

Town of Montville Town Council
Regular Meeting Minutes for March 11, 2019 7:00 p.m.
Town Council Chambers – Town Hall

1. Call to Order Chairman McNally called the meeting to order at 7:00 p.m.
2. Pledge of Allegiance followed by a moment of silence in honor of our military.
3. Roll Call Present were Councilors Caron, Jaskiewicz, Pike, Pollard, Rogers, Rogulski and Chairman McNally. Also present was Mayor Ronald McDaniel.
4. Special Recognitions/Presentations –
 - a. The recipient, Eastern Celebrity Cheer and Dance, was not present to receive recognition. Councilor Rogers read Carrie Pope's thank you letter on the record and said that the ECDC planned to schedule a time to go the ECC&D business to present the award to them.
5. Alterations to the Agenda -
 - a. Motion made by Councilor Pike and seconded by Councilor Pollard to add an Item to the Agenda regarding a Resolution concerning the amended delinquent tax collection and foreclosure policy. Discussion: None; Voice Vote 7-0; all in favor. Motion Carried.
 - b. Motion made by Councilor Rogers and seconded by Councilor Pollard to add to the Agenda to enter Executive Session (to include members of Town Councilor, the Mayor and the Finance Director) to discuss a personnel matter. Discussion: None; Voice Vote 700; all in favor. Motion Carried.
6. Regular Meeting Minutes –
 - a. Motion made by Councilor Rogers and seconded by Councilor Rogulski to approve the Regular Meeting minutes of 2/11/19. Discussion: None; Voice Vote 7-0; all in favor. Motion Carried.
7. Executive Session –
 - a. Entered Executive Session from 7:04pm to 7:18pm to interview candidates for reappointment to the Parks & Recreation Commission; Housing Authority; and Conservation Commission. Discussions to include members of the Town Council and Mayor Ronald McDaniel.
 - b. Entered Executive Session from 7:20pm to 7:47pm regarding the personnel matter. No votes taken.
8. Remarks from the Public relating to matters on the agenda with a three-minute limit
 - a. Leonard Bunnell, 5 Little John Drive, Uncasville, CT - spoke relative to the Resolution regarding opposition to tolls in Montville area. Mr. Bunnell is opposed to passing the Resolution. He said he was around when the tolls were taken down in CT and did not see any significant change in traffic as the proposed resolution indicates there will be. *Refer to recorded meeting for additional details.*
 - b. Anthony Siragusa, 39 Hillcrest Drive, Uncasville, CT - spoke and agreed with Mr. Bunnell's assessment of the proposed Resolution regarding opposition to the tolls. *Refer to recorded meeting for additional details.*
9. Communications –
 - a. Copy of the February, 2019 budget report from Ms. Terry Hart, Finance Director
 - b. Copy of the legal bills from Halloran & Sage dated February 19, 2019.
 - c. Copy of the legal bill from Suisman Shapiro dated February 20, 2019.
10. Report from Town Attorney on Matters Referred – None
11. Remarks from the Mayor and/or Administrative Department Heads to include Matters Referred –

Mayor Remarks: *Refer to recorded meeting for additional details.*

 - a. Good Firefighter Relief Fund meeting; did some tweaking of the recruitment and retention of volunteers procedures; discussed possibility of investing in a Billboard.
 - b. This month there has been some discussion about investing in an online program to track assessments, building permits, etc.
 - c. There was some Cyber Security training for town employees.
 - d. Old Colchester Road Culvert Bid Opening; been on the books for approximately 20 years; need to cut down trees prior to 4/1 which is the opening of mating season. Mayor is planning to utilize funds from the 10% match to cover this cost.
 - e. S&P Bonding – Mayor said we should get a bond rating on 3/18/19
Remarks from Finance Director: 1 ½ telephone conversation with S&P Bonding; said it went good and we should receive bond rating on 3/18.19.
12. Reports from Standing Committees.
 - a. Town Administration/Rules of Procedure – Councilor Jaskiewicz - no meeting
 - b. Finance – Councilor Pike – no meeting.
 - c. Public Works/Solid Waste Disposal – Councilor McNally – no meeting due to weather.

13. Reports from Special Committees and Liaison Councilors – *Refer to recorded meeting for additional details.*
 - a. Councilor Pike: **Board of Education** – Mohegan School roof leaking. Fixing the leaky roof should be a repair rather than a capital improvement and would need to be addressed before the end of summer. *Refer to recorded meeting for additional details.*
 - b. Councilor Pike: **Planning & Zoning** – no meeting
 - c. Councilor Pollard: **Commission on Aging** – great meeting; more discussion about Bill 5063 regarding background checks for individuals caring for elderly. Kathy reports technical class and creative writing classes are going well. Kathy is adding new programs which included a meditation program. It was reported that the concert to the benefit the Senior Center sold out.
 - d. Councilor Rogers **Economic Development Commission** – no meeting
Parks & Recreation Commission – 2 meeting were scheduled but both were canceled due to inclement weather.
Public Safety Commission - new staff to Police Department; discussion about a portable Intoxilyzer to assist officers in investigating DUI/DWI's. Fire Department M32 tanker – chassis will be cut down to 2600 gallon to make tanker more maneuverable due to rural roads.
Water Pollution Control Authority (WPCA) – new phone system has WPCA connected to Town Hall; corrective action has been effective and Consent Agreement being closed out; maintainer position is currently being advertised.
 - e. Councilor Rogulski: **Library Committee Youth Services Bureau and Advisory Board** – No meetings held – Youth Services Bureau will hold first meeting this year on 3/14/19.
 - f. Councilor Caron: **Volunteer Fire Fighters' Relief Fund**- great meeting; reiterated Mayor McDaniel comments
Social Services – Prom Brunch and fashion show to raise funds for the prom. Mohegan Sun donated 2 pallets of food; Hidden Heroes funds depleted and businesses being contacted for donations as well as thinking about a possible fundraiser.

14. Appointments and Resignations – None

15. Unfinished Business – None

16. New Business

- a. **Resolution #2019-11. THE TOWN OF MONTVILLE HEREBY RESOLVES** to refund taxes due to overpayments and corrections in the amount of \$471.19 (Four Hundred Seventy-One Dollars and Nineteen Cents) as requested by the Tax Collector. (Councilor McNally)
Motion made by Councilor Jaskiewicz, seconded by Councilor Rogers. Discussion: None. Roll Call vote, 7-0, all in favor. Motion Carried.
- b. **Resolution #2019-12. THE TOWN OF MONTVILLE HEREBY RESOLVES** to refund taxes due to overpayments and corrections in the amount of \$1914.15 (One Thousand Nine Hundred Fourteen Dollars and Fifteen Cents) as requested by the Tax Collector. (Councilor McNally)
Motion made by Councilor Jaskiewicz, seconded by Councilor Rogers. Discussion: None. Roll Call vote, 7-0, all in favor. Motion Carried.
- c. **Resolution #2019-13. THE TOWN OF MONTVILLE HEREBY RESOLVES** to adopt the fiscal year 2019-2020 Town of Montville Water Pollution Control Authority proposed water budget in the amount of \$1,493,200.00 (one million four hundred ninety-three thousand two hundred dollars). (Councilor Rogers)
Motion made by Councilor Rogers, seconded by Councilor Pollard. Discussion: None. Roll Call vote, 7-0, all in favor. Motion Carried.
- d. **Resolution #2019-14. THE TOWN OF MONTVILLE HEREBY RESOLVES** to adopt a resolution in opposition to the implementation of tolls on Connecticut Highways as follows:

WHEREAS, The Montville Town Council believes that the implementation of tolls on Connecticut highways would result in increased traffic on secondary roads in the Town of Montville with motorists attempting to bypass the tolls; and

WHEREAS, The Council further believes the increased traffic on secondary roads would affect the quality of life of Montville residents in numerous ways including:

A dramatic increase of heavy-duty commercial vehicles and tractor trailer trucks presence encroaching on our scenic New England community, negatively impacting the Town's character and atmosphere:

1. A dramatic increase of heavy-duty commercial vehicles and tractor trailer trucks subjecting streets to increased damage, maintenance and repair costs resulting in an increased tax burden;
2. Crowding of secondary roads, an increase in traffic accidents, and disruption of the pedestrian enjoyment in and around the roads affected;

3. Traffic congestion from increased vehicles and accidents delaying response times for emergency personnel, causing significant safety concerns and compromising the standard of safety care;
4. Discouraging retail establishments and shopping, putting our valued local businesses at a competitive disadvantage and increasing costs and convenience to our residents.

NOW THEREFORE BE IT RESOLVED, that the Montville Town Council does hereby declare its opposition to the implementation of tolls on state highways within the Town of Montville's jurisdiction; and

BE IT FURTHER RESOLVED, that the Montville Town Council does hereby submit this resolution to the Governor of Connecticut and the Connecticut State Legislature. (Councilor McNally)

Motion made by Councilor Pollard, seconded by Councilor Rogers. Discussion: (1) Councilor Jaskiewicz wanted confirmation that 1-4 were opinions; not facts. (2) Councilor Rogulski made mention of two polling places within the Town of Montville and stated heavier traffic due to Mohegan Sun and that he believes people will attempt to avoid tolls just going to the casino. Councilors Caron and Jaskiewicz both indicated that they would like additional information before making a decision on this Resolution. Roll Call vote: Councilors Pollard, Rogers, Rogulski and McNally in favor; Councilor Pike opposed and Councilors Caron and Jaskiewicz abstained. 4; 1; 2; Motion Carried.

e. **Resolution #2019-15. THE TOWN OF MONTVILLE HEREBY RESOLVES** to adopt a Resolution regarding the establishment of a Farmer's Market Committee.

WHEREAS: The Town Council supports creating, promoting, and operating farmers' market in Montville that will provide residents access to fresh, nutritious food, encourage community activity in Montville, and stimulate public interest and awareness in local farm products, thereby supporting local agricultural producers and rural life in Montville, Connecticut;

WHEREAS: The Town Council recognizes that its citizens, community groups and organizations are a valuable asset to our town as they are instrumental in planning and participating in community events making Montville a great place to live;

WHEREAS: The Town Council welcomes the talents of our residents who have expressed an interest in participating in the operation of a Farmers' Market in our community;

NOW THEREFORE BE IT RESOLVED, That there is hereby established a *Montville Farmers' Market Committee*, which will function with the support of the Parks and Recreation Commission. The Farmers Market Committee will be comprised of seven (7) members appointed by the Town Council. Members shall be electors of the Town. Regular members shall be appointed by the Town Council for a term of three (3) years. Members shall commence to serve their terms immediately upon appointment and shall serve until their successor has qualified or are removed by the Town Council. Membership shall consist of one (1) member from the Town council, One (1) member from the Parks and Rec Commission and five (5) members from the community at large.

The regular members of the *Montville Farmers' Market Committee* shall elect a Market Manager, an Assistant Market Manager, Secretary and a Treasurer. Additional positions may be developed as needed. Any vacancy in any such office shall be absorbed by or distributed among the remaining members.

BE IT FURTHER RESOLVED, That the *Montville Farmers' Market Committee* shall be authorized to:

- o Oversee the operation of the market, and set policy for the Committee, including but not limited to:
- o Establish Market Rules and Guidelines;
- o Establish, review, and approve/disapprove applications for Vendor(s) and Community Organization(s) interested in participating in the Farmers' Market
- o Establish and collect Market Fees;
- o Handle immediate situations concerning the market, including resolving conflicts among members/vendors, and resolving consumer complaints
- o Ensure the market area stays clean and vendors abide by market rules
- o Assist vendors in compliance with all State and Federal rules and regulations
- o Arrange all meetings of the general membership
- o Administer the Committee's activities

- o Create and disband special sub-committees (e.g. market theme days, children's activities, fundraising, advertising, etc.) and appoint leads as necessary
- o Investigate any suspicion of questionable practices or violation of market rules employed by any seller. If verified, the Committee is authorized to immediately enforce corrective action as necessary, up to and including revoking vendor's authorization to participate in the Farmers' Market without refund of Market Fees.
- o Be sure liability waivers are signed and up to date, vendors carry the required insurance and permits from Uncas Health

ADDITIONALLY, The *Montville Farmers' Market Committee* is authorized to accept Market Fees, gifts, or other monetary donations to further the mission of the Farmers' Market.

All monies received by the Town of Montville, from whatever source and by whatever means (e.g. Market Fees, gifts, donation, etc.) shall be deposited into a Farmers Market Fund. These funds shall be in the custody of the Town Treasurer.

Annually, the Town Treasurer shall submit to the *Farmers' Market Committee* and the Legislative Body of the Town a complete and detailed report of the Farmers' Market Fund.

Upon the *Farmers' Market Committee's* authorization, money that has been received may be expended directly from this fund for the operation, development, promotion, and marketing of the Farmers' Market within the community. Funds that were designated for a specific purpose when received must be expended for that specific purpose.

BE IT FURTHER RESOLVED, That within thirty (30) days of the appointment of this Committee that an Organizational Meeting of said Committee shall be held at which members shall choose a Market Manager, Assistant Market Manager/Secretary and Treasurer;

BE IT FURTHER RESOLVED, That said Committee shall provide a semi-annual report before the opening and at the closing of the market season; and provide an annual report to the Town Council. (Councilor McNally)

Motion made by Councilor Caron, seconded by Councilor Pollard. Discussion: (1) Councilor Rogulski questioned whether permits and a cottage license was applicable; (2) Councilor McNally stated he mirrored the Resolution done by the Town of Ledyard and assumed their Resolution was accurate. He further indicated there was a lot of interest by Town residents which included social media (i.e. Facebook). Roll Call vote: 7-0; all in favor. Motion Carried.

- f. **Resolution #2019-16. THE TOWN OF MONTVILLE HEREBY RESOLVES** to retain the law firm of Pullman & Comley, LLC as bond counsel for Town of Montville and further, to authorize the Mayor to execute an agreement for the same. (Mayor McDaniel)

Motion made by Councilor Pike, seconded by Councilor Jaskiewicz. Discussion: None. Roll Call vote, 7-0, all in favor. Motion Carried.

- g. **Resolution #2019-17. THE TOWN OF MONTVILLE HEREBY RESOLVES** to establish a Montville Farmers' Market fund (#22) (Councilor McNally)

Motion made by Councilor Pollard, seconded by Councilor Rogers. Discussion: None. Roll Call vote, 7-0, all in favor. Motion Carried.

- h. **Resolution #2019-18. THE TOWN OF MONTVILLE HEREBY RESOLVES** to consider and act on a motion to introduce and set the date for a public hearing on an ordinance titled "An Ordinance Regarding the Conveyance of Real Property Located at 15 Benway Court" on April 8, 2019 at 6:30 p.m. The Public Hearing will be held in the Town Council Chambers. (Councilor Pike)

Motion made by Councilor Jaskiewicz, seconded by Councilor Caron. Discussion: None. Roll Call vote, 7-0, all in favor. Motion Carried.

- i. **Resolution #2019-19. THE TOWN OF MONTVILLE HEREBY RESOLVES** to approve the amended delinquent tax collection and foreclosure policy. (Councilor Pike)

Motion made by Councilor Jaskiewicz, seconded by Councilor Pike. Discussion: None. Roll Call vote, 7-0, all in favor. Motion Carried.

17. Remarks from the Public with a three-minute limit - None

18. Remarks from the Councilors and the Mayor –

- a. Councilor Caron mentioned concert sold out; asked Town Councilors to support and attend Senior Prom fundraisers and to continue to support the Hidden Heroes/Veterans Fund.

- b. Mayor McDaniel mentioned glad weather is turning around and senior meditation program good idea
 - c. Councilor Pike reminded everyone it is "Budget Season" and said he looks forward to seeing the Mayor's proposed budget.
 - d. All Councilors said Happy St. Patrick's Day and thanked public for attending meeting.
19. Adjournment 8:37pm