



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: Mark L. Bail, Chair
Mary A. McDowell
Louis Barry

Board Meeting: July 11, 2011 @ 7:00 P.M.

AGENDA:

CALL TO ORDER:

PLEDGE OF ALLEGIANCE:

CITIZEN PARTICIPATION:

OLD BUSINESS AND INFORMATION:

LANDFILL UPDATE
RIGHT AWAY LETTER

REPORT OF TOWN ADMINISTRATOR:

APPOINTMENTS:

7:15 Approval of Liquor License Changes-Summit General Store

NEW BUSINESS AND INFORMATION:

- 1 Accept Departmental Reports
- 2 Approve and Sign Maintenance Warrants
- 3 Award HCOG Bids
- 4 Approve and Sign a Chapter 61A Release
- 5 Correspondence
- 6 Affirm Appointments

EXECUTIVE SESSION:

ADJOURNMENT:



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Meeting Minutes of July 11, 2011

Members Present:

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

Mr. Bail, Chair called the meeting to order at 7:00 P.M. and led the meeting with the "Pledge of Allegiance".

CITIZEN PARTICIPATION

None

OLD BUSINESS AND INFORMATION

LANDFILL UPDATE- Mary McDowell told the Board the new hours have started at the landfill: Tuesday and Thursday 7 am- 5 pm and Saturday 7-am-4 pm. Residents seem to be happy with the earlier openings.

Mary also received an email from Andrew Baum, PE Landfill Operations Manager for Waste Management, regarding illegal dumping. There was a truck that pulled up after hours when the gate was dummy-locked and disposed of their trash and left. Mr. Braum had a license plate number. Mary turned everything over to the Police Department. Chief Wishart had Sgt. O'Grady investigate the incident. Chief Wishart explained that the investigation showed that the resident had a legal sticker and did not know the hours had changed and had gone in the exit side which was open. He said it would not happen again and was given a slip with the new landfill hours. The Board asked Chief Wishart to send an email to Mr. Baum explaining that the incident was investigated and what the investigation turned up.

The Board and Mr. Martin discussed the procedure for these incidents as they need to be consistent in the future on how they handle each one. Mr. Martin explained how they were done in the past with the Landfill Oversight Committee doing the investigation and then presenting their findings to the Board. The Landfill Oversight Committee is no longer in existence. Mr. Barry thought that the Police Department should do the investigation if it was a criminal incident. Mr. Martin thought he should decide if it were a criminal investigation or not and that the Board should be the appeal process for any

resident not happy with the findings. Any fines/fees would be directed to the Board of Health per our General By-laws. Mr. Martin will have a draft procedure for them to go over at the Board's next meeting.

RIGHT AWAY LETTER- Mr. Desrosiers softened the letter per the Board's request from the first draft seen by the Board. Mr. Desrosiers also attached a list of intersections that he and the Police Department looked at and have deemed they have site distance limitations. Once the letter has been approved by the Board, Mr. Desrosiers will do a door-knocking campaign where he will visit each one of these sites and hand-deliver the letter. Mr. Desrosiers said he will also put a piece of tape on how far the bushes need to be cut back if they would like to cut them themselves. On a motion by Mary McDowell and seconded by Louis Barry the Board unanimously voted to approve the letter written by Dave Desrosiers, Highway Superintendent, regarding encroachments on town rights of way.

REPORT OF TOWN ADMINISTRATOR

Mr. Martin and the Board received a complaint letter from Irene Bergeron –Taylor Street, regarding a large tree located on property that she and her late husband deemed a dangerous hazard and a liability that someone might get injured if not fatally. Mr. Martin forwarded the letter to David Desrosiers, Highway Superintendent. David spoke to the Tree Warden-Richard Gaj, Sr., regarding the tree and he told him that they had done some trimming of that tree in the past and it was not a dead tree. Mr. Desrosiers told the Board that he spoke to Ms. Bergeron's grandson about the tree 3-weeks prior to the letter. He is trimming bushes and trees around town right now and he will look at it when he gets the bucket truck. Mr. Desrosiers explained this to Ms. Bergeron when she and Mr. Gaj inspected the tree.

Mr. Martin and the Board received a complaint letter from Christine Maheu-Amherst Street, concerning Jake brakes on Amherst Street and the unbearable noise they create for the residents. She also copied articles about the noise and Jake brakes from Northampton and Holyoke being prohibited. She said the noise and the dust they create between 7 am-dusk is unbearable. She came in and met with the Board on July 9th during their office hours. The Board has sent out an email to David Desrosiers to put out signs asking that the trucks limit their use of the Jake brakes. They also have asked Chief Wishart to do some speed monitoring on Amherst Street. He also will ask the State Police do some spot checks on the trucks. He also will put out the traffic counter to see how much commercial traffic is going on Amherst Street. All will send a report back to the Board on their findings.

Mr. Martin explained that along with the Green Communities grant we needed to appoint a Granby Energy Committee. Ms. Jedziniak introduced herself to the Board and spoke to the Board about her passion for alternative energy sources. She volunteers for a CO-OP power company. On a motion by Mary McDowell and seconded by Louis Barry the Board unanimously voted to approve to affirm the following appointments:

Erica Bischoff White	Granby Energy Committee-Pro-Tem Chair	June 30, 2012
Arthur Krulewitz, M.D.	Granby Energy Committee	June 30, 2012

Mr. Martin explained to the Board that the roof split on the old highway/fire department building behind Kellogg Hall. The RAD equipment was destroyed. Mr. Joe Maheu looked at the roof, and he said it is getting to the point where it is non-repairable. Mr. Martin asked him to give him a price to put a secondary roof over the current one. The building is being used for highway equipment and RAD equipment. Mr. Martin wants to maintain the building until we know what we are doing with our other buildings. Mary thought that we were going to demolish some of the bays. Mr. Desrosiers is using them at this point. This would be one of the things that the (storage bays) building committee would be looking at.

Mr. Martin told the Board about the mediation that he and Mr. Bail attended concerning the lawsuit against the Town of Granby and Kastle-Boos Associates. The lawsuit was asking the Town of Granby to pay an additional amount of \$120,000.00 to Kastle-Boos for the Public Safety Building in additional services concerning the design of the building. It came as value engineering for the project, as it came in over budget and then they had to reduce the size of the building from the original design to what it is today. A complete redesign had to be done to accomplish that task. The issue the town had was there were never any signed documents from the town to do those services. We were never billed for those additional services all the way through to the close of the project. The town decided to meet in a mediation session with Kastle-Boos to try to come to a reasonable resolution to the issue (recommendation from Town Council). The Project Manager, Mark Bail, Mr. Martin, members of the Public Safety Committee and Atty., Ryan met with Kastle-Boos and their lawyers. The result of the meditation: it was decided not to go to arbitration (in the end it would cost a lot more). The agreed upon settlement of both parties was \$60,000 to mediate and end the lawsuit. Mr. Martin told the Board that he would be issuing a check to Kastle-Boos to put the issue to bed. This is a court judgment and will be raised on the next tax recap-as other amounts to be raised under court judgments.

APPOINTMENTS

Mr. Martin told the Board that the Town has received an ABCC Transfer Application from Ryan, Boudreau, Randall, Kirkpatrick & Baker, L.L.P. representing Robert A. Robidoux, new sole owner of SKS General Store, Inc., doing business as Summit General Store. He is petitioning for approval from the Board for a Transfer of Stock, New Stockholders and New officers/Directors for SKS General Store, Inc. On a motion by Mary McDowell and seconded by Louis Barry the Board unanimously voted to approve the ABCC Transfer Application pending a positive CORI-check done by the Town Administrator on Mr. Robidoux.

NEW BUSINESS AND INFORMATION

On a motion by Mary McDowell and seconded by Louis Barry the Board unanimously voted to award the Hampshire County bid # 984 for Peastone/Traprock and Cold Patch:

1. Peastone: Picked-Up Bid Price

Washed Peastone 3/8"	John S Lane	\$10.45	Per Ton
Washed Stone 1 1/2"	John S Lane	\$10.10	
Traprock 3/8"	John S Lane	\$11.25	
Traprock 1/2"	John S Lane	\$10.85	
Traprock 3/4"	John S Lane	\$10.90	
Traprock 1-1/2"	John S Lane	\$10.60	
TRG/RRG	Ted Ondrick	\$ 8.10	
3/4" Dense Grade	John S Lane	\$ 9.40	
2. Peastone Delivered:			
Traprock 3/4"	Ted Ondrick	\$13.90	
Traprock 1-1/2"	Ted Ondrick	\$13.40	
Washed Winter Sand	Delta Sand and Gravel	\$13.20	
TRG/RRG	Ted Ondrick	\$10.90	
3. Pick-up Bid per ton at Plant Location			
High Performance Cold Patch	Ted Ondrick	\$102.00	

On a motion by Mary McDowell and seconded by Louis Barry the Board unanimously voted to award the Hampshire County bid # 985 Hot mix Asphalt, Liquid Asphalt, Stone Seal, Millings and/or Reclamation:

1. Hot mix Asphalt:			
Applied In-Place	Palmer Paving	\$ 63.60	
Raising of Castings	Palmer Paving	\$230.00	
Berm Applied In-Place	Palmer Paving	\$ 3.25	
Tack Cost Applied	Palmer Paving	\$ 4.10	
Picked Up-Price	Lane	\$ 72.00 per Ton	
2. Milling: Loaded on Town Trucks: Garrity \$.95 per square yard			
Hauling away and legal disposal off-site: Garrity \$.95 per square yard			
3. Stone Seal In-Place: All States Asphalt, Inc \$4.05 per square yard			
4. Reclaim Pavement: w/vibratory compaction:			
	Garrity	\$.66 per square yard	

Mr. Martin explained that the HCOG does group bidding for all the communities inside the COG which saves all the towns time and meets the open meeting laws. The HCOG also awarded bids out on the following: road crack-sealing, guard-rails installation, highway line-painting, and plow blades, grading blades, loader cutting blades. Mr. Merrill also told the Board what else the Hampshire Council of Governments also offers- IT Services, Accounting Services, Solar Power, Wellness Initiatives, and Volunteer Services, Municipal Aggregation of Electricity, Osteoporosis Exercise Signature Program and a Volunteer Recognition Luncheon Program.

The Board received a letter from George & Beverly Galusha, owners of Walnut Hill Farm asking them to release the town's Right of First Refusal on certain property/land located on Barton St.-Assessors Map 4-B-2.9 having 9.33 acres which are classified in 61A. Lot split from 4-B-2 in 2009. They have a purchase and sales agreement with Catherine Cameron for \$160,000. On a motion by Mary McDowell and seconded by Louis Barry, the Board voted not to exercise their option to purchase the following

property: land located on Barton St.-Assessors Map 4-B-2.9 having 9.33 acres, which are classified in 61A. Lot split from 4-B-2 in 2009 and is reported in the Hampshire County Registry of Deeds plan book 219, page 24. McDowell-AYE, Barry-AYE and Bail-AYE.

Interim Chief Wishart re-introduced Therese Fagnant who went through an interview process with Chief Wishart and Chief Anderson for the full-time dispatcher position that was posted in-house. They both highly recommend her for the position and would like the Board to affirm her appointment to the position starting July 17, 2011 with the Town Administrator. On a motion by Mary McDowell and seconded by Louis Barry the Board unanimously voted to affirm the appointment of Therese Fagnant as a full-time dispatcher for the Granby Police Department starting July 17, 2011 for a term ending July 16, 2012. The Board congratulated Ms. Fagnant on her promotion from part-time dispatcher to full-time dispatcher.

On a motion by Mary McDowell and seconded by Louis Barry, it was unanimously voted to accept the departmental reports as written. Mr. Martin will be holding a department head meeting on Wednesday and will talk to them about turning in weekly reports to the Selectboard.

On a motion by Mary McDowell and seconded by Louis Barry, it was unanimously voted to approve and sign the maintenance warrants.

On a motion by Mary McDowell and seconded by Louis Barry the Board unanimously voted to approve to affirm the following appointments:

John Libera, Jr.	Westover Metropolitan Development Corp	June 30, 2012
Patricia Miller	Personnel Board	June 30, 2014
Alan Champagne	Zoning Board of Appeals	June 30, 2014
Victoria Slate	Associate Member Zoning Board of Appeals	June 30, 2012
Nancy Milkey	Associate Member Conservation Commission	June 30, 2012

The Board would like John Libera Jr to come to the Board's next meeting concerning his role as director of Westover Metropolitan Development Corp and what can be done with the land. Mr. Martin will speak to Mr. Libera.

Mary McDowell wanted to put in the record the notes from the office hours held on Saturday July 9th. On a motion by Mary McDowell and seconded by Louis Barry the Board unanimously voted to approve the minutes of July 9th special meeting of the Board with the amendment of Donald Zebrowski being the Chair of ZBA not Frank Marion.

Mr. Barry asked about the article for the elevator at COA building. Mr. Martin has not had time to start anything on it as he has been busy with training the new bookkeeper/accountant on the process of bill payable warrants and payroll. He hopes that they will be doing payroll by themselves next week.

Mr. Barry asked about the building committee, Mr. Bail said he sent out a charge for the committee and Mr. Martin thought they were short one member. Mr. Barry said the last member would be Don Clark. The Board will appoint at the next meeting.

Mary McDowell asked about any updates on the Green Communities Grant. Mr. Martin said he had heard that our energy reduction plan has been approved, but no news other than that. He is trying to get together with the Superintendent of Schools so that they have a project lined-up.

Mr. Martin has put all the paperwork on the damaged goods from the leaking roof and is waiting to hear about reimbursement costs for the items from our insurance copy. Mr. Martin would like to wait to see about the price on the roof before looking at storage units.

EXECUTIVE SESSION

None

ADJOURNMENT

On a motion by Mary McDowell and seconded by Louis Barry it was unanimously voted to adjourn the regular session meeting @ 8:27 PM

Respectfully submitted,
Cathy Leonard
Town Administrator's Secretary