

**Board of Selectmen  
Minutes  
June 24, 2008  
Whately Elementary School  
6:00 p.m.**

Select Board Chair Alan Sanderson, Jr. called the regular meeting of the Board of Selectmen of the Town of Whately to order on Tuesday, June 24, 2008 at 6:00 p.m. at Whately Elementary School. Also present were Selectman Jonathan Edwards, Town Administrator/Town Clerk Lynn Sibley, and Municipal Secretary Barbara Hancock. Selectman, Paul Newlin was absent. Minutes from the June 10th meeting were accepted as written. Vendor and payroll warrants were reviewed and signed.

**Town Administrator, Lynn Sibley: Police Station** – Work continues to progress on the project. The rough plumbing and electrical is complete, along with the interior framework, and drains. There was a change order totaling approximately \$4,000 for several items: air conditioning coils were installed, emergency lighting, and sheet rock was added to the office space ceiling. The completion date for the grant was extended for one year, which will allow plenty of time for this project to be completed. The Selectmen reviewed and signed the contract extension. **Assessor's Vacancy** – It was determined that the position must be filled by a town resident. **Senior Center** held three interviews for the director's position. As a result, Lisa Moro Ballou was recommended for the position. **Nourse Farms** – The Board reviewed and signed a letter to FCCIP's building inspector, Jim Cerone regarding the zoning requirements being imposed on Nourse Farms as it is an agricultural business, as discussed at the last selectmen's meeting. Fire Chief John Hannum will ask the state Fire Marshall to address the issue.

**Town Clerk, Lynn Sibley: Dog Licenses** – There are still 14 owners that have not licensed their dogs, 21 total.

**Highway Department:** Lynn update the Board. Complications have developed with the culvert repair work on Long Plain Rd. The DEP has stipulated that 300 sq. ft. of wetlands needs to be replicated as a condition of its approval of Whately's Notice of Intent. Superintendent Bardwell hopes to get a DEP representative to visit the site to reconsider their requirement. That portion of the project probably won't be completed this year.

**New Business**

**Irving Oil Liquor License** – The ABCC approved the liquor license with additional conditions relative to state taxes. The Selectmen reviewed and signed the license.

**Fuel Bids** – Oil, diesel and gasoline bids went out and are due July 7<sup>th</sup>. Haven't sent out the propane bids yet. Waiting for the final decision on what heating source the police station will use, propane or gas. Currently, natural gas is 40¢ cheaper.

**Appointments: Library Trustee** – Bob Duda was recommended for the library trustee vacancy. It was motioned and voted unanimously to appoint Bob Duda as a library trustee until the next annual elections.

**Annual Reappointments** were reviewed and appointed by motion and vote with the exception of positions held by the two Selectmen present, Jonathan and Alan. Those positions will be voted at the next Selectmen's meeting when Paul is present. The complete list of appointments is attached at the end of these minutes. Jonathan suggested a replacement be sought for him as a Fence Viewer and Field Driver. David Jackson may be asked. There was some question regarding the need to appoint an FRTA representative annually. Lynn will check. Candidates for the vacancies on the Council of Aging were discussed. Lynn will ask Shirley Pielock and Adelia Bardwell if they are interested in serving.

**Castaways ABCC Violation** – The ABCC has accepted a fine (\$1700) in lieu of the suspension they imposed.

**Rosenberg Support** – The Board reviewed a copy of the letter Senator Stan Rosenberg wrote to the Chairman of the Senate Committee on Ways and Means advocating support for Whately to be included in the transportation bond bill for the Haydenville Rd Bridge reconstruction project.

**Thank You Letters** – The Selectmen reviewed and signed letters of appreciation to Christopher Kellogg and Roland Kinsman for their service on the Recreation Commission. Citations of appreciation for Adelia Bardwell, Robert Bourke and Gary Lawrence will be ready for the next Selectmen’s meeting to honor their many years as committee members.

**CPA Ballot Question** – The Selectmen motioned and voted unanimously to include the CPA question on the November Ballot. Lynn will forward the vote to the Secretary of State’s office for inclusion on the ballot. The article and summary are as follows:

Shall the Town of Whately accept sections 3 to 7 inclusive, of Chapter 44B of the General Laws, as approved by its legislative body, a summary of which appears below?

Sections 3 to 7 of Chapter 44B of the General Laws of Massachusetts, also known as the Community Preservation Act (“Act”), establishes a dedicated funding source to acquire, create and preserve open space and land for recreational use; acquire, preserve, rehabilitate and restore historic resources; acquire, create, preserve and support community housing; and to rehabilitate and restore open space, land for recreational use and community housing that is acquired or created in accordance with the Act. In Whately, the Act will be funded, beginning in Fiscal Year 2010, by an additional surcharge of 3% (three percent) on the annual tax levy on real property and by matching funds provided by the state. The following exemptions from such surcharge, permitted under Section 3(e) of said Act, will apply: (1) property owned and occupied as a domicile by a person who would qualify for low income housing or low or moderate income senior housing in the Town; (2) \$100,000 of the value of each taxable parcel of residential real property. A taxpayer receiving a regular property tax abatement or exemption will also receive a pro rata reduction in surcharge. A Community Preservation Committee must be created pursuant to by-law and will make recommendations on the use of the funds. Town Meeting must approve any such recommendation before funds can be expended. All expenditures pursuant to the Act will be subject to an annual audit.

**Town Hall Renovation** – An informal discussion about the Town Hall centered on the need to readdress the building’s future. The Historical Commission is reviewing the space needs study done a few years ago. Lynn recommended a structural assessment be done as evidence of a past fire in the attic was discovered recently. As finances allow, some determination needs to be made regarding the renovation, destruction, or expansion of the building. An article was suggested for next year’s annual town meeting for design work. In the meantime, money sources should be investigated. The transfer station will also need significant renovations. Other debt exclusion items are about to come off the tax rolls allowing for these projects to be considered without a significant increase on taxes.

**Positions Available** – Alan Thackeray will be leaving his position as the transfer station attendant by August 16<sup>th</sup>. Fliers have been posted and notices for the position are on the website and the cable. Diane Westman has also resigned as ZBA secretary. That position has been advertised in the local newspaper as well as the website and cable.

**Next Meeting:** Chris Farrell from Berkshire Gas is scheduled to appear.

There being no further business to come before this meeting it was adjourned at 6:42 p.m. Special Town Meeting is scheduled to begin at 7pm.

Respectfully submitted,

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Jonathan Edwards, Acting Clerk

**SELECTMEN'S APPOINTMENTS**

**June 24, 2008 – for FY09**

<b><u>Position</u></b>	<b><u>Term</u></b>	<b><u>Incumbent</u></b>
Town Administrator	By contract	Lynn Sibley
Municipal Secretary	one year	Barbara Hancock
Town Accountant	By contract	FRCOG – Joyce Muka, contract
Town Treasurer/Collector	one year	Susan Warriner
Town Counsel	one year	Kopelman & Paige
Superintendent of Streets/Tree warden	one year	Keith Bardwell
Keeper of the Pound	one year	Daniel Denehy, Jr.
Police Chief	three years	James Sevigne, Jr. (Contract to July 2009)
Full Time Officers	one year	Donald Bates (Contract to July 2009)
Special Police Officers	one year	James Purcell Marc Bryden Randall Williams Heath Cummings James Bernier Paul Herbert Thomas Clark
Reserve	one year	Jeffrey Baker, Court officer Scott Hutkoski Robert Warger Edwin Zaniewski
Fire Chief	one year	John Hannum
Emergency Management Director	one year	Lynn Sibley
Asst. Emergency Management Director	one year	Alan Sanderson, Jr. - Postponed
Animal Control Officer	one year	Richard Adamcek
Assistant Animal Control Officer	one year	Presently okay to be vacant
Hazardous Waste Coordinator	one year	William Obear
Municipal Right to Know Coordinator	one year	John Hannum

Franklin County Cooperative Building Inspector	one year	Jim Hawkins, Building Comm. James Cerone – Building Insp
Wiring Inspector	one year	James Slowinski, Wiring Insp. Robert Graves, Alternate
Plumbing Inspector	one year	Andrew French, Plumb/Gas Dale Descavich, Alternate
Weights & Measurers	one year	Lyndon L. Scott Alan Sanderson, Sr. Joseph Rup Auction - Janet Land Robert Warner Kim Reardon John Payne
Fence Viewer & Field Driver	one year	Ai S. Annis, Jr. David Chamutka Jonathan Edwards - Postponed Richard Adamcek
Veterans Agent	one year	Leo Parent
Veterans Graves Officer	one year	Raymond Billiel
Representative to Central FC Veterans District	one year	Donald Sluter
ADA Coordinator	one year	Lynn Sibley

**BOARDS AND COMMITTEES**

Registrars of Voters	3 years	Theresa Billiel
Zoning Board of Appeals	3 year 1 year 1 year	Debra Carney Gary Grybko - Alternate Donald Sluter – Alternate
Conservation Commission	3 years	Terrence Reynolds Andrew Ostrowski
Tri-Town Beach Committee	3 years	Elizabeth Orloski-Perfido
Recreation Commission	1 year	Nicole Ciesluk Robert Englehardt Charles DeForest Carrie Fydenkevez James Sevine
Historical Commission	3 years	Judy Markland
Cultural Council	3 years	George Colt Marianne Simon Tom Leamon

Council on Aging	3 years	J. Charles Zaskey Virginia Allis Vacancy – exp 2010 Vacancy – exp 2011
Capital Improvement Planning Comm.	1 year	Jonathan Edwards - Postponed
Personnel Committee	1 year	Jonathan Edwards - Postponed
REPC	1 year	Lynn Sibley
Franklin Regional Council of Govts Rep.	1 year	Lynn Sibley
Energy Committee	1 year	Jonathan Edwards - Postponed Lynn DiTullio Nathanael Fortune Melanie Chorak
Implementation Committee	1 year	Robert Bourke Kay Klippel Rebecca Jones Paul Newlin
Agricultural Commission	3 year	Timothy Nourse David Chamutka