

BOARD OF SELECTMEN
 SELECTMEN MEETING
 TUESDAY, JANUARY 11, 2011 - 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:

AGENDA

The Agenda for Tuesday, January 11th, was unanimously approved without revision.

MINUTES

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

- Selectmen Meeting 11-23-10 - Regular Session
- Selectmen Meeting 11-09-10 - Executive Session
- Selectmen Meeting 12-14-10 - Executive Session

ABATEMENTS/BILLS/COMMITMENTS/WARRANTS

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

Payroll Warrant	# 50	for	\$ 329,792.71
Vendor Warrant	# 52	for	\$ 204,673.75
Withholding Warrant	# 53	for	\$ 121,417.85
Vendor Warrant	# 54	for	\$ 410,805.74
Payroll Warrant	# 55	for	\$ 333,552.38
Vendor Warrant	# 56	for	\$ 248,341.32
Withholding Warrant	# 57	for	\$ 127,242.40
Ambulance Commitment	# 12	for	\$ 31,543.39

Moved by Roy and seconded by Schleiff, Board unanimously affirmed approval for the payment of the following Selectmen bills dated December 17, 2010:

- Cushman Insurance (final audit 2/10/10 – 2/10/11) \$ 1,168.00
- Halifax Postmaster (200 forever stamps) \$ 88.00

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

Vendor Warrant	# 58	for	\$ 57,684.90
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Moved by Roy and seconded by Schleiff, Board unanimously committed for collection the following:

Mobile Home Park License Fee	#01	\$ 5,160.00
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Moved by Roy and seconded by Schleiff, Board unanimously approved payment of the following Selectmen bills:

National Grid (billing period 11/15/10 – 12/15/10)	\$ 1,041.20
Pam McSherry (to establish petty cash FY2011)	\$ 50.00
Charles Seelig (reimb. for purc. of 50 forever stamps @ .44 ea.)..	\$ 22.00
W.B. Mason (4 ink cartridges for canon printer)	\$ 60.34
Matthew Bender (MA law books)	\$ 285.94

The Board acknowledged payment of the Selectmen Office Payroll for the period ending December 18, 2010 in the amount of \$ 5,792.16.

The Board acknowledged payment of the Selectmen Office Payroll for the period ending January 1, 2011 in the amount of \$ 5,584.39.

The Board acknowledged payment to the Treasurer for the following turnovers:

<u>TURNOVER</u>	<u>AMOUNT</u>
2011-57	\$ 25.00
2011-58	\$ 200.00
2011-59	\$ 1,436.57

GENERAL MAIL / BUSINESS

A. Fire Chief Accreditation

Chief Carrico has received accreditation as a Fire Chief in Massachusetts.

Moved by Garron and seconded by Schleiff, Board unanimously voted to send Fire Chief Carrico a letter congratulating him on his achievement.

B. MMA Annual Meeting

The MMA will be holding its Annual Meeting and Trade Show on January 22nd. The Board of Selectmen Chair can designate someone to represent Halifax at this meeting. Seeing as Kim Roy is attending the meeting Seelig recommended that Garron provide written authorization for her to vote on behalf of the town.

Moved by Garron and seconded by Schlieff, Board unanimously voted to allow Roy to vote on behalf of the Selectmen at the MMA Annual Meeting on January 22nd.

C. Help Wanted – Recycling Attendant & COA Office Clerk

Seelig read the two positions that are available and mentioned to the public anyone interested should go on the Town's website to get more detailed information as well as how to apply for the jobs.

D. Monponsett Pond

Fisheries and Wildlife provided an answer to the Town and Lycott Environmental regarding the submission of information on wild and endangered species and is looking for additional information. Seelig has talked with Lycott and they are reviewing the request and will determine what needs to be done to supply this information. Seelig wanted the Board aware that there may be added cost for this work and he hopes to hear from Lycott later this month.

SCHEDULED APPOINTMENTS

Public Hearing -Bella's Pizzeria II, LLC d/b/a Bella's Pizzeria II Seafood & Grille

At 7:45 p.m. the hearing opened on the application from Anthony Muscolino of Bella's Pizzeria II, LLC d/b/a Bella's Pizzeria II Seafood & Grille located at 319 Plymouth Street to request an Alcoholic Beverage license.

Muscolino also is requesting to change his hours of operation on his Common Victualler license.

Garron did not have a problem with the change in hours seeing as we have other establishments in town that operate with the same hours.

Moved by Roy and seconded by Schlieff, Board unanimously voted to change the Common Victualler hours of operation at Bella's Pizzeria II, LLC d/b/a Bella's Pizzeria II Seafood & Grille.

	<u>From</u>
Monday – Saturday	11:00 a.m. to 11:00 p.m.
Sunday	12:00 noon to 5:00 p.m.

	<u>To</u>
Sunday – Saturday	6:00 a.m. to 10:00 p.m.

Mr. Muscolino was asked why he wanted an Alcoholic Beverage License to serve wine and malt and he went on to say that he wants to offer his patrons and alternative beverage while eating. Roy was concerned as to who would be

serving the alcohol. Muscolino said that it would be him or a certified bartender who would be doing the serving. Garron wanted to let him know that the alcohol needs to be locked and he assured the Board that it will be kept under lock and key.

Muscolino presented the Board with a corporate vote appointing him as the Manager but there was a conflict with the date therefore the license could not be approved by the Board. A new corporate vote can be taken but needs to be submitted to the Board by January 22nd due to time frame in which action needs to be taken by the Board.

Moved by Roy and seconded by Schleiff, Board unanimously voted to continue the Alcoholic Beverage Hearing for Bella's Pizzeria II, LLC d/b/a Bella's Pizzeria II Seafood & Grille to Tuesday, January 18, 2011 at 6:00 p.m. in the Selectmen's Meeting Room.

Proposed Purchase of Town Land – Kozhaya Nessralla

Mr. Nessralla came before the Board to talk about the potential exchange of two parcels of land; one that is owned by the Town and the other owned by him. Nessralla is interested in this swap because he would like to build a subdivision on his property and retain most of the square footage around his current home without having to move buildings, make modifications to the subdivision proposal, or obtain a variance from the Zoning Board of Appeals.

The size of both parcels of land is 3,173 square feet and is of no significant use. Although the trade does have a financial value to Nessralla there is no profit for the Town.

A couple of options that were discussed were the town could do nothing and Mr. Nessralla would need to modify his subdivision proposal, exchange the land, sell the Town's land to Mr. Nessralla at a fair market price, make a proposal to Mr. Nessralla to buy the open space in his parcel to be combined with the soccer fields that the Town already owns.

Garron would like to take it under consideration and ask for comments from Planning Board, ZBA and Conservation Commission.

GENERAL MAIL / BUSINESS (CONTINUED)

E. National Grid Investigation

Due to the lack of response during the snowstorm on December 26th & 27th, the Attorney General's Office has filed an investigation. There is no action needed by the Board. Seelig just wanted to mention it.

F. Surplus Items

The Library has numerous items they would like to declare as surplus. Seelig's intent is to send the list to all departments and see if anyone is

interested in anything and if there are no takers then the Board can declare them as surplus.

Moved by Garron and seconded by Schleiff, Board unanimously approved to have Seelig send the surplus list to all departments to see if anyone is interested in any of the items and the ones that are of no interest will be declared surplus and a letter will be sent to the Library.

G. Old Colony Planning Council - Regionalization

OCPC has some money available for regionalization studies. Apart from the possibility of a regional dispatch Seelig asked the Board if they had any other interest in another area that they would like a study done in. On the note of a regional dispatch Garron wanted to say that the biggest problem is that some towns do not have a dispatch center. Another issue brought up is that the town would be paying the Sheriff's Department to have control over the hiring of the dispatchers. On a positive side; is that it is workable because it is being done in a couple of other counties and doing this will save the town money in the long run.

Garron would like to see regionalizing highway projects because this could save money in purchasing materials for the roads and share cost with surrounding towns. Schleiff mentioned regionalizing the Animal Control Officer.

Moved by Schleiff and seconded by Garron, Board unanimously voted that they would like a study done in regionalizing an Animal Control Officer. Motion was seconded by Garron.

H. Halifax Cultural Council

Rose Turner has declined to be re-appointed to the Cultural Council. Moved by Garron and seconded by Schleiff, Board unanimously voted to have a letter sent thanking her for serving on this council.

I. Long Distance Relay Race

The Fire and Police Chief have both have given the okay for the participants of this event to use Vaughan Park as it's "exchange location" (baton is passed to the next rider). The Board was asked if they wish to give their approval or meet with someone from the relay race. Garron stated that he would like to meet with a representative from the race.

J. Acceptance of Lamppost Drive

The Highway Surveyor does not recommend acceptance due to the fact that he has not seen sufficient evidence that any work that has been done is sufficient enough to eliminate the drainage problems when there are substantial rains. The developer, Michael Peterson, has asked to meet

with the Selectmen and an appointment has been set up for January 25th. All department heads have been notified about this meeting.

K. Outstanding 2011 Licenses

As of this time there are three 2011 licenses that have not been picked up. Also two Class II license holders, who were not in compliance at the time of their inspection, have not notified the Town stating they are and requesting that a second inspection be done. Seelig is not asking the Board to take any action as they have been notified and the town has received the fee for the license.

L. Ten Towns used for Comparison

The Finance Committee has come up with ten towns, including Halifax, to use for comparison purposes (wages, structure of government, staffing levels, etc). The Finance Committee has asked that the Board of Selectmen approve the list.

Moved by Garron and seconded by Roy, Board unanimously voted the following towns to be used for comparison:

Acushnet	Freetown
Berkley	Halifax
Carver	Hanson
Dighton	Lakeville
Douglas	Maynard

M. Shoveling / Plowing Sidewalks

Cheryl Hunnewell from Our Lady of Lake has called to inform the Selectmen's Office that the sidewalk along Route 58 from OLOL and Ocean Ave. were not plowed or shoveled after the most recent snowstorm. She also called the Highway Department and she was told that because of the snow being frozen there was little that can be done.

Schleiff did add that the sidewalk plow has broken down a couple times and that they were unable to plow. Also they rented a bobcat but that could not get through the frozen ice. Next course of action is to use the front-end loader to clean it up after tomorrow's storm.

SCHEDULED APPOINTMENTS (CONTINUED)

Complaint by Amy Troup

As this complaint is about a Town Employee, under the State's Opening Meeting Law, the Board as well as the employee can choose to hear the complaint in open or executive session. With that being said Garron had asked Barbara Gaynor if she would like it discussed in executive session and she said yes she would.

EXECUTIVE SESSION

Moved by Roy and seconded by Schleiff, Board voted as follows to enter into Executive Session at 8:50 p.m. to hear a complaint against Town Clerk, Barbara Gaynor and to discuss collective bargaining:

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.

Next meeting will be January 18, 2011 to continue the hearing for Alcoholic Beverage License for Bella's Pizzeria II LLC.

Next scheduled meeting will be January 25, 2011.

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

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

There being no further business, moved by Garron and seconded by Schleiff, Board unanimously voted to adjourn the meeting at 10:10 p.m.

Kim R. Roy
Clerk
/pjm