



TOWN OF HADLEY
SELECT BOARD
June 19, 2013
Meeting Minutes

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

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

Absent: None

Also in Attendance: David Nixon (Town Administrator); Dennis Hukowicz (Police Chief), Jim Kicza, Edward Dudkiewicz, (Hadley Fire Department) Wilfred Danylieko (Electric Inspector); David Moskin, Kathleen Lytle, Curtis Rich; Christopher Baj

Approval of Minutes from June 5, 2013:

Motion: Mooring Second: West Vote 4-0-1 (Chunglo abstaining.)

Approval of Warrants: Payroll # 101

Motion: Chunglo Second: West Vote 5-0-0.

Appointment: 7:05 pm: Hearing: Application for New Alcohol License:

On Premise Wine and Malt with cordials: Shelburne Falls Coffee Roasters, 322 Russell Street, Hadley

Mr. Curtis Rich introduced himself as owner of Shelburne Falls Coffee Roaster. The Board inquired about safety concerns/violations that the Fire Inspector and Building Inspector had identified at the premise on 322 Russell Street. Mr. Rich stated that he is working on them and plans to be fully compliant by June 30th. Discussion ensued regarding whether to vote on the application or wait until such time that the Building Inspector and Fire Captain sign off. **Motion to approve the application for wine and malt, contingent upon violations being addressed and signed off on by Fire and Building Inspector: Chunglo Second: West** In further discussion Select Board members stated that the number of violations indicated the need to continue the hearing until they are addressed and signed off on by Town Officials. Ms. Kathleen Lytle asked to address the Board, stating she is also an owner of Shelburne Falls Coffee Roasters. She stated that some of the violations, including the blocked exits, have already been addressed. **Vote: 2-3-0 (Dudkiewicz, Mooring, and Waskiewicz dissenting.)**

Motion to continue the public hearing until the next scheduled Select Board meeting on July 17, 2013 at 7:35 pm: Dudkiewicz Second: Mooring Vote: 4-0-1 (Chunglo abstaining).

7:10 pm: DPW Appropriation Fund Transfer requests

3 requests for appropriation fund transfers all into highway expense for spike in electric utility cost and price of bringing radios up to mandatory compliance in the middle of the fiscal year. The amounts are \$847.88, \$5,000.00 and \$7,830.00. (The communication cost is a one-time expense.) **Motion to approve the appropriation requests in the amounts of \$847.88, \$5,000.00 and \$7,830.00: West Second: Chunglo Vote: 4-0-1 (Waskiewicz abstaining).** Mr. West stated that he wants to know how these items/increased costs have been accounted for in the DPW budget for next year, and asked that Mr. Girouard give the Board this information.

Regarding street sweeping, the DPW is going to repair a current sweeper at the cost of \$1,000.00, and will attempt to complete the street sweeping for the Town. They are also exploring the possibility of changing from sand to chemical, and more information will be coming regarding the future of street sweeping for the town as it becomes available.

Regarding Shattuck Road, Mr. Nixon stated he is exploring a Massworks infrastructure program grant. The total cost for paving and extending the water line would be \$115,815.00. Mr. Nixon recommends applying for a grant in the amount of \$54,915.00 which would cover the paving; pay \$60,900 out of water reserves to extend the water line; talk about Shattuck Road as a possible detour when Dwyer's Bridge culvert repairs are happening, improved transportation between Sunderland and Hadley (Sunderland is willing to write a letter of recommendation), and look at possible future connection to Sunderland water district. The application is due on September 2, 2013. Motion to allow preparation of application for Massworks infrastructure program grant for presentment to the Select Board with information for betterments for decision making by the Board: Mooring Second: Dudkiewicz Also need to have public meetings with the neighbors and public input to move forward. **Vote: 4-0-1 (Waskiewicz abstaining).**



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Old Business #1: Fire Department:

Transition of Fire Chief Position: Chair Dudkiewicz explained the situation at hand, summarizing that at the last Board meeting Chief Kicza announced he would be retiring on June 30, 2013. At that time Assistant Chief Ed Dudkiewicz offered to rescind his earlier announced retirement date of July 4, 2013 and offered to be acting Fire Chief until such time that a full time chief is appointed by the Select Board. He also recommended the appointments of several officers. Chair Dudkiewicz then read a letter from Chief Kicza that rescinded the announced retirement date of June 30th, 2013 and stated that retirement date is August 30, 2013. At this time Chair Dudkiewicz recused himself from the deliberation. Clerk Chunglo continued discussions regarding the selection process for hiring a new chief. There was also discussion regarding ongoing appointments to the Fire Department.

Brian West made a motion that Chief Kicza will remain as Chief of the Hadley Fire Department until August 30, 2013, and the Board appoint the fire department positions recommended by Chief Kicza for a six month period; and further, that the Board will appoint Mr. Edward Dudkiewicz as interim Fire Chief effective August 30, 2013 until such time that a new Full Time Fire Chief is installed. Motion seconded by Mr. Mooring. Discussion ensued regarding appointments recommended by the current Chief that differ from recommendations made by Mr. Edward Dudkiewicz. It was decided to stay with the following appointments:

James Kicza	Fire Chief
Edward Dudkiewicz	1st. Asst. Fire Chief
George Moriarty	Deputy Chief
Michael Spanknebel	Full-Time Captain
Stanley Sadlowski	Lieutenant
Richard Blajda	Lieutenant
Frank Blajda	Lieutenant
Michael Bielunis	Lieutenant
David Czerwinski	Lieutenant
Anthony Lastowski	Lieutenant

Mr. West stressed that this was in no way intended as disrespect to Mr. Joseph Rex, who was recommended as a lieutenant by Mr. Dudkiewicz. The Board was unable to appoint him as a lieutenant at this time as lieutenants receive a stipend and this is not in the FY 2014 budget. Mrs. Chunglo stressed that all fire fighters and officers must attend all trainings in order to carry on as members of the Fire Department, and that all rules and regulations must be followed, otherwise it is a liability for the Town. ***Vote: 3-0-2 (Dudkiewicz, Waskiewicz, abstaining).***

At this time Chair Dudkiewicz reentered discussions which turned to the Fire Chief Search Committee. The Board confirmed that the Search Committee is comprised of the following five members: Joyce Chunglo, Guilford Mooring, Dennis Hukowicz, James Kicza, and Edwin Dudkiewicz. David Nixon will also be a nonvoting member of the committee. ***Dan Dudkiewicz made a motion to appoint Chief Hukowicz as the Chair of the search committee. Motion seconded by Mr. West and passed with a vote of 5-0-0.*** The first meeting date is July 9th, 2013 at 6:30 at the public safety complex.

Old Business #2: Dike Survey

The Board confirmed that monies are available for this project. Motion ***Motion to enter into agreement with AMEC for phase one dike study: Mooring Second: West***
Vote: 5-0-0



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Old Business #3: Request for a pedestrian light at the intersection of Rt. 9 and Maple Street (continued from 6/5/13)

Mr. Nixon explained that buses will drop off people from the Amherst area on the North side of Route 9 near the McKesson building, but in order for people to get a bus back to Amherst they have to cross to the South side of Route 9. It is an overall pedestrian safety issue. Mass DOT has jurisdiction, the petitioners are looking for support from the Town. The Board expressed safety concerns for pedestrians. *Motion to send letter of support for a pedestrian crossing to Mass Highway, but also pursue a PVTa bus stop to drop off and pick up passengers at the McKesson building: West Second: Mooring*
Vote: 5-0-0.

New Business #1: Senior Center Step Bid Award

Motion to award bid to Hadley Concrete in the amount of \$10,000.00: Chunglo Second: West
Vote: 5-0-0

New Business #2: Last Warrant FY2013: July 12, 2013: Motion to declare July 12, 2013 as last day for warrants for FY2013: West Second: Chunglo Vote: 5-0-0.

New Business #3: Last Encumbrances FY2013: July 15, 2013: Motion to declare July 15, 2013 as last day for encumbrances for FY2013: West Second: Chunglo Vote: 5-0-0.

New Business #4: Authorization to sign July 1st through July 10, 2013 for Town Administrator: Motion to allow Administrative Assistant Margaret Jekanowski to sign on behalf of Town Administrator when he is out of the country, July 1 through July 10, 2013: Chunglo Second: West Vote: 5-0-0.

New Business #5: July 5, 2013 Town Hall Closed: Motion to allow Town Hall to be closed on Friday July 5, 2013, employees to use personal/vacation time: West Second: Chunglo Vote: 5-0-0.

New Business #6: PVPC Agreement for Long Range Planning Assistance for FY 2014: (Funding for this comes from the "Woodchuck" trust.) *Motion to sign agreement with PVPC for Long Range Planning Assistance for FY 2014: West Second: Mooring Vote: 5-0-0.*

New Business #7: Application for Live Entertainment: Seven Sisters Market Bistro:

The Board discussed the application from Seven Sisters to have live bands in the parking lot weekly. There was a question as to the hours that bands would play, as it was not clear on the application. Chief Hukowicz stated that he would monitor any noise complaints, but they are within the noise bylaw guidelines. Captain Spanknebel had a concern that bands and their equipment could potentially block or impede access to fire department connection and hydrant located on the north side of the driveway. *Motion to approve the application for Live Entertainment for Seven Sisters Market Bistro, with the stipulation that access to fire department connections and fire hydrants are not blocked: West Second: Waskiewicz Vote: 5-0-0.*

New Business #8: Appropriation Fund Transfer Request

The requests for Appropriation Fund Transfer requests are as follows
\$532.00 for Planning Board for legal notices coming from surplus in retirement fund; \$5,400.00 for unanticipated Legal costs from surplus in health insurance; North Hadley Village Hall, Senior Center, Town Hall were already approved by the Select Board as Reserve Fund Transfers but not approved by Finance Committee, these will now be line item transfers. (Custodial costs, heating oil cost, and postage, as well as replacement of router.) There is \$1,002.00 in debt interest for Hopkins roof and athletic fields. These are all budget to budget transfers. *Motion to approve appropriation fund transfers as listed above: West Second: Chunglo Vote: 5-0-0.*



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New Business #9: Hampshire Mall Farmers' Market (on site)

Discussion ensued as to what the Town's role would be as this is on private property. Mr. Nixon explained that Mall Management is reaching out to the Select Board in terms of being a "good corporate neighbor." Mr. West stated that although there is potentially no problem with a farmers market, it will have to be watched as many of these types of venues develop into something more, such as arts festival and flea markets.

New Business #10: Countdown to Special Town Meeting

Chair Dudkiewicz gave the following countdown to the Special Town Meeting:

July 24 – Select Board opens the warrant, (deadline is September 4th)

September 4th – Select Board closes the warrant

October 2nd – Finance Committee, CPA Committee, Capital Planning Committee Recommendations are complete. Warrant and motions are prepared and sent to Town Counsel for review

October 9th, Legal review of articles and motions is complete. Select Board signs the warrant. (NB-this will be an extra meeting of the Select Board)

October 10th – Last day to post the warrant and publish notice of the Special Town Meeting

October 18th – Motions are distributed to Select Board, Moderator, and any others

October 24th – Special Town Meeting.

Mr. Dudkiewicz stated that on he would like to have all articles as they are submitted. It was decided to have an initial review of the warrant on or about the second Select Board meeting of September.

Other Business (not anticipated prior to posting agenda):

Mr. Nixon presented the Board an agreement received today from the Franklin County Solid Waste Management District for the hauling and disposal of sludge. **Motion to accept and sign the agreement: West Second: Chunglo** **Vote: 4-0-1 (Waskiewicz abstaining)**

Announcements

Election for US Senator on Tuesday June 25, 2013 at Hopkins Academy from 7:00 am – 8:00 pm

The Board thanked organizers of Memorial Day Parade

The Board thanked the Zuzgo's and 20 Acres Farm for flower arrangements in front of Town Hall

The Board offered condolences to the families of Ed Kostek and Don Colburn

Mr. Waskiewicz asked that the Financial Management Review by the DOR be placed on the next Select Board agenda for discussion. It was agreed to place it on the agenda for July 17, 2013.

Executive Session

Labor Negotiation/Mediation – DPW & Police

Employee Disciplinary Hearing

Executive Session:

8:45 pm: Move to Executive Session for the purpose of labor negotiation / contract negotiations, and employee discipline, and not to reconvene in open session: Chunglo 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: Waskiewicz – Yes: Mooring – Yes: Dudkiewicz – Yes: Chunglo – Yes: West – yes



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Executive Session

A discussion was held regarding employee discipline. No action taken.

A discussion was held regarding pending mediation. No action taken.

A discussion was held regarding labor negotiations. ***A motion was made and roll call vote taken:
Waskiewicz – Yes; Mooring – Abstain; Dudkiewicz – Yes; Chunglo – yes; West - yes***

A second discussion was held regarding labor negotiations. A motion was made and roll call vote taken:
Waskiewicz – Yes; Mooring – Yes; Dudkiewicz – Yes; Chunglo – yes; West - yes

Adjournment

9:58 pm Motion to adjourn: West Second: Dudkiewicz

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

Meeting adjourned at 9:58 pm.

Respectfully submitted,

Margaret J. Jekanowski
Administrative Assistant

Approved 07/17/2013