

Draft: Final Copy Approved on \_\_\_\_\_

**Town of Montville Town Council  
Meeting Minutes of Monday, November 8, 2010  
Town Council Chambers – 7:00 p.m. – Town Hall**

**1. Call to Order**

Chairperson Jacobson called the regular meeting of the Montville Town Council to order at 7:00 p.m.

**2. Pledge of Allegiance followed by a Moment of Silence**

Chairperson Jacobson asked everyone to stand for the Pledge of Allegiance and to remain standing for a moment of silence in honor of our troops.

**3. Roll Call**

Present were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Also present was Attorney Bruce Chudwick and Mayor Jaskiewicz.

**4. Special Recognitions**

**a. Presentation from Joseph Marafito, Director of Operations of the Justice Resource Institute pertaining to a group home for developmentally disabled adolescents in the Town of Montville.**

Mr. Marafito stated the Mayor has asked him to come in to answer questions the Council may have regarding the group home they are developing on Chesterfield Road. He explained that he can answer questions but is limited by Federal Regulations to answering all questions. Councilor Hillman inquired how many youths will be living at this facility. Mr. Marafito stated there will be no more than six between the ages of nine and nineteen. Mayor Jaskiewicz inquired how long the children stay and Mr. Marafito explained it is a transitional group home and the transition is an average of eighteen months to two years. Councilor Buebendorf inquired regarding the type of supervision is available. Mr. Marafito stated the children are supervised twenty four hours a day, seven days a week by a trained and skilled staff, with two employees on each shift. Councilor Beetham inquired if the employees will be State employees or from a private organization. Mr. Marafito explained the group home is owned by a private, not for profit organization that is contracted with the State of Connecticut and the employees work for the non-profit. Councilor Hillman inquired regarding the number of bedrooms in the facility. Mr. Marafito explained there are four bedrooms with two bathrooms. Councilor Hillman inquired regarding the limitations of the disabilities of the residents slated for this group home. Mr. Marafito stated they are developmentally disabled individuals. Chairperson Jacobson inquired if the students would be inclusive into the school district. Mr. Marafito stated they would be, and discussed funding for these students, stating each one will have a nexus school region and that school region will be responsible for reimbursement to the Town of Montville for their education. She inquired if the individuals chosen for the group home will be from the State of Connecticut or from outlying states. Mr. Marafito stated all of the students were or is currently from the State of Connecticut. Councilor Buebendorf inquired regarding the gender of the students and Mr. Marafito answered they are all boys. Councilor Hillman inquired regarding the limitations of the disabilities of the students. Mr. Marafito stated they are both physically and mentally disabled. Councilor Beetham inquired regarding who will own the building and Mr. Marafito stated the building is owned by a not for profit agency who buys and develops the building according to the specifications to the kids in each particular home. The home is turned over to once it is completed and will be taxable property. Chairperson Jacobson inquired regarding the number of homes currently owned by this company in the State of Connecticut at this time. Mr. Marafito stated they have a very large residential facility and there are three homes going in to start off and there are a number of operating homes in Massachusetts at this time. There is an ongoing track record of thirty plus years in this field. There is DCF involvement as well. Mr. Marty

DeTucchio, he oversees the therapeutic homes in the State of Connecticut and he represents DCF at many town meetings. He is working with JRI in conjunction with the development of this group home as well as some of the other homes they are developing. He has the direct responsibility of working with Mr. Marafito in seeking out the children that will be coming to the group home and making sure they have a nexus, making sure they get supervision in terms of what JRI has to do and periodically he and his staff will visit the homes on a monthly basis to make sure staffing is appropriate, that programming is done on a regular basis and if there is a problem with the youth, either medical or emotional it is taken care of. He works in collaboration with JRI on a regular basis all through the process. Once a youth transitions out of the group home he works with them to find a youth to fill the vacant spot. The transition age is twenty one for this group home, at that time the youth will transition to another State agency or independent living. He explains this company does their best to be very good neighbors by introducing themselves to the community. Councilor Buebendorf inquired if it is usual to have youths between the ages of nine and nineteen living in the same facility. Mr. Marafito explained the employees are all licensed to work with youth between those ages but in this home there will be mostly adolescents between the ages of fourteen and nineteen. It would be unusual to place a younger child with the teenagers, and usually the family is involved and will work with the provider to transition the child back to the home. Councilor Murphy inquired regarding what type of strain these children will have on the school system, do they have professionals at the schools that deal with children that are emotionally distressed and how much time and money will be required to place these students in the school system. Mr. Marafito stated he will have to check with the school system for those statistics. Not every child will be enrolled in the Montville School system; they may already be enrolled in a school that is working well for them. A discussion was held regarding the use of EMS services, they indicated they will not be a burden on the police services because they do not use them. Discussions were held regarding therapeutic group activities for the children at this group home, it is designed specifically to be therapeutic; it is not a regular group home. Chairperson Jacobson thanked Mr. Marafito and Mr. DeTucchio for their presentation to the Council.

**b. Presentation from Chuck Longton, Chairman of the Economic Development Commission to discuss economic development.**

Mr. Chuck Longton stated that over the past year the Economic Development Commission has been trying to identify things that will improve the economic climate in town and make things better. One of the things they kept hearing was that the Town itself made it difficult for new businesses to start up, so they decided back in July to investigate this to find out if it was true or not, and if so if there was anything he could do to address this and make it better. They decided the best way to do this would be to go out and interview some of the business that had started in town over the past year and get their opinions of their experience and why they chose Montville to do business, what went right, what went wrong and have them tell him what their experience was. The Planning Department provided him with a list of that business that had started over the past twelve months and made arrangements with two of the Commissioners to go out and interview the owners of the businesses and to find out from them what their personal experience was. He compiled three questions that would leave the business owners free to express themselves in a way that it would be insightful. The following three questions were asked of the new business owners; why did you start a business in Montville as opposed to another town; during your experience of getting your business up and running, what worked well, and the third question was during your experience of getting your business up and running, what did not go so well? He was very surprised by the answers they received. Of the fifteen business that were started in the past year, nine businesses are currently up and running. He gave a summary of the answers to the three questions presented to the nine company owners. Of the nine new businesses that were formed over the past twelve month, not even one said that they would choose a different municipality if they had the chance to do it again, each and every one of them, without exception was pleased with their choice of Montville for their business location and everyone was pleased with their level of service they received from town officials on every level of town government. Not a single person could identify anything at all with their opening experience that was negative and all of these businesses are currently operating profitably. The responses of these nine new businesses have led the Economic Development Commission to the opposite conclusion to what they had originally expected. They began their experiment with the negative work on the streets and came away with the unmistakable conclusion that the Town of Montville is a good place for small business start ups and he now has the data to prove it,

straight from the people who took a risk and started a business in the middle of a recession. The results of this study have demonstrated by any doubt that the instruments the Town Government has in place and the officials who execute them have succeeded in making the Town of Montville a good place to start a small business. Chairperson Jacobson thanked Mr. Longton for an informative presentation, he did an excellent job.

5. **Alterations to the Agenda**

Councilor Murphy suggested postponing agenda items 15a and 15b until a future meeting. Councilor McFee discussed alterations to agenda item 16e to remove the word “specifically”. Attorney Chudwick suggested Councilor McFee amend the resolution during the discussion portion of the motion. He stated he can amend the resolution to take the word out at that time. Motion made by Councilor Buebendorf, seconded by Councilor Beetham to accept postponing agenda items 15a and 15b. Voice vote, 7-0, all in favor, motion carried, and agenda amended to reflect the removal of agenda items 15a and 15b.

6. **To consider and act on a motion to approve the meeting minutes of October 13, 2010 and the special meeting of November 4, 2010.**

Motion made by Councilor Hillman, seconded by Councilor Caron. Discussion, Councilor Hillman suggested postponing the approval of the October 13, 2010 meeting minutes until changes requested to the minutes are made and to approve only the November 4, 2010 meeting minutes at this time. Motion made by Councilor Hillman, seconded by Councilor Beetham to eliminate the October 13, 2010 meeting minutes for approval and to approve only the November 4, 2010 meeting minutes. Roll call vote, 6-0-1 (Councilor Beetham abstained, he did not attend the October 13, 2010 meeting), all in favor of amending the motion, amendment passes.

Voice vote on the original motion as amended, 7-0, all in favor, motion carried.

7. **Executive Session**

- a. **To consider and act on a motion to enter into Executive Session for the purpose of discussing Employee Contractual obligations and litigation. Discussions to include Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee, Murphy and Mayor Jaskiewicz.**

Motion made by Councilor Beetham, seconded by Councilor Murphy. Discussion, none, voice vote, 7-0, all in favor, motion carried and invited parties left Chambers for Executive Session at 7:33 p.m., retuning at 7:45 p.m. Chairperson Jacobson resumed the meeting and stated no votes were taken during the Executive Session.

- b. **To consider and act on a motion to enter into Executive Session for the purpose of discussions regarding litigation with the State of Connecticut. Discussions to include Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee, Murphy and Mayor Jaskiewicz.**

Motion made by Councilor Caron, seconded by Councilor Hillman. Discussion, Councilor Murphy stated he will not be entering into this Executive Session because he has a conflict as he is employed by the State of Connecticut. Voice vote, 7-0, all in favor, motion carried and invited parties left Chambers for Executive Session at 7:48 p.m., returning at 8:14 p.m. Chairperson Jacobson resumed the meeting and stated no formal votes were taken during the Executive Session.

Chairperson Jacobson asked for a motion to suspend the rules and move agenda item 16 (f) to the top of the agenda for discussion. Motion made by Councilor Hillman, seconded by Councilor Murphy. Discussion, none, voice vote, 7-0, all in favor, motion carried.

- f. **The Town of Montville Hereby resolves to transfer up to, but not to exceed four thousand dollars from the General Fund to the Town Council line item titled Occasions/Town Council for the Montville line item 10330-53033 for the High School Robotics Team (recently re-named Fastenators) to attend the Best Regional's at the University of Auburn.** (Councilor Hillman)

Motion made by Councilor Hillman, seconded by Councilor Caron.

Discussion; Councilor Hillman stated the head of the robotics team is present and can explain this proposal. He stated that the timing of this was so sudden that he needs the help of the Council to get the team to the competition. He purchased the tickets and now needs to pay for them. He explained the team is currently trying to fundraise for this event and needs \$6,500 to get to Auburn, Alabama for the competition next week. Donations to date are approximately \$1,600 from local business in town. Mayor Jaskiewicz inquired if the team has sent out letters to any other business in town asking for donations. Letters to the Mohegan Tribe and engineering firms went out asking for a donation. The funding is needed as soon as possible, the competition is November 18<sup>th</sup> and there are eleven students that are going to attend. Mayor Jaskiewicz stated he supports the kids in everything that they do, but in his experience he feels if the Council supports this cause, every organization from the school is going to ask for money. He is going to do everything in his power to try to help out, but he feels if the council supports this they will need to be prepared to address many organizations on a case by case basis. He urged the Council to be careful but stressed that he is not against the proposal. A discussion was held regarding the amount of money needed, Councilor Hillman stated if they raise all of the money the Council would not have to contribute at all, but if they fall short they will have the money to fall back on, she stated she would hate to see them not go to the event due to a small shortfall of money. She has sent out at least one hundred letters to businesses asking for their consideration, but many of them need approval from their Board of Directors and the time is so short and they may not meet prior to the event. The Board of Education meets next Tuesday, and soliciting money from them would be too late. Councilor Buebendorf stated she agrees with Mayor Jaskiewicz, stating it is a great program and everyone worked very hard to get where they are, but she stated the economic times have made it hard for her to contribute to this cause in good conscious and for the good of the town. Councilor Jacobson stated the money the Robotics Team is asking for is a buffer, and that any money they raise will lesson what the town's contribution would be, but it is to enable them to go to this event. It is one of three regional competitions that go on to the Nationals in April. This is the sixth year the students competed and the first time they qualified for the Regionals. The students are contributing one hundred dollars each toward their tickets; the tickets are purchased already so they are in a bind. They have the understanding they can pay back the town if they decided to help the team out. The Norwich Bulletin has offered to run a story and take pictures of the team with the hope of raising money, they are working really hard to raise the money but need the help of the Council for a buffer if the money is not raised in time. This is a once in a lifetime opportunity for the kids who are seniors this year and he hopes they can raise the money. Councilor Buebendorf stated the Board of Education received extra stimulus funds after the budget was approved and she suggested that since this is a school based program this would become the responsibility of the Board of Education to provide the money with the promise of payback after fundraising, not with the responsibility of the Council. Councilors Murphy and Caron offered to make a one hundred dollar donation toward the trip, although they stated they are going to have to vote no because the town does not have the money to give and he hopes they do great in the competition.

Roll call vote, 3-4, voting in favor were Councilors Hillman, Jacobson, and McFee. Voting in opposition were Councilors Beetham, Buebendorf, Caron and Murphy. Motion failed.

8. **Remarks from the Public Relating to Matters on the agenda with a three minute limit.**

Lt. Bunnell, 5 Little John Drive, spoke in favor of item 16 (i) for the extension of health insurance benefits. He stated that when he first started in Montville it was a condition of employment and an understanding that if anything happened to him as a result of the job that his family would be taken care of. He understands it is a new law or an interpretation of the Supreme Court that changed the perimeters of how medical benefits are applied. He expects and wants his family to be taken care of just as this employee

expected and knew his family would be taken care of. The interpretation of the law may allow towns to omit or stop payment of benefits at a certain time, but the law does not mandate it. The law allows to do what you think is the right thing to do. There are no new costs and he is asking the Council to do the right thing and to take care of those who were sworn to take care of them.

Ray Occhialini, 7 Anderson Lane, Oakdale, spoke regarding agenda item 16(h) regarding the callback policy for the career firefighters. This started in the Public Safety Commission who formed a small sub-committee to discuss the issue and then formulated the callback policy, the draft of the policy was then voted on by the Public Safety Commission who made minor changes to the document resulting in the finished product. He hopes the Council will support the policy, it does not cost the town anything, and it is simply a policy that should be adopted so the town has one.

**9. Communications**

- a. A letter dated October 25, 2010 from Daniel Dunn, Chairman of the Montville Youth Advisory Board regarding re-appointment.
- b. A memo dated November 4, 2010 from Mayor Joseph W. Jaskiewicz regarding the Montville Center Congregational Church.
- c. A letter from the Montville Rotary regarding an invitation to the Council for November 23, 2010.

Chairperson Jacobson stated she is in receipt of a letter regarding Woodland Four Associations, Inc, that is not a part of the packet but will be included in the December packets.

**10. Report from the Town Attorney on Matters Referred.**

Attorney Chudwick discussed the WPCA Joint Sub-Committee between the Town Council and the WPCA to clarify ordinance changes regarding the powers and duties of the WPCA. They are currently in the last draft of the document. Various land use matters have been worked on since the last meeting with the town staff and discussed revisiting the charge of the Public Safety Building Committee to see how to proceed to make sure everyone is clear regarding the next steps before the construction documents are sent out to bid and to review the charge of the Commission.

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

Mayor Jaskiewicz discussed the Veteran's Day celebration at 11:00 a.m. on Thursday in front of the monuments. The Oxoboxo Bridge is moving along very well, the power company is moving the wires back to the original location this week, getting closer to the completion date. The two properties sold on Rt. 163 and one on Maple Avenue, one for \$12,500 and the other for \$29,500. The Montville Congregational Church negotiations are near completion. The sign issue with Dave Waddington is being addressed but there is a sight line and fence issues that are being worked out.

Marcia Vlaun discussed two items the Council asked her to address at the last meeting. She used the town's GIS system to develop the Child Safety Zone map. The ordinance goes into effect this month and she will not distribute the map until the ordinance becomes effective. She can make the maps much bigger if the Council would like them posted in the schools or child safety zones throughout the town. Mayor Jaskiewicz and Councilor Hillman thanked Ms. Vlaun for her work on this project. The final report of Phase I of the Public Safety Building Committee is available and she is revising the task and will email the document when it is ready. Phase I of the project is closed out and \$6,981 will be returned to the town. The next committee meeting is scheduled for the 18<sup>th</sup> and tomorrow will meet with the staff to figure out the next steps in the process.

**12. Reports from Standing Committees.**

**a. Town Administration/Rules of Procedure**

Councilor Hillman stated they continue to have a full agenda; they meet again with discussion regarding the Historical District and are moving ahead to present an ordinance for the Human Resource person. Next month the State Commission on Asian affairs is coming to discuss proposals with the committee that are in the legislative office for the next legislative session. They feel Montville has insight on the needs of this community and they want to present them to the committee.

**b. Finance**

Councilor Murphy stated the town has collected 58.2% of the estimated taxes for the fiscal year 2010-2011. The numbers are up from last year that was 56.8 at the end of October. Overall revenue is at 45.9%, three percent higher compared to last year at this time. The town has expended thirty percent of the 2010-2011 budget. They have not had a meeting but there are issues this month that will require a meeting including the RFP for the tax audits.

**c. Public Works/Solid Waste Disposal**

Councilor McFee stated the committee met and discussed alternatives for garbage collection and the other items are on the agenda tonight for discussion.

**13. Reports from Special Committees and Liaison Councilors**

**a. Planning & Zoning Commission – Councilor Beetham**

Councilor Beetham stated he was unable to attend the Planning & Zoning meeting at the first of the month due to a conflict with the Board of Education teacher negotiations. The second meeting was cancelled; there was no new business to discuss.

**b. Library Committee – Councilor Beetham**

Councilor Beetham stated the annual meeting of the Library was held and the library is doing well, there is a lot of activity but they had a shortfall of money and had to use \$17,000 from the endowment fund to match up the bottom line. They would like to ask the town for more money but know they are not in a position to do so. There were over thirty five thousand books checked out of the library over the past year. The library has received the one hundred thousand dollar grant and it was used toward the new computer system.

**c. Parks & Recreation Commission – Councilor Buebendorf**

Councilor Buebendorf stated Parks & Recreation hot topics are the Christmas Parade in December, the basketball program that is being organized at this time, discussion about training for coaches and referees for the games, they are in the process of reviewing Summer Camp feedback and trying to be proactive for making plans well in advance for next year's summer camp. Some suggestions have included extending camp by one or two weeks, potentially extending the day for an extra fee, they have not yet talked about what the fee for the camp may be next year, they are waiting to look at the budget before they have that discussion, and they have a Facebook page up and running that is getting the word out about the programs that are available and when registrations are occurring. This is a good publicity piece for the Parks & Recreation Commission.

**d. Public Safety Commission – Councilor Buebendorf**

Councilor Buebendorf discussed the call back policy on the agenda for a vote tonight, the dispatch issues seem to be resolved, the commission has set up liaisons with the fire chiefs and other services that they are affiliated with to try to maintain closer contact with them so they can report back to the Commission with

what is going on in town. The commission is happy the town supported the Public Safety Building Committee at the referendum. The fire and police calls are reported each month and those calls continue to be on the rise and the public can view them on the town's website.

e. **Commission on the Aging – Councilor Caron**

Councilor Caron stated the Commission on the Aging received the handicapped med-ride van at no cost to the town. He thanked Bob Kauffman of Bob's Furniture, Charter Oak Credit Union and the Mohegan Tribe for their contributions making the van 100% funded. The van is on the road and already has five hundred miles on it.

f. **Economic Development Commission – Councilor Caron**

Councilor Caron thanked Mr. Longton for an excellent presentation to the Council; he has done a wonderful job with the Commission.

g. **Social Services – Councilor Caron**

Councilor Caron stated there is a need for canned goods and non perishable food items, there is a huge need this year.

h. **Youth Services Bureau & Advisory Board – Councilor Caron**

Councilor Caron stated Youth Services held their annual. Pancake fundraiser and it was very profitable. He reminded everyone there will be a book fair at Youth Services before and after the Christmas Parade with Snoopy and Santa Claus. There will be hot chocolate and brownies for everyone. Pennell's is doing the fill the bag program this year and is asking for three hundred bags, it has been a very successful program and they are working with Kathy Peck and other organizations to make it a success this year. There is a bigger need for turkeys this year than last year and he hopes everyone will help out to fill the need.

i. **Volunteer Fire Fighters Relief Fund – Councilor McFee**

Councilor McFee did not have a report.

j. **Community Center Building Committee – Councilor McFee**

Councilor McFee did not have a report.

k. **Board of Education – Councilor Murphy**

Councilor Murphy stated the Board of Education has chosen a new principal for the High School and the Tyl Middle School. There are issues at the Murphy School with larger enrollment than expected. They are meeting regarding contract negotiations and they have a meeting scheduled for the 15<sup>th</sup> of this month. The football team is doing a great job and the field is getting a lot of use this year.

m. **Water and Sewer Commission – Councilor Hillman**

Councilor Hillman stated the WPCA met and discussed an evaluation by CorrTech who did a corrosion Evaluation report. The report shows that wall thickness of less than 50% of the original thickness would be a consideration for mitigation. The pipe runs from Rand Whitney to the Treatment Facility and is a 12-inch a ductile iron pipe. The testing showed that the soil was not the reason for previous failures, but elevated temperature of the wastewater as it leaves Rand Whitney. 440 feet was recently replaced. Some pipe showed upon inspection that it has metal loss in some areas. It shows that at worse case there is an approximate loss of 7 mils per year. In some areas it has lost 105 mils of the original 310 mils thickness of the pipe. At this continued rate, the pipe will reach its 50% remaining wall thickness in 7 years. A plan

needs to be considered for remediation. This can include, but is not limited to, an inversion lining, pipe replacement or some other technology. Mike Diato asked for more information as to cost and exactly what areas need to be done first. So that will be coming soon. Also in the package is the bid prices that finance received on the booster pump station. The Commission has not seen these, so no action has been taken on them as of yet.

n. **Non-Profit Organizations – Councilor Hillman**

Councilor Hillman stated last month was quiet regarding non-profit organizations.

o. **Public Safety Building Committee – Councilor Jacobson**

Chairperson Jacobson stated the referendum passed for the construction of the Public Safety Building Committee and they have scheduled a meeting for the 18<sup>th</sup> of this month to start discussions on Phase II.

p. **School Building Committee – Councilor Jacobson**

Chairperson Jacobson did not have anything to report regarding the School Building Committee.

14. **Appointments and Resignations**

a. **To consider and act on a motion to waive Rule 13 C of the Town Council Rules and Procedures to fill vacancies on the following Commissions; Parks & Recreation, Gardner Lake Authority, Commission on the Aging and Youth Advisory Board, (agenda items 14 b-f).**

Motion made by Councilor Caron, seconded by Councilor Hillman. Discussion, none, Roll call vote, 6-1-0 Voting in favor of this motion were Councilors Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. Voting in opposition was Councilor Beetham. **Motion carried.**

b. **To consider and act on a motion to fill a vacancy for a full voting member of the Parks & Recreations Commission with a term to expire on November 8, 2014. (Ms. Nancy deLaCruz has indicated that she would like to be re-appointed and was interviewed by the Council on November 8, 2010)**

Councilor Buebendorf nominated Ms. Nancy delaCruz, nomination was seconded by Councilor Caron. There being no more nominations, Chairperson Jacobson closed the nominations. Motion made by Councilor Buebendorf, seconded by Councilor Hillman to appoint Ms. Nancy delaCruz to the Parks & Recreation Commission with a term to expire November 8, 2014. Discussion, none, Roll call vote, 7-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee, and Murphy. Voting in opposition, none. Motion carried, **appointment made.**

c. **To consider and act on a motion to fill a vacancy for a full voting member of the Gardner Lake Authority for the Town of Montville with a term to expire November 11, 2013. (Ms. Kate Johnson has indicated that she would like to be appointed and was interviewed by the Council on November 8, 2010).**

Councilor Buebendorf nominated Ms. Kate Johnson, Councilor Caron seconded the nomination. There being no more nominations, Chairperson Jacobson closed the nominations. Motion made by Councilor Hillman, seconded by Councilor Caron to appoint Ms. Kate Johnson to the Gardner Lake Authority for the Town of Montville with a term to expire November 11, 2013. Discussion, none, Roll call vote, 7-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee, and Murphy. Voting in opposition, none. Motion carried, **appointment made.**

d. To consider and act on a motion to fill a vacancy for a full voting member of the Commission on the Aging with a term to expire November 8, 2013. **(Ms. Mari Jurczyk was not available for the interview)**

e. **To consider and act on a motion to fill a vacancy for a full voting member of the Youth Advisory Board with a term to expire November 8, 2012. (Ms. Susan Rickards has indicated that she would like to be re-appointed and was interviewed on November 8, 2010).**

Councilor Caron nominated Ms. Susan Rickards, Councilor Buebendorf seconded the nomination. There being no more nominations, Chairperson Jacobson closed the nominations. Motion made by Councilor Hillman, seconded by Councilor Caron to appoint Ms. Susan Rickards to the Youth Advisory Board with a term to expire on November 8, 2012. Discussion, none, roll call vote, 7-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee, and Murphy. Voting in opposition, none. Motion carried, **appointment made.**

f. **To consider and act on a motion to fill a vacancy for a full voting member of the Parks & Recreation Commission with a term to expire on November 8, 2014. (Ms. Kerry Lawton was interviewed on November 8, 2010 and would like to be appointed).**

Councilor Buebendorf nominated Ms. Kerry Lawton. Councilor Murphy seconded the nomination. There being no more nominations, Chairperson Jacobson closed the nominations. Motion made by Councilor Buebendorf, seconded by Councilor Murphy to appoint Ms. Kerry Lawton to the Parks & Recreation Commission with a term to expire on November 8, 2014. Discussion, none, roll call vote, 7-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee, and Murphy. Voting in opposition, none. Motion carried, **appointment made.**

g. **To consider and act on a motion to fill a vacancy for a full voting member of the Commission on the Aging with a term to expire November 8, 2013. (Mr. John Geary has indicated that he would like to be re-appointed and was interviewed on October 13, 2010).**

Councilor Buebendorf nominated Mr. John Geary, Councilor Caron seconded the nomination. There being no more nominations, Chairperson Jacobson closed the nominations. Motion made by Councilor Buebendorf, seconded by Councilor Caron to appoint Mr. John Geary to the Commission on the Aging with a term to expire November 8, 2013. Discussion, none, roll call vote, 7-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee, and Murphy. Voting in opposition, none. Motion carried, **appointment made.**

h. **To consider and act on a motion to fill a vacancy for a full voting member on the Building Code Board of Appeals with a term to expire November 8, 2015. (Mr. William Pieniadz has indicated that he would like to be re-appointed and was interviewed on October 13, 2010).**

Councilor Buebendorf nominated Mr. William Pieniadz, Councilor Beetham seconded the nomination. There being no more nominations, Chairperson Jacobson closed the nominations. Motion made by Councilor Buebendorf, seconded by Councilor Beetham to appoint Mr. William Pieniadz to the Building Code Board of Appeals with a term to expire November 8, 2015. Discussion, none, roll call vote, 6-0-1, voting in favor were Councilors Beetham, Buebendorf, Caron, Jacobson, McFee, and Murphy. Voting in opposition, none. Councilor Hillman abstained because she has a business relationship with Mr. Pieniadz. Motion carried, **appointment made.**

Councilor Beetham stated he does not feel there is a need to waive Rule 13C of the Town Council Rules and Procedures because there is no rush to appoint anyone on the same night. He suggested the Council eliminate Rule 13C to avoid having to waive the rule each month. He does not feel there is any harm in waiting the thirty days for appointment.

#### 15. Unfinished Business

a. The Town of Montville Hereby resolves to rescind Resolution 1996-137 establishing an account called Due from WPCA O&M and allowing the WPCA to borrow funds up to a ceiling of \$375,000 from General Fund Surplus adopted at a special meeting on December 19, 1996 to rescind Resolution 2002-78 authorizing the WPCA to increase ceiling level of the Due to/Due from internal loan of \$500,000 adopted at a special meeting dated August 28, 2002; to rescind 2002-91 authorizing the WPCA to extend the ceiling on the Due to/Due from account to \$1,000,000 with the resolution paying back inter fund by September 2003 adopted at a regular meeting dated September 9, 2002; to rescind Resolution 2005-86 authorizing the increase in the WPCA line of credit from \$1,000,000 to \$1,600,000 at a special meeting on July 25, 2005. (Councilor Murphy)

**This item was postponed.**

b. The Town of Montville Hereby resolves to establish a monetary amount of money to be determined by the Town Council for the WPCA's line of credit. (Councilor Murphy)

**This item was postponed.**

c. **The Town of Montville Hereby resolves to approve the Employment Contract between the Town of Montville and WPCA Superintendent, Michael Didato for a period of July 1, 2010 thru June 30, 2013, and hereby authorize the Mayor to execute such contract.** (Councilor Hillman)

Motion made by Councilor Hillman, seconded by Councilor Murphy. Discussion, Mayor Jaskiewicz stated the WPCA has approved the contract. Roll call vote, 2-5, voting in favor were Councilors Hillman and McFee, voting in opposition were Councilors Beetham, Buebendorf, Caron, Jacobson and Murphy.  
**Resolution failed.**

d. **The Town of Montville Hereby resolves to approve the settlement agreement between the Montville Association of Management Employees, the Town of Montville and Peter Bushway, Recreation Director, from present to June 30, 2012.** (Mayor Jaskiewicz)

There was no motion and no second to the motion, **no action taken.**

#### 16. **New Business**

a. **Resolution #2010-104. The Town of Montville hereby resolves to approve the 2011 regular monthly meeting dates for the Town Council. The scheduled meeting dates are as follows; January 10th, February 14th, March 14th, April 11th, May 9th, June 13th, July 11th, August 8th September 12th, October 12th (Wednesday), November 14th, and December 12<sup>th</sup>.** (Mayor Jaskiewicz)

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

b. **Resolution #2010-105. The Town of Montville Hereby resolves to close Town offices at 1:00 p.m. on Wednesday, November 24, 2010 as part of the Thanksgiving holiday.** (Mayor Jaskiewicz)

Motion made by Councilor Beetham, seconded by Councilor Caron, discussion, Mayor Jaskiewicz stated he would like to see this waived this year. Councilor Hillman states she would rather see this as a part of a bargaining unit agreement rather than vote on it each year, it is not fair to all employees, some get to take advantage of it and some do not, it creates havoc with scheduling, there is no purpose for this in this society, it should not be done this way any more. Mayor Jaskiewicz stated the employees can take the day off in advanced if they need it but it should not be a given. Councilor Murphy stated to make it fair the town should pay all police, fire and public works employee for their time to make it fair, otherwise he is not if

favor. Roll call vote, 4-3, voting in favor were Councilors Beetham, Caron, McFee, and Jacobson. Voting in opposition were Councilors Buebendorf, Hillman and Murphy. **Resolution adopted.**

c. **Resolution #2010-106. The Town of Montville Hereby resolves to amend the Town of Montville Solid Waste Collection and Disposal Regulations adopted by the Montville Town Council at their Special Meeting of June 30, 2010 specifically for waive \$15 per cubic yard fees to residents and homeowners of the Town of Montville for dropping off brush at the Transfer Station.** (Councilor McFee)

Motion made by Councilor Beetham, seconded by Councilor Caron. Discussion, Councilor McFee stated brush dropped off at the Transfer Station is chipped and used for mulch at the schools and other municipal buildings with considerate savings to the town. The chips are given away to the residents as a benefit to the residents. There is no charge to the town for the use of the tub grinder. Page 11 of the fee schedule is \$15 per cubic yard after you use your punches on the punch card. Motion made by Commissioner Hillman, seconded by Councilor Buebendorf to add the specific amount of the fees waived, or \$15 per cubic foot yard included in the resolution for clarification purposes. Roll call vote to amend the resolution, 7-0, all in favor, resolution amended. Roll call vote on the amended resolution, , 7-0, voting in favor of adopting this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. **Resolution adopted as amended.**

d. **To consider and act on a motion to discuss the Town of Montville Solid Waste Collection and Disposal Regulations adopted by the Montville Town Council at their Special Meeting of June 30, 2010 (document provided) specifically for waiving the fees associated with metal disposal for homeowners of the Town of Montville between November 15, 2010 and December 31, 2010.** (Councilor McFee)

Motion made by Councilor Beetham, seconded by Councilor Murphy. Discussion, Councilor McFee stated at the Public Works/Solid Waste Sub-Committee meeting this was voted on and two voted for leaving the fees in place, but he feels the town should eliminate the fees for the good of the town so that the Freon does not get dumped into the environment. He stated this is for a limited time only and it would encourage residents to clean up their yards. There is potential to make money on recycling the bulk metals with the pick up by Public Works. Chairperson Jacobson discussed the existing regulations and suggested enacting the regulations already in place. Discussions were held regarding the costs of removing Freon from refrigerators and air conditioners. It was the opinion of the Council after a lengthy discussion to send this item back to the Public Works/Solid Waste Sub-committee to iron out the wrinkles and bring it back to the Council at the next meeting. Roll call vote, 3-4, voting in favor were Councilors Beetham, Caron, and McFee. Voting in opposition were Councilors Buebendorf, Hillman, Jacobson and Murphy. **Resolution failed to pass.**

e. **Resolution #2010-107. The Town of Montville Hereby resolves to approve the 8-24 review done by the Planning and Zoning Commission for the acquisition of the wastewater pump station located at 82 Jerome Road (Village Apartments).** (Councilor Hillman)

Motion made by Councilor Hillman, seconded by Councilor Beetham. Discussion, Councilor Hillman stated this was brought to the Council last month and it took awhile to get it through Planning & Zoning. It is the pump station for the Village Apartments. Roll call vote, 7-0, voting in favor of adopting this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy. **Resolution adopted.**

f. **Resolution #2010-108. The Town of Montville Hereby resolves to adopt the Town of Montville Career Firefighter Emergency Callback Policy.** (Councilor Buebendorf)

Motion made by Councilor Buebendorf, seconded by Councilor Hillman. Discussion, Councilor Buebendorf stated this policy is the result of a sub-committee that worked together to put this policy together in response to the Oakdale Plaza fire that took place and it is to formalize the process for calling

the paid firefighters who are not on duty at the time to help out in an emergency situation. Councilor Hillman stated this is not the first time this issue has come up, and she is glad to see there is a policy in place that clarifies the issue, rather than have an issue after the fact. Councilor Buebendorf stated this policy has the unanimous support of the Public Safety Commission. Councilor Murphy stated the call back policy may not be used often but there should be a policy in place should there be a need for one. He remembers having the need for a policy six times in the past twenty years. Roll call vote, , 6-0-1, voting in favor of adopting this resolution were Councilors Beetham, Buebendorf, Caron, Hillman, Jacobson, and McFee Councilor Murphy abstained. **Resolution adopted.**

g. **The Town of Montville Hereby resolves to extend health insurance benefits to workers compensation file NO.800139220 until September 30, 2011.** (Mayor Jaskiewicz)

Motion made by Councilor Hillman, there was no second to the motion. **No action taken.**

#### 17. **Remarks from the Public**

Gregory Majewski, 1176 Rt. 163, Oakdale, CT thanked the Council for placing the Public Safety Building complex on the ballot. He stated it is something that is needed. He supports Sgt. Collins support of the project and does not feel he stepped out of bounds in any way.

Rob McCaully, President of the Montville Police Union, spoke in favor agenda item 16(g), stating how the police are family and how they take care of each other, and he hopes the Council will take the opportunity to do the right thing.

Lt. Bunnell stated he hopes there are other options available to the Town as far as the medical benefits go and hopes they don't lose sight of this issue. He thanked the Council for their support on the Public Safety Building, each individual councilor, but the Mayors administration for supporting this project from the very beginning. It is the right decision because of the economic times, the right location, and the promotion of economic development. He thanked everyone who gave their time to make this proposal work.

#### 18. **Remarks from the Councilors**

Councilor Buebendorf stated it was difficult to say no to the robotics team but it is such a terrible economic time and she wishes them all the luck in fund raising and hopes they are able to get some funding from the Board of Education so they can go compete at the next level. She is pleased with the outcome of the referendum for the Public Safety Building and feels strongly this will help to position the town in the future and to possibly be a host town for regional dispatch services. She thanked Mr. Majewski for his comments regarding Sgt. Collins role in the Public Hearings for the Public Safety Building, he did a great job and did not over step his bounds, he had the interests of the Town of Montville at heart at all times and is a terrific speaker who was able to answer questions in a way that no one else there could.

Councilor McFee thanked the Council and the Mayor for their support of the Public Safety Building, he is happy it passed and it will benefit the Town of Montville when it is completed.

Councilor Beetham commended Mr. Lawton for the very complete information regarding the new business in town, he did a great job. He stated he campaigned against the Pubic Safety Building and he would like to see the Building Committee follow through with adding a basement to the building as opposed to a slab with everything in the ceiling.

Councilor Hillman stated she is happy the Pubic Safety Building passed and looks forward to seeing the doors open, she is disappointed that the Council did not allow the money for the Fasteners to go on to the Regionals in Alabama, there has been no problem in the past sending money to the Library Association for carpeting or other groups that need carry over money and she stated she hopes they make all their money and if they don't she will let everyone know next month and she does not think they will have time to go

before the Board of Education to get money because they leave the morning of the Board of Education meeting.

Councilor Murphy thanked the committee that put together the Public Safety Building, they did a great job and it was nice to see them at all their meetings in the community. It has been a long time coming and he believes that Sgt. Collins does a good job and he is a good Sgt with Montville's interest at heart. He hopes the compensation case continues as is because anyone who loses their life in the line of duty deserves the compensation. He is glad he did not have to vote on this issue tonight.

Councilor Caron stated the vote for the Public Safety complex is a home run for the town, he agrees with adding the basement to the building as well. The building committee did a fantastic job promoting the building and answering questions from the public. He stated he is glad that he did not have to vote regarding the insurance issue.

19. **Adjournment**

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

Respectfully Submitted by:

Audrey Ulmer, Recording Secretary for the Town of Montville