

**Town of Montville Town Council
Regular Meeting Minutes for Wednesday, November 14, 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.

3. Roll Call

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

4. Special Recognitions/Presentations

- a. Update from Public Safety Building Committee by Marcia Vlaun, Director of Planning for the Town of Montville.

In accordance to the original Town Council charge, Ms. Vlaun presented an updated report as the project nears completion. The project began on August 1, 2011 with 551 construction days stated in the contract and a required completion date of February 1, 2013. The scheduled “go live” date is currently set for mid- January. At this time, all 911 calls will be transferred and all existing files will have been transferred from the old building. Open House will take place prior to the building going live since public access into the building will be restricted after that time. The exact date is expected to be determined at the next Committee meeting on Thursday, November 15, and the Town Council will be so advised.

Substantial general construction should be completed at the end of the month. The dispatch consoles have been delivered and is currently being installed, the first rough punch list walk-through of the building is scheduled for Thursday, November 15, the boiler start-up is slated for the Monday, November 19, and the janitorial supplies and installation is scheduled to occur on November 19-20. The delivery of furniture will begin on Monday, November 26. Two places have been designated for the delivery and assembly of the furniture. The assembly and distribution of the furniture throughout the buildings is expected to take the better part of the week.

The Committee has been conducting transition meetings to plan how the building will go live. Training sessions on the security and telephone systems for the staff and building users by Johnston Controls will begin in December. Training for those who will be maintaining the building will also take place at this time. Access to the building past the main lobby will be restricted to authorized personnel with an FOB.

To date, there have been a total of six (6) change orders, two (2) of which are credits. In a \$6.5 million project, there has been \$18,823 in change orders. The Committee is currently working with a \$50,000 contingency and is expected to remain between \$40,000-\$50,000 at completion. The Committee will also be closing out their grant loan with the Economic and Community Development.

Praise for the building and appreciation for the hard work, the timeliness, and keeping within the given budget was given to Ms. Vlaun and the Committee.

5. Alterations to the Agenda

Addition of the following new item under New Business to the agenda:

16(o). The Town of Montville hereby resolves to transfer \$3,000.00 (three thousand dollars) from Contingency Account (10480-52164) to Social Services Miscellaneous Supplies Account (10720-530A) to help supplement depleted food bank. (Councilor McFee)

Voice vote, 7-0, all in favor, item has been added to the agenda.

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

a. The regular meeting minutes of Wednesday, October 10, 2012;

Motion made by Councilor Tanner, seconded by Councilor Caron. Voice vote, 6-0-1, motion carried. Voting in favor: Councilors Caron, Jones, McFee, Murphy, Tanner, and Buebendorf. Abstaining: Councilor Longton. Motion carried.

b. The public hearing meeting minutes of Wednesday, October 10, 2012;

Motion made by Councilor Jones, seconded by Councilor Tanner. Voice vote, 6-0-1, motion carried. Voting in favor: Councilors Caron, Jones, McFee, Murphy, Tanner, and Buebendorf. Abstaining: Councilor Longton. Motion carried.

c. The special meeting minutes Thursday, November 1, 2012.

Motion made by Councilor Longton, seconded by Councilor Tanner. Voice vote, 5-0-2, motion carried. Voting in favor: Councilors Caron, Longton, Murphy, Tanner, and Buebendorf. Abstaining: Councilors Jones and McFee. Motion carried.

7. Executive Session

a. To Consider and act on a Motion to enter into Executive Session for the purpose of discussing the future operation of transit service in Southeastern Connecticut. (Mayor McDaniel).

Discussion held during the executive session included members of the Town Council and Mayor McDaniel.

Motion made by Councilor Jones, seconded by Councilor Tanner. Discussion: none. Voice vote, 7-0, all in favor. Motion carried. Invited parties exited Chambers for Executive Session at 7:08 p.m., returning at 7:27 p.m. Chairperson Buebendorf resumed the meeting and stated that 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.

Tony Siragusa of 39 Hillcrest Drive requested clarification of agenda item 16(b) regarding the early closing of the Montville Town Hall on Wednesday, November 2012.

9. Communications

a. A copy of the legal bills from Suisman Shapiro for the month of September 2012.

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 results of the preparation, planning, and execution by the general public, businesses, governmental public agencies, and CL&P during the recent Hurricane Sandy and Storm Ari/Athena. Prior to the storm, the Mayor met with a number of individuals from various industries and Police and Fire Departments. He praised everyone for being well prepared and the outstanding reactions to the hurricane and storm. While CL&P line crews did their jobs well, Mayor McDaniel was dismayed with the management of CL&P with regards to their lack of communication and slow response time compounded by their neglect in attending to the priority list of 36 (thirty-six) items as discussed in numerous meetings throughout his time in office. From an emergency management perspective, their handling of the disaster's aftermath was not acceptable with all due respect and in all fairness to the community, as a whole, who were so well prepared.

Due to the disaster declaration with FEMA, the town will be able to receive 100% reimbursement for the first ten (10) days from the onset of the storm. A 75% reimbursement might also be received for costs incurred for the storm preparation, and an additional 75% following the ten (10) days. Residents may continue to drop off any brush they might have in the brush pile at Camp Oakdale. Both Senators Blumenthal and Representative Courtney paid a visit to the town and a telephone call from President Obama was received. Councilor Murphy added that there also appeared to be a lack of communication between the crews and CL&P to obtain approval to reattach and energize lines. The Mayor plans to discuss the issues with CL&P with the state legislature. Councilor Caron recommended the Town Council send a letter of disappointment to CL&P regarding the poor service and the towns resulting frustrations from their lack of communication and response to the situation.

Other events which took place include an overly successful Trick or Trunk event on Friday, October 26, and a very nice Veterans Day breakfast at Murphy School on Friday, November 9 and ceremony on Sunday, November 11. Appreciation was extended to all who attended. Congratulations offered to the Montville Youth Football team for making it to the Championships and placing second after their game at Camp Oakdale.

CLA will be delivering the contracts for the rebuilding of the Montville Road Bridge on Friday, November 16. Following the receipt of the contracts, a meeting with CLA will be planned. In addition, the Mayor will be speaking with the state and Mr. Barry Ellison, Director of the Public Works Department in Norwich, regarding the Montville Road Bridge.

Theresa Hart, Finance Director for the Town of Montville, reported on the sales of three properties at a public auction which was held on Saturday, October 13: (1) 314 Route 163, \$500.00 (five hundred dollars), (2) 1455 Route 32, \$2,500.00 (two thousand five hundred dollars), and (3) 275 Maple Avenue, \$15,500.00 (fifteen thousand five hundred dollars). The properties will be transferred to the bidders and returned to the tax roll.

12. Reports from Standing Committees.
 - a. Town Administration/Rules of Procedure – Councilor Tanner – no meeting
 - b. Finance – Councilor Murphy

Councilor Murphy discussed the CCM Discount Drug Program. As a member of CCM,

the Town of Montville, would be able to offer un- and under-insured residents a card which will enable them to receive up to 45% off prescription drugs. CCM has made agreements with local pharmacies, including CVS. As such, individuals may need to change pharmacies to take advantage of the discount. Other towns, including Waterford, are currently taking part in the program.

- c. Public Works/Solid Waste Disposal – Councilor Longton – no meeting

13. Reports from Special Committees and Liaison Councilors

- a. Councilor Caron: Commission on Aging; Social Services; Montville Youth Services; Senior Center; School Building Committee.

While they have received much support, Social Services continues to be in need of food and monetary donations. They have started creating holiday baskets. The office of Social Services has been very busy receiving early applications for heat. As of October, 33 (thirty-three) additional families have been added to the list. In addition, over 33,000 meals have been delivered throughout the town. The Montville-Pequot Lions Club, Montville Lions, and Eastern CT AAA Lions, along with Lions International applied for and received a \$2,500.00 (two thousand five hundred dollar) grant from FEMA. The funds will be used to purchase food for Social Services.

Councilor Murphy presented a \$1,000.00 (one thousand dollar) check for Social Services from the Oakdale Firehouse.

Councilor Caron expressed his gratitude of the people, businesses, and the Fire Department for their support.

The Senior Center is in the early stages of installing a generator.

The Director of the Youth Center has been appointed to the position of the President of the CT Youth Services Association. \$6,000.00 (six thousand dollars) has been generated from the implementation of fees for after-school programs and \$1,000 (one thousand dollars) was netted from the pancake breakfast fundraiser. The director has applied for a technology grant with the Montville Education Foundation and has also applied for and received a \$2,500.00 (two thousand five hundred) grant supporting and improving the youth program currently in place with the police department.

- b. Councilor Jones: Library; Planning & Zoning Commission

The Library conducted their annual meeting on Thursday, November 8. The U.S. Department of Postal Services is currently reaching out to various libraries in the area, which have been affected by the recent reduction of hours/closures, regarding a new program entitled the Village Post Office. Libraries would partner with the USPS to make stamps, flat rate priority boxes/envelopes available to the public for purchase. Post Office boxes may also be installed.

The Library became fully automated in September. They are now members of Overdrive where patrons with online access may borrow and download audio- and e-books and E-Quest enabling the borrowing of books through interlibrary loans.

The Library is currently a repository for Social Services to collect toys and food items for the upcoming holidays.

The Friends of the Library has drafted some by-laws. While not currently on the Board of the Raymond Library, The Friends of the Library was formed by members of the community to assist the library in improving literacy. They are currently in the process of applying for a tax-exempt number and, upon receipt, will be applying for 501c3 status.

Councilor Jones was voted to be a member of the Library's Board of Directors. As such, she will be required to recuse herself from voting on library funds at budget time.

Planning & Zoning Commission has approved a special permit for a cluster of subdivisions located at 316 Chapel Hill Road. The wetlands permit was granted in July and the project should move forward on this eight (8) lot sub-division of single homes.

c. Councilor Longton: Economic Development Commission

Councilor Buebendorf presented the report for the Economic Development Commission who held an organizational meeting in an effort to revitalize the Commission. A Chairperson, vice-chair, and secretary were elected. The secretary agreed to take the minutes for their meetings. Several ideas were discussed, including pursuing the tourism route, which was started last year. They will continue their discussions with existing businesses regarding their reasons for staying, interactions with the town, easing the process for new businesses, and being a good liaison between new business prospects and the Town. They will be discussing their plans for the coming year in the upcoming meeting on Monday, November 19.

d. Councilor McFee: Volunteer Firefighters Relief Fund; Public Safety Building Committee, Inland Wetlands Commission

No report for the Volunteer Firefighters Relief Fund and the Inland Wetlands Commission.

Please refer to the earlier report presented by Ms. Vlaun regarding the Public Safety Building Committee under item 4(a) Special Recognitions/Presentations above.

e. Councilor Murphy: Board of Education; WPCA.

As of November 1, there are 1,088 (one thousand eighty eight) delinquent users for a total of \$349,335.00 (three hundred forty nine thousand three hundred and thirty five dollars) which is currently being addressed with the Commission to determine how the funds will be received. In an effort to bring public water to Montville High School, the Committee is investigating the possibility of using the rail line on Route 163 rather than the highway to possibly extend a waterline to the high school. The High School recently installed filters in an attempt to remedy their issues. They are currently in the planning stages of the solar panel project with Green Point Energy.

Board of Education meeting is scheduled for Tuesday, November 20.

On behalf of the many questions she has received from teachers and citizens, Councilor Tanner inquired about Superintendent Ms. Pamela Aubin's pay raise. To the best of Councilor Murphy's knowledge, the Superintendent was given a 1.9% raise.

f. Councilor Tanner: Parks & Recreation Commission; Non-Profit Organizations

The Trick or Trunk event on October 27 was a huge success. Over 52 cars raised their trunks for the 1,000-plus people who attended the event. Appreciation was extended to all who took part and attended the event.

Basketball Clinics have begun. Students are currently being evaluated for team placement. Parks & Recreation Commission would like to thank Rand Whitney who funded the painting of the buildings at Camp Oakdale, which came out beautifully.

The Holiday Parade is scheduled for December 2. Anyone interested in entering a float should contact the Parks & Recreation. Parks & Recreation inquired as to how the Town Council is planning on marching in the Parade.

The installation of mirrors for the dance class is being planned. The next booklet is slated to be due out in early January.

No report for the Non-Profit Organization.

g. Councilor Buebendorf: Public Safety Commission; Regional Dispatch Committee

Public Safety Commission did not have a quorum and, as such, was unable to meet last month.

Councilor Buebendorf received a report from Chairperson Ray Occhialini stating that most of the installation for the regional dispatch area in the Public Safety Building has been completed. The Committee is hoping to partner with other towns as many have expressed an interest. Mayor McDaniel noted that meetings to discuss a partnership with the towns of Colchester and Salem are currently being re-scheduled as their original meeting was cancelled due to the storm.

14. Appointments and Resignations

- a. To consider and act on a motion to appoint Mr. Daniel Dunn to the Youth Services Advisory Board with a term to expire December 22, 2014.

Motion made by Councilor Tanner, seconded by Councilor Caron. Discussion: none. Voice vote, 7-0, all in favor. Motion carried.

- b. To consider and act on a motion to appoint Mr. Scott LaVallie to Parks and Recreation Commission with a term to expire November 14, 2016.

Motion made by Councilor Tanner, seconded by Councilor Caron. Discussion: none. Voice vote, 7-0, all in favor. Motion carried.

- c. To consider and act on a motion to appoint Ms. Ellen Hillman to the Parks & Recreation Commission with a term to expire November 14, 2016.

Motion made by Councilor Jones, seconded by Councilor Tanner. Discussion: none. Voice vote, 6-1 with Councilor Murphy in opposition. Motion carried.

- d. To consider and act on a motion to appoint Ms. Ellen Hillman to the Conservation Commission with a term to expire November 14, 2014.

Motion made by Councilor Jones, seconded by Councilor McFee. Discussion: Though there is currently a sufficient number of members on the Commission to form a quorum, the Commission has not been holding any meetings. Councilor Buebendorf will contact the members and schedule a meeting. The possible need for a liaison to initiate the meetings will be added to the next agenda for discussion. Voice vote, 6-1 with Councilor Caron in opposition. Motion carried.

- e. To consider and act on a motion to appoint Ms. Susan Rickards to the Youth Services Advisory Board with a term to expire November 8, 2014.

Motion made by Councilor Caron, seconded by Councilor Tanner. Discussion: the Youth Services Advisory Board currently has 12 (twelve) openings. Voice vote, 7-0, all in favor. Motion carried.

- f. To consider and act on a motion to remove Ms. Meghan Leonard from the Montville Youth Services Advisory Board for lack of attendance.

Motion made by Councilor Jones, seconded by Councilor Tanner. Discussion: The reasons behind Ms. Leonard's lack of attendance is unknown; several individuals have attempted to contact her in vain. There is a provision regarding the removal of a member following three absences, but the removal is not automatic and must be requested by the chair. Voice vote, 7-0, all in favor. Motion carried.

15. Unfinished Business - none

16. New Business

- a. **Resolution #2012-78. THE TOWN OF MONTVILLE HEREBY RESOLVES to refund taxes due to overpayments and corrections in the amount of \$4,413.60 (four thousand four hundred thirteen and sixty cents) as requested by the Tax Collector (Councilor Buebendorf)**

Motion made by Councilor Caron, seconded by Councilor Jones. Discussion: none. Roll call vote, 7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: none. Motion carried.

- b. **Resolution #2012-79. THE TOWN OF MONTVILLE HEREBY RESOLVES to close the Montville Town Hall at 1:00 p.m. on Wednesday, November 21, 2012 in observance of the Thanksgiving holiday. (Councilor Buebendorf)**

Motion made by Councilor Jones, seconded by Councilor Longton. Discussion: In response to Mr. Siragusa, item 8, the resolution refers only to the administrative offices at Montville Town Hall which experiences a lack of traffic during those hours. The staff will be paid for the full day and no lunch will be taken. All other employees, including the Police Department, Fire Department, Transfer Station, WPCA, and Public Works, will be required to work their normal hours. Roll call vote, 6-1. Voting in favor: Councilors Caron, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: Councilor Jones. Motion carried.

- c. **Resolution #2012-80. THE TOWN OF MONTVILLE HEREBY RESOLVES to authorize Mayor Ronald McDaniel to execute a joint resolution with the other eight SEAT municipalities regarding the future provision of transit service in**

Southeastern Connecticut. (Mayor McDaniel)

Motion made by Councilor McFee, seconded by Councilor Jones. Discussion: none. Roll call vote, 7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: none. Motion carried.

- d. **Resolution #2012-81. THE TOWN OF MONTVILLE HEREBY RESOLVES to authorize the Mayor Ronald McDaniel to sign and execute an updated Telcom License Agreement between the Connecticut Light & Power Company and the Town of Montville-Chapel Hill Road, Montville, CT. (Mayor McDaniel)**

Motion made by Councilor Jones, seconded by Councilor Tanner. Discussion: The agreement was updated to include new equipment which was recently placed on the CL&P tower the town currently utilizes. An inspection of compliance was conducted by CL&P. Roll call vote, 7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: none. Motion carried.

- e. **Resolution #2012-82. THE TOWN OF MONTVILLE HEREBY RESOLVES to adopt the ordinance titled “An Ordinance Regarding the conveyance of Real Property Located at 245 Lynch Hill Rd” as heard at a public hearing on Wednesday, November 14, 2012. (Councilor Murphy)**

Motion made by Councilor Longton, seconded by Councilor Tanner. Discussion, Councilor Jones noted, for the record, that while she did not attend the Public Hearing, she is in support of the ordinance. Roll call vote, 6-1. Voting in favor: Councilors Caron, Jones, Longton, Murphy, Tanner, and Buebendorf. Voting in abstention: Councilor McFee. Motion carried.

- f. **Resolution #2012-83. THE TOWN OF MONTVILLE HEREBY RESOLVES to adopt the ordinance titled “An Ordinance Regarding the Conveyance of Real Property Located at 230B Maple Avenue” as heard at a public hearing on Wednesday, November 14, 2012. (Councilor Murphy)**

Motion made by Councilor Caron, seconded by Councilor Longton. Discussion, Councilor Jones noted, for the record, that while she did not attend the Public Hearing, she is in support of the ordinance. Roll call vote, 6-1. Voting in favor: Councilors Caron, Jones, Longton, Murphy, Tanner, and Buebendorf. Voting in abstention: Councilor McFee. Motion carried.

- g. **Resolution #2012-84. THE TOWN OF MONTVILLE HEREBY RESOLVES to authorize Mayor Ronald McDaniel to sign and execute Agreements and Contracts, along with all necessary Agreement/Contract documents, on behalf of the Town of Montville with the Department of Transportation of the State of Connecticut related to a Cash Grant Toward the Purchase of Wheelchair-Accessible Motor Vehicle(s) for Elderly and/or Disabled Persons Transportation Programs and for a Scholarship Program Related Thereto. (Mayor McDaniel)**

Motion made by Councilor Longton, seconded by Councilor Tanner. Discussion: The grant is in reference to a \$40,000 grant for a new elderly/disabled persons bus. An additional scholarship component for drivers to receive training sessions relevant to the transportation of elderly/disabled persons is also included in the agreement/contract. Roll call vote, 7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy,

Tanner, and Buebendorf. Voting in opposition: none. Motion carried.

- h. **Resolution #2012-85. THE TOWN OF MONTVILLE HEREBY RESOLVES to set the 2013 regular monthly meeting dates of the Town Council on the second Monday of every month, excluding holidays that will be scheduled on the Wednesday of that week. The scheduled meeting dates are as follows; January 14th, February 11th, March 11th, April 8th, May 13th, June 10th, July 8th, August 12th, September 9th, October 16th (Wednesday), November 13th (Wednesday 8:00pm), December 9th to be held at 7:00 p.m. in the Town Council Chambers. (Councilor Buebendorf)**

Motion made by Councilor Jones, seconded by Councilor Longton. Discussion, none. Roll call vote, 7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: none. Motion carried.

- i. **Resolution #2012-86. THE TOWN OF MONVILLE HEREBY RESOLVES to set the 2013 budget meetings as follows: April 23, Board of Education Public Hearing, 6 PM at Montville High School Auditorium; April 24, Town Budget Public Hearing, 6 PM at Town Council Chambers; May 23, Town Council Special Budget Meeting, 6 PM at Montville High School Auditorium. (Councilor Murphy)**

Motion made by Councilor Jones, seconded by Councilor Tanner. Discussion: The date of the Town Budget Public Hearing is earlier than in previous years to accommodate for the time needed for the Finance Committee to review the budget and to provide the public to petition the budget. While it is the hope that all of the figures will be produced in time for the Hearing, some pessimism was expressed that that may be the case. It was acknowledged that existing pending issues in the prior year delayed the process. Preliminary hearings, which are open to the public, are being held this year by the Finance Committee in an attempt to expedite the process. Roll call vote, 7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: none. Motion carried.

- j. **Resolution #2012-87. THE TOWN OF MONTVILLE HEREBY RESOLVES to participate in the CCM Prescription Discount Card Program. (Councilor Murphy)**

Motion made by Councilor Jones, seconded by Councilor Caron. Discussion: Finance Director Theresa Hart presented the details of the program. Administered by ProAct, the program offers discounts for prescriptions, Lasik, vision, and hearing services at the following participating pharmacies: CVS, Rite-Aid, and Stop and Shop. All residents will be mailed a card. CCM will be incurring the costs of and handling all of the marketing for the program, including posters, which may be posted in public areas. The attorney has reviewed the agreement. Many towns are currently participating in the program, which has had an overwhelming response. The program is open to all un- and under-insured residents, including those with high deductibles. The average savings is approximately 45%. It is expected to take 5-6 weeks to implement the program. Roll call vote, 7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: none. Motion carried.

- k. To Consider and act on a Motion to introduce an ordinance titled "Ordinance Amending Ordinance 2012-8 to Establish Senior Safety Zones," adopted October 10, 2012 and to set the date of December 10, 2012, for a public hearing on same to begin at 6:30 PM and to be conducted in Council Chambers at Town Hall. (Bill Caron)

Motion made by Councilor Caron, seconded by Councilor Longton. Discussion: The

wrong ordinance was inadvertently introduced and approved at the previous meeting hence, the amended ordinance. Attorney Fiengo presented the amended ordinance which mirrors that of the State Legislature's Senior Safety Zone Restrictions and carves out two (2) exceptions for those registered offenders who have obtained approval from the First Selectman or Chief of Police and are either (1) employed by a business which provides services in one of the zones may continue employment or (2) a visiting relative residing in senior housing. Though the original ordinance was not passed by the State Legislature, it did receive bi-partisan support and was passed unanimously by the Judiciary Committee and the Committee on Aging for the State of CT. The amended ordinance will be re-presented to the State Legislature in the near future. Concern regarding the possible violation of constitutional rights and the vulnerability of the ordinance of unnecessary litigation was expressed. Attorney Fiengo clarified that the initial ordinance did not include the two pertinent exceptions. In addition, more specific language has been added to the ordinance to clarify the specific zoning area(s). Law enforcement will be required to have "reasonable suspicion" that a crime has been committed or that a law has been violated prior to stopping an individual and obtaining proper identification, which will, then, be checked against the registered list of offenders. It is reasonable to presume that statistics regarding cases of crimes committed against seniors are in existence leading to the creation of the legislation of the ordinance. It was noted that the National Commission on Aging and the AARP does not support the ordinance, which was created and is supported by politicians, alone. Attorney Fiengo reiterated that the purpose of the ordinance is to designate certain areas to help ensure senior safety. In so doing, he has researched federal case laws through various ordinances and created an ordinance that represents the language which best upholds federal case law.

Motion was made by Councilor Murphy, seconded by Councilor Caron to move the question and end the debate. Voice vote, 5-2. Voting in favor: Councilors Caron, Longton, Murphy, Tanner, and Buebendorf. Voting in opposition: Councilors Jones and McFee. Motion carried.

A vote was taken to send the ordinance to a Public Hearing on December 10, 2012. Voice vote, 5-2. Voting in favor: Councilors Caron, Longton, Murphy, Tanner, and Buebendorf. Voting in opposition: Councilors Jones and McFee. Motion carried.

1. To Consider and act on a Motion to introduce an ordinance titled "Ordinance Amending Ordinance 2010-3 to Establish Child Safety Zones," adopted October 14, 2010 and to set the date of December 10, 2012, for a public hearing on same to begin at 6:15 PM and to be conducted in Council Chambers at Town Hall. (Bill Caron)

Motion made by Councilor Murphy, seconded by Councilor Longton. Discussion: Councilor Murphy made a motion to move the ordinance to a Public Hearing on December 10, 2012, seconded by Councilor Caron. Voice vote, 6-1. Voting in favor: Councilors Caron, Jones, Longton, Murphy, Tanner, and Buebendorf. Voting in opposition: Councilor McFee. Motion carried.

A vote was taken to send the ordinance to a Public Hearing on December 10, 2012. Voice vote, 5-2. Voting in favor: Councilors Caron, Longton, Murphy, Tanner, and Buebendorf. Voting in opposition: Councilors Jones and McFee. Motion carried.

- m. **Resolution #2012-88. THE TOWN OF MONTVILLE HEREBY RESOLVES to hire Agnes Miyuki to serve as Minutes Clerk of the Town Council. (Councilor Buebendorf)**

Motion made by Councilor Murphy, seconded by Councilor Tanner. Discussion: While the Town Council procedures authorizes the Chair to hire a minutes clerk subject the approval of the Town Council, the Chair acknowledged that communication regarding the hiring of a new Minutes Clerk could have been better. Roll call vote, 7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: none. Motion carried.

n. Resolution #2012-89. THE TOWN OF MONTVILLE HEREBY RESOLVES to Consider and act on a Resolution to adopt the Hazard Mitigation Plan Update for the Town of Montville. (Mayor McDaniel)

WHEREAS, the Town of Montville has historically experienced severe damage from natural hazards and is continues to be vulnerable to the effects of flooding, thunderstorms, high wind, winter storms, wildfires, earthquakes, and dam failure, resulting in loss of property and life, economic hardship, and threats to public health and safety;

WHEREAS, the Southeastern Connecticut Council of Governments, of whom the Town of Montville is a member, has developed and received conditional approval from the Federal Emergency Management Agency (FEMA) for its Hazard Mitigation Plan Update under the requirements of 44 CFR 201.6;

WHEREAS, the Plan specifically addresses hazard mitigation strategies and Plan maintenance procedures for the Town of Montville;

WHEREAS, the Plan recommends several hazard mitigation actions/projects that will provide mitigation for specific natural hazards that impact the Town of Montville, with the effect of protecting people and property from loss associated with those hazards;

WHEREAS, adoption of this Plan will make the Town of Montville eligible for funding to alleviate the impacts of future hazards;

NOW THEREFORE BE IT RESOLVED by the Town Council of the Town of Montville that:

1. The Plan is hereby adopted as an official plan of the Town of Montville;
2. The respective officials identified in the mitigation strategy of the Plan are hereby directed to pursue implementation of the recommended actions assigned to them;
3. Future revisions and Plan maintenance required by 44 CFR 201.6 and FEMA are hereby adopted as a part of this resolution for a period of five (5) years from the date of this resolution.
4. An annual report on the progress of the implementation elements of the Plan shall be presented to the Town Council by October 1 of each calendar year.

Motion made by Councilor Jones, seconded by Councilor Tanner. Discussion. The Hazard Mitigation Plan is periodically updated to enable the Town to qualify for reimbursement by FEMA for areas of vulnerability. The town has identified those areas prone to wind damage, flood damage, and the like, including trees endangering power lines, with engineers. The Plan will be valid for five (5) years. Roll call vote,

7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: none. Motion carried.

- o. **Resolution #2012-90. THE TOWN OF MONTVILLE HEREBY RESOLVES to earmark \$3,000 (three thousand dollars) in the Contingency Account (10480-52164) for Social Services Miscellaneous Supplies Account (10720-530A) in the event the funds are needed to supplement the depleted food bank for the remainder of the fiscal year. (Councilor Murphy)**

Motion made by Councilor McFee, seconded by Councilor Jones. Discussion: Mayor McDaniel recited a letter received by Ms. Kathleen Doherty-Peck, Director of Senior & Social Services, reporting on the following items: the success of the collections of food and monetary donations from the school drive, businesses, organizations, and individuals of food and monetary donations for 350 Thanksgiving holiday baskets; the Food Bank has been very busy supplying food for all of the families which have been adversely affected by the hurricane; the \$2,500.00 FEMA grant received by the Montville-Pequot Lions Club in association with Lions Club International and the two local Lions Clubs for food items to be delivered on Friday, November 16; the East Lyme Police Cadets have been working to collect over 500 turkeys to be distributed in Christmas baskets. Ms. Doherty-Peck is touched by the generosity of the community and thanks the Council for its support. It was emphasized that the need for both food and monetary donations is ongoing and does not pertain only to the holiday season. In addition, \$3,000.00 was donated by the Jimmy Moran Center.

Motion to amend the resolution made by Councilor Caron, seconded by Jones. Discussion: none. Voice vote, 7-0, all in favor. Motion carried.

Vote on the resolution as amended. Discussion: none. Roll call vote, 7-0. Voting in favor: Councilors Caron, Jones, Longton, McFee, Murphy, Tanner, and Buebendorf. Voting in opposition: none. Resolution adopted.

17. Remarks from the Public with a three minute limit – none.
18. Executive Session – none.
19. Remarks from the Councilors

Councilor Jones wishes everyone a Happy Thanksgiving holiday.

Councilor Longton was pleased with the response of the Town during the aftermath of Hurricane Sandy. Many have expressed to him the same sentiment.

Councilor Caron thanked the Mayor, the employees, volunteers, police department, and public works for a great job on behalf of the EOC. He extended congratulations to the Montville Youth Football team for making it to and placing second in the championship games. Youth Services will be open during the Holiday Parade, hot chocolate will be served offered free of charge and, perhaps, some characters from the Parade will be present. As a final comment, Councilor Caron expressed that the reason behind the ordinance regarding the establishment of senior safety zones [item 16(k)] is to protect the town's citizens and seniors. The Senior Club Board voted for him to present and help implement the ordinance and it is his full intention to do so.

Councilor Murphy announced that the Oakdale Fire Department, with the good graces of the

taxpayers of Montville, received a new fire pumper truck on Tuesday, November 13. While the truck was purchased without any additional features, the technological advancements are no comparison to their old 1994 fire pumper truck. Councilor Murphy plans on driving the truck to Town Hall so that the Council and citizens, alike, may view the truck.

Councilor Tanner thanked everyone for their response to the Hurricane Sandy and especially the Mayor for helping to expedite the return of power to a neighboring area. She plans on investigating the possibilities of transferring the area's line of power from the East Lyme to the Montville in hopes that their power will be returned to them in a more timely manner during such situations. She also wishes everyone a Happy Thanksgiving.

Mayor McDaniel thanks everyone for their generosity and support before, during and after the Hurricane and Storm.

Councilor Buebendorf hopes that all of the Councilors will participate in the Holiday Parade on December 2nd and appreciates the Council's good, civil discussion this evening.

20. Adjournment

Motion made by Councilor Caron, seconded by Councilor Longton, to adjourn the meeting at 9:03 p.m. Discussion, none. Voice vote, 7-0, all in favor. Motion carried.

Respectfully Submitted by:

Agnes Miyuki, Minutes Clerk for the Town of Montville.

AN AUDIO RECORD OF THE MEETING IS ON FILE IN THE MONTVILLE TOWN CLERK'S OFFICE