**TOWN COUNCIL**

**REGULAR MEETING**

**DATE:** TUESDAY, July 7, 2017

**TIME:** 7:00 P.M.

**PLACE:** TOWN MEETING ROOM

KILLINGLY TOWN HALL

**AGENDA**

1. **CALL TO ORDER**
2. **PRAYER**
3. **PLEDGE OF ALLEGIANCE**
4. **ROLL CALL**
5. **ADOPTION OF MINUTES OF PREVIOUS MEETINGS**
   1. Special Town Council Meeting: June 6, 2017
   2. Regular Town Council Meeting: June 13, 2017
6. **PRESENTATIONS, PROCLAMATIONS AND DECLARATIONS**

a) Swearing-in ceremony for Officer Joe Sharkey

1. **UNFINISHED BUSINESS FOR TOWN MEETING ACTION**
2. **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.

1. **COUNCIL/STAFF COMMENTS**
2. **APPOINTMENTS TO BOARDS AND COMMISSIONS**
3. **DISCUSSION AND ACCEPTANCE OF MONTHLY BUDGET REPORTS**

a) Summary Report on General Fund Appropriations for Town Government - June

b) System Object Based on Adjusted Budget for the Board of Education – April/May

12. **REPORTS FROM LIAISONS**

a) Board of Education Liaison

b) Borough Council Liaison

13. **CORRESPONDENCE/COMMUNICATIONS/REPORTS:**

14. **UNFINISHED BUSINESS FOR TOWN COUNCIL ACTION:**

15. **NEW BUSINESS:**

a)Consideration and action on a resolution to introduce and set a public hearing and Special Town Meeting on an ordinance authorizing the sale of Town-owned property at 95 Pratt Road

b) Consideration and action on a resolution to introduce and set a date for a public hearing on an ordinance amending the Killingly Code of Ordinances, Chapter 14—Taxation, Division 1— Property Tax Relief Policy for Public Safety Volunteers

c) Consideration and action on a resolution supporting the current purchase of and future budgeting for a mass notification system

d) Consideration and action on a resolution to authorize the execution of a two-year contract with the State of Connecticut for Resident Trooper services

e) Consideration and action on a resolution to approve and adopt a newly updated Town Manager performance evaluation rubric

f) Consideration and action on a resolution to discontinue tax stabilization agreement and community environmental benefit agreement negotiations with NTE Connecticut, LLC

g) Consideration and action on a resolution to accept the negotiated terms of the Lake Rd Holdings, LLC tax appeal of its October 1, 2015 Grand List assessment

16. **COUNCIL MEMBER REPORTS AND COMMENTS**

17. **EXECUTIVE SESSION:**

18. **ADJOURNMENT**

**KILLINGLY TOWN COUNCIL**

1. Chairperson Griffiths called the meeting to order at 7:00 p.m.
2. Prayer by Ms. LaBerge.
3. Pledge of Allegiance to the flag.
4. Upon roll call all Councilors were present except Mr. Alemian, who arrived at 7:05 p.m., and Mr. Ide and Mr. A. Griffiths, who were absent with notification. Also present were Town Manager Hendricks, Town Attorney St. Onge, and Council Secretary Buzalski.

5. Adoption of minutes of previous meetings

5a. Ms. Ricci made a motion, seconded by Ms. LaBerge, to adopt the minutes of the Special Town Council Meeting of June 6, 2017.

Voice vote: Unanimous. Motion passed.

5b.Ms. Ricci made a motion, seconded by Ms. LaBerge, to adopt the minutes of the Regular Town Council Meeting of June 13, 2017.

Discussion followed. Ms. LaBerge made a correction to page 145 item 13a should read “Town department heads”

Voice vote:  Unanimous, with corrections. Motion passed.

6. Presentations, proclamations and declarations:

Town Manager Hendricks swore in Killingly’s newest Constable, Officer Joe Sharkey.

Chairman Griffiths called a 10-minute recess at 7:11 p.m.

7. Unfinished Business for Town Meeting Action: None

8. Citizens’ Statements and Petitions:

Earl McWilliams, 215 North Shore Rd, feels that the Council should not continue negotiations with NTE

Tim Eves from NTE Energy, gave an update on the project.

Jason Anderson, 125 Lake Rd, spoke against the NTE power plant project.

Denise Archambault, 259 North Shore Rd, agreed with Jason’s comments.

9.  Council/Staff Comments:

Mr. D. Griffiths stated that, in his opinion, any agreement with NTE should come before the public before it is voted on.

10. Appointments to Boards and Commissions:   None

11.  Discussion and Acceptance of Monthly Budget Reports:

11a.   ­Summary Report on General Fund Appropriations for Town Government:

Ms. Pratt made a motion, seconded by Ms. Ricci, to accept the June Summary Report on General Fund Appropriations for Town Government.

Discussion followed.

Voice vote:  Unanimous. Motion passed.

11b. System Object Based on Adjusted Budget for the Board of Education:

Ms. Ricci made a motion, seconded by Ms. LaBerge, to accept the April/May System Object Based on Adjusted Budget for the Board of Education.

Ms. Pratt made a motion, seconded by Ms. Ricci, to suspend the rules to allow Superintendent Rioux to speak.

Discussion followed.

Voice vote:  Unanimous. Motion passed.

Mr. Rios answered questions and comments from Council members.

On the original motion, voice vote:  Unanimous. Motion passed.

12.  Reports from Liaisons:

12a. Report from the Board of Education Liaison:

Superintendent Rioux reported on activities of the Board of Education and the Schools and responded to questions and comments from Councilors.

12b. Report from the Borough Liaison:

Council Member LaBerge reported on various activities of the Borough of Danielson.

13. Correspondence/Communications/Reports:

Town Manager Hendricks reported that Hygeia Reservoir is currently open. He gave an update on the greenhouse at Wakefield Ave, executed a one-year subscription with Grantfinder, is working to upgrade software for channel 22. CT Water is holding public meetings July 18, 3 p.m. and 6 p.m. on the water main issue, has a MOA with Veterans’ Coffeehouse. He also gave an update on the school roofs, the tennis and basketball courts, and the Constabulary.

14.  Unfinished Business for Town Council Action:

15.  New Business:

15a.Consideration and action on a resolution to introduce and set a public hearing and Special Town Meeting on an ordinance authorizing the sale of Town-owned property at 95 Pratt Road

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

**a RESOLUTION to introduce and set a Public Hearing and Special Town Meeting on an Ordinance authorizing the sale of Town property at 95 pratt road**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the following ordinance be introduced and set down for public hearing and a Special Town Meeting on Tuesday, August 8, 2017 at 7:00 p.m. and 8:00 p.m. respectively, in the Town Meeting Room of the Killingly Town Hall, 172 Main Street, Killingly, Connecticut:

**Ordinance authorizing the sale of Town property at**

**95 pratt road**

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town Manager is hereby authorized to sign and execute a quit claim deed and such other documents as may be needed to convey, subject to a perpetual conservation easement, the Town-owned real estate at 95 Pratt Road, said property being 4.95 acres of undeveloped land, to Richard Fedor of 137 Pratt Road pursuant to the bid of $10,000 for said purchase as submitted on March 20, 2014.

KILLINGLY TOWN COUNCIL

David A. Griffiths

Chairman

Dated at Killingly, Connecticut

this 11th day of July 2017

Discussion followed.

Voice vote:  Unanimous. Motion passed.

15b. Consideration and action on a resolution to introduce and set a date for a public hearing on an ordinance amending the Killingly Code of Ordinances, Chapter 14—Taxation, Division 1— Property Tax Relief Policy for Public Safety Volunteers

Ms. Pratt made a motion, seconded by Mr. Alemian, to adopt the following:

**A RESOLUTION TO INTRODUCE AND SET A DATE FOR A PUBLIC HEARING ON an ordinance amending the Killingly Code of Ordinances, Chapter 14—TAXATION, DIVISION 1—PROPERTY TAX RELIEF POLICY FOR PUBLIC SAFETY VOLUNTEERS, SECTION 14-47—MEMBER ELIGIBILITY**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the following Ordinance be introduced and set down for a public hearing on Tuesday, August 8, 2017, at 7:00 p.m. in the Town Meeting Room of the Killingly Town Hall, 172 Main Street, Killingly, Connecticut:

**an ordinance amending the Killingly Code of Ordinances, Chapter 14—TAXATION, DIVISION 1—PROPERTY TAX RELIEF POLICY FOR PUBLIC SAFETY VOLUNTEERS, SECTION 14-47—MEMBER ELIGIBILITY**

**Chapter 14—taxation**

BE IT ORDAINED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Killingly Code of Ordinances, Chapter 14-Taxation, Division 1-Property Tax Relief Policy for Public Safety Volunteers, Section 14-47-Member Eligibility, be amended as follows:

**Section 14-47a**—strike “To be considered a “member in good standing,” a member of area fire department would have to obtain a total of twenty-five (25%) percent of the total points possible,” and replace with the following:

An active volunteer fire department member will be considered to be in good standing and eligible for tax relief based upon his/her attendance at calls, drills, training, and meetings each year. Attendance requirements vary from department to department, based upon the call volume of a particular department. Attendance requirements are as follows:

Departments with 800 or more calls per year: 10% attendance is required

Departments with 600-799 calls per year: 15% attendance is required

Departments with 400-599 calls per year: 20% attendance is required

Departments with less than 400 calls per year: 25% attendance is required

KILLINGLY TOWN COUNCIL

David A. Griffiths

Chairman

Dated at Killingly, Connecticut

this 11th day of July 2017

Discussion followed.

Voice vote:  Unanimous. Motion passed.

15c. Consideration and action on a resolution supporting the current purchase of and future budgeting for a mass notification system

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

**a resolution supporting the current purchase of and future budgeting for a mass notification system**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town Council supports increased community engagement and constituent participation in Town activities. To that end, the Town Manager is encouraged to purchase and maintain an opt-in mass notification system subscription that will further the Council’s support by notifying participating residents of Town and emergency events.

KILLINGLY TOWN COUNCIL

David A. Griffiths

Chairman

Dated at Killingly, Connecticut

this 11th day of July 2017

Discussion followed.

Voice vote:  Unanimous. Motion passed.

15d. Consideration and action on a resolution to authorize the execution of a two-year contract with the State of Connecticut for Resident Trooper services

Ms. Ricci made a motion, seconded by Ms. LaBerge, to adopt the following:

**a resolution authorizing the Town Manager to execute a two-year agreement with the state of connecticut department of emergency services and public protection (despp) for resident trooper support**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that, in accordance with Section 602 of the Killingly Town Charter, the Town Council may authorize the Town Manager to enter into and deliver to the United States Government or any agency thereof, the State of Connecticut or any agency or political subdivision thereof, or any other body politic or corporate any and all documents which it deems to be necessary or appropriate; and

BE IT FURTHER RESOLVED that Town Manager Sean Hendricks, Chief Executive Officer for the Town of Killingly, is hereby authorized to execute and deliver a contract for services to the state of Connecticut DESPP, and is further authorized to execute and deliver to DESPP any and all related documents on behalf of the Town of Killingly and to do and perform all acts and duties deemed necessary or appropriate to carry out the terms of such documents, including, but not limited to, executing and delivering all agreements and documents contemplated by such contract or related documents.

KILLINGLY TOWN COUNCIL

David A. Griffiths

Chairman

Dated at Killingly, Connecticut

this 11th day of July 2017

Discussion followed.

Voice vote:  Unanimous. Motion passed.

15e. Consideration and action on a resolution to approve and adopt a newly updated Town Manager performance evaluation rubric

Ms. Ricci made a motion, seconded by Ms. LaBerge, to adopt the following:

**a resolution approving and adopting a newly updated town manager performance evaluation rubric**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town Council approves and adopts the updated Town Manager performance evaluation rubric as recommended by the Personnel subcommittee.

KILLINGLY TOWN COUNCIL

David A. Griffiths

Chairman

Dated at Killingly, Connecticut

this 11th day of July 2017

Discussion followed.

Voice vote:  Unanimous. Motion passed.

17.  Executive Session:

Mr. Alemian made a motion, seconded by Ms. Pratt, to move to Executive Session to discuss NTE negotiations, terms of Lake Rd. Holdings, LLC tax appeal negotiations, and pending litigation with Town Manager Hendricks and Town Attorney St. Onge.

Voice vote:  Unanimous. Motion passed.

Moved to Executive Session at 9:07 p.m. and returned at 9:35 p.m.

15f. Consideration and action on a resolution to discontinue tax stabilization agreement and community environmental benefit agreement negotiations with NTE Connecticut, LLC

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

**a resolution to discontinue tax stabilization and community environmental benefits agreement negotiations with nte Connecticut, llc**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town Manager is directed to withdraw from tax stabilization agreement negotiations and community environmental benefit agreement negotiations with NTE Connecticut, LLC until such time as NTE has reopened its application with the Connecticut Siting Council for a Certificate of Environmental Compatibility and Public Need for its proposed Killingly Energy Center.

KILLINGLY TOWN COUNCIL

David A. Griffiths

Chairman

Dated at Killingly, Connecticut

this 11th day of July 2017

Discussion followed.

Voice vote:  Unanimous. Motion passed.

15g. Consideration and action on a resolution to accept the negotiated terms of the Lake Rd Holdings, LLC tax appeal of its October 1, 2015 Grand List assessment

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

**a resolution accepting the negotiated terms of the Lake road holdings, llc tax appeal of its October 1, 2015 grand list assessment**

BE IT RESOLVED BY THE TOWN COUNCIL OF THE TOWN OF KILLINGLY that the Town Attorney is authorized to accept the terms of the 2015 Grand List tax appeal negotiated with Lake Road Holdings, LLC, and

BE IT FURTHER RESOLVED that the Town Assessor is authorized to modify the valuation of the subject real property on the 2015, 2016, and 2017 Grand Lists, in accordance with those negotiated terms.

KILLINGLY TOWN COUNCIL

David A. Griffiths

Chairman

Dated at Killingly, Connecticut

this 11th day of July 2017

Discussion followed.

Voice vote:  Unanimous. Motion passed.

16. Council Member Reports and Comments:

Mr. Alemian reported on the Permanent Building Commission meeting, the Ordinance Subcommittee meeting, and attended the Killingly High School Graduation ceremony.

Mr. Duquette reported on the Housing Authority meeting.

Ms. LaBerge reported on the Rec Department and the Killingly Business Association meeting.

Ms. Ricci reported on the Veterans’ Coffeehouse, a ribbon cutting, and the P&Z meeting.

Ms. Pratt attended the Ordinance Subcommittee meeting and the PBC meeting.

Mr. D. Griffiths attended the PBC meetings, the Conservation Commission meeting, the WPCA meeting, and the Board of Education meeting, and the ribbon cutting for the gun store.

18.  Adjournment:

Ms. LaBerge made a motion, seconded by Mr. Alemian, to adjourn the meeting.

Voice Vote:  Unanimous. Motion passed.

The meeting ended at 10:09 p.m.

                                                                                                       Respectfully submitted,

                                                                                                       Elizabeth Buzalski

                                                                                                       Council Secretary

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