



TOWN OF HADLEY
 SELECT BOARD
 June 5, 2013
 Meeting Minutes

Meeting convened at 7:00 pm, Room 203, Hadley Town Hall

Present: Daniel Dudkiewicz (Chair), Guilford Mooring, John Waskiewicz, Brian West

Absent: Joyce Chunglo

Also in Attendance: David Nixon (Town Administrator); Peg Jekanowski, (Admin. Assistant); Richard Trueswell, (TV-5); Dennis Hukowicz (Police Chief), Jim Kicza, Edward Dudkiewicz, (Hadley Fire Department); Gary Girouard (DPW Director); Tim Neyhart (Building Inspector); Wilfred Danylieko (Electric Inspector); Ray Szala; Chris Clark (Nexamp); Geoff Rogers (Hampshire COG); Jon Abe (Hampshire Solar-Nexamp); Richard Wilga, Caroline Pam, David Moskin, Denise Devine

Approval of Minutes: May 15 and 22, 2013

May 15, 2013: Motion to approve: West Second: Waskiewicz Vote 3-0-1 (Mooring abstaining.)
May 22, 2013: Motion to approve: West Second: Waskiewicz Vote 4-0-0

Approval of Warrants: Warrants 50 & 50-S: Payroll 95 & 97

Motion: Mooring Second: West Vote 4-0-0.

Appointments:

7:05 pm Hampshire Solar: Geoff Rogers from Hampshire Council of Governments and Jon Abe from Hampshire Solar/Nexamp were before the Board to present information on the Hampshire Solar electricity supply and solar net metering credit opportunities for the town. Geoff Rogers stated that HCog has saved the Town approx. \$50,000.00 in electric cost, and are looking at possibilities to save more money and support clean energy. HCog is now partnered with Nexamp, the largest solar business headquartered in Massachusetts. The alliance is called Hampshire Solar, and the town can choose to use them as their supplier (of electricity.) A five year contract is required. Nexamp explained that they supply low cost power from solar projects.

Jon Abe explained that net metering is a policy that allows for communities to use the energy produced by solar projects to offset usage on site. Nexamp receives a credit (from WMEC) for every kilo watt hour produced, and dollar credits are sold at a discount to WMECO customers. Hampshire Solar is currently offering a 21% discount off net metering credits. Nexamp did an analysis electric bill-savings projections are shown below.

Solar Net Metering Credit Savings Summary

Solar Net Metering Credit Transaction and Savings Summary

Estimated Annual Electricity Bill	Percent Offset by Net Metering Credits	Estimated Net Metering Credits Allocated in Year 1	Discount	Savings – Year 1	Savings – 20 Years (2% inflation)
\$295,000	85%	\$250,000	21%	\$52,500	\$1.24 Million

Represents output from ~1.885 MW (AC) of solar project(s)

The Board asked for a contract to review for consideration. Nexamp will forward a contract to David Nixon for the Town to review before moving forward.



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7:15 pm Ray Szala - Flea Market Traffic Issues: Chief Hukowicz stated that he has met with Mr. Ray Szala, coordinator of the Olde Hadley Flea Market. Mr. Szala has offered to pay for “No Parking” signs and posts to be placed on Lawrence Plain Road and Norwottuck Drive. He stated that traffic is now moving smoothly and he is comfortable with the situation. He continues to monitor the situation. Mr. Szala stated he has 3 acres in the back for parking and two people to park the cars. “No parking” areas will be strictly enforced and tickets will be issued when necessary. The Board was comfortable with the arrangement and Chief Hukowicz and Mr. Szala will continue to work together.

7:25 pm DPW Director Gary Girouard:

Shattuck Road: Mr. Girouard presented information to the Board regarding estimates for road and water line improvements to a portion of Shattuck Road. (DPW was asked to look into this after receiving a complaint about a pot hole in an unpaved portion of the road.) Total estimated cost for a water line is \$54,000.00, plus design and survey cost. Estimated cost for road improvement (road widening and paving) is \$50,000.00. Estimated cost for stone and seal is \$40,000.00. Discussion turned toward funding and whether the Shattuck Road residents would be willing to fund this type of project, at least in part. Mr. Mooring asked if the Town has paid to extend a water line in the past and stated that developers should be charged with extending a waterline at the time of the project.

Mr. West stated that there is no need to consider these projects at this time; any pot holes in the road should be repaired, and if the residents have further concerns they should contact the Select Board with their request and appear at a meeting.

Street Sweeping: Mr. Girouard presented an overview of current cost for street sweeping, stressing that repair costs to the vehicle in no way guarantees additional sweeping service as the machines can break down immediately after due to the nature of the work. (Currently the Town owns two sweepers that are over 10 years old and prone to mechanical failure.) Discussion ensued regarding possible benefit of contracting with Hampshire Council Purchasing Cooperative for service. There was also discussion of using a different material to treat roads and if there are potential savings there. FY2014 Budget is \$10,600.00 for street sweeping. Mr. West stated that in order to plan efficiently, the Board needs the following information:

- Numbers on what it would take to finish sweeping
- Look at cost of treating roads with a product other than sand
- What can we do with employees who would ordinarily be sweeping?

This will be placed on the agenda for June 19th; Mr. Girouard will begin gathering the information.

7:35 pm Denise Devine, National Fragile X Foundation - Request for Special Permit: Charity Wine

Tasting: Denise Devine presented an application for a Charity Wine Tasting License to benefit the National Fragile X Foundation. The event will be held on July 21, 2013 at the Courtyard by Marriot from 5:00pm – 7:00pm. There are no objections by the Chief of Police.

Motion to approve National Fragile X Foundation Charity Wine Tasting License Application: West Second: Dudkiewicz Vote: 4-0-0. The Board also directed Mr. Trueswell to announce the event on TV-5, and thanked Sean Barry for assisting Mrs. Devine with this event.

7:45 pm Caroline Pam: the Kitchen Garden: 81 Rocky Hill Road, Request for special alcohol permit

(malt and wine), September 14 & 15, 2015, Noon – 5:00pm: Caroline Pam presented an application for a special permit to sell wine and malt beverage at the Kitchen Garden’s Chilifest. The Chief of Police has no objections.

Motion to approve the Kitchen Garden application for the special license: West Second: Mooring Vote: 4-0-0. The Board also directed Mr. Trueswell to announce the event on TV-5.



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Old Business #1: Nexamp PILOT Agreement: The developer of the solar project on the Allard property, Nexamp, asked the Town to consider a payment in lieu of taxes, a base price of \$7,500.00 per megawatt was negotiated by Town officials and approved at Annual Town Meeting.

Motion to enter into agreement for payments in lieu of taxes for personal property (Allard Farm) between Nexamp Hadley Solar, LLC and The Town of Hadley: West Second: Mooring Vote: 4-0-0.

Old Business #2: Administration and Finance: Amendment of Policies and Procedures: The Board reviewed a new procedure for reducing the number of outstanding municipal fees/charges, especially for fees for inspections that are mandated but often not paid. Under MGL Chapter 40, Sec 57, the Town Collector will write to delinquent entities in order to collect payment. If payment is not made the Collector will refer to the appropriate licensing/permitting authority to suspend or revoke said license or permit. **Motion to adopt the new procedure for collection of municipal fees/charges:** West Second: Mooring Mr. Mooring asked if the approval of the addendum to the policy would be dated, answer was affirmative. Vote: 4-0-0.

Old Business #3 Plumbing Bid: The Board discussed whether to extend the current contract for plumbing services or go out to bid. Overall there is satisfaction with the current provider. **Motion to extend the current contract for one year for Plumbing and Gas Services:** Mooring Second: West Vote: 4-0-0.

Old Business #4: Fire Chief Position: The Board discussed putting together a subcommittee to review applications for a new Fire Chief, seven applications have been submitted. Mr. Nixon reminded the Board that at a meeting held in November 2012, the Board had voted to appoint a subcommittee to review candidates. **Motion to appoint a subcommittee, working with Town Administrator David Nixon, comprised of Police Chief Hukowicz, current Fire Chief Kicza, Select Board members Chunglo and Mooring, and current assistant Fire Chief Edward Dudkiewicz; subcommittee to present the top 3 candidates to the Select Board:** West Second: Mooring Vote: 2-0-2 (Dudkiewicz and Waskiewicz abstaining.)

New Business #1: Appointments of Town Officials, Board and Committee Members:

Motion to appoint Steve Reno as an alternate Building Inspector: Dudkiewicz Second: West Vote: 4-0-0
Motion to appoint Matthew Lustig to the Historical Commission as a member, Margaret Tudryn as alternate member: Dudkiewicz Second: West Vote: 4-0-0.

Mr. Dudkiewicz moved the Board make the following appointments, seconded by Mr. West:

Town of Hadley	Gail Weiss	Accountant
Town of Hadley	Joan Zuzgo	Accountant-Assistant
Town of Hadley	Margaret Jekanowski	Administrative Assistant/ Licensing Coordinator
Town of Hadley	Kopelman & Paige	Town Counsel
Civil Defense	Michael Spanknebel	Director, Emergency Manager
Conservation Commission	Paul Alexanderson	Chair
Conservation Commission	Gary Pelissier	Member
Council on Aging	Elizabeth Faulkner	Member
Council on Aging	David A. Storey	Member
Cultural Council	Nancy Craker-Yahman	Member
Cultural Council	Brent Auerbach	Member
Cultural Council	Ken Jacobson	Member
Disability Commission	Kelley Aiken	Member
Disability Commission	Thomas Waskiewicz	Member
Electrical Inspector	Wilfred Danylieko	Inspector
Electrical Inspector	Douglas Rae	Alternate Inspector

Vote for Council on Aging appointments: 3-0-1 (Waskiewicz abstaining)

Vote for all other appointment listed: 4-0-0



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Discussion then turned to how to handle Fire Department Appointments since Town Meeting voted for a “strong chief” to make appointments. Also, Chief Kicza brought forward new information that he will retire at the end of the month rather than August as originally thought. Mr. Nixon stated that the Town Meeting vote is not yet formally approved by the State Attorney General’s office; it could be 60 days or more. Therefore legally at this time, the Select Board should appoint as they have in the past, and the “strong chief” position can make appointments when and if approved by the Attorney General. Discussion ensued about how to move forward; Edward Dudkiewicz volunteered to amend his retirement date of July 4, 2013 and be acting Chief until such time that a new chief is hired. (At this time Chair Dudkiewicz recused himself from deliberation.) Mr. Mooring asked that discussion of Fire Department appointments be continued until the Select Board’s next meeting on June 19, 2013 in order to review potential new positions. The Board agreed to continue Fire Department appointments until the next meeting.

**Motion to appoint Steven Barstow, II as Forest Fire Warden: West Second: Dudkiewicz
Vote: 3-0-1 (Waskiewicz abstaining.)**

Mr. West moved the Board make the following appointments, seconded by Mr. Dudkiewicz:

Hampshire Regional Emergency Planning	Michael Spanknebel	Delegate
Hampshire Regional Emergency Planning	Rick Bramucci	Alternate
Historical Commission	Linda Harris	Member
Historical Commission	Matthew Lustig	Member
Historical Commission	Margaret Tudryn	Alternate
Mt. Holyoke Range Advisory	Merle Buckhout	Member
Mt. Holyoke Range Advisory	Raymond Spezeski	Member
Mt. Holyoke/Mt. Tom Task Force	Dina Friedman	Representative
Pioneer Valley Transit Authority	David Moskin	Representative
Pioneer Valley Planning Commission	David Moskin	Representative
Police Department	Damion Shanley	Sergeant
Police Department	Michael Mason	Sergeant
Police Department	Adam Bartlett	Full Time Officer
Police Department	Douglas W. Costa Jr.	Full Time Officer
Police Department	Jesse Green	Full Time Officer
Police Department	Mitchell Kuc Jr.	Full Time Officer
Police Department	Kenneth Hartwright	Full Time Officer
Police Department	John M. Robitaille	Full Time Officer
Police Department	Mark Ruddock	Full Time Officer
Police Department	Daniel P. Fernandes	Full Time Officer
Police Department	Joseph Lafond	Part Time Officer
Police Department	Gary Thomann	Part Time Officer
Police Department	David Isakson	Part Time Officer
Police Department	Mark C. Shlosser	Part Time Officer
Police Department	Mitchell J. Kuc Jr.	Animal Control Officer
Police Department	Daniel J. Clark	Special Police Officer
Police Department	Daniel A. Warner	Special Police Officer
Police Department	Thomas E. Harding	Special Police Officer
Police Department	Jesse A. Ritter	Special Police Officer
Recycling	David Dudek	Coordinator

**Vote for Hampshire Regional Emergency Planning appointments: 3-0-1 (Waskiewicz abstaining)
Vote for all other appointment listed: 4-0-0**



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Mr. Waskiewicz moved the Board make following appointments, seconded by Mr. Mooring:

Sewer Commission	Joyce Chunglo	Member
Sewer Commission	Daniel J. Dudkiewicz	Member
Sewer Commission	Guilford B. Mooring, II	Member
Sewer Commission	John C. Waskiewicz, II	Member
Sewer Commission	Brian West	Member
Veterans Services	Central Hampshire Veterans Service	Agents
Water Commission	Joyce Chunglo	Member
Water Commission	Daniel J. Dudkiewicz	Member
Water Commission	Guilford B. Mooring, II	Member
Water Commission	John C. Waskiewicz, II	Member
Water Commission	Brian West	Member
Zoning Board of Appeals	Linda Laduc	Member
Agricultural Commission	Stephen Devine	Member
Agricultural Commission	Michael Docter	Member
Agricultural Commission	Will Handrich	Alternate
Agricultural Commission	William Kelley	Alternate
Agricultural Commission	Paul Kokoski	Member
Agricultural Commission	Allan Zuchowski	Member
Agricultural Area Incentive Commission	Peter Cook	Member
Agricultural Area Incentive Commission	John Devine Jr	Member
Agricultural Area Incentive Commission	Edwin Matuszko	Member
Agricultural Area Incentive Commission	Philip Mokrzecki	Member
Agricultural Area Incentive Commission	Gordon Smith	Member
Capital Planning Committee	Francis Aquadro	Member
Capital Planning Committee	Paul J. Mokrzecki	Member
Capital Planning Committee	Connie Mieczkowski	Member
Capital Planning Committee	David Nixon	Member
Capital Planning Committee	Richard Grader	Member
Capital Planning Committee	Linda Dunlavey	Member
Capital Planning Committee	Brian West	Member

Vote for all appointments listed: 4-0-0.

Mr. Mooring moved the Board make the following appointments, seconded by Mr. West

Coor/Americans with Disabilities Act	David Nixon	Member
Long Range Plan Implementation Committee	Alan Eccleston	Member
Long Range Plan Implementation Committee	Margaret Freeman	Member
Long Range Plan Implementation Committee	Shel Horowitz	Member
Long Range Plan Implementation Committee	James Maksimoski	Member
Long Range Plan Implementation Committee	Edwin Matuszko	Member
Long Range Plan Implementation Committee	Charles Wojewoda	Member
Long Range Plan Implementation Committee	William Dwyer	Alternate
Norwottuck Rail Trail	Andrew Morris-Friedman	Member
Shade Tree Committee	Robert Laprade	Member
Shade Tree Committee	Marilyn Mish	Member
Shade Tree Committee	Dale Wenner	Member
Shade Tree Committee	John Edwards	Member
TV-5 Advisory Committee	Elsie Waskiewicz	Member
TV-5 Advisory Committee	David Moskin	Member
TV-5 Advisory Committee	Patrick Serio	Member
TV-5 Advisory Committee	Sean Kinlin	Member

Vote for TV-5 Advisory Committee: 3-0-1 (Waskiewicz abstaining)

Vote for all other appointments listed: 4-0-0



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New Business #2: Municipal Hearing Officer services: Contract with Northampton for FY2014

Motion to approve Contract with the City of Northampton for Municipal Hearing Officer for FY 2014 pursuant to MGL Chapter 148A sec. 2 (c): West Second: Waskiewicz Vote: 4-0-0.

New Business 3: Electrical & Building Permit Fee – Photovoltaics

Mr. Nixon explained that current fee structure for Town electrical and building permits are ill suited for solar projects/construction. Amendments to fees were recommended by the building and electrical inspector. Building Inspector Tim Neyhart recommended \$6.00 per \$1,000.00 construction cost for building permits.

Mr. Danylieko, Electrical Inspector, recommended the following charges for Photovoltaic Systems: Home systems or systems with an electronic cost not to exceed \$10,000.00 will be charged \$75.00 for the first 5KW and \$10.00 for each KW after. Commercial systems over \$10,000.00 shall be billed at 3% of the total electric cost. The following fees schedule changes were adopted:

Residential:

New Single Family Dwelling (does not include service)	increase from \$90.00 to \$120.00
New Multi-Family Dwelling (does not include service)	increase from \$90.00 to \$120.00
Each additional unit in the same building	\$90.00 (no change)
Additions, Alterations, Accessory Structures (per structure)	increase from \$75.00 to \$90.00

Mr. Danylieko also requested that the current rate for electric inspection be raised from \$25.00 to \$30.00 for alternate inspector Douglas Rae. It was decided to raise the amount across the board for electrical inspections from \$25.00 to \$30.00.

*Motion to approve changes in building and electric permit fees: West Second: Waskiewicz
Vote: 3-0-1 (Mooring abstaining)*

New Business #4: Request for a pedestrian light at the intersection of Rt. 9 and Maple Street

Passed over until next meeting: Chief of Police and DPW to review and comment at next meeting.

New Business #5: Insurance Quotes

Mr. Nixon reviewed 2 bids that were received, one from the Joseph Insurance Agency in the amount of \$241,363.00, and one from Massachusetts Interlocal Insurance Agency in the amount of \$238,912.00. (Joseph Insurance Agency is the current provider.) MIAA has a good reputation, there is one outstanding question having to do with employee liability. *Motion to approve Massachusetts Interlocal Insurance Agency as insurance provider for the Town of Hadley, contingent upon the clarification on the employee liability question: West Second: Mooring Vote: 4-0-0*

New Business #6: Water/Sewer Abatement: Collector's Office for 8 Russell Street

Request from Town Collector to abate **\$984.58** (water charge) and **\$1,088.00** (sewer charge) for 8 Russell Street, building has been razed and fee in uncollectable. *Motion to approve water/sewer abatement for 8 Russell Street in the amounts stipulated: West: Second: Mooring Vote: 3-0-1 (Waskiewicz abstaining)*

New Business #7: Sign Warrant for Special State Election for Senator in Congress

Tuesday, June 25, 2013, 7:00AM – 8:00PM at Hopkins Academy

Motion to sign Special State Election Warrant: West: Second: Mooring Vote: 4-0-0

New Business #8: Warner Brothers Studios

Mr. Dudkiewicz read a summary of a policy for Film Permits for the Town of Hadley. *Motion to adopt Town of Hadley Film permit: West Second: Mooring Vote: 4-0-0.*

*Motion to approve the film permit between the Town of Hadley and Warner Bros. Pictures: West
Second: Waskiewicz Vote: 4-0-0*



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New Business #9: Hadley Transfer Station Contract Renewal

Motion to extend the contract for operation of the Hadley Transfer Station with Solid Waste Solutions until July 1, 2016: West Second: Waskiewicz Vote: 4-0-0

Announcements

Mr. Nixon stated that the trustees of the Goodwin Memorial Library have asked to insert a survey into the next outgoing tax bill. Collector Susan Glowatsky has no objection and it will not require any additional postage.

Executive Session:

9:02 pm: Move to Executive Session for the purpose of discussing litigation strategy, and not to reconvene in open session: Mooring Second: West

Chair Dudkiewicz stated "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 discussing the matter in open session will have an adverse effect on the Town of Hadley.

Roll Call Vote: Mooring – Yes: Dudkiewicz – Yes: Waskiewicz – Yes: West – yes

Executive Session

A discussion was held regarding consideration of criminal charges. No action taken.

A discussion was held regarding potential litigation. No action taken.

Adjournment

9:20 pm Motion to adjourn: West Second: Dudkiewicz

Roll Call Vote: Mooring – Yes: Dudkiewicz – Yes: Waskiewicz – Yes: West – yes

Meeting adjourned at 9:20 pm.

Respectfully submitted,

Margaret J. Jekanowski
Administrative Assistant

Approved 06/19/2013