

1. Call to Order

The Killingworth Board of Selectmen held a Special Meeting on Thursday, March 21, 2013, at the Killingworth Town Office Building, 323 Route 81, Killingworth, Connecticut. In attendance were First Selectwoman Catherine Iino, Selectman Fred Dudek and Selectman Lou Annino, Jr. First Selectwoman Iino called the meeting to order at 7:05 PM.

2. Pledge of Allegiance

The Pledge of Allegiance was recited.

3. Approval of Minutes

Motion by Dudek, second by Annino, to approve February 21, 26 and 28, 2013 Minutes as written. Voting in favor – Dudek, Annino, Iino. Opposed – none. Motion Carried.

Motion by Dudek, second by Annino, to approve February 25, 2013 Minutes as written. Voting in favor – Dudek, Annino, Iino. Opposed – none. Motion Carried.

4. Visitors' Comments – none.

5. Tax Abatements & Refunds

Motion by Dudek, second by Annino, to approve Tax Refunds as reviewed and attached. Voting in favor – Dudek, Annino, Iino. Opposed – none. Motion Carried.

6. Vacancies on Appointive Committees

The following vacancies were noted as shown on the Agenda – Conservation Commission – 1, Historic Review – 2, Open Space – 1, Town Office Building – 1, Energy Task Force – 2, Housing Partnership – 6, Parmelee Steering – 3, Traffic Safety – 1, Health & Safety – 1, Public Health – 1.

7. Old Business

A. Transfer Station Policies

First Selectwoman Iino noted the Town has been using the green dump stickers for the last three years. She felt it might make sense for people to get new ones. She also thought the Board should think about having punch cards for major items. The only item the Town is getting in a major way is tires. Selectman Dudek noted he saw a huge pile of porcelain sinks and toilets today. Iino noted the Town is paying about \$4000 for disposal. It was felt that amount was not enough to institute a punch card program. First Selectwoman Iino noted the State has a new law regarding disposal of paint. That will be removed from the Town's waste system. Selectman Annino noted the Town should be tracking the comprehensive waste stream from the Town. First Selectwoman Iino noted the Town's level of recycling has fallen off the last couple of years. Annino asked how the Town tracks tonnage. Mrs. Regolo noted CRRA sends the Town an invoice with it broken down. Annino noted the Town should be keeping a spreadsheet and tracking this.

There was discussion about changing the footprint and whether this requires approval from the DEEP.

First Selectwoman Iino will look into this and get an answer to the question.

B. Clean Energy Communities Pledge

First Selectwoman Iino reviewed the Clean Energy Communities Municipal Pledge. She noted if the Town signs the Pledge it has enough points to participate and get a solar ray. Iino noted CRRA has been trying to get trashed energy classified as a renewable, but there is strong opposition from the environmental group. She reviewed a proposal currently before the State Legislature to classify it as a new class of renewable. She felt this would be of benefit to the State in terms of tipping fees, etc. Shipping it off to Ohio is not environmentally advantageous. CRRA is working on a plan to sell energy directly to the towns. Iino suggested holding off for a couple of months. No action is required at this meeting.

Selectman Dudek asked how the Town gets points. Iino noted part of it is the individual households that sign up for clean energy options. The Energy Task Force has also participated in a number of other things.

8. New Business

A. 2013/2014 Budget

Motion by Dudek, second by Annino, that the Board of Selectmen endorse the operating budget for FY13-14 totaling \$4,292,497, as presented to the Board of Finance on March 12th by First Selectwoman Iino. Brief discussion followed. Mrs. Regolo briefly reviewed Board of Finance concerns with the tower and Park & Rec. Chief Bauer is going to the ZBA meeting next week for the tower. Hilary Kumnick was upset about putting off construction of a full size baseball field. It was noted the STEAP money is now going to Sheldon Field. Selectman Annino pointed out it had been stressed there was to be a strategic plan that demonstrated a need. Mrs. Regolo noted BOF was worried about curbing money. They also wanted an evaluation by the Building Official of the salt shed project. They were disappointed it got that bad without knowing about it sooner. She also noted a very lean budget has always been presented. Selectman Annino noted the Board needs to do a better job in doing a 10 year comprehensive Capital plan. **Voting in favor – Dudek, Annino, Iino. Opposed – none. Motion Carried.**

Motion by Dudek, second by Annino, that the Board of Selectmen endorse the capital budget for FY13-14 totaling \$573,419, as presented to the Board of Finance on March 12th by First Selectwoman Iino. Voting in favor – Dudek, Annino, Iino. Opposed – none. Motion Carried.

B. Noise Ordinance

First Selectwoman Iino noted a letter was received from Martin Williams asking the Town to look into having a Noise Ordinance. She indicated the Town currently does not have such an Ordinance. Mr. Williams was present and noted he has a problem with very loud shooting going on in his neighborhood. He indicated they can't sit outside, on a nice day they can't have the windows open and at times they have to leave the house to enjoy the day. He further noted this has been going on for about 2 1/2 years. Mr. Williams noted the State Police have been there about 3 times and they tell him there is nothing they can

do because the Town does not have a Noise Ordinance. He stated this is effecting his health, his well being and his property value. He nor his wife feel safe when this is going on. They had friends over about a month with children and the kids got so nervous they had to leave. Mr. Williams noted he has talked to the State Troopers and DEEP and they both say this is legal. Selectman Annino noted he is a gun owner and hunter and wasn't sure this was the way to address this issue. Annino further noted a Noise Ordinance is very difficult to enforce because of the administration and monitoring of it. On the other hand, Annino suggested maybe the Ordinance should focus on people shooting in their backyard not being allowed unless licensed or permit issued through the Town Government. Selectman Dudek noted there is a bill before the State Legislature that one cannot shoot within 500 feet of a residence. Selectman Annino noted it is illegal to shoot on Sunday with the exception of a licensed huting association. First Selectwoman Iino noted there is a bill to allow hunting on Sunday on private property. Iino noted she would check with Town Attorney Bill Howard regarding hunting bills before the State Legislature.

First Selectwoman Iino noted she has investigated the Noise Ordinance. She spoke with the First Selectwoman in Old Lyme as they have a Noise Ordinance. The First Selectwoman in Old Lyme was very negative about it and says they don't use it. There has to be an expensive piece of equipment, a trained user of that equipment and the equipment has to be calibrated every year.

First Selectwoman Iino noted the State has a Noise Ordinance. Mr. Williams noted he didn't understand why the State Police are telling him it has to be a Town Ordinance. Iino noted she would discuss this matter further with Trooper Ward.

The definition of hunting was briefly discussed. First Selectwoman Iino asked if the Town could have stricter regulations than the State regulations. Selectman Annino noted it was his understanding the Town can't have anything less than an State standard, but it could have something more stringent.

First Selectwoman Iino reiterated she would set up a meeting with Trooper Ward to discuss this further.

9. CI Comments

First Selectwoman Iino reminded everyone there is a Zoning Board of Appeals meeting on Monday for the KVFC Fire Training Tower.

First Selectwoman Iino noted the Assessor and Tax Collector will come the BOS meeting on April 8th to talk about how to handle uncollectable accounts that have been on the books for some time.

First Selectwoman Iino noted something should be put in the Killingworth Krier regarding the Connecticut Trees Of Honor Memorial. The city of Middletown will soon be the home of the Memorial to honor Connecticut's 63 fallen heroes from the wars in Irag and Afghanistan.

10. Selectmen's Comments

Selectman Dudek noted he has been talking to a lot of people and the trend for Towns now is to lease

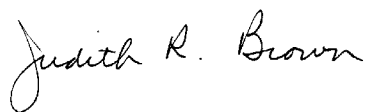
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equipment.

11. Adjournment

Motion by Dudek, second by Annino, to adjourn at 8:10 PM. Voting in favor – Dudek, Annino, Iino. Opposed – none. Motion Carried.

Respectfully submitted,

A handwritten signature in cursive script that reads "Judith R. Brown". The signature is written in black ink and is positioned below the text "Respectfully submitted,".

Judith R. Brown, Recording Secretary

Refunds

BOS 3/21/13

| <u>Name</u> | <u>Address</u> | <u>Amount</u> | <u>Reason</u> |
|------------------------------------------------------------------|-------------------------|---------------|------------------------|
| 1. Allene C. Burt | 343 Roast Meat Hill Rd. | \$228.38 | Overpayment COC#04873M |
| 2. Mark V. Hollums | 172 Schnoor Road | \$36.72 | Overpayment COC#04889S |
| 3. Wells Fargo on behalf of Jennifer M. Handfield | 412 Route 148 | \$4,856.39 | Overpayment |
| 4. Wells Fargo on behalf of Christopher R. & Courtney J. Smalley | 71 Route 80 | \$204.60 | Overpayment |
| 5. Wells Fargo on behalf of Joseph T. & Kelly O. Piagentini | 463 Roast Meat Hill Rd. | \$615.26 | Overpayment |
| 6. Wells Fargo on behalf of James & Donna Cole | 34 Running Brook Drive | \$5,216.94 | Overpayment |