

A Regular meeting of the Board of Selectmen was held on Tuesday, April 15, 2014 beginning at 7:00 p.m. Mr. Berry and Mr. Timson were absent. The following members were present.

Mark Gallivan, Chairman
Nancy Mackenzie, Clerk
Clifton Snuffer

Also present:
Michael Boynton, Town Administrator

Mr. Gallivan called the meeting to order followed by the Pledge of Allegiance.

ANNOUNCEMENTS AND PROCLAMATIONS

4-23 Proclamation

Mr. Boynton asked for a moment of silence in memory of the victims whom were injured and those that past away during the Boston Marathon 2013.

Mr. Boynton read the proclamation for Arbor Day into the record.

MOTION moved by Mr. Snuffer to sign the proclamation for Arbor Day, seconded by Mrs. Mackenzie, VOTED 3-0-0

SPONSORED AGENDA ITEMS

4-24 St Opening Permit, Washington Street

Mr. Boynton noted this is less than one year from paving. Attorney Macchi asked what the requirement of the vote is. Judy Fontes and her counsel and the contractor are present. Several years ago her husband died at 58 suddenly. She went to market the property as she has a son with a severe disability; she was under the impression that she could not develop it. She is really desperate and asked if she could go for a variance. John Anderson had done a plan and determined that during the hiatus period after 1989 that was done. Submitted a permit to the Bldg Inspector and he agreed that a permit could be issued as it could be built. She has a potential buyer for the property subject to the Water and Sewer being installed. There is a sewer line in front of it. I am here today on behalf of Jean, the delay in not doing it sooner is because she thought she needed a 100% lot. The Fontes family has been paying taxes on it as a buildable lot. T. Engineer has comments which are crucial to you, she wants the bond to stay on thru 2018. The person who is looking to buy it counsel is present. To hold the property for another 4 ½

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years would be difficult for the family. The town would be well protected and help a citizen.

Mrs. Mackenzie stated initially I hate this, we have the moratorium for a reason, the roads supply the town. No one has ever said they would bond for the entire time. The applicant will be responsible for maintenance. Who is pulling the bond? Attorney Macchi stated the new owner.

Ms Walker explained typically the bond is by the applicant, the contractor doing the work. There is no way to obligate anyone else. Mrs. Mackenzie wanted to know if they are willing to stipulate that you will not look again until after 2018.

Mr. Snuffer noted when the 80% designation came into being, that is 1980's, did that create a subdivision. That 20 years that it was available for sale. What was the time frame for sewer passing that area? PM I would suspect there were a number modifications of that plan. When the sewer was there, probably before this. As far as Judy getting this from the family. It is occupied by a barn The opportunity to sell is for how long. PM she started looking at this a couple of years ago but she stopped. I had to go back and create a brief. Had to go thru the bylaw. They came to me believing they needed a variance. It was noted this lot is requiring a few curb cuts. What is the site distance from the proposed drive way to the centerline of Peach Street? Attorney Macchi does not know, if you need that I would ask you to continue this. Mr. Snuffer questioned if there was any perc test done. Attorney Macchi stated we would have to explore that with the BOH. Discussion regarding the amount of the bond. Ms. Walker noted the minimum would be \$10,000. Attorney Macchi asked if the Board would continue the discussion. One of the neighbors is aware of this and he is not happy about it. It is not a published notice.

The Board continued the discussion and attorney Macchi will call when he has the information the Board is asking for.

4-25 and 4-26 Gift Acceptances, Spring Brook Project

Ed Forsberg is representing the Walpole Lions Club. They are donating \$5,000 to cover the cost for construction of a Ramada. (gazebo) There will be no floor it will be a stone dust base. They hope to have picnic tables there. The construction will be all red cedar. They feel it will be a great addition to the downtown. Somewhere people can eat lunch. It will be in memory of lifetime member David Murphy.

MOTION moved by Mrs. Mackenzie to accept the gift of \$5,000 from the Lions Club for the Ramada Gazebo at the Spring Brook Project in memory of David Murphy, seconded by Mr. Snuffer, VOTED 3-0-0

Beth Pelick is representing the Walpole Chamber. She explained their donation from various donors totals \$13,290.00. These funds will be used to purchase lanterns for the bridge area.

MOTION moved by Mrs. Mackenzie to accept the gift in the amount of \$13,290 from Various donors (Dedham Savings, Alan Boyd Family, Chamber of Commerce, Friends of Walpole Elders, Dick Power, Verderber Real Estate and Beth pelick Verderber Real Estate, for the Spring Brook Project, seconded by Mr. Snuffer, VOTED 3-0-0

Mr. Forsberg explained the only thing we have to do is put the handicap railings on, and with the light situation set we can dig and get the base for them. This has been a plan of MPIC to enhance the center of the town. Have had a lot of positive feedback on it. Provided a rendition of the bridge. If people want to make donations who should they contact the Lions, Chamber or MPIC. Like to put some nice picnic tables in their eventually. Right now we are putting benches in there. Hope it attracts people. A memorial bench costs \$1,000 and a lantern is \$2,600.

Mr. Boynton wanted to recognize the outstanding volunteer work of three individuals in particular; that being, Dick Power, Dick Nottebart and Ed Forsberg. This is all volunteer work. This has been a true community project. Not just a need thru capital budget. The community leaders have gotten behind. There have been a lot of staff members who have also been involved. But a true tip of the hat to these three volunteers.

Mr. Forsberg talked about the great assistance from the Northeastern students. We had contractors doing a lot of work for free. A lot of former students helped the NE students. A lot of volunteers. The project total would be equal to \$200,000 or more. It has been great. Will put the name of those involved on a plaque. Everyone in town hall has helped us, the Norfolk county engineers helped out. A lot of help from a lot of people. Hoping to have a dedication on Walpole day but that is too soon.

4-27 MSBA Fisher School

Letter to MSBA regarding the Fisher School Roof /boiler/window project.

The Board received a letter from MSBA stating the cost of the project has increased from \$1,500,000 to \$1,933,936. The letter to the MSBA from the Board states that the town voted under Article #13 of the 2013 Spring Town Meeting to authorize the Treasurer to borrow \$3,506,000. The town's bond counsel has advised that the language is broad enough to permit the application of \$1,933,936 to provide the revised amount of the Fisher School Project. Mr. Boynton is asking for the Board to authorize the Chairman To sign the letter.

MOTION moved by Mr. Snuffer to authorize the Chairman to sign the letter to MSBA regarding Fisher School Project, seconded by Mr. Timson VOTED 3-0-0

MEMBERSHIP APPOINTMENTS

4-42 Gary Riggot, Conservation Commission

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Gary is seeking a seat on Conservation. He has been to a few meetings and it is his understanding you need to understand environmental laws. I will be on a learning curve. I have worked with many of the members of the Commission and Landis. Did a survey of trail on Sexton Farm Road. I became aware of it through Richard Adams. There is a development off High Street and just walked the Bay Circuit Trail to see how the trail has been impacted by the development. By being on the Trail Committee it could be helpful when projects near the trail come forward.

MOTION moved by Mrs. Mackenzie to appoint Gary Riggot to the Conservation Commission as a Regular member, seconded by Mr. Snuffer, VOTED 3-0-0

Mrs. Mackenzie asked Mr. Sullivan if he is running for Sewer and Water and Conservation Com. Mr. Sullivan stated, yes you can. Mr. Snuffer noted that Roger Turner does.

4-43 David Sullivan, Conservation Commission
Seeking the associate membership seat.

MOTION moved by Mr. Snuffer to appoint David Sullivan to the Conservation Commission as an associate member, seconded by Mr. Gallivan, VOTED 3-0-0

Linda Garr, Board of Registrars

Linda has been on Board for more than 20 years and wishes to continue.

MOTION moved by Mrs. Mackenzie to appoint Linda Garr to the Board of Registrars as a Regular member, seconded by Mr. Snuffer, VOTED 3-0-0

Mark Almeda, Historical

Mark Almeda, my last seven years has been architectural preservation. Served six years as a member of the Historical Commission as an associate member. Mr. Snuffer likes having his expertise on the commission.

MOTION moved by Mr. Snufferto appoint Mark Almeda to the Historical Commission as a Regular member, seconded by Mrs. Mackenzie, VOTED 3-0-0

Michael Amaral, Historical

MOTION moved by Mrs. Mackenzie to appoint Michael Amaral to the Historical Commission as a Regular Member, seconded by Mr. Snuffer, VOTED 3-0-0

Mr. Amaral is the former chairman of the Commission and seeking re appointment. I have been on for seven years. I took over the chairmanship when Mike Gallahue left town. They are currently working on Union Station, worked out a deal to put the station on the National registrar. Hope that will get moving, that could take up to two years. I am on the MPIC serving as the Historical Com member. Decided to rewrite the plan to bring it more up to date on Cultural resources. I would like to further educate people in town of historic districts. Getting possibly a student involved. Maybe as an associate

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member. Reviewing the historic marker at the Bird Endean mansion. Toll bros had agreed to complete a walkway and they have not yet. If the police move out of the old town hall. It is on the Registry. Want to stay involved with these things.

David Lehto, Historical

Mr. Lehto stated this is new for me, I am live time resident and my parents and grandparents were both residents. Mrs. Mackenzie thinks bringing his background would be beneficial. Great balance. He was chairman of the A. Farm and Planning Board. He is currently Chairman of the Board of Trustees at Norfolk Aggie and on e of the original T. Mtg Members.

Mr. Boynton can not say enough positive things about Dave. Above and beyond he is one of the most truest gentlemen. He thinks about the best interest of the town.

MOTION moved by Mrs. Mackenzie to appoint David Lehto to the Historical Commission as an associate member, seconded by Mr. Snuffer, VOTED 3-0-0

MOTION moved by Mrs. Mackenzie to appoint David Lehto to the Adams Farm com as a regular member, seconded by Mr. Snuffer, VOTED 3-0-0

Tracey Firth been on since 2009. Mr. Snuffer noted she is hard working been involved in several aspects of A. Farm and making sure it runs well

MOTION moved by Mrs. Mackenzie to appoint Tracey Firth to Adams Farm Committee, seconded by Mr. Snuffer, VOTED 3-0-0

4-28 Change in Manager, VFW

Kevin Smiley, seeking to be the new manager. James was called to Baltimore to start the police academy and he is looking to be his replacement. All the paperwork is in order.

MOTION moved by Mrs. Mackenzie to appoint Kevin Smiley as the Manager of Record for the VFW located on Robbins Road., seconded by Mr. Snuffer, VOTED 3-0-0

4-29 High Oaks LLC

Mr. Boynton noted that part of the approval of the High Oaks IV subdivision was to have a ball field built on one of the lots. The Planning Board agreed to modify the decision and the funds will be used for field maintenance and update. It is being deposited into an account established for this purpose. The town may possibly acquiring the land on RT1A for fields. It will be approved by this board do spend the money out of this account.

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MOTION moved by Mrs. Mackenzie to accept the gift of \$200,000 from High Oaks LLC in lieu of construction of a ball field and other amenities on lot 115 as stipulated in the Modification decision for High Oaks IV voted on February 20, 2014 and recorded with the Town Clerk on March 6, 2014 to be used for field maintenance and update. Thanks to the Planning Board for working through this process, seconded by Mr. Snuffer, VOTED 3-0-0

Liquor License, additional licenses.

The board did get some information back. The response back states that site specific license move more seamlessly thru the process. The other point is an additional application would not necessarily make it difficult to seek another license.

A request for a home rule petition must go thru town meeting. Mr. Snuffer thinks when you take a look at this. That it speaks to this Board's need to have a dialogue to licenses in general and how we want to approach them. We can look at it as part of a growth aspect. Solicit input from different people. Mrs. Mackenzie spoke of her thoughts having a business owner who is looking to move ahead. Do you think we should let this go forward and then look at requesting the EDC to put together a proposal for us as to which way we should be going? She would not want to damper or put a strain on someone who is continuing to grow.

Mr. Boynton spoke in the context of the item before the Board whether to recommend Favorable Action. The issue the Board has is do you want to see additional licenses in town. At this time you can't have the EDC weigh in. This is a longer term issue, that the BOS would want input for. The article at hand, additional licenses are necessary for that location or not. In the context of the petitioner, followed the process and has a favorable action from Fin Com. It would not hurt the town's chances to acquire additional over quota licenses for a later time. Mrs. Mackenzie would like to charge the EDC making this their number one priority. Time frame that they come back and report to us, pro and con. Have them do the leg work. Mr. Snuffer believes the applicant indicated some willingness to allow this to go forward in the Fall and to become part of the Board's discussion. I currently would vote no. Mrs. Mackenzie would hope that at our next meeting create an initiative I want a comprehensive study of this. I would not want to rush along to get on for the fall. I think something for the town they can give us a good analysis. I would be in favor of the private petition. Mr. Gallivan suggested the Board wait until next meeting to vote.

4-31 5K Road Race, Boyden School

MOTION moved by Mrs. Mackenzie to approve the request to hold a 5k Road Race on October 25th at Boyden School seconded by Mr. Snuffer, VOTED 3-0-0

4-32 Run/Walk May 18th

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MOTION moved by Mrs. Mackenzie to approve the request to hold a run/walk on May 18th as requested, seconded by Mr. Snuffer, VOTED 3-0-0

4-33 5K & Kids Fun Run

MOTION moved by Mrs. Mackenzie to approve the request to hold the 5K and Kids fun run on June 28, 2014, seconded by Mr. Snuffer, VOTED 3-0-0

4-34 5K, for Night Before the Fourth fundraiser

MOTION moved by Mrs. Mackenzie to approve the request to hold the 5K race through the Town Forest on May 18, 2014, seconded by Mr. Snuffer, VOTED 3-0-0

4-35 Renewal of Junk Dealer/Junk Collector licenses

Mrs. Mackenzie talked about the cataloging of jewelers See if the police dept is requiring that information. Bring back to next meeting.

4-36 Live Music, Sportsman's Assoc

MOTION moved by Mrs. Mackenzie to grant a Live Music permit to the Sportsman's Assoc for May 3, 2014, seconded by Mr. Snuffer, VOTED 3-0-0

4-37 The Sportsman's Association withdrew the request for live music for May 17th

4-38 Norfolk Aggie, Use of Old Fisher Ball field

The Board received the annual request to use the Old Fisher Ball field for parking. Mrs. Mackenzie noted they have grass areas and this is a ball field. We take care of this land. Why aren't they are parking on theirs.

MOTION moved by Mrs. Mackenzie to deny the use of the Old Fisher Ball field by the Norfolk Agricultural School on June 4, 2014 for parking for Graduation night.
(The motion was not seconded)

***Ask this to be added to the things to discuss. They will send a letter to them that although we are approving, a detailed parking and please identify parking you might have on your own property.

Mrs. Mackenzie withdrew her motion

MOTION moved by Mr. Snuffer to approve the use of the ball field, seconded by Mr. Gallivan, VOTED 3-0-0

4-39 Use of Stone Field

MOTION moved by Mrs. Mackenzie to approve the use of Stone Field on April 26, 2014 for a kickball game fundraiser after communication has been conveyed to Walpole Youth Football, seconded by Mr. Snuffer, VOTED 3-0-0

4-40, 4-41 Gift Acceptances

MOTION moved by Mrs. Mackenzie to accept the gifts for Fire Dept Gift Account, from SM Lorusso & Sons for \$500 with thanks, seconded by Mr. Snuffer, VOTED 3-0-0

MOTION moved by Mrs. Mackenzie to accept the gift Council on Aging, Bird Middle School Jean Fund for \$100 with thanks, seconded by Mr. Snuffer, VOTED 3-0-0

4-44 Walpole Day

MOTION moved by Mrs. Mackenzie to approve Walpole Day and the parade on May 17, 2014, seconded by Mr. Snuffer, VOTED 3-0-0

TA Update

Route 1A Land process-DCAM is going through the process. It may be longer than first thought.

Mass DOT Pothole Program- Mass DOT has allocated millions for pothole work. We will do as much work as we can. What you see on this page is the limit. They have to be submitted to DOT by June 30 and work has to be done by Sept 30. Hope to reimburse by Nov 30th.

MOTION moved by Mrs. Mackenzie to support the list of streets, seconded by Mr. Snuffer, VOTED 3-0-0

Downtown project-DPW has had several meetings with business owners and merchants. Great feedback limited in scope of what we can do. Many comments reflected long term desires. Meeting with DOT on Thursday for some updates.

NEW BUSINESS

The lights on Pine St and Rt1, the wind has blown them crooked. The ones coming out of Pine St. need to be fixed.

Will bring the Municipal Facilities financial and timeline back to the Board for discussion.

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MOTION moved Mr. Snuffer to adjourn at 8:50 p.m., seconded by Mrs. Mackenzie,
VOTED 3-0-0