

HAMILTON BOARD OF SELECTMEN &
FINANCE ADVISORY COMMITTEE
MINUTES OF JOINT MEETING

March 19, 2018

Selectmen Present: Chair Bill Wilson, Shawn Farrell, Allison Jenkins, Scott Maddern and Jeff Hubbard

Finance Advisory Committee Members Present: Chair David Wanger, Nicholas Tensen, Darcy Dale, and Phillips Stearns

Finance Advisory Committee Members Absent: John Pruellage

Town Staff Present: Town Manager Michael Lombardo, Finance Director Marisa Batista, Director of Planning & Inspections Patrick Reffett

Chair Bill Wilson called the meeting to order for the Board of Selectmen (BOS) at 7:02 p.m. Chair David Wanger called the meeting to order for the Finance Advisory Committee (FinCom). About 22 members of public attended the meeting. Scott Maddern had not yet arrived.

Public Comment

None.

Close Annual Town Meeting Warrant

Shawn Farrell made a motion to close the Annual Town Meeting Warrant. Jeff Hubbard seconded the motion. The BOS voted unanimously among those present (4-0) to close the warrant.

Allison Jenkins noted citizen's petition Article 5-3 is new and had not yet come before the BOS for a vote to be put on the warrant.

Mr. Farrell made a motion to **add Article 5-3 to the warrant**. Ms. Jenkins seconded the motion. The BOS voted unanimously among those present (4-0) to add it to the warrant.

Mr. Farrell made a motion to close the warrant (again). Mr. Hubbard seconded the motion. The BOS voted unanimously (4-0) among those present to close the warrant.

Medical Marijuana Cultivation & Processing

Robert Patton (who lives in Connecticut and is the son of Joanne Patton) and his attorney, Adam Fine of Vicente Sederberg, LLC, and Town Counsel Ray Miyares discussed potential development of a medical-only marijuana facility at Green Meadows Farm, LLC. Mr. Patton explained the farm run by Mrs. Patton had been financially difficult to carry. The family learned how important medical marijuana can be to someone suffering from illness and decided to explore becoming a wholesaler. Family members would be involved in the business, and he stressed would do everything “beyond compliance.” They could also keep the fields open with traditional crops through a lease arrangement. They are working on the application process with the State and need a letter of support/non-opposition from the Town. A Host Community Agreement would also be negotiated. The farm is on the Hamilton/Topsfield line, and they have an application in both towns.

Discussion:

Mr. Patton said they would have cameras and 24-hour patrols with a security company. There would be no firearms. Of the 22 such facilities in the Commonwealth, there hasn't been one security incident at any of them. Phil Stearns asked if there were any additional needs from the Town. There appeared not to be. Darcy Dale asked if it would be nonprofit. Attorney Fine explained when the medical marijuana law passed, it required these businesses be nonprofit, but that's changed. It would not be structured as nonprofit. Even when they were nonprofit, they were taxed as for-profit organizations with no exemptions, so the venture would have a positive contribution to the Town's tax base. BOS and FinCom members discussed the lighting impact on the night sky. Mr. Patton said design companies understand compliance, and that's vetted through the Town and State. The greenhouses are glass, and they have what they call curtains to limit the light in and out. There are filtration systems to clear the air and mitigate the smell. Benefits to the town, according to Mr. Patton, include the addition of jobs—they anticipate hiring about 15-30 employees and will make an effort to hire veterans. Pertaining to the Host Community Agreement—he said some towns want to be paid a flat fee; some want a share of the revenue. He said they liked the idea of a base amount that's guaranteed so Hamilton can budget a number that's comfortable. After the base would be an index of revenue on the gross (not net), which could be in the six figures. The group will need a special permit and site plan approval from the Town. There would be no dispensary/retail presence in Town, although they could have that in another town. They expect the farm to look the same or better than it does now. Ms. Jenkins commented she thinks of the farm as open air, but Mr. Patton said the greenhouses would be glass-topped with hard floors and the plants in pots. The industry is not visible from the outside. He showed on a map where it would be located. Mr. Wanger asked about expectations regarding income and tax revenue. Mr. Patton said revenues

projected out on a facility on three acres at 1 ¼% could potentially bring in about \$170K annually to the Town. Mr. Wilson asked about the timeframe for the support/non-opposition letter, and Mr. Fine responded as soon as the Town is ready. Mr. Wanger asked them to provide a draft to Town Manager Michael Lombardo. Once everything is in, it is a minimum of about 8 weeks before they get State approval. The first approval is provisional. Then they go through a rigorous inspectional phase with site visits from the Department of Public Health. After final certification/registration, growing can begin. The process can take about a year. The BOS and FinCom wanted to get Police and Fire Department input. They also need to look at the impact on Town water and other concerns. Mr. Miyares said the Community Host Agreement locks down things the Town is agreeing to as well as contingencies, such as what happens if the facility is not successful. Because not all aspects of the proposal are identified yet, he can't say how long it would take, but it is not something that's negotiated in one or two meetings. Mr. Wilson asked if any of the other 22 facilities in the State have done this without having a support/non-opposition letter since it is by-right. Mr. Patton said they wouldn't be able to get licensed by the State without the letter.

Jack Lawrence, 105 Rock Maple Ave., inquired about the products. Oil would be the primary one. The upper parts of the plants (the flower) can be chopped up and dried also.

Planning Board member Rick Mitchell asked for clarification about whether the Community Host Agreement and other details would be hammered out before they expected a letter of support/non-opposition. Mr. Patton said they've seen it done both ways, but the recent trend is to do it that way, which seemed the natural way to go.

Annual Town Meeting Warrant Hearing

Mr. Wilson wasn't at the last meeting, but said he watched the tape and would offer his comments as they went through the articles that were not yet been voted on.

Compensation/Classification Tables

Ms. Jenkins expressed confusion about the Wage Classification Table. She said she'd been told nobody was getting more than a 2% COLA and/or a step increase, but some positions appeared to be getting more. Mr. Lombardo said if they compare the tables for FY'18 and the FY'19, it was just a 2% increase. Ms. Jenkins said she sent an email on the specific positions she was questioning. Finance Director Marissa Batista explained the tables were based on existing contracts. Also they had voted on a salary reserve and moved some of those reserve accounts. She said those positions might have increased by more than the 2% at the time they were negotiated. Mr. Lombardo said while the tables were for employees of the Town, they included some positions outside of that, for example, employees shared with the Town of Wenham. Ms. Batista said they could remove those positions from the

table so it only reflected Hamilton employees. Mr. Wanger suggested Ms. Jenkins follow up with Ms. Batista.

School Budget Articles—Articles 2-4 and 2-5

The BOS and FinCom discussed Articles 2-4 and 2-5. Mr. Lombardo said they had recalculated the way they presented the level-services budget and the amount over that in accordance with the way Wenham had calculated it, which took the 2.5% over their prior year and then factored in an E&D (excess/deficiency) amount. Mr. Wilson noted it was supposed to reflect level services, but does not. They went over the calculations, which included things like staff retirement savings and other offsets. Superintendent of the Hamilton-Wenham Regional School District Dr. Michael Harvey said the Schools are putting forward a budget of what they need. They haven't gone in to see what cuts would look like. Their budget is roughly two-thirds for staffing cost.

Scott Maddern arrived to the meeting at 8:17 p.m.

Mr. Wilson asked if the Schools had mapped out a plan for adding special education services and saving on outplacement costs. For short money, this would save a considerable amount. Dr. Harvey said they found the difference would be about \$2.4 million over four years.

Dr. Harvey was asked to explain the Schools' current approach to OPEB. The OPEB fund is \$30 million with Hamilton's share being \$18 million to \$20 million. Mr. Wanger noted the Schools had started with \$50K in OPEB and then diverted some of it for a playground. Dr. Harvey corrected him and said it was \$40K. Mr. Wanger said nobody was anti-education, but there were limited resources and OPEB needed to be funded.

Mr. Wilson brought them back to the issue of Articles 2-4 and 2-5 and asked if they tied in to what the Schools were looking for. Dr. Harvey answered yes. He said enrollment was not declining; it was staying flat. Mr. Wanger asked for the rationale behind reducing the Schools' athletic fees. School Committee Vice-Chair Gene Lee said the high costs had been an ongoing topic for many years in the district, and the School Committee felt it needed to adjust them. Mr. Wanger said the Town's operating budget increase is less than 1%, and yet the Schools want a 2.5% increase for the schools. He asked how they justified it. Dr. Lee said they were recommending a budget that offered the same level of service, not a level-funded budget. They were putting students' interests at the fore. Dr. Harvey said every year they look at current services and ask if the resources are in the right places. Mr. Tensen said he thought it interesting that offering special education in-house was called "short money" and asked if that were so, couldn't they find it in the budget. Mr. Wilson asked if there were an average teacher salary increase per year. Dr. Harvey said he hasn't looked at it to the detail they are asking for. Mr. Maddern discussed that other towns and

school districts are addressing issues of declining enrollment and the aging population. He inquired what regionalization/consolidation efforts might take place. Also he said while not trying to preach, OPEB is a future obligation they can't put off. Ms. Dale asked if it were worth looking into consolidating the elementary schools. Mr. Lee said it has been discussed and the timeline is about 10 years. "So we need to start yesterday or tomorrow," she said. The two boards looked again at the formula used with Ms. Batista providing the figures. Dr. Harvey said they had stripped the capital improvements way down. The BOS and FinCom questioned a generator in the budget, which is used at Buker School, which is an emergency shelter for Wenham. Dr. Harvey said it could potentially be used to maintain their computer system if power went down, but it's not currently used for that. The BOS and FinCom encouraged the School Committee to prioritize their capital plans. Mr. Wanger said FinCom had voted unfavorably and suggested the Schools take another look. Dr. Harvey said they'd already done what they could. Mr. Lee and Dr. Harvey went over the list, which included \$800K for replacing classroom furniture, which was purchased 20 years ago. The desks are starting to fail, he said. On top of that, they teach differently today, encouraging people to work in groups, so they need tables on wheels, etc. Now when they ask kids to work collaboratively, they must sit on a floor in a hallway. Mr. Wilson asked if there were any way they could come up with another number. He didn't like having to vote all or nothing. Ms. Jenkins suggested splitting the warrant article further and perhaps presenting the furniture in a separate article. Dr. Harvey didn't think the School Committee would likely do that, but would carry their messages back. Mr. Maddern said he would move that the BOS take a position on the article if the Schools will reconsider and come up with a new budget amount. Mr. Wanger said he wanted to make it clear they were inviting the Schools to review the items and come back to them.

Winthrop School Fire Suppression—Article 2-6

Fire Prevention Officer Captain Ray Brunet said the idea previously presented that all the classrooms have an egress leading outside is untrue. There's an entire wing without that, as well as a gym with no doors leading outside. He said he spoke the Building Inspector who told him he is correct that based on the formula the need for the sprinkler system was triggered. Sprinklers save lives, he said. Mr. Wanger brought up previous discussion about an appeal period having been missed. Captain Brunet said he had looked into it, but confirmed they did need to do it. Mr. Wanger asked about placing sprinklers in just part of the building. His answer was that there were no provisions for that in the law. Mr. Maddern asked what would happen if the article didn't pass at Town Meeting and was told that then the State Fire Marshall would become involved.

Decision:

Mr. Maddern made a motion that the BOS recommend favorable action on Article 2-6. Mr. Hubbard seconded the motion. The BOS voted unanimously (5-0) to recommend favorable action

Nick Tensen made a motion that the FinCom recommend favorable action on Article 2-6. Mr. Stearns seconded the motion. The FinCom voted unanimously among those present (4-0) to recommend favorable action.

School Debt—Article 2-7

Ms. Jenkins and other members of the BOS had expected Article 2-7 to be a ballot question. Lombardo noted as it is set up now, it is within the levy and they have the means to accommodate it within the levy. Mr. Lombardo said for school capital, they have never put a question to the Town on a ballot going back to 2007 as to whether they would approve the debt. It has always just been a debt exclusion. Mr. Wilson said it was his thought it was going on a ballot. He didn't realize the trend had been not to do that. Mr. Wilson asked Mr. Lombardo if it were his intent to run it this way. He said he had the language for the warrant, sent it to Town Counsel Donna Brewer, and they put it in accordingly. He didn't see the part about the debt exclusion; he missed the language for that. He said the Town has more than \$2.3 million in levy capacity so it is not fundamentally necessary to exclude this debt. BOS members recommended putting it on the ballot. Mr. Maddern said the next convenient time to do that would be November.

Mr. Mitchell thanked the BOS for the excruciating level of detail in their discussions. He said he wanted to plant a seed due to the increasing level of expenditures, suggesting having a strategic plan for the Town just like the master plan to look at housing that the Planning Board is working on. He is afraid increasing property taxes will eventually eliminate diversity in the Town, and he doesn't want to see that happen.

Community Preservation Committee (CPC) Budget—Article 2-10

CPC Chair Tom Catalano and Coordinator Dorr Fox said their requested appropriations are straightforward. They explained the State match has gone down significantly (They started with almost a 100% match and it is now at about 19%). They considered the idea of increasing surcharges from 2% to 3% to cover this, but decided not to as they have a reasonable reserve for now. They are likely to see a request for an Open Space project coming up soon that would go beyond the budget and they wouldn't be able to do it without bonding. Patton Homestead is something they've been working on for at least three years. They detailed existing debt obligation, including 2 more years of Donovan payments and more than that on Sagamore Hill. Some bonding will be freed up after that. They are expecting \$400K with State match of \$70K. Mr. Wanger said what confuses him is drawing from FY'19 to fund things in FY'18. These projects are typically paid for after they are completed or after they are substantially underway. He asked if it were foreseeable there will be a request to go from 2% to 3%. They said no, they have enough to meet projects a year out, unless a very big one comes along.

Decision:

Ms. Dale made motion that the FinCom recommend favorable action on Article 2-10. Mr. Tensen seconded the motion. The FinCom voted unanimously among those present (4-0) to recommend favorable action.

Mr. Maddern made a motion that the BOS recommend favorable action on Article 2-10. Mr. Farrell seconded the motion. (See below for vote.)

Further Discussion:

Mr. Hubbard said he can't support the article with the Patton Homestead being included. He said the Town had already spent 200K on the homestead and, according to Carin Kale, president of the Patton Board of Directors, it isn't even budgeted to be in the black by 2020. Mr. Maddern said the Town position has been that Patton comes with \$145K of revenue. The group is very active and the uses are starting to increase there. The Town accepted it as a gift and it has lots of Town use. Mr. Wilson said he was encouraged by the last presentation.

Decision (continued):

The BOS voted (4-1) to recommend favorable action on Article 2-10.

They discussed recording the vote, but not necessarily individual names of how members voted.

Fire Engine Purchase—Article 2-15

FinCom had already recommended favorable action on Article 2-15 and to use debt as the means of funding.

Decision:

Mr. Hubbard made a motion to recommend favorable action on Article 2-15. Mr. Maddern seconded the motion. The BOS voted unanimously (5-0) to recommend favorable action.

Deletion of Conservancy District from Zoning Bylaw—Article 3-1

Director of Planning & Inspections Patrick Reffett said the Planning Board voted to take no action on the article, a unanimous vote. He said he voiced his opposition, although the Planning Board was convinced improvements could be made to the bylaw that would make it legal. He added it was a piece of legislation ahead of its time when it was created, but is no longer appropriate because it doesn't cover what the State Wetlands Act covers. He said the Open Space Committee wanted to do a review to make sure if something were missing from the Act, it was covered by the bylaw. Mr. Farrell asked if they were able to get an

overlay map of the two. He answered that Planning Board Chair Brian Stein did do the overlay. Ms. Jenkins said the Planning Board had two plus years to update it and could have added something by now. They are excluding land that is buildable. Mr. Mitchell said they had a small but compassionate Open Space Committee that argued it was important for protecting endangered species and other things. The Committee challenged the group to go back and fix the bylaw so it meets the test of legality.

Decision:

Ms. Jenkins made a motion that the BOS recommend favorable action on Article 3-1. Mr. Farrell seconded the motion. (See below for vote.)

Further Discussion:

Ms. Brewer said she wholeheartedly supported the move to remove the illegal bylaw and if people want to present another bylaw that makes sense and follows the law, it can be adopted at that point.

Decision (Continued):

The BOS voted (4-1) to recommend favorable action on Article 3-1.

Mr. Tensen made a motion that the FinCom recommend favorable action on Article 3-1. Ms. Dale seconded the motion. The FinCom voted unanimously among those present (4-0) to recommend favorable action.

Dilapidated Building Bylaw—Article 4-1

Board of Health Chair David Smith said about once a month, Administrative Assistant Nancy Stevens gets a call complaining about a property that would fall under the bylaw, but they can't do anything. Recently Fire Chief Phil Stevens fought a fire on Gregory Island Road, which was abandoned by its owner. People who reside near that kind of property are concerned. In enforcing the bylaw, the Building Inspector would negotiate a mutually acceptable solution to the problem. If that failed, they would involve the appropriate agency. He's yet to find a property where the owner lacks the financial resources to solve the problem; it's usually for other reasons that it falls into disrepair. Mr. Hubbard noted the Council on Aging voted not to support the article. Mr. Tensen said it's a person's choice to live as they want. He is worried it is arbitrary. Mr. Maddern said the whole intent is to make it not personal. There is an impact on property values and safety issues the Town currently can't do anything about. Mr. Wanger asked why State law isn't sufficient to cover the situation. Mr. Smith said State law covers the issue of blighted neighborhoods. These are properties that are blighted but not in a blighted area in the sense that the State law defines that.

Decision:

Mr. Stearns made a motion to recommend favorable action on Article 4-1. Ms. Dale seconded the motion. The FinCom voted (3-1) to recommend favorable action.

Ms. Jenkins made a motion that the BOS recommend favorable action on Article 4-1. Mr. Maddern seconded the motion. The BOS voted unanimously (5-0) to recommend favorable action.

Demolition Delay Bylaw—Article 4-2

Mr. Catalano presented information about the bylaw. Its purpose is to buy time to protect buildings constructed prior to 1940, of which about 5% would be deemed as needing protection. This protection currently exists in the small Historic District, but not outside of that. Sometimes a property can be moved off site intact or disassembled and moved. There are 750 buildings in Town that were built prior to 1940. There is a hardship clause in the bylaw. It sets a maximum time frame of 12 months from the request for demolition to the ability to proceed with it. Most of the communities in Eastern Massachusetts have adopted a demolition bylaw. Mr. Hubbard said 12 months seems to be a burdensome period of time if someone is looking to sell their property. Mr. Catalano said an owner anticipating a sale can ask at any time in advance of that.

Decision:

Mr. Tensen made a motion to recommend favorable action on Article 4-2. Ms. Dale seconded the motion. The FinCom voted unanimously among those present (4-0) to recommend favorable action.

Mr. Maddern made a motion to not recommend favorable action on Article 4-2. Mr. Hubbard seconded the motion. The BOS voted (4-0, with 1 abstention) to not recommend favorable action.

Solicitor/Canvasser Bylaw—Article 4-4

Chief Russell Stevens elaborated on the article. It involves amending the bylaw to give the ability to set the Solicitor's permit fee to the Town Manager so they don't have to keep going back to the BOS each time they want to increase the fee. He would like to set the fee at \$30 to better cover administrative costs (as opposed to the \$25 previously discussed) and then review it every so often.

Decision:

Ms. Jenkins made a motion to recommend favorable action on Article 4-4. Mr. Farrell seconded the motion. The BOS voted unanimously (5-0) to recommend favorable action.

The FinCom had already voted to recommend favorable action at its previous meeting.

Citizen's Petitions—Articles 5-1, 5-2, and 5-3

Mr. Wanger suggested holding off on discussing these articles as he is engaged in some effort to find a way to mediate them. He said by not acting this evening, what little potential there is remains viable. He is in favor of not voting if there is a chance for arbitration. Mr. Wilson said he supports that. They recommended deferring it to their meeting in two weeks. They decided they did not need to make a motion.

Citizen's Petition—Article 5-4

Jay Burnham, 21 North St., said he was filling in for the petitioner who was out of town. This motion is advisory only, but he said there was a question regarding a difference in legal opinions. Ms. Brewer said she had advised the FinCom and the petitioner that, as written, the article is not legal. The finding of facts and the application of the law to determine property taxes lies strictly with the Board of Assessors. Town Meeting can't tell the Board of Assessors what to do, although it can advise them. Ms. Jenkins asked if they needed to vote on it. Ms. Brewer said that only the FinCom technically needed to; however, it is practice that the BOS gives its recommendation. Ms. Dale recommended that the FinCom table this discussion to its Wednesday meeting.

Decision:

Ms. Jenkins made a motion to *not* recommend favorable action on Article 5-4 as written. Mr. Farrell seconded the motion. The BOS voted (4-1) to *not* recommend favorable action.

Citizen's Petition—Article 5-5

FinCom members discussed that they voted to not recommend favorable action on this article on the basis that criticism of any manager should be addressed with the BOS, not at Town Meeting. Mr. Stearns added that the FinCom had been advised it was illegal.

Mr. Lawrence argued that Town Meeting is the legislature (government) of the Town, which sets policy. He said it was the sole time citizens can express their opinions and let the majority rule. He thinks it's appropriate for them to come forward and state their opinions. He could give 14 instances of why he thinks it should be a no-confidence vote. Mr. Maddern asked why they hadn't come before the BOS. The reply was that the Town Manager works for the BOS, so he is one and the same as the BOS. Mr. Maddern asked if the concerns were brought up with the Town Manager. Mr. Lawrence replied no. Mr. Maddern said the mechanism they are trying to do at Town Meeting was not using the process. Mr. Lawrence replied that all the citizen can do is watch the conduct and make an opinion if it works or doesn't work. Mr. Wilson said this can be done on the Town floor, but he doesn't think it's the right way to do it. Mr. Lawrence said they are not going through the 14 (complaint)

items and recommending no-confidence; however, it is a vote to reduce the Town Manager's salary, which he said triggers a negotiation. Ms. Jenkins said she feels saying that citizens haven't come up to the podium at the meetings and that the BOS hasn't been hearing from them is inaccurate. Mr. Wilson suggested they wait on taking action until after tonight's Executive Session. He assured Mr. Lawrence and others they are listening, but they've been advised that even if this article passed, nothing can happen on it.

Citizen's Petition—Article 5-6

Rosemary Kennedy, 61 Rust St., said she sponsored this petition to repeal a use that is #7 on the Table of Use regulations. The overarching issue, she said, is that the bylaw was passed without due process. She said on Nov. 7, 2015, the Hamilton Development Corporation (HDC) put forth a mixed-use bylaw in the downtown area for a handful of apartments to help business owners and provide housing choices. They were told it wouldn't change the character of the Town. In July, at the next meeting, the HDC felt multi-family wasn't included in the language and it was a technicality that had to be corrected. The Sept. 14, 2016 HDC minutes stated: The HDC outlines the requirements of the bylaw change, there was to be a warrant article and hearing at the planning board. That was the due process that wasn't done, she said. The morning of Town Meeting, Oct. 22, 2016, there was an errata sheet presented one hour before Town Meeting that was determined to be minor changes to the language. To say this was a clarification of what was meant earlier was disingenuous, she said, as the Table of Uses #7 resulted in unlimited multi-unit housing. She said she was there advocating for citizens that it was wrong to slip this in under the radar. It affects noise, traffic, parking, and quality of life on adjoining streets. Rolling that back would revert it to what was originally voted on: one unit as an accessory apartment over a commercial space. Ms. Jenkins posed the question of how do they figure out if it is factual that this was never voted on. Mr. Reffett said the notion that downtown Hamilton has the potential to accommodate unlimited occupancy isn't a possibility. They have limitations with septic, height issues, and people not wanting it. The idea of unlimited use isn't a likelihood. Ms. Jenkins asked if appropriate hearings were held to add #7. Jeff Melick was chair of the Planning Board at the time. When it is discussed at Town Meeting, he will recuse himself. Mr. Wanger said FinCom suggested that rather than revoking it in a vacuum, they might go back to the Planning Board and seek a more reasoned approach to the number of units. Ms. Kennedy said the reasoned approach would need to come in the form of a warrant article with hearings. She said there was a proper vote for one apartment. If you take out #7, that is what you have. The Planning Board will review this on April 3.

Free Cash—Article 6-1

This vote had been held off because they had wanted to get information regarding the need for a new fire truck.

Decision:

Ms. Jenkins made a motion to recommend favorable action on Article 6-1. Mr. Hubbard seconded the motion. The BOS voted unanimously (5-0) to recommend favorable action.

Mr. Dale made a motion to recommend favorable action on Article 6-1. Mr. Stearns seconded the motion. The FinCom voted unanimously among those present (4-0) to recommend favorable action.

The Warrant will go to the printer by Wednesday and then will be mailed to residents. They discussed some logistics of Town Meeting.

Adjournment/Entered into Executive Session

Ms. Dale made a motion to adjourn the meeting at 12:17 a.m. for the FinCom. Mr. Tensen seconded the motion. The FinCom voted unanimously among those present (4-0) to adjourn the meeting for the FinCom.

Mr. Wilson asked Ms. Brewer to read the legal notice for the BOS to enter Executive Session:

"I will now entertain a motion to go into Executive Session for 3 purposes:

- 1) to negotiate with non-union personnel, to which Town Manager Michael Lombardo and Town Counsel Donna Brewer are invited to attend;*
- 2) to strategize regarding negotiations with non-union personnel, to which Donna Brewer, Town Counsel, is invited to attend;*
- 3) to hear complaints regarding Town Manager Michael Lombardo*

not to return to open session."

Mr. Farrell made the motion to enter Executive Session at approximately 12:17 a.m. Mr. Hubbard seconded the motion. The BOS voted unanimously (5-0) to adjourn the regular meeting, enter into Executive Session, and not to return to open session. A roll call vote was taken with "ayes" from Mr. Hubbard, Mr. Wilson, Mr. Maddern, Mr. Farrell, and Ms. Jenkins.

Prepared by:

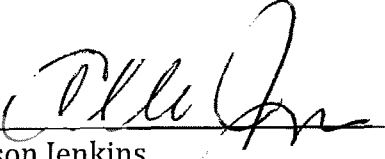


Mary Alice Cookson
Minutes Secretary

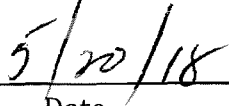
5-8-18

Date

Attest:



Allison Jenkins
Board of Selectmen Clerk



Date