

***Select Board Minutes
September 18, 2017
Monday, 6:30 p.m.***

***Select Board Conference Room, Town Hall
All meetings are tape recorded***

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

OTHERS IN ATTENDANCE: See Attachment "A" – 5 Page(s)

Public Comments:

Mr. Connolly – 12 Davis Road: Stated the Board was doing a great job and he appreciated their service to the community. The Board thanked him in return.

Assessors: Tax Classification Hearing for FY18

A MOTION was made by Mr. Fox seconded by Mr. Deedy (Vote-Unanimous) to open the hearing at 6:35 p.m. The Select Board invited the Board of Assessors in for the Tax Classification Hearing to set a rate for FY2018. The Assessors gave an overview and then recommended a single tax rate. The Board also stated they felt a single tax rate would best serve the community. **See Attachment "B" – 5 Page(s).** **A MOTION** was made by Mr. Fox seconded by Mr. Deedy (Vote-Unanimous) to close the hearing. **A MOTION** was made by Mr. Fox seconded by Mr. Deedy (Vote-Unanimous) to adopt a minimum residential factor of one (1) for the tax rate.

Southwick Fire Department: FF One Certification Graduates

Chief Anderson introduced Ian Dipietro and Elizabeth Rowe as new Fire Fighter One Certification Graduates. The Board presented them with their Fire Fighter helmets and welcomed them to the Town of Southwick.

Fire Association to donation/transfer off road unit to Town

Mike Ferracchio represented the Southwick Fireman's Association and presented a donation of an off road unit to the Town estimated at approximately \$15,000.00. **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to accept the donation.

DPW Director RE: Snow and Ice Removal Policy Review

The Board reviewed the 9/5/17 version of the revised Snow and Ice Removal Policy. They provided comments to finalize and Mr. Stinehart will give the revisions to Atty. Beglane to get ready for the next meeting for adoption.

Private Road Maintenance

- Mr. Moglin will work with DPW Director Randy Brown on the finalization of the Private Road Maintenance Policy. **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to have Counsel put to form the Private Road Maintenance By-law to go to Town Meeting.

Payroll/Payables Warrants:

- The Board acknowledged Payables Warrant #1808B, dated 9/11/17, in the amount of \$446,577.35.
- The Board acknowledged Payroll Warrant #1809, dated 9/18/17, in the amount of \$205,634.04
- **A MOTION** was made by Mr. Fox, seconded by Mr. Deedy (Vote-Unanimous) to accept the 9/5/17 Open Session Minutes.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to accept the 9/5/17 Executive Session Minutes.

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 adjust Jean Nilsson's Floater Reclassification to Sr. Floater at a rate of \$15.00 per hour effective 9/5/17.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to sign the Cable Television License for the Town of Southwick for a 5 year period.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to have the Chair sign a Support Letter for the VFW. They are requesting a Veterans Memorial Foyer at the new High School.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to sign a 61A Sign-off for 147 Fred Jackson Road.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approve the Chair to sign a Discharge of Lien on Real Estate – 28 Birchwood Road, Kimberly Moses.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to appoint Burt Hansen to the Agricultural Commission, to fill a vacancy, for a one year term, up for reappointment 7/1/18.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to appoint Andrew Smith as a Police Officer from Reserve Pool subject to normal Mass HRD and Police Chief Standards.
- The Board took no action on the FY18 School Region Capital Borrowing request. This action allows it to take place. **See Attachment "C" – 11 Page(s)**
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to accept K-9 Donation(s) for the Southwick Police Department in the amount of \$4,000.00 from Dee Roache and Fred LaGuercia of Deals 4 Wheels.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to revote Theresa Rogers as Associate Member on the Council on Aging Board.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to accept the resignation of Mary Alice Martin from the Council on Aging Board.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to revote Donna Charron as a Member on the Council on Aging Board.

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 give a \$50.00 donation to the Southwick Police Association for their 22nd Annual Golf Tournament Fundraiser.
- The Board has been notified of the 39th MMA Annual Meeting and Trade Show.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to accept a Citizens Police Academy Donation(s) for the Southwick Police Department in the amount of \$25.00 from Ms. Alberti.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to authorize Chairman Moglin to sign the Memorandum of Agreement with IAFF Local 4919 for a 3 year term commencing FY18.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to approve the Chair to sign a Discharge of Lien on Real Estate – 22 Shirley Terrace, Darilyn Patterson.
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to have Town Counsel put to form a Revolving Account Bylaw Amendment for the Council on Aging.

Old Business:

- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to appoint Mr. Moglin as the liason for the Chief of Police Selection Process and Job Description Review.
- The Board began a discussion on the North Pond PWC (Personal Water Craft) Bylaw. Mr. Murphy from the audience spoke up regarding a letter the Board was given right before the meeting from Mr. Grannells, LMC Chairman. The letter addressed Mass General Laws. Unfortunately, the Board was at a disadvantage because they hadn't had time to review the letter. The letter will be forwarded to the Police Chief who acts as Harbormaster. **See Attachment "D" – 11 Page(s).**
- The Board received a copy of a request, from Safety Officer Sanders, to the State, for repainting of center lane in the center of Town and potholes and water run-off repairs.
- Mr. Brown gave the Board an update of the Feeding Hills Road Project.
- Mr. Fox informed the Board he went to the fundraising event at The Cove for the Historical Society which is raising monies for the roof on the museum.
- Mr. Moglin gave the Board an update on the Marijuana Committee Meetings.

New Business:

- Mr. Moglin gave the Board an update of Rebecca Lobo being inducted into the Basketball Hall of Fame. The Board congratulated her.
- Mr. Stinehart stated he and Mr. Moglin worked with Mass IT when they came in to review our present computer situation and give an assessment. A report will come at a later date.
- Mr. Fox questioned if the Board could send to ballot the fact that we don't allow marijuana in the Town of Southwick. Mr. Moglin will look into the rules.

A MOTION was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to go into Executive Session at 8:10 p.m. RE: M.G.L. Chap. 30A, S20 (b), S21 (2) (3) (6) & (7) Ch. 214, Section 1B and; CMR 29.03 (1) (b). 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, IAFF,
Dispatch and Clerical and Litigation

- Exception #2: XX Move to go into Executive Session to conduct strategy sessions in preparation for negotiations with nonunion personnel, and to:
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:
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:
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:
- 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:
reconvene into Open Session
- RE: Ch. 214, Section 1B
Section 1 B. 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

Respectfully submitted,

Sondra S. Pendleton
Administrative Assistant

Cc: Town Clerk