



**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, APRIL 9, 2012

**FREETOWN ELEMENTARY SCHOOL- ACTIVITIES ROOM
43 BULLOCK ROAD, EAST FREETOWN, MASSACHUSETTS**

6:00 P.M. Meeting called to order by Selectman Jean C. Fox. Those present: Selectman Paul G. Sadeck and Town Administrator Richard Brown. Selectman Lisa A. Pacheco was absent due to illness.

6:00 P.M. Reorganize the Board: Motion (Sadeck/Fox) to nominate Selectman Fox as Chair of the Board of Selectmen. Passed unanimously. Motion (Fox/Sadeck) to nominate Selectman Sadeck as Board of Health Chair. Passed unanimously. Motion (Fox/Sadeck) to nominate Selectman Pacheco as Personnel Chair. Passed unanimously.

6:10 P.M. Award bid for 2012 model year Forestry Vehicle for the Fire Department. Fire Chief Gary Silvia stated that 6 bids were received and recommended to the Board that the bid be awarded to the lowest bidder, which was Fouts Bros. Fire Equipment for \$73,900.00 Motion (Sadeck/Fox) to award bid to Fouts Bros. Fire Equipment. Passed unanimously.

6:15 P.M. Presentation from Attorney William Manganiello regarding a proposed development of a solar facility at 67 Chace Road. Attorney Manganiello's firm is representing Mass PV5, LLC. He is before the Board seeking approval to have an Article on the Warrant for the Annual Town Meeting to enter into a PILOT agreement for solar project. Attorney Scott Fenton from Bowditch & Dewey, also representing Mass PV5, as well as Gus Abalo from Mass PV5 were present. Attorney, Scott Fenton stated that approval from the Conservation Commission as well as the Planning Board has already been obtained. The cost of construction is approximately \$18 million dollars. They have met with the local Assessors and DOR regarding this matter. They are looking to enter into a PILOT (Payment in lieu of taxes) Agreement with the town. The agreement entered with the town would be for 20 years. This would need to be approved at Town Meeting, as it requires a Town Meeting vote to allow the town to enter into the agreement. There is a \$42,000.00 PILOT the developer would pay to the town for each year. Gus Abalo of Mass PV5 stated that the benefit of this project is that it costs the town nothing as it doesn't affect police, fire, etc. Chairman Fox stated that this is uncharted territory. Richard Brown stated that there is some potential guidance from the state regarding 5% of sold electrical power. His concern is that there seems to be guidance where town can yield \$114,000.00 as opposed to \$42,000.00. Attorney Fenton mentioned that they have the permitting and financing in place and would rather get into agreement at the local level with the town. The \$42,000.00 amount came up when looking into other towns that have had approved PILOT negotiations and looked at their revenue. They stated that they are not looking into determining a PILOT with the town. At this

time they are just looking to get the Article on the Warrant. Chairman Fox stated the Board does not want to short change the town and the Board needs to look further into this. Mass PV5 would be leasing the property. Resident, Mr. Joe Montour of 46 Chace Road, asked about the property and its location to which Attorney Fenton answered that it was at 67 Chace Road. Mr. Montour mentioned that this was the first time that he had heard about this project. Gus Abalo mentioned that they had public meetings with the Conservation Commission and the Planning Board in order to get approval. The attorneys offered to come back and do a detailed presentation to the residents and answer any questions that they may have. Motion (Sadeck/Fox) to approve to place the Article on the Warrant once it has been vetted through Town Counsel. Passed unanimously.

Signing of biweekly payroll/vendor warrants

Weekly Public Discussion period: Mr. Joseph Montour of 46 Chace Road asked for an update on the Old School House Grant. Mr. Brown answered that quotes for the engineering services for the roof are due in on Tuesday, April 17th.

Consent Agenda

Board of Selectmen: Action relative to:

- Motion (Fox/Sadeck) to approve Minutes from January 17, 2012. Passed unanimously.
Motion (Fox/Sadeck) to approve Minutes from February 13, 2012. Passed unanimously.
Motion (Sadeck/Fox) to approve Minutes from February 27, 2012. Passed unanimously.
Motion (Sadeck/Fox) to approve Minutes from March 13, 2012. Passed unanimously.
Motion (Sadeck/Fox) to approve Minutes from March 26, 2012. Passed unanimously.
- Motion (Sadeck/Fox) to sign the Intergovernmental Lease Agreement between SRTA and Town for a 2011 E-450 van for use by the Freetown Council on Aging. This van will replace the small van. Passed unanimously.
- Motion (Sadeck/Fox) to approve and sign the all alcohol package store license transfer from Daisy's Country Store, Inc. to New England Farms, Inc. with a change of location from 33 Middleboro Road to 4 Chace Road. Approval received from ABCC. Passed unanimously.

Board of Health:

Personnel Board:

- Motion (Fox/Sadeck) to appoint Lisa M. Podielsky as Acting Animal Control Officer/Acting Inspector of Animals effective March 26, 2012. Passed unanimously.

- Motion (Fox/Sadeck) to approve Change of Status request for Lisa M. Podielsky from Assistant Animal Control Officer to Acting Animal Control Officer to become effective March 26, 2012. Passed unanimously.
- Motion (Fox/Sadeck) to reappoint Jared Darling as Assistant Animal Control Officer/Assistant Inspector of Animals. Passed unanimously.
- Motion (Fox/Sadeck) to approve Change of Status request from Police Chief and Fire Chief for Lisa M. Podielsky from Dispatch Trainee to Part time Signal Operator effective April 14, 2012. Passed unanimously.
- Discuss/Approve rate of pay for Lock up Attendant positions, as there is none established in the by-law as submitted by the Police Chief. Change of Status request for Lock up Attendant, Felicia Porawski. Police Chief Abbott was present to explain that there is no pay rate set for a lock up attendant. This position is identified under the personnel by-law and is not a union position. Up to this point there wasn't a problem because the lock up attendants were full time employees who would be paid over time when they worked. The Chief recommends that the rate of pay for the lock up attendant be set at the Reserve Officer Step 1 rate, which is \$16.13 and should the Board increase the Reserve rate, the lock up attendants would automatically adjust as well. Another option would be to amend the by law at Town Meeting. Motion (Fox/Sadeck) to approve this rate temporarily at \$16.13 and will place an Article on the Warrant for Town Meeting approval. Passed unanimously.
- Motion (Fox/Sadeck) to approve and sign side letter of Agreement between the Town and the Freetown 911 Signal Operators regarding allocation of compensation for dispatch instructors and the "splitting" of the stipend for more than one instructor. This does not change the compensation. It just splits it in half as there were 2 instructors instead of one. Passed unanimously.
- Motion (Fox/Sadeck) to appoint Sharon J. Rosen to the Parade and Fireworks Committee Passed unanimously.

New Business:

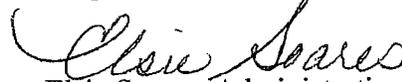
- Correspondence from folders of Boards of Selectmen, Health and Personnel
Town of Dighton is celebrating their 300th Founders' Day Celebration Anniversary of the town's incorporation in 1712 on May 12, 2012 beginning at 1:00 P.M. at the Dighton Ferry Landing.
- Dates for upcoming Board of Selectmen Meetings: Monday, April 23rd, Monday, May 7th, Monday, May 21st, Monday, June 4th (ATM).

Old Business:

- Mosquito spraying: Letter received from Bristol County Mosquito Control which stated that they will not begin spraying until the beginning of June but will be monitoring mosquitoes closely and if need to they will begin spraying sooner.
- Status of land clearing by City of New Bedford for solar panel project- Jean
- Status of Old School House grant
- Status of handicap ramp at Town Hall- Paul B- Richard Brown is working with the Bristol County Sherriff's office. Are going to try to get done next month.
- Signs for Fire Station for dedication – Gary- At the last meeting it was mentioned that an Article be submitted on the Annual Town Meeting Warrant. Talk to Chief Silvia regarding the amount for the plaque. It will be 3 plaques: one for the Fire Station, one for the Council on Aging and one for the Highway Department.

Adjournment of regular meeting: At 7:00 P.M., Motion (Sadeck/Fox) to enter into Executive Session to approve Executive Session Minutes and not to return to Open Session. Passed unanimously. All members voted in the affirmative when polled.

Respectfully submitted,



Elsie Soares, Administrative Assistant