

Town of Washington Board of Selectmen Meeting January 24, 2011

1. J. Huebner called the meeting to order at 6:58. J. Huebner, S. Lennon and R. Borgnis present.
2. J. Huebner motioned to approve the January 3, 2011 minutes as amended to include Bill Cawley's name. R. Borgnis seconded. Motioned passed unanimously.
3. J. Huebner motioned to approved January 10, 2011 of minutes as amended. R. Borgnis seconded. Motioned passed unanimously.
4. J. Huebner read a notice from K. Sharp resigning his position as the Transfer Station attendant with his last day of work on Saturday, January 29, 2011. The Board discussed individuals on the alternative list and the previous hiring process. J. Huebner will place the calls to find a replacement.
5. R. Spenser asked the Board if he could extend an open invitation to the Finance Committee to attend the CBRSD Seven Town Advisory Committee meeting on Tuesday, February 1, 2011 in the Nessacus Library. J. Huebner mentioned that it is primarily for the Chairman of the Board and Finance Committee but it is an open forum and the Finance committee members are welcome to attend.
6. The Board discussed coverage for J. Hostetter during the leave this coming May. J. Hostetter was unable to contact the person who had previously express interest in the position. She was informed of Jan Nelson possible interest. J. Huebner gave Jan a short overview of the Administrative Assistants responsibilities. J. Hostetter will talk to Jan Nelson during the week to provide her with more details.
7. J. Huebner commented on the meeting of January 18th which was called to sign payroll warrants through as he was the only Selectmen present the meeting did not take place. He did confirm with S. Brazee that the payroll goes through even if there is not a meeting and the warrants are signed the following week and that this process is legal.
8. J. Huebner recapped his conversation with Daniel Parnell regarding his conversation with the MMAA. D. Parnell recommends that the Town join as membership will go a long way in paying for the cost of his course work. J. Huebner motioned to join the MMAA if the Town has not already joined and approve D. Parnell taking of the Municipal Accounting Courses as recommended in his review. The Board discussed fund availability. S. Lennon Seconded. Motioned passed unanimously.
9. J. Huebner informed the Board that D. Fish received correspondence for the Massachusetts Emergency Management indicating that here is a cost threshold of 8.2 million dollars for the Commonwealth's cleanup of the January 11th and 12th snow storm. D. Fish reported on the meeting he attended this morning in which funds would be available to cover 75% of the cost of labor, gas, sand, salt and use of wing trucks if six counties exceed \$40,000 in expenses. D. Fish provided FEMA with the necessary information by both fax and conventional mail. He will provide J. Hostetter with a copy for the Selectmen's records.
10. J. Huebner thanked J. Hostetter for providing refreshments and discussed the possibility of having refreshments or a social gathering in conjunction with the annual town meeting.

11. J. Huebner asked D. Fish for an update of the Highway garage Doors. D. Fish reported that Berkshire Overhead Doors was on site last week to take the final measurements and order the necessary material. The installation will only take one day when work begins.
12. J. Huebner informed the Board that the Attorney in the Auliso lawsuit has filed motion to set aside the Auliso court case. The motion will be heard by the Judge on January 31st. If the motion is not granted then the trial will be held on March 18, 2011
13. The Board discussed the RFP for Boiler, confirming the date for the walk on January 27, 2011 and how the question and answer portion will be handled. All questions will be recorded and answered at a future date. J. Hostetter informed the Board that she received eight requests for bid package.
14. J. Huebner reported on his conversations with Mark Stimpson regarding a visit from the DEP and Mark Vassuer from ForeSight regarding drafting a new General Notice of Intent or preparing an amendment to the current one. He also discussed with D. Fish covering the cost as Chapter funds could not be used as the property on Upper Cross Place Road in which the problem is located is off the main road. They also discussed the cost of devices that go through the dam replacing the need for beaver deceivers to elevate the concerns of maintenance. C. Willis mentioned that the Town could get these devices for free if Highway Department applies for grant money and the Town could spend \$100 annually for a one time a year cleaning contract with Beaver Solutions.
15. J. Huebner entered into record that he responded to a correspondence from Sprint informing them that the Town of Washington is neither a company nor a service provider of Sprint, therefore the new security measures passed by the Commonwealth do not apply.
16. J. Huebner informed the Board that the remaining three propane supplier contacted last week had not responded. The Board reviewed and discussed the list of suppliers. J. Huebner motioned to change propane supplier to HL Fuel. R. Borgnis seconded. Motioned passed unanimously. J. Huebner will contact both Osterman Propane and HL Fuel.
17. S. Brazee provided the Board, in response to a collection call, a copy of the payment made to Transportation advisory in the amount of \$130.00. D. Parnell will contact them and provided the proof of payment.
18. J. Huebner asked the other Selectmen had completed the mandatory Conflict of Interest Law & Education training. Neither S. Lennon nor R. Borgnis had. S. Lennon requested a copy of the correspondence.
19. Special Town Meeting was called to order of at 8:00 by Town Moderator Ed Bond with J. Hostetter acting in the Town Clerk's capacity tracking and recording the vote for Town Clerk in her absence.

Present: Jim Huebner, Shaun Lennon, Rose Borgnis, Jodi Hostetter, Ed Bond, Roy Wiley, Marilyn Wiley, Victor Breen, James Nannery, Craig Willis, Dick Spencer, Mary Journie, Brian Domina, Michael Case, William Beemer, Michele Beemer, Jan Nelson, Steve Nelson, Lyle Larson, Donald Kruck and David Desrosiers

Town Moderator read Article 1: To see if the Town will vote to rescind the prior action taken under Article 5 of the warrant for the Annual Town Meeting held on May 8, 2010, to wit:. R. Spencer motioned to open discussion

to the floor. J. Huebner seconded. No discussion. Article passed unanimously.

Town Moderator read Article 2: To see if the Town will vote to raise and appropriate the sum of \$132,072.90 for general government accounts to be appropriated as follows: R. Spencer motioned to open discussion to the floor. J. Huebner seconded. No discussion. Article passed unanimously.

Town Moderator read Article 3: To see if the Town will vote to authorize the Board of Selectmen to take all necessary and appropriate actions to establish and to maintain, in accordance with the provisions of Chapter 164 of the General Laws and in accordance with the rules, regulations and orders of the Department of Public Utilities and the Department of Telecommunications & Cable, a municipal lighting plant for all purposes allowable under the laws of the Commonwealth, including without limitation the operation of a telecommunications system and any related services, or to take any other action relative thereto. E. Bond then informed the public that a paper ballot has been attached to their copy of the Warrant. J. Huebner motioned to open discussion to the floor. R. Borgnis seconded. Steve Nelson outlined the WiredWest project and replied realistically a couple of years to a resident's question regarding estimated time of completion. The present residents voted by paper ballot. J. Hostetter and V. Breen tallied the votes. The Article passed unanimously with seventeen yes votes and zero no votes.

Town Moderator read Article 4: To see if the Town will vote to accept the following bylaw regarding special permits, to wit: J. Huebner motioned to open discussion to the floor. R. Borgnis seconded. Marilyn Wiley gave an overview of the proposed by law and in response to residents question stated that the drainage provision would be determined by a professional's drainage study and public convenience can be the convenience of the homeowner applying for the permit if all other zoning bylaws are met. The Article passed unanimously.

Town Moderator read Article 5: To see if the Town will vote to accept the following bylaw regarding small wind energy systems, to wit: J. Huebner motioned to open discussion to the floor. R. Borgnis seconded. Marilyn Wiley and BCRPC representative Brian Domina in response to resident's questions stated that the maximum height of wind mills is 200 feet and the minimum height is 30 feet for a vertical mill and 60 feet for a horizontal mill. That the 60KW output was determined to accommodate the needs of farms, shops, garages, etc. as well as the residence. Also addressing residents' concerns that the bylaw does not restrict the amount of wind mills allowed on a property leaving an a loop hole for a wind farm by stating that wind mills are very expensive and multiple purchases are unlikely. R. Borgnis stated that the visual and noise language could prevent a special permit. R. Spencer motioned to change 8.3 Definitions to read **Small Wind Energy System**: All equipment and structures utilized in connection with the conversion of wind to electricity that is intended primarily to, but not limited to, reduce on-site consumption of utility power. This includes, but is not limited to a tower and associated control or conversion electronics and one or more wind turbines which have a **TOTAL** rated nameplate capacity of 60 KW or less. J. Huebner seconded the motion. Motioned passed by majority vote. Article 5 passed unanimously.

Town Moderator read Article 6: To see if the Town will vote to amend § 4.2 of the town bylaws by adding a new § 4.2.6 and renumbering the following sections accordingly, to wit: J. Huebner motioned to open discussion to the floor. R. Borgnis seconded. No discussion. Article passed unanimously.

Town Moderator read Article 7: To see if the Town will vote to transfer the sum of \$1,200.00 from the Reserve

Account to the Veterans Agent Expense Account. : J. Huebner motioned to open discussion to the floor. R. Borgnis seconded. No discussion. Article passed unanimously.

Town Moderator Ed Bond motioned to dissolve the meeting at 8:40. J. Huebner seconded. Motioned passed unanimously.

Approved: _____

Date: _____

Approved: _____

Approved: _____