

A Regular meeting of the Board of Selectmen was held on Tuesday, November 13, 2012 beginning at 6:30 p.m. in the Main Meeting Room of the Town Hall. The following members were in attendance.

Eric Kraus, Chairman  
Michael Berry, Vice Chairman  
Mark Gallivan, Clerk  
Christopher Timson  
Nancy Mackenzie

Also present:  
Michael Boynton, Town Administrator  
Cindy Berube, Executive Assistant

Mr. Kraus called the meeting to order at 7:00 p.m. followed by the Pledge of Allegiance.

### **ANNOUNCEMENTS AND PROCLAMATIONS**

Mr. Berry spoke of the Veteran's day celebration. Talked about Mr. Foster, he was a member of the BOS in the 1970's. He had a compelling story of his service for this country. Great story and wonderful for Jon Cogan to recognize him. Thank all our Veteran's for their service.

### **SPONSORED AGENDA ITEMS**

#### **Recreation Committee**

Dennis Ricci updated the Board on recent activities of the Recreation Committee. Recreation.Com. Blackburn.com and the weekly magazine. Walpole Day is the crowning achievement. We all have various records, I go back to 1996 as an associate member. Full member since 1999. The income into the department for the growth. It use to be a part time operation. Stay in touch with the new century. As a member of the Committee, we have been called the most congenial committee in town.

Mr. Kraus agrees, on your department and the programs offered are phenomenal. Under the committee's leadership, Josh and you hats off. Mr. Gallivan agreed and was pleased with the updating on the web during Hurricane Sandy.

Mr. Timson thanked him and the Recreation Dept. for the assistance for the coalition. It has been very welcome. The message is getting out there.

Mrs. Mackenzie talks to coworkers they are impressed with the amount of programs we offer in this town.

#### 11-1 and 11-2 Recreation Appointments

Mr. Ricci explained both of them joined the Committee at the last meeting to see how we operate. They have an overall interest in activities. Mr. Grant did attend the last meeting. The Committee did a great job explaining activities to both of us.

MOTION moved by Mrs. Mackenzie to appoint Joseph Grant to the Recreation Committee as an Associate member, seconded Mr. Gallivan, VOTED 5-0-0

Mr. McGrath has been on the EDC and saw this as an opportunity with EDC. He has three sons taking advantage of what they offer.

11-2 MOTION moved by Mrs. Mackenzie to appoint Michael McGrath to the Recreation Committee as an Associate member, seconded by M. Gallivan, VOTED 5-0-0

#### 11-13 Bond Anticipation Note

In November 2011 this board voted the 3 million dollar bond issue. He reviewed the articles which included; Water Storage Tank \$2,085,000, Computer hardware and software \$265,000, Road Repair IV \$200,000, School Remodeling JMS Floor \$90,000, Boyden School Roof \$65,000, Language lab \$135,000, Animal Control Kennel \$85,000, Road Repair V \$200,000. The total maturing is \$3,060,000. Have paid down \$135,000 on school computers and adding in an additional. \$200,000 for Road Repair the new BAN totals \$3,125,000. That note is coming due, we are proposing to refinance for a one year period. Last week we sold the notes and we received 5 responses, and we awarded to the lowest bidder. Town's rating is Aa2 on long term debt and M1G1 for short term municipal issues.

MOTION moved by Mr. Berry to approve the sale of a \$3,125,000 1.25 percent General Obligation Bond Anticipation Notes (the "Notes") of the Town dated November 29, 2012, and payable November 29, 2013, to Jefferies & Company, Inc. at par plus a premium of \$29,627.

Further that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated October 25, 2012, and a final Official Statement dated November 7, 2012, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the holders of the Notes from time to time.

Further that we authorize and direct the Finance Director to establish post issuance federal tax compliance procedures in such form as the Finance Director and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Notes.

Further that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes, seconded by Mr. Gallivan, VOTED 5-0-0

#### Credit Card purchases

Mr. Gallivan explained the town now has a purchase card and he knows the board was interested in the rebate. Bank of America has entered into a contract with the state. There is no spending threshold; we get a rebate on whatever we spend. If the state spends 50 million, the town of Walpole is eligible for that rebate rate, it is about 1.2%. Say we spend \$100,000 we get 1.2% on that about \$1,100. We only want to use it in emergency situations. As I thought about it we want to jack it up. Mr. Kraus explained almost every company has gone to a purchase card for that reason. We should use it any chance we can get. There are no fees involved no cost to the town.

Mr. Kraus what could be the downside of it. You have the authorized spending of it. I have one, Josh, Recreation Director has one, building maintenance has six, nothing changes. All the purchase policies in place stay the same. Mr. Kraus felt if people abuse the use of it, we would take action. You can restrict spending on items. Let's not restrict ourselves.

Mr. Berry- what if the building dept makes a large purchase, does the rebate go as a general receipt? Mr. Boynton explained the rebate goes into the general fund. MB- could we see how much we are generating. Mr. Good explained there is an online aspect to this, we can set up cardholders. Mr. Good wants to get building maintenance up and running and then will phase it in. Maybe start paying utilities. He would like to take a look at the town's credit line. It was suggested the town could end up with a paperless situation.

Mr. Boynton noted that every electronic document has to have a backing. The Commonwealth prohibits it. We do have policies in place for purchasing. This is a

trial basis. We want to make sure this works. He wants to make sure that this does not create financial problems for this.

Mr. Kraus wants to make sure our policies for fraud are good. I want to be sure this is not a tool to spend. Mr. Good noted the beauty of it, you can see who is using the card. You can download transactions into your accounts payable. Mr. Good recommends starting this as a pilot program. Some point it has gone further you can give us an update.

11-4 MOTION moved by Mr. Berry to grant permission to the Finance Director to enter into an agreement with the Office of the State Comptroller , Contract #PRF47D for a corporate purchasing card, that we get an update on this in 6 months, seconded Mr. Gallivan, VOTED 5-0-0

#### Veterans Service Committee

Mr. Berry had spoken to Veteran's on Sunday and they were happy we are moving forward with this committee. Some of the VETS felt that the Board would be better served with not having a BOS member serve on the committee. Not take up a spot for another Veteran that would like to serve. Mrs. Mackenzie felt if there is a BOS that is a Veteran that should not be deterred from serving on the committee.

MOTION moved by Mr. Berry to remove the requirement that one member of the BOS serve as a voting member and make one resident at large increased to two members at large, seconded by Mr. Gallivan, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to add the position of Ex officio Board of Selectmen member, seconded by Mr. Gallivan, VOTED 5-0-0

#### 11-5 Veteran's Committee appointment

Mr. Robinson, Mr. Connor, Ms. Boyden, Mr. Atkinson, Mr. Denneen were present and spoke of the reasons for wanting to serve on the committee. Mr. Sullivan was unable to attend.

MOTION moved by Mr. Berry to appoint Lorraine Boyden to the Veterans Services Committee representing the family member, to appoint Brian Connor to the Veterans Services Committee as the resident at Large, to appoint David Sullivan to the Veterans Services Committee as the representative who served prior to 1980, to appoint John Robinson, Jr. to the Veterans Services Committee as the representative who served after 1980, to appoint Brian Atkinson to the Veterans Services Committee as the representative who served after 1980, to appoint Joe Denneen to the Veterans Services Committee as the representative who served prior to 1980, seconded by Mr. Gallivan, VOTED 5-0-0

BA- 8 ½ years in the Navy, shipyard in Portsmouth, reserves for 4 ½ years. We just moved to WA and very excited to participate.

11-11 to 11-12      Education Fund Committee

Amy DeVito, wants to serve on this committee. Danielle Aikens has children in Middle school to elementary. Is very involved in PACS and this committee. Great chances to put the funds where they are needed the most.

MOTION moved by Mr. Berry to appoint Amy DeVito to the Education Fund Committee as a Regular member, seconded by Mr. Gallivan, VOTED 5-0-0

MOTION moved by Mr. Berry to appoint Danielle Aikens to the Education Fund Committee as a Regular member, seconded by Mr. Gallivan, VOTED 5-0-0

11-13      Hessco Road Race

MOTION moved by Mr. Berry to approve the HESSCO Road Race to be held on march 16, 2013 starting at 9:00 a.m. , seconded by Mr. Gallivan, VOTED 5-0-0

8:00 P.M.      Pat Krusko, Virtual Town Hall

Mr. Boynton spoke of the fabulous job Pat Krusko did putting the web site up. The real key to this program is to give department heads more access to their web site. Pat is retiring from Walpole and moving to the western part of the State. Mr. Kraus wished her the very best and noted she will be sorely missed.

This is an important time to do this. We are proposing to use the Verizon funds.

Ms. Krusko explained she has had the town web site for over 10 years. The more information we put, the less questions we get. The information is out there. 1.6 gigabytes, 8,000 pages, almost impossible for her to keep up with this. The next step is to go, index structure and keep web site up to date. Getting more functionality. We looked at other companies and thought Virtual Tour and we like Wellesley's web site.

Very user friendly. The cost is about \$4,000 annually, the one time charge of \$9,000. Mr. Timson questioned how much time per week was she putting into this. Ms. Krusko stated several hours. Every time I get an Agenda I put it on 4 pages. Some days it longer.

Mr. Gallivan noted the nice thing about this program is individual departments can update their own section, they can take control over their viewers. Mr. Boynton noted several sites we needed to update the web, cable, if I need access I can do it from home. Real time.

Mr. Berry thanked her for the work she did on the site. They offer training for employees. Very flexible, they are on line, I think it will be customer service aspect of

it. Ms. Krusko noted they know what cities and towns need. The town is looking at mobile phone application.

MOTION moved by Mr. Berry to authorize \$9,000 from Verizon Funds for start up and \$4,000 for FY 2013 for annual fee., seconded by Mr. Gallivan VOTED 5-0-0

8:12 P.M. Albert Giandomenico, Common Street library

Mr. Giandomenico was awarded the bid to purchase the Common St. Library and thanked them for the opportunity to buy the Library, used it when he was young lad. Try to get inside the library for my business, do not plan to change anything on the exterior, use footprint, same building, good for me to expand my business. He spoke to the neighbors and am getting a lot of support.

Mr. Boynton, there have been questions about the sale of this, we have spent a long time on this, we did an appraisal, it takes into account the value of the land and the structure. A lot of work to be done. We have given him a lot of opportunity to look at this. This is great for the town. Albi has been very responsive, and agreeable to the terms in the bid package. I would be remiss, to all the work Mr. Johnson has done on this. T, counsel called us Friday re P&S, our plan is to move forward.

Mr. Berry informed him that B. Goba and Kevin Uniacke looked at this for uses. I think we struck that happy medium, the whole process we went thru, it took over 18 months. Thank you for your efforts. Do you intend renting any of that space out for use. Mr. Giandomenico would like to have one other business there and has contracted with Kevin Uniacke on the architectural end.

11-4 to 11-19 Gifts

MOTION moved by Mrs. Mackenzie NM to accept the gifts from

Junior Women's Club for \$1,500 with gratitude  
Whimsical Women of Walpole for \$50 with gratitude  
Cinnamon Circle Condo Trust for \$50 with gratitude  
Sons of Italy for \$50 with gratitude  
Junior Women's Club for \$200 with gratitude

Seconded by Mr. Gallivan, VOTED 5-0-0

11-19 Blessed Sacrament, Beer and Wine License

11-19 MOTION moved by Mr. Berry to approve the one day beer and Wine liquor license for Blessed Sacrament Church, seconded by Mr. Gallivan, VOTED 5-0-0

Medical Marijuana Law , Civil Service Document Signature, Chief Stillman

Board members talked about the passing of Question #3, the marijuana law. Chief Stillman, there is a bill that will delay the onset of this for towns to establish zoning regulations. The Board wants to send a letter to the legislators asking them to delay the onset of this bill.

MOTION moved by Mr. Timson that the Board send a letter to our state legislators to pass the proposed regulation that would delay the date that this medical marijuana law goes into effect, seconded by Mrs. Mackenzie, VOTED 5-0-0

Chief Stillman has been working with the union on this he noted that Civil service is kind of in a disaster. They are losing another officer and currently have one opening. He would rather go through the process once. We will give you the names of the people and a synopsis. I have already made the decision, that the two people we would recommend to you. You can bring in all 5 or 6 candidates or just the two.

Mr. Berry would rather see more than just the two candidates. Mr. Gallivan noted the Chief has a better understanding of the candidates and would rather see the two candidates. Mr. Timson agreed with Mr. Gallivan.

Mr. Kraus recalls having this discussion during the fire appointments. He does not have a degree in criminal justice. It will come down to the Chief picking his team. He does not know what value of seeing the full batch of candidates would be.

Mr. Berry noted the Fire Dept is not in the civil service process, their process is different. He wants the Board to be consistent. Until the Chief has the power to hire your own, it is up to the Board. When you look back to previous decisions we had, we had a choice between a lateral transfer and a Walpole High School graduate. Sometimes it is worth making those investments.

MOTION moved by Mr. Gallivan to authorize the Chairman to sign the request for civil service list extension for Certified Police Officer , seconded by Mr. Berry (4-0-1, Mrs. Mackenzie abstained)

MOTION moved by Mr. Gallivan to authorize the Chairman to sign the request for civil service list for Police Sergeant and Lieutenant, MB 4-0-1 (Mrs. Mackenzie abstained)

Town Administrator Update

Storm Declaration Discontinuance- Mr. Boynton asked the Board to vote the discontinuance as of November 1, 2012.

MOTION moved by Mr. Kraus to discontinue the Storm declaration as of Thursday November 1, 2012 at 10:00 a.m. seconded by Mrs. Mackenzie, VOTED 5-0-0

Fee Review- Departments have been working on this and should have something soon.

Social media policy-next agenda

Holiday parade-November 24, 2012 at 11 am and tree lighting at 6 p.m.

Day After thanksgiving-Skelton crew. Staff may take the day off using personal or vacation time.

Mr. Kraus thanked Stephanie and the EDC for the breakfast and to Walpole Country club for the donating the venue and food. Congratulations to Tom Kirwan and PJ Hayes, they are very deserving winners.

### **OLD BUSINESS**

Mr. Timson talked about the medical marijuana detrimental affect on the coalition. They want to make sure kids are making the right choices. More difficult to get the message across. The town needs to be sure there is zoning in place for a dispensary. We could have a special town meeting prior to January 1, 2012. I am not sure the will is out there to spend that money.

Mr. Timson would like to send out the letter to our legislators, copied our letter to see if other towns will jump on board. **Put this on the next agenda to have another conversation.**

### **MINUTES**

MOTION moved by Mr. Berry to approve the minutes of September 25, 2012, seconded by Mr. Gallivan, VOTED 5-0-0

MOTION moved by Mr. Berry to approve the minutes of October 2, 2012, seconded by Mr. Gallivan, VOTED 5-0-0

MOTION moved by Mr. Berry to approve the minutes of October 15, 2012, seconded by Mr. Gallivan, VOTED 4-0-1, Mr. Berry abstained

MOTION moved by Mr. Berry to approve the minutes of October 16, 2012, seconded by Mr. Gallivan, VOTED 5-0-0

### **Executive Session**



**(Chairman Reads Declaration)**

Chairman's Declaration.

I hereby declare that:

- Under G.L. c.30A, §21(b)(6), the purpose of the executive session will be to discuss purchase, exchange, lease or value of real estate being conveyed to Greta Buttimer beneficiary under the Buttimer Family Trust, lot 2 and lot 3 requesting conversion
- The Board shall/shall not return to open session at the conclusion of the executive session.

MOTION moved by Mr. Kraus that the Board of Selectmen go into executive session, under G.L. c.30A, §21 (a)(6), to discuss the purchase, exchange, lease or value of real estate declared by the Chairman, with the Board returning to open session for the purposes of adjourning. , seconded by Mr. Gallivan, ROLL CALL VOTE; Mrs. Mackenzie-Aye, Mr. Berry-Aye, Mr. Gallivan-Aye, Mr. Timson-Aye and Mr. Kruas-Aye, 5-0-0

The Board had moved out of executive session.

MOTION moved by Mr. Timson to adjourn the meeting at 9:45 p.m., seconded by Mr. Berry, VOTED 5-0-0

Respectfully submitted;