

**KILLINGLY TOWN COUNCIL
SPECIAL TOWN COUNCIL MEETING**

DATE: Tuesday, August 3, 2021

TIME: 7:00 P.M.

PLACE: TOWN MEETING ROOM
KILLINGLY TOWN HALL

**AGENDA
KILLINGLY TOWN COUNCIL**

The Town Council of the Town of Killingly held a Special Meeting on Tuesday, August 3, 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. Roll Call**
- 3. Interviews of Board/Commission applicants**
 - a) Melissa Phillips – Reappointment to the Board of Recreation as a Regular Member
 - b) Rodney Galton – Reappointment to the Inlands Wetlands & Watercourses Commission as a Regular Member
 - c) Kristie Wallis – Appointment to the Agricultural Commission as a Regular Member
 - d) Dana Hopkins – Appointment to the Agricultural Commission as a Alternate Member
 - e) Jean Mountford - Appointment to the Agricultural Commission as a Regular Member
 - f) David Tein – Appointment to the Planning & Zoning Commission as an Alternate Member

4. Citizens' 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 minutes (45) and each citizen's presentation shall not exceed five (5) minutes unless otherwise indicated by a majority vote of the Town Council.

All 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 public comment must be received prior to 2:00 p.m. the day of the meeting. Public comment will be posted on the Town's website www.killinglyct.gov.

5. Old Business - None

6. New Business

- a) Consideration and action on a resolution supporting the Second Amendment

7. Executive Session – None

8. Adjournment

**KILLINGLY TOWN COUNCIL
SPECIAL TOWN COUNCIL MEETING**

1. Chairman Anderson called the Special Meeting to order at 7:00 p.m.

2. On Roll Call, all counselors were present except Mr. LaPrade, who was absent with notification. Town Manager Calorio, Finance Director Hawkins, and Council Secretary Buzalski were also present.

3. Interviews for Boards/Commissions:

3a. Melissa Phillis was unable to attend.

3b. Councilors interviewed **Rodney Galton**. Mr. Galton is seeking reappointment to the Inlands Wetlands & Water Courses Commission as a Regular Member. The term would run May 1, 2021, to April 30, 2024, a 3-year term.

3c. Councilors interviewed **Kristie Wallis**, 249 Mashentuck Rd, Danielson. Ms. Wallis is interested in being appointed as a Regular Member of the Agricultural Commission. She has been serving as an Alternate member since November 2020. The term would run for 3 years from 3/2020 to 2/2025.

3d. Councilors interviewed **Dana Hopkins**, 26 Bear Hill Road, E. Killingly. Mr. Hopkins is interested in being appointed as an Alternate member of the Agriculture Commission. The term would run for 3 years from 11/2021 to 10/2024.

3e. Councilors interviewed **Jean Mountford**, 281 Bailey Hill Road, Danielson. Ms. Mountford is interested in being appointed as a Regular Member of the Conservation Commission. She has been serving as an Alternate Member since November 2020.

3f. Councilors interviewed **David Tein**, 117 Sandy Point Lane, Dayville. Mr. Tien is interested in being appointed as an Alternate Member of the Planning and Zoning Commission. The Alternate Term runs for 3 years and would run from 01/01/2020 to 12/31/2023.

4. Citizens' Statements and Petitions

Written public comments were received from:

Marc Therrien, 46 Dog Hill Rd,
James Marcy,
Leon Renaud, 137 Quinebaug Rd,
Kevin Brignole, 1083 Davis Ave,
Michael Beausoleil, 72 Dyer St,
Victor Burnett,
Brian Mongeau, 180 Roth Rd,
Cory Chace, Vice President, Killingly Building Products,
Cody S,
Daniel Schaefer,
Cheyenne Laprade,
Troy Sanchas, East Killingly,
Michael Schaefer,
Jeff Chmura, 42 Fairmount St, Putnam,
Samantha Soper-Caetano,
Scott Clifford, 103 River St,
Jack Thuotte,
Albion and Paula Tarr

all wrote in support of the Second Amendment resolution.

In-person Public Statements:

Nick Borodets, 1397 Norwich Rd, Plainfield, strongly supports the Second Amendment.

Scott Heap, 63 Soap St, asked if the Council was required to take an Oath of Office and he supports the Second Amendment resolution.

Steven Acevedo, 652 Chestnut Hill, strongly supports the Second Amendment.

John Sarantopoulos, 37 Tunk City Rd, does not feel that the entire Town supports this resolution, but only a small population of very vocal citizens. He is against passing this resolution.

Richard Parent, 28 Shawnee Drive, supports the peoples' right to defend themselves.

Jason Muscara, 14 Granite Court, spoke in support of the resolution.

Doug Cutler, Jr, 187 Roth Rd, is in support of the resolution.

5. Old Business – None

6. New Business

6a. Consideration an action on a resolution supporting the Second Amendment

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

A RESOLUTION OF THE KILLINGLY TOWN COUNCIL SUPPORTING THE SECOND AMENDMENT

WHEREAS, the Constitution of the United States is the supreme law of our nation; and

WHEREAS, the Second Amendment to the Constitution adopted in 1791 states, "a well-regulated militia being necessary to the security of a free State, the right of the people to keep and bear arms shall not be infringed"; and

WHEREAS, the U.S. Supreme Court found in *Miranda v. Arizona*, 384 U.S. 436 (1966), that, "where rights secured by the Constitution are involved, there can be no rule making or legislation which would abrogate them; and

WHEREAS, the U.S. Supreme Court in the *District of Columbia v. Heller*, 554 U.S. 570 (2008), affirmed that the Second Amendment right to keep and bear arms is not connected in any way to service in a militia; and

WHEREAS, the U.S. Supreme Court in *United States v. Miller*, 307 U.S. 174 (1939), stated that firearms that are part of ordinary military equipment with use that could contribute to the common defense are protected by the Second Amendment; and

WHEREAS, the Fourteenth Amendment to the Constitution states, "no State shall make or enforce any law which shall abridge the privileges or immunities of citizens of the United States; nor shall any State deprive any person of life, liberty, or property, without due process of law, nor deny to any person within its jurisdiction the equal protection of the laws;" and

WHEREAS, the U.S. Supreme Court in *McDonald v. City of Chicago*, 561 U.S. 742 (2010), affirmed that a person's Second Amendment right to "keep and bear arms" is further secured by the "due process" and the "privileges and immunities" clauses of the Fourteenth Amendment. This decision also protects rights closely related to the Second Amendment, namely the right to manufacture, transfer, purchase, and sell firearms, accessories, and ammunition; and

WHEREAS, the Tenth Amendment to the Constitution states, "the powers not delegated to the United States by the Constitution, nor prohibited by it to the States, are reserved to the States respectively, or to the People;" and

WHEREAS, the U.S. Supreme Court found in *Printz v. United States*, 521 U.S. 898 (1997), that the Federal government cannot compel law enforcement officers of the States to enforce federal laws as

it would increase the power of the Federal government far beyond that which the Constitution intended; and

WHEREAS, Article I, Section 2, of the Connecticut Constitution states that, "All political power is inherent in the people, and all free governments are founded on their authority, and instituted for their benefit; and they have at all times an undeniable and indefeasible right to alter their form of government in such manner as they may think expedient," and

WHEREAS, Article I, Section 15, of the Connecticut Constitution states that, "Every citizen has a right to bear arms in defense of himself and the state," and

WHEREAS, due to dual sovereignty of the U.S. Constitution, the Federal government has no authority to enforce state laws and States cannot be compelled to enforce Federal laws; and

WHEREAS, the last protectors of the U.S. Constitution are Law Enforcement Officers and "we the people of the United States of America" and our ability to fulfill that role successfully rests on our Second Amendment rights; and

WHEREAS, those who are elected to public office swear an oath to uphold the Constitution of the United States of America, and for state and local officials, their respective state Constitution; and

WHEREAS, the state and federal constitutions were designed as a restraint upon the government and not the people as intended by our founders who recognized that unrestrained government leads to tyranny.

NOW THEREFORE, BE IT RESOLVED by the Town Council of Killingly Connecticut, as follows:

Section 1. The above recitals are true and correct and incorporated in this Resolution.

Section 2. The Killingly Town Council supports the Second Amendment in order to preserve for the People of, on, and in Killingly, their rights guaranteed by the Constitution of the United States of America and Constitution of the State of Connecticut.

Section 3. We the People of Killingly, Connecticut, through this resolution hereby declare our rights, our freedom and our liberty as guaranteed by the Constitution of the United States of America and further affirmed by the Constitution of the State of Connecticut.

KILLINGLY TOWN COUNCIL
Jason Anderson
Chairman

Dated at Killingly, Connecticut
This 3rd day of August 2021

Discussion followed.

Roll Call vote: Mr. Grandelski – No, Mr. Wood – Yes, Mr. Lee – Yes, Mr. Kerttula – Yes, Ms. George – Yes, Ms. Wakefield – Yes, Ms. Tiik-Barclay – Yes, Mr. Anderson – Yes.

Motion passed, 7-1.

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
