



**BOARD OF SELECTMEN
REGULAR MEETING MINUTES
MONDAY – January 6, 2020**

Members Present: Shana M. Shufelt, Chair
Brian T. Valcourt, Vice Chair
Ann E. Boxler, Clerk
Steven J. Ouellette
Richard W. Brewer

Also Present: Timothy King, Town Administrator

Select Board Chair, Ms. Shufelt called the meeting to order at 6:01 pm in the Westport Town Hall, 2nd floor meeting room, 816 Main Road, Westport, MA.

Pledge of Allegiance: The meeting commenced with the Pledge of Allegiance.

Chair's Announcement – The Chair announced that under the provisions of MGL Chapter 30A, section 20(f), the meeting was being recorded.

1. Acknowledgments & Recognitions

Ms. Shufelt noted that January 17, 2020 is the 261st anniversary of Paul Cuffe.

Mr. Valcourt noted the passing of the Somerset Fire Chief and offered condolences on the part of the Board. Mr. Ouellette thanked the town's safety forces who worked over the holidays.

2. Licenses

S & K License & Distinctive Auto at 1121 State Road.

Kelly Murphy and Steve Maciel have secured a temporary location through March with Distinctive Auto at 1121 Route 6. They plan to move to their new location on Rt 177 in March. **Motion** by Mr. Valcourt to approve the Class II License for S & K Auto at 1121 State Road to June 16 2020. Seconded by Mr. Brewer. The Board Voted 5-0 in favor

3. Appointments and/or Resignations

- a. Request from Raymond Elias for appointment as a full member to the Agricultural Commission (3-yr term). **Motion** by Mr. Valcourt to approve. Seconded by Mr. Ouellette. The Board Voted 5-0 in favor.
- b. Request to appoint Alberio Medina Jr. as full-time Patrol Officer effective December 22, 2019. **Motion** by Mr. Ouellette to approve effective December 22, 2019. Seconded by Mr. Brewer. The Board Voted 5-0 in favor.
- c. Request to appoint Tyler Gillis as Camera Operator. **Motion** by Mr. Ouellette to approve appointment. Seconded by Mr. Brewer. The Board Voted 5-0 in favor.

4. Action Items

- a. Approve posting open Assistant Planner Position (non-union).

Jim Whitin, Chair of the Planning Board and Town Planner, Jim Hartnett were before the Board to explain the position approval by Personnel Board and the funding sources for this position. This position was originally filled 10-12 years ago. Due to the down turn of the economy, they have not been able to fill it and are in need of help in the department. The position would fall under an employment agreement contract. **Motion** by Mr. Ouellette to post the position. Seconded by Mr. Valcourt. The Board Voted 5-0 in favor.

b. Camping Grounds:

Authorization to test property for public water supply:

The School Building Committee (SBC) is looking at well options for the Elementary School. The SBC has not approved a final solution. One option is to construct a new well in the northerly upland area of the Camping Grounds. There is a need to do exploratory testing to see if this is feasible and the current owner has approved testing. The SBC asked the BOS to approve testing. There is no additional cost to test that area. This does not include any construction of any well if that is a result of testing. Mrs. Anderson requested the Board wait that it was too soon to act. Discussion ensued of the simple need to test the feasibility.

Motion by Mr. Valcourt to approve testing for public water supply. Seconded by Mr. Ouellette. Discussion from the public ensued. The Board would be only authorizing the ability to test at no additional cost. If there is any construction proposed, the SBC would have to come before the Board. The Board Voted 5-0 in favor.

Bond Anticipation Note.

No action needs to be taken as this was previously approved. Mr. Valcourt stated the Campground Committee will be meeting and the RFP is in draft. The Board rendered their signatures on the Bond Note paperwork.

c. Determination by the BOS of an employee's disclosure of financial interest as required by MGL ch. 268A ss. 19 for the:

1). Highway Surveyor. The son of the surveyor plows for the town on occasion.

Motion by Mr. Valcourt to approve. Seconded by Mr. Ouellette. The Board Voted 5-0 in favor.

2). Town Administrator. Mr. King serves on the Southeast Health Insurance program committee and may be voting on policies that may benefit him and he is disclosing this.

Motion by Mr. Ouellette to approve. Seconded by Mr. Brewer. The Board Voted 5-0 in favor.

d. MIIA officers

The Board can nominate someone to serve on the MIIA Board and should identify a voting delegate for the MIIA Annual Meeting held in conjunction with the Mass Municipal Association Conference.

Motion by Mr. Ouellette to appoint Mr. King to vote and Mr. Ouellette as an alternate. Seconded by Mr. Brewer. The Board Voted 5-0 in favor.

e. Approve and endorse the time extension for JH Lynch.

Motion by Mr. Valcourt to approve. Seconded by Mr. Ouellette. The Board Voted 5-0 in favor.

f. Buzzards Bay Coalition (BBC) request to support MA Environmental Trust Grant (MET) for cluster wastewater treatment systems feasibility study at Cadman's Neck and the Let. Maureen Thomas from the BBC requested the Board consider supporting the application of the grant. If funded, engineering firm would be hired to look at how to reduce the nitrogen loading in the river. Discussion ensued. The final result will be a feasibility study followed by a final concept plan and potential funding. The Town and taxpayers would decide if they would want to pursue any of the

findings. Residents have not yet been notified and if funding is received, the BBC would reach out to the neighborhood to discuss with the residents. Mr. Brewer suggested approaching the residents sooner than later.

Motion by Mr. Valcourt to provide a letter of support. Seconded by Mr. Ouellette.

Shirley Robbins, land and farm owner on Cadman's Neck stated that they have a 2 acre parcel of land that has been targeted and she does not think it is fair that it played out this way and feels imminent domain will be used.

Mr. Whitin stated that Kleinfelder through the Integrated Water Resource Management study randomly looked at land and not specifically chosen. There is no intention to force this on any resident. There is no certainty where such area would be at this time. Robert Daylor, Vice-Chair of the Planning Board stated that the report that they have now, the location is not singled out and other options are given. These are not design recommendations, only suggestions of alternatives.

The Board Voted 5-0 in favor.

- g. Approve Principal Assessor Employment Agreement.

The town has an agreement with Pam Lee; she would be paid \$90,000 to start, \$92,500 after 6 months and \$95,000 after 1 year. **Motion** by Mr. Valcourt to approve. Seconded by Mr. Brewer. The Board Voted 5-0 in favor.

- h. Nomination Mathew Armendo, Director of Public Health, as Animal Inspector.

Motion by Mr. Ouellette to nominate Mr. Armendo as a State Animal Inspector. Seconded by Mr. Valcourt. The Board Voted 5-0 in favor.

- i. Accept donations totaling \$1,568.50 to Council on Aging Gift and Donation account.

Motion by Mr. Ouellette to accept the donations. Seconded by Mr. Brewer. The Board Voted 5-0 in favor.

- j. Set the Special Town Meeting date.

The Office received a petition for a Special Town Meeting on January 2. The date the STM can be held is Tuesday February 11, 2020 at 7pm. The Moderator is available and the School has been alerted to this. Ms. Shufelt would like to finalize and close the warrant on January 13, 2020 and at the January 21, 2020 invite the petitioners to discuss the merits of the article allowing detailed discussion and continue to the February 2, 2020 meeting if needed.

Motion by Mr. Valcourt to set the date for Special Town Meeting on February 11, 2020 at 7 pm. Seconded by Mr. Ouellette. The Board Voted 5-0 in favor.

Motion by Mr. Valcourt to close the warrant on January 13, 2020. Seconded by Mr. Ouellette. Discussion ensued. Ms. Shufelt read the petition into the record. She would like to invite council on 1/21 and discuss questions she has formulated and any other questions there may be. Ms. Shufelt asked if there were any other articles to include to this warrant. Mr. King noted some financial transfers were expected. Mr. Valcourt stated that the Campground study article close to being ready for the warrant and would like to include it.

The Board Voted 5-0 in favor.

Sam Mundel, primary author of the petition, asked if the town attorney opinion would be available to the public. Typically, Town Counsel opinions are not public, but Ms. Shufelt will request the opinion is for public review. She read her questions that will be sent to Town Counsel into the record with a due date of 1/21.

5. Discussion Items

Timeline for Westport Elementary School roof project.

The WES roof replacement will take place during Summer, 2021. However funding for the project needs to be approved by September 2020. Mr. King explained the time line and the preference of having this on the 2020 ATM so as to expedite the work in the feasibility study. If approved in May 2020, it can then pass to the September ballot. This way it would be completed by ATM 2011 and benefitting from funding from the state. Mr. Brewer asked if it would seek funding through debt inclusion or exclusion. **Motion** by Mr. Valcourt to place this on the ATM warrant. Seconded by Mr. Ouellette.

Mr. Brewer stated that he still needs to know if included debt or excluded debt: if excluded debt, it would increase the tax rates.

The Board Voted 5-0 in favor.

6. Town Administrator Report

Mr. King gave his report. He noted the \$150k earmark from Senator Rodrigues for work on Route 177 and Tickle Road. He noted the increased maintenance costs for the Annex. Capital projects are almost all ranked.

7. Minutes

December 16, 2019

Motion by Ms. Boxler to approve as amended. Seconded by Mr. Ouellette. The Board Voted 5-0 in favor.

8. Bill Warrant

Noted, all in order, per Mr. Brewer's review.

9. Selectmen Liaison Committee Reports

Mr. Brewer noted the Audit Committee meets 1/14/20.

Mr. Ouellette noted roadway and infrastructure improvements along Route 6 and bike path being worked on;

Mr. Valcourt noted Camping Ground meeting later this month.

Ms. Boxler had no meetings and nothing to report

Ms. Shufelt stated the School Building Committee (SBC) is looking at well testing as noted above; construction is \$1.3MM under budget and 3 days ahead of schedule thus far. Mr. Ouellette asked if the SBC can take a look at repurposing the High School sign.

10. Boards/Committees/Commissions Vacancy List

As noted

11. Board Members Suggestions for Future Agenda Discussion / Action

None.

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

None.

13. Question & Answers.

None.

14. Executive Session – Motion by Mr. Ouellette to enter into executive session at 7:18pm and adjourn the regular session at its conclusion pursuant to the provisions of MGL c 30A section 21(a), Chair declares an open meeting will have a detrimental effect to:

- a. Discuss strategy in preparation for negotiations over the Director of Public Health contract (2)
- b. Approve Executive Session Minutes.

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Seconded by Mr. Brewer. The Board Voted 5-0 in favor.

Roll Call Vote: Shufelt, Aye. Valcourt, Aye. Ouellette, Aye. Boxler, Aye. Brewer, Aye.

Adjournment

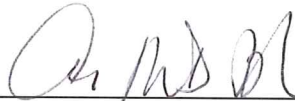
Motion by Mr. Ouellette to adjourn the regular meeting at 8:15 p.m. Seconded by Mr. Valcourt. The Board voted 5-0 in favor.

Respectfully submitted,



Lucy Tabit Administrative Assistant/
Confidential Clerk

APPROVED:



Ann E. Boxler, Clerk, Select Board Member

Attachments to Agenda of 1/6/20:

- 2 S and K Auto Sales 1121 State
- 3a Elias request
- 3b Medina letter
- 3c Tyler employment application
- 4b 1 letter to Town CG well
- 4b 2 Camping Grounds – BAN
- 4c Disclosure documents
- 4d MIIA report of nominating committees
- 4e JH Lynch letter
- 4f BBC request
- 4i COA Donations
- 4j STM petition - Amend Right to Farm By-law
- 5 Elementary school roof
- 6 TA Report
- 7 BOS minutes 121619 draft
- 8 Bill warrants 12-20 and 1-3