

June 11, 2007

The regular meeting of the Board of Selectmen was called to order by Chairwoman Odabashian at 7:00 PM with all members in attendance.

On a Picard/Martinelli motion, the Board voted that the town of Bellingham take by eminent domain the way known as Reservoir Drive and the easement shown on the following plan:

Definitive Subdivision Plan Reservoir Estates in Bellingham, Mass. dated April 8, 1985 revised May 30, 1985 and August 12, 1985 prepared by G.R. Brisson, Reg. L.S., which plan is recorded with Norfolk County Registry of Deeds in Plan Book 332, Plan 70. Further, to pay the property owners affected by said eminent domain taking the sum of \$1.00 per parcel as damages sustained as a result of said taking. Further, to authorize Jacqueline A. Bokoski, Administrative Assistant to certify the vote and a true copy of the Order of Taking. Mr. Goodnow abstained; all other members voted in the affirmative.

On a Davies/Goodnow motion, the Board unanimously voted that the town of Bellingham take by eminent domain the way known as Walnut Street and Acorn Street and the easement and appurtenances shown on the following plan: Definitive Subdivision Plan Country Club Estates II in Bellingham, Mass. amended for Foresight Enterprises, Inc. September, 1999, revised February 7, 2000 which plan is filed with the Land Registration Office as Plan No. 39396A, 39396B and 39396C with Certificates No. 115613, 154936 and 157381 in Book 775. Further, to pay the property owners affected by said eminent domain taking the sum of \$1.00 per parcel as damages sustained as a result of said taking. Further, to authorize Jacqueline A. Bokoski, Administrative Assistant to certify the vote and a true copy of the Order of Taking.

Members of the School Committee met with the Board of Selectmen to discuss issues of concern pertaining to the skate park near Stall Brook School. School Committee members noted the major problems are vandalism, loitering and littering.

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Mr. Martinelli stated he took on this project when he was first elected so children would have a place to use skateboards. He feels it is too soon to close the park since it only

opened three years ago and has grown slowly from public donations and help from the town. Mr. Martinelli stated he stops by frequently to clean up trash and stated the littering problem has improved quite a bit.

Mrs. Batista, who has a child in Stall Brook, agreed the littering has improved, but she is worried about older children being at the park during school hours. She stated the park is supposed to be closed at that time. She is also concerned with the older children speeding down Harpin St. in their cars. Mrs. Batista is afraid someone will get run over and feels a police officer should be there during Stall Brook release hours.

Chief Daigle stated he does not have the manpower to place an officer at the school. He did note that officers drive by the park on a regular basis to make sure the children are there to skate and send them home when it's dark.

Mrs. Chase stated her son uses the park and the children don't want to lose it. The children know it's not supposed to be open during school hours. Mrs. Chase stated she likes the park because it keeps her son from skateboarding on the street. She stated the children using the park will do whatever they can to keep it open.

Mr. Martinelli stated the children have started talking to police and give the names of vandals; and \$1,000 has been collected from the parents of the children responsible for the graffiti.

Mr. Fraine stated streetlights with timers could be placed at the park. This type of light is used at the town's basketball courts. School Committee Chairman Michael O'Herron stated there should also be a sign at the location listing the rules for using the park. Mr. Martinelli stated a sign listing the park hours will also be placed at the location.

Mr. Martinelli stated he would like a committee formed consisting of parents, selectmen, police and School Committee members to work together to keep the park open. The Selectmen thanked the School Committee for coming in this evening.

PUBLIC HEARING – application of Bellingham Sportsman's Club, Inc. to alter premises by extending liquor license

Mrs. Odabashian read the public hearing notice.

Mr. Nelson represented the Sportsman's Club and noted they would like to extend their liquor license to the fenced-in area at the rear of the building. He stated that no alcohol will be allowed in this area after midnight. Mr. Nelson also stated they would like to extend their entertainment license to that location and noted no entertainment would be allowed after 9:00 pm on a Sunday except the day before a holiday, and then it would not be allowed after 10:00 pm.

Chief Daigle stated that noise is a big issue for that neighborhood. He noted over the years, there have been a few problems. He stated residents of this area were not aware of the outside entertainment request.

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Mrs. Odabashian asked if there was anyone present in favor or in opposition to this application.

Marcia & Diana Crooks of 425 Lake Street stated they are opposed to the outside entertainment stating the noise from the establishment carries to their property. Chief Daigle suggested to Mr. Nelson that the Club only request the outside liquor license at this time and see how this works out.

Mr. Nelson agreed to this and stated hopefully the Board will approve one-day outside entertainment requests, maybe five to six times a year. He stated he will work with the neighbors regarding this matter.

On a Martinelli/Davies motion, the Board unanimously voted to close the public hearing. On a Martinelli/Davies motion, the Board voted to approve the application of the Bellingham Sportsman's Club, Inc., Timothy Nelson, Mgr. to alter the premises by extending their liquor license (not the entertainment license) to include the fenced-in area at the rear of the building and that no alcohol be served after midnight. Mr. Picard opposed; all other members voted in the affirmative.

PUBLIC HEARING – application of Melissa Moore d/b/a Subway for the transfer of the Common Victualler License from Michael Penner d/b/a Subway, 250 Hartford Ave.

Mrs. Odabashian read the public hearing notice.

Mrs. Moore stated she plans on operating the Subway located in the WalMart Store. Everything will remain the same.

Mrs. Odabashian asked if there was anyone present in favor or in opposition to this application. No one responded.

On a Martinelli/Davies motion, the Board unanimously voted to close the public hearing. On a Picard/Martinelli motion, the Board unanimously voted to approve the application of Melissa Moore d/b/a Subway for the transfer of the Common Victualler License from Michael Penner d/b/a Subway, 250 Hartford Avenue.

Water/Sewer Rate Hearing

Mrs. Odabashian read the public hearing notice. Mr. DiMartino outlined the changes in the water and sewer rates.

Mrs. Odabashian asked if there was anyone present who wanted to speak at this hearing. No one responded.

On a Goodnow/Martinelli motion, the Board unanimously voted to close the public hearing. The Board approved and signed the Water and Sewer Rate Revisions as presented by Mr. DiMartino.

On a Picard/Martinelli motion, the Board unanimously voted to ratify Mr. Fraine's

reappointment of Mr. DiMartino, DPW Director; Mrs. Devitt, Treasurer/Collector and Cindy Souza – Tracey Taddeo, Animal Control Officers.

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On a Picard/Martinelli motion, the Board unanimously voted to reappoint Ambler & Ambler, P.C. as Town Counsel.

On a Picard/Goodnow motion, the Board unanimously voted to appoint James Hastings, Denis Auger, Ray Gagne, Robert Erickson, Marilyn Fuller, Brian Murphy and Kevin Tardif to the Memorial & Veterans' Day Committee.

On a Picard/Martinelli motion, the Board unanimously voted to approve water abatements in the amount of \$5112.69, sewer abatements in the amount of \$575.42 and trash abatements in the amount of \$1711.00.

On a Picard/Martinelli motion, the Board unanimously voted to approve the May 21st minutes as submitted.

On a Martinelli/Goodnow motion, the Board unanimously voted to open the Fall Special Town Meeting this evening and set the closing date for July 13th, noon.

On a Picard/Goodnow motion, the Board unanimously voted to authorize Mrs. Odabashian to sign the agreement between the town and GATRA.

On a Davies/Martinelli motion, the Board unanimously voted to ratify Mr. Fraine's appointment of Stephen Daigle, John Dealmedia and Thomas Marston as Auxiliary/ Special Police Officers.

On a Martinelli/Goodnow motion, the Board unanimously voted to approve a One Day Beer & Wine License requested by Bonnie Frechette/Whole Foods for a wine/beer/ cheese tasting, June 27th, 7:00 pm.

On a Martinelli/Goodnow motion, the Board unanimously voted to adjourn the meeting at 8:50 PM.

Respectfully,

Jacqueline A. Bokoski

Administrative Assistant