

Town of Montville
Town Council
Regular Meeting Minutes for April 12, 2010
7:00 p.m. – Town Council Chambers - Town Hall

1. **Call to Order.**
2. **Pledge of Allegiance.**
3. **Roll Call.**

Present were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee (7:30 p.m.) and Murphy. Also present were Mayor Jaskiewicz, Attorney Lisa Gladke sitting for Town Attorney Bruce Chudwick, Finance Director Terry Fafard, and Public Works Director, Don Bourdeau.

Award presentation for Town Firefighters and Police Officers in recognition of a rescue of a man in a swamp over the past winter.

Councilor Murphy requested this item remain on the agenda for next month because all of the awards and plaques have not come in and he would like to present them all at the same time.

4. New Items to be added to the Agenda.

Motion made by Councilor Caron, seconded by Councilor Hillman to add the following items to the agenda for discussion;

R. THE TOWN OF MONTVILLE HEREBY RESOLVES that in accordance with the provisions of Section 708(h) of the Town Charter there shall be established a Public Safety Building Fund, that will be the repository of all funds appropriated or received from any funding source for the planning, designing and construction of a Public Safety Building as described in Resolution #2009-137 adopted by the Town Council on December 14, 2009. An appropriation of \$47,000 to come from the General Fund Surplus is hereby authorized. Expenditures from this Fund will be approved by the Town Council upon recommendations from the Public Safety Building Committee. (Councilor Jacobson)

S. THE TOWN OF MONTVILLE HEREBY RESOLVES to create an Operational Annual Budget for the Public Safety Building Committee, #10865, and to transfer from the Public Safety Commission's Operating Annual Budget line #10860-53999 (Public Safety Building Committee Misc. Expense), \$13,500 to Public Safety Building Committee Engineering line #10865-52123 and \$500 to Public Safety Building Committee Misc. Expense line #10865-53999. (Councilor Jacobson)

T. THE TOWN OF MONTVILLE HEREBY RESOLVES to transfer sixty thousand dollars from the General Surplus Fund for the purpose of road repairs for damage done during the heavy rain storms in March. (Mayor Jaskiewicz)

U. THE TOWN OF MONTVILLE HEREBY RESOLVES to approve and authorize the Mayor to pay a two thousand dollar stipend to Carol Bunnell, Administrative Assistant of the Parks & Recreation Department for the additional duties that were required of her in the absence of a Recreation Director from September 7, 2009 through April 2, 2010. (Mayor Jaskiewicz)

Voice vote: 6-0, all in favor, motion carried. Items added to the agenda.

5. To consider and act on a Motion to approve the amended regular meeting minutes of February 8, 2010; the regular meeting minutes of March 8, 2010; the special joint meeting minutes of March 25, 2010; and the special meeting minutes of March 31, 2010.

Motion made by Councilor Beetham, seconded by Councilor Caron. Discussion: Councilor Hillman requested the Clerk review and amend the minutes of the March 31, 2010 meeting to reflect her true statements regarding agenda item 7 (c). She stated the wording regarding her statements regarding agenda item 7 (c) were taken out of context and is not a true reflection of what she stated. Voice vote: 6-0, all in favor, motion carried, all meeting minutes with the exception of the March 31, 2010 meeting were approved.

6. Executive Session.

- A. **To consider and act on a Motion to enter into Executive Session for the purpose of interviewing the following people for appointment or re-appointment to boards and/or commissions: none.**

Chairperson Jacobson explained there were twelve people scheduled to be interviewed this month and in the best interest of the Council and to give the people who are being interviewed time to speak at their leisure without a time constraint, a special meeting has been scheduled for Wednesday, April 28, 2010 at 7:00 p.m. in Room 102 to hold the interviews. A special meeting agenda will be posted with the Town Clerk and letters reflecting the date and time of the meeting will be mailed to the interviewees requesting their presence at the special meeting.

B. To consider and act on a motion to Enter into Executive Session to discuss communications privileged by the attorney/client relationship and a letter from the Town Attorney regarding acceptance of Elberta Place as a Town road.

Motion made by Councilor Murphy, seconded by Councilor Caron. Discussion: Councilor Beetham suggested Donald Bourdeau enter into Executive Session for this discussion. Voice vote: 6-0, all in favor. Council left Chambers for Executive session at 7:09 p.m. Discussions held during Executive Session to include the members of the Town Council, Attorney Lisa Gladke, Mayor Jaskiewicz and Public Works Director, Donald Bourdeau.

Chairperson Jacobson resumed the meeting at 7:30 p.m. and stated no action was taken during Executive Session. Councilor McFee entered discussions at 7:25 p.m. and Donald Bourdeau left the discussion at 7:28 p.m.

Motion made by Councilor Beetham, seconded by Councilor to enter into Executive Session for the purpose of discussions regarding employee negotiations. Discussions held during Executive Session to include members of the Town Council and Mayor Jaskiewicz. Voice vote: 7-0, all in favor, motion carried. Council left Chambers for Executive Session at 7:33 p.m. and returned at 7:40 p.m. when Chairperson Jacobson resumed the meeting and indicated no action was taken during Executive Session.

7. Remarks from the Public Relating to Matters on the Agenda

Joe Mann spoke with regards to Elberta Place. He indicated there are no significant signs of erosion on the upper portion of the road but there are visible signs of erosion on the lower property. He discussed drainage issues and storm drains. He stated he will continue to work with the Town in an effort of good faith but urged the Council to move forward with adoption of the road. He explained he has done everything the Town has requested of him to do over the past nine months but he will not continue to do so if the road is not adopted. He urged the Council to adopt the resolution regarding the extension of the road and to move forward.

Lt. Bunnell, Montville Police Department spoke in favor of the Council adopting agenda item 15 (r) for the architectural process for the proposed Public Safety building. He stated the Town has an opportunity to take advantage of the tough economic times by starting this project now at a lower cost rather than waiting and paying more in a couple of years. The prices for the project have come down significantly since the original bids went out and it is a great time to move forward with the building. He urged the Council to approve the money for the architect and to move forward in the best interest of the Town.

James Andriote, 23 Tremont Drive, spoke in favor of the Council approving the money designated for payment of the architect for the Public Safety building. He agrees with Lt. Bunnell in regards to the timing of the building. He discussed the urgency of constructing the building and urged the Council to approve the money for the architect.

Chairperson Jacobson inquired three times if there was anyone who would like to come forward to address the Council before moving on to the next agenda item.

8. Communications.

A. Notice from the Montville American Legion Post 112 regarding the Council's participation in the 2011 Memorial Day Parade.

B. A letter from Steven Loiler addressed to Councilor Beetham dated April 12, 2010 regarding Resolution #2010-020 and his request for the Council to investigate Section C308 of the Town Charter.

C. A letter from Richard L. Wilson addressed to Chairperson Jacobson dated April 12, 2010 regarding Section 1-200(6) & (9) of the State Statutes.

9. Report from the Town Attorney on Matters Referred.

Attorney Lisa Gladke stated there were no matters referred and she has nothing to report.

10. Remarks from the Mayor and/or Administrative Department Heads on Matters Referred.

Mayor Jaskiewicz stated with the tough economic times again this year he had a difficult time bringing a budget that provides the town with the services they deserve without raising the mill rate. The town is facing a one hundred and one thousand dollar loss of revenue from the State of Connecticut and a twenty five thousand two hundred and ninety dollar loss from education funding this year. He submitted the 2010-2011 budget that reflects an increase of .99% in the amount of one hundred eighty two thousand three hundred and twenty six dollars over last year for General Government and an increase of one percent in the amount of three hundred fifty nine thousand, one hundred and nine dollars more than last year. He explained the current mill rate is 21.43 and these increases would bring the mill rate to 22.0 mills. He stated that even if there were no increases to the 2010-2011 budget from the previous year the town would have to increase the 2010-2011 budget by .57 mills because the town used eight hundred and fifty thousand dollars from the fund balance. The town is anticipating a loss in revenue this year and will not be able to keep the mill rate stable without seriously affecting the services offered to the residents of Montville. He stated the town has a fund balance policy that encourages the town to leave eight to twelve percent of the town's budget in

undesignated fund balance and last years audit reflects eight percent in the fund. The budget presented reflects a mill rate of 22.29 and suggests no use of undesignated fund balance. This is a very lean budget that will serve the residents of Montville well.

Mayor Jaskiewicz thanked the Police Department, Fire Department and the Emergency Dispatch Center for a job well done during the storm. He discussed the evacuation during the storm and indicated it went smoothly and no issues were reported. He discussed the tour of the town with FEMA to assess damages and hopes there will be money available for reimbursement for repairs. He commended a great effort from everyone involved during the rain storm. Councilor Hillman inquired regarding reimbursements from FEMA and what will qualify for the reimbursement should it become available.

Public Works Director, Donald Bourdeau discussed the events to date regarding Elberta Place, stating a meeting is required with all three parties to resolve the issues. He discussed costs for the emergency road repairs for damage caused by the rain storms in March. He indicated there are many driveways and roadways that were damaged by the storm and in need of repair. The estimated costs for repairs at this time are one hundred and seventy five thousand and the sixty thousand requested this evening is to get started with much needed repairs. He discussed the amnesty days offered to residents over the weekend to dispose of items ruined during the storm and commended the transfer station employees for a job well done.

Terry Fafard, Finance Director, discussed items 15 (r) and 15 (t) on the agenda. She introduced Town Auditor Scott Bassett and welcomed questions from the Council. Chairperson Jacobson discussed concerns regarding co-mingling money in the Public Safety budget and requested a break down of all money in separate line items for clarification and transparency. Ms. Fafard discussed the most efficient way for her office to process information and offered to give Chairperson Jacobson a copy of the Public Safety budget on a spreadsheet depicting each line item if she wants one. It was the consensus of Ms. Fafard and the Council to establish a separate line item for the forty seven thousand dollars designated to the Public Safety building in the Public Safety budget for clarification.

11. Reports from Standing Committees.

A. Town Administration / Rules of Procedure

Councilor Hillman stated everything is on the agenda for discussion.

B. Finance

Councilor Murphy indicated Finance did not meet due to the heavy rain storm and they did not reschedule.

C. Public Works / Solid Waste Disposal

Councilor McFee stated the Committee discussed the RFP for town wide trash pickup and the sale of junk cars currently parked at the Transfer Station.

12. Reports from Special Committees and Liaison Councilors.

Planning & Zoning Commission - Councilor Beetham indicated he has nothing to report to the Council.

Library Committee - Councilor Beetham indicated he has nothing to report to the Council.

Parks & Recreation Commission - Councilor Buebendorf stated the new Parks & Recreation Director started on April 5, 2010, the Commission is evaluating the basketball program and the summer camp program.

Public Safety Commission - Councilor Buebendorf reported the Commission is reviewing budgets and looking into the dispatch services for the town. A sub-committee has been formed to look at the dispatch services long term.

Commission on the Aging - Councilor Caron indicated he does not have anything to report to the Council.

Economic Development Commission - Councilor Caron indicated he does not have anything to report to the Council.

Social Services - Councilor Caron indicated he does not have anything to report to the Council.

Youth Services Bureau & Advisory Board - Councilor Caron indicated he does not have anything to report to the Council.

Montville Fair LLC - Councilor McFee stated the Montville Fair has been discontinued and suggested this item be removed from the agenda.

Volunteer Fire Fighters' Relief Fund - Councilor McFee indicated he does not have anything to report to the Council.

Board of Education - Councilor Murphy discussed their budget request for the upcoming year and stated he will pass along information as he gets it. Councilor Beetham requested a standing moment of silence for the passing of Councilor Murphy's father who served on the Board of Education. Motion made by Councilor Beetham, seconded by Councilor Caron. Voice vote: 7-0, all in favor, motion carried. The Council stood for a moment of silence.

WPCA - Councilor Hillman stated the second quarter sewer bills were sent out. The Administrator is looking into wind and water sources for the plant to help cut energy costs. The WPCA will begin a two stage inspection for the Cook Drive water tower that includes general conditions of paint and sediment and stratification and its effect on PH, temperature and chlorine. There is an inspection scheduled for the outfall pipe and DEP has been notified and divers will inspect on April 9, 2010.

Non-Profit Organizations - Councilor Hillman indicated she has the list and will contact those who did not sent back a response.

Public Safety Building Committee - Councilor Jacobson stated this item is on the agenda for discussion.

School Building Committee - Councilor Jacobson indicated she does not have anything to report to the Council.

13. **Appointments and Resignations.**

A. To fill a vacancy for a full voting member of the Housing Authority, with a term to expire on April 30, 2015. (Mr. Homer Waters had indicated that he would like to be re-appointed, and was interviewed by the Council on March 8, 2011).

Councilor Hillman nominated Mr. Homer Waters, Councilor Caron seconded the nomination. There being no more nominations, the nominations were closed.

Motion made by Councilor Hillman, seconded by Councilor Caron to appoint Mr. Homer Waters as a full voting member of the Housing Authority with a term to expire on April 30, 2015. Discussion: none. Roll call vote; 7-0, voting in favor of this appointment were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Appointment made.

B. To reappoint Michael Butterworth as a full voting member of the Public Safety Commission, with a term to expire on April 9, 2013. (Mr. Michael Butterworth has indicated that he would like to be re-appointed, and was interviewed by the Council on March 8, 2011.)

Councilor Murphy nominated Mr. Michael Butterworth, Councilor Buebendorf seconded the nomination. There being no more nominations the nominations were closed.

Motion made by Councilor Buebendorf, seconded by Councilor Murphy to appoint Mr. Michael Butterworth to the Public Safety Commission with a term to expire on April 9, 2013. Discussion: none. Roll call vote; 7-0, voting in favor of this appointment were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Appointment made.

C. To accept the resignation of Mr. Christopher Newell from the Conservation Commission.

Motion made by Councilor Beetham, seconded by Councilor Caron. Discussion: Councilor Hillman stated the resignation of Mr. Newell leaves the Conservation Commission with no active members and it will be the responsibility of the Council take over the duties of the Commission until there are members appointed to take it back. Roll call vote; 7-0, voting in favor of accepting the resignation were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resignation accepted.

14. **Unfinished Business.**

Chairperson Jacobson indicated there is nothing to discuss under Unfinished Business this month.

15. **New Business.**

A. To consider and act on a Motion to receive the Mayor's budget proposal for fiscal year 2010-2011.

Motion made by Councilor Buebendorf, seconded by Councilor Murphy. Discussion: Councilor Beetham stated this vote is to receive the budget, not to approve the budget. Roll call vote; 7-0, voting in favor of this motion were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. The 2010-2011 budget was received.

B. To consider and act on a Motion to receive the Mayor's proposed five-year capital plan for fiscal year 2010-2011.

Motion made by Councilor Buebendorf, seconded by Councilor Hillman. Discussion: Councilor Beetham stated the vote is to receive the proposed five year capital plan for 2010-2011, not to approve it. Roll call vote; 7-0, voting in favor of this motion were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none

C. Resolution #2010-024. THE TOWN OF MONTVILLE HEREBY RESOLVES to set the date of Wednesday, April 21, 2010, at 7:00 PM for a public hearing regarding the Board of Education proposed budget for fiscal year 2010-2011; and to set the date of Thursday, April 22, 2010, at 7:00 PM for a public hearing regarding the General Government proposed budget for fiscal year 2010-2011. The Public Hearings will be held in the Town Council Chambers.

Motion made by Councilor Beetham, seconded by Councilor Hillman. Discussion: none. Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

D. Resolution #2010-025. THE TOWN OF MONTVILLE HEREBY RESOLVES to refund taxes due to overpayments and corrections in the amount of \$11,654.911 as depicted on Schedule A, attached.

Motion made by Councilor Hillman, seconded by Councilor Beetham. Discussion: Councilor Jacobson indicated she will abstain from the vote because she is on the list of tax payers receiving a refund. Roll call vote; 6-0-1, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Murphy. Voting in opposition, none, Councilor Jacobson abstained from the vote. Resolution adopted.

E. THE TOWN OF MONTVILLE HEREBY RESOLVES to accept the job description and salary increase in the amount of \$16 per hour to \$17 per hour for all Minutes Clerks.

Motion made by Councilor Hillman, seconded by Councilor Buebendorf. Discussion: Councilor Hillman indicated the Minutes Clerks have not received a pay raise since 2005. Councilor Beetham made a motion to amend the resolution to remove the wording "in the amount of \$16 per hour to" for clarification purposes. Motion was seconded by Councilor Buebendorf. Voice vote: 7-0, amendment made.

Resolution #2010-026. THE TOWN OF MONTVILLE HEREBY RESOLVES to accept the job description and salary increase of \$17 (seventeen dollars) per hour for all Minutes Clerks.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted as amended.

F. Resolution #2010-027. THE TOWN OF MONTVILLE HEREBY RESOLVES to accept the Town Council Policy and Procedures as revised.

Motion made by Councilor Hillman, seconded by Councilor Buebendorf. Discussion: Councilor Hillman stated the Administration has been working on this since September and have come to a consensus regarding the wording of the document. The document can be amended at any time if need be. Councilor Beetham made a recommendation that all bids over ten thousand dollars be opened publicly at the end of each Town Council meeting. Councilor Hillman stated she will offer this suggestion to the Committee at its next regularly scheduled meeting.

Roll call vote; 6-1-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Murphy. Voting in opposition was Councilor Jacobson. Resolution adopted.

G. Resolution #2010-028. THE TOWN OF MONTVILLE HEREBY RESOLVES to hire Sandra Anderson as the Clerk of the Town Council.

Motion made by Councilor Murphy, seconded by Councilor Caron. Discussion: Councilor Beetham suggested an amendment to the resolution to reflect an expiration date that would require a vote for re-hire in November of 2011 when there is a new Council appointed. Councilor Hillman stated provisions are in place for this matter in the new Rules of Procedure.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

H. Resolution #2010-029. THE TOWN OF MONTVILLE HEREBY RESOLVES to approve the Town of Montville 2010 Plan of Conservation and Development.

Motion made by Councilor Buebendorf, seconded by Councilor Hillman. Discussion: Mayor Jaskiewicz thanked Marcia Vlaun for all the hard work she and her staff put into developing the Plan of Conservation and Development. Councilor Hillman thanked Marcia Vlaun as well and stated she did an outstanding job preparing the Plan.

Marcia Vlaun thanked the Councilors for their attendance at the special joint meeting/workshop held to discuss the Plan. She indicated the Council has sixty five days to review the Plan and if they do not feel comfortable voting on it at this meeting they have time to look it over once again. Councilor Buebendorf encouraged everyone to vote in favor of adopting the Plan, stating everyone has had ample opportunity to look it over and to submit questions and concerns over the past months and stated it is time to move the process along.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

I. THE TOWN OF MONTVILLE HEREBY RESOLVES to repeal the agreement between the Town of Montville Water & Sewer Commission as described in Resolution #2006-057, adopted by the Town Council on July 10, 2006. The Finance Director is hereby directed to transfer all accounting functions assumed under Resolution 2006-057 to the Administration Division of the Water & Sewer Department by October 31, 2010. This action is meant to comply with Sections 7-267 and 7-240 of the Connecticut General Statutes that require separate accounts for funds derived from sewerage systems and water systems.

Motion made by Councilor Murphy, seconded by Councilor Caron. Discussion: Councilor Hillman suggested the Council amend the resolution to depict the date of December 31, 2010 in order to allow the WPCA time for a smooth transition and to purchase software required to process the accounting. Motion made by Councilor Caron, seconded by Councilor Buebendorf to amend the resolution to depict the December 31, 2010 date. Discussion: none. Voice vote: 7-0, all in favor, resolution amended. A discussion was held between the Council, the Town Auditor, Scott Bassett and the Finance Director regarding the best way to handle the accounting for the water and the administrative costs to do so. Administrator Lynch indicated he is ready to take on the responsibility but still needs to submit a feasibility study to the WPCA Commission at its next meeting to determine a timeline and will need a determination regarding the hire of a third person in the office to help with the water billing and operations. A discussion was held regarding the WPCA paying back a debt to the Town and Administrator Lynch stated the WPCA has paid off a significant portion of the debt over the past two and a half years. Councilor Buebendorf suggested the Council hold off on this vote until after the feasibility study has been completed. Councilor Caron agreed, stating it would make sense to have all the checks and balances in place and to have a plan prior to voting on this resolution. Councilor Hillman suggested a sub-committee look into working on this matter with the WPCA. It was the consensus of the Council to set up a meeting with the WPCA and the Finance Department to work out a transition plan.

Roll call vote on the amended resolution. Roll call vote; 4-3, voting in favor of this motion were Councilors Beetham, Jacobson, and McFee. Voting in opposition were Councilors Murphy, Buebendorf, Caron, and Hillman. Resolution defeated.

J. THE TOWN OF MONTVILLE HEREBY RESOLVES to accept and incorporate into the Town roadway system the extension of Elberta Place to the cul-de-sac at its end; said road is located in the McCloy Subdivision and shown on Maps 2043 through 2046; Subdivision plan prepared for James McCloy, 376 Kitemaug Road, Montville, Conn. Prepared By CME Associates Inc.

Motion made by Councilor Beetham, seconded by Councilor Caron to postpone this vote for one month to allow time to set up a meeting with Mr. Mann, Mayor Jaskiewicz and Don Bourdeau to discuss issues with this proposal and to come to a mutual understanding regarding the responsibilities of all parties involved.

Roll call vote; 7-0, voting in favor of this motion were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none.

K. Resolution #2010-030. THE TOWN OF MONTVILLE HEREBY RESOLVES to refer to the Planning and Zoning Commission for its consideration pursuant to CGS §824 the question of whether the Town should sell and convey the real property known as 12 New York Road (a.k.a. Nevada Road,) which is further described on Schedule B; Schedule B shall be made a part of these minutes.

Motion made by Councilor Buebendorf, seconded by Councilor Hillman. Discussion: Mayor Jaskiewicz stated the proposal is a referral to the Planning & Zoning Department, not a decision. He asked for the Council to approve this request for referral.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

L. Resolution #2010-031. THE TOWN OF MONTVILLE HEREBY RESOLVES to refer to the Planning and Zoning Commission for its consideration pursuant to CGS §824 the question of whether the Town should convey its remaining interest in the portion of Walker Road beginning at a point from CL&P Pole #2618, which is proximately 900 feet from the intersection of Walker Road with Caroline Road, and running to the end of Walker Road at the Bozrah town line to the owners of the properties abutting the discontinued road from their respective property lines to the center line of the discontinued road.

Motion made by Councilor Beetham, seconded by Councilor Caron. Discussion: Mayor Jaskiewicz explained this has been discontinued since 2004 and there has been a Town Meeting to discuss the issue.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

M. Resolution #2010-032. THE TOWN OF MONTVILLE HEREBY RESOLVES to implement the removal process pursuant to section C410 of the Town Charter, "Appointments and removals", for consideration of removing Donald Woodmansee from the Housing Authority at its request.

Motion made by Councilor Hillman, seconded by Councilor Murphy. Discussion: Councilor Hillman stated this matter requires a hearing per Charter for removal. It was determined Mr. Woodmansee is ill and would not be able to attend a hearing.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

N. Resolution #2010-033. THE TOWN OF MONTVILLE HEREBY RESOLVES to accept an easement from Stephen Legg and L & Construction, Inc. which will allow the Town access to its booster pumping station on Maple Avenue.

Motion made by Councilor Buebendorf, seconded by Councilor Hillman. Discussion: Administrator Lynch discussed progress to date and stated there is some pipe already in place and everything is ready to move forward with the adoption of this resolution by the Council.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

O. THE TOWN OF MONTVILLE HEREBY RESOLVES to approve and authorize the Chairman of the Water Pollution Control Authority to execute a Memorandum of Understanding between the Town of Montville Water Pollution Control Authority for Water System Operations Assistance on an as-needed basis; the term is for one year and is automatically extended from year to year unless either party moves to terminate.

Motion made by Councilor Buebendorf, seconded by Councilor Caron. Discussion: Councilor Hillman made a motion to amend the resolution as follows:

Resolution #2010-034. THE TOWN OF MONTVILLE HEREBY RESOLVES to approve and authorize the Chairman of the Water Pollution Control Authority and the Mayor to execute a Memorandum of Understanding between the Town of Montville Water Commission for Water System Operations Assistance on an as-needed basis; the term is for one year and is automatically extended from year to year unless either party moves to terminate.

Councilor Murphy seconded the motion to amend. Voice vote: 7-0, all in favor, amendment made.

Administrator Lynch stated this proposal does not cost the Town anything unless services are used and the services will only be needed in case of emergency as a back up plan.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted as amended.

P. Resolution #2010-035. THE TOWN OF MONTVILLE HEREBY RESOLVES to make a budget transfer of \$100,000 from the Contingency line item #10480-52164 to the Municipal Insurance line item #10425-52143.

Motion made by Councilor Beetham, seconded by Councilor Caron. Discussion: Terry Fafard explained the increase is to cover the costs of an increase in the liability insurance coverage for town vehicles. Councilor Beetham requested a list of town vehicles currently insured by the Town.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

Q. Resolution #2010-036. THE TOWN OF MONTVILLE HEREBY RESOLVES to make a budget transfer of \$10,000 from Contingency #10480-52164 to the Unemployment Compensation line item #10420-52018.

Motion made by Councilor Beetham, seconded by Councilor Hillman. Discussion: Terry Fafard explained the increase is due to extended unemployment benefits that the town is obligated to pay.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

R. THE TOWN OF MONTVILLE HEREBY RESOLVES that in accordance with the provisions of Section 708(h) of the Town Charter there shall be established a Public Safety Building Fund, that will be the repository of all funds appropriated or received from any funding source for the planning, designing and construction of a Public Safety Building as described in Resolution #2009-137 adopted by the Town Council on December 14, 2009. An appropriation of \$47,000 to come from the General Fund Surplus is hereby authorized. Expenditures from this Fund will be approved by the Town Council upon recommendations from the Public Safety Building Committee.

Motion made by Councilor Beetham, seconded by Councilor Caron to postpone this matter indefinitely. Discussion: none.

Roll call vote; 7-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Matter postponed indefinitely.

S. Resolution #2010-037. THE TOWN OF MONTVILLE HEREBY RESOLVES to create an Operational Annual Budget for the Public Safety Building Committee, #10865, and to transfer from the Public Safety Commission's Operating Annual Budget line #10860-53999 (Public Safety Building Committee Misc. Expense), \$13,500 to Public Safety Building Committee Engineering line #10865-52123 and \$500 to Public Safety Building Committee Misc. Expense line #10865-53999.

Motion made by Councilor Buebendorf, seconded by Councilor Caron. Discussion: Terry Fafard clarified the process with the Council.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

T. Resolution #2010-038. THE TOWN OF MONTVILLE HEREBY RESOLVES to transfer sixty thousand dollars from the General Surplus Fund for the purpose of road repairs for damage done during the heavy rain storms in March.

Motion made by Councilor Hillman, seconded by Councilor Caron. Discussion: A discussion was held regarding reimbursement of the money spent on road repairs from the State for damages incurred during the recent heavy rains. If the damages qualify for State funding the money received will be returned to the General Surplus Fund.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

U. Resolution #2010-039. THE TOWN OF MONTVILLE HEREBY RESOLVES to approve and authorize the Mayor to pay a two thousand dollar stipend to Carol Bunnell, Administrative Assistant of the Parks & Recreation Department for the additional duties that were required of her in the absence of a Recreation Director from September 7, 2009 through April 2, 2010.

Motion made by Councilor Beetham, seconded by Councilor Caron. Discussion: Mayor Jaskiewicz explained this money is for duties performed by the Administrative Assistant in the absence of the Director.

Roll call vote; 7-0, voting in favor of this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition, none. Resolution adopted.

17. Remarks from Councilors.

Councilor Murphy commended the Mayor, the Fire Marshal, Police and Emergency Management Center for a job well done during the rain storm.

Councilors Caron, Hillman and Beetham did not comment.

Councilor McFee apologized for being late to the meeting, stating he was part of the procession for the fallen soldier in Voluntown and stated he prays that this tragedy does not happen in Montville.

Councilor Buebendorf thanked the Council for the vote to approve the money for the architect for the design of the proposed Public Safety Building. She stated it is an important step in the process and it is time to move forward.

18. Adjournment.

Motion made by Councilor Caron, seconded by Councilor Beetham to adjourn the meeting at 9:55 p.m. Discussion: none. Voice vote: 7-0, all in favor, motion carried.

Respectfully Submitted by:

Audrey Ulmer, Recording Secretary for the Town of Montville