

Town of Montville Town Council  
**Public Hearing Minutes for June 14, 2017**  
6:00 p.m. – Town Council Chambers – Town Hall

1. Call to Order  
Chairman Jaskiewicz called the meeting to order at 6:00 p.m.
2. Pledge of Allegiance followed by a moment of silence in honor of our military.
3. Roll Call  
Present were Councilors Caron, Longton, May, Pollard, Rogulski, Tanner, and Jaskiewicz. Also present was Mayor Ronald McDaniel.
4. Public Hearing

**TOWN OF MONTVILLE  
NOTICE OF ORDINANCE HEARING**

The following Ordinance, copies of which may be obtained at the office of the Town Clerk during office hours, was introduced at a regular meeting of the Town Council held May 8, 2017 and a public hearing thereon and for its consideration by the Town Council will be held at Town Hall Council Chambers June 14, 2017 at 6:00 P.M.

**AN ORDINANCE REPEALING CHAPTER 117 ORDINANCE NO. O-V-4  
ESTABLISHMENT OF A ROUTE 11 GREENWAY AUTHORITY COMMISSION**

Section One:

~~The Town of Montville Hereby Ordains pursuant to Section 40 of Public Act No. 00-148 that there shall be established a Route 11 Greenway Authority Commission~~

Section Two:

~~In accordance with the provisions of Section 40 of Public Act No. 00-148 the Route 11 Greenway Authority Commission shall be established upon passage of the Ordinance, the Towns of East Lyme, Salem and Waterford having previously adopted ordinances establishing said Commission.~~

Section Three:

~~Membership of the Commission shall consist of the Commissioner of Environmental Protection, or said commissioners' designee, the Commissioner of Transportation, or said commissioners' designee, a member and an alternate member from each of the Towns of East Lyme, Montville, Salem and Waterford, appointed by the first selectman or mayor as the case may be of each of said towns, and a member and an alternate member of the Southeastern Connecticut Council of Governments appointed by said agency. Each member and alternate member shall serve for a term of two years and until such member's successor is appointed and has qualified. Such appointments shall be made at a meeting of the town's legislative body, to take effect when the Town of Montville has adopted this ordinance. An alternate member shall be empowered to vote on said Commission in the absence of the member for whom such person is an alternate. The initial terms of members shall commence when the Town of Montville adopts this ordinance and has appointed a member or alternate member. Any vacancy on the Commission shall be filled in the same manner as the original appointment for the balance of the unexpired term. No appointed member shall receive any compensation for service on said Commission.~~

~~Said Commission shall elect from its members a chairperson and such other officers as it deems necessary and shall establish its own rules of procedure. The Commission shall be an autonomous body within the Department of Transportation for administrative purposes only.~~

~~The Commission may employ experts and such other assistants as it judges necessary and may accept funds from any source.~~

~~Notwithstanding any other provisions of the general statutes, any funds appropriated to the Commission, or received by the Commission from any other source, shall be held in the custody of the Commission and expended by the Commission for the purpose set forth in this section.~~

~~Section Four:~~

~~The Commissioner of Environmental Protection and the Commissioner of Transportation, not later than sixty days after the effective date of this ordinance, shall call a meeting of said commission which shall, within ninety days thereafter:~~

- ~~1. Hold public hearings for the purpose of developing standards for:—~~
  - ~~A. defining the initial boundaries of the Route 11 Greenway,~~
  - ~~B. planning the design, construction, maintenance and management of the Route 11 Greenway trail system and intermodal transportation access system,~~
  - ~~C. identifying and prioritizing lands that shall be added to the Route 11 Greenway,~~
  - ~~D. recommending land use within the Route 11 Greenway, and~~
  - ~~E. acquiring land and securing conservation easements for the Route 11 Greenway, except that nothing in this act shall be construed to prohibit the acquisition of land within the Route 11 Greenway by a municipality, and~~
- ~~2. Establish by laws by which the Commission shall:—~~
  - ~~A. conduct its meetings, including a provision specifying that no action by the Commission shall be effective except by the concurring vote of at least four members.~~
  - ~~B. protect and preserve the lands under its custody,~~
  - ~~C. supervise staff,—~~
  - ~~D. maintain its records, and~~
  - ~~E. report to the General Assembly, as required under Section 5 of this ordinance.~~

~~Section Five:~~

~~Notwithstanding any other provision of this section or the general statutes, the Commission may:~~

- ~~1. Acquire or convey by purchase, gift, lease, devise, exchange or otherwise, any land or interest therein including, but not limited to, conservation easements, located wholly or partly in the conservation zone, provided such acquisition does not utilize funds furnished by the State.~~
- ~~2. Transfer, with the approval of the commissioner, any land or interest therein to the State with or without consideration, provided any funds received therefore shall not be deemed funds furnished by the State for the purposes of this section, and~~
- ~~3. Contribute or transfer funds to, and enter into agreements with, land trusts or other conservation organizations, to carry out the purposes of this act. The commission shall report to the General Assembly, on or before February fifteenth, annually, on its activities of the preceding year and on its finances. The existence of the Commission shall terminate at such time as all of its member towns have withdrawn or it is abolished by the General Assembly.~~

Section Six:

~~This Ordinance shall become effective thirty (30) days from the date of passage.~~

Dated at Montville, Connecticut this 9<sup>th</sup> day May 2017.

Lisa Terry, Montville Town Clerk

Chairman Jaskiewicz opened the public hearing and asked if there were any members from the public who would like to speak regarding the proposed Ordinance.

Howard R. Beetham, Jr., 60 Riverview Road, Uncasville, having attended a number of meetings regarding the Route 11 Greenway as the former First Selectman/Mayor of the Town, spoke in support of the Ordinance.

Mayor McDaniel stated that the Ordinance is a *pro forma* item and, because the Commission was established by Ordinance, it must also be dissolved by Ordinance, per State Statute. All of the properties purchased for the Greenway have been signed over to the DOT (Department of Transportation), who will hold the properties as open space and utilize them as offsets for future projects. Since the project has been abandoned, an agreement with the DOT to allocate \$40 million to improve Route 85 was reached. The right-of-way improvements and design of the project should be completed by 2020, go out to bid in Winter 2020, and construction is slated for 2021. Improvements will include the realignment of the Chesterfield Road and Route 161 intersection, climbing lane(s), and the widening of parts of the road. Minor improvements along the road are currently being conducted.

Chairman Jaskiewicz agreed that the item has been a long ongoing project and thanked the Mayor for the update.

Chairman Jaskiewicz asked three times if there were any additional members of the public who would like to speak regarding the Ordinance. There being none, the Public Hearing was closed.

5. Adjournment

The meeting was adjourned at 6:06 p.m.

Respectfully Submitted by:

Agnes Miyuki, Recording Secretary for the Town of Montville

**AN AUDIO RECORD OF THE MEETING CAN BE FOUND ON THE TOWN'S WEBSITE  
LOCATED UNDER RESOURCES – FORM REPOSITORY – MEETING RECORDINGS**