



Wednesday, May 15, 2019  
Select Board Minutes  
Town Hall Meeting Room 203 – 6:30 PM

Pursuant to notice duly filed with the Town Clerk, a meeting of the Select Board was held at 6:30 p.m. in the in Room 203, Town Hall, 100 Middle Street, Town of Hadley.

Present were: Christian Stanley, Chair; David J. Fill, II, Clerk; Molly Keegan, Member; Joyce Chunglo, Member; John Waskiewicz, Member

Also present were: David Nixon, Town Administrator; Victor Vega, Beta Group, Ginger Goldsbury, Resident, Tim Neyhart, Building Inspector; Kyle Dragon, Animal Control Officer, Mitchell Kuc, HPD, Chief Mike Mason, HPD, David Waskiewicz, MBC; Jane Nevinsmith, COA Building Committee, Chris Okafor, DPW Director; Marie Waechter, WGBY; Ed Gralinski, Resident, Suzanne Chudzik, Resident, Susan Garrett, Resident

## **1. Call to Order**

### **1.1 Call to order**

Meeting was called to order at 6:30 pm by Christian Stanley, Chair.

## **2. Consent Agenda**

### **2.1 Consent Agenda**

Minutes	January 23, 2019, February 6, 2019
Warrants	PR1944, PR1945, AP1945, AP1945-S, AP1946-S
Change Order	Hockanum Cemetery
Sewer Impact Fee Agreement	Village Laundromat - Pratt
June 18 Election Warrant	Select Board signs
Shade Tree Committee Appointment	Brandi Fill
One Day Liquor License - All Alcohol	WGBY Asparagus Festival - June 1, 2019

Motion to approve the consent agenda with the removal of Sewer Impact Agreement.

Motion: Keegan

Second: Chunglo

Vote: 5-0-0

David Fill abstains from the vote on the Shade Tree Committee vote.

Vote: 4-0-1

David Nixon states that the Asparagus Festival has changed their liquor license from Wine and Malt to All Alcohol and asks that the fee be the increment between the 2 licenses.

Motion to approve change of license and incremental fee for the Asparagus Festival.

Motion: Chunglo

Second: Keegan

Vote: 5-0-0



Wednesday, May 15, 2019  
Select Board Minutes  
Town Hall Meeting Room 203 – 6:30 PM

Molly Keegan states that the library is holding a fundraiser and we have already approved but the library sent a representative to discuss the event.

The library has also requested that we request that we would waive the license fee, as we have done it in the past for the COA events.

Motion to waive the One Day License fee for the library beer tasting event.

Motion: Keegan                      Second: Fill

Vote: 5-0-0

Susan     states that the event is on May 24<sup>th</sup>.

### **3. Public Comments: 6:30 - 6:45 pm**

#### **3.1 Public Comments**

Jane Nevinsmith states that the traffic was horrible last year for the Asparagus Festival and she hopes that there will be better solutions this year.

Mitch Kuc states that there is a traffic plan in place this year and there will be additional officers in place.

### **4. Town Administrator Report**

#### **4.1 Town Administrator Report**

David Nixon offers his town administrator report.

Motion to authorize sell of North Hadley Village Hall.

Motion: Fill                      Second: Chunglo

Vote: 5-0-0

Motion to allow the 2 buses for use in the Memorial Day Parade.

Motion: Fill                      Second: Keegan

Vote: 5-0-0

### **5. Public Hearing**

#### **5.1 7:15 Public Hearing - Change of Beneficial Interest - Texas Roadhouse**

David Nixon states that this is a corporate change for all of their locations and it has been approved by the ABCC already. All of the paperwork is in order and he recommends that the Select Board approve the change.

Motion to approve the Change of Beneficial Interest – Texas Roadhouse.

Motion: Keegan                      Second: Chunglo

Vote: 5-0-0

#### **5.2 7:30 p.m. Public Hearing: Water and Sewer Rates**

Notice is hereby given that the Select Board of the Town of Hadley, acting as the Water Commissioners and Sewer Commissioners, will hold a public hearing on changing water and



Wednesday, May 15, 2019  
Select Board Minutes  
Town Hall Meeting Room 203 – 6:30 PM

sewer rates and charges on Wednesday, May 15, 2019 at 7:30 p.m. in Room 203, Town Hall, and 100 Middle Street, Hadley, MA 01035. The public is invited to attend.

Water rates will be adjusted to plan for future capital projects.

Sewer rates will be adjusted for operational costs and future capital projects.

Septic disposal rates are recommended to be adjusted from \$0.11/gallon to \$0.18/gallon.

Chris Okafor states that the EPA came today to do inspections and they are concerned about our lack of staffing and major capital improvements. They also want to see a 5 year plan from us and suggest an increase in the rates of at least 5% instead of the 3% that we are suggesting.

Motion to increase the water rates by 5%.

Motion: Keegan

Second: Fill for discussion

David Fill states that we just raised the rates last year and I am not in favor of raising them again this year. There are people who are in a fixed income and this is a difficulty for them.

Christian Stanley asks if we are planning on asking for another rate increase for next year.

Chris Okafor states that we would not raise water again next year.

Molly Keegan states her concern about delaying it, is that this is how we got into trouble by not raising it for years.

Chris Okafor recommends that the Select Board come up with some sort of abatement program for people who are on a fixed income.

Molly Keegan amends her motion.

Motion to authorize a water rate increase by 2.5% increase and encourage the board to raise it by 2.5% next year.

Motion: Keegan

Second: Chunglo

Vote: 3-2-0

The discussion then moves to the sewer rate increase.

Molly Keegan asks what the plan is if we do not increase the sewer rates to take care of sewer because there is a problem.

David Nixon presents the options for the sewer.

The Select Board asks for the DPW, Town Treasurer, the Assessor's Office and David Nixon, to work on a couple of options for a sewer plan.

The Select Board is going to delay sewer rate vote until June 12<sup>th</sup> to allow time for further investigation.

Motion to raise the septic rates to 18cents per gallon for the first 1,000 gallons and 25 cents per gallon for anything above the first 1,000.

Motion: Fill

Second: Keegan

Vote: 4-0-1



Wednesday, May 15, 2019  
Select Board Minutes  
Town Hall Meeting Room 203 – 6:30 PM

John Waskiewicz abstains.

### **5.3 7:45 pm Dangerous Dog Hearing Continued**

The Police Department makes a recommendation that the Select Board convene a public hearing for a vicious dog complaint. This is a continuation of a public hearing that was convened on May 8 and continued to May 15, 2019.

Christian Stanley states that the Select Board is bound by the law on what they can do for this hearing and that there is an appeal process. Christian Stanley then swears in the following people who will give testimony during this hearing: Ed Gralinski, and Kyle Dragon.

Christian Stanley asks for the Animal Control officer, Kyle Dragon to report his findings.

Kyle Dragon states that this is a continuance of last week's hearing and I did complete an inspection of Mr. Gralinski's property as required to ensure that the prior order's had been acted on. He did have the correct muzzles and leashes. He also the proper enclosure and protection from the elements, although it did not have a roof as required. He will be correcting.

Mr. Gralinski states that he spoke to Mr. Hartwright, he then reads a statement that he states is from Mr. Hartwright. He also paid his fine.

Kyle Dragon states that he spoke to Joel Kupeyan and that he did not inspect the dog up close but from a distance.

Kyle Dragon then presents vet report from the South Deerfield. There was minor bruising not punctures.

Kyle Dragon recommends that Mr. Gralinski completes the roof of the enclosure in the next several weeks and that based on the findings so far I would just reaffirm the dangerous findings against Puppy/puppy and that any further interactions will most likely involve the seizing of the dog.

Motion: Fill

Second: Keegan

Vote: 5-0-0

## **6. Appointments**

### **6.1 Rocky Hill Road Traffic Enforcement**

Chief Mason states that he has heard about the complaints that were received about Rocky Hill Road, and that we take these complaints seriously.

Lt. Mitchell Kuc provides additional information about Rocky Hill Rd. there have been 135 traffic stops on Rocky Hill Rd this year, there have 82 on Bay Road, 41 on Hockanum and 40 on River Drive. All of these other streets are bigger than Rocky Hill, so we are spending a lot of time on Rocky Hill.

Chief Mason states that we are working on a new traffic enforcement policy and how we will shift this throughout the year. We are using the new traffic signs from the UMASS, they are warning people and they are collecting data for us as well.

The Select Board expresses the need for school signs now that solar signs are an option.



Wednesday, May 15, 2019  
Select Board Minutes  
Town Hall Meeting Room 203 – 6:30 PM

Motion to request that Chris Okafor research the cost for 2 school zone solar signs.

Motion: Fill

Second: Keegan

Vote: 5-0-0

The Department of Public Works has installed the speed limit sign on Rocky Hill Road for 30 mph.

## **6.2 Pavement Management System**

DPW Director Chris Okafor and BETA Engineering will present the pavement management system. This information will be incorporated into the Capital Improvement Plan.

Victor Vega from Beta Group states that we did a pavement management study last summer, what we do is figure out when to pave a road. The town has 66.62 miles of road that have been accepted, and 1.82 miles that have not been accepted, an additional 1.06 miles that are private for a total of 69.50 miles of road in Hadley. The town has access to the MS Access that provides the town information of the current condition of their roads. The Town of Hadley is in pretty good shape the average of town roads is 80.78 on a scale of 100. Most towns we work with are at about 65

## **7. New Business**

### **7.1 Asparagus Festival**

Marie Waechter thanks everyone for all of their work this year to help move this event forward. We have had some growth troubles, but the Public Safety, Board of Health have helped to move us forward in a positive way. The event is on June 1<sup>st</sup>.

### **7.2 Code of Conduct**

Christian Stanley asks that the Select Board vote on the code of conduct to make us accountable to each other with our conduct.

Molly Keegan asks for a friendly amendment to authority of the Select Board. She would like to strike the sentence that begins 'Before any board member approaches any Department Head or member of a committee that will gain permission from Town Administrator and the Select Board liaison.' And instead insert something along the lines of 'Anytime a board member approaches a department head on any matter that relates to .... That he or she informs the Town Administrator and/or liaison of the conversation.

Joyce Chunglo states that she feels this is a job description not a code of conduct.

John Waskiewicz states we are already bound by state law.

General discussion of the code of conduct.

Motion to table the code of conduct and ask people to edit for accountability.

Motion: Keegan

Second: Chunglo

Vote: 4-0-1

### **7.3 FY 2019 Financial Transfers**



Wednesday, May 15, 2019  
Select Board Minutes  
Town Hall Meeting Room 203 – 6:30 PM

This item was not discussed.

## **8. Old Business**

### **8.1 Senior Center, Library, and Fire Substation Updates**

The fire substation has no updates tonight.

The Library building committee is reviewing sub-bids tonight.

The Senior Building Committee is asking for a change order to be signed for a new metal roof.

Motion to approve the change order for the roof.

Motion: Chunglo                      Second: Fill for discussion

David Fill ask why there is a 5,000 dollar warranty for roof, usually it is included.

Motion: 5-0-0

David Fill states that he favors the metal roof and we need to investigate the 5,000 dollar warranty.

## **9. Other**

The Friends of Lake Warner would like to put an informational kiosk at the boat ramp. The Conservation Commission has approved the kiosk for the use on wetlands.

Motion to approve the Friends of Lake Warner installing a kiosk at the boat ramp.

Motion: Fill                      Second: Keegan

Vote: 5-0-0

## **10. Announcements**

Joyce Chunglo offers the Select Board condolences to the family of Kim Niedbala Johnson, and to the family of Pat Shandry, who was our town accountant at one time.

Christian Stanley offers condolences to the family Dorothy Fradera, who worked at town hall as part of the Senior Tax Work Off program.

## **11. Executive Session**

### **11.1 Executive Session – Personnel**

Motion to enter into Executive Session in to discuss the discipline or dismissal of or complaints or charges brought against, a public officer, employee, staff member or individual – Building Inspector.

Motion: Keegan                      Second: Chunglo

Christian Stanley 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 on the Town of Hadley and to reconvene in open session.

Roll Call Vote:

Waskiewicz: Aye; Fill: Aye; Keegan: Aye; Stanley: Aye; Chunglo: Aye



Wednesday, May 15, 2019  
Select Board Minutes  
Town Hall Meeting Room 203 – 6:30 PM

## **12. Adjournment**

### **12.1 Adjournment**

Meeting was adjourned to executive session at 9:01 pm.

Respectfully submitted,

Jennifer Sanders James

APPROVED