



MINUTES

Board of Selectmen Meeting  
Wednesday, May 25, 2016 at 6:00P.M.  
Council on Aging Media Room, 328 North Main Street  
East Longmeadow, Massachusetts 01028

Present: Paul L. Federici, Chairman, Board of Selectmen, William R. Gorman, Chairman, Board of Health, Kevin M. Manley, Clerk of the Board

The Chairman of the Board opened the meeting at 6:00 P.M. with the Pledge of Allegiance. Moment of Silence. Announcements were made in accordance with M.G.L. 30A, §20 (e), and noted that the meeting was being recorded by the Board of Selectmen, East Longmeadow Community Access Television and Sean Teehan, Springfield Republican

APPOINTMENTS:

6:00 P.M. – John Comerford, Veterans’ Agent, Brian Willette and American Legion Representatives

Signs Purple Heart Community

Brian Willette American Legion representative made the presentation of the three Purple Heart signs to be placed in East Longmeadow designating East Longmeadow as a Purple Heart Community.

6:10 P.M. – Aimee Petrosky, Health Director

Proposed Health Nurse, Lee Giglietti

Ms. Giglietti was present for the appointment. The Health Director gave a brief overview of the position which is mostly MAVEN reporting and told the Board that she had spoken with Town Counsel and it is ok to hire this position because it is a needed position. Mr. Giglietti spoke about her professional background to the Board.

Motion:

P. Federici proposed a motion to make Lee Giglietti as the Health Nurse for the Town of East Longmeadow. So moved by K. Manley. W. Gorman seconded. Motion passed 3-0.

Proposed Tobacco Regulation

The Health Agent explained that the regulation is a very basic one that the majority of Cities and Towns have passed. The regulation addresses concerns with e-cigarettes and complaints from community member’s exposure to second hand smoke. The regulation was created in conjunction with the State Tobacco Agency. Only change was the smoking distance from 25’ which the State recommends to 50’. The discussion continued where the regulations would affect. A mailing will be sent out to all the current tobacco holders and e-cigarette vendors. This regulation will be posted in the Reminder as a public notice.

Board of Selectmen Meeting 5-25-16  
Appointment Health Director continued

Motion:

P. Federici proposed a motion to accept the smoking regulation for work places and public places as presented. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

For adoption, Fats, Oils and Grease Regulation

This was requested by the Superintendent of Public Works. The Health Director explained that all restaurants are already required to have grease traps. The reason for the request is that there have been a lot of grease trap maintenance issues that has been happening and is costing the Town a lot of money. These regulations have been reviewed by Town Counsel. This regulation will give DPW the authority to act as an agent to the Board when needed. The regulation also makes more strict regulations for the grease traps. The Health Director elaborated. This will be a permitted process for new businesses. There was further discussion.

Motion:

P. Federici proposed a motion to adopt the Fats, Oils and Grease Regulation as presented. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

APPROVAL OF MINUTES

Selectman Manley was not a Board member at these meetings  
Open Session Minutes, March 16 & April 5, 2016

Motion:

P. Federici proposed a motion to approve the open session minutes of March 16 & April 5, 2016. So moved by W. Gorman. P. Federici seconded out of necessity. Motion passed 2-0.

Executive Session Minutes, March 6 & April 6, 2016

Motion:

P. Federici proposed a motion to approve the executive session minutes of March 16 & April 5, 2016. So moved by W. Gorman. P. Federici seconded out of necessity. Motion passed 2-0.

BOARD OF SELECTMEN

NEW BUSINESS

Request from Masonic Temple

Motion:

P. Federici proposed a motion to approve the request from the Masonic Temple for a One Day Liquor License (beer & wine) and an Entertainment License on Saturday, June 11, 2016 from 2:00pm-7:00pm in conjunction with a Graduation Party. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Request from Masonic Temple

Motion:

P. Federici proposed a motion to approve the request from the Masonic Temple for a One Day Liquor License (beer & wine) and an Entertainment License on Sunday, June 12, 2016 from 1:00pm-5:00pm in conjunction with a Graduation Party. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Board of Selectmen Meeting 5-25-16  
New business Board of Selectmen continued

Request from Masonic Temple

Motion:

P. Federici proposed a motion to approve the request from the Masonic Temple for a One Day Liquor License (beer & wine) and an Entertainment License on Saturday, June 25, 2016 from Board of Selectmen Meeting 6:00pm-12:00am in conjunction with a Birthday Party. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0

Change in Location and Request from Visual Changes Inc.

Motion:

P. Federici proposed a motion for a change in location for Visual Changes Inc. from 35 Harkness Avenue to 100 Shaker Road. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Motion:

P. Federici proposed a motion to approve the One Day Liquor License (wine & signature cocktail) for Visual Changes. Town Counsel said that if not a charitable organization they can only serve beer and wine. The ABCC will be contacted to see if it is permissible for them. This approval is subject to approval from the ABCC on Friday, June 17, 2016. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Jaycees Carnival

Motion:

P. Federici proposed a motion to approve the Summer Carnival, using Veterans' Memorial Field, the Liquor License to sell beer & wine on the dates that were indicated with the caveat that the Food Service Permits and the tent permits are approved. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Motion:

P. Federici motioned for a two minute recess. So moved by K. Manley. W. Gorman seconded. Motion passed 3-0.

HEARING

6:30 P.M. - Application for a Transfer of Liquor License, Elmcrest, Inc., John E. Haberern, Manager to Elmcrest National LLC d.b.a., Elmcrest Country Club, David Flury, Manager, 105 Somersville Road. a) Elmcrest National LLC d.b.a., Elmcrest Country Club Transfer of License to sell All Alcoholic Beverages as a Common Victualer; b) Application for a License to sell/serve All alcoholic Beverages as a Common Victualer on all eighteen (18) holes of the golf course exclusive of any public way and parking areas; c) David Fleury, Manager; d) Kaitlyn Brosnan, Substitute Manager; e) Alteration of premises; f) Pledge of License; g) Common Victualer License; h) Food Service Permit and Catering License, applications approved by Aimee Petrosky, Health Agent; i) Hours of operation, 6:00am -2:00am Sunday through Saturday.

The Clerk of the Board read into the record the Legal Notice

Representatives: Attorney Paul Maleck, David Flury, Kaitlyn Brosnan and Greg Lindenmuth

Board of Selectmen Meeting 5-25-16  
Hearing continued

Attorney Paul Maleck explained the transfer at length and gave a comprehensive report on the way the alcohol will be served. The Chairman of the Board asked if anyone in the audience had any comments. Bob Macarini, 348 Pinehurst had no problem with the application and has never seen any issues with alcohol being served on the course. Dan Hellyer, Building Commissioner told the Board that he went through the premises for over two hours and found that everything was actual.

Motion:

P. Federici proposed a motion to approve the application for Elmcrest National LLC d.b.a. Elmcrest Country Club Transfer of License to sell all Alcoholic Beverages as a Common Victualer. So moved by W. Gorman. K. Manley Seconded. Motion passed 3-0.

Motion :

P. Federici proposed a motion to approve the application for a License to sell/serve All alcoholic Beverages as a Common Victualer on all eighteen (18) holes of the golf course exclusive of any public way and parking areas. So moved by W. Gorman. K. Manley econded. Motion passed 3-0.

Motion:

P. Federici proposed a motion to approve David Fleury as Manager. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Motion:

P. Federici proposed a motion to approve Kaitlyn Brosnan as Substitute Manager. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Motion:

P. Federici proposed a motion to approve the alteration of premises. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Motion:

P. Federici proposed a motion to approve the Pledge of License. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Motion:

P. Federici proposed a motion to approve the Common Victualer License. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Motion:

P. Federici proposed a motion to approve the Food Service Permit and Catering License. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Selectman Federici had no problem with the hours of operation from 6:00am-2:00am. It was the serving of alcohol until 2:00am that wasn't clear and wanted to have discussion with Town Counsel. Town Counsel had discussion with Attorney Malik previous to clarify the hours of operation for the service of alcohol. Alcohol to be able to be served within 200 yards of the club

Board of Selectmen Meeting 5-25-16  
Hearing continued

house between 8am-2am Monday-Saturday and that same area from 10:00am-2:00am on Sunday's. The service of alcohol on the 18holes of the golf course in the areas designated from the same hours Monday through Saturday opening at 8:00am but being done by 9:00pm on all of the holes seven days a week. Sunday's they can serve from 10:00am-9:00pm. There was discussion that all other establishments in East Longmeadow are only being allowed to be open until 1:00am. There was further discussion on opening the banquet facility. The representatives said that is why the request for the timeline, they do a lot of weddings and they want to service the clients. Attorney Malik said that was the distinction, the others aren't catering to weddings like the country club is.

Motion:

P. Federici proposed a motion to accept the hours of operation 6:00am-2:00am Sunday through Saturday and also the hours of serving alcohol 8:00am-2:00am Monday through Saturday and 10:00am-2:00am on Sunday. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Motion:

P. Federici proposed a motion to approve the kitchen area pending inspection of Aimee Petrosky, Health Director. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Motion:

P. Federici proposed a motion to approve the time to serve alcohol on the 18holes of the golf course from 8:00am-9:00pm Monday through Saturday and 10:00am-9:00pm on Sunday's. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

6:45 P.M. – Thomas Florence, Clerk/Treasurer/Collector & Dan Hellyer, Building Commissioner

Properties, Avery Street & 252 Allen Street

Avery Street is an unsafe property and the thoughts were thinking about demolition of the property. The property is assigned to an examiner. The Building Commissioner and the Clerk spoke about the property and the process. If no person is interested in ownership the Town can take the property and it will belong to the Town. The Clerk will keep the Board informed.

252 Avery Street

This property is owned by the Town and it used to be a dump area. The Clerk said that there are a few different ways that the Town could handle this. The property could be cleaned up environmentally to prop it to sell or could be used for Town use. There was further discussion from Selectman Gorman and the Building Commissioner. The Clerk asked the Board what they want to do with the property. The Board agreed to sell it.

Motion:

P. Federici proposed a motion for the Town to start the process of moving forward on 252 Allen Street for potential sale. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Appointment of Democratic Registrar

The Clerk told the Board that the Democratic Registrar has been open for a while. According to

Board of Selectmen Meeting 5-25-16  
Appointment Clerk & Building Commissioner

According to the Massachusetts General Election Law that Democratic Chairman should get a name and it would be presented to the Board. This has to be done within 45 days or it would be up to the Town Clerk. The Clerk stated that he has not heard back from the Democratic Chairman and the individual was interested, Gray DeLisle. The Clerk assured the Board that no one else has come forward nor has the Democratic Committee approved anyone.

Motion:

P. Federici proposed a motion to approve Gary DeLisle as a Democratic Registrar. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Reserve Fund Transfer

The Clerk explained the need for the transfer was for one additional election. There were no further questions from the Board.

Motion:

P. Federici proposed a motion to approve the Reserve Fund Transfer for \$5,000 for one additional election for the Town Clerk. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

BOARD OF SELECTMEN

New business continued

Request from Council on Aging Director, Reserve Fund Transfer

The purpose of the Reserve Fund Transfer was for increase in printing etc. and reimbursement for mileage. There were no questions from the Board.

Motion:

P. Federici proposed a motion for a Reserve Fund Transfer for the Council on Aging in the amount of \$1,458.85. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Correspondence from Fire Chief

Overtime Budget

The Chairman went over the letter from the Fire Chief with regards to his overtime budget. The Chairman questioned what the effect was since February with the new expanded hours of the full time service.

Permission to sign MOA for Automated External Defibrillators (AED)

Motion:

P. Federici proposed a motion to allow the Fire Chief to sign the MOA Automated External Defibrillators (AED). So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Update Call Firefighters

The Board noted the two new Call Firefighters who will begin their training June 27, 2016.

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New business continued

Motion:

P. Federici proposed a motion to approve James Goldrick and Eli Yeager as Call Firefighters for the Town of East Longmeadow. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

April response data

The Board noted the April response data from the Fire Chief.

Notification of Training

The Police Chief and Sergeant Manning are going through command training classes from May22-27; Sergeant Sheehan will be in charge during their absence.

Permission to sign MOA Automated External Defibrillators (AED)

Motion:

P. Federici proposed a motion to allow the Police Chief to sign the MOA for Automated External Defibrillators (AED) and Intranasal Naloxone (or other opioid antagonist. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Facility Inspection, Police Chief Response

There were a few health and safety violations which have been taken care of as outlined in the Police Chief response. Other violations are in the process of being corrected. The costs to comply with all guidelines and regulations will be a capital planning article with the Town for 2019 due to the cost to correct.

New hires

The Chairman stated that they would have to wait until the new Council in order to hire but will be able to hire a lateral because of the need. There was discussion on giving the Police Chief the approval for the four offices and he could decide what he wants to do.

Motion:

P. Federici proposed a motion to approve the allowance of the Police Chief to look for four (4) new hires in the Police Department. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

BOARD OF HEALTH

Disposal Works Installer's Permit

Motion:

W. Gorman made a motion for the approval of the Disposal Works Installer's Permit from Skinner Excavation LLC 289 Mountain Road, Hampden, William Skinner, Owner. So moved by P. Federici. K. Manley seconded. Motion passed 3-0.

MEETINGS/INVITATIONS/REMINDERS

The Clerk of the Board read the meetings/invitations/reminders into the record.

Town Offices closed, Mon. May 30, 2016 in observance of Memorial Day

Board of Selectmen Meeting 5-25-16  
Meetings/invitations/reminders continued

Special Town Council Election Tue. June 7, 2016 from 7am-8pm at Birchland Park Middle School, 50 Hanward Hill

Board of Selectmen Meeting, Wed. June 8, 2016 at 6pm Council on Aging Media Rm. 328 North Main St.

TOWN COUNSEL  
OLD BUSINESS

Building Commissioner

The Building Commissioner will be retiring July 5<sup>th</sup>. According to the Charter provision during the hiatus period there is no hiring/firing except “for matters not admitting for delay” Town Counsel spoke with the Chairman of the Charter for the interpretation of the language. The language was the safety valve for the Selectmen to be able to continue to make decisions which were necessary or required to be made during the interim. Town Counsel said that he also followed up with the Collins Company the company that drafted the Charter on the subject. Town Counsel gave the Board a few options one to seek to have someone cover or make an appointment as Commissioner for a limited amount of time. Town Counsel said the Board could consider putting the job in the paper to get a list of candidates. Selectman Gorman asked if they could use Dan part time if he is willing to as long as the Board could determine there is no one else to cover.

Town Counsel brought up the Recreation Department and their desire to hire an assistant director. Town Counsel said this falls in the same parameter if necessary and has some concerns that he wanted to bring up in executive session.

Status Report, Dennis Olisky

This was notification from trial counsel on the dismissal on behalf of the Town.

Human Resource & Town Manager

Selectman Gorman asked if the Board could do the same as the Building Commissioner. There was further discussion. The Board will ask the Council to come to discuss any thoughts that they might have.

Motion:

P. Federici proposed a motion to enter into executive session to discuss matters of union and non-union negotiations because to discuss in open session will be detrimental to the Town

Motion:

P. Federici proposed a motion to adjourn. So moved by W. Gorman. K. Manley seconded. Motion passed 3-0.

Meeting adjourned at 8:23 P.M.

Minutes respectfully submitted by Lorraine Banspach, Assistant Executive Secretary.



Board of Selectmen Meeting 5-25-16  
continued

MINUTES APPROVED AT THE BOARD OF SELECTMEN MEETING ON TUESDAY,  
JUNE 21, 2016.

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Kevin M. Manley, Clerk of the Board