

# ***SELECT BOARD MINUTES***

***April 19, 2018***

***Thursday, 5:30 p.m.***

***Select Board Conference Room, Town Hall***

***All meetings of the Select Board are recorded***

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

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, Doug Moglin, at 5:30 p.m.

## **Public Comments**

None

## **Payroll/Payables Warrants:**

- The Board acknowledged Payroll Warrant #1825, dated 4/17/18, in the amount of \$198,923.96

## **Minutes:**

- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approve the Executive Session Minutes of 3/27/18.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approve the Work Session Minutes of 4/9/18.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approve the Regular Session Minutes of 4/10/18.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approve the Executive Session Minutes of 4/10/18.

## **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. Deedy, seconded by Mr. Fox (Vote-Unanimous) to sign a Whalley Park Project Change Order #1 for a decrease of \$849.89 in contract value and Invoice #3 w/J.L Construction for \$19,042.09.
- Per request **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to donate \$100.00 to Our Community Food Pantry from the Select Board Gift Account.

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

- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approval DPW to pursue a (MVP) Municipal Vulnerability Preparedness Program. The Board would like DPW to indentify items once inventoried.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approve the following Flag and Banner Donation(s).

Business	Banner	Amount	Flag	Amount
Sodom Mt. Campground Inc.	Yes	\$150.00		
Therapeutic Massage	Yes	\$150.00	Yes	\$50.00
Summer House	Yes	\$150.00		

- The Board was invited to the Cub Scout Pack 338 Blue & Gold Banquet – 4/29/18 from 3 to 5 @ American Legion. The Board will check availability.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approve a withdrawal request for a Zone Map Amendment for 306 Feeding Hills Road.
- The Board approved a picture submitted by the Administrative Assistant for Annual Town Report Cover.
- Home and Business Event at The Ranch Golf Club from 4:30 to 7 on Tuesday 4/24/18.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to sign a Letter of Understanding with Library Director.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to sign approval of Letter of Understanding with Council on Aging Director.

**New Business:**

- Mr. Stinehart informed the Board that Eastern Bank, the Bank that the Town has used for financial advising, will no longer be providing that service, along with our contact at Eastern Bank, Maureen Pacella who is retiring. Bond Counsel suggested there should be a meeting with the other 2 financial entities who provide that service. Mr. Stinehart, the Treasurer/Collector/Clerk and Town Accountant should interview and pick another entity.
- The Board would like to send a well card for Water Commissioner Luther Hosmer.

**Old Business:**

- North Pond By-law: Correspondence from Lake Management and the Planning Board to see if a Warrant Article will be placed on the Town Warrant or if the Board wants to meet more with the entities to finalize their decision. **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to bring it to Town Meeting in the version that exists from Public Meeting held 3/27/18.
- FY19 Budget Status Review: Approved by the Finance Committee. **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approve the FY 19 Budget as submitted. The Board requests that the Finance Committee Pros & Cons be placed on Finance Committee letterhead.
- FY19 STM & ATM Warrants status including Borrowing Authorizations: The Board reviewed.
- Southwick Police Department Lieutenant Recruitment – Deadline 4/20/18.
- Westfield M.O.A. for Electrical Inspection Service – The Board will be asked to act on his recommendation.
- Southwick Cultural Council Art Show 4/27/18.

**A MOTION was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to go into Executive Session RE: M.G.L. Chap. 30A, S20 (b), S21 (2) (3) (6) & (7) Ch. 214, Section 1B and; CMR 29.03 (1) (b) at 6:18 p.m.**

**ROLL CALL VOTE: Mr. Moglin-Yes, Mr. Deedy-Yes, Mr. Fox-Yes.**

Collective Bargaining w/union and non-union personnel and strategy for Collective Bargaining w/union and non-union personnel, DPW, IBPO, Clerical, Cell Tower Lease and Litigation

- Exception #2: XX Move to go into Executive Session to conduct strategy sessions in preparation for negotiations with nonunion personnel, and to:  
Not reconvene into Open Session
- XX Move to go into Executive Session to conduct collective bargaining sessions, with nonunion personnel and to:  
reconvene into Open Session
- XX Move to go into Executive Session to conduct contract negotiations with nonunion personnel, and to:  
Not reconvene into Open Session
- Exception #3: XX 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 reconvene into Open Session  
(Chair Must Declare).
- XX 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 reconvene into Open Session  
(Chair Must Declare).

- Exception #6: XX Move to go into Executive Session to consider the purchase, exchange, lease or value of real property, and that an open meeting the chair declare that an open meeting may have a detrimental effect on the negotiating position of the body and to:  
Not to reconvene into Open Session  
(Chair Must Declare).
- Exception #7: XX Move to go into Executive Session to comply with, or act under the authority of, any general or special law or federal grant-in-aid requirements, and to:  
Not to reconvene into Open Session
- RE: Ch. 214, Section 1B  
A person shall have a right against unreasonable, substantial or serious interference with his privacy. The superior court shall have jurisdiction in equity to enforce such right and in connection therewith to award damages.

***The following is a listing of all documents viewed or discussed during the Open Session part of the meeting:***

- Payroll Warrant #1825, dated 4/17/18, in the amount of \$198,923.96
- Executive Session Minutes 3/27/18
- Work Session Minutes 4/9/18
- Regular Session Minutes of 4/10/18
- Executive Session Minutes of 4/10/18
- Whalley Park Project Change Order #1 and Invoices w/J.LConstruction
- Our Community Food Pantry Donation Request
- DPW request with (MVP) Municipal Vulnerability Preparedness Program
- Flag and Banner Donation(s)
- Cub Scout Pack 338 Blue & Gold Banquet Invitation for 4/29/18, 3 to 5 @ American Legion
- Withdrawal Request for Zone Map Amendment – 306 Feeding Hills Road
- ATR Cover
- Home and Business Event Invitation at The Ranch Golf Club – 4:30 to 7 – Tues. 4/24/18
- Letter of Understanding with Library Director
- Letter of Understanding with Council on Aging Director
- North Pond By-law Correspondence
- FY 19 Budget status review paperwork
- FY 19 STM & ATM Warrants including Borrowing Authorizations
- Westfield M.O.A. for Electrical Inspection Service Memorandum
- Southwick Cultural Council Art Show Invitation 4/27/18

***Respectfully transcribed,***

Sondra S. Pendleton  
Administrative Assistant