

**SELECTMEN'S MEETING
UPSTAIRS MEETING ROOM
1 AVENUE A, TURNERS FALLS, MA
MONDAY, November 2, 2015**

Meeting was opened at 7:00 PM in the Upstairs Meeting Room. Present were Selectpersons, Chris Boutwell, Mike Nelson, Rich Kuklewicz, Town Administrator, Frank Abbondanzio (absent), Executive Assistant, Wendy Bogusz

Nelson announces error was made on the agenda and it was posted as October 26, 2015 but should be November 2, 2015

Approve minutes of October 26, 2015;

*Kuklewicz makes the motion to approve the minutes of October 26, 2015. Seconded by Boutwell, approved.
Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye*

Public Comment Period: Individuals will be limited to two (2) minutes each and the Board of Selectmen will strictly adhere to time allotted for public comment:

Ms. Golrick asks about plans for Franks position and she is informed that Frank plans to be back around the New Year.

Personnel Board

Appoint Ann Cenzano to fill vacancy on the Board of Assessors until next election on May 16, 2016

Boutwell makes the motion to appoint Ann Cenzano to fill the vacancy on the Board of Assessors until May 16, 2016. Seconded by Kuklewicz, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson – Aye

Appoint Ariel Elan as Montague Pipeline liaison until June 30, 2017 Boutwell makes the motion to She is asking to represent the Town at some meeting coming up in Boston. Some towns are appointing alternates in case the Selectboard representative can't make it.

Boutwell makes the motion to appoint Ariel Elan as Montague Pipeline liaison until June 30, 2017. Seconded by Kuklewicz. Brief discussion held and motion tabled until later in the meeting when Ms. Elan arrives.

Bruce Hunter, FCRHRA

Approve and Execute Change Order #4, Avenue A Streetscape Enhancement Project, Mountain view Landscapes & Lawncare, Inc. for modifications required to the existing light pole bases, \$42,343.08

Hunter: This was the discussion we had two weeks ago saying it was going to be about \$50,000, alternatives proposed to Northrop and were able to save almost \$8,000. Things seem to be back on track.

Kuklewicz makes the motion to approve Change order #4 for Avenue A Streetscape Enhancement Project, Mountain View Landscapes & Lawncare, Inc. for modifications required to the existing light pole bases, \$42,343.08. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Pole Location Hearing, Greenfield Road, Jerry Molongoski, Eversource

Install five (5) jointly owned poles on the southwesterly side of Greenfield Road beginning approximately one hundred twenty four feet eight from the intersection of Hatchery Road to facilitate road widening project

Molongoski expecting work to start in the spring , not all pole markings (stakes) have been put up yet and tells Ms. Golrick that if she has questions he would be happy to meet with her.

Golrick asks if poles are currently on town land and if they will still be on town land when moved. Mr. Molongoski replies yes, but he is working off of Mass. DOT plans. State designed plans that they work off of.

Kuklewicz makes the motion to approve the application from Eversource to Install five (5) jointly owned poles on the southwesterly side of Greenfield Road beginning approximately one hundred twenty four feet eight from the intersection of Hatchery Road to facilitate road widening project. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Pole Location Hearing, Hatchery Road

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Relocating (10) jointly owned poles labeled LT-10/2T10, LT-3/T9, LT-4/T8, LT-5/T7, LT-6/T6, LT-7/T5, LT-8/T4, LT-9/T3, LT-10/T2, LT-11/T1, back from the roadside to facilitate road widening project

Kuklewicz makes the motion to approve the application from Eversource to Relocating (10) jointly owned poles on Hatchery Road labeled LT-10/2T10, LT-3/T9, LT-4/T8, LT-5/T7, LT-6/T6, LT-7/T5, LT-8/T4, LT-9/T3, LT-10/T2, LT-11/T1, back from the roadside to facilitate road widening project. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Pole Location Hearing, Hatchery Road

Installing (3) jointly owned poles southerly side of Hatchery Road beginning approximately one hundred sixty eight (168') feet easterly from the intersection of Greenfield Cross Road to facilitate road widening project

Kuklewicz makes the motion to approve the application from Eversource to Install (3) jointly owned poles on the southerly side of Hatchery Road beginning approximately one hundred sixty eight (168') feet easterly from the intersection of Greenfield Cross Road to facilitate road widening project. Seconded by Boutwell - Approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Pole Location Hearing, Turners Falls Road

Relocating (2) jointly owned poles labeled LT-190/34 and LT-190/33, back from the roadside to facilitate road widening project

Kuklewicz makes the motion to approve the application to relocate (2) jointly owned poles labeled LT-190/34 and LT-190/33, back from the roadside to facilitate road widening project. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Don Clegg, Friends of the Great Falls Discovery Center

Execute letter to Public Comments Processing, U.S. Fish and Wildlife Services

Clegg: We previously sent a letter about this, but this letter is addressed to public comments processing. A lot of people giving their input. Even though Fish and Wildlife has walked away, the State DCR has stepped up to help out. Last week we were given 24 hour notice that contingencies from the Fish and Wildlife were coming out for a visit (meeting arranged by same person who was cutting funding) so it was the perfect opportunity to show them we needed to keep the building staffed. We wanted to get the word out we are supported by many different groups.

Kuklewicz thanks Clegg for getting the word out; there was a good showing of different folks supporting the Conte refuge.

Clegg: Since I last met with you, DCR hired a full time seasonal person to be the facilities person and a full time interpreter has been hired, which is new. The state has taken this on and has become a greater partner.

Kuklewicz makes the motion to sign the letter addressed to the Public Comments at Fish and Wildlife and endorse it and send it along. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Lake Pleasant Village Association, David Jensen and David James, treasurer

Request Use of Community Development Discretionary Funds to complete Restoration of Lake Pleasant Bell and Structure, \$5,000

James: In mid-2012, the Lake Pleasant Village Association applied for, and the Town of Montague Selectboard approved, a grant of up to \$6,000 to the LPVA for community improvement projects, specifically at that time for Bridge of Names repairs, but by implication also for other village improvement projects. Subsequently, from its own bank account, the LPVA expended funds, primarily to reroof blockhouses at each end of the Bridge of Names, but also in connection with other bridge maintenance work. Since mid-2013, the LPVA has been working on a major project to restore a memorial bell tower and bell located at the site of the temple of the New England Spiritualist Camp meeting Association which burned in 1955. Grant Award \$6,000.00, 12/26/12 reimbursement \$2,047.03 (Bridge project); 9/28/15 reimbursement \$2,186.02 (Bell project) Grant balance \$1,766.95; Unsubmitted bills \$2,154.20 Bridge & Bell Projects

Jensen: In 2012 the Town of Montague Board of Selectmen allocated 6,000 dollars of repair of the entry pavilions to the Bridge of Names. This project was completed later in the year. This year, after much previous discussion and

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exploration of alternatives, the Association began the Bell Tower restoration project. The bell, the only remaining artifact from the 1954 fire that destroyed the Spiritualists Temple, was repaired. Subsequently the bell pavilion was partially dissembled and reconstructed on an elevated foundation. Although we have received large donations of time and professional skills we have paid for all materials. We are short of funds nearing the end of the project and are requesting the town consider extending these projects enough funds to complete our task and plan other improvements to these very public features of Lake Pleasant. The request is to cover un-submitted bills and estimated expenditures going forward. Our minimum need is \$3,100.00. Our request is \$5,000.00. We have had many volunteers and help with the project.

Kuklewicz asks if there is a plan for maintenance after this? Jensen replies it was in a bad location and is more visible now and hopes it will be taken care of.

Kuklewicz makes the motion to approve the request of the Lake Pleasant Village association to add \$5,000 into the grant for restoration of the bell tower and bridge of names structure, said money to come from the Community Development Discretionary Funds. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Michael Nelson, dba Franklin County Pumpkinfest

Request use of Peskeompskut Park – Entertainment Event, Avenue A from 1st Street to 7th Street, Saturday, October 15, 2016, 11:00 AM to 12:00 AM

Nelson recuses himself from this portion of the meeting

Boutwell makes the motion to approve the request for use of Peskeompskut Park – Entertainment Event, Avenue A from 1st Street to 7th Street, on Saturday, October 15, 2016 from 11:00 AM to 12:00 AM with the \$25 fee being waived. Seconded by Kuklewicz, approved Boutwell – Aye, Kuklewicz – Aye

Special and One Day License, Beer and Wine, 10/15/16, 2:00 PM to 9:30 PM

Boutwell makes the motion (out of rule of necessity) to approve the special and one day license for Beer and wine on 10/15/16 from 2:00 PM to 9:30 PM, insurance to be obtained before the event, waiving the fee of \$30. Seconded by Kuklewicz. Approved. Boutwell – Aye, Kuklewicz - Aye

Application to place sign, object, other display at Peskeompskut Park: 4' x 8' banner to be displayed September 25, 2016 to October 15, 2016

Boutwell makes the motion to authorize the permit to Michael Nelson, for a 4' x 8' sign for Franklin County Pumpkinfest to be located, 100' left of the fountain at Peskeompskut Park, from September 25, 2016 to October 15, 2016. Seconded by Kuklewicz – Aye, Boutwell – Aye,

Nelson returns to the table

Planter Committee

Approve Adopt-A Planter Program & Policies (Version 10), Avenue A (#23-172) & Third Street (#36-86)

Jensen: Last time we met you had comments you wanted added to the policy and this is what you requested.

Kuklewicz makes the motion to approve the Adopt A Planter Program and Policies (Version 10), Avenue A (#23-172) & Third Street (#36-86. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Ariel Elan

Discussion of possible Town comment to the Legislature on two bills under consideration that are related to the NED pipeline

Elan: You have suggested testimony to the Telecommunications utilities and energy committee for the legislature. Kulik introduced a bill that would give Towns and Legislature the right to have an intervener in these cases. Bill is still in the committee and they are still accepting comments and Rep. Kulik said it would be fine for the Town to weigh in. The more Montague weighs in at the State level about the legislation that will advance Montagues position on the pipeline the more influence we have.

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Kuklewicz makes the motion to send the letter to Sen. Benjamin B. Downing and Rep. Thomas A. Golden, Co-Chairs, Joint Committee on Telecommunications, Utilities, and Energy expressing the Town's position with supporting documents and the editorial from the Greenfield Recorder and copies to be sent to our legislatures and the Attorney General's Office. Seconded by Boutwell, approved. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Tabled Motion from earlier in the meeting:

Boutwell makes the motion to appoint Ariel Elan as Montague Pipeline liaison until June 30, 2017. Seconded by Kuklewicz.

Elan: This is about giving me a title, which gives a little more legitimacy; this is a volunteer effort, to what I have already been doing the past 18 months. I took a very deep interest in the what are the government and institutional structures the laws and regulations that have come together to create an environment in which this pipeline can come knocking at our doors. I really wanted to understand where this is coming from and there were a lot of things that didn't make sense. (Further explanation with examples given by Ms. Elan) I would be reporting to the Board if I learn there is something we can do on the policy or regulatory level that would help us in those areas.

Nelson: Elan would be a conduit of information to town hall

Charge: To advance the policies and directives endorsed by Town Meeting and the Board of Selectmen regarding the proposed Kinder Morgan Northeast Direct Project by monitoring activities at the state and federal level and recommending local action to town officials. Limitations: Any correspondence or testimony must be approved by the Board of Selectmen. The Pipeline Liaison does not speak for the Selectboard.

Boutwell makes the motion to appoint Ariel Elan as Montague Pipeline Liaison until June 30, 2016. Seconded by Kuklewicz, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Town Administrators Report

Execute Professional Services Agreement with FRCOG for Historic Preservation for Millers Falls contract, \$10,500

Bogusz: this is an interagency service agreement with FRCOG and Town of Montague to complete work for the National Register of Historic Places Nomination.

Kuklewicz makes the motion to execute the agreement between FRCOG and the Town for historic preservation in Millers Falls to get historic preservation status in Millers Falls for \$10,500. Seconded by Boutwell.

Golrick: Does approval and execution of this contract mean that any money will be spent on any properties that are private? What happens after that? Are people who are in the marked off district able to get money? Most of the buildings in that marked off area are private and not historic buildings

Kuklewicz: I believe this allows people in that area to get historic tax credits. Same designation as the ones in Montague Center

P. Golrick questions age of buildings, as there was a fire in 1895 that destroyed most of the homes listed in red. Is there an age limit for buildings in historic areas.

The motion will be tabled until the questions from Ms. Golrick can be answered.

Execute Tax Title Deed for 36 Green Pond Road (Map 34, Lot 48), \$11,000

Kuklewicz makes the motion to execute the tax title deed for 36 Green Pond Road (Map 34, Lot 48) in the amount of \$11,000. Seconded by Boutwell, approved. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Open Meeting Law – acknowledge complaint filed by Jeanne Golrick on October 27, 2015 and authorize response thereto; votes may be taken

Nelson: I want to point out mistake that was made regarding considering hooding an item in executive session that wasn't posted; nothing was discussed in executive session that wasn't posted. Other item in regards to litigation,

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through Town counsel we determined it was necessary to pot it the way we did. I'm asking for permission from the Board to work with Town Counsel to address OML complaint to explain why we had to post the executive session the way we did.

Mr. Golrick points out he believes it's section 7 not 2 to approve minutes, (town atty to be asked)

Kuklewicz makes the motion to allow the chair to work with town counsel to address the OML complaint. Seconded by Boutwell, approved. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Approve Cell Phone Stipend Authorization Request, Nathan C. Pervere, effective 10/18/15, \$5.77 per week

Kuklewicz makes the motion to approve the cell phone stipend request for Nathan C. Pervere, effective 10/18/15, \$5.77 per week. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Ms. Golrick requests a list of people that have cell phone stipends

Registration for Assembly, Public Demonstration, or Use of Public Property: Montague Center Village Common and Streets/Roads for Annual Sawmill River 10K Run, 1/1/16 from 7:00 AM to 2:00 PM

Boutwell makes the motion to approve the Registration for Assembly, Public Demonstration, Use of Public Property: Montague Center Village Common and Streets/Roads for Annual Sawmill River 10K Run, 1/1/16 from 7:00 AM to 2:00 PM. Seconded by Kuklewicz, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Registration for Assembly, Public Demonstration, or Use of Public Property: Veterans Day Ceremony at Veterans Memorial Park, November 11, 2015 from 10:30 to Noon

Kuklewicz makes the motion to authorize the Registration for Assembly, Public Demonstration, or Use of Public Property: Veterans Day Ceremony at Veterans Memorial Park, November 11, 2015 from 10:30 to Noon. Seconded by Nelson, approved. Kuklewicz – Aye, Nelson – Aye, Boutwell – recused himself (on Veterans Committee)

Topics not anticipated in the 48 hour posting requirements.

-Nelson: The General Pierce Bridge was shut down last week for several hours due to repairs. I sent a letter to Mass. DOT notifying them and reminding them we are still waiting to hear back regarding our last letter. Asking Board to ratify letter sent

Kuklewicz makes the motion to ratify the letter the Chair sent to MassDOT regarding the General Pierce Bridge. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson – Aye

Ms. Golrick asks that we ask someone from MassDOT come t a future Selectmen's meeting.

-Kuklewicz: I have been going to MCAP meetings and there may be meetings I cannot attend. A representative from town would be 1 vote on issues we talk about. I would like Ariel to be made an alternate in case I can't make it to a meeting to make sure our voice is heard. This item to be put on next weeks agenda.

Release and approval of Executive Session Minutes from 9/21/15, 9/28/15 and 10/5/15 meeting relative to negotiations for Police Chief Charles Dodge; open session and executive session pursuant to G.L. c. 30A, s. 21(a)(2) expected, votes may be taken

-Bogusz: I received an email from SPS that they will be shutting down the G/M bridge on Wednesday, 11/4 and Thursday 11/5 from 8:00 PM to 5:00 AM

-Bogusz: The Town received a \$352,785 Mass. Works Infrastructure Grant for 30 space parking lot on the corner of Third and Canal Street

-Singleton: Wants to be on next agenda regarding FRTA Route changes.

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Release and approval of Executive Session Minutes from 9/21/15, 9/28/15 and 10/5/15 meeting relative to negotiations for Police Chief Charles Dodge; executive session and open session pursuant to G.L. c. 30A, s. 21(a)(2) expected, votes may be taken

Kuklewicz makes the motion to go into executive session at 9:08 PM to Release and approval of Executive Session Minutes from 9/21/15, 9/28/15 and 10/5/15 meeting relative to negotiations for Police Chief Charles Dodge; and return to open session under G.L. c. 30A, s. 21(a)(2) expected, votes may be taken. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Kuklewicz makes the motion to ratify the vote in executive session to approve and release minutes of 9/21/15. Seconded by Boutwell, approved. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

Kuklewicz makes the motion to ratify the vote in executive session to approve and release minutes of 9/28/15. Seconded by Boutwell, approved. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye

The Board has questions on the minutes of 10/5/15; Wendy will check into it and get back to the Board for their approval.

Kuklewicz makes the motion to adjourn the meeting at 9:17 PM. Seconded by Boutwell, approved unanimously. Bouwell – Aye, Kuklewicz – Aye, Nelson - Aye