



BOARD OF SELECTMEN MEETING MINUTES
Wednesday October 14, 2020
Virtual Zoom Meeting – 6:30 PM

1. **CALL TO ORDER** – A meeting of the East Granby Board of Selectmen (BOS) was held on Wednesday October 14, 2020 at the Town Hall Meeting Room. First Selectman Hayden called the meeting to order at 6:32pm. Selectman Doering and Selectman Ziobro were present.
2. **PUBLIC COMMENT** – Resident Paul Calebaugh expressed his support with adopting the Ordinance Prohibiting the Intentional Feeding of Wildlife, and suggested residents purchase bird seed that is recognizable as not being desirable to bears during the Spring/Summer.
3. **CORRESPONDENCE** – FEMA Claim Update, Draft Information on a Town sponsored Conversation on Race, East Granby Road/Hemlock/Chestnut/Walnut Drive Concept Drawing, General Government September Financial, Tax Collector September Reports, September Police Blotter, Resident Letter on Tree Removal, Paid Family Leave in CT, Stop & Shop Community Bag Program, Footwear with Care Initiative, COST Special Session Update, Prevailing Wage Bill in Special Session, Huckleberry Hills Complaint, September Treasurer Report

Selectman Ziobro made a motion to add **6(d) Resignations** to the Agenda. Seconded by Selectman Doering. **Motion Approved Unanimously.**

4. **MINUTES** – Selectman Ziobro made a motion to accept the September 23, 2020 minutes as presented. Seconded by Selectman Doering. **Motion Approved Unanimously.**
5. **OLD BUSINESS** –
 - a. **Tax Incentives** – no new information
 - b. **School Town Building Committee Report** – First Selectman Hayden discussed that the Board of Education accepted the school roof project back from the Building Committee. This step is necessary as part of the process to finalize grant reimbursement from the State. The Superintendent and Consultant are in process of finalizing the grant reimbursement request. Paving is in the process of being

completed on Wintergreen, Eastfield Farms and Glen Hollow. Curbing and seeding will be completed by the end of October. We are in the second year of a five-year repaving and maintenance plan. To date we have completed 11 miles of repaving out of the 22 miles that are identified as poor and the project is ahead of schedule. The Project Consultant is waiting for authorizations and approvals from the engineers regarding the electric upgrade at Allgrove School. The Committee has started to look at previous proposals regarding the air conditioning at Allgrove School. They will request bids during the winter to complete this project during the summer of 2020.

- c. **Economic Development Report** – First Selectman Hayden spoke about the projects under construction. Almost Famous Brewery hopes to open in November. Cumberland Farms and Pride have started site work. The Barnes building is moving forward, however, has not broken ground yet. At the last couple meetings of the Economic Development Commission “brainstorming” sessions have been held to see what opportunities are out there, what goals that they should prioritize, and to lay out a measurable strategic plan.

6. **NEW BUSINESS** –

- a. **Tax Refunds** – Selectman Ziobro made a motion to accept the tax refunds as presented. Seconded by Selectman Doering. **Motion Approved Unanimously.**
- b. **Consider and Act upon the Proposed Ordinance Regarding the Intentional Feeding of Wildlife** – First Selectman Hayden discussed his concern if bears regularly find food near houses in areas of human activity, they can lose their fear of humans and can relate food source to humans. If approved by the BOS, the Ordinance would be taken to a future Town Meeting in November. Selectman Doering made the following motion:

Town of East Granby Proposed Ordinance to Prohibit the Intentional Feeding of Wildlife - Chapter 184- Prohibition on Intentional Feeding off Wildlife

§ 184-1 Purpose. The Town of East Granby, under its powers pursuant to state law, has adopted this ordinance to protect public health, safety, and welfare by prohibiting the intentional feeding of wildlife. This ordinance is intended to assist our residents, guests, and other stakeholders peacefully and safely coexist with wildlife.

§ 184-2 Definitions. When used in this ordinance, the following definitions apply:

- a) Authorized Enforcement Agency: All sworn personnel of the Police Department and Animal Control Officers. Additionally, any employees or designees of the town as designated by the First Selectman to enforce this ordinance.
- b) Person: Person shall be construed to mean and include an individual, a corporation, a partnership, a non-profit, a trust, an unincorporated organization, business organization of any kind or any other group or organization.
- c) Town: Town means the Town of East Granby.
- d) Wildlife: Wildlife includes, but is not limited to, non-domesticated animals that due to intentional feeding have been determined to be a nuisance or threat to public

health, safety, and welfare such as bears, deer, coyotes, bobcats, fisher cats, turkeys and wild birds. Wildlife does not include livestock used for agricultural purposes.

§ 184-3 Prohibited Activity. In recognition that these animals are wild and should be left alone for the health, safety, and welfare of both the wildlife and our residents, guests, and other stakeholders, the following is prohibited activity:

- a) Intentional Feeding of Wildlife. Feeding, giving, placing, exposing, depositing, distributing, or scattering any edible material, attractant, or other substance with the intention of feeding, attracting, or enticing wildlife.
- b) Feeding Birds. Bird feeders should not be used from April 1st through November 30th, unless the source is recognized as not being desirable to bears, such as but not limited to Nyjer or thistle.
- c) Improperly Storing Food, Refuse, or Other Wildlife Attractants. Improperly storing food, pet food, refuse (garbage), or other attractants and substances in a manner that result in wildlife feedings.

§ 184-4 Exceptions. The following shall be exceptions to § 184-3.

- a) Unintentional Feeding of Wildlife. Unintentional feeding of wildlife means using or placing any material for a purpose other than to intentionally attract, entice, or feed wildlife but which results in unintentionally attracting, enticing, or feeding of wildlife. Unintentional feeding will become intentional feeding if a written notice is issued by an Authorized Enforcement Agency and ignored.
- b) Composting: Composting that was properly secured but unintentionally led to the feeding of wildlife is excluded.
- c) Feeding Birds. Bird feeders may be used from December 1st through March 31st. If the food is recognized as not desirable to bears, such as, but not limited to Nyjer or thistle, bird feeders may be used year-round.
- d) Permitted Activity. This ordinance does not apply to any person with a valid permit issued by the state of Connecticut, Department of Energy and Environmental Protection.
- e) Wildlife Rehabilitation. Any person providing care to wildlife for the purpose of an animal's rehabilitation due to illness or injury, as part of a recognized for-profit or non-profit entity providing for such care of wildlife.

§ 184-5 Violations and Penalties. Whenever the authorized enforcement agency determines that a person has violated this ordinance, the authorized enforcement agency is authorized to issue a written warning to the violator for a first offence and then a fine in the amount of one hundred dollars (\$100.00) for a second offence and two hundred and fifty dollars (\$250.00) for each additional offense. Any violation continued more than one (1) day shall constitute a separate offense for each day such violation continues. After two or more violations of this ordinance have been cited to any person, the town may initiate a civil action in Superior Court for injunctive relief to prohibit and prevent such violation or violations and the court may proceed in the action in a summary matter.

§ 184-6 Appeals. Any person receiving a fine may appeal the determination of the authorized enforcement agency to the First Selectman who will serve as hearing officer. The notice of appeal must be received in writing and filed with the Town Clerk's Office within ten (10) business days from receipt of the notice of the fine. The appeal shall be deemed received by the Town on the first business day following the day it is filed with and received by the Town Clerk's Office. Hearing on the appeal before the First Selectman shall take place within thirty (30) business days from the date of receipt of the notice of appeal. The decision of the First Selectman may be appealed to Superior Court. Seconded by First Selectman Hayden. **Motion Approved Unanimously.**

- c. **Consider and Act upon the New 5-Year Capital Plan** – Selectman Doering made a motion to approve the General Government 5-Year Capital Plan as presented and to forward it to the Board of Finance. Seconded by Selectman Ziobro. **Motion Approved Unanimously.**

Selectman Ziobro made a motion to submit to the Board of Finance and Town Meeting for approval of a sum not to exceed \$165,000 to purchase and equip a plow truck. Seconded by Selectman Doering. **Motion Approved Unanimously.**

The HVAC project was tabled and will be discussed at a Special Meeting on Monday October 19th at 7:30pm.

- d. **Resignations** – Selectman Ziobro made a motion to accept the Resignation of Michaela Rosenberger of the Juvenile Revue Board and thank her for her service. Seconded by Selectman Doering. **Motion Approved Unanimously.**

7. **PUBLIC COMMENT** – None

8. **ADJOURN** – Selectman Doering made a motion to adjourn. Seconded by Selectman Ziobro. **Motion Approved Unanimously** at 7:52pm.

Respectfully Submitted,
Nicole Sokolowski