



**TOWN OF FREETOWN
BOARD OF SELECTMEN**
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**MINUTES OF MEETING OF TUESDAY DECEMBER 15, 2015
COUNCIL ON AGING
227 CHACE ROAD, EAST FREETOWN, MASSACHUSETTS**

- 6:00 P.M. Call to Order** Lee J. Baumgartner calls the meeting to order. Others present are Selectmen Paul G. Sadeck and Selectmen Lisa A. Pacheco, Town Administrator Jack Healey.
- 6:05 P.M. Soil Board Meeting**
- 6:15 P.M. Public Meeting for Name change to DB Fabrication Inc. d/b/a Bugs Stevens 190 Slab Bridge Road.** This is for a change in name in name and a change in the officers as well. Mr. Bergman says his father is getting out of the business and he would like to continue the business but in his name not his fathers. Motion (Pacheco/Sadeck) Passed unanimously.
- 6:25 P.M. Public Meeting for name change for Millis Industries, Inc. d/b/a Pick and Pull 65 Chace Rd.** This is for a change to the officers only. Bob Valchiz and Collin Kelly are present for Millis Industries. They are restructuring for scrap and handling parts as well. The company themselves will handle the parts not the consumer anymore. We have 2 other facilities in RI. No shredding being done onsite. Motion (Pacheco/Sadeck) Passed Unanimously. There are some residents present who start to voice some concerns as to the business. Mr. Valchiz states that this will be the same operation that is going on as has always gone on. Mr. Valchiz states they will address everything that is brought to our attention by the residents. Selectman Baumgartner said they will monitor this. Selectman Pacheco says you may want to meet with Mr. Mello the owner of the property on the side. Mr. Mello tells people to feel free to stop by at anytime. Selectman Sadeck says this is just a change to their existing license.
- 6:30 P.M. Discussion with Board of Health Agent regarding Proposed New Health Regulations** – Health Agent, Kevin Bernardo explains that 2 parties were invited to this meeting regarding these changes. Selectman Sadeck explains that the Board of Health Agent would like to implement a new rule and his understanding of this is because of a feud because of two neighbors. He doesn't want to implement this because of only two property owners. Selectman Sadeck says last year Mr. King had two dead animals hanging and Mrs. King explains the EPO asked to take them down and they did. They complied with this. Bones are even in the regulations they are cleaned. Mrs. King says that Kevin Bernardo agrees with this. Mr. King asks if he can put clean bones on his property. Kevin Bernardo agrees as long as they are clean. Selectman Sadeck says we aren't

talking about bones at all. Selectman Sadeck says reasonable amount is ok. Mr. King shoots 30 deer a year. Mr. King wants to hang them. Mrs. Fernandes says they were not taken down until February. They have hung other bones that were not cleaned. Selectman Sadeck says this won't happen again and if it happens again it will be taken care of. Selectman Pacheco asks if Mr. Bernardo can explain the fines. Health Agent Bernardo says the fine is \$100 per day if there is a concern. Selectman Pacheco says she proposes a \$200 fine for the next time he has to go out because he has to go out. Motion to change it. Motion (Pacheco/Baumgartner) Passed unanimously. Mr. King wants to make it clear that bones are good. Selectman Pacheco says yes as long as Mr. Bernardo agrees that they are. Mr. Bernardo agrees as long as they are clean.

6:45 P.M. Board of Health Variance – 116 Chace Road – Niles Zager is here for the resident. Selectman Baumgartner reads the abutter notifications aloud. They need 3 variances. 5' to 3' for groundwater, 20' to 10' from SAS to cellar wall and 100' to 50' from SAS to wetland tributary to water supply. They are putting in a Presby. There are a few things going on here but this is the best situation for this property. Mr. Bernardo said this will be put through for the betterment Motion (Pacheco/Sadeck) to approve as recommended by Mr. Bernardo with a 5 bedroom deed restriction. Passed unanimously.

6:55 P.M. Board of Health Variance – 67 Chipaway Road – Mr. Schneider, engineer explains they need 3 variances. 1st is 13' from the cellar wall from the leaching area, 13' off the side line not the 20' and groundwater separation at 3' instead of 4'. Motion (Pacheco/Sadeck) to approve with Mr. Bernardo deed restriction of 4 bedroom. Passed unanimously.

7:05 P.M. Board of Health Variance – 22 Buena Vista Ave. – Selectman Baumgartner reads the abutter aloud. Mr. Charon states that they need 3 variances. 1st is 5.5' not the 10' from property lines, 2nd 20' from cellar walls, and 3rd observation holes not located within disposal area. Motion (Pacheco/Sadeck) to approve with Mr. Bernardo's recommended deed restriction of 3 bedroom also contingent on receiving the abutter notices. Passed unanimously.

Weekly Public Discussion

Selectman Lee Baumgartner announces that he will not be seeking Reelection for Selectmen in April.

Consent Agenda:

Board of Selectmen: Action relative to:

- Accept donation of Flag Pole from Paul Barbato. Motion (Sadeck/Pacheco) to accept this donation in the amount of \$3,500.00. Selectman Pacheco abstains.
- Town Administrator's Report. Mr. Healey urges everyone to go to Hathaway Park and use it. There is a small balance in the account of \$5,000 we should raise more to maintain what is there. Solar Credits from NRG formally Borrego in Carver, this is a reduction in Electric for all Town Building. You have an Estoppel Agreement before you

that you need to sign which says they are in compliance and counsel is in agreement with it, with one exception which is the Kiosk at the FES which they haven't installed yet and he would like to extend the time on them installing it. Counsel wanted us to get a letter from them for 90 days saying they could have 90 days to install. I have done so. I will meet with the FES principal and Facility Manager to find out where they want it placed. Selectman Pacheco asks what the commercial operation date is. Mr. Healey isn't sure of the exact date. Selectman Pacheco wants to know that exact date is because that date will always push the 90 days forward. She would like that date by the next Board meeting.

- Electrical Aggregation Program- 22 Towns including Freetown went through a process to see if we could get a lower bid than Eversource and we did. ConEd Solution was the winner of the bid. In January ConEd will supply the electricity to residents and if our Residents want to they can Opt-Out, if they do they can't Opt-In within the 2 years. The letter does come from New York unfortunately. This does save a bundle of money. Eversource can drop below but they can go above at anytime.
- Freetown Screw Site – There wasn't many people that have come to the meeting and we have moved along with the Grant filing which will allow us to get us the money to do more clean up.
- Town Counsel bills – most activity has been utilized and I think it should be concluded soon but if we need to go to FinCom we will. We did go over by 50% last year but it was an unusual year last year.
- MIIA has offered an extension for us this year and has only offered this to only 40 communities; they have 385 communities for FY17. This is for Workers Comp and Liability. Motion (Sadeck/Pacheco) to continue with MIIA for next year. Selectman Pacheco says only if they will honor this proposal. Passed unanimously.
- Approve/Sign Solar Estoppel Agreement. Motion (Pacheco/Sadeck) Passed unanimously.
- Approve/Discuss Solid Waste Options for 2016. Mr. Healey says this needs to be discussed but maybe it doesn't need to be approved tonight. SEMASS- Mr. Bernardo says we are paying \$26.47 now and it will jump to the \$60s per ton. GNBRRMD is offering \$60 to start for 10 months and then 63/67/70 at 10year line, and we can have 2 hazard waste days. The last is New Bedford Waste Proposal –ABC. Selectman Baumgartner would like to know what the bottom line is. Mr. Healey says SEMASS isn't going anywhere, GNBRRMD is a good one and it solves the hazard waste issue and Wastezero is problematic because they don't have their financing yet. They do have contracts with several communities. They would take all our trash and recycling and take it up to Maine to burn it to create power. Mr. Bernardo says we are taking a hit on everything now. We are paying for everything. He recommends 5 years because there will be other alternatives then. You don't want to tie yourself down. You won't be locked in. Mr. Bernardo likes the Crapo Hill. We need to see if we can get a 5 year

contract. Selectman Pacheco says to see if we can get a 3 year deal with a 2 year option. Selectman Pacheco wants to know where they will be putting it.

- Approve Abatements from November 2015 and April-June 2014, as submitted by Fire Chief. Motion (Sadeck/Pacheco) to approve in the amount of \$42,605.51. Passed unanimously. Motion (Pacheco/Sadeck) in the amount of \$42,347.34. Passed unanimously.
- Letter from Janice Gurney regarding her intent to remove 124 County Road from Chapter 61A, and the Town's right of first refusal. Motion (Pacheco/Sadeck) to refuse the property at 124 County Road recorded at the registry of Deeded on August 26, 1994 in Book 2856, Page 39 and on June 17, 1997 in Book 3252, Page 5. Passed unanimously.
- Letter from Bryant Hill Farms Inc regarding their intent to remove 3 Quarry Dr., Map 202, Lot 20 from Chapter 61A, and the Town's right of first refusal. Motion (Sadeck/Pacheco) to refuse property located at 3 Quarry Dr., Map 202, Lot 20. Passed unanimously.
- Vote/Sign Annual Town Election Notice as submitted by Town Clerk, Jacqueline Brown. Motion (Pacheco/Sadeck) Passed unanimously. Selectman Pacheco reads the Public Notice aloud.
- Annual renewal of liquor and other licenses issued by the Board of Selectmen: Motion (Pacheco/Sadeck) to approve all licenses listed below. Passed unanimously.
 - All Alcohol Innholder-Assonet Inn, Inc.
 - All Alcohol Package Store-Assonet Star Market, Inc.; Circle K; K&E. Liqueurs, Inc..
 - All Alcohol Veterans Club-Freetown Memorial Post #6643, VFW
 - All Alcohol Restaurant- Independence Harbor, Inc.; The Nephew's Italian American Kitchen, Inc.
 - Wine & Malt Package Store- Grandpa's Place, Inc.; Prime Express;
 - Entertainment License-Independence Harbor, Inc.; The Nephew's Italian American Kitchen, Inc.; Freetown Memorial Post #6643, VFW.
 - Jukebox Licenses- Assonet Inn, Inc.; Freetown Memorial Post #6643, VFW.
 - Sale of Second-Hand Merchandise- Excel Recycling.
- Annual renewal of Class II and Class III Motor Vehicle License and other licenses by the Board of Selectmen: Motion (Pacheco/Sadeck) to approve all licenses listed below. Passed unanimously
 - Class II Motor Vehicle Licenses: Bob's Motor Works; Cedar Street Garage d/b/a Euro Classics; Clermont's Auto Sales; Chuck's Import Village; San Man Auto Sales; P.J. Auto Sales; Miller's Auto Sales; Evolution Auto Sales, Inc.; C.J. Auto Sales; Boehler's Garage; Jimmie's Used Cars; John's Auto Body & Sales; F&F Auto J.M. Auto Sales; Main Street Gas & Auto; Nathan's Garage; Specialty Auto.

- Class III Motor Vehicle Licenses: J&T Auto Salvage; Westgate Auto; Home Town Automotive; Bugs Stevens' Freetown Auto; Millis Industries Inc; Big Wheels Truck Sales, Inc.; East Freetown Auto Salvage, LLC; C.S.A Auto Parts.
- Graveyard License Renewal for Millis Industries Inc.
- Auctioneer License Renewal for J&T Auto Salvage.

Board of Health:

- Discuss Proposed New Board of Health Regulations with Animal Control Officer Lisa Podielsky. Selectman Sadeck says Lisa Podielsky has modified since she was here last, she did a great job. Motion (Pacheco/Baumgartner) Passed unanimously.
- Selectman Sadeck announces the Drug Collection unit the Police Department will have in order for a Safer Communities Program. Selectman Pacheco says this is a great thing and maybe we should set something up with the Seniors to make them aware of this. This is where the young children are getting their drugs from.

Personnel Board:.

- Sign Change of Status form for Donald Bullock, Constable, as submitted by Chief Abbott, effective December 2, 2015. Motion (Sadeck/Baumgartner) to approve. Passed unanimously.
- Sign Change of Status form for Taylor Podielsky, as submitted by Chief Abbott, effective December 19, 2015. Motion (Sadeck/Baumgartner) to approve. Passed unanimously.
- Appoint Election Workers Rite Lapre, Susan Freeman-Aronofsky, Patricia Rushton, Peter Charland, Rochelle Cox and Kenneth Collard, as submitted by Jacqueline Brown effective December 8, 2015. Motion (Sadeck/Baumgartner) to approve. Passed unanimously.

New Business

- Dates for upcoming Board of Selectmen Meetings January 11th, January 25th, February 8th, and February 22nd.

Old Business:

- Water Agreement

Motion (Pacheco/Sadeck) to adjourn at 8:00pm. Passed unanimously.

Respectfully submitted,



Ali Golz, Administrative Assistant