

**TOWN OF EAST GRANBY
SPECIAL TOWN MEETING MINUTES
November 10, 2020**

A Special Town Meeting of the electors and those qualified to vote at town meetings of the Town of East Granby, Connecticut was held via ZOOM on Tuesday, November 10, 2020 at 7:30 p.m.

James M. Hayden, First Selectman, called the meeting to order and the Town Clerk read the warning.

Brad Wolfe was elected Moderator of the meeting.

The Moderator explained that only those registered voters in the Town of East Granby and any citizen 18 years or older who is liable to the town for taxes assessed against him/her either jointly or severally, based on an assessment of not less than \$1,000 on the last completed grand list of the town, are entitled to vote at this meeting

Motion was made and seconded to dispense with the reading of the minutes of the Special Town Meeting held on June 23, 2020. Motion carried.

Motion was made and seconded to accept the minutes of the Special Town Meeting held on June 23, 2020 as prepared by the Town Clerk. Motion carried.

Motion was made by Christine Gallagher and seconded to adopt the following RESOLUTION: BE IT HEREBY RESOLVED that a sum not to exceed \$165,000 from the Capital Non-Recurring Fund to purchase and equip a new plow truck as recommended by the Boards of Selectmen and Finance. Any unexpended funds are to be returned to the Capital Fund. Motion carried.

Motion was made by Christine Gallagher and seconded to adopt the following RESOLUTION: BE IT HEREBY RESOLVED that a sum not to exceed \$55,000 from the Capital Non-Recurring Fund for the Town Campus HVAC project as recommended by the Boards of Selectmen and Finance. Any unexpended funds are to be returned to the Capital Fund. Motion carried.

Motion was made by Christine Gallagher and seconded to waive the reading of the amended ordinance. Motion carried. Motion was made by Christine Gallagher to amend Chapter 165 of the East Granby Town ordinances to amend the membership section of the Youth Services Commission; RESOLVED: BE IT HEREBY ORDAINED that the Town of East Granby adopt the proposed ordinance, AS PRESENTED. The Ordinance will now read as:

Chapter 165: Commission on Youth Services

§ 165-1 **Commission created.**

A.

Pursuant to C.G.S. § 10-19m, the Town hereby creates a Commission on Youth Services.^[1]

B.

The Commission shall consist of seven members, two of whom shall be teenagers. All will serve without compensation. The five adult members of the Commission shall be appointed by the Board of Selectmen, serving for terms of three years. The two teenage members shall be appointed by the Board of Selectmen from the 7th through 12th grades who reside in East Granby for a term of at least, but not limited to, one year. Included in the adult members shall be one individual from law enforcement appointed by the Board of Selectmen. The law enforcement appointee need not be an elector of the Town. The students and law enforcement appointee shall serve as full members having voting privileges and counting toward all quorum requirements set forth by the Connecticut General Statutes. At the initial appointment of adult members, the

Board of Selectmen shall appoint two members for a one-year term, two members for a two-year-term, and two members for a three-year term.

§ 165-2 **Powers and regulations.**

The powers, duties, and functions of the Commission on Youth Services shall be exercised under the supervision of the Board of Selectmen and shall include the following:

A.

To appraise, plan, develop, coordinate, and operate services and programs for the youth in East Granby.

B.

To apply for, receive and administer funds and grants from the state and federal government or any other source for such services and programs.

C.

To advocate the interests of the youth in East Granby before all other Town officials, boards, commissions and agencies.

§ 165-3 **Rules of procedure.**

In carrying out its duties, the Commission on Youth Services shall elect from within its membership a Chairman, a Secretary and such other officers as it may deem convenient; it may promulgate bylaws for its proceedings consistent with this chapter; it may from time to time appoint consultants or committees either from within or without its own membership; and, subject to generally applicable budget limitations and requirements, it may employ staff, enter into contracts and provide facilities.

Motion Carried.

Motion was made by Christine Gallagher and seconded to waive the reading of the amended ordinance. Motion carried. Motion was made by Christine Gallagher to create Chapter 184 to the East Granby Town ordinances to add the Prohibition on Intentional Feeding of Wildlife; RESOLVED: BE IT HEREBY ORDAINED that the Town of East Granby adopt the proposed ordinance, AS PRESENTED. The Ordinance will now read as:

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.

Motion carried.

Motion was made and seconded to adjourn the meeting. Motion carried.

Meeting was adjourned at 8:07 p.m.

Attest,
Christine Gallagher, Town Clerk

Received for record November 12, 2020
By Christine Gallagher, Town Clerk