



## **EARTH REMOVAL BOARD**

### **MEETING MINUTES**

**Tuesday April 16, 2013 7:00 PM – Millbury Town Library**

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TOWN CLERK  
13 MAY 22 PM 2:36  
MILLBURY, MASS.

**Meeting started: 7:01pm**

**Attendance:** Al Pelouquin, Leonard Mort, Brian Ashmankas, Anna Lewandowski, Tom Brown Jr.

#### **Previous Minutes**

Lenny Mort motion to accept the minutes from February 19<sup>th</sup>, 2013. Brian Ashmankas seconded. Unanimously approved.

**New Mail** - None.

#### **Old Business**

1. Aggregate Update: Al spoke to Dave Lavalley on the phone but he has not returned the call, but has not sent the letter yet. Al will send letter.
2. Murgo Trucking – Al will call them to see if their project has ended.

#### **New Business**

1. **Mike Yerka, Margaret Bacon, Civil Site Engineering, LLC**

**306 Main St, Douglas MA 01516**

[CivilSite@charter.net](mailto:CivilSite@charter.net)

[www.CivilSiteEngineering.com](http://www.CivilSiteEngineering.com)

**Phone: Margaret 508-954-9787**

**Phone: Michael 774-230-8688**

- a. They would be willing to report if they suspect soil for contamination.
- b. They would also be able estimate cubic feet of material.
- c. Have part-time surveyors available.
- d. Margaret is a Wetland Scientist, licensed PE, PWS, Soil Evaluators
- e. Would we be on a retainer, or just “on call?”
  - i. Conflict of interest – if they had any private clients
    1. No, but if you thought it could be, disclose to the board.
    2. Mostly do not work in Millbury.
- f. Survey - \$100 an hour, Design \$80 an hour
- g. Available to come into meeting. There is a \$100 fee per meeting, could negotiate since meetings are small.
- h. Feel as though it is a good opportunity to be involved in the Municipality.
- i. Lenny Mort – disclosed
  - i. “I operate a private business in Millbury and have done work for the applicant at various times. There have been no favors given, expressed or implied in the past, now or in the future. This business relationship, will have absolutely no bearing what so ever on any decisions made by me on this or any other board.”

2. Board Discussion about applicant:
  - a. Will need in writing how much their fees/rates would be.
  - b. We will need them to review plans and onsite visits to determine ERB's involvement, and meeting fees.
  - c. Al Peloquin will ask for the fee schedule in writing, and once received will send a copy to all board members.
  - d. Lenny Mort motioned that Al Peloquin contacts company to ask for written fee schedule, Tom Brown seconded. Unanimously approved.
3. **Brian Turbitt Presentation**
  - a. Close Out Form –
    - i. A full detailed of the developer account will accompany the form.
    - ii. Board could draft a letter regarding the meeting of review from Board, a check with the details will be mailed.
  - b. Westboro construction –
    - i. Brain has not done anything with this account balance.
    - ii. Tom made the motion that Westboro and Cronin Brook the outstanding funding be accepted by the town for all the past due years that they have not submitted annual renewal fees.
    - iii. Lenny seconded, all in favor.
  - c. Revolving Account balance as of today: \$7,210.02
    - i. Fiduciary Fund – engineering fee per developer
  - d. Active projects are currently: Aggregate, Murgo, and Briely Pond
  - e. Brierly Pond – only application fee, not Engineering fee.
  - f. Perhaps need to create a form for the Engineer
    - i. Anna uses one on the Planning Board that would be a good start.
    - ii. Brian can talk to Lori and get a copy of it, will email a copy to Ellen.
    - iii. Brian will come back to May meeting.
4. **Rules and Regulations**
  - a. Will review at another date.
5. **Next Meeting will need to reorganize.**
  - a. Brian Ashmankas' term will be up June 2013.

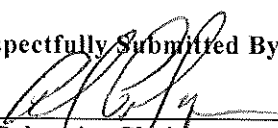
**Approve Ellen's Hours**

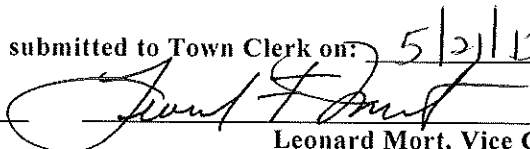
- Five hours approved by Al Pelquin.

**Adjournment: 8:11pm**

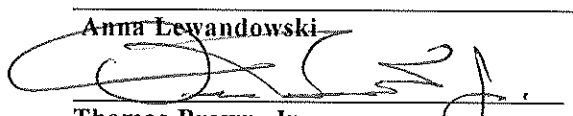
Tom motioned to adjourn. Brian Ashmankas seconded. Unanimously approved.

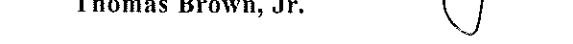
Respectfully Submitted By Ellen Knight, submitted to Town Clerk on: 5/21/13

  
 Al Peloquin, Chairman

  
 Leonard Mort, Vice Chair

  
 Brian Ashmankas

  
 Anna Lewandowski

  
 Thomas Brown, Jr.