

**Town of Montville Town Council**  
**Regular Meeting Agenda for Monday, September 10, 2012**  
**7:00 p.m. – Town Council Chambers – Town Hall**

1. Call to Order

Chairperson Buebendorf called the meeting to order at 7:00 p.m. after establishing a quorum.

2. Pledge of Allegiance followed by a moment of silence in honor of our military and in remembrance of those who lost their lives on September 11, 2001.

3. Roll Call

Present were Councilors Caron, Jones, Longton, McFee, Murphy, Tanner and Buebendorf. Also present was Mayor Ronald McDaniel.

4. Presentations

a. A presentation by Kathy Doherty-Peck regarding a plaque memorializing the Patriotic Quilt hanging in the Town Hall.

Ms. Peck thanked the Mayor and the Town Council for allowing her to make this presentation and stated she is happy to be a part of this presentation. She stated there are very talented seniors in the Town of Montville and thanked them for all their hard work on the United States Quilt that hangs in the Town Hall. Mrs. Joyce Getchell started the quilt in 1976 and did a beautiful job on all of the states, birds and flowers embroidered into the quilt squares. Mrs. Getchell is no longer here but her work will be enjoyed for a long time to come. Mrs. Ruby Lord is a member of the Senior Center Arts and Crafts group and she put all of the squares together and finished the beautiful quilt. Both ladies did a wonderful job and the Town is thrilled that the Mayor arranged for it to be hung in the Town Hall for everyone to see and to enjoy. She stated she is proud to be a part of this celebration and had a plaque made to hang beside the quilt. She read the wording on the plaque for the Council. Ms. Geri Buffington, Arts and Crafts Group Leader at the Senior Center and Ms. Sandy Stauffer, President of the Senior Club thanked everyone for their support.

Motion made by Councilor Tanner, seconded by Councilor Longton to take a ten minute recess to allow everyone present to take pictures. Discussion, none, voice vote, 7-0, all in favor, motion carried. Chairperson Buebendorf resumed the meeting at 7:10 p.m.

5. Alterations to the Agenda

Motion made by Councilor McFee, seconded by Councilor Jones to add agenda item 16 (e) a discussion regarding the formation of an Ethics Commission for the Town of Montville.

Discussion, Councilor McFee indicated he feels the town could benefit from an Ethics Commission and urged the Council to add the item to the agenda. Roll call vote, 3-4, voting in favor were Councilors Jones, McFee and Buebendorf, voting in opposition were Councilors Caron, Longton, Murphy and Tanner, motion failed.

6. To consider and act on a motion to approve;

a. The regular meeting minutes of August 13, 2012;

Motion made by Councilor Caron, seconded by Councilor Longton, discussion; Councilor Jones make the following request for amendments to the minutes; page #4, agenda item 13b, line 3 should read an affordable housing plan not units; page #7, agenda item 16g, line #7 should state

it is not the Town's role to dictate to any Town employee; and page #8 should be Councilor Jones, not Councilor Murphy's name on the resolution. Motion made by Councilor Murphy, seconded by Councilor Longton to accept the amendments presented by Councilor Jones to the August 13, 2012 regular meeting minutes. Voice vote, 7-0, all in favor, motion carried. Voice vote on the original motion as amended, 7-0, all in favor, motion carried and the August 13, 2012 meeting minutes were approved as amended.

b. The special meeting minutes of August 13, 2012

Motion made by Councilor Longton, seconded by Councilor Jones, discussion, none, voice vote, 7-0, all in favor, motion carried.

c. The special meeting minutes August 21, 2012

Motion made by Councilor Jones, seconded by Councilor Tanner, discussion, Councilor Buebendorf stated she will abstain from this vote. Voice vote, 5-0-2 (Councilors Buebendorf and McFee abstained from the vote). Motion carried and the special meeting minutes of August 21, 2012 were approved.

d. The special meeting minutes of August 23, 2012.

Motion made by Councilor Jones, seconded by Councilor Tanner, discussion, Councilor Buebendorf stated she will abstain from this vote, voice vote, 5-0-2 (abstaining from the vote were Councilors Buebendorf and McFee).

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 people for appointment to Boards and Commission for the Town of Montville; Ms. Ellen Hillman to the Conservation Commission; Mr. David Main to the Inland Wetlands Commission and any recent applications received by the Council. Discussions held during the executive session to include members of the Town Council and Mayor McDaniel.

Chairperson Buebendorf inquired if either of the individuals scheduled for interview were present and because neither of them were in attendance she stated there is no reason to enter into the executive session.

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

Mr. Thomas McNally, Vice Chairman of the Public Safety Commission urged the Council to pass agenda item 15(b). He stated the corrections have been made to the document and the Public Safety Commission spent many hours working on the proposal.

Chairperson Buebendorf asked three times if there was anyone present who would like to come forward to address the Council.

9. Communications

- a. A list of names for refund of taxes due to overpayments and corrections from the Tax Collector.
- b. A copy of the budget report from the Finance Director.
- c. A copy of the legal bills received for the month of August, 2012.

- d. A copy of the call report from the Montville Fire Co for July, 2012.
- e. A letter from Daniel Forrest, Deputy State Historic Preservation Officer dated September 5, 2012 to Mayor McDaniel.

- 10. Report from the Town Attorney on Matters Referred – none.
- 11. Remarks from the Mayor and/or Administrative Department Heads to include Matters Referred.

Mayor McDaniel discussed the Montville Center Congregational Church, the Town dock, and NRG press conference, the 2.45% bond rate, the Millstone Drill, Ladies Auxiliary, and a meeting with SCWA.

- 12. Reports from Standing Committees.
  - a. Town Administration/Rules of Procedure

Councilor Tanner stated the committee met to revise the Police Uniform Policy and she stated they discussed the Media Policy but it was tabled pending additional information. She stated they are also working on the Memorandum of Understanding for the Registrar of Voters.

- b. Finance

Councilor Murphy discussed a meeting that he attended in Mansfield, CT regarding the incorporation of the town's Board of Education and Town business, stating it is possible for the Town of Montville to follow their lead if it was phased in over time.

- c. Public Works/Solid Waste Disposal

Councilor Longton stated the Public Works Solid Waste Sub-Committee did not meet last month.

- 13. Reports from Special Committees and Liaison Councilors

- a. Councilor Caron discussed the Commission on Aging; Social Services; Montville Youth Services; Senior Center; and the School Building Committee. He stated the Social Services met and discussed a can drive, he stated donations are down and they are in need of them even taking into consideration the very generous anonymous donation they received last month. He indicated the Senior Center held their final BBQ of the season. The bus grant came through and he thanked the Mayor and Ms. Peck for all their help in securing the grant for the senior bus. Because of this grant the bus will not cost the taxpayers any money at all. He stated the Youth Services after school program is a huge success and he thanked everyone who helps out at the center, including the police officers who stop by to interact with the students. He thanked everyone who helped out with the fundraising campaign during the Zac Brown concert, stating seven thousand dollars was raised during the event.

- b. Councilor Jones discussed the Library and stated the storybook hour resumes this week and the e-books are now available online; the Planning & Zoning Commission did not meet this month.

- c. Councilor Longton stated the Economic Development Commission did not meet last month.

d. Councilor McFee stated the Volunteer Firefighters Relief Fund met but he was in attendance at another meeting, the Inland Wetlands Commission did not meet, and the Public Safety Building Committee met but he did not attend.

e. Councilor Murphy stated the Board of Education met and he stated they returned some money back to the General Fund and discussed transportation to the Magnet Schools. He stated the Montville Education Foundation raised twelve thousand dollars at their annual golf tournament. The WPCA met and discussed an RFP for a solar system at the Treatment Plant and he commended Administrator Lynch for paying a two hundred and twenty thousand dollar payment to the town to pay down the debt owed.

f. Councilor Tanner discussed the Parks & Recreation Commission, the online registrations are taking off now that they are available to residents, the Community Booklet is out in the mail and the Trick or Trunk event is scheduled for October 27<sup>th</sup> this year. She stated she was able to go to Camp Oakdale to witness an Eagle Scout project where the scout identified trees at Camp Oakdale and depicted them on signs throughout the trails. She stated they are working on the Holiday Parade and stated volunteers are needed for judging the floats this year and stated some of the Town Councilors promised to sing in the parade as well. She did not discuss the Non-Profit Organizations.

g. Councilor Buebendorf stated the Public Safety Commission did not meet but the Public Safety Plan is still in the draft stage and Almont Associates is waiting for additional information before it sends the final draft plan to the stakeholders for comment; Regional Dispatch Committee did not meet but the chairman reported that he is in the process of ordering furniture, dispatch consoles, wiring, and computers and this is on time and on budget.

#### 14. Appointments and Resignations

a. To consider and act on a motion to appoint Mr. James Toner to the Planning and Zoning Commission with a term to expire November 12, 2016. (Mr. Toner was interviewed by Council on August 13, 2012).

Motion made by Councilor Longton, seconded by Councilor Tanner, discussion, none, voice vote, 7-0, all in favor, motion carried.

b. To consider and act on a motion to appoint Mr. Marc LaFrance to the Niantic River Watershed Committee with a term to expire September 10, 2016. (Mr. LaFrance was interviewed by Council on August 13, 2012).

Motion made by Councilor Tanner, seconded by Councilor Longton, discussion, Mayor McDaniel questioned whether or not an additional member is required, he believes there are already two members and that is all that are appointed to this committee.

Motion made by Councilor Tanner, seconded by Councilor Longton to table this vote until it is determined if an additional member is required, voice vote, 7-0, all in favor, motion carried.

c. To consider and act on a motion to appoint Mr. Ronald Bolles as an alternate to the Planning and Zoning Commission with a term to expire September 10, 2016. (Mr. Bolles was interviewed by Council on August 13, 2012).

Motion made by Councilor Jones, seconded by Councilor Murphy to table this vote to allow Councilor Jones to look further into the matter and Mr. Bolles involvement with the Planning and Zoning Commission. Discussion, none, voice vote, 7-0, all in favor, motion carried.

## 15. Unfinished Business

a. **Resolution #2012-069. THE TOWN OF MONTVILLE HEREBY RESOLVES to adopt the ordinance titled “An ordinance amending Chapter 200 Ordinance No. 2010-003 Child Safety Zones as heard at a public hearing on Monday, September 10, 2012.**

Motion made by Councilor Longton, seconded by Councilor Tanner, discussion, Mayor McDaniel stated the language has been cleaned up on the document. Councilor McFee stated the ordinance is a feel good ordinance and it has no validity or any way of enforcing it. He stated it is a waste of time and money and the ninety nine dollar fine is a joke, it is silly and it is a waste of the taxpayer’s money. Councilor Caron stated if the ordinance saves even one child from a sexual predator it is worth every penny of what it costs. He stated the ordinance puts the sex offenders on notice that the Town is watching them and lets them know there are areas that they cannot access. Councilor Murphy stated it is important to have an ordinance in place so the predators know and understand they have to stay away from protected zones. Councilor Jones stated the ordinance is a public statement and can do no harm. She stated most sex offenders do not adhere to the laws but the ordinance states the town is being vigilant and it is a good will effort to protect the children in areas they attend. She stated money would be well spent educating children how to stay safe and out of the hands of predators and agreed that the ordinance is hard to enforce. Councilor Longton stated an offender will have a list of places he is prohibited from entering when he is released from jail or rehab and this puts them on notice.

Roll call vote, 6-0-1, voting in favor were Councilors Caron, Jones, Longton, Murphy, Tanner and Buebendorf. Voting in opposition, none, abstaining from the vote was Councilor McFee. Resolution adopted.

b. **Resolution #2012-070. THE TOWN OF MONTVILLE HEREBY RESOLVES to adopt the amendments to the Uniform Policy section of the Policies and Procedures Manual of the Town of Montville Police Department.**

Motion made by Councilor Murphy, seconded by Councilor Caron. Discussion, Councilor Tanner read through all of the amendments and corrections made to the document since the document was reviewed by the Council at the last meeting by the Town Administration Committee. She stated it is a good policy that just needed to be cleaned up.

Roll call vote, 7-0, voting in favor were Councilors Caron, Jones, Longton, McFee, Murphy, Tanner and Buebendorf. Voting in opposition, none, resolution adopted.

## 16. New Business

a. **Resolution #2012-071. THE TOWN OF MONTVILLE HEREBY RESOLVES to refund taxes due to overpayments and corrections in the amount of \$4,891.09 (four thousand eight hundred ninety one dollars and nine cents) as requested by the Tax Collector. (Councilor Buebendorf)**

Motion made by Councilor Murphy, seconded by Councilor Tanner, discussion, none, Roll call vote, 7-0, voting in favor were Councilors Caron, Jones, Longton, McFee, Murphy, Tanner and Buebendorf. Voting in opposition, none, resolution adopted.

b. **Resolution #2012-072. THE TOWN OF MONTVILLE HEREBY RESOLVES that Mayor Ron McDaniel be and hereby is authorized to execute the Master Agreement Between the State of Connecticut and the Town of Montville Regarding the Installation of Fire Suppression Standpipe Systems on Bridges at Various Locations, and further, to approve the Mayor to execute any and all documents that may be necessary.**

Motion made by Councilor Murphy, seconded by Councilor Tanner, discussion, Mayor McDaniel stated the this is important for fire suppression in the town. If the agreement is not executed the state will remove the piping. Roll call vote, 7-0, voting in favor were Councilors Caron, Jones, Longton, McFee, Murphy, Tanner and Buebendorf. Voting in opposition, none, resolution adopted.

c. **Resolution #2012-073. THE TOWN OF MONTVILLE HEREBY RESOLVES to amend Resolution #2012-060 to modify the Promotions Policy of the Policies and Procedures Manual of the Town of Montville Police Department to conform to the Law Enforcement Council Procedures.**

Motion made by Councilor Jones, seconded by Councilor Longton, discussion, Mayor McDaniel stated it was discovered some of the wording in the policies conflicts with that of the Law Enforcement Council and this amendment will incorporate their procedures so there will be no confusion or conflicting wording. Roll call vote, 7-0, voting in favor were Councilors Caron, Jones, Longton, McFee, Murphy, Tanner and Buebendorf. Voting in opposition, none, resolution adopted.

d. To consider and act on a motion to introduce the ordinance titled “An Ordinance to Establish Senior Safety Zones” and to set the date of Wednesday, October 10, 2012 at 6:45 p.m. for a public hearing on the matter. (Councilor Caron)

Motion made by Councilor Jones, seconded by Councilor Longton. Discussion, Councilor Caron stated the age to join the Senior Center is sixty so it was determined the age for the ordinance should be sixty as well. The prior proposed ordinance stated sixty five so the Town Attorney thought it was best to change it on the document and to advertise for the public hearing and hold it next month. A discussion was held regarding residents who are sex offenders that are currently living in elderly housing units. Councilor McFee expressed his opposition to the ordinance, stating it is a feel good ordinance that has no consequences and is a waste of the paper it is written on.

Roll call vote, 6-0-1, voting in favor were Councilors Caron, Jones, Longton, Murphy, Tanner and Buebendorf. Voting in opposition, none, abstaining from the vote was Councilor McFee.

17. Remarks from the Public with a three minute limit.

Ms. Robin Salvatore, President of the Police Union thanked the Council for passing the Uniform Policy.

Mr. Mark Manley, third shift Supervisor, Montville Police Department thanked the Council for passing the Uniform Policy and inquired regarding maintenance at the new Public Safety Building.

Mr. Joseph Socha stated he is disappointed that Councilor McFee thinks the Senior Safety and Child Safety ordinances are a waste of time. He thanked the Council for voting to adopt one and schedule the Public Hearing for the other.

Councilor Buebendorf asked three times if there was anyone present who would like to come forward to address the Council.

18. Executive Session – none.

19. Remarks from the Councilors

Councilor Jones stated she is pleased the Uniform Policy passed, stating it will make the officers more comfortable while on duty.

Councilor McFee stated the town needs an Ethics Committee and he is disappointed the Council would not put the item on the agenda for discussion. He stated events that have been ongoing with Councilors and stated the Town could benefit from an independent Ethics Committee so the burden is not put on the Town Council.

Councilor Longton stated he is happy the Uniform Policy passed and thanked everyone who worked on it.

Councilor Caron thanked the officers who came in to model the police uniforms and he thanked the Town Administration Committee for working on the Uniform Policy and thanked the Council for adopting the Child Safety ordinance. He indicated that he will never stop fighting for children or seniors.

Councilor Murphy stated the Oakdale Fire House will hold an open house on Saturday to celebrate the fiftieth anniversary of the fire house. The event is scheduled from 10-2 p.m. and there are many activities planned for the children as well as adults. He discussed the Board of Education, stating the public does have the right to know what they are spending their money on and he takes offense to those that say they do not have to provide this information. He stated they are spending the tax payers money and the tax payers have the right to know what it is being spent on. He stated the Superintendent of the schools should make sure that this information is being provided to the Town Council and to the public when it is requested.

Councilor Tanner thanked the Public Safety Commission for working on the Uniform Policy over the past months and thanked the police and fire personnel for all they do for the residents of the town each and every day.

Mayor McDaniel stated the Town's Zoning Enforcement Officer was in a serious motorcycle accident and he is currently out on leave while he is healing. He stated he could be out for a significant amount of time and during this time there may be a delay in enforcement.

## 20. Adjournment

Motion made by Councilor Tanner, seconded by Councilor Longton to adjourn the meeting at 8:10 p.m. Discussion, none. Voice vote, 7-0, all in favor, motion carried.

Respectfully Submitted by:

Audrey Ulmer, Recording Secretary for the Town of Montville.