

TOWN OF HADLEY

SELECT BOARD

Minutes of the Meeting of August 27, 2014

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

Present: Molly Keegan, Guilford Mooring (Chair), John Waskiewicz (arrived at 7:30 p.m.), and Brian West.

Absent: Joyce Chunglo.

Also in Attendance: D. Nixon (Town Administrator) and Richard Trueswell (Public Access Coordinator).

Appointments:

Pompeii Foods dba Maple Farms Food Public Hearing: Liquor License and Common Victualer License:

Chair Mooring reported receipt of an application for a Section 15, Malt and Wine, Off-premise (Package Store) Liquor License by Pompeii Foods dba Maple Farm Food, 10 South Maple Street. Atty. Edward Etherge represented Pompeii Foods.

M. Keegan moved and B. West seconded to open the public hearing. Motion approved 3-0-0.

Atty. Etherge presented the application and described the proposed package store, which would be a corner of the existing food store. He stated that alcohol would amount to less than 10% of sales.

M. Keegan moved, and B. West seconded to close the public hearing. Motion approved 3-0-0.

B. West moved and M. Keegan seconded to grant the license as presented. Motion unanimously approved 3-0-0.

Atty. Etherge presented an application for a common victualer license. B. West moved and M. Keegan seconded to grant the common victualer license as presented. Motion unanimously approved 3-0-0.

Kari Blood: Kestrel Land Trust – Use of Town Common: Ms. Kari Blood approached the Board to discuss her application to use the Town Common for the Kestrel trust's annual 5K race for farmland presentation. This event has been held in the past. Acting Chief Shanley stated that he had no objections to the event, and stated that he wanted to work with the organizers. B. West moved and M. Keegan seconded to approve the application to use the Town Common subject to any order of conditions imposed by the Chief of Police, the Fire Chief, and the inspectors. Motion approved 3-0-0.

Applebee's Change of Manager: Chair Mooring reported that no one representing Applebee's was present. The public hearing would be rescheduled until another date.

Water Line Connection: Mr. Jerry Rybczynski approached the Board and discussed his building project at 26 Russell Street. He stated that he is constructing a new building on the site of a former outbuilding. The old building's water service is connected to the existing house, which is connected to the public water system. He stated that the water regulations require that he connect the new building separately to the water supply system. He stated that connection would have to be tunneled under Route 9 and would be expensive. The Select Board discussed the matter. G. Mooring moved and M. Keegan seconded to waive the water regulation requirement that the new building be serviced by a separate water line subject to the condition that (1) there be installed 2 shut off valves and 2 meters, and (2) if in the future, the new building is subject to Planning Board site plan approval for a change of change of use, then a separate water connection will be required. Motion approved 3-0-1 (Waskiewicz abstaining).

Old Business:

Special Town Meeting: B. West moved and M. Keegan seconded to close the warrant for the Special Town Meeting to be held on October 30, 2014. Motion approved 3-0-0.

Building Committee: The Municipal Building Committee approached the Board to provide a progress report. The Committee developed a critical needs summary of first priority and second priority projects that would address immediate needs for the municipal buildings. Copies of the critical needs list were distributed to the Board. The total cost for both sets of priorities equals \$739,000. The members agreed tentatively to include a critical needs article on the Special Town Meeting warrant

The Committee reported that they had submitted 5 articles for CPA funding, but all but one had been rejected. The one article accepted for CPA funding is the Russell School chimney repointing for \$9,800. The members discussed the role of CPA in future funding efforts for historic building preservation.

The members engaged in a general discussion about funding for the critical needs list. Chair Mooring identified three immediate sources of funding: available funds, borrowing, and debt exclusion.

The members discussed the proposal to sell North Hadley Village Hall and the impact for the Fire Department and the Park and Recreation programs.

The members discussed holding public information sessions on some of the issues raised by the Committee. In particular, the Committee will hold a hearing on North Hadley Village Hall.

The members thanked the Committee for their work.

5 West Street Water Abatement: Chair Mooring invited the residents of 5 West Street to address the Board, but no one came forward. The members discussed the request previously made to abate the water charged for a leak at 5 West Street. After reviewing all available information, M. Keegan moved

and B. West seconded to abate \$3,705.81 of the water bill. Motion approved 3-0-1 (Waskiewicz abstaining). The Select Board advised the audience to check their water meters and compare them to the water bills to ensure that the readings are accurate.

New Business:

Mass Top of the Campus One Day Liquor Licenses: Chair Mooring reported receiving applications from Top of the Campus for special, one-day liquor licenses for September 26 (Performance Center malt and wine at McGuirk Stadium), September 27 (Pregame malt and wine McGuirk Stadium), and November 12 (Pregame malt and wine McGuirk Stadium). B. West moved, and M. Keegan seconded to grant the licenses as presented. Motion unanimously approved 3-0-0.

Western Massachusetts Climbers' Coalition: Chair Mooring reported receiving an application for a one-day liquor malt and wine liquor license for September 19 for the Western Massachusetts Rendezvous Fundraiser at the Central Rock Gym on Route 9. Concerns were raised by public safety and parking. Motion made and seconded to grant the permit subject to any order of conditions by the Chief of Police, Chief of Fire, and the inspectors. Motion approved 3-0-0.

Water Abatement, 27 South Maple Street: Mr. Wayne Goulet approached the members to discuss an exceptionally high water bill for the Allard Farm, 27 South Maple Street. D. Nixon reported that DPW recommended an abatement, but DPW did not specify how much to abate. D. Nixon stated that he would get a recommended amount. Item placed on hold pending further information.

Route 9 Water Lines Replacement: Chair Mooring reported that the Environmental Bond Bill recently signed by the Governor included funds for the Town of Hadley to replace water lines on Route 9 in association with a MassDOT road widening project. Motion made and seconded to send a letter to Governor Patrick requesting that he release \$1,250,000 for the Town of Hadley to proceed with this project. Motion unanimously approved 4-0-0.

Package Store Sunday Hours: D. Nixon advised the Board that the Governor had signed an economic development bill that included an option for package stores to open 2 hours earlier on Sundays than before (10:00 a.m. as opposed to 12:00 noon). The law does not take effect until October 23. More details will be provided as they become available. The Board discussed the matter as an important economic development issue.

Executive Session:

Chair Mooring announced that the Board would go into executive session.

At 8:53 p.m., B. West moved and M. Keegan seconded to enter into executive session under MGL Chapter 30A, Section 21 (2) to conduct ,... contract negotiations with nonunion personnel: Chief of Police and Chief of Fire and not to reconvene in open session. Chair Mooring declared, "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 on the Town of Hadley.” Motion unanimously approved by roll call vote 4-0-1 (Keegan -= yes; Mooring = yes; Waskiewicz = yes; and West = yes).

The Board voted 4-0-0 by roll call vote (Keegan -= yes; Mooring = yes; Waskiewicz = yes; and West = yes) to approve an extension to an assignment agreement.

The Board voted 3-0-1 by roll call vote (Keegan -= yes; Mooring = yes; Waskiewicz = abstain; and West = yes) to approve an amendment to an employment agreement.

Meeting adjourned at 9:23 p.m.

Respectfully submitted,

David G. Nixon
Town Administrator