

The Board of Selectmen met on Tuesday, October 8, 2013 beginning at 7:00 p.m. in the Main Meeting Room of the Town Hall. The following members were present.

Mark Gallivan, Chairman
Michael Berry, Vice Chairman
Nancy Mackenzie, Clerk
Christopher Timson
Clifton Snuffer

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

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

ANNOUNCEMENTS AND PROCLAMATIONS

SPONSORED AGENDA ITEMS

10-1 Chapter 90, reimbursement

Mr. Timson noted these are the final payments from the roads paved last year. Mr. Gallivan noted that Alston Drive is not completed. Water and Sewer is deciding if they want to replace the water main.

MOTION moved by Mr. Timson sign the Chapter 90 Reimbursement for projects 12-02 and 12-03 seconded by Mr. Snuffer, VOTED 5-0-0

10-2 Entertainment License, Footlighters

MOTION moved by Mrs. Mackenzie to approve the Sunday entertainment license for the Walpole Footlighters, seconded by Mr. Timson, VOTED 5-0-0

10-3 Sandwich Board request

MOTION moved by Mrs. Mackenzie to approve the request to place an A-Frame/Sandwich Board on the Common from October 9 to October 19, seconded by Mr. Snuffer, VOTED 4-0-1 (Mr. Timson abstained)

10-4 One Day Wine and Malt/Countryfest

The Board received a request from Walpole Youth Football and Recreation for a one day wine and malt license for their country fest.

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MOTION moved by Mrs. Mackenzie to approve the request for a one day wine and malt license at Stone Field on October 19, 2013 for the Country fest, seconded by Mr. Snuffer

Discussion:

Mr. Snuffer noted the Police Chief mentioned he was not in favor of this. He understands his sensitivity to the work the Coalition is doing and sending the right message. His point is there are going to be kids there. If kids are included do we want to allow this. Mr. Timson stated the chief and he agree with most subject. He has attended the event and he can relate to what of one of his children said when he sees adults consuming alcohol in a responsible fashion that sets a good example. He is sensitive to it, if we set that hard and fast rule he is not sure we are going down the right road. This event has been going on for a while and no bad example. Mr. Snuffer wishes they would change the name of the event, to look at it from every angle. At some point perhaps we need to look at whether a beer and wine event is appropriate for mixed groups. It is very significant fundraising, and proper consumption is appropriate. What he didn't get a chance is to find out if this is a significant fundraiser.

Aicha Kelley, Secretary of Walpole youth football informed the members that last year they made about \$3,000 on the sale of beer and wine. We wanted to do a family event, it is a good fundraiser, four hour block of time, when every one is done they go in the tent. That evening there are things for the kids to do. There are not kids running around much at that point. It is a fun family event. Alcohol does raise money, not a long lengthy event. They have a police detail. Have had the event for 3 years w/o incident. She went to a conference, Martha Vineyard; the best way is to lead to by example.

Mr. Berry felt they are almost endorsing responsible drinking. He suggested the whole discussion is with the Coalition. He looks at town hosting events, mixed age events with alcohol; something doesn't strike him right about it. The fact is don't do it approach, has been tried for many years. Alcohol is part of our cultural and to tell kids it is bad for you, he wants to be sure we are sending the right message. Delaying that onset of drinking. He wanted to know if it is going to be part of the Coalition's mission to promote responsible drinking. Aicha explained there is family time and kid's time. They will be moving away for the Country fest name to Homecoming.

VOTED 5-0-0

10-5 **Live Entertainment, Block Party**

MOTION moved by Mrs. Mackenzie to approve the live entertainment for a block Party on Lewis Ave on October 26 from noon to 5p.m., seconded by Mr. Berry, VOTED 5-0-0

10-6 **One Day Wine and Malt/Blessed Sacrament**

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MOTION moved by Mrs. Mackenzie to approve the one day wine and malt license for the Blessed Sacrament Parish, seconded by Mr. Snuffer, VOTED 5-0-0

10-7 **Hessco, Road Race**

MOTION moved by Mrs. Mackenzie to approve the 5K Road Race on March 15, 2014, seconded by Mr. Timson, VOTED 5-0-0

10-8, 10-9 **Gift Acceptance**

MOTION moved by Mrs. Mackenzie to accept with thanks the generous gifts to the Council on Aging seconded by Mr. Timson, VOTED 5-0-0

10-10 **Bid Award, Joint Salt Bid**

MOTION moved by Mr. Timson to award contract 2014-16 to Eastern Minerals, Inc., Lowell, Ma for CC Salt @ 47.20 per ton for Solar Salt @ 47.20 per ton, seconded Mrs. Mackenzie, VOTED 5-0-0

10-13 **LIQUOR REGULATIONS**

Mr. Snuffer stated his love for regulations is known. In this case he had the opportunity to attend his first Coalition meeting when they invited the license holders in to discuss the regulations. It conjured up a discussion and we looked at it and found a great deal of substance. It appeared it was not ready for prime time. Heading in conflict to MGL, Chapter 138, our charter regardless does speak to the fact that we hold the public hearing and that is important. Attorney Riley sent an opinion on the proposed regulations. There is a need for more conversation.

MOTION moved by Mr. Snuffer to send the regulations back to committee,

Mrs. Mackenzie stated because there are so many concerns that our attorney's have raised. Maybe a good idea to have someone from the Coalition, maybe Robin, if it would be helpful to attend an ABCC meeting, where the ABCC stands and what they back up.

Mr. Timson spoke to the regulations. When he reads what they put together, a lot of it is kind of cautionary overkill, there are a few things that show up. They are trying to set up guidelines for consistency. Because they are guidelines, he does not know if his comments are accurate. Mr. Snuffer noted that being present at the hearing was good interchange. Mr. Timson is willing to take it back to the Coalition. There is no need for a motion.

10-12 **PILOT Agreement, Walpole Solar 2, LLC**

The property is located at the end of Industrial Road. The working group met with the representatives from Walpole Solar and looked at current tax payment which is about \$17,000 a year. It will be a 3 million dollar site and that is about \$60,000 a year. You do not know that number will stay the same, did a calculation from other towns. Tried to put together a fair system which included the underlying value of the site. Set a benchmark and we have appreciation. The income will net out to 1.1 million. It locks this site for twenty years. It is a good use of renewable energy. There was a small discussion about getting better revenue out of other uses. Mr. Gallivan feels this is a good agreement and locks the site for twenty years. Everyone thought it was a good idea. There is discussion about exempting these type of facilities from taxes. Mr. Timson noted that \$60,000 in tax revenue, we are only off \$100,000 of a twenty year pace that is very positive to me. It was noted newer technology may be better over time. The Town wanted to lock in what they are going to put in. Mr. Timson spoke to it being a good use for that part of Town. There was discussion regarding the true owner of this and whether there were any carbon credits, but it was explained they already purchased their credit, leaving this agreement the only thing the town has.

Mr. Berry supports this project as it is great to show the industrial park will be a power generating parcel. Talking with RT1A subcommittee, this is one thing we were in favor of drafting. By being proactive we can control the destiny of the industrial park.

MOTION moved by Mr. Snuffer to recommend Favorable Action on Article 18 of the Fall Town Meeting, seconded by Mr. Berry VOTED 5-0-0

10-14 **Veterans Day observance**

MOTION moved by Mrs. Mackenzie to approve the use of the common for Veterans Day observance and to block off the area between the commons on Elm Street from 10a.m. to 2p.m., seconded by Mr. Snuffer, VOTED 5-0-0

10-11 **Vote Articles for FTM**

Article 2- Mr. Timson would like to have seen funding go towards the coalition. He hopes when they come with specific requests and is looking for money, people will look closely. Mr. Gallivan is in favor for doing something and would be very open when they come back.

With respect to this budget, this will get the library to 59 hours a week. Mr. Berry explained until he learned about the hours, he would prefer to expand the hours rather than waiting another few years. As the town is about 900 residents short of the requirement.

Mr. Timson questioned the police dept expenses, and it was explained it is for uniforms and equipment for new officer to start.

MOTION moved by Mr. Berry to recommend Favorable Action on Article 2, seconded by Mr. Timson, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to recommend Favorable Action on Article 3, seconded by Mr. Timson, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to recommend Favorable Action on Article 4, seconded by Mr. Timson, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to recommend No Action on Article 5, seconded by Mr. Timson, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to recommend No Action on Article 6, seconded by Mr. Timson, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to recommend Favorable Action on Article 7, seconded by Mr. Berry

Mr. Snuffer explained he has voted for total amount as it was to be determined. With respect to the streets, I have asked for a list of those that were to be paved. So people can understand where they were in the queue. Mr. Berry does not want people to think that the downtown will not get done at some time. Mr. Boynton explained they had a big meeting with the folk's downtown. Put it on an agenda to get further direction as to how you want to proceed. Mr. Gallivan suggested it would that be better as a workshop and talked about October 29th for a workshop. Mr. Timson talked about the possibility of inviting the DT merchants in.

Mr. Boynton reminded them it is your decision to decide what streets will be paved with the funding.

VOTED 5-0-0

MOTION moved by Mr. Timson to recommend No Action on Article 8, seconded by Mr. Berry, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to recommend favorable Action on Article 9, seconded by Mr. Timson, VOTED 5-0-0

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MOTION moved by Mr. Timson to recommend favorable Action on Article 10, seconded by Mr. Berry VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to recommend favorable Action on Article 11, seconded by Mr. Timson, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to recommend favorable Action on Article 12, seconded by Mr. Timson, VOTED 5-0-0

MOTION moved by Mr. Timson to recommend favorable Action on Article 13, seconded by Mrs. Mackenzie

Mrs. Mackenzie withdrew her second and Mr. Timson withdrew his motion

Article 13 Mr. Berry talked about the cultivation of marijuana. Mr. Timson believes even if we vote this, we can still maintain a moratorium until next June. I would suggest we maintain the moratorium for the right amount of time. The board members want to know if this would supersede the Moratorium prior to voting. The Board will meet prior to Town Meeting to take action.

MOTION moved by Mr. Snuffer to make recommendation at T. Meeting, seconded by Mr. Timson VOTED 5-0-0

MOTION moved by Mr. Timson to recommend favorable Action on Article 14, seconded by Mr. Berry VOTED 5-0-0

MOTION moved by Mr. Timson to recommend favorable Action on Article 15, seconded by Mr. Snuffer, VOTED 4-0-1 (Mrs. Mackenzie abstained)

With respect to Articles 16 and 17 it was recommended the Board re open the Fall Town Meeting Warrant and state these articles are reserved for future. The Board will close the warrant and vote to sign.

MOTION moved by Mrs. Mackenzie to re open the Fall Town Meeting Warrant, seconded by Mr. Berry, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to remove the language from Articles 16 and 17, and reserve for future, seconded by Mr. Snuffer, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to close the Fall Town Meeting Warrant seconded by Mr. Snuffer, VOTED 5-0-0

MOTION moved by Mrs. Mackenzie to sign the Fall Town Meeting Warrant, seconded by Mr. Timson , VOTED 5-0-0

10-15 PEG funds, Addition Networks

Mr. Boynton explained what the funding will accomplish. Mr. Donovan, IT Director received a quote lower than what he had received for Core fiber optic switch replacement. Mr. Gallivan explained when the town ran our own fiber, it was the most we could afford and make work. This will bring us up to date with the newest switches.

MOTION moved by Mrs. Mackenzie to approve the use of \$9,956.50 from PEG funds for core fiber optic switch replacement, seconded by Mr. Snuffer VOTED 5-0-0

Town Administrators Update

Six samples tested positive E Coli negative with the exception of the S. Walpole fire station. It seems like this happens a lot and the re test comes back negative.

Foxborough noise issue- The events have stopped for the rest of this year and he has told residents to communicate to the Town of Foxboro.

North Street Water Main work begins tomorrow.

Forest St-AQV interest, company out of Weymouth, possible age qualified development. It is purely conceptual at this time.

DPW Radio System-great success working with technical advisor in field. Proper specs.

Norfolk County Retirement workshop will be held on Oct 15 at the Library.

New Business

Mr. Snuffer talked about OPEB and a study group. MMA, and the Commonwealth of Mass, are seeing this unfunded liability come into play have formulated study groups and could have some come in to speak with us. What it means going forward. Would like to have a Committee set up consisting of the expertise that lives in the community

Mr. Boynton requested if Board members have specific ideas of a charge he will write up a charge for this group. Who do you want involved in this committee.

Old Business

The Board members would like an update on how Columbia Gas is doing on their paving.

MOTION moved by Mrs. Mackenzie to adjourn at 9:00 p.m., seconded by Mr. Timson VOTED 5-0-0