

**Minutes**  
**Select Board Meeting**  
**Monday – August 7, 2006**  
**Police Station Community Room**  
**7:00 pm**

Chair Person Brian Ashe called the meeting to order at 7:01 pm.

**Announcements:** *Metal Recycling*-The Town has received \$8,759 from recycling metal.

**Present:** Select Board Persons: Paul Santaniello, Kathleen Grady, William Scibelli, Brian Ashe and Hal Haberman.

**Also Present:** Town Manager Robin Crosbie; J. Nolet Finance Committee; A. Miller; D. Nadeau; J. Occhiuti; E. Stolar

Town Manager Robin Crosbie requested a block party application be added to the Consent Agenda at this time. Select Person Hal Haberman made a motion to accept the Consent Agenda. Select Person William Scibelli seconded the motion. Chair Person Brian Ashe called a vote and the motion carried unanimously.

Consent Agenda: Block Party Applications –

1. Hawthorne Street
2. Fairfield Terrace

**Acceptance of Minutes**

Select Person Hal Haberman made a motion to accept the minutes of the July 10, 2006 Regular Meeting notes with one correction. Select Person William Scibelli seconded the motion. Chair Person Brian Ashe called a vote and the motion carried unanimously.

**7:05 p.m. Visitor Comments and Questions**

- Diane Nadeau had specific questions regarding the new trash policy. She wished to know the difference in tipping fees from July 2005 and July 2006 in dollars and tonnage, the numbers of blue bags sold and if the schools have been instructed about recycling. Arleen Miller came before the Board as an employee of the State of Massachusetts and was able to address some of Ms. Nadeau's questions. There has been a 27% decrease in waste and an increase of 22% in recycling. (-112 tons of trash and +32.19 tons recycling) The Town has currently saved/made an estimated \$14,000 in the first month of the program. This number does not reflect the sale of the bags. It is difficult to track the number of bags sold and used because Longmeadow residents over bought when the program began, and are using very few. The number of bags sold is tracked by the amount the stores purchase and those sales have dropped considerably. The State of Massachusetts awarded the Town of Longmeadow a grant for educating the residents and implementing the program. There is about \$4,000 left to carry over to Fiscal Year 07. Select Person Kathleen Grady suggested there be a press release announcing this information to the residents of Longmeadow. As far as recycling in schools, while union contracts are still under negotiation, it is possible to start a program where the students are responsible for recycling. For example students would carry bins to a central location, empty them in a wheeled container and return the bins to the classrooms. The custodians would roll out the container for pick up on a designated day.

- Joe Occhiuti was present and was asked to speak later in the meeting. **7:39 pm** Mr. Occhiuti requested the Select Board schedule a General Town Forum to allow the residents to ask general questions to the Town Directors in an open format. The Select Board agreed not to have a Forum for the sake of having a Forum. If an issue arises a Forum will be scheduled (i.e. Twin Hills). An “open house” format for a designated period of time may be discussed in the future. Select Person Kathleen Grady reminded Mr. Occhiuti that the Select Board allows fifteen (15) minutes at every meeting where residents are welcome to attend and address the Select Board. Mr. Occhiuti also asked if issues were resolved with the merge of Department of Public Works and Maintenance, if all department personnel have been evaluated and if personnel manuals have been created. Town Manager Robin Crosbie responded that the merge is finalized and the evaluations and manuals are in process.

**7:23 pm Atty. Norm Michaels: Zoning Change Proposed for Armata’s Shopping Center**

Attorney Norman C. Michaels addressed the Select Board with information regarding his clients plan to effect a zone change from residential to business on the single parcel abutting the Armata’s Shopping Center. He showed the Select Board a plan of the layout, stating that the new structure, a Hampden Bank, would be of Colonial Architecture, 1,500 square feet, have two (2) drive thru windows (One Automated Teller Machine), extensive landscaping and use dark sky lighting. The Select Board has no decision making power on this issue, but they thanked Mr. Michaels for taking the time to inform them of the plan and wished him the best of luck.

**Old Business:** None at This Time.

**7:36 pm New Business:**

1. *Schedule Fall Town Meeting-* Select Person William Scibelli made a motion to change the date of the Fall Town Meeting to November 28, 2006. Select Person Hal Haberman seconded the motion. Chair Person Brian Ashe called a vote and the motion carried unanimously.
2. *7:49 pm Appoint Election Officers-* Select Person Kathleen Grady requests the Town Clerk’s input on the selection of the Election Officers. The Select Board does not have enough information about the individuals to make proper appointments. Town Manager Robin Crosbie will discuss the applicants with the Town Clerk and come back to the Select Board with recommendations.
3. *Execute Contract with Omnipoint-* Taken off of agenda, not completed.
4. *7:55 pm Discuss Meeting Dates:*
  - 1) *Conflicts with School Committee Dates-* Chair Person Brian Ashe stated that the Select Board’s schedule was completed months ago. Their meetings cannot be changed as their schedules have been arranged around the pre-selected dates making them unavailable for the proposed new dates.
  - 2) *Meeting on Finances-* Town Manager Robin Crosbie will see what day works for the School Committee and Finance Committee members, (September 21<sup>st</sup> or 28<sup>th</sup> 2006) to meet and review finance and budgetary matters in preparation for the Fall Town Meeting. Chair Person Brian Ashe will be setting an agenda for that meeting.
5. *8:01 pm Discussion – Role/Scope of Audit Committee-* The idea behind the Audit Committee was to provide extra financial expertise to the Select Board as needed. Select Person Kathleen Grady feels that the Select Board has received nothing from the Audit Committee and requests re-evaluating the “scope” of the committee as stated in the Charter. Section 7-9 of the Charter states: *The audit committee shall review annual financial statements of the town financial offices, and review the independent auditor’s management recommendations; provide advice and counsel to the select board,*

*town manager, town accountant and treasurer.* Select Person Paul Santaniello feels that the Select Board should abide by this statement, as it is in the Charter, and start holding the committee accountable for its responsibilities. Town Manager Robin Crosbie and Select Person Kathleen Grady will schedule a meeting with the Audit Committee to have a discussion regarding these issues.

6. *8:14 pm Request to Place Structure in Tree Belt – Bay Path College-* Select Person Hal Haberman made a motion to approve the plan to construct a small plaza in front of Hatch Library. Select Person William Scibelli seconded the motion. The topic was opened for discussion. Select Person Paul Santaniello is against the structure citing a decision made last week to refuse a decorative fence on a resident's tree belt stating the rules must be the same for all, regardless of where the request is coming from. Select Person Kathleen Grady agrees. Other members of the Select Board responded that these requests are decided on a case by case basis. Bay Path College is also following the correct protocol, working with Department of Public Works Director to ensure that the structure would not interfere with utilities and maintenance, presenting a detailed plan to the Select Board for approval prior to construction and will sign an agreement promising to maintain it. Town Manager Robin Crosbie mentioned that the structure would enhance the pedestrian environment and serve a public purpose as well. Select Person Paul Santaniello has a concern with safety, being that this sidewalk is one of the most traveled by walkers and children on bikes in Town. He also requested the specific language in the by / zoning laws regarding structures on tree belts in Town. Select Person Hal Haberman amended his motion, delaying a vote until the Select Board can review a report from the Police Department's Safety Officer regarding the potential hazards of the structure. Select Person Paul Santaniello seconded the motion. Chair Person Brian Ashe called a vote and the motion was passed by a four (4) to one (1) vote. B. Ashe- yes; W. Scibelli – yes; H. Haberman-yes; K. Grady-yes; P. Santaniello - no.

7. *8:32 pm Easement Agreement-* Select Person Hal Haberman made a motion to accept the Grant of Easement. Select Person William Scibelli seconded the motion. Chair Person Brian Ashe called a vote and the motion carried unanimously.

8. *8:33 pm Vote and Sign Closing Document for Water/Sewer Loan Projects-* Select Person William Scibelli made a motion to adopt the vote as stipulated and waive the reading of the vote. Select Person Hal Haberman seconded the motion. Chair Person Brian Ashe called a vote and the motion carried unanimously. The document reads as follows:

**TOWN OF LONGMEADOW, MASSACHUSETTS  
CERTIFICATE RELATING TO CERTAIN MINUTES OF A  
MEETING OF THE BOARD OF SELECTMEN**

Dated: August 4, 2006

We, the undersigned members of the Select Board (the "Board") of the Town of Longmeadow, Massachusetts (the "Town"), hereby certify that the following is a true copy of excerpts from the minutes of a regular/special\* meeting of the Board duly called on August 7, 2006, at 7:00 p.m. at Longmeadow Select Board meeting (the "Meeting"), that five (5) of the five (5) members of the Board constituting a quorum were in attendance and voting throughout and that all of the members of the Board were duly notified of the time, place and purpose of the Meeting. The following vote was duly adopted by vote of five (5) yeas and zero (0) nays (the "Vote").

We further certify that the following is a true copy of the Vote adopted at the Meeting:

- "VOTED:
- (1) That the Town shall issue bonds for financing the construction of the Wheelmeadow Brook Interceptor Sewer Replacement Project, including without limitation all costs thereof as defined in Section 1 of Chapter 29C of the General Laws, as amended (the "Project"), in the principal amount not to exceed \$4,100,000 (the "Bonds"), authorized under and pursuant to Chapter 44, Section 7(1), and Chapter 29C of the Massachusetts General Laws, as amended and supplemented, and by a vote of the Town, duly adopted, all as more particularly described herein.
  - (2) The Bonds shall be dated as of their date of issuance and issued initially as registered Bonds, shall mature in annual installments and bear interest on such day(s) in each year as may be approved by the Treasurer and the Select Board in accordance with Schedule C appended to the Loan Agreement between the Town and the Massachusetts Water Pollution Abatement Trust (the "Trust") hereinafter described (the "Loan Agreement"), such approval to be evidenced by their execution of the Bonds. The Bonds are substantially in the form set forth as Exhibit B to the Loan Agreement and otherwise shall be issued in such manner and forms as the signatories shall approve by their execution thereof.
  - (3) That the forms, execution and delivery of the Project Regulatory Agreement (PRA No. CW-05-05) between the Town and the Department of Environmental Protection of The Commonwealth of Massachusetts dated June 1, 2006 and the Loan Agreement (Loan No. CW-05-15) dated as of June 7, 2006 both as executed in the name and on behalf of the Town by the Town's Treasurer or any other appropriate official of the Town, in order to evidence the sale of the Bonds, are hereby approved, ratified and confirmed in all respects, with any changes therein not inconsistent with this vote as may be approved by the Treasurer or any other appropriate official of the Town.
  - (4) That prior to the aforesaid sale of the Bonds to the Trust, in accordance with the terms of the Loan Agreement, the Town may issue its Interim Loan Note (the "Note") in anticipation of the issuance of said Bonds; that such Note shall be sold to the Trust at the price of par, plus accrued interest to its date of delivery, if any, and shall mature at such time or times and bear interest at such rate or rates as may be approved by the Treasurer and a majority of the Board in accordance with the terms of the Loan Agreement, such approval to be evidenced by their execution of such Note and such other related documents as bond counsel to the Town or officials of the Trust shall require in connection therewith.
  - (5) That this Note issue shall consist of a **\$3,919,089 Interim Loan Note (Sewer Bonds)** being a portion of the \$4,100,000 Sewer Bonds authorized under Chapter 44, Section 7(1), and Chapter 29C of the Massachusetts General Laws, as amended and supplemented and by votes of the Town duly adopted under Article 16 of the Warrant at the 2005 Annual Town Meeting (\$3,225,000) as amended by Article 18 of the Warrant at the 2006 Annual Town Meeting (\$875,000).
  - (6) That all things heretofore done and all action heretofore taken by the Town and its officers and agents in its authorization of the Project and its financing are hereby ratified, approved and confirmed.
  - (7) That the Town Clerk and the signers of the Bonds and this Note are each hereby authorized to take any and all actions necessary and convenient to carry out the provisions of this vote, including delivering the Bonds against payment therefor."

We further certify that the Meeting was open to the public; that the aforesaid is a true copy of the Vote adopted at the Meeting as appearing in the minutes thereof; that the Vote remains in full force and effect and has not been amended as of the date hereof; that notice of the time, date and place of the Meeting was filed with the Town Clerk of the Town of Longmeadow and a copy thereof posted in the Town Clerk's office or on the principal official bulletin board of the Town at least 48 hours, including Saturdays but not Sundays and legal holidays, prior to the Meeting and remained so posted at the time of the meeting; that no deliberations or decisions with respect to the Vote were taken in executive session; and that the official record of the Meeting was promptly made available to the public and will remain available to the public, all in accordance with Chapter 39, Section 23B of the General Laws, as amended (the "open-meeting law").

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We further certify that the above Vote has not been amended or rescinded and remains in full force and effect as of this date.

WITNESS our hands and the seal of the Town as of the date hereof.

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\_\_\_\_\_  
Town Treasurer

\_\_\_\_\_  
Select Board

I, the undersigned Clerk of the Town of Longmeadow, Massachusetts, affix hereto the Town seal and my official signature for the purpose of authenticating the foregoing signatures of the Select Board members (of which there are five) and the Town Treasurer, of certifying to the foregoing statements of said officials insofar as the same relate to matters of which I have personal knowledge or to records in my official custody and of certifying that each has been duly elected or appointed to, has qualified for and is presently acting in his or her respective office.

I further certify that the aforesaid Vote has not been in any respect amended or rescinded and remains in full force and effect as of the date hereof.

\_\_\_\_\_  
Town Clerk

(TOWN SEAL)

**8: 35 pm Correspondence**

- Select Person Kathleen Grady mentioned a letter received from Tighe and Bond with an estimate in the amount of \$325,000 for the water main extension on West and Dunn Roads. However, if the Department of Public Works can support the effort, the need for construction monitoring services can be significantly reduced. Select Person Kathleen Grady adamantly requested taking this to the next step even though it was not on the agenda for the evening. Select Person William Scibelli suggested contacting the residents of Dunn and West Roads asking them if they would be willing to help pay the difference from the \$225,000 the Town has allocated for the project. After much discussion, Select Person Kathleen Grady made a

motion to proceed with the design of the water main extension on Dunn and West Roads. Select Person William Scibelli seconded the motion. Chair Person Brian Ashe called a vote and the motion carried unanimously.

- Select Person Kathleen Grady also announced that the Longmeadow Public Works department has drinking water available for the residents of Dunn and West Roads.
- Chair Person Brian Ashe mentioned a piece of correspondence from Mark Gold regarding water and sewer rates. He thanked Mr. Gold for taking the time to share his observations. Finance Director Paul Pasterczyk is researching some of Mr. Gold's suggestions for the Wheelmeadow Brook Sewer Project as per Town Manager Robin Crosbie request.

**8:45 pm Select Board Reports-** Chair Person Brian Ashe wanted to thank Mike McCarty for his service as the Director of Parks and Recreation for the Town of Longmeadow. Mr. McCarty has done a fantastic job and will be leaving a foundation that the Town can build on for years to come. The entire Select Board agreed. Mike McCarty will be missed by many; the Select Board wishes him the best of luck in the future.

**8:50 pm Town Manager's Report** - Town Manager Robin Crosbie attended at Table Top Pandemic Response meeting. She was told that the Town was well prepared compared to other communities. There was discussion regarding a Public Forum for personal pandemic planning in October.

Select Person William Scibelli made a motion to adjourn into Executive Session for the purpose of Collective Bargaining not to return to Open Session. Select Person Kathleen Grady seconded the motion. Chair Person Brian Ashe called a vote and the motion carried unanimously. Roll call vote: William Scibelli-yes, Brian Ashe- yes, Kathleen Grady – yes and Paul Santaniello – yes, Hal Haberman was absent. The meeting was adjourned at 8:55 pm.

Respectfully Submitted,

Stacy Wieners  
Recording Secretary