

# **Select Board Meeting Minutes**

*Town Hall - Select Board's Conference Room*

***Monday October 4, 2021 @ 6:00 p.m.***

*All meetings of the Select Board are recorded*

**ATTENDANCE:** Chairman, Joseph J. Deedy - Present  
Vice-Chairman, Russell S. Fox - Present  
Clerk, Doug Moglin - Present  
Chief Administrative Officer, Karl J. Stinehart – Present  
Acting 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: October 4, 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 Acting Chairman Russ Fox at 6:00 p.m.

**Chairman roll call attendance of Board Members present for meeting. All present**

**Public Comments:** To hear a verbatim of Public Comments please listen to the Select Board audio at [www.Southwickma.org](http://www.Southwickma.org) meeting dated 10/4/2021. Please see (2) attachments submitted.

- **Acknowledge Payroll Warrant #2209, dated 09/28/21 in the amount of \$236,896.38.**

**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 09/27/21.  
**Roll Call Vote: R. Fox: Yes, D. Moglin: Yes.**
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to approve the amended Executive Session Minutes dated 09/27/21.  
**Roll Call Vote: R. Fox: Yes, D. Moglin: Yes.**

**6:05 p.m. Appointment: D.P.W. Director, Randy Brown re: ARPA Funds Review:**

D.P.W. Director, R. Brown discussed with the Select Board a list of possible eligible infrastructure projects through the American Rescue Plan Act of 2021 (ARPA). The Water Commissioners on 9/16/2021 voted to recommend the water system improvement projects included on the list. Mr. Stinehart raised need for LMC inputs related to Stormwater controls for lakes in light of recent storms. The Select Board will table until 10/18/2021. Please see attached.

**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. Fox, seconded by Mr. Moglin (Vote-Unanimous) to approve CDBG Town/Owner Contract Amendment #2, in the amount of \$33,045.00 for Fred Jackson Road.  
**Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Yes.**
- **Tabled LL 2022 Rates**
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to accept \$179,630.00 per year for the next 3 years to fund a Shared Public Health Nursing Program from State Department of Public Health.  
**Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Yes.**
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to authorize updated OPEB Law and Investments under Prudent Investor Rule MGL Ch. 203c adoption Articles at future Town Meeting.
- **Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Yes.**
- Notification of Tax Foreclosure parcels for auction. Interested parties can contact the Treasurer/Collector/Clerk Office.

**New Business:**

- Parade October 16, 2021 @ 1:00 p.m. There will be bands, events, and fireworks.
- Fire Association will be seeking a permit for Bingo to be held 10/26/2021.
- MIIA Flex Grant: Southwick will be awarded with new winter clothing for the Maintenance Department similar to DPW outerwear. A generator hook up for the Animal Control Facility will also be awarded.
- Rotary Tag Sale 10/16/2021 from 8:00 a.m. – 3:00 p.m.

**Old Business:**

- ARPA Funds Review for DPW, LMC & BOH items.
- Medical Building Vacancy a draft letter is in place.
- Town Hall Roof Design & Project Status
- Police Department Gift Inquiry.  
**A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Yes: 2; Abstain: 1 D.M.) to accept a \$1,000.00 donation from Dan Hess to the Southwick Police Department for the purchase of Narcan.
- **Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Abstain.**
- Mr. Fox informed the Select Board about the excavating work done illegally at the North Pond Land. He is requesting a site visit to be set up with MA Fish & Game, Conservation Commission, Lake Management and Police. There was a cease & desist order put in place.
- High Speed Internet – get Committee back together and if need be recruit new members.
- Suffield LPP work with Boards and Commissions to update a new agreement.

**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 7:33 p.m.**

RE: Litigation

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

RE: Litigation

Exception #3:           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