



Town of Groton, Connecticut

45 Fort Hill Road
Groton, CT 06340-4394
Town Clerk (860)441-6640
Town Manager (860)441-6630

Meeting Agenda

Town Council

Mayor Harry A. Watson, Councilors Peter J. Bartnik, Jr., Heather Sherman Bond, Catherine Kolnaski, Frank O'Beirne, Jr., John F. Scott, Paulann H. Sheets, James L. Streeter, and Elissa T. Wright.

Tuesday, June 06, 2006

7:30 PM

Town Hall Annex - Community Room 1

REGULAR MEETING

I. ROLL CALL

II. SALUTE TO THE FLAG

III. RECOGNITION, AWARDS & MEMORIALS

2006-0145 Proclamation Honoring Carol W. Kimball

Proclamation - TC

2006-0176 Proclamation Honoring Omar G. Allvord

Proclamation - TC

PUBLIC HEARING

Recess for Public Hearing on:

2006-0177 Public Hearing on Amendment of Bus Ordinance

Ordinance

PUBLIC HEARING ON AMENDMENT OF BUS ORDINANCE

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF GROTON:

(a) Legislative finding. The operation of motor vehicles of the bus type in livery service on any of the enumerated public streets or highways, which streets or highways are narrow, without adequate sidewalks, and frequently congested, endangers the safety of pedestrians and other travelers on such streets or highways, especially children and the elderly, and constitutes a noisome, unreasonable and unnecessary invasion of the property and privacy rights of residents and property owners.

(b) Definitions. The term "motor vehicle of the bus type in livery service" means and includes every motor vehicle with a seating capacity of 20 or more passengers which is used for the transportation of passengers for hire with the exceptions noted in C.G.S. § 13b-101.

(c) Acts prohibited. No person shall operate a motor vehicle of the bus type in livery service on any of the following public streets or highways:

Academy Lane
Bank Street
Burrows Street
Clift Street
Eldridge Street
Elm Street (Mystic)
Fort Rachel Place
Front Street
Gravel Street
Grove Avenue
High Street (Noank)
High Street, Mystic from Noank Road (Route #215) north to Cow Hill Road/Allyn Street connector
Library Street
Military Highway between Grove Avenue and Crystal Lake Road

Palmer Court (Noank)
 Park Place
 Pearl Street (Mystic)
 Pearl Street (Noank)
 Riverview Avenue (Noank)
 Starr Street
 Ward Avenue
 West Mystic Avenue

(d) Penalty. Any person violating the provisions of this section shall be fined not more than \$100.00 for each offense.

IV. CITIZENS' PETITIONS, COMMENTS AND CONCERNS

This is the portion of the Council Agenda where the Council welcomes comments from citizens. Each presentation should be limited to ten minutes or less, and citizens should, if possible, submit written comments. Presentations should be related to matters pertinent to Groton. Town Councilors will only ask questions in order to clarify the speaker's presentation and can respond during the Responses to Citizens' Petitions portion of the Town Council meeting. Citizens should make their presentations from the lectern and state their names and addresses for the record.

V. RESPONSES TO CITIZENS' PETITIONS, COMMENTS AND CONCERNS

VI. CONSENT CALENDAR

All matters listed under Item VI (Consent Calendar) are considered to be routine and will be enacted by one motion. No separate discussion of these items will take place, unless cause is shown prior to the time Council votes on the motion to adopt.

a. Approval of Minutes

2006-0174 Approval of Minutes (Town Council) Resolution - Consent

RESOLUTION ACCEPTING TOWN COUNCIL MINUTES

RESOLVED, that the minutes of the Town Council Meetings of May 16, 2006 and May 23, 2006 are hereby accepted and approved.

b. Deletions from the Town Council Referral List

2006-0137	Bodenwein Public Benevolent Foundation Grant for the Arts Cafe - Mystic Program	Referral
2006-0148	FYE 2006 Suspense List	Referral
2006-0162	Establishment of Tax Rate for General Fund (FYE 07)	Referral
2006-0163	Establishment of Tax Rate for Mumford Cove District Fund (FYE 07)	Referral
2006-0164	Establishment of Tax Rate for Groton Sewer District Fund (FYE 07)	Referral
2006-0167	Future of Pumpout Boat Program	Referral
2006-0171	Resolution Authorizing Town Manager to Enter into an Agreement for a Grant-Assisted Purchase of Hybrid Vehicles	Referral
2006-0172	Referring Ledyard's Request for Sewer Service to WPCA	Resolution

c. Special Trust Fund Contributions

2006-0170 Special Trust Fund Contributions Resolution - Consent

RESOLUTION ACCEPTING CONTRIBUTIONS TO SPECIAL TRUST FUNDS

RESOLVED, that the Town Council hereby accepts contributions to the Town as follows:

Jim Moody - \$55.00 - Animal Control Facility

Joellen Anderson - \$250.00 - Library Discretionary

VII. COMMUNICATION REPORTS (Other than Committee Reports)

- a. Town Councilors**
- b. Representative Town Meeting**
- c. Clerk of the Council**
- d. Town Manager**
- e. Town Attorney**

VIII. COMMITTEE REPORTS

- a. Community & Cultural Development - Chairman Scott**
- b. Economic Development - Chairman Bond**
- c. Education/Health & Social Services - Chairman Kolnaski**
- d. Environment & Recreation - Chairman Sheets**
- e. Finance - Chairman Wright**
- f. Personnel/Appointments/Rules - Chairman O'Beirne**
- g. Public Safety - Chairman Streeter**
- h. Public Works - Chairman Bartinik**
- i. Committee of the Whole - Mayor Watson**

IX. UNFINISHED BUSINESS**X. NEW BUSINESS**

2006-0162 Establishment of Tax Rate for General Fund (FYE 07)

Referral

2006-0137 Bodenwein Public Benevolent Foundation Grant for the Arts Cafe - Mystic Program

Referral

RESOLUTION AUTHORIZING A BODENWEIN GRANT APPLICATION FOR THE ARTS CAFE-MYSTIC PROGRAM

WHEREAS, the Arts Cafe-Mystic is a popular program that provides live performances by writers and musicians, supports the local writing community, and gives scholarships to student writers at local high schools, and

WHEREAS, the Arts Café-Mystic has received grants from the Bodenwein Public Benevolent Foundation for the past nine years, allowing the Town of Groton's Department of Parks and Recreation to administer the Arts Café performances, therefore be it

RESOLVED, that the Town Manager may accept a Bodenwein Foundation grant of \$8,500 for the fall of 2006 and the spring of 2007.

Legislative History

	4/13/2006	Mayor	Referred	Town Council Finance Committee
	5/23/2006	Town Council Finance Committee	Recommended for a Resolution	
2006-0167	Future of Pumpout Boat Program			Referral

RESOLUTION APPROVING NEGOTIATED PURCHASING FOR PUMP-OUT BOAT SERVICES

WHEREAS, the Town Council desires to continue the pump-out boat service that is managed by the Town of Groton for the Mystic River, during the active boating season of 2006, and

WHEREAS, the Connecticut Department of Environmental Protection has strongly encouraged the Town Council to continue the pump-out boat service and has offered to increase the financial subsidy for such service if the Town of Groton will be responsible for its operations, and

WHEREAS, the Town Charter, at Section 7.2.4.2, established the presumption that contracts and purchases for goods or services in excess of \$5,000 should be done by competitive bids, unless the Town Council determines such procedure to be against the best interests of the Town, and

WHEREAS, the Town is soliciting bids for pump-out boat services for the coming summer, and

WHEREAS, the possibility exists that an acceptable bid may not be received, therefore be it

RESOLVED, that the Town Council hereby authorizes non-competitive, negotiated acquisition of pump-out boat services, to be carried out by the direction of the Town Manager.

Legislative History

	5/18/2006	Mayor	Referred	Town Council Committee of the W
	5/23/2006	Town Council Committee of the Whole	Recommended for a Resolution	

Councilor Bond feels it is important to continue the pumpout boat program. If the program is discontinued, beaches and shellfish beds could be closed. She noted the success of the Noank Hatchery and urged support for the program.

Town Manager Oefinger noted that despite the RTM's action, staff has proceeded with the program. He provided a history of the program noting that last fall the Council decided to contract out the service, and DEP has signed off on the grant application. Proposals are due back on June 1st. There are insurance issues that vendors will have to deal with because they must use Groton's boat so that the Town can qualify for the grant dollars. The Town is hoping to receive bids that are within the budget. If there are no bids, the Manager will want to discuss with the Council waiving the bid process or going back and running the program the way it has been done in the past. Unless otherwise directed by the Council, staff is proceeding as if there will be a pumpout boat program this summer. Town Manager Oefinger feels that a majority of the RTM will be open to a supplemental appropriation if necessary.

	5/23/2006	Town Council Committee of the Whole	Motion	
2006-0171	Resolution Authorizing Town Manager to Enter into an Agreement for a Grant-Assisted Purchase of Hybrid Vehicles			Referral

RESOLUTION AUTHORIZING TOWN MANAGER TO ENTER INTO AN AGREEMENT FOR A GRANT-ASSISTED PURCHASE OF HYBRID VEHICLES

WHEREAS, on September 13, 2005 and April 12, 2006 the Town Council and RTM, respectively, authorized the expenditure of \$45,000 from funds appropriated from the Fleet Reserve (Account 60400.5420) for the purchase of three Ford Escape hybrid all-wheel drive vehicles, Town funds to be used jointly with funds provided in Connecticut Department of Transportation Project No. 170-2488,

now therefore be it

RESOLVED, that Town Manager Mark Oefinger (also known as Mark R. Oefinger) was authorized to enter into an agreement with the State of Connecticut for a cash grant toward the purchase of alternative fuel motor vehicle(s), FHWA Grant No. CM-00R(298), State Project No. 170-2488, as of the date of the signing of the contract which was April 28, 2006.

Legislative History

5/23/2006 Mayor Referred Town Council Committee of the W

5/23/2006 Town Council Committee of Discussed the Whole

The Town Manager asked the Committee to add an item to the agenda to consider a resolution authorizing the Town Manager to sign the agreement for hybrid vehicles.

5/23/2006 Town Council Committee of Recommended for a the Whole Resolution

2006-0172 Referring Ledyard's Request for Sewer Service to WPCA Resolution

RESOLUTION REFERRING A REQUEST FOR SEWER SERVICE

WHEREAS, the Town of Ledyard's Department of Planning has asked the Town of Groton to consider providing sewer service in connection with the development of land in Ledyard that is adjacent to the Town of Groton, near Route 12, and

WHEREAS, the feasibility of sharing sewer facilities is a question that is within the responsibilities of Groton's Water Pollution Control Authority, now therefore be it

RESOLVED, that the Town Council refers the Town of Ledyard's request to the Groton WPCA and requests that the WPCA return its opinion to the Town Council.

Legislative History

5/23/2006 Town Council Committee of Referred Water Pollution Control Authority the Whole

XI. OTHER BUSINESS

XII. ADJOURNMENT