



**BOARD OF SELECTMEN  
AGENDA**

**November 5, 2012**

**6:15 P.M - Call meeting to order  
All stand for Pledge of Allegiance**

**Approve Minutes: Open Session Oct. 22, 2012**

**Approve Warrants:**

PW # 13-18	\$ 127,510.16
DW #13-16A	\$ 22,667.23
BW #13-17	\$ 840,736.02

**NEEDS ATTENTION**

**Approve Property Use Permits on table  
Chairman, sign Bagnall Building bill submittal forms, if any**

**Review correspondence, if any, take action if needed (1) See attached letter from Ritter Builders; (2) See attached request (sketch) from Groveland Historical Society Chairman to install fence on three sides of building at Shanahan field. Property is ready to be shown to potential renters. Should you need to see Claire before making a decision, she is working and can be here around 7:30 p.m.**

**AGENDA APPOINTMENTS**

**6:30 p.m. – Public Hearing – Liquor License Hearing – Rte. 97 Liquors, Inc. to Route 97 Quik Pik, Inc., d/b/a Rte. 97 Liquors, potential manager Devyani S. Patel. Vote needed to approve transfer of license. Note: If the Board so approves, please sign the two copies of Form 43 on Chairman's desk.**

**Adjournment**

**NOTE to Board: Grievance Hearing scheduled for Tuesday, November 13, 2012 @ 5:30 p.m. All interested parties have been notified.**

**Next regular meeting – Monday, November 19, 2012 @ 6:15 P.M.**

MINUTES  
BOARD OF SELECTMEN  
NOVEMBER 5, 2012

Meeting called to order at 6:22 P.M.

**Present** Selectmen Elizabeth Gorski, Donald Greaney and Chairman William Darke

All present stood for the Pledge of Allegiance.

**Minutes**

Moved Greaney, seconded Gorski, and it was

**VOTED:** To approve the Open Session Minutes of the meeting of  
October 22, 2012, as presented. 3-0

**Warrants**

Moved Greaney, seconded Darke, and it was

**VOTED:** To approve Payroll Warrant #13-18. 2-1 - Gorski abstain

Moved Greaney, seconded Gorski, and it was

**VOTED:** To approve Deduction Warrant #13-16A and Bill  
Warrants #13-17. 3-0

**Bagnall Building Project update**

Chairman Darke asked Finance Director Labrecque for an update on the Bagnall building project. Labrecque reported that they are a little behind schedule; that the cement blocks are going up fast but the metal framing has fallen behind. Labrecque told the Selectmen that they are trying to get the cafeteria completed first to move the children in before the begin work on the gymnasium. Selectman Gorski asked if the bad weather had caused any delays and Labrecque stated there really wasn't any; that some pumps had been run to avoid flooding. Labrecque told the Selectmen he attends construction meetings every Wednesday attempting to keep the project under budget.

**Correspondence**

The Selectmen asked their Assistant to forward the letter received from Ritter Builders on to the Board of Assessors for attention. The letter was a complaint regarding a department employee.

**Request to install fencing**

Groveland Historical Society Chairman, Claire Walsh, had submitted a sketch of the area surrounding the building at Shanahan Field that the Society formerly used for their meeting place. The building is being advertised for rent as a studio apartment. The sketch showed the fencing on three sides of the building. Finance Director Labrecque reminded the Board that Soccer personnel were in the process of having an Engineer do a ground survey of the property in regards to parking and fields. Chairman Darke asked their Assistant to notify Ms. Walsh to advertise the property as it currently is.

**Liquor License Transfer – Rte. #97 Liquors**

Chairman Darke read aloud the legal advertisement for the transfer of liquor license from Peter Melonas, d/b/a Rte. #97 Liquors, 908-D Salem Street to Route 97 Quik Pik, Inc., d/b/a Rte. 97 Liquors, potential manager, Devyani S. Patel. Attorney Craig Hernden represented Ms. Patel. There will be two employees. The total space of the unit is 913.5 square feet.

Moved Gorski, seconded Greaney, and it was

**VOTED:** To approve the transfer of Rte. #97 Liquors from Peter Melonas, d/b/a Rte. #97 Liquors, 908-D Salem Street, Groveland, to Route 97 Quik Pik, Inc., d/b/a Rte. #97 Liquors, potential manager, Devyani S. Patel, 1008 South Street, Roslindale, MA.

**Amend previously approved Minutes**

Chairman Darke read aloud an email he had received from town counsel Brian Maser in regards to his (Darke's) question whether previously accepted Minutes can be amended. Attorney Maser wrote: "In my opinion, the Board may go back and amend the minutes to accurately reflect what transpired during the executive session. As the minutes should accurately reflect what was discussed during the session I believe the Open Meeting Law would encourage, while not explicitly stating as such, that if an error or omission is subsequently found in approved minutes, the public body should revisit the minutes and revise them to accurately reflect what occurred during the executive session." Darke stated he would like the Executive Session Minutes of March 14<sup>th</sup> to accurately reflect what occurred during that executive session. Darke told Greaney that if he (Greaney) does not vote to amend the minutes he (Darke) will submit a written statement for the record.

**Ethics Commission Complaint**

Darke stated that he had written and submitted to the Ethics Commission a six-page statement, as was allowed; that he still wants to do a review of the Police Department and told Selectman Greaney that the town has spent a lot of money on legal bills since the Chief was appointed. He asked the Finance Director how much the complaints that go through the town's insurance have cost and Labrecque responded that when the insurance hires legal counsel to represent the town, the town has to pay the \$5,000 deductible. Greaney responded that doing a review of the department seems to him like throwing money away. Darke responded that he wants it to happen and asked if he could file a petition, then suggested that an interested citizen(s) watching public access could file one. Darke stated he thinks it makes good financial sense to do the review; that he would like to know that everything is on track. Greaney asked what the review consists of and Darke responded that they would talk to the people who work at the station, look at the policies and procedures. Darke told Greaney in the 18 years he's been in office the Board has never had to talk to lawyers like this; that he wonders what's going on and asked, "Are there that many bad apples at the station?"; "are we doing things properly?" Greaney asked Darke to give him the name of someone to talk to about it. Darke stated he does not know 100% what a management review entails; that he would depend on the people they hire to know what they need to do.

**Thank you**

Selectman Greaney acknowledged receipt by the Board of a thank you card/note from Mrs. James Stewart and family for the tribute to her late husband James Stewart who recently passed away. A flag pole and flag raising was dedicated in Jim's honor at Veasey Memorial Park recently.

**Reserve Fund Transfer Request**

Finance Director Labrecque presented the Board with a reserve fund transfer request in the sum of \$6,339.72. Labrecque told the Board that Verizon won a state-wide Appellate Tax Board case for valuations in 2002-2009 requiring all cities and towns to pay back excess monies that had been paid, plus interest. Labrecque told the Board that the town's only appeal in this matter would be to the Appellate Tax Board who made the award to Verizon. Labrecque told the Selectmen that Verizon realizes this would cost some cities and towns millions of dollars so they agreed that any city or town that paid back just 2009 interest would be forgiven the remaining years. Department of Revenue sent out an IGR to cities and towns and stated that they can take it out of their overlay accounts then clean up at the Spring Special Town Meeting, but interest must come from an appropriation account; that the town only had the Reserve Fund, thus the reason for the transfer/

Moved Greaney, seconded Gorski, and it was


**VOTED:** To request a transfer of \$6,339.72 from the Reserve Fund to pay  
The 2009 interest on the Verizon settlement offer from the Appellate Tax  
Board Decision.

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

**VOTED:** To adjourn. 3-0

Meeting adjourned at 7:00 P.M.

Respectfully submitted,

  
Nancy Lewandowski  
Administrative Assistant