

**RECORD
TOWN OF GRANBY
ANNUAL TOWN MEETING/
SPECIAL TOWN MEETING
MAY 9, 2011**

In accordance with the foregoing warrant, the inhabitants of the Town of Granby qualified to vote in elections and town affairs, met at the Granby Jr. Sr. High School on East State Street on May 9, 2011 at 7:00 p.m. then and there to act on the following articles, to wit:

The Moderator, Albert Bail opened the Annual Town Meeting at 7:02 p.m. with a quorum present (30 or more) 189 were in attendance at the time of opening. The Pledge of Allegiance to the Flag was lead by the Select Board and the residents joined in.

The Moderator calls on the Town Clerk, Katherine A. Kelly-Regan, to certify that all the warrants were posted in accordance with the law.

The Clerk responds they have. The warrant for this Annual Town Meeting was declared to be in order.

Committees and Boards present at this ATM:

Select Board: Chair, Wayne H. Tack, Sr., Members, Mark L. Bail and Mary A. McDowell, All Present.

Finance Committee: Chair, John Libera, Jr., Members, Robert Glesmann, III, James Hartley, Scott Wilson not present Dana Ritter.

Library Trustees: Chair, Virginia Snopek, Members, Carol Battersby, Dianne Barry, Linda Casey, Leah Condon, Nancy Evren, Gwendolyn Morrissey, Bridget Roy, and Renee Still, All Present.

Planning Board: Chairperson: Emre Evren, Members, Kevin Brooks, Pamela Desjardins, Joe Maheu and James Trompke, All Present.

School Committee: Chairperson, Deborah Buckley, Members, Dawn Cooke, and Michael Quesnel not present Kevin Boisselle and Arthur Krulewitz.

Others in attendance: Town Counselor, Edward Ryan, Jr., Town Administrator, Christopher Martin and School Superintendent Isabelina Rodriquez.

The Moderator, Albert Bail takes a moment to thank the voters for coming out tonight in support for town affairs and he informs the voters that this would be his last town meeting. He mentions that 42 years ago this night he moderated his first town meeting and although he hasn't continuously been moderator for the full 42 years he has had the honor to represent the town as moderator for the last five years. At this time he tells a little story.

Dermot Shea

Dermot Shea, who died this last summer, is a name that may not mean much too many of you, but he is an important name in our town history. In the 1950's, town meeting was conducted in a strong almost dictatorial way.

For example, my father-in-law John McCool was chairman of the Board of Selectmen. The moderator knew his position on an issue and didn't like it, so he wouldn't call on him to allow him to speak.

When Dermot was elected, he democratized the meeting. He would allow anyone to speak. He brought the Board of Selectmen and the Finance Committee to the front of the room to enhance their respect. He established many of the traditions that I, the late John Lalonde and George Randall, III carried on since. Dermot Shea is truly the father of the modern Granby Town Meeting.

The Moderator calls for Article 1 of the ATM at 7:05 P.M.

Motion 2nd

Record of the ATM/STM held on Monday, May 9, 2011, cont'd

ARTICLE 1. move the Town vote to conduct the business of the meeting as follows; on May 9, 2011 consider articles twenty-one and twenty-two then articles two through sixteen and on June 13, 2011 consider the remaining articles.

Motion 2nd

Passed Unanimous- Show of Hands

Articles 21 & 22 were originally to be discussed on the second half of the ATM that is going to be held on June 13, 2011 however, in order for the town to be considered for a grant pertaining to a new public library the preliminary design had to be presented to the town before the end of May therefore the motions were taken out of order and written in the first half of this years Annual Town Meeting.

ARTICLE 21. move the Town vote to rescind spending authority in the amount of \$30,000 for Article #24 of the May 10, 2010 Annual Town Meeting for the purpose of funding a feasibility study and development of a preliminary design for the Granby Public Library. **Motion 2nd**

Passed Unanimous- Show of Hands

Virginia Snopek, Chair for the Granby Public Library Trustees explains that last year the town voted to allow 30,000 in order to fund a feasibility study and development plan to design a new public library.

*She explains that \$100,000 was bequeath to the town for this purpose and it's her pleasure to give back the \$30,000 to the town since there was enough money funded other ways to do this study. **Article 21- Passes Unanimous***

ARTICLE 22. move the Town vote to accept the preliminary design for the Granby Free Public Library. **Motion 2nd**

Passed Unanimous- Show of Hands

Virginia Snopek, Chair Public Library Trustees, explains that a town vote is required in order for this application to be accepted. No money is being ask on this article only permission to go forward with this design so it may be reviewed in order to possibly be awarded grant funding. The State Library Building Commission will review this design and it will be announced in July if we are eligible.

She thanks the Library Building Committee for all their hard work in this project and she mentions how enough money was raised for the match challenge of 150,000 from the Thomas Bombardier Trust. She thanks Alice and Fred Stewart for their generous gift in which they will donate land for this library if this project passes.

She thanks all those involved that help to make this challenge happen. The local businesses and banks for their generosity and of course the residents.

This article passes by unanimous vote.

ARTICLE 2. move the Town vote to hear the reports of Town Officers and all standing and special committees and act thereon. **Motion 2nd**

Passed by Majority to postpone until the second half of this ATM on June 13, 2011
Show of Hands

Because not all committees were presenting their articles this evening it was determined to postpone all reports until the second half of this Annual Town Meeting which will be held on Monday, June 13, 2011.

Record of the ATM/STM held on Monday, May 9, 2011, cont'd

It is now 7:15 p.m. the Moderator calls for a recess from the ATM in order to do the STM that was scheduled for 7:15p.m. as posted accordingly by our Town By-Laws as written in the Special Town Meeting Warrant.

The Moderator calls on the Town Clerk, Katherine A. Kelly-Regan, to certify that all the warrants were posted in accordance with the law.

The Clerk responds they have. The warrant for this Special Town Meeting was declared to be in order.

The Moderator calls for Article 1 of the STM at 7:16 P.M.

Motion 2nd

ARTICLE 1. move the Town vote to request that the Selectboard take the necessary action to protect and preserve Kellogg Hall at 250 State St., Granby, Ma. for continued utilization by the Officials, Town Departments, and the residents of the Town of Granby and to immediately develop an incremental plan of repair of Kellogg Hall within six months of the vote of the article. Motion 2nd

FAILS- by hand count 75-YES to 114-NO

Petitioned Article by Pamela Maheu

There is a presentation on Kellogg Hall. Pam Maheu mentions that Kellogg Hall was built in 1889 that it is in the center of our community life that the property has architectural significance.

This Article is discussed for nearly one hour, pros and cons for why to restore and use this building.

It is determined to do a hand count the decision is YES-75 to NO- 114

MOTION: move to adjourn this Special Town Meeting Motion 2nd

The business for this STM is completed and the Moderator officially dismisses this STM at 8:12 P.M. At this time the Moderator reopens the Annual Town Meeting. The Annual Town Meeting is officially resumed for business at 8:12 P.M.

Before town meeting is continued to Article three Mary McDowell, Select Board member acknowledges Select Board Chair, Wayne Tack. Sr. for all the years he served on this board. Mr. Tack was up for re-elect this year and had chose not to seek re-elect.

Mr. Tack gets a standing ovation he mentions the past nine years he served on this board and thanks the residents for their support.

The Moderator calls for Article 3. Motion 2nd

ARTICLE 3. move the Town vote to authorize the Board of Selectmen to conduct the following activities for fiscal year 2012:

- A. To sell, after first giving notice of time and place of sale by posting such notices of sale in some convenient and public place in the Town 14 days at least before the sale, property taken by the Town under tax title land of low value procedure, provided the Selectmen or whomever they authorize to hold such public auction, may reject any bid they deem inadequate.**

No discussion

Record of the ATM/STM held on Monday, May 9, 2011, cont'd

- B. To apply for and accept Federal or State grants or monies as may be made available and to allow the Selectmen to expend any funds received as set forth in the appropriate application.

No discussion

- C. To enter into a contract with the Massachusetts Highway Department for the construction and maintenance of public highways for the ensuing year.

No discussion

*There was no discussion on any of the above and a vote is called. Motion 2nd
Passed- Majority-Show of Hands*

ARTICLE 4. move the Town vote to authorize the various departments to receive compensation for services rendered for fiscal year 2012 as follows:

- A. The Cemetery Commissioners to dig graves and maintain the equipment and grounds in the cemeteries at a wage rate that is no less than the minimum wage.

No discussion

- B. The members of the Board of Assessors to be compensated \$15 per parcel for necessary fieldwork and data collection for services rendered in connection with the revaluation and re-certification process involving one-sixth of the improved parcels in town.

No discussion

- C. The members of the Board of Health, or their consultants, to receive compensation at a wage rate of \$35 per inspection or specific required activity.

No discussion

- D. The members of the Planning Board, or their appointees, to receive compensation at a wage rate of \$65 per inspection.

No discussion

*There was no discussion on any of the above and a vote is called. Motion 2nd
Passed- Majority-Show of Hands*

ARTICLE 5. move the Town vote to authorize the Conservation Commission to charge a fee of \$65 for each site inspection deemed necessary by a quorum of the Commission. Fees shall be payable to the Town of Granby Conservation Commission and deposited in the Conservation Hatch Fund. Motion 2nd

Passed- Majority-Show of Hands

ARTICLE 6. move the Town vote to accept the following gifts in calendar year 2010 for perpetual care of cemetery lots:

Linda Scribner	\$ 565.
William Scribner	\$1,180.
Mark & Susan Lariviere	\$1,155.
Patricia M. & Leslie S. Reynolds	\$1,000.
John E. & Sharon A. Monast	\$1,155.
David Mazurowski	\$1,155.
Patricia Reynolds	\$1,925.
Teresa E. & Ethan Rideout	\$ 565.
Joyce Mastorakis	\$1,155.

Robert C. Brisebois	\$2,310.
Rollin J. & Jennifer A. DeWitt	\$2,335.
John J. & Barbara J. Christiansen	\$2,335.
James L. & Mary A. Bellerose	\$1,155.
Roger R. Cote	\$ 565.
Robert Bray Jr.	\$ 565.

Motion 2nd

Passed- Majority-Show of Hands

ARTICLE 7. move the Town vote to authorize the following Revolving Funds in accordance with M.G.L. Ch. 44, Section 53E½ and to authorize expenditures from these funds for fiscal year 2012 without further appropriation:

- A. **An Inspections Revolving Fund that may be spent by the Inspector of Buildings to pay for the wages, expenses, and contracted services required for the operation of the preventive inspections-selectmen department. The Inspections Revolving Fund is to be credited with all revenue received from building, electrical, and gas fees, licenses and permits in fiscal year 2012 and with the remaining balance of the fiscal year 2011 Inspections Revolving Fund. The Inspector of Buildings may spend \$51,798 in revolving fund monies in fiscal year 2012.** *No discussion*
- B. **A Recreation Revolving Fund that may be spent by the Recreation Commission to pay for the wages, expenses, contracted services and capital improvement required for the operation of the recreation department programs, activities, events and services. The Recreation Revolving Fund is to be credited with all non-athletic program fees received in fiscal year 2012 and with the remaining balance of the fiscal year 2011 Recreation Revolving Fund. The Recreation Commission may spend \$5,000 in revolving fund monies in fiscal year 2012.** *No discussion*
- C. **A Dufresne Revolving Fund that may be spent by the Dufresne Ad-Hoc Committee to pay for the wages, expenses, contracted services and capital improvement required for the operation of the Dufresne Recreation Area. The Dufresne Revolving Fund is to be credited with all reservation and security deposit fees and contributions received in fiscal year 2012 for the rental of the facility and with the remaining balance of the fiscal year 2011 Dufresne Revolving Fund. The Dufresne Ad-Hoc Committee may spend \$25,000 in revolving fund monies in fiscal year 2012.** *No discussion*
- D. **A Charter Day Revolving Fund that may be spent by the Charter Day Committee to pay for the wages, expenses and contracted services required to celebrate Charter Day. The Charter Day Revolving Fund is to be credited with revenue and contributions received in fiscal year 2012 from Charter Day activities and with the remaining balance of the fiscal year 2011 Charter Day Revolving Fund. The Charter Day Committee may spend \$25,000 in revolving fund monies in fiscal year 2012.** *No discussion*
- E. **A Planning Board Fees Revolving Fund that may be spent by the Planning Board to pay for any or all expenses or contracted services of the Planning Board. The Planning Board Fees Revolving Fund is to be credited with all application fees and charges received in fiscal year 2012 and with the remaining balance of the fiscal year 2011 Planning Board Fees Revolving Fund. The Planning Board may spend \$50,000 in revolving fund monies in fiscal year 2012.** *No discussion*

Record of the ATM/STM held on Monday, May 9, 2011, cont'd

F. An After School Activities Program Revolving Fund that may be spent only upon authorization of the Superintendent of Schools to pay for maintenance, supply and operation, including wages of personnel of the After School Activities Program. The After School Activities Program Revolving Fund is to be credited with all revenues generated by the After School Activities Program in fiscal year 2012 and with the remaining balance of the fiscal year 2011 After School Activities Program Revolving Fund. The Superintendent of Schools may spend \$20,000 in revolving fund monies in fiscal year 2012.

No discussion

G. A Dog Revolving Fund that may be spent by the Dog Officer to pay for any or all expenses or contracted services of the Canine Control Bylaw. The Dog Revolving Fund is to be credited with all dog licensing fees and any other charges received in fiscal year 2012 and with the remaining balance of the fiscal year 2011 Dog Revolving Fund. The Dog Officer may spend \$10,100 in revolving fund monies in fiscal year 2012.

No discussion

H. A Library Revolving Fund that may be spent by the Library Commissioners to pay for any or all expenses or contracted services for the repair and maintenance of the Library pavilion and to provide library services. The Library Revolving Fund is to be credited with all pavilion user fees and any other charges received in fiscal year 2012 and with the remaining balance of the fiscal year 2011 Library Revolving Fund. The Library Commissioners may spend \$2,000 in revolving fund monies in fiscal year 2012.

No discussion

There was no discussion on any of the above and a vote is called. Motion 2nd

Passed- Majority-Show of Hands

ARTICLE 8. move the Town vote to authorize Town departments to enter into agreements in accordance with M.G.L. Chapter 40 Section 4A for the fiscal year 2012.

Motion 2nd

Passed: Majority- Show of Hands

A question is asked what does this mean? Edward Ryan, Jr., Town Counsel explains accepting this will allow City/Town officials to make decisions with other municipal chief officials.

Passed by Majority

ARTICLE 9. move the Town vote to accept Massachusetts General Laws Chapter 39 Section 23D, which would permit local board members who miss a single session of an adjudicatory hearing before their board to be able to vote on the matter provided they review the evidence submitted at the missed hearing session and file a certificate to said effect, said provisions to be applicable for all types of local adjudicatory hearings.

Motion 2nd

Passed- Majority-Show of Hands

A question is asked, "What is currently done"? Wayne Tack, Chair, Select Board, currently if a member misses a public hearing they are not allowed to vote. By accepting this that member of the board or committee would be allowed to make their decision under the stipulation they review the hearing and the minutes.

Passed- Majority

The Moderator, Albert Bail calls for a 10minute recess at 8:32pm at 8:41pm the ATM is called back to order. The Moderator calls for Article 10.

Record of the ATM/STM held on Monday, May 9, 2011, cont'd

ARTICLE 10. move the Town vote to amend the Bylaws of the Town of Granby Volume III Chapter XXI Zoning Bylaws as follows;

Amend Section 1.2, "Definitions" of the town zoning bylaws to include "Renewable or Alternative Energy: Sources of fuel, electricity or thermal energy that derive from natural sources or serve as an alternative to fossil sources of energy, such as: solar photovoltaic (PV) and solar thermal; Wind; Biomass power conversion or thermal technologies, including R&D related to, or the manufacture of, wood pellets, ultra low emissions high efficiency wood pellet boilers and furnaces; Low Impact Hydroelectric and Hydrokinetic; Ocean thermal, wave or tidal; Geothermal; Landfill Gas; Fuels Cells that use Renewable Energy; Advanced biofuels; Combined Heat and Power; and Electric and hydrogen powered vehicles and associated technologies including advanced batteries and recharging stations"

Add Section 3.063 to "Table 1: Schedule of Use Regulations" in the town zoning bylaws, titled "Accessory uses which are necessary in connection specifically with renewable or alternative energy scientific research, scientific development and related production" and classified as "SPA" under Industrial Zone I.

Add Section 3.098 to "Table 1: Schedule of Use Regulations" in the town zoning bylaws, titled "Research or Development Laboratory specifically for renewable or alternative energy" and classified as "SPA" under Industrial Zone I.

Add Section 3.097 to "Table 1: Schedule of Use Regulations" in the town zoning bylaws, titled "Manufacturing, processing, fabrication, assembly and storage of materials, mechanical products or equipment specifically related to renewable or alternative energy" and classified as "SPA" under Industrial Zone I.

Motion 2nd

Article 10 requires a 2/3rd vote in order to pass.

Passes by 2/3rd -Declared by the Moderator –Show of Hands

A voter mentions that the second paragraph in the add section for Table 1 in the warrant article is different from the motion. The Warrant reads to add section 3.095 and the motion reads to add section 3.098.

Emre Evren, Planning Board, Chair, mentions that that was a typo in the warrant and the motion is the correct number.

There is a 2/3rd requirement for this to pass. A vote is taken and the moderator declares this passed by 2/3 votes.

ARTICLE 11. move the Town vote to enact Chapter XXIV of the Town of Granby General Bylaws, entitled "Stretch Energy Code" for the purpose of regulating the design and construction of buildings for the effective use of energy, pursuant to Appendix 120 AA of the Massachusetts Building Code, 780 CMR, the "Stretch Energy Code", including amendments or modifications thereto, a copy of which is on file with the Town Clerk.

Motion 2nd

Passed – Majority- Hand Count YES-43 to NO-38

Emre Evren, Planning Board Chair, feels this is a good way to be pro-active and it's a start to make our community go Green. Voters discuss this for a while and a hand count is tallied. Article 11 passes by a hand count Yes- 43 to No 38

ARTICLE 12. move the Town will accept the provision of Chapter 44, Section 53F^{1/2} of the Massachusetts General Laws establishing municipal solid waste disposal as an enterprise fund effective fiscal year 2012.

Motion 2nd

Passed- Majority-Show of Hands

Record of the ATM/STM held on Monday, May 9, 2011, cont'd

ARTICLE 13. move the undersigned request that the Selectboard be commissioned to study the feasibility of a town wide planner to enhance the Town of Granby's controlled growth and development. **Motion 2nd**

Petitioned Article by Mary A. McDowell

Passed as originally presented by Majority- Show of Hands

The Moderator calls for a motion to amend **Motion 2nd**

Amendment:

I move to amend Article 13 as follows: That town meeting request that the planning board be commissioned to study the feasibility of town wide planner to enhance the town of Granby's controlled growth and development. **Motion 2nd**

The Moderator calls for a vote on the Amendment. A show of hands is taken.

Amendment FAILS by Majority

The Moderator calls the original Article back for a vote. Article 13 passes as originally presented.

ARTICLE 14. move the undersigned request that the town of Granby hire a high school graduate for the summer of 2011 to work on data entry for the town website at minimum wage for a maximum of 4 hours per week. The position would run from July 1, 2011 to September 1, 2011. **Motion 2nd**

Petitioned Article by Mary A. McDowell

Passed by Majority-Show of Hands

ARTICLE 15. move the Town vote to amend the Bylaw of the Town of Granby, Volume II, Chapter XIX Personnel Bylaw, APPENDIX C Classification Plan Grade Assignments by inserting Landfill Monitor Grade 6. **Motion 2nd**

Passed as Amended by Majority- Show of Hands

An Amendment is called on Article 15. The Moderator calls for a motion to Amend Article 15. **Motion 2nd**

Amendment:

I move to amend Article 15 to read Grade 3 in place of Grade 6. **Motion 2nd**

Article 15 passes as Amended it passes as follows:

I move the town vote to amend the Bylaw of the Town of Granby, Volume II, Chapter XIX Personnel Bylaw, APPENDIX C Classification Plan Grade Assignments by inserting Landfill Monitor Grade 3. **Motion 2nd**

Amendment Passes by Majority-Show of Hands

**See back page for Appendix C Classification Plan Assignment*

ARTICLE 16. move the Town vote to amend the Bylaws of The Town of Granby, Volume II, Chapter XIX Personnel Bylaw, APPENDIX D Compensation Plan Pay Schedules, and substituting a new APPENDIX D, showing the twelve pay grades and ten steps with a 3% increment between steps to be effective July 1, 2011. **Motion 2nd**

Passed- Majority- Show of Hands

**See back page for Appendix D Compensation Plan Pay Schedule*

Record of the ATM/STM held on Monday, May 9, 2011, cont'd

The Moderator, Albert Bail, motions to adjourn this portion of the Annual Town Meeting and to reconvened on Monday, June 13, 2011 at 7:00 p.m. at the Granby Jr. Sr. High School to finish all the business pertaining to this Annual Town Meeting.

The June 13, 2011 meeting will start on Article 2 (that was postponed from the May 9 meeting) and then we are to continue at Article 17 where we left off on May 9th.

Motion 2nd

All in favor to adjourned this portion of the ATM: PASSED – Unanimous- by voice

This portion of the ATM held on May 09, 2011, adjourned at 10:13 pm. There were a total of 222 registers voters and 10 non-voters who attended this Annual Town Meeting.

Respectfully submitted,

**Katherine A. Kelly-Regan
Town Clerk, CMMC**