

OFFICE OF THE  
FIRST SELECTMAN

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William F. Brennan  
*First Selectman*

Harold E. Clark  
*Second Selectman*

Ted W. Hoffstatter

Richard J. Dubow

James A. Saxe

TOWN HALL  
238 Danbury Road  
Wilton, CT 06897

**BOARD OF SELECTMEN REGULAR MEETING  
MONDAY, AUGUST 6, 2012  
MEETING ROOM B, WILTON TOWN HALL**

**PRESENT:** First Selectman Bill Brennan, Hal Clark, James Saxe  
**ABSENT:** Ted Hoffstatter, Richard Dubow

**GUESTS:** Sandy Dennies, Sarah Taffel, Elaine Tai-Lauria (Library Director), Judy Higby, Bob Kelso, Glen Hemmerle, Malcolm Whyte, Cora Martin, Jan Andras, two members of public

**OTHERS:** Melvin Mason (Wilton Voice), Korey Wilson (Villager), Joan Lownds (Bulletin)

Mr. Brennan called the meeting to order at 7:30 p.m.

**A. Consent Agenda**

Upon motion by Mr. Clark, the Consent Agenda was unanimously approved as follows:

Minutes

- Board of Selectmen Regular Meeting Minutes – 7/16/12

**B. Discussion and/or Action**

**1. Library Board of Trustees**

Mr. Glen Hemmerle began by introducing Elaine Tai-Lauria, the new Director of the Wilton Library Association. He then went over highlights of FY 2011/12 (attached). Mr. Bob Kelso gave an overview of the Quarterly Financial Summary (attached).

Mr. Brennan advised that we have another difficult budget year coming up soon and encouraged the Trustees to continue with the great job they have been doing at fundraising. They were all thanked for taking the time to attend this meeting.

2. Transfer Station – Senior Ticket Rate

Selectmen agreed that the recent increase in the ticket rate for seniors was not fair and that it should be in-line with the increase for non-seniors. Mr. Brennan moved to amend the Transfer Station Ticket Fee for seniors (65+) from \$4.50 to \$3.50/per ticket. Motion seconded and unanimously carried.

3. Noise Ordinance Research – James Saxe

Mr. Saxe gave an overview - "What is a Noise Ordinance" (attached). He also prepared a Summary Review of 9 neighboring communities (attached), of which 4 have a Noise Ordinance.

After some discussion, the three Selectmen agreed that before an Ordinance is drafted, we should get an idea of the need. It was decided to hold a public information meeting in late September to get input from the community. Mr. Brennan will ask the Police Department to summarize the number of complaints they have been receiving over the last few years.

4. Capital Projects – Status Reports

Mr. Brennan reported that the Steering Committee is meeting this week, along with Turner Construction. We now have a professional services agreement for the Miller-Driscoll forensic evaluation. Hoffmann Architectural has been selected to design the Middlebrook and Comstock Roofs projects. They will also be asked to evaluate the Greenhouse at Comstock. The Middlebrook HVAC project is on hold. The Middlebrook and High School toilets will be discussed at the next steering committee meeting – sending out RFQ. The Middlebrook auditorium seats contract calls for removal of the existing seats in mid-September. Mr. Brennan handed out copies of the Comstock Evaluation Report, prepared by KG&D Architects.

5. Amendment to Retirement Plan for Employees of the Town of Wilton

Ms. Taffel advised that the IRS is requiring a slight amendment to the Plan – changing the word "termination" to "retirement". Mr. Brennan moved to approve the amendment to the Retirement Plan for Employees of the Town of Wilton as presented. Motion seconded and unanimously carried.

6. COLA – Employees Retirement Plan

Mr. Brennan advised that the Town's actuarial firm, Hooker & Holcombe, is recommending a 2.5% COLA increase to retired employees. The Selectmen are obligated to review at least once every four years. The Town is under no obligation to authorize COLAs – and no increases have been made for the past 3 years. Considering recent CPI information and the consultant's recommendation, Mr. Brennan moved to authorize a 2.5% COLA increase for

Town of Wilton retirees, effective 7/1/12. Motion seconded and unanimously carried.

7. Appointments to Wilton Energy Commission

Mr. Brennan moved to appoint Peter Wrampe and Steven Rosenbaum to the Wilton Energy Commission. Motion seconded and unanimously carried.

8. Wells Fargo Leasing for BOE Computer Equipment - \$464,754.00

Ms. Dennies advised that this is the same agreement as previous years for the purchase-lease of BOE computer equipment, for use in all four schools. Mr. Clark moved the Authorizing Resolution as presented (attached). Motion seconded and unanimously carried.

9. Agreement with Visiting Nurse and Hospice of Fairfield County, Inc.

Mr. Clark moved to authorize the First Selectman to sign the Agreement with Visiting Nurse and Hospice of Fairfield County, Inc. Motion seconded and unanimously carried.

10. Miscellaneous other business

PURA – Along with Ridgefield, Redding and Newtown, Wilton filed Intervenor status in the PURA investigation of CL&P's response during the two recent major storms. The final decision has been rendered and Mr. Brennan believes that the towns made a significant impact on that decision by emphasizing the public safety issues and a priority focus on making safe and clearing of roads after a major storm.

C. Public Comment: None noted

D. Reports

1. First Selectman's Report:

State Emergency Management Drill – Wilton participated in the two-day drill which went very well.

Tennis Courts – The tennis court surfaces near the high school have deteriorated. We need a comprehensive plan to evaluate maintenance for the next 5 years. Mr. Brennan will contact the Parks & Rec Commission and request a plan to assess costs and to look into fundraising, possibly a public-private effort. The other Selectmen agreed.

2. Selectmen Reports

Mr. Clark – The Police Fund met recently to take another action to assist an officer in need.

Mr. Saxe - The sidewalk connecting Middlebrook School to Cider Mill School and the high school is in need of repair. Mr. Brennan will notify Mr. Therkettle.

Having no further business, the meeting was adjourned at 9:00 p.m.

A handwritten signature in cursive script, appearing to read "Jan Andras".

Jan Andras, Recording Secretary

attachment #1: Noise Ordinance Research Info  
attachment #2: Resolution – Wells Fargo Lease

# **Wilton Library**

## **FY2011-12 Highlights**

Board of Selectman Meeting  
Q4 FY2011-12 Review  
August 6, 2012

# **FY 2011-12 THEMES**

**Service & Resources**

**Innovation**

**Collaboration**

**Fund Raising**

**Transition**

# OVERVIEW

- Use of resources, services, programs and the facility remained steady; upward trends in some areas
- Popularity of the new downloadable books service -- almost 200% increase in use
- Computer use increased almost 25%
- Library Visits and Circulation showed modest increases
- Program offerings increased by 12% -- attendance totaling over 30,000
- Programs continue to respond to the educational and cultural interests and tastes of a highly educated community.
- Our facility continues to be a welcoming, safe, comfortable, and inspiring gathering place for the Wilton community.

# SERVICE & RESOURCES

	FY 2011-12	FY2010-11	% CHANGE
Library Visits	275,046	269,957	1.89%
Circulation	335,531	333,733	0.54%
Reference Questions	41,527	38,607	7.56%



# SERVICES & RESOURCES

	FY 2011-12	FY2010-11	% CHANGE
Downloadable Books	502	172	191.86%
Museum Passes	289	203	42.36%
Computer Use (in-house sessions)	28,744	23,057	24.66%

# SERVICES & RESOURCES

## Cultural and Educational Program Offerings

### **Adults:**

*Wilton Reads*, Author Talks, Computer Training Classes, Summer Concert Series, Jazz Concert Series

### **Children:**

Math, Chess and Lego clubs, Book Discussions, and Story Time for our youngest patrons

### **Teens:**

*Poetry in Motion*, *Wilton Up-Close* photography exhibit, a special performance of a Wilton High production

# **INNOVATION**

## **Integrated library System (ILS) - Polaris™**

- Replaced outdated system
- New system provides greater functionality, compatibility with current technologies, electronic ordering
- Powerful interface between patrons and the catalog and their individual records

# **INNOVATION - 2**

## **Downloadable audiobooks and eBooks**

- Launched OverDrive™ – downloadable e-books and audiobook service

## **Interactive information kiosk**

- Located at the entrance, the kiosk will provide better access to the collections, services, facility, and programs

# COLLABORATION

## ***A community beacon...***

- The Library provided a comfortable place for residents to stay connected and recharge during the recent storms

## **Town Wide Network Committee**

(Formerly: The Fiber Optic Project)

- Library participated in early discussions
- Current Library representation on committee
- Library staff met with IT Risk Assessment Consultants (Blum Shapiro)
- Library provided all data requested

## **Joint Programs with other Town organizations and groups**

- Wilton Historical Society - “*The American Civil War: A Connecticut Focus*”

# COLLABORATION - 2

## FACILITY & GROUNDS

- **Sidewalk added on the property**  
Corner of Godfrey Place and Old Ridgefield Road - added by the Town
- **Sinkhole in the front lot** - repaired by the Town
- **New video camera in the Brubeck Room** to provide high quality feeds and uploading capabilities – provided by the Town

# FUND RAISING

- Annual Friends Appeal
- Fund raising events: Book Sales, *Beyond Words Gala, Ladies Soiree*, Wine Tasting, sponsorships, donations, gifts
- Room rentals
- Successful campaign to collect outstanding fines and fees

# TRANSITION

- A chapter of 15 years marked by growth, innovation and recognition
- Retirement of Kathy Leeds, and two key staff members (Operations & Network Manager, Program Manager)
- Revision of the Strategic Plan will help to guide our course moving forward



[illegible]

## **What is a Noise Ordinance?**

A noise ordinance is a law created at local levels that pertains to the amount of noise, duration of noise, and source of sounds other than ambient noise that affect a community's inhabitants. Basically, a noise ordinance defines which sounds are and are not acceptable at any given time so that residents can live comfortably within a community in terms of the sounds that they hear. A city or county noise ordinance is usually effective during certain times of the day. A noise ordinance typically applies at night during the times when most people sleep. Violations of a noise ordinance are often reported to police or local officials by individuals who are disturbed by sound and feel that an ordinance has been violated.

Sounds or noises that are usually defined in a noise ordinance are those commonly produced by residents, but many ordinances also include industrial and commercial facilities if they are located near residential areas. Examples of noises that might violate a noise ordinance are barking dogs, loud music, power tools, cars or motorcycles with excessively loud engines, fireworks or explosives, and shouting. A noise ordinance is designed to keep a community's residents comfortable in their own homes. In other words, if you can hear noises while trying to sleep and those noises are intentionally caused by other residents in the area, you could report a violation of a noise ordinance. Many people have conflicting views of ordinances that limit sound, with the opposition claiming that such laws violate certain rights.

Noise ordinances are handled differently by every community, with some local officials continually reviewing their community's noise ordinance and updating it as necessary. Some smaller communities may not enforce a noise ordinance at all. Other communities find that enforcing an existing noise ordinance is difficult because of different interpretations of the law.

**Town of Wilton Summary Review of Neighboring  
Community Noise Ordinances 08/06/12 - Draft**

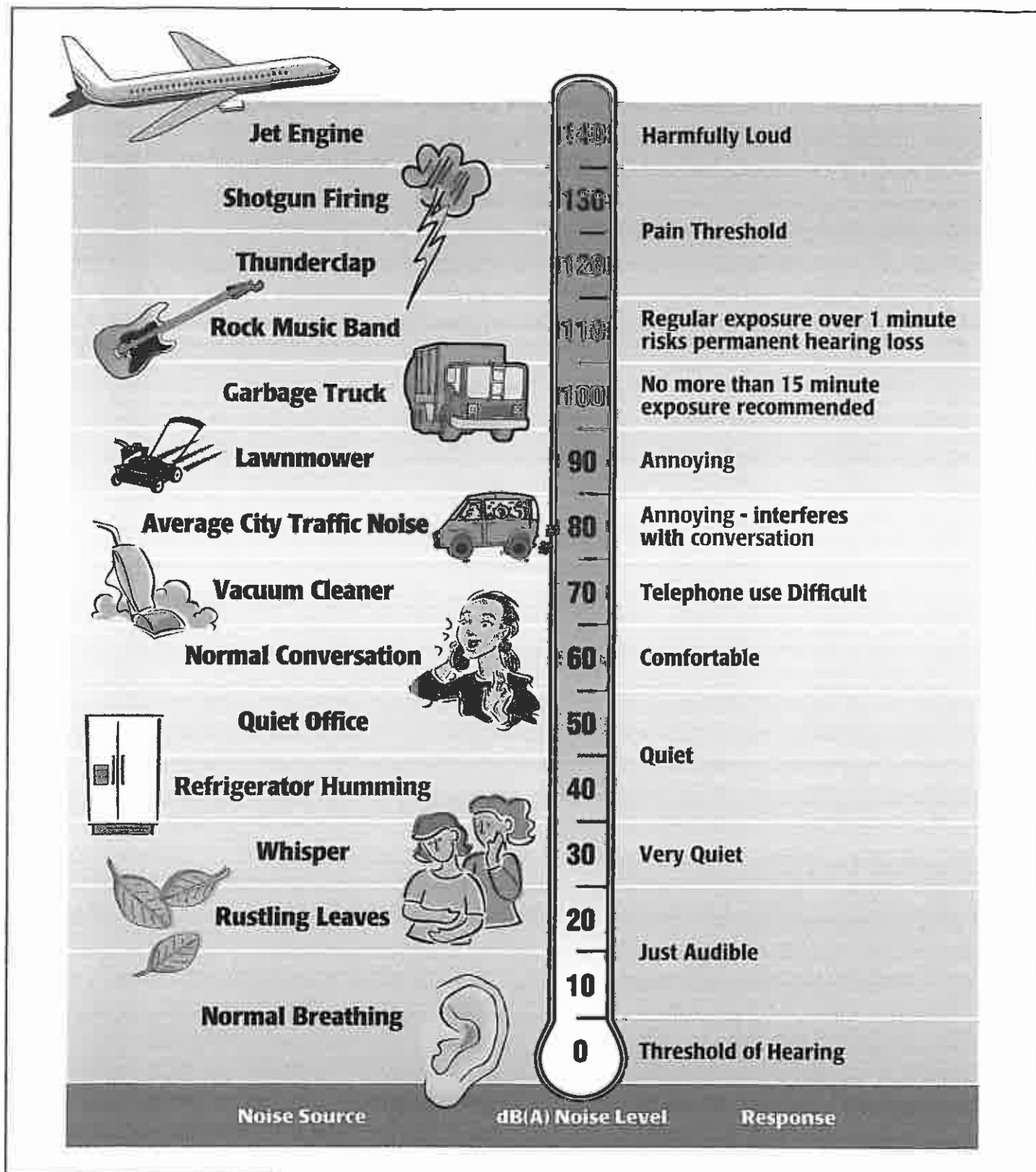
Neighboring Communities with Noise Ordinances	Yes	No	Effective Date
Darien		✓	
Easton		✓	
Greenwich	✓		06/25/96
New Canaan	✓		04/28/06
Norwalk	✓		
Redding	✓	✓	
Ridgefield	✓		
Weston		✓	
Westport		✓	

Sampling of Times and db Levels*	Mon-Fri	Saturday	Sunday	Holidays
Time Before/After	7 AM – 7/8PM	8AM – 6/8 PM	10 AM – 4 PM	Same as Sunday
Residence Day/Night	55/45 db	55/45 db	55/45 db	Norwalk Only
Business Day/Night	62/45 db	55/45 db	55/45 db	Norwalk Only

\* As measured at receptor's property line

Sample Noise Type Included	Sample Noise Type Excluded
Exterior burglar/intrusion alarms not terminated within 5 minutes of activation	Bells , Chimes associated with religious observances, or school related activities
Motorized equipment, machinery including lawn and tree maintenance, leaf blowers, snow removal equipment	Public and emergency signals, sounds created by safety and protective devices. Noise generated by activities conducted by the town
Recreational vehicles snow mobiles, motorized dirt bikes, ATV's operated on private property	Warning signals required by OSHA or other state or federal regulations
Noise generated by construction and demolition equipment	Noise as a result of or related to an emergency, including generators public health and safety
Noise generated by refuse and solid waste collection activities	Farming equipment
	Noise created by parades, carnivals or other social events having valid permit
	Noise created by recreational, sporting, concerts, bands as permitted or sanction by State or Town
	Noise created by blasting between 8 AM and 5 PM Mon-Sat

\*\* Typical fine is \$60-\$100



Sources: Melville C. Branch and R. Dale Beland, *Outdoor Noise in the Metropolitan Environment*, 1970.  
 Environmental Protection Agency, *Information on Levels of Environmental Noise Requisite to Protect Public Health and Welfare with an Adequate Margin of Safety* (EPA/ONAC 550/9-74-004), March 1974.

NOT TO SCALE

**RBF**  
CONSULTING



08/05 • JN 10-103676

OASIS ROAD SPECIFIC PLAN  
 ENVIRONMENTAL IMPACT REPORT

## Sound Levels and Human Response

Exhibit 5.5-1

### FORM OF AUTHORIZING RESOLUTION

A RESOLUTION OF THE GOVERNING BODY OF TOWN OF WILTON, AUTHORIZING THE EXECUTION AND DELIVERY OF A MASTER GOVERNMENTAL LEASE-PURCHASE AGREEMENT AND SUPPLEMENT NO. 278722-403 THERETO WITH RESPECT TO THE ACQUISITION, PURCHASE, FINANCING AND LEASING OF CERTAIN EQUIPMENT FOR THE PUBLIC BENEFIT; AUTHORIZING THE EXECUTION AND DELIVERY OF DOCUMENTS REQUIRED IN CONNECTION THEREWITH; AND AUTHORIZING THE TAKING OF ALL OTHER ACTIONS NECESSARY TO THE CONSUMMATION OF THE TRANSACTIONS CONTEMPLATED BY THIS RESOLUTION.

WHEREAS, Town of Wilton (the "Lessee"), a body politic and corporate duly organized and existing as a political subdivision, municipal corporation or similar public entity of the State of Connecticut is authorized by the laws of the State of Connecticut to purchase, acquire and lease personal property for the benefit of the Lessee and its inhabitants and to enter into contracts with respect thereto; and

WHEREAS, the Lessee desires to purchase, acquire and lease certain equipment constituting personal property necessary for the Lessee to perform essential governmental functions; and

WHEREAS, in order to acquire such equipment, the Lessee proposes to enter into that certain Master Governmental Lease-Purchase Agreement (the "Agreement"), and Supplement No. 278722-403 thereto (the "Supplement" and together with the Agreement, the "Lease"), each with Wells Fargo Equipment Finance, Inc. (the "Lessor"), the forms of which have been presented to the governing body of the Lessee at this meeting; and

WHEREAS, the governing body of the Lessee deems it for the benefit of the Lessee and for the efficient and effective administration thereof to enter into the Supplement as provided in the Agreement for the purchase, acquisition and leasing of the equipment to be therein described on the terms and conditions therein provided:

Now, THEREFORE, BE IT AND IT IS HEREBY RESOLVED by the governing body of Lessee as follows:

Section 1. Approval of Documents. The form, terms and provisions of the Agreement and the Supplement are hereby approved in substantially the forms presented at this meeting, with such insertions, omissions and changes as shall be approved by the Board of Selectmen of the Lessee or other members of the governing body of the Lessee executing the same, the execution of such documents being conclusive evidence of such approval; and the First Selectman of the Lessee is hereby authorized and directed to execute, and the \_\_\_\_\_ of the Lessee is hereby authorized and directed to attest and countersign, the Agreement and the Supplement and any related Exhibits attached thereto and to deliver the Agreement and the Supplement (including such Exhibits) to the respective parties thereto and the Town Clerk of the Lessee is hereby authorized to affix the seal of the Lessee to such documents.

Section 2. Other Actions Authorized. The officers and employees of the Lessee shall take all action necessary or reasonably required by the parties to the Agreement and the Supplement to carry out, give effect to and consummate the transactions contemplated thereby (including the execution and delivery of an acceptance certificate with respect to the Supplement, as contemplated in the Agreement) and to take all action necessary in conformity therewith, including, without limitation, the execution and delivery of any closing and other documents required to be delivered in connection with the Agreement and the Supplement.

Section 3. No General Liability. Nothing contained in this Resolution, the Agreement, the Supplement nor any other instrument shall be construed with respect to the Lessee as incurring a pecuniary liability or charge upon the general credit of the Lessee or against its taxing power, nor shall the breach of any agreement contained in this Resolution, the Agreement, the Supplement or any other instrument or document executed in connection therewith impose any pecuniary liability upon the Lessee or any charge upon its general credit or against its taxing power, except to the extent that the rental payments payable under the Lease are special limited obligations of the Lessee as provided therein.

Section 4. Appointment of Authorized Lessee Representatives. The First Selectman and \_\_\_\_\_ of the Lessee are each hereby designated to act as authorized representatives of the Lessee for purposes of the Agreement and the Supplement until such time as the governing body of the Lessee shall designate any other or different authorized representative for purposes of the Agreement and the Supplement.

Section 5. Severability. If any section, paragraph, clause or provision of this Resolution shall for any reason be held to be invalid or unenforceable, the invalidity or unenforceability of such section, paragraph, clause or provision shall not affect any of the remaining provisions of this Resolution.

Section 6. Repealer. All bylaws, orders and resolutions or parts thereof, inconsistent herewith, are hereby repealed to the extent only of such inconsistency. This repealer shall not be construed as reviving any bylaw, order, resolution or ordinance or part thereof.

Section 7. Effective Date. This Resolution shall be effective immediately upon its approval and adoption.

ADOPTED AND APPROVED by the governing body of the Lessee this 6 day of AUGUST, 20 12.

Town of Wilton, as Lessee

By: \_\_\_\_\_

Name: WILLIAM F. BRENNAN

Title: FIRST SELECTMAN

ATTEST:

By: \_\_\_\_\_

Name: BETTYE J. RAGOBNETTI

Title: TOWN CLERK