



**BOARD OF SELECTMEN  
AGENDA**

**June 7, 2010**

**6:30 P.M - Call meeting to order**

**Approve Minutes: May 24, 2010 (Open & Executive)**

**Approve Warrants:**

PW # 10-48	\$ 115,672.66
DW #10-46A	\$ 18,520.19
BW # 10-49	\$ 704,165.57

**NEEDS ATTENTION**

1. Please rescind vote on May 24<sup>th</sup> to transfer \$11,700 from Reserve Fund to Municipal Complex for replacing furnaces and

Please vote to transfer \$7,100 from Reserve Fund to Municipal Complex Expense for replacing Furnaces and transfer \$4,600 from Reserve Fund to Police Incentive Wages

2. Please sign Highway Department and Dispatcher Contracts in duplicate
3. See opinion Joe D'Amore received from Ethics regarding a school committee member serving on a town Finance Board
4. Selectman Darke requested discussion on Webster property
5. Chairman Greaney requests discussion on escrow monies held jointly by town and owners of former Aggregate property off Salem Street

**AGENDA APPOINTMENTS**

**6:30 P.M. – Terry Clifford – Pub 97 owner – to request one day special event noon to 5pm on June 30<sup>th</sup> (live band and hamburg, hotdogs, no alcohol) to kick off release of CD of local singer with a percentage of CD sales to go to charity. Copy of ZBA Special Permit attached hereto. I sent an email to Town Counsel to see if you can override #15 of Special Permit but have not received a response as yet.**

**Next Meeting: Monday, June 21, 2010 , 2009 @ 6:15 P.M.**

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Meeting called to order at 7:05 P.M. at Town Hall.

**Present** Elizabeth A. Gorski, William H. Darke and Chairman Donald N. Greaney.

**Minutes**

Moved Darke, seconded Gorski, and it was

**VOTED:** To accept the Minutes of the Open and Executive Sessions of May 24, 2010, as presented.

**Warrants**

Moved Darke, seconded Greaney, and it was

**VOTED:** To approve Payroll Warrant #PW10-48.

Darke, Greaney – “Aye”; Gorski – “Abstain”

Moved Darke, seconded Gorski, and it was unanimously

**VOTED:** To approve Bill Warrant #BW10-49 and Deduction Warrant #DW10-46A.

**Pines Recreation Area**

Selectmen viewed the Pines Recreation area prior to the start of their meeting. The Pines Recreation Committee met following the Selectmen’s meeting on May 24<sup>th</sup> and discussed proposed plans for expanding the recreation area. It was agreed that evening that the Pines Committee members would meet prior to the Selectmen’s meeting this evening.

**Reserve Fund Transfers**

At their meeting on May 24, 2010, the Board approved a reserve fund transfer to the Municipal Complex Expense account in the sum of \$11,700.00. At the request of the Finance Director and upon motion duly made by Darke, seconded by Greaney, it was

**VOTED:** To rescind the vote made on May 24, 2010 to transfer \$11,700.00 from Reserve Fund to Municipal Complex Expense and to approve transferring \$7,100.00 from Reserve Fund to Municipal Complex Expense and transfer \$4,600.00 from Reserve Fund to Police Incentive Wages.

DARKE, GREANEY – “Aye”; GORSKI – “Abstain”

**Police/Fire Dispatchers Contract**

Moved Gorski, seconded Darke, and it was unanimously

**VOTED:** To approve and sign the 3 year Contract recently negotiated with AFSCME and Groveland Signal Operators.

**Terry Clifford-Pub 97**

Terry Clifford, owner of Pub 97 on Salem Street, Groveland requested permission from the Board to have a one day special event out doors on his business property. Clifford told the Board that they have a friend whose young daughter is releasing her first Country Music CD; that he would like to help her and told the Board that a portion of the monies from the sale of the CD would go to charity. Clifford told the Board they would like to have a 5 piece band and that the event would be for her family and friends; that he has spoken to his next door neighbor and Mr. Shaw had no objections. Clifford said they would have a grill and cook burgers and hotdogs; that there would not be any alcohol allowed at the event. The event would take place on Wednesday, June 30<sup>th</sup> at 12:00 Noon to 5:00 P.M. Clifford also told the Board that he has spoken to the police department; that they have no problem with the event, and that if those attending becomes unmanageable, Clifford will call for an officer.

Clifford's Special Permit states "no live bands". Town Counsel had been asked if the Selectmen could grant a special entertainment license for the one day event. Counsel advised that Clifford must first seek and receive a ruling from the Zoning Enforcement Officer, which Clifford did before meeting with the Selectmen. The ZEO signed off on Clifford's request.

Moved Gorski, seconded Darke, and it was unanimously

**VOTED:** To grant a one day special entertainment license to Terry Clifford, owner of Pub 97, for Wednesday, June 30, 2010 between the hours of 12:00 P.M. Noon to 5:00 P.M.

**Webster Property**

The Board met to discuss the Purchase & Sale Agreement that expired at noontime this day. Present for the discussion were Open Space and Trails Committee members Bob Guptill and Gene Blatt and CPC Chairman Mike Dempsey and Jan Dempsey.

Selectman Darke said he thought we knew what we were getting. Dempsey told the parties that he was hoping we could get the plan back to what we thought we were getting; that we thought the division line was similar to Eiras' plan then he (Webster) took 300' frontage on Wood Street and gave more back land and wetlands. Dempsey was asked if he was aware the Websters would keep an extra house lot and Dempsey said they were lead to believe it would be like the Eiras plan that was appraised.

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Dempsey did say that he was not worried about frontage only acreage.

Chairman Greaney told the Board that he had spoken with Webster's attorney; that at Town Counsels advice he had granted a one week extension of the P&S but had been clear that the town wanted the plan that had been appraised. It was noted that two plans had been approved by the Planning Board within a month. The extension Greaney granted expired at 12:00 p.m. noon today.

Dempsey told the Board that the chicken coop that needs to be removed before the State will give the town reimbursement could possibly be burned down by the fire department; that they are waiting to hear from DEP on a permit.

Chairman Greaney told the parties that he thinks the deal should go back to what was voted at town meeting. Selectman Gorski agreed and said she didn't know how we go to town meeting with one plan then come back and make changes. Greaney agreed and said that the property loses value of \$275,000 per lot. Dempsey told the Board that the town is getting 62 acres of open space and that his committee likes wetlands and are happy with the property they are getting. Dempsey said if we throw away this opportunity to get 62 acres of open space we will get 27 hours built there. Dempsey also told the Board that he did not choose to put them in this situation but feels we would be crazy not to move forward and not purchase the property; that the State is still willing to give us the grant (\$500,000). Selectman Gorski told Dempsey she does not think he had any intention to misrepresent them.

Selectman Darke proposed they offer \$150,000 less for the acreage stating that the Board does have to be stewards of the townspeople's money; that we have lots of needs in town. Moved Darke, seconded Gorski, and it was

**VOTED:** To authorize Town Counsel to submit an offer to Webster's Counsel offering \$800,000 for the property shown on the most recent plan approved by the Planning Board on May 26<sup>th</sup> and that the offer expires at noon on June 14<sup>th</sup>.

**School Committee meeting update**

Selectman Darke updated the Board on his attendance at the last Pentucket Regional School Committee meeting. Darke said he told the committee that the towns want to be part of the solution; that the people are not buying what the school is selling. Darke also spoke on health insurance enrollment numbers and that if the school saved \$300,000 it could be used to keep some teachers that they might otherwise have to cut. Darke also said that the teachers have offered to take a day without pay if all administrators would do the same; that this would save about \$118,000.00. Darke expressed concern that the committee is not meeting again for two weeks to make their cuts. Chairman Greaney asked the town's meeting video recorder to obtain disks of the

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school committee meetings so that they can be run on Groveland's community access channel.

**Former Aggregate property off Salem Street**

The Board briefly discussed the former Aggregate property off Salem Street and how the new owners have been asked to meet with the Board of Selectmen but have failed to attend a meeting. Chairman Greaney proposed asking town counsel to send a letter seeking to release the escrow funds to the town and Selectmen Gorski and Darke agreed. Conservation Chairman Dempsey told the Board that resident Joe Ryan is still upset with the runoff from that property. He told the Board that Conservation can start an enforcement order against the owners.

**Adjournment**

There being no further business to come before the Board, moved Gorski, seconded Darke, and it was

**VOTED:** To adjourn.  
Adjourned at 8:38 P.M.

Respectfully submitted,

Nancy Lewandowski  
Administrative Assistant