

Groveland Water & Sewer Commissioners Joint Meeting with Board of Selectmen Minutes

February 10, 2011

Attending: Commissioners: Bruce Adams, John Willett, Superintendent: Thomas Cucisk

Office Manager: Patricia Rogers

Attorney for the Town: Michele Randazzo, Kopelman & Paige

Selectpersons: Elizabeth Gorski, Donald Greaney, Dr. William Darke

Employee: David Cash

Selectmen, Greaney motioned to go into executive session M.G.L. c.30A, Sec.21(a) #1 To discuss the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or discuss the discipline or dismissal of, or complaints or charges against, a public officer, employee, staff member or individual at 6 PM. Seconded by Selectmen, Darke.

Roll Call Vote: Selectman, Greaney yes

Selectman, Darke - yes

Selectperson Gorski - yes

Chairman, Mr. Adams of the Water and Sewer Commissioners motioned to go into executive session M.G.L. c.30A, Sec.21(a) #1 To discuss the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or discuss the discipline or dismissal of, or complaints or charges against, a public officer, employee, staff member or individual at 6:02 PM. Mr. Willett seconded the motion.

Roll Call Vote: Mr. Adams - yes

Mr. Willett - yes

Both Boards agreed that they would be adjourning after the executive session.

Ms. Randazzo explained to all parties the Town was informed by the State that Mr. Cash has surrend his water distribution and his water treatment licenses to the State. Mr. Cash agreed to this fact. Ms. Randazzo has the status from the state website.

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Mr. Adams stated that having these licenses is a requirement of the Department unless there is a probationary period.

Mr. Cash stated that he could not afford a lawyer anymore and he felt that he was pushed to surrender his licenses. Mr. Cash felt that after five year of employment he would like to collect unemployment if possible or take a layoff. Mr. Cash feels his rights were not handled correctly.

Mr. Adams stated that from his point of view is Mr. Cusick is responsible for the water system and the Board is also responsible for the water system and the health and safety of the people. Mr. Cash is required to have a license to work in the department to keep our department creditable and the water safe.

Mr. Willett asked Mr. Cash if he was ready to resign tonight. Ms. Gorski stated that before Mr. Cash answered that question could she ask Ms. Randazzo is he resigns can he collect unemployment. Ms. Randazzo stated that she did feel comfortable answer that question for Mr. Cash, but it goes case by case. Ms. Randazzo stated that that it's not always as black and white as Mr. Cash is stating. Also Ms. Gorski asked who is the employer, the Town of Groveland or the Water Department. Ms. Randazzo stated that it's the Town of Groveland and that the Finance Director could get the paperwork regarding this issue. Ms. Gorski asked if he can still resign. Ms. Randazzo stated it's still on the table. If questioned for references the Department should say that he resigned due to not having the correct licenses to work for the department.

Mr. Willett asked if he ready to resign. Mr. Cash stated he is not ready to resign. David explained his feels that he had been punished for testing positive for cocaine. Mr. Cash stated he felt he was pushed to give up his licenses, and then the State came to his house. and Mr. Cash said they also contacted Brian Richard who was also involved. Mr. Cash can reapply for the licenses in three years. The case is at this time, closed with the State.

Mr. Willett motioned to let Mr. Cash go because of non-compliance of the policy of the Water Department regarding licensing. Mr. Adams seconded. All in favor.

Roll Call Vote: Mr. Willett - yes

Mr. Adams - yes

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Selectman, Darke motioned to approve the Water and Sewer Commissioners recommendation.
Seconded by Selectperson, Gorski. All in favor.

Vote: Selectman Darke - yes

Selectperson Gorski – yes

Selectman Greaney - yes

Mr. Willett stated that he wished Mr. Cash the best of luck and so did all the Boards. Mr. Cash did apologize for everything.

Mr. Willett motioned to adjourn at 6:15 PM Seconded by Mr. Adams

Roll Call Vote: Mr. Willett – yes

Mr. Adams –yes

Selectman Greaney motioned to adjourn at 6:16 PM seconded by Selectperson Gorski seconded.

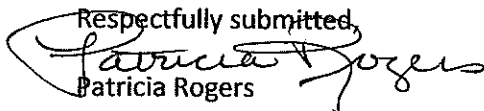
All in favor.

Roll Call Vote: Selectman Greaney – yes

Selectperson Gorski – yes

Selectman Darke - yes

Respectfully submitted,


Patricia Rogers