

**BOARD OF SELECTMEN  
EXECUTIVE SESSION  
February 14, 2011**

**REDACTED**

An Executive Session of the Board of Selectmen was called to order by Chairman James Marzec at 8:09 PM, Northbridge Town Hall, 7 Main Street, Whitinsville, MA, under M.G.L. Chapter 30A, S. 21 #3 – Strategy with respect to Litigation and M.G.L. Chapter 30A, S. 21 #3 – Strategy with respect to Collective Bargaining – not to reconvene in Open Session. Present: Messrs. Athanas, Melia, Ampagoomian, Nolan and Marzec. Also present: Theodore D. Kozak, Town Manager.

**M.G.L. Chapter 30A, S. 21 #3 - Strategy with respect to Collective Bargaining – Department of Public Works.**

Town Manager Kozak mentioned that he is meeting with the Department of Public Works next week and will set parameters to see what is needed.

**M.G.L. Chapter 30A, S. 21 #3 - Strategy with respect to Collective Bargaining – School Teacher's.**

Teachers are meeting on March 14, 2011 with mediators because they are still at an impasse.

A motion/Mr. Ampagoomian, seconded/Mr. Nolan to adjourn the Executive Session not to reconvene in open session. Roll Call Vote: Mr. Ampagoomian/Yes, Mr. Athanas/Yes, Mr. Melia/Yes, Mr. Nolan/Yes, and Mr. Marzec/Yes.

**Executive Session adjourned: 8:30 PM**

Respectfully submitted,

  
James J. Athanas, Clerk

/dmg

**LIST OF DOCUMENTATION**

**BOARD OF SELECTMEN'S MEETING – EXECUTIVE SESSION**

**February 14, 2011**

**UNDER MGL CHAPTER 30A, S. 21 #3 Strategy with respect to Collective Bargaining –  
Department of Public Works-No documentation**

**UNDER MGL CHAPTER 30A, S. 21 #3 Strategy with respect to Collective Bargaining –  
School Teachers- No documentation**

**BOARD OF SELECTMEN  
EXECUTIVE SESSION  
March 28, 2011**

**REDACTED**

An Executive Session of the Board of Selectmen was called to order by Chairman James Marzec at 6:11 PM, Northbridge Town Hall, 7 Main Street, Whitinsville, MA, under M.G.L. Chapter 30A, S. 21 #3 – Strategy with respect to Litigation – and to reconvene in Open Session. Present: Messrs. Athanas, Melia, Ampagoomian, and Nolan. Also present: Theodore D. Kozak, Town Manager and Attorney David Doneski, Kopelman & Paige.


**M.G.L. Chapter 30A, S. 21 #3 - Strategy with respect to Litigation [JA Taylor]**

The developer of Whitin Woods [JA Taylor Construction Co.] has requested a court hearing to have funds released. A letter was received from the firm Gibson and Behman, P.C. advising the town of the court date.

A motion/Mr. Ampagoomian, seconded/Mr. Nolan to adjourn the Executive Session and to reconvene in open session. Roll Call Vote: Mr. Ampagoomian/Yes, Mr. Athanas/Yes, Mr. Melia/Yes, Mr. Nolan/Yes, and Mr. Marzec/Yes.

**Executive Session adjourned: 6:28 PM**

Respectfully submitted,

  
James J. Athanas, Clerk

dg/

**LIST OF DOCUMENTATION**

**BOARD OF SELECTMEN'S MEETING – EXECUTIVE SESSION**

**March 28, 2011**

**UNDER MGL CHAPTER 30A, S. 21 #3 Strategy with respect to Litigation [JA Taylor]**

**No documentation.**

**BOARD OF SELECTMEN  
EXECUTIVE SESSION  
May 23, 2011**

**REDACTED**

An Executive Session of the Board of Selectmen was called to order by Chairman Melia at 8:54 PM, Northbridge Town Hall, 7 Main Street, Whitinsville, MA, under M.G.L. Chapter 30A, S. 21 #3 – To discuss strategy with respect to collective bargaining and under M.G.L. Chapter 30A, S. 21 #3 – To discuss strategy with respect to litigation – and not reconvene in Open Session. Present: Messrs. Athanas, Melia, Ampagoomian, and Nolan. Also present: Theodore D. Kozak, Town Manager.

**M.G.L. Chapter 30A, S. 21 #3 - To discuss strategy with respect to collective bargaining [Fire Department]** -- Town Manager Kozak noted that the Fire Department personnel has voted to ratify the Memorandum of Agreement for a three-year contract, which includes the twenty-four hour shift, drug and alcohol testing, and the ability to regionalize dispatch without further negotiations.

Chairman Melia left the meeting at 9:00 P.M.

A motion/Mr. Ampagoomian, seconded/Mr. Marzec to adjourn the Executive Session and not reconvene in open session. Roll Call Vote: Mr. Ampagoomian/Yes, Mr. Athanas/Yes, Mr. Nolan/Yes, and Mr. Marzec/Yes.

**Executive Session adjourned: 9:19 PM**

Respectfully submitted,

James Marzec, Clerk

dg/

**LIST OF DOCUMENTATION**

**BOARD OF SELECTMEN'S MEETING – EXECUTIVE SESSION**

**May 23, 2011**

**UNDER MGL CHAPTER 30A, S. 21 #3 To discuss strategy with respect to collective bargaining [Fire Department] – No documentation.**

**BOARD OF SELECTMEN  
EXECUTIVE SESSION #1**

**June 27, 2011**

An Executive Session of the Board of Selectmen was called to order by Chairman Melia at 7:03 PM, Northbridge Town Hall, 7 Main Street, Whitinsville, MA, under M.G.L. Chapter 30A, S. 21 #3 – To discuss strategy with respect to litigation and to reconvene in Open Session. Present: Messrs. Athanas, Melia, Nolan, and Marzec. Also present: Theodore D. Kozak, Town Manager. Selectman Ampagoomian was absent and it is duly noted.

Chairman Melia then left the meeting at 7:05 P.M. because the topic of discussion involved the Teacher's Union and his daughter is a teacher.

Vice Chairman Nolan assumed the Chair.

**M.G.L. Chapter 30A, S. 21 #3 - To discuss strategy with respect to litigation**

Discussed the decision made by the Department of Labor Relations with respect to the unfair labor practice charge made by the Northbridge Teachers Association and whether to appeal the decision that was found in favor of the teachers.

A motion/Mr. Athanas, seconded/Mr. Marzec to appeal the above decision. Roll call vote: Mr. Athanas/Yes, Mr. Marzec/Yes, and Mr. Nolan/Yes.

A motion/Mr. Athanas, seconded/Mr. Marzec to authorize the Town Manager to sign the "Notice to Employees" Order Decision. Roll call vote: Mr. Athanas/Yes, Mr. Marzec/Yes, and Mr. Nolan/Yes.

A motion/Mr. Athanas, seconded/Mr. Marzec to return to open session. Roll call vote: Mr. Athanas/Yes, Mr. Marzec/Yes, and Mr. Nolan/Yes.

**Executive Session adjourned: 7:10 P.M.**

Respectfully submitted,

  
James Marzec, Clerk

dg/

**BOARD OF SELECTMEN  
EXECUTIVE SESSION #2  
June 27, 2011**

**REDACTED**

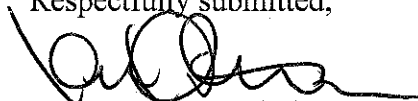
An Executive Session of the Board of Selectmen was called to order by Chairman Melia at 8:50 PM, Northbridge Town Hall, 7 Main Street, Whitinsville, MA, under M.G.L. Chapter 30A, S. 21 #3 – To discuss strategy with respect to litigation and under M.G.L. Chapter 30A, S. 21 #3 – To discuss strategy with respect to collective bargaining; not to reconvene in Open Session. Present: Messrs. Athanas and Nolan. Also present: Theodore D. Kozak, Town Manager. Selectman Ampagoomian and Selectman Marzec were absent and it is duly noted.

**M.G.L. Chapter 30A, S. 21 #3 - To discuss strategy with respect to collective bargaining – Fire Department** – Fire Department “Memo of Understanding” issue with alcohol/drug testing. Town Manager Kozak reported that the language for drug and alcohol testing under the new Fire Department contract has been worked out between the bargaining unit and management. The contract goes into effect on July 1, 2011.

A motion/Mr. Athanas, seconded/Mr. Nolan to adjourn the Executive Session and not reconvene in open session. Roll Call Vote: Mr. Athanas/Yes, Mr. Nolan/Yes, and Mr. Melia/Yes.

**Executive Session adjourned: 9:07 PM**

Respectfully submitted,

  
James Athanas, Clerk

dg/



**LIST OF DOCUMENTATION**

**BOARD OF SELECTMEN'S MEETING – EXECUTIVE SESSION #2**

**June 27, 2011**

**UNDER MGL CHAPTER 30A, S. 21 #3 To discuss strategy with respect to collective bargaining [Fire Department] – No documentation.**

**BOARD OF SELECTMEN  
EXECUTIVE SESSION  
October 17, 2011**

**REDACTED**

An Executive Session of the Board of Selectmen was called to order by Chairman Thomas Melia at 6:17 PM, Northbridge Town Hall, 7 Main Street, Whitinsville, MA, under M.G.L. Chapter 30A, S. 21 #3 – To discuss strategy with respect to collective bargaining – and to reconvene in Open Session. Present: Messrs. Marzec, Ampagoomian, and Nolan. Also present: Theodore D. Kozak, Town Manager and Kopelman & Paige Attorney Brian Maser. Absent: Selectman Athanas was absent and it is duly noted.

**M.G.L. Chapter 30A, S. 21 #3 - To discuss strategy with respect to collective bargaining  
[AFSCME-Highway & Sewer]**

**Chairman Melia returned to the meeting and resumed Chairmanship at 6:35 P.M.**

A brief discussion on the Department of Public Works Memorandum of Understanding took place. A motion/Mr. Ampagoomian, seconded/Mr. Nolan to allow Town Manager Kozak to endorse the Department of Public Works Memorandum of Understanding. Vote yes/Unanimous.

**Attorney Brian Maser left at 6:47 P.M.**

**M.G.L. Chapter 30A, S. 21 #3 - To discuss strategy with respect to collective bargaining  
[Police]**

**Police Chief Walter Warchol arrived at 6:47 P.M.**

A brief discussion took place on police contract negotiations. Town Manager Kozak mentioned that they are close to agreement but are not quite there yet.

A motion/Mr. Marzec, seconded/Mr. Ampagoomian to adjourn the executive session meeting and to reconvene in open session. Roll Call Vote: Mr. Ampagoomian/Yes, Mr. Nolan/Yes, Mr. Athanas/Yes and Mr. Marzec/Yes.

**Executive Session adjourned: 6:54 PM**

Respectfully submitted,

James Marzec, Clerk

dg/

**LIST OF DOCUMENTATION**

**BOARD OF SELECTMEN'S MEETING – EXECUTIVE SESSION**

**October 17, 2011**

**M.G.L. Chapter 30A, S. 21 #3 - To discuss strategy with respect to collective bargaining**  
**[AFSCME-Highway & Sewer]**

**-No documentation**

**M.G.L. Chapter 30A, S. 21 #3 - To discuss strategy with respect to collective bargaining**  
**[Police]**

**-No documentation**

**BOARD OF SELECTMEN  
EXECUTIVE SESSION #1  
November 14, 2011**

An Executive Session of the Board of Selectmen was called to order by Chairman Thomas Melia at 6:17 PM, Northbridge Town Hall, 7 Main Street, Whitinsville, MA, under M.G.L. Chapter 30A, S. 21 #3 – To discuss strategy with respect to collective bargaining – and to reconvene in Open Session. Present: Messrs. Marzec, Ampagoomian, Athanas and Nolan. Also present: Theodore D. Kozak, Town Manager and Kopelman & Paige Attorney Brian Maser.

**Chairman Melia left the meeting at 6:18 PM because his daughter is a school teacher. Vice Chairman Daniel Nolan took over the meeting.**

**M.G.L. Chapter 30A, S. 21 #3 - To discuss strategy with respect to collective bargaining  
[Teachers]**

A meeting was held on 11/3/11 with School Committee & Northbridge Teacher's Association bargaining unit regarding an unfair labor practice charge by the Northbridge Teacher's Association. We have an agreement in principal (see attached handout), which now needs to be affirmed by the Board of Selectmen. A motion/Mr. Ampagoomian, seconded/Mr. Athanas to ratify the settlement of the unfair labor practice agreement between the Northbridge Teacher's Association and the Town and reaffirm the vote in open session. Vote yes/Unanimous.

**Attorney Brian Maser left at 6:40 P.M.**

A motion/Mr. Marzec, seconded/Mr. Athanas to adjourn the executive session meeting and to reconvene in open session. Roll Call Vote: Mr. Ampagoomian/Yes, Mr. Nolan/Yes, Mr. Athanas/Yes and Mr. Marzec/Yes.

**Executive Session adjourned: 6:42 PM**

Respectfully Submitted,

James Marzec, Clerk

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**LIST OF DOCUMENTATION**

**BOARD OF SELECTMEN'S MEETING – EXECUTIVE SESSION #1**

**November 14, 2011**

**1) UNDER MGL CHAPTER 30A, S. 21 #3 To discuss strategy with respect to collective bargaining [School]**

-Copy of Settlement Agreement between Town of Northbridge and Northbridge School Committee.

**BOARD OF SELECTMEN  
EXECUTIVE SESSION #2  
November 14, 2011**

**REDACTED**

An Executive Session of the Board of Selectmen was called to order by Chairman Thomas Melia at 9:18 PM, Northbridge Town Hall, 7 Main Street, Whitinsville, MA, under M.G.L. Chapter 30A, S. 21 #3 – To discuss strategy with respect to litigation-- not to reconvene in Open Session. Present: Messrs. Marzec, Ampagoomian, Athanas and Nolan. Also Present: Theodore D. Kozak, Town Manager, Walter Warchol, Police Chief and Attorney Jack Collins, Collins & Weinberg.

**M.G.L. Chapter 30A, S. 21 #3 - To discuss strategy with respect to litigation.**

J.A. Taylor Construction Case – Regarding taxes owed to the Town for the Brendon Woods subdivision. The Treasurer/Collector's Office was holding bond proceeds from the developer in lieu of not being paid taxes owed to the Town. The developer sued the Town to release the bond funds and the Town lost the case. The insurance attorney and Town Counsel said it was not worth appealing further. No further action was taken by the Board.

A motion/Mr. Marzec, seconded/Mr. Athanas to adjourn the executive session meeting and not to reconvene in open session. Roll Call Vote: Mr. Ampagoomian/Yes, Mr. Nolan/Yes, Mr. Athanas/Yes, Mr. Marzec/Yes and Mr. Melia/Yes.

**Executive Session adjourned: 9:40 PM**

Respectfully submitted,

James Marzec, Clerk

dg/

**LIST OF DOCUMENTATION**

**BOARD OF SELECTMEN'S MEETING – EXECUTIVE SESSION #2**

**November 14, 2011**

**UNDER MGL CHAPTER 30A, S. 21 #3 To discuss strategy with respect to litigation [J.A. Taylor].**

-No documentation