



TOWN OF GRANBY

COA Building
10 West State Street
Granby, MA 01033

Telephone: (413) 467-7177 Fax: (413) 467-2080
Website: www.granby-ma.gov

Town Administrator: Christopher Martin

Granby Select Board: Louis Barry, Chair
Mark L. Bail, Clerk
Mary A. McDowell, Member

Board Meeting: July 09, 2012 @ 6:30 P.M.

AGENDA:

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

CITIZEN PARTICIPATION:

OLD BUSINESS AND INFORMATION:

Veteran's Mall Update

APPROVE MINUTES:

TOWN ADMINISTRATOR:

APPOINTMENTS:

- 6:45 Affirm 2012-2013 Appointments
- 7:00 266 LOUNGE-ENTERTAINMENT LICENSE HEARING
- 7:30 EXECUTIVE SESSION: *M.G.L. Chapter 39, Section 23-B, Clause 3*

NEW BUSINESS AND INFORMATION:

- 1 Accept Departmental Reports
- 2 Approve and Sign Maintenance
- 3 Approve Common Victuraller's License
- 4 Dufresne Park Rentals
- 5 Approve Class II License Renewal
- 6 Sign Sewer Use Fee Warrant #12-02
- 7 Review Service Zone Plan
- 8 Review Proposed By-Law Change
- 9 Town Clerk Request to Extend Poll Hours-11-6-12
- 10 Sign Request to Place Question on Presidential Ballot-11-6-12

ADJOURNMENT:



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Meeting Minutes of July 9, 2012

Members Present:

Mark Bail, Louis Barry, and Mary McDowell and Town Administrator Christopher Martin.

Mr. Barry, Chair called the meeting to order at 6:30 P.M. and led the meeting with the "Pledge of Allegiance".

CITIZEN PARTICIPATION

MaryLou-Mislak-Casson of 142 Cold Hill asked to speak about a concern she and 62 other residents have concerning a proposed addition at 1 Bittersweet Lane. Ms. Mislak-Casson read a prepared statement with pictures (back of minutes). For the record she submitted three (3) alternate plans for consideration (back of minutes).

Mark Bail: Thanked them for doing research and coming before the Board, but reminder her that the Board can't really make any decisions; it is up the ZBA and the laws that they are governed by.

Mary McDowell: Also reminded her that she had spoke to her before and told her that she had spoken to Mr. Zebrowski, Chair of the ZBA, it is in the hands of the Town's Attorney and that, if there are not any by-laws that prohibit the addition then they have to grant the request, no matter what their opinions are of the request. Mary also asked what Mrs. Mislak-Casson really wanted the Board to do.

MaryLou-Mislak-Casson asked that the Board get a mediator to help resolve the concern.

Lou Barry said that he thought that citizen mediation was offered to both parties by the Police Department, but it only can happen if both parties agree to meet with them.

APPROVE MINUTES

On a motion by Louis Barry and seconded by Mark Bail the Board unanimously voted to approve as written the Selectboard regular meeting minutes of June 4TH & May 9TH, 2012.

APPOINTMENTS

266 LOUNGE-ENTERTAINMENT LICENSE HEARING: Mark Bail read the legal ad that was printed in the Hampshire Gazette on June 25th & July 2nd for the American Legion doing/business/as the 266 Lounge at 74 Pleasant Street, asking for the Board to amend their entertainment license. Edward Houlberg, who is representing the American Legion told the Board what the Legion was looking for was for them to amend their license to add small bands, singers, other small musical groups and mystery theater dinners to their existing license of Live Entertainment which now consists of Karaoke, DJ or Comedian and to include both downstairs and upstairs at 74 Pleasant Street as the area being licensed. He told the Board that they would only being doing an event once a month at the most. Mark Bail read a statement from William Merullo who is the closest abutter and could not make the meeting tonight. He asked that the Board put stipulations on the license where the events could only be held on a Thursday, Friday, and Saturday and that the event could not be held outside. Chief Anderson also wanted it known that they could not use the two floors for the event. He can not have the overflow from one event go into the other floor, because of fire codes. Martin Merrill of Cold Hill wanted to speak in favor of the approval of the change in the license. He feels that the Legion runs a very responsible club. The town needs events like these for the residents, and as it is renewable every year you can keep tabs on it. Mr. Barry closed the hearing. On a motion by Mark Bail and seconded by Mary McDowell the Board unanimously approved the entertainment license for the American Legion doing/business/as the 266 Lounge at 74 Pleasant Street with the following restrictions: *Thursday thru Sunday, to be located either upstairs (no more than 96 people) or downstairs (no- more than 80 People) of a two-story building located at 74 Pleasant Street Granby MA and with nothing being held outside of building and only one event at a time. All live performance be done by midnight which includes small bands, mystery dinner theaters, singers, and other small musical groups, Karaoke, DJ or Stand-Up Comedian only* with the license to expire December 31, 2012.

NEW BUSINESS AND INFORMATION

Accept Departmental Reports: On a motion by Mark Bail and seconded by Mary McDowell the Board unanimously accepted the departmental warrants as read.

Approve and Sign Maintenance: On a motion by Mark Bail and seconded by Mary McDowell the Board unanimously voted to approve and sign the maintenance warrants.

Approve 2012 Common Victuraller's Licenses: On a motion by Mark Bail and seconded by Mary McDowell the Board unanimously voted to approve the following Common Victuraller's licenses for 2012, to expire December 31, 2012:

12-41	Gifts from the Heart	32 Kendall Street	Dufresne Park
12-42	Bruiser's Barbeque	Scott Moore	Dufresne Park
12-43	BlueBird Meadows Farm	Elizabeth Fazzino	Dufresne Park
12-44	Mountain Greenery	Penny Gildea	Dufresne Park

Approve Class II License: On a motion by Mark Bail and seconded by Mary McDowell the Board unanimously voted to approve the following Class II License, to expire January 1, 2013:

2-0004	Mark W. Johnson	d/b/a Mark's Garage	423 East State Street
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Dufresne Park Rentals: On a motion by Mark Bail and seconded by Mary McDowell the Board unanimously voted to approve and sign the following Dufresne Park Rental permits as presented:

Greyhound Options	Saturday-October 14, 2012	9:30 am-5:00 pm
Tammy Bibeau	Saturday- July 21, 2012	12:00 pm-9:00 pm

Sign Sewer Use Fee Warrant #12-02: On a motion by Mark Bail and seconded by Mary McDowell the Board unanimously voted to approve and sign the Sewer Use Fee Warrant No. 12-02 in the amount of \$89,892.17 to have the Town Collector bill all persons known to us to be liable for Sewer Use Fees and then to pay over said sewer fees an interest to the Town Treasurer in the manner provided by General Laws Chapter 83.

Review Service Zone Plan: Chief Anderson presented to the Board a draft Service Zone Plan for the Town of Granby Ambulance. The Service Zone Plan is a document that the Select Board agrees to how the town will provide ambulance service to the residents of the Town of Granby. He told the Board that this document has been in limbo for a while with the District 2 issues not resolved. He revised the plan eliminating District 2 as the primary ambulance service in that area from the Plan and making the Granby Ambulance Department the primary service. He said the State is clear that we can state how we want our ambulance to respond. We have maintained that we want to have primary advance-life support offered to all citizens of Granby including District 2. The Plan has been updated on response times and new information concerning contacts and so forth has been done. The main change in the Plan is that the dual response has been removed. So with that being said Chief Anderson thought the Board should talk about whether the Town was going to reduce the dual response area down to a single response area. And only use District 1 and District 2 as needed for mutual aid. This is for ambulance only. This is considered medical license for the ambulance and how it is going to run in the town. Mr. Barry asked if this would affect the 911 areas in town that have dual responses. Chief Anderson said that this only affects the ambulance, not fire. Mary McDowell asked if sent in with the changes would it have adverse affect to the application. Chief Anderson said it would not. Mary McDowell stated with the changes in place it may have some political ramifications. Chief said that he will be talking to Chris Martin about the District 2 and the fire side of District 2 and the issue of possible dual charges. Mr. Barry

explained that if there are changes about responding in zones that 911 needs to be notified. Chief Anderson said this was the reason it is a draft plan and that to start discussion between, him the Select Board and the Town Administrator, and not to make a final decision.

Review Proposed By-Law Change: Martin Merrill spoke to the Board about considering creating a Non-Partisan Town Caucus. Several residents are concerned that there has been a lack of participation by our citizens in town elections, as evidenced by the recent town elections. It is hoped that the creation of a Town Caucus would help to increase participation. He is hoping for support from the Board. He explained why he thought it wasn't working, which had a lot to do with having to get 35 signatures to run. People do not have time to run around and get the needed amount of signatures. Mr. Merrill also thought it was a good time to look at making some of the elected positions appointed ones. Mr. Barry said that this was something that he and the Town Administrator have been discussing as well as looking at the current by-laws of the Town. Mr. Barry said he thought the change from Democratic and Republican Caucus had something to with the Hatch Act and that the suggestion of changing to a Non-Partisan Town Caucus that Act would not apply.

Town Clerk Request to Extend Poll Hours-11-6-12: Mark Bail read letter from Town Clerk, Kathy Kelly-Regan requesting changing the polling hours for voting on November 06, 2012 for the Presidential Election. The Board voted unanimously to allow the voting to start at 6:00 A.M. and end at 8:00 P.M. on November 6, 2012.

Sign Request to Place Question on Presidential Ballot-11-6-12: On a motion by Mark Bail and seconded by Mary McDowell the Board unanimously voted (per the vote on May 14, 2012 Annual Town Meeting) to have the Town Clerk place the following question on the November 6th, 2012 Presidential election ballot:

"Shall the Town of Granby cease assessing the excise imposed under General Laws Chapter 59, Section 8A on certain animals, machinery and equipment owned by individuals and non-corporate entities principally engaged in agriculture?".+

REPORT OF TOWN ADMINISTRATOR

None- Mr. Martin was on vacation.

OLD BUSINESS AND INFORMATION

Lou Barry: Updated the Board on the proposed Veteran's Mall, he and Tony Regan Sr. met a representative with Notre Dame Monuments and discussed what the Town would like to do. He said that the marble engraved names for the Civil War could not be placed outside. They took measurements to see about making another plaque out of bronze like the other ones. Mr. Barry said he also talked to Virginia Snopek about putting the marble plaque in the new library.

EXECUTIVE SESSION

On a motion by Louis Barry and seconded by Mark Bail it was unanimously voted to adjourn the regular session meeting and go into executive session for *M.G.L. Chapter 30-A, Section 21, Sub-paragraph-A, Clause 3* and to return to regular session to finish the meeting agenda @ 7:35 PM. McDowell, Aye, Bail, Aye, and Barry, Aye.

On a motion by Mary McDowell and seconded by Mark Bail it was unanimously voted to adjourn the executive session and to return to regular session @ 8:35 PM. McDowell, Aye, Bail, Aye, and Barry, Aye.

APPOINTMENTS CONT'D

Affirm 2012-2013 Appointments:

Chief Wishart introduced the five new candidates that the department is asking to be affirmed by the Select Board to Auxiliary Police Unit tonight.

1.Jesse Benoit

2.Nichole Gura

3.Craig Lupine

4.Jessica Kirby

5.Michelle Palmeri

Chief Wishart also introduced one of the new candidates to be affirmed as the alternate dog officer: *Tami Bailly* of Ken Lane, the second candidate *Angelia Gaj* of Taylor Street could not make it to the meeting tonight.

On a motion made by Mary McDowell and seconded by Mr. Bail, it was unanimously voted to affirm the appointments to various committees, as presented on page 1 of 5 (list is attached to end of minutes).

On a motion made by Mary McDowell and seconded by Mr. Bail, it was unanimously voted to affirm the appointments to various committees, as presented on page 2 of 5 (list is attached to end of minutes).

On a motion made by Mr. Bail and seconded by Mary McDowell, it was unanimously voted to affirm the appointments to various committees, as presented on page 3 of 5 (list is attached to end of minutes).

On a motion made by Mr. Bail and seconded by Mary McDowell,, it was unanimously voted to affirm the appointments to various committees, as presented on page 4 of 5 with following amendments. *Not to affirm the appointments of Kim Otis to the Mount Holyoke Range Advisory Committee (waiting to see if she is still interested) the Master Plan Committee, and the Personnel Board Ad-Hoc Committee at this time* (list is attached to end of minutes).

On a motion made by Mary McDowell and seconded by Mr. Bail, it was unanimously voted to affirm the appointments to various committees, as presented on page 5 of 5 with following amendments. *To put a hold on the affirmation of the appointments of Sgt. Mark*

Smith to the Police Advisory Committee and Steve Marion to the Sally Port Building Committee at this time and to change John O'Connor to a non-voting member to the War Memorial Committee and to add Stephen Weatherbee as a voting member (list is attached to end of minutes).

ADJOURNMENT

On a motion by Mark Bail and seconded by Mary McDowell it was unanimously voted to adjourn the regular session meeting @ 9:00 PM

Respectfully submitted,
Cathy Leonard