

**BOARD OF SELECTMEN
MINUTES OF APRIL 14, 2015
SHEPARD MUNICIPAL BUILDING**

PRESENT: David A. Delanski, Chairman, Robert E. Lavash, Sr. Vice-Chairman, Dario F. Nardi, Clerk

ATTENDEES: See list (attached)

Chairman Delanski called the meeting to order at 7:00 p.m. and led the Pledge of Allegiance in the Selectmen's Meeting Room in the Shepard Municipal Building.

Chairman Delanski called for a moment of silence for Bernie Drazek

MINUTES

Motion to accept the meeting minutes of March 7, 2015 as so written made by Mr. Nardi; second: Mr. Delanski- Mr. Lavash 1 abstention.

Chairman Delanski announced that tonight's meeting was being both video and audio taped and requested anyone in the audience to disclose if they are recording tonight's meeting. Audience member Michael Baril acknowledged he was both video/audio recording.

OLD BUSINESS

None

COMMENTS AND CONCERNS

Mr. Stanley Soltys followed up on two dates from the Board members to meet in May regarding the Town Hall tower chimes, as previously requested. The Board offered Monday May 18th and Tuesday May 26th after 2:00 PM as possible dates. – Mr. Lavash would not be able to participate.

Mr. Michael Baril addressed the Board, announced he is a candidate for Selectmen. Mr. Delanski cautioned him [Baril] that talk of candidates not allowed; not the place for a candidate forum. Mr. Baril made reference of three (3) instances involving police officers, he admitted to video and photographing them around his area of work. He held up printed images and inquired if Board had an explanation for what he believes is harassment. Mr. Delanski remarked he was not aware of the issue/matter brought by Baril; if he [Baril] wanted, he could leave copies of his documents and a statement for the Board to look into. Baril continued his statement by referencing a printed image of the Chief's vehicle and asked if the Board was not made aware of this by the Chief or anyone in the department. Mr. Delanski stated that the first time he has heard of this is tonight; would happily look into it if he [Baril] wanted to leave the pictures and a written statement. Secondly, he [Baril] stated that he believes this is a case of "harassment; or issue of voter fraud or intimidation or whatever". He believes the officers are doing inappropriate things..."I don't react know if its harassment or what it is' as a candidate he feels it's directed to him. Delanski restated, if he [Baril] wanted to leave the pictures and a written statement the Board could look into it. Lastly, Baril produced the letter he referenced to the Board at the last meeting, copy of the June 23, 2011 letter written to him, re complaints against the Chief of Police. Following review, Mr. Delanski acknowledged that he most likely wrote it [letter] but made it clear that the letter did not state/reference or make mention of the Chief's untruthfulness as stated by Baril. Baril continued with his statement involving events dating back to 2011. Delanski made note the 2011 letter was signed by him, it sought information from Baril; it answered his then complaint in that letter from a long time ago. In closing Delanski stated the letter stands as written, it does not have to do with the matter brought up by Baril at the previous week about 'lying'. The letter was from a long time ago, and the matter is settled as far as the Board is concerned and would not be discussed again.

Mr. James Kordek for couple of weeks has inquired about snow plowing violations as per the By-laws. Mr. Delanski reviewed the material provided by Sergeant LaFlower. The material provided has numerous complaints about snow being pushed onto the road. Indications are that violators were notified to discontinue the practice; however the Bylaw notes “could” result in citations. Based on documents before the Board, there are no indications that any financial citations resulted from the reported violations. Kordek suggests to the Board that they should consider action on repeat offenders as stated by Highway Surveyor a week ago. There was a consensus of the Board to forward a memorandum to the Police chief indicating that violators be issued citations following the 1st offense notice. Kordek had a follow up inquiry on the matter pertaining to the Highway [inspection violation] matter; and does any findings/investigation also include the Police vehicle matter as well. Delanski noted the Board is in receipt of some information yet to be reviewed by the Board and does not believe it includes any findings on the Police vehicle, but will look into the matter – the Board is hoping for a resolution in the near future. Delanski has spoken to both Police Chief and Highway Surveyor to avoid this situation in the future. Of note, there is presently a police cruiser with a rejection [R] sticker with a 60 day grace period for repair.

CORRESPONDENCE

The Board reviewed the following:

1. Letter from Amec Foster Wheeler Environment & Infrastructure, Inc. regarding the 2015 Yearly Operational Plan For Right-of-Way Management CSX Transportation, Inc. Noted:
2. The Warren Planning Board will hold a public hearing on Wednesday April 22, 2015 at 6:45 PM in the Selectmen’s Meeting Room to consider adoption of three proposed Zoning Bylaw amendments: Noted:
 - i. To add 4.8 acres from Hardwick Knitted Fabrics Mill to the Mill Conversion Overlay District.
 - ii. To allow Medical Marijuana Treatment Centers by special permit of the Planning Board in the Mill Conversion Overlay District and in the Major Development Overlay District.
 - iii. To modify the dimensional requirement for residential uses in the Village District.
3. Letter from MIIA notifying the Town it has earned a dividend credit amount for \$785.00. Noted
4. Letter from Governor Charles Baker certifying that the Town of Warren’s Chapter 90 apportionment for Fiscal Year 2016 is \$290,276.00. Noted:
5. Letter from MA State Lottery Commission offering a KENO monitor to Warren Package, 958 Main St., Warren. Motion to accept offer by MA State Lottery Commission with no objections, made by Mr. Lavash; second: Mr. Nardi – unanimous. Requested letter be sent to Commission.

WARREN CITIZEN ACTION COMM. – Louise Mundell

Mr. Stanley Soltys inquired about Phase 1 and Phase 2 of repairs to Town Hall and budget monies for maintenance. Mr. Lavash noted that the 1st phase had been completed and some items such as the portico, basement and cellar door remained to be done in phase 2. There is a \$3,000.00 budget line item that has not been expended for maintenance on the building. A request can be made to the Police Chief; unless funds are committed; then permit the monies to be used by the THR Committee to further improvements to the building.

Mr. James Kordek inquired as to Trust funds held by Town re: maternity & Mary Lane. Mr. Delanski responded to what he knows approximately \$40K was given and held in Trust by the Town for the benefit of residents that needed financial assistance at Mary Lane hospital; relating to maternity cases. To his

knowledge over his tenure, there have been no monies expended. At some future time, the Town will need to see what can be done to break the trust and use monies for the benefit of the town.

Mr. Kordek inquired about the barriers at Town Hall. Mr. Lavash stated bids for the repair were going to be opened this coming Thursday. Once the bids are opened and project awarded it work can commence and move the project forward. He could not comment on how long the completed project would take. Mr. Delanski noted that funding for the repair is to come from available monies in an old grant; the committee has been given permission to use these funds to continue repairs to Town Hall.

Mr. Kordek inquired if any action has been taken on drawing a list for the annual town auction. Mr. Delanski asked for clarification -real estate or personal property? Response was personal property. The Board requested that a memorandum be sent to all departments seeking a listing of surplus items. The Town can only dispose of Town property via auction or by direct donation to another municipality. Regarding property, Mr. James Fountain inquired about listing and time frame for next auction. Mr. Fountain was given a listing of Tax Title Accounts generated by the Tax Collector. Mr. Delanski could not comment on future property auctions as those matters are addressed by the Treasurer.

TREASURY WARRANT(S) AND INVOICES

Motion to accept warrant # 84 (payroll) and #85 (vender) dated April 13, 2015 in the amounts of \$32,941.06 and \$27,423.34 respectively was made by Mr. Nardi; Second: Mr. Lavash – unanimous

Motion to pay invoice #4 for PVPC for FY14 Comm. Asst. Program through Feb 2015 in the amount of \$7,927.82 was made by Mr. Nardi; second: Mr. Lavash – unanimous.

FY2016 BUDGET

Delanski announced the Board met this past Saturday and reviewed the budget and approved the STM/ATM Warrants; which is closed and will be signed by the Board next Tuesday.

OTHER BUSINESS

None

Mr. Soltys inquired about the moderator for candidates' night. Mr. Delanski announced that West Brookfield's town moderator has been secured for that evening and some questions have submitted as well. Mr. Soltys offered a copy of the questions at last years' event. There was some additional discussion regarding the evening; the proceedings and questions will be left to the discretion of the moderator.

NEXT MEETING DATE:

Next scheduled meeting: April 21, 2015 @ 7:00 PM

Motion to Adjourn made by Mr. Lavash; Second: Mr. Nardi – unanimous at 7:35 PM.

Respectfully submitted,

Lorena Prokop
Administrative Secretary

Dario F. Nardi, Clerk