

Town of Montville
Town Council
Regular Meeting Agenda for May 10, 2010
7:00 p.m. – Town Council Chambers
Town Hall

1. Call to Order.
2. Pledge of Allegiance.
3. Roll Call.
4. New Items to be added to the Agenda.
5. To consider and act on a Motion to approve the amended special meeting minutes of March 31, 2010; the special meeting minutes of April 5, 2010; the special meeting minutes of April 6, 2010; the regular meeting minutes of April 12, 2010; the public hearing minutes of April 21, 2010; the public hearing minutes of April 22, 2010; and the special meeting minutes of April 28, 2010.
6. Executive Session.
 - A. To consider and act on a Motion to enter into Executive Session with Attorney Matthew Auger to discuss a settlement concerning the matter before the New London Superior Court identified as Docket No. KNL CV 07 4007181S, “Bottling Group, LLC versus the Town of Montville”. Executive Session to include Council Members, Mayor Jaskiewicz and Terry Fafard.
 - B. To consider and act on a Motion to enter into Executive Session for the purpose of interviewing the following people for appointment or re-appointment to boards and/or commissions: Ms. Jill Johnson for re-appointment to the Inland Wetlands Commission; Mr. Richard Beauchene for re-appointment to the Inland Wetlands Commission; Ms. Christine Kutz for appointment to the Public Safety Committee.
7. Remarks from the Public Relating to Matters on the Agenda (with a three minute limit).
8. Communications.
9. Report from the Town Attorney on Matters Referred.
10. Remarks from the Mayor and/or Administrative Department Heads on Matters Referred.
 - A. Mayor Jaskiewicz will have Attorney Ron Ochsner address the Council concerning the intent of the last Charter change with respect to the determination of the salaries and benefits of the WPCA employees.
11. Reports from Standing Committees.
 - A. Town Administration / Rules of Procedure
 - B. Finance
 - C. Public Works / Solid Waste Disposal
12. Reports from Special Committees and Liaison Councilors.

Planning & Zoning Commission	Councilor Beetham
Library Committee	Councilor Beetham
Parks & Recreation Commission	Councilor Buebendorf
Public Safety Commission	Councilor Buebendorf
Commission on the Aging	Councilor Caron
Economic Development Commission	Councilor Caron
Social Services	Councilor Caron
Youth Services Bureau & Advisory Board	Councilor Caron
Montville Fair LLC	Councilor McFee
Volunteer Fire Fighters' Relief Fund	Councilor McFee
Board of Education	Councilor Murphy
WPCA	Councilor Hillman
Non-Profit Organizations	Councilor Hillman
Public Safety Building Committee	Councilor Jacobson
School Building Committee	Councilor Jacobson
13. Appointments and Resignations.
 - A. To consider and act on a Motion to waive Rule 13C of the Town Council Rules of Procedure in order to re-appoint Ms. Jill Johnson and Mr. Richard Beauchene to the Inland Wetlands Commission; Ms. Johnson and Mr. Beauchene were unable to attend the special meeting on April 28th.
 - B. To consider and act on a Motion to waive Rule 13C of the Town Council Rules of Procedure in order to appoint Ms. Kristine Kutz to the Public Safety Commission. (This Motion will only need to be carried if the Council chooses Ms. Kutz over two other applicants, who both interviewed with the Council on April 28th.)

C. To fill a vacancy for a full voting member of the Inland Wetlands Commission, with a term to expire on May 10, 2014. (Ms. Jill Johnson has indicated that she would like to be re-appointed, and was interviewed by the Council on May 10, 2010.)

D. To fill a vacancy for a full voting member of the Inland Wetlands Commission, with a term to expire on May 10, 2014. (Mr. Richard Beauchene has indicated that he would like to be re-appointed, and was interviewed by the Council on May 10, 2010.)

E. To fill a vacancy for a full voting member of the Inland Wetlands Commission, with a term to expire on May 10, 2014. (Mr. Douglas Brush has indicated that he would like to be re-appointed, and was interviewed by the Council on April 28, 2010.)

F. To fill a vacancy for a full voting member of the Economic Development Commission, with a term to expire on June 14, 2014. (Mr. Albert Skulczyck has indicated that he would like to be re-appointed, and was interviewed by the Council on April 28, 2010.)

G. To fill a vacancy for a full voting member of the Economic Development Commission, with a term to expire on June 14, 2014. (Ms. Mattson has indicated that she would like to be re-appointed, and was interviewed by the Council on April 28, 2010.)

H. To fill a vacancy for a full voting member of the Public Safety Commission, with a term to expire on January 14, 2011. (The following people have indicated that they would like to be appointed: Mr. James Toner, interviewed April 28, 2010; Mr. James Moran, interviewed April 28, 2010; and Ms. Christine Kutz, interviewed May 10, 2010.)

14. Unfinished Business.

A. THE TOWN OF MONTVILLE HEREBY RESOLVES to accept and incorporate into the Town roadway system the extension of Elberta Place to the cul-de-sac at its end; said road is located in the McCloy Subdivision and shown on Maps 2043 through 2046; Subdivision plan prepared for James McCloy, 376 Kitemaug Road, Montville, Conn. Prepared By CME Associates Inc. (Mayor Jaskiewicz)

B. THE TOWN OF MONTVILLE HEREBY RESOLVES to introduce an Ordinance entitled "An Ordinance Regarding The Conveyance Of Real Property Known as 12 New York Road (A.K.A. Nevada Road.*)" and set the date of June 14, 2010 for a public hearing on the matter; said hearing will be held at 6:45 p.m. in the Town Hall Council Chambers. (Mayor Jaskiewicz)

C. THE TOWN OF MONTVILLE HEREBY RESOLVES to introduce an Ordinance entitled "Ordinance Authorizing Conveyance Of The Town's Remaining Interest In The Discontinued Portion of Walker Road" and set the date of June 14, 2010 for a public hearing on the matter; said hearing will be held at 6:30 p.m. in the Town Hall Council Chambers. (Mayor Jaskiewicz)

15. New Business.

A. THE TOWN OF MONTVILLE HEREBY RESOLVES to refund taxes due to overpayments and corrections in the amount of \$2,083.79 (Two Thousand Eighty-Three Dollars and Seventy-Nine Cents), as requested by the Tax Collector and attached hereto as Schedule A. (Jacobson)

B. THE TOWN OF MONTVILLE HEREBY RESOLVES to approve the 2010 Suspense List in the amount of \$58,692.73 (Fifty-Eight Thousand Six Hundred Ninety-Two and Seventy-Three Cents), requested by the Tax Collector. (Jacobson)

C. THE TOWN OF MONTVILLE HEREBY RESOLVES to approve and authorize the Mayor to execute any and all documents necessary to settle by stipulated judgment the matter between the Town of Montville and Bottling Group, LLC which is before the New London Superior Court, Docket No. KNL CV 07 4007181S; said stipulated judgment to be attached to and made a part of these minutes. (Mayor Jaskiewicz)

D. THE TOWN OF MONTVILLE HEREBY RESOLVES to waive the sealed bid requirement in Section C708(a) of the Town Charter for the demolition of the houses on 275 Route 163 and 275 Maple Avenue. (Mayor Jaskiewicz)

E. THE TOWN OF MONTVILLE HEREBY RESOLVES to approve the employment agreement between the Montville Water Pollution Control Authority and the WPCA Administrator, Brian Lynch. (Mayor Jaskiewicz)

F. THE TOWN OF MONTVILLE HEREBY RESOLVES to make an interdepartmental transfer of \$1,750.00 (One Thousand Seven Hundred Fifty Dollars) from line-item 10740-52013 (Propane) to line-item 10740-51024 (Kitchen Site Server salary).

G. THE TOWN OF MONTVILLE HEREBY RESOLVES to oppose the proposed Department of Correction and Department of Justice sex offender facility to be located at 986 Norwich-New London Turnpike (Corrigan-Radgowski Correctional Center);

WHEREAS, the proposed sex offender facility will directly affect the economic, social, and quality of life in the Town of Montville;

WHEREAS, the residents of Montville have voiced their opposition through the signing of petitions; and

BE IT FURTHER RESOLVED that copies of this Resolution and Petitions shall be forwarded to the Governor, the Department of Corrections, the Department of Justice, and the 2010 Connecticut General Assembly. (Clrs. Beetham, Buebendorf, Caron, Hillman, Jacobson, McFee and Murphy)

H. THE TOWN OF MONTVILLE HEREBY RESOLVES to repeal the agreement between the Town of Montville and the Montville Water & Sewer Commission as described in Resolution #2006-057, and adopted by the Town Council on July 10, 2006. The Finance Director is hereby directed to transfer all accounting functions to the Administration Division of the Water & Sewer Department effective immediately. (Hillman)

I. THE TOWN OF MONTVILLE HEREBY RESOLVES to institute a free brush disposal program at the Transfer Station, at no cost for residents, effective April through August 2010. (McFee)

J. THE TOWN OF MONTVILLE HEREBY RESOLVES to have McGladrey and Pullen perform the Town Audit for fiscal years 2010 and 2011. (Murphy)

K. THE TOWN OF MONTVILLE HEREBY RESOLVES to make an additional appropriation of \$50,355.00 (Fifty Thousand Three Hundred Fifty-Five Dollars) from General Fund Balance to 10620-52184 (Public Works Engineering). (Murphy)

L. THE TOWN OF MONTVILLE HEREBY RESOLVES to make a transfer of \$7,000.00 (Seven Thousand Dollars) from 10480-52164 (Contingency) to 10620-52123 (Land Use Engineering). (Murphy)

M. TO CONSIDER AND ACT ON A MOTION to set the date for a public hearing regarding the increase in water rates and fees to be held June 14, 2010 at 6:00 p.m. (Hillman)

16. Remarks from the Public (with a three minute limit).
17. Remarks from Councilors.
18. Adjournment.

SCHEDULE A

REBATES FOR MAY 10, 2010

DARNEY, WILLIAM J.	MILITARY ONE CAR FREE	\$ 312.33
DEMUZZIO, KRISTEN & MARTIN, LEE	OVERPAYMENT	11.59
FAIRWAY GREENS OF MONTVILLE, LLC	OVERPAYMENT	25.96
FELTER, STEVEN E.	OVERPAYMENT	14.94
GLAZIER, DESIREE M.	VEHICLE REGISTERED IN MA	29.96
HAYDEN, BERNICE E.	VEHICLE ON RESERVATION	72.43
HILL, ROBERT H.	VETERAN'S EXEMPTION	32.14
KINGSBOROUGH, MARY C.	VETERAN'S EXEMPTION	32.15
LYNICK, JOHN D. JR.	VETERAN'S EXEMPTION	32.14
ROISUM, KEVIN & LISA	OVERPAYMENT	70.00
RUBIN, PATRICIA	VEHICLES SOLD	90.60
WILDSTEIN, DAVID A.	BELONGS TO COLCHESTER	399.43
WILDSTEIN, DAVID A.	BELONGS TO COLCHESTER	322.09
WILDSTEIN, DAVID A. OR MEGHAN A.	BELONGS TO COLCHESTER	388.08
WILDSTEIN, DAVID A. OR MEGHAN A.	BELONGS TO COLCHESTER	<u>249.96</u>
	TOTAL	\$ 2,083.79