



Board of Selectmen
Regular Meeting
March 26, 2013

Executive Session (Room A)

1. Strategy with respect to Bay Colony Railroad Corp Litigation
2. Bargaining Strategies

The regular meeting was called to order at 7:00p.m. in the Town Hall Hearing Room by Chairman Erik Tolley. Selectmen present: Curt Sears, Norm Holcomb, Jim Quirk and Tracy Post. Also Attending: Town Administrator William G. Hinchey. The Board of Selectmen gave the pledge of allegiance.

Public Announcements & Comments

Andrea St. Germain spoke about the St. Patrick's parade and the DY Marching Band accomplishments. She also spoke about upcoming concert and event dates.

Vida Morris spoke about the school budget and selectmen involvement in the budget process. She also spoke about iPads in the schools. Ms. Morris asked if the Board rubberstamped the school budget, which Mr. Tolley stated they did not and Mr. Quirk concurred with Mr. Tolley's answer. Ms. Morris spoke about the quality of road improvements done in the past.

Mr. Joe Gibbs spoke about the Seaside Festival's use of the Simpkins field, construction of the Simpkins school and the closure of the Lawrence MacArthur school impacts on the Festival. Mr. Hinchey assured the Board that the festival is on the radar with discussion with Bridgewater State and the continued use of the facility for the festival.

Jan Butler, chairman of the Seaside Festival, spoke about the time sensitivity of finding if the field and property will be available for the festival. She spoke about the importance of retaining the field for the future.

Suzanne McAuliffe spoke about the County budget and some specific new line items. She also spoke about the Assembly review of Cape Light Compact and CVEC.

Discussion on ARC Appeal Decision

Mr. Jim Wald represented the residents of the abutting properties where the wind turbine is being proposed. Mr. Wald reviewed the county proposal to purchase with ARC property, with the assistance of a PowerPoint presentation. Mr. Wald reviewed erosion issues, flood zone maps, costs of funding the purchase, the human cost and their request to the selectmen to vote NO on any public funds for meeting ARC specific capital needs unless a viable plan is brought forth. He also asked the Town to join the appeal in the OKH vs. ARC case, as well as have Town Counsel assist with the OKH appeal. Ms. Post stated that though the presentation provided some valid points it is only one side and she would prefer hearing from ARC before she makes her decision. Mr. Hinchey stated that the proposal is still being worked on yet no details were made available from ARC. Mr. Holcomb asked for Town Counsel opinion. Bruce Gilmore spoke to the Board about the possibility of the Town assisting the Old Kings Highway appeal. Assistance would revolve around Mr. Gilmore assisting with the preparation of the appeal and have the Town pay for his time (\$3,500 expenditure in the legal budget with Selectmen approval). Mr. Quirk asked for Mr. Gilmore's opinion on the decision of the appellate level. Mr. Gilmore stated that the act is very clear how the review must be done and feels a mistake was made. Mr. Holcomb asked if other avenues could be ventured. Mr. Gilmore stated that there is a difference if the property is North or South of the highway, which would trigger Old Kings Highway review/approval. The Board asked about the practicality of

4. Admin - Town Promotion Program

- Cash

\$22.00

\$22.00

TOTAL \$3,688.96

Curt Sears asked if the Police Department has done compliance checks recently. Mr. Hinchey stated he was unfamiliar with the schedule but will ask the Chief and get back.

MOTION: To move that the Board of Selectmen approve the consent agenda.

Motion by: Jim Quirk Seconded by: Curt Sears Yea 5 Nay 0

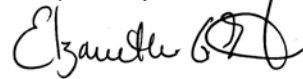
2. Updates

Adjourn

MOTION: To move that the Board of Selectmen adjourn the meeting at 9:18pm

Motion by: Jim Quirk Seconded by: Tracy Post Yea 5 Nay 0

Respectfully submitted,



Distributed Material

Discussion on ARC Appeal Decision

- PowerPoint Presentation, Re: Recommendation for a "No" vote, Using Public Funds to Support ARC Purchase.

Continued Annual Town Meeting Article Review

1. CPA – Sailing Center

- Letter from Robert Ciavarra to BOS, dated March 25, 2013. Re: Sailing Center