

TOWN OF GILL

MASSACHUSETTS



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SELECTBOARD MEETING MINUTES

March 12, 2012

Minutes of an Executive Session

The executive session convened at 5:45 p.m. in Ray's office.

Present: John Ward, Randy Crochier, and Ann Banash (remote), Selectboard members; Ray Purington, Administrative Assistant

Ann stated that no other person is present at her location, and that no other person is able to hear the discussion.

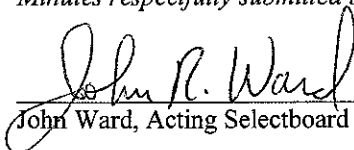
Ray reported that the Housing Court hearing took place on March 2nd for Kevin Chickering's complaint against Lawrence Krejmas and the Town of Gill. Donna MacNicol, Town Counsel represented the Town. Glen Ayers, the Town's Health Agent, was also present. The Court referred the matter to a mediation session on March 16th. If mediation is not successful, Donna is allowed to renew her motion to dismiss, which the Court agreed was a strong motion.

In mediation, Donna expects to agree to a list of dates & milestone actions to be developed between Glen and Mr. Krejmas that will achieve a timely and satisfactory cleanup of the property. If the timelines are not met by Mr. Krejmas, then Donna will renew her motion in Housing Court to dismiss Chickering's complaint. While it is acceptable for a citizen to take action to force a town to uphold the laws and bylaws, it is not okay for the citizen to dictate how the town achieves the result. So long as the Town is progressing with this matter, there is no basis for a complaint.

Donna has recommended that the Health Agent and the Town start attaching all applicable fines against Mr. Krejmas to provide added leverage to getting the property cleaned up. The Board concluded that Health Agent fees, and the attachment thereof are a matter for the Board of Health. The only applicable fees that the Selectboard could impose are for unregistered motor vehicles. The Board felt it should honor their agreement with Mr. Krejmas, and not impose any fees until the July 1st deadline for cleaning up the property.

John made a motion, seconded by Ann, to adjourn the executive session. A roll call vote was taken: Ann – aye; Randy – aye; John – aye. Motion carried by unanimous vote. The executive session was adjourned at 6:10 p.m.

Minutes respectfully submitted by Ray Purington, Administrative Assistant.



John Ward, Acting Selectboard Clerk