

**SELECT BOARD MEETING MINUTES
SEPTEMBER 23, 2019 at 6:30pm
TOWN HALL, SELECT BOARD CONFERENCE ROOM**

CALL TO ORDER/OPENING

Chairwoman Wilson called the meeting to order at 6:30pm. Chair Sandra Wilson, Vice-Chair Harry Brooks, 2nd Vice-Chair Rick Antanavica, Selectwoman Dianna Provencher, Selectman John Shocik, Student Liaisons Katheryn Stapel and Jacob Stolberg, Town Administrator David Genereux and Assistant to the Town Administrator Kristen Forsberg were in attendance.

1. EXECUTIVE SESSION, MGL CHAPTER 30A, SECTION 21A

- a. **Exception 3 – To discuss strategy with respect to pending litigation pursuant to G.L. c. 30A, §21(a)(3) and (7) and Suffolk Construction v. DCAMM, 449 Mass. 444 (2007) (Worker's Compensation case)**

A motion was made by Mr. Brooks and seconded by Ms. Provencher to enter into executive session at 6:31pm under Mass General Law Chapter 30A, Section 21A, Exception 3, to discuss strategy with respect to pending litigation pursuant to G.L. c. 30A, §21(a)(3) and (7) and Suffolk Construction v. DCAMM, 449 Mass. 444 (2007) (Worker's Compensation case); Exception 1, to discuss the dismissal of an employee (Highway Laborer); and Exception 3, to discuss strategy with respect to collective bargaining (restoration of employee vacation time – Government Employees Union Local 1). The Chair declared that to discuss these matters in open session would compromise the position of the Town. Roll call: 5:0:0.

2. SCHEDULED ITEMS

- a. **7:00pm – Middle School Project Presentation & Sign Middle School Design Enrollment Certification**

Finegold Alexander, architects for the Middle School Feasibility Study, gave a presentation regarding the proposed new Prek-8 facility, noting that MSBA approved the preferred schematic design on August 28th. The proposed building will hold 930 students with opportunities for expansion as necessary. The design includes playing fields in a ring around the building including a turf playing field with a track, outdoor learning spaces, improved drainage, a cafetorium, a gym that could be used after hours, a shared media center and two separate wings, one for the lower and one for the upper grades. The estimated cost for the new school is \$87M but this will be further refined over the upcoming months. In February, MSBA will take a final vote on the schematic design submission then the proposed building will come before the town for a vote.

A motion was made by Ms. Provencher and seconded by Mr. Brooks to authorize the chair to sign the Middle School Design Enrollment Certification. The motion carried 5:0:0.

- b. **7:15pm – Common Victualler License – London's Ice Cream & Sandwich Shoppe – 724 Main St**

A motion was made by Mr. Brooks and seconded by Ms. Provencher to approve a common victualler license for London's Ice Cream & Sandwich Shoppe at 724 Main Street. The motion carried 5:0:0.

3. PUBLIC COMMENT PERIOD

Joe Hart, 30 Warren Ave, asked the Select Board to hold off on disposing of the recently decommissioned Memorial School in case the new school does not get approved. Mr. Hart recommended looking into renovating the Memorial School as he believes it is structurally sound and floors could be added.

4. REPORTS & ANNOUNCEMENTS

- a. **Student Liaison Reports**

The Student Liaisons provided updates from the Leicester Public Schools.

b. Select Board Reports

The Select Board discussed various topics including thanking the highway department for work done by Lion's Park, thanking the middle school students who helped out at the Harvest Fair, recapping the Leicester Business Association meeting last week at the Castle where the future of Swan Tavern was discussed, recapping the Worcester County Selectmen's meeting on housing, the successful harvest fair, thanking Chief Antanavica and Superintendent Griffin for repainting the stop lines at Pleasant and Main Streets that were removed as part of the Route 9 paving project, recapping the first EDC meeting of the fiscal year, the upcoming Town Wide Yard Sale to support the annual Tree Lighting on the Common, no Apple Festival being held this year, no bulky recycling such as couches will be taken at Recycling, the soft opening of Swan Tavern during the Harvest Fair which saw over 100 visitors, Swan Tavern opening on Halloween, the upcoming cleanup and 3K at Burncoat Park and the upcoming semi-annual drug takeback day.

A motion was made by Mr. Antanavica and seconded by Ms. Provencher to send letters of thanks for service to retiring firefighters from the Board. The motion carried 5:0:0.

c. Town Administrator Report

The Town Administrator presented highlights from his written report which is included in the agenda packet.

5. RESIGNATIONS & APPOINTMENTS

None

6. OTHER BUSINESS

a. Senior Center Donation

A motion was made by Ms. Provencher and seconded by Mr. Brooks to accept a \$150 donation to the Senior Center from the Central Massachusetts Striders. The motion carried 5:0:0.

b. Police Civil Service List Request

A motion was made by Ms. Provencher and seconded by Mr. Antanavica to authorize the Town Administrator to request the latest certified civil service list of police officers to backfill a position open due to a retirement. Under discussion, Mr. Genereux noted this vacant position is currently funded in the budget and the plan is to promote another patrolman to sergeant. The motion carried 5:0:0.

c. Reopen the Fall Special Town Meeting Warrant

A motion was made by Mr. Antanavica and seconded by Mr. Shocik to reopen the Fall Special Town Meeting warrant. The motion carried 5:0:0.

d. Vote on Fall Special Town Meeting Warrant Articles

- A motion was made by Ms. Provencher and seconded by Mr. Brooks to support the article to fund prior year bills. The motion carried 5:0:0.
- A motion was made by Mr. Antanavica and seconded by Mr. Shocik to support the article for a five-year postage machine lease. The motion carried 5:0:0.
- A motion was made by Mr. Shocik and seconded by Mr. Brooks to support the article consolidating various Founders Day/300th Anniversary accounts into one 300th Anniversary Revolving Fund. The motion carried 5:0:0.
- A motion was made by Ms. Provencher and seconded by Mr. Brooks to support the article funding the police detail account. The motion carried 4:1:0 (Ms. Wilson was opposed).
- A motion was made by Ms. Provencher and seconded by Mr. Brooks to place the article adjusting the FY20 operating budget on the warrant. The motion carried 5:0:0. A motion was made by Ms. Provencher and

seconded by Mr. Antanavica to support the article adjusting the FY20 operating budget. The motion carried 5:0:0.

- A motion was made by Mr. Antanavica and seconded by Mr. Shocik to place the article to borrow funds for equipment, landscaping and addressing water issues at the new Fire & EMS Headquarters on the warrant. The motion carried 5:0:0. A motion was made by Mr. Brooks and seconded by Ms. Provencher to support the article to borrow funds for equipment, landscaping and addressing water issues at the new Fire & EMS Headquarters. The motion carried 5:0:0.
- A motion was made by Mr. Antanavica and seconded by Ms. Provencher to support the article authorizing the Fire & EMS Headquarters lawsuit settlement. The motion carried 5:0:0.
- A motion was made by Ms. Provencher and seconded by Mr. Brooks to support the article to fund an Economic Development position. The motion carried 5:0:0.
- A motion was made by Mr. Antanavica and seconded by Ms. Provencher to support the capital improvements article. The motion carried 5:0:0.
- A motion was made by Ms. Provencher and seconded by Mr. Shocik to support the article transferring Cable PEG Access Capital Funds to LCAC. The motion carried 5:0:0.
- A motion was made by Mr. Brooks and seconded by Ms. Provencher to support the article transferring town owned property on River Street to the Common Ground Land Trust. The motion carried 5:0:0.
- A motion was made by Mr. Brooks and seconded by Ms. Provencher to support the select board bylaw amendment article. The motion carried 5:0:0.
- A motion was made by Mr. Brooks and seconded by Ms. Provencher to remove the article changing the date of the annual town election from the warrant. The motion carried 5:0:0.
- A motion was made by Ms. Provencher and seconded by Mr. Brooks to support the solar zoning amendment article. The motion carried 5:0:0.
- A motion was made by Ms. Provencher and seconded by Mr. Antanavica to support the phased growth zoning amendment. The motion carried 5:0:0.
- The Board did not vote on the citizen petition from Lieutenant Paul Doray allowing him to work until age 70 and asked that the Town Administrator invite Lt. Doray to the next Select Board meeting to discuss his request.
- A motion was made by Mr. Antanavica and seconded by Mr. Brooks to add the article authorizing the disposition of the Memorial School to the warrant. The motion carried 5:0:0. A motion was made by Mr. Brooks and seconded by Mr. Antanavica to support the article authorizing the disposition of the Memorial School. The motion carried 5:0:0.
- A motion was made by Ms. Provencher and seconded by Mr. Brooks to add the article rescinding the remaining borrowing authorization for the High School Roof Project to the warrant. The motion carried 5:0:0. A motion was made by Mr. Brooks and seconded by Mr. Antanavica to support the article rescinding the remaining borrowing authorization for the High School Roof Project. The motion carried 5:0:0.
- A motion was made by Ms. Provencher and seconded by Mr. Brooks to add the article funding Leicester's share of the Regional Fire Training Facility to the warrant. The motion carried 5:0:0. A motion was made by Mr. Brooks and seconded by Mr. Antanavica to support the article funding Leicester's share of the Regional Fire Training Facility to the warrant. The motion carried 5:0:0.
- A motion was made by Ms. Provencher and seconded by Mr. Brooks to add the article transferring funds to the Transportation Infrastructure Fund. The motion carried 5:0:0. A motion was made by Mr. Brooks and seconded by Mr. Antanavica to support the article transferring funds to the Transportation Infrastructure Fund.

e. Close the Fall Special Town Meeting Warrant

A motion was made by Ms. Provencher and seconded by Mr. Shocik to close the Fall Special Town Meeting warrant. The motion carried 5:0:0.

7. MINUTES

a. August 22, 2019

A motion was made by Mr. Antanavica and seconded by Ms. Provencher to approve the minutes of August 22, 2019. The motion carried 5:0:0.

b. September 9, 2019

A motion was made by Mr. Antanavica and seconded by Ms. Provencher to approve the minutes of September 9, 2019. The motion carried 5:0:0.

c. Executive Session Minutes

A motion was made by Mr. Antanavica and seconded by Mr. Shocik to approve the executive session minutes of July 15, 2019 and September 9, 2019 with corrections to the participant names. The motion carried 5:0:0.

A motion to adjourn was made by Mr. Antanavica and seconded by Ms. Provencher at 9:52pm. The motion carried 5:0:0.