

BOARD OF SELECTMEN
SELECTMEN MEETING
TUESDAY, OCTOBER 22, 2013 - 7:30 P.M.
SELECTMEN MEETING ROOM

Meeting came to order at 7:30 p.m. with Selectmen Troy E. Garron, Kim R. Roy and Michael J. Schleiff 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.

MINUTES

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

Regular Session – August 13, 2013

AFFIRMED WARRANT / COMMITMENT

Moved by Roy and seconded by Schleiff, the Board unanimously affirmed approval for the payment of the following warrant and commitment:

Vendor Warrant	# 31	\$ 22,021.61
Ambulance Commitment	# 9B	\$ 30,851.49

APPROVED WARRANTS / COMMITMENT

Moved by Roy and seconded by Schleiff, the Board unanimously approved payment of the following warrants and commitment with the exception of Schleiff abstaining from the Police Department payroll in warrant #32:

Payroll Warrant	# 32	\$ 339,110.80
Vendor Warrant	# 33	\$ 1,186,844.63
Withholding Warrant	# 34	\$ 128,974.46
Ambulance Commitment	# 10A	\$ 15,693.05

APPROVED BILLS

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

GateHouse Media (ad/Selectmen's Secretary).....	\$ 228.76
Plymouth Bay Orthopedic Assoc. (deductible due 111F/Caprio).....	\$ 250.00
Deutsch Williams Brooks (legal services/September)	\$ 393.00

The Board acknowledged payment of the Selectmen Office Payroll for the period ending:

October 19, 2013	FOR	\$ 5,494.11
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The Board acknowledged payment to the Treasurer for the following turnovers:

<u>TURNOVER</u>	<u>AMOUNT</u>
2014-24	\$ 125.00
2014-25	\$ 5.00
2014-26	\$ 125.00

GENERAL MAIL / DISCUSSIONS

ZBA 340-348 Monponsett Street

Seelig briefly explained to the Board that Mr. Picirrilli has applied to the ZBA for various permits in connection with creating apartments on the property located at 340-348 Monponsett Street. The building at one time had permits for apartments but did not use both buildings and at a lower number of apartments. Mr. Picirrilli has withdrawn his application after several nights of hearings. ZBA has asked that all work on the buildings cease until matters are resolved. Due to conflict of interest (Mr. Picirrilli is the Assistant Building Inspector for the town) the Building Inspector intends to ask the Board of Selectmen to appoint another Building Inspector just for matters relating to this property so he can respond to ZBA's request. Mr. Millias has stated that Carver's Building Inspector, Frank DeFelice, is willing to be appointed to this position. Seelig asked the Board if they would like a letter from Mr. DeFelice stating that he is willing to take on this position or would they like to meet with him.

Schleiff said this is the first he heard of this and asked if he could have been contacted sooner. Seelig stated that a letter was here in the office on October 9th and that it was in his notes that were sent out yesterday. Roy added that it was in their individual piles.

Garron said that it is obvious that there is a conflict and they need to find the best way to solve it and asked if this was the best solution to appoint someone else as the assistant. Schleiff said that it sounds like several things are going on; first he applied for various permits for uses of the property and then withdrew the applications with out prejudice. Roy said that he still had permits to work on the property and Seelig said that was correct which has nothing to with the use permit. He continued to say that he is doing the work in order to use the permit in that fashion but in terms of jurisdiction one is a zoning issue the other is a building issue.

Roy asked that right now the Board just needs to appoint a different Building Inspector to be part of this particular property. Seelig said yes and the reason why is that ZBA has asked the Building Inspector (Millias) to take action and he does not feel comfortable making any decision concerning the property. It is not a clear conflict of interest but an *appearance of conflict of interest* therefore he has recommended that another Building Inspector be appointed for this particular matter.

Schleiff wanted to reiterate what has happened and said that ZBA has asked the Building Inspector (Millias) for an immediate cease and desist and he does not want to do that because he feels that there is a conflict with him because Mr. Picirrilli is the Assistant Building Inspector and he is the Building Inspector. Seelig said that was correct. Schleiff does not understand this as he (Millias) is the Zoning Enforcement Agent and if he feels that is what he should be doing then that is what he should do whether it is friend or relative. Seelig said that the

State ethics law says that if you believe there is conflict of interest you should take various actions to avoid that including *appearance of conflict of interest*. Schleiff asked if ZBA felt it was a conflict of interest and Seelig said that they did not make any recommendation. Seelig told Deb Tinkham that his advice to Mr. Millias was that he gets another individual to makes decisions on this matter and she was satisfied with it.

Garron wanted to put on record and asked if the following was Tom Millias's recommendation:

The special inspector tell the ZBA that the building permits including wiring, plumbing, etc. are a separate issue from the use permit for the apartments and that the owner/developer cannot be required to cease work if the permits necessary for the actual work (not the use) have been properly granted. However, the special inspector should inform Mr. Picirilli that if the buildings are used for apartments that fines will be imposed immediately without any grace period and that if he decides to continue to work on the buildings, any liability for any potential financial loss (his inability to obtain the use permit) is entirely his.

Seelig stated that above was his recommendation. Garron stated that basically ZBA is issuing the license for use of the property for certain ways and that Mr. Picirilli requested the necessary permit to do so and in the end withdrew the application.

Schleiff asked who was recommending the Carver inspector and Seelig said Tom Millias was. Schleiff did not have a problem with appointing Mr. DeFelice and Roy said that she trust Tom's judgment on what his selection is and felt that she did not think that it made sense to have to wait two weeks till their next meeting to interview this gentleman Schleiff corrected her and said that it is three weeks and added that you cannot hold up someone who is trying to some business. Garron said that if the facts are correct and this man has experience as a Building Inspector for the Town of Carver, he may have run into similar situations and may be of some help and Roy agreed.

Moved by Roy and seconded by Schleiff, the Board unanimously voted to appoint Frank DeFelice as the Building Inspector and Zoning Enforcement Officer for the Town of Halifax with responsibilities limited to the property located at 340-348 Monponsett Street.

Drug Workshop

Seelig informed the Board that there is a Substance Abuse Awareness Program for parents on October 23rd at 7:00 p.m. at the Silver Lake Middle School hosted by Representative Thomas Calter. Also there is a Drug Overdose Prevention Conference on October 25th at 8:30 a.m. at the Shaw's Conference Center in Brockton being hosted by several agencies.

Retirement System – Bonding Unfunded Liability

The Plymouth county Retirement Board is asking that the entities covered under the fund to support H.3377. This bill will allow each entity on its own and voluntarily fund the entities unfunded liability by borrowing. The bill has been given to the Board to review and this will be brought back up at the Board's next meeting on November 12th.

SWMI Grant Application

The Board of Health will not be applying for the second round SWMI grant application as there is a match required from the town, which is \$15,000. Schleiff asked if it was possible to go for a lesser grant.

Town Accountant, Sandy Nolan, stated that she was under the impression that the BOH was going to put an article in the May 2014 Warrant.

Moved by Roy and seconded by Schleiff, the Board unanimously voted to approve the grant if the Town can come up with the \$15,000 by October 25th, as that is when the application deadline is.

SCHEDULED APPOINTMENTS***Finance Committee – Town Clerk Salary***

Members Gordon Andrews and Nikki Newton from the Finance Committee came in this evening to talk about the Town Clerk's salary. Mr. Andrews began by saying that this has come up a number of times over the past couple years since he has been on the Finance Committee that it wasn't reviewed when the change from Treasurer-Collector got combined and Town Clerk position was split from Treasurer-Collector. Currently the full time administrative assistant works thirty-two hours and the Town Clerk works twenty-four hours. If the administrative assistant works out she will become the Assistant Town Clerk. Over the past few years the administrative assistant / assistant town clerk position has been opened therefore have been times when there has not been someone in the office to assist the residents as the town clerk being a part time position, was not there as well as times when there has been a an assistant in the office and resident requiring papers to be signed by the Town Clerk but not there because of the position being part time.

Garron said that basically in order to have the office run more efficient you want to give the town clerk more hours so that someone will be there to cover. Mr. Andrews said yes that is what he wanted to bring up and asked if it makes more sense to shift the hours in the office? He is not saying that the town can financially support that but it needs to be brought up to the townspeople. Because the Finance Committee's meetings are not usually recorded and they wanted to bring it up at BOS meeting to let the Board and the residents know that it has been an issue for least four years. Roy asked there has been any complaints about the office being closed and Ms. Gaynor (Town Clerk) said there has not because she does stay and added that residents are surprised that the Town Clerk position is a part time.

Garron stated that he never knew the assistant worked more hours then the Town Clerk and said probably because it was never discussed. He added that it doesn't make sense that the person who is responsible for the office is working less hours then the person they are supervising.

Schleiff thinks that the salary is not compatible for the amount of hours worked by the Town Clerk. Mr. Andrews said that has also has been an issue stating that the Town Clerk is working more hours then what was originally developed by the Town Government Study Committee and asked that if there were any changes to the town government that they would think about this position also as well. He added that the Finance Committee has not made a recommendation either way.

Garron asked if it was unusual that Halifax had the Town Clerk working fewer hours than her staff. Mr. Andrews said that he did not have that answer and wanted to get the feel if Halifax was within trend like maybe other towns were doing it or are we doing because of the circumstance we are in. Garron stated if they could get answers to those questions it might be helpful when the time comes.

Roy asked that when going through the data to please stick with the ten towns for consistency when making a decision.

Gordon asked if it made sense to set parameters around the ten towns to make sure they are still the ten towns seeing as the budget has changed. Roy thought that would be a good idea because it has been about five years. He also asked how long should they be reviewed and Roy thought every two years and Garron agreed.

Garron asked if they were looking to decrease the hours of the part time person or just increase the clerk's hours. Mr. Andrews thinks it would be reverse the hours or something along the lines and if not change right away suggested making a gradual change. Garron said that eventually someone will ask if sixty hours are needed in that office or do we need or just stick with the fifty we have now because the question may be is there enough work for the increase in hours. He is only asking this question because he feels it may be asked.

Mr. Andrews said the reason this came up this past summer was because there was an opening and it would have made sense to change the hours before a person was hired. Garron would not expect someone to work the extra hours if not getting paid, but they do appreciate the dedication and that someone is willing to do it.

Schleiff stated that in the office one is getting paid a salary and the other is paid hourly rate so if the hourly person goes beyond forty hours they would be getting paid time and half. Mr. Andrews explained to the Board that Silver Lake's population shifted in October so Halifax will be responsible between 34.8 to 36% therefore if the budget stays the same for Silver Lake Halifax will have to pay another 8/10 of a percent (\$108,000) and wanted them aware of this figure because they would be looking at the budget as a whole.

Garron hopes that the Board's feedback has been helpful and is sure someone is going to ask if the abundance of the work in the office relates to the number of hours they may want to increase and if it is justified. Mr. Andrews agreed.

COA Project – 2nd floor Challenges

The Board received a letter from participants who are taking painting and quilting classes at the COA expressing the difficulty it is to get to the second floor to attend these classes. Seelig stated that the M&SBC are meeting this evening and looking over packets from several architectural firms to put together a conceptual plan for improvements/repairs/expansion of Pope's Tavern. Garron thinks a letter should be sent to the COA stating that the Board is aware of the issues at Pope's Tavern and are looking into different avenues for making improvements.

Collector - Treasurer Vacancies

Kathy Roche has given her resignation as Assistant Collector and her last day of work will be October 24th. This job has been posted and deadline for applications is October 25th. In addition the Treasurer-Collectors office has posted a job for Secretary 2 and the deadline for applications on this posting is November 5th.

Signature Authority for Treasurer's Office Payroll

Moved by Roy and seconded by Schleiff, the Board unanimously voted to have Linda Cole as the alternate signer for the Treasurer's Office payroll.

Signature Authority for Collector's Office Payroll

Moved by Roy and seconded by Schleiff, the Board unanimously voted to have Pamela Adduci as the alternate signer for the Collector's Office payroll.

Halifax Elementary Teacher Negotiations

Halifax can have a representative at the School Committee meetings that deal with negotiations. Seelig asked the Board who they wanted to select. Schleiff said that he cannot commit at this time. Roy said that she does not mind doing it or be the back up. Seelig will check on the deadline for the selection and bring back to the Board.

Cultural Council Grant FY2014

Moved by Roy and seconded by Schleiff, the Board unanimously voted to have the Chair, Troy E. Garron, sign the Local Allocation for the Halifax Cultural Council.

Cable T.V. Advisory Committee – Appointment

Moved by Roy and seconded by Schleiff, the Board unanimously voted to appoint Maureen Rogers to the Cable T.V. Advisory Committee, term to expire June 30, 2014.

Cable T.V. Advisory Board Counter Offer

The Board was given draft of a counter offer to give to Comcast from the Cable T.V. Advisory Board for them to review. The following was the proposal:

- PEG access origination locations dropped from six municipal location to four (Fire Station, Police Station, elementary School & Town Hall).
- Annual access fee at 5% with the provision that the first \$47,258 will not be charged again to the rate payers.
- Annual capital funding in the amount of \$25,000 for a total of \$250,000 over the 10 year license renewal contract, which calculated will be .75 per month for each subscriber.
- Asking that Comcast would make a charitable donation that would cover the lease at the present studio location for eighteen months.

Schleiff asked what *PEG access origination locations sites* were and Seelig said that they are sites where we could do live programming. Seelig stated that the two feeds they are eliminating is the one at the library and the other at Council on Aging. He continued to say that in order to come to an agreement on the contract

the Cable Advisory Committee is proposing to give up something that we have not been using to get what we might want even though we have never used them Seelig said they still want the ability to have that option to do so. Schleiff asked if was a issue to only have four feeds instead of the six and Seelig thought it was not and mentioned that one time that they recorded Town Meeting live from the school and the reception was terrible. Schleiff was concerned about a couple of things; (a) that it never was looked into why the reception was so bad; (b) he never knew that these sights were available; and (c) we are reducing something that we never got from Comcast that we were suppose to have. Schleiff did not think it sounded right that we have these sights but cannot use them so now going to cut back on them to negotiate a contract but if this is what they are recommending will see how it goes. Garron said that on paper we have them whether we use them or not so what they are saying is that they are willing to give up something in order not to increase the rates. Schleiff asked personnel at any of these locations if they wanted to do a live broadcast and do they know the feeds are there. Seelig said no because no one has showed any interest and Garron added that they used the live feed only once as there was not enough room for all those who had attended so they had to put them in another room and show it by TVs. other than that there have not been any requests to go live. Seelig does not know if any of these departments have done any taping. Roy felt that if it was important to them and wanted something broadcasted live they would have looked into the ability to do it. Schleiff did not think that as they would not know to ask but now seeing this on cable departments might inquire about it.

Garron stated that live cable would be used for a state of emergency or searching for someone where would immediately need people to know and Seelig said this is why we have them. The reason why these particular buildings were picked to have live feeds is because these locations have generators. He has never had anyone to do live coverage for any reason or been asked by anyone to have Comcast come in and tape their meetings.

Roy supported the proposal and Garron thought that the BOS appointed them to do the research on negotiations and if this is what they want to put though then he agrees. Schleiff was fine with the proposal also.

Moved by Roy and seconded by Schleiff, the Board voted to support the counter offer proposed by the Cable Advisory Board to be presented to Gerry Buckley of Comcast.

SCHEDULED APPOINTMENTS (CONTINUED)

Pole Hearing (continued from 9/23/13)

At 8:15 p.m., the Board continued a public hearing from September 23, 2013 for the purpose of considering the petition submitted by Massachusetts Electric Company to install solely owned pole on South St. beginning at a point approximately 185' N-W of the centerline of the intersection of Hayward St. and South St. and continuing approximately 16 feet in a S-W direction to support the weight from the step down transformer on Pole 72.

Present for the hearing was the following individual:

Nicholas Alexander ControlPoint Technologies

Mr. Alexander began by saying that they have decided to move the transformers around the corner, four poles down by Hayward Street. Garron noted that he just made some people very happy. Schleiff did not see the homeowner and asked if he had been notified and it was stated that a message was left for Mr. Wright and Mr. Snoeyenbos was emailed the sketch and neither one had replied back to the office. Garron asked will the transfer be made this winter or next spring as it will disrupt service to residents and Mr. Alexander said that they need to finish the design and give it to the liaison then they would figure out scheduling. He continued to say said maybe next spring or summer and that the outage will be about an hour or two but will try and be quick about it because they want to limit the amount of time on the outage. Garron said it sounds as if he took care of all the protest that was involved and one was the suggestion to move the transformers and the other thing was that the pole was intruding on the resident's property so now the pole will not be there and it will not be going across the street. Garron asked the Roy and Schleiff if they had any objections and Roy said that she did not. Schleiff had none and clarified that they are taking the transformers off Pole 72, moving closer to the corner of Hayward and South St., on to Pole 76. Schleiff clarified that they were not adding a pole therefore no hearing is needed. Schleiff thanked him for coming in and explaining this to them and Garron appreciated him taking into consideration what they had discussed in September.

Schleiff appreciates that Mr. Alexander was able to please all parties involved and wanted the audience to know that he took the time to research everyone's concerns and that it is admirable of himself and the company to do this.

Garron asked if there was a motion and Schleiff said it would be the withdrawal of the pole application so there is no motion. Roy said that no motion was needed. Garron also asked if they would be replacing the pole that the transformers are on now and Mr. Alexander said that once the equipment is removed from the pole will not continue to lean therefore it will not have to be replaced with a new pole. Garron just wanted to cover this now so that they do not have to come back to look into replacing it. The Board thanked him for his time and for coming in.

GENERAL MAIL / DISCUSSIONS (CONTINUED)

Cub Scouts Bottle and Food Drive

Moved by Roy and seconded by Schleiff, the Board unanimously voted to allow Boy Scout Troop 39 to use the Town Green on Saturday, November 9th from 9:00 a.m. to 12:00 p.m. for their bottle and food drive.

Winter Parking Ban

Seelig wanted the board to know that the annual announcement regarding parking ban is being sent out and he wanted to give the board a chance to discuss if needed. Schleiff stated to the public that if snow is anticipated to please keep cars off the road.

Chapter 90 – Multi Year Bond

The MMA is asking communities to contact their legislators asking them to support a multi-year bond to finance future Chapter 90 allotments. Doing so will

allow municipalities to plan ahead and approve the necessary acceptances at Annual Town Meeting or the equivalent.

Moved by Roy and seconded by Schleiff, the Board unanimously voted to send a letter supporting Chapter 90 Multi - Year Bond.

SCHEDULED APPOINTMENTS (CONTINUED)

Plymouth County Commissioners

Attending the meeting this evening from the Plymouth County Commissioners office was Daniel A. Pallotta, Greg Hanley and Sandra Wright. They were here to propose regionalization trash collection and disposal. Ms. Wright started by saying that when she was running for Plymouth County Commission and getting signatures in 2010 very few people knew what the Plymouth County Commission did. Hence that is what has brought them here this evening as they are meeting with the towns letting people know about all the initiatives that they have come up with, making themselves visible and supporting municipalities. Ms. Wright continued to say that in general Plymouth County taxpayers pay between 10 and 35% of their annual income tax to the Federal Government, 5.3% to Commonwealth of Massachusetts through real estate and excise tax to towns and cities and that very few people know how much they pay the county government.

Listed below are a few of the things that Ms. Wright stated that the commission does:

- supports the registry of deeds in Plymouth, Rockland and Brockton.
- maintain the court houses in Hingham, Brockton and Wareham.
- Plymouth County opt to purchase health insurance through the Mayflower Municipal Health Group (MMHG).
- processes parking tickets for thirty-nine municipalities and governmental entities.
- annual grant to the Plymouth County Fire Training Association
- working with the Plymouth County Fire Chiefs' Association, the Plymouth County Fire Training Association, and members of the county's legislative delegation to establish a County-operated fire training facility in Plymouth to serve the fire departments of Plymouth County.
- The commission has been given \$250,000 for dredging to the ocean side.

Mr. Pallotta then stated that the county has not been doing a great job and they are going to try and turn it around and is asking for the Board's assistance and they also want to provide the town with assistance. What they are requesting from Halifax is a letter of support for a bill on the DET excise tax because they are at a point where the State has taken pieces from Plymouth County and now they are struggling to survive just like the cities and towns. Roy asked if they receive the excise money and Mr. Pallotta said yes at first it was 50 /50 then went to 42/50 and now it is 10/50. He added that much has been taken from the county such as the courthouse in 2010 and they were left with the debt. The county needs to serve the cities and towns but in order to do it they need the funding therefore asking the legislature to tilt the balance a little their way so that they can serve the towns better.

The majority of the funds come from the tax payers through real estate transfers. Currently 89.6 % funds from the transfers goes to the Commonwealth and other counties within Massachusetts and they want it to stay in Plymouth County therefore have filed legislation to increase the percentage to 42 %. Their goal is to try and get as many communities to say they want to keep the taxes that they are paying to stay in the county and with the additional funds that come in are is going to launch many initiatives and help municipalities with their budgets.

Listed below are a couple things the Commission is planning on initiating:

- ocean front and inland dredge
- launch an energy and trash program

Garron wanted to say that it has been a long time since the county commissioners were on the same page and he personally can say these three individuals are qualified and have the passion to get things done as he has know all of them for quite a while.

Mr. Hanley wanted to confirm what Garron had just said as they got elected November 7th and they started meeting before they were sworn in because they knew there were certain areas of the county government that were broken and to remedy those situations the legislature allowed them to draft seven pieces of legislation that would help benefit the towns, which are the following House Bills that were explained by Mr. Pallotta.

Bill #2516

To retain forty-two and one half percent of all deeds excise receipts retained by said counties pursuant to any other statute or regulation. Such funds shall be deposited to the General Fund of the County and shall be disbursed and expended for meeting the costs of operation and maintenance of the county, or retained by the County for such future use.

Bill #3363

This is legislation is crafted to address the liability to the county on all of the jail employees that left. Part of the town's assessment goes to paying those bills. This bill will reverse the obligation and put it on the State.

Bill #3377

To authorize the Plymouth County Contributory Retirement System to issue pension funding bonds or notes. If they are able to float a pension bond over a period of twenty or thirty years the towns will be able to benefit from it.

Bill #1829

Allows Plymouth County Commissioners to create and maintain a County Stabilization Fund and any interest shall be added to and become part of the fund.

Mr. Pallotta stated that the commissioners are trying to bring the County to their fiscal responsibility and is asking the Board for a vote of support on these bills.

Mr. Hanley said that this is the first time in the history of the County where they have had three commissioners who have served in an elected capacity and have sat on the same side of the table as the BOS.

The next thing the commissioners wanted to talk about is an *energy program*.

The Commission has put together a program with a private entity that allows the town to take advantage of the products offered from the management group.

They have formed the Plymouth County Energy Collaborative which is optional for the town to take part in and no cost for them to come in and do the following:

- energy audits and report of the buildings
- comprehensive energy program for electricity and natural gas procurement and management
- develop energy strategies that will reduce costs and increase efficiency

If the town chooses to engage in post audit activity and that is when there is a fee and the fee will be paid out of the savings generated from the audit. The partnership comes in: Plymouth County gets 50% of the profit from the transaction in revenue with the hope that they can stick it in the stabilization account and act as seed money for programs such as the trash program. This is ongoing right now and the town can participate and any public building can have an audit done. Again there is no obligation until you engage in the post audit.

Roy understood that and said that it has to be marked up as a profit so that Plymouth County gets the kick back to put in the stabilization account. Mr. Hanley said that would be correct but it would come out of the town's energy savings and said that it is a win win situation as the town would engage in a service at no cost because the fee would be the savings that the town is getting. He continued to say that they will not get paid, which is only a percentage of the town's savings, until there is a savings. For example if you are paying \$80,000 for street lights and save \$40,000 Plymouth County are only going to get a percentage of the \$40,000 that was saved. He stated again, this is an option program and you do not have to engage.

Last topic touched upon was *trash regionalization*.

Mr. Hanley began by saying that last January they were given a \$20,000 grant by Bridgewater State University to study regional trash. They interviewed communities who answered the RFP they put out and did an analysis of all the communities who had expiring contracts. In the end it was determined, by this study, that this operation was the best for all communities. If you want to be a tier one community and be at the table as a charter member of this organization you have to respond by December 31, 2013. At this time the member communities will come together and sign a five year *Memorandum of Understanding* binding one another to this process and go out to bid on a regional RFP and a needs assessment will need to be done by each community. If after five years this is not working for the town you can opt out.

Plymouth County Commissioners are proposing to be located at exit 5 in Plymouth where they will have a site assigned landfill, a transfer station, an anaerobic digestive system and recycling.

The member communities will talk about their needs such as would they like to go to curbside recycling. The tipping fee in January 2013 from Covanta was \$80.00 a ton and ACB Disposal (New Bedford) charges \$60 to \$65 a ton for tipping fees. Mr. Pallotta stated that if you buy in bulk the tipping fees will be cheaper and they will invite the vendors to the table and ask them what the best deal is.

Mr. Hanley invited Rosemary Nolan, Administrative Director to the Plymouth County Municipal Waste Cooperative. Ms. Nolan has over 25 years experience in

the Department of public works and was the architect for Tri Town Cooperative (Quincy, Weymouth and Braintree) which was awarded Best Management Practices Award for combining the means of 66,000 house holds (total of the 3 towns).

Ms. Nolan began by saying that she has worked half her career in the in the private sector in international travel and the other half on municipal solid waste. She continued to give some background on dumps and said that most municipalities had their own dumps up until 1995 when the environmental regulations came up strong. The reason being is because municipal dumps were not being managed properly as they were not being capped correctly and as a result we saw a lot of contamination in our water ways and beaches because of the leaching from the various dump sites. The State ordered remediation which was very costly for some of the municipalities and so most opted out of operating therefore deciding to do capping and so the companies put up private landfills and incinerators for burning trash. This gave the private sector control of setting the fee of what they could charge the municipalities. So the goal is to have the municipalities dictate what the market price is and a tool to do that is through economist scale. In 2008 when new Mayors came into Braintree, Weymouth and Quincy they got together to try something different and formed the Tri Town Alliance which gave them the purchasing power of almost 60,000 households. The benefits to doing these allowed them to pool their tonnage and negotiate a lower per tonnage fee, shared equipment, and share the costs associated with having a contract manage and other personnel related to managing solid waste contract. Now at this time these communities are paying less now then what they were paying in 2008. This is what regionalization and power purchasing does. It maintains your level funding and decreases the cost. It has been a proven factor that an alliance does work. Anyone who has done renegotiating or new contracts within the last 4 years has realized a tremendous savings in dropping in price. It is not because one community negotiated better then another it's the market and so an now communities are speaking up because before they were not vested in solid waste contracts as no one wanted to do them now communities have seen the light but the biggest obstacle in regionalization is everyone fears loss of independence in their community but that was proved wrong with the tri town as each town had their own services they received, direct billing from their vendor and got tonnage reports monthly. In the end of the five years you are able to opt out as your only commitment is for the term of the base contract.

Schleiff asked if it helped Plymouth County and it was stated it does because of the shared volume and that trash is a commodity.

Ms. Nolan said the idea is to get municipalities to take back the power to determine the market price while maintaining the same level of service to the residents because it is about the taxpayer's dollars. She stated that she has seen first hand what and alliance can do that is why she would like to be part of it and believes in it.

Garron realized that this has not been their first stop and asked how the response was from other towns. Mr. Pallotta said that he thinks communities are interested because they want to reduce their trash cost and would like more information on this. The question is can Plymouth County Commissioner do this and they think they can with the help of DEP and Ms. Nolan. They are looking at a lot of this at

this time but are going ahead to put something forward to benefit the communities and either you will love it or not.

Schleiff asked if they heard any negative feedback beside communities fearing the loss of control and Ms. Nolan said that one thing that came out of this was that after forming the Tri Town Alliance they met every 6 weeks and by doing this they were able to bring up issues and solve any problems. In addition they received great pricing on printing and carts because they were purchasing such large quantities.

Mr. Hanley brought up the point that if you are a hosting community then you may be able to negotiate have zero or lesser tipping fees.

Garron asked the Board if they had any other questions and Roy stated that they were presented with a lot of information and applauded them for their presentation and tackling a lot of stuff at once. She understands why they want take things back and that taking the courthouses and leaving Plymouth County with the debt and that was not fair. In addition she stated that the thing about the excise tax was totally wrong and agrees with them but wants to know what the State is doing with that money because if the money is no taken back from the State there is another place the State might take from to replace those funds. Schleiff said they will say it is coming from here and there but really taking from those places. Mr. Pallotta said this is the year to do it because the county gets the majority of monies from the excise when the real estate economy tanked the county tanked because they didn't have a stabilization fund. The opposite is occurring right now because with the low interest rates over the last two three years the excise money is starting to flow in again and the collections that State has received this year have exceeded their projections so if we do a real allotment it doesn't affect this years State budget or next years projections so this is why Plymouth County is targeting it this year because it does not effect the other bucket.

Roy asked to clarify the excise on the deed and Mr. Pallotta explained that when you pass on your house there is a *stamp* and the State takes 89.625%. Roy asked if that was the same if there was a foreclosure and he said if there was a foreclosure whoever is paying that deed is paying 89.625%. She then asked what if the bank took it back would the bank have to register new deed as well and Mr. Pallotta said that is a whole other thing because that is recorded electronically and a fee is not collected.

Garron does not expect the Board to vote on the bills and said that he has been there from the beginning but thinks it is important and is fine if Roy and Schleiff need to think about it. Roy said that she does not need a lot of time to think about it but just would like some back up.

Dan said the would like to send Seelig a draft letter with the language of all the bills and who sponsored the bills as they would be surprised of who supported the bills. Roy then asked if the new programs they were proposing were independent and asked what they would be doing with the income. They stated that they were independent. She also asked what happens once the debt is taken care of and the bills are passed. Mr. Pallotta said that a variety of things could happen to the money and will be able craft a budget that is realistic and not have to sell a piece of property to do so. Secondly the three court houses need about 12 million dollars of repairs as there has not been a capital thing with them in the last

eighteen years and said that every dollar they spend on the court house they get eighty two cents.

Schleiff said on what he heard this evening regarding recycling regionalization he is in support of that.

Mr. Hanley wanted to personally thank Garron for his service as he has been around for the past twenty five years. He continued to say that he was able to stop an insurrection at the last advisory meeting as he spoke from his heart and turned the debate around.

GENERAL MAIL / DISCUSSIONS (CONTINUED)

Monponsett Pond - High Algae Count

The latest tests done by the State is showing high algae counts in Monponsett Pond. Paul Collis wrote asking that Brocton open the fish gate to improve the circulation at the pond which may reduce the algae count. Seelig suggested that the board might want to write to Mayor Balzotti, DPH or DEP or some combination of the three and cc'ing everyone else.

Moved by Garron and seconded by Roy, the Board unanimously voted to send a letter to the Water commission and Mayor Balzotti asking them to open the gate and cc the letter to DPH and DEP.

Central Plymouth County Water District

After appointing Cathy Drinan as the Central Plymouth Water District Representative at the Board's previous meeting, Schleiff brought to Seelig's attention that Dick Clark is already the town's representative. This was an oversight by Seelig and he has apologized to Mr. Clark and to the Board. His appointment has no expiration date and he is interested remaining as the town's rep. The Board needs to rescind the previous voted taken appointing Cathy Drinan as the representative and if they wanted could appoint her as an alternate or take some other action. Roy stated that it is important that Mr. Clark attends the meeting and Seelig stated that he has told him about the meetings. Schleiff added that if he is notified he would like to attend them.

Moved by Roy and seconded by Schleiff, the Board unanimously rescinded their vote taken on October 8, 2013 appointing Cathleen Drinan as the Central Plymouth Water District Representative.

Moved by Roy and seconded by Schleiff, the Board unanimously voted to appoint Cathleen Drinan as the Central Plymouth County Water District Alternate Member.

Recreational Trail Grant

Seelig wanted the Board to know that the recreational trail will not just be used by foot traffic but by other groups such as bicyclists and asked the Board if they were okay encouraging a wide range of users for the trail. Roy's response was that she does not know the town sustainability to maintain the trail. Schleiff suggested that it can be maintained on clean up day and Roy said that there are only a few people who come out for clean up day. Garron recommended having Sue Basile come in and talked about this.

Advertise – New Proposals on Monponsett

The Monponsett Working Group discussed whether the town should advertise for consultants to propose other possible solutions to the algae problem given the long range nature of the aluminum sulfate solution. Seelig asked the Board if they had any interest in doing so. Garron asked if there were new solutions and if so they should look at the possibilities and Roy along with Garron did not think it would hurt to throw it out there as it is worth it to do. Garron also said that dredging the ponds would be a good thing. Schleiff asked how much it would cost to advertise and Seelig said that it would be a simple legal ad which would be about \$100. Seelig said that he would talk to Sandy.

Moved by Roy and seconded by Schleiff, the Board unanimously voted to advertise for new proposals on Monponsett.

HOPS Playground

Youth and Recreation Director, Dick Steele, has met with staff from Childscapes playground equipment and after reviewing the playground Y&R will quickly fix the equipment that can be fixed and remove the equipment that cannot. He intends to come up with a plan for the site. Roy said that it will be sad to close the playground but maybe it will send a message to those who use it and Garron said the gentleman stated that if there were any volunteers they could be covered under his liability insurance and therefore will cut down on the cost. Roy stated to the viewing audience that if anyone is interested in putting a group together to help fix HOPS it would be greatly appreciated and asked if any businesses would like to get on board. Schleiff asked if the school could send out a message to parents. Seelig said that the school has a newsletter and he will ask Claudia if she could do something.

Preparation of Defensible Permitting Decisions Workshop

Seelig's goal is to get all members from permitting board and committees to attend this workshop and asked the Board if they wanted him to send a letter to all boards and committees requesting that they attend the meeting on December 12th. Roy thinks that everyone should attend and thanked Seelig for organizing this. Schleiff and Garron agreed with Roy and Schleiff said that this needs to be emphasized and Garron added that everyone should be on the same page as things get misinterpreted. Seelig and McSherry will work on a letter to send out to board and committees.

Gun Range

The office has not received any calls or comments about the proposed gun range. Seelig said that the Board can give the public and town departments one more opportunity to make sure everyone knows about the range and ask questions about it. Garron stated that he has heard from residents asking when is it going in as it will save the town money. Schleiff suggested that Chief Broderick come back in for clarification as he wants specifics such as how do we know when they will be shooting. Garron stated to send a message to the chief and ask that he come back in three weeks to see if he received any feedback. Roy said that she has talked with him and he has not received any complaints and suggested that he come in when we have the public meeting.

Posted BOS's Meeting Notices

Schleiff mentioned to the viewing audience that the posting of Selectmen's meetings will now be put up on the Town's website.

Road Cut – 24 Eleventh Avenue

Moved by Roy and seconded by Schleiff, the Board unanimously approved Permit #2014-30 issued to Columbia Gas of Massachusetts for a 3' x 5'± road cut to install new service at 24 Eleventh Avenue.

Setting Priorities for FY15

Roy stated that the BOS's next meeting is in three weeks and thinks that they as a board should could up with priorities and have that discussion among themselves before they meet with the Finance Committee. She added maybe make a policy on planning.

EXECUTIVE SESSION

Moved by Garron and seconded by Roy, the Board voted as follows to enter into Executive Session at 10:12 p.m. to discuss the Manganiello claim:

- Troy E. Garron - Yes
- Kim R. Roy - Yes
- Michael J. Schleiff - Yes

Garron announced that no statement would be made at the end of the Executive Session and the Board would not reconvene in open session.

Moved by Garron and seconded by Roy, the Board voted as follows to come out of Executive Session at 10:20 p.m.

- Troy E. Garron - Yes
- Kim R. Roy - Yes
- Michael J. Schleiff - Yes

MEETING ADJOURNED

There being no further business, moved by Garron and seconded by Roy, the board unanimously voted to adjourn the meeting at 9:30 p.m.

Kim R. Roy
Clerk

/pjm