

## **Town of Dudley**

Board of Selectmen  
Highway Commissioners  
Cemetery Commissioners

**April 22, 2019 @ 6:30pm**  
**Dudley Municipal Complex**  
**71 West Main Street, Dudley, MA**  
**Veteran's Memorial Hall – Room 321A**  
**Approved 5.6.2019**

**Some matters have been taken out of agenda order but were typed up in agenda order for ease of locating information when necessary.**

### **1. Call to Order, Pledge of Allegiance**

Steven Sullivan opened the meeting at 6:35pm. In attendance were John Marsi, Kerry Cyganiewicz and Paul Joseph. Also in attendance were Greg Balukonis, Town Administrator and Michelle Jervis, Administrative Secretary.

### **2. Approval of Minutes:**

- a. John Marsi motioned to approve the minutes of April 11, 2019. Kerry Cyganiewicz seconded. Unanimous 4-0.**

### **3. Appointments:**

- a. Economic Development Committee – John Marsi motioned to appoint Monique Golemo as a member of the EDC with a term to expire June 30, 2020. Paul Joseph seconded. Unanimous 4-0.**
- b. Highway Department – Laborer position – After discussion Paul Joseph motioned to appoint Logan Miller to the Highway Department as recommended by the Highway Superintendent. John Marsi seconded. Unanimous 4-0.**

### **4. Public Comments/Citizens Comments – Informational:**

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### **5. Town Administrator's Report:**

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### **6. Around the Town – Focusing on Local Businesses:**

Marie-Laure Couet – Couet Farm & Fromagerie– 236 Ramshorn Road – Ms. Couet came before the Board. She thanked them for giving her the opportunity to speak about her business which is cheese making. Her family moved to Dudley in 2012 and started the business in 2015. In 2010 she went to

Europe to study cheese making and loved it. She sells her cheese, which products are local, to farmer's markets and locally at the Rose Room in Webster. Her cheese has won many awards locally and nationally. All thanked her for her presentation.

## **8. Licenses/Permits:**

## **9. Public Hearing**

Drafter's Sports Café – MGL Chapter 138§64 – Serving minors 3/29/19. The Public Hearing opened at 7:14pm. Chief Steve Wojnar of the Dudley Police, Crystal Kistner, owner of Drafter's, Ted Kistner, and Attorney Nicholas Adamopoulos, Drafter's legal counsel, came before the Board. Chief Wojnar stated that on 3/29/19 three males, all minors were abandoned by their friends at Drafter's. One of the males used his brother's driver's license, one had a false CT license and the third stated he had no ID on him. After following up with Ms. Kistner, all three males were caught on camera giving false ID's, which were scanned by their scanning system. This scanning system scans the back of the ID and detects if it can be scanned or not. All three males were students at Nichols College. Chief Wojnar contacted the school informing them about the incident and that in the future he will seek criminal charges against anyone who produces fake ID's in Dudley. Attorney Adamopoulos gave the Board a packet explaining that Drafter's is above and beyond any of the other bars in town since they are the only establishment that has this scanning device, a certified crowd manager at the door, cameras throughout the establishment, a wrist band system for Thursday nights when Nichols College students come and tight security. He stated that there are websites that can produce a fake ID so good that they cannot be detected by the scanning devices. These websites have found technology that out performs the technology available to bar establishments. Paul Joseph stated that he feels Drafter's has been victimized and is a flagship on how to deal with potential violations of the law. Ms. Kistner stated that employees care about the Nichols College students and make sure they are safe. Steven Sullivan stated that this establishment is paying a hefty price when Nichols students are unleashed on our community. John Marsi stated that it is hard for him and knows that they have done all that they can, he would not have known. Chief Wojnar stated that in the future Drafter's will be having police detail on Thursday nights. The Public Hearing closed at 7:45pm. Paul Joseph stated (1) Attorney Adamopoulos did an outstanding job, (2) can't imagine Ms. Kistner and her staff doing any more than what they have been doing (3) and that take in information, suggestions, and proposals from Drafter's, Nichols College and Chief Wojnar for the next school year and come up with a proposal to tighten things up. **Paul Joseph motioned to give Drafter's a pass on the incident dated 3/29/19 with no finding or action with the understanding that they agree to do they follow up with the suggestions from Mr. Joseph for the next school semester. John Marsi seconded. Steven Sullivan suggested the Board look into tightening up the Alcohol Matrix. Unanimous 4-0.**

## **10. Public Business:**

- a. Nichols College Basketball Team – Division III – Elite 8** – Coach Scott Faucher along with two of this Captains and members of the team came before the Board to accept the Key to the Town of Dudley. Coach Faucher stated that they had a remarkable 28-3 season and that sheer talent was the reason for all the wins. The team was ranked 8<sup>th</sup> in the country for Division III men's college basketball.
- b. Board of Health – Earth Day** – Jennifer Cournoyer, Chairman of the Board of Health, came before the Board to discuss Earth Day that will take place on April 27, 2019 from 8am to noon. She was quite taken back by comments made at the prior Selectmen's meeting and assured members that she has been involved with Earth Day for 10 years and it runs efficiently and effectively. She has given countless hours researching ways of providing a productive Earth Day pickup. Due to budget constraints on her small BOH budget, they were not able to get a dumpster from Casella Waste but given permission to use the recycling center dumpsters, which they have used in the past with no problems. The BOH issues the bags, gloves and that they received a small grant from the Last Green Valley for these essentials along with notifying all teams what can be picked up and what is not accepted such as hazardous waste. All thanked her for her time.

- c. **Town Hall Closure – Paul Joseph motioned to close the town hall at 4:00pm so that employees may attend Greg and Ora’s retirement celebration. John Marsi seconded. Unanimous 4-0.**
- d. **Candidate’s Night – Kerry Cyganiewicz motioned to have a Candidate’s Night on Thursday, May 23, 2019 @ 6:30pm in Room 321A. John Marsi seconded. Unanimous 4-0.**
- e. **Police Chief – Vacancies – After discussion John Marsi motioned to announce a sergeant vacancy effective July 1, 2019. Kerry Cyganiewicz seconded. Unanimous 4-0. Kerry Cyganiewicz motioned to declare a full time police officer position effective July 1, 2019. Paul Joseph seconded. Unanimous 4-0.** Chief Wojnar stated that this officer will be placed on the reserve staff until the academy starts and after graduation become a full time officer for Dudley.
- f. **Debt Exclusion Question for Annual Town Election, June 10, 2019 –** Greg Balukonis stated he would like to debt exclude \$450,000 for the extraordinary repairs to the Dudley Municipal Center for the HVAC system and the re-roofing of the building. We will be taking \$577,216.00 off the books this fiscal year, paying the last payments and would like to replace the debt in the form of an exclusion and would be a five year payoff and add \$9.7 cents on the tax rate with the average tax bill increase of \$24.99. The question on the ballot does not require a figure but we will provide supplemental information approved by the Registrars and the Town Clerk since the statute does not permit a dollar amount in the narrative. Zero money goes to the budget and when the debt retires it falls off the books. Paul Joseph stated that he received a phone call from the reporter of the Webster Times apologizing for the mistake in last week’s edition stating that we are looking to have an override, not debt exclusion. A retraction will be published this week. After discussion **Paul Joseph motioned to approve the debt exclusion question on the Annual Town Election ballot on June 10, 2019 document dated 4/22/2019. John Marsi seconded for discussion. Richard Clark of Airport Road asked about the cost for the average tax payer and he was given adequate information. Vote 2-2. No vote.**
- g. **FY2020 Budget –** Mr. Balukonis reviewed the budget for next fiscal year. He stated that there is \$166,000 in reductions to town budgets which was needed to achieve a balanced budget. Regarding our revenues, we have about \$438,000, which is not a lot of money. Out of those funds there are three significant costs: 1). Bay Path Vocational High School’s budget increased due to increase in students and we are still required to pay the minimum contribution. 2). Our employee benefits have increased due to new employees coming onboard and employees retiring but, due to our healthy employees, there is no percentage increase in our health insurance. 3). The Worcester County Retirement pensions increased. All three of these total \$252,904. Subtract that number from the revenue and we have \$168,000 for all department services, pay contractual obligations and non-exempt debt. For the most part it is a conservation budget with a 2% COLA. We have stability in our workforce and we want to have our employees remain. We budgeted amount for new growth is \$125,000, which fluctuates. The total amount we have through taxation is \$13,789,316.00. Our revenues are flat because of the debt exclusion coming off the books. Our cherry sheets, lottery and enterprise are included. To balance the budget we will need to use \$30,740 in free cash and \$137,120 out of the Stabilization Fund. In the fall we’ll be able to replenish the fund. The total amount is \$21,134,516.00. Mr. Balukonis stated that the Veteran’s Agent budget has a significant increase. He would like to point out that it might be advantageous to regionalize in the future. Steven Sullivan publicly thanked all the department heads for their help and cooperation with the budget.
- h. **Annual Town Meeting Warrant –** Mr. Balukonis quickly reviewed the warrant with 36 articles. There is the DPW article included, some bylaw changes from the Town Clerk regarding kennels, dogs and licensing and zoning bylaw changes. At the next meeting the FAA will meet jointly with the Board to discuss and review all the articles.

11. **Board Member Comments:**

John Marsi reminded everyone that the Dudley Little League's parade is scheduled for May 4, 2019 @ noon meeting at the town hall.

12. **Student Representative:**

13. **Departmental Communication:**

Chief Wojnar reminded all that Saturday, April 27<sup>th</sup> is Drug Kickback Day. All prescription drugs are collected along with syringes at the police department.

14. **Adjournment:**

**Kerry Cyganiewicz motioned to adjourn at 9:00pm and to convene into Executive Session under MGL Chapter 30A §21(a)(1) to discuss the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or discuss the discipline or dismissal of, or complaints or charges against, a public officer, employees, staff member or individual and MGL Chapter 30A §21(a)(3) to conduct strategy with respect to collective bargaining or litigation if any open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares (Dudley Police Association). Paul Joseph seconded.**

**Roll Call Vote**

**Steven Sullivan, Aye**

**Paul Joseph, Aye**

**John Marsi, Aye**

**Kerry Cyganiewicz, Aye**

Respectfully submitted,  
Michelle Jervis, Administrative Secretary

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**Roll Call Vote**

**Steven Sullivan, Aye**

**Paul Joseph, Aye**

**John Marsi, Aye**

**Kerry Cyganiewicz, Aye**

Respectfully submitted,  
Michelle Jervis, Administrative Secretary