

Minutes of the Selectmen's Meeting of April 23, 2013
Town Hall – Meeting Room #1 7:00pm

Present: Selectmen John Franey, Sarah Hewins, Helen Marrone, Richard Ward, Chairman Michael O'Donnell, Town Administrator LaFond and Elaine Weston.

The Chair led the audience in the Pledge of Allegiance and read the announcements followed by a moment of silence in honor of the victims of the bombing in Boston.

Fire Department Assistance Grant:

Chief Weston discussed the history of the Fire Assistance Grant Program. He explained that after multiple attempts over the past several years the Carver Fire Department was granted \$115,968 which includes the requirement of a 5% match for the town. It requires 30-day notification of acceptance to FEMA. Chief Weston also suggested that the grant fund be replenished in the future. He stated that he was proud of the work by Deputy Germaine and town resident Irene Winkler in preparing this grant.

Motion by Franey to accept the Fire Department FEMA Fire Assistance Grant and vote to authorize expenditure from the matching grant fund warrant article, second by Ward, Vote 5-0.

Sully's Car-Tunes Hearing:

Request by Galen Sullivan dba Sully's Car-Tunes for a Class II License.

Lydia Nelson (abutter) expressed concern of business expanding and changing the zoning of the property in the future. Paul Nelson (abutter) expressed that he is not in favor if car repair is to be done on the premises.

Motion by Franey to approve the Class II subject to submittal of a \$25,000 bond and with the following restrictions: No Display, Internet Only, One Car at a Time, No Repair or Maintenance on site, second by Ward. Vote 5-0.

Appoint of Darlene Whittemore to the Board of Registrars:

Motion to appoint Darlene Whittemore to the Board of Registrars by Franey, second by Marrone, Vote 5-0.

Town Building Study Committee: Review of plans and documents from various Boards & Committees

Dan Ryan, Steve Pratt & Roger Shores were present to discuss suggestions for funding. Ryan stated that interest rates are still low and the wrap-around of future expiring debt is still an option. They would like the Board of Selectmen to recommend what level of participation that the committee should have on these projects. In regards to the Fire & Police Buildings, The need for a new building continues to increase and safety issues are getting worse.

They stated they only received two of the six documents that were requested at the last meeting. LaFond suggested he email him the list of items still in need. They also suggested that

the Town Master Plan should be updated in the near future and that the town start moving forward on the Fire Department building.

Update from Chairman of the Earth Removal Committee, of the Logan permit off Purchase Street:

John Garretson discussed the review of the site inspection of the Earth Removal Committee. He stated that two roads in question have been blocked off and can no longer be used for truck access and that there is one access road that is still in need of a gate. He reported that the pumping of the reservoir is progressing successfully and the pump is now quieter than before and that some progress has been made in regards to sanding of the bog, and the loaming and seeding of the slopes.

Garretson also informed the Board that Cranberry road has seen an increase in traffic due to the Makepeace permit for removal and that the residents in the area asked if the traffic could be split between Federal Road and Cranberry Road. He is in the process of dealing with this ongoing issue.

Review of Warrant Articles for Annual Town Meeting:

Motion by Ward, second by Hewins to table the review of the articles until the next meeting. Vote 5-0.

Request for a One Day Special License request by Bartending Service of New England:

Motion to approve Request for May 1 from 7pm-11pm and August 3 from 5:30pm-11pm at the Carver Sportsmen's Club by Franey, second by Ward 4-0-1 (O'Donnell abstain).

Discussion on Independent Auditor's Report:

Marrone had concerns about the report being on the website. LaFond stated that this is the final document so it is a public document; a draft is not a public document. He suggested that if the BOS was uncomfortable with it being on the Selectmen's website, he could take it down. Franey suggested that up until the time the BOS talks about it, it's not a public document. O'Donnell wanted to know why this was publicized before the Board talked about it. Hewins asked if it's a public document why wouldn't you put it on the website. Marrone wanted to know who put it up there. LaFond stated we have exit reports every year, then auditors issue final document; this is the final document. Motion to table further discussion on Independent Auditor's report until Power's & Sullivan can come in to speak with the Board by Marrone, second by Ward. Vote 4-0-1 (Frandey abstain)

Screening Committee for Town Administrator:

Marrone wanted to table this issue; Hewins was opposed to tabling. Vote 4-1-0 to table.

Policy change for Citizens Participation:

Marrone read the old policy and her proposed policy. Hewins expressed concern that the policy doesn't reflect issues on the agenda and does feel comfortable discussing issues not on the agenda. Marrone feels confident responding to a resident based on the topic per her

conversation with the Attorney General's Office representative. Since it is a discussion coming from a resident and not from the BOS we are ok. We do need to be careful not to take votes or deliberate on a matter; just general comments. . Ward stated he could feel comfortable responding and referring a topic to the next agenda.

Approval of Minutes:

Motion approve minutes of February 12 & February 26 by Franey, second by Ward. Vote 5-0.
Motion to table minutes of March 12 until the next meeting by Hewins, second by Marrone, Vote 5-0.

Citizens Participation:

Dan Forand: 20 Brook Street-stated that he has had his neighbor's animals on his farm and that they are a detriment to his farm and livestock. LaFond stated Plympton doesn't have a leash law which will make it hard for Carver to take sanction on the residents.

Rod Forrester: Lincoln Circle – stated that he is distressed on discussion of the audit and is looking for answers.

Jon Fortier: Cranberry Road – stated that the audit report is a public document and that the citizens should know about it.

Robert Belbin: Gate Street – stated he believed that the document "Truths about CPA Funding in Carver" on the CPA website was inappropriate. Franey suggested that the Office of campaign finance would be best suited to look into the legality of the document.

Jane Forrester: Cranberry Village – stated with regard to the comment by Mr. Forand that she believes that he has recourse to receive reimbursement for his loss.

Gail Nauen: Old Main Street- asked when the Selectmen receive their agenda. She asked why some stated that they didn't have time to read what was in their packets. O'Donnell informed Nauen that this is not the opportunity to interrogate the members of the Board.

Town Administrator Notes:

LaFond stated that there is a contract signed with a new Town Accountant and that he will place it on the next agenda for the Board to ratify. Also, he stated that interviews with Building Commissioner candidates are underway and will keep the Board up to date.

Selectmen Notes:

Marrone: Suggested ZBA appeal on May 9 be moved to a larger venue so people don't have to stand in the hallway. She suggested possibly holding the upcoming meeting at the school. LaFond will contact the ZBA chair to see if he would like to explore a larger venue. She also

stated that she feels the expansion on citizen's participation as recently approved may not work in the future as she had hoped. She wished the candidates luck at the election and her thoughts and prayers to the marathon victims.

Ward: Stated that he is proud of the way everyone responded to the marathon and that he hopes everyone turns out to vote on Saturday.

Hewins: Encouraged everyone to vote.

Franey: Stated that Ainsley Ryan will be the first girl from Carver to be attending Girls State. He also reminded people to vote and that fourth quarter taxes are due May 1.

O'Donnell: Reminded everyone that personal attacks and pending litigation are not appropriate materials for citizen participation. Also that he feels the Boston Marathon will come back stronger next year. He asked everyone to keep the service men & women in your thoughts & prayers and God Bless the citizens of Carver and the United States.

Motion to adjourn at 9:10 p.m. into executive session to discuss Town Administrator's contractual obligation, not to return to open session by Franey, second by Ward. Roll Call Vote: Franey: I Hewins: I O'Donnell: I Ward: I Marrone: I. Hewins & O'Donnell recused themselves from executive session.