



**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 MEETING OF MONDAY, JULY 15, 2013 – 6:00 P.M.

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

6:00 P.M. Call to Order

6:05 P.M. Dog Hearing – Owner John Prizio, Dog Officer, Lisa Podielsky-Cancelled at the request of the complainant.

Weekly Public Discussion period –

Thomas Desrochers, he owns a business in East Freetown. He is wondering if the Board has received any communication with the Private Investigator. Selectman Sadeck states that we are waiting for a completed report. Selectman Sadeck states that the investigator had to interview Mr. Bourgeois. If the Board chooses to release the report once we receive it then yes it will be available.

Dick Padelford – He states he has read many articles and he came tonight to defend this Board and he feels that this Board should not get any criticisms regarding this investigation. He believes there is nothing left for the Town to do except make the report public when it is available.

Selectman Sadeck says the thing that bothers him most is that people have questioned the Selectmen's integrity. Even the newspapers have done this. Our integrity means a lot to us. If there was any criminal activity then it would have been the first to refer it out to the appropriate people. We have here copies of the Agreement between Paul Bourgeois and the Town here for people to see. Selectman Sadeck says in regards to 6 Winslow Way there was nothing that was done out of line on this property. There has been a Stop Work Order placed on this property. Mr. Brown has contacted the interim building inspector to look into this.

Consent Agenda:

Board of Selectmen: Action relative to:

- Ambulance Fee Abatements for December 2012 & June 2013. Motion (Pacheco/Baumgartner). Passed unanimously. Selectman Sadeck explains that people who don't have health coverage they get their ambulance bills abated.
- Approve/signing of 12th Annual Cranberry Trifest for August 24 & 25, 2013 through town. Motion (Pacheco/Baumgartner). Passed Unanimously. Town Web Site so people know that live in this area know this is going on.

Board of Health:

- Variances for 17 Point of Pines – Abutters Notified. Motion (Sadeck/Baumgartner). Passed unanimously. Darren Michaelis from Forsight Engineering states the Septic is as far away from the water supply as they can be and they are staying away from Long Pond as well. This is a new system. The existing system is only 50' away. They are relocating the new system and this is the exact system they did at 15 Point of Pines. This is on the dirt end of the road. Mr. Brown spoke with Assistant Health Agent Joe Correia today and this is a secondary treatment system. Mr. Correia did not have any issue with it. Selectman Pacheco asked if it was damaged during the floods. Yes, Darren would guess that this would have been damage during the floods. They will first try a hand dug well. We do have Conservation Commission's approval for that either way. Point well, he doesn't see why this wouldn't work. Selectman Pacheco wants the Board of Health Agent here in the future.
- Selectman Pacheco says this week has been very hot please check on your elderly neighbors and I would like to have the Town Administrator have the Council on Aging be a Cooling house and to please put this on the website. Mrs. Baumgartner, Board of Directors on the Council of Aging said that the web site would be great however we are not able to see the web site all the times.
- They want to make a change to a contract regarding contract Janice Boucher, however this need to go into Exective Session – This will be held until a later meeting.

Personnel Board:

- Approve request from Police Chief for Richard Levesque's Reinstatement of Benefits. Motion (Pacheco/Sadeck). To deny the reinstatement of benefits. If the Union wants to appeal this they can. Passed unanimously. Selectman Baumgartner has a concern with this, he states Mr. Levesque has separated with the Town and there is nothing in the Town Contracts that say you can do this. Selectman Pacheco agrees as well as Selectman Sadeck. Selectman Pacheco does not think this is right.

New Business:

- Hathaway Park Site – \$3,892.00 grant for Taunton River Shed Council to spruce up the Boat ramp at Hathaway Park site. Selectman Sadeck said this goes back awhile ago. The only issue that we will pay for is some stone. Mr. Brown said we will make this work. Motions (Pacheco/Sadeck) to have the Town Administrator write a letter of commitment to them. Passed unanimously.
- Nobis – Mr. Brown states this is for 2 County Road, this will allow us to start us on the physical work site and survey work for hazardous materials prior to demo, this comes out of the grant. Motion (Pacheco/Baumgartner) Passed unanimously. Selectman Pacheco asks if we need a project manager. Mr. Brown says we have SRPEDD. Selectman Pacheco says who will ensure once this is done and who is working to protect Freetown to make sure this is done properly. Mr. Brown cannot recall exactly who. Selectman Pacheco would like to get this in writing. Especially when we are spending \$460,000.00. Selectman Sadeck asks who went out for the contract. Mr. Brown says this was chosen by the contractor. Selectman Baumgartner says we have 30 days from July 11, 2013. Mr. Brown did meet with someone who did the Ft. Deven's clean up he just can't recall the name. Selectman Sadeck asks him for this information by the end of this week. Selectman Pacheco will sign with the caveat that we get that info.

Old Business:

- Lang Road – This is done and the residents are welcome to come to Town Meeting with a Petition if they want it.

- Feasability Study – Mr. Brown is working on it.
- Library Study – We had the opportunity to do this however the Library wants to contract this out. Selectman Pacheco asks where the money will come from. Mr. Brown said it would cost \$4,000.00. Selectman Sadeck wants to go with the plan we had. The Library can come to the Board and speak to us about it. Mr. Brown says they need to buy the paint. Selectman Sadeck ask who he spoke with. Mr. Brown spoke with Mike McCue. Selectman Pacheco said the last year they wanted this done. If they have funds in the Library budget then they can do it but we will not spend our funds do this. Motion (Pacheco/Baumgartner) to move forward to have the Library painted by the Sherriff office

Adjournment of Regular Meeting: 6:41 Motion (Pacheco/Baumgartner) Passed unanimously.

Executive Session:

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ali Golz". The signature is fluid and cursive, with the first letters of the first and last names being capitalized and prominent.

Ali Golz, Administrative Assistant



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MINUTES MEETING OF WEDNESDAY, JULY 10, 2013

**FREETOWN TOWN HALL- TOWN ADMINISTRATORS OFFICE
3 NORTH MAIN STREET ASSONET, MASSACHUSETTS**

At 11:00 A.M. The meeting was called to order by Selectman Paul Sadeck. Those present: Selectman Lee J. Baumgartner and Town Administrator Richard Brown. The meeting is being recorded by Selectmen Sadeck.

11:05 A.M. Presentation by I.W.T. to Board of Selectmen – Representing IWT are Frank Campbell, Attorney Ted J Alexio, Counsel for IWT. Also present are Richard Baccari, landowner of proposed property and Ken Rezendes, interested Town Resident. Attorney Alexio gives and overview of the project. IWT responded to Taunton's RFP for waste conversion technology and they won the bid and were selected by Taunton to do this. However, Taunton informed them that they would not be awarded this bid because IWT's end result was not electricity. The end product is gas. The city however, would provide a site for them to use. The site they provided was not adequate. DEP determined that we could not use the site because no more than 5,000 sq. ft of wetlands could be relocated at the city furnished site. This effectively rendered the City of Taunton site unusable for the project. They then got in contact with Mr. Baccari to use the Freetown site and would like to move forward with a Purchase & Sale. This would not cause any noise or odor. Mr. Campbell has a slide presentation. He reads from his hand out. (Please see hard copy in Board of Selectmen Meeting folder) Mr. Campbell states they are here because they need a home. The mayor of Taunton knows we are here and he is willing to speak with you. The Taunton Project will relocate to Freetown. We are grandfathered in with DEP, Freetown is included in this. This project is a 2 Billion dollar project. He goes over the many companies that will be involved in the project. This whole team is technically qualified to handle this. If you would like independent references we can provide them through the County of Los Angeles. They are ranked 1st in this independent study. New York did the same independent study and we were again ranked 1st. 1 Ton of Municipal Solid Waste (MSW) converts into 1.5 - 2 oil energy waste. MSW. This recycles 100% of the waste. Selectman Sadeck asks about residue. Mr. Campbell states nothing is left over at all. One item we will make would sell the salt that we make to you for your roads to use in the winter. Selectman Sadeck asks where the combustions takes place. Mr. Campbell says there is no combustion. There is a chemical reaction and that is what converts it into gas. This is a very clean system. If this is approved this will be put at the Churchill & Banks site. All Trucks will be sent into through exit 8 ½. 10 trucks per hour daylight hours only, no discernible noise at the property boundary. They will process & 100% recycle an average of 1500 tons per day of MSW, will produce US EPA Clean Air Act, RFS-2 qualified sulfur free 87 octane gasoline, the gasoline will BBE transported by barge or rail from site. Start up would be June 2017. Selectman Sadeck asks about the barge access. Mr. Rezendes says the only downfall is that a large barge we would have to look at. You would have to look at the tides etc. There is access to Shell Oil. There is a pipe line that exists that we could look at too. We have the rail, water and highways. Selectman Baumgartner asks how they were going to move it. Mr. Campbell says by rail. Mr. Campbell summarizes the environmental benefits and the economic benefits. Benefits to Freetown they estimate will be 120 well paying jobs and they will pay \$1.8 million per year in Host Community benefits, provide free waste disposal services and reimburse Freetown for any out of pocket expenses associated with the

project through the construction of the facility. As far as the next steps I would like to ask to an agreement based on the Taunton Contract. I would give you a copy of the contract. It is a 42 page agreement with appendixes. I will forward it to you electronically. Mr. Brown asks what the implications are for Fire protection/suppression. Mr. Campbell says that is worded in the contract, we follow every code. Mr. Brown asks a more basic question, what is the technology that you need to fight a fire. Mr. Brown asks if is there a facility in the United States? Mr. Campbell says no there are no facilities in the U.S. At least 50% of this facility you can see operating around the country. Mr. Brown says you mentioned the host community fee. What about taxes? Mr. Campbell says this would be Payment in lieu of Taxes. The Host Community Fee would be a PILOT. Mr. Brown says if we grant a PILOT then that would have to go to a Town Meeting. Selectman Sadeck says from this point here they would have to go to the Planning Board. You would need to have a Zoning Determination made too. Mr. Brown says we have a by-law that prohibits recycling. However, this doesn't sound like that. This then also need to know if this is by special permit or by right? Mr. Brown asks what where will this go exactly. Will it go where the Meditech site would have gone? Mr. Baccari says the problem with Meditech wasn't as big a deal as the State made it out to be. The archeologist didn't find anything out of the norm. They wanted further study. Meditech refused to do anything else. Then the deal fell apart. There are two ways to go here. We have a legal opinion here the clean up was done. They can try and stop us. They would have to take us to court. We believe that we can get a process agreed to and there will not be an issue. Mr. Baccari says we will still have a large amount of acreage left. I do not want to waste my time. I believe this is going to move forward. Stop & Shop is now considering going liquefied natural gas for their engines. They are testing trucks now. Mr. Rezendes says the Town works different than the City and the Selectmen are the boss however the Town residents need to decide as well. That is the difference from the City and the Town. Mr. Brown says his big issue now is Public Safety. He needs to speak with people in Japan and Italy. He needs to know what impact this is going to have on our local EMS. This is something that no fire department has never seen before. Mr. Rezendes says Algonquin had their own foam truck that handled that. Mr. Campbell says the Taunton Contract says that IWT is self sufficient. Selectman Baumgartner asks who to speak to in Taunton. They state Mr. Dan Barbour. Attorney Alexio says we negotiated the contract for a 1 ½ they spend well over 1 million dollars. It protects the City in every area. The second point is we are a little frustrated because Taunton gave us a site that is not usable and we have wasted so much time. We need to get this moving. I am not blaming you at all. Mr. Campbell asks about Town Meeting as quickly as possible. Selectman Baumgartner says for his part we will look hard and quick at this and he is excited for Freetown about this. Selectman Sadeck says we hit the nail on the head but there is a process that we need to follow. Selectman Sadeck asks what is the next step for them. Mr. Brown says they need a Zoning Determination, then Planning Board. Mr. Campbell says the way the contract is in Taunton we can we enter into the agreement contingent upon the approval of the departments. Mr. Brown says we need to look at the contract. The easiest way is no PILOT. Mr. Brown can't say what the Tax Assessors would rate it at. Selectman Baumgartner says maybe a little advertising wouldn't hurt. Mr. Brown says we want to be able to speak with people in Italy or Japan and say to the public that it is safe. Selectman Sadeck asks if any of the plants had any major malfunctions. Campbell says no. Selectman Baumgartner agrees safety is a big thing. Mr. Brown says the Board is saying they will move forward quickly. Mr. Rezendes says would it be advisable to sit down with the Planning Board soon. Mr. Campbell is due back the week on July 22nd he can meet with them then.

Weekly Public Discussion period

Consent Agenda:

Board of Selectmen: Action relative to:

- Approve Amendment of Board of Selectmen Minutes from May 10, 2013. Clarify with changes Motion (Baumgartner/Pacheco) Passed unanimously.

Board of Health:

Personnel Board:

- Discuss Preliminary report regarding Building Commissioner. Selectman Sadeck and Baumgartner will wait until Monday.
- Approve/Clarify Reappointment forms for FY2014 for Committees, Boards, Special Appointment and Town Employees. Motion (Sadeck/Baumgartner) to appoint as listed. Passed unanimously.
- Appoint Joseph Biszko Alternate Building Commissioner. Motion (Sadeck/Baumgartner) Passed unanimously. With discussion. Mr. Biszko will refer someone to come into to fill in.
- Brown would also like to be designated Interim Zoning Enforcement Motion (Sadeck/Baumgartner). Passed unanimously.
- Appoint/Approve Change of Status request from Police Chief for Richard Levesque from Part-Time to Full-Time Signal Operator, effective July 1, 2013. Motion (Sadeck/Baumgartner). Passed unanimously.
- Sign Recruit Training Fee Agreement submitted by Police Chief. Motion (Sadeck/Baumgartner). Passed unanimously.
- Vote to Disband Affordable Housing Committee, Capital Improvement, Emergency Preparedness, Freetown By-Law Review Committee, Freetown's Green Team, Master Plan Committee, Open Space Use Committee, Parks Commission, South Main Street Corridor Study Committee. Motion (Sadeck/Baumgartner) Passed unanimously. Baumgartner says that we thank those people by letter.

New Business:

Old Business:

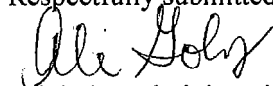
Parking Lot drainage - Highway Surveyor Chuck Macomber, amount is \$8,000.00 Motion (Baumgartner/Pacheco) to approved K.R.R. to repair drain. Passed unanimously. He states they will start on Friday at 7am and be done by Noon. Then we will pave it within two (2) weeks. Monday we had a sinkhole on the Causeway and we are doing an emergency excavation. This will always be a problem. We can't shut down the road to repair it properly. This is the only way into Assonet Bay Shores. Update on Chapter 90 Funds- we are getting \$100,000.00 less than last year.

Selectman Baumgartner asks about the COA van. Mr. Macomber says that van is fine. The biggest problem with that van is that it sits there.

Adjournment of Regular Meeting: At :12:53 P.M., Motion (Baumgartner/Sadeck) to enter into Executive Session and not return to Open Session. All members voted in the affirmative when polled.

Executive Session: To discuss strategy in preparation for negotiations with non-union personnel.

Respectfully submitted,



Ali Golz, Administrative Assistant