



TOWN OF HADLEY
SELECT BOARD
April 4, 2012
Meeting Minutes

Meeting convened at 7:00p.m., Room 203, Town Hall.

Present: Joyce Chunglo, Gloria DiFulvio, Daniel Dudkiewicz, David Moskin and Brian West (Chair).

Absent: None

Also in Attendance: David Nixon (Town Administrator); Peg Jekanowski (Administrative Assistant); Richard Trueswell (TV-5); Dennis Hukowicz (Chief of Police); Ben Storrow (Daily Hampshire Gazette); Connie Mieczkowski (Town Treasurer); Mike Klimoski (Highway Superintendent) Mike Pequignot, DPW, Linda Sanderson, Frank Aquadro, John Allen, Glenn Clark, (Finance Committee); Gerry Devine; Tom Waskiewicz; Jack Szpila (WMECO)

Approval of Minutes: *A motion made by Dan Dudkiewicz, seconded by Joyce Chunglo to approve minutes of 03/07/2012, 03/14/2012 and 03/21/2012 passed unan. with a vote of 5-0-0.*

Approval of Warrants: *A motion made by Joyce Chunglo, seconded by Dan Dudkiewicz to approve the Payroll # 79 and Warrants # 42, 42-S and 42-Z passed unan. with a vote of 5-0-0*

Appointments:

Tom Waskiewicz thanked the Town for supporting the Christmas Tree Festival which was a fundraiser for new Fire Department uniforms. He then proposed that he would like to see the Hadley Farm Museum be able offer a 30-45 minute self-guided audio walking tour. He further proposed an idea to raise funds to cover the cost of this endeavor, which was to develop and sell a Hadley Monopoly game. He is looking for volunteers to help develop this idea and provide ideas for what should appear on the Monopoly Board. The Board was in favor of the project and Brian West asked that TV-5 post information regarding this project. David Moskin asked about rules for elected officials fund raising, and asked Mr. Nixon to look into this.

7:05 PM Appointment – Route 9 Water Borrowing

Mr. Nixon presented the overview that the Town had borrowed funds for replacement of water lines in anticipation of a MassDOT road work project, the idea being that pipes would be replaced (and upgraded to a larger, higher quality line) as the State tore up sections of Route 9 for their project. Mr. Nixon stated that Mass Highway decided to delay the project, and the most recent correspondence with the State does not guarantee the project will begin until at least 2015. Town Treasurer Constance Mieczkowski stated that the Board needs to make a decision tonight on what to do with funds in order to process the proper paperwork timely. She stated that the Board needs to decide whether or not to roll \$265,000.00 over for another year, or rescind it or go to Town meeting and change the wording from “replacing” the water lines to “repairing” the water line. (Note: This is a BAN (Bond Anticipation Note) that is rolled over every year but next year will be the last year.) The current interest rate is 1.04%.

Chair West read a recommendation letter dated March 9, 2011, from David Eisenthal, Chief Financial Advisor for the Town. The letter listed the following three options for the funds: (Of the three, he recommends the first option.)

- #1 keep money in account, payments of interest generated by water revenues
- #2 Re-purpose money for another use water related. (Town Meeting needed)
- #3 Repay loan and borrow later

Mr. John Allen of the Finance Committee stated there is no loss by paying it off, and there is a gain in that interest charges are eliminated. Discussion ensued as the urgency of need in replacing the water lines. Mr. Klimoski stated that there are potential major problems if there are more leaks. Frank Aquadro stated that the problem is that the Town does not know when the project will happen, and we have borrowed the funds and are paying interest on it, but we are not using the funds. Therefore the Finance Committee recommended that the Select Board rescind the BAN and borrow the money when the State tells us the project is going to happen. The issue with replacement of water lines is over the fact that we don't know when the State will begin road work, it could be years, so should the Town continue to pay the interest. The risk is the Town could end of paying higher



TOWN OF HADLEY
SELECT BOARD
April 4, 2012
Meeting Minutes

interest later on, but is it more than paying interest over the next three years? Mike Klimoski added that the price of the project may increase in the next three years and we will have to go back to the Town for more funds anyway.

David Moskin made a motion to rescind the BAN for the Route 9 Water Project, seconded by Brian West, and passed unan. by a vote of 5-0-0.

Treasurer Mieczkowski stated that by rescinding the BAN for the Route 9 Water Project, the BAN will go down to \$95,900.00 but that she is going to add \$25,000.00 for monitoring the Land Fill. The Finance Committee stated that they would like to see the \$7,000.00 annual charge to monitor the Land Fill on as a DPW Budget item; the Town should not borrow for this type of expense. David Nixon stated that this has been a longstanding practice of the Town; this borrowing has already been approved by the Town. (There is a \$53,000.00 balance at this time.) The Town can fund this either way. Chair West agreed with adding this into the DPW budget as a yearly expense. (Increase the DPW budget.) The other Select Board members agreed, and Mr. Nixon will amend the Article for Town Meeting and adjust the budget to reflect these changes.

Appointment – WMECO Pole Hearing

Jack Szpila from Western Massachusetts Electric Company was present for a solely owned pole to be set on Chmura Road, in front of #70. This was accepted by Highway Superintendent Mike Klimoski, who was present at the hearing. ***Dan Dudkiewicz made a motion to approve the pole petition for Chmura Road, seconded by Joyce Chunglo, and passed unan. by a vote of 5-0-0.***

Appointment – Atkins Corner Detour

Mr. Guilford Mooring from the Town of Amherst DPW was present to review the proposed detour for an Atkins Road project. The project will close all traffic on Bay Road from Belchertown into Hadley via Amherst and will impact Moody Bridge Road and South Maple. The project will begin the Tuesday after Memorial Day and a 6 week project is anticipated. Mr. West stated that he is concerned that traffic is being diverted to a dangerous intersection. Chief Hukowicz stated that at minimum a detail officer and 4 way stop at high peak hours is necessary, and signage is important. Another problem is that a traffic trailer truck won't make the corner. Mr. Nixon stated that two things must happen; one is that the detour must work, second is the question of who is going to pay expenses. He stated that in a recent meeting with MassDOT, he was told that the Town of Amherst would pay expenses, but subsequently spoke to Amherst Town Manager John Musante and was told that Amherst would not pay. Mr. Mooring asserted that the Town of Amherst would not pay for anything and that MassDOT had no money to pay for items such as remediating the damage done to Hadley roads. Mr. Mooring did say they were in agreement and MassDOT would pay for a detail officer during peak times, at least for the first week, and then they would see how things would go from there.

Mike Klimoski stated that in the past the State did provide some funds for Mill Valley Road when they were working on Route 9 and used Mill Valley for a detour. He was concerned for the Hadley roads with the increased volume of traffic and heavy truck traffic. Joyce Chunglo suggested making an alternate truck route to divert the trucks from the smaller Hadley roads.

Mike Pequignot asked for clarification about who is paying expenses, Mr. Mooring stated that they are open to a special detail and that the Town of Amherst has some traffic signs that they would help put out. Mr. Pequignot stated that he attended the meeting with Mr. Nixon and MassDOT, and that MassDOT said they were totally supportive of the detail and a four way stop sign, but that they could not reimburse Hadley for the expense because the project is taking place in Amherst. He said there was also discussion of alternative routes if Hadley did not agree to these detour plans. There was then discussion of how Hadley would be paid; Mr. Mooring stated that the contractor would hire the detail officers, and that Hadley will bill the contractor for the time.



TOWN OF HADLEY
SELECT BOARD
April 4, 2012
Meeting Minutes

In summary, the agreement is to a 4 way stop, detail officer during peak hours, advisory signage, and possibly a truck route.

A warrant needs to be signed by the Select Board for the temporary stop signs to be legal; this will be done at next Select Board meeting.

Old Business

1. 2013 Budget

Due to decisions made tonight some of the numbers will on the budget will need to be adjusted. DPW will be in attendance at next meeting to discuss their budget. The Select Board also decided to invite the Fire Department to the next meeting, and will review their own department budget. Finance Committee stated that they are working hard on but are not ready for discussion yet.

2. Town Meeting Warrant – Last review before sending to legal

The Board reviewed the Warrant – David reviewed the following with the Board:

Article 4 - change in language.

Dog Control revolving fund (expenses associated with vicious dogs)

Capital Article 10 was revised – the Board reviewed a list of capital projects, explaining that each project would be taken in sequence until the funding runs out or until completion of the list of projects and the money would be returned to the Town. Joyce Chunglo asked if there was a reason why we weren't asking for CPA funds to assist with projects such as Town Hall. David Moskin stated that the Town should pursue these (CPA) funds.

Mr. Nixon reminded the Board that the Historical Commission had presented that any use of CPA funds for Town Buildings had to conform to particular standards of historical preservation, and they have an Article to do a study on Town buildings and develop renovation standards to be eligible for CPA funds.

Articles 6 through 9 were reviewed with no discussion. Joyce Chunglo questioned if "Park and Rec" should be in the wording of Article 11...this will be reviewed by legal. Articles 12 & 13 were reviewed and are okay. Article 14 – Fire Protection Gear will be eliminated from Warrant and placed in Fire Department Budget as this will be an annual expense. Article 15 concerning Union Contract Ratification will be deleted...further discussion decided that this will be looked at by legal. Articles 16 through 23 are CPA. Article 24 is an expanded Dog Control Article. There are new proposals regarding the control of animals that were decided on in a meeting between Mr. Nixon, Officer Kuc, and Town resident Matthew Breuer. There are other animal control sections that Officer Kuc has requested in the realm of "reasonable care". Articles 25-27 are Planning Board Articles. The Select Board then developed a list of who will speak to each Article at Town Meeting.

The draft of the Warrant will be sent to Counsel for review.

3. Ambulance FY 2013

Mr. Nixon stated that there is 3 months before the Contract for ambulance service with the Town of Amherst expires. He met with the Ambulance Study Committee, and their advice is to negotiate with the Town of Amherst for 2 years, with the possibility of a third year, also include better reporting provisions and an option for training Hadley personnel in the event that Hadley have their own ambulance service in the future. Dan Dudkiewicz asked about the possibility of keeping an ambulance in the Town Safety Complex – but there is not room at this time. David Moskin asked about the reporting, Frank Aquadro of the Ambulance Committee clarified that they are looking for number of calls, level of calls, peak periods in order to prepare Hadley for providing our own service. Report data should go to the Ambulance Committee and the Select Board in order to enforce the contract.



TOWN OF HADLEY
SELECT BOARD
April 4, 2012
Meeting Minutes

Joyce Chunglo made a motion, seconded by Brian West, to negotiate with the Town of Amherst for a two year contract for ambulance service to the Town of Hadley with the possibility of an additional year extension. Motion passed unan. by a vote of 5-0-0.

4. School Zone on Rt. 47 adjacent to Hadley Elementary School

An online petition was presented to the Board regarding establishing a school zone on Route 47 in the area of the Hadley Elementary School. Currently there are neon yellow signs north and south on Route 47 that represent a school zone, the speed limit is 30 MPH, and the Town has looked into the cost of putting in a sidewalk, which would be \$32,000.00. The requirement for a school zone would mean the Town would have to paint a cross walk across Route 47.

Mr. Nixon had the following recommendation for the Board: First, continue researching financial costs and safety issues, sharing all information with the school committee. Also, talk with MassDOT about the status. Mr. West stated that this the right course of action and once we have all the information, contact Senator Rosenberg and Representative Scibak to push this forward.

New Business

1. Award Bid – Television Equipment

The Board reviewed bids that came in for television equipment. *Joyce Chunglo made a motion to award the bid to Access A/V LLC of Concord, NH, seconded by Dan Dudkiewicz. Motion passed unan. by a vote of 5-0-0.*

2. MA Dept. of Agricultural Resources intent to purchase:

Chair West stated that the DAR is considering acquiring an interest in approximately 20 acres of land within the municipality of Hadley for inclusion in the Agricultural Preservation Restriction (APR) Program as an Agricultural Preservation Restriction as follows:

- a. Assessor Map 6B, Lot 4; Map 6A, Lots 10A & 10B – Route 47

Mr. Dudkiewicz, Clerk of the Select Board, read a statement of notice that this was announced at tonight's meeting and posted in the meeting notice.

3. Agreement for Engineering Services between the Town of Hadley and Huntley Associates (Landfill Monitoring)

Joyce Chunglo made a motion to sign the Agreement for Engineering Services between the Town of Hadley and Huntley Associates for monitoring the landfill, motion seconded by Dan Dudkiewicz. Motion passed unan. by a vote of 5-0-0.

4. TV-5 Advisory Committee Appointments

Dan Dudkiewicz made a motion, seconded by David Moskin, to appoint Andrea Valentini and Patrick Serio as members of the TV – 5 Advisory Committee. Motion passed unan. by a vote of 5-0-0.

5. Hadley Council on Aging – Resignation of Bertha Baranowski

Chair West stated that the Board received a letter of resignation from the Council on Aging from Bertha Baranowski. Joyce Chunglo praised Mrs. Baranowski for her 28 years of service to the Council and thanked her for her service to the Town. *Joyce Chunglo made a motion to accept the resignation of Bertha Baranowski from the Council on Aging, seconded by Gloria DiFulvio, and passed unan. by a vote of 5-0-0.*

6. NPDES Permit Implementation – Nitrogen Optimization Evaluation

This is a contract with new requirements; it has been reviewed by Council. *Brian West made a motion to sign the contract, seconded by Joyce Chunglo, and passed unan. by a vote of 5-0-0.*



TOWN OF HADLEY
SELECT BOARD
April 4, 2012
Meeting Minutes

7. Application for One Day Liquor License – Top of the Campus

This is an application for a one day liquor license, to sell and serve alcohol, on May 4, 2012 at the Annual Commencement Ball, on the premise of the Mullins Center Arena Floor. Police Chief Hukowicz stated that he had no objection as long as there is a controlled atmosphere. *Joyce Chunglo made a motion, seconded by Dan Dudkiewicz, to grant the one day liquor license. Motion passed by a vote of 4-0-1. (Gloria DiFulvio abstaining.)*

ANNOUNCEMENTS:

The Board congratulated the Hopkins Academy Band and Mr. Edward Foreman for a successful performance during a recent competition in Florida. The Jazz Band, Marching Band, and Mr. Foreman all won awards.

There will be a “Drug Take Back Day” on Saturday, April 28, 2012 at the Hadley Safety Complex.

Street sweeping will begin April 11th, 2012

DPW will begin flushing water lines on April 17th –this project will run 6-8 weeks, and chlorination will begin after the flushing of the lines.

Executive Session:

At 9:18 pm Dan Dudkiewicz made a motion to move to Executive Session for the purpose of discussing litigation and contract negotiations, and not to reconvene in open session. Motion was seconded by Joyce Chunglo. Chair West read the following statement: “As Chair of the Hadley Select Board I state that the Board has moved and seconded to enter into Executive Session and I state that the discussion of the matter in open session would have an adverse effect to the Town of Hadley.”

Roll Call Vote: DiFulvio=yes; Chunglo=yes; West=yes; Dudkiewicz=yes; Moskin=yes

A discussion was held in regard to litigation: A motion was made and seconded, and passed by roll call vote: DiFulvio=yes; Chunglo=yes; Dudkiewicz=yes; West=yes; Moskin=yes

A discussion was held in regard to litigation: A motion was made and seconded, and passed by roll call vote: DiFulvio=no; Chunglo=no; Dudkiewicz=yes; West=yes; Moskin=yes

A discussion was held in regard to litigation: A motion was made and seconded, and passed by roll call vote: DiFulvio=yes; Chunglo=yes; Dudkiewicz=yes; West=yes; Moskin=yes

A discussion was held in regard to Contract Negotiations.

At 10:10 pm Joyce Chunglo made a motion to adjourn Executive Session, seconded by Gloria DiFulvio; Motion passed unan. by a Roll Call Vote: DiFulvio=yes; Chunglo=yes; West=yes; Dudkiewicz=yes; Moskin=yes

Executive Session adjourned at 10:10 pm

Meeting adjourned at 10:10 pm

Respectfully submitted,

Margaret J. Jekanowski
Administrative Assistant