

***Select Board Minutes***  
***July 24, 2018***  
***Tuesday, 6:00 p.m.***  
***Select Board Conference Room***  
***All Meetings of the Select Board are recorded.***

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

**OTHERS IN ATTENDANCE:** See Attachment "A" – 1 Page(s)

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 Joseph J. Deedy at 6:00 p.m.

**6:00 p.m. TCC RE: Joint Reappt. w/FinCom & Assrs. Chairpersons**

The Finance Committee Chair did not attend the meeting. **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin to reappoint Michelle Hill as Treasurer/Collector/Clerk.

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

**6:05 p.m. Planning Board RE: Joint Appt. of Assoc. Member**

**A MOTION** was made by Mr. Fox, seconded by Mr. Moglin to appoint Jessica A. Thornton as Associate Member on the Planning Board, effective 8/1/18 (Not to be sworn in until such date).

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

**6:10 p.m. Park & Rec. RE: Joint Appt. to fill a vacancy**

**A MOTION** was made by Mr. Fox, seconded by Mr. Moglin to appoint Michael Massarelli to the open position on the Park and Rec. Commission.

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

**Public Comments:**

None.

**Payroll/Payables Warrants:**

- The Board acknowledged Payroll Warrant 1901, dated 7/9/18, in the amount of \$297,724.96.
- The Board acknowledged Payables Warrant 1902B, dated 7/16/18, in the amount of \$1,027,098.39.
- The Board acknowledged Payroll Warrant 1902, dated 7/23/18, in the amount of \$223,336.61.

**Minutes:**

- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to accept the Regular Session Minutes of 6/26/18.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to Regular Session Minutes of 7/10/18.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to Executive Session Minutes of 7/10/18.

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

- The Board reviewed the remainder of, and took action on, the FY19 Appointments to Boards/Committees/Commissions and Staff. See Motions on Attachment “B” – 1 Page(s).
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to accept the 1<sup>st</sup> reading of the Social Media Policy for Employees.
- The Building Inspector, Mr. Lawler, submitted a Disclosure of MGL c.268A, Sec. 23 (b) (3) stating he was a member of both the American Legion and VFW.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to appropriate \$300.00 from the Gift Account to fill a request for funds for the cleaning of headstones at the Old Cemetery.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to accept a Southwick Police Department donation in the amount of \$100.00, from Rose-Ellen Sweeney, for the Gift Account.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to accept a Southwick Police Department donation in the amount of \$25.00, from Louise Alberti, for the Citizen Police Academy.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to sign the Memorandum of Agreement with the Town of Southwick and UPSEU, Local 424, Unit MADIV205 DPW.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to approve the Cemetery Commission’s request to surplus their Simplicity Lawn Mower.

**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. Fox, seconded by Mr. Moglin (Vote-Unanimous) to accept the Local Finance Opinion Per Ride Assessment Distribution.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to accept the resignation of Southwick Fire Department FF/EMT Shane Hope.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to approve a One Day Beer and Wine Liquor License/Entertainment License for the Southwick Inn Block Party on 8/4/18.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to have the Chair sign a Discharge of Lien on Real Estate at 3 Depot Street for Marcy L. Coughlin.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to sign the 2018 State Primary Elections Warrant.

**Old Business & Dates to Remember:**

- Snow and Ice Policy Work Session – no action
- Update on 250<sup>th</sup> Anniversary Meeting: next meeting is 8/20/18.
- SB Goals and Objectives – **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to table the SB Goals and Objectives.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to reaffirm signing of Memorandum of Understanding with Westfield For Electrical Inspector Services.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to table the National Opioid Litigation for the time being.
- Discussion of Public Spaces Booking – Mr. Moglin will look into this.

**New Business:**

- Damage to Old Cemetery – Mrs. Horacek and Mr. Phillips came to the meeting to discuss funding for repairs/tree removal of the old and new cemeteries. The old cemetery has 14 fallen trees in it and another 10 that are going to fall. There is a possibility of a Reserve Fund Transfer being pulled for the emergency trees. A Tree Care Management/Tree Risk Assessment Program has been written by a Consulting Arborist. The Commission will get an estimate from same.

***The following is a listing of paperwork that was viewed during the 7/24/18 Select Board Meeting:***

- Payroll Warrant 1901, dated 7/9/18, in the amount of \$297,724.96
- Payables Warrant 1902B, dated 7/16/18, in the amount of \$1,027,098.39
- Payroll Warrant 1902, dated 7/23/18, in the amount of \$223,336.61
- Regular Session Minutes of 6/26/18
- Regular Session Minutes of 7/10/18
- Executive Session Minutes of 7/10/18
- FY19 Appts.to Boards/Committees/Commissions and Staff
- Social Media Policy 1<sup>st</sup> reading
- Building Inspector Disclosure of MGL c.268A, Sec 23 (b)(3)
- Request for funds for Old Cemetery cleaning of headstones letter
- Southwick Police Department Donation(s)
- MOA with TOS and UPSEU, Local 424, Unit MADIV205 DPW donated sick time for employee letter
- Request for Cemetery lawn mower to go to Surplus Letter
- Local Finance Opinion – Per Ride Assessment Distribution Letter
- Accept Resignation of SFD FF/EMT Shane Hope Letter
- I Day Beer and Wine – Southwick Inn Block Party – 8/4/18 License
- Discharge of Lien on Real Estate – 3 Depot Street
- 2018 State Primary Warrant
- Select Board Goals and Objectives
- MoU with Westfield For Electrical Inspector Services
- National Opioid Litigation update 6/15/18 letter
- Public Spaces Booking Information Letter
- Old Cemetery/New Cemetery Assessment

***The Administrative Assistant was asked to leave the meeting.***

**A MOTION was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to go into Executive Session at 6:45 p.m. not to reconvene into Open Session RE: M.G.L. Chap. 30A, S20 (b), S21 (2) (3) (6) & (7) Ch. 214, Section 1B and; CMR 29.03 (1) (b).**

**Collective Bargaining w/union and non-union personnel and strategy for Collective Bargaining w/union and non-union personnel, DPW, 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: Not to reconvene into Open Session
- XX Move to go into Executive Session to conduct collective bargaining sessions, with nonunion personnel and: Not to reconvene into Open Session
- XX Move to go into Executive Session to conduct contract negotiations with nonunion personnel, and: Not 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: Not 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: Not 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: 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: 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.

***Respectfully submitted,***

Sondra S. Pendleton  
Administrative Assistant

Cc: Town Clerk