

Memorial Town Hall, 1 Library Street, Georgetown, MA 01833

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BOARD OF SELECTMEN MEETING MINUTES

Memorial Town Hall

8/15/16

6:30PM-Executive Session~2nd Floor Meeting Room

7:00PM-General Meeting~3rd floor meeting room, Town Hall

Selectmen Present: C. David Surface Chairman; Gary C. Fowler, Clerk; Douglas W. Dawes, Steven Sadler; Joseph Bonavita

Others Present: Michael Farrell, Town Administrator; Attorney Timothy Zessin; Janet Pantano, Administrative Assistant

Absent:

6:30PM EXECUTIVE SESSION

Anticipated executive session in accordance with the provisions of G.L. c. 30A, sec. 21(a)(3), to discuss strategy with respect to collective bargaining with AFSCME Council 93.

7:00PM Call to order

Invocation-Douglas W. Dawes

Pledge of Allegiance

WARRANT & MINUTES

Warrant to be signed

Ratification of the Firefighter Collective Bargaining Agreement

Mr. Surface stated that they have ratified the Firefighter Collective Bargaining Agreement tonight. Tim Zessin, K & P explained the process and the time that they have worked on the agreement. He stated that they worked on a wage scale which is in fair market with other communities. Mr. Surface asked members for comment.

Mr. Fowler stated that this is a big change for him and the Fire Department. He stated that there has been a big change from a volunteer to a call firefighter department. He stated that the budget amount is the same just that the funds have been moved around.

Mr. Fowler moved to approve the AFSCME Council 93 Firefighter Collective Bargaining Agreement. Mr. Bonavita seconded the motion and the motion was approved by a unanimous vote.

ADDENDUM

NEW BUSINESS

School Building Committee/Update on Penn Brook School landscaping-Ellie Sinkewicz, Co-Chair SBC and Carl Franceschi, DRA to be present.

Mr. Franceschi explained the work that the contractor has done since the July 18th meeting. He stated that the landscaping is looking good and they have a schedule through October. He stated

that the trees will look at in October and have a 1-year warranty on the trees. Ms. Sinkewicz stated that the SBC let Brait know that they put him on notice regarding the landscaping. She stated that Brait has fulfilled all requests as requested. She stated that the contractor has put a subcontractor on reserve if needed to finish the landscaping.

Mr. Sadler asked about the issue with the look of the drainage areas. Mr. Franceschi stated materials in these areas have been accepted by the town and the town is maintaining the areas. Mr. Surface asked for an update at the next meeting September 12th.

Joint meeting with the Board of Assessors to fill unexpired Assessor term

- *Letter of request for appointment as an Assessor from Michael C. Anderson*

Thom Berube, Assistant Assessor; Dave Bogdan, Assessor; Arthur MacDonald, Assessor were present

Dave Bogdan, Jewett Street explained that the Assistant Assessor resigned and the position has been filled with past Assessor Thom Berube. He stated that they approached Mike Anderson to fill the position and he has accepted.

Mr. Anderson stated he would like to help the town and that this is a low key board and stated that he also works for the Town. Mr. Farrell stated that he will have to be made a special Municipal Employee at the next meeting where he also works for the town. Mr. Dawes asked if there is a training that Mr. Anderson must attend. Mr. Bogdan stated that if he is elected he would have two years to attend the training.

Mr. Dawes moved to approve the appointment of Michael C. Anderson as an Assessor to fill the unexpired term to May 8, 2017. Mr. Bonavita seconded the motion and the motion was approved by a unanimous vote. 7-0

Elm St. Update – Peter Durkee to be present

Mr. Durkee stated that the gas company started this Saturday and their project will take 3 months. He stated that if you do not need to drive on Elm Street then do not. He stated that the gas company knows the school start and stop time and will work around these times. He stated that they will do the work at the end of the school road at off times. He stated that he will talk with Mr. Farrell to start the bid process so they will be ready to go in the spring. He stated that he met with the gas company today and they will have two officers every day and another at the start of school.

Chief Cudmore stated that he is coordinating with an officer at Elm St at the start of school. He stated that he will be meeting with the Superintendent on Thursday regarding traffic as will Mr. Durkee.

Mr. Bonavita asked what work will be done after Gas Company is done. Mr. Durkee explained the work that could be done while School is in session. Mr. Bonavita asked if the work would be finished by the end of next summer. Mr. Durkee stated it will take longer than that as there are a lot of structures to be moved. He stated that they are saving \$100K with the Gas Company doing the work first.

Mr. Surface stated that the estimated finish date would be fall 2017.

Mr. Bonavita asked what time of day will they start work. Mr. Durkee stated 7AM is the usual start time. Mr. Bonavita stated that the Elm Street residents have put up with a lot of construction and traffic over the last few years.

Mr. Surface asked Mr. Durkee to just notify the Elm Street residents on work being done through the Georgetown Connect system.

Brook Street-return to two-way traffic

Chief Cudmore stated did not know when road was made a one-way. He stated that making these streets a one-way causes traffic on other roads and they need to connect tributary streets. He stated that he has met with the new traffic committee and we have a few roads that need to be T's instead of Y's.

Mr. Durkee stated that in the Elm Street meeting Brook Street was included and the discussion of the t was made.

Chief Cudmore stated Brook Street is one-way for just a portion and this causes an issue with enforcement as is Searle St and Clark Street.

Mr. Sadler stated that they just got a history on this street and do we need to invite residents and have public hearing on any change. Chief Cudmore stated that they need a process to move forward and if we need a public hearing then one should be held.

Mr. Surface stated that we could hold a public hearing September 12 and vote. Mr. Fowler stated he asked for it to be on the agenda and do we need a public hearing. He stated it should be what is best for the town. He asked if we could notify residents by phone of a hearing. Mr. Farrell stated that we could get word out on Georgetown Connect.

Mr. Sadler stated that if Traffic Committee has done due diligence then he would be ready to vote. Mr. Fowler stated that the committee has just reconvened and he wanted to bring this issue to the board with the work being done on Elm St.

Discussion on notifying residents. Mr. Fowler stated that the change could wait until construction and the change in the road entrances. He stated that they could change to a one-way continued to the whole street and then change to a two way later.

Discuss to leave for now and to review at the second meeting in September.

Request from St. Mary Parish for a one-day Liquor License for a Comedy night 11/4/2016.

Mary McManus stated that this is for a charity event. She stated that they will be serving beer and wine.

Mr. Dawes moved to approve the One-Day Liquor License for St. Mary Parish for a Comedy Night at 94 Andover Street on Friday, November 4, 2016 from 7PM to 10PM. Mr. Fowler seconded the motion and the motion was approved by a unanimous vote.

Transfer Station Lease Approval

Jason Mello, Spofford Road Newburyport, and Greg Mello, Canterbury Lane Georgetown were present

Mr. Farrell stated that the town went out to bid for the transfer station lease and did get approval at town meeting for a 10 year contract. He stated that the contract is for 10 years with the option to be renewable for 2 contracts so could be for 30 years.

Mr. Fowler asked about prevailing wage. Mr. Farrell stated that because they are leasing town land and under 30B procurement laws and they require this.

Mr. Bonavita asked if any environmental studies required. Mr. Farrell stated that they are required by DEP. Mr. Surface asked if they take batteries. Jason Mello stated that they do at the scale station but would rather not. He stated that they take tires and can take TV's. He stated that they usually send people to Box Q as they takes TV's.

Mr. Dawes moved to approve the Transfer Station Lease with Mellow Disposal to continue until July 31, 2026. Mr. Bonavita seconded the motion and the motion was approved by a unanimous vote.

Mr. Mello thanked the board for working with them.

Mr. Dawes moved a 2-minute recess. Mr. Bonavita seconded the motion and the motion was approved by a unanimous vote.

Healthy Pharms Community Host Agreement

Nathaniel Averill and Attorney Valerio Romano were present

Mr. Surface stated that he did not intend for an interactive session on the host agreement just a board review. Atty. Romano stated that they were not present for that but thanked Mr. Dawes and Mr. Farrell for their work on the host agreement.

Mr. Dawes stated that they will have a draft to be presented to Healthy Pharms by our attorneys.

Mr. Farrell stated that all comments were sent to K & P and were vetted by legal and some changes were made. Discussion on change on page 2 section C.

Mr. Surface asked for comments from the board.

Mr. Sadler asked if gross sales is wholesale as well as retail. Atty. Romano stated yes.

Atty. Romano stated have are seeking to distribute to Cambridge and may to Leister. Mr. Farrell stated that they may need a letter for the distribution. Atty. Romano stated that he has worked with K & P on other host agreements and can work with them.

Mr. Bonavita stated that as time goes on with more cars coming out of the site there could be an issue with safety and taking a left out of the drive. Chief Cudmore stated that becomes a problem Healthy Pharms will work with the town. Mr. Bonavita asked if a traffic light be needed. Chief Cudmore stated if requires a change they will work with Healthy Pharms.

Mr. Surface stated that he would like to go over page 2 again. Discussion

Mr. Surface asked if everyone was comfortable with the draft to present to Healthy Pharms. All members were.

Mr. Dawes moved to approve the draft Healthy Pharms Community Host Agreement and for Kopelman & Paige to present to Healthy Pharms. Mr. Bonavita seconded the motion.

Mr. Surface asked for the committee to keep the board updated and review on September 12th.

Attorney Valerio Romano stated that Mr. Dawes will act as the client. Mr. Surface stated yes that is how it will work.

The motion was approved by a unanimous vote.

Attorney Romano stated that the Dept. of Health and Human Services asked for a date change or new letter of non-opposition. He stated that they are very detailed and the dates do not align.

Mr. Surface asked if this will effect anything done by the Planning Board. Atty. Romano stated that it is an application requirement not a regulatory requirement. Mr. Surface stated that he would want to have K & P review before we send a letter. Atty. Romano stated that it can be a new letter with the current date. Mr. Surface asked if the Planning Board was aware they may be growing for another facility. Atty. Romano stated that the board is aware that they may grow for other facilities.

Mr. Surface stated to put this on the agenda for the next meeting and then vote.

Mr. Farrell stated that Healthy Pharms is looking for a partial occupancy from the Planning Board and did they get that. Atty. Romano stated that it was not on the last Planning Board agenda and could be on the next agenda.

Discussion/Approval of School Resource Officer Position

Police Chief Cudmore was present

Mr. Surface stated that he has discussed use of \$60K from the State that was not anticipated for the SRO. He stated one member was not in favor of this. He stated that he asked how the board feels now on the issue. He apologizes on how the process went and wanted to get the officer in before School started. He stated that he would like to increase the communication between members.

Mr. Farrell stated that he would like to apologize and clarify his comments at the FinCom. He stated that he felt from a discussion in June that the board was in support of the SRO. He stated that he should of stated it was his opinion the board was in favor not that they were.

Mr. Dawes stated that he was in favor and was looking at a different source of funding. He stated that once the source is validated can they return the funding to the general fund or wherever. Mr. Farrell stated that the funds cannot be returned to the general fund.

Mr. Surface stated that he meant to communicate that they would use the State funds as they are available. He stated that the funds from the Healthy Pharms agreement will go into an account that the BoS will have control of and can designate for the SRO.

Mr. Fowler stated that he thanked them for the apology and he talked with the FinCom chair and watched the meeting and we need to improve the process. He stated that he would have liked to know the FinCom was discussing the SRO and would have been at their meeting. He read quote from paper and thinks the FinCom should revote.

Mr. Sadler stated that he is 100% on board with this SRO and agrees with the issue with the process. He stated he was clear on the \$60K being used and was unclear on other issues. He stated he would like to form a communications committee and has some interest from folks.

Mr. Bonavita stated that he is a big advocate for the SRO position. He stated that there is procedure and everyone makes mistakes nobody is perfect. He stated that they have an opportunity to get this done before school starts. He stated to him it was very plain that all were on board. He stated that he believes that FinCom knew what they were voting on.

Chief Cudmore stated that he was at the FinCom meeting and it was a great night for the Police Department. He stated that he has been trying to fill the lost position from 2009. He stated he has the smallest department in the area. He stated that the purpose of the Personnel Director is that it works and the Personnel Board did not work. He stated that he did not talk to the paper regarding the position. He stated every year he presents to the FinCom with the added position and it has been thrown out. He stated that this position will not just be a SRO and would assist in the summer at the park and where else needed. He stated that this position came at the best time. He stated that he is saddened that the process issue happened. He stated that he has hired the officer and held a two day assessment for this position and a retirement position next spring.

Chief Cudmore stated that he has been told that everything starts with the FinCom and has for the last few years. He stated that the process is complicated but works.

Mr. Farrell stated that they will also need funds for benefits and FinCom was aware of this.

Mr. Sadler stated that they will use funds from the State for the position and some from another source.

Mr. Farrell stated that FinCom stated that funds could come from other sources such as FinCom reserves, Marijuana funds, or free cash, line item transfer, etc. Discussion on funding

Mr. Surface stated that at the Fall Town Meeting they must appropriate the funds for the SRO.

Mr. Fowler stated that he would like to discuss the \$60K. He stated that he did not know about this fund. Mr. Surface stated that they had an email from Mr. Farrell. Mr. Fowler stated that he does not get all emails. He stated he feels this \$60K is not extra money and that we used free cash to balance the budget this year. He stated that there are extra things the funds could have been used for such as funding retirements, capital items, etc.

Mr. Sadler stated that he agrees that this is not free money but he stated there are things that you cannot put a price on. He stated that the kids in town are a large part of the town. He stated that this was a good opportunity and we did not have the funds before and the use of the funds will not put us over the top.

Mr. Surface stated that we do not know what this number will be next year could be higher or lower. He stated retirements are hard to predict.

Mr. Farrell stated \$175K from free cash was used to reduce the increase to the School budget.

Mr. Sadler stated that he would be in favor of an appointment tonight.

Mr. Dawes stated that he is still infuriated with the process.

Mr. Surface stated the process was messy.

Mr. Dawes stated a huge drug issue in town and when they had a DARE Officer he saw how the Police Department interacted with the kids. He stated Police Department needs support and bolstering.

Mr. Surface stated that he is willing to vote on position.

Mr. Sadler moved to appoint Henry Olshefsky as a full-time police officer term to expire June 30, 2019. Mr. Bonavita seconded the motion.

Mr. Fowler asked that the board also look at capital items moving forward.

The motion was approved by a unanimous vote.

Request from the Police Chief to reappoint Joseph L. Bouchard as a School Crossing Guard term to expire June 30, 2017.

Mr. Dawes moved to reappoint Joseph L. Bouchard as a School Crossing Guard term to expire June 30, 2017. Mr. Fowler seconded the motion and the motion was approved by a unanimous vote.

American Legion Park Discussion

Chief Cudmore stated that with the increased patrols they are seeing an improvement at the park. He stated that he met with Park and Rec for 3 hours last week. He stated that they have to work to get legislation done and work so it can be enforced. Mr. Surface stated that he and Mr. Dawes attended a meeting and will work with the town to have the proper rules and legislation in place. Chief Cudmore stated that they hope to have something for fall town meeting. Mr. Surface stated we now have an additional park with a dog park, and skate park, etc. He stated we will discuss at the second meeting in September. Mr. Fowler stated that having the parks is a good problem.

CORRESPONDENCE

Notice of request from Tinn Lizzy's Bar & Grill for a Keno license from MSLC
The board had no opposition to Keno at Tinn Lizzy's Bar & Grill.

Notice from the Town Clerk of the resignation of James Lacey from the FinCom & SBC
Mr. Surface thanked Jim Lacey for his service to the town.

Notice from the Town Clerk of the resignation of George Perkins from the Historical Commission
Mr. Surface thanked George Perkins for his service to the town.

NEW BUSINESS

The Spot, Inc. request to pledge the liquor license
Mr. Surface stated that the request is for approval of the pledge of license. Mr. Dawes stated that this would have no effect to the community. Discussion on value of license.

Mr. Dawes moved to approve the request from The Spot, Inc. to pledge the liquor license. Mr. Sadler seconded the motion and the motion was approved by a unanimous vote.

Line Item Transfers Approval
Mr. Farrell explained the line item transfers to the board.

Mr. Dawes moved to approve the Line Item Transfers as presented for FY2016. Mr. Fowler seconded the motion and the motion was approved by a unanimous vote.

OLD BUSINESS

ITEMS NOT REASONABLY ANTICIPATED BY THE CHAIR 48 HOURS IN ADVANCE OF THE MEETING

SELECTMEN'S REPORT

Strategic Planning Update
Mr. Farrell stated that Department Heads are meeting August 23rd. He stated that steering committee will look at the results and then go back to a public session.

Fall Meeting dates: September 12, 19; October 17, 24; November 14, 28; December 12, 19, 2016

Board approved the meeting dates.

TOWN ADMINISTRATOR'S REPORT

Senior Community Center (GSCC) update
Mr. Surface stated that the board went on a tour of GSCC and it is looking good.

Georgetown Connect Reminder
Mr. Farrell stated that we do not have a lot of people signing up for Georgetown Connect and read a brief description of what is Georgetown Connect.

Novus Agenda

Mr. Farrell stated that we are moving forward with the Novus Agenda program and the board should be hearing from a trainer to set up training for the members.

APPOINTMENTS & APPROVALS

Request from Richard Williams for reappointment to the EDC term to expire June 30, 2017.

Mr. Dawes moved to reappoint Richard Williams to the Economic Development Committee term to expire June 30, 2017. Mr. Bonavita seconded the motion and the motion was approved by a unanimous vote.

Appointment of Philip Trapani as a full member of the Historical Commission term to expire June 30, 2018

Mr. Surface moved to appoint Philip Trapani as a full member of the Historical Commission term to expire June 30, 2018. Mr. Bonavita seconded the motion and the motion was approved by a unanimous vote.

*Park & Rec appointment request from Chris Ruest and Heather DePriest to expire June 30, 2017***

(Commissioners have concerns and have not vetted candidates at this time)

Mr. Surface stated that we will hold on these appointments until we have a recommendation from the Park & Rec.

Request from the Town Clerk to approve the Poll Workers for the 9/8 State Primary

Mr. Dawes moved to approve the Poll Workers for the September 8, 2016 State Primary. Mr. Bonavita seconded the motion and the motion was approved by a unanimous vote.

Mr. Sadler stated had he attended his first meeting with the Economic Development Committee and had a good meeting. He stated that Steve Przyjemski, ConCom Agent was going to contact the group who were interested in the Kennedy property and see if still any interest. He stated that they had heard from businesses on Carleton Drive who want to sponsor a Welcome to Georgetown sign with some commercial advertising. He stated that he talked to owner of Little Block of Shoppes and are looking to rent and they are interested in a round table with other business owners.

NEXT MEETING

Monday, September 12, 2016 at 7:00PM, 3rd floor meeting room, Town Hall

ADJOURNMENT

Mr. Dawes moved to adjourn. Mr. Bonavita seconded the motion and the motion was approved by a unanimous vote.

Meeting adjourned at 10:00PM.

Minutes transcribed by J. Pantano.

Minutes approved September 12, 2016.

Documents used in this meeting:

- Notice of request from Tinn Lizzy's Bar & Grill for a Keno license from MSLC

BoS Minutes
August 15, 2016

- Notice from the Town Clerk of the resignation of James Lacey from the FinCom & SBC
- Notice from the Town Clerk of the resignation of George Perkins from the Historical Commission
- Letter of request for appointment as an Assessor from Michael C. Anderson
- Request from St. Mary Parish for a one-day Liquor License for a Comedy night 11/4/2016.
- Transfer Station Lease
- Line Item Transfers
- Firefighter Collective Bargaining Agreement
- Discussion/Approval of School Resource Officer Position
- The Spot, Inc. request to pledge the liquor license
- Healthy Pharms Community Host Agreement
- Fall Meeting dates: September 12, 19; October 17, 24; November 14, 28; December 12, 19, 2016
- Georgetown Connect Reminder
- Request from the Police Chief to reappoint Joseph L. Bouchard as a School Crossing Guard term to expire June 30, 2017.
- Request from Richard Williams for reappointment to the EDC term to expire June 30, 2017.
- Park & Rec appointment request from Chris Ruest and Heather DePriest to expire June 30, 2017
- Request from the Town Clerk to approve the Poll Workers for the 9/8 State Primary