



**SELECTBOARD**  
**TOWN OF WESTHAMPTON**  
**TOWN HALL**  
**1 SOUTH ROAD**  
**WESTHAMPTON, MASSACHUSETTS 01027**

June 12, 2017

The meeting convened at 7:00 p.m.

Present were Jim Huston, and Art Pichette. Also present were David Blakesley, Ginny Curtis and Tom Hathaway. Cheryl Provost took the minutes.

Warrants were signed for:      Payroll: \$76,068.91  
   Vendor: \$45,270.37  
   Special Town Meeting, June 26

Minutes from May 31 were approved.

- Voted to reorganize the board at the next Selectboard meeting.
- Highway Superintendent, David Blakesley, reported:
  - working on tree trimming
  - vacation time is being used by the department
  - working on mowing
  - started placement of calcium on gravel roads today
  - crew attended continuing ed. for hoisting license and wood chipper safety
- Applications for the highway crew position are under review will be discussed at the next meeting.
- Hampshire Purchasing:
  - Reviewed FY18 highway material bids; David made recommendations for Bid #1142, peastone/traprock; Bid #1143 hot mix asphalt, hot-in-place recycling, stone seal, liquid asphalt, reclamation, reclamation with injected asphalt, bonded wearing course, and/or milling. Hathaway Construction did not meet the deadline; ineligible to participate. Discussed options for purchasing outside of bids and determined it not feasible to seek alternate bids.

On a motion and by a roll vote of 2-0, accepted the following bids for FY18:

Bid #1142

- Cold Patch (picked up): Warner (price within proximity)
- Washed Peastone 3/8": Meehan
- Washed stone 3/4": Meehan
- Washed stone 1-1/2": Meehan

- Crushed gravel ¾": Meehan
- Washed winter sand: Meehan

**Bid #1143**

- Hot Mix Asphalt (picked up): Palmer Paving (price tied with Lane Construction)
- Hot Mix Asphalt (in place): Palmer Paving
- Liquid Asphalt: All States Asphalt

- **Special Town Election:**  
David requested the Special Town Election for a debt exclusion for a new highway truck be scheduled as soon as possible; to be scheduled with recommendations of the Town Clerk.
- **Building Inspector training pay:**  
Building Inspector/Zoning Enforcement Officer appointee, Tom Quinlan, is available to meet with current Building Inspector, Chuck Miller for training on June 21 and June 28. Funds are available in the Inspector's expense account.  
On a motion and second, by a roll vote of 2-0, voted to pay Thomas Quinlan for training at the rate of \$17.50/hourly until June 30, from funds available in the Inspectors Expense Account.
- **Inspector Compensation:**  
An alternate Building Inspector will be required for times that Tom Quinlan is unavailable; expected to be seldom. A one-time inspection fee for an alternate inspector to be paid from the Inspectors Compensation account is recommended. The account balance will be monitored throughout the fiscal year; with a transfer request recommended if needed.  
On a motion and second, by a roll vote of 2-0, voted to pay a fee to an alternate Building Inspector per inspection, from the Inspectors Compensation Account; fee to be determined in July with all other compensations.
- **Public Safety Complex Committee recommendations of proposals:**  
The Public Safety Complex Committee successfully negotiated terms and price for the Feasibility and Conceptual Design/Cost Estimation Study for the Development/Renovation of a Public Safety Complex and voted to recommend Caola & Bieniek Assoc., Inc., 521 East Street, Chicopee, MA 01020 to the Selectboard for approval.  
On a motion and second, voted 2-0 to approve Caola & Bieniek Assoc., Inc., 521 East Street, Chicopee, MA 01020 to conduct the Feasibility and Conceptual Design/Cost Estimation Study for the Development/Renovation of a Public Safety Complex.
- **Ambulance Service Provider Agreement:**  
The current ambulance service agreement expires June 30. A three year agreement is prepared for approval. The agreement will be reviewed then voted on during the next meeting.
- **Community Compact IT Grant:**  
Williamsburg is the lead town for the Community Compact Cabinet IT Grant. Meetings are scheduled to view a demo and discuss how to proceed. Upon approval, Cheryl will attend meetings and report to board; voted to continue with meetings and gain more information.



- Review of Annual Town Meeting articles:  
Discussion was held regarding the IT Account. Determining a best plan moving forward was delayed until additional information regarding the Community Compact Grant is provided. Cheryl supports the option of a local server moving forward. Additional funding for IT will be needed but the figure is unknown. This may have to go to a Special Town Meeting in the fall if an increase is not supported at Annual Meeting reconvene.

Catherine Hondorp visited to discuss the status of the order to move the shed at 263 Main Road. The Zoning Enforcement Officer extended the deadline another 30 days and sent notice to her. Ms. Hondorp reported of difficulties complying with the order and requested favorable action from the Selectboard, stating that the Selectboard did not act since her meeting with them on May 31. The Selectboard has no jurisdiction over zoning violations and did not offer to provide further relief and furthermore recommended moving the shed within the time allotted. It was noted that the Zoning Enforcement Officers extension was prompted by an inquiry from the Administrative Assistant on behalf of the Selectboard following the meeting of May 31 and the decision should be taken up with the Zoning Enforcement Officer if unsatisfactory. Ms. Hondorp said that she asked the Zoning Enforcement Officer for an extension on his 30 day extension because they would be out of the country until the 1st of August and he told her to see the Selectboard because "we were his bosses". Jim said that he would meet with the Zoning Enforcement Officer on this matter. Art said he would look at the shed to see if there would be a hardship to the abutter if this deadline was further extended.

- Outlook Farm pouring licensing:  
The Public Hearing scheduled for June 26 for the farmer series pouring permits was published in the Gazette today. Abutters will be notified by certified mail.
- Campground updates:  
Art went to the campground and took measurements of the grounds and sites and viewed fences, pins, and water body. The information will be put together with a copy of the Assessors map. The Building Inspector, Electrical Inspector, and Plumbing Inspector are compiling a list of current structures, appliances, and fixtures within their jurisdiction to create a base record for file. Both the Electrical Inspector and Plumbing Inspector agreed that the information should be entered onto the plan, along with a separate descriptive list and agreed to meet with the Building Inspector and Art at 7:00 p.m. on Wednesday, June 28 at the Annex. The Electrical Inspector and Plumbing Inspector also requested to speak to Art prior to the meeting.
- Unregistered vehicle violations:  
-Art and Cheryl conducted a follow-up inspection of 0 Main Road on Wednesday, June 7. The Board of Health submitted a letter addressed to the estate, the Marchands, and Ken Sacharczyk regarding the solid waste. Some vehicles were removed, however not within the proposed schedule. The board has not agreed with the schedule and discussed proceeding with fines. Art is working to have Mr. Sacharczyk remove as much material and vehicles from the site as possible. The Fire Chief submitted a report regarding hazardous materials and safety issues. Both notices were reviewed. Voted to compile a letter to Mr. Sacharczyk, the Marchands, and the estate, and include the notices from the Board of Health and the Fire Department. Furthermore to request Mr. Sacharczyk come into the meeting at 8:00 p.m., June 26. The Zoning Enforcement Officer is adding the book and page number to the order to cease and desist.



- a determination of the exemption request for the unregistered vehicles at 67 Main Road is under review.
- The Police Department issued a violation against John Zimmerman; to be sent by certified mail.
- Tom Hathaway visited to report he blasted today. He had seismographs placed in several locations, at nearby residents. The recordings showed the blasts were at 30-40% of what is allowed. The reports will be submitted to the board. Mr. Hathaway notified the abutters prior to the blasting.  
Discussion ensued regarding the status of the executive session minutes of the Planning Board regarding the Cotton Special Permit. The Planning Board will determine action at their next meeting.
- Correspondence:
  - Commonwealth of Massachusetts, Hampshire County Superior Court Docket 1580CV00112 Cotton Tree Service, Inc. and Dodge Maple Farm, LLC v. Planning Board of the Town of Westhampton and Town Clerk of the Town of Westhampton:  
Judgement on Agreement of the parties entered by the court pursuant to agreement for entry of judgment; special permit decision. On April 3 the Court issued the Special Permit to the applicant as an order of the Court with all conditions stated in the agreement of the parties. The decision will be filed with the Town Clerk and notices of said filing sent to abutters and parties in interest. Aggrieved parties may appeal the decision pursuant to G.L. c.40A, sec. 17, and shall be filed within twenty days after the date of filing of such notice in the office of the town clerk.
  - earned \$5,056.00 in participation credits from Mass. Interlocal Insurance Assoc.; to be applied to the FY18 invoice.
  - Barbara Pellisier requested approval for the Friends of the Library to hold a food sale & t-shirt table at town meeting; approved
  - Mary Powers: a request from the Zoning Board of Appeals to the Zoning Enforcement Officer to rescind the building permit issued for 109 Northwest Road until a hearing is held. There is a dispute as to whether the building permit was issued for a pre-existing non-conforming use or non-conforming use; the latter requiring a site approval from the Zoning Board of Appeals. The permit was not rescinded and construction continues. Jim will look into it.
  - the Mass Bay Constables Assoc. Inc. is seeking support to defeat the Mass House Bill 2252; eliminating the position of Constable; voted to send a letter of support.
  - Mass Dept. of Telecommunications & Cable will hold a Public Hearing at 10:00 a.m. on June 21, 2017 to investigate proposed basic service tier programming, equipment, and installation rates of Comcast Cable Communications, LLC.
  - Mass Dept. of Agricultural Resources submitted brochures and links for their programs. Links will be posted to the town website.
- Administrative Assistant updates:
  - submitted report for June 1 through June 12 and the schedule for June 13 through June 26.
  - attended the Annual Mass. Commission Against Discrimination training, Avoiding Harassment in the Workplace, in Boston Tuesday, June 13 through Wednesday, June 14 and received certificate.
- The next Selectboard meeting will be 6:30 p.m. June 26; Outlook Farm Public Hearing at 6:30; Special Town Meeting at 7:15 and Reconvene of Annual Town Meeting at 7:30.

- Documents submitted:
  - AA report for June 1 through June 12
  - AA schedule for June 13 through June 26
  - Ambulance Service Provider Agreement
  - Commonwealth of Massachusetts, Hampshire County Superior Court Docket 1580CV00112 Cotton Tree Service, Inc. and Dodge Maple Farm, LLC v. Planning Board of the Town of Westhampton and Town Clerk of the Town of Westhampton:  
Judgement on Agreement of the parties entered by the court pursuant to agreement for entry of judgment; special permit decision
  - Mary Powers, regarding 109 Northwest Road
  - Zoning Board of Appeals to Building Inspector, regarding 109 Northwest Road

Adjourned meeting at 9:05 p.m.

Approve: \_\_\_\_\_

Philip Dowling, Chair

James Huston

Arthur Pichette