

Meeting of the Board of Selectmen held on April 11, 2017 beginning at 6:00 pm in the Selectmen's Conference Room, Town Hall.

Members present: Brian Mannix, Chairman; William Rooney; Manuel Silva; Derek DeBarge; Carmina Fernandes arrived late.

First order of business: The Pledge of Allegiance.

The Board reorganized with William Rooney becoming Chairman and Manuel Silva becoming Vice-Chairman.

Mr. DeBarge made a motion, seconded by Mr. Silva, to nominate William Rooney as the Chairman of the Board of Selectmen. Vote 4-0 all in favor.

Mr. DeBarge made a motion, seconded by Mr. Mannix, to nominate Manuel Silva as the Vice Chairman. Vote 4-0 all in favor.

Mr. Rooney thanked Mr. Mannix for his service as Chairman for the last year.

### Visitations

A public hearing was held for the transfer of the liquor license for Our Town Variety.

Mr. Silva made a motion, seconded by Mr. Mannix, to open the hearing for a liquor license transfer for Maharajshree for Our Town Variety at 6:05. Vote 4-0 all in favor.

Mr. Rooney: We are now in a public hearing for a liquor license transfer. If you would, if you're going to speak, if you would introduce yourselves please so we have it for the record.

Attorney Brad Shimel: My name is Brad Shimel, I'm an attorney, I practice in Northampton, I had the pleasure of being on the license commission in Northampton for twelve years as Chairman so I can sympathize with your comments from a little earlier

Mr. Rooney: You seem to have survived.

Attorney Shimel: yeah I did, I did, and all in all it was a positive experience. Well we're here tonight, immediately to my left is Sapana Patel and to her left is her husband Sheetal Patel, husband and wife, the corporation is set up so that they each own fifty percent of the stock in the corporation. The structure is that Mrs. Patel would be the manager of the store, she is, she has completed her TIPS training and she has been, for a month or so now, she has been working as an intern at a spirit shop, it's called, in Springfield on a basically trial basis to get hands-on experience in the sale of alcohol in a package store situation. She was just commenting to me in the hall that the TIPS training is one thing but the real world experience

Mrs. Patel: It's different.

Attorney Shimel: of being behind the counter is a little different. So what is envisioned here is a store that would not be just alcohol, the, obviously some of the customer base will determine part of it, but their estimate is probably twenty-five percent of the sales will be from alcohol, they'll be then retail items, milk, bread, other types of items, food items, lottery as well, so the other percentage of business would be made up by those items. So it's not going to be primarily a package store but a significant portion of the business would be the sale of alcohol. And other than that, it's a, gonna be run in a relatively straight forward manner. As I said, Mrs. Patel is gonna be the face that's at the store a significant amount of time and I think beyond that maybe the best thing is if members of the Board had any questions of either of the applicants they'd certainly be happy to address your questions.

Mr. Rooney: Before we do that, just from a procedural standpoint, do you have the list of the abutters?

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Ms. Villano: If I might, this doesn't require an abutters list, it's a public hearing but no abutters.

Mr. Rooney: Okay, alright. Then if we could, if there's any Board members who want to make any, ask any questions or make any comments.

Mr. Mannix: Mr. Chairman?

Mr. Rooney: Mr. Mannix.

Mr. Mannix: If I might, one of my concerns is security and security cameras, I'll tell you how I feel and what I've been pushing for as far as the Board is concerned, as far as the Town is concerned. I'm a firm believer any alcohol license places should have security cameras and I'm gonna use the expression, the more the merrier, everything costs money, I understand that but for cost of video cameras of today I feel as though it's not that expensive, anything's expensive when we have to spend our money but, when I'm not spending my own money, it's not that expensive, and I'm asking you now have you looked into having security cameras there and you don't have to be specific, but in general, approximately, you know, how many and, you know, I sit here and I say to you I'm looking for both entrances and exits, I'm looking for the parking lot, I spent thirty-two years as a Police Officer in this town so I guess maybe I expect the worst all the time, any place and every place, on my job, you know, nobody ever invited me to a seafood festival for some reason, only when something went wrong that's when I went, and we had a pretty serious incident take place in this town less than a year ago or around a year ago and unbeknownst to me that establishment had fourteen cameras in it, I'm not asking that by any means, okay, but I'm just saying when it came time to, looking into things and deciding what has to be done and not done and everything else, it was, a godsend is the probably the best way I can put it, so and it's not just yourselves, you're not the first one I've asked this of you, but, you know, the other Board members will say that I have mentioned it before and I'm trying to find some way of having each and every new licensee in town, it's kind of tough to go back to people and say well you've got to do this now, but as each person comes in, make you aware of kind of what I'm looking for, okay, I represent the Town but also what the Town was looking for. If you just give me some insight there.

Mr. Patel: I know currently they do have six to eight cameras so if there are recommendations by the Board or by the Police Department to add additional cameras and facing them a certain way we are more than willing to look at that, review that and take the recommendations under considerations and redirect them as necessary.

Mr. Mannix: My only other question is as you found from TIPS training to real life training, I told you already I was a Police Officer for thirty-two years in this town, you're gonna find that, you know, the young customers are gonna be there, you know, all too often, especially in the beginning, you know, not so much the inebriated customers but you're gonna have some of those and those are, I'm gonna say to you, those are some of the avenues that you're gonna have to really crack down on and it's like we teach our children most of the time is any question on anything, please just say no. You don't want to do that as a storeowner or a business or anything else but protect yourself, also to protect anything else that takes place is just, you know, say no on that avenue and I like the idea when you made the comment that's yeah a little bit different from training to real life because that's gonna be part of the real life, you're gonna go in there and hear every excuse in the world, you know, I'm old enough, I can't, I lost my license and just because my picture looks different here it's really me or whatever it might be, so if you do that more than happy to have you and on top of it, I live pretty close to your business.

Mrs. Patel: I mean I would not be afraid to ask for ID so and I have worked for a couple months down there now so I'm pretty good about asking the ID. I mean if I doubt, I'm gonna ask.

Mr. Mannix: It gets, sometimes it gets tougher later on, you know, you think you recognize someone, oh I've been in here before, just all I'm saying is just say, it's a tough business

Mrs. Patel: Yes.

Mr. Mannix: and, you know, it's a good business there and everything else, you know, my mom lived right around the corner from there for many, many years and a few years ago, not too far

from your store, I bought a home and I still presently live there so it's a neighborhood, it's a good neighborhood. That's all Mr. Chairman.

Mr. Rooney: Any other questions or comments?

Mr. Silva: Mr. Chairman?

Mr. Rooney: Mr. Silva.

Mr. Silva: You bought the variety store but you did not buy the property, right, you're renting

Mr. Patel: Correct

Mr. Silva: so you're leasing

Mr. Patel: yes leasing

Mr. Silva: just the variety store. Second question, most important one is, can you tell us what Maharajshree is?

Mr. Patel: It's a combination of one of the Indian gods and my daughter's name.

Mrs. Patel: Maharaj is the god and and my daughter's name is Shree so Shree is her name. So god and my daughter. She is good luck.

Mr. Silva: So your daughter is god?

Mr. Rooney: One in the same.

Mr. Silva: So your daughter is your god.

Mrs. Patel: Yes, yes.

Mr. Silva: Like mine, mine are everything, they're my god, my boss, everything.

Mrs. Patel: She brought good luck to us in our lives ever since she has been in our life.

Mr. Silva: That's all I have.

Mr. Rooney: Mr. DeBarge anything?

Mr. DeBarge: Yes Mr. Chairman. First of all welcome to Ludlow as business owners. And I just have one thing as far as your business information, contact information, just please keep that updated and on file with the Police and Fire, if they do ever have to go there and need to get a hold of you, sometimes they have problems getting a hold of the business owners and it's a problem, so if that does change, phone numbers, whatever, just please keep it updated. It's a lot easier if they can find you. That's all I have.

Mr. Patel: And the, I know currently for the organization we have the personal address but do you want us to just update it after we do the closing and then update Town records as well as the Police Department or public works?

Mr. DeBarge: Yup.

Mr. Rooney: Are you all set Mr. DeBarge?

Mr. DeBarge: Yes sir.

Mr. Rooney: Okay, just to go back for a minute to something Mr. Mannix said because he has mentioned it before and I do think it's a good idea, are you okay with the six to eight, does that?

Mr. Mannix: Oh that'd be, you know, in my own mind, that's plenty for, because I know your establishment and the setup of your establishment, that'd be, in a nice way, more than sufficient.

Mr. Rooney: I certainly don't have any questions, but welcome, you know, it's a good business, it's a good area for the most part I guess, but make sure you card him when he comes in but good luck to you.

Mrs. Patel: Thank you.

Mr. Patel: Thank you.

Mr. Rooney: Anything else, Attorney?

Attorney Shimel: No I think that's a good overview, I think you got a good sense of the Patels, they'll make a good asset to the Town and the business and I think in no time at all the people will come to know them and frequent their store.

Mr. Rooney: Okay, I'll entertain a motion.

Mr. Silva: Mr. Chairman?

Mr. Rooney: Mr. Silva?

Mr. Silva: I move that we approve the liquor license transfer from Our Town Variety to Maharajshree.

Mr. Mannix: Second.

Mr. Rooney: Any discussion on the motion? Vote 4-0 all in favor.

Mrs. Patel: Thank you for your time.

Attorney Shimel: Thank you gentlemen.

Mr. Rooney: Can we have a motion to close the public hearing?

Mr. Silva made a motion, seconded by Mr. DeBarge, to close the public hearing for liquor license transfer for Our Town Variety to Maharajshree at 6:17. Vote 4-0 all in favor.

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The Board held an interview with Sandra Evans for the Ludlow Cultural Council.

Mr. Rooney: Thank you for coming forward. Why don't you, if you don't mind, why don't you just give us a short version of why you're here and what are you looking to do.

Ms. Evans: Well first of all, I've been enjoying those concerts in the park for a long time, beautiful summer evenings and I think people passing by Ludlow would say what a beautiful town and I found that it's funded by the Ludlow Cultural Council so I heard that they are having some of their members, their terms are expiring and so I thought I would apply to be one of the new people and I went to a meeting, it was last Saturday, it was a meet and greet, first time ever, I got to meet some of the, this years, current grantees and I also got to meet many of the Council members and found they were very, very serious about their job, they're very, very committed to it and I think that I would find it very, very interesting. Also a learning experience for me and that I would love to be able to add a little bit to the culture in Ludlow, a little bit of enrichment for our residents. That's why I applied.

Mr. Rooney: Alright, any questions or comments from Board members?

Mr. Mannix: If I might Mr. Chairman,

Mr. Rooney: Mr. Mannix.

Mr. Mannix: one I will say the same to you is, you know, yes the concert in the park have been excellent, I really didn't make them last year, one is I'm gonna say is for some reason the signs weren't put out front as often as they were in the past and the ones that were if I missed them I missed them but no they're always a pleasure to be at and, you know, your interest in there, we're really grateful for it and the Town should be grateful for it and your interest in it of itself for the Town I just want to say thank you very much.

Ms. Evans: Thank you.

Mr. Rooney: Any other questions or comments?

Mr. Silva: Mr. Chairman?

Mr. Rooney: Yes Mr. Silva.

Mr. Silva: Just thank you for stepping up and coming forward. I believe that the Council is any number that

Ms. Villano: Right.

Mr. Silva: so we seem so, need, so I welcome you, I don't see any issues at all not having you on the Council so thank you.

Ms. Evans: Okay, thank you very much.

Mr. Rooney: Anybody else?

Mr. DeBarge: I too will thank you for coming in and I look forward to your contribution as well. You seem very excited to join it

Ms. Evans: I am, I attended one of their meetings just as a guest and I found it very, very interesting and very surprised how committed all of the Council members are to doing, you know, they get a certain amount of money and they want to make sure they dispense it correctly to as many people as they can.

Mr. DeBarge: That part interests me, just that in and of itself, that interests me and your enthusiasm interests me as well. I think you might see me hanging out there after a little while as well.

Ms. Evans: That would be nice.

Mr. DeBarge: So thank you for coming, very much.

Mr. Rooney: Okay. And I'll just reiterate what was said, thank you for coming forward. Why don't I entertain a motion?

Mr. Mannix: Mr. Chairman?

Mr. Rooney: Mr. Mannix.

Mr. Mannix: I make a motion we appoint Sandra Evans on the Cultural Council.

Mr. DeBarge: Second.

Mr. Rooney: Any discussion on the motion? Hearing none, all in favor? Vote 4-0 all in favor.



The Board met with Christine Peacey from the Celebrate Ludlow Committee.

Ms. Peacey stated that Rebecca Paul will be the new Chairperson and Mary-Ann Asta-Ferrero will be the Co-Chair of the Committee. She stated that there is a new committee in place and they are working on the event.

Carmina Fernandes entered the meeting at this time.

Mr. Mannix stated that this is a good event and benefit for the Town and he gave his support to the Committee.

Mr. Silva commended the committee for a great job last year. He asked how the funding is going at this point. Ms. Peacey stated that there are outstanding funds from two groups that have not been reconciled. She stated that she has contacted them to no avail and she thought the Board would be sending letters to them. Mr. Rooney suggested she send a formal letter to the organizations stating that the Board of Selectmen has been made aware of the situation and to please take care of the accounts. Mr. DeBarge asked that the Board be copied on the correspondence.

Mr. Silva made a motion, seconded by Mr. Mannix, to appoint Christine Peacey, Mary-Ann Asta-Ferrero, Laurie Smith, Mark Moran, Rebecca Paul, Diane Walton, Trudy Line, Rachael Melanson, Scott Nelson, Eric Segundo and new member Michelle Anecchiarico to the Celebrate Ludlow Committee to serve until April of 2018. Vote 5-0 all in favor.

#### Correspondence

67. Monthly Crime Briefs July 2016 – September 2016

67a. Monthly Crime Briefs January 2017

Moved by Mr. Silva, seconded by Mrs. Fernandes, to file. Vote 5-0 all in favor.

68. Eric Segundo, Director of Veterans Services – informing the Board of a \$50.00 donation made in memory of Richard F. Boucher, Sr. to benefit the Veteran Services. Board to accept the donation.

Moved by Mr. DeBarge, seconded by Mr. Silva, to accept the donation with a thank you letter. Vote 5-0 all in favor.

69. Anna Lucey, Director of Government Affairs, Charter Communications – copies of the Billing Practices and Equipment Notice (Annual Customer Notification), Sample Subscriber Bill, Sample Subscriber Work Order and Channel Line-up with Rate Information.

Moved by Mrs. Fernandes to file, seconded by Mr. Silva for discussion.

Mr. Silva stated that he was informed by some residents that they were told by Charter that they cannot get just internet service. Mr. Mannix stated that if you call their 800 customer service number that is the answer you get, if you call the Regional Manager in Worcester and he will have someone call you to arrange the service that you want. The customer service people are commissioned sales people. Mr. DeBarge stated that he has heard from residents having issues as well. Many of them have asked why they have to have Charter and why there are no other choices. Mr. Mannix and Mr. DeBarge asked if we can have the Director of Government Affairs attend a Board meeting to discuss these issues. Mrs. Fernandes stated that we have another three years of the contract with Charter and that a new company coming in would have to run all new cables for their service which is extremely expensive. Ms. Villano will invite Ms. Lucey from Charter to an upcoming meeting.

Motion to file item #69, vote 5-0 all in favor.

70. Barry Linton, Chairman – informing the Board that the DPW Snow and Ice Removal Budget has been over expended as of February 12, 2017. Board to declare a State of Emergency. Board of Selectmen to approve the snow and ice deficit spending.

Ms. Villano stated that we don't have the dollar amount. She stated in the past what happens is that the Board would declare a state of emergency, the Finance Committee would concur that it was over-expended and then we send it off to the State. With the Modernization Act of November 2016, the buck stops here, so the Board of Selectmen can authorize the over-expenditure.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, to table this until we get the numbers needed to finance the problem. Vote 5-0 all in favor.

71. Chief Babineau, Fire Department – notifying the Board of \$75.00 donation made in memory of Edward Lemieux a retired Firefighter from Shirley & Jeffrey Webb and Billie J. Hayes made to the Ambulance Grants and Gifts Account. Board to accept the donations.

Moved by Mrs. Fernandes, seconded by Mr. Mannix, that we accept the \$75.00 donation in memory of Mr. Edward Lemieux and send a thank you letter to Shirley and Jeffrey Webb and Billie Hayes. Vote 5-0 all in favor.

72. Sgt. Shameklis, Safety Committee – recommending the Board adopt the changes to the Speed Limit Regulations under Chapter 90, Sections 17 & 18 that was signed by Governor Baker on August 9, 2016 and became effective on November 7, 2016.

Moved by Mr. Silva, seconded by Mr. Mannix, to adopt the changes to the Speed Limit Regulations under Chapter 90, Sections 17 & 18 that was signed by Governor Baker on August 9, 2016 and became effective on November 7, 2016. Vote 5-0 all in favor.

73. Laurie Gibbons, Town Clerk – informing Boards they must reorganize after the Town Election.

Moved by Mr. Silva, seconded by Mrs. Fernandes, to file. Vote 5-0 all in favor.

74. Roger Cox, Jr. – follow up letter regarding the meeting held on March 16<sup>th</sup> by the Zoning Board of Appeals with HAP Housing on 188 Fuller Street.

Mr. Mannix made a motion, seconded by Mrs. Fernandes, to file. Vote 5-0 all in favor.

75. Tony Rosa, Chairman, Board of Assessors – letter relative to a property owner's devaluation of his property.

Mr. Mannix stated that he spoke to Mr. Sousa and observed the property and talked to the Building Commissioner and that he agrees with some of the issues. He suggested that the property owner survey the property. He doesn't see what the Board of Selectmen can do for him at this time. Mr. Silva stated that he reviewed this property as well and he feels that the Unkempt Property bylaw should apply here. He also feels that the Board cannot do anything unless the Building Commissioner comes to us with extraordinary violations. Mr. Rooney stated that he looked at the pictures of the property and feels that the Building Commissioner should inspect the property and provide information.

Mr. Mannix made a motion, seconded by Mr. DeBarge, to ask Mr. Larivee to look into this matter and see if he can come up with any solutions and get back to the Board and personally inform the Board of his conclusions. Vote 5-0 all in favor.

#### Visitations (Continued)

The Board met with members of the Budget Sub-Committee. Members present were Kim Downing, Chairman of the Finance Committee and Vice Chairman of the Budget Sub-Committee and Kim Collins, Town Accountant.

Ms. Downing stated we are looking at a five percent increase. She stated that the Finance Committee and the Budget Subcommittee feel they have done everything they can and that this is a good budget for what we have.

Ms. Villano stated that the general interest and debt has gone up almost a million dollars but on the revenue side you will see a reimbursement of 876,000 which is the MSBA reimbursement for the middle school and the high school which will be paid off in 2021. Five years ago the MSBA gave us the five years' worth of reimbursement up front. Also the pension went up thirteen percent over last year. The Human Resource Department didn't have their own budget last year, they were part of the Selectmen budget, but this year they will have their own budget, so you will see a four thousand percent increase for that department.

Mr. Silva stated the Assessors budget, seventeen percent, what are they using that money for? Ms. Villano stated they are doing a revaluation and they've budgeted the contract number into their budget. Mr. Silva asked Ms. Villano to find out if this is an interim adjustment or if it's an actual revaluation and when our next certification is. He feels that if this is just an interim it's a lot of money and if it's a revaluation it's nowhere near what that costs.

Mr. Mannix questioned how the Human Resources/Veterans Services new clerk's salary will be handled in the budget. Ms. Villano stated that Veterans Services had a pool of money, we reduced that pool and put it in Human Resources, we didn't add any extra to Human Resources, we took away from Veterans and put it into Human Resources. Ms. Downing stated that is not what we were told at the Finance Committee. Ms. Villano stated Veterans is paying for it, we just aligned the money.

Mr. Mannix also questioned the Health Insurance and the School Department employees not agreeing to the cost split between the Town and the employees. He expressed his dismay that the School Department employees have not agreed to change the split from 81/19 to 75/25 when the rest of the Town employees have. He stated that he would like to make a motion to cut the School Department's budget by one million dollars at Town Meeting.

Mr. Rooney stated that he understands the frustration but bringing this type of motion to town meeting floor is not the way to handle the situation, in his opinion. He stated that the Board is addressing the issue of the cost split changes and will continue to address it.

Ms. Downing stated that the Finance Committee has told the School Department that they need to negotiate better with regards to the insurance and the benefits, but to simply cut the budget is not going to solve the problem and the only ones who get hurt by that are the students. She stated that the budget process has been wonderful, they are transparent, cooperative and honestly, they're not asking for anything more than what they need as far as projects and services, and people and curriculum. She stated the issue is not in cutting the budget, the issue is in the negotiation.

Mr. DeBarge stated that he is also frustrated with the lack of the School employees agreeing to the health insurance differential.

Mr. Rooney stated that he personally did not expect a five percent increase in the budget over last fiscal year. He asked Ms. Downing what the options are at this point to lower that percentage.

Ms. Downing stated that the Finance Committee and the Budget Subcommittee both discussed this at length and really the only option is laying off staff. If the Board does not want to accept the five percent increase, you will have to lay off staff. There's always options, you can say everybody just cuts their budget, everybody has to take a decrease or there's layoffs or go back to what we did in the recession. What we did in the recession was layoffs, a freeze on hiring, and people cut hours and shared staff.

Ms. Villano stated what we provide to our residents is what makes Ludlow what it is and unfortunately it comes at a cost.



Mr. Silva stated that if you were to take what Ludlow has, an average tax bill, we are incredibly fortunate. He is willing to bet that we are the lowest average tax bill for the services that we have in all of Western Massachusetts. You may see tax rates that are less but they don't justify what they're getting.

Ms. Downing stated that the Finance Committee was very thorough with every Department's budget and went as far as looking at each account number, line by line, to achieve the lowest increase possible. Based on just the salaries and steps and things that we're contracted to plus the increases in the costs of goods and services and contracts outside, a two percent increase is not happening. She stated that if the Board does not want to accept this budget you need to give us guidance. She doesn't think that bringing the people back in and reworking the budget again isn't going to get us anywhere. We we're extremely difficult this year.

Mr. DeBarge made a motion, seconded by Mr. Silva, to accept the budget as is. Vote 3-2 in favor.

Ms. Downing stated that we apply free cash and/or stabilization in May to offset the tax rate. Common sense, and because we have an October Town Meeting, since we know more information five months down the road, it would be my suggestion that we put any excess free cash into stabilization and at the October Town Meeting, we look at the tax numbers and we apply what we feel is appropriate. She would like it if we move all of our free cash into stabilization at the May Town Meeting and at the October Town Meeting, you reassess the numbers and apply money from stabilization and then you decide the tax rate.

#### Correspondence (Continued)

76. Kim Collins, Town Accountant – requesting the Board vote to designate a member or department head to authorize to approve all bills, drafts, orders and payrolls.

Moved by Mrs. Fernandes, seconded by Mr. DeBarge, to designate Ellie Villano, who is a Department Head, we authorize her to approve all bills, drafts, orders and payrolls and if she's not available for some reason, the Chairman would be the backup. Vote 5-0 all in favor.

77. Eversource – request for the installation of a new 40' full electric pole on Center Street, Board to schedule a hearing.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, to schedule a hearing for the installation of a new 40' full electric pole on Center Street. Vote 5-0 all in favor.

78. Sue Santos, Co-Chair Ludlow Boys & Girls Club Annual Auction 2017 Committee – request to hang banners at the Turnpike entrance and Ludlow Bridge for the Annual Auction for the Ludlow Community Center/Randall's Boys & Girls Club and a request for the Board to waive all fees.

Moved by Mrs. Fernandes, seconded by Mr. DeBarge, to approve Sue Santos's request for the Boys & Girls Club to hang banners at the turnpike entrance, Ludlow Bridge for the annual auction and to waive all fees. Vote 5-0 all in favor.

79. Sean McBride, Chairman, Westover Golf Commission – requesting the Board advertise the vacancy on the Westover Golf Commission.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, to advertise the vacancy on the Westover Golf Commission. Vote 5-0 all in favor.

80. Anna P. Lucey, Director, Government Affairs, Charter Communications – informing the Board of changes to the channel lineup.

Moved by Mr. Silva, seconded by Mr. Mannix, to file. Vote 5-0 all in favor.

81. Chief Babineau, Fire Department – notifying the Board of a \$100.00 donation from Terry Carlson and the Greenwood Hill Campground Association, Inc., made in memory of

Samuel Ralph Bruce to the Ambulance Grants and Gifts account. Board to accept the donation.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, we approve the \$100 donation from Terry Carlson and the Greenwood Hill Campground Association in memory of Samuel Ralph Bruce and a letter of thank you be sent to them. Vote 5-0 all in favor.

82. Chief Babineau, Fire Department – notifying the Board \$221.00 donation from Central Regional Office of the U.S. Citizenship and Immigration Services, \$100.00 from Clifford and Susan Nurse, \$20.00 from Judith and Philip Davis, \$40.00 from Patricia and James Boron, \$25.00 Laura A. Hawn, \$50.00 from The Garman Family and \$100.00 from Joanne Martin made in memory of Carl Muir Langton to the Ambulance Grants and Gifts account. Board to accept the donations.

Moved by Mr. DeBarge, seconded by Mr. Mannix, that we accept the donations and a thank you to all listed in #82. Vote 5-0 all in favor.

83. Informing the Board of the Ludlow Lodge of Elks #2448 Veterans Appreciation Dinner will be held on Saturday, April 22, 2017 at 5:00 p.m.

Moved by Mrs. Fernandes, seconded by Mr. Silva, to file. Vote 5-0 all in favor.

84. Louis Gilli, EH&S Engineer, MMWEC – Yearly Operational and Environmental Monitor Public Notice for Vegetation Management.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, to file. Vote 5-0 all in favor.

85. Capital Improvement Planning Committee - recommendations for the FY2018 Capital Planning Budget.

Ms. Villano stated that every year the Capital Planning puts a budget together, we had a request from a Department that came in as an urgent matter and there is a slight change to this letter. Mr. DeBarge stated that the DPW has a sander/salter that is in dire shape and is unsafe. The Committee met and approved a 3 year lease for a new sander/salter for the DPW. Ms. Villano stated that the Committee was able to affect this Capital Planning budget without incurring any tax dollars to fund it. The Town Accountant found several old articles that needed to be closed out and that is where the funding is coming from.

Moved by Mr. Silva, seconded by Mr. Mannix, to accept the Capital Improvements plan. Vote 5-0 all in favor.

86. Governor Charles Baker, MassDot - informing the Board that the Chapter 90 apportionment for Fiscal Year 2018 is \$701,338.

Moved by Mr. Silva, seconded by Mr. Mannix, to file. Vote 5-0 all in favor.

87. Martin Suuberg, Commissioner – informing the Board of the Annual Sustainable Material Recovery Program Municipal Grant Application.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, to file. Vote 5-0 all in favor.

88. Robert Beaulieu, Vietnam Vet 1965-1966 – informing the Board of a comment that was made at the March 22<sup>nd</sup> Finance Committee meeting in regards to the services that come out of the Veterans Services office, he found the comment to be degrading and offensive to the Veterans of our town.

Mr. Silva stated that he read the letter and doesn't feel that the comment was intended to offend anyone and that the Chairman of the Finance Committee sent a response to Mr. Beaulieu. He does feel that the letter should have come from the entire Committee and not just the Chairman. Ms. Villano stated that the two letters are on the agenda for the next Finance Committee meeting.

Mr. Mannix made a motion, seconded by Mrs. Fernandes, item #88 be tabled until a further meeting. Vote 5-0 all in favor.

89. Chief Madera, Police Department – requesting the Board call for the next scheduled Civil Service Lieutenant and Sergeant’s exam due to Lt. Joseph Metcalf’s intention to retire in the spring of 2018.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, that we request from Civil Service to schedule an exam for Lieutenant and Sergeant for the Ludlow Police Department. Vote 5-0 all in favor.

90. Chief Babineau, Fire Department – notifying the Board of a \$125.00 donation made in memory of Carl Muir Langton from Celia & Michael Camilleri, Lindsey & David Yordy and Dianne & Richard Ollari to the Ambulance Grants and Gifts account. Board to accept the donations.

Moved by Mrs. Fernandes, seconded by Mr. Mannix, that we accept the \$125.00 donation made in memory of Carl Muir Langton from Celia & Michael Camilleri, Lindsey & David Yordy and Dianne & Richard Ollari to the Ambulance Grants and Gifts account and that we send a thank you letter. Vote 5-0 all in favor.

91. Governor Charles Baker – informing the Board of the Race Amity Day Planning Workshop being held on April 15, 2017 at Wheelock College.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, to file. Vote 5-0 all in favor.

92. Phillip Tierney – informing the Board that he will be resigning from the Council on Aging effective April 10, 2017, he has served on the Council since October, 2005.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, to regretfully accept Mr. Tierney’s resigning from the Council on Aging, we thank him greatly for his number of years of service and he’ll be greatly missed. Vote 5-0 all in favor.

93. Laurie Smith - request to hang banners April 17<sup>th</sup> – May 8<sup>th</sup> at the turnpike entrance and Ludlow Bridge for the St. John the Baptist School 5K to held on Sunday, May 7, 2017.

Moved by Mrs. Fernandes, seconded by Mr. Mannix, to approve the hanging of the banners April 17<sup>th</sup> – May 8<sup>th</sup> at the turnpike entrance and Ludlow Bridge for the St. John the Baptist School 5K to held on May 7, 2017.

Mr. Rooney stated that many times these banners are still hanging there long after the event.

Mrs. Fernandes amended her motion to include that the banners must be removed 72 hours after the event. Mr. Mannix seconded the amended motion. Vote 5-0 all in favor.

94. Laurie Smith – request to hang banners from April 19<sup>th</sup> – May 1<sup>st</sup> at the turnpike entrance and Ludlow Bridge for the Boy Scout Troop 1774 Community Market/Farmers Market which will be held at the Ludlow Fish & Game Club.

Moved by Mrs. Fernandes, seconded by Mr. Mannix, to approve the hanging of the banners from April 19<sup>th</sup> – May 1<sup>st</sup> at the turnpike entrance and Ludlow Bridge for the Boy Scout Troop 1774 Community Market/Farmers Market which will be held at the Ludlow Fish & Game Club with those banners to be removed 72 hours after the event. Vote 5-0 all in favor.

95. Senator Eric Lesser – Regional Transportation Ballot Initiatives.

Moved by Mrs. Fernandes, seconded by Mr. Mannix, to file. Vote 5-0 all in favor.

### Unfinished Business

Board to finalize its vote to recognize the NCEU. A form of the motion is as follows: I move that the Board of Selectmen vote to recognize the National Correctional Employees Union (NCEU) as the exclusive collective bargaining representative for a bargaining unit comprised of the full-time and regularly scheduled part-time dispatchers of the Ludlow Police Department, excluding per diem dispatchers and all other employees, provided, however, that this vote shall take effect upon the NCEU's withdrawal of its representative petition that is pending at the Department of Labor Relations in Case MCR-17-5753.

Moved by Mr. Silva, seconded by Mr. DeBarge, that the Board of Selectmen vote to recognize the National Correctional Employees Union (NCEU) as the exclusive collective bargaining representative for a bargaining unit comprised of the full-time and regularly scheduled part-time dispatchers of the Ludlow Police Department, excluding per diem dispatchers and all other employees, provided, however, that this vote shall take effect upon the NCEU's withdrawal of its representative petition that is pending at the Department of Labor Relations in Case MCR-17-5753. Vote 5-0 all in favor.

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Board to appoint the Dog Park Committee members Melissa Dion, Penny Lebel, Ellie Villano and Doug Stefancik.

Moved by Mr. Mannix, seconded by Mr. DeBarge, that we appoint Dog Park Committee members Melissa Dion, Penny Lebel, Ellie Villano, Doug Stefancik. Vote 5-0 all in favor.

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The Board signed the Local Licensing Review Record for Maharajshree Inc., dba Our Town Variety.

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Board to approve and sign ten copies of the Town Meeting Warrant and the Special Town Meeting Warrant.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, that the Board approve the signing of ten Town Meeting Warrants and the Special Town Meeting Warrant. Vote 5-0 all in favor.

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Board to approve and sign the Executive Session minutes of March 7, 2017.

Moved by Mr. DeBarge, seconded by Mr. Mannix, that we accept the minutes of the Board of Selectmen meeting held on Tuesday, March 7, in the Selectmen's Conference Room with all persons present. Vote 5-0 all in favor.

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Board to approve and sign the Selectmen Minutes of November 29, 2016 and January 3, 2017.

Moved by Mr. Silva, seconded by Mr. Mannix, that we approve the minutes of the Board of Selectmen held on November 29, 2016 with Mr. Mannix, Mr. Silva, and Mr. Rooney present. Vote 3-0 in favor with Mrs. Fernandes and Mr. DeBarge abstaining.

Moved by Mr. DeBarge, seconded by Mr. Silva, that we accept the minutes of the Board of Selectmen meeting held January 3, 2017 at 6:00 pm in the Selectmen's Conference Room with all members present. Vote 5-0 all in favor.

### New Business

Board to appoint Kim Batista to the position of Parking Clerk and to the Board of Registrars.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, to appoint Kim Batista to the position of Parking Clerk and to the Board of Registrars. Vote 5-0 all in favor.

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Board to discuss appointing a new Municipal Hearing Officer.

Ms. Villano stated that the Municipal Hearing Officer position is part of the Fire Safety Act and it allows the Fire Safety Captain in the Fire Department to issue non-criminal citations with an assessment for violations to certain fire and building codes and there is an appeal process that would go through the Municipal Hearing Officer. Ms. Villano will reach out to resident Michael Szlosek to see if he is interested in the position.

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Board to approve and sign the Agreement for the use of the Hampden County Sheriff's Department for Pre-Arrestment Holding.

Moved by Mr. Mannix, seconded by Mrs. Fernandes, that we approve and sign the Agreement for the use of the Hampden County Sheriff's Department for Pre-Arrestment Holding. Vote 5-0 all in favor.

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Board to approve and sign Seasonal Liquor License Renewals.

Moved by Mrs. Fernandes, seconded by Mr. Silva, that we approve and sign the Seasonal Liquor License Renewals. Vote 5-0 all in favor.

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Board perused the Selectmen minutes of December 6, 2016.

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Board perused the Executive Session minutes of March 21, 2017.

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The Board discussed changing meeting dates to allow for Attorney Dan Hill to come in and discuss the housing project at 188 Fuller Street. The Board decided to meet on April 27<sup>th</sup> starting at 5:00 pm. Mrs. Fernandes stated she will not be able to attend.

#### Closing Comments

Mr. Mannix stated that the Board had requested to sit in on the School Department negotiations and we haven't heard back and he would like to follow up on it. He also stated that after listening to the budget discussion tonight, after hearing that we can save a million dollars, the School Department has cost us a million dollars a year for the last five years, he thinks it's time to say no to them.

Mrs. Fernandes sent her condolences to the Police Department on the loss of K-9 Rocky.

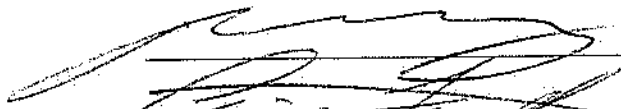
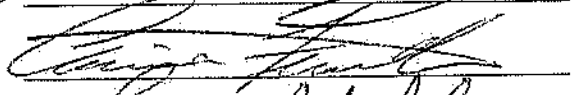

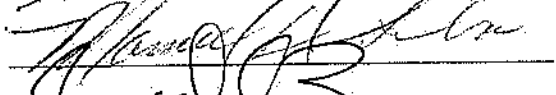

Mr. Rooney wished Laurie Gibbons well in her retirement. He stated that elections can be tough when there are contested races. He gave a mention to Gary Wdowiak who was running for the BPW, Pat Gregoire, Trudy Santos, and Deidre Thompson who were running for Town Clerk. He stated that West Avenue is a pigsty, there is garbage all along West Avenue, along the turnpike. He asked that we contact somebody to clean that up. He also urged people to attend the HAP Housing hearing tomorrow night.

Mr. Silva stated that he recently attended an Open Meeting Law seminar and learned that before going into executive session, the Chairman has to literally declare that an open meeting may have a detrimental effect on the public body.

The Chairman asked for a motion to enter into executive session for land acquisition to consider the purchase, exchange, lease or value of real property and declared that a public meeting would have a detrimental effect on the negotiating position of the public body.

Mr. Silva made a motion, seconded by Mr. DeBarge, to enter into executive session at 9:56 and not come into open session.

Mr. DeBarge, yes; Mr. Silva, yes; Mrs. Fernandes, yes; Mr. Mannix, yes; Mr. Rooney, yes. Vote 5-0 all in favor.

  
Chairman  
  
  
  
  
Ludlow Board of Selectmen

All related documents can be viewed at the Board of Selectmen's Office during regular business hours.