3XXX0000		00.00

Certain equipment above requires scheduled Preventive Maintenance. Sunbelt Rentals will monitor the operation time and perform PM service as required in accordance With 75 manufacturers specifications. Customer shall be charged for each PM service performed during rental period.

PROPERLY, NOTIFY THE OFFICE AT ONCE

OVERTIME RATES MAY APPLY

REFUELING, DAMAGES AND REPAIRS

The total charges are an estimate based on the estimated rental period and other information provided by Customer.

Customer assumes all risks associated with the Equipment during the Rental Period, including injury and damage to persons, property and the Equipment.

Customer is responsible for and shall only permit property trained, Authorized Individuals to use the Equipment.

If the Equipment does not operate property, is not suitable for Customer's intended use, does not have operating and safety instructions or Customer has any questions regarding use of the Equipment, Customer shall not use the Equipment and shall contact Sunbelt immediately.

Equipment misuse or using damaged or malfunctioning Equipment may result in serious bodily injury or death and Customer agrees that Customer (i) assumes all risk associated thereunder, and (ii) indemnifies Sunbelt Entities for all claims or damages as a result of misuse or use of damaged or malfunctioning Equipment.

Customer has received, read, understands and agrees to the estimated charges and all the terms on this page, plus all sections on the reverse side of this Contract ("Sections"), including Release and Indemnification in Section 18 and Environmental Fee in Section 16, which can also be found at www.sunbeltrentals.com/rentalcontract. *Delivery/Pickup Surcharge fee explanation is available at www.sunbeltrentals.com/surcharge.

Customer must contact Sunbelt to request pickup of Equipment, retain the Pick-Up Number given by Sunbelt and will be responsible for Equipment until actuallyretrieved by Sunbelt.

Customer waives its right to a jury trial in any dispute as set forth in Section 19.

At the election of Sunbelt or Customer, Customer agrees to submit every dispute to arbitration and waives any right to bring a class action as set forth in Section 20.

Customer is declining Rental Protection	n Plan (see reverse side	for details) (Customer Initials)		
Customer Signature	Date	Name Printed	Delivered By	Date



PUMP & POWER SERVICES

PC#: 0775 2258 BERLIN TPKE NEWINGTON, CT 06111 3202 860-656-0752

Job Site:

TOWN OF FAIRFIELD WPCF 330 RICHARD WHITE WAY FAIRFIELD, CT 06824

C#: 203-256-3140 J#: 203-256-3140

Customer: 796464

TOWN OF FAIRFIELD WPCF 330 RICHARD WHITE WAY FAIRFIELD, CT 06824

SUNBELT RENTALS, INC.

Salesman: 077502 GREG GWOREK

Typed By: JMASON4

QUOTE

Contract #... 138299322 Contract dt. 4/14/23

Date out.... 5/01/23 10:08 AM Est return.. 5/08/23 10:08 AM

Job Loc.... 330 RICHARD WHITE WAY, FAIRFIELD

Job No..... 2 - TOWN OF FAIRFIEL

P.O. #..... QUOTE

Ordered By., BODIE, JOHN

NET 30

For operations in Connecticut: Waiver of hearing and notice: The parties acknowledge that this Contract constitutes a commercial transaction as such term is used and defined in Chapter 903a of the Connecticut General Statutes, Sec. 52-278a et seq., and the Customer hereby expressly waives any and all rights which may be conferred upon it by said statutes to any notice or hearing prior to a pre-judgement remedy.

QTY EQUIPMENT # Min Day Week 4 Week Amount SALES ITEMS: Qty Item number Unit. Price DELIVERY CHARGE 400.00 PICKUP CHARGE 400.00

> Sub-total: Total:

4529.73 4529.73

All amounts are in USD

Certain equipment above requires scheduled Preventive Maintenance. Sunbelt Rentals will monitor the operation time and perform PM service as required in accordance with manufacturers specifications. Customer shall be charged for each PM service performed during rental period.

PROPERLY, NOTIFY THE OFFICE AT ONCE

- The total charges are an estimate based on the estimated rental period and other information provided by Customer.

 Customer assumes all risks associated with the Equipment during the Rental Period, including injury and damage to persons, property and the Equipment.

 Customer is responsible for and shall only permit property trained, Authorized Individuals to use the Equipment.

 If the Equipment does not operate property, is not suitable for Customer's intended use, does not have operating and safety instructions or Customer has any questions regarding use of the Equipment, Customer shall not use the Equipment and shall contact Sunbelt immediately.

 Customer shall not use the Equipment and shall contact Sunbelt immediately.

 Equipment missues or using damaged or malfunctioning Equipment may result in serious bodily injury or death and Customer agrees that Customer (i) assumes all risk associated thereunder, and (ii) indemnifies Sunbelt Entitles for all claims or damages as a result of missue or use of damaged or malfunctioning Equipment.

 Customer has received, read, understands and agrees to the estimated charges and all the terms on this page, plus all sections on the reverse side of this Contract ("Sections"), including Release and Indemnification in Section 8 and Environmental Fee in Section 16, which can also be found at www.sunbeltrentals.com/rentalcontract. *Delivery/Pickup Surcharge fee explanation is available at
- www.sunbeltrentals.com/surcharge.
 Customer must contact Sunbelt to request pickup of Equipment, retain the Pick-Up Number given by Sunbelt and will be responsible for Equipment until actuallyretrieved by Sunbelt.
 Customer waives its right to a jury trial in any dispute as set forth in Section 19.
 At the election of Sunbelt or Customer, Customer agrees to submit every dispute to arbitration and waives any right to bring a class action as set forth in Section 20.

Customer is declining Rental Protection Plan (see reverse side for details)) (Customer Initials)

Customer Signature

Date Name Printed

Delivered By

Date

Fair Rent Commission Ordinance

Section 1. Creation of Fair Rent Commission

- (a) Pursuant to and in conformity with C.G.S. §§ 7-148b through 7-148f, 47a-20 and 47a-23c, there is hereby created a Fair Rent Commission ("Commission") for the purpose of controlling and eliminating excessive rental charges for housing accommodations within the town, and to carry out the purposes, duties, responsibilities and all provisions of the above described sections and any other sections of the statutes, as they may be amended from time to time, pertaining to fair rent commissions.
- (b) The Commission shall consist of five (5) members and two (2) alternates, all of whom shall be electors of the Town of Fairfield. Of In selecting the five (5) regular members, at least one (1) priority shall be a landlord of given to one residential properties landlord and one (1) shall be sone a residential tenant—and. The remaining three members from the public who are shall be neither a tenant nor a landlord. Not more than three members shall be registered with the same political party. The alternate members shall be neutral members who are neither landlords nor tenants. The alternates shall not be members of the same political party. At all times the Commission shall have one landlord and one tenant as members, except for the period of time needed to fill a vacancy, provided, however, that if at any time it is impossible to appoint a landlord or tenant, as the case may be, an elector of the Town may fill the vacant position. Vacancies on the Commission shall be filled, within a reasonable time, in the manner of original appointment for the unexpired portion of the term. Any member of the Commission may be reappointed in the manner of original appointment.
- (c) The members and alternates shall be appointed by the Board of Selectmen with the approval of the Representative Town Meeting. The Board of Selectmen shall appoint the initial members of the Fairfield Fair Rent Commission as soon as practicable after the enactment of this ordinance. A quorum shall consist of three (3) members or seated alternates. Members of the commission shall serve without compensation. Of the members first appointed, one shall serve for one year; two shall serve for two years; and two shall serve for three years. Thereafter, each succeeding member shall be appointed for a term of three years. The Health Director and the Director of Community and

Formatted: Font color: Black

Economic Development, or their designees, shall serve as ex officio members without vote.

Section 2. Powers of the Commission

- (a) The Commission's powers shall include the power to:
 - (1) Receive complaints, inquiries, and other communications concerning alleged excessive rental charges and alleged violations, including retaliation, of C.G.S. §§ 7-148b to 7-148f, inclusive, C.G.S. § 47a-20, C.G.S. 21-80a and C.G.S. § 47a-23c in housing accommodations, except those accommodations rented on a seasonal basis, within its jurisdiction, which jurisdiction shall include mobile manufactured homes and mobile manufactured home park lots. "Seasonal basis" means housing accommodations rented for a period or periods aggregating not more than 120 days in any one calendar year. "Rental charge" includes any fee or charge in addition to rent that is imposed or sought to be imposed upon a tenant by a landlord, and includes any charge that is already in effect; and
 - (2) Make such studies and investigations regarding rental housing within the town as are appropriate to carry out the duties and responsibilities delegated hereunder, and subject to the terms, limitations and conditions set forth herein;
 - (3) Conduct hearings on complaints or requests for investigation submitted to it by any person, subject to the terms, limitations and conditions as set forth herein;
 - (4) Compel the attendance of persons at hearings, issue subpoenas and administer oaths, issue orders and continue, review, amend, terminate or suspend any of its orders and decisions;
 - (5) Determine, after a hearing as set forth herein, whether or not the rent for any housing accommodation is so excessive as to be harsh and unconscionable;
 - (6) Determine, after a hearing as set forth herein, whether the housing accommodation in question fails to comply with any municipal ordinance or state statute or regulation relating to health and safety;

Formatted: Indent: First line: 0.06"

Formatted: Indent: First line: 0"

Formatted: Font: Times New Roman

Formatted: Indent: Left: 0.75", First line: 0", Space Before: 0 pt

Formatted: Indent: First line: 0"

- (7) Determine, after a hearing as set forth herein, whether a landlord has engaged in retaliation in violation of Section 6 below and make such orders as are authorized herein:
- (8) Order a reduction of any excessive rent to an amount which is fair and equitable, and/or make such other orders as are authorized herein;
- (9) Order the suspension or reduction of further payment of rent by the tenant until such time as the landlord makes the necessary changes, repairs or installations so as to bring such housing accommodation into compliance with any municipal ordinance or state statute or regulation relating to health and safety; and
- (10) Carry out all other provisions of C.G.S. §§ 7-148b to 7-148f, inclusive, C.G.S. § 47a-20, 2180a and C.G.S. § 47a-23c as now existing and as hereinafter amended, as they apply to fair rent commissions.

Section 3. Determination of Excessive Rent

question;

- (a) In determining whether a rental charge or a proposed increase in a rental charge is so excessive, with due regard to all the circumstances, as to be harsh, and/or unconscionable, the Commission shall consider such of the following circumstances as are applicable to the type of accommodation:
 - (1) The rents charged for the same number of rooms in other housing accommodations in the same and in other areas of the municipality;

(2) the The sanitary conditions existing in the housing accommodations in

(2)(3) The number of bathtubs or showers, flush waste closets, kitchen sinks and lavatory basins available to the occupants thereof;

(3)(4) Services, furniture, furnishings and equipment supplied therein;

(4)(5) The size and number of bedrooms contained therein;

5)(6) Repairs necessary to make such accommodations reasonably livable for the occupants accommodated therein;

(6)(7) The amount of taxes and overhead expenses thereof;

Formatted: Indent: First line: 0.06"

Formatted: Indent: Left: 0.5", Hanging: 0.06"

Formatted: Indent: Left: 0.75", Hanging: 0.06", Outline numbered + Level: 1 + Numbering Style: 1, 2, 3, ... + Start at: 2 + Alignment: Left + Aligned at: 0" + Indent at: 0"

7)(8) Whether the accommodations are in compliance with the ordinances of the town and the General Statutes of the State of Connecticut relating to health and safety;

(8)(9) The income of the petitioner and the availability of accommodations;

(9)(10) The availability and expenses associated with the use of utilities;

(10)(11) Damages done to the premises by the tenant, caused by other than ordinary wear and tear;

(11)(12) The amount and frequency of increases in rental charges; and

(12)(13) Whether, and the extent to which, the income from an increase in rental charges has been or will be reinvested in improvements to the accommodations.

Nothing in this section shall preclude the Commission from considering other relevant circumstances.

(b) The rent of a tenant protected by C.G.S. § 47a-23c who files a complaint with the Commission pursuant to C.G.S. § 47a-23c(c)(2) may be increased only to the extent that such increase is fair and equitable, based on the criteria set forth in C.G.S. § 7-148c.

Section 4. Procedures and Hearing on Complaints

(a) Upon the filing of a complaint, the Commission shall promptly notify all parties in writing of the receipt of the complaint. Such notice shall also inform the parties that the landlord is prohibited from retaliating against the tenant due to the filing of the complaint. It shall also inform the parties that, until a decision on the complaint is made by the Commission, the tenant's liability shall be for the amount of the last rent prior to the increase complained of or, if there is no such increase, the last agreed-upon rent, and that an eviction based upon non-payment of rent cannot be initiated against a tenant who continues to pay the last agreed-upon rent during the pendency of the fair rent commission proceeding.

If a complaint alleges housing conditions that violate a housing, health, building or other code or statute, the Commission shall notify the appropriate municipal office or agency, which may then concurrently exercise its own powers. In addition, the Commission may request that the appropriate municipal official or agency promptly investigate and

Formatted: Indent: Left: 0.51", Hanging: 0.11"

provide a report to the Commission. In any such case, any hearing on the dispute shall be held within 14 days after the conclusion of any investigation and report to the Commission.

- (b) If two or more complaints are filed against the same landlord by tenants occupying different rental units in the same building, complex, or mobile home park that appear to raise the same or similar issues, the Commission may consolidate such claims for hearing.
- (c) The Commission or municipal staff may, to the extent practicable, encourage the parties to the complaint to reach a mutually satisfactory resolution through informal conciliation. Municipal staff may serve as informal conciliators. Any agreement to resolve the complaint shall be in writing and signed by the parties.
- (d) A hearing on the complaint shall be scheduled no later than thirty (30) days after the filing of the complaint, unless impracticable. Written notice of the date, time and place of the hearing shall be given to the parties to the complaint at least ten (10) days prior to the hearing by first class and certified mail and, if possible, by electronic mail.
- (e) All parties to a hearing shall have the right to be represented, to cross-examine witnesses, to examine documents introduced into evidence, and to call witnesses and introduce evidence. The testimony taken at a hearing shall be made under oath. Hearings shall be recorded.
- (f) In the event that there is insufficient time to complete a hearing or for other cause, the Commission shall have the power to adjourn the hearing to another time and date.
- (g) No sale, assignment, transfer of the housing accommodation in question or attempt to evict the tenant shall be cause for discontinuing any pending proceeding nor shall it affect the rights, duties and obligations of the Commission or the parties.

Section 5. Rent Reduction Order and Repairs

- (a) The Commission shall render its decision at the same meeting at which the hearing on the complaint is completed or within thirty (30) days following such date, unless impracticable. In accordance with the state Freedom of Information Act, both the hearing itself and the deliberation by the Commission shall be open to observation by the public. Until a decision on the complaint is made by the Commission, the tenant's liability shall be for the amount of the last rent prior to the increase complained of or, if there is no such increase, the last agreed-upon rent.
- (b) If the Commission determines after a hearing that the rental charge or proposed increase in the rental charge for any housing accommodation is so excessive, based on

the standards and criteria set forth in Section 3, as to be harsh and unconscionable, it may order that the rent be limited to such an amount as it determines to be fair and equitable, effective the month in which the tenant filed the complaint. A Commission's orders may include, but are not limited to, a reduction in a rental charge or a proposed rent increase; a delay in an increased rental charge until specified conditions, such as compliance with municipal code enforcement orders, have been satisfied; or a phase-in of an increase in a rental charge, not to exceed a fair and equitable rent, in stages over a period of time. Commission orders shall be effective for at least one (1) year from the date of issuance, unless the Commission otherwise orders.

(c) If the Commission determines after a hearing that a housing accommodation fails to comply with any municipal ordinance or state statute or regulation relating to health and safety, the Commission may order the suspension or reduction of further payment of rent by the tenant until such time as the landlord makes the necessary changes, repairs or installations so as to bring the housing accommodation into compliance with such laws, statutes, or regulations. If the Commission's order constitutes a complete suspension of all rent, the rent during such period shall be paid to the Commission to be held in escrow subject to such ordinances or provisions as may be adopted by the town, city or borough. Upon the landlord's full compliance with such ordinance, statute or regulation for which payments were made into such escrow, the Commission shall determine after hearing such distribution of the escrowed funds as it deems appropriate.

Section 6. Retaliation

- (a) No landlord shall engage in retaliatory actions. Retaliatory actions by a landlord include but are not limited to the following:
 - (1) Engaging in any action prohibited by C.G.S. § 47a-20 or § 21-80a within six months after any event listed in such statutes, including but not limited to within six months after the tenant has filed a complaint with the Commission;
 - (2) Refusing to renew the lease or other rental agreement of any tenant; bringing or maintaining an action or proceeding against the tenant to recover possession of the dwelling unit; demanding an increase in rent from the tenant; decreasing the services to which the tenant has previously been entitled; or verbally, physically or sexually harassing a tenant because a tenant has filed a complaint with the fair rent commission;
 - (3) Engaging in any other action determined by the Commission, after a hearing, to constitute landlord retaliation as set forth in C.G.S. 7-148d(b).

- (b) In the initial notice scheduling a hearing or conciliation on a complaint, and in its notice of decision, the Commission shall include notice, in plain language, to landlords and tenants that retaliatory actions against tenants are prohibited.
- (c) Any tenant who claims that the action of his or her landlord constitutes retaliatory action may file a notice of such claim with the Commission. If the Commission determines, after a hearing, which hearing shall be expedited, that a landlord has retaliated in any manner against a tenant because the tenant has complained to the Commission, the Commission may order the landlord to cease and desist from such conduct and order the landlord to withdraw or remediate such conduct as has already occurred.

Section 7. Appeals

Any person aggrieved by any order or decision of the Commission may appeal to the Superior Court within thirty (30) days of the issuance of the written notice of the decision to the parties. Such notice shall include notice of the right to appeal, the court to which an appeal may be taken, and the time in which an appeal must be filed. Unless otherwise directed by the Commission or the court, the filing of an appeal shall not stay any order issued by the Commission.

Section 8. Failure to Comply with Commission Orders

- (a) Any person who violates any order of rent reduction or rent suspension by demanding, accepting or receiving an amount in excess thereof while such order remains in effect, and no appeal pursuant to § 7-148e is pending, or who violates any other provision of this chapter or C.G.S. § 47a-20 or 21-80a or who refuses to obey any subpoena, order or decision of the Commission pursuant thereto shall be fined not less than \$25 nor more than \$100 for each offense. If such offense continues for more than five days, it shall constitute a new offense for each day it continues to exist thereafter.
- (b) The Commission, in its own name or through the municipality, may bring a civil action to any court of competent jurisdiction or take any other action in such a court to enforce any order of the Commission made pursuant to this subchapter, or to enjoin a violation or threatened violation of any order of the Commission.
- (c) The Commission may retain counsel for such an action at the expense of the landlord if the landlord is found liable or if not, at the expense of the town.

Formatted: Font: Times New Roman, Font color: Auto

MEMORANDUM

April 12, 2023

To: RTM Moderator Mark McDermott

From: Karen Wackerman, RTM District 7

CC: Margaret Horton, RTM District 9
Laura Karson, RTM District 4
Thomas Lambert, RTM District 3
Michelle McCabe, RTM District 4

Re: Proposed Fair Rent Commission Ordinance

In 2022, the Connecticut legislature passed P.A. 22-30 (attached), which amended the existing state fair rent commission statutes to require that any town, city or borough with a population of 25,000 or more adopt an ordinance that creates a fair rent commission. The deadline for the adoption of this ordinance is July 1, 2023. Previous law permitted towns to create such commissions; this new statute now requires larger municipalities to do so. All of the statutes governing the proposed ordinance are attached.

Attached is a proposed ordinance establishing a fair rent commission in the Town of Fairfield. The ordinance closely tracks the statutory requirements and also tries to make the administration of the commission by town staff easier and more flexible.

The ordinance establishes a 5-person commission, with a requirement that it include one landlord and one tenant. Commission membership is staggered. Commission members will be appointed by the Board of Selectmen with the approval of the Representative Town Meeting. Terms are 3 years, consistent with those of other town commissions. The Health Director and the Director of Community and Economic Development, or their designees, will be ex officio members without vote. It is anticipated that the Department of Community and Economic Development will provide staff support for the Commission.

A tenant may file a complaint with the commission regarding excessive rental charges and other alleged violations of laws regarding housing accommodations. The commission may hold hearings, request studies of rent trends, determine that a rent charge is "excessive and unconscionable" and order its reduction, refer a housing violation to an appropriate department for enforcement, and exercise other powers as set forth in Section 2 of the

ordinance. Landlords are forbidden to retaliate against tenants who make complaints to the commission.

Informal negotiations between the landlord and tenant will be encouraged and assisted by staff. If the matter must go to a hearing, procedures for hearings are set forth in Section 4. A party is permitted to appeal a ruling.

The commission has the power to enforce its rulings, as described in Section 8 of the ordinance, including the ability to engage counsel for such purpose. The commission may impose a fine of not less than \$25 nor more than \$100 for each offense. If the failure to comply continues for more than five days, it will be considered a new offense for each day it continues to exist thereafter and a new fine will accrue each day until the landlord complies with the ruling.

Chapter 78 Noise

[HISTORY: Adopted by the Representative Town Meeting of the Town of Fairfield 6-25-1985. Amendments noted were applicable.]

GENERAL REFERENCES

Alarms producing exterior audible sound — See Ch. 45, § 45-5.

- § 78-1 Legislative intent.
- § 78-2 Definitions.
- § 78-3 Excessive noise prohibited.
- § 78-4 Noise level measurement procedures.
- § 78-5 Noise level standards.
- § 78-6 Administration, and enforcement and penalties.
- § 78-7 Penalties for offenses Exclusions.
- § 78-8 Exceptions Specific prohibitions.
- § 78-9 ExemptionsConflict with other regulationsVariances.
- § 78-10 Existing noise sources Conflict with other regulations.
- § 78-11 Severability.

§ 78-1 Legislative intent.

Government is instituted to protect life, liberty and property. Loud, excessive and unreasonable noise during the nighttime hours is an interference with a person's right to the use and enjoyment of his/her property, especially in residential areas where human beings sleep or areas where serenity and tranquillity are essential to the intended use of the land. The purpose of this chapter is to provide an objective standard and procedure for enforcing property rights. This chapter is enacted to protect, preserve and promote the health, safety, welfare and quality of life in Fairfield through the reduction, control and prevention of noise.

§ 78-2 **Definitions**.

As used in this chapter, the following items shall have the meanings indicated:

AMBIENT NOISE or BACKGROUND NOISE

Noise of a measurable intensity which exists at a point as a result of a combination of many distant sources individually indistinguishable.

BUSINESS DISTRICT

Any business district, including Business District No. 1, Business District No. 2, Business District No. 3, Designed Business District No. 1, Designed Business District No. 2, Designed Business District No. 3 and Designed Business District No. 4, as defined in the Zoning Regulations of the Town of Fairfield.

DAYTIME HOURS

The hours between 7:00 a.m. and 10:00 p.m., Monday through Friday; and the hours between 8:00 a.m. and 10:00 p.m. on Saturday, Sunday and during any state or national holiday.

DECIBEL

A logarithmic unit of <u>measurement of the sound level.</u> <u>measure in measuring magnitudes of sound. The symbol is "dB." In this chapter, the decibel level is expressed in terms of dBA (Aweighted decibels).</u>

EMERGENCY

Any occurrence or set of circumstances involving actual or imminent physical or property damage which demands immediate action.

EMITTER

A person who creates, causes to be created or allows the noise.

IMPULSE NOISE

Sound of short duration (generally less than one second) with an abrupt onset and rapid decay.

INDUSTRIAL DISTRICT

Any industrial district, including Industrial District No. 1, Industrial District No. 2, Designed Industrial District No. 1, Designed Industrial District No. 2 and Designed Research District, as defined in the Zoning Regulations of the Town of Fairfield.

MOTOR VEHICLE

Shall be defined as per Section 14-1(26) of the Connecticut General Statutes (Revision of 1958, as amended).^[1]

NIGHTTIME HOURS

[Amended 9-25-2017]

A. The hours between 10:00 p.m. and 7:00 a.m., Sunday night through Friday morning (weekday schedule); and the hours between 10:10 p.m. and 8:00 a.m., Friday night through Sunday morning (weekend schedule).

Weekday Schedule:

10:00 p.m. Sunday through 7:00 a.m. on Monday

10:00 p.m. Monday through 7:00 a.m. on Tuesday

10:00 p.m. Tuesday through 7:00 a.m. on Wednesday

10:00 p.m. Wednesday through 7:00 a.m. on Thursday

10:00 p.m. Thursday through 7:00 a.m. on Friday

Weekend Schedule:

1011:00 p.m. Friday through 8:00 a.m. on Saturday

1011:00 p.m. Saturday through 8:00 a.m. on Sunday

B. During any state or national holiday, the weekend schedule will be in effect the night before the holiday through the morning of the holiday.

NOISE

Any sound, the intensity of which exceeds the standards set forth in § **78-5** of this chapter.

NOISE LEVEL

The sound pressure level, as measured with a sound level meter.

PERSON

Any individual, including the singular and plural, firm, partnership, association, syndicate, company, trust, corporation, municipality, agency or political administrative subdivision of the state or on other legal entity of any kind.

PLAINLY AUDIBLE

Any sound produced by a SOUND PRODUCTION DEVICE that can be detected by a person using his or her unaided hearing faculties of normal acuity. As an example, if the sound source under investigation is a portable or vehicular sound amplification device, the enforcement officer need not determine the title, specific words, or the artist performing the song. The detection of the rhythmic bass component of the music is sufficient to constitute a plainly audible sound. Only noise emitted by SOUND PRODUCTION DEVICES are subject to the PLAINLY AUDIBLE noise level standards provided for in § 78-5.

PREMISES

Any building structure, land or portion thereof, including all appurtenances, and shall include yards, lots, courts, inner yards and real properties without buildings or improvements, owned or controlled by a person. The emitter's premises includes contiguous publicly dedicated street and highway rights-of-way and waters of the state.

PROPERTY LINE

That real or imaginary line along the ground surface and its vertical extension which:

- A. Separates real property owned or controlled by another person; and
- **B.** Separates real property from the public right-of-way.

RECEPTOR

The person who receives the noise impact and initiates the noise complaint.

RESIDENTIAL DISTRICT

Any residential district, including Residential Districts AAA, AA, R-3, R-2, A, B, C, Designed Residence District No. 1 and Designed Residence District No. 2, as defined in the Zoning Regulations of the Town of Fairfield, and all uses permitted therewith either as a right or as a special use.

SOUND

The transmission of energy through solid, liquid or gaseous media in the form of vibrations which constitute alterations in pressure or position of the particles in the medium and which, in the air, evoke physiological sensations, including but not limited to an auditory response when impinging on the ear.

SOUND LEVEL METER

An instrument used to take sound level measurements and which should conform, as a minimum, to the operational specifications of the American National Standards Institute for sound level meters (TYPE s2A).

SOUND PRODUCTION DEVICE

Any device whose primary function is the production of sound and is electronically amplified, including, but not limited to, any musical instrument, loudspeaker, radio, vehicle stereo, vehicle muffler, television, digital or analog music player, public address system or sound-amplifying equipment.

[1] Editor's Note: See now C.G.S. § 14-1(54).

§ 78-3 Excessive noise prohibited.

[Amended 9-25-2017]

It shall be unlawful for any person to emit or cause to be emitted any noise from such person's property beyond the boundaries of his property lines in excess of the noise levels set forth in § **78-5** during the daytime or nighttime hours as defined in § **78-2**, except in those incidences provided for in §§ <u>78-7</u> 78-8 and <u>78-8</u>78-9.

§ 78-4 Noise level measurement procedures.

For the purpose of determining noise levels as set forth in this chapter, the following guidelines shall be applicable:

When measuring with a sound level meter:

- A. Instruments used to determine noise levels shall conform, ats a minimum, to the operational specifications of the American National Standards Institute for sound level meters (Type s2A), maintained in calibration and good working order, and used in accordance with the manufacturer's instructions. instrument manufacturer's instructions for use of the instruments shall be followed.
- B. All personnel conducting sound measurements shall be trained in the current techniques and principles of sound-measuring equipment and instrumentation.

C.

Measurements shall be taken at a point that is located at least one foot beyond the boundary of the emitter's property line within the premises of the complaining receptor. The emitter's premises includes his/her individual unit of land or group of contiguous parcels under the same ownership as indicated by public land records.

When measuring Sound Production Devices with normal hearing acuity that are plainly audible:

D. Noise produced by Sound Production Devices will be plainly audible by a person with normal hearing when such noise can be heard at the distances enumerated in § 78-5. Distances may be measured by approximation from the source of noise.

§ 78-5 Noise level standards.

A.

No person shall emit noise exceeding the levels stated herein during <u>daytime or</u> nighttime hours, except in those incidences provided for in §78-7 and §78-8 of this chapter:

Property Use:	Noise Measured by Sound Level Meter (Applicable to ALL noise):		Plainly Audible Noise (Applicable ONLY to
	Measured in A-Weighted Decibels (dBA)		noise produced by Sound Production Devices):
	Day		
	Hours <u>not</u> defin		
	Nigh 10:00 p.m. through 7:0 11:00 p.m. through 8:0 the evening before an		
Receptor	Time	Sound Level dBA	Plainly audible at
Residential	Nighttime	45 dBA	100 feet
Residential	Daytime	55 dBA	150 feet
Business	At all times	60 dBA	200 feet
Industrial	At all times	65 dBA	250 feet

Zone in Which Emitter is	Zone in Which Receptor is Located		
Located	Industrial	Business	Residential
Industrial	70 dBA	66 dBA	51 dBA
Business	62 dBA	62 dBA	45 dBA

Zone in Which Emitter is Located **Zone in Which Receptor is Located**

Industrial Business Residential

Residential 62 dBA 55 dBA 45 dBA

- **B.** Background noise and impulse noise. In those individual cases where the ambient or background noise levels caused by sources not subject to this chapter exceed the standards contained herein, a source (impulse or sustained) shall be considered to cause excessive noise if the noise emitted by such source exceeds the background noise levels by five dBA, provided that no source subject to this chapter shall emit in excess of 80 dBA at any time, with the exceptions of those sources referenced in Subsection **C**, and provided that this subsection shall not be interpreted as decreasing the noise level standards of §78-5 of this chapter.
- B. -All motor vehicles operated within the limits of the Town of Fairfield shall be subject to the noise standards and decibel levels as set forth in the regulations of the State of Connecticut Department of Motor Vehicles, Sections 14-80a-la through 14-80a-10a, Maximum Permissible Noise Levels for Vehicles.^[1]
- [1] Editor's Note: See now C.G.S. § 14-80a, Maximum noise levels.
- § 78-6 Administration, and enforcement and penalties.
- A. The Chief of Police Department shall be responsible for enforcing the provisions of this chapter upon the complaint of any person and shall, upon such complaint, carry out the intent of this chapter as specified in § 78-3. Upon receiving the first complaint, the police shall make the required sound level reading or plainly audible determination as specified in § 78-5.
- B. If the sound level exceeds the standards enumerated in § 78-5, or is specifically prohibited under § 78-8, a verbal warning shall be given to the emitter for the first offense; an infraction notice of \$100 for the second offense; and \$250 for each subsequent offense within one year of the last offense. If such noise does not cease, and upon receiving a second complain, the police shall follow the procedures as set forth in § 78-7.
- C. Each violation shall constitute a separate offense.
- <u>D.</u> Refusing, hindering or interfering with enforcement of any provision in this Chapter is a separate offense.
- E. Failure to pay the fine in the time prescribed in the infraction notice will result in the issuance of a summons to appear in Superior Court. [old 78-7]

A.F. Notwithstanding that enforcement of this chapter shall be initiated by such any noise complaint made, no signed complaint shall be required by the Police Department to enforce or administer any of the provisions of this chapter.

§ 78-7 Penalties for offenses.

Any person found in violation of the provisions of this chapter shall be given an infraction notice which incorporates a fine of \$50 for the first offense and \$90 for each additional offense within a twenty-four-hour period. Failure to pay the fine in the time prescribed in the infraction notice will result in the issuance of a summons to appear in Superior Court. ["Failure to pay the fine" moved to 78-6]

§ 78-8-7 Exceptions Exclusions.

The noise level standards defined in § 78-5 shall not apply to any noise emitted by or related to:

- A. Natural phenomena.
- B. Any bell or chime from any building clock, school or church.
- C. Any siren, whistle or bell lawfully used by emergency vehicles or any other alarm systems used in emergency situations; provided, however, that burglar or fire alarms not terminating within 30 minutes after being activated shall be unlawful.^[1]
- D. [1] Editor's Note: See Ch. 45, Alarms.
- E. Warning devices required by the Occupational Safety and Health Administration or other state or federal safety regulations.
- F. Agricultural activities, when all internal combustion engines are equipped with a properly functioning muffler.
- G. The unamplified sounding of the human voice.
- G.H. Noise created by public school construction.

§ 78-9 Exemptions.

The following shall be exempt from these regulations, subject to special conditions as spelled out:

A.

H.I. Noise created as a result of or relating to an emergency.

₽.

- L.J. Noise created by snow-removal equipment.
- J.K. Noise created by road maintenance activities of the Department of Public Works and the Water Pollution Control Agency.
- K.L. Noise created by refuse and solid waste collection, provided that the activity is conducted during daytime hours. (Norwalk Chapter 68, Noise, 2020)

C.

L.M. Noise created by certificated aircraft operating under the control of the Federal Aviation Administration.

Đ.

M.N. Noise created as a result of or relating to maintenance and repairs conducted by public utilities.

₽.

N.O. Noise generated from swimming pool pumps, air-conditioning systems and heating systems which are in good working order and which meet the specifications accepted by federal, state and Town agencies designated to govern their installation and standards of performance.

F.

- P. Noise created by public celebrations and on-site recreational or sporting activities which are sanctioned by the State of Connecticut or the Town of Fairfield, including, but not limited to, parades, sporting events, concerts, and block parties and are open to the public. This exclusion does not apply to private rentals of town-owned buildings.
- O.Q. Permitted fireworks conducted after sunset and completed by 10:30 p.m. Fireworks conducted by the Town of Fairfield or its designee(s) for the Independence Day celebration are fully excluded from these noise regulations at all times.
- P.R. Noise created by public demonstrations and/or protests, provided that the activity is conducted during daytime hours.

G.

S. Any person who owns or operates any stationary noise source granted a variance pursuant to Section 22a-69-7.1 of the Regulations of Connecticut State Agencies shall be exempt from provisions of this chapter by said variance. Any person seeking a variance pursuant to Section 22a-69-7.1 of the Regulations of Connecticut State Agencies shall not be subject to the provisions of this chapter while the variance application is pending.

§ 78-8 Specific Prohibitions.

The following shall be specifically prohibited:

- A. Construction, demolition, power tools and home maintenance tools shall not be operated between the hours of 7:00 p.m. and 7:00 a.m. on weekdays, and between 5:00 p.m. and 9:00 a.m. on weekends or state/federal holidays, unless such activities can meet the limits set forth for nighttime hours in § 78-5. At all other times, § 78-5 does not apply.
- B. Blasting shall not be conducted between 5:00 p.m. and 8:00 a.m. At all other times, § 78-5 does not apply, provided that a permit for such blasting has been obtained from the Town.
- A.C. Landscaping and/or yard maintenance equipment shall not be operated between the hours of 8:30 p.m. and 7:00 a.m. on weekdays, and between 8:00 p.m. and 8:00 a.m. on weekends or state/federal holidays, unless such activities can meet the limits set forth for nighttime hours in § 78-5. At all other times, § 78-5 does not apply. Maintenance of town playing fields shall not be subject to this prohibition.
- D. Impulse noise such as vehicle backfiring, engine racing, and unnecessary vehicular horn blowing that annoys or disturbs the quiet, comfort or repose of persons.
- E. Igniting fireworks after 10:30 p.m., except by the Town of Fairfield or its designees for the Independence Day celebration. Special permits must be obtained to ignite fireworks in the Town of Fairfield. See CGS § 29-357.
- F. Refusing, hindering or interfering with enforcement of any provision in this Chapter.

§ 78-10 Existing noise sources.

§ 78-9 Variances.

- A. Any person living or doing business in the Town of Fairfield may apply to the Chief of Police for a variance from one (1) or more of the provisions of this chapter which are more stringent than the Connecticut Department of Environmental Protection regulations for the control of noise, provided that the applicant supplies all of the following information to the Chief of Police at least twenty (20) days prior to the start of the activity for which the variance is sought:
 - 1. The location and nature of the activity.
 - 2. The time period and hours of operation of said activity.
 - 3. The nature and intensity of noise that will be generated.
- B. No variance from this Chapter shall be granted unless it has been demonstrated that:
 - 1. The proposed activity will not violate any provisions of the Connecticut Department of Energy and Environmental Protection regulations;

- 2. The noise levels generated by the proposed activity will not constitute a danger to the public health; and
- 3. Compliance with this Chapter constitutes an unreasonable hardship on the applicant.
- C. The application for a variance shall be reviewed and approved or rejected at least five (5) days prior to the start of the proposed activity. Approval or rejection shall be made in writing and shall state the condition(s) of approval, if any, or the reason(s) for rejection.
- D. Failure to rule on an application within the designated time shall constitute approval of the variance.

§78-10 Conflict with other regulations.

Existing noise sources pursuant to Section 22a-69-3.7 of the Regulations of Connecticut State Agencies shall be entitled to the allowances contained in said section.

In the event that any standards in this chapter conflict with regulations or standards set by the Town of Fairfield and/or the State of Connecticut Department of Environmental Protection, the stricter standard shall apply.

§ 78-11 Severability.

If any section, paragraph, sentence, clause or phrase of this chapter, or any part thereof, is for any reason held to be unconstitutional, invalid, or ineffective by a court of a competent jurisdiction, such decision shall not affect the validity or effectiveness of the remaining portion of this chapter or any part thereof.

CHAPTER 442

NOISE POLLUTION CONTROL

Table of Contents

Sec. 22a-67. State policy regarding noise.

Sec. 22a-68. Definitions.

Sec. 22a-69. State-wide program of noise regulation.

Sec. 22a-69a. Enforcement of municipal noise ordinances on Candlewood Lake. Authority of environmental conservation police officers.

Sec. 22a-70. Duties and powers of the commissioner.

Sec. 22a-71. Commissioner's report to Governor and General Assembly.

Sec. 22a-72. Cooperation of state agencies, review of regulations.

Sec. 22a-73. Municipal noise regulation programs; ordinances subject to commissioner's approval.

Sec. 22a-74. Prohibited acts.

Sec. 22a-74a. Exemption of firing and shooting ranges from criminal and civil liability for noise and noise pollution.

Sec. 22a-75. Civil penalties.

Sec. 22a-76. Provisions and remedies not exclusive of others.

Sec. 22a-67. State policy regarding noise. (a) The legislature finds and declares that: (1) Excessive noise is a serious hazard to the health, welfare and quality of life of the citizens of the state of Connecticut; (2) exposure to certain levels of noise can result in physiological, psychological and economic damage; (3) a substantial body of science and technology exists by which excessive noise may be substantially abated; (4) the primary responsibility for control of noise rests with the state and the political subdivisions thereof; (5) each person has a right to an environment free from noise that may jeopardize his health, safety or welfare.

(b) The policy of the state is to promote an environment free from noise that jeopardizes the health and welfare of the citizens of the state of Connecticut. To that end, the purpose of this chapter is to establish a means for effective coordination of research and activities in noise control, to authorize the establishment of state noise emission standards and the enforcement of such standards, and to provide information to the public respecting noise pollution.

(P.A. 74-328, S. 1, 12.)

Legislature has undertaken to preempt field of legislation re noise pollution control in Sec. 22a-67 et seq. and to require that local efforts aimed at noise pollution control comply with requirements it has enumerated by statute. 76 CA 199.

(Return to Chapter (Return to Table of Contents) List of Chapters) List of Titles)

Sec. 22a-68. Definitions. As used in this chapter:

- (a) "Commissioner" means the Commissioner of Energy and Environmental Protection or his designated agent as defined in subsection (a) of section 22a-2.
- (b) "Department" means the Department of Energy and Environmental Protection.
- (c) "Local government" means any metropolitan district, town, consolidated town and borough, city, borough, village or any subdivision thereof.
- (d) "Person" means "person" as defined in subsection (b) of section 22a-2.
- (e) "Noise" means the intensity, frequency, duration and character of sounds from a source or number of sources, and includes vibrations of subaudible or superaudible frequency.
- (f) "Ambient noise" or "environmental noise" means noise from all stationary sources.
- (g) "Stationary noise source" means any building, structure, facility or installation which emits or may emit noise, beyond the property line on which such source is located, except any on-site recreational or sporting activity which is sanctioned by the state or local government or farming equipment or farming activity. A recreational or sporting activity shall be deemed sanctioned by a local government if (1) the activity has received all approvals or permits required by the local zoning authority, (2) a resolution sanctioning the activity has been adopted by the legislative body of the local government, or (3) the activity is owned or operated by the local government.

(P.A. 74-328, S. 2, 12; P.A. 89-277, S. 3, 4; P.A. 11-80, S. 1; P.A. 14-122, S. 133.)

History: P.A. 89-277 redefined "stationary noise source" to specify the circumstances when a recreational or sporting activity shall be deemed to be sanctioned by a local government; pursuant to P.A. 11-80, "Commissioner of Environmental Protection" and "Department of Environmental Protection" were changed editorially by the Revisors to "Commissioner of Energy and Environmental Protection" and "Department of Energy and Environmental Protection", respectively, effective July 1, 2011; P.A. 14-122 made technical changes in Subdivs. (e) and (f).

(Return to Chapter (Return to Table of Contents) List of Chapters) List of Titles)

Sec. 22a-69. State-wide program of noise regulation. (a) The commissioner may develop, adopt, maintain and enforce a comprehensive state-wide program of noise regulation which may include, but need not be limited to the following: (1) Controls on environmental noise through the regulation and restriction of the use and operation of any stationary noise source; (2) ambient noise standards for stationary noise sources which in the commissioner's judgment are major sources of noise when measured from beyond the property line of such source and such standards shall be feasible and requisite to protect the public health, safety and welfare; such standards may include, but need not be limited to, adoption by reference of standards or regulations adopted by the administrator of the United States Environmental Protection Agency pursuant to the Noise Control Act of 1972 (P.L. 92-574) or any amendment thereto; (3) consultation with state and local governmental agencies when such agencies adopt and enforce codes, standards and regulations dealing with noise insulation and abatement for any occupancy or class of occupancy; (4) controls on airport and aircraft noise to the extent not preempted by federal law; nor shall the state preempt power of local governments, in their capacity as proprietors of airports or under police powers.

- (b) (1) Any regulation promulgated pursuant to this chapter shall be adopted pursuant to chapter 54 and shall be one which, in the judgment of the commissioner, is requisite to protect the public health, safety and welfare, taking into account the magnitude and conditions of use or operation of the stationary noise source involved, alone or in combination with other such sources, the degree of noise reduction achievable through the application of the best available and practical technology, taking into consideration technology which may be available at the time the regulation becomes effective.
- (2) Regulations promulgated pursuant to the authority of this chapter may be applicable throughout the state or to such parts or regions thereof specifically designated in such regulations.
- (3) The commissioner shall adopt regulations providing for the granting of individual variances from the provisions of this chapter, whenever it is found, upon presentation by the petitioner of adequate proof, that compliance with any provision of this chapter, any regulation promulgated under it or an order of the commissioner would impose an arbitrary or unreasonable hardship.

```
(P.A. 74-328, S. 4, 12; June Sp. Sess. P.A. 91-10, S. 13, 20.)
```

History: June Sp. Sess. P.A. 91-10 amended Subsec. (a) to make the commissioner's powers and duties under this section discretionary.

```
(Return to Chapter (Return to (Return to Table of Contents) List of Chapters) List of Titles)
```

Sec. 22a-69a. Enforcement of municipal noise ordinances on Candlewood Lake. Authority of environmental conservation police officers. Notwithstanding any provision of the general statutes, any environmental conservation police officer of the Department of Energy and Environmental Protection has the authority to enforce the noise ordinance of any municipality that abuts Candlewood Lake on the waters of such lake. In the event that multiple towns that abut such lake have a noise ordinance, any such officer is authorized to enforce the noise ordinance of the municipality that establishes the most restrictive standard for noise upon the waters of such lake.

```
(P.A. 19-190, S. 3.)
```

History: P.A. 19-190 effective July 9, 2019.

```
(Return to Chapter (Return to (Return to Table of Contents) List of Chapters) List of Titles)
```

Sec. 22a-70. Duties and powers of the commissioner. In order to carry out the purposes of this chapter, the commissioner may:

- (a) Exercise all powers granted to him under section 22a-6;
- (b) Provide technical assistance to other state agencies and to political subdivisions of this state;
- (c) Conduct programs of public education regarding the causes and effects of noise and means for its abatement and control and encourage the participation of professional, scientific, conservation and other public interest groups in related public information efforts;
- (d) Cooperate with all federal, interstate, state and local governments relating to the control, prevention and abatement of noise;
- (e) Receive and disburse all appropriate funds pertaining to the state's noise control program from private and public sources;

- (f) Appoint such advisory groups and committees as may be necessary to assist in carrying out the state noise control program;
- (g) Investigate complaints, institute and conduct surveys and testing programs, conduct general ambient noise sampling programs, make observations of conditions which may or do cause or affect noise pollution and make tests or other determinations of noise sources and assess the degree of abatement required.

(P.A. 74-328, S. 5, 12.)

(Return to Chapter (Return to Table of Contents) List of Chapters) List of Titles)

Sec. 22a-71. Commissioner's report to Governor and General Assembly. The commissioner shall report to the Governor and the General Assembly not later than February 15, 1975, his recommendations for further executive and legislative action. Such recommendations shall include:

- (a) The feasibility of adopting a program of state certification of products determined to be low noise emission products, including products certified by the administrator of the United States Environmental Protection Agency pursuant to Section 15 of the Noise Control Act of 1972 (P.L. 92-574) or any amendment thereto;
- (b) The feasibility of adopting a program establishing labeling requirements which prohibit the sale or offer to sell or the lease or offer to lease of any product, machine or equipment, or class thereof, without notice to the prospective purchaser, lessee or user of the noise levels and characteristics emitted by such product, machine, vehicle or equipment, or its effectiveness in reducing noise, as the case may be. Labeling requirements may be in conformity with federal labeling requirements where applicable;
- (c) Other recommendations for executive and legislative action needed to carry out a state-wide program of noise abatement.

(P.A. 74-328, S. 6, 12.)

(Return to Chapter (Return to (Return to Table of Contents) List of Chapters) List of Titles)

Sec. 22a-72. Cooperation of state agencies, review of regulations. (a) State agencies shall, to the fullest extent consistent with their authorities under state law administered by them, carry out the programs within their control in such a manner as to further the policy stated in section 22a-67.

- (b) State agencies shall cooperate with the commissioner in a state program of noise regulation developed and maintained under this chapter.
- (c) Each department, agency or instrumentality of the executive, legislative and judicial branches of the government of this state, (1) having jurisdiction over any property or facility, or (2) engaged in any activity resulting, or which may result in the emission of noise, shall comply with federal and state requirements respecting control and abatement of environmental noise.
- (d) Each state agency shall consult with the commissioner in prescribing standards or regulations respecting noise. If at any time the commissioner has reason to believe that a standard or regulation or any proposed standard or regulation, of any agency respecting noise does not protect the public health and welfare to the extent he believes to be required and feasible, he may request such agency to review and report to him on the advisability of revising such standard or regulation to provide such protection. Such agency shall complete the requested review and report to the commissioner within such time as the commissioner specifies, but such time specified may not be less than forty-five days from the date the request was made.

(P.A. 74-328, S. 3, 12.)

(Return to Chapter (Return to Table of Contents) List of Chapters) List of Titles)

Sec. 22a-73. Municipal noise regulation programs; ordinances subject to commissioner's approval. (a) To carry out and effectuate the purposes and policies of this chapter it is the public policy of the state to encourage municipal participation by means of regulation of activities causing noise pollution within the territorial limits of the various municipalities. To that end, any municipality may develop and establish a comprehensive program of noise regulation. Such program may include a study of the noise problems resulting from uses and activities within its jurisdiction and its development and adoption of a noise control ordinance.

- (b) Any municipality may adopt, amend and enforce a noise control ordinance which may include the following: (1) Noise levels which will not be exceeded in specified zones or other designated areas; (2) designation of a noise control officer and the designation of an existing board or commission, or the establishment of a new board or commission to direct such program; (3) implementation procedures of such program and the relation of such program to other plans within the jurisdiction of the municipality; (4) procedures for assuring compliance with state and federal noise regulations; (5) noise level restrictions applicable to construction activities, including limitation on on-site hours of operation.
- (c) Any such municipal noise control ordinance shall be at least as stringent as any state noise control plan, including ambient noise standards, adopted pursuant to section 22a-69 or any standards or regulations adopted by the administrator of the United States Environmental Protection Agency pursuant to the Noise Control Act of 1972 (P.L. 92-574) or any amendment thereto. Notwithstanding the provisions of this subsection, any municipality may adopt more stringent noise standards than those adopted by the commissioner.

(P.A. 74-328, S. 7, 12; P.A. 22-143, S. 3.)

History: P.A. 22-143 amended Subsec. (c) to delete provision re commissioner approve such ordinance and add provision re such ordinance be as stringent as any state noise control plan, effective May 31, 2022.

Town zoning regulation that differentiates between distinct land uses that produce different noise levels for purposes of determining whether a specific use is appropriate for a property does not, ipso facto, specify "noise levels which will not be exceeded in specified zones or other designated areas" under Subsec. (b)(1) and therefore does not constitute a municipal noise control ordinance for purposes of Noise Pollution Control Act. 335 C 606.

(Return to Chapter (Return to Table of Contents) List of Chapters) List of Titles)

Sec. 22a-74. Prohibited acts. It shall be unlawful for any person to:

- (a) Violate or fail to comply with this chapter or any regulation adopted pursuant thereto, or the terms or conditions of any permit, variance or order issued pursuant to this chapter or pursuant to any regulation adopted hereunder.
- (b) Hinder or interfere with by force or otherwise, the performance by the commissioner or by any duly authorized agent or employee of the department or their assistants, of any duty of said commissioner or such agent or employee under the provisions of this chapter.
- (c) On any property or premises owned or leased by such person, allow the creation, continuance or maintenance of any noise, or allow the installation, use or operation of any stationary noise source, which violates or fails to comply with this chapter, or any regulation adopted pursuant to this chapter, or the terms or conditions of any permit, variance or order issued pursuant to this chapter or pursuant to any regulation adopted hereunder.
- (d) Intentionally remove or render inoperable, other than for purposes of normal maintenance, repair or replacement, any device or element of design installed into any stationary noise source to achieve compliance

with the provisions of this chapter, or to use or operate after such device or element of design has been removed or rendered inoperable with knowledge of such removal or of such rendering inoperable of such device or element of design.

(P.A. 74-328, S. 8, 12.)

(Return to Chapter (Return to Table of Contents) List of Chapters) List of Titles)

Sec. 22a-74a. Exemption of firing and shooting ranges from criminal and civil liability for noise and noise pollution. (a) Any owner, operator or user of a firing or shooting range operating on October 1, 1998, shall be exempt from criminal prosecution with respect to noise or noise pollution violations and immune from civil liability with respect to noise or noise pollution resulting from shooting activity on such range provided the range was, at the time of its construction or operational approval by the municipality in which it is located, in compliance with the provisions of this chapter and regulations adopted hereunder.

- (b) No standards in a noise control ordinance adopted by any municipality for limiting levels of noise in terms of decibel level which may occur in the outdoor atmosphere shall apply to any firing or shooting range exempted from liability under this section if such standards are inconsistent with the provisions of this chapter or the regulations adopted hereunder.
- (c) This section shall not limit the ability of a municipality to evaluate and regulate any increase in noise attributable to a physical expansion of an existing firing or shooting range.

(P.A. 98-129, S. 16.)

(Return to Chapter (Return to (Return to Table of Contents) List of Chapters) List of Titles)

Sec. 22a-75. Civil penalties. The commissioner may set schedules and assess civil penalties for any violation of this chapter pursuant to sections 22a-6a and 22a-6b. Notice, hearing and appeal procedures shall be made pursuant to subsections (c) to (h), inclusive, of section 22a-6b.

(P.A. 74-328, S. 9, 12; P.A. 93-428, S. 36, 39.)

History: P.A. 93-428 made technical changes to correct internal references, effective July 1, 1993.

(Return to Chapter (Return to (Return to Table of Contents) List of Chapters) List of Titles)

Sec. 22a-76. Provisions and remedies not exclusive of others. The provisions and remedies under this chapter are not exclusive and shall be in addition to any other provisions and remedies provided for in any section of the general statutes or which are available under common law.

(P.A. 74-328, S. 10, 12.)

(Return to Chapter (Return to (Return to Table of Contents) List of Chapters) List of Titles)

Dear Representative Town Meeting Members,

I am writing to you in my capacity as the Chair of the Board of Police Commissioners to express our bi-partisan concerns and opposition to the newly proposed noise ordinance for the Town of Fairfield. It has come to our attention that there are certain aspects of the ordinance that raise significant issues related to police officer discretion in enforcing noise, and standards for permissible noise for both daytime and nighttime hours.

Throughout our discussions with the Chief and his command staff, they have consistently emphasized the importance of maintaining the same degree of officer discretion, regardless of whether we are operating under a local ordinance or a state statute to investigate and enforce noise complaints. Officer discretion is a vital tool that allows our law enforcement officers to exercise judgment in their daily operations and ensures the fair and reasonable application of the law.

One particular point of concern is the enforcement of the "plainly audible" language that has been proposed in the ordinance. We have taken a deeper analysis of this provision and have realized the potential confusion it may create in terms of aligning with our current discretionary practices or undermining them altogether. The key question that arises from the "plainly audible" standard is whether it refers to a sound that justifies the initiation of the investigative process, where an officer would use their usual discretion to determine enforcement, or whether it refers to a sound that automatically constitutes a violation that must be enforced. In simpler terms, does it justify an officer knocking on a resident's door to inquire about the noise and use their judgment to assess the reasonableness of enforcement, or does it justify an officer issuing a citation without question or comment? Given our unwavering commitment to discretion, the latter scenario poses significant concerns for us, as I believe it does for our community as well.

To illustrate the importance of officer discretion, let us consider the domestic violence laws, where the language unequivocally states that officers "shall arrest" when probable cause of a violation is determined. This eliminates officer discretion for good reason. On the other hand, despite the pressing issue of the nationwide mental health crisis, which we also witness in Fairfield, the statute guiding police authority in these matters states that officers "may" take a person into custody or request an emergency psychiatric evaluation when it is determined that the individual is a danger to themselves or others. This example highlights the sacred nature of officer discretion in and of itself.

While the Fairfield Police Department remains committed to engaging in all forms of community problem solving, the Town of Fairfield Board of Police Commissioners respectfully decline to support a local ordinance that mandates or implies that an officer <u>shall</u> issue a citation. Our officers are entrusted with a great deal of responsibility in evaluating the unique circumstances of each situation and make informed decisions based on their experience and training. Removing this discretion would hinder our ability to maintain a fair and effective law enforcement approach that takes into account the individual needs and nuances of our community.

Additionally, one must consider the potential for the new, more stringent, ordinance to be misused as a means for neighbors to weaponize the police in an attempt to settle civil complaints

with one another. It is not uncommon for individuals to exploit the noise ordinance to serve their personal agendas, and we fear that the inclusion of daytime hours provision will only contribute to such efforts. We believe that it is important to strike a balance between addressing legitimate noise concerns and preventing the misuse of law enforcement resources for personal disputes.

While the Board recognizes the importance of addressing noise concerns in our community, we believe that the proposed noise ordinance in its current form imposes unnecessary challenges and strains on both the police department and the residents. We urge you to reconsider certain provisions and find a balanced approach that takes into account the interests of all stakeholders in the entire Town of Fairfield. Collaborative efforts between law enforcement, community members, and local authorities can help address noise-related issues effectively while maintaining the primary focus on public safety and other pressing matters our police department faces.

We appreciate the efforts made by the RTM Members in addressing the concerns related to noise in our town. We understand the importance of balancing the rights and interests of residents, and we are committed to working collaboratively to find a solution that addresses noise-related issues while preserving the discretion that is crucial to the success of our law enforcement operations. We further suggest reconsidering the adoption of this ordinance in its current form. Thank you for considering our perspective on this matter. I encourage you to discuss these concerns with your colleagues as you deliberate further on the proposed noise ordinance. We remain committed to working together to ensure the safety and well-being of our community.

Sincerely,

Attorney Peter Ambrose, Chair Board of Police Commissioners

Town of Fairfield

6/22/23