

7. Executive Session – None

8. Adjournment

Mr. Grandelski made a motion, seconded by Mr. Lee, to adjourn the meeting.

Voice Vote: Unanimous. Motion passed.

The meeting ended at 8:12 p.m.

Respectfully submitted,

Elizabeth Buzalski
Council Secretary

**TOWN COUNCIL
KILLINGLY TOWN COUNCIL
PUBLIC HEARING
REGULAR MEETING
SPECIAL TOWN MEETING**

DATE: TUESDAY, August 10, 2021

TIME: 7:00 P.M.

PLACE: TOWN MEETING ROOM
KILLINGLY TOWN HALL

PUBLIC HEARING

The Town Council of the Town of Killingly held a Public Hearing on Tuesday, August 10, 2021, at 7:00 p.m. at which time interested persons were heard on the following ordinances:

Agenda item 7a:

**ORDINANCE TO AUTHORIZE THE CONVEYANCE OF A GAS DISTRIBUTION
EASEMENT TO YANKEE GAS SERVICES COMPANY FOR THE KILLINGLY HIGH
SCHOOL NATURAL GAS LINE CONNECTION**

WHEREAS, the Town wishes to grant a Gas Distribution Easement unto Yankee Gas Services Company dba Eversource Energy;

WHEREAS, pursuant to Section 1008 of the Town Charter, the Town Manager has determined the value of said Gas Distribution Easement is in excess of Five Thousand Dollars (\$5,000.00)

NOW, THEREFORE, BE IT ORDAINED, that this Town grant and convey unto Yankee Gas Services Company dba Eversource Energy, a specially chartered Connecticut corporation having its principal office in the Town of Berlin in the State of Connecticut, its successors and assigns, the non-exclusive perpetual right to install, operate, maintain and repair natural gas lines over, under and across land of the Company situated in the Town of Killingly, County of Windham

and State of Connecticut, as set forth in the proposed easement presented to this meeting, which is hereby ordered filed with the records of this meeting; and

BE IT FURTHER ORDAINED that the Town Manager is authorized to execute and deliver in the name of the Town an easement as presented to this meeting and to do any and all other acts necessary to effectuate the foregoing.

KILLINGLY TOWN COUNCIL

Jason Anderson

Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

Agenda item 14a:

ORDINANCE TO AUTHORIZE ACCEPTANCE FROM RYAN DANDENEAU OF A DRAINAGE AND ACCESS EASEMENT FOR THE CHASE ROAD PAVING PROJECT

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town authorizes acceptance of the Drainage and Access Easement for the CHASE ROAD PAVING PROJECT for property in substantially the same form as described in "Easement" as attached hereto, granted to the Town by Ryan J. Dandeneau to provide for drainage and access easement, right to discharge storm water and right to grade on Chase Road.

BE IT FURTHER ORDAINED that the Town Manager is authorized to enter into any contracts or agreements related to the acceptance of the Easement and to have said Easement filed with the Town Clerk's Office.

KILLINGLY TOWN COUNCIL

Jason Anderson

Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

Agenda item 14b:

ORDINANCE TO AUTHORIZE ACCEPTANCE FROM JAMES AND DEBORAH DANDENEAU OF A DRAINAGE AND ACCESS EASEMENT FOR THE CHASE ROAD PAVING PROJECT

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town authorizes acceptance of the Drainage and Access Easement for the CHASE ROAD PAVING PROJECT for property in substantially the same form as described in "Easement" as attached hereto, granted to the Town by James V. and Deborah A. Dandeneau to provide for drainage and access easement, right to discharge storm water and right to grade on Chase Road.

BE IT FURTHER ORDAINED that the Town Manager is authorized to enter into any contracts or agreements related to the acceptance of the Easement and to have said Easement filed with the Town Clerk's Office.

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

Agenda item 14c:

**ORDINANCE TO AUTHORIZE ACCEPTANCE FROM BRAD AND DOMINIQUE
RABITOR OF A DRAINAGE AND ACCESS EASEMENT FOR THE CHASE ROAD
PAVING PROJECT**

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town authorizes acceptance of the Drainage and Access Easement for the CHASE ROAD PAVING PROJECT for property in substantially the same form as described in "Easement" as attached hereto, granted to the Town by Brad T. and Dominique L. Rabitor to provide for drainage and access easement, right to discharge storm water and right to grade on Chase Road.

BE IT FURTHER ORDAINED that the Town Manager is authorized to enter into any contracts or agreements related to the acceptance of the Easement and to have said Easement filed with the Town Clerk's Office.

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

Agenda item 7a did not receive any public comments.

On agenda items 14a, b and c, there were no written public comments.

Sean Dwyer, 172 Stone Rd, stated, as a property owner on Chase Rd, he has not received any correspondence from the Town about the Chase Rd paving project. He is opposed to the project.

Ryan Dandeneau, 99 Chase Rd, spoke in support of the Chase Rd paving project.

Brad Rabitor, 90 Chase Rd, spoke in support of the Chase Rd paving project.

Debbie Dandeneau, 80 Chase Rd, spoke in support of the Chase Rd paving project.

The Public Hearing closed at 7:19 p.m.

**REGULAR MEETING
AGENDA**

The Town Council of the Town of Killingly held a Regular Meeting on Tuesday, August 10, 2021, at 7:00 p.m. in the Town Meeting Room of the Killingly Town Hall, 172 Main Street, Killingly, Connecticut. The agenda was as follows:

1. CALL TO ORDER

2. **PRAYER**
3. **PLEDGE OF ALLEGIANCE TO THE FLAG**
4. **ROLL CALL**
5. **ADOPTION OF MINUTES OF PREVIOUS MEETINGS**
 - a) Special Town Council Meeting – July 6, 2021
 - b) Regular Town Council Meeting – July 13, 2021
6. **PRESENTATIONS, PROCLAMATIONS AND DECLARATIONS**
 - a) Proclamation Recognizing the 231st Birthday of the United States Coast Guard
 - b) Proclamation of Summer Sun Safety Awareness
7. **UNFINISHED BUSINESS FOR TOWN MEETING ACTION**
 - a) Consideration and action on a proposed ordinance to authorize granting to Yankee Gas Services Company of a Gas Distribution Easement for connection of the Killingly High School to the natural gas line
8. **CITIZEN'S STATEMENTS AND PETITIONS**

Pursuant to the Town Council's Rules of Procedure, Article IV, Section 2, all presentations by citizens shall be limited to an aggregate of forty-five (45) minutes and each citizen's presentation shall not exceed five (5) minutes unless otherwise indicated by a majority vote of the Town Council.

Public comment can be emailed to publiccomment@killinglyct.gov or mailed to Town of Killingly, 172 Main Street, Killingly, CT 06239 on or before the meeting. All written public comment must be received prior to 2:00 p.m. the day of the meeting. Written public comment will be posted on the Town's website www.killinglyct.gov.

9. **COUNCIL/STAFF COMMENTS**
10. **APPOINTMENTS TO BOARDS AND COMMISSIONS**
 - a) **Rodney Galton** - Reappointment to the Inlands Wetlands & Water Courses Commission as a Regular Member
 - b) **Kristie Wallis** - Appointment as a Regular Member of the Agricultural Commission.
 - c) **Dana Hopkins** - Appointment as an Alternate member of the Agriculture Commission.
 - d) **Jean Mountford** - Appointment as a Regular Member of the Conservation Commission.
 - e) **David Tein** – Appointment as an Alternate Member of the Planning & Zoning Commission
11. **REPORTS FROM LIAISONS**
 - a) Board of Education Liaison
 - b) Borough Council Liaison
12. **DISCUSSION AND ACCEPTANCE OF MONTHLY BUDGET REPORTS**
 - a) Summary Report on General Fund Appropriations for Town Government
 - b) System Object Based on Adjusted Budget for the Board of Education
13. **CORRESPONDENCE/COMMUNICATIONS/REPORTS**
 - a) Town Manager Report
14. **UNFINISHED BUSINESS FOR TOWN COUNCIL ACTION**
 - a) Consideration and action on a ordinance to authorize acceptance from Ryan Dandeneau of a Drainage and Access Easement for the Chase Road Paving Project
 - b) Consideration and action on a ordinance to authorize acceptance from James and Deborah Dandeneau of a Drainage and Access Easement for the Chase Road Paving Project

- c) Consideration and action on a ordinance to authorize acceptance from Brad and Dominique Rabitor of a Drainage and Access Easement for the Chase Road Paving Project

15. NEW BUSINESS

- a) Consideration and action on a resolution authorizing the salary adjustments for non-union employees and management staff for fiscal year 2021-2022
- b) Consideration and action on a resolution authorizing the transfer of fiscal year 2020-2021 Municipal Coronavirus Relief Funds (CRF) to Reserve for Information Technology
- c) Consideration and action on a resolution approving the transfer of fiscal year 2020-2021 unexpended funds from the Killingly Conservation Commission, Killingly Inlands Wetlands & Watercourses Commission
- d) Consideration and action on a resolution authorizing the Town Manager to implement revised Employee Manual
- e) Consideration and action on a resolution introducing and setting a Public Hearing for September 14th, 2021, on an ordinance amending Chapter 4 of the Code of Ordinances for revision of the Blight Ordinance

16. COUNCIL MEMBER REPORTS AND COMMENTS

17. EXECUTIVE SESSION

18. ADJOURNMENT

REGULAR MEETING

1. Chairman Anderson called the meeting to order at 7:19 p.m.
 2. Prayer by Mr. Wood.
 3. Pledge of Allegiance to the flag.
 4. Upon roll call all Councilors were present except Mr. Lee, who was absent with notification. Also present were Town Manager Calorio and Council Secretary Buzalski.
 5. Adoption of minutes of previous meetings
 - 5a. Mr. Grandelski made a motion, seconded by Mr. Kerttula, to adopt the minutes of the Special Town Council Meeting of July 6th, 2021, and the Regular Town Council meeting of July 13th, 2021.
- Discussion followed.
- Voice Vote: Unanimous. Motion passed.
6. Presentations, proclamations and declarations:
 - 6a. Proclamation Recognizing the 231st Birthday of the United States Coast Guard
- Mr. Anderson read the following:

**A PROCLAMATION RECOGNIZING the
231st Birthday of the United States Coast Guard**

WHEREAS, on August 4, 1790, the newly formed United States Congress and Pres. George Washington signed the Tariff Act that authorized construction of ten vessels called Cutters and the formation of the Revenue Cutter Service, a seagoing military service to enforce tariff collection, customs, navigation laws, inspections, and certify manifests; and

WHEREAS, in 1876, the first Coast Guard Academy, called the Revenue Cutter School of Instruction, was held aboard the schooner Dobbin. The first class of nine cadets boarded in New Bedford, Massachusetts and started their two-year training mission.

WHEREAS, in 1910, the Corps of Cadets sailed the *Itasca* to Fort Trumbull, a Revolutionary War fort in New London, Connecticut in which became the new location of the academy. In 1915, Congress consolidated the maritime agencies and merging it with the U.S. Life-Saving Service and renamed the U.S. Coast Guard which, in 1932, the citizens of New London donated land to the Treasury Department for the current location of the academy.

WHEREAS, the U.S. Coast Guard is a unique branch of the military that serves as a maritime law enforcement agency and a federal regulatory agency providing a faithful protector of the United States in peacetime and in war.

WHEREAS, the U.S. Coast Guard personnel are called into action each day to protect our coast and major waterways and respond to search-and-rescue mission saving thousands of lives each year.

NOW BE IT PROCLAIMED that the Town Council of Killingly, CT recognizes August 4, 2021, as the **231st BIRTHDAY OF THE UNITED STATES COAST GUARD**. We recognize those who sacrifice to keep our country safe and call this observance to the attention of all our citizens. Citizens can reach out to members of the U.S. Coast Guard and express their gratitude for their service to our country in celebration of this event.

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

6b. Proclamation of Summer Sun Safety Awareness

Mr. Anderson read the following:

PROCLAMATION FOR SUMMER SUN SAFETY AWARENESS

WHEREAS, Skin Cancer is the most common cancer in the United States and worldwide. 1 in 5 Americans will develop skin cancer by the age of 70; more than 5 million Americans are diagnosed with skin cancer each year, making it the most common cancer identified in the United States, and

WHEREAS, the most common types of skin cancer include basal cell, squamous cell carcinomas, and melanoma, which is the deadliest form. They are strongly associated with exposure to UV radiation (sunlight and indoor sources); having 5 or more sunburns doubles your risk for melanoma. When detected early, the 5-year survival rate for melanoma is 99%; and

WHEREAS, recent studies show that sun damage in childhood can lead to skin cancer later in life, it also shows young people are not using proper protection such as limiting exposure between the hours of 10:00 a.m. and 4:00 p.m., wearing sun protective clothing, hats, and sunglasses with UVA and UVB protection, and lastly using sunscreens with a SPF of 30 or higher; and

WHEREAS, by taking these steps individuals can reduce their risk of developing cancer and be sun safe outside in relaxation and recreation activities such as boating, pool or water play, sports, and other outdoor excursions.

BE IT PROCLAIMED by the Town Council of the Town of Killingly that the month of August hereby be recognized as Summer Sun Safety Awareness Month; and

BE IT FURTHER PROCLAIMED that all citizens learn the facts about sun safety, practicing a healthy lifestyle, and taking part in the daily practices to lower the statistics of Skin Cancer and its damages,

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

7. Unfinished Business for Town Meeting Action:

7a. Consideration and action on a proposed ordinance to authorize granting to Yankee Gas Services Company of a Gas Distribution Easement for connection of the Killingly High School to the natural gas line

Ms. George made a motion, seconded by Mr. Kertulla, to adopt the following:

**ORDINANCE TO AUTHORIZE THE CONVEYANCE OF A GAS DISTRIBUTION
EASEMENT TO YANKEE GAS SERVICES COMPANY FOR THE KILLINGLY HIGH
SCHOOL NATURAL GAS LINE CONNECTION**

WHEREAS, the Town wishes to grant a Gas Distribution Easement unto Yankee Gas Services Company dba Eversource Energy;

WHEREAS, pursuant to Section 1008 of the Town Charter, the Town Manager has determined the value of said Gas Distribution Easement is in excess of Five Thousand Dollars (\$5,000.00)

NOW, THEREFORE, BE IT ORDAINED, that this Town grant and convey unto Yankee Gas Services Company dba Eversource Energy, a specially chartered Connecticut corporation having its principal office in the Town of Berlin in the State of Connecticut, its successors and assigns, the non-exclusive perpetual right to install, operate, maintain and repair natural gas lines over, under and across land of the Company situated in the Town of Killingly, County of Windham and State of Connecticut, as set forth in the proposed easement presented to this meeting, which is hereby ordered filed with the records of this meeting; and

BE IT FURTHER ORDAINED that the Town Manager is authorized to execute and deliver in the name of the Town an easement as presented to this meeting and to do any and all other acts necessary to effectuate the foregoing.

KILLINGLY TOWN COUNCIL

Jason Anderson

Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

Discussion followed.

Voice vote: Unanimous. Motion passed.

8. Citizens' Statements and Petitions:

Written correspondence was received from Earl McWilliams about the noise control measures taken by Northeast Foods at the Automatic Rolls plant.

Donna Bromwell, Bailey Hill Rd, supports the appointment of the appointments of Ms. Wallis and Mr. Hopkins to the Agricultural Commission. She gave an update on the activities of the Conservation Commission.

John Sarantopoulos, 37 Tunk City Rd, asked why a water line couldn't be put in along with the gas line. He also asked why the Second Amendment resolution was on the Special Town Council meeting of August 3rd rather than tonight's meeting.

Adam Reynolds, 5 Lafantasie Rd, spoke to promote the Cub Scouts and ask for help with their cleanup project.

Michelle Murphy, Breakneck Hill Rd, was happy to see the Second Amendment resolution passed.

9. Council/Staff Comments:

Mr. Anderson asked the Town Manager about the water line feasibility study for the High School. Town Manager Calorio responded.

Ms. Wakefield expressed her support of the Scouts and said that the Rec Department has projects for them.

Ms. Tiik-Barclay said the water line project was about or greater than 10 million dollars.

Mr. Grandelski spoke in support of the Boys Scouts and in support of Donna Bromwell and the Conservation Commission.

Town Manager Calorio, in response from a request by Mr. Anderson, explained what was allowed in Special Town Council Meeting.

Mr. Anderson said that the Council Members who voted affirmatively on the Second Amendment resolution on August 3rd, 2021, have donated the money required to cover the legal fees for that resolution.

Mr. Kerttula made a motion, seconded by Mr. Grandelski, to recess the Town Council meeting in order to hold the Special Town Meeting.

Voice vote: Unanimous. Motion passed.

The Town Council meeting went into recess at 8:00 p.m. and reconvened at 8:06 p.m.

10. Appointments to Boards and Commissions:

10a. Rodney Galton - Reappointment to the Inlands Wetlands & Water Courses Commission as a Regular Member.

Mr. Grandelski made a motion, seconded by Mr. Kerttula, to reappoint Rodney Galton as a Regular Member of the Inlands Wetlands & Water Courses Commission. The term would run May 1, 2021, to April 30, 2024, a 3-year term.

Discussion followed.

Voice vote: Unanimous. Motion passed.

10b. Kristie Wallis - Appointment to the Agricultural Commission as a Regular Member

Mr. Wood made a motion, seconded by Ms. George to appoint Kristie Wallace as Regular Member of the Agricultural Commission The term would run for 3 years from 3/2020 to 2/2025.

Discussion followed.

Voice vote: Unanimous. Motion passed.

10c. Dana Hopkins – Appointment to the Agriculture Commission as an Alternate Member

Mr. Kerttula made a motion, seconded by Ms. George, to appoint Dana Hopkins as an Alternate Member of the Agricultural Commission. The term would run for 3 years from 11/2021 to 10/2024.

Discussion followed.

Voice vote: Unanimous. Motion passed.

10d. Jean Mountford – Appointment to the Conservation Commission as a Regular Member

Mr. Grandelski made a motion, seconded by Mr. Wood, to appoint Jean Mountford as a Regular Member of the Conservation Commission. The term would be for five years from 3/2020 to 2/2025.

Discussion followed.

Voice vote: Unanimous. Motion passed.

10e. David Tein – Appointment to the Planning & Zoning Commission as a Regular Member

Mr. Grandelski made a motion to appoint David Tein as an Alternate Member of the Planning and Zoning Commission. There was no second.

11. Reports from Liaisons:

11a. Report from the Board of Education Liaison:

Board of Education Liaison was not available.

11b. Report from the Borough Liaison:

Borough Liaison LaBerge reported on various activities of the Borough of Danielson.

12. Discussion and Acceptance of Monthly Budget Reports:

12a. Summary Report on General Fund Appropriations for Town Government:

Mr. Wood made a motion, seconded by Ms. Tiik-Barclay, to accept the summary report on general fund appropriations for Town Government.

Discussion followed.

Voice Vote: Unanimous. Motion passed.

12b. System Object Based on Adjusted Budget for the Board of Education:

No report.

13. Correspondence/Communications/Reports:

13a. Town Manager Report

Town Manager Calorio discussed her report and responded to comments and questions from Council Members.

14. Unfinished Business for Town Council Action:

14a. Consideration and action on a ordinance to authorize acceptance from Ryan Dandeneau of a Drainage and Access Easement for the Chase Road Paving Project

Mr. Kerttula made a motion, seconded by Mr. Wood, to adopt the following:

ORDINANCE TO AUTHORIZE ACCEPTANCE FROM RYAN DANDENEAU OF A DRAINAGE AND ACCESS EASEMENT FOR THE CHASE ROAD PAVING PROJECT

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town authorizes acceptance of the Drainage and Access Easement for the CHASE ROAD PAVING PROJECT for property in substantially the same form as described in “Easement” as attached hereto, granted to the Town by Ryan J. Dandeneau to provide for drainage and access easement, right to discharge storm water and right to grade on Chase Road.

BE IT FURTHER ORDAINED that the Town Manager is authorized to enter into any contracts or agreements related to the acceptance of the Easement and to have said Easement filed with the Town Clerk’s Office.

KILLINGLY TOWN COUNCIL

Jason Anderson

Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

Discussion followed.

Voice vote: Unanimous. Motion passed.

14b. Consideration and action on a ordinance to authorize acceptance from James and Deborah Dandeneau of a Drainage and Access Easement for the Chase Road Paving Project

Mr. Kerttula made a motion, seconded by Ms. George, to adopt the following:

ORDINANCE TO AUTHORIZE ACCEPTANCE FROM JAMES AND DEBORAH DANDENEAU OF A DRAINAGE AND ACCESS EASEMENT FOR THE CHASE ROAD PAVING PROJECT

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town authorizes acceptance of the Drainage and Access Easement for the CHASE ROAD PAVING PROJECT for property in substantially the same form as described in “Easement” as attached hereto, granted to the Town by James V. and Deborah A. Dandeneau to provide for drainage and access easement, right to discharge storm water and right to grade on Chase Road.

BE IT FURTHER ORDAINED that the Town Manager is authorized to enter into any contracts or agreements related to the acceptance of the Easement and to have said Easement filed with the Town Clerk's Office.

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

Discussion followed.

Voice vote: Unanimous. Motion passed.

14c. Consideration and action on a ordinance to authorize acceptance from Brad and Dominique Rabitor of a Drainage and Access Easement for the Chase Road Paving Project

Ms. Wakefield made a motion, seconded by, Mr. Kerttula, to adopt the following:

**ORDINANCE TO AUTHORIZE ACCEPTANCE FROM BRAD AND DOMINIQUE
RABITOR OF A DRAINAGE AND ACCESS EASEMENT FOR THE CHASE ROAD
PAVING PROJECT**

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town authorizes acceptance of the Drainage and Access Easement for the CHASE ROAD PAVING PROJECT for property in substantially the same form as described in "Easement" as attached hereto, granted to the Town by Brad T. and Dominique L. Rabitor to provide for drainage and access easement, right to discharge storm water and right to grade on Chase Road.

BE IT FURTHER ORDAINED that the Town Manager is authorized to enter into any contracts or agreements related to the acceptance of the Easement and to have said Easement filed with the Town Clerk's Office.

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
this 10th day of August 2021

Discussion followed.

Voice vote: Unanimous. Motion passed.

15. New Business:

15a. Consideration and action on a resolution authorizing the salary adjustments for non-union employees and management staff for fiscal year 2021-2022

Mr. Kerttula made a motion, seconded by Mr. Wood, to adopt the following:

**RESOLUTION AUTHORIZING SALARY ADJUSTMENTS FOR NON-UNION
EMPLOYEES AND MANAGEMENT STAFF FOR FISCAL YEAR 2021-2022**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town Manager is hereby authorized to implement a compensation increase of 2.25% for part-time and full-time employees Town employees who are not represented by a collective

bargaining unit (not including the Town Manager), and for department heads, effective July 1, 2021.

BE IT FURTHER RESOLVED that the Town Manager is herein authorized to transfer a total amount not to exceed \$45,000 from the contingent account (63-50241) to the Personnel Services and related employee benefits accounts impacted by the herein proposed increases in compensation.

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
This 10th day of August 2021

Discussion followed.

Voice vote: Unanimous. Motion passed.

15b. Consideration and action on a resolution authorizing the transfer of fiscal year 2020-2021 Municipal Coronavirus Relief Funds (CRF) to Reserve for Information Technology

Mr. Grandelski made a motion, seconded by Ms. Wakefield, to adopt the following:

**RESOLUTION AUTHORIZING THE TRANSFER OF FISCAL YEAR 2020-21
MUNICIPAL CORONAVIRUS RELIEF FUNDS (CRF) to RESERVE FOR
INFORMATION TECHNOLOGY**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the transfer of up to \$41,211.07 from the Municipal CRF Funds to the Reserve for Information Technology, for fiscal year 2020-21.

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut,
this 10th day of August 2021

Discussion followed.

Voice vote: Unanimous. Motion passed.

15c. Consideration and action on a resolution approving the transfer of fiscal year 2020-2021 unexpended funds from the Killingly Conservation Commission, Killingly Inlands Wetlands & Watercourses Commission

Mr. Grandelski made a motion, seconded by Ms. Wakefield, to adopt the following:

**RESOLUTION APPROVING THE TRANSFER OF FISCAL YEAR 2020-2021
UNEXPENDED FUNDS FROM THE KILLINGLY CONSERVATION COMMISSION,
KILLINGLY INLANDS WETLANDS AND WATERCOURSES COMMISSION AND**

**KILLINGLY AGRICULTURE COMMISSION APPROPRIATIONS TO THE OPEN
SPACE LAND ACQUISITION FUND**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the unexpended funds for fiscal year 2020-21 from the Killingly Conservation Commission (account #09-50264) in the amount of \$1,416.09, the Killingly Inlands Wetlands and Watercourses Commission (account #09-50258) in the amount of \$2,971.63 and the Killingly Agriculture Commission (account #09-50298) in the amount of \$1,173.25 be transferred to the Open Space Land Acquisition Fund (account #23310).

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
This 10th day of August 2021

Discussion followed.
Voice vote: Unanimous. Motion passed.

15d. Consideration and action on a resolution authorizing the Town Manager to implement revised Employee Manual

Mr. Grandelski made a motion, seconded by Mr. Kerttula, to adopt the following:

**RESOLUTION AUTHORIZING THE TOWN MANAGER TO IMPLEMENT REVISED
EMPLOYEE MANUAL**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town Manager is hereby authorized to implement the revised Employee Manual.

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
This 10th day of August 2021

Discussion followed.
Voice vote: Unanimous. Motion passed.

15e. Consideration and action on a resolution introducing and setting a Public Hearing for September 14th, 2021, on an ordinance amending Chapter 4 of the Code of Ordinances for revision of the Blight Ordinance

Mr. Wood made a motion, seconded by Mr. Kerttula, to adopt the following:

**A RESOLUTION TO INTRODUCE AND SET THE DATE OF SEPTEMBER 14, 2021,
FOR A PUBLIC HEARING ON AN ORDINANCE AMENDING CHAPTER 4 OF THE
CODE OF ORDINANCES FOR REVISION OF THE BLIGHT ORDINANCE**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the following Ordinance be introduced and set down for Public Hearing on Tuesday, August 10,

2021, at 7:00 P.M. in the Town Meeting Room of the Killingly Town Hall, 172 Main Street, Killingly, Connecticut:

ORDINANCE #21

AN ORDINANCE AMENDING CHAPTER 4 OF THE CODE OF ORDINANCES FOR REVISION OF THE BLIGHT ORDINANCE

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that, the following amendment as shown in underline or strike through to Chapter 4 Article VI Section 4-184 through Section 4-190 of the Town of Killingly Code of Ordinances be adopted:

Section 4-184 Definitions

Accessory structure shall mean a structure, the use of which is customarily incidental and subordinate to that of principal building, structure or use on the same lot.

Blighted premise shall mean:

- A. Any building or structure, or any part of a structure that is a separate unit, or a parcel of land, or any accessory structure, or fence, where ~~the Building Official~~ **the Town Manager's Designee**, determines that two or more of the following conditions exists:
 1. The existing conditions pose a serious threat to the health, safety and welfare of town citizenry;
 2. The building or structure, or any part of a structure that is a separate unit, or a parcel of land, or any accessory structure, or fence (the "premise") is not being properly maintained, as evidenced by the existence, to a significant degree, of one or more of the following conditions:
 - (a) Missing, broken or boarded windows or doors;
 - (b) Collapsing or deteriorating exterior walls, roofs, stairs, porches, handrails, railings, basement hatchways, or floors;
 - (c) Exterior walls which contain holes, breaks, loose or rotting materials or which are not properly surface coated to prevent deterioration;
 - (d) Foundation walls which contain open cracks or breaks;
 - (e) Overhang extensions, including but not limited to canopies, marquees, signs, awnings, stairways, fire escapes, standpipes and exhaust ducts which contain hazardous decay;
 - (f) Chimneys, flues and similar appurtenances which are in a state of disrepair;
 - (g) Insect screens which contain tears or ragged edges;
 - (h) Garbage, trash or debris improperly stored or accumulated on the premises, or abandoned vehicles on the premises (unless the premise is a junkyard licensed by the State of Connecticut);
 - (i) Overgrown grass and offensive weeds at least 18 inches in height and/or other invasive noxious plants such as poison ivy, poison sumac, poison oak or ragweed are present on any portion of the property that is proximate to a public right of way;
 - (j) Vermin infestations;
 - (k) In the case of a fence, broken or rotted boards or in an otherwise dilapidated condition; or
 - (l) Any other exterior condition leading to the progressive deterioration of the neighborhood.
 3. The premise is attracting illegal activity constituting a public nuisance, as defined in Connecticut General Statutes 19a-343, as documented in police department records;
 4. The premise contains remnants of a burned structure or material and/or is a fire hazard as determined by the Fire Marshal or as documented in the fire department records;
 5. The premise is a factor creating a substantial and unreasonable interference with the use and enjoyment of other premises within the surrounding area as documented by neighborhood complaints, police reports, the cancellation of insurance on proximate properties; or similar circumstances constituting a nuisance.

Citation Hearing Officer shall mean an individual(s) appointed by the Town Manager to conduct hearings authorized by this chapter.

Connecticut General Statutes shall include any applicable amendments.

Deterioration shall mean the condition or appearance of a building or structure, characterized by holes, breaks, rot, crumbling, cracking, peeling, rusting, or other evidence of physical decay or neglect, excessive use or lack of maintenance.

Legal occupancy shall mean occupancy in accordance with state building and fire codes, local zoning regulations, local housing ordinances and all other pertinent codes.

Neighborhood shall mean an area of the Town comprised of all premises or parcels of land, any part of which is within a radius of 1,000 feet of any part of another parcel or lot within the Town.

Noxious vegetation shall mean any vegetation that is injurious to the public health, safety, peace, or convenience

Nuisance is an unreasonable interference with the public's right to property. It includes conduct that interferes with public health, safety, peace or convenience.

Owner/occupier shall mean any person, institution, foundation, entity or authority which owns, leases, rents, possesses, or is responsible for property within the Town.

Proximate property shall mean any premises or parcel of land within 1,000 feet of a blighted premise within a village.

Solid waste means any solid, liquid, semisolid or contained gaseous material including but not limited to demolition debris, trash, refuse, and the like.

Vacant shall mean a period of 60 days or longer during which a building or structure or part thereof is not legally occupied by human beings.

Vacant parcel shall mean a parcel of land with no structure(s) thereon.

Vegetation shall mean grass or plants not planted as a crop or for ornamental purposes

Village shall mean a geographical area localized in a community within accepted similar zip code; i.e. cul-de-sac, subdivision, sub areas with similar uses.

Section 4-185 Signs, Awnings and Marquees

- A. Signs - All permanent signs and billboards exposed to public view permitted by reason of other ordinances or laws shall be maintained in good repair. Any signs which are excessively weathered or faded or those upon which the paint has excessively peeled or cracked or whose supporting members have deteriorated shall be removed forthwith or put into a good state of repair by the owner of the sign.
- B. Awnings and marquees - Any awning or marquee and its accompanying structural member which extends over any street, sidewalk or other portion of the premises shall be maintained in good repair and shall not constitute a nuisance or a safety hazard. In the event that such awnings or marquees are not properly maintained in accordance with the foregoing, they shall, together with their supporting structure, be removed forthwith. In the event that said awnings or marquees are made of cloth, plastic or of similar materials, said cloth or plastic where exposed to public view shall be maintained in good condition and shall not show evidence of excessive weathering, ripping, tearing or other holes. Nothing herein shall be construed to authorize any encroachment on streets, sidewalks, or other parts of the public domain.

Section 4-186 Removal of weeds or similar vegetation

- A. Every owner/occupier of property shall keep his property free from noxious vegetation of any type which, in the opinion of the ~~Building-Official~~ **Town Manager's Designee**, is proximate to a public right of way.
- B. Any violation shall constitute a nuisance which may be abated by the Town at the expense of the owner, lessor, lessee or any other person in possession or any one or any combination of these to whom the ~~Building-Official~~ **Town Manager's Designee** has given not less than 10 days written notice of intention to abate such nuisance. Such expense may be collected by the Town in a civil action against any one or more of the above-named persons responsible therefore.

Section 4-187 Solid Waste, Storage and Littering

- A. Accumulation restricted. It shall be unlawful for an owner/occupier to allow solid waste to accumulate anywhere on premises in the Town in such a manner as to create an offensive, unsightly, or unsanitary condition.
- B. Storage requirements. In the event that property usage would result in the stacking or piling of materials, including equipment, even if wanted and useful, they must be so arranged as to prohibit the creation of a blighting factor to their neighbors. Furthermore, all useful, wanted material, including equipment, stored outdoors, shall be stored in an orderly fashion and, to the extent reasonably feasible, shall be located in the rear yard.
- C. Any violation shall constitute a nuisance which may be abated by the Town at the expense of the owner, lessor, lessee or any other person in possession or any one or any combination of these to whom the Town Manager's Designee has given not less than 10 days written notice of intention to abate such nuisance. Such expense may be collected by the Town in a civil action against any one or more of the above-named persons responsible therefore.

Section 4-188 Blighted Premises

- A. No owner/occupier of real property within the Town shall cause or allow blighted premises to be created nor shall any owner/occupier allow the continued existence of blighted premises.
- B. The ~~Building-Official~~ **Town Manager's Designee** shall be authorized to proceed in accordance with the provisions of this ordinance with regard to enforcement of this ordinance.
- C. Any violation shall constitute a nuisance which may be abated by the Town at the expense of the owner, lessor, lessee or any other person in possession or any one or any combination of these to whom the Town Manager's Designee has given not less than 10 days written notice of intention to abate such nuisance. Such expense may be collected by the Town in a civil action against any one or more of the above-named persons responsible, therefore.

C. ADMINISTRATION AND ENFORCEMENT

Section 4-189 Inspections, Complaints and Enforcement

- A. The ~~Building-Official or his/her designee~~ **Town Manager's Designee** is authorized and empowered to make inspections of all premise(s) located within the Town of Killingly pursuant to:
 1. A complaint that an alleged violation of the provisions of this code or of applicable rules or regulations may exist pursuant thereto may exist, or
 2. When the ~~Building-Official~~ **Town Manager's Designee** has sufficient reason to believe that a violation of this code or any rules or regulations pursuant thereto has been or is being committed.
 3. If an owner, occupant or other person in charge of a premise(s) fails or refuses to permit free access and entry to the premise(s) under his control, or any part thereof, with respect to which an inspection authorized by this code is sought to be made, the Town Manager or his/her designee may petition a court of competent jurisdiction to obtain an inspection warrant.
- B. **Notice of Violation**
Whenever the ~~Building-Official~~ **Town Manager's Designee** determines a violation of this ordinance in fact exists, enforcement shall be in accordance with Section 4-77 – Notice of Violation (NOV), excepting however, that the ~~Building-Official~~ **Town Manager's Designee** may issue a NOV warning letter prior to issuance of the actual Notice of Violation. The NOV warning letter may allow corrective work to be completed in ten (10) days or as agreed to by both parties. If the property is rehabilitated

to the satisfaction of the ~~Building Official~~ **Town Manager's Designee**, no further enforcement action will be taken.

Section 4-190 Enforcement by Citation and Penalties

- A. If the remedial action(s) specified in the Notice of Violation are not timely performed, the ~~Building Official~~ **Town Manager's Designee** shall issue a written citation to the owner/occupier.
 - B. Citation Procedures shall be in accordance with Sections 1-9 and 1-10 as to penalties, citation hearing officers, hearings, notice of assessment and appeal. The owner/occupier may not contest a Notice of Violation warning letter before a Citation Hearing Officer.
 - C. Penalties for offenses:
 - 1. Each violation of any provision of this code shall be considered a separate offense hereunder.
 - 2. Each day any violation of any provision of this code shall continue shall constitute a separate offense hereunder.
 - 3. Each separate offense shall be punishable by a fine of not more than \$100 per day administered pursuant to the provision of Section 1-9 and 1-10 of the Killingly Code of Ordinances.
 - 4. The imposition of any fine or civil penalty shall not be construed to prevent the enforcement of other laws related to the premise(s) or to prevent the initiation of other enforcement measures or penalties, as appropriate.
- (Ord. C15-01 of 2-10-15; Effic. 2-26-15)

BE IT FURTHER ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the amendment shall be published in summary with full copies available at the Town Clerk, Town Manager and Public Library for public inspection.

KILLINGLY TOWN COUNCIL
 Jason Anderson
 Chairman

Dated at Killingly, Connecticut
 this 10th day of August 2021

Discussion followed.

Voice vote: Unanimous. Motion carried.

16. Council Member Reports and Comments:

Mr. Grandelski reported on the WPCA meeting and the Conservation Commission.

Mr. Wood reported on the Personnel Subcommittee meeting and the Ordinance Subcommittee meeting.

Mr. Kerttula attended the Personnel Subcommittee meeting and the Ordinance Subcommittee meeting.

Mr. Anderson reported on the Fiscal Subcommittee meeting.

Ms. George attended the Ordinance Subcommittee meeting and the NECCOG meeting.

Ms. Wakefield reported on the Board of Rec meeting.

Ms. Tiik-Barclay reported on the Housing Authority meeting.

17. Executive Session - None

18. Adjournment:

Mr. Grandelski made a motion, seconded by Mr. Wood, to adjourn the meeting.

Voice Vote: Unanimous. Motion passed.

The meeting ended at 9:33 p.m.

Respectfully submitted,

Elizabeth Buzalski
Council Secretary

DRAFT