



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

Minutes of September 4, 2018

The meeting convened at 7:00 p.m.

Present from Selectboard were Phil Dowling, Art Pichette and Maureen Dempsey. Highway Superintendent David Blakesley, Ginny Curtis, Mary Powers. Minutes were taken by Cheryl Provost.

Warrants were signed for:      Payroll: \$671,444.93  
   Vendor: \$72,471.82

Minutes of August 20, 2018 were approved.

- Serial Note:  
Art motioned that the sale of the \$378,428.00 Anticipation Serial Loan dated September 13, 2018 (the "Note"), to Easthampton Savings Bank, at the price of \$378,428.00 be approved and confirmed. The Note shall be payable on September 13, 2019 and shall bear interest at the rate of 2.60%. Second by Maureen. Motion passed by roll vote of 3-yes, 0-no.
- Highway Department updates, David Blakesley reported:
  - pavement markings were completed
  - Lyman Road & Southampton Road chip seal completed. David noted that the liquid asphalt used on South Road has 2300 recycled passenger car tires in it.
  - reviewed a revised site plan from SWCA for the solar facility. There is an issue with the interconnect drainage system. Met with Meredith from CVE on site; it's being corrected.
  - Awarded Recycling Dividends Program funds in the amount of \$5,250.00 under the Sustainable Materials Recovery Program through the Mass. Dept. of Environmental Protection. Funds may be rolled over and will combine with previous years funds and total approximately \$15,000.00. Nothing is needed at this time. Phil motioned to accept the Recycling Dividends Program funds from the Commonwealth of Massachusetts Dept. of Environmental Protection in the amount of \$5,250.00.
  - DEP Commissioner Martin Suuberg's Office contacted Chief Elected Officials for the Towns of Cummington, Huntington, and Westhampton to invite them to attend a meeting on Thursday, September 6 at 10 a.m. at the DEP Western Region DEP office regarding Waste Managements plans to implement a \$50/ton tipping fee for single stream recyclables brought to the Springfield MRF. The current contract with the MRF is for a ZERO tip fee. In 2017 Westhampton delivered 630.24 tons of single stream recyclables to the MRF; that calculates as over \$30,000.00 in tipping fees if approved. David and Phil are going to the meeting.
- Adjourned meeting at 7:12 p.m. to attend the Finance Committee meeting. The Selectboard will reconvene immediately following business with Finance Committee.

- The meeting reconvened at 7:49. Present from Selectboard were Phil Dowling, Art Pichette and Maureen Dempsey. Others present were Tom Martin, Ginny Curtis, Mary Powers. Minutes were taken by Cheryl Provost.
- Tom Martin presented an amended copy of the Non-Exercise of Right of First Refusal to purchase property owned by Thomas Martin and Julie Held of 140 Easthampton Street, Westhampton, MA. Parcel ID 331/024.0-0030-0000.0 (Map 24.0 Block 030 Lot 0) and described as lot 2 on Plan recorded in Hampshire County Registry of Deeds Plan Book 233, Page 113 to include Book 4017, Page 198 under Record Land Tax Lien(s), formerly signed by the board on August 20. T. Martin explained the amendment corrects a typo on the signed document where the change in the price of the purchase agreement from \$120,000.00 to \$112,000.00 was not included. There are no other changes. On a motion and second, voted to sign the amended, corrected copy.
- Ground-mounted solar facility application:  
Revised plans are available for review. Next hearing September 12.
- Marijuana Moratorium extension:  
The Zoning Bylaw Review Committee written recommendation to submit a request to the Attorney General's Office to seek an extension to the Marijuana Moratorium was reviewed. On a motion and second, voted to approve and send the request.
- Reviewed a Restriction On Public Marijuana Use & Consumption bylaw sample that John Shaw has been working on with Police Chief Dave White. It will require town meeting approval by majority vote and can be presented at town meeting in conjunction with an adult use marijuana bylaw. Recommendation taken under consideration.
- Reviewed the quotes for fuel oil for the 2018-2019 heating season:
  - Whiting Fuels Fixed Price \$2.589 per gal. /Over Rack \$0.28, with a service rate of \$85.00 per hour during regular hours and \$125.00 per hour for after hours, plus materials.
  - Fuel Services Fixed Price \$2.599 per gal. /Over Rack \$0.25 per gal. Service \$99.00 per hour during regular hours and \$148.50 per after hours.
  - O'Connell Oil Associates Fixed Price \$2.749 per gal. /Over Rack \$0.37 per gal. Service \$90.00 per hr. /plumbing service \$110.00 per hour.
 Art motioned to accept the quote from Whiting Fuels at a fixed cost of \$2.589 per gallon, second by Maureen. Motion passed by vote of 3-yes, 0-no.
- Vocational Tuition:  
Enrollment figures for vocational education were reviewed. The tuition calculated for FY19 is \$415,933.33. The current appropriation is \$380,000.00, a shortfall of \$35,933.33. The Finance Committee received the update. Town Meeting approval will be needed to increase the appropriation.
- Special Town Meeting:  
A Special Town Meeting needs to be scheduled in October or November. Business includes increase the appropriation for vocational tuition and any other FY19 budget items, solar tax agreement, adoption of stretch code, and a bylaw for marijuana public use restriction. Some or

all of the items may appear on the warrant. Draft articles will be reviewed September 17 and a potential date will be set for meeting.

- Payroll:

An email and quote from Harper's Payroll Services and the current invoice from Accela for the payroll software module submitted by Treasurer Patty Cotton were reviewed. If funding is approved Patty would like to have the conversion completed before December 30 so the year-end reporting can be handled by Harper's. The Selectboard continues to support the conversion and made recommendation to Request a Transfer from Reserve Fund to the Finance Committee calculated on 7 months of service plus the conversion cost of \$500.00.

- Correspondence reviewed:

- campground Title v inspection deadline extended until September 15 by DEP
- Tom Jenkins sworn in as Tree Warden
- Division of Local Services "What's new In Municipal Law" is at the Log Cabin, Oct. 4. Cheryl attending
- designer thresholds for design services contracts adjusted as of June 15, 2018

- The next Selectboard meetings will be 7:00 p.m. September 17 & October 1.

- Documents submitted:

- Vocational Education FY19 enrollment/tuition update
- Harper's Payroll proposal, Accela FY19 invoice
- Restriction On Public Marijuana Use & Consumption bylaw sample

- Documents signed:

- Anticipation Serial Loan dated September 13, 2018 (the "Note"), to Easthampton Savings Bank, at the price of \$378,428.00, payable on September 13, 2019, with interest rate of 2.60%.
- Recycling Dividends Program Contract between the Commonwealth of Massachusetts Dept. of Environmental Protection and the Town of Westhampton in the amount of \$5,250.00.
- Non-Exercise of Right of First Refusal to purchase property owned by Thomas Martin and Julie Held of 140 Easthampton Street, Westhampton, MA. Parcel ID 331/024.0-0030-0000.0 (Map 24.0 Block 030 Lot 0) and described as lot 2 on Plan recorded in Hampshire County Registry of Deeds Plan Book 233, Page 113, Book 4017, Page 198 under Record Land Tax Lien(s), for the purchase agreement amount of \$112,000.00
- User and Data Sharing Authorization
- Request to Attorney General for extension of Recreational Marijuana Moratorium
- Fuel Oil contract between Town of Westhampton and Whiting Energy Fuels for the period of September 1, 2018 through April 30, 2019 for a fixed price of \$2.589 per gallon.

Adjourned meeting at 7:53 p.m.

Approve: Philip Dowling, Chair

Arthur Pichette

Maureen Dempsey