

72 ch 27, 2012

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

This meeting is only video taped. The meeting was held in Room 124, Town Hall.

Jim Lehan opened the meeting at 7:04 p.m. Jack Hathaway read the agenda contents.

Steven Gay, the new station manager for NCTV introduced himself to the Board of Selectmen and to the public. He has been doing station managing for over 14 years. The Board welcomed him to his new position.

MAPLE STREET POLE HEARING

Jack Hathaway read the pole hearing notice. This is a joint pole location request from NSTAR and Verizon. Maple Street: on the southeasterly sideline, relocate Pole No. 12 approximately 15 northeast existing Pole No. 12. It does not require notice to abutters or a public hearing. It is requested that they relocate Pole No. 12 on Maple Street as it is now in the middle of the road since a new subdivision is being built.

Scott Bugbee moved to approve the relocation of Pole No. 12 on Maple Street 15 feet as proposed. Rob Garrity seconded, and it was **so voted**.

JASON VANDERPOOL, ZONING BOARD OF APPEALS INTERVIEW

Jason Vanderpool is interested in the Zoning Board of Appeals. He told the Board that he lives in town with his family, and is an attorney.

Jason said he was on the Zoning Board of Appeals in Arizona. He discussed his experience with Zoning.

Rob Garrity moved to appoint Jason Vanderpool as an Associate member of the Zoning Board of Appeals, term to expire 2013, replacing Christopher Wider. Scott Bugbee seconded, and it was **so voted**.

MICHELLE LAURIA, CONSERVATION COMMISSION

Michelle Lauria is interested in becoming a member of the Conservation Commission. She recently moved to Norfolk in November. Michelle said she has been on various town committees since she was 15 in other towns. She is employed as a mental health attorney.

Rob Garrity moved to appoint Michelle Lauria as a member of the Conservation Commission for a three year term. Scott Bugbee seconded, and it was **so voted**.

TOWN ADMINISTRATOR REPORT

Action Items

Rob Garrity moved to appoint Ingrid Allardi, School Superintendent, to the School Building Committee, replacing Claire Jackson who was interim. Scott Bugbee seconded, and it was **so voted**.

Rob Garrity moved to appoint Christopher Wider as a full member to the Zoning Board of Appeals, term to expire 2017, replacing David Pergola. Scott Bugbee seconded, and it was **so voted**.

Rob Garrity moved to appoint Jeffrey Chalmers as a full member to the Zoning Board of Appeals, term to expire 2015, replacing Joseph Flanagan. Scott Bugbee seconded, and it was **so voted**.

Rob Garrity moved to appoint Donald Hanssen as an Associate member to the Zoning Board of Appeals, term to expire 2013, replacing Jeffrey Chalmers. Scott Bugbee seconded, and it was **so voted**.

Hackney Policy

Jack read the policy and mentioned that there is a limit of two taxis only, and the fee was increased from \$5.00 to \$100.00. Jack said that there has been a large increase of people in for a taxi license all of a sudden. There could be a liability to the town of them getting a license from us, yet going to other towns.

Rob did not like the limit of two taxis. He doesn't see why we can't have many.

Jim understood, but said he felt we should limit it. He said he was not sure if two is the right number, but there is some wisdom to having a limit.

Scott Bugbee agreed with a limit. After discussion, the Board agreed with four.

Scott Bugbee moved to accept the Town of Norfolk Hackney Vehicle Policy as written with the amendment to limit to four (4) taxis. Rob Garrity seconded, and it was **so voted** by Scott Bugbee and Jim Lehan. Rob Garrity abstained from voting.

SCHOOL PLAYGROUND/FIELDS

Lisa Altham-Hickey, principal of the new school, Freeman-Kennedy, was present.

Lisa said that she would like to see the playground at the back of the school, rather than in front. She explained where the kids would be from the plan. They would like to keep all the kids in one place. Boys play sports like soccer and kickball, and it would be nice to have a field for them to use. On pavement, would mean more injuries. She is concerned about the kids.

Lisa explained that they would need to walk through parking of cars, and she felt that was a safety issue. Also if the playground was in the back, it would be near the fields that could be used at recess.

Ann Proto said she would help with the fields – maintenance, etc.

Jim Lehan asked why this is being done at the 11.5 hour. Jim was also concerned that it will take \$300,000 of the contingency funds to do this. Why hasn't this been discussed before now. Jim said he looked at it, and it is literally in a neighbors back yard. He doesn't think it is fair to the neighbor. There is no way to mitigate it. Jim also said that there is a playground in the back of the HODay School that isn't used, because the staff prefers it in the front. You are now doing the opposite. Jim doesn't think neighbors have had a chance to rebut this. The timing is bad. Jim said he struggles with two years of work and now this is just being brought up now. Also, he did not want trees cut down because that too will affect neighbors.

Jim also mentioned safety with the property being used when school is not in session. This playground is hidden, so if they are using the equipment, no one will see them.

Rob questioned how many recesses are held. Lisa said one before lunch. There was a discussion about the fields. Ann Proto came forward. Originally it was felt that the only place for the playground was in the front. Ann said that they lost a baseball field when the school was built. She said they can't put the soccer nets up because they end up on a softball field, and vice versa. Ann feels the two playgrounds together will have the kids running through parking places and at dusk. She said the kids aren't supervised as well as they should be.

Scott said that he sees both sides. As a Recreation member, he feels that we shouldn't be down Rec fields. But he understands the playground and it being near the neighbors.

Jim said that he is not for using 1/3 of the contingency fund - \$300,000, when we don't even know if we have that available. They haven't even opened the school yet, and we don't know how much of the contingency will be used for things needed for the school once opened.

All the activity is in the front of the school. The kids would be in an isolated area where no one can see them, and that is a big issue.

Lisa talked to Bob Bullock and he was going to get some quotes for the access road and the playground. Lisa said this was an informational session tonight, and she asked the School Building Committee to hold off on the playground until Phase 3. There were good points made pro and con. She also wants to talk with Chief Stone, who is on vacation.

Jim said to see if we can find a bigger solution that will address multiple problems. We will engage Chief Stone as well. A committee will be formed, and the playground issue will be held off until spring and the committee can work toward resolving this issue.

ACCESS ROAD DISCUSSION

Jack gave a brief summary of where they are with the access road. They have discussed doing a monolithic sidewalk as opposed to granite to save costs. They have discussed this with Chief Stone. He would like a stop light on the end toward Rt. 115. Jack and Rob cringed and Jack suggested waiting to see what the volume is. Traffic studies show that there isn't enough volume to warrant a light on a numbered road (115).

Jim would not support any development on that property. Rob agrees. Bob McGhee said we qualified for an SRF loan for a water main to replace our asbestos water main. Bob asked if we could change the scope at all. Bob said we could connect it at the center of town, down Rockwood to Boardman, and then up Boardman. Bob said we could upgrade the road and sidewalk in front of the Grange. The loan is a pay as you use it type program, like a line of credit.

The Board was in agreement with this.

FOX RUN SUBDIVISION

Walt Mahla, owner of Fox Run development was present. Also present was Bob McGhee, DPW Director. Mark Mastrianni of Pulte Homes was present in the audience.

Walt said there are 49 homes in Norfolk; 35 in Wrentham. He discussed booster sites for domestic service, and fire protection. It is very expensive for Norfolk to do it, and much cheaper to use Wrentham. Hydraulics work better for Wrentham. Walt discussed an agreement with us in lieu of doing the booster in Norfolk.

Jack said there is up to \$30,000 of revenue lost to the Enterprise Fund. The figure talked about was \$75,000 for a contribution to offset lost funds. Walt said DEP requires a booster for fire services. In lieu of Wrentham servicing, we would get \$75,000.

Jim said that Walt called him as a Municipal Housing Trust member, and said he suggested that if he removed the booster station and didn't have to pay the \$75K, he would do all five homes now, rather than delay. Jim turned this discussion over to Rob and Scott because he's on the Municipal Housing Trust. The \$75K is negotiable. Jack said upkeep of the roads and infrastructure of the system needs to be a part of the memorandum of understanding with Wrentham.

Rob said he thought awhile ago we had a discussion that it would be better to do three houses now, and two later because of the economy. Jim said yes, but for different reasons – lots unkempt, can we fill it, who was doing construction, etc. We also have moved forward in the lottery, and those homes are earmarked for people. The advantage to the Trust is that they get the revenues of the sales, sooner than later.

Jack said that the Enterprise Fund is losing out by Walt not having to give any funds to the Town. Jack said we need to rethink this.

Walt said that there is a \$15,000 sidewalk that is almost done. He is almost done, and can we just keep the \$15,000 in the bond, and he would only have to give \$10,000. We can work out the logistics later.

Rob mentioned that the Board still needs to walk the conservation trails. It was agreed to do it on August 21 at 3 p.m. Walt will have someone who knows the trails go with the Board.

Jack reiterated that the agreement is to reduce the obligation to \$25,000, no booster station and build the other two homes sooner. Jack will make a formal request to Wrentham Board of Selectmen and if agreed, an intermunicipal agreement will be drawn.

TOWN ADMINISTRATOR REPORT (cont)

Jack talked about working on our MassWorks application. Last year there were more engineered applications than ours. Also others were more shovel ready. Chapter 90 commitments and funding need to be added to the application. We need letters of support from area towns and from SWAP.

Bob McGhee thinks we should say more in the narrative that would make it more compelling, and let them know how it is. The Video should be attached. Bob Nicodemus is taking a lead on the application.

Jack told the Board we hired a Highway Superintendent, Tim Slowey. We are also considering hiring a highly qualified Water Superintendent, and possibly transition him to Water Supt/Town Engineer as he has engineering credentials. The Board agrees with this concept.

Jack said he spoke with George Valone of Hoboken. August 24th meeting with Archdiocese, so he

will be talking about a contract after that. He knows our deadline is 9/13 for an article to change the zoning.

ROAD SAFETY UPDATE

Scott presented a map showing truck exclusions and the traffic on Union Street. There are still things that need to be met by MGL. 5% has to be trucks. This may not happen. We need the condition of roads, and traffic study. We will need to do another traffic study.

At 9:25 p.m., Rob Garrity 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 (Police Contract). Scott Bugbee seconded, and it was a roll call vote: Scott Bugbee, **aye**; Jim Lehan, **aye**; and Rob Garrity, **aye**. The Board will only return to open session to adjourn the meeting. No votes will be taken.

At 9:43 p.m., being no further business, Scott Bugbee moved to adjourn the meeting. Rob Garrity seconded, and it was **so voted**.

This is a true and accurate report of the Selectmen's Meeting of August 14, 2012.

Scott Bugbee, Clerk