

4/9/2020

Select Board
Meeting Minutes
Monday, March 2, 2020 @ 6:30 p.m.
Select Board Conference Room
All meetings of the Select Board are recorded

ATTENDANCE: Chairman, Russell S. Fox
Vice-Chairman, Doug Moglin
Clerk, Joseph J. Deedy
Chief Administrative Officer, Karl J. Stinehart
Administrative Assistant, Cindy Pendleton

OTHERS IN ATTENDANCE: See Attachment (A) – 3 Page(s)

The Public Body convened in Open Session according to M.G.L. c.30A, S21 (b) (1). The scheduled meeting of the Select Board was called to order by Chairman Russell S. Fox at 6:30 p.m.

~Moment of Silence~
Nancy Bailey
Associate Member of the Council on Aging

Public Comments: None

6:40 p.m. Hearing: Teresa Darosa–130 Berkshire Avenue and ACO Officer Bennett
RE: Dangerous Dog Hearing
Town Counsel. Ryan O'Shea
Chief Bishop
Lt. Landis
Lizanne Bennett

- Mr. Fox read the notification letter in its entirety: Alleged violation of: MGL Chapter 140, Section 157 concerning vicious dogs; nuisance; barking or other disturbance; dogs at large; attacks on other dogs and Southwick Town Code Ch. 69, Sections 11, and 16 included. Complainant is Lizanne M. Bennett, Southwick A. C. O. Officer.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to open the hearing.
- *All parties were sworn in under oath:*
Lizanne M. Bennett
Chief Bishop
Lt. Landis
Karl Saunders
Teresa Darosa
Susan Moszynski
Edward Moszynski
Brenda Cassalles
Shelby Clintch
Dawn Angell
Jim Tracy
Mrs. Tracy
- The Animal Control Officer read her statement regarding the violation of MGL Chapter 140, Section 157 and Town of Southwick Chapter 69, Subsection 16, included but not limited to Dangerous and Potentially Dangerous Dogs. See Attachment "B" – 2 Page(s).
- Ms. Darosa responded to questions asked by Mr. Fox regarding the 8/26/19 incident.
- Mr. Tracy gave his testimony as to the incidents of 8/26/19, 11/25/19,
- Ms. Darosa responded to the incidents and to the process she has/will be taking to confine her dog to her yard.

Hearing: Teresa Darosa–130 Berkshire Avenue and ACO Officer Bennett cont.

- Susan Moszynski gave a synopsis as to the incidents.
- Other neighbors also gave testimony stating they didn't think the dog should be put down. And Ms. Darosa has done everything to contain the dog.
- The Board then made statements as to their thoughts regarding the incidents.
- Select Board heard Animal Control comments.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to close the testimony portion of the hearing.
- All parties understood the previous hearing and testimony evidence was now back in the new hearing record plus the reports for ACO for August incident at the Tracy home. Ms. Darosa submitted additional working documents from trainers and behavioral consultant and pictures of the dog (Lido) with children. Additionally, a record of dog incident involving Moszynski dog.
- The Board closed the evidentiary part of hearing for taking testimony. They will await a recommendation from the ACO and will keep the hearing open until next meeting to determine Finding of Fact decision.

Payables, Payroll and Minutes:

- The Board acknowledged Payroll Warrant #2018, dated 3/2/2020, in the amount of \$222,122.69.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to approve the Budget Hearing Minutes of 2/22/2020, as amended.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to approve the Regular Session Minutes of 2/25/2020.

Action Items, Bills, Mail, Correspondence, Vendor and/or Personnel Contracts, Personnel Decisions, Policy Adoptions, Payroll Actions, Old Business, New Business, Etc.-Possible Motions/Votes:

- The Board received a request from the Southwick Police Department, Chief Bishop, for overtime funds for the Police and Dispatch cost centers due to injuries, etc. The Board requested he work out some numbers and maybe some monies could come from STM or Finance Committee Reserve Fund Transfer.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to appoint Mr. Michael Girard as a Southwick Police Department Provisional Officer for backfill.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to accept a Southwick Police Department donation(s) from the Law Office of Jennifer L. Cava-Foreman in the amount of \$200.00 for the benefit of the Southwick Police RAD Program.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to approve a washer and dryer be deemed Surplus Animal Control Facility Equipment and be disposed of.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to vote for Mr. Fox for the PVPC MPO Alternate Designee.
- **A MOTION** was made by Mr. Moglin, seconded by Mr. Fox (Vote-2 Yes, Mr. Deedy abstained) to refer proposed By-Law Changes for Solar and Signs back to the Planning Board for a hearing.
- The Board reviewed and signed the Special Town Meeting Warrant for 3/23/2020.

Old Business & Dates to Remember:

- **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to table the Revere Road paving due to not receiving a positive recommendation from the Planning Board. Mr. Moglin will work with the Planning Board.
- Alum Treatments for Congamond Lakes: Bid results reviewed and the Bid Award will be awarded and contract signed with Solitude Lake Management, however subject to Special Town Meeting vote to secure funds.
- LMC Charter: In process.

New Business:

- Mr. Stinehart reminded the Board that Elections are tomorrow.
- Plans for an update to the Memorial Monument are moving forward.
- The new television and program for bingo in the Senior has been purchased and the elderly patrons are very excited.
- Mr. Moglin attended a Coronavirus educational meeting with the School, and Board of Health.

Being no further business before the Board **A MOTION** was made by Mr. Deedy, seconded by Mr. Moglin (Vote-Unanimous) to adjourn at 8:04 p.m.

Respectively submitted,



Sondra S. Pendleton
Administrative Assistant

Cc: Town Clerk