

**Town of Mansfield  
Board of Selectmen  
Minutes of October 12, 2011**

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

**Absent:**

**Board and Committee updates**

**Municipal Building Committee (MBC)**

Maureen Doherty, Chairman. Robert Barry, Chris Paquin, Julie Hunter are present.

This committee is very busy right now as the town is putting in two wells right now.

Updates are also being made at the water treatment plant with other projects coming up next year.

As the committee is picking up more and more municipal projects they are in dire need of a dept. secretary to assist the committee with day to day work functions. Municipal projects require a lot of paper work and plans that need to be accounted for.

Mr. Ross will speak with the DPW Director to see if there would be any staff available to help them.

Selectman Annino asked a few questions about the use of American made materials and services.

Selectman Dentino asked a few questions about helping the committee with the town hall staff that we have. We do not have funds in the budget for a secretary of their own at this time.

**Cultural Counsel - Christina Beecher, Chairman**

this group operates on both local and federal funds. They supply grants for cultural events and art programs, primarily in Mansfield. Gave away around \$5,000.00 this past year in grants.

**Zoning Board of Appeals (ZBA) - Jack Vultaggio, Chairman**

The board asked Mr. Vultaggio a few questions about the workload that the board has had over the year. They meet about once a month and have worked out most of the kinks with losing their secretary. The Planning Dept. staff has helped with applications and plans and the Health Dept. Secretary has been taking the minutes for them.

The Board hears cases on zoning issues that occur over time such as variance requests for sidelines, non conforming lot issues, etc. The board consists of 5 regular members and two associate members.

### **H1972 - An Act Regulating Election Primaries**

Adoption of H1972 will ensure that the votes of our troops serving overseas will count on election day and will save taxpayers by streamlining elections.

A sample letter of support was provided by Town Clerk Christian for bos use.

**Motion:** To support HB1972 and send letter. (Kozlowski/Annino) 5:0 passes

### **Sake Steakhouse change of manager**

Yi Xiu (Michelle) Li, proposed manager and Andrea Chan, paralegal for Atty. Cole are present for discussion.

Ms. Li has worked for Sake Steakhouse since last year as an assistant manager and is alcohol service certified.

Selectman Annino asked if Ms. Li planned on getting a MA driver license. Although she has lived in MA for a couple of years, she was not, as she does not drive. She has a person that drives her everyday.

Selectman Dentino asked Ms. Li if she was at Sake when they had the issue with the "sake shots". Although she was not the manager, she was there. As the manager she would be responsible for service even with assistant manager to cover her.

Selectman Dentino also had questions about the type of alcohol service training Ms. Li has received. The town does not require applicants to have a certain brand of training just a certification of valid liquor service training.

Selectman Kozlowski asked Ms. Li if she can understand the board's questions without use of a translator. (As she has one present) She stated she could but wanted to be sure that she was getting it all correctly.

Selectman Kozlowski asked if Ms. Li would be able to respond to police and public safety concerns if something would happen at the restaurant. Ms. Li stated she is able to understand English 90 percent of the time and would have other English speaking employees present if she was not able to thoroughly comprehend the questions.

Selectman Moran was concerned with the language barrier and lack of driver's license; however his questions have been answered.

**Motion:** To approve Yi Xiu Li as manager of record. (Moran/Dentino) 5:0 passes

### **Conservation Restriction**

Lou Andrews from the NRT and Collin Caldwell from ConComm are present for discussion.

Conservation restriction for Great Woods parcels had been passed at town meeting last year and additionally been reviewed by town counsel and is ready for bos review and approval.

This would add 220 additional acres to the existing Great Woods parcels that are under the control of the NRT.

Selectman Kozlowski asked if hunting was allowed on the property. Mr. Caldwell stated yes the state requires that if you accept public assistance that hunting is allowed.

Although the conservation restrictions are in place, there is select brush and trail clearing that can be done on the property.

**Motion:** To sign conservation restriction 8. (Kozlowski/Moran) 5:0 passes

### **Statewide Public Safety Mutual Aid Law**

Mr. Ross reviewed a letter from the Commonwealth of MA requesting the town consider joining a newly created, statewide mutual aid program for public safety and public works.

This program is supplemental to current mutual aid programs the town has in place, most particularly in the area of fire protection and ambulance service. The program is aimed primarily at eliminating red tape in the case of emergency situations where large numbers of personnel and equipment are required to address a situation.

Chief O'Neill, Chief Boldrighini, Lee Azinheira and other staff are satisfied that the mutual aid program, as proposed by the state is beneficial to the town. As such, we recommend the Board of Selectmen authorize the town manager to notify MEMA that the Town of Mansfield has voted to participate in both the public safety and public works mutual aid programs.

Selectman Dentino has a few questions about if they will be obligated to assist other communities under this plan. Mr. Ross stated that it is his understanding that they are

not. After review of the documents Selectman Dentino stated that it seems the agreement is more of a hindrance than help. Mr. Ross stated that the communities involved in the plan are not obligated to assist one another, this just helps with jurisdictional issues should the issue arises and they do.

Selectman Dentino does not see the need for this additional state layer of coverage as Mansfield has helped several communities with out incident.

Selectman Kozlowski also had questions about the shared use of equipment and personnel. If we were not using a truck one week, would we be lending it out all week to different towns? Mr. Ross stated no, this is primarily for emergencies or large endeavors that shared resources are necessary.

We currently share resources with our neighbors however there are always liability issues that could arise with this sort of agreement in place. The Board will review the plans again after Mr. Ross researches the issues with the state.

## Q & C

None

## Weekly Business

Warrant No. 12015T in the amount of \$445,867.49

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

Chairman Aptowitz abstains from check in the amount \$24.07 for mileage reimbursement.

Warrant No. 12015E in the amount of \$1,879,632.97

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

Warrant No. 12015S in the amount of \$6,099.00

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

Warrant No. 12015PT in the amount of \$281,612.35

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

Warrant No. 12015TV in the amount of \$83,844.97

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

Warrant No. 12015PS in the amount of \$1,452,849.00

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

Warrant No. 12015SV in the amount of \$448,770.71

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

- Meeting minutes of September 14, 2011  
**Motion:** To approve. (Moran/Kozlowski) 5:0 passes
- Meeting minutes of September 21, 2011  
**Motion:** To approve (Kozlowski/Annino) 5:0 passes
- Meeting minutes of October 5, 2011  
**Motion:** To approve (Kozlowski/Annino) 5:0 passes
- Water installer license application for Brunelle Contracting. Water Operations Manager recommends approval.  
**Motion:** To approve. (Dentino/Moran) 5:0 passes
- Bond Anticipation Notes from Town Treasurer/Collector Roxanne Donovan  
**Motion:** To approve as read. (Kozlowski/Moran) 5:0 passes

### Correspondence

- Request from Haunted Hallows Committee to place sign on S. Common from October 13<sup>th</sup> to 29<sup>th</sup>.  
**Motion:** To approve. (Kozlowski/Moran) 5:0 passes

### Town Managers Report

- Airport Operations Lease renewal negotiations with King Aviation.
- Banner hanging policy does not require the bos to approve them. Policy will be reviewed at an MMED meeting.
- Strategic Planning Committee has been established and will be meeting soon.
- Verizon will be starting installations soon and working through the winter as long as possible.
- Street work is still on schedule and will conclude soon.

## BOS Updates

- Selectman Kozlowski: None
- Chairman Aptowitz: Sub Committee meeting for Comcast Center license will be held next Tuesday.

Stop signs at streets are still being reviewed and DPW will install as soon as possible.

The MMED has been assisting MA Highway with some electric issues for the new Rt. 495 south exit.

- Selectman Annino: None
- Selectman Moran: What is the scope of work on Memorial Hall? Mr. Ross has not seen the bid yet so he does not know. Historical building funding has been sought though.
- Selectman Dentino: Green stickers for landlords ever resolved? Mr. Ross stated that the DPW has continued to handle it on a case by case basis.

People have been asking why he votes no on payroll. He stated that he sees overtime payments that he does not agree with and will discuss further with Mr. Ross.

## Adjournment

**Motion:** Adjourn meeting at 9:13pm to executive session (Moran/Kozlowski) 5:0 passes

**ROLL CALL:** Chairman Aptowitz aye, Vice Chairman Kozlowski aye, Clerk Annino aye, Selectman Dentino aye, Selectman Moran aye. 5:0 passes

Douglas Annino

Signature of Clerk

October 19, 2011

Date of Approval