

**October 1, 2018**  
**Select Board Meeting Minutes**  
**Monday, 6:00 p.m.**

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

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

**OTHERS IN ATTENDANCE:** See Attachment "A" – 2 Pages

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.

**Public Comments:** None

**Payables, Payroll and Minutes:**

- The Board acknowledged Payables Warrant #1097B, dated 9/10/18, in the amount of \$75.00 (Correction from last meeting on 9/18/18).
- The Board acknowledged Payables Warrant #1908B, dated 9/19/18, in the amount of \$398.76.
- The Board acknowledged Payroll Warrant, #1907, dated 9/17/18, in the amount of \$228,081.12.
- The Board acknowledged Payables Warrant #1907B, dated 9/24/18, in the amount of \$755,016.13.
- The Board acknowledged Payroll Warrant, #1908, dated 10/4/18, in the amount of \$219,719.74.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to accept the Regular Session Minutes of 9/18/18.

**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. Fox, seconded by Mr. Moglin (Vote-Unanimous) to Sign-off State Election Warrant. See Attachment "B" – 4 Page(s).

**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 approve the signing of UPSEU Contracts for Clerical, Library and Dispatch Units.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to authorize the Chair to sign a DPW Memorandum of Agreement for light duty for Raymond R. Davignon III.

**6:10 p.m. Liquor License Hearing:** Point Grove, Inc. d/b/a Hilltop Café to The Wick, Inc. with a new Manager, Michael J. Lenihan

- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to open the Hearing at 6:10 p.m.
  - Mr. Deedy read the Legal Ad in its' entirety.
  - Mr. Deedy ask for any paperwork to be "entered into the record". – None.
  - Mr. Deedy asked for anyone to speak *in favor* of the transfer – None.
  - Mr. Deedy asked for anyone to speak *against* the transfer – None.
  - The Board conducted a **General Discussion** with Mr. Lenihan regarding his plans for "The Wick, Inc." if the transfer was approved.
  - **A MOTION** made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to close the Hearing.
  - The Board had a **General Discussion** regarding transfer.
- A MOTION** made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to grant the transfer the said license from Point Grove Inc. d/b/a Hilltop Café to The Wick, Inc., Approve New Manager — Michael J. Lenihan, establish Entertainment Licenses to be the same as previous license, and establish new Corporation Members.

**6:15 p.m. The Launch**

**RE: Select Board issuance of Food/Common Victuallar's Licenses**

Jessica and Marc Robling, the new owners of The Launch came to the meeting to introduce themselves as new business owners. The Board likes to meet new business owners to whom they have to issue licenses/permits to.

**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** made by Mr. Moglin, seconded by Mr. Deedy (Vote-2 Yes, Mr. Fox abstained) to approve the following 4 – One Day Liquor Licenses for the Southwick Rec. Center:

Southwick Fire Association – 10/13/18 – 5 p.m. to 11 p.m.  
Southwick Sports Fund Raiser – 10/27/18 – 5 p.m. to 11 p.m.  
Lion's Club Comedy Night – 11/3/18 – 5 p.m. to 11 p.m.  
Ray Snow Dedication – 11/10/18 – 5 p.m. to 11 p.m.

**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** made by Mr. Fox, seconded by Mr. Moglin (Vote-2 Yes, Mr. Deedy abstained) to approve the request from VFW for Addition of names to the War Memorial. The addition of names to the memorial for other wartime conflicts will be addressed in the near future (Persian Gulf, Iraq and Afghanistan).
- **A MOTION** was made by Mr. Deedy, seconded by Mr. Fox (Vote-Unanimous) to accept a Southwick Police Department donation from Louise Alberti in the amount of \$25.00.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to designate Town Hall for all elections.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to appoint Marc Seigel as the Southwick Police Department Alternate Member to LEPC.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to approve the Chair to sign the Discharge of Lien on Real Estate at 143 North Lake Avenue, Tracy A. Albano.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to raise Snow Plowing Rates by \$10.00 an hour for the upcoming 2018/2019 winter season to make the rates more in line with the local neighboring communities and help ease the burden of rising costs on contractors. Rates have not been raised since at least 2010.
- **A MOTION** was made by Mr. Fox, seconded by Mr. Moglin (Vote-Unanimous) to approve Short Term Borrowing Notes for Equipment Acquisitions for 1.2 million.
- There will be no Employee Summer Gathering, the Board will be concentrating on the Holiday Gathering as it is only 3 months or so away.
- The Board went over the revised Fall Schedule for Select Board Meetings.

**Old Business & Dates to Remember:**

- Whip City Fiber WG&E – Book for an appointment with Board in November.
- Update on 250<sup>th</sup> Anniversary Committee (Next Meeting October 14<sup>th</sup> at 6:30).
- Discussion of Public Spaces Booking – Mr. Moglin working on.

### **Old Business & Dates to Remember cont.:**

- Veteran's Day Parade is 11/10/18, at 11:00 a.m.
- Sidewalk update for Depot Street – part of it has been complete, the price for continuing it will be revisited.
- The Board is working on planning a Pinning Ceremony for both the new Chief and Lieutenant of the Police Department.
- Mr. Fox was approached regarding the removal of trees on Tannery Road that need to be taken down on the Town Right of Way. He provided information to DPW Director.

### **New Business:**

- Discussion on use of Flaggers for infrastructure Projects (i.e. Aux. Police) – the Board will pursue with the Chief.
- Site Visit – 158 South Longyard Road – water run-off complaint –Cancelled per resident.
- Mr. Moglin wanted to thank Police, Fire, Dispatch, and surrounding mutual aid for a job well done this past weekend. The Town was dealing with a lot of functions and emergency situations over the weekend and the professional shown by all involved was impressive.
- Mr. Moglin updated the Board on the Sealer Weights and Measures position. He is waiting on a couple of phone calls to help finalize the decision on how the Board will deal with having one for the Town to utilize. Mr. Moglin was given authorization to proceed to secure a Sealer.

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

- Point Grove, Inc. d/b/a Hilltop Café paperwork to switch to The Wick, Inc.
- The Launch Common Victuallar's License
- Payable Warrant #1097B, dated 9/10/18, in the amount of \$75.00
- Payables Warrant 1908B, dated 9/19/18, in the amount of \$398.76
- Payroll Warrant, # 1907, dated 9/17/18, in the amount of \$228,081.12
- Payables Warrant #1907B, dated 9/24/18, in the amount of \$755,016.13
- Regular Session Minutes of 9/18/18
- State Election Warrant
- UPSEU Contracts for Clerical, Library and Dispatch Units
- DPW MoU for light duty
- 4 – One Day Liquor Licenses for Rec. Ctr.
- Request from VFW for Additions to War Memorial
- Southwick Police Department Donation(s)
- Designation Form to utilize Town Hall for all elections
- Paperwork to appoint Marc Seigel as Southwick Police Department Alternate Member to LEPC
- Discharge of Lien on Real Estate – 143 North Lake Avenue
- Snow Plowing Rates and Insurance information
- Short Term Borrowing Notes for Equipment Acquisitions
- Revised Fall Schedule for SB

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

- Labor Counsel and Special Counsel RE: Threatened Litigation
- Collective Bargaining Strategy for Unions (IBPO-Police, IAFF-Fire, UPSEU-Clerical, Dispatch, DPW and Library)

Exception #2: ☐ Move to go into Executive Session to conduct strategy sessions in preparation for negotiations with nonunion personnel, and to:  
not reconvene into Open Session

☐ Move to go into Executive Session to conduct collective bargaining sessions, with nonunion personnel and to:  
not reconvene into Open Session

☐ Move to go into Executive Session to conduct contract negotiations with nonunion personnel, and to:  
not reconvene into Open Session

Exception #3: ☐ 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  
not reconvene into 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 reconvene into Open Session  
(Chair Must Declare).

Exception #7: ☐ 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 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 Administrative Assistant was asked to leave the meeting.***

***Respectfully submitted,***

Sondra S. Pendleton  
Administrative Assistant

Cc: Town Clerk

