

BOARD OF SELECTMEN
JUNE 8, 2011
REGULAR SESSION

Members Present: David Parker, William Rice, John Whelan,
Francis Cavaco, Robert McLintock

Town Administrator: Michael J. Carroll

Chairman Parker called the meeting to order at 7 p.m. followed by the Pledge of Allegiance and moment of silence.

He announced that the meeting was being taped via audio and video and asked if any audience member was taping.

HEARING ON LICENSES

New Class II for New England Collision Located at 45 Old Fall River Road

A motion was made by Mr. Whelan, seconded by Mr. Cavaco, and it was unanimously

VOTED: To approve the Class II license for New England Collision.

New Class III for New England Collision Located at 45 Old Fall River Road

A motion was made by Mr. Cavaco, seconded by Mr. McLintock, and it was unanimously

VOTED: To limit the license to not more than five (5) vehicles.

A motion was made by Mr. Cavaco, seconded by Mr. McLintock, and it was unanimously

VOTED: To approve the Class III license for New England Collision.

CONSENT CALENDAR

Approval of Minutes – May 4, 2011 – Regular and Executive Sessions

A motion was made by Mr. Whelan, seconded by Mr. Cavaco, and it was unanimously

VOTED: To accept the Regular Session Minutes of May 4, 2011.

A motion was made by Mr. Whelan, seconded by Mr. Cavaco, and it was unanimously

VOTED: To accept the Executive Session minutes of May 4, 2011.

NEW BUSINESS

Update on Boards and Commissions and Openings

Mr. Carroll advised that Ms. Roger is in the process of preparing a list of reappointments and openings.

Ms. Rogers reported on the following boards and expirations: Board of Health 2 members; Board of Registrar 1 member; Community Preservation Commission 2 members; Conservation Commission 2 members; Cultural Council 2 members; Historical Commission 2 members; Human Services Council 1 member; Municipal Capital Improvement Committee 1 member; Property Tax Work Off Committee 1 member and need 2 members; Recycling Committee 1 member; Taxation Aid Fund Committee 1 member; Zoning Board of Appeals 1 member.

OLD BUSINESS

Update on Banna Station

Capt. Michael Healy advised that the Building Committee (Capt. Healy, Arthur Foulkes, Patricia Oserle, Warren Carpenter, and Charles Ransom) met on a regular basis. They reviewed the drawings and conception plan. They also reviewed the agreement with the neighbors and researched the permits issued. He has a letter from the Building Commissioner indicating that state law allows permits to be extended. There has been discussion on how the building will be constructed. They looked into alternative energy. Representatives from module companies made presentations.

In response to Capt. Healy's question, Mr. Carroll stated the appropriation was to be expended under the direction of the Board of Selectmen. He suggested an agenda item whenever a contract is to be awarded and that the Board give the Committee authority to expend the money and come back to report to the Board.

Mr. Carroll reminded citizens that warrant article 16 for Town Meeting is to extend the Building Committee.

Discussion on New Sign for Entrance to Town Hall

Chairman Parker advised it would cost \$5,000 for a sign like the one for the Public Safety Complex.

Mr. McLintock would like to see the existing sign restored because it was originally donated.

Mr. Carroll indicated he would request the Finance Director to encumber a reasonable amount of money to do that.

Update on Code Red (Reverse 911) for Weather Conditions

Chairman Parker advised that it would cost about \$2,500 a year to add a weather alert system to the Reverse 911. A decision would have to be made by the end of June. He felt the Town doesn't need it at this time because it can be done in house.

He noted that the Town will lose 10,000 minutes at the end of June because there is no carryover. He suggested non-profit organizations to come forward and use the system.

Continued Discussion on SRPEDD Expediting Permitting

Mr. Rice said that he initially included this item on the agenda to see whether the Board wanted to form a subcommittee to see whether boards had any comments about having this process in town. He suggested a permitting process manual in addition to a centralized location which would have one person or office responsible for all the information.

This item tabled until a July meeting.

Discussion on Appointment of Engineering Firm for Route 114A Design Services

Town Engineer David Cabral reported that seven bids were submitted and reviewed. He recommended the firm of Green and Peterson, Inc. (GPI).

Mr. Cavaco questioned why the Town is responsible for the design since Route 114A is a state road.

Mr. McLintock added his concerns. He said the Town has already paid the 25% submittal using Chapter 90 funds.

Mr. Whelan said he was told the reason is that Arcade Avenue and Mill Road are town streets and are included in the project.

A motion was made by Mr. Whelan, seconded by Mr. Rice, and it was unanimously

VOTED: To authorize the Superintendent of the Department of Public Works to negotiate with GPI for the purposes of the contract.

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A motion was made by Mr. McLintock, seconded by Mr. Whelan, and it was unanimously

VOTED: To form a subcommittee comprised of Mr. Cavaco and Mr. McLintock to work in conjunction with the Department of Public Works and Mass Highway.

Mr. Carroll noted that, in accordance with the Open Meeting Law, subcommittee meetings must be posted and minutes kept.

DISCUSSION WITH PLANNING BOARD

Assisted Living Facility By-Law

Town Planner John Hansen requested support of the Board of Selectmen for the proposed assisted living by-law. Mr. Mark Shane from Swan Brook Assisted Living in Swansea, MA was in attendance.

Mr. Hansen explained that Mr. Shane approached him last year about this. It would allow assisted living facilities in residential zones with special permit. A public hearing will be advertised in the newspaper. Residential areas would be protected.

He felt there is no debate over the need for such a facility in this town.

Mr. McLintock questioned why the recommendation is from the Planning Board rather than Zoning Board of Appeals.

Planning Board members Neil Abelson, Pheobe Dunn and Russ Horsman were in attendance. Mr. Abelson said this provides continuity.

Chairman Parker noted that the warrant article reads that the Board of Selectmen will make a recommendation at Town Meeting.

A motion was made by Mr. Rice, seconded by Mr. Whelan, and it was

VOTED: 4 Ayes; 1 Nay; To support the Assisted Living Facility By-Law.

The vote: Mr. Rice ó Aye; Mr. Whelan ó Aye; Mr. McLintock ó Aye; Chairman Parker ó Aye; Mr. Cavaco ó Nay.

Chairman Parker will inform the moderator that there will be a minority report.

Mr. Cavaco will write the report and get it to the Planning Board.

COMMUNITY SPEAKS

Ms. Lauren Walsh, 150 Hope Street, said she is waiting to hear about Board of Selectmen goals and objectives for 2012. The financial management review from 2007 outlined a number of improvements. She felt it would be beneficial to the new town administrator. She is also concerned about evaluations of town employees.

Arthur Foulkes, 207 Arcade Avenue, urged the Board not to release any more money to the contractor who re-sided Town Hall. He had an expert look at the work and gave it an "F minus." He suggested the Board look at centralized maintenance.

Mr. Foulkes talked about limits on boards. He talked about tornado warnings.

TOWN ADMINISTRATOR'S REPORT

Mr. Carroll advised that he received a copy of the Bristol County Commissioners budget estimates. Also, the Board of Selectmen has an opportunity to designate a member to the Bristol County Advisory Board.

Mr. Cavaco volunteered.

Mr. Carroll had notification from SRPEDD regarding the election of two selectmen to serve on the Southeastern Mass. Metropolitan Planning Organization. There were self-nomination forms.

BOARD OF SELECTMEN LIAISON REPORTS AND COMMENTS

Accounts Payable Warrant

Mr. Cavaco inquired about being able to check the warrants on Tuesdays in case there are any questions.

Mr. Carroll will check with Mr. Alexander.

He asked about a WB Mason bill for 50 cents submitted by Building Commissioner Mary McNeil.

Mr. Carroll said that often WB Mason has sale items.

Mr. Cavaco questioned why town employees are putting in for mileage since there are town vehicles available. Otherwise, mileage should be approved by the Town Administrator. He said volunteers at Human Services are submitting vouchers to pick up pastry.

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Mr. McLintock noted that he used his own vehicle on a recent trip to Boston and submitted a bill. He used a town vehicle when he went to Worcester.

He suggested a system so that employees can sign a car out. He noted there is a mileage log in the car.

Mr. Carroll noted that Human Services has one car available to all employees, including outreach workers. Five vehicles are available at Town Hall. But, it doesn't make sense to have an employee come to Town Hall to get a car to pick up pastry.

Mr. Cavaco mentioned the passing of Ron Wall, former Veterans Agent and a friend of the veterans. Mr. Wall served on the committee for the memorial which will be dedicated next week.

He thanked Mr. Rice for loaning him the book on expediting permitting.

Mr. Cavaco advised that Rep. Howitt had to cancel the meeting scheduled for June 24 re: overlay district for liquor licenses. The meeting will be rescheduled.

Mr. Cavaco inquired about conditions on Baker Street.

Mr. Carroll said he spoke to Mr. Lamoureux. Potholes are being patched and the street will be resurfaced next year.

Mr. Cavaco mentioned the property at the end of Kent Drive. He asked the Town Administrator to send a letter to the owner.

Mr. McLintock said there are financial matters that need to be changed; such as contracts are signed and bonding is in place with the Treasurer and Town Clerk and that all copies are on file with the Finance Director. He felt there is no accountability on expenses. He has talked to the Mr. Alexander and Mrs. DeFontes, and this matter will be on a future agenda.

Mr. Whelan expressed condolences to the Wall family.

He referred to a reimbursement request submitted by Mr. McLintock.

Mr. Cavaco noted that was for parking.

Chairman Parker advised the Town might be able to request additional liquor licenses. He asked Ms. Rogers to check with Woburn. That town will get ten.

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Chairman Parker suggested that each member have about 15 questions to ask the town administrator candidates at the interviews on Saturday. The same questions will be asked of all three candidates. He noted that two of the candidates are interviewing in other areas.

At 8:50 p.m. a motion was made by Mr. Rice, seconded by Mr. Cavaco, to go into Executive Session for strategy relative to collective bargaining and continued discussion on grievance hearing; not to reconvene to Open Session.

The vote: Mr. Rice ó Aye; Mr. Cavaco ó Aye; Mr. McLintock ó Aye; Chairman Parker ó Aye. Mr. Whelan was not in the room at the time of the vote.

Respectfully submitted,

John Whelan, Clerk

Patricia Gamer, Secretary

