



**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 MONDAY AUGUST 12, 2013- 5:00 P.M.

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

5:00 P.M. Meeting called to order by Selectman Paul Sadeck. Those present: Selectman Lisa A. Pacheco, Selectman Lee J. Baumgartner and Town Administrator Richard Brown. The meeting is being recorded by Selectmen Sadeck and MCCAM.

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

Charles Moss of Bullock Road, East Freetown addresses the Board. He would like to know the status of the report from the investigation into Building Inspector Paul Bourgeois. Selectman Sadeck stated that on August 19th we should have the report. Mr. Moss asks that the report be forwarded to the Attorney General for review. He believes the investigation questioned many Town Officials' authorities and that a more thorough investigation should be completed by the Attorney General. Selectman Sadeck says he appreciates his comments.

Mrs. Susan Reilly of 10 Martin Drive addresses the Board about the correspondence she sent. She states she slipped on March 20th of this past year near her home and it was because of her neighbor's water issues. Selectman Sadeck asked if this is still going on now. Mrs. Reilly says no it is not going on now. She said they (8 Martin Dr.) have a diverter that sends the ground water into the street. She wants the water stopped. They shouldn't be allowed to do this. Everyone on the street knows of this water concern. She says they laugh at her. Selectman Sadeck asks where the laughter came from. Mrs. Reilly says it did not come from any Town employees it is from her neighbor next door. Selectman Pacheco asks if the water is flowing freely. Mr. Reilly says no it is not. They have a diverter on their septic system that sends the ground water down onto the street. Selectman Pacheco asks if anyone else in the neighborhood has that problem. They don't believe so. The pictures she submitted do not show anyone else but #8. Mrs. Reilly doesn't think the Town/Taxpayers should pay for this catch basin. Selectman Sadeck asks if our Highway Surveyor who is present has anything to add. Mr. Macomber understands there is a problem there. He thinks it is wrong that they diverted the ground water into the street. What we had planned on doing was put an additional catch basin there. This would catch the water and hopefully alleviate the issue. This would cost approximately \$3,000.00. Selectman Pacheco asks Mr. Brown if he knows what the Assistant Health Agent would add to this. Mr. Brown says basically what Mr. Macomber has said. Selectman Sadeck asks Mrs. Reilly if this has been going on for 25 years. Mr. & Mrs. Reilly say yes with the sump pump and some of the years with the diverter. Until Mrs. Reilly fell nothing was going to be done. Selectman Sadeck says we will have the Building/Health Department

look at it again to see if there are any violations if there are no violations then we may need to have a catch basin installed.

Consent Agenda

Board of Selectmen: Action relative to:

- Award bid for Roadway Materials/Services for Fiscal Year 14 Motion (Pacheco/Baumgartner) to award bid for Roadway Materials/Services for FY14 as recommended by the Highway Surveyor as follows: Winter Sand to Gomer's Trucking; Highway Salt to International Salt Co., LLC; Road Stripping to Hi-Way Safety Systems; Stone seals to All States Asphalt, Inc.; Crack Sealing to Crack-Sealing, Inc. and 20% asphalt rubber surface treatment to All States Asphalt, Inc. Passed unanimously.
- Highway Surveyor, Charles Macomber, relative to Chapter 90, Project Request for resurfacing and chip sealing of Quanapoag Road \$76,583.69, Flagg Swamp Road \$20,628.67 and Pleasant Street \$97,835.00 pave this. Motion (Pacheco/Baumgartner) to approve each amount as read by Selectman Pacheco. Passed unanimously.
- Braley Road residents addressed the Board of Selectmen regarding a proposed Solar Farm on Braley Road. Selectman Sadeck asked for Rev. Dias to speak. Rev. Dias started out by Thanking the Board for allowing them to come. He has an abutters' list from the Church with him. This is the 3rd solar farm that wants to come into the community. The difference with this one they feel, is that this will be entirely within a residential district. They don't think this is an appropriate place to put such a facility. They can put this in another location because Acushnet Saw Mills owns much more land in Freetown. Rev. Dias continues by saying one of the reasons why they are concerned is because this facility will have danger signs prominently displayed lining the property. They believe this will change the character of the area. The property value will go down. They want to know what compound effect this will have on the environment at large. We have a state highway barn next to us. They have already dealt with an issue involving tainted wells. If the Solar people cut down trees then they believe this will cause many problems. Another concern they have is about the wetlands on the property. They think the Board should call Denise Lennon from the EPA who already surveyed this area. There are wetlands on this property. The Braley Road residents have a meeting with Dave Johnson who is from DEP this week. There is a term that the State and Federal government uses that this is a sensitive area and it needs to be a reviewed (Environmental Justice). The Braley Road residents believe this community could be labeled a sensitive area. Rev. Dias again thanks the Board for allowing them to speak and asks the Board for their continued help. Selectman Sadeck reads the letter aloud that was submitted from the Braley Road residents. Mr. Peter Hawes of Acushnet Saw Mills states he would like to answer any questions that the people have. Rev. Dias has said he no questions for them at this time. Selectman Pacheco wants to know how far from the property line they are proposing to build. Mr. Hawes refers that question to the engineer Richard Rheume of Prime Engineering who shows a map of the property and states it will be approximately 100' +/- off of the property line. Jarred Connell of Borrego Solar explains that in the Freetown By-law the requirement is a 50' set back and we are at least two times the setback of that. Mr. Hawes states he would like to work with everyone on this. Rev. Dias says he would like them to find

another spot. Rev. Dias says we can have a noisome hearing if we need to. Selectman Sadeck asks how much land they have and if it is possible to relocate it within the property? Mr. Hawes says that it is not possible. Selectman Sadeck says explains to everyone that this is not an issue that is in the hands of the Board of Selectmen this needs to go through the proper channels which are the Conservation Commission and Planning Board. Mr. William Richard Turner of 29 Braley Road, a direct abutter, asks how many solar panels are there will be. Jarred Connell states there will be approximately 4,000 solar panels which will encompass about five-six acres of land. Rev Dias asks if the abutter opens her back door then all she sees will be the panels. Mr. Rheume says there will be trees planted there. Mr. Turner has one last question, what angle will the panels be at. Mr. Rheume says it will be at a 25° angle. Mrs. Turner says that she has many health issues and she is worried about the impact the solar panels will have them and their animals. Mr. Rheume says it would not affect anyone.

- Sign Agreement with Town of Freetown & M&C Building, LLC for Village School House Roof Repair. Mary Rezendes-Brown, Chairman for the Historical Commission says that this Agreement is for much more than just the roof. This will fix many things such as the roof, foundation and support to the outside walls. The Architect Charlie Van Voorhis will serve as the Project Manager. Selectman Pacheco asks about the turnaround time for payment and work. Mrs. Rezendes-Brown says it will be fifteen (15) days. Total costs will be One hundred fifty-five thousand nine hundred eight thousand dollars. \$155,998.00. They have 120 days to complete this once they commence the project. Motion (Pacheco/Baumgartner) to approve this document between Town of Freetown and M&C Building, LLC as recommended by Historical Commission and reviewed by our Town Administrator. Passed unanimously.
- Ambulance Abatements for January 2013 \$644.95 and July 2013 \$37,510.75. Motion (Baumgartner/Pacheco) to approve as submitted by the Fire Chief. Passed unanimously.
- Sign Annual Dog Warrant. Motion (Baumgartner/Pacheco) to approve as submitted by the Town Clerk. Passed unanimously.

Board of Health:

Personnel Board:

- Approve Election Workers' Reappointments effective August 16, 2013 until August 15, 2014. Motion (Pacheco/Sadeck) to approve as presented by Town Clerk. Passed unanimously.

New Business:

- Dates for upcoming Board of Selectmen Meetings: Monday, August 26th, Monday, September 9th, Monday, September 23rd, Monday, October 7th, and Monday October 21st.

Old Business:

- Library Painting. Mr. Brown says the materials and paint were ordered today and delivery will be on Friday. He also contacted Naomi from the Sheriff's office as to when she will start, he is awaiting a response.
- Feasibility Study for Town Building. Mr. Brown said the RFP is on the website and there is a Pre-Bid meeting scheduled for August 22, 2013 at his office. Mrs. Rosa, Chairman of the Library Board asks if they are looking at the libraries. Mr. Brown says he does not know if the study will include the Libraries. He believes that if it does they are not that high on the top of the list to be replaced.
- Discussion on New NSS Amount. – Mr. Brown has looked at the numbers and he believes there is no difference. Selectman Pacheco asks that Mr. Brown ask for a meeting with the School Committee at the end of September. Selectman Sadeck would like to have a meeting to include the Superintendent and Finance Director.
- Sewer Line request by K.R.R. – Mr. Brown said there was a discussion as to doing this at the same time as Stop & Shop was doing the road improvements. Stop & Shop has said they have no interest in install a sewer line. If K.R.R. does install this Town Counsel said the Town would need to come to an agreement with them. The line would only be in front of Stop & Shop
- Status of Zoning Request by I.W.T. – Mr. Brown has asked for additional information from IWT and he is waiting for the information. Selectman Pacheco asked if he knows if they have signed a P&S. Mr. Brown said he is not aware of that.
- Status of Website upgrade by Virtual Town Hall. Mr. Brown has spoken to them. He is waiting for them to do a work up. They should have it back to us within three weeks. That should put us at the 1st week of September.
- Status of Safety Committee under Freetown Town Hall, Library, Highway Department CBA. Mr. Brown has scheduled to meeting this Friday at 9am.
- Status of Financial Management Policy Manual. – Mr. Brown believes this was distributed to a previous Board. He has asked the Town Accountant to look at it. Selectman Sadeck and Selectman Pacheco have both looked at it they agree it is incomplete. There are areas that are missing.
- COA Kitchen. – Mr. Brown has responded to the COA Board of Directors and Mark Audette our Custodian has met with them and they have decided on another route they will paint it. Mr. Audette will do this when he has spare time.
- Key Forbs for Town Buildings. – He did a walk-through of the Town Hall and COA with All Security. This isn't quite as simple as it was first thought. Selectman Pacheco asks for a price so we can put this on a Special Town Meeting Warrant.
- Employee Handbook – Mr. Brown says this needs to be incorporated with our by-laws.

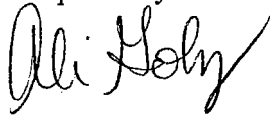
Miscellaneous Correspondence

- Correspondence from Chief Abbott regarding fees for a cruise use. Selectman Sadeck says maybe we should have the Chief come in and discuss this with us. Mr. Brown said he spoke with the Chief and he has recommended \$8.00 per hour.
- Correspondence from Chief Abbott regarding Citizens' Survey please go to the

- Request from Linda Remedis to be appointed to the Parade and Fireworks Committee. Motion (Pacheco/Baumgartner) to appoint Linda Remedis to the Parade and Fireworks Committee. Passed unanimously.

Adjournment of regular meeting at 6:35 Motion (Baumgartner/Pacheco). Passed unanimously.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Ali Golz", with a stylized flourish at the end.

Ali Golz, Administrative Assistant