

Select Board Meeting Minutes

Town Hall - Select Board's Conference Room

Monday, January 30, 2023 @ 6:00 p.m.

All meetings of the Select Board are recorded

Location: Select Board Conference Room

All meetings of the Select Board are recorded except Executive Session

Date of this meeting: January 30, 2023

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

Hybrid Meeting

In the event of any technical difficulties, we will ensure a recorded tape of the proceedings is placed on 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 Chairman Russ Fox at 6:00 p.m.

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

Chairman roll call attendance of Board Members present for meeting.

6:00 p.m. Public Comments:

There was none.

Zoom: There were none.

6:05 p.m. DPW Director FY 24 Budget Highlights:

Randy Brown, DPW Director reviewed FY 24 Budget requests with the Select Board. Mr. Brown will discuss in more detail at the Budget Hearings.

6:15 p.m. Paul Vessel Director of Intelligent Infrastructure, Real Term Energy:

Mr. Vessel met with the Select Board to discuss savings on street lighting. He reviewed the advantages of ownership and briefed on financing the project. The Select Board will consider it under review.

6:20 p.m.: Town Planner and PB re: Requests for both PB Modifications to existing zoning by laws and proposed by laws for Short Term Rentals:

Jon Goddard, Town Planner met with the Select Board to discuss and approve potential hearings and warrant articles at Town Meeting. Please see attachment for specific points.

- **A MOTION** was made by Mr. Moglin seconded by Mr. Perron (Vote - Unanimous) to a Short-Term Rental Zoning Bylaw for a hearing per Ch. 185 and modifying Residential Common Driveways, modifying Residence Zone R-20-A and 30 Off-Street Parking and Loading, and modifying Estate Lots.

Roll Call Vote: R. Fox: Yes, D. Moglin: Yes, J. Perron: Yes
Chapter 157 will be on hold for clarification.

Payables, Payroll and Minutes:

- Acknowledge Payables Warrant #2319B, dated 1/24/23, in the amount of \$193,622.83
- **A MOTION** was made by Mr. Moglin, seconded by Mr. Perron (Vote: Unanimous) to approve the Open Session Minutes 1/23/23
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes, J. Perron: Yes
- **A MOTION** was made by Mr. Moglin, seconded by Mr. Perron (Vote: Unanimous) to approve the Executive Session Minutes 1/23/23
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes, J. Perron: Yes

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. Perron (Vote - Unanimous) to approve FY 23 DPW Bids for Paving, Surface treatments and Fund source allocations.
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes, J. Perron: Yes
- The Select Board reviewed the Goals & Objectives. They will continue to update.
- **A MOTION** was made by Mr. Moglin seconded by Mr. Perron (Vote - Unanimous) to approve LMC Calendar Year 2023 Ramp/Attendant/Maintenance Pay Rates to reflect minimum wage laws.
- **Roll Call Vote: R. Fox: Yes, D. Moglin: Yes, J. Perron: Yes**
- Received a notification of 61 A withdrawal at 72 Mort Vining Road
- **A MOTION** was made by Mr. Moglin seconded by Mr. Perron (Vote - Unanimous) to authorize the Chairman to sign a Request for Waiver for Timely Expenditure FY 19 and FY 20 Community Block Grant Funding

New Business:

- Discussion Local Town Election Ballot Questions. Due to T/C/C 4/4/23
- Nadine Cignoni began her first day as Assistant Chief Administrative Officer today.
- J. Perron volunteered to research a Flag Policy.

Old Business:

- North Pond violations site waiting for Fish & Game Agreement – meeting in February
- Sewer System IMA with City of Westfield update.
- Marijuana dispensary – Carry forward
- Calyx Pistils at 74 College Highway for an update on the marijuana grow facility.
- Survey is ready to be included with Census
- Opening on Housing Authority – waiting for applicant
- Speed limits in Deer Run area
- Health Director – Start date of February
- Research Veteran's Tax Break
- Municipal Aggregation for Electricity
- Greens West Road Acceptance

A MOTION to go into Executive Session at 7:30 p.m. Pursuant to M.G.L. Chap. c. 30A, S21 (2) & (3) and Ch. 214, Section 1B Litigation Matters and Strategy for Collective Bargaining with Police Union Coalition, Fire, Library Unit, Non-Union Staff and Clerk Union UPSEU, **Executive Session RE: M.G.L. Chap. c. 30A, S21 (2) & (3) Ch. 214, Section 1B and;**

Exception #1: To discuss the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual. The individual to be discussed in such executive session shall be notified in writing by the public body at least 48 hours prior to the proposed executive session; provided, however, that notification may be waived upon written agreement of the parties.

not to reconvene in Open Session
(Chair Must Declare).

Exception #2:

Move to go into Executive Session to conduct collective bargaining sessions, with nonunion personnel and to:

not to reconvene in Open Session
(Chair Must Declare).

Move to go into Executive Session to conduct contract negotiations with nonunion personnel, and to:

not to reconvene in Open Session
(Chair Must Declare). declare that an open meeting may have a detrimental effect on the bargaining position of the body, and to

not to reconvene in Open Session
(Chair Must Declare).

Exception #3: Move to go into Executive Session to discuss strategy with respect to collective bargaining and that the Chair Move to go into Executive Session to conduct strategy sessions in preparation for negotiations with nonunion personnel, and to

Not to reconvene Open Session
(Chair Must Declare).

Move to go into Executive Session to discuss strategy with respect to litigation, and that the Chair declare that an open meeting may have a detrimental effect on the litigating position of the body, and to:

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.

Roll Call Vote: R. Fox: Yes, D. Moglin: Yes, J. Perron: Yes

Respectfully submitted,

Robin A. Solek
Administrative Assistant