

Select Board Meeting Minutes

Town Hall - Select Board's Conference Room

Monday, March 21, 2022 @ 6:00 p.m.

All meetings of the Select Board are recorded

Location: Town Hall Auditorium

All meetings of the Select Board are recorded except Executive Session

Date of this meeting: March 21, 2022

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 Chairman Joe Deedy at 6:00 p.m.

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

Chairman roll call attendance of Board Members present for meeting.

Public Comments: There was none.

Zoom: There were none.

Payables, Payroll and Minutes:

- Acknowledge Payables Warrant #2220B, dated 3/8/22, in the amount of \$558,597.54
- Acknowledge Payroll Warrant #2222, dated 3/14/22, in the amount of \$231,658.79
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to approve the Open Session Minutes dated 03/07/22.
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 approve the Executive Session Minutes dated 03/07/22.
Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Yes.

6:05 p.m. Appointments for Town Boards/Committees:

Mr. Moglin led the discussion on the developments for the Appointments and Re-appointments by the Select Board. Town Counsel has been involved with the guidance and recommendations.

- Appointed and elected list to be accessible online.
- A letter composed from the Select Board to the Chairman of each Board/Committee stating what member(s) are up for re-appointment; each person express notification of interest to be reappointed. No presumptions that members are re-appointed automatically.
- Website posting for vacancies and interest.
- Future open session discussion for interviews.

Mr. Stinehart stated T/C/C to be at those appointments. Appointments for current board vacancies can be next week.

6:10 p.m. SPD Interview for Reserve Officer for Kelly Jachym:

The Select Board met with Kelly Jachym. She began her introduction by a short bio of herself.

The Select Board asked her 6 questions. The candidate was asked if there were any questions she had. There were none.

- **A MOTION** was made by Mr. Fox seconded by Mr. Moglin (Vote-Unanimous) to appoint Kelly Jachym as a Southwick Police Reserve Officer upon passage of employment requirements.

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

- Notification of 61A withdrawal for First Right of Refusal for 72 Mort Vining Road Pinell Property.
- **A MOTION** was made by Mr. Fox seconded by Mr. Moglin (Vote-Unanimous) to approve the request for Legal Services for Agcom.
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 table the request for Legal Services for Lake Management. Mr. Moglin, Mr. Doherty and Mr. Grannells will meet to work out a reasonable resolution.
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 approve Invoice #8 in the amount of \$ for FY20 CDBG/PVPC Grant.
Roll Call Vote: J. Deedy: Yes, R. Fox: Abstain, D. Moglin: Yes.
- **A MOTION** was made by Mr. Fox seconded by Mr. Moglin (Vote-Unanimous) to approve surplus SFD Turnout gear for transfer to Ukraine conflict.
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 approve Letter of Understanding for Building Commissioner / Zoning Enforcement Kyle Scott.
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 approve 2% COLA (FY 22) for eligible for S.T.M. action.
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 approve ABCC Seasonal Renewal for Edgewood Golf Course.
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 approve (3) One Day LL for Edgewood Golf Course March 29-31.
Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Yes.
- An invitation was received from Southwick Village for 3 Centennial residents' celebration. The Select Board Office will draft Birthday Proclamations for the event.
- **A MOTION** was made by Mr. Fox seconded by Mr. Moglin (Vote-Unanimous) to approve Calendar year 2022 Wage Rates for LMC Boat Ramp / Maintenance Seasonal Staff.
Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Yes.
- The Select Board acknowledged receipt of the FY 2023 CapCom Report per Town of Southwick Code Ch. 13-2(B).

- **A MOTION** was made by Mr. Fox seconded by Mr. Moglin (Vote-Unanimous) to authorize Chairperson to sign MOA with SFD Local IAFF 4919 for Step Schedules
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 accept of Mass DOR Sewer Relate Relief Grant for \$2016.00.
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 appoint Julia Skoczysals – Paramedic, Tina Roy – EMT and Jessica Merluzzi – Call Fighter upon passage of employment requirements.
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 approve a 61A sign off for 426 North Loomis Street – Tortoriello property.
Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Yes.

New Business:

- Cable TV Ascertainment Hearing related to contract to refer to the Adhoc Cable TV Committee to hold a Joint Public Hearing in June.
Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Yes.
- Donate for Life Proclamation raise the flag on April 1, 2022.

Old Business:

- North Pond violations site waiting for Fish & Game Agreement.
- Town Hall Roof / HVAC Design & Project Status – Out to Bid this week
- Sewer System IMA with City of Westfield update – CAO & Chairman met with Mayor
- ***Appointments for Town Boards/Committees Ad-Hoc Cable TV- Mr. Thomas Bengston and High Speed Internet – Mr. Bob Boyd, Dave LaBombard, Ian Creswell, Jess Bishop & Jason Giguere, Agricultural Commission- Sage Fury, Historical Commission – Linda McQuade (next meeting 3/28/22)***
- STM & ATM Warrant Articles due April 1st
- Review revised SB Goals & Objectives List
- Fire Chief Recruitment Process
- **A MOTION** was made by Mr. Fox seconded by Mr. Moglin (Vote-Unanimous) to offer Rich Stefanowicz the position of Fire Chief subject to negotiations.
- **Roll Call Vote: J. Deedy: Yes, R. Fox: Yes, D. Moglin: Yes.**
- Job Description for Assistant to CAO position will be re-visited.
- ***Sale of Alcohol Nip Bottles – Select Board will take No Action, after discussion it was determined it will not stop the littering. People will continue to purchase nips if the Town bans the sale of nips and likely purchase from our surrounding towns. This would put our local retail package stores at a disadvantage with loss of revenue.***

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 7:03 p.m.

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

RE: Labor Counsel Litigation and Threatened Litigation and strategy for Collective Bargaining with Local IAFF 4919 and all Non-Union Department Heads

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 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.

Respectfully submitted,

Robin Solek

Administrative Assistant