

**Town of Mansfield  
Board of Selectmen  
Minutes of March 23, 2011**

**Present:** Chairman Kevin Moran, Vice Chairman George Dentino, Clerk Douglas Annino  
Selectman Jess Aptowitz, Selectman Olivier Kozlowski  
William Ross, Town Manager.

**Absent:**

### **Folk Festival 2011**

Harold Henry, Bob Golder, representatives from New England Folk Festival Association are present. This is their 5<sup>th</sup> year holding the celebration in town and they are looking forward to seeing everyone next month.

The event is held at the high and middle schools and most of the events are held indoors. The program consists of dancing, folk singing, instrument workshops, family activities, crafts and foods from all over.

Selectman Dentino stated that he has attended every year and highly recommends the event to everyone.

Selectman Annino asked if the town receives any fees for this event (other than entertainment license fee, which is waived by the bos for being a non profit). Mr. Henry stated that the organization pays the schools for the use of the facilities, janitors, police and fire details, ect.

Nobody from the organization gets paid for their work nor do the performers that work the event.

Selectman Kozlowski asked if the event managers have coordinated with police and fire for the parking areas and Mr. Henry stated they have. They have also posted occupancy capacity signs at each room during previous festivals.

**Motion:** To approve the NEFFA event from April 15-17<sup>th</sup> and to waive all associated town fees. (Aptowitz/Kozlowski) 5:0 passes

### **ZBA Interviews**

Chairman Moran stated he has filed a disclosure with the Town Clerk stating that a family member has property that abuts one of the applicants.

David Luca, 10 Erick Rd. Mr. Luca serves on the Mansfield Housing Board of Directors and is also interested in being involved with the ZBA. He is also a 3<sup>rd</sup> year law student so he feels that not only will he bring a strong skill set to the board but that this would be good experience for him as well.

Anthony Vallone, 1 Samoset Ave. Mr. Vallone has been interested in zoning business and would like to be on the board in order to contribute his ideas and energy to the board.

Karl Clemmey, 175 Essex St. Mr. Clemmey has been on various boards in the past, regular town meeting participant and would like to continue to serve the community as a ZBA alternate member.

Selectman Kozlowski asked Mr. Luca about his real estate experience. Mr. Luca has had some real estate law practice in the past.

Selectman Kozlowski asked Mr. Clemmey how he would help applicants, as stated in his application. Mr. Clemmey would like to assist residents with questions and filling out applications, if needed.

Selectman Aptowitz stated that Mr. Clemmey is a large land owner in town and ZBA conflicts might be inherent. Mr. Clemmey responded that he has not gone before the ZBA in years and does not have any conflicts with serving on the board. If one were to arise, he would recue himself from the case.

Selectman Annino asked Mr. Luca if his schedule would permit a commitment to the ZBA as he goes to law school at night. Mr. Luca stated he would.

Selectman Dentino thanked all three candidates for applying. The town is fortunate to have individuals who want to volunteer their time.

Chairman Moran asked the candidates how they would handle zoning applicants. Each candidate stated they would listen to the applicant and weight the pros and cons of each petition.

Chairman Moran also asked the candidates if ZBA should participated in planning or just in ZBA matters. Mr. Vallone and Mr. Luca would stay within ZBA matters. Mr. Clemmey would like to see the ZBA interact with the Planning Board more often.

Selectman Annino requested the board hold off on voting to next week and after a short discussion the Board of Selectmen decided to postpone the appointments. However, Mr. Clemmey withdrew his application and congratulated the other candidates, if they are appointed next week.

## Executive Session

**Motion:** To convene to executive session to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the governments bargaining or litigation position. (Dentino/Annino) 5:0 passes

**Roll call vote:** Chairman Moran aye, Vice Chairman Dentino aye, Clerk Annino aye, Selectman Kozlowski aye, Selectman Aptowitz aye. 5:0 passes

## Annual Town Meeting warrant articles

Mr. Ross reviewed the draft version of the warrant and provided comments on changes or omissions in the articles. The final version will be available for the board to review in the next week.

Atty. DeRensis is also present to clarify any questions that the Board of Selectmen may have on the proposed changes.

Article 13: .75% town meals tax proposal. Selectman Kozlowski has reservations about this article. However, Selectman Dentino believes this is good and inexpensive way to help the town.

Article 14: Chapter 40, Section 22F related to the establishment of service charges and fees.

Article 15: Purchase of Reilly property on Crane St. in Norton for wastewater treatment plant expansion.

Article 16: Purchase of Eames property for purposes of wellhead protection.

Article 33: withdrawn.

41: Authorization of filing of a Home Rule Petition, plan design and cost sharing for health insurance. Chairman Moran asked that the title be changed to reflect that they want to match state plan language

## Q & C

Karl Clemmey, 175 Essex St.

1. Selectman Kozlowski's incentive plan should not have to pay people for good ideas.
2. He believes that the towns zoning is too cut up to be effective. He would like to form group to fund independent zoning action plan.

3. Foxboro has a community development committee made up of citizens and he would like to see one implemented in Mansfield.
4. Would like Board of Selectmen to support the north bound 495 ramp development.

### **Mansfield Innovative Awards Program**

Selectman Kozlowski has received several comments, suggestions and ideas from people near and far. Guidelines for submissions need to be worked out before the Board of Selectmen can forward or act upon them.

**Motion:** To extend meeting to 10:45pm. (Aptowitz/Annino) 5:0 passes

Selectman Kozlowski meet with the School Committee to see if they would be interested in program as well. They might be in the future.

### **Weekly Business**

Warrant No. 11037PT in the amount of \$248,531.42

**Motion:** To approve (Aptowitz/Kozlowski) 4:1 passes (Dentino nay)

Warrant No. 11037TV in the amount of \$75,494.25

**Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes

Warrant No. 11037PS in the amount of \$1,294,328.71

**Motion:** To approve (Aptowitz/Kozlowski) 4:1 passes (Annino nay)

Warrant No. 11037SV in the amount of \$416,063.49

**Motion:** To approve (Aptowitz/Kozlowski) 4:1 passes (Annino nay)

Warrant No. 11038T in the amount of \$388,268.92

**Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes

Warrant No. 11038E in the amount of \$353,356.27

**Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes

Warrant No. 11038S in the amount of \$401,408.42

**Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes

Warrant No. 11038PT in the amount of \$244,516.24

**Motion:** To approve (Aptowitz/Kozlowski) 4:1 passes (Dentino nay)

Warrant No. 11038TV in the amount of \$73,989.45

**Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes

- One day beer and wine license application from MMAS. Routing has come back positive.  
**Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes
- Application for parade permit from Supporters of New Hope. May 15<sup>th</sup> from 10am to 11am at Mansfield Holiday Inn through park and back to Inn. Public safety has approved.  
**Motion:** **HOLD**
- Water Installer license application from Stan Feck. Water Operations Manager recommends approval.  
**Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes
- Drainlayer license application from Stan Feck. Water Operations Manager recommends approval.  
**Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes
- Commercial Parking lot license application from Foundry LLC. Public safety has approved. **Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes
- Commercial Parking lot license application from Rumford LLC. Public safety has approved. **Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes
- Commercial Parking lot license application from A-C Intermediate Co. Public safety has approved. **Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes
- Commercial Parking lot license application from 888 Main St. LLC. Public safety has approved. **Motion:** To approve (Aptowitz/Kozlowski) 5:0 passes

### Correspondence

- Email letter from Union St. Ext. resident regarding the mural project. She is not in favor of project for many reasons.
- Thank you letter from Boy Scout Troop 17. They appreciate the use of town land for the Christmas tree sale and have cleaned area of any left over debris.
- Announcement from Lions Club. A new club is forming in Mansfield and if you are interested in finding out more please contact Ray Hebert at 508-699-3883 or [judyrayh@gmail.com](mailto:judyrayh@gmail.com)

## Town Managers Report

- Census information is out and the town has grown 3 percent since last one.
- Town Meeting date? Not yet.

## BOS Updates

- Selectman Kozlowski: None
- Selectman Aptowitz: Meet with public safety about Comcast Center license agreement. Mr. Ross will be inviting Norton officials to a meeting as well.

Town Accountant Search Committee has convened and candidates are being invited for interviews.

- Selectman Annino: CIP met last Thursday and a list will be forthcoming.
- Selectman Dentino: Great to hear that the South Coast Rail will not be coming through Mansfield. It was a long hard fight and he named several individuals that he would like to publicly thank.
- Chairman Moran: in process of completing Town Manager review compilation and will meet with Atty. DeRensis to finalize.

## Adjournment

**Motion:** Adjourn meeting at 10:45pm (Aptowitz) 5:0 passes

*Douglas Annino*

Signature of Clerk

*March 30, 2011*

Date of Approval