



Office of
SELECTMEN
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**BOARD OF SELECTMEN
MEETING FRIDAY, AUGUST 10, 2018
MEETING MINUTES
TOWN HALL MEETING ROOM**

Present: Frederick “Skip Vadnais, Chairman; Gerald Schwall, Vice Chairman; James Muri, Member

Also present: Deborah Arruda, Michael Costello-representing Highway Dept

Call to Order at 8:34 a.m.: The Board and the public participated in the Pledge of Allegiance to the Flag.

NEW BUSINESS:

Action Item #1: Resident’s Inquiry regarding a zoning issue

- G. Schwall - A few months ago, ZBA and the Zoning Officer ceased the parking of tractor trailers at 209 Anawan Road. Recently a complaint was brought to us by a resident, Mr. Matthew Sousa that the homeowner is parking a truck without the trailer hooked up in front of his home. The homeowner at 209 Anawan Road stated that a “selectman” allowed him to park his commercial vehicle because it was his only means of transportation. At the time the ruling was made by Town Council, the homeowner at 209 Anawan had 10 days to appeal. He did not. Mr. Sousa is very upset because he has spent a lot of time and money to get this issue resolved and to have a “selectman” override that ruling was “small town politics at its worse.” Mr. Sousa was assured that BOS can not over rule a ZBA decision let alone a decision from Town Council. Mr. Sousa was given a copy of a letter that was sent out Certified Mail on 8/9/18 by Bill McDonough, Building Commissioner/ZBA Officer restating that there will be no parking of such vehicles at 209 Anawan Road. If he continues to violate the Bylaws there will be fines and/or appropriate court action taken.
- J. Muri & S. Vadnais – Both assured Mr. Sousa as well that the BOS can not over rule a ZBA decision and no one selectman can either. The Board did not have any discussions on this matter with any neighbors or with the homeowner in question. This matter has passed the required time to appeal, so if the homeowner wants to make any changes, he must present a different question to the Board or ZBA.
- BOS feels strongly that the ZBA Officer should stand strong on his decision and enforce any fines he feels necessary if the homeowner at 209 Anawan continues to violate the order.
- Matthew Sousa- Was satisfied with the action that the Board has taken as well as the Building Commissioner.

EXECUTIVE SESSION:

At 8:58 a.m. a motion made by Selectman Schwall, second by Selectman Muri it was voted to enter into Executive Session pursuant to **MGL Chapter 30A Section 21(a)**

(1) To discuss the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or to discuss the discipline or dismissal of, or complaints or charges brought against, a public officer, employee, staff member or individual. The individual to be discussed in such executive session shall be notified in writing by the public body at least 48 hours prior to the proposed executive session; provided, however, that notification may be waived upon written agreement of the parties. A public body shall hold an open session if the individual involved requests that the session be open. If an executive session is held, such individual shall have the following rights:

- i. to be present at such executive session during deliberations which involve that individual;
- ii. to have counsel or a representative of his own choosing present and attending for the purpose of advising the individual and not for the purpose of active participation in the executive session;
- iii. to speak on his own behalf; and
- iv. to cause an independent record to be created of said executive session by audio-recording or transcription, at the individual's expense.

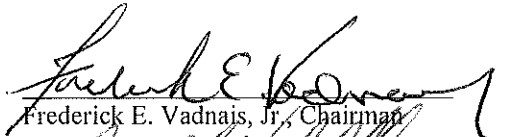
(3) To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares;


Topic of Discussion: Highway Personnel Issue; Clerical Union Contract

Chairman Vadnais asked Mr. Fisher to make the decision if he would like to continue the meeting as an "Open Session" or "Executive Session." Mr. Fisher decided to continue the meeting as an Executive Session. The Executive Session meeting moved to Helen Dennen's office.

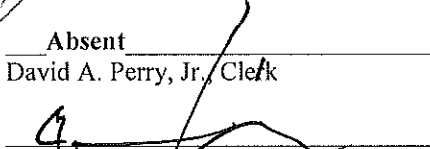
Roll Call Vote: J. Muri – "aye," S. Vadnais – "aye," G. Schwall – "aye"

ADJOURNMENT: Open Session ended at 8:55 a.m. and Executive Session continued in the Town Administrator's Office.

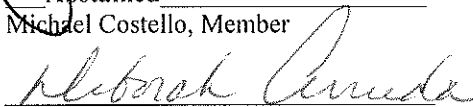

Frederick E. Vadnais, Jr., Chairman


Gerald V. Schwall, Vice Chairman

Absent
David A. Perry, Jr., Clerk


James Muri, Member

Abstained
Michael Costello, Member


Respectfully Submitted,
Deborah Arruda
Assistant to the Town Administrator

Approved 9/10/18