

BOARD OF SELECTMEN  
SELECTMEN MEETING  
TUESDAY, JULY 12, 2011 - 7:30 P.M.  
SELECTMEN MEETING ROOM

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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, July 12<sup>th</sup>, was unanimously approved without revision.

**Treasurer/Collector Consultant**

Kathy Shiavone is requesting to transfer money between a couple of accounts within her department. This request is to cover the cost to have a consultant come in to train her. Shiavone came in to explain why she is seeking this training. Shiavone knows of a person who was presently in her position and is training other personnel in various towns. This individual will make templates for her to plug in her numbers to help reconcile her books and also help trouble shoot if she has any problems. Shiavone is confident that the transfer of \$4,784.81 will cover these costs and the fees could possibly be lower. An agreement has been written up but Seelig suggested that it be fine tuned before it is signed and has offered to help Shiavone with the language.

Moved by Garron and seconded by Roy, the Board unanimously voted to allow \$4,784.81 be transferred and requested that the contract be reviewed and revised and that Shiavone have an update for the Board at their August 23<sup>rd</sup> meeting.

**Beautification Committee**

Members of the Beautification Committee, Robin Bellinger, Robin Gilpatrick and Scott Gilpatrick, came in this evening to give the Board an update of what they have been doing since being appointed. Mrs. Gilpatrick wanted to start by saying that she is devoted in this community seeing as she was born and raised here and now her family lives here and she would like to beautify the town.

The first thing the committee did was drive around town looking to see what ones first impression would be when entering Halifax. They noticed that in some locations the town line signs are rusted and quite old as well as some historical signs that are neglected. Also the benches that line Route 106 are now weathered looking and broken.

The committee handed out an outline beautification plan starting from 2011 spring/summer through 2013 fall/winter. The committee also is thinking about having their own website page once the town's website is up and running.

Garron suggested meeting with other departments & committees to see if they will take ownership of different tasks as well as contact the Town of Hanson and maybe put a blurb in the newspaper or produce a small program to air on Comcast. The Board was quite pleased with their efforts and enthusiasm and will support them in any way they can.

**SCHEDULED APPOINTMENTS**

**David Hurd**

Mr. Hurd has filled out a talent bank form and expressed an interest to serve on the Historical Commission and has come in this evening to be interviewed by the Board. Mr. Hurd was asked why he chose to commit to a committee and he said that he is on disability and needed something to take up some of his time and added that he loves history. Garron asked what he could bring to the table and he said his researching the history of the town.

Moved by Garron and seconded by Roy, the Board unanimously appointed David Hurd of 15 Thirteenth Avenue to the Historical Commission, term to expire June 30, 2014.

**ABATEMENTS/BILLS/COMMITMENTS/WARRANTS**

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

Payroll Warrant	# 109	\$ 172,710.71
Vendor Warrant	# 110	\$ 209,700.02
Payroll Warrant	# 2	\$ 22,594.26
Vendor Warrant	# 3	\$ 165,919.65
Withholding Warrant	# 4	\$ 67,773.28
Ambulance Commitment	# 6	\$ 51,993.37

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

MIIA Property & Casualty Group .. (workers comp policy) ...	\$ 58,542.80
MMMA (7/21 meeting C. Seelig) .....	\$ 30.00
Charles Seelig (mileage for FY2011) .....	\$ 685.60

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

Vendor Warrant	# 111	\$ 285,822.68
Vendor Warrant	# 5	\$ 1,163,235.75

Moved by Garron and seconded by Roy, the Board unanimously committed for collection the following:

Mobile Home Park Fee	# 7	\$ 5,160.00
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Moved by Garron and seconded by Roy, Board unanimously approved payment of the following Selectmen bills:

Deutsch William Brooks (legal services June 2011) .....	\$ 703.00
Atty. Lawrence P. Mayo (legal service June 2011) .....	\$ 646.87
Gilman & Associates (legal services June 2011) .....	\$ 350.75
Matthew Bender & Co., Inc. (MA law updates) .....	\$ 297.94
CNA Surety (bond/K. Roche) .....	\$ 100.00
Boston Mutual Life Insurance (Accidental Death Policy) .....	\$ 3,094.20
Charles Seelig (reimbursement for postage purchased) .....	\$ 11.15
Pam McSherry (to establish petty cash) .....	\$ 50.00
Jordan on the Job (fire physicals Inglis & Malone) .....	\$ 670.00
MMMA (dues for FY2012/C.Seelig) .....	\$ 126.14
BME Gateway Medical Services (IME for Logan) .....	\$ 525.00

The Board acknowledged payment of the Selectmen Office Payroll for the period ending June 30, 2011 in the amount of \$ 5,763.10 and period ending July 2, 2011 in the amount of \$ 484.60.

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

<u>TURNOVER</u>	<u>AMOUNT</u>
2011-93	\$ 863.19
2012-01	\$ 10.00

**SCHEDULED APPOINTMENTS (CONTINUED)**

**Municipal and School Building Committee – COA Building**

The Municipal and School Building Committee came in this evening to talk about the new senior center. Present from the committee was Bert Gaynor, Kenneth Vinton, John Campbell, and Scott Gilpatrick. Taylor McDonald, was representing Pomroy Associates. COA Director, Barbara Benton was also in attendance.

Facilities in Kingston, Hanover, and West Bridgewater have all been visited to help get a feel of the pros and cons of each facility. They are looking at four possible site locations. Two of which will be publically performed one for purchase and the other for lease. They also may be looking for others that may be from a central register.

Campbell stated that having PomRoy Associates helping with this has been wonderful because the Building Committee would not have known how to start this process.

A full needs assessment study will be done by Pomroy by October 2011. Garron asked that if there was a fall Town Meeting would it be a *one subject* Town Meeting and Seelig said yes. If we have a town meeting regarding this project Campbell does not want to be unprepared would like all question answered therefore warranted a aggressive milestone schedule that Pomroy Associates has

put together. Garron added that he would like to have a public forum before going to Town Meeting so that the public can be more informed.

Roy had asked if the Building Committee could change the night of their meetings seeing as they meet the same night as the selectmen and she would like the opportunity to attend their meetings.

Dick Steele had asked if the buildings they visited were used for anything else besides senior activities and Campbell explained that the buildings are not staffed and if it was to be used then someone from the COA would need to be there. The office is not locked but could one put on the door. He did notice that all the centers had one entrance where volunteers swipe their cards to log volunteer time. This center will be set up as an emergency shelter and will generated.

What needed to be kept in mind was that once a center is built the increase in senior activity will rise because there will be more space to accommodate them.

### **Municipal and School Building Committee – Concession Stand**

It has been brought to the Board's attention that money has run out and work still needs to done on the concession stand. Schleiff had asked what happened to the all the volunteers. Campbell said that the volunteers have helped out but now have dwindled down. Lisa Hillcoat has done a great job but items might have come in higher than what was expected. Campbell was concerned that there is food being stored at the facility and the building has not been signed off as well as no inspections have been made from either the Building Inspector or the board of Health. Steele asked that accusations not be made seeing as no one was there to say what is or is not going on at the concession stand site. Steele and Garron both agreed with Campbell that the food issue needs to be taken care of. Campbell suggested shutting down the building and that the Building Department has the keys to do so.

Schleiff suggested getting everyone involved in here to see how the building is going to get finished.

Seelig is going to contact Bob Badore to see if he has fencing that can be put around the perimeter of the building for the safety of anyone who may be down there.

## **MAIL**

### **A. Water Department Truck**

Another thing Campbell wanted to mention was that the Building Department was interested in obtaining the *old* Water Department Truck. Garron had asked if was okay to use and Seelig read a memo from Dave Neault stating that "the water department truck, with very little work would make a nice around town truck for the maintenance department". Garron is bothered by the fact that one department wants to get rid of a truck because of x,y,z and then passes it on to another department and then have the receiving department pay for repairs that need to be done. He would like a price as to know how much it would cost to get it moving and okay to use.

**B. Request for a Stop Sign at Pond and Elm Street**

The Fire Chief and the Highway Surveyor have asked that stop signs be put up at both the north end and south end of the Pond Street/Elm Street triangle (for the east-bound traffic on Pond Street going north or south onto Elm Street) with a “Stop Ahead” sign being placed on Pond Street before the triangle. The reason for this request is that a recently a serious accident happened at this intersection due to a driver not stopping.

This request can be approved this evening by the Board by amending Chapter 193, Section 10 of the Town’s Traffic Rules and Orders and adding these locations to the list of Stop Signs. If the Board would like the recommendation from the entire Traffic Safety Committee (they will be meeting on July 13<sup>th</sup>) then this amendment would need to be voted on at the Board’s next meeting on July 26<sup>th</sup>.

Moved by Garron and seconded by Roy, the Board unanimously voted with the recommendation of the Traffic Safety Committee, that stop signs be placed at the north end and south end of the Pond Street/Elm Street triangle and place a “stop ahead” sign on Pond Street heading east bound before the intersection of Pond Street and Elm Street,.

Moved by Garron and seconded by Roy, the Board unanimously voted to amend Chapter 193; Section 10 of the Town Traffic Rules and Orders to add this locations to the list of stop signs.

**DISCUSSIONS**

**Line Item Transfers – Fiscal 2011**

The Board approved the following transfers to cover costs for the rest of Fiscal 2011, as allowed by MGL Chapter 44 Section 33B:

Moved Garron and seconded by Roy, the Board unanimously approved the following line item transfers:

FROM	TO	AMOUNT
Collector Expense #01-149-5300	Treasurer/Collector Consultant #01-147-5335	\$ 1,245.62
Collector Clerical #01-148-5113	Treasurer/Collector Consultant #01-147-5335	\$ 2,180.39
Treasurer Clerical #01-145-5133	Treasurer/Collector Consultant #01-147-5335	\$ 1,358.80
Selectmen - Clerical #01-122-5113	Law #01-151-5303	\$ 2,054.22
Selectmen - Clerical #01-122-5113	Insurance #01-193-5753	\$ 524.77
Selectmen - Clerical #01-122-5113	Recruitment & Employment #01-124-5780-015	\$ 1,080.16

Moved by Schleiff and seconded by Roy, the Board unanimously approved the following line item transfer:

FROM	TO	AMOUNT
MSBC Library Roof Repairs #01-192-5840-064	MSBC Library HVAC #01-192-5860-062	\$ 1,820.00

Moved by Roy and seconded by Garron, the Board unanimously approved the following line item transfers:

FROM	TO	AMOUNT
Special Needs Tuition #01-311-5324	Special Needs Transportation #01-312-5525	\$ 2,110.46
Special Needs Tuition #01-311-5324	HES Expenditures #01-313-5510	\$ 31,929.19

**MAIL (CONTINUED)**

C. MIA Agreement

Moved by Garron and seconded by Roy, the Board voted to have the Chair, Michael Schleiff, sign the MIA agreement.

D. Coyote Issues

The Selectmen’s Office has received a complaint from a resident who is concerned that one of his neighbors is not taking precautions to protect his farm animals from predators. This could lead to the predators going after small domestic animals in the surrounding area. It appears the only way to deal with this a new by law, which would fall under the Animal Inspector (Seelig will check). A suggestion was that the owner could put up a small fence but it was stated that the town may not have the authority to have them do this. Seelig has been in contact with the Board of Health regarding this matter.

E. Board of Health – Guidance for Outdoor Events

Previously a handout was sent to the Board from the Board of Health proposing regulations on a safety and sanitation plan for outdoor events. The Board was asked to review it and come back with any questions they may have for the BOH. Schleiff said that he hasn’t had a chance to look at it and asked if the other Boards got back to the BOH on this. Seelig stated that he will check with the BOH and asked what other Boards received this handout. Seelig did make sure that the coordinating staff of softball’s “Summer Smash” was aware of these proposed regulations.

F. Wood Street (near Lake Street)

The court hearing case pertaining to the adverse possession claim by the Tonellos has ruled in favor of the neighbors, allowing at least one, if not more of the neighbors, the ability to use the stub end of Wood Street (next to Monponsett Pond). The attorney for the neighbors has notified the Police Department and no action is needed by the Board.

G. 343 Monponsett Street

There was a site visit this evening at 6:30 p.m. at the property listed above. The Marstons, Conservation Commission as well as members of the Board of Selectmen were present at this visit. The tree in question by the Conservation Commission is satisfactory and they are okay with the DEP signs that have been posted on the property. Regarding the tree, Schleiff said the top part is dead but is not a stressed tree and as for the mowing it appears that someone is still mowing the grass on the other side. Garron mentioned that down the street there is an older tree where the top of that tree is also dead (was also observed by Conservation) and said that it could have something to do with the soil in the area. Seelig will contact Bob Badore to see if he can do something about the older tree because as stated by Garron it could come down in a wind storm and take out electrical wires. At the close of the site visit two stipulations were place; (1) the mowing is to be stopped and (2) there be no clipping behind the silt area.

Schleiff asked if the sign that is currently posted is sufficient and would it hold up. Roy said that it should seeing as it was made with wood and Seelig said that Conservation was okay with it. Seelig added that what Conservation decides at their meeting tonight is up to them.

H. Highland Woods – Mowing of the Cu –de –Sacs

Ed Gavin again has emailed Seelig about the failure of the developer to mow the cul-de-sacs in Highland Woods. Gavin feels that it's the developer's responsibility to mow this but there is nothing in the contract that states the developer needs to mow. Seelig has talked with Mrs. Salters, who was angry to find out that the firm that was hired to maintain the cul-de-sacs has not been doing the work, would make the necessary calls to get the mowing done. Seelig plans on going back out there this Friday to check on this issue.

I. COA Van

The Council on Aging has been awarded a grant for eighty percent of the cost of a new van and the remaining twenty percent will come from the article approved at the May 2011 Town Meeting. Schleiff had asked how much the van will cost and Seelig stated that he does not have that amount.

J. McAndrews – 67 Lake Street

Seelig is still waiting to hear back from the Highway Surveyor regarding the drainage problem at the above location. This matter will be discussed at the Board's next meeting on July 26<sup>th</sup>.

K. Dog Complaint from Alison Maher

Alison Maher of 65 Brandeis Circle has requested a dog hearing be scheduled in connection with a dog owned by Chrystal B. Joseph. The dog is constantly running loose and defecating on Ms. Maher's property. Seelig can schedule this for 7:45 p.m. on July 26<sup>th</sup>. The Board was in agreement to schedule this hearing from that date and time.

L. Denise Horton -Disability Payment

Our insurer wishes to settle Denise Horton's disability payments for a lump sum of \$35,000. This payment will not come out of the Town's funds. Schleiff had asked if this was going to be it and Seelig said that he would out insurer to get a more definitive answer. Another question that Schleiff wanted to clarify was that if the town did settle that we were not held "harmless".

M. Ambulance Abatements

Moved by Roy and seconded by Garron, the Board unanimously voted to abate the following amount from the Ambulance Account:

June	FOR	\$ \$17,313.97.
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N. Council on Aging Cookout

Seelig wanted to remind the Board of the COA cookout scheduled for August 10<sup>th</sup> at noon and if they wanted to attend they need to RSVP by July 26<sup>th</sup> and that the cost is \$6.00.

O. Y Camp – Lingan Street

After consulting with the Building Inspector, the Fire Chief is recommending razing the building at the Boy Scout Camp/Y Camp because of its condition and endangerment to public safety. Garron was upset that when the building was built it was in great shape and then the town took it over there was nothing done to protect it. Never less he does agree with tearing down the building. Funds to demolish and remove debris would need to be transferred from the reserve fund or we could wait until a special town meeting (and find a funding source). Seelig will find out the cost to pull down the building and remove the material.

P. TIPS Training

All establishments at this time are up to date on TIPS training.

Q. Fuel Storage Permits

A couple of businesses have been put on a payment plan to cover unpaid taxes that they owe therefore making them able to renew their fuel storage permits.

**DISCUSSIONS (CONTINUED)**

Road Cut - 25B Eleventh Avenue

Moved by Garron and seconded by Roy, the Board unanimously approved Permit #2012-03 issued to Bay State Gas for a 3' x 5' road cut to install new service at 25B Eleventh Avenue.

Live Entertainment Permit – Pope's Tavern Picnic

Moved by Roy and seconded by Garron, the Board unanimously approved Live Entertainment Permit #2012 - 4 issued to Joan and Harold Towne for the Pope's Tavern Picnic on July 21<sup>st</sup>.

Live Entertainment Permit – Jeffrey Miller

Moved by Roy and seconded by Garron, the Board unanimously affirmed approval of Live Entertainment Permit #2012-1 issued to Jeffrey Miller of 402 South Street for July 10<sup>th</sup>.

OPM Contract - Pomroy Associates

Town Counsel, Lawrence Mayo, has reviewed and made revisions on the OPM contract with Pomroy Associates. The Board can review it then vote on it. Schleiff suggested that Municipal and School Building Committee look at it to see if they had any recommendations.

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

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Troy E. Garron  
Clerk

/pjm