

**BOARD OF SELECTMEN
REGULAR MEETING MINUTES
MONDAY
DECEMBER 28, 2015**

Members Present: Craig J. Dutra, Chairman
R. Michael Sullivan, Vice Chairman
Richard M. Spirlet
Antone C. Vieira Jr.
Steve Ouellette, Clerk

Also Present: Timothy J. King, Town Administrator

Chairman Dutra called the Board of Selectmen meeting to order at 6:00 P.M. in the Westport Town Hall, 816 Main Road, Westport, MA with the reciting of the Pledge of Allegiance by all present.

Pledge of Allegiance

Chairman's Announcement - Under MGL Chapter 30A, section 20(e) – Meeting being recorded.

At this time, Chairman Dutra called for a Moment of Silence for the victim and the family that were affected by the Mt. Pleasant Street fire this past week.

Public and Board Member Comment – None.

Acknowledgments & Recognitions

The Board presented a Citation to Susan Maynard recognizing her retirement from the Town following 21 years of service (combined) to the Tax Collector's Office, Police Department and the Highway Department.

Town Administrator Report

Charter Communications: Mr. King reviewed a letter from Charter advising of a rate increase for some of their services; effective 02/15/16, pricing will be adjusted for the Change of Service Computerized Fee from \$2.99 to \$4.99. Informational only – no votes taken.

FCC – Cable Regulation: Mr. King stated the FCC has recently adopted an Order stating that there is a presumption that cable companies are subject to effective competition; which means that municipalities cannot negotiate basic-tier cable rates. Informational only – no votes taken.

DEP TMDL Nitrogen Loading: Mr. King stated that Buzzard's Bay Coalition and the Westport Fishermen's Association has sent a letter to the DEP regarding the draft report prepared by DEP. Mr. King stated the BOS has gone on record as disputing the data contained within the report and have requested it be reviewed and revised. Mr. King stated perhaps the Buzzard's Bay Coalition and the Fishermen's Association should be contacted and advised of the BOS's concerns. Mr. Sullivan stated he has called Marc Rasmussen to see what their concerns were and there was an item of contention. Mr. Dutra stated the item of contention was from the WRMC. Mr. Gillespie stated the letter from the WRMC that was submitted to the BOS to be approved was voted on by the committee. Mr. Sullivan stated there was a question of legitimate concern and we were asked to delve into it. Mr. Sullivan stated he spoke with Mr. Rasmussen and as explained to him today, there is no disputes, he has the same concerns about the distribution of nitrogen loading. The concern is that deliberating over the numbers will delay the whole process by months or years and no matter what the outcome of that discussion, it won't effect the end result of the nitrogen loading. Mr. Sullivan stated he would suggest referring the letter to WRMC and ask them to delve into this. Mr. Gillespie stated the WRMC is a committee that

meets once a month and sometimes not even that; the Coalition works everyday at this stuff and have scientists on-board who have very strong opinions about this stuff. Mr. Gillespie stated he was not speaking for the WRMC when he says he don't have any issue with the Coalition submitting a letter and stating their opinion about these things; the Coalition stated they did not agree with the TMDL when the MEP Report came out for the nitrogen level, they thought it should be more conservative. Mr. Gillespie stated he agreed that fighting this battle will slow down the whole process, especially when we are ready to move; we basically know what the problems are and are moving pro-actively in addressing them. Mr. Gillespie stated he did not think it is a good idea to debate with DEP whether the number is right because it will only revert back to the scientists at SMAST and they have a strong opinion; they do not represent the Town of Westport, they are an independent organization but they are lobbying for the entire watershed of Buzzard's Bay. They make these kinds of moves in every community to make their opinion known and the Fishermen's Association signed on with them to express that same opinion. Mr. Gillespie stated for expedition's sake and the Town of Westport, we need to move to have the TMDL stated and then we need to start doing something about it. Mr. Dutra asked Mr. King if there was a recommendation before the Board. Mr. King responded no, he was just making the Board aware of this. Mr. Vieira stated he did not believe there was any miscommunication; the WRMC was working with the WRWA composing the letter and the Town has acknowledged the letter along with Buzzard's Bay; he did not believe the letter delays the process. Mr. Vieira stated that both sides recognized faulty research and you want to acknowledge that before doing further research. Mr. Vieira stated the Town sent a letter and they sent a letter; it should not delay anything. Mr. Dutra stated it is independent organizations rendering their opinion. Mr. Spirlet stated he agreed that they were not Town entities and they are entitled to their opinions but we know some of the basic numbers are flawed and to keep moving it forward, isn't that an injustice; shouldn't we stop and re-tweak some of these numbers. Mr. Gillespie stated the WRMC would agree that some of the numbers are flawed but it is only the numbers that deal with the attribution of where the nitrogen is coming from; we will be addressing that; it is more local knowledge than anything else. Mr. Dutra clarified there is no dispute about the level of nitrogen in the river or the sources; that then evolves into what steps need to take place in order to reduce the sources of nitrogen; we are not talking about flawed nitrogen loading, we are talking about flawed data. Mr. Sullivan suggested the letter be sent to WRMC to delve into how long the delays may be because the problem is that you can't apply for grants without the final TMDL and if it takes two years, that means we can't work on projects even if the problems are known until we get the final report. Mr. Sullivan stated perhaps Mr. King can make a few phone calls, ask the questions and find out what the impact or delay would be. Mr. Dutra agreed.

Westport Police Station Project: Mr. King informed the Board that the RFQ for Owner Project Representative is out with the Qualification Statements being due back on January 14, 2016. Mr. King stated this is one of the next steps in the design process. Also, Mr. King stated that State law allows municipalities to use the same architect that does a feasibility study, provided that the Town followed an RFQ process for the feasibility study (as Westport did); the Board will need to decide whether they want to initiate an entirely new RFQ process for an architect. Informational only – no votes taken.

Pro Forma Recap Sheet – Mass DOR: Mr. King stated the Mass DOR has approved the Fiscal Year 2016 Pro Forma Recap Sheet, which has been provided to the Board. Mr. King stated this is the next step in the process of setting the tax rate and sending out the tax bills. Informational only – no votes taken.

Public Hearing – RE: An application request from Robert A. Camara, Jr. - Rob's Auto Care, Inc., 500 Adamsville Road for a Class II Motor Vehicle License for the sale of used vehicles (total of 12 vehicles) and a Repair License (total of 52 vehicles). The property is shown on Assessor's Map 81, Lot 12A.

The public hearing was opened at 6:08 PM with Chairman Dutra reading aloud the public hearing notice. Present: Robert A. Camara, Jr. No abutters were present. Mr. Dutra stated this is the site of the former Steadman's Garage, which relocated to Main Road last year; however, this will be an expansion with the addition of a Class II License; Mr. King is recommending approval. Mr. Camara stated he was seeking a Repair and Class II License at 500 Adamsville Road. Planning Board Chairman Jim Whitin stated this is located in a residential zone and there has been no Class II license prior to this at this location, so it would require a ZBA application for a variance. Mr. Sullivan questioned a prior license; Mr. Camara stated he did not if the prior owner had a license, he knew of the repair license for the past years but he was not aware of the past history of the property. Mr. Camara stated his major business will be auto repairs; the Class II would only be a convenience for his customers for when their vehicles are just not worth fixing anymore, this would allow him to be able to offer them something. Mr. Camara stated he is asking for 12 vehicles for the Class II, he does not know if this type of business would grow but he felt safe asking for 12. Ms. Pelland stated the Zoning Enforcement Officer approved the application based on the fact that during a number of times he has visited this location and there were repairs with the sale of vehicles from time to time; Ms. Pelland stated she has done some research and has only found a Repair License. Ms. Pelland stated this has been approved by the Building Dept. and Fire Dept.; it has not been before the ZBA, it would only go to Zoning if deemed necessary by the Zoning Enforcement Officer who is the Building Inspector. Mr. Vieira stated he recalled a small of vehicles for sale and he is assuming that is what the Building Inspector based his decision on. Discussion ensued regarding the history of the property. Mr. Vieira asked the applicant if he would be willing to apply to the ZBA; Mr. Camara stated yes, he wants to do everything properly. Mr. Dutra stated the Board could approve the Repair License (for 52 vehicles) and hold on the Class II until notification from the appropriate regulatory boards. Mr. Camara agreed to this proposal and stated as long as he is made aware of what channels he has to follow to rectify this. Mr. Whitin stated he did not understand the number of parking spaces that are being requested because the agenda states 12 for sales and 52 for repair. Mr. Camara stated the previous license was for 72 for Joal's and it has been downsized since then to 70 spaces. Mr. Whitin stated the amount in the past was for repairs not sales; in the past year, there has been 12 additional parking spaces constructed and in the past week, 7 more have been constructed as well; if they have a plan with parking spaces that were never constructed, do they really have a license for all those parking spaces. Mr. Camara stated we just pushed stones back for parking spaces 47 through 53 because the vehicles were being parked on a grassy area which is all muddy. Mr. Spirlet questioned the residential area of Adamsville Road. Mr. Whitin stated even though it is a grandfathered use, it does not mean you can change the use and having a used car dealership would be changing the use; at least that is his opinion. Mr. Spirlet stated the repair license is allowed, it is just the problem of wanting to sell vehicles. Mr. Whitin stated the number of vehicles could be a problem because if they want an additional number of parking spaces, then they would have to go before the Planning Board for a site review. Mr. Camara stated he has downsized the number of vehicles from 72 or 74 because there was not enough access for emergency vehicles. Mr. Camara stated the license that was approved in 2006 was for 70 spaces. Mr. Vieira asked if there were records of this in the Building Inspector's Office. Mr. Whitin stated the Planning Board did not have records in their office. Mr. Vieira stated to Mr. Dutra that he would recommend going along with the Repair License and as a courtesy to the Planning Board, hold on the Class II for clarification. Mr. Vieira suggested to Mr. Camara to contact the Planning Board. Mr. Spirlet stated he was looking the reduced number of vehicles for the site, holding on the Class II but allowing the repair license in the meantime. **Motion** made by Mr. Sullivan to approve the current parking plan for a Repair License and to hold on the approval of a Class II License until clarification is received. Second by Mr. Vieira. Discussion ensued regarding the history and use of the property and what the next steps should involve for approval of a Class II License. Michael Sullivan, Economic Development Coordinator commented on

Mr. Camara's situation. The Board voted unanimously in favor. **Motion** made by Mr. Ouellette to continue the public hearing portion for the Class II to Monday, January 11, 2016 @ 6:00 PM. Second by Mr. Sullivan. The Board voted unanimously in favor.

Acoaxet Club, Inc. - RE: An application request for Change of Manager/Richard S. Borden, II and New Officers/Directors.

Mr. Dutra stated the Acoaxet Club has submitted an application for Change of Manager-Richard S. Borden, II and New Officers/Directors in regards to their liquor license; if approved, this will be forwarded to the ABCC. No questions or comments were received from the Board members.

Motion made by Mr. Sullivan to approve the requested changes. Second by Mr. Vieira. The Board voted unanimously in favor.

Kristie Furrow – RE: Discussion of letters regarding the Head of Westport Town Landing proposed development.

Mr. Dutra stated the Westport River Watershed Alliance, the Landing Commission and the Board of Health were invited to attend. Mr. King stated the BOH will not be present, they have their own meeting tonight. Mr. Dutra stated he wanted to remind the petitioners that their letters have been received and their concerns will need to go before the appropriate boards before the BOS can act; so the BOS have a very limited ability to act tonight, we can't deliberate or vote on anything. Mr. Dutra recognized Ms. Furrow. Ms. Furrow stated that at this time, she would defer to her neighbors for input. Mike Mullen, 36 Reed Road stated we love the Watershed but it seems like the original plans have changed; the major issues are septic and parking. Mr. Mullen stated his concern was how did the plans change and who decides on the septic and parking. Mr. Dutra stated the septic would be Board of Health and the Landing Commission would be parking.

Marie Savettiere, 29 Drift Road stated the footprint and septic has expanded; there is a lot of misunderstanding and the perception is that things are happening under the table; this is a sensitive area and a flood-way and the immediate abutters would like to be appraised of what is happening. We are concerned about environmental issues; we would like to be included.

James Whitin, Planning Board Chairman stated the Site Plan Approval process is done; there was a public hearing with abutters being notice on August 3, 2015; it was advertised by legal notice in the Chronicle on August 5 and 12, 2015; there were several meetings open to the public; we finally came up with an approved plan for parking; this plan in the eyes of the Planning Board seemed to make sense out of chaos. The plan has fewer parking spaces than the Landing Commission originally wanted and there are no parking spaces delineated for the Watershed Alliance. Mr. Vieira stated to Mr. Whitin that there seems to be some confusion about the hearing being closed and in the hearing itself, you asked for a time frame from the Board of Health and Conservation for responses; in the BOH Report, they did not recommend the site plan. Mr. Whitin stated he did not recall but the BOH was neither an approval or denial, they said they did not recommend because they did not have a septic at the time. Mr. Vieira stated didn't they have a letter that accompanied that; on the form they checked disapproved, see attached letter; some folks have seen that letter and are quite concerned about that letter because they point out the flood zone and that there are no records of a septic ever being there, so this would be a new septic. Mr. Whitin stated it was part of the hearing process. Mr. Vieira stated that the Town Administrator stated there was no decision yet because the Board of Health did not do any perc tests; but the Board of Health suggested they did not approve the site plan. Discussion ensued. Mr. Dutra stated his understanding was the BOH Agent has suggested a Title V application be filed. Mr. Vieira stated the letter was submitted to this office last Thursday; he was wondering why it was not being read

into the record. Discussion again ensued. Mr. Whitin stated we do not take into account perc tests when making our decision. Mr. Sullivan stated the concerns are septic and parking plan.

Deborah Weaver, Executive Director WRWA stated we have to file plans for a Title V whether or not we go forward. Ms. Weaver then explained that the Watershed owns the building but none of the land; the Town owns all the land including all the parking and the Town Landing. We were asked to develop a comprehensive site plan which included parking for any user, including kayakers, public users and Watershed users; the parking plan includes some measure of safety concerns and some measure of handicap access so the property can be accessible and there is clear and designated parking. There were a lot of meetings with many, many revisions to get to this plan. The idea was to create non-designated parking open to any user allowing for a proper turning radius and for safe drop-off of children, etc. The comprehensive parking plan shown here tonight is what went before the Planning Board; it involved moving the boulders back toward the wetlands but not changing the wetlands. Ms. Weaver stated that the handicap parking spaces must be paved to meet the ADA rulings. The organization received a significant grant from the MA Cultural Facilities Fund to develop the building as a designated destination and location and to accommodate all ADA guidelines. Ms. Weaver stated it has always been the organization's intention to do the best possible management of waste and waste water that can be done on this site; our understanding is that we had to present to the Board of Health, a Title V system that would be approved but we did not have to build such a system but we had to show what could be built; what we are planning to do at this point is an innovative alternative system which includes composting toilets and a stormwater recycling system. Ms. Weaver stated it is unfortunate that we have not had more dialogue; it is true the plans have changed because we have been faced with a huge number of challenges, we have had to adapt to a lot of different interests from a lot of different committees and we are also trying to be sensitive to the neighbors and the neighborhood, of which we want to be part of. We don't plan on taking over all the parking spaces because we don't have enough people to do that. Ms. Weaver stated we wish for and hope that this will become a wonderful place for everyone in the Town; a place for everyone to go in and out of the river, to just sit and talk or have a picnic and to learn about the Watershed. Ms. Weaver stated one thing that seemed very unfortunate to her was that during all the meetings, she never once heard from anybody, that this building will not be a blighted building in a wonderful neighborhood.

Marie Savettiere, 29 Drift Road stated that one of the concerns is that there was going to be a 3rd story added to the building and opening it up to outside events, which would impact the neighborhood with traffic and noise. Ms. Weaver stated there already is a 3rd story, and the organization is looking to put dormers on the front and the back so it is more useable; in terms of rental to other organizations, we have no specific plans. The ground floor is going to be open for educational use of watersheds; we no longer have plans for a large conference room to be used by other organizations, so there is no intent to use this as a rental facility. The 2nd & 3rd floors will be offices and meeting space for 10-12 people. Mr. Spirlet asked if the Planning Board approved all parking for the Landing Commission such as for East Beach. Mr. Whitin stated no. Mr. Spirlet asked how many spaces were approved for this building. Mr. Whitin stated 25 spaces. Mr. Spirlet asked why was 25 spaces approved when nothing can be designated, especially when all that Landing Commission land belongs to the people of Westport. Mr. Spirlet stated he had no problem with designating the handicap spaces but the Watershed bought the building and the land under it, not all the land around it; why were spaces designated because technically, the Planning Board has no control of the area. Mr. Spirlet also stated near the drainage area, we tried to move those rocks, but we unable to because it was so sacred back there but now the rocks can be moved. Mr. Spirlet questioned what is the approved plan because he watched a meeting where plans were presented and Mr. Whitin made a statement that the plans had not been reviewed because they were brand new. Mr. Spirlet stated his issue is that parking is to be open for all of Westport and it can't be restricted. Mr. Whitin stated there were two applicants for this, the Watershed

and the Landing Commission and the Landing Commission has every right to do this because it is their landing; the plan of record is 10/06/15 and the date of the meeting was 10/20/15, which is the meeting we approved it; this was plenty of time for anyone to come to the office to see the current plans. The reason that Planning does parking is because it is part of site plan approval. The rules of safe and convenient parking were applied, we have to show safe entrance and exit onto the street and that there are places to park. Mr. Spirlet asked if this was done with the prior owner. Mr. Whitin stated the prior owner did not come for site plan approval because he bought the property before site plan approval was in effect. Mr. Vieira stated he heard tonight that the conference center will not be part of this and he was told according to the review, that the Building Inspector based his decision on the number of parking spots with a conference center; will the number of parking spaces be reduced now.

Carl Tripp, Landing Commission Chairman stated in regards to parking, it really came up prior to the Watershed coming in with a plan; two things happened, the abutters to the east moved in to the property next door and across the street, the new business came in and was a more viable business than it had ever been; we noticed there was a crazy amount of cars parking there, there were no parking arrangements (they were willy-nilly) and we were getting complaints about the parking; so we talked about getting a parking plan for that area and had it set up so people were not just parking anywhere, the abutters would not be bothered and access to the water would not be blocked. Mr. Tripp stated now that the Watershed has the building, we looked at parking for the them and the public; there have been many meetings and we have included parking for the entire site; parking for everyone but unfortunately, we could not get as many spots as we wanted. Mr. Tripp stated this is not a comprehensive parking plan for just the Watershed, it is for everyone down there and it is about 20 years overdue. Mr. Spirlet questioned if out of all the spaces, except for the handicap, are any of those spaces dedicated to anyone. Mr. Tripp stated as of now, no, but under their lease, the Watershed could put designated spaces on the leased land out front but they have stated they do not want to.

Sasha Sullivan, 494 Old County Road stated her well is in front of her house; besides the parking issues, this a very chaotic process and she has attended every meeting; she was surprised that so many people did not know of the meetings; there needs to be more outreach and communication about the changes that have evolved; she is concerned about the whole process; this is a flood zone; she questions why a Title V is required and if approved, does that mean anyone along the river will be able to apply for a Title V; this area has developed so much already that it is at a breaking point; the Watershed is mandated to respect this area. Ms. Sullivan stated she found this whole process confusing. Again, Mr. Dutra stated we are not the proper board for your questions and then recapped what had been discussed earlier and invited Ms. Weaver to answer Ms. Sullivan's questions. Ms. Weaver explained the Title V application that needed approval from the Board of Health and the fact that the system did not have to be installed; instead the organization has moved past this and are pursuing a composting system; which will pump back water into the building to be used for plants or a roof garden. This will be an environmentally sensitive system. Mr. Mullen asked if it could be put into writing that the system will never be used; Ms. Weaver stated she did not think she could do that. Mr. Dutra stated that would have to come from the Board of Health. Mr. Spirlet asked Ms. Weaver what agency told you, you had to apply for a Title V system. Ms. Weaver stated it is state law. Ms. Weaver mentioned there will be a meeting on January 9th at 10AM at the Watershed Office to show the plans and answer any questions. Mr. Tripp invited everyone to attend the Landing Commission's next meeting on January 11, 2016 at 4PM in the Town Hall.

Charles Appleton, Chair of this Building Committee stated he spoke with Mr. Walsh and was told the Watershed had to be approved for a Title V before any other system could be considered. Mr. Dutra thanked everyone for coming and encouraged anyone with questions and concerns to contact the appropriate offices.

Public Hearing – RE: Request from Verizon New England, Inc. and NSTAR Electric Co d/b/a Eversource Energy proposing a new Pole Location and a Pole Relocation on Drift Road.

The public hearing was opened at 7:21 PM. Mr. Dutra read aloud the public hearing notice. It was recognized that no representative was present from Verizon or NSTAR. **Motion** made by Mr. Ouellette to continue this hearing to Monday, January 11, 2016 @ 6:15 PM. Second by Mr. Sullivan. The Board voted unanimously in favor.

Marlene Samson, Town Clerk – RE: Discussion regarding the possibility of moving voting from the Macomber School to another location in Town.

Ms. Samson stated this year we have four elections including a Presidential coming and she has concerns because of the mobile classrooms and the parking situation at the school. Ms. Samson stated she has been wracking her brain for a possible solution of moving voting out there. Ms. Samson is asking the Board their thoughts on the possibility of moving to the Middle School, which has been turned over to the Town. We need handicap access and she was told the rear side of the school has that; there is plenty of parking and a handicap ramp. She would like permission from the Board to pursue this; the only other concern would be having to move again if a decision is made regarding the Middle School. She would like to get into the school to see what is actually there. Mr. Dutra stated he was also thinking how Briggs Road and Macomber were under utilized voting places; could both precincts be merged. Ms. Samson stated one suggestion is the use of Our Lady of Grace Church; she sent a letter in June to the Diocese but has not heard anything. Mr. Ouellette questioned the handicap accessibility at the Middle School due to the pitch of the ramp; it may not meet the wheelchair requirements. Mr. Dutra stated there was a report done about 4-5 years ago that should be checked for an analysis of the Middle School. Ms. Samson stated that if there is a change, it will have to be checked with the state. Ms. Samson stated this move may not be okay for the Spring but it maybe for the Fall. Mr. Sullivan asked if there was enough space at the Briggs Fire Station; Ms. Samson stated there will not be enough space for a Presidential election. Mr. Spirlet stated if it is only a minor adjustment (like building a ramp) at the Middle School, now is a good time to combine all the precincts or at least maybe two or three of them. Mr. Vieira stated that Swansea combined all their precincts and close the school for their elections. Mr. Spirlet stated the Middle School would be the way to go. Mr. Dutra asked Mr. King to work with Ms. Samson and to review the old reports and to get a consensus and try to move forward on this.

Attorney Brandon Kurtzman – RE: Xiphias Wellness request for a letter of support or non-opposition for the siting of registered marijuana dispensary in the Town of Westport.

Attorney Valerio Romano was present to explain the request of Xiphias Wellness and to introduce themselves to the Board. Present were Peter Silva, Director of Security, Vince Forte, Chief Horticulturist, Steve Croteau, CFO of Xiphias, his wife is on the Board of Directors, Chris Sands, Physicians Assistant and David Brayton, Founder of Xiphias Wellness. Attorney Romano stated Xiphias Wellness is interested in opening a Registered Marijuana Dispensary in Westport and is seeking a letter of support or non-opposition from the Town. Mr. Dutra stated that Xiphias Wellness is structured as a non-profit; would they be doing a PILOT. Attorney Romano stated at this time, Xiphias is not able to get a 501c Tax Exempt status but if they become non-profit, they would be pledging all taxes. Attorney Romano stated currently, 95 State Road is the location being considered for purchase, it is just under 10,000 sq.ft. and it would be used for cultivation and dispensing. This would commit a number of jobs (Westport resident preference) with benefits; the center would be open to only patients with ongoing doctor relations. Attorney Romano stated they wanted to serve patients of the Commonwealth. Mr. Dutra asked what the intended market area was. Attorney Romano stated mainly

Westport and anyone traveling I-195; understanding that in keeping it locally it would keep traffic at a minimum. Mr. Vieira stated that in November, there are plans to legalize recreational use on the ballot. Attorney Romano stated his client was not interested in the November ballot. Mr. Vieira stated that he has done some research and sales jump up when recreational use is passed; his concern is the addiction part of it; the business plan did not include recreational. Attorney Romano stated Xiphias will never be allowed to do recreational because as a non-profit, you can't sell recreational but if it is wanted by Westport, it would take a 2/3's vote of the Board to open another business that is not non-profit. Attorney Romano stated his client is about helping patients. Discussion ensued. Following the discussion, Mr. Vieira asked if there was any other place that has been running successfully that the Board could look at. Mr. Dutra asked that Attorney Romano find an applicable model that the Board could review; he asked the information be forwarded to the BOS Office. Mr. Sullivan stated to Attorney Romano that they were the second group to come in; the BOS has to develop a sense of how we are going to deal with everyone; we need to talk about how we are going to handle these types of applications. The Board thanked everyone for coming in. No votes were taken and no action was taken regarding a letter of support or non-opposition.

Jim Whitin & Jim Hartnett – RE: EPA Southeastern New England Program for Coastal Watershed Restoration Grant.

Mr. Hartnett explained the Southeast New England Program for Coastal Watershed Restoration. Mr. Hartnett stated there are funds available anywhere from \$250,000 to \$1million. Mr. Hartnett stated he did not have the specifics tonight but they are looking at Wastewater Management. Mr. Hartnett stated they were looking for the blessing of the BOS to submit an application to get the process started. Mr. Hartnett stated there is still plenty of time for other boards to get involved. Mr. Whitin explained that a comprehensive wastewater management plan is very expensive and explained the steps involved. Mr. Vieira questioned the 10% match; Mr. Hartnett stated it can include in-kind service. Mr. Sullivan asked if the in-kind could be private funds; Mr. Hartnett stated yes. Mr. Whitin stated they will be meeting with Horsley Witten on this and based on that meeting, they would know what Phases can be applied for. Mr. Whitin stated this is a very competitive grant. Mr. Spirlet asked if Horsley Witten would be paid if we don't get the grant; and if we go for this and get the funding, do we have to follow through or is it our choice on what we do. Mr. Whitin stated it is our choice; this will help itemize what we have on the ground and not what we need; this will give us a lot of alternatives. Tim Gillespie stated the WRMC is fully on-board with this. **Motion** made by Mr. Vieira to move forward with the grant application and allowing Mr. Hartnett to pursue this. Second by Mr. Ouellette. The Board voted unanimously in favor.

Action Items

1. **Motion** made by Mr. Sullivan to approve January 11, 2016 & January 19, 2016 as the next BOS meeting dates; with the remainder of the potential schedule to be discussed at the next BOS meeting. Second by Mr. Ouellette. The Board voted unanimously in favor. **Motion** made by Mr. Ouellette to amend Tuesday, December 27, 2016 to Wednesday, December 28, 2016. Second by Mr. Vieira. The Board voted unanimously in favor.
2. **Motion** made by Mr. Ouellette to accept the COA donations (\$36.00-Second Half Bridge Players and \$100.00-Robert Faulkner). Second by Mr. Sullivan. The Board voted unanimously in favor.
3. **Motion** made by Mr. Ouellette to approve the Affordable Care Act Policy and Procedures submitted by the Town Treasurer. Second by Mr. Sullivan. The Board voted unanimously in favor.
4. Maureen Sullivan, Chair of the Tough Kids Challenge and Jeff Fitton, Co-Chair were present. Date of the event will be Sunday, June 5, 2016 @ 11:00 AM. Thomas Plourde will be assisting. Ms.

Sullivan stated that Saturday, June 4, 2016 from 8:00 AM to 3:00 PM will be needed to set up the obstacle course. Request of use is for the outside fields, basement restrooms, electricity and water. Ms. Sullivan is estimating 400 participants with an anticipated 40 support workers. Ms. Sullivan will provide a certificate of insurance (liability) and will work with Mr. King on site accessibility. Mr. King stated he has spoken with the baseball people and will work with them on this. Discussion ensued regarding the course. **Motion** made by Mr. Ouellette to approve the request to use the Westport Middle School Playing Fields for the Tough Kids Challenge by the WES/MAC PTO. Second by Mr. Vieira. The Board voted unanimously in favor.

One-Day Liquor Licenses – None.

Appointments and/or Resignations – None.

Discussion Items

1. Mr. King presented a summary of the Town Administrator's Proposed Budget. The detailed budget will be submitted at the next BOS Meeting. Mr. King stated he still had a couple of Town Committee to consult with again concerning the recommended budgets for their service area. The memo was reviewed. Mr. Vieira requested for next meeting that Mr. King provide the Net School Spending figures. **Motion** made by Mr. Sullivan to allow Mr. King to move forward with Alternative #2. Second by Mr. Vieira. The Board voted unanimously in favor.
2. Mr. King stated the Planning Board has forwarded recommendations for the potential sites for leasing Town Land for Solar Arrays. The Board reviewed the Planning Board memo; noting there was a possible prime site (strip of land behind) the soccer fields on Sanford Road. Mr. Vieira suggested that Mr. King talk with Conservation Agent Chris Capone on this matter. No votes were taken.

Minutes

1. **Motion** made by Mr. Vieira to approve the Regular Meeting Minutes of January 29, 2015 with amendments. Second by Mr. Sullivan. The Board voted 4 in favor, 1-abstention (Spirlet). Amendment: page 5 - #5: delete “were” and insert “was” and #6/7: change “schedule” to “scheduled” and delete “of”.

Selectmen Liaison Committee Reports – None.

Question and Answer Period – None.

Board Members Suggestions for Future Agenda Discussion / Action – None.

Topics not reasonably anticipated forty-eight (48) hours in advance of the meeting

1. A request was received by Beach Committee Chairman Tim St. Michel over the weekend from Dan Murphy seeking permission to park at East Beach on Wednesday, January 1, 2016 at noon for approximately 15-20 minutes to perform a wedding ceremony; there will be 7-10 people attending and 2-3 vehicles will be parked. Mr. St. Michel has no problem with this request but the Police Dept. wanted the BOS to give approval so no parking tickets will be issued. **Motion** made by Mr. Spirlet to approve the request. Second by Mr. Ouellette. The Board voted unanimously in favor.

Other Business

1. Mr. Spirlet mentioned the passing of Dartmouth Police Chief Steve Soares, who was a Westport

resident.

2. Mr. Ouellette reminded everyone to be careful, Public Safety has been very busy lately.
3. Mr. Spirlet wished everyone a safe and Happy New Year.

8:58 PM Executive Session

Motion made by Mr. Ouellette to enter into Executive Session pursuant to Massachusetts General Laws Chapter 30A, Section 21 to approve Executive Session Minutes of January 29, 2015. Second by Mr. Spirlet. The Board voted unanimously in favor.

Roll Call Vote: Mr. Ouellette-aye. Mr. Spirlet-aye. Mr. Vieira-aye. Mr. Sullivan-aye. Mr. Dutra-aye.

Mr. Dutra announced the Board would return to Open Session following the Executive Session in order to adjourn.

8:59 PM Open Session

Motion made by Mr. Ouellette to adjourn the Board of Selectmen Meeting. Second by Mr. Spirlet. The Board voted unanimously in favor.

Adjournment.

Respectfully submitted,

Diane Pelland
Administrative Asst/Confidential Clerk to the Board of Selectmen

APPROVED: _____
Steven J. Ouellette, Clerk