

BOARD OF SELECTMEN
SELECTMEN MEETING
TUESDAY, DECEMBER 8, 2009 - 7:30 P.M.
SELECTMEN MEETING ROOM

Meeting came to order at 7:30 p.m. with Selectmen John H. Bruno II, Troy E. Garron and Michael J. Schleiff present.

The following business was discussed:

AGENDA

Selectman Schleiff added a report on a meeting on Safe Routes to School. Town Administrator Charles Seelig added an Executive Session on collective bargaining.

With the above additions, the Agenda for Tuesday, December 8th, was unanimously approved.

MINUTES

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

- Selectmen Meeting 10-27-09 - Regular Session
- Selectmen Meeting 10-27-09 - Executive Session
- Selectmen Meeting 11-10-09 - Regular Session
- Selectmen Meeting 11-10-09 - Executive Session

ABATEMENTS/BILLS/COMMITMENTS/WARRANTS

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

- Withholding Warrant #45 \$113,538.89
- Vendor Warrant #46 \$105,090.08

Moved by Schleiff and seconded by Garron, Board unanimously affirmed approval for the payment of the following Selectmen bills dated 11/25/09:

- Halifax Postmaster (Hanson abutter mailing/algae) \$ 36.57
- Halifax Postmaster (Halifax abutter mailing/algae) \$354.57

Moved by Schleiff and seconded by Garron, Board unanimously committed for collection Ambulance Commitment #11 in the amount of \$28,458.00

Moved by Schleiff and seconded by Garron, Board unanimously committed for collection Mobile Home License Fee #12 in the amount of \$5,160.00

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

Payroll Warrant	#47	\$331,048.92
Vendor Warrant	#48	\$553,975.10

Moved by Schleiff and seconded by Garron, Board unanimously approved payment of the following Selectmen bill:

Gilman and Associates (legal services/Nov) \$1,361.28

The Board acknowledged payment of the Selectmen Office Payroll for the period ending December 5, 2009 in the amount of \$6,026.99

The Board acknowledged the following Payments to the Treasurer:

<u>TURNOVER</u>	<u>AMOUNT</u>
#16	\$ 150.00
#17	\$ 700.00
#18	\$ 1,250.00
#19	\$ 345.00
#20	\$ 125.00
#21	\$ 1,750.00
#22	\$ 1,250.00
#23	\$ 125.00
#24	\$ 125.00

SAFE ROUTES TO SCHOOL

Schleiff reported on a meeting he attended with the Library Director, Elementary School Principal, Fire Chief, Police Chief and MassRides Outreach Coordinator Courtney Croteau to discuss what free programs are available to towns through the Safe Routes to School grant - i.e. bike training, crosswalk safety training, etc. The Principal has signed up for the grant and is waiting to see what is offered to Halifax. Schleiff felt this was another step toward crosswalk safety. Once Halifax has been awarded a grant, the Outreach Coordinator will be available to assist the Town. The Coordinator prefers to deal with a community and felt it was the best way to relay the information to ensure education in the particular area chosen.

RECYCLING FEE ABATEMENT REQUESTS

A. Under Construction - Bill #2365

The Board acknowledged a request for abatement because the house is under construction and no occupancy permit has been issued. This request was submitted long after the abatement deadline. Schleiff asked what the policy was for abating other bills. Seelig said the abatement deadline on real estate taxes, etc. is set by State law. The deadline for the recycling bill abatements was mid October but the Selectmen have discretion on waiving that time frame. A similar late request was granted by the Board but had been submitted shortly after the deadline and before the Board had acted on any of the requests received. Garron and Schleiff felt this request had been submitted far too late and should not be considered. Moved by Garron and seconded by Schleiff, Board unanimously determined the request was filed too late and, therefore, could not be considered.

B. Unoccupied - Bill #2081

Moved by Bruno and seconded by Garron, Board unanimously voted not to change its November 10, 2009 decision to not abate the recycling fee for bill #2081 on the basis the house is currently unoccupied (the original request was because the house was for sale and the owner asked for reconsideration on the basis it is unoccupied). Given that the property can be occupied at any time, an abatement cannot be granted on that basis.

C. Seasonal Home - Bill #1302

Moved by Bruno and seconded by Garron, Board unanimously voted not to change its November 10, 2009 decision not to abate the recycling fee for bill #1302. Partial abatement for a "seasonal" home requires proof certain that services to the home (water, electric, etc.) are shut down for at least six months out of the year. Electric bills showing little or no usage do not meet the criteria. Schleiff felt this policy should be reviewed before next year. He felt little or no electricity usage for six months or more indicated the home was not occupied. He pointed out a home under construction could also be occupied at any time during the year.

The Board will review the Recycling Fee Abatement Policy during its meeting the second Tuesday in April 2010.

EARTH REMOVAL PERMIT - BARRY GATES/MONPONSETT STREET

At 7:45 p.m., the Board convened a public hearing to consider the application submitted by Barry Gates of Turkey Swamp Bog Realty Trust for an Earth Removal Permit on property located at 145 Monponsett Street, (Assessors Map 84, Lot 17). The Board noted the hearing had been duly advertised and abutters notified.

Present for the hearing were:

Barry Gates/Turkey Swamp Bog Realty Trust	Applicant
Joseph Webby / Webby Engineering	Engineer for Gates
Steven Wry / Land Planning	Town Engineer
Ann Tisdale	Abutter

Webby said Gates would like to create an additional 1.6 acres of bog next to an existing bog on the site. In doing this work, he would like to do some grading east of the cell tower site and to the north along the Town property line. In answer to a question in the Town Engineer's report on what the flat area would be used for, Webby said it will be a landing area for picking cranberries - storing of the trucks and equipment, etc.

Gates said the reason he wanted to excavate within the 50-foot buffer zone along the north property line was to facilitate maintenance of the 3 to 1 slope. Working within the zone requires a waiver by the Board of Selectmen and permission from the property owner which, in this case, is the Town. He hoped to get permission to work up to the property line; otherwise the slope would be much steeper and interfering with mowing, etc.

Bruno noted working within the 50-foot buffer would be under the Conservation Commission. Schleiff believed the Conservation had granted a waiver. Gates believed there were two different zones - Conservation would be involved in the wetlands buffer which includes the bog; the 50-foot buffer to the property line would come under the jurisdiction of the Selectmen.

Schleiff and Garron noted that some excavation was also called for along the property line shared with abutter Jonathan and Ann Tisdale. They noted permission from the Tisdales would also be required. Webby noted they are actually filling in and not removing material in that area but had no problem with getting permission from them to work within the 50-foot buffer for that purpose. Schleiff said the grade is still being changed. Garron said it could affect the drainage. Schleiff said it is part of the project as a whole and the contours are changing because fill is being moved around. Webby understood the Board's view and said he and Gates can talk about that. They can stop can start or stop at 50 feet from the property line because the road already exists.

Schleiff asked if there was a road berm, noting an area on the map. Gates said it is all reservoir in that area and the road runs level with the Tisdale property. Gates said the berm is actually a dike with the bog on one side and the reservoir on the other. When the new bog area is developed, it will create a sheer cliff unless he is allowed to slope which involves the 50-foot buffer zone.

Schleiff said he looked at the Order of Conditions from Conservation and questioned where they said they waived the 50 feet. Gates said he does not know if they specifically said they waived it but gave them an Order of Conditions for the plan. Selectmen Assistant Beverly Smith said, when she read the Order of Conditions, she also could not find it and asked the Conservation Agent Mary Guiney to show her where they waived the 50-foot buffer. Guiney said they did waive it but it was not specifically delineated in the Order of Conditions except where Conservation said they approved the plan and the plan shows Gates working within the 50-foot buffer. Smith asked Guiney to provide a letter that specifically stated they waived that condition and the letter Guiney sent did not say that but simply repeated Conservation approved the plan and where they can work within that plan. If the Board wanted it specifically stated, Smith would go back and ask for it again. Garron felt it was inferred by approving the plan.

Bruno asked if it made any difference if the Board issued a permit because Gates would still have to abide by the conditions set forth by the Conservation Commission. Smith said, according to the Agent, Conservation gave them permission through the Order of Conditions to work within the 50 foot buffer because that is what the plan shows. However, that does not preclude having to get permission from the abutting property owners.

Abutter Ann Tisdale stated, when you go in that road, there is a little stream that goes through and, if that blocks, the water then backs up into her property. Generally, what happens in the springtime when it is time the grass cannot be cut way down by the trees. It is June before it dries out. Halloween day, the man who cuts her grass came to do it and, because it had rained, his mower immediately got stuck and had to be pulled out. She was concerned the project would worsen this situation. Bruno asked where the stream was. Tisdale said it was near the road. She and Webby looked at the map and determined the location of the stream. Tisdale said her husband use to go down with a rake to clear the stream and make sure it was flowing. If it is blocked, it backs up. There is standing water there all the time in the spring. She felt the proposed work would make it much worse. In response to a question, Webby said the stream flows south toward Monponsett Brook.

Gates said a heavy rain can raise the water about 6 inches but it is flowing off the abutting property. It is coming down the Town's hillside onto Tisdale's property and then onto Gates property. Tisdale said, if the culvert by Gates road is not clear, it backs up onto her property. Bruno asked what alteration being proposed

would affect the stream. Tisdale did not know if it did or not. Tisdale asked where the work was being done. Webby said about 100 feet to the right of the cell tower. Gates said all of the grading would put the flow onto his property. Bruno asked if the project would affect the stream at all. Webby said, in his opinion, it would not affect Tisdale's capacity to retain or not retain water. He believed she is saying she would like more routine maintenance on the pipe. Tisdale said that is correct. Gates said they did not put in the pipe but, since it is on his property, he could keep it clear.

Bruno said grading was mentioned at the corner where the Tisdale property is and it sounded to him that Gates wanted to cut some of that grade down which would increase the flow of water off her property. Webby said right now the water flow is straight and going from a 30 to a 26 going down the road. Gates would like to keep it going in this direction but down the road - moving the direction slightly going down the road. Nothing is going onto her property except some generalized flow because it is the wetland. They can put a berm and not have anything going that way. In fact that is what the elevation 34 is for - to keep it from going back down the road.

Schleiff said it shows a decrease in grade at that corner of Tisdale's property. Garron felt that would keep the water on Gates property instead of Tisdale's. It sounded to Bruno like they were thinking of making more of a slope from the corner of Tisdale's property into Gates. Schleiff said the grade would be higher but would still be lower than the corner of her lot, noting the corner of the lot is 28 or 30 feet and, as soon as you step on the boundary of the adjoining property, it is 32 feet.

Wry did not see it making any difference. If anything it would keep it all on Gates property. Bruno noted that any grading within 50 feet of that property line would require permission from Tisdale. Gates understood that. Gates said he would be more than happy to clear out the culvert every spring. He has the equipment to do it but did not know there was a problem.

Before addressing each of the Permit conditions, Schleiff asked how many truckloads overall. Gates said he does not currently have a buyer for the material so he did not know whether the trucks would be ten or eighteen wheelers. Based on the amount each size holds, it was estimated at approximately 2,000 ten wheelers and 1300 eighteen wheelers. Garron asked how much of the material would be taken off the property and how much would be moved on the property. Gates said it will all be taken off the property. The material is not gravel or sand but silty material.

The Board discussed and read each permit condition in the order in which it appears in the by-law (copy attached). Any change made by the Board to the

existing language and the vote taken are included below under that specific condition; otherwise, the by-law language applies:

- (1) No processing of earth and no operation involving earth materials other than the permitted removal shall take place on the subject premises during the period of time of the permit unless specifically permitted by law.
- (2) Gates wanted to temporarily store stumps on site to compost and shake them off. Stumps would not be buried and no stumps would be brought onto the property. Moved by Bruno and seconded by Garron, Board voted the following language under Condition #2:

No earth or other materials foreign to the subject premises, including but not limited to boulders, asphalt, cement, road construction debris, demolition debris and tree stumps, shall be brought onto and deposited on the subject premises during the time period of the permit, except topsoil and living plant material for reclamation use. All stumps and debris shall be removed and disposed of in an approved location or stockpiled on site in accordance with all applicable local and state regulations.

- (3) Per recommendation of the Town Engineer, moved by Bruno and seconded by Garron, Board unanimously waived Condition (3) requiring work be conducted in phases, since the area of soil removal is limited in scope and encompasses less than five acres.
- (4) The permit grantee shall, to the satisfaction of the Board, stake or mark clearly all phase areas and buffer zones with Schedule No. 40 two-inch PVC pipe at one-hundred-foot intervals. These boundary markers shall be maintained at all times during the time period of the original and any renewed permits.
- (5) Wry said he has gone out to the property and reviewed the plans. It is an extension of an existing bog which requires working within seven feet of the water table. Wry suggested waiving this section of the by-law which requires monitoring wells. Schleiff was concerned that chemicals used on the bog would enter the aquifer since the grade is so close to the water table. Wry said this is an expansion of an existing bog which is attaching to the elevation that already exists. Gates said he has a farm plan regulated by the State on what can be used on the bogs. Turkey Swamp has changed to a low phosphorous fertilizer and is using less pounds per acre. The water is impounded for three to five days to break down the chemicals (which have a short life span) before the water is released. The water recovery system is used when flooding the bogs. Otherwise, the fertilizer is dispersed through the sprinkler system and it stays on the bog. While it was not specific to the

question of waiving this condition, Schleiff wanted to express his concern about dispensing chemicals so close to the water table even though it is for agricultural purposes.

Per recommendation of the Town Engineer, moved by Garron and seconded by Bruno, Board unanimously waived Condition (5) which requires the installation of monitoring wells since the work involves expansion of an existing permitted agricultural use that depends on a close proximity to groundwater.

- (6) Bruno noted working within the 50-foot buffer was a Conservation issue but the Board needed to decide whether to allow it as an abutter to the property. Garron asked how many feet it was being waived to. To get the sloping he was hoping for and retain part of the area for use, Gates said he needed to go to the property line. Schleiff noted the grade was being changed to the property line. Referring to the map, Webby stated they could lessen the area to be used but would still need a waiver and Gates would prefer to have the larger area to work with; in addition, they would also be working within the 50 foot zone to the left of the area to be flattened. Bruno felt it was a good idea. Garron noted they are grading back to their own property, there would be no harm to town property and no degrading of the property and hopefully there would be no wash out of the sloping. Bruno had no objection. Garron felt it would help the situation.

Schleiff noted there is a reservoir on the other side of the area. He wanted something from Conservation specifically stating they are waiving the 50-foot buffer. Garron felt Conservation was saying they are giving them permission by approving the plan. Webby said the 50-foot offset is clearly shown on the plan. The reason it is needed is because the bog is considered a wetland and it makes no sense to have a 50-foot buffer between the existing bog and the expanded area.

Bruno noted permission was still required from Conservation through its Order of Conditions. The question for the Selectmen is whether or not the Town will allow it as an abutter; wetlands is another issue. Schleiff felt that was part of the Board's decision making. Bruno felt it was a separate issue. Schleiff did not like it against the property line.

Moved by Bruno and seconded by Garron, Board voted as follows

John H. Bruno II	-	Yes
Troy E. Garron	-	Yes
Michael J. Schleiff	-	No

to take the following action:

(a) On behalf of the Town as an abutter to the property, grant permission to Turkey Swamp Realty Trust to excavate within the 50-foot buffer zone along the Northwesterly property line on land owned by Turkey Swamp located at 145 Monponsett Street (Assessors Map 84, Lot 17) in accordance with the plan submitted to the Town in connection with the Earth Removal Permit; and

(b) Change the language under Condition #6 to:

The permit grantee is allowed to excavate inside the 50-foot buffer zone of the northwesterly property line in accordance with the plan approved by the Conservation Commission and submitted with the Earth Removal Permit application, contingent upon written consent by all owners of properties abutting such boundary line (i.e. Town of Halifax and Jonathan and Ann Marie Tisdale of 155 Monponsett Street).

Motion passed by a 2/3 vote.

(7) No topsoil shall be removed from subject premises, unless it is determined by the Board to be excess, until reclamation of all disturbed areas is completed. Reclamation requires replacing of topsoil to a depth of not less than four (4) inches, seeding, planting, fertilizing, watering and attending in keeping with the best professional standards.

(8) The finished level and grading shall leave no slope exceeding a grade of three (3) feet horizontal and one (1) foot vertical. In all cases leveling and grading shall be performed so that the natural contours of the land shall be preserved to the extent possible. Excavating to a lower elevation than required by the plan for which the permit was granted is strictly prohibited and punishable by a fine of one hundred dollars (\$100) per cubic foot, revocation of permit and/or other penalties as determined by the Board.

(9) Moved by Bruno and seconded by Garron, Board unanimously voted the following language under Condition #9 to bring wording in line with current law and to allow the stockpiling of stumps on the site:

The subject premises shall be kept free of any debris, including tree stumps. All debris and tree stumps shall be removed from the site and disposed of in accordance with all applicable local and state regulations or stockpiled on site in accordance with all applicable local and state regulations.

- (10) Records showing the amount of earth removed shall be provided monthly by the permit grantee, and quarterly reports certified by a registered professional engineer shall also be submitted to the Board. The method of measurement of materials removed shall be determined by the Board's engineer. The Board may require more frequent reports if it deems that circumstances warrant them. Reports to the Board by said engineer shall be at the permit grantee's expense.
- (11) No earth removal or related operations shall take place except between 7:00 a.m. and 5:00 p.m. Monday through Saturday and in no case on a legal holiday. Included among related operations are the starting of engines, loading and unloading of trucks and preparations for commencing of work which are audible over a distance. All loaded vehicles shall be suitably covered to prevent dust and contents from spilling and blowing from the load.
- (12) The preservation of trees, bushes and other vegetation and the erecting of fencing may be required to muffle objectionable noise and vibration.
 - (12.1) The permit holder shall be responsible for all spillage onto the public ways of the Town. If, for reasons of safety, it becomes necessary for the Town to clean up and remove such spillage, the cost shall be charged to the permit holder.
 - (12.2) The permit holder shall be responsible for all damage to public ways from traffic, occurring in connection with the permit, entering or exiting the site. Schleiff asked if the existing access road is the only one being used to take material out. Gates said it was.
- (13) Discussion ensued on whether to increase the fee to 25-cents as recommended by the Town Engineer on previous permits. Gates said the material being removed is not worth much - no more than \$1 per yard which will probably be offset with paying his engineer, securing the bond and using his equipment. Wry did not know the value of the material. Moved by Garron and seconded by Bruno, Board unanimously voted to keep the amount currently specified in the by-law:

This permit is subject to a fee of ten cents (\$0.10) per cubic yard or more, as determined by the Board, payable to the Town of Halifax. Any inspections by an engineer of the town's choice to ensure that the work being done follows the approved plans and this section shall be paid by the applicant.

- (14) The earth removal permit is not transferable without approval of the Board. Transfer of equity ownership or legal interest in the subject property shall be considered a transfer; however, the pledging of such a mortgage or other loan shall not be considered a transfer, but if the lender should acquire ownership or interest by foreclosure, it shall be deemed a transfer.
- (15) The permit grantee shall notify the Board, in writing, within forty-eight (48) hours of any material change in his circumstances and or plans as represented in his application, including change of ownership, general/operational contractors or purpose for removing earth.
- (16) is reserved for future wording
- (17) The applicant agrees by acceptance of the permit to allow the Board or its representative free access to the site to conduct inspections to determine compliance with the conditions of the permit at any time without prior notice.
- (18) The Town Engineer recommended a \$10,000 Performance Bond. Moved by Bruno and seconded by Garron, Board unanimously voted a Performance Bond in the amount of \$10,000 will remain in effect throughout the Permit period as recommended by the Town Engineer.
- (19) Any permit issued by the Board shall automatically expire upon the termination date stated therein. A special permit for any earth removal shall not be issued for more than one (1) year's duration and may be renewed thereafter with a public hearing legally advertised 14 days prior to the hearing.
- (19.1) Applications for renewal of permits must be made forty-five (45) days or more before expiration of the current permit. Applications shall include a current topographical plan detailing current status and restoration progress. The renewal, if granted, shall date from the day the current permit expires. Renewal shall not be granted if work and restoration under the current permit is unsatisfactory to the Board or its agent.

Moved by Bruno and seconded by Garron, the Board unanimously voted the following additional conditions to the Permit:

- Per recommendation from the Town Engineer, an As-built Topographical Plan must be submitted upon completion of the soil removal to allow the Board of Selectmen and their designated engineer to determine that the work has been completed as proposed and in accordance with the plans referenced in the Permit.

- The Order of Conditions voted by the Conservation Commission on November 24, 2009 and issued on November 25, 2009 (DEP File Number SE 171-0409) is hereby made a part of the Earth Removal Permit.

Schleiff was concerned that, while the truck route map indicated all major roads would be used, there was potential for heavy use of secondary roads. He felt the applicant should be required to come back to the Board if that occurs. Gates said they expect to stay on the main roads. Webby said some customers could be located in an area requiring use of secondary roads. Moved by Bruno and seconded by Garron, Board unanimously added the following condition to the Permit:

- The truck route shall be as specified in the Earth Removal Permit application. Any substantial deviation to the traffic plan must be submitted to the Board of Selectmen for approval.

Moved by Bruno and seconded by Garron, Board unanimously granted an Earth Removal Permit to Barry Gates / Turkey Swamp Bog Realty Trust for the removal of 36,100 cubic yards of material from property located at 145 Monponsett Street, contingent upon the following:

- A written letter from the Board of Selectmen granting Turkey Swamp permission to excavate within the 50-foot buffer zone from the Town.
- A written letter granting Turkey Swamp permission to excavate within the 50-foot buffer zone from the abutter who owns the property at 155 Monponsett Street (Jonathan and Ann Marie Tisdale).
- A \$10,000 Performance Bond
- Payment of the \$3,610 Permit Fee.
- Payment of the hearing ad

JUNK DEALER LICENSE - WILLIAMS/PLYMOUTH STREET

The Board met with Tommy Williams relative to his application for a Junk Dealer's License for property located at 546 Plymouth Street. Williams wanted to earn money by buying scrap gold and must have a Dealer's License to do so. His intention was not to run a pawn shop but to purchase scrap gold and other such items.

Bruno wanted to ensure there would be no change on the outside of the building (i.e. no display of goods outside; all activity to take place inside). Given there are currently several businesses operating out of the premise, Schleiff questioned if there is a zoning issue. Seelig said that, as long as the activity is allowed, it does not matter how many businesses are being run from one location.

With regard to parking, Williams felt there would be no issue. He is still running retail sales out of the location but just increasing the type of items he is selling.

Moved by Bruno and seconded by Garron, Board unanimously granted a Junk Dealer's License to Tommy Williams for property located at 546 Plymouth Street with the stipulation there be no display or sale of merchandise outside and all activity must take place inside the building.

LIBRARY TRUSTEE APPLICANT

At 8:30 p.m., the Board convened a joint meeting with the Board of Holmes Public Library Trustees to consider Diane Wilmarth for appointment to the Board of Trustees to fill a current vacancy on that Board. Present for the meeting were Library Trustees Lisa Arcuri, Kathleen Carbonara, Lisa Gilbert and Carol Julian and applicant Diane Wilmarth.

Wilmarth said she has lived in the Town for ten years. She has been looking for a volunteer opportunity and felt this was the perfect fit for her because the Library is an important part of the community, noting she and her family have taken advantage of the many programs the Library has to offer.

Moved by Library Trustee Lisa Arcuri and seconded by Selectman Troy Garron, the following vote appointed Diane Wilmarth of 58 Orchard Circle to the Board of Holmes Public Library Trustees, term to expire at the next election in May 2010:

Board of Selectmen	John Bruno	yes
	Troy Garron	yes
	Michael Schleiff	yes
Library Trustees	Lisa Arcuri	yes
	Kathleen Carbonara	yes
	Lisa Gilbert	yes
	Carol Julien	yes

GENERAL MAIL/BUSINESS

A. Appointment - Halifax In Lights Committee

Moved by Bruno and seconded by Garron, Board unanimously appointed Maureen Rogers of 275 Wood Street to the Halifax In Lights Committee, term to expire August 31, 2012.

B. Police Officer Contract - Side Letter

Moved by Bruno and seconded by Garron, Board unanimously approved a Side Letter to the Contract between the Town of Halifax and the Halifax Association of Police Patrolmen for the period July 1, 2008 through June 30, 2011 which moves Patrol Officer Anthony Barbour up to Step 2 on the wage scale and counts his full-time service in Fall River in his longevity calculation for Halifax.

C. Taunton River Stewardship Council

Now that the Taunton River has been designated a “Wild and Scenic River,” the Taunton River Stewardship Council is looking for delegates from all the communities, including Halifax. Seelig will publicize for interested parties and check with the two individuals who served as Citizens At Large on the committee that successfully sought the designation.

D. American Medical Response ALS Contract

Moved by Garron and seconded by Bruno, Board voted as follows to approve and authorize the Chairman to sign the contract between the Town and AMR to provide Advance Life Support when needed:

John H. Bruno II	-	Yes
Troy E. Garron	-	Yes
Michael Schleiff	-	Abstained

Motion passed by a 2/3 vote. Schleiff abstained from voting because of a member of his family works for AMR.

E. Employer Support for National Guard

The MA Employer Support of The Guard and Reserve has requested written support from the Town for National Guard members who are also members of the Halifax Police Department. Before responding, the Board instructed Seelig to ascertain more information on what such support entailed.

LICENSE RENEWALS

Moved by Bruno and seconded by Garron, Board unanimously approved the renewal of the attached list of licenses for 2010 in the following categories (list attached hereto and made an official part of these Minutes):

- Alcoholic Beverage
- Automatic Amusement
- Class I, II, and III
- Common Victualler
- Public Entertainment on Sunday
- Public Entertainment on Weekday

EXECUTIVE SESSION

Moved by Bruno and seconded by Garron, Board voted as follows to enter into Executive Session at 9:30 p.m. to discuss collective bargaining issues:

- John H. Bruno II - Yes
- Troy E. Garron - Yes
- Michael J. Schleiff - Yes

Bruno 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 Schleiff, Board voted as follows to come out of Executive Session at 10:10 p.m.

- John H. Bruno II - Yes
- Troy E. Garron - 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.

Michael J. Schleiff
Clerk

/bfs