



TOWN OF HADLEY
SELECT BOARD
March 26, 2014
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); Peg Jekanowski, (Admin. Assistant); Richard Trueswell, (TV-5); Frank Aquadro, Howard Koski, Linda Sanderson, Terry Yusko (Finance Committee); Van Sullivan, Brenda Ryan-Newton, Melanie Cosgrove, JC Schnabl (University of Massachusetts); Dean Gustafson, Carlo Centore, Michael Fenton, Ellen Freyman, Sandy Carter (Verizon Wireless); Ann Grilli

Approval of Warrants: # 77: **Motion: Chunglo Second: Mooring Vote: 5-0-0**

Proclamation: Ms. Chunglo read a proclamation for Town Resident Kelsy Rodrigues recently competed in the New Balance Indoor Nationals for track and field. **Motion to sign proclamation: West Second: Mooring Vote: 5-0-0**

Appointments: Grilli: Application to use Town Common at 21 West Street (August 16, 2014 – parking only)

The Board reviewed an application to use the Town Common for parking for a wedding on August 16, 2014. Ms. Grilli stated she will notify neighbors, and if there is rain or poor weather conditions she will look to an alternative plan such as having guests park at school and shuttling people over. **Motion made and seconded to allow parking on Town Common on August 16, 2014: Vote: 5-0-0**

7:10 PM Cultural Council Appointments: Nancy Craker-Yahman: The Board reviewed a letter from Ms. Craker-Yahman requesting to be appointed to the Cultural Council. **Motion to approve appointment: West Second: Mooring Vote: 5-0-0**

7:15 PM UMass – TOC: Application for a special permit to serve alcohol Commencement Ball, Friday, May 2, 2014. Mullins Center Arena Floor: Representatives from the University of Massachusetts Top of the Campus were before the Board requesting a one day special permit to sell/serve alcohol at the Commencement Ball. They clarified that the hours for serving alcohol will be from 9:00 pm until 12:00pm. The Board discussed the need for better communication between the University and events that impact the Town of Hadley. UMass stated that there is a mechanism for this type of communication and they will take the requests back to the proper authorities at the University. It was noted that the Commencement Ball has not had problems in the past in terms of unruly behavior. **Motion to allow a one day special permit to sell/serve alcohol at the May 2, 2014 Commencement Ball: Chunglo Second: West Vote: 4-1-0 (Dudkiewicz dissenting.)**

7:20 PM Verizon Wireless: Cell Tower on River Drive: Representatives from Verizon Wireless were before the Board to present a letter of concern. At a recent Planning Board meeting they were asked to consider a site different than the site at Montgomery Rose (319 River Drive) for a cell tower. They said the site that was proposed by the Planning Board, 16 Stockbridge Road, which is where a pump station is located, is not suitable for their purposes. They stated space is very limited and that maintenance would be a problem. They said the site would have more visual impact on the neighborhood, and that timing would be an issue as they would be starting over. Atty. Freyman, for Verizon Wireless, stated that regarding zoning issues, there is a waiver provision and the Planning Board has the authority to grant permits outside of the overlay district if they deem it necessary. (Town Counsel confirmed this.) Also, Verizon has sign off from the FCC and Massachusetts Historical Commission. **Motion to send a letter to the Planning Board from the Select Board that they will not issue an RFP for cell tower at Sewer Pump #7 on Stockbridge Road: Chunglo Second: West Vote: 3-0-2 (Mooring and Waskiewicz abstaining.)**

Old Business: #3 Legal Services for Cable TV negotiations: The Board reviewed a contract with Attorney William Solomon for services related to Charter Cable TV negotiations. **Motion to sign a contract with Attorney William Solomon for payment for legal services: West Second: Chunglo Vote: 5-0-0.**

Old Business: #2 Shattuck Road: (Passed over.)



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Old Business: #1 Annual Town Meeting: Warrant: Draft version 03/20/2014

The Board reviewed the above referenced draft of the warrant for Town Meeting and voted on the articles as follows:

<u>Article #</u>	<u>Motion:</u>	<u>Second:</u>	<u>Vote:</u>
1. Grants	Dudkiewicz	West	5-0-0
2. Chapter 90	West	Chunglo	4-0-1 (Waskiewicz abstaining)
3. Temporary Borrowing	Chunglo	West	5-0-0
4. Revolving Funds	Chunglo	West	5-0-0
5. FY2014 Shortfall	Take up at next meeting		
6. Electrical Revolving Account Amendment	Chunglo	Mooring	5-0-0 (This is a language change.)
7. Chief of Police Contractual Payment	Take up at next meeting		
8. Omnibus Budget	Take up at next meeting		
9. Water Filtration Stabilization Fund	West	Joyce	4-0-1 (Waskiewicz abstaining)
10, 11 & 12 Capital Projects	Take up after Capital Committee meets		
13. Water Tank Lease	Chunglo	West	4-0-1 (Waskiewicz abstaining)
14. MEGA Assessment	Chunglo	Dudkiewicz	5-0-0
15. PILOT for Soar	West	Chunglo	4-0-1 (Mooring abstaining)
16. Withdrawn by proponent on 03/19/2014			
17. CPA Administrative	West	Chunglo	5-0-0
18. CPA Land: Pirog	West	Chunglo	5-0-0
19. CPA Land: Niedbala	West	Chunglo	5-0-0
20. CPA Land: Allard Farm	Dudkiewicz	West	5-0-0
21. CPA Library #1	Chunglo	Mooring	5-0-0
22. CPA Library #2	Chunglo	Mooring	5-0-0
23. CPA North Hadley and Russell School	West	Dudkiewicz	5-0-0
24. CPA Historical Consultant:			
The Board discussed this article stating Olde Mohawk has already done a study. Motion to take a "no position" on this article: Mooring Second: West Vote: 1-3-1 (West, Chunglo and Dudkiewicz dissenting; Waskiewicz abstaining.)			
The Board continued discussion of this article. Motion NOT to recommend this article: West Second: Chunglo Vote: 3-1-1 (Mooring dissenting; Waskiewicz abstaining.)			
25. CPA North Hadley Dam:	Motion NOT to recommend this article: Dudkiewicz	Second: Chunglo.	
Discussion ensued regarding this article. Mr. Dudkiewicz stated he felt this is private property that belongs to Kestrel Trust. Ms. Chunglo stated that the Select Board has voted not to acquire the dam from Kestrel Trust 3 times, and was concerned about liability. Other Board members stated that CPA funds have been used for private properties in the past. Mr. West stated that he would like more information about restrictions if this article passes and wanted to know legal ramifications. Vote: 2-3-0 (West, Mooring and Waskiewicz dissenting, Motion fails) Mr. West maintained that he needs more information.			



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<u>Article #</u>	<u>Motion:</u>	<u>Second:</u>	<u>Vote:</u>
26. Municipal Liens	Chunglo	West	3-1-1 (Dudkiewicz dissenting; Waskiewicz abstaining)
27. Easement 107 Middle ST.	West	Chunglo	5-0-0
28. Planning Board Section 17.15	West	Chunglo	5-0-0
29. Planning Board (Medical Marijuana)	Mooring	West	2-3-0 (Dudkiewicz, Chunglo & Waskiewicz dissenting)
There was discussion about the need to have by-laws in place.			
30. Planning Board Section 5.7	Mooring	Chunglo	5-0-0
31. Planning Board Table of Uses	West	Chunglo	5-0-0

Old Business: #1 Annual Town Meeting: FY2015 Budget:

Mr. West stated that the previously agreed upon deficit figure of \$678,593 will increase due to new unemployment figures received today. His overview was as follows:

Revenue: \$14,595,160
 Expenses: \$15,273,597
 Deficit: \$678,593 (but this number will increase.)

He proposed the following: Use \$177,582 of certified free cash, and take interest from the stabilization account in the amount of \$34,750.00 for a police cruiser.) Level fund the school budget (-\$141,684); Reduce the Reserve Fund amount (-\$20,000); Move 2nd Police Cruiser to Capital; Move Park and Rec Computers, Dispatch Computers to Capital; Reduce Police Budget by 2 (proposed) positions; Remove OPEB payment to Fall Town Meeting. This left a deficit of \$36,000, plus an additional \$88,500.00 for unemployment expenses as identified by the Treasurer’s Office today.

Mr. Mooring also recommended moving OPEB to the Fall, the cut of the Reserve Fund amount, and a total cut of \$197,880 from Public Safety (this includes new salaries, cruisers and overtime.) He did not propose any cut to the school budget, but also cut one VADAR license and \$28,100 from the 100 Account. In the end it was also proposed to cut \$10,000 from the DPW budget

Discussion ensued regarding adding a line item to the budget for unemployment, as well as the reason unemployment is high. Other discussion was regarding moving air packs from capital and the need to control Over Time use in Police Department. The Board continued to work numbers, and it was decided to work the numbers one more time outside of the meeting and bring the finished budget back at next week’s meeting.

Executive Session: 9:10 pm: Motion to move to Executive Session for the purpose of discussing a personnel matter 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: Waskiewicz – Yes: Mooring – Yes: Dudkiewicz – Yes: Chunglo – Yes: West – Yes**

Informational only. Chair Dudkiewicz shared a message he received today from a citizen who has a complaint against Town of Hadley personnel. The Board scheduled an Executive Session for April 2, 2014 to discuss the complaint and will send out letters to the personnel impacted by the complaint, giving 48 hours’ notice to attend Executive Session.

Adjournment: 9:25 pm - Motion to adjourn: Chunglo Second: West Vote: 5-0-0

Respectfully submitted,

Margaret J. Jekanowski
 Administrative Assistant