



TOWN OF CHARLTON
Minutes of Regular Selectmen's Meeting
February 12, 2008

Submitted by _____

Date _____

Received by _____

Date _____

Present: Chairman – Peter J. Boria, Vice-Chairman - Scott D. Brown, Clerk – Kathleen W. Walker and Members – Frederick C. Swensen and John R. Bacon. Also present, Town Administrator - Robin L. Craver.

NOTE: Some matters may have been taken out of agenda order but were typed up in agenda order for ease of locating information when necessary.

I. Call to Order:

Chairman Boria called the meeting to order at 6:30pm with the pledge to the flag.

II. Consent Agenda:

- Chairman Boria read the agenda.
- Minutes of Regular Selectmen's Meeting – January 29, 2008. **Motion by Mr. Brown to approve the minutes of January 29, 2008, seconded by Ms. Walker. Vote taken: Ms. Walker, Mr. Swensen, Mr. Brown and Chairman Boria – aye, Mr. Bacon abstained.**

III. Community Relations, Announcements and Open Forum:

- Chairman Boria read the announcements.

IV. Appointments/Resignations:

1. Fire Station Building Committee - One open seat for a Board of Selectmen member. Mrs. Craver noted that there is one opening left on this committee to fill for a member of the Board of Selectmen. **Motion by Mr. Brown to have Mr. Bacon be our representative, seconded by Mr. Swensen, motion carries.**
2. Request to form a Senior Center Building Committee. Mrs. Craver stated that the Charlton Council on Aging is asking the Board to form a Senior Center Building Committee for the purpose of designing and building a new Senior Center. This recommendation for the committee is to have 1 member from the Board of Selectmen, 1 member from the Library Building Committee, 1 member from the public involved in the building trade, 1 member from an area Senior Center that sat on their Senior Center Building Committee, 1 member of an Architectural/Engineering design community, 1 member of the Community, 2 members of the Council on Aging Board and the Charlton COA/Senior Center Director. **Motion by Mr. Swensen to establish the Senior Center Building Committee as requested, seconded by Mr. Bacon, motion carries.** Mrs. Craver asked if approved, that the member of this board be chosen tonight so that we may notify Council On Aging. **Motion by Mr. Swensen to appoint Mr. Boria as the Selectmen's representative, seconded by Mr. Brown, motion carries.**

V. Scheduled Appointments:

7:00pm – Landfill water & soil testing. Chairman Boria stated that residents have concerns who abut the landfill about the water quality and their wells and having the water quality and their

wells tested. The Board of Health met at 5:30 this evening and addressed this concern. There was a motion made and passed to hire an LSP to create a sampling plan for the abutters of the two landfills to sample well water and go forward with a further sampling plan in the future based on those results. There should have also been random testing of the materials that were brought in. Chairman Boria noted that he has never seen any reports and had asked if they could start this random testing now. Mrs. Craver recommended sending a letter from this Board to the Board of Health. **Motion by Mr. Swensen to send a letter to the Board of Health regarding soil sampling, seconded by Mr. Brown, motion carries.** Michael Donato from BATG was present to answer questions. Mr. Swensen had asked Mr. Donato if measures are being taken to prevent this type of silt runoff so this doesn't happen again and are measures being taken to make sure that if it does happen it is discovered by his company instead of a resident. Mr. Donato stated that BATG met with the DEP yesterday on site at the landfill to discuss a methodology to control the runoff from the landfill and a method called consecutive sedimentation basin will be put in place. DEP also suggested they hydro grass which takes a chemical and binds the silt to it and helps reduce the amount of silt that may or may not run off. This sedimentation basin will be built on both sides of the landfill. It should take 2 weeks to construct these. A small brook that runs adjacent to the landfill has been a major concern of the DEP. The site manager will do checks on a daily basis. An environmental analyst has been committed to come to the site once a week for checks. Ms. Walker would encourage any resident that sees anything unusual to email the Board of Selectmen and Board of Health immediately and also call so that it can be tended to sooner. Mrs. Craver asked Mr. Donato to give an update on the material being brought in. Mr. Donato stated that on January 3, 2008, BATG gave a letter to the Board of Health outlining how much space is left to fill at the landfill and there is approx. 10,000 cubic yards of space available for dumping. He noted that DEP asked BATG to voluntarily stop bringing in Calm 97 soils. He did note that they would have to bring in some material which is necessary and is clean to fix the slopes. Mrs. Craver noted that the Board discussed at a previous meeting to put the Highway Garage at that site. She had asked if Mr. Donato is fully aware that we are moving in that direction as we will have to look at the wetland mitigation. Mr. Donato stated that he has spoken with DEP and that BATG will cooperate fully with this.

VI. Old Business:

1. CMG – 4 Dresser Hill – proposed FY09 budget. Gary Magnusson from CMG was present. After speaking with DEP, he has revised the proposal for 4 Dresser Hill Road to only include what needs to be done this year. The complete scope of services for FY09 would be \$26,900. The abandonment of the well which is included in the cost, could be held until November. If it is held, the scope of work would be \$14,900. Mr. Brown questioned task 6 – does this have to be done this year. Mr. Magnusson stated that it does not. If the concentrations get dramatically worse, it's included in the proposal if needed. He would recommend that at least of couple of thousand dollars be appropriated for the well. **Motion by Ms. Walker to approve the CMG proposal for the FY09 budget for 4 Dresser Hill Road in the amount of \$14,900, seconded by Mr. Brown, motion carries.**

VII. New Business:

1. Letter from Cub Scout Pack 165 – Mary Beth Howard. The Board is being asked to either write a letter or a certificate for several young men that will be graduating from Cub Scouting into the wonderful world of Boy Scouting on March 24, 2008.(see attached list) The Board congratulated these young men and will forward certificates for their achievement.
2. One day special license request – The Charlton Lions Club will be holding the first “Frosty Fest” on March 1, 2008. They are seeking a one day special license to be used from 6:00pm – 10:00pm at the Joslin Camp dining hall to serve wine and malt beverages. Staff has already

advised them that they need to have servers that are TIP certified and that the alcohol must be purchased from a vendor and not a store. It would be the recommendation to approve of this request with the stipulation that “NO alcohol be served to persons under 21.” **Motion by Mr. Brown to approve the request and to include the stipulation that no alcohol be served to persons under 21, seconded by Mr. Bacon, motion carries.**

3. Request for Toll Road – Relay for Life Team, the Ribbon Rockettes are seeking permission from the Board to hold a toll booth on Saturday, May 3, 2008 from 8:00am – 12:00noon. They held one last year and will use the same suggestions given to them by Chief Pervier such as bright colored vests and orange cones. **Motion by Mr. Bacon to approve the request, seconded by Mr. Swensen, motion carries.**
4. Award of demolition bid for 191 Nuggett Drive. Curtis Meskus, Building Commissioner is recommending that the Board award the house removal contract to Elliott Burlingame & Son, Inc. to remove the burnt house located at 191 Nugget Drive in the amount of \$7,200. Town meeting authorized the demolition and removal for safety concerns. **Motion by Mr. Swensen to award the demolition bid for the residence in discussion to Elliott Burlingame for an amount not to exceed \$7,200, seconded by Mr. Brown, motion carries.**
5. ATM – Animal Shelter. Mrs. Craver noted that a request was received from Lisa Westwell, who is present and is the Assistant Animal Control Officer to ask the Board to consider hiring a designer to produce a conceptual design with floor plans to bring to the Annual Town Meeting. She has received a quote from McClure Engineering, LLC in the amount of \$2,400 for the project. There is adequate funding in the animal control budget to fund the design. With this information, the Board will need to decide the following: 1. Whether to approve the funding of the \$2,400 from the animal control budget for the floor plans, 2. support bringing a request to Town Meeting for an animal shelter and 3. would any of the board members like to be part of the design process. Mr. Foskett was asked to come forward. He stated that he would ask all to hold off until he can complete the plans he is working on for the Highway Barn which is the same area that they are recommending to have the Dog Pound, then revisit this. **Motion by Mr. Swensen that this board support the concept of the need of a new shelter and that this committee wait 3 to 4 weeks until we have a definite place for the highway barn, seconded by Mr. Brown. Mr. Swensen restated his motion: I move that this board conceptually support the committee to work on building a new animal shelter, seconded to Mr. Brown.** Mrs. Craver asked if the Board would consider adding to the motion that we hold a spot open on the town meeting warrant for this item. **Mr. Swensen added to his motion that we keep a spot open on the Annual Town Meeting Warrant, seconded by Mr. Brown, motion carries.**
6. Supplemental Distribution Library / Municipal Acceptance Form – Mrs. Craver noted that the Library has been awarded a cash distribution in connection with the Attorney Generals’ Compact Disc Litigation Settlement in the amount of approximately \$300.00. Mass. Gen. Laws, Chapter 44, Section 53A requires the Board of Selectmen to vote to accept this settlement offer. **Motion by Ms. Walker that we, in compliance with Mass. General Laws, Chapter 44, Section 53A, vote to accept this settlement offer, seconded by Mr. Brown, motion carries.**
7. MIIA (Insurance) Renewal Letter. Mrs. Craver stated that we have received a letter from our present insurance company (MIIA) offering the Town an opportunity to lock in for two years with a guaranteed decrease to our assessments by 5% each year. She would recommend the Board approve contracting with MIIA for two years which will decrease our assessments by 5% each year. We need to respond to MIIA no later than February 15th. **Motion by Ms. Walker that this Board approve contracting with MIIA for 2 years to take advantage of this decrease of 5%, seconded by Mr. Bacon, motion carries.**
8. Board of Selectmen policies – At the Board’s last meeting, Ms. Walker asked for this to be placed on tonight’s agenda. She would ask to hold a workshop meeting to review the policies.

Motion by Ms. Walker to hold a workshop meeting to review the policies of the Board, seconded by Mr. Swensen, motion carries.

9. Request for Chairs – Mrs. Craver noted that a request was received from Rick Kwiatkowski, Orange Town Administrator inquiring about the chairs that were upstairs in the Old Town Hall which have been recently moved to 4 Dresser Hill. The Orange Town Hall is currently undergoing some renovations and in keeping with nostalgia, they would like to replace some of the broken chairs which are the same type as what we have. Mrs. Craver has recommended not disposing of the chairs at this time as it has not been determined whether they would be needed for Charlton’s use. **Motion by Ms. Walker that we accept the recommendation of the Town Administrator, seconded by Mr. Brown, motion carries.**
10. Award of Senior Center Dining Room floor replacement. Town Meeting voted on October 30, 2006 in Article 3 for capital items and other related items, an amount of \$20,000 for Infrastructure Improvement / Repair to the Council on Aging. Quotes have been sought for the replacement of the senior center floor and the recommendation is to award the quote to Horton Furniture in an amount not to exceed \$13,118. **Motion by Mr. Bacon to approve the recommendation seconded by Ms. Walker.** Mr. Brown had asked if it would more sensible to complete the feasibility study first prior to approval of the flooring due to the budget situation. George Butz, Vice Chairman for the Council on Aging stated that the reason they would like to fix the floor is for safety reasons. He also stated that when the Senior Center moves, the flooring will be in good condition for whatever purpose it is used for. After discussion, **motion carries.**

IX. Town Administrator Report (see attached)

X. Other Business

XI. Adjourn/Executive Session: **Motion by Mr. Brown to enter into executive session at 7:54pm under MGL Chapter 39, Section 23B, #3 to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the government’s bargaining or litigating position. Also, to conduct strategy sessions in preparation for negotiations with non-union personnel; to actually conduct collective bargaining and contract negotiations with non-union personnel, seconded by Ms. Walker. Roll call vote taken: Ms. Walker – aye, Mr. Bacon – aye, Mr. Swensen – aye, Mr. Brown – aye and Chairman Boria – aye.** Chairman Boria stated that the Board will reconvene to open session for the purpose of adjourning.

XII. Next Meeting Announcement:

- Next Regular Selectmen’s Meeting – February 26, 2008

Respectfully submitted by:
Mary C. Devlin
Administrative Assistant

Accepted by:

Peter J. Boria, Chairperson

Scott D. Brown, Vice-Chairman

Kathleen W. Walker, Clerk

John R. Bacon, Member

Frederick C. Swensen, Member