

Selectmen's Meeting Minutes 12/19/05

**Board of Selectmen
Meeting Minutes
12/19/05**

The Board of Selectmen met this evening at the Easton Town Offices Selectmen's Office, 136 Elm Street with Chair Colleen Corona presiding.

Members present: Colleen Corona, John Haederle, Charles King, Colleen Less, and Town Administrator Martha White. Irwin Cohen late arrived at 8:30pm

Chair Colleen Corona called the meeting to order at 7:00pm.

Announcement of Air Race Classic Terminus 2008 – Mansfield, MA

Kathy McDonald was present to announce the June 2008 event. McDonald asked for community support for this event. See attached information. Citizens can log onto www.airraceclassic.org for more information.

Announcement of HUGS donation to the Recreation Department

Officer Denise Papagno and members of the Recreation Commission were present. Chairman Mike McDonald was present to accept the HUGS donation in the amount of \$7,000. The 7th annual HUGS walk raised over \$20,000. An additional \$3,000 will go directly to the Recreation Department for the after school program at the EJHS. McDonald thanked HUGS for their donation and spoke highly of the after school program. Over the last 7 years, HUGS has raised over \$140,000 for women and families in crisis.

School construction projects

Project Manager Tony Iaccarino was present and explained the contract amendments and new contracts as proposed.

Ratification of prior amendments to project manager contract #1- #7 (Gilbane)

On Haederle's motion, seconded by Less, the board voted unanimously of those present to approve contract amendments #1-7.

OAHS construction contract amendment #7, #8 (Eastern Contractors)

Iaccarino explained the Municipal Building Committee is looking into some of the contract amendments and will be working with the contractor.

Amendment #7

On Haederle's motion, seconded by Less, the board voted unanimously of those present to approve amendment #7 in the amount of \$43,905.

Amendment #8

On Haederle's motion, seconded by Less, the board voted unanimously of those present to approve amendment #8 in the amount of \$15,667.

After much discussion, the consensus of the board was to have White send a letter to MBC outlining some of the board's concerns relating to the change orders.

OAHS contract to purchase technology equipment

Iaccarino referred to phase I of the high school renovation project.

On Haederle's motion, seconded by Less, the board voted unanimously of those present to approve the contract with TenCorp, Inc. in the amount of \$ 27,016.

OAHS contract for disposal of chemical waste

On King's motion, seconded by Haederle, the board voted unanimously of those present to approve the contract with Clean Harbors Environmental Services in the amount of \$10,840.80.

Easton Middle School contract for gas service

White noted that there is no cost associated with this contract for installation of a gas service.

On Less' motion, seconded by King, the board voted unanimously of those present to approve the contract with Bay State Gas/Northern Utilities Natural Gas, Inc.

Earth Removal Hearing – Middle School renovation project

Haederle read the notice of hearing into the record. Project manager Tony Iaccarino was present. White noted that the excavation has already occurred so there is no reason to add additional language into the approval relating to the

Selectmen's Meeting Minutes 12/19/05

excavation itself. Excavation was done in accordance with the site plan approval at this site. White referred to the attached draft approval letter. See attached. Less questioned the school hours and if this work will negatively affect traffic issues with the Parkview School and their school start time. Iaccarino explained no, the only concern is with the Olmsted/Richardson and EJHS. White noted that the money received for the loam goes back into the general government account.

On Less' motion, seconded by King, the board **voted unanimously of those present** to approve the earth removal for Brait Builders Corporation, subject to the conditions listed in the letter.

Request for polling location change for 2006 election

Town Clerk Janet Linehan was present. White explained the upcoming election in April and the need for a change of polling location from the EJHS because of the school renovation project. Linehan suggested the board consider the OAHS gymnasium. The board discussed the possibility of making the change for calendar year 2006.

On Haederle's motion, seconded by King, the board **voted unanimously of those present** to change the polling location from the EJHS to the OAHS gym for calendar year 2006.

Corona congratulated Iaccarino for his recent award.

Transfer of underground storage tanks hearing D&D Realty Trust – 76 Main Street, Easton

Haederle read the notice of hearing into the record. White noted the transfer of the existing tanks is for a change in management. Don Borgeson was present. Haederle asked about tank construction. Borgeson made reference to the double walled tank with state of art design, alarms, etc. Chief Stone was present and confirmed that the tanks were recently inspected.

On Less' motion, seconded by Haederle, the board **voted unanimously of those present** to approve the transfer of the underground storage tanks at 76 Main St.

Common Victualler license transfer – Borgeson's Corner Store 76 Main St.

Applicant Don Borgeson was present. Borgeson noted that he has applied for a business certificate as required.

On Haederle's motion, seconded by King, the board **voted unanimously of those present** to approve the transfer of the common victualler license.

Review & approval of Multi-Hazard Mitigation Plan

Chief Stone was present and explained the work to date with Old Colony Planning Council. Stone noted a recent training seminar that he and Chief Kominsky attended. He spoke of planning for natural disasters. Easton seems to be in good shape, although there are some recommendations that we can consider in the future. Less asked about some of the dams in town and the status. Stone referred to the dams and noted that they are not immediately subject to fail. The dam issue is complicated, some are privately owned. The dams near Flyaway Pond area are the dams in question. If that dam were to be rebuilt and cause a problem, we would have to address them. There are currently no dams in that area. Stone noted the work previously done on Old Pond/New Pond and how that dam is in good shape. King spoke of the recent flooding in Easton and referred to the issues stated in the report and how all this is related. Stone explained and specifically spoke of some possible grant possibilities in the future. Most of the 169 homes within the floodplain are single-family residences. Stone referred to the loss of power and the need to count on the electric company during storms, providing the town with quick responses and proper maintenance. King referred to portions of the report, specifically the trailers. Stone noted the 20-30 trailers in Easton and suggested that although most meet the new standards, a trailer park is a bit risky and trailer park locations should be on the top of the list of evacuees in the case of a tornado. Corona asked about grant opportunities and if this would apply to individual homeowners. Stone suggested there might be some programs available. King referred to the Central Street Bridge and questioned if we have plans to work on this. White replied yes and suggested it may be worked on within the next year. King referred to the Old Pond/New Pond dam area and how dangerous it is in a storm. Stone explained that if one of the dams were to fail, it could pose a significant risk in that area. Stone reiterated that those dams are in good shape.

On Less' motion, seconded by Haederle, the board **voted unanimously of those present** to approve the mitigation plan and local annex.

White stated that FEMA is offering assistance to help local homeowners that had damage during the bad storm in November.

Selectmen's Meeting Minutes 12/19/05

Annual license renewals

White referred to a current issue with Plant Depot. They have changed their menu to include cooking which is a change from just service ice cream. White spoke of the communications between Building, Fire and Board of Health Departments with respect to the new food offerings. White suggested that the board approve a common victualler license with a condition that they remedy the department concerns by the end of January and limit it 19 seats. With respect to one of the fire items, we should extend the date to February 28th for Fire Inspections.

Annual list

On Less' motion, seconded by Haederle, the board **voted unanimously of those present** to approve the attached list of renewals, with the exception of Plant Depot.

On Less' motion, seconded by Haederle, the board **voted unanimously of those present** to approve the renewal of the Plant Depot Common Victualler license, subject to resolving Building and Board of Health issues by 1/30/06; resolving the Fire Department issues by 2/28/06, with a limit of 19 seats.

Transmit zoning changes to the Planning & Zoning Board

White explained the need to transmit the changes to the zoning board.

On King's motion, seconded by Haederle, the board **voted unanimously of those present** to approve the ZBA's suggested changes to Section 9-2 of the zoning bylaw (see attached).

Discussion re: Highway Package Store – notice from the Alcoholic Beverages Control Commission

White referred to correspondence from the ABCC pertaining to an alleged violation and hearing they will hold in January 2006. White suggested that the board consider if they want to send prior violation information to the ABCC for their review. Corona noted that the board voted at a prior hearing to require the manager to be TIPS trained.

On Corona's motion, seconded by Haederle, the board **voted unanimously of those present** to submit the attachments to the ABCC.

Audit Committee appointments – Henry Mehler & Brenda DeCosta

On Less' motion, seconded by Haederle, the board **voted unanimously of those present by roll call** to appoint Brenda DeCosta to the Audit Committee with a term expiring 6/30/08.

Less-DeCosta; King-DeCosta; Haederle-DeCosta; Corona-DeCosta

On Haederle's motion, seconded by King, the board **voted unanimously of those present by roll call** to appoint Mehler to the Audit Committee with a term expiring 6/30/08.

Corona-Mehler; Less-Mehler; King-Mehler; Haederle-Mehler

Historical Commission resignation – Catherine Adler

On Haederle's motion, seconded by Less, the board **voted unanimously of those present** to accept the resignation. A certificate of appreciation will be sent.

Contract for on-call environmental consulting services for Conservation Commission

White explained the need to approve this contract as needs arise because of a current conflict of interest situation that exists with our current Land Use Engineer in same cases. Haederle spoke in favor of Consultant Charles Katuska. King questioned the dollar amount of the contract and further questioned the current conflict of interest issue that the town is presented with. Haederle noted that the contract amount is paid out of the Conservation fund, not the general fund.

On Haederle's motion, seconded by Less, the board **voted unanimously of those present** to approve the contract to EA Engineering, Science and Technology, Inc., in the amount not to exceed \$5,000.

Discussion re: proposed transfer facility in Raynham

White announced to the board that a trash transfer station is proposed in Raynham and the traffic from this proposal may be a concern to the Town of Easton. In order for the town to evaluate and decide if this proposal would have an impact on Easton, White took steps to file for intervener status so that Easton can have the authority to provide input. Easton has been approved for intervener status. The cost associated with this is estimated at \$2,500. This fee has been approved as a reserve fund transfer from the Finance Committee. White will report back to the board once we more information is received. The consultant will attend the 1/18/06 Raynham meeting. Corona questioned if this proposal would affect the Hockomock area of Easton. White suggested that Easton's issue is more

Selectmen's Meeting Minutes 12/19/05

traffic than environmental. Haederle asked if this would be a regional facility or for Raynham residents only. White suggested that it would be regional with traffic going into Raynham from Easton and other surrounding communities. Haederle questioned the need to update the traffic light at the intersection of Rt. 106/138 if the new proposal warrants it. White noted that the Traffic Engineer would be looking at this issue. Corona asked about benefits to Easton if the transfer station is approved. White noted a possibility that Easton could benefit. Haederle asked about the owner of the proposed transfer station. White stated Northeast Reclamation is the company proposing the station. White indicated that representative of Easton can view the report once completed and attend the hearing but the only one to testify is the Traffic Consultant.

Public forum re: Financial State of the Town (January 25, 2006)

White announced the public forum to be held on 1/25/06 at 7pm Olmsted Richardson Cafeteria. White encouraged citizens to attend. The Town Administrator, School Superintendent, Finance Committee Chair and Selectmen Chair will be conducting the forum.

Emergency Item

On Less' motion, seconded by Haederle, the board **voted unanimously of those present by roll call** to take up an emergency item.

Extension of hours Porticellos and Brennan's Blackthorn Tavern

White explained the request to extend hours to 2am on New Years Eve.

On Less' motion, seconded by Haederle, the board **voted unanimously of those present** to allow the two establishments to stay open until 2am New Years Eve.

White read a memo from the DPW Director regarding recent storms. In his memo, Southworth commended the DPW/Water employees and specifically commended Highway Foreman Jim Luke for his efforts and dedication.

Public participation

None

Town Administrator's notes

None

Press notes

None

Selectmen's notes

Corona thanked town employees and citizen volunteers for their work throughout the year.

Cohen arrived at this point of the meeting. (8:30pm)

Executive Session

On Less' motion, seconded by Haederle, the board **voted unanimously by roll call** to adjourn open session and go into executive session for the purpose of discussing ongoing contract negotiations with non union personnel.

Cohen yes, Haederle yes, Corona yes, Less yes, King yes. 8:30pm

Respectfully submitted,

Mary Southworth

Approved

Date