

MINUTES
6-9-08

**Board of Selectmen
Minutes of Meeting**

 **DRAFT**

June 2, 2008

At 7 PM Acting Chairman Patrick Rogers opened the meeting.

In attendance were Selectmen S. Spataro, M. Brunelle, M. Duphily and P. Rogers.

Upon motion by Selectwoman Brunelle and seconded by Selectwoman Duphily, Board
VOTED: To approve Meeting Minutes of May 27, 2008.
Unanimous vote.

Upon motion by Selectwoman Brunelle and seconded by Selectwoman Duphily, Board
VOTED: To approve Executive Session Meeting Minutes of May 27, 2008.
Unanimous vote.

At 7:01 PM Board welcomed Gary James of James Engineering representing Costello Dismantling in regards to an expired Earth Removal permit. Mr. James gave an overview of what work remains to be done on the site. He stated that he believes it will take two years to complete. He is asking to renew for another two years. Selectwoman Brunelle explained to him that he would need to re-apply as the Board has already given a one-year extension. Chairman Rogers explained to Mr. James that the Board would ask Highway Superintendent to review this site and asked for further explanation as to why two additional years is needed. Chairman recommended that Mr. James submit the application as soon as possible, noting the Board's upcoming summer schedule.

Chairman announced that the Executive Session matters scheduled for tonight have been rescheduled until June 16, 2008.

NEW BUSINESS

Proposed Rules & Regulations for Alcoholic Beverages Sales

Selectwoman Brunelle suggested that the Board may want to hold a public hearing to discuss the proposed rules & regulations with the various establishments in Town. She further recommended that the Board consider reviewing its fees and reminded the Board that it had previously discussed considering implementing a requirement for liquor license establishments to have identifications scanners. The Town Manager will prepare and distribute a memorandum to Town Counsel, the Chief of Police, Health Officer and Building Commissioner seeking comments on the proposed policy.

Hiring of 1 Civilian Clerk

Town Manager recommends approving the Police Chief's request.

Upon motion by Selectman Spataro and seconded by Selectwoman Duphily, Board
VOTED: To approve the hiring of 1 Civilian Clerk at the Police Department.
Unanimous vote.

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Superior Taxi

Acting Chairman noted the request from Superior Taxi Service to increase fare fees. Town Manager clarified that a public hearing needs to be held on the matter. Selectwoman Brunelle requested that the Board's regulations be copied and provided to the Board prior to the hearing.

OLD BUSINESS

Proposed Policy for Access to Town Counsel

Chairman gave an overview of the steps taken by the Board to gather information from Town Board's and Town Counsel relative to this matter. Chairman called upon the Town Manager for additional comments. Town Manager explained that streamlining the process can prove helpful. He explained that there will be times when information needed may already exist in Town files. The Town of Middleborough has a unique policy, being governed by the Town Charter. He believes limiting access to Town Counsel by Town Departments would cause confusion as to who qualifies and who doesn't. The Town Manager recommends that the Board put the matter aside for the time being as the goal was to control the cost, but it is controlled by salary.

Upon motion by Selectwoman Brunelle and seconded by Selectwoman Duphily, Board

VOTED: To send a memo to all departments that the Board has chosen not to adopt the policy, but asks the departments to be considerate of limiting Town Counsel access, whenever possible, keeping in mind the Town's budget.
Unanimous vote.

Town Manager to prepare and distribute memorandum to Town departments.

Fire Chief Appointment

Acting Chairman read aloud Town Counsel's response regarding to what extent Board members could participate in the preliminary screening process with respect to the appointment of a Fire Chief (see attached). Board discussed that a preliminary screening committee would include two members of the Board of Selectmen.

Upon motion by Selectwoman Brunelle and seconded by Selectman Spataro, Board

VOTED: To have the Town Manager contact Mark Morse to see if he is available to review the current Fire Chief job description, find out what he needs from us to go forward, and to have available for June 16, 2008.
Three in favor. One abstained.

TOWN MANAGER'S REPORT

Upon motion by Selectwoman Brunelle and seconded by Selectman Spataro, Board

VOTED: To authorize Highway Superintendent Donald Boucher to fill the Truck Driver/Laborer position and to fill the Heavy Equipment Operator position, subject to the official retirement of Mr. Farrington.
Three in favor. One abstained.

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BILLS

Upon motion by Selectman Spataro and Seconded by Selectwoman Brunelle, Board
VOTED: To approve Town Hall rental security deposit refund of \$100 to Mr.
Cook, subject to Town Accountant confirming funds are available as the original
deposit was made in 2007.
Unanimous vote

Upon motion by Selectman Spataro and seconded by Selectwoman Brunelle, Board
VOTED: To approve reimbursement in the amount of \$34.68 to Jackie Shanley
for the purchase of postage stamps and payment of certified mailing on behalf of
the Board of Selectmen's Office.
Unanimous vote.

OTHER

Selectman Spataro inquired as to the status of Quarterly Tax Billing.
Board's secretary to send note to Town Treasurer/Collector, I.T. Director, and
Assessor/Appraiser and ask when they will be ready to discuss.

Selectman Spataro inquired as to the status of researching with the Retirement Board
whether Town Counsel is considered a general contractor or an employee of the Town.
Selectwoman Brunelle indicated that we had sent a letter to DOR, Plymouth County
Retirement and the Attorney General's Office on the matter. Board's secretary is to
contact Mr. O'Brien to see if our letter was received

Selectman Spataro suggested that the Board talk in the near future about what its top
three goals are for 2009. Selectwoman Brunelle suggested that this would be good to
discuss with new Town Manager Cristello.
Board members reviewed the various goals accomplished in 2008. Board agreed to
continue discussion on the 2nd or 3rd week in August.

Selectwoman Brunelle recommended that the Board have C.O.A. Director Andrea Priest
in sometime in late June, early July, to make sure that things are in place regarding the Sr.
Tax Abatement program.

CORRESPONDENCE.

#9 Plymouth County Mosquito Control Spraying Schedule

Selectman Spataro read aloud memorandum as provided for by the Board's Secretary to
include a service number available to the public for daily schedules. Brian Giovanoni
clarified that residents can call and request to be put on a "do not spray" list.

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#12 Sign-in Sheet for Board of Selectmen Meetings

Upon motion by Selectwoman Brunelle and seconded by Selectwoman Duphily, Board

VOTED: To approve the implementation of the sign-in sheet to be used during the Board's meetings.

Three in favor. One abstained.

Selectman Spataro acknowledged what a moving event the Vietnam Moving Wall ceremony had been.

Upon motion by Selectwoman Brunelle and seconded by Selectman Spataro, Board

VOTED: To prepare a commendation for the individual group who put the event together for all of their efforts.

Three in favor. One abstained.

#10 Sippican Commerce Park

Selectman Rogers stated that they claim to have received verbal approval of the Town. Town Manager confirmed that they did not receive this approval by the Board of Selectmen nor from the Water Department Superintendent. Chairman asked Town Manager to send letter to Timothy Higgins and the MEPA office to clarify. Town Manager will review with Mr. Tinkham in the morning. Notification will be of what our understanding is (that there has been no verbal approval).

Upon motion by Selectwoman Brunelle and seconded by Selectwoman Duphily, Board

VOTED: To adjourn at 8:03 PM.

Three in favor. One abstained.

Jackie Shanley, Confidential Secretary
BOARD OF SELECTMEN