

HALIFAX BOARD OF SELECTMEN
SELECTMEN MEETING
TUESDAY, SEPTEMBER 12, 2017 - 7:30 P.M.
SELECTMEN MEETING ROOM

Meeting came to order at 7:30 p.m. with Selectmen Thomas Millias, Kim R. Roy and Troy E. Garron present.

The following business was discussed:

PLEDGE OF ALLEGIANCE

The Board as well as those attending tonight's meeting stood to recite the Pledge of Allegiance.

AGENDA

Moved by Garron and seconded by Roy, the Board unanimously approved the Agenda for Tuesday, September 12th.

MINUTES

Moved by Garron and seconded by Millias, the Board unanimously approved the following Selectmen Minutes:

Regular Session – August 22, 2017

Moved by Garron and seconded by Roy, the Board unanimously approved the following Selectmen Minutes:

Regular Session – August 25, 2017

AFFIRMED WARRANTS, COMMITMENTS AND BILL

Moved by Garron and seconded by Roy, the Board unanimously affirmed approval for the payment of the following warrants, commitments and bill:

Vendor Warrant	# 18	\$ 393,947.78
Payroll Warrant	# 19	\$ 333,748.10
Vendor Warrant	# 20	\$ 86,310.46
Withholding Warrant	# 21	\$ 126,529.47
Ambulance Commitment	# 8C	\$ 40,772.00
Ambulance Commitment	# 8D	\$ 3.71
Payable to: Terminal Exchange Systems		\$ 1,508.00

APPROVED WARRANTS AND COMMITMENT

Moved by Garron and seconded by Roy, the Board unanimously approved payment of the following warrants and commitment:

School Warrant	# 22	\$ 73,732.38
Vendor Warrant	# 23	\$ 151,133.00
Mobile Home Park Fee	# 9	\$ 5,160.00

Moved by Garron and seconded by Roy, the Board unanimously approved payment of the following Selectmen bills:

National Grid (service/concession stand).....	\$ 77.97
National Grid (service/Town Hall).....	\$ 1,451.67
Metropolitan Area Planning Council (conference/Seelig).....	\$ 25.00
KP Law, P.C. (legal/July).....	\$ 1,976.05
Express Newspapers (ad/liq. trans. All Season/Happy Dragon)..	\$ 40.00
Attorney Lawrence P. Mayo (legal/September)	\$ 1,800.00
BID Ply. Occupational Health (physical)	\$ 420.00
Express Newspapers (ads/Ref. Librarian & Water Admin. Assist).	\$ 81.25

SCHEDULED APPOINTMENTS

Thomas Fitzgerald - donation of paintings

Mr. Fitzgerald came in to donate paintings of four historical building here in Halifax, which Peg had bought them from Beryl Foster. Him and his children thought it would be a great idea to donate them to the Town hall as Peg loved the pictures and what better place for them to be is here where Peg spent a good amount of her time. Tom will come in time to time and talk a look at them as they are back where they belong and hopes the Town of Halifax appreciates them. Roy said that Peg did have them hung in this room so they should be displayed here. The Board thanked him and his family for this kind gift.

GENERAL MAIL / DISCUSSIONS

Civil Service – Call Up list

Chief Broderick would like to hire one full-time officer and two permanent intermittent officers therefore he is requesting authorization from the Board to call for a new Civil Service list. The Board was in agreement to authorize this request.

Front door of Town Hall

Chief Broderick said that the mechanics of the door are all set just need to tie it in with the cameras at the Police Station. The keys will be replaced with fobs and chief will need to know who will have them. In addition to the secretaries, administrative assistants and chairs to the board, committees and commissions he will need to know who else will have fobs. Roy asked if someone can be deactivated and he said yes.

Dog Policy - Dispatch Directive

Chief Broderick said he just fine tuned the policy that is currently on file and pretty much the only thing that has changed is the call list. This is just a guideline for Duxbury Dispatcher. The Board was fine with the changes and having the Chief forwarding to Duxbury.

Dog Bites Dog Incident

It appears that two dogs got into a scuffle. One dog sustained some injury (Ms. Black’s dog) and was taken the the vet. Ms. Black was contacted by the office asking if she would like to request a hearing but the office has not heard back from her. The BOS was asked if they wanted to hold a hearing and Roy said that if the owner of the injured dog does not want one she was okay with not pursuing it. Chief Broderick also was okay with not having a hearing. Millias and Garron were okay with not moving forward with a hearing.

Earth Removal – Morse Brothers

The office received a complaint that the trucks were using Indian Path Road. Seelig contacted Morse Brother and Bill Madden, of GAF Engineering, and there have not been any more complaints since doing so. Chief Broderick said there was one issue of trucks going a little too fast but that has been resolved and he said that if there are any other problems the neighbors just need to call the station.

Orchard Circle Street Light

A resident of Orchard Circle has called requesting that four of six streetlights (two are on that are paid by the town) be put on. Seelig explained to the resident that a petition article submitted by her can be placed on the warrant for an upcoming STM or ATM.

Fieldstone Farms Consent Agreement

The agreement has been signed by the court. On a side note the office received a letter from Shawn Clawson stating how professional our public safety staff was at recent horse show where there was an injured participant as well at other recent horse shows.

OPEB Annual Report

The OPEB Trustees met a few weeks ago with the advisor for the Trust, Bartholomew, to receive the annual report. The total in the Trust Fund has risen to \$230,120. The fund was started two years ago so while there have been gains due to investments, most of the fund balance is due to the town's contributions. The annual returns are in-line with expectations given how the portfolio is balanced.

HOPS & Library Parking Lot

It has been brought to Seelig's attention that additional signs have been put up at the parking by HOPS indicating that some spaces abutting the playground are designated for library patrons. To his knowledge he does not recall the BOS having a discussion about the additional signage as they have jurisdiction over the parking lot. He asked if the Board would like to meet with the interested parties or take other action. Garron said that they need an explanation as to why they were out up and suggested maybe making more spaces. Seelig added that soon we will have a full playground needing more spaces and Millias added that more spaces will be needed for the COA once the renovations/addition is completed.

Holmes Street Playground

The above playground has been vandalized recently. Dick Steele has been notified about this and he has contact Steve Hayward. They both think repairs can be made *in house*.

Music Fundraiser for Hurricane Harvey & Irma

Resident Dennis Carman and Allan Palmer are proposing to hold a music event on the town Green on Saturday, September 30th. The plan is to play music, collect donations, with the proceeds split between Texas and Florida to the American Red Cross or some other appropriate local relief organization. Roy was open to the idea as long as it goes through the proper channels.

Move by Roy and seconded by Garron, the Board unanimously approved the above event contingent upon approval from public safety and the Board of Health.

Fiscal Year 2017 Audit

Move by Roy and seconded by Garron, the Board unanimously signed off on the annual agreement with Lynch, Malloy and Marini for work on the FY2017 audit.

SCHEDULED APPOINTMENTS (CONTINUED)

Lily Qing Hua Mai - transfer All Alcoholic Beverage Restaurant License from All Seasons Restaurant & Sports Lounge to Happy Dragon Restaurant

The following people were present for the hearing:

Lily Mai	Restaurant owner
Ted Wong	Attorney for Ms. Mai
Jones Lau	Manager
John Doucette	Current owner of All Seasons

Mr. Wong began by saying that Ms. Mai plan is to take over the All Season's Restaurant and convert to a Chinese restaurant. Any restaurant she has opened has been great.

Roy:

I looked at the file said that she has looked at the file and it states you will be closing October 12th. How soon after that would you be opening?

Ms. Mai:

November 5th.

Millias:

Have you been working with the Board of Health?

Mr. Wong:

Yes I have been corresponding back and forth with Peggy and Cathy. Mr. Lau is certified in everything and currently works at China Plaza in Rockland.

Roy:

Will the restaurant be closed for a bit?

Mr. Wong:

Yes they will be putting in equipment.

Roy:

What are the hours?

Mr. Wong

11 a.m. to 1:00 a.m. Sunday through Saturday.

Millias:

Will there be any specific changes?

Mr. Wong:

No, cosmetic changes only.

Garron;

Who will be the manager?

Mr. Wong:

Jones Lau.

John Doucette:

I will be excited as it has been twenty-seven years that I have owned the restaurant.

Millias;

I have been at your restaurant in Rockland, very good quality and Facebook is also excited.

Ms. Mai:

I have two other restaurants.

Roy:

Why the name Happy Dragon

Ms. Mai

Because I bought it in the year of the Dragon.

Moved by Garron and seconded by Roy, the Board unanimously approved the transfer of the all alcoholic beverage restaurant license from PED Ltd. d/b/a All Seasons Restaurant & Sports Lounge to Lily Café II, Inc. d/b/a Happy Dragon Restaurant.

Moved by Garron and seconded by Roy, the Board unanimously approved the transfer of the common victualler license from PED Ltd. d/b/a All Seasons Restaurant & Sports Lounge to Lily Café II, Inc. d/b/a Happy Dragon Restaurant.

Ken Corti & Cheryl Hunnewell - 1 Day Liquor License – Our Lady of the Lake

Mr. Corti and Ms. Hunnewell came in this evening to request a one day liquor license for the church's Oktoberfest. Mr. Corti stated that they will have a professional server from The Bartending Service of New England, serving a true German Oktoberfest with all the fixings. He added that Cathy in the Board of Health Department is aware of the event. McSherry asked when will the alcohol be delivered and removed and Ms. Hunnewell said on that day (October 14, 2017). She also said that they will be under an outdoor tent and wrist bands will be given out for those who can be served alcohol.

Moved by Garron and seconded by Roy, the Board unanimously voted to issue a one-day liquor license to Cheryl Hunnewell of Our Lady of the Lake Church, 580 Monponsett St, Halifax, MA; with delivery of beer & wine on Saturday, October 14, 2017, serving of beer & wine on Saturday October 14, 2017 between the hours of 11:30 a.m. and 2:00 p.m. and disposal/removal of the beer & wine on Saturday, October 14, 2017 contingent on approval from the Board of Health.

GENERAL MAIL / DISCUSSIONS (CONTINUED)

Signatory Authority

Moved by Roy and seconded by Garron, the Board unanimously approved the following individuals as secondary signers for the departments listed:

Susan Johnston	Recycling Department
Karyn Thompson	Highway/Cemetery

Ambulance Abatement

Moved by Roy and seconded by Garron, the Board unanimously voted to approve Ambulance Abatements for September 2017 in the amount of \$445.02.

Zoning Work

Seelig has invited the Planning Board, ZBA, Building Inspector and Board of Health to talk with the Selectmen on September 26th about possible zoning changes for live entertainment, increasing the amount of affordable housing, lots that have abandoned/derelict housing and one change for multi-family housing. The Building Inspector has suggested that along with requiring a special permit, live entertainment events should go through site plan approval.

Finance Committee Resignation – Stuart Hall

Moved by Roy and seconded by Garron, the board unanimously accepted, with regret, Stuart Hall's resignation from the Finance Committee, effective April 11, 2017, and that a letter be sent to him thanking him for his service.

School Roof Project Update

The work is mostly done, but not down to a punch list. The Board will need to approve the change order from G&H Heating and Cooling (originally from Habeeb and Associates) in the amount of \$5,395.18 for work on the rooftop HVAC equipment.

Amanda's Estates

The public records request from Gordon Andrews' attorney has been fulfilled. Mr. Andrews has appealed the decisions of the ZBA and Seelig has notified land use counsel.

Pope's Tavern Project – OPM Firms

Four OPM firms will be interviewed by the Building Committee tomorrow night.

Silver Lake School District Easement

The Silver Lake Regional School District will hold a public hearing on September 14th at 7:30 pm for a proposed easement for the Town of Kingston to construct and maintain drainage infrastructure to capture and treat runoff that may enter the Jones River. Seelig will notify the departments later this week.

Fieldstone Farms Building Permit

There are continued problems with the two-story gazebo-like structure that was built on the property without proper permits, handicapped access or testing. Robert Piccirilli, the Building Inspector, has notified them of this. Fieldstone has forty-five days (from August 24th) to appeal to the State Building Code Appeals Board.

Fuel Storage Permits

Seelig will be scheduling revocation hearings for October 10th. Cumberland Farms and Nessralla Farms have indicated that they do not want to renew their permits but the Town needs to hold the hearings. Both the Country Club and Davis Automotive have no renewed and both owe back taxes.

Legislative Breakfast

The breakfast will be at the Marshfield School Administration Building on September 15th.

Municipal & School Building Committee Resignation – Kenneth Vinton

Moved by Roy and seconded by Garron, the Board unanimously accepted, with regret, Kenneth Vinton's resignation from the Municipal & School Building Committee, effective August 24, 2017.

Land Use Counsel

Moved by Roy and seconded by Garron, the Board unanimously voted to open a search review for Land Use Counsel for the Town.

Monponsett Pond

East Monponsett is now open but West remains closed.

Inventory Forms

Despite the Board's letter to the Municipal and School Building Committee and the Parks Commission, neither department has sent the Town Clerk the inventory form. Neither Committee responded to setting up an appointment. Seelig is going to set something up for either the September 26th or October 10th BOS meeting.

Fitzgerald Garden Maintenance

Silver Lake is already booked; therefore Seelig is going to check with Bridgewater State.

Eagle Scout Project - Benches in Memorial Area

Seelig is waiting to hear back from Nate Coombe to see if he had cleared everything with the Historic District Committee and the Beautification Committee.

Live Entertainment – Salon Serenity Day Spa

Moved by Roy and seconded by Garron, the Board unanimously approved Permit #2018-11 to Kelly McAndrews for live entertainment at Salon Serenity Day Spa on Saturday, September 16th, from 1:00 p.m. to 4:00 p.m.

Classification and Compensation Plan

Don Jacobs met with the Wage and Personnel Board last Wednesday to start the review of the compensation part of the proposal. He'll meet with them again next week. Millias mentioned that they have the classification down now they need to work on the salaries.

Stormwater Management

Seelig has signed a letter of support for a grant application that will be filed by GHD for the Town of Hanson (the infrastructure will be in Hanson on Hanson Court off Ocean Avenue, but the final outflow is just over the border in Halifax).

Electricity Aggregation

About 85% of the possible accounts chose not to opt-out. This is a lower figure than in some other communities, but may change once National Grid's winter rates are announced.

Back Taxes Devine Property

The Treasurer-Collector's office was able to get payment of back taxes for the above property. Interest and fines were not included because of a mistake made by since departed staff when completing a Municipal Lien Certificate.

School Union Contracts

The custodians and cafeteria employees have come to an agreement regarding union contracts but it is Seelig's understanding that the Town's representative (Roy) was not informed about the School Committee meetings that included deliberations about these contracts. If this is the case then the School Committee should be reminded that the Town's representative should be invited for discussions about all contracts, not just the one with the teachers. Roy said that she was not happy not being included in the discussion. Seelig asked if the BOS wanted him to send a letter to the committee about the BOS not being involved and they said yes.

Subdivision - 314 Plymouth Street

The Peck family has filed for a regular subdivision at the above location. Seelig has no objections to the subdivision, but wants to remind the Planning Board, Conservation Commission and DEP that the wetlands there were on the property before it was used for agriculture and need to be restored before other development can be considered.

Halifax Trails - Substantial Progress

With a change in ownership for this development, the new owner wanted to confirm with the Building Inspector that sufficient progress has been made to continue the validity of the permit. The BI and Seelig agree that it has.

By-Laws Changes From The Attorney General

The AG's office approved the by-laws that passed at Town Meeting in May, but has recommended a few changes. Seelig is going to incorporate those into any Articles presented at a future Town Meeting.

Recycling Abatements – FY2018

Moved by Roy and seconded by Garron, the Board unanimously voted to abate Bill #712, 2276, 1875, 1542, 2549, 326, 2421, 401, 1072, 1498, 2507, 610, 252, 357, 1913, 2371, 2121, 2263, 359, 358, 1885, 1898, 2226, 2252, 1237, 368, 2181, 2580, 2092, 19, 1098, 2395, 2589, 2051, 1227, 2167, 271, 559, 466, 694, 257, 86, 728 and 204 based on the fact that the office has received confirmation from their private haulers that they provide recycling service to the residents.

Moved by Garron and seconded by Roy, the Board unanimously voted to abate Bill #994, 995 and 996 each in the amount of \$25 based on the fact that these homes are seasonal and the office has received confirmation from the Water Department that the water is shut off for half the year.

Moved by Roy and seconded by Garron, the Board unanimously voted to abate Bill #1582 based on the fact that the home is under construction.

Moved by Roy and seconded by Garron, the Board unanimously voted to abate Bill #959 based on the fact that the home is vacant and the office has received confirmation from the Water Department that the water meter was removed in 2015.

Deadline to File Abatements

Moved Roy and seconded by Millias, the Board unanimously voted that the deadline to file FY2018 Recycling Abatements will be October 10, 2017.

MEETING ADJOURNED

There being no further business, moved by Garron and seconded by Roy, the Board unanimously voted to adjourn the meeting at 9:00 p.m.

Troy E. Garron
Clerk

/pjm