



Wednesday, October 13, 2021

Select Board and Finance Committee Meeting Agenda

Present were: David J. Fill, II., Chair; Amy Parsons, Member; Jane Nevinsmith, Clerk; John Waskiewicz, Member; Joyce Chunglo, Member.

Also present were Carolyn Brennan, Town Administrator; Jennifer Sanders James, Assistant Procurement Officer; Dan Zdonek, Town Assessor; Randy Izer, Town Moderator; Ed O'Connor, HR Director; William Dwyer, Planning Board; Linda Sanderson, Town Treasurer; Dr. Susan Mosler, Board of Health; Mike Mason, Police Chief; Chris Okafor, DPW Director; Pamela Rogers, Hadley Housing Authority; Bobbie Kaman, Mosquito Opt- Out Committee; Mary Thayer, Community Preservation; Amy Fyden, Finance Committee; Hayley Wood, Senior Center Director; Molly Keegan, Resident; Jeff Blake, KP Law; Liam Crogon, Kestrel Trust; Andy Morris Friedman, Resident; Michelle Morris Friedman, Resident.

1. Call to Order

1.1 Call to order

ON-LINE AGENDA

The Select Board agenda is posted on-line at www.hadleyma.org

1. Bring up the Town website using the URL above.
2. Select "Select Board" from the drop-down menu.
3. Select "BoardDocs LT"
4. Click on "Meetings" tab.
5. Select the appropriate meeting from the dates offered.
6. Click "View Meeting" and you can follow the progress of the meeting.

The public may access the meeting remotely by using a computer or telephone and follow the instructions below:

Topic: Select Board Meeting

Join Zoom Meeting

<https://us06web.zoom.us/j/88604884566?pwd=UWk3WmF5d1JDVm5mWm8vYUpwSW8wZz09>

Meeting ID: 886 0488 4566

Passcode: 761410

One tap mobile

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+13126266799,,88604884566#,,, *761410# US (Chicago)

3/13/20 BOSTON – The Baker-Polito Administration announced an emergency order temporarily modifying the state’s open meeting law in order to allow state, quasi and local governments to continue to carry out **essential functions** and operations during the ongoing COVID-19 outbreak.

This emergency order suspends the requirement for public access to the physical location where a public meeting is taking place, **provided there are other means of access available. This includes the use of a phone conference line for members of the public, social media or other internet streaming services, on-line meeting services, or methods of access.**

Both the federal Centers for Disease Control and Prevention (CDC) and the Massachusetts Department of Public Health (DPH) have advised residents to take extra measures to put distance between themselves and other people to further reduce the risk of being exposed to COVID-19. Additionally, the CDC and DPH have advised high-risk individuals, including people over the age of 60, anyone with underlying health conditions or a weakened immune system, and pregnant women, to avoid large gatherings.

Additionally, the order relieves the requirement that a quorum of members be physically present at a public meeting. During this period, members may all participate by remote or virtual means. This order is applicable to meetings of public bodies including commissions, boards, and committees that engage in policy making at the state, quasi and local level, and it **does not apply to Town Meetings** or judicial and quasi-judicial hearings. It follows Governor Baker’s declaration of a State of Emergency on Wednesday, March 11, and it will remain in place until rescinded or the State of Emergency is terminated.

The full text of the Governor's order may be found here: https://41g41s33vxdd2vc05w415s1e-wpengine.netdna-ssl.com/wp-content/uploads/2020/03/OpenMtgLaw_ExecOrder_Mar32020.pdf

2. Appointments

2.1 Special Town Meeting Public Forum -6:00 pm

Special Town Meeting will be held Saturday, October 16, starting at 11:00 AM at the Safety Complex.

The purpose of the Public Forum is to:

1. Provide voters with an overview and context for the Special Town Meeting.
2. Improve the voters’ understanding of individual warrant articles.
3. Offer the voters to ask questions.

Carolyn Brennan and Linda Sanderson briefly explained the Special Town Meeting Articles:

1. Article 1: General Fund Budget

2. Article 2: Budget Sewer, Water, and Hadley Media Enterprise Funds
3. Article 3: Cash Transfers to Balance Prior Accounts
4. Article 4: Prior Capital Balances
5. Article 5: Capital Articles
6. Article 5.1
 - a. DPW: Explained by Chris Okafor
 - b. Public Safety: Explained by Mike Mason
 - c. Hadley Media: Amy Fyden explained that there are no non-routine capital expenditures
7. Article 5.2: Decommission DPW gas pumps
8. Article 6: Transfer \$750,000 from Free Cash to the Stabilization Fund
9. Article 7: Transfer the ownership of the Goodwin Library from the Trustees to the Town
10. Article 8: Provide \$6200 to restore the John Gnatek “Old Hadley” mural. Explained by Mary Thayer from the CPA.
11. Article 9: Provide up to \$6400 to purchase additional picnic tables under the pavilion at the Hadley Elementary School. Explained by Mary Thayer.
12. Article 10: Transfer of \$31,000 for the preservation and rehabilitation of the pillars on the Town Hall. Explained by Mary Thayer.
13. Article 11: Provide \$75,000 for the replacement of Golden Court windows. Explained by Mary Thayer.
14. Article 12: Transfer \$100,000 from the CPA Housing Fund to the Hadley Affordable Housing Trust. Explained by Mary Thayer and Bill Dwyer.
15. Article 13: Planning Board Zoning Bylaw (Wording) Change in Section 17.3.2. Explained by Bill Dwyer.
16. Article 14: Allow the Town to opt out of the state mosquito spraying program.

3. Consent Agenda

3.1 Consent Agenda

Warrants	AP2214V,AP2214S,AP2214,AP2213,AP2213S, PR2207
Minutes	May 12, 2021

TOWN OF HADLEY SELECT BOARD CONSENT AGENDA

Items on a Consent Agenda are exceptions to the general process of the Select Board’s Meeting. The Select Board identifies those business items that they believe should generate no controversy and can be properly voted without debate. These items are put on the Consent Agenda to allow motions under these items to be acted upon as one unit and to be passed without debate.

At the call of the Consent Agenda, the Chair of the Select Board will read out the business items, one by one. If one or more Select Board members object to any particular item being included in the Consent Agenda, they say “hold” in a loud voice when the item is called. The item will be removed automatically from the Consent Agenda and voted separately under the usual manner. After the calling of the individual items in the Consent Agenda, the Chair will ask for a motion that the Select Board pass all items remaining AS A UNIT on one vote. Use of the Consent

Agenda process makes the Select Board Meeting more efficient by speeding up the handling of non-controversial items.

Motion to approve the consent agenda.

Moved: Chunglo Second: Nevinsmith

Roll call: Fill: Aye, Chunglo: Aye, Nevinsmith: Aye, Waskiewicz: Aye, Parsons: Aye.
Approved 5-0.

4. Public Comments

4.1 Public Comments

The public comment period is a time for the public to bring their concerns before the Select Board. The Board will hear public comments for 15 minutes. Please limit your comments to 3 minutes so that other members of the public may have an opportunity to speak.

In general, the Board will take all items and issues raised under advisement. Requests that can be addressed administratively will be referred to the appropriate department head for action. Requests for public documents will be handled according to law.

If the Chair of the Select Board calls for public comments, and after all public comments are heard, and if there is still time available, the Chair may close that portion of the meeting agenda and move to other items on the agenda.

Andy Morris Friedman thanked the Select Board for considering his letter of interest for the At-Large position on the CPA.

Michelle Morris Friedman suggested that there be a separate public meeting regarding Covid vaccinations with the Select Board and Board of Health. David Fill pointed out that Covid vaccinations was on the Select Board agenda for October 13 to comply with a State (Attorney General) deadline of October 14 as a follow up to a Select Board meeting of May 12. Jeff Blake of KP Law confirmed this date.

5. New Business

5.1 Kestrel Land Trust and Robert Frost Trail

A presentation and request were made by Liam Crogon to designate a portion of a parcel in Hadley as a part of the Robert Frost Trail. This will not interfere with any existing recreational uses of the land.

Motion to designate a portion of a parcel of land as a part of the Robert Frost Trail.

Moved: Chunglo Second: Nevinsmith

Roll call: Fill: Aye, Chunglo: Aye, Nevinsmith: Aye, Waskiewicz: Aye, Parsons: Aye.

Approved 5-0.

6. Town Administrator Report

6.1 Town Administrator Report

The Town Administrator did not provide a report tonight due to the Public Forum.

6.2 Northampton Board of Health MOU

Dr. Mosler shared that the State has a had a Contact Tracing Collaborative (CTC) which has included Hadley with other communities. The State is ceasing the CTC as of the end of November. Northampton has received a grant that allows for the hire of 3 new employees with the possibility for a fourth. Northampton has assured Dr. Mosler that they will be able to take care of all of Hadley's contact tracing with these new hires at no cost to Hadley.

Motion to join the Northampton Memorandum of Understanding for Contact Tracing Collaborative.

Moved: Chunglo Second: Parsons

Roll call: Fill: Aye, Chunglo: Aye, Nevinsmith: Aye, Waskiewicz: Aye, Parsons: Aye.

7. Old Business

7.1 Single Precinct

Carolyn Brenna stated that the recommendation is that the Town remain as one precinct given the size of the Town. Following the 2020 Census, a Select Board vote must be taken, and results reported to the Commonwealth.

Motion to remain as one single precinct.

Moved: Chunglo Second: Waskiewicz

Roll call: Fill: Aye, Chunglo: Aye, Nevinsmith: Aye, Waskiewicz: Aye, Parsons: Aye.

7.2 COVID-19 Policy Update

Jeff Blake of KP Law explained that there was an Open Meeting Law complaint stating that the May 12 Select Board meeting agenda item of "Covid 19 Update" was woefully inadequate. On May 12 there was a twenty-minute discussion and a policy voted on and approved. The Attorney General for the Commonwealth found that there was an Open Meeting Policy violation. Attorney Blake is recommending a "do-over" or re-creation of the May 12 meeting based upon minutes from that meeting. Retrospectively, the issue of proving vaccination status in order to

enter the Senior Center and other Town buildings was raised by a Town employee to the Select Board.

David Fill walked through the minutes from the May 12 Select Board meeting one at a time to comply with the Attorney General's ruling.

Motion: To approve the motion made on May 12, 2021, regarding Covid policies in Hadley Town buildings.

Moved: Parsons Second: Waskiewicz

Roll call: Fill: Aye, Chunglo: Aye, Nevinsmith: No, Waskiewicz: Aye, Parsons: Aye.
Approved 4-1.

The Select Board also agreed to find a date for a future Select Board meeting to expand the Public Comment agenda item to allow for more voices to be heard regarding Covid vaccination policies and requirements in the Town. The meeting agenda will be posted as always by Jennifer well in advance.

8. Other Items Not Anticipated 48 Hours in Advance

8.1 Eversource - Letter of Intent Streetlights

Potential to convert all Town street lights to LED for a cost of approximately \$15,000 if Hadley prepares and submits a grant request by the end of December with an investment payback period of 7 months. Eversource requires a letter of intent to start securing vendors.

Motion to allow David Fill to sign a letter of intent with Eversource to initiate the process of converting to LED.

Moved: Chunglo Second: Parsons

Roll call: Fill: Aye, Chunglo: Aye, Nevinsmith: Aye, Waskiewicz: Aye, Parsons: Aye.

9. Announcements

9.1 By-Law Committee, Community Preservation Act Committee, Historical Committee, Cemetery Committee – Openings

Please submit letters of interest to info@hadleyma.org before the Select Board meeting on October 27.

Joyce Chunglo announced that the grandmother of Shelly Quinlan has recently passed away. Cindy Kizca also lost her brother, Dan Sadowski.

Lucia Aniello recently won 2 Emmys for writing and directing a comedy for HBO.

10. Executive Session

10.1 Executive Session - Litigation, Heronemous, Peter vs. Town of Hadley

The Select Board will enter into Emergency executive session pursuant to M.G.L. c. 30A s 21 (a) (3) to discuss litigation regarding the matter of Heronemous, Peter vs. Town of Hadley where discussion in open session would have a detrimental effect on the Town's litigation position and the chair so declares.

David Fill states that as chair of the Hadley Select Board, I state that the Board has moved and seconded to enter into executive session, and that I state that discussing the matter in open session will have an adverse effect of the Town of Hadley.

Motion to enter Executive Session and not reconvene in open session.

Moved: Chunglo Second: Waskiewicz

Roll call: Fill: Aye, Chunglo: Aye, Nevinsmith: Aye, Waskiewicz: Aye, Parsons: Aye.

Approved 5-0.

11. Adjournment

11.1 Adjournment

Meeting adjourned into executive session and did not reconvene into open session.

Entered Executive Session at 8:13 pm.

Respectfully submitted,