

Select Board Meeting Minutes

Town Hall - Select Board's Conference Room

Monday November 29, 2021 @ 6:00 p.m.

All meetings of the Select Board are recorded

ATTENDANCE: Chairman, Joseph J. Deedy – Absent
Vice-Chairman, Russell S. Fox - Present
Clerk, Doug Moglin - Present
Chief Administrative Officer, Karl J. Stinehart – Present
Administrative Assistant, Robin A. Solek – Present

Location: Town Hall Auditorium

All meetings of the Select Board are recorded except Executive Session

Date of this meeting: November 29, 2021

Meeting Notice: This meeting held Pursuant to Chapter 20, Acts of 2021

Notice: Hybrid meeting with limited technology until new equipment comes in the future. In the event of any technical difficulties, we will ensure a recorded tape of the proceedings is placed upon the Town Web page after the meeting.

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 Vice-Chairman Russ Fox at 6:00 p.m.

Chairman roll call attendance of Board Members present for meeting. Mr. Deedy Absent

Public Comments: To hear a verbatim of Public Comments please listen to the Select Board audio at www.Southwickma.org meeting dated 11.29.21.

The following citizens made public comments a summary of their comment (s):

Inga Hotaling: Wants legal costs. Discussed 9/27/21 appointments and process.

Beth Carnevale: Wants apology and Select Board direction. Fear of retaliation.

Jason Gigure: Thanked the Board for work in Town. Collected over 1,000 signatures. Discussed recall procedure. Wants Mr. Fox to resign.

Michelle Pratt: Apology would be appropriate. Wants Chris to be recognized/thanked. Open Meeting Law education. Need experienced people on boards.

Mr. Moglin invoked point of order with some spoken comments that people who distort the truth.

Cindy Lamoureux: Who started the issues?

Kim LaMarche: Angry, travesty has cost town abuse. Listen to constituents.

- **Acknowledge Payables Warrant #2212B dated 11/16/21 in the amount of \$1,427,979.21.**
- **Acknowledge Special Payroll Warrant #2213, dated 11/17/2021, in the amount of \$620.87.**
- **Acknowledge Payroll Warrant #2214, dated 11/22/21, in the amount of \$231,960.48.**

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

- **A MOTION** was made by Mr. Moglin seconded by Mr. Fox (Vote-Unanimous) to approve the Open Session Minutes dated 11/1/21 and 11/15/21
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes.
- **A MOTION** was made by Mr. Moglin seconded by Mr. Fox (Vote-Unanimous) to approve the Executive Session Minutes dated 11/15/21.
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes.

6:05 p.m. Appointment: Change of Manager Nora's Liquor License from Jen Nolasco to Karen Pashko:

Mr. Fox, excused himself as Acting Chair due potential conflict and Mr. Moglin presided over the Change of Manager Hearing for Nora's. Liquor License.

Mr. Moglin read Hearing Notice in its entirety. (This did not need to be advertised)
Mr. Moglin stated because there was not a quorum, the Hearing would have to be continued until the next Select Board Meeting. Mr. Moglin asked Attorney Caruso if that would accommodate the parties. It was agreed to continue the Hearing.

The Select Board will continue the Hearing until December 6, 2021 @ 6:30 p.m. in the Town Hall Auditorium.

Mr. Fox resumed as acting Chairman.

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

- **A MOTION** was made by Mr. Moglin, seconded by Mr. Fox (Vote-Unanimous) to approve a PVPC FY20 CDBG Grant Invoice #4 in the amount of \$8,983.33.
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes
- **A MOTION** was made by Mr. Moglin, seconded by Mr. Fox (Vote-Unanimous) to accept Mass DEP Recycling Grant in the amount of \$5,400.00.
- **Roll Call Vote: R. Fox: Yes, D. Moglin: Yes**
A MOTION was made by Mr. Moglin, seconded by Mr. Fox (Vote-Unanimous) to appoint Provisional Lieutenants' Patrick Hope and Patrick Hawley to the SFD Call Force and after 4 months to promote to permanent.
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes
- **A MOTION** was made by Mr. Moglin, seconded by Mr. Fox (Vote-Unanimous) to authorize the Vice-Chairman to sign renewal of the IMA with the Town of West Springfield for Animal Shelter Services for 3 years.
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes

- **A MOTION** was made by Mr. Moglin, seconded by Mr. Fox Vote-Unanimous) to accept 2 donations, \$50.00 from Mildred Smith & Holly Dentzau and \$745.00 a memorial gift in memory of Thomas Despard to the Southwick Fire Department.
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes
- **A MOTION** was made by Mr. Moglin, seconded by Mr. Fox Vote-Unanimous) to approve a Reserve Fund Transfer for Legal Ads, in the amount of \$7,000.00
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes
- **A MOTION** was made by Mr. Moglin, seconded by Mr. Fox Vote-Unanimous) to approve the notification received by DPW for modified hours at the Transfer Station for Christmas and New Years Holidays.
- **Roll Call Vote: R. Fox: Yes, D. Moglin: Yes**

New Business:

- Mr. Fox update on Board of Health issues (Director search/pay, public nurse and BOH Secretary hours). There has been a Floater to help with some of the secretarial responsibilities along with an EMT to help with the contact tracing. The Board of Health is the hiring authority for the vacant positions.
It was suggested a \$10,000.00 increase in salary for the Director should they have all the requirements and qualifications. The Board of Health will work with the Finance Committee
- **A MOTION** was made by Mr. Moglin, seconded by Mr. Fox Vote-Unanimous) to support an increase of \$10,000.00 in salary for the Director.
- **Roll Call Vote: R. Fox: Yes, D. Moglin: Yes**
Mr. Fox recused himself as Acting Chairman. Mr. Moglin addressed the appointments to boards/committees and future protocol and procedures.
He began by addressing what went awry with the 9/27/21 appointment and reappointments. Going forward there will be an improved process in compliance with the Open Meeting Law. Mr. Moglin took responsibility and admitted to making an error. In the past years 2018, 2019 and 2020 the process was unchallenged with years /terms. The Select Board will fix it and draft a procedure with Town Counsel.

Old Business:

- Decision on any information for inserts Town Wide mailing for census.
- North Pond violations site visit with SPD and input Fish & Game Agreement.
- Town Hall Roof / HVAC Design & Project Status – 12/13/21 Select Board Meeting
- STGRSD FY 23 Budget Round Table will be held on 12/2/2021 @ 5:30 p.m.
- Appointments for Town Boards/Committees Ad-Hoc Cable TV and High Speed Internet, and Agricultural Commission – Carry Forward.
- Sewer Rates & IMA update future meeting with the City of Westfield. Carry Forward.
- Renewal LLP w/Suffield, CT. A new First Selectman has taken office. Carry Forward.
- Conservation Coordinator position option for shared role w/Blandford. Carry Forward.
- Mr. Moglin recognized the Civic Fund and COA Cindy Sullivan for preparing and delivering over 100 meals on Thanksgiving. A round of applause for a successful event and also to the volunteers that help to deliver the meals.

Additional Public Comments audio difficulty for Zoom participants that may not have been heard:

There were none on zoom.

Cindy Lamoureux: Can you guarantee No Carvana?

Mr. Moglin replied he was designated as the Liaison for an unidentified potential project. There were a couple of occasions where Mr. Fox was chastised and falsely accused of accepting kickbacks. None of which was true. Carvana only had to apply for a Special Permit and the Select Board had no deciding vote.

Sherry Benoit: Kind words of support and recognized the Select Board's civic duty to the residents and the Town of Southwick. (I will listen to tape to get more accurate wording)

A MOTION to go into Executive Session Pursuant to M.G.L. Chap. c. 30A, S21(2) & (3) Ch. 214, Section 1B and; CMR 20.03 (1) B. at 7:13 p.m.

RE: Labor Counsel, Police Chief and Fire Chief, Dispatch Unit Bargaining Collective Strategy, Non-Union Health Director and Litigation

Executive Session RE: M.G.L. Chap. c. 30A, S21 (2) & (3) Ch. 214, Section 1B and; CMR 29.03 (1)(b).

Exception #2:	Move to go into Executive Session to conduct strategy sessions in preparation for negotiations with nonunion personnel, and to: X not to reconvene in Open Session Move to go into Executive Session to conduct collective bargaining sessions, with nonunion personnel and to: X not to reconvene in Open Session Move to go into Executive Session to conduct contract negotiations with nonunion personnel, and to: X not to reconvene in Open Session
Exception #3:	Move to go into Executive Session to discuss strategy with respect to collective bargaining and that the Chair declare that an open meeting may have a detrimental effect on the bargaining position of the body, and to X not to reconvene in Open Session (Chair Must Declare). Move to go into Executive Session to discuss strategy with respect to potential / threatened litigation, and that the Chair declare that an open meeting may have a detrimental effect on the litigating position of the body, and to: X not to reconvene in Open Session (Chair Must Declare).

RE: Ch. 214, Section 1B

A person shall have a right against unreasonable, substantial or serious interference with their privacy. The superior court shall have jurisdiction in equity to enforce such right and in connection therewith to award damages.

Respectfully submitted,



Robin A. Solek
Administrative Assistant

Sign In Sheet

November 29, 2021

Select Board Meeting

*Please Print *****Legibly******
Sign in Below

NAME	COMPANY/ADDRESS/PHONE/INFO (whichever)
Ingn Hataling	45 Kline Rd.
Shane Hale	5 Point Grove Rd
Andrew Hale	
Sage Furr	91 Granville Rd
Both Carnevale	62 Davis Rd
Greg Neily	10 Salem Rd
Sason Giguere	10 cedar st
Angelina Simone	10 Cedar St.
Scott Perusse	25 Castle St,
Celeste St Jacques	22 Deer Run
Cherie Benoit	268 So Long yard
Cynthia Lamoreux	132 Granville Rd
Dee Beltris	9 feeding hills rd

Sign In Sheet

November 29, 2021

Select Board Meeting

*Please Print *****Legibly******
Sign in Below

NAME	COMPANY/ADDRESS/PHONE/INFO (whichever)
Juliet Hauke	153 West Vine
Burt Hansen	153 West Vine
Randy Brown	95 Fred Jackson / OPL
Marysa Cook-Oregon	126 S. Loomis Street
RAQUEL OREGON	128 S. Loomis St.
Michael Pratt	150 Berkshire Dr
Chris Pratt	152 Berkshire Dr
Lynn Denoff	268 S. Longyard Rd.
Ben LaMacke	97 Gravelly Rd