



TOWN OF TYNGSBOROUGH

Office of the Selectmen

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APPROVE

Board of Selectmen Executive Session Minutes

Sunday, February 13, 2011

9:30 A.M.

Town Offices, 25 Bryant Lane

Members Present: Selectwoman Ashley O'Neill, Selectwoman Elizabeth Coughlin, Selectman Rick Reault, Selectman Rich Lemoine, Selectman Robert Jackson

Staff Present: Michael Gilleberto, Town Administrator, Therese Gay, Admin Assistant

Executive Session

The board may move to go into executive session to discuss strategy with respect to collective bargaining, litigation, or exempt negotiations if an open meeting may have a detrimental effect on such subject matters.

The Board voted on a motion by Selectman Jackson, second by Selectman Lemoine to enter into Executive Session to discuss strategy with respect to collective bargaining, litigation, or exempt negotiations if an open meeting may have a detrimental effect on such subject matters and to return to open session only to adjourn. Roll Call Vote: Selectman Jackson, yes; Selectman Lemoine, yes; Selectwoman Coughlin, yes; Selectwoman O'Neill, yes; Selectman Reault, yes. The Board entered into executive session at 9:30 A.M.

The Board met in session to discuss via conference call with Labor Counsel the negotiations of a new contract with the Deputy Chief vs. the renewal of the present contract. The Board wanted to make sure that they had the proper votes to show the negotiation of a new contract and time is of the essence. The Board has asked Labor Counsel for clarification on the question of the failure of any vote of the Selectmen not to renew the Deputy Police Chief's contract result in automatic renewal of the contract as written? In Counsel's opinion the Board would need a 4/5th vote to not renew the terms of the current contract. The Board then asked what vote would they have to take to enter into negotiations for a new contract, and must the vote be by majority, supermajority, or unanimity? Counsel's opinion would a majority vote. Counsel supplied the Board with a sample vote and if the new contract was agreed upon and signed by both parties, it would replace the terms of the current agreement and should include a provision making it clear that the new contract would supersede and replace the terms of the current contract. After discussions the Board voted 5-0 on a motion by Selectman Reault to move that the Board enter into negotiations for a potential new contract with the Deputy Police Chief, second by Selectman Jackson. Roll Call Vote: Selectman Jackson, yes; Selectman Lemoine, yes; Selectwoman Coughlin, yes; Selectwoman O'Neill, yes; Selectman Reault, yes.

The Board discussed if they want to go over paragraph by paragraph to negotiate or have a list of eliminations and come back to discuss. In preparation of discussing the pay the Board would like to see a matrix with the pay scale of the Lieutenants and the Sergeants showing the next three years. The Board will meet in Executive Session on February 28 to discuss further.

The Board welcomed Mr Sampson of Public Safety Consultants, LLC of Shrewsbury, AM. Mr. Sampson's company PSC is an Assessment Center that local government use to administer promotional exams within a police department. The Chief of Police joined the meeting. The Board asked Mr. Sampson to present his qualifications and how he intends to administer the exam. Mr. Sampson will be asked to administer the oral exam because the officers had taken the written exam sometime ago. There will be 4 assessors to administer the oral exams. Mr. Sampson said that there are two exercises you can either have a one day or a two day exercise. The names of the assessors are not revealed it is best if the candidates do not know who will be doing the assessing. Mr. Sampson went through some of the different scenarios that could be used. The Chief will start on his document that was requested of him. The Board thanked Mr. Sampson for his presentation and will be in contact with him.

The Board had some reservation about the assessment center and would like to interview one other company.

The Town Administrator will do the first draft a letter to open negotiation for and will send to Darren for review. The Board discussed the changes on the contract set ground rules, and make public the points and counter points if both parties agree.

The Board voted on a motion by Selectman Reault, second by Selectman Jackson to enter into exit the Executive Session to return to open session to adjourn. Roll Call Vote: Selectman Jackson, yes; Selectman Lemoine, yes; Selectwoman Coughlin, yes; Selectwoman O'Neill, yes; Selectman Reault, yes. The Board exited executive session at 11:00 A.M.

Respectfully submitted

Therese Gay
Admin Assist.

Approved on Monday April 11, 2011
Released November 21, 2011