

**Town of Montville Town Council
Regular Meeting Minutes for Monday, January 10, 2011
7:00 p.m. – Town Council Chambers – 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 in honor of the troops and also for the tragedy that occurred in Arizona recently.

3. Roll Call

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

4. Special Recognitions/Presentations – none.

5. Alterations to the Agenda

Motion made by Councilor McFee, seconded by Councilor Buebendorf to remove item 16 (i) from the agenda. Discussion, none, voice vote, 7-0, all in favor, motion carried.

6. To consider and act on a motion to approve the meeting minutes of;

- a. the December 13, 2010 regular meeting;
- b. the December 13, 2010 special meeting;
- c. the December 13, 2010 Public Hearing; and
- d. the December 22, 2010 special meeting.

Motion made by Councilor Beetham, seconded by Councilor Hillman, discussion, none, voice vote, 7-0, all in favor, meeting minutes approved.

7. Executive Session

a. Motion made by Councilor Caron, seconded by Councilor Hillman to enter into Executive Session for the purpose of discussions regarding litigation between the Town of Montville and the State of Connecticut. Executive Session discussions to include members of the Town Council, Mayor Jaskiewicz, and Attorney Michael Carey. Discussion; Councilor Murphy excused himself from Executive Session because he works for the State of Connecticut Department of Corrections. Voice vote, 7-0, all in favor, motion carried. Invited parties left Chambers for Executive Session at 7:06 p.m., returning at 7:43 p.m. Chairperson Jacobson resumed the meeting and indicated no formal votes were taken during Executive Session.

b. Motion made by Councilor Beetham, seconded by Councilor Hillman to enter into Executive Session for the purpose of discussions regarding strategy and negotiations pertaining to a pending claim for unemployment compensation. Executive Session discussions to include members of the Town Council, Labor Attorney Eileen Duggan and Mayor Jaskiewicz. Discussion, none, voice vote, 7-0, all in favor, motion carried. Invited parties left Chambers for Executive Session at 7:44 p.m., returning at 8:14 p.m. Chairperson Jacobson resumed the meeting and indicated no formal votes were taken during Executive Session.

c. Motion made by Councilor Caron, seconded by Councilor Beetham to enter into Executive Session for the purpose of conducting interviews with the following people for appointment to Boards and Commissions;

1. Mr. Michael Wittaker for appointment to the Economic Development Commission;
2. Ms. Karen Moorehead for re-appointment to the Youth Advisory Board;
3. Mr. Cyril Longton for re-appointment to the Economic Development Commission;
4. Mr. Tim Viands for appointment to the Youth Advisory Board;
5. Ms. Carrie Baxter for appointment to Youth Services.
6. Ms. Monica MacNeil for re-appointment to Commission on the Aging.

Executive Session discussions to include members of the Town Council, Mayor Jaskiewicz and individuals listed for interview. Discussion, none, voice vote, 7-0, all in favor, motion carried and invited parties left Chambers for Executive Session at 8:15 p.m., returning at 8:33 p.m. Chairperson Jacobson resumed the meeting and indicated Ms. Moorehead, Mr. Longton and Ms. MacNeil were interviewed during Executive Session and no formal votes were taken.

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

Mr. John Geary, 11 Depot Road, Uncasville spoke in favor of the adoption of the ordinance for the WPCA and also in favor of the ordinance for the Human Resource department. He stated he is a candidate for re-appointment to the WPCA and having served on the Commission for many years, he wishes to address the Council in support of Robert Thorn who is currently the senior member and vice chairman. He has been on the commission since November, 2004 and his occupation is that of an educator and he works in the Town of Montville. His academic background includes qualifications for a doctorate in education and PHD in international relations. His former profession was in the military and he was a commissioned officer in the United States army and was a ranger with three terms in Vietnam and he lives with the results of injuries and health aspects from this. In Florida he had background with participation in a water entity. He has been a faithful member of the WPCA, he speaks his mind and comes prepared and certainly deserves re-appointment. Tim May is the current Chairman of the WPCA and is a Navy veteran; he was recruited in 2006 after he left Planning & Zoning after four or five years as Chairman. He is a professional engineer and this is beneficial to the Commission. He has background with Planning & Zoning with respect to the towns Plan of Conservation and Development is ideal for his understanding of land use and what the town is attempting to do. He has had excellence attendance and participation, he comes to meetings prepared and he should be re-appointed.

Mr. Chuck Longton, 31 Laurel Drive, Oakdale, spoke in favor of the candidacy of Mr. Tim May and Mr. Robert Thorn for re-appointment to the WPCA. They both have served this town and the WPCA effectively, efficiently and they are anxious to continue to serve the town in the way that they have. The town has benefited from their tenure and he asked that they be re-appointed.

Mr. Gary Pike, 38 Bergman Drive, spoke regarding the sex offender facility, stating he was disappointed with the judge's decision last week and he understands this may cause the Council to take pause to move forward with an appeal. The town needs to ask themselves what it is worth not to have a permanent sexual offender facility as part of Montville's future and he thinks the town should do everything it can to protect the families and children and he hopes the town continues to fight it.

Mr. Todd Pomazon, 90 Pequot Road, Uncasville spoke in favor of the re-appointment of Mr. Tim May and Mr. Robert Thorn to the WPCA. They have served the town well and have been dedicated servants to the town and he does not see any reason they should not be re-appointed.

Chairman Jacobson asked three times if there was anyone else who would like to come forward to address the Council and there were none.

9. Communications

- a. A Christmas card from Shipman & Goodwin, LLP addressed to the Town Council;

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- b. A Christmas card from Suissman Shapiro addressed to the Council;
- c. A memo from Marcia Vlaun to the Town Council regarding the twenty year transportation plan;
- d. A letter dated January 1, 2011 to the Town Council from the Montville Republican Town Committee endorsing Richard Wilson and James Andriote for appointment to the Water and Sewer Commission.

10. Report from the Town Attorney on Matters Referred.

Attorney Bruce Chudwick reported the Water and Sewer ordinance and the Human Resource ordinance have been his primary concern over the past month and they are both on the agenda for consideration.

Chairperson Jacobson inquired regarding residency clauses for those who wish to be appointed to Boards and Commissions and requested a written ruling regarding this qualification.

11. Remarks from the Mayor and/or Administrative Department Heads to include Matters Referred.

Mayor Jaskiewicz stated things have been relatively quiet with the holidays. He updated the Council on the church, stating the engineering services has gone in to look at it and will give a full report prior to taking it over; he discussed the previous and upcoming snow storms; he discussed the ongoing blight enforcement, stating there are eighteen abated properties, six open violations and three citations that have been issued. He discussed the ruling by the judge regarding the sex offender facility and stated there will be no vote taken this evening. He stated the Council has worked very hard on this issue and it is ongoing.

Councilor Beetham discussed the three way stop at Montville Road and Leffingwell Road.

Councilor Murphy commended Mr. Bourdeau and the employees of the Public Works department for an outstanding job clearing the roads during the snow storms. He extended an invitation to the public works employees to come to the firehouse for something to eat while they are out plowing the roads.

Public Works Director, Don Bourdeau stated the Town is currently using the computerized sanders on the trucks and the process will only get better as time goes on. He is looking at the best ways to treat the roads and right now they are using a mixture of treated salt and sand and salt and they are both working really well. The services have all been working really well together during the storms and this is making a huge difference in coordinating the clean up efforts.

Councilor Buebendorf stated there was one hundred thirty thousand dollars budgeted for sand and salt and inquired how much of this budget has been expended to date. Mr. Bourdeau stated the budget will be depleted after the next storm and he will have to come back and ask for more money for the sand and salt budget.

Councilor Hillman inquired if sand and salt are still available at the Fair Oaks School for residents and Mr. Bourdeau indicated it is available for free for residents who need it.

12. Reports from Standing Committees.

a. Town Administration/Rules of Procedure – Councilor Hillman indicated there was no meeting held this month.

b. Finance – Councilor Murphy stated there is one item on the agenda but there was no meeting this month. Chairperson Jacobson thanked the Finance Director for supplying her with a detailed budget to date that indicates the town is on target and the department heads are doing a great

job in holding the line financially in these economic times, they are on target or below the fifty percentile mark considering they are at the six month mark in the budget.

c. Public Works/Solid Waste Disposal – Councilor McFee stated there was no meeting held this month.

13. Reports from Special Committees and Liaison Councilors

a. Planning & Zoning Commission – Councilor Beetham stated he did not attend the December meeting and the meeting for December 11th was cancelled.

b. Library Committee – Councilor Beetham indicated the library only meets a couple times a year and the last meeting was in October. He discussed the Board of Education contracts.

c. Parks & Recreation Commission – Councilor Buebendorf stated the basketball program is very successful with more children than last year with more teams and more referees. The Commission is considering a tobacco free ordinance for all parks & recreation facilities and parks and they have the support of Patrick McCormick of the Health Department for the ordinance. They voted not to sponsor the Montville Day weekend activities that were proposed by Glen Matthiew, they felt that there was not enough information and there was a lack of communication between that committee and the parks and recreation committee. They are hoping to have a field maintenance plan by the next meeting so that the Commission can give thoughtful consideration to funding and to allow groups using the fields adequate time to make alternate plans if the field may be unavailable for a season. The Commission held a special meeting last week to review the budget and to pass them along to the Finance Director.

d. Public Safety Commission – Councilor Buebendorf stated the Commission is in the process of finalizing their rules and procedures document and they are still working out the dispatch issues and responsibilities. The Commission discussed the hiring process of the Animal Control officer and a special meeting to discuss the budget is scheduled for Wednesday.

e. Commission on the Aging – Councilor Caron indicated they are still working on the Chicken Noodle Soup program for the seniors. It should be completed in another month or so.

f. Economic Development Commission – Councilor Caron did not have anything to report.

g. Social Services – Councilor Caron stated four hundred boxes were assembled for citizens and children of the town.

h. Youth Services Bureau & Advisory Board – Councilor Caron stated Youth Services had a fund drive and made enough money to donate one hundred and sixty five gift cards to put in stockings for the children of this town.

i. Volunteer Fire Fighters Relief Fund – Councilor McFee did not have anything to report.

j. Community Center Building Committee – Councilor McFee did not have anything to report.

k. Regional Dispatch Committee – Councilor McFee stated this committee did meet but he was unable to attend and has not had a chance to speak with the Fire Marshal and does not have a report.

k. Board of Education – Councilor Murphy stated the Board of Education did not meet in December and there is a meeting scheduled for next Tuesday.

m. Water and Sewer Commission – Councilor Hillman stated the regular meeting of the WPCA was cancelled, they held a special meeting to forward an item to the Council and that is on this agenda for discussion.

n. Non-Profit Organizations – Councilor Hillman met with the Finance Director and she has the paperwork ready to send out to the non profits this year with a questionnaire.

o. Public Safety Building Committee – Councilor Jacobson submitted to the Council in their packets the project notes as well as the monthly meeting agenda and a meeting summary. She will continue to give as much written information as possible as the building progresses and they move toward finalizing architecture and before the ground breaking. Mayor Jaskiewicz stated there is a meeting on the 12th regarding the \$700,000 and how it will be spent.

p. School Building Committee – Councilor Jacobson indicated there was no meeting and she has nothing to report.

14. Appointments and Resignations

a. To consider and act on a motion to fill a vacancy for a full voting member of the Water and Sewer Commission with a term to expire January 10, 2015. (Mr. Tim May and Mr. Robert Thorn have indicated they would like to be re-appointed and Mr. Wills Pike, Mr. John Geary, Mr. James Andriote and Mr. Richard Wilson have indicated that they would like to be appointed and all were interviewed by the Council)

Councilor Buebendorf nominated Mr. Tim May, Councilor Caron seconded the nomination.

Councilor Hillman nominated Mr. Richard Wilson, Councilor Beetham seconded the nomination. He stated Mr. Wilson has served the town for over forty five years. He was in the Montville Jaycees with Mr. Wilson in the 1960's and in 1971 when he became First Selectman there was no sewer pipe or pumping station or water owned by the Town of Montville. Within two years construction began of the Montville sewer system in 1973. In 1979 Mr. Wilson was elected to the Montville Board of Selectman and he served in that capacity for at least ten years. During this time the town went six years without raising the mill rate. For seventeen years there was one rate increase to the sewer bills. Mr. Wilson served on the Montville Town Council for two years and has been a member of the Montville Lions Club. He spoke regarding the Charter, State Statutes and regulations earlier in the meeting and he feels no one else knows this as well as he does. The WPCA needs people who will look into what is going on in this department. He discussed the recent rate increase and arbitration in the WPCA, the WPCA budget increase of 25.8% during a time when the Town Council asked all of the departments to come in with a less than three percent increase.

Councilor Murphy discussed the seventeen million dollar lawsuit between Rand Whitney Containerboard and the Town of Montville stating it was signed by Mr. Dick Wilson.

Councilor Jacobson nominated Mr. Wills Pike.

Councilor Beetham nominated Mr. James Andriote. He stated Mr. Andriote has a long history of service to the Town of Montville that dates back to 1985. He was elected to the Montville Town Council in 1993 and he served two years. He ran for Mayor in 1995, in 1997 he started the Independence for Montville political party and as an independent political party it is one of the strongest ones in the State of Connecticut. He is a positive person, he worked at Dow Chemical for many years in maintenance and now he works as a supervisor for the Mohegan Sun in security.

Councilor Caron nominated Mr. Robert Thorn. He stated both Mr. May and Mr. Thorn has served their country and are serving their town and doing a fine job doing so. They work very hard at it and every time he has been to a meeting they have been very clear, they get the job done and they work for the

town, not for a party, not for an individual person, they work for the good of the town. Councilor Buebendorf seconded the nomination of Mr. Robert Thorn.

Chairperson Jacobson indicated four votes are needed for appointment and there will be a vote until someone receives four votes in favor, if this does not happen the vote can be postponed until next month and the Council can try again. The vote will be done by roll call vote; each Councilor will state the name of the individual they are voting for to fill the vacancy. Candidates for the vacancy are as follows; Mr. May, Mr. Wilson, Mr. Pike, Mr. Andriote, Mr. Thorn and Mr. John Geary.

Roll call vote: Councilor Beetham voted for Mr. Wilson, Councilor Buebendorf voted for Mr. May, Councilor Caron voted for Mr. May, Councilor Hillman voted for Mr. Wilson, Councilor McFee voted for Mr. May, Councilor Murphy voted for Mr. May, Councilor Jacobson voted for Mr. Pike. 4 (May) – 2 (Wilson) – 1 (Pike). Mr. Tim May was appointed by a majority of four votes to fill the vacancy of the Water and Sewer Commission.

b. To consider and act on a motion to fill a vacancy for a full voting member of the Water and Sewer Commission for the Town of Montville with a term to expire January 10, 2015. (Mr. Tim May and Mr. Robert Thorn have indicated that they would like to be re-appointed and Mr. Wills Pike, Mr. John Geary, Mr. James Andriote and Mr. Richard Wilson have indicated that they would like to be appointed and all were interviewed by the Council)

Chairperson Jacobson stated the vote will exclude Mr. Tim May's name as he was appointed during the last vote to the Water and Sewer Commission.

Councilor Buebendorf nominated Mr. Robert Thorn.

Councilor Hillman nominated Mr. Dick Wilson.

Councilor Beetham nominated Mr. John Geary.

Chairperson Jacobson nominated Mr. James Andriote.

Roll call vote: Councilor Beetham voted for Mr. John Geary, Councilor Buebendorf voted for Mr. Robert Thorn, Councilor Caron voted for Mr. Robert Thorn, Councilor Hillman voted for Mr. Dick Wilson, Councilor McFee voted for Mr. Robert Thorn, Councilor Murphy voted for Mr. Robert Thorn, Councilor Jacobson voted for Mr. Dick Wilson. 4 (Mr. Robert Thorn) – 2 (Mr. Dick Wilson) – 1 (Mr. John Geary). Mr. Robert Thorn was appointed by a majority of four votes to fill the vacancy of the Water and Sewer Commission.

c. To consider and act on a motion to fill a vacancy for a full voting member of Public Safety Commission with a term to expire January 10, 2014. (Mr. Russell Wehner and Mr. James Moran have indicated they would like to be re-appointed and Mr. Philip Picard has indicated that he would like to be appointed and were interviewed by Council on December 13, 2010).

Councilor McFee nominated Mr. James Moran, Councilor Caron seconded the nomination.

Councilor Beetham nominated Mr. Russell Wehner, Councilor Murphy seconded the nomination.

Roll call vote; Councilor Beetham voted for Mr. Russell Wehner, Councilor Buebendorf voted for Mr. Russell Wehner, Councilor Caron voted for Mr. Russell Wehner, Councilor Hillman voted for Mr. Russell Wehner, Councilor McFee voted for Mr. James Moran, Councilor Murphy voted for Mr. Russell Wehner, and Councilor Jacobson voted for Mr. James Moran. 5- (Mr. Russell Wehner) – 2 (Mr. James Moran). Mr. Russell Wehner was appointed to fill the vacancy on the Public Safety Commission.

d. To consider and act on a motion to fill a vacancy for a full voting member of Public Safety Commission with a term to expire January 10, 2014. (Mr. Russell Wehner and Mr. James Moran

have indicated they would like to be re-appointed and Mr. Philip Picard has indicated that he would like to be appointed and all were interviewed by Council on December 13, 2010).

Chairperson Jacobson indicated Mr. Russell Wehner's name will be excluded from the vote as he was just appointed, leaving Mr. Moran and Mr. Picard.

Councilor Buebendorf nominated Mr. James Moran, Councilor McFee seconded the nomination.

Councilor Murphy nominated Mr. Philip Picard, Councilor Beetham seconded the nomination.

Roll call vote; Councilor Beetham voted for Mr. Picard, Councilor Buebendorf voted for Mr. Moran, Councilor Caron voted for Mr. Moran, Councilor Hillman voted for Mr. Moran, Councilor McFee voted for Mr. Moran, Councilor Murphy voted for Mr. Moran and Chairperson Jacobson voted for Mr. Moran. 6 (Mr. James Moran) – 1 (Mr. Philip Picard). Mr. James Moran was appointed to fill the vacancy on the Public Safety Commission.

e. 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 January 10, 2014. (Ms. Mari Jurczuk has indicated that she would like to be appointed and was interviewed by Council).

Councilor Hillman nominated Ms. Mari Jurczuk, Councilor Beetham seconded the nomination.

Roll call vote; Councilors Beetham, Buebendorf, Caron, Hillman, McFee, Murphy and Jacobson voted for Ms. Mari Jurczuk. Ms. Mari Jurczuk was appointed to fill the vacancy on the Commission on the Aging.

f. Motion made by Councilor Caron, seconded by Councilor Buebendorf to waive Rule 13C to fill a vacancy for a full voting member on the Commission on the Aging. Discussion, none, voice vote, 6-1 (Councilor Beetham opposed). Motion carried.

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 January 10, 2014. (Ms. Monica MacNeil has indicated that she would like to be re-appointed and was interviewed by the Council on January 10, 2011).

Councilor Buebendorf nominated Ms. Monica MacNeil, Councilor Beetham seconded the nomination.

Roll call vote, 7-0, voting for Ms. Monica MacNeil was Councilors Beetham, Buebendorf, Caron, Hillman, McFee, Murphy, and Jacobson. Ms. Monica MacNeil was appointed to fill the vacancy for the Commission on the Aging.

15. Unfinished Business – none.

16. New Business

a. Resolution #2011-001. The Town of Montville hereby resolves to refund taxes due to overpayments and corrections in the amount of \$1,487.49 as requested by the Tax Collector and attached hereto as Schedule A.

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

b. To consider and act on a resolution to adopt the Ordinance titled "Ordinance Regarding the Authority and Duties of the Water and Sewer Commission". The ordinance makes amendments to the existing ordinances (Chapter 21 – Compensation, Chapter 313 – Sewers and Sewage Disposal, and Chapter 386 – Water) a public hearing was held regarding this matter on Monday, January 10, 2011 at 6:00 p.m.

Motion made by Councilor Caron, seconded by Councilor Buebendorf. Discussion; Attorney Chudwick stated the ordinance gives clarification to the Council's power to approve employment contracts for employees of the Water and Sewer Commission as well as the budgetary process. He reviewed some of the main points of contention and discussed the history of the process to date. He recommended the changes be adopted by the Town Council to clarify issues. A discussion was held regarding increasing the number of members on the Water and Sewer Commission and the need for a Charter Revision to do so. Councilor Caron discussed the thousands of dollars that have been spent on this proposed ordinance to date and thinks the Council should approve the ordinance as drafted by two attorneys and a joint sub-committee of the Council and the Water and Sewer Commission. Chairperson Jacobson discussed how this ordinance came to fruition, under the threat of litigation from the WPCA. Attorney Ochsner and Chairman May stated if the Council did not clarify the situation with Mr. Lynch's contract they would be open to litigation. She disagrees with delegating any power or responsibility that the Council has to any Authority. The Council should not delegate any powers to anyone else and should not be forced to do something they are not comfortable with.

Roll call vote, Councilor Beetham was opposed, Councilor Buebendorf, favor, Councilor Caron, favor, Councilor Hillman, opposed, Councilor McFee, opposed, Councilor Murphy, favor, Councilor Jacobson, opposed. 3-4 vote, resolution failed.

Councilor Caron requested the dollar amount of the money spent to date on this proposed ordinance.

c. Resolution #2011-002. The Town of Montville hereby resolves to adopt the ordinance titled "An Ordinance Establishing a Department of Human Resources"; a public hearing was held regarding this matter on Monday, January 10, 2011 at 6:30 p.m.

Motion made by Councilor Caron, seconded by Councilor Buebendorf. Discussion, Councilor McFee stated he has a problem with making the current Human Resources Director re-apply for her job and he will not vote for it. Councilor Murphy thinks the Council should adopt this resolution but does not feel that the current Human Resource specialist should have to re-apply for the job. He supports her in this position and would encourage the Council to make a provision in the ordinance that ensures she does not lose her job. He is in favor of a human resource position. Chairperson Jacobson urged the Council to pass this ordinance because the town needs a human resource director; she is an advocate for both management and employees, and expressed concerns regarding this position when the budgets are up for approval. If she is doing a good job and she is the best person for the job she will be hired again. This position saves the town money and will assist the employees as well as management. Councilor Beetham stated the voters do not support this position and the Mayor went against the majority of the people. Mayor Jaskiewicz stated he did what the Council asked him to do when he hired a human resource specialist.

Roll call vote, Councilor Beetham, opposed, Councilor Buebendorf, favor, Councilor Caron, favor, Councilor Hillman, opposed, Councilor McFee, opposed, Councilor Murphy, favor, Councilor Jacobson, favor. 4-3, resolution adopted.

d. To consider and act on a resolution to contribute in-kind services to the Chinese and American Cultural Assistance Association for the 2011 Chinese New Year festival scheduled for February 13, 2011, not to exceed an amount of one thousand dollars (\$1,000)

Motion made by Councilor Murphy, seconded by Councilor Buebendorf. Discussion, Mayor Jaskiewicz stated this is for police and fire services for about four hours at their festival. The festival was not held last year and there were approximately four hundred people in attendance at that time. Councilor Hillman inquired if there are other organizations that the Council has offered services to in the past and if they want to set precedence for offering in-kind services. Chairperson Jacobson asked if the organization is a non-profit organization and where they are listed and if there is someone on their board of directors from the Town Council. The Council denied money for the student robotics team

several months back and should think carefully about donating services to someone who may or may not be a non profit organization. Councilor Buebendorf expressed concern regarding the lack of information about the festival regarding the number of people they expect to attend, what kind of advertising was done, how long will the event last, etc? Motion made by Councilor Caron, seconded by Councilor Murphy to table this until the next meeting. Discussion, none, roll call vote, Councilor Beetham, opposed, Councilor Buebendorf, opposed, Councilor Caron, favor, Councilor Hillman, opposed, Councilor McFee, opposed, Councilor Murphy, opposed, Councilor Jacobson, opposed. 1-6 motion to table failed to pass.

Roll call vote on the resolution, Councilor Beetham, opposed, Councilor Buebendorf, opposed, Councilor Caron, favor, Councilor Hillman, opposed, Councilor McFee, opposed, Councilor Murphy, favor, Councilor Jacobson, opposed. Resolution failed 2-5.

e. Resolution #2011-003. The Town of Montville hereby resolves to authorize the Mayor to enter into contracts with the Department of Environmental Protection pertaining to Palmertown Booster Pump station, and in furtherance of this resolution the Mayor is duly authorized to enter into and sign said contracts on behalf of the Town of Montville, Connecticut and is duly authorized to provide additional information and execute other documents as may be required by local, state or federal government with said contracts to execute amendments, rescissions and thereto.

Motion made by Councilor Murphy, seconded by Councilor Caron. Discussion, Mayor Jaskiewicz indicated this is an extension of the contract from 2006. Finance Director Hart stated the contract expired on December 31, 2010 and the Mayor must sign the updated contract for the money to continue the loop and construct the pump station at Palmertown. Councilor Hillman stated the WPCA voted to send this item to the Council for approval. She stated she has not seen the original agreement that the Mayor is going to sign and she would have liked to have seen it prior to voting on it. This is an authorization to give the Mayor authorization to follow through with a grant that was already designated for Palmertown.

Roll call vote, Councilor Beetham, favor, Councilor Buebendorf, favor, Councilor Caron, favor, Councilor Hillman, favor, Councilor McFee, favor, Councilor Murphy, favor, Councilor Jacobson, favor. 7-0, all in favor, resolution adopted.

f. Resolution #2011-004. The Town of Montville hereby resolves to make the following additions from contingency (#10480-52164); 10720-52126 Social Services Leases (\$150); 10740-52126 Senior Center Leases (\$250); 10890-52157 Public Safety Building Copier Lease (\$400); 10940-52157 Solid Waste Copier Lease (\$400).

Motion made by Councilor Murphy, seconded by Councilor Caron. Discussion, Councilor Murphy indicated this is a housekeeping item, the lease is up on the copiers and the finance department has looked at leasing new copiers with a three year lease to keep up with technology. The town asked for request for quotes for the leases and received a low bid for the Xerox machines. A discussion was held regarding leasing vs. purchasing machines and the finance director stated the maintenance and cartridges are included in the leases and it is much more beneficial to the town to lease as opposed to purchasing equipment.

Roll call vote, Councilor Beetham, favor, Councilor Buebendorf, favor, Councilor Caron, favor, Councilor Hillman, favor, Councilor McFee, favor, Councilor Murphy, favor, Councilor Jacobson, favor. 7-0, all in favor, resolution adopted.

g. Resolution #2011-005. The Town of Montville hereby resolves to make an additional appropriation of \$30,000 to 10840-51041 Police Private Duty from the General Fund Surplus.

Motion made by Councilor Murphy, seconded by Councilor Caron. Discussion, Councilor Murphy indicated this is for police overtime when they are doing road construction. The town has already received the money from the contractors and it now has to be put back in to replenish the line item for private duty.

Roll call vote, Councilor Beetham, favor, Councilor Buebendorf, favor, Councilor Caron, favor, Councilor Hillman, favor, Councilor McFee, favor, Councilor Murphy, favor, Councilor Jacobson, favor. 7-0, all in favor, resolution adopted.

- h. To consider and act on a motion to discuss Rachel's Challenge.

Motion made by Councilor Caron, seconded by Councilor Buebendorf. Discussion, Councilor Caron stated he distributed copies of Rachel's Challenge to the Council to read. He brought with him a copy of the contract for everyone to sign and he will then bring it to the middle school kids to sign. He stated the Council members are leaders in the community and he would like to encourage everyone to sign it. He read the challenge into the record. Councilor Hillman discussed the program and stated the Council should not sign it unless they can follow through on it and it should not be taken lightly. Councilor Buebendorf hopes everyone will sign the document and she would like to see it in a frame and on display in Town Hall.

Roll call vote, Councilor Beetham, favor, Councilor Buebendorf, favor, Councilor Caron, favor, Councilor Hillman, favor, Councilor McFee, favor, Councilor Murphy, Councilor Jacobson. 7-0, all in favor, motion carried.

- i. To consider and act on a motion to designate remaining funds from the Oxoboxo Bridge repairs and earmark it for the Montville Road Bridge repairs. This item was removed from the agenda.

17. Remarks from the Public

Mr. John Geary, 11 Depot Road, Uncasville, stated the application for appointment to Boards and Commissions has been changed in the last year. It was modified to remove the section that asks the education of the applicant. He believes this is counterproductive because applicants may have all kinds of expertise that you would not know of unless you ask and it would be good to know.

Lt. Bunnell, 5 Little John Drive, discussed the stop signs at Montville and Leffingwell Roads have already been addressed with the State and they discouraged the town from putting up and taking down stop signs. If the stop signs were to be removed as suggested and Montville Road would open back up the town would be hard pressed to replace them again so the town is better off keeping them where they are.

Mr. Chuck Longton, 31 Laurel Drive, Oakdale stated remarks from the public on the agenda has been progressively moved further down on the agenda. Chairperson Jacobson stated the rules and procedures have indicated the same format for the agenda for many years. Mr. Longton recommends to the Council that the remarks from the public regarding items on the agenda precede alterations to the agenda so that the public has an opportunity to say something early on in the meeting. Chairperson Jacobson suggested Mr. Longton bring this matter up to the Town Administration for review.

Chairperson Jacobson inquired three times if there was anyone from the public who would like to address the Council.

18. Remarks from the Councilors

Councilor Caron thanked everyone for signing Rachel's Challenge.

19. Adjournment

Motion made by Councilor Beetham, seconded by Councilor Hillman to adjourn the meeting at 10:15 p.m. Discussion, none, voice vote, 7-0, all in favor, motion carried. Meeting adjourned.

Respectfully Submitted by:

Audrey Ulmer, Recording Secretary for the Town of Montville.