

A Regular meeting of the Board of Selectmen was held on Tuesday, August 21, at 7:00 p.m. in the Main Meeting Room of the Town Hall. Mrs. Mackenzie was absent. The following members were present:

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

Also present:
James Johnson, Asst. Town Administrator
Cindy Berube, Executive Assistant

Mr. Kraus called the meeting to order at 7:09 p.m. followed by the Pledge of Allegiance.

Announcements:

Employees of the Month for Sal Genovese and Josh Cole

Sponsored Agenda Items

8-10 Walpole Youth Football, One day Beer and Wine

Mr. Johnson stated this is the same event as last year, same set up as last year, serving beer and wine in roped off area and the servers are TIP certified professional.

MOTION moved by Mr. Berry to approve the one day Beer and Wine license for Hugh Deery/ Walpole Youth Football and Recreation on October 13, 2012 from 1:00 to 5:00 p.m. on the Stone Field subject to the selling and drinking of Wine & Malt be within the enclosed tent area on Stone Field during the country fest and there be one detail police officer present one hour before and after the selling of Beer and Wine, seconded by Mr. Gallivan, VOTED 3-0-0

8-11 Bird Park, A-Frame Request

MOTION moved by Mr. Berry to approve the holding of a concert in Bird Park on September 8, 2012 from 4:30 – 6:30 and to place an A-Frame sign on the town common from September 1 to September 8, seconded by Mr. Gallivan, VOTED 3-0-0

8-12 Request to operate livery in town boundaries

The Board has further questions on this request.

8-13 Blessed Sacrament, use of parking lots

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MOTION moved by Mr. Berry to grant permission for the Church of Blessed Sacrament to use Town parking lots at the pool and town hall on September 23, seconded by Mr. Gallivan, VOTED 3-0-0

8-14 Boyden School Fun Run

MOTION moved by Mr. Berry to approve the request for the Boyden School Fun Run and sign, seconded by Mr. Gallivan, VOTED 3-0-0

8-15 Gift Acceptance

MOTION moved by Mr. Berry to accept the gift for the COA building fund from Helen Ryan with thanks, seconded by Mr. Gallivan, VOTED 3-0-0

8-16 Bid Award

MOTION moved by Mr. Berry to award bid No. 2013-04 to AD&T Enterprises Inc., in the amount of \$62,469, seconded by Mr. Berry, VOTED 3-0-0

Mr. Kraus questioned if the town had ever used the company before and Mr. Johnson told they had and there were no problems.

8-17 Bid Award

MOTION moved by Mr. Berry to award bid 2013-01 to Road Way Maintenance Services, Inc for three years, seconded by Mr. Gallivan, VOTED 3-0-0

8-18 One day outdoor Malt license

MOTION moved by Mr. Berry to approve the one day Malt license for British Beer Co. on September 23, 2012 subject to the beer tent in the parking lot being enclosed, secured area with an entrance where ID can be checked and only those of age allowed to enter. All beer sold must be consumed in the tent, seconded by Mr. Gallivan, VOTED 3-0-0

Mr. Timson arrived.

One day entertainment license

MOTION moved by Mr. Berry to approve the one-day entertainment license in the Parking lot of British Beer Co. on September 23 from 11 a.m. to 8 p.m. subject to the condition the music may not be heard at a distance beyond 100 yards, seconded by Mr. Gallivan, VOTED 4-0-0

Mr. Timson wanted to make mention of an event that took place over the weekend. All the volunteers at Blackburn Hall went to the Paw Sox's game and the reason is because our T. Administrator was able to have a bus donated by Connolly bus for the day. They did this without any pay. It would not have been possible if the bus was not donated. A

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thanks to Aicha Kelley, who runs that program under Josh Cole and thanks to Connolly bus publicly.

OPEN FORUM

No one present

NEW BUSINESS

Mr. Berry-wrote a letter to the editor last week about the library landscaping, it was since cut by the contractor last week and it will be replaced with new sod. It became an eyesore. Want to let people know why the landscape is the way it is.

OLD BUSINESS

Mr. Kraus read the following Declaration.

I hereby declare that:

- Under G.L. C.30A, §21(b)(3) and (4), the purpose of the executive session will be to discuss litigation strategy regarding litigation known as; Allied Recycling Center, Inc. v. Delmar. et al., and the Town of Walpole, Middlesex Superior Court C.A. No. MICV201 -03591; and Commonwealth of Massachusetts v. Allied Recycling Center. Inc. and Recycling Walpole, Suffolk Superior Court C.A. No. SUCV2010-00811; and
- A discussion of the litigation strategy in open session could compromise the purpose for the executive session; and
- The Board shall/shall not return to open session at the conclusion of the executive session.

MOTION moved by Mr. Berry that the Board of Selectmen go into executive session, under G.L. C.30A, §21 (a)(3), regarding litigation concerning Allied Recycling Center, as identified by the Board's Chairman, concerning land on Main Street, for the purposes and reasons declared by the Chairman, with the Board to return/not to return to open session at the conclusion of the executive session, seconded by Mr. Timson

ROLL CALL VOTE Mr. Timson-Aye, Mr. Gallivan-Aye, Mr. Berry-Aye and Mr. Kraus-Aye

The Board moved out of Executive Session for the purposes of adjourning.

MOTION moved by Mr. Berry to adjourn at 8:06 p.m. VOTED 4-0-0