

Town of Montville Town Council
Regular Meeting Agenda for Monday, June 9, 2014
7:00 p.m. – Town Council Chambers – Town Hall

AMENDED

06/09/2014

1. Call to Order
2. Pledge of Allegiance followed by a moment of silence in honor of our military.
3. Roll Call
4. Special Recognitions/Presentations
 - a. Special Recognition for Jacqueline Hobby-Thomas for her receipt of Red Cross Youth Hero Services Award
5. Alterations to the Agenda
6. To Consider and Act on a motion to approve:
 - a. The Public Hearing Meeting Minutes on Monday, May 12, 2014
 - b. The Regular Meeting Minutes on Monday, May 12, 2014
 - c. The Special Meeting Minutes on Wednesday, May 14, 2014
7. Executive Session
8. Remarks from the public relating to matters on the agenda with a three-minute limit
9. Communications
 - a. Copy of the legal bills from Suisman-Shapiro for the month of March 2014
 - b. Copy of the May budget report from Ms. Terry Hart, Finance Director
10. Report from the Town Attorney on Matters Referred
11. Remarks from the Mayor and/or Administrative Department Heads to include Matters Referred
12. Reports from Standing Committees.
 - a. Town Administration/Rules of Procedure – Councilor Longton
 - b. Finance – Councilor Tanner
 - c. Public Works/Solid Waste Disposal – Councilor Longton
13. Reports from Special Committees and Liaison Councilors
 - a. Councilor Caron: Commission on Aging; Social Services; Volunteer Fire Fighters' Relief Fund
 - b. Councilor Jaskiewicz: Board of Education
 - c. Councilor Longton: Library; Planning & Zoning Commission
 - d. Councilor May: Water Pollution Control Authority
 - e. Councilor McNally: Economic Development Commission
 - f. Councilor Pollard: Youth Services Bureau and Advisory Board
 - g. Councilor Tanner: Parks & Recreation Commission; Public Safety Commission; Non-Profit Organizations
14. Appointments and Resignations
 - a. To Consider and Act on a motion to re-appoint Ms. Ann Mattson to the Economic Development Commission with a term to expire on June 14, 2018.

- b. To Consider and Act on a motion to appoint Mr. Derek Wainright to the Parks & Recreation Commission with a term to expire on October 11, 2014.
- c. To Consider and Act on a motion to appoint Mr. Mike Hillsberg to the Planning & Zoning Commission with a term to expire on June 9, 2018.
- d. To Consider and Act on a motion to waive the rule requiring an interview for Mr. Joshua Kobyluck for the Economic Development Commission.
- e. To Consider and Act on a motion to waive the waiting period for re-appointments, Rule 14C of the Town Council Rules of Procedure, to the Economic Development Commission.
- f. To Consider and Act on a motion to re-appoint Mr. Joshua Kobyluck to the Economic Development Commission with a term to expire on June 14, 2018.

15. Unfinished Business

- a. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to discontinue a 238 ± foot portion of Maynard Road so-called and to schedule a town meeting for that purpose

WHEREAS, at its meeting on November 14, 1995, the Montville Planning and Zoning Commission made a favorable report to the Montville Town Council pursuant to Connecticut General Statutes § 8-24 regarding the abandonment of the portion of Maynard Road running from its intersection with Route 82 “to the Oxoboxo Center’s property line”, a distance of ± 238 feet; and

WHEREAS, the Montville Town Council at its meeting on February 14, 1996 scheduled a town meeting to be held on March 11, 1996 “concerning the Abandonment of Maynard Road”; and

WHEREAS, at a town meeting held on March 11, 1996 it was voted “to discontinue the use of Maynard Rd.”; and

WHEREAS, questions have arisen as to the legal sufficiency of the above- described actions to have legally discontinued all or any portion of Maynard Road; and

WHEREAS, the Town Council wishes to discontinue the above-described 238 ± foot portion of Maynard Road only, and to eliminate any questions as to its intent or the propriety of its previous actions.

NOW THEREFORE BE IT RESOLVED, the southernmost portion of Maynard Road, beginning from its intersection with Route 82 and running northerly approximately 238 feet, which portion of Maynard Road is more fully described below, shall be discontinued:

A certain tract or parcel or land situated in the Town of Montville, County of New London and State of Connecticut, and being more particularly bounded and described as follows:

Commencing at a point situated on the northerly side of Connecticut Route 82 and being in the southeasterly corner of land of Mattern and Woodmansee; thence N 29°-04’-15” W, 139.92 feet to an iron pin (recovered); thence N 29°-03’-53” W, 69.48 feet to an iron pin (recovered) situated in the northeasterly corner of land now of Mattern and Woodmansee; thence northeasterly to the northwesterly corner of land of Edward and Jennie Sawchuk; thence southeasterly along the northwesterly property line of Sawchuk 238.00 feet to the southwesterly corner of land of Sawchuk abutting on Connecticut Route 82; thence westerly along the northerly line of Connecticut Route 82, 40.00 feet, more or less, to point of beginning.

The above described premises being Maynard Road, so-called, as it abuts on lands of Mattern and Woodmansee, and land of Sawchuk, northerly of Route 82.

AND BE IT FURTHER RESOLVED, that a Town Meeting is hereby scheduled to be held on June 9, 2014 at 6:00 p.m. at Montville Town Hall in Town Council Chambers for the purpose of approving the discontinuance of the above-described portion of Maynard Road; and

BE IT FURTHER RESOLVED, that, if this Resolution is approved by a majority vote of the Town Council, each Town Councilor, regardless of his/her vote on this Resolution, in order to comply with Connecticut General Statutes § 13a-49, immediately after the vote shall affix his/her signature to a copy of this Resolution. (Councilor Longton)

16. New Business

- a. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to refund taxes due to overpayments and corrections in the amount of \$880.98 (eight-hundred eighty dollars and ninety-eight cents) as requested by the Tax Collector. (Councilor Jaskiewicz)
- b. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the Suspense List at the request of the Tax Collector in the amount of \$202,939.82 (two-hundred two-thousand nine-hundred thirty-nine dollars and eighty-two cents) dated the ninth day of June, 2014. (Councilor Jaskiewicz)
- c. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the Town of Montville Emergency Response Plan AED/CPR Policy. (Councilor Tanner)
- d. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the Town of Montville Hazardous Material Response Plan, which will become Annex L of the Town's Emergency Operations Plan. (Councilor Tanner)
- e. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to accept the Settlement Agreement between The New London Motorcycle Club, Inc. and the Town of Montville Board of Assessment Appeals, et al., Docket No. KNL CV 13-6017546 –S, dated May 23, 2014, regarding their property tax appeal. (Mayor McDaniel)
- f. To Consider and Act on a Motion to send the proposed Dog Ordinance to the Town Attorney for review pending receipt of the accompanying map. (Councilor Longton)
- g. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to amend Resolution 2014-52 adopted at a special meeting held May 14, 2014 by striking "\$932,642" and "57,106,121" and by inserting "\$1,182,642" and "\$57,356,121" to read

THE TOWN OF MONTVILLE HEREBY RESOLVES

To approve all amendments to the main motion and to adopt the 2014/2015 budget as follows.

Whereas, the Mayor has presented the budget to the Town Council; and

Whereas, the Board of Education has presented a budget to the Town Council; and

Whereas, the Town Council has caused to be published in a newspaper having circulation in the Town, a Notice of Public Hearings and a summary of the proposed budget estimates; and

Whereas, the Town Council held Public Hearings of the Board of Education proposed budget on April 23, 2014, and the General Government proposed budget on April 22, 2014, in accordance with the provisions set forth in the Charter of the Town of Montville.

Now Therefore, Be it Resolved, that the following budget on the estimated cost of current expenses for the fiscal year beginning July 1, 2014, and ending on June 30, 2015, to be adopted as follows:

General Government	\$ 18,973,038
Board of Education	\$ 37,200,441
Capital Improvement	\$ 932,642
Capital Improvement	\$ 1,182,642
	\$ 57,106,121
Total Budget	\$ 57,356,121

- h. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to adopt the 2014-15 Montville Water Pollution Control Authority proposed water budget in the amount of \$1,346,660. (Councilor Tanner)
- i. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to accept the 2014-15 Montville Water Pollution Control Authority proposed sewer budget in the amount of \$5,148,849. (Councilor Tanner)
- j. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to establish a STEAP Chesterfield Sidewalks fund (# 076). (Councilor Tanner)
- k. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to increase the hourly rate for Summer Camp Senior Staff by .50 per hour. (Councilor Tanner)
- l. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the salary range for the Parks and Recreation part-time program staff to \$8.70 - \$11.00 per hour. (Councilor Tanner)
- m. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to discontinue a 238 ± foot portion of Maynard Road so-called and to schedule a town meeting for that purpose

WHEREAS, at its meeting on November 14, 1995, the Montville Planning and Zoning Commission made a favorable report to the Montville Town Council pursuant to Connecticut General Statutes § 8-24 regarding the abandonment of the portion of Maynard Road running from its intersection with Route 82 “to the Oxoboxo Center’s property line”, a distance of ± 238 feet; and

WHEREAS, the Montville Town Council at its meeting on February 14, 1996 scheduled a town meeting to be held on March 11, 1996 “concerning the Abandonment of Maynard Road”; and

WHEREAS, at a town meeting held on March 11, 1996 it was voted “to discontinue the use of Maynard Rd.”; and

WHEREAS, questions have arisen as to the legal sufficiency of the above- described actions to have legally discontinued all or any portion of Maynard Road; and

WHEREAS, at its meeting on March 25, 2014, the Montville Planning and Zoning Commission made a favorable report to the Montville Town Council pursuant to Connecticut General Statutes § 8-24 regarding the abandonment of the portion of Maynard Road running from its intersection with Route 82 “to the Oxoboxo Center’s property line”, a distance of ± 238 feet; and

WHEREAS, the Town Council wishes to discontinue the above-described 238 ± foot portion of Maynard Road only, and to eliminate any questions as to its intent or the propriety of its previous actions.

NOW THEREFORE BE IT RESOLVED, the southernmost portion of Maynard Road, beginning from its intersection with Route 82 and running northerly approximately 238 feet, which portion of Maynard Road is more fully described below, shall be discontinued:

A certain tract or parcel or land situated in the Town of Montville, County of New London and State of Connecticut, and being more particularly bounded and described as follows:

Commencing at a point situated on the northerly side of Connecticut Route 82 at the southeasterly corner of land of B&B Property Holdings LLC and running thence N 29° 04' 15" W 139.92 feet to an iron pin (recovered); thence N 29° 03' 53" W 69.48 feet to an iron pin (recovered) situated at the northeasterly corner of land now of B&B Property Holdings LLC, these first two courses running by and along the southwesterly line of the portion of Maynard Road to be abandoned; thence northeasterly, crossing Maynard Road, to the northwesterly corner of land of Barbara Champion and Gloria Nelson; thence southeasterly along the southwesterly property line of Barbara Champion and

Gloria Nelson and northeasterly line of the portion of Maynard Road to be abandoned a distance of 238 feet, more or less, to the southwesterly corner of land of Barbara Champion and Gloria Nelson at the northerly line of Route 82; thence westerly along the northerly line of Connecticut Route 82 a distance of 40 feet, more or less, to point of beginning.

The above described premises being Maynard Road, so-called, as it abuts on lands of B&B Property Holdings LLC, and land of Barbara Champion and Gloria Nelson, northerly of Route 82.

AND BE IT FURTHER RESOLVED, that a Town Meeting is hereby scheduled to be held on July 8, 2014 at 6:00 p.m. at Montville Town Hall in Town Council Chambers for the purpose of approving the discontinuance of the above-described portion of Maynard Road; and

BE IT FURTHER RESOLVED, that, if this Resolution is approved by a majority vote of the Town Council, each Town Councilor, regardless of his/her vote on this Resolution, in order to comply with Connecticut General Statutes § 13a-49, immediately after the vote shall affix his/her signature to a copy of this Resolution. (Councilor Longton)

17. Remarks from the Public with a three-minute limit
18. Executive Session
19. Remarks from the Councilors and the Mayor
20. Adjournment