

BOARD OF SELECTMEN
SELECTMEN MEETING
TUESDAY, JULY 27, 2010 - 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, July 27th, was unanimously approved without revision.

MINUTES

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

Selectmen Meeting 06-08-10 - Regular Session
Selectmen Meeting 06-08-10 - Executive Session

Selectmen Meeting 06-22-10 - Executive Session

ABATEMENTS/BILLS/COMMITMENTS/WARRANTS

Moved by Roy and seconded by Schleiff, Board unanimously affirmed approval for the payment of the following warrant for FY2010:

Vendor Warrant	#112	\$ 249,762.02
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Moved by Roy and seconded by Schleiff, Board unanimously affirmed approval for the payment of the following warrants for FY2011:

Payroll Warrant	#06	\$ 207,193.84
Vendor Warrant	#07	\$ 52,358.32
Withholding Warrant	#08	\$ 71,723.92

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

National Grid	\$ 1,411.14
W.B. Mason (paper; 15 boxes).....	\$ 477.60
Gilman & Associates (legal services/June)	\$ 1,336.68
Community Newspaper Company	\$ 200.00
(public advertisement for /Lease of Land/Water Tower & Sale of Land)	
The Enterprise (public advertisement for D’s Grille)	\$ 111.53
Christopher Gorman (IT services 7/18/10)	\$ 80.00
Comcast (monthly internet 7/10)	\$ 64.95
Boston Mutual Life Insurance Company	\$ 77.76
(policy for accidental death coverage)	

Moved by Roy and seconded by Schleiff, Board unanimously approved payment of the following warrant for FY2011:

Vendor Warrant	#09	\$ 15,501.78
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The Board acknowledged the following turnovers to the Treasurer:

2011-03	FOR	\$ 5.00
2011-04	FOR	\$ 25.00
2011-05	FOR	\$ 15.00
2011-06	FOR	\$ 5.00

The Board acknowledged payment of the Selectmen Office Payroll for the period ending July 17, 2010 in the amount of \$5,042.84.

DISCUSSIONS AND GENERAL MAIL / BUSINESS

A. Inventory Reports

As of now the following departments have not submitted inventory forms:

- Animal Control
- Halifax in Lights
- Housing Authority (which should be taken off the list as it is a separate entity and not a town department)
- Municipal and School Building Committee
- Park Commission
- Police Department

Seelig has notified the Department Heads that the Board will expect a status report for tonight’s meeting and asked them to submit the forms by this evening. Garron was open to suggestions as to getting these forms

and Roy stated that that if not turned in then have the Department Heads come before the Board.

B. Old Plymouth Street Culvert

Seelig wanted the Board aware of a culvert in the middle of Old Plymouth Street. This could have happened due to all the rain we had this past spring. Seelig has talked with the Highway Surveyor who intends to repair it and will continue to monitor it.

C. Easement/B Street

In order to improve the drainage on Lake Street the Town needs to obtain easements from the abutters to B Street to allow the Town to run a drainage system from Lake Street under B Street. Even though B Street is not an accepted street the abutters to B Street have certain property right to B Street therefore the Town requiring easements from them. A draft of an easement agreement was presented to the Board to be reviewed. If the Board is okay with the agreement Seelig will circulate it to the property owners. This work will take a couple of days to be completed.

Moved by Garron seconded by Roy, Board unanimously agreed to request easements from the abutters to “B” Street to allow the Town to run a drainage system from Lake Street under B Street.

D. Wind Turbine Laws

Seelig provided each of the Board members material from Mount Washington Select Board (small town in the southwest corner of the State), in regards to the proposed Wind Energy Siting Reform Act explaining the advantages as well as the disadvantages of the Act. Under the Act, decisions over the permitting of wind projects and their associated infrastructure would no longer be made by the town’s Select Board, Planning Board, Zoning Board of Appeals and Conservation Committee. Instead the Select Board would appoint a committee that would have sole authority in the town to permit wind projects and related infrastructure, in which that committee could waive any and all of the towns zoning and non-zoning requirements in order to permit the project. The bill may have been amended as of the June 11th memo appears to state that there would be one, newly established, wind board, in each community, but the legislation says that this is an option, not a requirement. The MMA has some reservations about the current legislation and Seelig is asking the Board if they want to support the MMA. Garron stated that he would like to see the changes before going forward. This issue will be revisited at the Board’s next meeting on July 13th.

E. Pine Street North Land Sale

The deadline for proposals for the purchase of land off Pine Street North was July 13th. Only one proposal was submitted, which was from Alan Dias, in the amount of eight hundred and fifty dollars. At this time the Board can decide to sell the land to Mr. Dias or reject all the proposals. The land surrounds other property that Mr. Dias owns and Roy had asked if he plans on developing this land and if the Board was to sell the land could it be sold with the stipulation not to develop it. Seelig said the Board declined to state development rights but it can be changed. Roy did not want to vote on something that may cost the town money. Garron mentioned that it was his understanding that its swamp land. Roy made a proposal to have Seelig contact Mr. Dias stating that we will sell the land if development rights were held by the Town.

Moved by Roy seconded by Garron, Board voted as follows to have Seelig write a letter to Mr. Dias asking him if the land was to be purchased by him that the development rights be held by the town.

Troy E. Garron - Yes
Kim R. Roy - Yes

Michael J. Schleiff - Abstained

F. Elections Workers and Registrars*Republican Registrar Vacancy*

A letter in March had been sent to the Chairman of the Republican Town Committee requesting to submit a list of three names to the Selectmen to fill a seat on the Board of Registrars. As of this time a list and has not been presented. The Board is free to publicize the vacancy and then make an appointment. Garron stated that we will give the Chairman till August 10th to submit a list then if not we will advertise for the vacancy.

Republican Election Workers

A letter in June had been sent to the Chairman of the Republican Town Committee requesting to submit a list of names to Board of Registrars to be appointed to the Republican Election Workers. As of this time a list has not been presented. The Board is free to accept recommendations from the Town Clerk, who has supplied a list for tonight's meeting.

Moved by Garron seconded by Roy, Board unanimously re-appointed the following people, from a list provided from the Town Clerk, to the Republican Election Workers with a term to expire July 27, 2011:

Nathan Campbell	65 Highland Circle
Heika Canaday	112 Lake Street
Marion Heath	7 Christmas Tree Lane
Barbara Merrick	87 Elm Street
Gail Peck	82 Circuit Street
Richard Roche	503 South Street
Amy I. Troup	36 Colby Drive
Kenneth Vinton	96 Circuit Street

Democratic Election Workers

Moved by Garron seconded by Roy, Board unanimously re-appointed the following people to the Democratic Election Workers with a term to expire July 27, 2011:

Joan Burke	8 Rosewood Drive
Andrea D. Delaney	145 Cranberry Drive
Thomas Fitzgerald	463 Plymouth Street
Carol Keene	39 Thompson Street
Lee Mulready	25 Lawrence Road
Judith Wall	27 Cherry Street

Moved by Garron seconded by Roy, Board unanimously appointed the following people to the Democratic Election Workers with a term to expire July 27, 2011:

Paul Delaney	145 Cranberry Drive
Gerald Schwartz	100 Cedar Lane

Unenrolled Election Workers

Moved by Garron seconded by Roy, Board unanimously re-appointed the following people to the Unenrolled Election Workers with a term to expire July 27, 2011:

Kathryn Roche	503 South Street
Dian Ruxton	786 Old Plymouth Street

G. Use of Town Green – COA Annual Cookout

Moved by Roy seconded by Garron, Board granted a request from the Council on aging to use the Town Green from 10:00 a.m. to 3:00 p.m. on Wednesday August 18th, for the annual senior cook-out.

RECOGNITION OF FIRE DEPARTMENT PERSONNEL

Fire Chief William Carrico recognized the following employees for their years of service with the Halifax Fire Department:

<u>NAME</u>	<u>YEARS OF SERVICE</u>	<u>POSITION</u>
Matthew Paris	10	Full-Time Firefighter/EMT
Joseph Basile	22	Call Firefighter
Gilbert Elliot-Smith	24	Call Firefighter

The Board congratulated them and thanked them for their dedication to the Residents of Halifax.

Carrico also mentioned that Justin Silva has gone from a Call Firefighter to a Full-Time Firefighter/EMT/Paramedic

ROBERT BADORE & SUSAN BASILE – CLOSING OF CEMETERIES

Susan Basile and Bob Badore came before the Board requesting that the Sturtevant Cemetery located on Route 106 and the Thompson Cemetery located on Route 105 be closed. Garron was also wondering why they wanted to close these two cemeteries and it was stated that they do not have any maps on the sites. In 1972 or 1973 there was a burial at Thompson Street and at that time the person being buried did not have a plot and was buried in her sister's site so that she could be buried with her parents. Basile assumed it was closed by Ralph Hayward but has not and someone needs to say there is no more room and close it. Garron had asked if there were any standards as to after a certain point should burials not be done and Badore said no but this cemetery is full. The last burial on Thompson Street was Henry Bosworth Sr. and Badore was okay with that because he was cremated (there is no room for a full burial). The Bosworth family plot consists of eight lots and as of now eight burials are at this site as well as Henry Bosworth Sr. The next point brought up is that his wife would want to be buried with her husband. Basile has no problem with this as long as a stipulation is added stating that if the wife of the late Henry Bosworth Sr. chooses not to have a full burial and is cremated she may be buried at the Thompson Street Cemetery.

The Sturtevant Cemetery is a small cemetery about a quarter of an acre. The last person buried there was Howard Waterman, who was cremated, and Badore was told by family members that he would be the last one buried there. Garron stated seeing as the Board has the ability to open/close cemeteries if approached in the future they can take it under advisement. He also said that if it is not going to affect anyone immediately then he didn't see any impediments in closing.

Kim had asked if these two were closed do we have other lots outback for burial and Badore said that there are no more eight or two lots left but have a couple hundred lots that are double deep as well as another large piece of land with approximately seven rows of plots that can be used for future burials.

Moved by Roy seconded by Schleiff, Board unanimously voted to close the Sturtevant Cemetery located on Route 106 and the Thompson Street Cemetery located on Route 105 with the stipulation that if the wife of the late Henry Bosworth Sr. chooses not to have a full burial and is cremated she may be buried at the Thompson Street Cemetery.

Another issue that was touched upon was the maintenance at the Perkins Cemetery located on Wood Street. This piece of land has gone through numerous owners and Basile is trying to research as to who is responsible in maintaining this cemetery. She has some information going back to about 1990's and will make copies and drop off at the Selectmen's office. Schleiff had asked who cleans it and Badore said that they mow it but as to who maintains the fence is unknown. Basile thanked Badore for taking care of the mowing

CATHLEEN DRINAN – MOSQUITO CONTROL

Seelig had asked Cathy Drinan, Halifax Health Agent, to come in to brief the Board as well as the public on the mosquito situation throughout Southeastern Massachusetts. Listed below is a summary of what was said:

- On July 27, 2010 Boards of Health were invited to participate in a conference call with the Massachusetts Department of Public Health (DPH), John Auerbach, its Commissioner, and Dr. DeMaria, Director of the Department of Communicable Disease to discuss the recent early and rapid increase in Eastern Equine Encephalitis (EEE) in many towns of Plymouth and Bristol Counties. Among the 17 are Of Acushnet, Berkley, Bridgewater, Carver, Duxbury, Fairhaven, Freetown, Halifax, Kingston, Mattapoisett, New Bedford, Plympton, Raynham, Rochester and Taunton. Surrounding towns were elevated to moderate risk because of their proximity to the high risk areas.
- DPH has recommended canceling or rescheduling outdoor activities between dusk and dawn.
- It is especially important for people to understand the risk this year because we've had low EEE activity the last few years and we have fewer mosquitoes this year. So, many people have let their guard down and are not aware of the recent increase in risk.
- Even though we have fewer mosquitoes than usual, the many samples testing positive for EEE means that, proportionately, our risk is greater than usual.
- Other "red flags" for this year are the early appearance of the EEE, the early case of the horse in Middleboro and the positive results of EEE in a sample of mammal biting mosquitoes as of today, 7-27-10.

- People are urged to use insect repellent even during the day, the risk is so high this year.
- People should be aware that if a family member becomes seriously ill with fever and headache, they should contact DPH at 617 983 6800. An epidemiologist is available 24/7 for emergencies. A person will answer and the epidemiologist will be paged to return your call. This is an important consult resource for doctors as well.
- This summer's early amplification of EEE in mosquitoes is seen as so serious by DPH that they are comparing it to the year 2006 when aerial spraying was conducted. That measure is being discussed at the State level by many involved departments and parties, in case it becomes necessary,

Roy had asked Drinan if she was recommending that coaches do not have evening activities and if so this could go through the fall. Drinan said yes to both questions and that weather patterns could help or hinder this problem. The reason why Halifax is a target is because of lots of agriculture. Drinan had requested that coaches email her with their contact information so any updates or other information she receives she will be able to pass along to them. Garron mentioned to the public not to have any standing water and to continue to use bug spray when outdoors.

WILLIAM SWEENEY – LOGAN AIRPORT COMMUNITY ADVISORY COMMITTEE APPLICANT

William Sweeney had submitted a talent bank for the Logan Airport Community Advisory Committee and has come before the Board to be interviewed. Garron asked him why interested in this committee and Sweeney went on to say that he has been flying for years, has built his own airplane and is interested in aviation. Seeing as the town needs someone to watch over to make sure we are not a flight pattern and felt he had the knowledge and interest to do this. Garron stated that he seems like he is qualified and didn't have any doubts with him being appointed to the committee.

Moved by Garron seconded by Roy, Board unanimously recommended William Sweeney to the Logan Airport community Advisory Committee.

CHERYL HUNNEWELL & DICK WRIGHT – OUR LADY OF THE LAKE ONE DAY LIQUOR LICENSE

Cheryl Hunnewell and Dick Wright from Our lady of Lake Church came in to request a one day liquor license for their Parish BBQ. The only restriction was from Fire Chief Carrico asking that if the event is held inside that at the start of the event, the Master of Ceremonies, or some other person responsible for the event, explain to the participants where the fire exits are for the room that the function is held in.

Moved by Garron seconded by Roy, Board granted a one day liquor license to Our Lady of the Lake Church for a Parish BBQ being held on Saturday, July 31st, from 10:00 a.m. to 4:00 p.m. with Dick Wright in charge of serving the alcohol and sober at all times and Cheryl Hunnewell sober and in charge at all times. Same motion was made for waiving the license fee.

H. Recycling Fee & Abatements Policy

Recycling Fee

Garron is in favor of changing the yearly recycling fee from fifty dollars to forty dollars. Doing so would be an approximate loss of \$30,000 but the town still would net \$10,000 (after all expenses). Schleiff questioned about low income households and Seelig stated that the town has about fifty families which consist mostly of seniors. This would be difficult thing to track because there could be someone in the home who works as well as a senior living at the same household. Schleiff was also concerned that the cut in the fee would bring the account down and Seelig said that if they felt they were cutting it close then it may need to be revisited in a couple of years to increase the fee.

Moved by Schleiff seconded by Roy, Board unanimously voted to reduce the recycling fee from fifty dollars to forty dollars and to be revisited next year.

Abatement Policy

The Board is in agreement with the following Recycling Abatement policy:

- A resident must provide proof (i.e. water or electricity is shut off etc.) the property is not used for six months and the fee will be reduced to half.
- A resident must provide proof (i.e. water or electricity is shut off etc.) the property is not used for the full year and the fee will be fully abated.

NOTE: if the water was not turned off and resident still did not use the home then he must provide a water bill showing no usage.

Moved by Schleiff seconded by Roy, Board unanimously voted the Recycling Abatement Policy listed above.

I. Concession Stand

Seelig stated that getting the bidding document together is no problem but his understanding from the Board was that they wanted the Building Committee to go out to bid on this. The Board needs to keep in mind that the Gift Committee would be approving the bills and the Building

Committee handling the bids. At this time the Building Committee are handling four bids but Seelig intends to check with Gerry Elliot and John Campbell to see if they can handle the bidding on this project. Seelig is going to check the plans to make sure they are accurate and get the exact location of where the building will be built before it goes out to bid. Roy has not spoken with Lisa Hillcoat about seeking volunteers for the materials but has reviewed the lease that she had forwarded to her. Roy reviewed the lease and briefly mentioned to Seelig that she thought that for the best interest of the town that we negotiate a dollar amount to be put away each month in case deductible needs to be met because something is broken or damaged therefore there would be funds to pay it. Roy had asked if it made sense for Seelig and a member of the Board to sit down with the Building Committee, Youth and Recreation and the President of Baseball (person who will be signing the contract) and Hillcoat to go over the details in the lease because at this time we have a lot blanks and unknowns. Garron still has not met with the Gift Committee (Bruce Pulliam, Chair of the Board of Selectmen, Troy and the Chair of the Planning Board, Ed Whitney) and has asked them to get in contact with him (via the taping of this meeting) in regards to getting the money. Seelig has added that Nolan would like him to get a figure from the Board to vote on.

Schleiff added that the Finance Committee has voiced that they do not want the town to pay for any of the expenses on this building but realizes sooner or later the town will incur some type of expense such as the pumping of the septic, but as for broken toilets or replenishing material such as toilet paper that should be at the expense of the party in charge of the facility. Schleiff questioned who would be responsible for paying for repairs due to vandalism that may be done to the building,

Moved by Garron seconded by Schleiff, Board appointed Roy to be the contact person for the negotiations of the contract for the Concession Stand.

J. Selectmen Secretary

August 2nd is deadline for resumes to be submitted for the Selectmen Secretary position. At this time seventy resumes have been submitted half of which are completed correctly (resume, cover letter, spreadsheet exercise). Seelig has asked the Board the following:

- have the Board review all the applications which are complete (once the deadline has passed)
- have Seelig come up with a list of semi-finalists whom the Board will interview
- have Seelig interview the semi-finalists and then submit three or four candidates to the Board
- have Seelig make the decision

Roy is fine with Seelig doing the hiring and Schleiff added that he would like to see the resumes of the finalist that Seelig chooses. Garron felt that seeing as Seelig is qualified and he will be the one working with the individual, Seelig can be the one to interview the finalists and hire the person for the position.

Moved by Garron seconded by Roy, Board unanimously voted to have Seelig chose the finalist for the Selectmen Secretary position, forward those resumes to the Board members for their review to get any input they might have, set up interviews with the finalists and make the decision on the hiring.

K. Reconciliation

At this time the Accountant is still working on December 2009. Garron had asked if this process would be done by September and Seelig stated that at the current speed in will not be done by August so the short answer is at this point is no.

L. Web Site Committee

Three people have indicated interest for the Web Site Committee. Seelig will invite them to the Board's meeting on August 10th.

M. Silver Lake Negotiations

A letter was sent from John Tuffy to the Chairmen of the three Boards of Selectmen (Halifax, Plympton & Halifax) requesting to decide on one representative from the three towns to be a voting member in the collective bargaining process for their teachers and support staff contracts. It is not required that Silver Lake have this person on the negotiating team, but that individual must be informed of any meeting of Silver Lake which will include any discussions concerning collective bargain. Roy has voiced an interest in being the representative. Seelig will send a letter to Plympton & Kingston stating that Roy is interested.

N. Cemetery Deed

Cemetery Deed at Central Cemetery for a lot purchased by Judith Wall of 27 Cherry Street was acknowledged and signed by all members of the Board.

O. Council on Aging Director

There have been about twenty five applications submitted for the Council on Aging Director Position. At this time the search committee has narrowed it down to five people and has asked if the COA or the Board of Selectmen should make the hiring decision. Seelig has viewed the MGL and as stated: Chapter 40, Section 8B, which reads, in part: "The council

may appoint such clerks and other employees as it may require.” Seelig recommends that the COA make the decision as to who they want to hire unless the Board states other wise. The Board agreed that the COA can be responsible for the hiring of the new Director.

P. Road Cut – Bay State Gas / Wamsutta Avenue

Moved by Garron seconded by Roy, Board unanimously approved Permit #2011-3 to Bay State Gas for a 3’ x 5’ road cut to install new gas service into 21 Wamsutta Avenue. The permit fee was waived because a trench permit is required.

EXECUTIVE SESSION

Moved by Garron and seconded by Roy, Board voted as follows to enter into Executive Session at 9:30 p.m. 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.

Moved by Garron and seconded by Roy, Board voted as follows to come out of Executive Session at 9:50 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 Roy, Board unanimously voted to adjourn the meeting at 9:50 p.m.

Kim R. Roy
 Clerk
 /pjm