



COPY



TOWN OF CHARLTON

Minutes of Regular Selectmen's Meeting
Tuesday – May 14, 2013

Submitted by MCD
Date 01/29/13
Received by dlt
Date 5-29-13

Present: Chairman – Frederick C. Swensen, Vice-Chairman – David M. Singer, Clerk – Joseph J. Szafarowicz and Member – Kathleen W. Walker. Also present: Town Administrator – Robin L. Craver and Student Selectperson – Michaela Carofaniello. Absent: Member – Brent Sellev

NOTE: Some matters may have been taken out of agenda order but were typed up in agenda order for ease of locating information when necessary.

I. Call to Order: Chairman Swensen called the meeting to order with the pledge to the flag.

II. Consent Agenda:

1. Minutes of Regular Meeting – May 7, 2013. **Motion by Mr. Szafarowicz to approve the minutes of May 7, 2013, seconded by Mr. Singer, motion carries.**

III. Community Relations, Announcements and Open Forum:

- Chairman Swensen read the announcements.
- Ms. Walker gave an update on the Board of Directors meeting in Boston that she attended for the MMA. Some of the items discussed were the pilot program for Mosquito control, the marijuana law, and the Senate budget is coming out tomorrow.
- Chairman Swensen wished the Girls & Boys Track Team at Shepherd Hill good luck.
- Peter Cooper, Jr., the Town Moderator came forward to ask people to please come out to vote at Town Meeting. He also noted that with Mr. Szafarowicz being elected as a Selectman and Robert Hartwig as a Library Trustee, there are a few openings on the Finance Committee. Anyone interested should let him know or contact the Selectmen's office.

IV. Appointments/Resignations:

V. Scheduled Appointments:

6:45pm – Central Mass Law Enforcement Council's – S.W.A.T. Team Commander – Lt. Michael Shaw. Mrs. Craver stated that Chief Pervier has respectively asked the Board to allow time for Lt. Michael Shaw an opportunity to give a summary about the team's involvement in the Boston Marathon Bombing Investigation. Chief Pervier and Lt. Shaw came forward. Chief Pervier stated that he is the unit control officer for the regional swat team law enforcement council and he wanted the residents to know what our involvement was during this incident. Lt. Shaw is the commander who directed everything on the ground. Officer Tim Smith was also involved. Lt. Michael Shaw reiterated the events that took place. He stated that they received a call on Tuesday after the incident to assist to provide additional security in different locations throughout the city and they essentially worked 12 our shifts. They were there until Friday. He stated that Officer Smith and another officer ended up at the scene where the shooting took place. At one point, our team was three streets over from the infamous boat. Lt. Shaw stated that it was great to get the support of the local Chiefs to be able to go out there and assist. The Board thanked him and Officer Smith and the others

involved in working so diligently. Chairman Swensen would ask the Board to send Officer Smith a letter to put in his file thanking him for his work. Chief Pervier asked if a thank you could be provided to the team as well through Lt. Shaw at the Webster Police Department. The Board agreed.

7:00pm – Sandy Bacon – Community Center – 4 Dresser Hill. Mrs. Bacon gave an update on the Center. They did have to remove the big oak in front of the barn because it was dead and dangerous. The chimney was relined and sealed, new brick on the roof and a new cap to meet all codes on the farmhouse. The gambrel roof in the back will be patched this week. The farmhouse roof will be completed by the end of May. Bay Path is winding down on the handicap bathrooms. They have completed all the rough framing and plumbing. Mrs. Bacon has gone out to get prices to have someone else finish it. She said that when they (the town) took over the house and barn three years ago, the driveway was gravel and through the winters, the gravel keeps washing away. She stated that Burlingame Road will be repaved and has spoken with the Highway Superintendent to get a price of what it would cost to pave the driveway. The cost would be between \$12,000 and \$13,000. She has some money left in the account for work on the driveway previously. She would like to know how the board wishes to pay for it. Mr. Szafarowicz asked if there are any other big projects that are being worked on as well? Mrs. Bacon stated that the furnace would be the next thing to be fixed. Mrs. Craver commended Mrs. Bacon and the Activities Council for all the work they have done on that building and she would recommend the Board give their approval. **Motion by Ms. Walker based on Mrs. Craver's recommendations that we approve the paving of the driveway as Mrs. Bacon has explained, seconded by Mr. Szafarowicz, motion carries.** Mrs. Bacon stated that they were very grateful that they were asked to participate in the art show that was held at Shepherd Hill.

I. New Business:

VII. Old Business:

1. Annual Town Meeting

- Warrant- Mrs. Craver reviewed the motions for the articles for the Annual Town Meeting. She has asked the Board to review and either accept or make recommended changes to the motions if needed.

Article 1 – Town Reports

Article 2 – Notice of Town Meetings

Article 3 – Litigation

Article 4 – Sale of Tax Title Land

Article 5 – Sale of Surplus Property

Article 6 – Appointment of Committees and Filling of Vacancies

Article 7 – Grant Applications

Article 8 – Appropriation of Funds for Unpaid Bills of a Prior Fiscal Year

Article 9 – Inter/Intra Departmental Transfers for FY13 – Mrs. Craver had to add a few items to this.

She stated that the board has already approved the motions for Articles 1 – 9. She did have to make a couple of adjustments to #9 for Veterans and GASBY.

Article 10 – Town Budget

Article 11 – Water Department Budget (Enterprise Fund)

Article 12 – Sewer Department Budget (Enterprise Fund)

Mrs. Craver stated that the board has already approved Articles 11 & 12.

Article 13 – New & Re-Authorization of Revolving Funds – **Motion by Ms. Walker to approve**

Article 13 as its written, seconded by Chairman Swensen. Chairman Swensen stated that several years ago the Town Accountant had recommended changes to the revolving

funds because they were in violation with state law. He would like to make sure we are not going back to that. Mrs. Craver stated that the revolving funds are fees that come in and go right back out to take care of those services. **Vote on motion: motion carries.**

Article 14 – Transfer of Funds to and from Stabilization Fund Account. **Motion by Mr. Singer to approve Article 14, seconded by Ms. Walker, motion carries.**

Article 15 – Capital Items and Related Contracts – Mrs. Craver had added to this and explained what it was. She added flags for cemeteries as they are needed and the solar as well. She would ask the Board to approve motion 2 which is “to move that \$150.00 be transferred from the Municipal Buildings Account and be appropriated to the Net Metering Credit Account for the purpose of funding any Town expense which may arise in connection with a proposed contract or contracts for net metering credits for electricity used to serve town buildings, facilities or other property and that the board of selectmen and/or chief procurement officer be authorized to enter into such contract or contracts and to take such other action as they, or either of them, deem necessary or advisable to effectuate the purposes of this vote. **So moved by Ms. Walker, seconded by Mr. Szafarowicz, motion carries.**

Article 16 – Cemetery Perpetual Care – **Motion by Mr. Szafarowicz to approve Article 16, seconded by Ms. Walker, motion carries.**

Article 17 – New Recreation Fields Complex – Mrs. Craver stated that the Recreation Commission will be changing the motion because they don’t have anything to bring forward yet, to see if the town will appropriate \$25,000 and the Rec Friends will match that to have a Recreation Master Plan completed and have the actual article on the October special town meeting so they will be able to have all the answers needed. Mr. Singer has a concern about spending \$25,000 without the voters seeing if first. He asked if it could be contingent upon approval by the town? Mrs. Craver stated that this was brought up at their meeting and it was mentioned that this is one of the costs of doing business to be able to bring a well thought out plan to town meeting. Ms. Walker needs reinsurance for what the \$50,000 will cover. Mrs. Craver stated that the Recreation Commission did receive a proposal from CDM for \$49,000 which included doing test spores and the appropriate types of field designs to be done in separate phases. They have a 4.5 million estimate. Mr. Singer would like to have a non-binding question on the ballot to get the feel of the town’s response to this. Ms. Walker would rather see the money come from the Rec Friends before the town agrees to go along with it. Deb LaPlaca, reporter from the Telegram & Gazette stated that back in 2007 an article was passed and the town allowed the Recreation Commission \$50,000 for a design plan. She asked if this was done. Mrs. Craver stated that they did use this to have a plan made for Flint Road, but it never went forward. She is not sure if all the money was spent but will find out. Chairman Swensen asked if we could hold this article until Monday so that Mrs. Craver could research what happened in 2007.

Article 18 – New Lakes & Ponds Bylaw – The Bylaw Committee has approved this motion. Mr. Singer asked how the town can own land under water? Mr. Szafarowicz stated that it’s still land. Chief Pervier stated that this came to be, because of an issue that we had regarding mooring of docks. **Motion by Mr. Szafarowicz to approve Article 18, seconded by Ms. Walker, motion carries.**

Article 19 – By-Law Revision – Dog Bylaw – **motion by Ms. Walker to approve Article 19, seconded by Mr. Szafarowicz, motion carries.**

Article 20 – By-Law Revision – Article XXXV: Junk, Old Metals and Second Hand Articles – **motion by Mr. Szafarowicz to approve Article 20, seconded by Ms. Walker, motion carries.**

Mrs. Craver stated that someone had come into her office and stated that this bylaw will regulate yard sales and tag sales and asked the Chief to clarify. Chief Pervier stated that this was not the intention for yard sales, it is to regulate those businesses that take in metals in those areas. **Vote on motion: motion carries.**

Article 21 – New Noise By-law – **Motion by Mr. Singer that the Board of Selectmen does not support this article, seconded by Mr. Szafarowicz for discussion.** Mr. Szafarowicz asked what

concerns Mr. Singer has. Mr. Singer stated that everything in this bylaw is open for the individual to interpret differently. Chairman Swensen stated that the goal of this bylaw is to establish a decent quiet time. The purpose of this is to give the police some teeth to work with. Mr. Singer stated that the issue that came up to bring this up is not throughout the town of Charlton. Chief Pervier stated that this committee has been working on this bylaw for months and have asked for concerns before it came this far. The Chief stated that we had to come up with at least a starting point. Ms. Walker stated that initially, she felt the same way as Mr. Singer until last summer when she received a call from an elderly couple that were having problems with one of their neighbors. Mr. Singer doesn't feel we should punish the whole town because of a few people. He stated that if there is a bylaw, give some specifics. Mr. Singer stated that the way this bylaw is written, everyone will be in violation of it. He will not support this bylaw. Ms. Walker would request that we hold this off until the next meeting. Chairman Swensen stated that there is a motion on the floor and asked if the motion will stay and if so it will need to be acted on Monday. **Vote on motion: Mr. Szafarowicz and Mr. Singer – aye, Ms. Walker and Chairman Swensen – opposed, motion does not go forward.**

Article 22 – Zoning Bylaw – Signage Zoning Bylaw Revision

Article 23 – Zoning Bylaw – Zoning Map Revision – Route 20 Re-Zoning – **Motion by Ms. Walker to leave Articles 22 & 23 up to the Planning Board to make recommendation, seconded by Mr. Szafarowicz, motion carries.**

Article 24 – Acceptance of Danforth Lane

Article 25 – Acceptance of Hannah's Way Extension – **Motion by Mr. Singer to have the Planning Board make the recommendations for Articles 24 & 25, seconded by Mr. Szafarowicz, motion carries.**

Article 26 – Acceptance of Jennings Road Extension. Mrs. Craver stated that the paperwork was never received on this so it will be postponed indefinitely.

Article 27 – Petition

Article 28 – Petition – **Motion by Ms. Walker to not approve Article 28, seconded by Mr. Singer, motion carries.**

Article 29 – Petition – **Motion by Mr. Singer to not approve this article, seconded by Mr. Szafarowicz, motion carries.**

- Budget – Mrs. Craver stated that we have a balanced budget. The only issue Ms. Walker has is the firefighter position and the 19th officer. She feels we should find a way to include them in the budget. Chief Pervier came forward to reiterate the importance of having this position filled within his department. He stated that it makes sense to have adequate staff to run things. After hearing the concerns, the biggest question asked was where would the money come from to fund these? Mrs. Craver stated she would like the people to realize that the police position was not cut, they have been operating on 18 officers since she's been here. Ms. Walker feels that our, "the town" health and safety is in jeopardy by not having that 19th officer. Mrs. Craver stated that if we funded the police and fire as well as the school's request for increase and not minimum as we have it, it would be around \$450,000.00. Chief Pervier stated that they will do whatever they have to do to keep the town safe. Chairman Swensen stated that the Board might want to act on the budget tonight with the provision pending the Fin Com meeting tomorrow night and new information that might come forward. Mr. Szafarowicz would like to wait until after the Fin Com meets. **Motion by Mr. Singer to approve the balanced budget pending the support and approval of the Finance Committee, seconded by Mr. Szafarowicz, motion carries with Ms. Walker opposed.**

VIII. Student Selectperson Report – Michaela Carofaniello reviewed her report.

IX. Town Administrator Report: Mrs. Craver reviewed her report.

X. Other Business:

- Chairman Swensen thanked Mrs. Craver and all those that have been involved in the budget.
- Ms. Walker asked if there was any information on the recycling center yet and Mrs. Craver stated that she is waiting for an update.
- Ms. Walker asked when would the board be doing the Town Administrator Evaluation. Chairman Swensen stated that the last time the board did the evaluation was September 20, 2011. He will start preparing now for the board to do one in the near future.
- Mr. Szafarowicz stated that at the last meeting, he asked about office hours and he would like to start on May 28th. The Board is fine with that.

XI. Next Meeting Announcement:

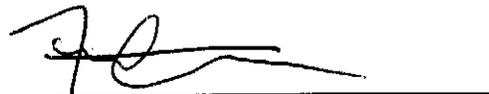
- Pre-Town Meeting – Monday – May 20, 2013 – 6pm
- Annual Town Meeting – Monday – May 20, 2013 – 7pm
- Next Regular Selectmen's Meeting – May 28, 2013

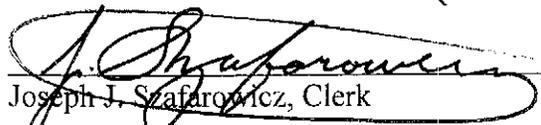
XIII. Adjourn/Executive Session: **Motion by Mr. Singer to adjourn at 8:30pm, seconded by Mr. Szafarowicz, motion carries.**

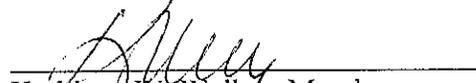
Submitted by:
Mary C. Devlin
Administrative Assistant

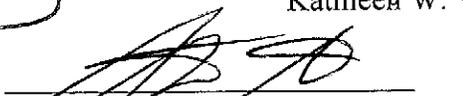
Accepted by:


Frederick C. Swensen, Chairman


David M. Singer, Vice-Chairperson


Joseph J. Szafarowicz, Clerk


Kathleen W. Walker, Member


Brent Sellev, Member (absent)

BOS Meeting 5/14/2013

- Tonight there is a SH Band Pops Concert
- Tomorrow the seniors will be viewing and partaking in the mock car crash
- Thursday May 16th is the SH Chorus concert at 6:30
- Seniors Final begin Thursday May 16th
- Saturday May 18th is the Junior/Senior Prom at the DCU Center
- Monday May 20th is the senior BBQ
- Saturday May 25th is the Junior class car wash at the Dudley fire station



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TO: Board of Selectmen

FROM: Robin L. Craver, Town Administrator

DATE: May 2, 2013

SUBJECT: Town Administrator's Report – for Selectmen's meeting of 5/14/13

Grant Award – The Massachusetts Energy & Environmental Affairs Secretary Rick Sullivan announced that matching grants totaling \$82,600 have been awarded to ten projects that will help beginning farmers grow or improve their new farm operations. I am happy to report that Fay Mountain Farm has been awarded \$10,000 for equipment.

Devlin, Mary

From: Zimmerman, Reginald (ENV) <reginald.zimmerman@massmail.state.ma.us>
Sent: Wednesday, May 08, 2013 10:01 AM
To: Zimmerman, Reginald (EEA)
Subject: Patrick-Murray Administration Awards Matching Grants for Beginning Massachusetts Farms



**Commonwealth of Massachusetts
Executive Office of Energy and Environmental Affairs**

Governor Deval L. Patrick
Lieutenant Governor Timothy P. Murray
Secretary Richard K. Sullivan Jr.

Press Release Contact: Reginald Zimmerman — 617-626-1052 or reginald.zimmerman@state.ma.us

**Patrick-Murray Administration Awards Matching Grants for Beginning
Massachusetts Farms**

BOSTON – Wednesday, May 8, 2013 – Massachusetts Energy and Environmental Affairs Secretary Rick Sullivan today announced that matching grants totaling \$82,600 have been awarded to ten projects that will help beginning farmers grow or improve their new farm operations.

"We are delighted to be able to support our new farmers in their efforts to ensure a sustainable future for their farms," said Secretary Sullivan. "I congratulate all of this year's award recipients."

Awarded through the Massachusetts Department of Agricultural Resources' (DAR) Matching Enterprise Grants for Agriculture (MEGA), grants went to farms in the communities of **Brewster, Charlton, Edgartown, Great Barrington, Lanesborough, Needham, North Dighton, Westport and Yarmouthport.**

"This grant program not only provides farmers in their critical first to fifth year with some capital, but also business planning and technical assistance to help ensure their success," said DAR Commissioner Greg Watson. "For Massachusetts agriculture to remain viable, we need to encourage the enthusiasm and new ideas that beginning farmers bring to the industry."

The grants will help fund the purchase of equipment and other non-land based assets necessary for financially viable agricultural businesses. Projects include equipment to improve production and post-harvest operations, and to create value-added products, as well as infrastructure improvements such as irrigation systems and farmstands. Selected farmers participate in a business planning process, after which they are eligible to receive a grant of up to \$10,000 that they match dollar for dollar.

"I am pleased by the administration's release of these farming grants. Farming remains a critical backbone of our Commonwealth, and these funds will help ensure the continued growth and prosperity of our agricultural community," said Sen. Marc Pacheco, Senate Chair of the Joint Committee on the Environment, Natural Resources and Agriculture.

"Secretary Sullivan and Commissioner Watson continue to show their support for the agricultural community," said Rep. Anne Gobi, House Chair of the Joint Committee on the Environment, Natural Resources and Agriculture. "These grants, which touch every corner of the Commonwealth, provide new generations of farmers with needed revenue to enhance their farms and keep them competitive while providing quality products to the people their communities."

Today's grant recipients:

Municipality	Farm Name	Project Type	Award
Brewster	Halcyon Farm	Infrastructure Improvements & Equipment	\$5,000
Carlton	Fay Mountain Farm, LLC	Equipment	\$10,000
Edgartown	Slip Away Farm, LLC	Equipment	\$10,000
Great Barrington	Secondhand Farm	Equipment	\$4,350
Lanesborough	Square Roots Farm	Infrastructure Improvements	\$10,000
Needham	The Neighborhood Farm	Equipment	\$9,250
North Dighton	Good Nature Farm, LLC	Infrastructure Improvements & Equipment	\$4,000
Westport	Runaway Farm	Equipment	\$10,000
Westport	Starsza Farm	Infrastructure Improvements & Equipment	\$10,000
Yarmouthport	Miss Scarlet's Blue Ribbon Farm	Infrastructure Improvements	\$10,000



DAR's mission is to ensure the long-term viability of agriculture in Massachusetts. Through its four divisions – Agricultural Conservation and Technical Assistance, Agricultural Markets, Animal Health and Crop and Pest Services – DAR strives to support, regulate and enhance the rich diversity of the Commonwealth's agricultural community in order to promote economically and environmentally sound food safety and animal health measures, and fulfill agriculture's role in energy conservation and production. For more information, visit DAR's website at www.mass.gov/agr and follow us on twitter at [@MDARCommish](https://twitter.com/MDARCommish) and [@massgrown](https://twitter.com/massgrown).

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