

Present was James M. Tomaszewski, James C. Lehan, Robert J. Garrity, Jack Hathaway, Town Administrator and Marian Harrington, Executive Assistant.

The meeting was held in Room 124, Town Hall. Jim T. opened the meeting at 7:04 p.m. He announced that the meeting was audio and video taped. Jack Hathaway read the agenda contents.

ENERGY COMMITTEE

The Energy Committee was scheduled, but did not show. Rob explained that they wanted us to approve their vehicle policy. Rob said also possibly looking for an update on the solar.

Jack said that he can do an update. The InterAgreement was signed between Constellation and NStar. We had an issue with Constellation not knowing the fee was their responsibility, and it is about a \$90,000 fee. They were responsible for all fees.

Jack said we are waiting for Bond Counsel to look at this to see if we can have a non profit solar on top of the landfill. No prepayment and we have non excluded debt. Jack had no idea when this would be started or finished. From start to finish, it shouldn't take long.

Jim L. said with respect to the vehicle policy, we should want to do new as opposed to hand me downs. Jim L. said we are only talking a few vehicles. It doesn't make sense to him. We are talking maybe 3 or 4 departments. Jack said we also have two DPW cars, and the Council on Aging. The policy would mandate to buy new. We would not be able to use any hand me downs.

ACTION ITEMS

Jim Lehan moved to deficit spend the Snow & Ice Budget for FY'12 per the request of Bob McGhee. Rob Garrity seconded, and it was **so voted**.

Rob Garrity moved to approve and execute the Community Preservation Act Grant Agreement for the Norfolk Affordable Housing Trust. Jim Lehan recused himself as he is on the Trust, but disclosed he has no personal gain. Jim Tomaszewski seconded, and it was **so voted**.

Jim Lehan moved to approve the request of the Norfolk Grange to hold their annual Clean and Green Campaign on Saturday, April 28, 2012 at the Old Town hall. Rob Garrity seconded, and it was **so voted**.

WATER RATE HEARING (Continued)

Rob Garrity moved to open the water rate hearing. Jim Lehan seconded, and it was **so voted**.

Jim Lehan moved to continue the water rate hearing to February 7, 2012 at 7:30 p.m. due to a death in Bob McGhee's family. Rob Garrity seconded, and it was **so voted**.

DISCUSSION ITEMS

Jim Lehan gave an update on the Affordable Housing Plan.

Jim L. gave an update on Gumps property. He said they hope to start the four homes. The Municipal Housing Trust purchased the Gumps property for \$300,000. Homes will be at no cost to

the Town, and will sell for about \$165,000. The net to the Town will be in excess of the purchase price of the homes.

OLD BUSINESS

Casinos

Jack reported that they held a meeting on the casinos on January 9th with the Board and Dan Winslow. Jack gave a brief update and said that there is a website. Bob Nicodemus said there is a meeting in Holliston on Jan 26th and plans to attend. Jack and Jim L. have a conflict that evening with another meeting.

TOWN ADMINISTRATOR REPORT

Jack reported that four pro-gambling lawmakers were named to a panel to explore internet gambling in Massachusetts. Two of the appointees are Sen. Richard Ross and Rep. Dan Winslow.

Jack talked about the precinct changes and affecting the Community Preservation Committee appointments. Jack said to check out whether you can only have precincts or an at large member in the bylaw.

Jack mentioned a Lake Street resident who wishes to have a hunting bylaw.

The Board discussed the Capital Outlay Committee. We should reactivate them as we have prison mitigation funds.

Jack mentioned a meeting scheduled with April Anderson from MassWorks that had to be cancelled because of Rep. Winslow's inability to attend on that date. It will be rescheduled by Rep. Winslow's office.

Jack mentioned 40R. He met with our consultants, Mark Bobrowski and associates along with the property owner, Paul Kelley to discuss the 40R project. In order to have an article on the May town meeting, we need to submit an application to the state by the end of January. This will require a public hearing on January 30th, if the Selectmen wish to continue moving forward. Mr. Kelley will be working with the consulting planners during the next few weeks to finalize the 40R application.

Paul Kelley, who was in the audience spoke. He said that he had hoped for a more detailed discussion before now. He said that he thought this was being brought up in July or August. Paul said he is being asked to do this in a month. He said a criterion is that it has to be done with public input.

Jim Lehan said that you are the only property owner who has come forward to each member of the Board for a 40R. Jim said that we won't have this ready for the May town meeting. We can wait and do a larger plan and include everyone, or we can do the two part plan.

Paul said he wants to have the dialog. Maybe have the people present at the Library and include landowners.

Rob said he doesn't want to rush in. He thought back in September there was a general coldwater except for a one off. There wasn't much support by this Board for a larger concept because it opens us up to more units.

Jim L. said he thinks it is more that we recognized the concerns. We are open to anything. The consensus is that we don't want to look at a map and go from there.

Jim L. ask if you want us to go forward with your project at this time with the intent of others maybe going on with it, and put it on the town meeting in May. Or do you want to wait. It is your property and your decision.

Paul asked Jim L. which scenario you prefer. Jim said he's not an engineer and doesn't want to make a decision. Jim L. said it sounds like we're not ready to do this.

Jim L. said on the Borelli project, the design and all that was done after the project was approved. So Jim assumed that we would do that here. Do the overlay first, and then work from there.

Jim and Paul went back and forth about the proposals. Paul said one would work, but had another option – pay \$75,000 and not have the density. Paul said that the DEP package had no wetlands.

Rob agreed that both sides have screwed this up. He said it is turning into a disaster. EDC and Planning should be in this conversation. Rob doesn't like the one parcel. Rob said the only access is Rockwood. That's an awful lot of cars for one street. Rob said he hasn't seen the plan, so he's lost.

The larger picture needs professional help. Jim L. said we need more time and do this right. Jim said Paul's issue has been on the table for some time. He is not opposed to doing a single site.

Paul wants to go forward and have a dialog before the end of the month.

We need a working session on this, and the consultant should be in attendance. It was agreed to schedule a meeting for January 23.

Jack continued with his report. He told the Board that Fire Captain Petruchik received notice that we received a \$62,125 grant from FEMA for the replacement of our Fire Department radios. This not only allows us to replace our radios with new equipment, but allow us to migrate to the narrow band frequency that we are required to move to by the FCC. We are responsible for a matching 5% of the grant which is \$3,269.

Jack asked the Board to appoint Scott Bragdon to Insurance Advisory Committee. Jim Lehan moved to appoint Scott Bragdon to the Insurance Advisory Committee, expiring June 30, 2012. Rob Garrity seconded, and it was **so voted**.

At 8:30 p.m., Jim Lehan moved to go into executive session to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body, and the chair so declares. Rob Garrity seconded, and it was a roll call vote: Jim Lehan, **aye**; Jim Tomaszewski, **aye**; and Rob Garrity, **aye**. The Board will only return to open session to adjourn the meeting.

At 8:40 p.m., being no further business, Rob Garrity moved to adjourn the meeting. Jim Lehan seconded, and it was **so voted**.

This is a true and accurate report of the Selectmen's Meeting of January 17, 2012.

Robert J. Garrity, Clerk