



TOWN OF EAST LONGMEADOW
60 CENTER SQUARE
EAST LONGMEADOW, MA 01028

TOWN COUNCIL

(413) 525-5400 ext. 1100

Kathleen G. Hill, President
Michael J. Kane, Vice President Ralph E. Page
Donald J. Anderson Thomas C. O'Connor
R. Patrick Henry, Jr. Marilyn M. Richards

BYLAW COMMITTEE MEETING

February 10, 2020, 1:00 p.m.

Town Manager's Conference Room, 60 Center Square, East Longmeadow, MA

Present: Councilor Pat Henry, Councilor Tom O'Connor, Councilor Ralph Page, DPW Deputy Superintendent Tom Christensen, School Committee Member Bill Fonseca, and Town Clerk/Clerk of the Council Jeanne Quaglietti

Committee Chair Henry called the meeting to order at 1:00 p.m.

Motion: Mr. Fonseca made a motion to approve the Bylaw Committee Meeting minutes of January 31, 2020. Councilor O'Connor seconded and all were in favor.

Chair Henry addressed the following questions from General Code Editor Claudia Zuch's email of February 4, 2020, which were in response to the Committee's submission of the Workbook:

Revised Table of Contents. I noticed that you moved the "Department" legislation into Part I, Administrative Legislation. Where there are multiple departments, as in this case, we would typically combine them into a single "Departments" chapter, with each department as an article within that chapter. Another alternative could be to include a "Part III (or II): Departments", with each department as a separate chapter within that Part (much like the "Multiple-Member Bodies" Part right now). **Please indicate your preference:**

1. Retain departments as separate chapters in Part I, Administrative Legislation.
2. Combine departments as articles under a single "Departments" chapter in Part I.
3. Create a new Part titled "Departments," with each department as a chapter within that Part.

After discussion, the Committee agreed that Departments should be in Part II, accept remove Town Elections and Town Council and put that chapter in Part I.

Marijuana Chapters. Similarly, we propose to include the two "marijuana" chapters as a single chapter, with each piece as an article within that chapter. A chapter title should be short and succinctly identify the broad subject matter; article titles can be more descriptive. **May we combine the marijuana provisions into a single chapter?**

No; the Committee would like to keep the two marijuana chapters separate since one bylaw relates to persons using marijuana, and the other refers to facilities selling marijuana.

Fee Schedule. I would recommend including the Fee Schedule as a chapter in the Appendix so that it can be maintained more as an informal list of fees rather than a formally adopted bylaw. It is my understanding that fees will be retained in the chapters in which they currently appear, and then also compiled into a list for the Fee Schedule, which may also include fees that are not currently included in bylaws. For all of these reasons, Chapter A410, Fee Schedule, may be the most appropriate location. **May we include the Fee Schedule as Chapter A410?**

Motion: Councilor Page made a motion that the Fee Schedule be placed in Part IV as submitted, and Mr. Fonseca seconded for purposes of discussion. After discussion, the Committee voted 4 aye, 1 nay, and the motion was passed.

Outdoor Confinement of Dogs. In response to our comments regarding Manuscript Chapter 215, Article IV, the Town indicated that it would like to remove this article from the Code, since state law addresses the concerns. Page 84 of the Analysis includes the following additional comment: *East Longmeadow prohibits the prolonged confinement of dogs outside. Specific rules and regulations can be found in MGL c. 140, § 174E.* **Is it the Town's intent to include this statement in the Code?**

Yes; it was the Committee's intent to include this statement in the Code.

Chair Henry then reported to the Committee they may be called upon by the Council to address inconsistencies in the Charter that refer to the Town Manager's power of appointments. In that regard, the Charter only addresses appointments by the Town Manager, but does not address terminations.

The Committee requested that Ms. Quaglietti send General Code the current Charter with the amendments shown in the body of the Charter and not at the end, as previously formatted.

Motion: Councilor Page made a motion to adjourn at 1:44 p.m. Councilor O'Connor seconded and all were in favor.

Respectfully submitted,

Jeanne R. Quaglietti
Town Clerk/Clerk of the Council