



OWN OF GROVELAND

2011 APR -7 PM 6:11

TOWN CLERK
RECEIVED/POSTED

MEETING NOTICE

(MGL Chapter 30A, Sections 18-25)

COMMITTEE OR
CONVENING BODY:

Board of Selectmen

MEETING PLACE:

Selectmen's Conference Room
Town Hall - 183 Main Street, Groveland, MA

DATE & TIME OF
MEETING:

Mon., Apr. 11, 2011 @ 6:15 pm

AGENDA ITEMS:

- Apr. 4, 2011
- 1) Accept Minutes - ~~Apr. 4, 2011~~
 - 2) Approve Warrants
 - 3) 6:15 pm - Melanie Sullivan - snow
removal policies + safety concerns
 - 4) Ground Baggage
 - 4) Exec. Session MBL 30A, S. 21(a)(1)
 - 5) Recommendations on
Warrant Articles

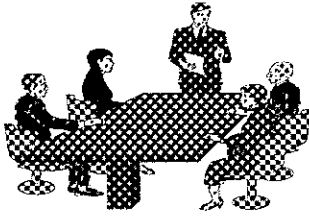
Signed:

Nancy Lewandowski

Date:

4/7/11

All meeting notices must be time stamped and filed in the Town Clerk's Office and posted 48 hours prior to the meeting (excluding Saturdays, Sundays and all Holidays).



**BOARD OF SELECTMEN
AGENDA**

April 11, 2011

**6:15 P.M - Call meeting to order
All stand for Pledge of Allegiance**

Approve Minutes: April 4, 2011

Approve Warrants:

PW # 11-40	\$ 107,901.43
DW #11-38A	\$ 18,935.78
BW #11-41	\$ 1,105,366.64

NEEDS ATTENTION

- 1) **Vote recommendations for Warrant Articles**
- 2) **See property use permit request for garden/outdoor learning class at Bagnall**
- 3) **Review correspondence, if any, and take action, if needed**
- 4) **The BOHealth would like you advise if you will be making a change in the # of of hours for the Health Agent position; they need to know so they can seek a replacement for Ed Gallagher**
- 5) **Please review and sign Property Use Permits**

AGENDA APPOINTMENTS

**6:15 PM – Melanie Sullivan-snow removal policies & safety concerns around Bagnall
(See email requesting agenda appointment be canceled)**

6:45 PM - Executive Session-MGL 30A, S. 21(a) (1)

Next Meeting: Bagnall School prior to ATM--Monday, April 25, 2011 @ 6:00 P.M.

MINUTES
BOARD OF SELECTMEN

APRIL 11, 2011

Meeting called to order at 6:27 P.M. at Town Hall.

Present Elizabeth A. Gorski, William H. Darke and Chairman Donald N. Greaney.

Minutes

Moved Darke, seconded Gorski, and it was

VOTED: To accept the Minutes of April 4, 2011, as presented.

Warrants

Moved Darke, seconded Greaney, and it was

VOTED: To approve Payroll Warrant #PW11-40.

Darke, Greaney – “Aye”; Gorski – “Abstain”

Moved Darke, seconded Gorski, and it was unanimously

VOTED: To approve Bill Warrant #BW11-41 and Deduction Warrant #DW11-38A.

Property Use Permit

Melissa Montello submitted a request to use a portion of the Bagnall School property to create an outdoor classroom community garden in the area of the shed in the back of the school. Moved Gorski, seconded Darke, and it was

VOTED: To approve the property use permit submitted by Melissa Montello for a community garden at the rear of the Bagnall School.

Health Agent Retirement

The Selectmen’s Assistant reported that a Health Board member had inquired as to whether the Selectmen would be recommending less hours for the Health Agent position. Selectman Gorski asked that the two boards meet to discuss the Health Department’s needs for the health agent services.

Fire Chief Clement

Chief Clement was notified by certified mail that the Board of Selectmen would like to meet with him to discuss his monthly Time Sheets. Clement was offered to have the meeting in Executive Session in accordance with MGL Chapter 21(a)(1) but he declined and asked to proceed in open session. Town Counsel Brian Maser was present representing the town and Attorney John Christopher was present representing Chief Clement.

Attorney Maser told Clement that the meeting was called to establish and discuss the position of call fire chief and going forward with specific office hours. Brian told Clement that the Time Sheets he presents for payment need to be submitted accurately for his sake and the towns. Brian told Clement and his attorney that the town wants log sheets for the time sheets and office hours posted; that the department is "all call", including the Chief position. Maser pointed out that there is no restriction of movement on the fire men or the Chief.

Chief Clement responded that Maser's description of the call fire fighter is fairly accurate. Maser asked the Chief whether he as Chief of the Call Fire Department, is it fair to say that you don't have an obligation to report your whereabouts, and whether he is expected to be at every call. Clement responded he did not report his whereabouts to the Board but felt he is expected to be at calls; that there was a fire today and he will be meeting with the Fire Marshall. Attorney Maser told Clement that the Board needs a comfort of knowing the hours worked; that while he is working for the Fire Department he can't be working at his own business; that office hours need to be established.

Attorney Christopher responded that the Board had met with Clement two years ago and Clement had proved he does more than 20 hours a week; he will prove it again. Christopher stated that every Fire Chief in the Commonwealth feels they are available 24/7. Clement stated he is available 24 hours a day and asked whether he is being paid by the hour or a salary. Selectman Darke responded that the Board wants to clarify what the job is. Attorney Maser again stated that there needs clarification of when the Chief is expected to maintain office hours; that they need to clear up the gray area; that both parties need to agree what is expected of the Chief.

Christopher asked wouldn't the Selectmen rather have your Chief available at his office for when people need him so that the Dispatchers know where he is. Selectman Darke responded that he didn't think that is fair to the Chief; that he should not have to be interrupting his private work day. Chief Clement responded that he tries to help this community by being available to them 24 hours a day; that he's dedicated to his job and to have to sit there and defend himself, it really hurts. He said there are others in town who don't like what the Selectmen are doing. Selectman Darke told Clement he thinks Clement is taking it too personally. Attorney Christopher asked what type of clarification

the Board wants. Selectman Gorski responded that the times on the time sheets were a concern; that there is nothing intended on her part; that the Fire Chief position is different than most department heads; that accounting could be a log sheet attached to the Time Sheets.

Chief Clement was asked when he was approved for health insurance and he told the Board that former Selectman Sheehan told him he was eligible and should apply; that was when he first took the job in 1994.

Attorney Maser said that we need a clear understanding of the job description, the number of hours per week the Selectmen expect the Chief to perform his duties for the town and what the duties are. Brian said he would draft a job description and then the parties should meet again. Attorney Christopher responded that he would hope that the Fire Chief should be involved in the creation of a job description. Clement said there are multifaceted community reports; managing 40 people and all department apparatus; that every dollar spent on purchases is approved by him prior to being spent. It was agreed that the parties would meet again in four weeks.

Special Town Meeting Warrant

The Selectmen reviewed the Special Town Meeting Warrant for April 25, 2011. Moved Darke, seconded Gorski, and it was unanimously

VOTED: To recommend favorable action on Articles 1-11 of the April 25, 2011 Special Town Meeting Warrant.

Annual Town Meeting

Moved Greaney, seconded Darke, and it was unanimously

VOTED: To recommend favorable action on Articles #1 - #6, #8-#18, #20 And #21 of the April 25, 2011 Annual Town Meeting Warrant.

Selectman Darke stated again that he would like to see the sidewalk plow and signs the town needs purchased at the Fall Special Town Meeting due to them being one time expenditures.

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Adjournment

There being no further business to come before the Board, moved Darke, seconded Gorski, and it was

VOTED: To adjourn.
Adjourned at 8:38 P.M.

Respectfully submitted,

Nancy Lewandowski
Administrative Assistant