

**BOARD OF SELECTMEN
REGULAR MEETING MINUTES
FEBRUARY 21, 2017**

Members Present: R. Michael Sullivan, Chairman
Craig J. Dutra, Vice Chairman
Steven J. Ouellette
Antone C. Vieira Jr.
Shana M. Shufelt, Clerk

Also Present: Timothy J. King, Town Administrator

Chairman Sullivan opened the meeting at 6:02 p.m. with a salute to the flag and publicly announced under M.G.L. Chapter 30A, Section 20(e) that the meeting was being recorded.

Acknowledgements & Recognitions:

Wayne Sunderland requested a moment of silence on the passing of Yvonne Goyette (the mother of Selectmen's Administrative Assistant/Confidential Clerk Diane Pelland). Chairman Sullivan agreed to the request.

Appointments and/or Resignations:

- 1). **Michael P. Coleman (Fence Viewer)** – Mr. Coleman met with the Board to request his appointment as a Fence Viewer. He told them that it was an archaic position that went all the way back to 1693 and is govern by M.G.L. Chapter 49. Its purpose is to sort disputes between neighbors. After a short discussion, Selectman Ouellette made a motion to appoint Michael Coleman as a Fence Viewer. Selectman Shufelt seconded the motion which was voted unanimously.
- 2). **Elizabeth Squire (Community Preservation Committee)** – Mrs. Squire came before the Selectmen to request appointment to the Community Preservation Committee as an At-Large member. She briefly explained the reasons why she was requesting appointment. On a motion by Selectman Dutra, seconded by Selectman Ouellette, the Board voted unanimously to appoint Elizabeth Squire as an At-Large member of the Community Preservation Committee with an expiration date of June 30, 2018.
- 3). **Glen Tripp (Deputy Shellfish Officer & Assistant Harbormaster)** – Marine Services Director Christopher Leonard was present along with the applicant, Glen Tripp. Mr. Leonard explained the reasons why these appointments were necessary, the main one being that Mr. Tripp would be running the boat pump-out program in the summer. Mr. Tripp told the Board why he was interested in being appointed. He noted that he had many years of experience on the Westport River. Selectman Ouellette made a motion to appoint Glen Tripp as a Deputy Shellfish Officer and as an Assistant Harbormaster. The motion was seconded by Selectman Shufelt and was voted unanimously.

Action Items:

3). The Director of Marine Services, Christopher Leonard, informed the Selectmen that the Harbor Advisory Committee had voted to increase the Water Way Usage Fee from \$3.50 a foot to \$4.00 a foot and the private mooring fee from \$10.00 per private mooring to \$15.00 per private mooring for the 2017 boating season at their last meeting. He requested that the Board approve these increases. After a brief discussion, Selectman Shufelt made a motion to approve the increases as recommended by the Harbor Advisory Committee effective March 1, 2017. Selectman Ouellette seconded the motion, which was unanimously approved.

Public Hearing RE: Application Request Received From Pine Hill Gas and Convenience, Inc., 929 Pine Hill Road for an Amendment Application to the MA ABCC for an Alteration of Premises:

The hearing was opened at 6:20 p.m. Present were Sandra and Jeff Dias and Attorney Richard Stein. The legal notice was read. No abutters were present. Attorney Stein told the Selectmen that the Class II Auto and Repair Licenses have been phased out so that the Dias' could increase the convenience store aspect of their business. The new hours will be 6:00 a.m. to 9:00 p.m. seven days a week. On a motion by Selectman Dutra, which was seconded by Selectman Vieira, the Board voted unanimously to approve the Alteration of Premises at 929 Pine Hill Road. The hearing was closed at 6:25 p.m.

Christopher Gonsalves, Highway Surveyor RE: Briefing on Storm Action; Status of Funding/Request for Deficit Spending in Snow & Ice Budget:

Meeting with the Selectmen were Highway Surveyor Christopher Gonsalves and Highway Clerk Apryl Oliveira. They requested the Board's approval for deficit spending on the Snow & Ice budget appropriation for FY'17. The amount needed was \$100,000 to cover the costs associated with the recent storms and any potential storms. Mr. Gonsalves stated that the \$100,000 might not cover all the costs for future storms and that he might have to return to ask for additional funding at a later date. Selectman Vieira made a motion to approve the deficit spending in the Snow & Ice budget up to \$100,000. Selectman Dutra seconded the motion – unanimously approved.

Public Hearing RE: Application Request From Soma Imports, Inc. for a Class II License to Sell Used Motor Vehicles at 15A High Street (Owner/Manager: Kyle DeMelo):

The hearing was opened at 6:30 p.m. with the legal notice being read. In attendance was the applicant Kyle DeMelo. Also present was the property owner Teresa Ferreira. Mr. DeMelo informed the Selectmen that he was in the business of importing rare European and Japanese vehicles ranging from the 1970's to modern day for specialized enthusiasts. The business would be strictly indoors. He continued by saying that it was a specialized niche and that there was nothing like it in the area. Selectman Dutra questioned if it would be only indoor storage with no more than 6 vehicles. Mr. DeMelo assured him that was correct and that appointments would be recommended. Selectman Shufelt asked what kind of volume of traffic he was expecting. Mr. DeMelo responded that since it was a specialized business that there would not be much traffic. He also said that he would be transporting vehicles to shows in the summer. Abutter Maureen Pineault (26 High Street) stated that it had been presented to the abutters as an accessory building to 878 State Road and that it would used to store plumbing supplies. She requested that the Selectmen contact the Building Department to find out how it

changed from an accessory building to A & B High Street, a divided building. She also noted that the parking spaces on the plan were not accurate. After more discussion, Selectman Dutra made a motion to continue the hearing until March 6, 2017 at 7:00 p.m. and to ask the Planning Board and the Building Inspector to attend. The motion was seconded by Selectman Vieira. The Board was divided on whether they should continue the hearing and allow the abutters to speak.. Chairman Sullivan agreed to let the abutters continue to speak. Danielle Pinault (26 High Street) asked how did it have a different address. Christine Flores (20 High Street) said that there were safety issues to consider because where were the test cars going to be driven. This was a quiet neighborhood where the children played in the street. She was also concerned about the noise from the performance test drives and vehicle alarms going off. Claire St. Pierre (884 State Road) said that she was frustrated and felt betrayed because they were told that the building would only be for storage. She questioned whether 2 businesses could share a well with a residential duplex. The Board directed Mr. King to contact the Building Department and the Planning Board to request a response to the abutters concerns. The motion to continue the hearing until March 6, 2017 at 7:00 p.m. was unanimously voted. The hearing was closed at 7:21 p.m.

Beverly Bisch, COA Director RE: Request for BOS Award of RFP to TTI Environmental, Inc. for Site Design Consulting Services for the Construction of Additional Parking Spaces at the Senior Center:

Ms. Bisch was not present. Town Administrator Timothy King read a prepared memo stating that both he and Beverly Bisch as well as the Council on Aging board were recommending that the Selectmen award the contract for the first phase of the Senior Center parking lot expansion to the lowest bidder, TTI Environmental, Inc. On a motion by Selectman Vieira, which was seconded by Selectman Dutra, the Board voted unanimously to approve the recommendation of the Town Administrator, Council on Aging Director and the Council on Aging board.

FY'18 Budget Requests Discussion:

Board of Assessors – Meeting with the Selectmen were Assessors Steve Medeiros, Jack McDermott & Robert Grillo. Mr. Grillo stated that the Assessors had a slightly different budget than Mr. King's that they had presented to the Finance Committee based on the way things are now. They are still not sure what is going to happen with the makeup of the office and don't believe that Sharon Potter will be retiring. It was mentioned that the difference between the Assessor's and Mr. King's budget was the sick time buy back for Sharon Potter and the Assesors stipend being cut to \$500 each for the year.

Highway Department – Present was Highway Surveyor Christopher Gonsalves and Highway Clerk Apryl Oliveira. Mr. Gonsalves requested that the foreman position be put back into the budget. He said that he required the position because he needs time off and has not been able to take it. The Highway Surveyor said that the \$5,580 budgeted for Clothing Allowance should be \$1,000 more. He noted that the difference between his budget and Mr. King's was approximately \$55,000.

Information Technology – Keith Novo, Director of Information Technology, met with the Board. He told them that more money should be budgeted for technology maintenance because a lot of the equipment's warranties would be expiring and firewalls needed to be maintained. Mr. Novo reported that he has been able to reduce the Microsoft licenses to \$16,000 for the leases. He also proposed increasing John Cabral's hours to all 5 days a week instead of the 3 days he presently works.

Recreation – Meeting with the Board was Renée Dufour, Chair of the Recreation Commission. She told them that the Recreation Commission was requesting \$35,000; part of that amount would be to hire a Recreation Director. As an all volunteer group, the Recreation Commission can't handle everything on their own and they can't raise everything through the Revolving Account. They need someone, even on a part-time basis. Ms. Dufour continued by saying that \$15,000 would be used for advertising and other things to run programs and generate revenue.

Action Items Continued:

- 1). Selectman Vieira made a motion to accept the \$4,200 in donations made to the Animal Gift Fund. The motion was seconded by Selectman Dutra and was voted unanimously.
- 2). **Employee New Health Insurance Plans** – The Town Administrator informed the Board that the Southeastern Mass Health Group (SMHG) that the Town belongs to had decided that they would no longer have the grandfathered insurance plans that Town employees were covered by. Mr. King said that state law requires that the Town has to offer a PPO insurance plan and an HMO insurance plan. Currently the Town pays 50% of the PPO plan and the employee pays the other 50% while for the HMO insurance plan the Town pays 60% and the employee pays 40%. He noted that SMHG would be offering 2 PPO plans and 2 HMO plans with higher co-pays that employees could choose. Mr. King explained it wasn't his recommendation that the Board of Selectmen pick one plan over the other at this time. He would like to bring the issue to the Insurance Advisory Committee to make a decision which plans their members would like. Selectman Dutra made a motion to approve the potential changes in the plan and to adopt the provisions of M.G.L. Chapter 32B, Sections 21 & 22. The motion was seconded by Selectman Shufelt. Selectman Vieira requested that Mr. King speak with the Town's representatives regarding the Town's limited options. The motion was voted unanimously.

Licenses:

- 1). **Weatherlow Farms Application for a Common Victualler License** - The Board requested that Ryan Wagner meet with them at their next meeting to discuss what he planned on selling.

Discussion Items:

- 1). **Town Administrator's Evaluation & Performance Goals** - Selectman Shufelt said that she had reviewed the "DPW" under Primary Objectives and felt that the Board needed incremental changes before getting to a DPW. Chairman Sullivan stressed that they needed to make sure that all the Board's ideas were included on the Goals & Objectives. The Selectmen agreed to remove "Customer Service" as a Primary Objective and "Traffic" as a Secondary Objective. Selectman Vieira made a motion to adopt the Town Administrator Performance Goals & Objectives as revised by the Board of Selectmen and Selectman Shufelt will do the revisions discussed. The motion, which was seconded by Selectman Dutra, was voted unanimously.

Question & Answer:

There were no questions for the Board.

Executive Session:

Selectmen Michael Sullivan, Craig Dutra, Steven Ouellette, Antone Vieira and Shana Shufelt, on a roll call vote, voted to enter into executive session at 9:27 p.m. under Massachusetts General Laws Chapter 30A, Section 21, to discuss potential litigation (MCAD complaint). The vote was Selectmen Sullivan, Dutra, Ouellette, Vieira and Shufelt in favor.

Open Session & Adjournment:

On a motion by Selectmen Dutra, which was seconded by Selectman Shufelt, the Board voted, by roll call vote, to return to open session and adjourn the meeting at 9:50 p.m. The vote was Selectmen Sullivan, Dutra, Ouellette, Vieira and Shufelt unanimously voting yes.

Respectfully submitted,
Denise Bouchard
Secretary to the Board of Selectmen

APPROVED: Shana M. Shufelt, Clerk