

The Board of Selectmen met on Tuesday, November 21, 2017 beginning at 6:30pm in the Main Meeting Room of the Town Hall. Mr. Kraus and Mr. Salvatore were absent; the following members were present.

Mark Gallivan, Vice Chairman
Nancy Mackenzie, Clerk
Ann Ragosta

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

Mr. Gallivan called the meeting to order at 6:47pm followed by the Pledge of Allegiance.

APPOINTMENTS

11-15- Dog Hearing

Attorney Brian Riley from Kopelman and Paige was present.

MOTION moved by Mrs. Mackenzie to open the Dog Hearing regarding a dog named Sebastian located at 915 East Street seconded by Mr. Gallivan VOTED 3-0-0

Attorney Brian Riley from Kopelman and Paige stated the notice went out to the dog owner. He will swear in anyone who is going to testify. He asked them to raise their right hand. He swore them in. What triggered this is a complaint by the Animal Control officer John Spillane.

Mr. Spillane informed the Board he has had a lot of problems with this dog he has bitten 4 times including me. The last incident took place two weeks ago. It is a Pitbull breed. Attorney Riley there was a second Pitbull. Mr. Spillane stated that dog is a sweetheart. He returned the other dog to the owner. Attorney Riley so we are here regarding the one named Sebastian. No questions from Board. Mr. Spillane stated his recommendation is euthanize the dog. He is a scary dog. You may have people here that have had issues. Attorney Riley, how much does he weigh? Mr. Spillane said about 70-80 lbs. He is a male solid as a rock.

Officer Magganello with WPD. I dealt with this dog on 6/9/2015. A couple years back. We were there for unwanted party, turned domestic. We went in to the basement were she said her son was. We found her son barricaded in the basement in his bedroom. When we got to the bottom of the stairs he had a cellphone and unknown weapons in the bedroom behind him. We have been in this house before for previous incidents. The son put the head of the Pitbull out on his leash and he was about 10' from him, we told him to put the Pitbull back in the room. If he did release the Pitbull we would put him down. He did so and we ultimately arrested him. He was using that dog as a weapon against us. Attorney Riley you are familiar with the dog. The officer is familiar with this dog. Attorney Riley has there been any other incidents with this dog.

Every time we go there the dog is the first priority for them as he is the most dangerous in the house.

Officer Patrick O'Connor has had two incidents with this animal and only working here for 1 1/2 years and on 8/15/17 we went there as DCF had a custody issue with the people in the house. Called us for assistance, it is fairly normal; they had been threatened with the animal. They were told to leave the property or the animal would come out. We were already familiar with the animal. People in the house were not cooperative, the dog was brought out on a chain as a threat towards me and other officers and then the front yard, held by the owner, and it was lunging towards us. If it had not be restrained it would have been shot. No One wants that to happen. Verbally convince them to bring the dog back inside. The two DCF workers had to leave they were so shook up.

The second instance on Oct 30 2017 we got a call that a person had been bit by a dog on East Street across the street, he was walking on East Street the dog came off the property and across the street and we went to assist John Spillane. Then we got a call from another person on Maple Street, who had been bit by the same dog. Two victims within 5 minutes we had 15 officers looking for the dog that call which lasted almost 2 hours trying to get the dogs. Multiple times the dog was charging the officers. It came to the point where several officers almost had to shoot them. No one wants to see that happen. Attorney Riley, the people that were bit, was the dog off its premises? Yes both times, one on the sidewalk almost on town property and one on Maple Street the neighborhood behind the house.

Mrs. Mackenzie in the notes we have from the 8/15/17 event it says she was arrested for a dangerous weapon. Officer, yes using the dog as a threat to harm other officers and the DCF workers as well as myself.

Ms. Ragosta with respect to the investigation is it your understanding

1. The dog was protecting or defending itself, its offspring, or another domestic animal or a person from attack or assault. Officer answered no.
2. The person who was attacked or threatened by the dog was committing a crime upon the person or property of the owner or keeper of the dog? Officer answered no.
3. The person attacked or threatened by the dog was engaged in teasing, tormenting, battering, and assaulting, injuring or otherwise provoking the dog? Officer answered no.
4. At the time of the attack based on you interview of the victims, the person or animal that was attacked or threatened by the dog had breached an enclosure or structure in which the dog was kept apart from the public and such person or animal was not authorized by the owner of the premises to be within such enclosure including, but not limited to, a gated, fenced in area if the gate was closed, whether locked or unlocked. Officer answered no.

Summer Mattera, Resident of 12 Bristol lane, told the Board about an event that took place with her. She was running on the opposite side of East Street and she saw him running around his property. He came flying out of the door. He saw me and crossed 2 lanes of traffic, a boy that lives there got out of the shower with a towel to get the dog and he ran back into the house to get pants on. The dog was lunging at me. I went in to the street and the car stopped and I got on

the hood of the vehicle the son came out of the house. He ran away from the owner as well. I will never run down that street again.

Mrs. Mackenzie, have you ever experienced that running around Walpole? Summer, No it was awful that dog was one of the scariest things I have ever seen. It happened in early August/September 2016.

Eleanor Paris 915 East Street, I am the owner of Sebastian and Remy, and the dog she is talking about is Remy more of a puppy than a dog not Sebastian. She was chased by Remy. The doors have been fixed since then. I do not think that it is right that Sebastian bit. I think that a lot is missing. I have two witnesses; on the date of October 30th on the day he has a split on his face. Remy was smashed in the face with the shovel. John held him at the Kennel so I would sign Sebastian over. In these days they have been gone and talking to neighbors, I am really sorry Sebastian did what he did. Four days ago Remy was returned to me. I am sorry Sebastian bit someone, and I will state for the record that but he does not like the police at all he has bad experience with them and they have been aggressive with them since 6 months old. Dogs do not forget when they are hurt. I do not hurt my animals. I take care of my animals. Yes this situation got out of control, I was not home number 1, at the doctors, and there is a witness told her they saw the Walpole Police Dept. enter my home. Now, I had court for the incident for 8/15/17 on that Thursday and missed court because I had to be seen at the hospital I didn't make it. I went Friday Morning to clean up the warrant. This is my theory, I believe the WPD felt that I had a warrant that Monday and was seen entering my home, and no one was home. All the doors were secured. The back door was unlocked because my keys were bent. I also have a Chihuahua who is 2 lbs. big and is not able to get down from my bed. I have videos and photos on my phone and I have a lot of people that will verify. I have a lot of people that will verify that, they were beaten with shovels. Remy needed stiches, it was too late and to keep it clean. Sebastian was wacked with a shovel as well, I believe when he ran to these people and they tried to capture them and they were scared after being beaten with a shovel. Sebastian is not a vicious dog, yes he has bitten. I cannot explain how sorry I am. I provided in May a little type of behavioral evaluation with Mr. Trevor Brown. She has a witness that works for Norfolk County Vet and they work very well with Sebastian, and they are in shocked that this happened. There are a lot of parts missing out of it. Four witnesses who saw the incident with John. I have had a good relationship with him. I do not have anything against him. The day he bit Mr. Spillane was the first time that Sebastian had ever bit someone. He had a chain in plastic and he was beating him and he bit Mr. Spillane on the arm. I rushed to the scene. He had marks all over his back. I do not think it is right he was bitten. I feel like Sebastian when he feels threatened he bites. There was another man that was on my property. He was bitten in the ankle and he is very protective.

Ms. Ragosta, I am a dog owner I know it is a very emotional hearing. None of us want to be here making this decision. We hear you say there are other circumstances. I would like to go back to the incidents. There are other victims that have been bitten or potentially bitten off the property. How does he continue to get off the property? Ms. Paris there was a problem with the door and we just had it fixed. I was unaware of it. I have 5 doors. I had to secure all the doors and replace 3 knobs because one of them with the wind was opening. On the 30th of Oct there is no way these dogs got out of the house on their own. The WPD were in my home, they

do not like me because of an incident. They don't like me and they hate this dog. When I was arrested and he drew his gun and went to the dog's cage and was going to shoot the dog and he was ready to kill my dog. If you come in this property they showed me documents for the 16th but it was the 15th. The paperwork I had was for the 16th signed by a judge on the 16th. So I shut my door and I was no cooperating and that if anyone comes in my home, I said that my dog would bite.

Ms. Ragosta do you have a fence on the property? Ms. Paris No, we just put in an electric fence and has not put the collars on them yet. I spoke with this place in Westwood and they are willing to build a kennel for Sebastian, anytime I want to and also I put a down payment so Sebastian is going to behavioral specialist to be evaluated. Then based on that I would make a decision whether to keep him home or euthanize him. I do not feel he is vicious. Ms. Ragosta, a dog can be dangerous not vicious for a whole host of reasons not the least of which is the owner. Ms. Paris understands that. He appears to be a menace to the neighborhood. That is why we are here tonight. People recognize there could be a whole host of reasons. The fact remains the dog bit people that were not on the property and were not being threatened. Ms. Paris he was beaten then captured then bit. My neighbor was the one that captured them. Both dogs were beaten with shovels and one has a split open face. There is a lot missing out of this incident. I was not home to see it. I purchased a huge inside cage so they will be in my room. They were all in my bedroom. I want to say the incident lasted an hour. I am very sorry for the families that were bitten by Sebastian, I want to go and speak with but I want them to know that they were both beaten by shovels. If Sebastian is so vicious, dangerous, John could not go in and out of his cage to feed him. He is covered with feces and urine and he has been there for 22 days. The State of Mass removes animals from situations like that.

Mrs. Mackenzie noted she saw him yesterday he was clean. Ms. Paris I have videos. Ms. Ragosta when you say he was covered in feces when was that? Ms. Paris when I went to pick Remy up at the Kennel. Remy had been there since the 30th of October. So he was there for 2 weeks. Ms. Ragosta what did you observe? Sebastian was covered in urine and feces. I have pictures and video and that really hurt me.

Mrs. Mackenzie, I do have observations, I am sorry that your dog is biting people our job is to ensure the safety of the community, and we cannot allow him to continue to bite people. The next time it could be small child. I cannot allow the dog bite or harm someone else. There cannot be a fifth time. You just can't have a dog that is biting people and that people afraid of. Then to hear someone, which do it was doesn't matter. The women jumped in front of traffic just told us she got up on the hood of a strangers car. That is fearful, that happened a year ago. Ms. Paris, Sebastian instead of getting him euthanized. I would like him to be signed over to a Pitbull sanctuary where they work with dogs. He needs help; they need to figure out why he responds this way and they work thoroughly with Pitbulls.

Attorney Riley, how old is Sebastian? Ms. Paris, he is 5. Ms. Ragosta, you have in mind a Pitbull sanctuary do you know of one. Ms. Paris, there are a few of them one is in Worcester. Ms. Ragosta, have you reached out to them? Ms. Paris, yes. Ms. Ragosta asked do you have any information tonight. Ms. Paris no. Mrs. Mackenzie wanted to know how long has he lived in Walpole, Sebastian? Ms. Paris four years and he was in California for one year.

Kyle McDonough 103 School Street, my property runs behind 915 East St. My 1st interaction with the dog me my brother and friends were on our deck and the dog came over and charged we had to put chairs to keep it away and someone came and start yelling at the dog. The dog took off to another yard on June 20th of this year. The 2nd interaction I pulled into 919 East Street it is the empty lot next to where the dog lives there is a grass strip between the homes and I was going to mow the lawn and get out of the truck and I am pinned against my truck no warning and I see Sebastian has latched onto my calf not my ankle. Lorenzo her son was outside and came around my truck and Sebastian bit my calf again. He crunched all the muscles. There was no warning of any kind; I was not on her property. The dog thinks the entire neighborhood is his. I have had several people running through my yard screaming. I did witness and instruct the officers of the location of the dogs, I drove by 915 East Street and the door was wide opened. I saw Remy and Sebastian both un-blooded no marks and lunging at my truck. I told the officers were they were. I told them they were in the neighbor's yard. I am tired of it. I have a 10-year-old daughter and we had a party on the 28th of July and I had people on guard we had to make sure that everyone was safe. My neighbor tells the kids to jump into the pool and scream for help if the dog comes in the yard. I cannot risk that. The people in the neighborhood they are perceived as a threat. I do not want to see him die but I do not want to see him returned to these people. If you do, it will get out and cause harm.

Mr. Gallivan entered his letter and photos into evidence.

Mr. Spillane, I was sworn in to tell the truth, and I am listening to this stuff going on there was no mark on the dogs. The dog did not need stiches. He had a little scratch. They were not hit by anyone with shovels. The dog bit me on the calf. I had a steal wire to catch the dog. I went after the dog to catch him. The dog turned on me and bit me on the legs. The two people that got bit they were not trying to apprehend him they were walking down the street. The dog was covered with Feces, that is an outright lie.

Ms. Ragosta, Ms. Paris that is a separate issue. Ms. Paris left the room. Ms. Ragosta wants to comment for the record there seems to be many incidents, where there were opportunities for a justifiable shoot of the dog. They were averted. I think at some point these comes to a conclusion that needs to be drawn. There was a lot of restraint with this dog with law enforcement situations.

Laurie Norber, 45 Mass Ave, I took a lot of issue with what is going on up here, I grew up in the 90's we had a dog named Buck. He would get out to the town forest. Felt that the woman with the incident is not relevant. I personally know Sebastian and he is a sweetie. The head of the Police officers that day walked in with his gun and said were is that F..... dog I am going to shoot it. I am here to say that euthanize is not the answer for it. A dog is like a small child. It is up to their owners. They do not know any better; it is how you train their animal. There are some people do not treat dogs well. Something needs to be done about Sebastian. It is not fair to take his life. He does not know anything more than the surrounding. He is mentally a puppy if she is willing to have him get behavioral training.

Ms. Ragosta with all due respect whatever we decide to do, we are beyond, and the evidence shows the dog is a menace to the neighborhood. At least two were bit. Ms. Nober I take issue with that. A dog does not know right from wrong. I think it is unfair to take his life away. Ms. Ragosta thinks it is a restraint from the police and John Spillane not to shoot the dog at the time when they had ample opportunity.

Trevor Brown, 40 Lewis Ave. I have spent 6 years working at Norfolk County Veterinary, and almost 2 years volunteer for service dogs program. . I really think it would be a good solution to let the dog go to a rescue place. I think the dog is young enough to get trained. To retrain its behavior. It is a high-energy dog. I would not describe this dog as dangerous. I have known him since my Jr. Year in High School. I have taken him for hikes, walks. He is not dangerous. He is high energy. But I think if given the opportunity, he would respond well to training. Behavioral retraining is the best. I do not think euthanization is the right call. Behavioral retraining would be the best.

Mrs. Mackenzie, what is your certification at the Veterinarian place, I am a Vet Technician assistant. Mrs. Mackenzie so you spent time with him outside the Vet office. Are you part of his pack? Yes, friend. Mr. Brown the dog is very high energy and if he gets the right training, I think he will respond very well.

Ms. Ragosta, do you have personal experience with these sanctuaries for Pitbulls? Mr. Brown stated no, Labrador services but not Pitbulls. But the rescue organization that specializes with breads they do know what they are doing Ms. Ragosta have you ever heard of what happens to the dog if it can't be re-trained? Are they kept there as part of the Sanctuary. Mr. Brown, I do not have an answer. Mr. Brown stated he does have a video showing him in Feces. Mrs. Mackenzie we would have to accept the entire phone. Mr. Gallivan we cannot accept that as part of the hearing. Ms. Ragosta it is not part of the hearing but we can discuss. Mr. Gallivan

Lorenzo Lara 16 Garfield Street and I have had this dog most of my life. He has been a part of me. He use to sleep with me and protected me and did whatever he could to help me and he was there when people were not. The Best dog I ever had. On the other hand Remy was my dog, he is there for me but Sebastian is a big dog, protective, did whatever he could he helped me. He went on walks with me when I needed to cool down or needed to talk to someone. I have a short temper. He is a big baby very playful, he has the mind of Remy, playful, energy dog. He would run out the house. Would not really try to bite people, he would run and bark.

Mrs. Mackenzie I am sorry you have to be a part of this. Animals are awesome to have, you as a minor should not have to have a dog that is harming other people and that is unfair to you as a minor and our job is to look out for your safety and other in town. It breaks my heart that you have to have a dog that has been this aggressive and dangerous to other people. I am sorry you had to live with all that. That is not fair to you.

Attorney Riley, you said Sebastian is your brother's dog. Does he live at 915 East St? No California.

Mr. Gallivan wanted to know if they needed to make a decision tonight. I think the dog is dangerous but I am a little bit intrigued, with is it a viable option about the sanctuary for Pitbulls. Attorney Riley, you have heard from people and close the testimony part of the hearing. You are not required make a decision tonight. The only caution having a dog go somewhere else is that if the dog's owner voluntary does that, there is nothing wrong with that. The statue was amended; the Selectmen cannot banish the dog outside of town. If the owner makes arrangements I do not see anything wrong with that. Mrs. Mackenzie my concern does not know what the end game is. Are they going eventually think he is ok and place him? In good conscious about putting the dog somewhere else and that is a worry. This notice was given November 6 there has been time to have brought that information to us and make that request, it is keeping the dog in limbo dragging this out, I do not know that it is fair anywhere. He is an older dog. He is biting on average at least once a year.

Ms. Ragosta wishes she had more information about sanctuary, if they keep the dogs indefinitely. If they keep them indefinitely and not release to the public. It is true you started making inquiries but we do not know that. I am not sure if I am comfortable tonight. I think we are deeming him a dangerous dog. Unofficially we are. I do not know if I want to take the vote.

Ms. Paris, the sanctuaries what they do I spoke with a women on the phone about taking him to Maine or keeping in Maine for himself. All fenced in 4 acres of land. No other animals or people. It is in Springfield Maine. There are 3 Pitbull Sanctuary one reached out to my brother and if he cannot be released into my custody. We would have plan B and C. I have a petition signed by 326 people that signed a petition that they do not want him euthanized because they have physical contact with him. If the sanctuary cannot place him if it is not safe, they keep them.

They work with you and if they cannot place him in a home and keep him. Ms. Ragosta with the extent of time the dog has been there 3 weeks. I do not see the problem holding the dog a week or two. I think the dog is dangerous. Mrs. Mackenzie if we deem the dog dangerous, with Mass law can we send him to another town or out of state?

Attorney Riley the Board cannot order the dog be removed from the town or city and go somewhere else. The dog belongs to Ms. Paris-Lara if she makes arrangements to send the dog somewhere elsewhere, she can do that. If something happened done the road the town would not have issues. Mrs. Mackenzie can we make it so the dog is never allowed back in the town? Is it being guarded in a pen or just sending to someone who is going to be a rescue owner? Ms. Paris it is rehab for dogs. It is not a home. It is for a Pitbull to get better. Mrs. Mackenzie what does sanctuary mean and what are the safety conditions we would be putting the dog in a pen and live at someone else's house.

Attorney Riley if you want to hold off on a vote. That would give the owner as to where the dog would be going and what the conditions be. Would the family relinquish the dog? So it is not a question that it is just staying somewhere for a short time. Mrs. Mackenzie how do we check out that place. Ms. Ragosta, Can we independently review the sanctuary ourselves and have the owner surrender the dog. Attorney Riley, if you determine it is a dangerous dog than the law outlines what the Board can do. However, if they make an arrangement someplace that is

legitimate organization that it can be done as an agreement between the Board and Ms. Paris. Ms. Ragosta I cannot make a decision right now. Mr. Gallivan suggested they continue the hearing.

Jim if we can work out the details with Ms. Paris, the town will never come back to the Town, and owner will relinquish ownership of the dog and come to an agreement before the hearing is closed. We will settle it. It buys us two weeks. Ms. Paris, I can do it in a week. Mrs. Mackenzie and Ms. Ragosta do not want to release the dog to another neighborhood or community. Ms. Paris, they are not put into a rescue home; they are not put into a rescue home. It is a rehab for dogs with anger or biting issues. We will work out an agreement.

Mrs. Mackenzie noted that rehab makes it sound like the dog would be returned to someone else. Mr. Gallivan you can work with Mr. Johnson and Attorney Riley for an agreement. If there is no agreement, we will continue this in two weeks.

Ms. Ragosta for the record we will not be obligated to accept that option. We need to like the option. We do not have to take any of these other options off the table. Attorney Riley that is correct. You would have the authority to make a decision under the statute. Ms. Ragosta wanted to be sure they would not be jeopardized if an appeal were filed by keeping this open. Attorney Riley this does not jeopardize your position. You would not weaken your position.

MOTION moved by Mrs. Mackenzie to continue the dog hearing to December 5, 2017 at 8:15pm, seconded by Ms. Ragosta, VOTED 3-0-0

Only these three members may vote on this.

11-16 Acceptance of Easements, Chieftain Way, LaCivita Drive

Ms. Walker, Town Engineer explained this is the final step in acceptance of the Roads.

MOTION moved by Mrs. Mackenzie to accept the public way easement and other easements for Chieftain Way and sign the acceptance document and have the document notarized, seconded by Ms. Ragosta, VOTED 3-0-0

MOTION moved by Mrs. Mackenzie accept the public way easement and other easements for LaCivita Drive and sign the acceptance document and have the document notarized, Seconded by Ms. Ragosta, VOTED 3-0-0

11-17 Hearing for New Pole Installation, Fisher Street

MOTION moved by Mrs. Mackenzie to open the hearing on the petition of Eversource to install a new pole at the corner of Fisher Street and Emerald Way, seconded Mr. Gallivan, VOTED 3-0-0

Christine Cosby Eversource petition for new service for Roscommon off Fisher Street.

The homeowner of 355 Fisher Street the pole abuts with my backyard, what this mean that they are putting poles there when there is one at the end of the street. Why can't put the lines on North Street.

Christine Cosby the first pole was relocated for Homestead Way it is dedicated to that development and that next pole is for Roscommon.

Ms. Ragosta, will the wires be going over his property? Ms. Cosby explained the pole will be online with the other poles and they will be on Fisher St. Ms. Ragosta so there will be no wire crossing his property? Ms. Cosby believes that they will be underground. Ms. Walker it had been said the ROW is only 40' they are not sure if it can be underground, and they may need to put a pole further down on Emerald Way. I have not seen any designs. Ms. Walker if they have to put wires overhead they will be above a street or sidewalk.

Ms. Ragosta what is your concern? Will this pole affect my driveway? Ms. Cosby stated the pole is going nearer the Stop sign. Ms. Ragosta wanted to know will there be a line of site issue for him pulling out. Ms. Cosby does not see an issue with a line of Site. Mr. Gallivan, he is concerned it is not going to impact the driveway for line of site. If Maggie looks at it. Work with Maggie and Eversource to deal with the spot.

MOTION moved by Mrs. Mackenzie to close the hearing, seconded by Mr. Gallivan voted 3-0-0

MOTION moved by Mrs. Mackenzie to approve the request of Eversource to install new pole 3/36A with the final placement approval by T. Engineer Maggie Walker, seconded by Ms. Ragosta VOTED 3-0-0

OPEN FORUM

It seems like you are wasting so much time on the issue of the dog. He is dangerous, I love animals. We should not be wasting our resources. I am a taxpayer. I have been bitten myself by dogs. I have no sympathy for dogs that bite. A dog that is vicious there should be no debate on it.

11-18 Plow Rates

Mr. O'Brien is before the Board to discuss raising the rates for the plowing service. Drew hand did a survey of towns and we are behind some towns so we lost some contractors last year. In order to stay competitive with other towns. It is rather modest request.

Mrs. Mackenzie appreciates the comparisons. I do remember we lost a lot of people to surrounding communities last year. It is a \$10 increase. We rely having these independent contractors and they are replacing their trucks and repairing. There was a difference last year.

Mr. Gallivan lives in N. Walpole so when the newbies are running the routes it can make it difficult. Ms. Ragosta, the trailer dump we went up to \$110. Why the \$110 was chosen. Andrew Hand noted there is no increase in that rate.

MOTION moved by Mrs. Mackenzie to approve the proposed Snow Plow rates for 2017-2018 seconded by Ms. Ragosta, VOTED 3-0-0

11-19 Columbia Gas, Street Opening Permits

Dan Kelley Columbia Gas the work we are proposing to on Teton Way is to improve infrastructure to prevent leaks. This is compliance work. An inspection of the Gas Main, one or two small holes, we are not ripping it up with backhoes. At the end of the cul de sac on Teton Way.

Mrs. Mackenzie is opposed to this before June 2018. We do this to maintain the integrity of the road. Unless there is a leak it is next June. Ms. Ragosta wanted to know is there any pressing reason why this has to be done now. Mr. Kelley they are all potential leaks to get the work done before our commit date. Ms. Walker, are they being ordered to do this by DPU. Mr. Kelley, the program was escalated and pressure to get it done faster and that is why they want them done before the end of the year. We have fittings that are not up to the current codes. We want to remediate before there is an issue.

Mr. Gallivan they would be responsible for putting the road back. Mrs. Mackenzie what is the penalty for doing it in June of 2018? Mr. Kelley we can do that.

Rhoades and Elm they are the same things. We had corrosion on the valve boxes. They are past commit and we want to be sure the pipes are being protected.

Ms. Walker noted that Elm St is not a moratorium. That one you do not have to vote on. Rhoades was done last summer. Mrs. Mackenzie so you usually check these every year, any steal coated pipe we put in the ground. You open the box where there are wires. The valve boxes were paved over so they could not check them.

Ms. Ragosta wanted to know if you cut open the boxes would it be for that only small area, just enough to get the box up and flush with the road. Mrs. Mackenzie questioned shouldn't the people paving the road seen that. Ms. Walker usually they do see them but I cannot tell you if it were visible. He was asked if they can this be done in the spring? Mr. Kelley replied he does not work in this dept. but he knows they are already past commit on it. It would be preferred to do this year. Mrs. Mackenzie noted that sounds ok to her, they are responsible for the area during the winter. They were told the standards conditions are they are responsible for at least a year. One condition is that engineering revisit this in the spring.

MOTION moved by Mrs. Mackenzie to approve the request of Columbia Gas for Street Opening Permits for Rhoades Ave subject to the conditions set forth by the Town Engineer as discussed at meeting, seconded by Mr. Gallivan, VOTED 3-0-0

NEW BUSINESS

11-20 Special Hours New Year's Eve

MOTION moved by Mrs. Mackenzie That the Board approve the following hours for New Year's Eve

That on New Year's Eve, no alcoholic beverages be served after 2:00 a.m., that all outside lights be turned off at a closing hour of 2:00 a.m. All patrons to have vacated the premises both in and out by 2:30 a.m. and doors locked. The only persons permitted on the premises after 2:30 a.m. would be the licensee or the employees to perform some task or other work pertaining to the premises' business. Seconded by Mr. Gallivan VOTED 3-0-0

11-21 One Day All alcoholic, Knights of Columbus

MOTION moved by Mrs. Mackenzie to approve the request for a one day All Alcoholic License on December 17,2017 from 1-5pm for the Knights of Columbus, seconded by Mr. Gallivan, VOTED 3-0-0

11-22 One Day All alcoholic, Knights of Columbus

MOTION moved by Mrs. Mackenzie to approve the request for a one day All Alcoholic License on December 10,2017From 1-5pm for the Knights of Columbus Seconded by Mr. Gallivan, VOTED 3-0-0

11-23 One Day All alcoholic, Knights of Columbus

MOTION moved by Mrs. Mackenzie to approve the request for a one day All Alcoholic License on November 25,2017 From 7-11pm for the Knights of Columbus, seconded by Mr. Gallivan, VOTED 3-0-0

11-24 One Day All alcoholic, Knights of Columbus

MOTION moved by Mrs. Mackenzie to approve the request for a one day All Alcoholic License on December 2, 2017 from 6-10 pm for the Knights of Columbus, seconded by Mr. Gallivan 3-0-0

CONSENT AGENDA

MOTION moved by Mrs. Mackenzie to approve the following items listed under Consent Agenda

- 1.One day entertainment, Bell Ringers at Fancy That 272 Main St, 11/26/17 (11-25)
- 2.Request for A-Frame For Blood Drive, Food Pantry Drive & Toy Drive (11-26)
- 3.Acceptances of Gifts for Community Policing/marketing account

- a. Lovell's Sport Shop \$100.00 (11-27)
- b. Conrads Restaurant \$200.00 (11-28)
- c. R. Kadesh Excavation \$500.00 (11-29)

Seconded by Mr. Gallivan, VOTED 3-0-0

OLD BUSINESS

We may be applying for community grant that could help with parking.

TOWN ADMINISTRATORS UPDATE

Community Development Director; Liz Dennehy has left the position. He would like to see the screening committee consisting of a planning Board and ZBA member and maybe one or two of your board and the Fire Chief and Tom Gregory. Ms. Ragosta, how does that change the salary? Mr. Johnson it does not. Mr. Gallivan would like the Board members to have a copy of the Job description.

Santa parade; the annual Santa parade will take place on Saturday at 11 am

Tree Lighting; the tree lighting will take place on the common on Saturday at 6pm

Town Hall Closed Nov 23 and 24

MINUTES

MOTION moved by Mrs. Mackenzie to approve the minutes of November 7, 2017, seconded by Mr. Gallivan, VOTED 3-0-0

MOTION moved by Mrs. Mackenzie to adjourn at 8:45 pm, seconded by Mr. Gallivan, VOTED 3-0-0