

**MINUTES OF BOARD OF SELECTMEN MEETING  
MONDAY JANUARY 28, 2013**

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Chairman Mr. Delaney called the meeting to order at 6:00pm in Room 14 at the Town Hall in the presence of members Mr. Prisco, Mr. Mauceri, Mr. Foti, Mr. O’Leary and the Town Administrator, Greg Balukonis.

Mr. Delaney called the meeting to order.

**1. VOTE TO CALL SPECIAL TOWN MEETING AND SPECIAL ELECTION**

MR. CHAIRMAN, I MR. FOTI MOVE TO CALL A SPECIAL TOWN MEETING TO BE HELD MONDAY, MARCH 18, 2013.

SECONDED BY: MR. O’LEARY  
VOTED: UNANIMOUS (5-0)

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MR. CHAIRMAN, I MR. FOTI MOVE TO CALL A SPECIAL ELECTION TO BE HELD ON FRIDAY, MARCH 22, 2013.

SECONDED BY: MR. O’LEARY  
VOTED: UNANIMOUS (5-0)

Mr. Carucci was present and requested special meeting dates due to errors in estimates that were received in reference to school project. Mr. Carucci also wanted to reminded residents that this is a “WE” project not a “They” project.

Board Members stated the following:

- Accountability needs to be addressed
- Encourages residents to attend the informational sessions to receive the facts and process flow
- MSBA process was followed
- MSBA has not been pulled our grant
- CM at risk will be delivered on or before March 11 with a guaranteed maximum price
- Costs have been estimated to date

Mr. Webster also concurred with Board comments

**2. FINANCE DIRECTOR – REVIEW FY2013 TAX RATE SETTING:**

Liz Pavao presented the process for setting the tax rate.

Power Point presentation available upon request:

- Reviewed Terminology
- What is a Levy
- How is a Levy Limit Calculated
- How is a Levy Limit Increased
- Review of Debt Exclusion
- Review of Tax Bill Analysis

Board Members requested this presentation to help residents get a better understanding of the tax rate process and thanked Liz for her review of the process.

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**3. ONE DAY ALCOHOL LICENSE – HILLVIEW:**

MR. CHAIRMAN, I MR. FOTI MOVE TO GRANT A ONE DAY ALL ALCOHOLIC BEVERAGE LICENSE TO PBL CATERING, INC. D/B/A HILLVIEW COUNTRY CLUB, 149 NORTH STREET FOR AN EVENT TO BE HELD ON FEBRUARY 2, 2013 BETWEEN THE HOURS OF 5:00 P.M. TO 12:00 MIDNIGHT.

SECONDED BY: MR. O'LEARY  
VOTED: UNANIMOUS (5-0)

Mr. Lee not present, Mr. O'Leary and Mr. Mauceri spoke with Mr. Lee and updated Board on the conversations.

Mr. O'Leary requested that the ABCC license process be looked at and corrective action be taken. This is a hold up for anyone trying to obtain a license and should not be a road block.

**4. MINUTES:**

MR. CHAIRMAN, I MR. FOTI MOVE TO APPROVE THE **JANUARY 11, 2013** REGULAR SESSION MINUTES AS WRITTEN.

SECONDED BY: MR. O'LEARY  
VOTED: UNANIMOUS (4-0-1) Mr. Delaney abstained

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MR. CHAIRMAN, I MR. FOTI MOVE TO APPROVE THE **JANUARY 14, 2013** REGULAR SESSION MINUTES AS WRITTEN.

SECONDED BY: MR. O'LEARY  
VOTED: UNANIMOUS (5-0)

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MR. CHAIRMAN, I MR. FOTI MOVE TO APPROVE THE **JANUARY 14, 2013** EXECUTIVE SESSION MINUTES AS WRITTEN.

SECONDED BY: MR. O'LEARY  
VOTED: UNANIMOUS (5-0)

**5. PUBLIC COMMENT:**

Mr. Delaney asked for Public Comment

Mrs. Norma Pierce of 4 Caroline Rd. submitted medical documentation in reference to her late husband Richard a former fire fighter. Mrs. Pierce expressed her frustration with the Town Administrator and the process.

Mr. Delaney commented on the loss of her husband and assured Mrs. Pierce that her documentation will be addressed.

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**6. CHANGE OF MANAGER – GREAT AMERICAN TAVERN:**

MR. CHAIRMAN, I MR. FOTI MOVE TO APPROVE THE CHANGE OF MANAGER FOR THE ALL ALCOHOL/Common Victualler License for Great American Tavern 303 Main Street from Renee M. Bianchi to Michael Labo.

SECONDED BY: MR. O'LEARY  
VOTED: UNANIMOUS (5-0)

Mr. Charles Mulik (owner), Mr. Michael Labo (Manager) and Mr. Phillip Carbone (DJ) were present.

Mr. Carbone will continue to address sound level issues by purchasing a discipline checker and will document levels on a regular basis.  
Chuck has indicated that the changes from a live band to a DJ should help with sound levels.

Mr. Delaney asked for public comment- No Comment.

**7. AMEND TRASH POLICY:**

MR. CHAIRMAN, I MR. FOTI MOVE TO ADOPT THE SECOND READING OF THE "SOLID WASTE USER FEE REGULATIONS" ADOPTED BY THE BOARD OF SELECTMEN ON JUNE 17, 2002 BY ADDING THE FOLLOWING AS AMENDED:

EFFECTIVE JULY 1, 2013, THE WEEKLY SOLID WASTE LIMIT WILL BE THREE 35 GALLON BAGS OR BARRELS PER HOME.

EFFECTIVE JULY 1, 2014, THE WEEKLY SOLID WASTE LIMIT WILL BE A TWO 35 GALLON BAGS OR BARRELS PER HOME.

SECONDED BY: MR. O'LEARY  
VOTED: UNANIMOUS (5-0)

Mr. McGraph presented status of recycling statistics year to date.  
Survey that was taken in May 2012 results that 90% of residents are currently only putting out two barrels per household, 8% are putting out three barrels and 2% are putting out more than three

Discussion regarding issue of revisiting schedule to coordinate recycling bin pickup with trash pickup. Currently schedule has trash being picked up early morning and trash early to late afternoon.

Outreach campaign will be underway to educate residents on what can be recycled and encourage residents to increase recycling. Training and website updates will be some of the avenues that will be used to help increase recycling. Mailing is scheduled to go out with trash bill.

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Mrs. Meg Robinson of 344 Park Street commented on the focus needs to be recycling, not the amount of barrels. If recycling is being adhered to the barrel numbers will automatically go down.

**8. TOWN ADMINISTRATOR'S REPORT:**

Mr. Balukonis provided board members with the following updates:

- 1) Erica Hansen Director of Youth Services has submitted her resignation. Wishing her well as she moves on to other professional opportunities.
- 2) Town has received \$5,000 settlement from defendants Walgreens and Richmond North Reading in the R.O.C. construction litigation. The case remains open as we are seeking payment for unpaid police details dating back to 2010.
- 3) There are two arbitration appeals filed by Teamsters Local 25 on behalf of the DPW and Police Officers. The DPW case appeals the decision not to grant employees four overtime hours for services performed during Hurricane Sandy emergency. The Police case seeks to clarify annual sick leave buyback language for exiting officers.
- 4) State Transportation Board Bill earmarked \$250,000 and \$350,000 for improvement to Central Street and Tower Hill Road. Based on an analysis provided by the Town's consulting engineer and comments by Mass DOT District 4, town officials are extremely skeptical about North Reading receiving any of these funds. Please note the summary indicated Central Street is eligible for federal aid through the MPO TIP evaluation process, however, the cost of design and engineering makes such application cost prohibitive. This needs to be addressed and looked in to for future.
- 5) DHCD has approved the Town's recertification of the Chapter 40R Smart Growth District at the Berry Center. The Planning Department has been asked to confirm the percentage of affordable housing in North Reading based on most recent data. North Reading is close to or at 10% affordable units.
- 6) A request was received by a resident to acquire municipal property off Oakdale Road. Town has met with resident who seeks suitable land to construct a septic disposal system for an adjacent parcel under his ownership. I recommend we schedule this matter for a hearing once the municipal review process is completed.

**9. OLD AND NEW BUSINESS:**

**Mr. Mauceri**

- Attended Finance Conference with Greg and Liz, Chapter 70 being brought to foundation included a comment to add \$25 per student. All so included a new revenue plan to apply 30% to the operating budget
- "Your Communities Credit and Bond Rating"  
This seminar showed some nice examples of capital planning using, different technology for planning, financial additions and overrides. Information on these seminars will be posted in drop box for review.
- Overall conference was well attended and very informative
- Greg attended the pension cost for retiree health care funding and safety and security seminar on training employees in the code of conduct.

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**Mr. Prisco**

- Encourages community to attend the informational session
- Requested presentation from Greg regarding the conference that he attended

**Mr. O’Leary**

- Encourages attendance of the informational session and requested Greg to contact Norcam to attend and post these sessions
- Attended a Fund raiser at Mystic Valley Elderly Services targeted meals on wheels, congratulations on a successful event

**Mr. Foti**

- Update on Planning Committee spent a couple of hours doing site visits and will be bringing in Department Heads.
- Encourages attendance of the informational sessions

**Mr. Delaney**

- Encourages attendance of the informational session. Keep an open mind “Listen , Ask, receive Facts.

**10. EXECUTIVE SESSION**

MR. CHAIRMAN, I MR.FOTI MOVE TO ENTER INTO EXECUTIVE SESSION FOR THE PURPOSES OF COLLECTIVE BARGAINING AND LITIGATION STRATEGY, SUCH DISCUSSIONS IN OPEN SESSION WILL HAVE A DETRIMENTAL IMPACT ON THE TOWN, AND FURTHER THE BOARD OF SELECTMEN WILL RETURN TO OPEN SESSION FOR THE REGULAR SESSION.

SECONDED BY:	MR. O’LEARY	
VOTED:	MR. MAUCERI	AYE
	MR. DELANEY	AYE
	MR. FOTI	AYE
	MR. O’LEARY	AYE
	MR. PRISCO	AYE

**ADJOURNMENT**

MR.FOTI, MOTIONED TO ADJOURN.

SECONDED BY:	MR. O’LEARY	
VOTED:	MR. O’LEARY	AYE
	MR. FOTI	AYE
	MR. DELANEY	AYE
	MR. PRISCO	AYE
	MR. MAUCERI	AYE

UNANIMOUS (5-0)  
ADJOURN 9:50 p.m.

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DATE

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JOSEPH FOTI, CLERK