

Select Board Meeting Minutes

Town Hall - Select Board's Conference Room

Monday, March 27, 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: March 27, 2023

Meeting Notice: This meeting held Pursuant to Chapter 20, Acts of 2022

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
Assistant C.A.O., Nadine Cignoni - Present
Administrative Assistant, Robin A. Solek – Present

Chairman roll call attendance of Board Members present for meeting.

6:00 p.m. Public Comments:

There were none.

Zoom: There were none.

Payables, Payroll and Minutes:

- Acknowledge Payables Warrant #2324B, dated 3/20/23, in the amount of \$243,560.91
- Acknowledge Special Payables Warrant #2325B, dated 3/24/23, in the amount of \$10,434.67
- **A MOTION** was made by Mr. Moglin, seconded by Mr. Perron (Vote: Unanimous) to approve the Open Session Minutes of 3/13/23
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 of 3/13/23
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes, J. Perron: Yes

6:10 p.m. Gene Theroux Re; Discussion of MGL Ch. 59, Section 5 Acceptance of Town:

There was discussion of implementing a program for Veterans that are Senior Citizens to reduce their annual tax bill.

In order to receive the tax credit the individual would have to be a veteran.

Mr. Theroux will train, mentor and coach the volunteers who join the program.

There are still details that need to be worked out before the program can proceed.

Mr. Theroux will work with the Town to begin the process.

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 authorize the Chairman to sign MOA w/Library Local 424 Unit
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 Seasonal LL Renewal for Edgewood and NE Disc Golf Tap
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes, J. Perron: Yes
- **A MOTION** was made by Mr. Moglin seconded by Mr. Perron (Vote – 2: Yes 1: Abstain R. Fox) to approve Hawker's and Peddler's Licenses for Fox Brothers Inc. at 600 College Highway on 4/7 – 4/9 for Easter and 5/12 – 5/14 for Mother's Day.
Roll Call Vote: R. Fox: Abstain, D. Moglin: Yes, J. Perron: Yes
- The Select Board is in receipt of the CPC Warrant Articles
- **A MOTION** was made by Mr. Moglin seconded by Mr. Perron (Vote - Unanimous) to approve DPW Refuse Fee Contract Award and sign K & W Materials Recycling for FY 24-FY 26
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 accept a Library donation in the amount of \$75.00 from Andrea Bugbee & James Wang for Summer Reading and \$33.00 cash donations jar.
- **A MOTION** was made by Mr. Moglin seconded by Mr. Perron (Vote - Unanimous) to approve May 2023 Local Election Warrant
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 LEPC Roster Changes to remove C. Connor, R. Anderson, A. White and add N. Cignoni, Tom Hibert and Joe Turmel
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 Town Clerk Office Fee Schedule
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 PVPC Invoice #21 for FY 20 Southwick Community Assistance Program in the amount of \$2,006.24
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 PVPC Invoice #6 for FY 21 Southwick Community Assistance Program in the amount of \$7,442.85
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 authorize the Chair to sign City/Town Agreement for Terry P. Reed and Richard F. Reed at 52 Bungalow Street
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 Nomination of Inspector of Animals, Lizanne Bennett
Roll Call Vote: R. Fox: Yes, D. Moglin: Yes, J. Perron: Yes

New Business:

DPW & Town Planner discussed the Grant Application or Culvert Replacement at 110/115 Fred Jackson Road.

- **A MOTION** was made by Mr. Moglin seconded by Mr. Perron (Vote - Unanimous) to approve the Chairman to sign.

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

The deadline for STM & ATM Warrant Articles is March 31, 2023

A Pancake Breakfast will be held on April 1, 2023 at the Southwick Fire Department for Public Safety Day

Mr. Fox suggested with upcoming retirement (s) that additional funds to be in place for the FY 24 Budget for assistance in recruitment

Old Business:

- Flag Policy to incorporate Mr. Fox's edits with Town Counsel input then future readings @ Select Board Meeting
- North Pond violations site waiting for Fish & Game Agreement – meeting in February
- Sewer System IMA with City of Westfield update.
- Marijuana dispensary – Move to Warrant Article
- Calyx Pistils at 74 College Highway for an update on the marijuana grow facility.
- Speed limits in Deer Run area
- Research Veteran's Tax Break
- SB Goals & Objectives
- Whip City Fiber – Town Counsel to prepare Second Phase MLP for Second Vote to prepare for ATM
- Discussion of establishment of Stabilization Fund for Opioid Lawsuit Settlement Fund

A MOTION to go into Executive Session at 7:02 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 IAFF, , 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 #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