

**SELECTMEN'S MEETING  
UPSTAIRS MEETING ROOM  
1 AVENUE A, TURNERS FALLS, MA  
MONDAY, February 1, 2016**

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

**Approve minutes of January 25, 2016**

*Kuklewicz makes the motion to approve the minutes of January 25, 2016. Seconded by Nelson, approved unanimously. 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:**

Mike Langknect, MCTV: Wanted to let BOS know they are still interested in the Cumberland Farms building. Understand it's going through a process and if given the opportunity to make a pitch, would like to do so.

Tegal: Received Ed Martin award for ADA. Asks who she should submit ADA concerns to. She is told to continue contacting Frank Abbondanzio.

Rodney Madison: Thanks Rich for reaching out to him. I watched in disbelief the dismantling of the planter committee and appointment of the planter coordinator.

Nelson explains the Board received word from town liason, David Jensen, that the committee was dismantled, their job was done as guidelines have been created and there was a system in place. According to David the charge was to make these guidelines occur and now that it was done there was no need for the committee to exist.

Madison: The charge was to establish planter committee and part of the responsibility of the committee was to come up with these policies. The policy was just the start of their job. They had a whole season to go.

Nelson: I think there was some major miscommunication. Jensen said the board misunderstood how it needs to move forward. We read the guidelines and it says the person nominated to be the planter coordinator would be chosen by a group of interested parties of people downtown which includes business owners, planter adoptees

Madison expresses his complaints and frustration about the dismantling of the planter committee being dismantled.

Nelson offers to have a one on one discussion and will forward his availability to Wendy

Edite Cunha: Appeal to Selectmen on how to deal with dog owners who do not pick up after their dogs downtown. It is unbelievable right now. Has never seen it this bad. Fourth Street is a really bad location as well as the alleyways.

Ms. Cunha is directed to the Board of Health as there is a pooper scooper ordinance in force.

David Detmold: This Friday is the 40<sup>th</sup> anniversary of the imprisonment of Leonard Pelletier, America's longest political prisoner. I will be spending the day at Peskeompskut Park in solidarity with Mr. Pelletier who was put in jail for a crime the Federal government could not prove he did. Asks people to contact white house to let this man go.

**Tom Bergeron, DPW Superintendent**

**Execute Task Order No. 6 to Master Services Agreement Between Town of Montague and CDM Smith, Inc., \$58,000**

*Kuklewicz makes the motion to enter into Task Order Agreement Order No. 6 to Master Services Agreement Between Town of Montague and CDM Smith, Inc., for the Turners Falls main drain rehabilitation project in the amount of \$58,500. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye*

**Award Bid for DPW Sewer Lining 2016 to Insituform Technologies, Inc. \$171,516.00**

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*Kuklewicz makes the motion to award the contract for the Sanitary Sewer Rehabilitation in various locations to Insituform Technologies, Inc. \$171,516.00. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson – Aye*

**Bruce Hunter, FCRHRA**

**Authorization to extend contract date from December 31, 2015 to June 30, 2016 for the Unity Park Project – Phase Two**

Incorrectly put on the agenda, should be Avenue A Streetscape. Will be put on next weeks agenda

**Authorization to disburse No. 4, (Final) Invoice #1.2015-18-6, Avenue A Streetscape Enhancement Project, Phase 2, contractor: Berkshire Design Group, Inc. \$1,995.00**

*Kuklewicz makes the motion to authorize disbursement No. 4, (Final) Invoice #1.2015-18-6, Avenue A Streetscape Enhancement Project, Phase 2, contractor: Berkshire Design Group, Inc. \$1,995.00. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye*

**Personnel Board**

**James Waitkus, Reserve Police Officer, Reserve 1, \$14.62/hour to Reserve 3, \$17.00/hour effective February 1, 2016. (Has worked enough hours to advance to this step)**

*Kuklewicz makes the motion to approve James Waitkus, Reserve Police Officer, Reserve 1, \$14.62/hour to Reserve 3, \$17.00/hour effective February 1, 2016. (Has worked enough hours to advance to this step). Seconded by Boutwell – Approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson – Aye*

**Susan Cousineau**

**Request to use part of public right of way for handicap ramp at 201 Millers Falls Road, Turners Falls**

Cousineau: Mother has moved in and she is 88 years old. FC Homecare contacted us stating they would put a ramp in; they put the ramp in for us and then I received a call saying it was going to be torn down as it is in the right of way.

Jensen: They do not have a permit, it is in the right of way and it's one foot from the edge of the pavement. This was brought to my attention by the Highway Dept who also told the contractor no. My understanding from the contractor, is that the ramp is installed as long as needed and then will be taken down and brought somewhere else. If this is going to be allowed, thinks it should be a temporary thing and renewed every year. If ramp is on own property, insurance is covered by the homeowners insurance.

Joe Janikas: Requests that the ramp be installed to abut the house and as an abutter he objects to the current placement of the ramp.

Nelson suggests women reach out to builder and have him meet with David to put ramp on their own property. If ramp needs to be on town property, they will have to come back and meet with the Board.

Kuklewicz: If it is on house side of tree it should be okay, but if ramp has to be built on road side of tree there will be an encroachment and they should come back before the Board with a better set of plans.

**Town Administrators Report**

**Execute Warrant for March 1, 2016 Presidential Election**

*Kuklewicz makes the motion to execute the March 1, 2016 Presidential Election as read into the record. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye*

**Request from the Shea Theater Arts Center, Inc. to waive Building Permit Fee**

Jensen does not gas or electrical inspection fees waived

*Kuklewicz makes the motion to waive building permit fees for work being done at the Shea Theater for work happening during the winter and spring of 2016. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye*

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**Vote to authorize gift account for pipe line legal expenses**

*Kuklewicz makes the motion to create a revolving account to accept and spend funding from public and private sources for a public purpose that public purpose being Montagues legal representation before the Mass. Dept. of Public Utilities in docket 15-178 any consequent appeals and any other DPU dockets and consequent proceedings concerning the NED pipeline in which the Town may choose to participate. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye*

**Topics not anticipated in the 48 hour posting requirements**

Frank welcomed back to work, it is great to have him back

**Executive Session under G.L. c 30A, Section 21 (a)(3) to discuss potential litigation, Regarding Kinder Morgan Pipeline, Votes may be taken**

Nelson declares executive session would be detrimental to public goo

*Kuklewicz makes the motion to go into Executive Session at 8:15 PM under G.L. c 30A, Section 21 (a)(3) to discuss potential litigation, Regarding Kinder Morgan Pipeline, Votes may be taken. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson - Aye*

*Kuklewicz makes the motion to adjourn the meeting at 9:10 PM. Seconded by Boutwell, approved unanimously. Boutwell – Aye, Kuklewicz – Aye, Nelson – Aye*

**List of Documents & Exhibits:**

- Minutes of January 25, 2016
- Task Order No. 6
- 1/27/16 Memo from CDM Smith
- Authorization to disburse, No. 4 (Final) Invoice #1.2015-18-6
- Status Change Form, James Waitkus
- March 1, 2016 Presidential Election Warrant
- 1/26/16 Letter from Shea