

The Board of Selectmen met on Tuesday, October 1, 2019 at 7:00pm in the Main Meeting Room of the town hall. Mr. O'Neil participated remotely. The following members were present.

Nancy Mackenzie, Vice Chairman  
Benjamin Barrett, Clerk  
Mark Gallivan  
David Salvatore

Also Present:  
James Johnson, Town Administrator  
Cindy Berube, Executive Assistant

Mrs. Mackenzie called the meeting to order followed by the pledge of Allegiance

#### REMOTE PARTICIPATION STATEMENT

Nancy Mackenzie- Mr. O'Neil is going to be participating remotely during the meeting, as he is unable to be here because of Geographical reasons. It is allowed by our policies. All votes Mr. O'Neil participates in must be by roll call.

#### APPOINTMENTS

##### 10-1 Hearing for J& E Beer Wine Deli Inc.

\*This is not a public hearing.

MOTION moved by Mr. Barrett to open the hearing for J& E Beer Wine Deli seconded by Mr. Gallivan VOTED 4-0-0

Attorney Robert Pelligrini with Jean Ibrahim, we are here tonight to clean some things up, the beer and wine license has Inc. not LLC and that needs to be corrected and updating him as the manager, and adding his brother Elias as Manager.

MOTION moved by Mr. Barrett to change the Corporate Name to J&E Beer Wine Deli LLC, seconded by Mr. Gallivan Voted 4-0-0

MOTION moved by Mr. Barrett to change the manager to Jean Ibrahim seconded by Mr. Gallivan Voted 4-0-0

MOTION moved by Mr. Barrett to change the LLC managers to Jean Ibrahim and Elias Ibrahim seconded by Mr. Gallivan Voted 4-0-0

##### 10-2 Public Hearing for DeBevino Winery

MOTION moved by Mr. Barrett to open the public hearing for DeBevino Winery, seconded by Mr. Gallivan Voted 4-0-0

Al DeNapoli I am here for a pouring license. You did approve the Wine and Malt but we turned that in. In the mean time we filed with the Federal Government, then we filed with State ABCC and we did receive their approval. The Farm Winery license allows us to make wine and to sell samples. There is a certain amount. We are asking to be permitted to pour the wine with a license and we asking to sell bottles. That still needs approval from the ABCC as well. Mr. Gallivan I look forward to you opening. I think it will be a nice addition to Walpole. Mr. Salvatore as far as selling bottles we are just giving a recommendation that you can sell bottles to the ABCC.

MOTION moved by Mr. Barrett to close the public hearing seconded by Mr. Gallivan, Voted 4-0-0

MOTION moved by Mr. Barrett to grant DeBevino Winery a pouring license, seconded by Mr. Gallivan Voted 4-0-0

10-3 DeBevino Winery, request to sell bottles of wine

MOTION moved by Mr. Barrett to approve the request to sell bottles of wine at DeBevino Winery seconded by Mr. Gallivan Voted 4-0-0

NEW BUSINESS

10-4 Request to hold Block Party on October 5<sup>th</sup>

MOTION moved by Mrs. Mackenzie to approve the request to hold a block party on October 5<sup>th</sup> on Alma and Carl Rd seconded by Mr. Gallivan Voted 4-0-0

10-5 Request for one day all alcohol license

MOTION moved by Mrs. Mackenzie to approve the request for a one day all alcohol license for Knights of Columbus for October 12, 2019 seconded by Mr. Gallivan Voted 4-0-0

10-6 Request for one day all alcohol license

MOTION moved by Mrs. Mackenzie to approve the request for a one day all alcohol license for Knights of Columbus for October 19, 2019 seconded by Mr. Gallivan Voted 4-0-0

Jim O'Neil joined the meeting at 7:15p.m. via telephone.

10-7 FATM Articles,1,2,3,4,5,6,7,12,14,15,17,18,19,20

ARTICLE 2

MOTION moved by Mr. Barrett to recommend Favorable Action on Article 2, seconded by Mr. Gallivan

Early voting for primary, solid waste recycling, working with Robin and Mellissa and Finance director. The Town Engineer's salary, and \$75,000 for debt and interest budget.

Roll Call vote Mr. Gallivan-Aye, Mr. Barrett-Aye, Mrs. Mackenzie-Aye, Mr. Salvatore-Aye and Mr. O'Neil-Aye (5-0-0)

Fields. Cliff Snuffer it would be inappropriate for 3 to go forward cliff wanted to speak at open forum.

OPEN FORUM: Mr. Snuffer thank you I want to talk about the wrong decision I see you are making, three aspects with cash on hand for borrowing fields, Police station, Superfund and memorial pond, the \$318,000 in my opinion should not be used for the fields. The Memorial pond is just 3 short years. Can stand once again. The decade the ponds committee people, husband, wives and children, have spent on this and have given a lot of their own money. In my opinion to have that money go to fields, it should go to other pond activities, the superfund site, this town stood in front of DEP and received awards for rejuvenating of contaminated sites. We continue to fundraise. I have spoken to Senator Lynch. With those funds we can use \$50,000 for a study of the Neponset River, you could end up making electricity, for senior center and police station. I talked to Chief Carmichael, could not get \$10,000 to help with Rebel. That would not be as efficient. I believe that \$100,000 is needed to keep that building sound. You will see the woods behind them are in need. I would like the fields to raise the money as was done for the senior center and to leave these 3 pieces of money where they belong.

### ARTICLE 3

MOTION moved by Mr. Barrett to recommend Favorable Action on Article 3 seconded by Mr. Gallivan

Mr. Salvatore the way the board voted previously. Do we have any idea how much each of the turf fields cost? Mr. Johnson no we do not. Mr. Gallivan I know we can't respond to cliff, I am comfortable with the cash; I like the way it is going to go. There is a group that is forming to do fundraising for things that were taken out, focusing on the buildings such as a snack shack and handicap accessible playground. I do like the project.

Mr. Barrett the police station re-appropriation of \$100,000 so there will be \$241,000 left in the police funds, I think we should look at some of Cliffs ideas. I would support Cliff in the need for those.

Mr. Salvatore the \$300,000 in the police fund that was borrowed and set aside. Mr. Johnson stated yes that is what is left. We borrowed the full amount. It is \$341,309, and the project is pretty much done. We have to spend the money. I didn't want to spend all the money I wanted to leave a buffer. Mr. Salvatore in my discussion I believe this project is extravagant, I think asking tax payers to fund this project with a potential for a new middle school is extreme. Put this money in a place when the override comes for the middle school we have put money aside. Interested in supporting one turf field that would have provided two football fields and baseball fields.

Mrs. Mackenzie many years ago we started with a lot of needs. I think we have done a great job taking care of Public Safety, schools, People playing on the fields, we did scale back and took away the things that could be fundraised, the work Ben and Mark have done with fundraising. It speaks volumes for the town. I am excited to see this go forward

Roll Call vote Mr. Gallivan-Aye, Mr. Barrett-Aye, Mrs. Mackenzie-Aye, Mr. Salvatore-No and Mr. O'Neil-Aye (4-1-0)(Mr. Salvatore opposed)

### ARTICLE 4

MOTION moved by Mr. Barrett to recommend Favorable Action on Article 4 seconded by Mr. Gallivan Roll Call vote Mr. Gallivan-Aye, Mr. Barrett-Aye, Mrs. Mackenzie-Aye, Mr. Salvatore-Aye and Mr. O'Neil-Aye (5-0-0)

#### ARTICLE 5

MOTION moved by MR. Barrett to recommend Favorable Action on Article 5 seconded by Mr. Gallivan Roll Call vote Mr. Gallivan-Aye, Mr. Barrett-Aye, Mrs. Mackenzie-Aye, Mr. Salvatore-Aye and Mr. O'Neil-Aye (5-0-0)

Mrs. Mackenzie asked if there were any questions about Article 5. Mr. Gallivan is really glad to see this on the Fire list, modern set of gear for the firefighters. I know the cancer risk for Firefighters is high.

#### ARTICLE 6

MOTION moved by Mr. Barrett to recommend Favorable Action on Article 6 seconded by Mr. Gallivan Roll Call vote Mr. Gallivan-Aye, Mr. Barrett-Aye, Mrs. Mackenzie-Aye, Mr. Salvatore-Aye and Mr. O'Neil-Aye (5-0-0)

#### ARTICLE 7

MOTION moved by Mr. Barrett to recommend Favorable Action on Article 7 seconded by Mr. Gallivan Roll Call vote Mr. Gallivan-Aye, Mr. Barrett-Aye, Mrs. Mackenzie-Aye, Mr. Salvatore-Aye and Mr. O'Neil-Aye (5-0-0)

Mr. Gallivan I am glad that we can do \$400,000, that is good, let us catch up.

#### ARTICLE 17

MOTION moved by Mr. Barrett to recommend Favorable Action on Article 17, seconded by Mr. Gallivan Roll Call vote Mr. Gallivan-Aye, Mr. Barrett-Aye, Mrs. Mackenzie-Aye, Mr. Salvatore-Aye and Mr. O'Neil-Aye (5-0-0)

Mr. Salvatore asked about the language for Article 14 and 15. Mr. Barrett explained that Town Counsel has reviewed it and the language is being incorporated tonight. It will go in the RTM packets.

Mr. O'Neil signed off

#### CONSENT AGENDA

Mr. Salvatore these will be voted as one motion. David read the list.

MOTION moved by Mr. Salvatore to accept with thanks the following gifts, seconded by Mr. Gallivan VOTED 4-0-0

#### COA Gift Donations

- |                                 |                 |
|---------------------------------|-----------------|
| 1. Judith Hunk                  | \$25.00 (10-8)  |
| 2. James & Mary Connell         | \$50.00 (10-9)  |
| 3. Andrea Jones                 | \$50.00 (10-10) |
| 4. Elizabeth Donovan            | \$60.00 (10-11) |
| 5. George & Cynthia Weiflenback | \$50.00 (10-12) |

6.	Dana Anderson	\$25.00 (10-13)
7.	Michelle Wells	\$45.00 (10-14)
8.	Trisha & Bruce Carney	\$75.00 (10-15)

## **MINUTES**

MOTION moved by Mrs. Mackenzie to approve the minutes of September 17, 2019, seconded by Mr. Gallivan VOTED 4-0-0

## **Town Administrators Update**

Mr. Johnson talked about the Boyden School meeting regarding the 40B on Summer Street. I think it will be well attended. Ben Barrett Walpole Media will record. The developer of the 40B is holding this meeting. It is at 7pm Wednesday night October 2<sup>nd</sup>.

MBTA- The court issues a decision last week granting the defendant's motion to dismiss the town's request to reduce the speed limit from the stadium to the center of Walpole. We issued a request for an injunction. They complained about the speed limit request. The court ruling is attached. We continue to try but not getting anywhere.

Stadium Parking- We continue to deal with stadium related parking issues as a result of the enforcement directive the board gave to me a few weeks ago. We are now dealing with six lots that were not in compliance. We are going to be issuing letters to them. Just a reminder that you need to be in compliance.

2245 had 71 vehicles and are only permitted 45  
 2255 had 97 vehicles and are only permitted 50  
 2265 had 50 vehicles and are only permitted 34  
 2275 had 82 vehicles and are only permitted 80  
 2295 had 91 vehicles and are only permitted 77

MOTION moved by Mrs. Mackenzie to adjourn at 7:40pm seconded by Mr. Gallivan VOTED 4-0-0