



**TOWN OF FREETOWN  
BOARD OF SELECTMEN**  
3 North Main Street/P.O. Box 438  
Assonet, MA 02702-0438  
**PHONE: 508-644-2201; FAX: 508-644-3342**



**MINUTES OF MEETING OF MONDAY JUNE 1, 2015**

**COUNCIL ON AGING  
227 CHACE ROAD, EAST FREETOWN, MASSACHUSETTS**

**6:00 P.M. Call to Order** by Chairman Lee J. Baumgartner. Present are Selectman Lee Baumgartner, Selectman Paul Sadeck and Town Administrator Jack Healey. Meeting is being recorded by Selectman Paul Sadeck.

**6:05 P.M. Soil Board Meeting**

**Signing of Biweekly payroll/vendor warrants  
Weekly Public Discussion period**

**Consent Agenda:**

**Board of Selectmen: Action relative to:**

- Highway Surveyor, Charles Macomber, relative to Chapter 90, Project Request for Dakel Drive, Amanda Road and Jethol Drive. Motion (Pacheco/Sadeck) to approve as described by Chuck Macomber. Amanda Rd in the amount of \$89,620.90, Jethol \$69,000 and Dakel \$72,000. Selectman Sadeck asks what the Chapter 90 total is for 2015. It is \$690,000 approx. Chuck would like to get these projects done. Selectman Pacheco wants to know when these will be done. Chuck says before school opens so we don't have to open worry about that. Passed unanimously.
- Interdepartmental Transfer as submitted Scott Barbato, Building Inspector. Scott says we don't have enough money to pay for the plumber we are taking from Salary to pay for it. Motion (Pacheco/Sadeck) to approve it. Passed unanimously.
- Sign/Approve License for Sale of Second Hand Merchandise for Excel Recycling. Selectman Pacheco says she sat down with both gentlemen however she still has concerns. Marty's concern he says he understands the concerns about the community however he thinks the property is perfect area for the business. Jonathan says we found that property and we consulted with Scott and the Zoning was correct and when we met with Ms. Pacheco however at this point we don't want to limit ourselves to anything that others don't have up there. Marty says it is important to understand that this is our business and this is our business and we will conduct ourselves properly and we want to be welcomed into town. We are in Westport, Charlton and we work carefully with those Towns and please understand we

are very aware of the impact we have. We are aware of what we do and we want to make our business neighbor friendly. We want to work with the community. We would like to give back to the community and we don't want to have a condition placed on the license. Regarding the hours specifically this is a 2 shift operation but we need to have some flexibility. We need that flexibility if something breaks down so we can recoup that once that machine is up and running. Selectman Baumgartner says he understands it however the other side is it that the industry needs to move in to an industrial park. Selectman Sadeck says he understands that the area is industrial that they want to go in and he understands that businesses should go in to that area however the license that you are applying for only goes to December 31<sup>st</sup> of this year and the Board has a lot of flexibility on your license. Jonathan says we want to work with you on this there wouldn't be any advantage to work against you. Marty says you can count on us to be a good business citizen. We don't think there will be any complaints on our property. Mr. Barbato says he thinks this is a good business to go in this area however we can stop this in a court setting if needed and as you have said you can stop them if you need to by not renewing it next year. Scott says it sounds like they are planning on quitting by 7pm at night. Selectman Pacheco asks if Mr. Barbato sent a letter to the neighbors. Mr. Barbato says he didn't require it. Selectman Pacheco doesn't understand why the restrictions are so much of an issue. 7-7 process with maintenance after. Selectman Sadeck asks how do we know how it will go. Selectman Pacheco says we don't know how this will go but we don't and Air Gas Scott sent a letter but Scott required them to send the letter. Scott says the big difference with them was they needed a building permit. Selectman Sadeck says they really won't have the license for too long. Marty says ultimately the Board has the pull to not renew the license. Marty understand that their license can be revoked. Motion (Sadeck/Baumgartner) to approve the 2<sup>nd</sup> hand license. Selectman Pacheco is opposed.

- Discuss IMA between Freetown and Fall River. Jack says that the major issue is that the Fall River inspectors will be named as inspectors and all the fees will be in place and now our fees. The difference is that they will collect the fees and we will get the percentage of the fees. Scott and Jack looked at the fee schedule which you have before you. Selectman Baumgartner says the Fall River Inspectors will have all the say. Scott says the building codes are all the same so I am fine with them doing the inspections. Selectman Sadeck says this IMA will only come into play with Fall River if the building is straddled on the town lines. My concern is that we have already signed an IMA and now we have to go back and sign another one. Selectman Sadeck says we have been trying to get them to lower their rate for water for year and they haven't done that so I feel we shouldn't do anything on this. Jack says in another part of my report I spoke about the Water and Sewer agreement and the City has agreed to reduce that agreement but it isn't enough. The law says the municipality cannot charge more than what it cost to bring the water to us. My recommendation is that there is no increase and when I worked here last time I said this wasn't right it is the law, we are letting them get away with it and we need to sue them. We need to challenge them. Selectman Sadeck says our current contract is suppose to be drinkable and we are paying a lot of money to pay for filters to make it drinkable. Selectman Pacheco says this is because DEP has determined that they are in compliance because Fall River can take an average and we only have one area to test. Selectman Baumgartner says maybe we should use leverage through legal counsel or through not signing the IMA. Jack says he thinks the idea of taking legal action can be handled easily by asking them about getting grants to pay for it and he thinks

that they needed to do certain things to receive those grants. Motion (Sadeck/Pacheco) to set up a meeting with our legal counsel to speak with us about this. Selectman Pacheco agrees but until she hears and sees something she needs to know from Counsel first. Passed unanimously. Selectman Pacheco says as far as the IMA there came a new Mayor and this is probably what prompted the change.

- Sign Special Election Warrant, as submitted by Jacqueline Brown, Town Clerk. Motion (Pacheco/Sadeck) Passed unanimously. Selectman Sadeck reads the question aloud and states the that voters will need to approve this at town meeting and then if approved it will go to a ballot question. This will be a slight increase on taxes. This is very important to get done or there will be a weight limit placed on the bridge.
- Town Administrator's Report. Solar credits we entered into an agreement with Borrego. Borrego would like to enter into an amendment with the Town and in order to enter into another agreement they would like to delay the project by 6 months. So I negotiated a rate decrease of .5 cent which is about \$65,000 in savings. Also I negotiated a kiosk to be located at an elementary school to the kids could look at this and learn from it. The point is that this amendment will have a positive result. Americam is doing their due diligent with the Town and Jack attached information to the Board to review. Please make any suggestions.
- Meet with Finance Committee to approve budgets for FY16.

#### **Board of Health:**

Selectman Sadeck says please be careful for the Deer ticks they are very small.

#### **Personnel Board:**

- Request from Kevin Bernardo to carry over 5 days (36 hours) of unused vacation time from FY15 into FY16. Kevin says because of all the construction I am unable to take it. Selectman Sadeck doesn't have an issue however when employee get vacation please use it. Motion (Sadeck/Baumgartner) Passed unanimously.
- Accept/Sign Conditional Offer of Employment for Thomas Long, as submitted by Police Chief Abbott. Motion (Sadeck/Baumgartner). Passed unanimously.
- Sign Recruit Training Fee Agreement for Patrolman Lee, as submitted by Chief Abbott. Motion (Sadeck/Baumgartner) Passed unanimously.

#### **New Business**

- Dates for upcoming Board of Selectmen June 3<sup>rd</sup> Q&A w/ 3<sup>rd</sup> Graders, Special and Annual Town Meeting June 15<sup>th</sup>. July 13.
- Veterans Benefits Transfer Motion (Pacheco/Sadeck) \$7,485.15. Passed unanimously.

#### **Old Business:**

- Key Fobs – Selectman Pacheco wants a copy of these!!!!

- Status of 4 South Main Street Building
- Richmond Road Bridge

Motion (Pacheco/Sadeck) to adjourn at 9:00. Passed unanimously.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Ali Golz".

Ali Golz, Administrative Assistant