

MINUTES OF TOWN OF BERKLEY SELECTMEN'S MEETING OF 09/15/2021

SELECTMEN IN ATTENDANCE: Dean R. Larabee, Clerk & Wendy F. Cochrane, Member

| TOPIC | | ACTION |
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| | Meeting Convened at 6:04p.m. in the Moitoza – Pettey Hearing Room | |
| Meeting Minutes | April 28, 2021 Meeting Minutes, May 26, 2021 Meeting Minutes, May 27, 2021 Meeting Minutes, May 27, 2021 Meeting Minutes – ES, June 16, 2021 Meeting Minutes, July 07, 2021 Meeting Minutes, July 21, 2021 Meeting Minutes, August 04, 2021 Meeting Minutes August 18, 2021 Meeting Minutes, August 01, 2021 Meeting Minutes. Board reviewed and approved all minutes with correction of August 01, 2021 to be September 1, 2021. | Cochrane motion to approve all minutes, Larabee 2 nd , both voted |
| Meeting Mail | Memorandum from the Berkley School Committee regarding surplus items. Board reviewed and agreed the town does not have any need with these items. | Cochrane motion to file, Larabee 2 nd , both voted |
| Appointments | Board reviewed letter and appointed Lucas Tourgee for the Zoning Board of Appeals. Tougee was present, and gave a brief reason on why he is interested in the ZBA. The board thanked him for his interest and welcomed him. Board appointed Lucas Tourgee for the Zoning Board of Appeals as an alternate member to expire June 30, 2023. | Cochrane motion to appoint, Larabee 2 nd , both voted |
| | Board reviewed letter and appointed Georg Faria, Jr. for the Conservation Commission. Faria was present, and gave a brief reason on why he is interested in the ZBA. The board thanked him for his interest and welcomed him. Board appointed George Faria, Jr. for the Conservation Commission as a fulltime member to expire June 30, 2023. | Cochrane motion to appoint, Larabee 2 nd , both voted |
| New Business (Taken Out of Order) | Board reviewed the request from Scott Burgess to purchase land on Green Street. Burgess was present. The board asked to table this matter for the next meeting when there is a full board. | Cochrane motion to table, Larabee 2 nd , both voted |
| | Board reviewed the letter from Patrick McCrohan in regards to purchasing land on Bayview Avenue. The board asked to table this matter for the next meeting when there is a full board. | Cochrane motion to table, Larabee 2 nd , both voted |
| Old Business (Taken Out of Order) | Board continued discussion regarding the Animal Control Officer. Cochrane stated that Samantha Leroux, who was present, came highly recommended and is very qualified for the Assistant Animal Control Officer. Leroux gave a brief explanation on why she is interested in the position also stating that she is vaccinated and has attended the 40 hour-(A) program at the NACA. The board appointed Leroux as the Assistant Animal Control Officer to expire June 30, 2022 and agreed to discuss the financial piece of the employment agreement at a later time after speaking with the Finance Committee. | Larabee motion to appoint, Cochrane 2 nd , both voted |
| New Business | Board reviewed the Chapter 90 request from the Highway Department regarding a 2021 John Deere Backhoe. Rob Rose from the Highway Department gave an explanation on why they are requesting a new backhoe. The 2003 backhoe they have now is not reliable and keeps breaking down. This piece of equipment is used for most of the duties the Highway Department takes care of. Rose gave the board an equipment condition list he created showing all the equipment and vehicles that are out dated and can be a safety issue. The board asked for the equipment list to be discussed at a later date when there is a full board and to also have the Finance Committee present. After discussion, the board approved to make the purchase for the 2021 John Deere Backhoe and accessories in the amount of \$164,950.00 from Chapter 90 money. | Cochrane motion to approve purchase, Larabee 2 nd , both voted |
| | Board reviewed and approved a 1-day wine and malt beverage liquor license for the Bay State Beagle Club for a clam boil on October 2, 2021 from 6:00pm to 10:00pm. | Larabee motion, Cochrane 2 nd , both voted |

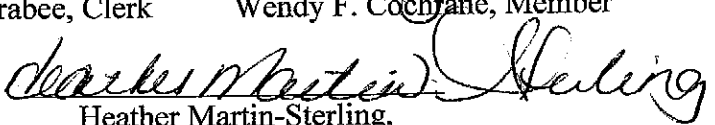
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| Executive Session | <p>Board discussed the Common use in respects to the Berkley Library. Carla Lyman, Library Chairman and Carol Buote, Library Director were present and gave some background on the Library and funds that were provided to purchase the story walk. Their concern is that the story walk has been getting damage due to it being taken up and down by other parties using the Common. They expressed that they would like to be part of the solution and get this figured out so no more damages happen. Discussion continued. Lyman and Buote also brought up that the gazebo needs repairs and they would like to know who would take ownership of these repairs needed. Cochrane thanked the ladies for bringing this to the board's attention and asked for more time to come up with a solution for both topics at a later date.</p> <p>Board reviewed the letter to the Local Elections Districts Review Commission regarding the 2020 Re-Precincting Plan for the Town of Berkley. Board tabled until final draft has been given to the board by the Town Clerk.</p> <p>Board reviewed the agenda request form regarding conflict of interest issues for 65R Seymour Street submitted by Susana Ponte. Larabee stated that this topic can not include any names and the board will only be able to listen. Susan Ponte, 69 Seymour Street, asked why these regulations are placed on this specific agenda item. Heather Martin-Sterling, Town Administrator, responded by explaining the Board of Selectmen have nothing to do with the request that was received regarding the conflict of interest and this needs to be done through the State Ethics Board. Also, stating that any town elected board cannot dictate or oversea another town elected board. Discussion continued.</p> <p>Samantha Smith, 61 Seymour Street, asked if something was reported to the Ethics Board and there was findings of wrong doing, would that impact the decision that the Planning Board made. Cochrane explained, that the decision would have to be withdrawn and re-voted so the process would have to start all over again. Ponte thanked the board for their time.</p> <p>Board to go into Executive Session under Chapter 30A §21(1) 3. To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigation position of the public body and the chair so declares for the Highway Department; review of matter, votes may be taken.</p> <p>Board started Executive Session at 6:58p.m. and to not go back into open session.</p> | <p>Cochrane motion to table, Larabee 2nd, both voted</p> <p>Larabee motion to table, Cochrane 2nd, both voted</p> <p>Information Only</p> <p>Cochrane motion to go into Executive Session, Larabee 2nd, both voted</p> |
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Dean R. Larabee, Clerk


Wendy F. Cochrane, Member


Heather Martin-Sterling,
~~Interim~~-Town Administrator