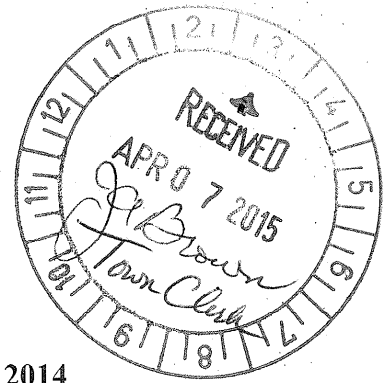




**TOWN OF FREETOWN
BOARD OF SELECTMEN**
3 North Main Street/P.O. Box 438
Assonet, MA 02702-0438
PHONE: 508-644-2201; FAX: 508-644-3342



MINUTES OF MEETING OF MONDAY OCTOBER 20, 2014

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

6:00 P.M. **Call to Order** by Selectman Lisa Pacheco those present are Selectman Lee Baumgartner, Selectman Paul Sadeck, and Town Administrator Jack Healey. The meeting is being recorded by MCCAM and Selectman Sadeck and John Garcia from Standard Times. Selectman Pacheco reads the Agenda aloud.

6:05 P.M. Board of Health Variance –6 Hawes Dr. Engineer is present and all the Abutter have been notified. Selectman Pacheco reads the abutters list aloud. Mr. Billington is the property owner. The leaching field is more than 100'. We are asking for a waiver of 50'. They would like to be 67' from the wetlands. They did 2 perc tests. The location required additional area. Just 2 minor waivers. Mr. Bernardo would like a deed restriction of 3 bedrooms. Motion (Baumgartner/Sadeck) to approve with Mr. Bernardo's recommendations and with restriction of the 3 bedrooms. Passed unanimously.

6:10 P.M. Discussion with Board of Health Agent Kevin Bernardo regarding Tobacco Regulations. Judith, Cathy Wilbur and Sarah McColgan from MA Health Officers Association are present for the talk. Cathy Wilbur states that the cigarettes had the industry however now there are many other colorful things out there and it is marketed now to roll marijuana. The market now is geared towards youth. Everything is below one dollar. Then they have E-Cigarettes and they are flavored, there are 400 puffs which is 2 packs of cigarettes in it and this isn't regulated. Right now any age can purchase them. There are no regulations. Selectman Pacheco asks where they are located in the store. Sarah said in the front of the counter. The FDA is trying to figure out now how to regulate them. Selectman Pacheco asks if the trend was going down you said where before for children and now not. Judith says the graph going up is for children on E-Cigs. The flavors are key and they are concerned about that. The children get into that. Sarah explains the regulations there are two different types Sales and Smoking areas. Sarah says the sample regulations show a checklist if you choose to do this then it would bump the price up to \$2.00. Selectman Baumgartner asks if we can see other Town's regulations. Capping or reducing the number of permits the Town licenses, you now have 9 permits and you can cap it that. Sarah continues to go down the list. Many communities ban the flavor sales. Selectman Baumgartner asks about legal pushback. Sarah said that in providence there was a lawsuit however it was denied. Min Sale Age is an easy one to implement. There are several different checklist questions she goes down the list. The FDA comes through at least once a year. Local ETS regulations are for Workplace etc. We get a lot of complains that people have used them in Libraries, workplaces. Selectman Pacheco asks if you can ban them in restaurants. Mr. Bernardo says yes you can ban them anywhere you want. The way this works

is I would hand you over to DJ to Draft a regulation for you and you can have a Public Hearing. You don't have to have one but we would suggest you have one. Selectman Sadeck says he needs time to review the material but suggests the Board act on this. Judith said we can do the media piece for you. Selectman Pacheco says we should have a point person to work on this. Selectman Sadeck says Selectman Baumgartner as the Board of Health Chair should be that person.

6:30 P.M. Discussion with Good Energy representative Stefano Loretto and possibly sign contract. Ross Perry and Stefano Loretto are here to discuss Good Energy. Freetown has already passed this at their Town Meeting. Mr. Perry says the resident will save 8-10% on their power contract. The Board will be in charge of the Power Source. Freetown is ahead of the curve. This will be a postcard and the resident will be able to call in and it won't be the Town that they call. They will get one bill from NSTAR no one else. We are hoping that you sign the contract within a week or so. Mr. Loretto says this contract says there is no out of pocket cost and there is no commitment. MA will have the 2nd highest electricity rates in the country behind Hawaii. We will have the advantage of going to bid when we want to when the market is in our favor. Utilities are required to buy at a fixed time. They are mandated by the DPU. In addition your rates change every 6 months. The Board dictates how green you want to go. We do all the marketing which is where the value is. You are the decision maker. Fee is paid by the winning supplier. Mr. Ross states this is a turnkey process. Selectman Sadeck says with 13 Towns in the group then we should get an excellent bid. Selectman Pacheco says what stops another company from going door to door. Mr. Loretto says nothing unfortunately. We would make your residents aware of that. Selectman Sadeck asks about a variable factor. Mr. Loretto says the rate would be zero variable. The rate would never change unless the state changes a law. Mr. Perry says the contract terms will be able to be reviewed before we go out to bid. Selectman Pacheco asks about their marketing plan would they do a seminar for people. Mr. Loretto states a public forum. The education is ramped up before we go out to bid. Mr. Monteur asks about the proposal what type of guarantee that the price would be stable. Like NSTAR owns the electric lines and Verizon owns the poles. Over the past 45 years I have turned off my outside lights because of the cost. Mr. Loretto says nothing changes there is a supply portion and a delivery portion. Nstar profits off the delivery charges not the supply charges. The supplier of the electricity you can get from anywhere. Selectman Baumgartner says Mr. Monteur is asking about what if NStar raises their rates. Mr. Loretto says they can raise their delivery rates and we don't have control over that. Selectman Pacheco says the contact is with Town Counsel and we will take action on it on November 3.

Signing of Biweekly payroll/vendor warrants

Weekly Public Discussion period

Mr. Monteur states that Chuck did Chace Rd. is he going to put up the double line again?

Selectman Pacheco says maybe there is one more step in this process.

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

- Ambulance Abatement for Month of September 2014, submitted by Fire Chief Gary Silvia. Motion (Sadeck/Baumgartner) to approve \$3,196.85. Passed unanimously.
- Sign Road Opening Permit for 16 Dr. Braley Rd. Motion (Sadeck/Baumgartner). Passed unanimously.
- Town Administrator's Report Action Items- Jack reads from his report
 - Lang Rd. – Chuck will be setting up a meeting with Concom
 - Republic Services – This will be ready for Town Meeting and will be ready after. Selectman Pacheco thanks Selectman Sadeck and Mr. Healey for their hard work on this project.
 - Electrical Aggregate Article from ATM.
 - Services Agreement from Good Energy- addressed above.
 - IWT- they will be meeting shortly.

Selectman Pacheco asks if we can look into Soil stock piling. Also what is going on with SRTA.

- Approve Board of Selectmen Minutes from May16, 2014 May 19, 2014, May 27, 2014, June 16, 2014, July 14, 2014 Motion (Sadeck/Baumgartner) to approve. Passed unanimously. and July 28, 2014 Motion (Sadeck/Baumgartner). Selectman Pacheco Abstains from July 28, 2014 as she was not present.
- Request from Tuesday Club to use the Council on Aging on November 5, 2014 at 7pm for a meeting. Motion (Sadeck/Baumgartner). Passed unanimously.
- Vote to conduct a Special Town Meeting on November 19, 2014. Motion (Sadeck/Baumgartner). Passed unanimously.

Board of Health:**Personnel Board:**

- Approve/Sign Change of Status form for Timothy Dwyer, effective October 21, 2014, as submitted by Police Chief Carlton Abbott. Motion (Baumgartner/Pacheco). Passed unanimously.
- Accept letter of resignation from Paul Demelo, Reserve Police Officer, as submitted by Police Chief Carlton Abbott. Motion (Baumgartner/Pacheco) to accept with regret and send letter. Passed unanimously.
- Appoint/Approve Change of Status for Robert Klevecka Assistant Transfer Station Attendant. Selectmen Sadeck explains they just conducted the interview today with

Town Administrator Jack Healey, Board of Health Agent Kevin Bernardo and Transfer Station Attendant Victoria King and they all conferred and would like to recommend Robert Klevecka to the position. Motion(Pacheco/Baumgartner). Passed unanimously.

- Selectman Pacheco asks Mr. Healey if the Planning Board will speak to the Articles for the 43D and the STOD at the STM.

New Business

- Dates for upcoming Board of Selectmen, Fall Special Town Meeting Monday October 27th, Monday November 3rd, and Monday November 17th (No Meeting), STM 11/19 and Monday December 1st.

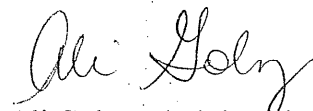
Old Business:

- Status of Feasibility study – Selectman Pacheco would like to have one meeting for everyone.
- Freetown Elementary lease agreement – ongoing.
- Pending report of South Main Bridge scheduled for October 2014.
- Pond Level.
- Grass Mowing at FYAA fields – update from Chuck how this has gone and then we can take this off.
- Union negotiation meeting – nothing scheduled.
- Meeting with DESE – Selectman Sadeck says he went to the Reg Sub Comm meeting and they were going to vote on the request from Lakeville to pay them from E&D which they have 1.2 Million out of it. He also pointed out again that Freetown is paying 750 more than Lakeville and the chairman from Lakeville said maybe we should look into this.
- Building on 4 South Main Street - the red building, what is going on with it?
- Key Fobs Update how it's going and infractions Selectman Pacheco asks. Mr. Healey is working on it.
- Karen Robitaille needed some time is it rectified – Mr. Healey says no it is not yet.
- Bounds

Executive Session:

Motion (Sadeck/Baumgartner) to adjourn 7:15pm. Passed unanimously.

Respectfully submitted,



Ali Golz, Administrative Assistant