

PRESENT: Selectmen Roland P. Nutter, Lisa M. Ferolito and Bill Greathead; John Moak, Interim Town Administrator; Tracie Looney, Administrative Assistant

The meeting was called to order at 7:01 PM. Pledge of Allegiance was said. Mr. Nutter announced that the meeting is being broadcast live and recorded for rebroadcast.

6/18/2018 - Minutes

1. Acceptance Of Minutes

1.1. May 21, 2018 Executive Session Meeting Minutes

2. Approve Warrant And Sign Purchase Orders

Mr. Nutter and Mr. Greathead signed the warrant. Ms. Ferolito abstained due to conflicts with legal fees.

3. Public Communications

Mike Levesque from the American Legion mentioned that they have raised \$6,000 to replace the American Flags in town due to donations. The old worn flags will be replaced with the new ones for the 4th of July celebration. He also mentioned there is an upcoming meeting on July 11, 2018 at 7:00PM at the Senior Center.

4. Town Administrator's Report

4.1. Town Administrator's Plan Of Action During Transition

Mr. Moak was welcomed by the Board and then proceeded to read a letter he brought before the Department Heads on June 14th, describing this transition period of Interim Town Administrator. The letter states his developing goals, securing a management strategy that includes all departments and repairing some communication lines that have been fractured. Mr. Moak mentioned he would like to get the town in a good place before the search for a new Town Administrator. Mr. Moak would like to hold another meeting on June 25th to address town hall employees that need to have appointments before June 30th, 2018. Mr. Nutter thanked the Chief for stepping up to being the Emergency Town Administrator before Mr. Moak arrived. Ms. Ferolito asked Mr. Moak when to start the process for the TA Search Committee. Mr. Moak said that around July 16th would be his recommendation to put an ad out as he would like to settle a few things in the office and also after the Fiscal Year has ended.

5. Appointments / Resignations

None

6. Action Items

6.1. Confirm Interim Town Administrator's Contract

Mr. Moak's contract was read by Ms. Ferolito. Mr. Greathead made a motion to accept the contract for 90 days. Ms. Ferolito seconded the motion. All in favor.

6.2. Town Administrator And Public Records Requests

Mr. Nutter mentioned that during the last Board meeting Ms. Ferolito made note about the past Town Administrator interfering with public record requests. Ms. Ferolito said what is the point as he is already gone. Mr. Nutter made note that it should be addressed if wrong doing was done but needs some substantiated facts to back that accusation up.

6.3. Discussion Of Providing Legal Counsel To Former Town Administrator, Mark Andrews

Mr. Nutter reached out to Labor Council and her recommendation now that Mr. Andrews has separated himself from the town, she would like to farm out council to him if need be. Mr. Moak mentioned there is a responsibility on the town's part because of the indemnification provision in his contract unless there was intentional misconduct on the TA behalf. Mr. Wetherbee asked if there was an insurance policy that covers this situation. Mr. Moak will look into MIAA to see if the town has that coverage. Mr.

Moak will report back what the policy is once he researches that. Mr. Wetherbee also asked if this had anything to do with Mr. Andrews being asked for an interview with the Police and wants legal representation. Mr. Nutter mentioned that this is due to Mr. Andrews's separation from the Town and certain issues. Ms. Ferolito asks if this contract covers Mr. Andrews after his July 13th retirement date and Mr. Nutter answered yes and the town needs to know the responsibility to the separated employee. Mike Levesque asked why this coming up now and if this verbiage is for all Dept. heads. Mr. Nutter said that it was the Town Labor Council's suggestion to come before the Board. Mr. Moak said he will look into other contracts of town employees.

7. Old Business

7.1. 161 Nashua Road Project

Mr. Nutter would like Mr. Moak to compose a letter on behalf of the BOS with a letter state the BOS's opposition to any reclamation project on 161 Nashua Road. Mr. Moak will read the past minutes regarding this property is informed of the issue. Mr. Nutter asked Mr. Durno from the BOH if they have made any progress and he mentioned they have a Board meeting on June 19th, 2018. Mr. Nutter also mentioned that the Planning Board will need to be contacted regarding zoning pertinent to this property. Mr. Moak also spoke to having the meeting minutes updated in the near future. Ms. Looney will start dedicating time to getting them available now that we have an interim TA in the office.

8. New Business

9. Executive Session

Mr. Moak mentioned on the recommendation of Town Council that the Board go into Executive Session to approve the May 21st, 2018 Executive Session minutes. Mr. Wetherbee commented that he would like a reason as to why the Executive Session minutes will not be released if the Board decides that the matter is not resolved. Mr. Moak said that if the matter pertaining to the Executive Session is not resolved, then the minutes will not be released publicly until it has been resolved.

On a motion made by Mr. Greathead seconded by Ms. Ferolito, it was unanimously voted that the Board of Selectmen go into Executive Session at 7:46 pm to review Executive Session minutes from May 21, 2018 and will then return to open session with the purpose of the Board to take any action on the Executive Session minutes.

A roll call vote was taken as follows:

Roland P. Nutter Aye

Lisa Ferolito Aye

Bill Greathead Aye

The Board returned to open session at 8:08 pm as noted in the Executive Session minutes of the meeting of June 18th, 2018.

Mr. Nutter commented that the Executive Session minutes they reviewed pertained to reason number 5 in M.G.L. c.30a, Sec. 21(a), to investigate charges of criminal misconduct or to consider the filing of criminal complaints, has not been finalized because of the consideration of the filing of criminal complaints. Mr. Wetherbee wanted to know who would be filing the complaint and Ms. Ferolito said no comment.

ADJOURNMENT: On a motion by Mr. Greathead and seconded by Ms. Ferolito, it was unanimously voted to adjourn the meeting at 8:10 PM.

Respectfully submitted,

Tracie Looney, Administrative Assistant

APPROVED:

Roland P. Nutter, Chairman

Lisa M. Ferolito, Clerk

Bill Greathead