

Present: Chairman Jeffrey D. Jones, Selectman A. Raymond Randall, Selectman Mark W. Lynch, Town Administrator Brendhan Zubricki, Selectmen's Assistant Pamela J. Witham, Francis Burnham, Marlene Sanders, Robert Ciampi, Joanne Averay, Maurice Averay, Cindy Cameron, Robert Cameron, Priscilla Doucette, Virginia Boutchie, Roxanne Tieri.

Chairman Jones called the meeting to order at 7:00 p.m. in the Senior Center on Pickering Street and announced that the Board would hear public comment.

Francis Burnham said that he would like to comment on the recent court decisions regarding the Southern Avenue property owned by William Allen. He distributed copies of the Verified Complaint for Injunctive Relief, 02-0352, and an Order, ESCV2002-00352, ESCV2006-00313, and ESCV2007-02096, both from the Essex Superior Court. He drew attention to mention in the documents of junk and refuse. He said the Town has a serious problem. He has talked to the Municipal Compliance Bureau at the Attorney General's Office in Boston about whether the situation in Essex may require the replacement of the Town Selectmen as the State did a few years ago in Chelsea. He plans to continue the discussion with the Attorney General if necessary and said that Mr. Allen is planning on filing an appeal regarding the recent decisions which will cost the Town a lot of money. The Selectmen thanked Mr. Burnham for his comments and he left the meeting.

Chairman Jones recognized Robert Ciampi, the manager of the Essex Package Store, and Joanne Avery, the owner of the property at 91 Main Street. The Selectmen reviewed a letter from Mr. Ciampi's lawyer requesting an extension of a permitted closure of the Essex Package Store for the purpose of renovating and repairing the building. Mr. Ciampi stated that they still have a few more items to finish and that they expect to be finished very soon. Mrs. Averay expressed concern that the process has taken so long. There being no other comments, a motion was made, seconded, and unanimously Voted to approve the extension of the closure period through August 10, 2009. Mr. Ciampi and Mr. and Mrs. Averay left the meeting.

Town Clerk Sally Soucy joined the meeting.

Mr. Zubricki presented his Town Administrator's Report for the period covering June 20<sup>th</sup>, 2009 through July 10<sup>th</sup>, 2009, regarding the following items:

911 Emergency Center Support Grant: Mr. Zubricki presented two documents for the Selectmen's review. The first document is a Fiscal Year 2010 State 911 Department Training Grant requesting funds in the amount of \$5,000. The second requests \$12,972 for support and incentive for FY2010 from the State 911 Department's grant program for Public Safety Answering Point and Regional Emergency Communication Centers. A motion was made, seconded, and unanimously Voted to approve the submittal of both

documents on behalf of the Police Department. Town Clerk Sally Soucy witnessed the signatures and left the meeting.

A motion was made, seconded, and unanimously Voted to approve and sign this week's warrant for FY 2009 in the amount of \$45,873.56.

A motion was made, seconded, and unanimously Voted to approve and sign this week's FY 2010 warrant in the amount of \$1,359,167.62.

Conomo Point Planning Update & Submittal and Approval of Conomo Point

Subdivision: Selectman Lynch said that the Conomo Point Planning Committee will be meeting this Thursday and again on July 30<sup>th</sup>. He suggested that the Selectmen should be posted for the July 30<sup>th</sup> CPPC meeting when the Committee plans to discuss the review of the bylaw amendment for the zoning district they are proposing for Southern Conomo Point. The sub-committee is working with Horsley Witten and has been making good progress on the subdivision plan. The plan is almost ready to present to the Planning Board for comment. Kopelman and Paige has given their opinion that the Selectmen can apply, in their capacity as Conomo Point Commissioners, to the Planning Board for the subdivision of Conomo Point. However, Town Meeting action to create a new zoning district will occur first.

Town Planning Update: Mr. Zubricki presented an update from Carolyn Britt of Community Investments, the consulting planner recently hired by the Town to help with assorted projects. Ms. Britt is requesting an extension of her completion deadline so that she can allow the Planning Board more time to consider the issues they would like her to focus on. A motion was made, seconded, and unanimously Voted to extend the completion deadline for the Community Investments contract through the end of October 2009.

Migration of Essex Regional Retirement Board (ERRB) Investments: Mr. Zubricki said that there are reviews of the ERRB currently being conducted. While the Selectmen are in favor of moving the ERRB investments to the State fund, he is recommending that the Selectmen postpone their request to move the funds until after the results of the review are known. The Selectmen agreed with Mr. Zubricki.

Disposition of Causeway Seawall Stones: Mr. Zubricki has spoken with the resident engineer from MassHighway who has confirmed that the contract for the Route 133 Project states that stones from the existing seawall will be placed at Woodman's Beach. The contract does not say how many stones will be placed. Mr. Zubricki said that residents are most interested in the cap stones from the seawall, not the stones underneath that are below the waterline. An abutter of the seawall has offered the use of their property to store stones not placed at the beach until the Town can decide on an alternative place for them. Mr. Zubricki will be contacting the project manager to discuss how many stones MassHighway is planning to place at the beach and if there will be additional stones available that they would be willing to place on the abutter's property

for the Town's later use. Chairman Jones asked Mr. Zubricki to ask the project manager if he knew the cost/value of the stones.

Town Hall Clock: Mr. Zubricki reported that the Town Hall Clock has not been maintained or repaired for at least the last 25 years. Lately, it has not been running reliably and the Town Clerk asked a clock specialist to inspect it. The specialist has submitted an estimate of approximately \$5,000 to repair the internal workings. The estimate does not include the restoration of the clock faces on the outside of the building. The Selectmen are in favor of Mr. Zubricki soliciting a second assessment of the clock. The repairs and maintenance will be paid from the Luther Burnham Fund.

Route 133 Reconstruction Project Business Signage: Mr. Zubricki has discussed the possibility of obtaining signage that would let the public know that the downtown businesses are still open during the Route 133 Reconstruction Project with the resident engineer. The resident engineer has suggested writing to the district engineer and believes that the Town might be successful in obtaining some sort of local signage. The Selectmen are interested in Mr. Zubricki writing to the district engineer after he receives feedback on the idea from the local business group.

School Building Assistance Funding Update: According to Senator Tarr's Office there is a new funding agreement being worked on that will affect the funding for the new regional high school. Selectman Lynch has been working with the School Committee to find out the extent of the impact on the project.

Firefighting Equipment Grant: A motion was made, seconded, and unanimously Voted to ratify the Chairman's signature on a grant application for firefighting equipment in the amount of \$2,500.

Rivers and Harbors Grant Program: Program Manager Kevin Mooney of the Department of Conservation and Recreation has sent Mr. Zubricki a grant program application to apply for funding to dredge the Essex River at the request of Finance Committee member Mark McKenna. Currently, there is no funding available at the State level for the program. However, Mr. Mooney is recommending that the Town submit the application now. Once the program is funded, the Town will already be in line on the list of possible projects. As part of the application process the Town needs to identify the areas that will be dredged and the associated cost of the work. Mr. Mooney has offered the services of his office to help determine the cost once the areas are identified. Mr. Zubricki agreed to solicit information on proposed areas from the Harbormaster, the Shellfish Warden, Deputy Harbormaster Westley Burnham, Essex Marina owner George Lufkin, and Perkins Marine owner Ed Perkins.

Potential Senior Mini-Bus Acquisition: Senior Care was successful in a grant application on behalf of Topsfield to receive 80% funding for two brand new mini-vans. Topsfield is only interested in accepting one of the vans. Senior Care would be willing to transfer the grant from Topsfield to Essex, but the Town would have to provide funding for the

remaining 20%. The van would not require a special driver's license and the Town would be responsible for the operation and maintenance of the vehicle. The current Council on Aging van is very old and requires a great deal of maintenance. The Selectmen said that they are in favor of the Town having only one Council on Aging van and agreed to take the matter under advisement. Mr. Zubricki has determined that it would not be possible to fund the new van utilizing a Lease/Purchase since the van will be owned by Senior Care. It may be possible to provide funding at a Special Town Meeting in the Fall if there is Free Cash available. Senior Care may be willing to postpone making a decision about disposition of the van until the Town is able to provide funding.

The following people joined the meeting to take part in the Quarterly Meeting of Department Heads and Committee Chairs: Board of Public Works member Paul Rullo, Police Chief Peter G. Silva, Temporary Acting Fire Chief Dan Doucette, Deputy Fire Chief Paul Doucette, Historical Commission Chairman Kurt Wilhelm, Long Term Planning Committee and Enhancement Committee member Sue Lufkin, Enhancement Committee members Carol Carter, Ted Marshall, and Liz Calder, Town Building Committee Chair Lisa O'Donnell, and Planning Board Chair Kim Drake.

Chairman Jones asked Mr. Zubricki to update those present regarding the status of the Route 133 Reconstruction Project and the movie filming at Centennial Grove.

Mr. Zubricki said the Route 133 Project has started on the western side of the causeway bridge due to a survey problem tying in the design portion of the project on the eastern side. MassHighway has just about completed the western side and is almost ready to move on to the eastern side. This year, they are working on just the drainage and the waterline improvements. Full depth reconstruction of the roadbed is scheduled to begin next year. During the depth reconstruction process, there is expected to be one day for each property when there will be no access at all to that property. MassHighway may start working on the seawall this Fall if time and weather permit. The Town has requested that as many cap stones from the existing seawall as possible be saved for use by the Town. MassHighway has agreed to put aside at least some of the stones. Once depth reconstruction of the roadbed starts, it will be very disruptive. It may be necessary to excavate to the full 21 inches, depending on the existing roadbed conditions. It is anticipated that during this process, it will be extremely dusty, noisy, and messy. MassHighway has approved the installation of a conduit that can be used to install future lighting. MassHighway is studying a request to increase the roadbed elevation in the area of Perkins Marine and Fortune Palace as a measure to deter storm tide flooding. The Selectmen are looking into additional signage that will alert the public to the fact that the businesses will remain open during the reconstruction project. Mr. Zubricki noted that there is a link on the Town's website that provides current updates on the reconstruction project.

Dan Doucette, Paul Doucette, Pete Silva and the Selectmen discussed the safety concerns resulting from the use of flagmen instead of police officers to direct traffic for this project. The Town has a volunteer on-call Fire Department and during an emergency,

people come from all directions to converge at the emergency site. There is only one lane open at a time during this construction project and the flagmen have no way of knowing if there are trapped emergency responders trying to get to a site. Police details are equipped with radios, which allow them to clear traffic more effectively in an emergency situation. A motion was made, seconded, and unanimously Voted for Mr. Zubricki to prepare a letter to MassHighway expressing these concerns on behalf of the Selectmen, the Fire Department, and the Police Department.

The movie people are expecting to wrap up active shooting at Centennial Grove in August and to be completely offsite by about September 15. The production is still on schedule despite all the rain and bad weather. The boathouse, the dock, and the addition on the cottage will all be taken down and removed according to the original agreement. The cottage is much improved from before the movie. The movie people will be restoring the entire site, since the ball fields were used for parking of trailers, large trucks, and cars. There are ruts everywhere. The Manchester Essex Little League was given some money from the movie people that they will use to restore the playing fields. There are now two new basketball courts (one is a small, 3/4-size court and the other is a single-court down by the cottage). These will be left in place by the movie company. They have enhanced the existing parking area. There is a new underground electrical service that might be used for the Concession Stand at the Grove and the service from the last pole near the cottage now goes underground.

Selectman Lynch reviewed the progress that the Conomo Point Planning Committee has made to date in the formulation of a subdivision plan for the Town-owned southern area at Conomo Point. The plan will entail the creation of a zoning district overlay which will basically keep the lot lines as they are now and an amendment to the Town's existing zoning bylaws. The Plan is almost ready to be presented and discussed with the Planning Board. There will soon be a link on the Town's website to the latest draft of the proposed subdivision zoning bylaws amendment.

Chairman Jones asked each of those present to offer an update on the Board or Committee that they are representing, starting on the left of the room with Planning Board Chair Kim Drake.

Ms. Drake said that her Board has been working with planning consultant Carolyn Britt on two articles for a Special Town Meeting in the Fall that will address deficiencies in the Town Bylaws by creating a more workable document. The first article will attempt a general reconstruction and reorganization of the bylaws; and the second, will clarify ambiguous definitions in the bylaws.

Deputy Chief Paul Doucette announced that it is the intention of the Fire Board to request the appointment of Dan Doucette to the position of Fire Chief. This position was recently left vacant by the retirement of Richard Carter. Pending confirmation of the appointment, Dan is currently serving as interim Fire Chief. Paul noted that three members (Roger

Ball, Richard Carter and Jack Good) have recently retired and said that they have given excellent service to the Town for many, many years.

Chair Lisa O'Donnell of the Town Building Committee introduced herself and reported that the committee has visited several sites to view other town buildings. She said that the Committee is still working on their final recommendation, but they are tending toward the idea of moving both the Fire Department and the Police Department to a to-be-constructed facility on John Wise Avenue. They also feel that the Town Hall on Martin Street is only large enough for the needs of either the Town offices or the Library, not both. They have arranged for a professional to come to their next meeting to speak about development opportunities for the Town buildings and/or 3<sup>rd</sup> party use. Their plan, if accepted, will be phased in over time due to logistic and financial concerns. They will be asking for funding from the Town to hire a professional feasibility planner to help them formulate a realistic financial projection and feasibility study for their plan before it is finalized and presented to the residents for approval. It would include the cost of doing the Town Hall over, constructing a public safety building at the John Wise Avenue site, and moving the Fire and Police to that site. Ms. O'Donnell asked if there was documentation from past studies available for review by the committee. Mr. Zubricki did not know of any besides that which he had already provided to them. Treasurer/Collector Boutchie suggested that the committee utilize the services of a professional municipal financial planner to help them structure the debt for any new construction. A general discussion followed.

Kurt Wilhelm, the Chair of the Historical Commission, said that they are currently working with Bill Holton on the Town's first Community Preservation Act project which will be the restoration of the Hearse House. Since this is the first project to use CPA funding, they will also be developing the procedure to follow for CPA approved projects. The Community Preservation Committee recently lost their representative from the Conservation Commission and is awaiting the appointment of a new representative. Mr. Wilhelm mentioned that there is a vacancy on the Historical Commission which they are seeking to fill. The vacancy has been listed on the Town website, but so far, no one has volunteered. The Historical Commission is also reviewing the creation and implementation of some sort of regulation to protect historic buildings in Town from demolition for 60-90 days to allow the Commission time to document or move the building to an alternative site. They have been researching regulations in other towns and plan to forward their findings to the Planning Board for review and comment. The Selectmen asked Mr. Zubricki to ask Town Counsel for information on methods other towns have adopted. Mr. Wilhelm said that there is a large barn on John Wise Avenue that may be in danger of being demolished. The Commission has been discussing alternative suggestions with the owner.

Mr. Zubricki said that a question has arisen as to who may own the ship's wheel monument that is near the Town Landing. Some thought that it was a gift from the Essex Lions Club to the Town and that it is ½ on Town-owned land and ½ on the Shipbuilding Museum's land. The Enhancement Committee maintains the site.

Treasurer/Collector Virginia Boutchie said that in spite of the bad economy, the Town's money has been invested safely and has managed to earn a small amount. They have managed to keep the money that the Town needs to use liquid. They continue to treat the residents respectfully and collect revenues. They are working to streamline office procedures through the implementation of new technology.

Town Accountant Roxanne Tieri said that Finance Committee Chair Jeff Soulard could not be present tonight. She said that everyone has worked very hard to stay within their budgets and as a result the Town is presently in good shape financially. She expects that there will be Free Cash available in the Fall, although not as much as in prior years. She thanked everyone for staying within their budgets.

Chief Silva said that they have caught the bank robber. He said that the search for the robber had seriously affected the time available to carry on with other goals of the Department. Sergeant Francis will now be able to focus again on working towards achieving Department certification. It was noted that the Public Safety Building housing the Police Department is also rated as part of the certification qualification process. Chief Silva announced the acquisition of a new speed trailer which has been placed in different locations around Town to remind motorists to slow down. The trailer can also be used to perform traffic studies. Chief Silva said that towns continue to join the group seeking to establish a regional emergency center. There is also a group working towards the establishment of a regional lock-up. The Harbormaster Department is going well. They have added a few more moorings. Chief Silva said they are applying for two grants to augment funding for the emergency dispatch center.

Bob Cameron is the newly elected chair of the Council on Aging. The Council is actively seeking to attract more seniors of all ages to their activities. The new drapes in the Senior Center were admired by those present. He said there is no public transportation in Essex and that is a problem for seniors who no longer drive. Senior Care will provide transportation for medical visits, but not for other errands. The new van from Senior Care would be greatly appreciated. Mr. Zubricki said that it would be possible to accept donations of money to be deposited in a special gift account to help with the funding for the new van.

Sue Lufkin spoke on behalf of the Long Term Planning Committee. The Committee continues to work on their Village Initiative Document which they have been working on all winter long. It is now almost completed and ready to be released to the Selectmen for discussion. The document focuses primarily on the development and enhancement of the Town center. Carolyn Britt, the planning consultant, has been working to coordinate the document with the activities of other Town Boards and Committees.

Sue Lufkin introduced members of the Enhancement Committee of which she is also a member: Carol Carter, Liz Calder, Ted Marshall (who had left earlier) and Marlene Sanders. Sue distributed a map of Clammers Beach at Conomo Point prepared by Carol

Carter. The Enhancement Committee has placed picnic tables and flower pots at the beach. However, people continue to push both tables and flowers aside and use the entire area as a launch ramp for boats or kayaks. The Committee would like to appeal to the Selectmen, the Police Department, and the Board of Public Works for suggestions on how the launch area can be restricted to a designated area of the beach and the picnic area preserved. A line of boulders has been suggested. The placement of sand at the beach was discussed. The Conservation Commission has given their permission for the sand placement as long as certain criteria are adhered to. The Enhancement Committee has paid for the sand for the last several years. Ms. Lufkin said that Paul Goodwin has agreed to move the cement barriers by the flagpole at Conomo Point back where they belong. The Enhancement Committee continues to perform small projects around Town. They are looking forward to helping with landscaping once the Route 133 Reconstruction Project has been completed. Anyone with suggestions for future projects should contact the Committee.

Paul Rullo from the Board of Public Works said that new guidelines have been issued by the Department of Environmental Protection for regulation of a public water supply. The BPW has applied for a compliance waiver, but the Town may be required to purchase new monitoring equipment. As a result of the Annual Town Meeting, the Board has recently been able to purchase a new emergency generator and a mini-loader. The Board Superintendent has used Chapter 90 money for crack sealing on some roads in Town.

Chairman Jones reported that the Essex Youth Summer Program is being held in two places: at the Elementary School and at Memorial Park. Mr. Zubricki reported that an administrative audit of the program had been performed at no cost to the Town by Mr. Harnish who has many years experience in running for-profit summer camps. The Youth Director will be incorporating his ideas into the Youth Summer Program. A Facility Audit is planned next year once a permanent location for the program is determined.

The Personnel Board membership has been reduced to only one member and as a result the duties have been assumed by the Selectmen. They are actively seeking at least one new member for the Board.

Chairman Jones thanked everyone present for their comments and said the Selectmen appreciate all their hard work and efforts. Everyone left the meeting except for the Selectmen, the Town Administrator, Chief Silva, and the Selectmen's Assistant.

In other business, a motion was made, seconded, and unanimously Voted to approve and sign the minutes for the June 22<sup>nd</sup>, 2009, Selectmen's Open Meeting and the June 22<sup>nd</sup>, 2009, Selectmen's Executive Session.

A motion was made, seconded, and unanimously Voted to proclaim Sunday, July 26, 2009, Spirit of the 19<sup>th</sup> Anniversary of the Americans with Disability Act (ADA). The Selectmen signed the proclamation.

A motion was made, seconded, and unanimously Voted to approve a request from Chief Silva to carryover 128 hours of vacation time into FY2010.

A motion was made, seconded, and unanimously Voted to approve a request from Michael Roberts for a benefit motorcycle ride to honor Joanne Kelley and benefit the Pulmonary Fibrosis Foundation on Saturday, August 22, 2009 to pass over Town roads on their way from Billerica to Gloucester.

The Selectmen noted the retirement of Roger Ball, Richard Carter, and Jack Good from the Fire Department and signed letters thanking each of them for their many years of service to the Town.

The Selectmen acknowledged the resignation of Stephan Gersh from the Conservation Commission and the Community Preservation Committee and signed a letter of appreciation for his past contributions to the committees.

In their capacity as Licensing Board of the Town of Essex, a motion was made, seconded, and unanimously Voted to grant the following permits and licenses:

Auction Permits:

- Frank Kaminski, d/b/a Kaminski Auctions, for use on Saturday, July 25<sup>th</sup>, 2009, between the hours of 10:00 a.m. and 6:00 p.m. within the confines of 109 Eastern Avenue.
- Frank Kaminski, d/b/a Kaminski Auctions, for use on Sunday, July 26<sup>th</sup>, 2009, between the hours of 10:00 a.m. and 6:00 p.m. within the confines of 109 Eastern Avenue.
- Frank Kaminski, d/b/a Kaminski Auctions, for use on Saturday, August 22<sup>nd</sup>, 2009, between the hours of 10:00 a.m. and 6:00 p.m. within the confines of 109 Eastern Avenue.
- Frank Kaminski, d/b/a Kaminski Auctions, for use on Sunday, August 23<sup>rd</sup>, 2009, between the hours of 10:00 a.m. and 6:00 p.m. within the confines of 109 Eastern Avenue.

One-Day Wine and Malt License:

- Robert Hastings, Cape Ann Chamber of Commerce for use on Saturday, August 29<sup>th</sup>, 2009, between the hours of 12:00 noon and 10:30 p.m. within the confines of Memorial Park for the Annual Essex Music Festival.
- (Retroactively approve-) Tom Guertner, Towne Landing, Inc., d/b/a Periwinkles for use on Saturday, July 11<sup>th</sup>, 2009, between the hours of 2:00 and 9:00 p.m. within the confines of the tented area on the grass next to the outdoor deck at 74 Main Street.
- Joan B. Houghton, Woodman's Inc. for use on Friday, August 7<sup>th</sup>, 2009, between the hours of 12:00 noon and 9:00 p.m. within the confines of 121 Main Street.

One-Day Entertainment License:

- Robert Hastings, Cape Ann Chamber of Commerce for use on Saturday, August 29<sup>th</sup>, 2009, between the hours of 12:00 noon and 10:30 p.m. within the confines of Memorial Park for the Annual Essex Music Festival.

The Selectmen reviewed a revised list of appointments to the Fire Department that supersedes the vote taken by the Board on June 22, 2009. It was noted that Ramie Reader has been recommended to replace the vacancy left by Richard Carter on the Board of Fire Engineers. A motion was made, seconded, and unanimously Voted to make the following appointments:

Board of Fire Engineers:

Daniel Doucette	Paul Doucette	Ramie Reader
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Auxiliary Fire Department:

David W. Barrett	Warren Grant Jr.	Nick Silva
Daniel Bruce	Cory Jackson	Jonathan Tiplady
Josh Butler	Anthony Lafata	Eian Woodman, Aux. Chief
Dexter Doane	Joan Perrigo	
Daniel Fialho	Dennis Pyburn	

Fire Department:

Keith Carter, Lieutenant  
Michael French, Arson Investigator  
Travis Good, Lieutenant  
Joseph Lafata, Lieutenant  
Timothy P. Lane, Lieutenant  
Ernest Nieberle, Jr., Lieutenant

Edward Akerley	Warren Grant III	David Pereen
James Albani	Christian Hassel	Sean Reed
Daniel Ball	Jason Heath	Scott Savory
Glenn Boutchie	Rick Mansfield	Michael Soucy
Westley Burnham	Chris Maxfield	Kevin Sousa
Samuel Crocker	Ivan Muise	George Stavros
Richard Dort, Jr.	Heather Osborn	David Thompson
Bruce Figurido	Nicholas Ouellette	Gordon Thompson
Ronald Gallant		

The Selectmen were reminded that the next Board of Selectmen's meeting will be held on Monday, July 27, 2009, at 7:00 p.m. at the T.O.H.P. Burnham Public Library.

The Gloucester Waterfront Festival will take place on August 15 & 16, 2009, and the Gloucester Schooner Festival will take place on the weekend of September 5 & 6, 2009.

Mr. Zubricki reported that he had received a call from Sandra Burns of Red Gate Road who has voiced her concerns about mosquitoes being a problem. In the past, the Selectmen have declined to make the three-year financial commitment necessary to join

in a local municipal mosquito control program. The Board of Health has information available on the Town's website and handouts available at the Town Hall. The Selectmen were not in favor of a Town-wide mailing to disseminate mosquito control information. Mr. Zubricki will investigate whether the mosquito district's policy has changed before getting back to Ms. Burns.

Chief Silva reported that a new dog complaint has been filed against the Peterson dog by the Ramseys. The Dog Control Officer has been notified of the new complaint and is investigating. It was agreed that Mr. Zubricki would call Mr. Peterson to find out if he is using the electric fence that he installed.

Mr. Zubricki requested that the Board move to Executive Session to discuss collective bargaining, the value of real property, and strategy with respect to litigation. A motion was made, seconded, and per a unanimous Roll Call Vote, the Board moved to Executive Session. The Chairman invited Mr. Zubricki and Chief Silva to attend the session and said that the Board would not be returning to Open Session.

The Board returned to Open Session at 9:52 p.m.

A motion was made, seconded, and unanimously Voted to approve and send the draft letter to the Conomo Point tenants.

There being no further business before the Board, a motion was made, seconded, and unanimously Voted to adjourn the meeting.

Prepared by: \_\_\_\_\_  
Pamela J. Witham

Attested by: \_\_\_\_\_  
A. Raymond Randall, Jr.