

MINUTES

**For approval at the 8-11-14
meeting**

Chairman opened meeting at 7:03 PM by inviting those in attendance to join in the Pledge of Allegiance.

In attendance were: Selectmen A. Frawley, L. Dalpe, J. Knowlton, D. Stewart, and S. McKinnon; Town Manager C. Cristello and Executive Assistant J. Shanley.

Meeting was broadcast live by MCCAM and recorded by MCCAM and Verizon.

UNANTICIPATED

Selectman McKinnon submitted a copy of the Plymouth County Operating Budget for the files.

ANNOUNCEMENTS & RECOGNITIONS

Board made various announcements. Board heard announcements from the audience.

MINUTES

Upon motion by Selectman Dalpe and seconded by Selectman Stewart, Board voted unanimously to approve 7/14/14 meeting minutes.

WARRANTS

Upon motion by Selectman Dalpe and seconded by Selectman Stewart, Board voted unanimously to authorize the Chairman, or his designee, to sign Warrants for weeks ending 7/26/14 & 8/2/14.

NEW BUSINESS

Upon motion by Selectman McKinnon and seconded by Selectman Dalpe, Board voted unanimously to hold Police Chief interviews on Wednesday, August 13, 2014 at 6 pm. Board members will submit questions for the interviews to the Board's Executive Assistant who will share with the entire Board. Chairman will finalize the questions for the interviews. Board agreed to meet in Executive Session on Tuesday, August 12 at 6 PM for purposes of discussing a Police Chief contract.

Upon motion by Selectman Dalpe and seconded by Selectman Knowlton, Board voted unanimously to appoint a Rotary Advisory Committee. Upon motion by Selectman McKinnon and seconded by Selectman Stewart, Board voted unanimously to appoint Chairman Allin Frawley as the Board's liaison to the Committee. Upon motion by Selectman Knowlton and seconded by Selectman McKinnon, Board voted unanimously to postpone for two weeks and advertise in the newspaper that the Board is seeking to Citizens At Large to serve on the Committee.

Upon motion by Selectman Dalpe and seconded by Selectman Stewart, Board voted unanimously to approve a One-day Beer & Wine liquor license for The Bartending Service of N.E. for Krazy Days as follows:

- Friday 8/1/14 at Massasoit from 3 pm to 8 pm
- Friday 8/1 and Saturday 8/2 at Auto Glass Center from 10 am to 7 pm

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Upon motion by Selectman Dalpe and seconded by Selectman McKinnon, Board voted unanimously to establish the maximum useful life of equipment to be funded by borrowing.

Upon motion by Selectman Dalpe and seconded by Selectman McKinnon, Board voted unanimously to appoint Auxiliary Police Officers as follows:

- James Braga
- Nichole Lapham
- Tyler Silva

Upon motion by Selectman Dalpe and seconded by Selectman Stewart, Board voted unanimously to approve Betterment Agreement for 137 Rocky Meadow Street.

Upon motion by Selectman Dalpe and seconded by Selectman McKinnon, Board voted unanimously to approve the N. Congregational Church Fall Festival & Craft Fair for 9/27/14 & the use of DPW barriers. Upon motion by Selectman Dalpe and seconded by Selectman McKinnon, Board voted unanimously to amend motion to include that it is contingent upon no issues by the Police and Fire Chief. Board voted unanimously on the first motion.

Upon motion by Selectman Stewart and seconded by Selectman Dalpe, Board voted unanimously to approve request from Dawn Berio to show awareness and support for September being Childhood Cancer Awareness month and to illuminate one or all of the Town's structures on 9/1/14. They would love to see everyone's porch light lit in gold. Mrs. Berio and her son Dillon addressed the Board. Selectman McKinnon asked the Town Manager to speak with the MG&E about getting this accomplished. Upon motion by Selectman Stewart and seconded by Selectman McKinnon, Board voted unanimously to amend vote to include the entire month of September.

Upon motion by Selectman Dalpe and seconded by Selectman Stewart, Board voted unanimously to set STM date for 10/6/14 at 7 pm and to close the Warrant on Friday, 8/29/14.

Upon motion by Selectman Dalpe and seconded by Selectman McKinnon, Board voted unanimously to appoint Stephen Conway to the Library Board of Trustees, filling the current vacancy for a term ending 6/30/17. Mr. Conway introduced himself to the Board.

Upon motion by Selectman Dalpe and seconded by Selectman McKinnon, Board voted unanimously to authorize the Town Manager to sign a Drinking Water and Wastewater Energy Conservation Grant in the amount of \$191,000.

Upon motion by Selectman McKinnon and seconded by Selectman Dalpe, Board voted unanimously to establish a High Point Donation account.

Board discussed marketing the vacant office space in the Town Hall annex. Board agreed to accept Selectman Dalpe's offer to reach out to her contacts (brokers) relative to marketing this space and that she would spend the remainder of this week to accomplish this.

HEARINGS, MEETINGS, LICENSES

WRPD hearing - Wankinquoah Rod & Gun Club

Chairman Frawley recused himself from the WRPD hearing for Wankinquoah Rod & Gun Club disclosing that he is a member of the club. Vice Chairman Dalpe, as "acting Chairman", opened the hearing at 7:50 pm by reading aloud the public hearing notice. GAF Engineering representative William Madden addressed the Board on behalf of the applicant. Board engaged in discussion. Chairman asked to hear any further comments or questions. Hearing none, Chairman declared hearing closed. Upon motion by Selectman McKinnon and seconded by Selectman Knowlton Board voted unanimously that the proposed use:

- a. Is in harmony with the purpose and intent of the WRPD By-law and will promote the purposes of the Water Resource Protection Districts.
- b. Is appropriate to the natural topography, soils and other characteristics of the site to be developed.
- c. Will not, during construction or thereafter, have an adverse environmental impact on the aquifer, recharge areas, water resources of the Town.
- d. Will not adversely affect any existing or potential water supply.

and to grant a special permit to allow the relocation of the existing backstop at the shooting range and the restoration of the land area on which it currently sits at 92 Pine Street as requested in the applicant's application under the Water Resource Protection District By-law pursuant to Section 8.2.9 WRPD Z4 Use Regulations 3a alteration of existing uses and structures, based on the plans titled "Plan to Accompany Notice of Intent, Middleborough, MA", prepared for the Wankinquoah Rod & Gun Club, Inc., by GAF Engineering Inc., dated May 12, 2014 and July 8, 2014, respectively. Chairman Frawley returned to meeting.

State Sanitary Code Violation hearing – 30 Rocky Meadow Street

Chairman opened hearing re State Sanitary Code Violation hearing – 30 Rocky Meadow Street at 8:08 PM. Health Officer J. Spalding addressed the Board and offered an introduction into this matter. Landlord of the property in question, Doris Muirhead, addressed the Board. She requested tonight's hearing. She offered that she had legally filed to evict her current tenant and that he subsequently filed a complaint with the Health Office for various State Sanitary Code violations. Ms. Muirhead offered photographs for the Board's review and suggested that the present tenant has created the violations and damage to her property in retaliation for her intent to evict him. Health Officer spoke. Animal/Health Inspector, Jessica Gardner, addressed the Board to review an updated list she handed out to the Board showing the corrected violations on the property thus far. The property owner responded. The Health Officer addressed the Board. They have given the home owner an extension of 30 days. The property owner offered that the lead paint inspector has informed her that her inspection has passed. She just hasn't received the written report yet. Health Officer will follow up with tenant re not allowing access when he has received notice. The property owner has a court date of 8/18/14 re eviction of the tenant.

WRPD hearing – Cumberland Farms, 150 S. Main Street

Chairman continued the WRPD hearing from 7/14/14 for Cumberland Farms, 150 S. Main Street. Upon motion by Selectman Dalpe and seconded by Selectman Stewart, Board voted unanimously to continue the hearing to 8/11/14 at 9 PM.

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Board discussed Town Manager search options. Selectman Knowlton spoke highly of today's Police Chief Assessment Center. Chairman suggested he would like to meet with the prior Town Manager Search Committee members for some input. Selectman Dalpe offered that she spoke with Mark Morse today who promised he would find the Town some good candidates if it wants to utilize his services. Town Manager suggested that, if the Board is comfortable with the ad he has created, it would be important to get the process started. The ad specifies that the resumes go directly to the MMA Consulting Group who will do its own recruitment. Selectman McKinnon asked how MMA will know what the Town is seeking in a candidate. Town Manager offered that a discussion should be had between the Board and the Consultant.

TOWN MANAGER'S REPORT

Town Manager noted that he and the Health Officer have been working on comments re Rochester site assignment for SEMASS.

CORRESPONDENCE

#3 Selectman Dalpe noted that mosquito spraying was scheduled for 7/24 & 7/25.
#6 Selectman Knowlton questioned the wording of the Conservation Commission sign for its office door and wants it changed to no longer read "due to budget cuts". Motion made by Selectman Knowlton and seconded by Selectman McKinnon to ask the Commission to change the wording. Discussion ensued. Town Manager suggested he would just speak with the Commission/department to work it out. Motion withdrawn by Selectman Knowlton. Second withdrawn by Selectman McKinnon. Selectman Stewart noted the new hours for the public.

#1 Town Manager brought the Board's attention to correspondence received by Maurice Herring re his experience since purchasing a vehicle from Class II Automobile Dealer Robert Weaver dba Sports Ltd. Auto Sales. Board agreed to send a letter to Mr. Weaver, similar to correspondence sent to him in the past, asking him to respond to the Board relative to this complaint with a copy of it to be sent to Mr. Herring. Board will ask Mr. Weaver to come in to a meeting in September and wants to bring this complaint up at renewal time. Board wants it noted that it takes these complaints seriously when it does consider permitting and renewing these businesses. Town Manager offered that we will consult Town Counsel to see what the Board can do.

Upon motion by Selectman Dalpe and seconded by Selectman McKinnon, Board voted unanimously to adjourn at 9:16 PM.

Jackie Shanley, Executive Assistant
BOARD OF SELECTMEN