

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

1. Call to Order
Chairman Jaskiewicz called the meeting to order at 7:00 p.m. after establishing a quorum.
2. Pledge of Allegiance followed by a moment of silence in honor of our military.
3. Roll Call
Present were Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Absent was Councilor Tanner. Also present was Mayor Ronald McDaniel.
4. Special Recognitions/Presentations
 - a. Special Recognition for Jacqueline Hobby-Thomas for her receipt of Red Cross Youth Hero Services Award
Mayor McDaniel provided some background information and the sequence of events leading to Ms. Hobby-Thomas' nomination and receipt of the CT Red Cross' Hometown Hero award, which was formally presented to her at the Hometown Heroes breakfast. An excerpt of the video presentation of Ms. Hobby-Thomas' heroism was presented. Mayor McDaniel read and presented a Special Recognition Certificate on behalf of the Town of Montville to Ms. Hobby-Thomas for her courage and life-saving efforts. Ms. Hobby-Thomas thanked everyone.
5. Alterations to the Agenda
Motion made by Councilor Longton, seconded by Councilor McNally, to remove item 15(a) regarding Maynard Road from the Agenda. Discussion: The item has been revised and is included on the Agenda as item 16(m). Voice vote, 6-0, all in favor.
6. To Consider and Act on a motion to approve:
 - a. The Public Hearing Meeting Minutes on Monday, May 12, 2014
Motion made by Councilor Longton, seconded by Councilor May. Discussion: None.
Roll Call vote, 6-0, all in favor. Motion carried.
 - b. The Regular Meeting Minutes on Monday, May 12, 2014
Motion made by Councilor Longton, seconded by Councilor Caron. Discussion: Mayor McDaniel corrected the last sentence on page 3: They plan to build a ~~silent~~ strong message for what they feel are Montville's values.
Motion made by Councilor Longton, seconded by Councilor May, to accept the minutes as amended. Voice vote, 6-0, all in favor. Motion carried.
 - c. The Special Meeting Minutes on Wednesday, May 14, 2014
Motion made by Councilor Longton, seconded by Councilor May. Discussion: None.
Voice vote, 6-0, all in favor. Motion carried.
7. Executive Session — none.
8. Remarks from the public relating to matters on the agenda with a three-minute limit
Ray Occhialini, Fire Marshall, spoke in favor of item 16(c) regarding the Emergency Response Plan AED/CPR Policy. This new policy will allow the Town to become recognized as a HEARTSafe Workplace. He also spoke in favor of item 16(d) regarding the Hazardous Material Response Plan. Previously a stand-alone plan, it has been re-formulated into a checklist-type program and will become Annex L of the Town's Emergency Operations Plan. The Public Safety Committee has approved both plans.

Lynda Jean, 1583 Route 163, Lot Number 8, spoke in favor of item 16(m) regarding Maynard Road on behalf of herself and the eight (8) families who reside on the road. She provided a brief history

of the Road and its subsequent abandonment. She urged the Council to move ahead without scheduling a public forum. She applauded Councilor Longton, the Town Council, and the Mayor for taking the item into consideration.

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 — none.
11. Remarks from the Mayor and/or Administrative Department Heads to include Matters Referred
Mayor McDaniel reported that SCRRA negotiations with Covanta are continuing. While Preston is pushing the negotiations, there are concerns regarding the pending conversion of the Wallingford plant to a transfer station, which may not meet their best interests. He attended two (2) charity races: Murphy's Mad Dash and The Lion's Club Road Race. The Board of Education's Retiree Reception for the Town's retired teachers and staff as well as the Ribbon Cutting Ceremony for Best Market prior to the Memorial Parade, both of which were successful events, also took place in May. He also attended a CCM Workshop on Municipal Economic Development and has provided copies of the materials he received to the Economic Development Commission. He attended the Red Cross Hometown Heroes breakfast and a ceremony honoring Helen Thomes as Senior of the Year at the Senior Center, and the Rotary Breakfast. He announced the upcoming graduation of both Molly, the new police dog, and her partner, Officer Saffioti. Discussions are continuing regarding the possibility of forming a Regional Animal Control Facility with three other interested Towns.
12. Reports from Standing Committees.
 - a. Town Administration/Rules of Procedure – Councilor Longton
Councilor Longton reported that the language of the proposed Dog Ordinance was approved and is on the agenda for the Town Council to send the item to the attorney for review.
 - b. Finance – Councilor Tanner — none.
 - c. Public Works/Solid Waste Disposal – Councilor Longton
Councilor Longton reported that Public Works Director Don Bourdeau reported that they are receiving quotes for the repairs of Lathrop Road and Pink Row. They will also be doing drainage work on Gay Gill Road, Five Points, and Fitch Hill Road. The Committee was updated on the progress of Maynard Road and discussion ensued regarding the pending changes to the transfer station in an effort to improve its efficiency, including updating the current regulations, conducting a three-question survey to determine the average number of households using the transfer station and the amount of garbage being brought in. Signs will be posted regarding the upcoming survey and promoting recycling. In addition, they discussed the possibility of submitting an article entitled "Trash Talk" to *The Montville Times* highlighting recyclable items. Chairman Jaskiewicz noted that *The Montville Times* is no longer being delivered as an insert in *The Day* newspaper. Mayor McDaniel noted that an alternative can include the posting of the article on the website.
13. Reports from Special Committees and Liaison Councilors
 - a. Councilor Caron: Commission on Aging; Social Services; Volunteer Fire Fighters' Relief Fund — no meetings
 - b. Councilor Jaskiewicz: Board of Education
Chairman Jaskiewicz reported and commended the 16 (sixteen) teachers who have retired with a total of 240 years of service and were honored at the Board of Education's Retiree reception.
 - c. Councilor Longton: Library; Planning & Zoning Commission
Councilor Longton reported that the Commission approved the following items:

- Thomas Faria Corporation to construct a “Pad Ready” site for future expansion and redevelopment. The Town Planner presented an informative history of the property. The site plan was approved with conditions.
- William & Brenda Talar’s construction of a 50 x 40 accessory building for storage equipment.
- Vizion Enterprises requested that a portion of their project on Route 32 for an affordable housing project, which was approved in 2012, be funded on a separate parcel. The project will now include two veteran housing units. Should Phase II not be built, Phase I will be able to stand independently.

d. Councilor May: Water Pollution Control Authority

Councilor May reported that the concrete was poured for the Headworks project and is progressing nicely; the generators are in its final stages of testing and should be online in the coming weeks; Administrator Brian Lynch and Superintendent Mike Didato are working with CL&P to obtain new electrical rates, and; a check for the remaining \$278,000.00 was handed the Finance Director last week paying off their remaining debt of \$1.6 million to the Town in less than seven years.

Chairman Jaskiewicz congratulated the Administrator and the WPCA and announced that they will be holding a presentation regarding the proposed waterline on June 18, 2014 at 6:00 p.m.

e. Councilor McNally: Economic Development Commission

Councilor McNally reported that the Commission plans to revive the Business Expo, which will include the presence of State and Federal agencies to inform any interested parties as to the available resources and options on September 4 at the Mohegan Fire House. Mayor McDaniel added that their insert would be included with the tax bills.

f. Councilor Pollard: Youth Services Bureau and Advisory Board

Councilor Pollard reported that the Youth Services Bureau would be accepting re-registrations for 2014-2015 After School Program on June 17 and June 18; the deadline is June 19. June 30 marks the first day of Summer Center Days; Continental Breakfast will be provided until 11:00 a.m. Tickets to their first trip to Six Flags on Wednesday, July 2 are available. Over \$1,091.41 was raised from the Penny Drive with the help of the Montville Youth Action Council (MYAC) and the Montville Community. Special recognition was given to Johnny Domijan, an amazing athlete who has taken part in the program for the last five (5) years and will be entering High School in the fall.

Mayor McDaniel added that the funds raised from the Penny Drive will go towards funding the purchase of two iPads for children who are waiting in the hospital for their cancer treatment.

g. Councilor Tanner: Parks & Recreation Commission; Public Safety Commission; Non-Profit Organizations — none.

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.

Motion made by Councilor McNally, seconded by Councilor May. Discussion: None. Roll Call vote, 6-0, all in favor. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Motion carried.

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.

Motion made by Councilor Caron, seconded by Councilor Longton. Discussion: None. Roll Call vote, 6-0, all in favor. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Motion carried.

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.

Motion made by Councilor May, seconded by Councilor Longton. Discussion: None. Roll Call vote, 6-0, all in favor. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Motion carried.

- d. To Consider and Act on a motion to waive the rule requiring an interview for Mr. Joshua Kobyluck for the Economic Development Commission.

Motion made by Councilor Caron, seconded by Councilor Longton. Discussion: Councilor McNally requested that they re-interview Mr. Kobyluck to gauge his continuing interest in serving on the Commission as he has attended only one of three meetings since his appointment and they have not been able to contact him.

Motion made by Councilor May, seconded by Councilor Longton, to withdraw the item from the agenda.

- 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.

Item no longer applicable per item 16(d).

- 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.

Item no longer applicable per item 16(d).

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)

Item was removed from the Agenda, per item 5.

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)

Motion made by Councilor May, seconded by Councilor Longton. Discussion: None. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- 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)

Motion made by Councilor Longton, seconded by Councilor McNally. Discussion: None. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- c. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the Town of Montville Emergency Response Plan AED/CPR Policy. (Councilor Tanner)

Motion made by Councilor Longton, seconded by Councilor May. Discussion: Fire Marshall Occhialini stated that this is a brand new plan and is part of the requirements of the application package to become a HEARTSafe Workplace. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- 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)

Motion made by Councilor Longton, seconded by Councilor May. Discussion: Fire Marshall Occhialini stated that this previously stand-alone plan has been consolidated for inclusion in the Town's Emergency Operations Plan. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- 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)

Motion made by Councilor McNally, seconded by Councilor Longton. Discussion: Mayor McDaniel stated that this is a settlement agreement between both parties of an appeal. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- 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)

Motion made by Councilor Longton, seconded by Councilor Pollard. Discussion: In response to Chairman Jaskiewicz who referred to the town of East Lyme’s use of the State Statute as a guide rather than establishing an ordinance, Councilors May and Longton stated that the State Statute was too restrictive and would not work for Camp Oakdale, which is a multi-use place where dogs are allowed in certain areas of the Park. Chairman Jaskiewicz expressed his concern regarding a possible challenge being brought about due the violation of the State Statute. Councilor Longton stated that this is part of the reasoning behind bringing the Ordinance to the Town Attorney for review. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- 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

Motion made by Councilor May, seconded by Councilor Longton. Discussion: Finance Director Terry Hart stated that this is to ensure that the minutes agree with the budget and reflects that the Capital Improvement figure includes the \$250,000 for the approved dispatch equipment. The amount will not affect the mill rate. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- 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)

Motion made by Councilor Longton, seconded by Councilor May. Discussion: None. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- 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)

Motion made by Councilor Longton, seconded by Councilor May. Discussion: None. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- j. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to establish a STEAP Chesterfield Sidewalks fund (# 076). (Councilor Tanner)

Motion made by Councilor Longton, seconded by Councilor Caron. Discussion: Finance Director Hart reported that the Town Council's formal approval for the establishment of any new funds for projects is needed to fulfill the new Gatsby requirements for the Audit. This particular fund includes the grant funds received for the sidewalk. Mayor McDaniel added that this will keep the funds segregated. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

- k. **THE TOWN OF MONTVILLE HEREBY RESOLVES** to increase the hourly rate for Summer Camp Senior Staff by .50 per hour. (Councilor Tanner)

Motion made by Councilor Longton, seconded by Councilor Caron. Discussion: Finance Director Hart stated that the Mayor and Payroll Department received this request to raise the pay rates for three (3) individuals. Chairman Jaskiewicz questioned why the increase was not included as part of the budget process. Roll Call vote, 5-1. Voting in Favor: Councilors Caron, Longton, May, McNally, and Pollard. Voting in Opposition: Councilor Jaskiewicz. Resolution passed.

- 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)

Motion made by Councilor Longton, seconded by Councilor Caron. Discussion: Finance Director Hart stated that the increase to \$8.70 was made to accommodate for the State's minimum wage increase, but the rate increase to \$11.00 would require the Town Council's approval. Councilors Caron and Longton questioned why it was not brought to the Finance Committee. In response to Councilor May's question regarding whether the increase will affect their budget, Finance Director Hart stated that the Director has not indicated that he will require any additional funding and confirmed that they had intended to bring it to the Finance Committee, but were unable to due to the cancellation of the meeting. Questions arose regarding whether this also included Camp Counselors or program staff only as well as the Director's absence at this evening's meeting. Roll Call vote, 5-1. Voting in Favor: Councilors Caron, Longton, May, McNally, and Pollard. Voting in Opposition: Councilor Jaskiewicz. Resolution passed.

- 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)

Motion made by Councilor Longton, seconded by Councilor Caron. Discussion: None. Roll Call vote, 6-0. Voting in Favor: Councilors Caron, Longton, May, McNally, Pollard, and Jaskiewicz. Voting in Opposition: None. Resolution passed.

17. Remarks from the Public with a three-minute limit

Carol Richardson, 164 Fellows Road, spoke with regards to Mr. Andriote's letter to *The Day* regarding the Mayor's raise, which she felt is well deserved. She also commented on one of the Town Councilor's recent actions against Project Graduation and questioned whether he is acting as a member of the Town Council and voiced her dismay at his threatening remarks.

John Valliere, Attorney, Co-chairman, Project Graduation, spoke to the Councilors as a private citizen. He stated that Project Grad not only provides seniors with a safe environment in which to celebrate their achievement, but also offers scholarships to graduating students. It is fully funded by donations and public entities. He would like to file a formal complaint against Councilor McNally for his "intimidating, harassing, coercive, and threatening actions" against one of their volunteers, Danielle Butzgy. He further stated that he falsely informed her that she is required to release his requested information under the State and Federal Freedom requests and the FOI rules and regulations. He questioned whether the Town Council authorized his actions and, if not, the reasoning behind his use of his title and position as a Council member.

Keith Truex, 1046 Eastlake Road, questioned whether the inclusion of a Councilor's title in their correspondences make it an official e-mail from the Town Council and if he might be informed as to whether this may be considered an ethics violation and, if so, the procedure for filing a formal complaint so that the matter may be investigated.

Tony Siragusa, 39 Hillcrest Drive, noted that, as a member of the PCA Authority, he is aware that donated funds cannot be used for things other than for what it is intended and commended Councilor McNally for exposing the possible misuse of public funds.

Lynda Jean, 1583 Route 163, thanked the Councilors for bringing the issue regarding Maynard Road to a public meeting, though she questioned need for a public meeting.

Danielle Butzgy, Chairperson, Project Graduation, stated that she is proud of the Organization's success and thanked all of the volunteers for their hard work. She reviewed the correspondence that took place between herself, Councilor McNally, and the FOIA Commissioner. She urged the Town Council to investigate as to whether Councilor McNally should be presented with an ethics violation and requested that he be suspended from his position as a Town Councilor while the investigation is taking place. She stated that he has tarnished the reputation of Project Grad and has potentially scared off any future volunteers and donors at the expense of the students of Montville.

Kimberly Dole, 19 Sharp Hill Road, Oakdale, applauded the WPCA for their support of Project Grad, which also receives donations from local organizations, including the Police and Fire Departments. She felt that the tactics that were taken are reprehensible and should be investigated.

John Valliere, Attorney, Co-chairman, Project Grad, continued his remarks. He questioned the reasoning behind Councilor McNally's illicit request. He further added that his actions are at the expense of the Town's students and their safety as funds that were previously earmarked for scholarships will now be re-allocated to protect future members from any actions taken against them. Furthermore, his actions will quell any future donations and/or volunteers. He requested Councilor McNally be formally investigated and suspended while the issue is being investigated adding that his gross misconduct can lead to his removal from the Town Council for reasons of moral turpitude. He also asked that the Council to form an ethics commission as such issues are increasing in the current political climate.

18. Executive Session — none.

19. Remarks from the Councilors and the Mayor

Councilor May noted that he has spoken with the WPCA Chair regarding their donation to Project Grad and verified that their Charter does allow for such donations. He added that, if need be, changes may be made to their rules and policies.

Councilor Longton expressed his satisfaction with the progress on Maynard Road, though it has been, at times, frustrating. He responded to Ms. Jean's question stating that the State Statute requires a public meeting.

Councilor Caron also expressed his satisfaction with Maynard Road and commended the volunteers and parents who take part in Project Grad, a project, he, himself, has been personally involved. He added that he did not play golf nor was asked to play golf that day and urged them to not allow this to derail from the program.

Chairman Jaskiewicz stated that formal, written complaint would need to be submitted for any action to take place

Mayor McDaniel reported that many good things have happened during this odd month and added that temporary provisions have been made for the future occurrences until a procedure can be established allowing for more transparency. He, again, congratulated Ms. Jacqueline Hobby-Thomas.

20. Adjournment

Motion made by Councilor Longton, seconded by Councilor Pollard, to adjourn the meeting at 8:29 p.m. Discussion: None. Voice Vote, 6-0, all in favor. Meeting Adjourned.

Respectfully Submitted by:

Agnes Miyuki, Recording Secretary for the Town of Montville

AN AUDIO RECORD OF THE MEETING IS ON FILE IN THE MONTVILLE TOWN CLERK'S OFFICE