

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

Mobile Home Park Fee #10 \$ 5,160.00

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

MMPA (labor relations seminar/C. Seelig) \$ 60.00
 MMA (annual meeting/C. Seelig)..... \$ 140.00
 Malloy, Lynch, Bienvenue, LLP(services for audit 6/30/10)... \$ 7,000.00
 Attorney Lawrence P. Mayo, P.C. (services/Sept. 2010) \$ 139.70
 Peter J. Epstein, Esq. (services/Sept. 2010) \$ 130.00
 Gilman & Associates, P.C. (services/Sept. 2010) \$ 92.50
 Gilman & Associates, P.C. (services/Sept. 2010) \$ 233.79
 Jordan on the Job (Fire Department/physicals) \$ 1,990.00

The Board acknowledged payment of the Selectmen Office Payroll for the period ending October 9, 2010 in the amount of \$ 5,912.44.

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

<u>TURNOVER</u>	<u>AMOUNT</u>
2011-21	\$ 5.00
2011-22	\$ 5.00
2011-23	\$ 5.00
2011-24	\$ 5.00

SCHEDULED APPOINTMENTS

Michael Gilman

Mr. Gilman came in to introduce two of his colleagues to the Board of Selectmen. Gilman has moved to North Carolina but still intends to continue his practice in Massachusetts in his Wellesley office. Peter Freeman and Thomas Aylesworth will cover in times that Gilman may not be able attend a hearing/meeting in a pinch. He has worked with these two gentlemen over the years and feels that they are quite capable in helping out when needed. He does not see anything changing on his end and realizes that these individuals are no substitution for him but he is fortunate to have them willing to help out. Gilman has worked on litigations with Aylesworth in the past. Gilman stated that he has a good working relationship with Seelig and feels that he is really good and is on target and that Gilman is his sounding board.

Schleiff had asked that if something would come up what would be his time frame and getting here. Gilman said that he could not remember ever needing to be here within twenty four hours and the chances of him having to be here on short notice may never happen.

Gilman wanted his clients to know that he has Associates that are able to handle cases that he might not be able to take care of at that moment and that cases are scheduled in advance making him able to attend. Garron added that he could not recall a time needing a direct answer to a question.

Gilman said that in the last two or three years he has been available on an as needed basis and that mostly when Seelig has asked for wording on a proposal.

Garron had asked Freeman what his expertise was and he said it is land use contracts but has a lot of experience in litigation and as an arbitrator.

Roy had asked Gilman if his intention is still to be our labor counsel and he said yes it is. Roy also asked that if given two weeks notice would he be able to be here and Gilman said he would be. Schleiff then asked to what degree would he be here and he went on to say that over the years we have not had to go to arbitration and said that Seelig has done a lot of the collective bargaining, which has been done by email and phone as opposed to being there physically.

Aylesworth has fifteen years of experience as an Attorney. He started in New Hampshire representing private employees then came to a larger firm. Through working with Freeman he met Gilman. He is a litigator and has been involved in a lot of cases. As for an employment case he has never been involved in one.

No other questions were asked by the Board. Garron stated it was meeting them and thanked them for coming in.

GENERAL MAIL / BUSINESS

A. Fuel Storage Permits

As of today Mr. Devine of A-1 Sanitation and Pumping at 32 Carver Street and Joseph Peck of Halifax Investments, Inc d/b/a Halifax Country Club at 100 Country Club Drive still have not renewed their licenses nor have they brought their taxes and fees up-to-date. Letters were delivered by the Police Department notifying them that:

- they had not renewed
- if they did not renew, a hearing would be held
- the renewal would be subject to the payment of back taxes
- a hearing would include a \$50 fee for holding the hearing

Seelig is suggesting that:

- the Board schedule hearings on these licenses for November 9th at 7:45p.m. and 8:00p.m.
- the hearing cover the revocation of the fuel storage permit due to the failure to renew and the failure to bring their tax/fee accounts up-to date.
- the hearing notice include a statement that they will be charged \$50 for the hearing.

Roy had asked if the Collector needed to be present for the hearing and it was stated that she did not. Garron said to schedule a hearing for November 9th.

B. Website Committee Applicant

A talent bank form was submitted from Noelle N. Walden. Noelle has talked with the Website Committee and is interested in joining. She will meet with the Selectmen on October 26th.

C. Old Colony Planning Council – Signatory

OCPC is looking for a Selectman from a community under 12,000 residents to serve as a signatory for the Old Colony Metropolitan Planning Organization. Any major projects that are financed by the feds cannot get approval without the signatures. Schleiff asked if they need an answer tonight and Seelig said they need one by October 25th.

D. Able Restoration Invoice – 92 Lingan Street

A bill from Able Restoration for boarding up 92 Lingan Street in the amount of \$1,440.51 was submitted for payment. Seelig will be requesting a reserve fund transfer into the special account for these expenditures as the account has only \$500 in it. The town will then lien the property.

E. Housing Authority Proposal - Support Letter

Despite the fact that the Housing Authority has been denied funding for the Thompson Street project, they will be sending in another application later this year and are asking for a letter of support from the Board. Seelig recommends that the Board authorize the Chair to sign on behalf of the Board.

Moved by Roy and seconded by Schleiff, the Board authorized Troy Garron to sign a letter supporting the application for elderly housing on Thompson Street.

F. ADA Committee

The ADA Committee has not met in a while and does not have a quorum of members. Seelig has asked the Board if they would like to meet with the remaining two members and those individuals who have submitted a talent bank form to see if there is an interest in resuming the committee. The Board stated that they would like all parties to come in and meet with them.

G. Ambulance Abatements

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

September 2010 FOR \$ 8,623.34

H. Recycling Abatement

A municipal lien certificate was requested for the property on bill #2453 and #2458 in September. Through an oversight in the Collector's office, it was not checked to see if the recycling fees had been paid. The office does not feel, as an MLC has been issued without including the fee, that the amount is collectible. The Board can either abatement the bill or not abate it in the hope that due to some future transaction, the fee will be paid.

Move by Schleiff and seconded by Roy, Board unanimously abated Fiscal 2009 Recycling Bill #2453 and Fiscal 2010 Recycling Bill #2458 reason being the property is bank owned.

I. Talent Bank Form – Allyson Bradford

A talent bank form was submitted from Allyson Bradford to join the Town Government Study Committee. She was scheduled to come before the Board this evening but has withdrawn her form due to work commitments.

Moved by Garron and seconded by Schleiff, Board unanimously accepted Allyson Bradford's request to withdraw from the Town Government Study Committee.

J. Fire Chief Credentialing Program

The Fire Chief is looking for a letter of reference from the Board to support his obtaining professional credentials as a Fire Chief from the Fire Chiefs Association of Massachusetts.

Moved by Garron and Roy seconded, Board unanimously was in favor of sending a letter of reference to support the Fire Chief's Credentialing Program.

SCHEDULED APPOINTMENTS (CONTINUED)**Re – Establishing Beautification Committee**

Talent bank forms from Robin Bellinger, Scott Gilpatrick and Robin Holzworth-Gilpatrick expressing interest in joining the Beautification Committee were submitted. The Board has asked them to come in to tell them a little bit about themselves. They were asked why they wanted to join. The Gilpatricks went on to say that while driving around they have seen other towns keeping up with the landscaping. They are at a point in their life they have the time to do this and would like to. Garron had asked where they would like to start and Scott said by the lakes and said that they will have the winter to do some planning for the spring. Garron had suggested for them contact the Girl Scouts about their clean up day they are planning. Schleiff suggested about *Adopting an Island* and Garron added we have residents that might want to do that and donate the flowers for it. Garron thanked the three of them for coming forward and wanting to do this.

Moved by Roy and seconded by Schleiff, Board unanimously voted to re-establish the Beautification Committee with open end terms.

Move by Garron and seconded by Schleiff, Board unanimously appointed Scott Gilpatrick, Robin Holzworth – Gilpatrick both of 26 Dwight Street and Robin Bellinger of 11 Upton Street to the Beautification Committee.

GENERAL MAIL / BUSINESS (CONTINUED)**K. Lloyd Wright Property**

Jeff Anderson and the Board of Health appear interested in retaining the Wright property as open space rather than have it developed. Seelig has given the departments until October 26th to send in comments.

L. Recycling Fee - Errors in Bill

Susan Basile wrote to the Board about possible errors in the recycling bills. Due to the changeover from one system to another the Selectmen's Office as well as the Assessor's Office are seeing those errors and are encouraging residents to file abatements for these errors.

M. Tax Rate

The tax rate has been set at \$15.77. The bills will be sent out later this month and due roughly by Thanksgiving.

N. Ethics Certification

Notification have been sent and there is still a group of people who have not filed signature pages indicating that they have received the summary or certificates indicating that they have completed the on-line training.

Seelig has asked the Board what they would like him to do and also said that he asked anyone who had not completed the training or signature page to come before the Board this evening. He went on to say that there is no penalty to the Town and that the people will get fined and recommended that when these individuals are up for re-appointment they do not get re-appointed.

O. Reconciliation

The Town Accountant is the final stages of reconciling the books.

P. B Street Easement

Seelig has continued to try and get easements signed by two owners, Alan Dias and Kimberly Siegel.

Q. HOPS Playground

The Youth and Recreation Committee plans on using gift account money to continue to repair the playground as needed. To do a complete overhaul of the playground would be cost approximately \$100,000. They are not making efforts to obtain money from the Town or from other sources to help with the cost. Director, Dick Steele said that it will take another week and half to get the repairs done as they do not have easy access to funding from the Gift Committee.

R. Budget Meeting with All Departments

Seelig asked the Board if they would like to meet with all the departments either on November 9th or November 23rd to discuss the FY2012 budget and the Town's priorities. He added that this should be done before budget letter and forms that go out the end of November/beginning of December.

SCHEDULED APPOINTMENTS (CONTINUED)

Swearing in Captain Kevin Miller – Deputy Fire Chief

Garron turned the meeting over to Fire Chief Carrico for the swearing in of Captain Kevin Miller to Deputy Chief. Carrico said that this is a pleasure to promote someone from the department with thirty nine years of service to this position and is confident that he can fulfill this roll. Miller was then sworn in by Town Clerk, Barbara Gaynor. Miller's family came to witness the swearing in and pictures were taken by the local newspaper. The Board congratulated Miller on his accomplishment.

Live Entertainment License – Bluegrass Festival – Ken Corti

An application for a Live Entertainment permit from Ken Corti for the Bluegrass Festival was presented to the Board. This will be the second Bluegrass Festival put on by the Lions Club. He is also requesting that the Board approve signs (the same size as last year). Last year's event was very successful and Corti received great feedback from all who attended and all funds raised went to Mass Lions Eye Research. The festival will take place on Friday June 10, 2011 from 4:00 p.m. to 8:00 p.m. and Saturday June 11, 2011 from 10:00 a.m. to 8:00 p.m.

Schleiff added that the organization should keep in mind the needs of all the residents in town and Corti said that they have already notified the residents on Hemlock Lane about the event. Roy was concerned that at the end of the night that they might need police detail and Corti went on to say that it is like the fourth of July, we'll get them out in an orderly manner. Chief Carrico added that people come and go and that they do not all leave at the same time and that the area where it is held is off the beaten trail.

Seelig added that Corti is also requesting to hang a banner across Route 106. This banner, if approved, will not be put up until after Memorial Day. Corti knows that the wire needs to be looked at to see if it's secure and get permission from the historical district. It was noted that this banner would be displayed in a historical district and said the last time something like this was done someone was injured, with that comment Roy had asked whoever is hanging the banner should be a professional and Corti confirmed that it will be done by a professional. Also Schleiff would like to see what the banner would look like before approving it.

Carrico had asked if Corti needed to get any approvals from the utility company, Verizon or whoever owns the poles to put the wire up there and Seelig said that the wire is already hung and it's just a matter to make sure it is sturdy enough to hold the banner.

In conclusion Garron did not have a problem with the banner being hung but stated below some things Corti needs to do regarding hanging the banner which are listed below:

- See if he needs permission to put the banner up
- Need to check the wire for
- Submit to the Board what the banner will say, size, and when you want to hang it

Moved by Garron and seconded by Schleiff, Board approved Permit #2011-26 for a Live Entertainment Permit issued to Lions Club member Ken Corti for Friday June 10, 2011 from 4:00 p.m. to 8:00 p.m. and Saturday June 11, 2011 from 10:00 a.m. to 8:00 p.m. on property known as Nessralla Farm on Hemlock Lane as well as signs for advertisement of the event.

note: the banner has not been approved yet

LED Sign – Ken Corti

There have been past discussions on a LED sign to advertise community happenings as well as any emergency information that needs to be put out there for the community. The Lions Club has offered to donate this sign to the Town of Halifax but the question was the location the sign, which was going to in the historical district. John Shea came forward to say that as a committee they discussed that if it was placed in a historical district it would be distracting and suggested that placing it at the corner of Route 106 & 58. This area would be a good place seeing as there is the stop light there as well as if getting gas across the street you could read it. Schleiff had asked if Shea thought this area would be a distraction and he said no but questioned if the sign could be regulated from the Town Hall to the center. Shea has done some research and said that other LED signs in this State are not located in historical districts. Corti said that a decision was never made as to where the sign would be going and there is no intention to destroy the look of the historic district and is in favor of beautifying the Town. Shea added that we do have three signs at different locations throughout and they are not attractive.

Garron did say that the zoning by-laws should be looked at and may have to be changed in order to allow lighting signs. Roy had asked who would be in charge of designing it and if the sign was to be place at 106 & 58 would we still have the other signs at the existing locations. Corti said that the by laws would state how big it could be (the second question was not answered).

Garron thanked Corti for the picture presentation he brought with him and in closing said he thinks that we have hit every item on this issue and to table this, get some questions answered and bring it up at another meeting.

GENERAL MAIL / BUSINESS (CONTINUED)**S. Letter from Joseph Gavin – EMT Coverage**

Mr. Gavin sent a letter to the Board in regards to EMT coverage from other towns. He was in need of an ambulance and Chief Carrico responded as well as Pembroke Fire Department EMT. He was just questioning why another town's EMTs service was responding and not ours. In no way was he questioning the services provided by all parties but just concerned about the coverage. Chief Carrico was in attendance for this discussion and said that he is trying to recruit more EMTs and is exploring all options to increasing getting coverage for calls. He would like to add more to a shift and hire more EMTs. He has hired two and would like to hire six more which will help ease the strain of not having paramedics. He is finding that once one call comes in it seems that you get two or three more. The Chief does not have the manpower during the day when a call comes in because the call men work out of town. He also faces the problem that after a couple of years they seem to leave the department.

Roy suggested that it would be a good idea to look at the process as to why they are not responding. She plans to sit at the dispatch center to see how it works she then will have a better understanding of how and when calls come in.

Garron does not want to lose the credibility of the other towns who respond to calls in Halifax because our men are not responding to them. He agrees that if we were to offer the salaries that is offered in other towns they might not leave our Fire Department.

In closing Roy commented on what a great job the Chief as well as the Department did at the open house. The Chief added that it was a huge success.

EXECUTIVE SESSION

Moved by Garron and seconded by Roy, Board voted as follows to enter into Executive Session at 9:20 p.m. to discuss real estate transaction:

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 9:40 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 9:40 p.m.

Kim R. Roy
Clerk

/pjm