

**Town of Montville Town Council  
Regular Meeting Minutes for Wednesday, August 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. after establishing a quorum.

2. Pledge of Allegiance followed by a moment of silence in honor and support of our troops.

3. Roll Call

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

4. Special Recognitions/Presentations – none.

5. Alterations to the Agenda – none.

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

- a. The July 11, 2011 regular meeting;
- b. the August 1, 2011 special meeting.

Motion made by Councilor Beetham, seconded by Councilor Caron, discussion, Councilor Buebendorf asked if the meeting minutes could be voted on separately because she was not present at the July meeting and she will have to abstain. Councilors Beetham and Caron withdrew their motions.

Motion made by Councilor Beetham, seconded by Councilor Caron to approve the July 11, 2011 meeting minutes. Discussion, none, roll call vote, 5-0-1, voting in favor of approving the meeting minutes were Councilors Beetham, Caron, Hillman, McFee and Jacobson, voting in opposition, none, abstaining from the vote was Councilor Buebendorf. Motion carried.

Motion made by Councilor Beetham, seconded by Councilor Beetham, seconded by Councilor Caron to approve the August 1, 2011 special meeting minutes, discussion, none, roll call vote, 6-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Jacobson, voting in opposition, none. Motion carried.

7. Executive Session

- a. To consider and act on a motion to enter into Executive Session for the purpose of conducting interviews with the following candidates for appointment to Boards and Commission; Mr. Thomas McNally for the Conservation Commission and Ms. Alison L. Schmeizl to the Youth Advisory Board to include members of the Town Council and Mayor Jaskiewicz.

Motion made by Councilor Beetham, seconded by Councilor Hillman, discussion, none, voice vote, 6-0, all in favor. Invited parties left Chambers for executive session at 7:05 p.m., returning at 7:11 p.m. Chairperson Jacobson resumed the meeting and stated no formal votes were taken

during the executive session and Mr. Thomas McNally was interviewed for a position on the Conservation Commission.

- b. To consider and act on a motion to enter into Executive Session for the purpose of discussions regarding employee matters. Discussion to include members of the Town Council and Mayor Jaskiewicz.

Motion made by Councilor Hillman, seconded by Councilor McFee, discussion, none, voice vote, 6-0, all in favor and invited parties left Chambers for executive session at 7:12 p.m., returning at 7:28 p.m. Chairperson Jacobson resumed the meeting and stated no formal votes were taken during the executive session.

8. Remarks from the public relating to matters on the agenda with a three minute limit.

Chairperson Jacobson asked three times if there was anyone from the public would like to come forward to address the Council.

9. Communications

- a. A letter dated July 26, 2011 to Mayor Jaskiewicz from Deborah Monahan regarding the four thousand dollar contribution to TVCCA for the fiscal year 2011-2012.

- b. The statistics report of activity from the Fire Marshal through June, 2011.

10. Report from the Town Attorney on Matters Referred.

Attorney Gladke stated she has been working on the resolution to establish the Historical Preservation and Restoration Steering Committee this month.

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

Mayor Jaskiewicz discussed a meeting with the State on Friday regarding construction to fix the wall on Route 32 and Route 163, he hopes to get details regarding the extent of the activity and the traffic flow during construction. He has concerns regarding the use of only one lane in this area during construction between the dates of August 15<sup>th</sup> until November 15<sup>th</sup>. He is in favor of establishing a steering committee and addressing some of the issues that need addressing including the leak in the roof. The MOU from the State regarding the litigation should be completed by next week, they are working on one small detail. Chairperson Jacobson inquired if it would be possible to have a special meeting next week to discuss the MOU and to conduct interviews for the Steering Committee to get both items accomplished at the same time.

Councilor Hillman inquired where the four thousand dollar contribution to the TVCCA came from in the budget because it was not allotted for in the Non-Profit line item, and Mayor Jaskiewicz stated the Town has always given money to the TVCCA in the past and he sits on the Board of Directors. Ms. Terry Hart stated she will look into the line item and report back to the Council with her findings. She thinks that the money may have come out of the Mayor's budget but she will look to find out exactly where the money came from.

12. Reports from Standing Committees.

- a. Town Administration/Rules of Procedure

Councilor Hillman stated Administration met last month and there is one item on the agenda for discussion.

b. Finance

Councilor Beetham stated there were no meetings held this month.

c. Public Works/Solid Waste Disposal

Councilor McFee stated the sub-committee met last week to discuss the proposed sidewalk ordinance and discussion of the disposal of surplus town property. It was the consensus of the Councilors at the meeting to come up with an easier way to liquidate the surplus property. Mr. Bourdeau obtained an ordinance that gives the authority to the Finance Director providing the property is worth less than five thousand dollars to dispose of the property. He stated the vehicles are worth considerably less money once the windows are broken and the vehicle is vandalized from sitting on a lot for over a year. He hopes the town can come up with a plan that works for the disposal of the property.

Mr. Don Bourdeau stated he is looking at options for disposal of surplus property, some towns allow the Finance Director to sell town property as they deem fit for the best possible price. He discussed chip sealing on Fielding Terrace, Fire Street, Moxley Road, Fellows, Williams, Massapeag Side Road, Noble Hill and Leffingwell. The chip sealing of the roads is more cost effective than paving the roads and lasts ten to twelve years. He discussed the sidewalk ordinance, stating currently there is an ordinance in place for Route 32, and sidewalks are a liability for the Town, at this time the statutes allow the municipalities to put the sidewalk maintenance on the abutting property owners and if this is not done, the municipality is responsible for clearing the sidewalks. Some of the sidewalks are cleared during snow storms and some are not, so if children are walking to a bus stop and some of the property owners clear their sidewalks and some do not the children have to walk in the road, if something was to happen to someone while walking in the road the Town will be liable for any damages. Chairperson Jacobson asked if the chip sealing is contracted out for. Mr. Bourdeau stated the work is contracted out through a State bid. She asked Ms. Hart for the status of the Purchasing Policy for bidding. Ms. Hart stated she plans to address the issue at the Finance Committee in August. The current policy does not include language for State bids. Councilor Beetham inquired if the sidewalk at the Palmer Academy has been completed and Mr. Bourdeau stated it was. Councilor Beetham stated the money left over from the project should be transferred back to the General Fund Surplus. Mr. Bourdeau stated he spoke with the Finance Director regarding this and the Finance Committee will address this at their meeting along with various other projects that have been completed over the past fiscal year. Ms. Hart will look into the School Building Committee as well. Councilor Hillman asked how many miles of sidewalks are in the town and Mr. Bourdeau stated there is approximately between three and one half and four miles of sidewalks scattered throughout the town, they are not all connected. She inquired if the proposed ordinance is asking the abutting homeowners to maintain the sidewalks structurally as well. Mr. Bourdeau stated at this time the ordinance is asking homeowners to keep the sidewalks clear of debris and snow and clear for passage. He stated the Public Safety Commission has endorsed the implementation of a sidewalk ordinance for the town because it is a safety issue for the town and sidewalks should remain clear for use.

13. Reports from Special Committees and Liaison Councilors

a. Planning & Zoning Commission & Library Committee – Councilor Beetham

Councilor Beetham stated both Planning & Zoning meetings were cancelled and the next meeting will be the fourth Tuesday of the month. The Library used to meet once a year and now

they meet twice a year and there was a meeting in April. The library is doing well, he discussed a Connecticut magazine article that discussed the best towns in America and one of the things that makes a town good is a good library and the Town of Montville rated one of the lowest per capita in library costs.

b. Parks & Recreation Commission & Public Safety Commission – Councilor Buebendorf

Councilor Buebendorf stated Parks and Recreation met and discussed the summer camp program, there are over two hundred campers this year and all the field trips were completely booked. The entire camp has been held at the High School because of the construction at the Fair Oaks School. The administration at the High School has done a great job working with the Parks & Recreation programs. There are a few air conditioned rooms at the High School that came in handy when the weather was hot. The last concert at Camp Oakdale was cancelled due to an injury of a band member. The movie nights are ongoing and coordinated with the Montville Youth Services. There is planning in place for a Halloween program called Trick or Trunk that will take place in a parking lot and allows kids to trick or treat out of trunks of cars. They are still discussing the Christmas Parade and the MOU between the Fire Chiefs and Mr. Coggeshall is in progress for use of water at Camp Oakdale for fire training purposes. This item will be forwarded to the Town Council when it is ready. Public Safety met and discussed the sidewalk ordinance, they endorsed the proposed ordinance unanimously, they feel strongly this is an important ordinance that should move forward for the safety sake of the town. The parameters are being developed for the Public Safety Study, the RFP will be going out and the specifications for the Oakdale Fire truck are being developed. The new firefighter has been hired and will start on the 6<sup>th</sup> of September. The Commission worked hard to develop a protocol creating a hiring process for firefighters and this protocol was followed and the new process is now in place for future hires.

c. Commission on the Aging, Economic Development Commission, Social Services & Youth Services Bureau & Advisory Board – Councilor Caron

Councilor Caron stated the grants for Senior Services are on the agenda, the center is offering two new health programs, health stretching and strength training and they are being well received and they are free. The Director is keeping the seniors abreast of changes made to the prescription assistance program with Medicare. The seniors are enjoying a wide variety of summer programs, Social Services is presently working on the backpack program for the children of needy families. Each child receives a backpack filled with back to school items and encouraged anyone who can to donate items to Social Services. There are many families utilizing the food bank and hygiene bank this year and donations are welcome in the food, clothing and hygiene bank. He discussed the community garden, stating Councilor Hillman is doing a great job with the Director, Kathleen Peck. The gardens look great. Councilor Hillman stated they started with six beds and are now up to eleven beds, one was donated by the Republican Town Committee and four more were anonymously donated. There was a unanimous donation for two beds to be segregated for the Food Pantry and to date there have been approximately four pounds of food donated to the Food Pantry. Councilor Caron discussed the holiday baskets and stated the seniors do a great job with the program in conjunction with the Director, they work hard and do a great job. He stated Senior Services raised one hundred and fifty seven thousand dollars in grants, donations, and fund raisers and commended Kathy Peck on a job well done. Presently they are up to eighty three thousand dollars plus from grants, donations and fund raisers and he stated the town owes her a round of applause for a job well done. Youth Services is having a Youth Services Day at Tiger Stadium on Friday, August 26, 2011 and encouraged anyone who can to attend the event. The Montville Youth Services is looking for help in the penny drive and the sweatshirt drive. The stocking drive has such a large

demand and they are starting early this year. Donations of gift cards are appreciated in the amount of five and ten dollars.

d. Volunteer Fire Fighters Relief Fund & Community Center Building Committee & Regional Dispatch Committee – Councilor McFee

Councilor McFee stated the yearly meeting for the Volunteer Firefighters Relief fund was yesterday and they discussed the eligibility for stipend payments. Councilor Hillman inquired regarding the number of waivers given this year for the volunteer firefighters. Councilor McFee stated there were six or seven given and they had justification for doing so. The Community Center Building Committee and the Regional Dispatch Committee did not meet last month.

e. Board of Education – Councilor Murphy

Councilor Murphy was not present to give a report.

f. Water and Sewer Commission & Non-Profit Organizations – Councilor Hillman

Councilor Hillman stated the WPCA met and discussed a policy manual for the WPCA that will include financial policies, purchasing policies and disposal of materials policies. A subcommittee was set up to review the engineering bids for the Rand Whitney treatment alternatives to include Superintendent Didato, Administrator Lynch, Assistant Superintendent McNally and Commissioner Siragusa. The lab tech at the WPCA has resigned his position and the Maintainer has moved up to this position as he has prior experience in the field. The pump station on Maple Avenue should be up and running by the beginning of September and the WPCA has officially taken back all the financial responsibilities for the WPCA and the turbo blower is currently in fabrication and should be shipped this month and installed in the plant by this fall.

Chairperson Jacobson inquired regarding the payment that was discussed during the budget hearings regarding the two hundred and twenty thousand dollar payment to the Town. Councilor Hillman stated this item has not been put on the WPCA agenda to authorize the payment to the Town and she does not know if that has happened as of yet. Chairperson Jacobson asked if the adjustment has been made to the WPCA rental agreement based on the expansion of the office. Mayor Jaskiewicz stated Administrator Lynch has been working with the Finance Director and this should be finalized soon. Administrator Lynch stated the adjustment has been made and an increase of approximately one thousand dollars has been made. He calculated an increase of one hundred and sixty five dollars per month and the agreement will be worked out with the Mayor. He addressed the two hundred and twenty thousand dollar payment, stating it was left that the WPCA requested assurance from the Town Council that the one point six million dollar threshold would be upheld if the WPCA needed to utilize it in case an emergency came up. The WPCA has authorized giving the two hundred and twenty thousand to the Town but they are waiting for the Town Council to make a decision regarding the one point six million dollar issue. Councilor Murphy stated he would place the item on the Finance agenda but Councilor Hillman is not sure that it was done. Ms. Hart stated she will place the item on the August agenda for discussion. Councilor Beetham asked Administrator Lynch about the end of the year transfer for legal fees in the amount of four hundred and fifteen thousand dollars. Administrator Lynch stated he transferred the money out of line items that saved money throughout the year to cover the costs. Councilor Beetham discussed the annual report for the WPCA and stated there is very little information included in their report. Administrator Lynch stated includes everything that is required in the report and he will include additional information if the WPCA directs him to do so. Councilor McFee asked if Rand Whitney has started paying on the new rate and

Administrator Lynch stated the MOU has been signed and he was able to negotiate starting the new rate in the new fiscal year and all in going well and there is already an increase in revenue.

Councilor Hillman discussed Non Profits, stating she has been in contact with the baseball leagues requesting she sit in on their Board meetings once they get up and running this spring.

g. Public Safety Building Committee & School Building Committee – Councilor Jacobson

Chairperson Jacobson stated the Public Safety Building Committee held a discussion regarding the General Contractor and the Committee has appointed a sub-committee for the onsite construction. The site work began yesterday and the project is in motion. The School Building Committee did not meet.

14. Appointments and Resignations – none.

15. Unfinished Business – none.

16. New Business

a. Resolution #2011-073. THE TOWN OF MONTVILLE HEREBY RESOLVES to refund taxes due to overpayments and corrections in the amount of \$800.78 (eight hundred dollars and seventy eight cents) as requested by the Tax Collector and attached hereto as Schedule A. (Councilor Jacobson)

Motion made by Councilor Beetham, seconded by Councilor Caron, discussion, none, roll call vote, 6-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Jacobson. Voting in opposition, none, resolution adopted.

b. Resolution #2011-074. THE TOWN OF MONTVILLE HEREBY RESOLVES to amend Resolution #2011-042 – THE TOWN OF MONTVILLE HEREBY RESOLVES to authorize the Mayor to negotiate and execute all necessary agreements and contract documents between the State of Connecticut Department of Transportation on behalf of the Town of Montville for the State fiscal year ending 2012 Matching Grant Program for Elderly and Disabled Demand Responsible Transportation; said grant amount is thirty three thousand three hundred and eighty three dollars and to reflect the amended amount of \$56,344.00 (fifty six thousand three hundred and forty four dollars) to reflect a budget reduction from the State. (Mayor Jaskiewicz)

Motion made by Councilor Beetham, seconded by Councilor Caron, discussion, Mayor Jaskiewicz stated the first time around the numbers were miscalculated, the second time around the number was changed back to the amount of the regular grant and two weeks later he received a letter from the State stating the amount was reduced. This is the third time amending this resolution but it should be the last time it needs to be done as the numbers are directly from the State. Roll call vote, 6-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Jacobson. Voting in opposition, none, resolution adopted.

c. Resolution #2011-075. THE TOWN OF MONTVILLE HEREBY RESOLVES that Mayor Joseph W. Jaskiewicz to be and hereby is authorized to execute a contract for 300 units of medical visit service for seniors totaling \$8,001.00 (Eight Thousand One Dollar and Zero Cents) between the Town of Montville and the Senior Resources Agency on Aging, Inc., and further, to approve the Mayor to execute any and all documents that may be necessary. (Mayor Jaskiewicz)

Motion made by Councilor Beetham, seconded by Councilor Caron, discussion, Mayor Jaskiewicz stated if the Council has any questions the Director is present to answer them. Roll

call vote, 6-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Jacobson. Voting in opposition, none, resolution adopted.

d. Resolution #2011-076. THE TOWN OF MONTVILLE HEREBY RESOLVES that Mayor Joseph W. Jaskiewicz be and hereby is authorized to execute a contract for 1,620 units of medical transportation for seniors totaling 16,394.40 (Sixteen Thousand Three Hundred Ninety Four Dollars and Forty Cents) between the Town of Montville and the Senior Resources Agency on Aging, Inc., and further, to approve the Mayor to execute any and all documents that may be necessary. (Mayor Jaskiewicz)

Motion made by Councilor Beetham, seconded by Councilor Caron, discussion, none, roll call vote, 6-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Jacobson. Voting in opposition, none, resolution adopted.

e. Resolution #2011-077. THE TOWN OF MONTVILLE HEREBY RESOLVES to establish a Historic Preservation and Restoration Steering Committee for the preservation and restoration of the Raymond Hill Congregational Church located on Raymond Hill Road in Oakdale (the "Church") per Schedule B attached. (Councilor Hillman)

Motion made by Councilor Hillman, seconded by Councilor Caron, discussion, Mayor Jaskiewicz stated this is a good idea and the project needs to move along. He is attending a program sponsored by the COGG that discusses historical tax credits and grants on the 23<sup>rd</sup> of this month. Councilor Hillman stated there are many grants available for historical preservations. Councilor Buebendorf stated this is an important commission being set up because it creates a link between the town government and the community and allows the fundraising to come from both entities and this is the only way something like this is going to work. She likes the fact the Mayor is a part of the Committee so that he can report back to the Council regarding the progress. Chairperson Jacobson stated if the Council chooses to place a liaison on the Committee this would be the choice of the Council to do so just as with other entities that have liaison positions. Roll call vote, 6-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Jacobson. Voting in opposition, none, resolution adopted.

f. Resolution #2011-078. THE TOWN OF MONTVILLE HEREBY RESOLVES to waive the Charter requirement in Section 1708 (a) of the Town Charter to allow the Water Pollution Control Authority to waive the bid process for renovations of sewer manholes, waiving of the bid is in the best interest of the Town. (Councilor Hillman)

Motion made by Councilor Hillman, seconded by Councilor Caron, discussion, Councilor Hillman stated the WPCA voted to waive the bid process, the Vail Company has offered to extend his bid from 1989 of five hundred and fifty dollars per manhole. The WPCA is looking at raising approximately three hundred manholes to be raised to grade and to meet today's standards. Manholes have been sent out to bid in the past in 2001 and 2004 with no responses, the going rate in the industry today is between eight hundred and twelve hundred dollars per manhole and there are over three hundred manholes that need to be raised and the town will recognize significant cost savings by using the Vail Company. Mayor Jaskiewicz stated this company has done work for the Town in the past and does a good job. Administrator Lynch stated he has contacted other contractors and they are not interested in bidding the job so the WPCA is fortunate the Vail Company is willing to do the job at a reduced rate. The job is unique and a company could do two or three manholes a week and for most companies it is not cost effective to bring in their equipment each week for a small amount of work. Administrator Lynch stated there are approximately three or four hundred manholes that have been covered over throughout the town, he is not sure who authorized the manholes to be covered, but they

have found that the collapsing of the lines is in direct relationship to the fact that the gasses can not be released into the atmosphere from the manholes so whoever authorized paving the manholes over did a lot of damage to the community. Mr. McNally discussed the scope of work to be performed on each manhole. The cost to do the work is approximately one hundred and fifty thousand dollars and this money to pay for the job was incorporated in the bonding package and he suggests starting the project when the money comes in to do so. A discussion was held regarding traffic control and who will pay for it. Roll call vote, 6-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Jacobson. Voting in opposition, none, resolution adopted.

Motion made by Councilor Hillman, seconded by Councilor Beetham to hold a ten minute recess to caucus. Discussion, none, voice vote, 6-0, all in favor, motion carried and Councilors Beetham, Hillman, McFee and Jacobson left Chambers to caucus at 8:15 p.m. Chairperson Jacobson resumed the meeting at 8:23 p.m.

g. Resolution #2011-079. THE TOWN OF MONTVILLE HEREBY RESOLVES to make the following additional appropriations in the amount of \$167,884 (one hundred sixty seven thousand, eight hundred eighty four dollars) from the General Fund Surplus, General Legal (10340-52041) \$61,001 (sixty one thousand and one dollar), Tax/Assessment (10340-52044) \$53,730 (fifty three thousand seven hundred thirty dollars, Land Use Matters (10340-52045) \$22,280 (twenty two thousand two hundred and eighty dollars, Labor Matters (10340-52046) \$30,874 (thirty thousand eight hundred seventy four dollars). (Councilor Murphy)

Motion made by Councilor Caron, seconded by Councilor Hillman, discussion, Councilor Beetham stated there should have been a Finance Committee meeting for this, stating this has to stop, stating the town knows it is going in the red but continues to keep spending and spending and then asking for money at the end of the year from surplus, stating it is a crazy way of running government. Chairperson Jacobson stated the Council decided to run in the red this year in order to get a true amount of the costs instead of adding it periodically over the course of time when the accounts ran low. The discussion was held for Mr. Bourdeau's budget for sand and salt and Ms. Hart can explain why this is before the Council this month as opposed to last month. Ms. Hart stated she reported each month that the town was in the red for legal expenses. She would have placed this item on the July council agenda but she had not yet received some of the May and June invoices. She wanted to give a true number and did not want to take additional money out of the General Fund if it was not necessary, these are true numbers and are the bottom line. Chairperson Jacobson asked if this went through the Finance Committee and Ms. Hart stated it did not, these are legal bills that the town is obligated to pay and the Council was brought up to date regarding this. There are sufficient funds in the General Surplus to make the transfers. Councilor Buebendorf asked what the percentage of funds will be once the transfers are made and Ms. Hart stated it will be between 6 and 7 percent. Roll call vote, 5-1, voting in favor were Councilors Buebendorf, Caron, Hillman, McFee and Jacobson. Voting in opposition was Councilor Beetham, resolution adopted.

h. To consider and act on a motion to introduce an ordinance titled "an Ordinance Amending Chapter 337 Article III, Ordinance No. 2008-001 entitled Sidewalk Ordinance" and to set a date for a public hearing on Monday, September 12, 2011 at 6:00 p.m. (Councilor McFee)

Motion made by Councilor Buebendorf, seconded by Councilor Caron, discussion, Councilor Buebendorf stated the Public Safety Commission unanimously endorsed the proposed ordinance and Mr. McNally represented the Public Safety Commission, she represented the Public Works Standing Committee and they met with Mr. Bourdeau and Mr. Fenton to work this out and to discuss the ordinance and there was general consensus that this would be overall beneficial to the town. Councilor Caron discussed concerns regarding the proposed ordinance and asked if there



has been a study to determine the condition of the sidewalks to the taxpayers do not have to take on this burden. Mr. Bourdeau stated the ordinance does not address maintenance of the sidewalks so the town is still responsible. The present ordinance talks about debris, leaves, dirt and snow it only transfers the removal of hazards and obstructions. The Council members discussed the proposed ordinance and made suggestions for amendments and additions and subtractions, and definition clarifications. Councilor McFee stated he would like a study to determine how many people this will impact and suggested lowering taxes for people who have sidewalks to even out the costs of maintaining the sidewalks. He stated provisions need to be made for elderly and handicapped individuals. He would like information regarding the linear footage of the individuals that will be impacted and if this is going to be adopted a tax break is in order for those who are impacted because the worth of their homes will be reduced. He wants to know the ages of the people who will be impacted. He does not feel right telling someone they need to maintain their sidewalks when he does not have a sidewalk in front of his home. Chairperson Jacobson asked how handicapped individuals will be impacted under this ordinance and who will be responsible for clearing the sidewalks of those who are physically unable to do so. A discussion was held regarding the sidewalks that are currently in the town and new development rules and regulations for sidewalk maintenance. Councilor Buebendorf stated the community will help out the senior citizens and physically disabled citizens in the neighborhoods where she has lived in the past. She stated it may be beneficial to send the ordinance to public hearing to allow the public to speak and to obtain input from the residents of the town. Councilor Caron withdrew his second to the motion and Councilor Hillman seconded the motion for the purpose of a vote. Roll call vote 2-4, voting in favor were Councilors Buebendorf and Caron, voting in opposition were Councilors Beetham, Hillman, McFee and Jacobson, motion failed to pass.

Motion made by Councilor McFee, seconded by Councilor Caron to send the proposed sidewalk ordinance back to the Public Works/Solid Waste Sub-Committee for revision. Discussion, Councilor Beetham suggested getting ordinances from surrounding comparable towns and Councilor Buebendorf stated she already provided this information to the sub-committee months ago and would be happy send it out again. Roll call vote, 6-0, voting in favor were Councilors Beetham, Buebendorf, Caron, Hillman, McFee and Jacobson. Voting in opposition, none, motion carried.

#### 17. Remarks from the Public

Lt. Bunnell, Little John Drive, stated the sidewalks in front of the Public Safety Building were always in the plan for the building and they were not mandated by anyone to do so.

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

#### 18. Remarks from the Councilors

Councilor Buebendorf stated it was a good thing to establish a Historic Preservation Steering Committee and there has already been one person who applied to be on the committee and she hopes more people come forward to apply for the position. She discussed the legal bills from June and noticed there were nine different occasions where the town attorney was consulted for the FOI/caucus issues which are political issues, not town issues and at least five hours were spent on that and are clearly identifiable and five conversations were lumped in together and it is hard to tell what they were. FOI regulations are very accessible on the website and contain all the regulations, clearly the group of five have learned that you can register as a caucus and that is clearly outlined on the FOI and she objects to the bills as they are not town business.

Councilor McFee stated the Democratic Town Committee Chairman has asked for a heartfelt apology from the Republicans and there are a couple of Councilors that should apologize to the Town of Montville for the money spent on legal bills unwisely.

Councilor Beetham hopes the Administrative Committee looks into what would be term Administrative Assistant to the Mayor so that it is not ongoing, the position will be for the term of the Mayor so that he or she can pick their own Administrative Assistant because it is really a political appointed administrative job that requires loyalty.

Councilor Caron discussed the success of the fundraiser for Social Services Youth Center and DARE, they raised over six thousand dollars and he thanked the Mohegan Tribe for donating the sky box and everyone who donated money that went directly to the charity, it was a great time and a great success for charities in the Town of Montville.

Councilor Hillman thanked the Fire Marshal for sending the statistics to the Council, she finds it useful for comparison and justification for any new equipment, she thanked Public Works for their help with the community gardens and for repairing the gutters so the gardens do not use the town water, and she thanked the Montville Republican Town Committee for donating the bed and flowers in the bed, stating all the flowers go to the food pantry. On Saturday there is a Canning for a Cause event at the Mohegan Fire Company and all canned goods will be donated to Social Services food pantry.

#### 19. Adjournment

Motion made by Councilor Caron, seconded by Councilor Beetham to adjourn the meeting at 9:05 p.m. Discussion, none, voice vote, 6-0, all in favor, motion carried.

Respectfully Submitted by:

Audrey Ulmer, Recording Secretary for the Town of Montville