

**BOARD OF SELECTMEN
MEETING MINUTES – March 12, 2012**

7:00 p.m. - Selectmen's Meeting Room, 63 Main Street, Northborough, MA

MEMBERS PRESENT: Jeff Amberson, Chairman
Dawn Rand, Vice Chairman
Leslie Rutan, Clerk
William Pantazis
Aaron Hutchins

*Pledge of Allegiance

APPROVAL OF MINUTES – FEBRUARY 27, 2012 REGULAR MEETING

Selectman Rand moved the Board vote to approve the meeting minutes of the February 27, 2012 regular meeting as submitted, Selectman Rutan seconded the motion: all members voted in favor.

7:00 p.m. - PUBLIC HEARING

To consider a pole petition from Verizon New England and Massachusetts Electric Companies to place one new pole on Otis Street.

Scott Burns from Verizon was present to request permission to place one new pole on the northeasterly side of Otis Street at a point approximately 190 feet northerly from the centerline of Lawrence Street at its intersection with Otis Street. The new pole is required to provide power to a new sewer pump station in conjunction with the proposed Wal-Mart expansion project.

Tim Cawrse of 4 Lawrence Street indicated that he had no problem with the placement of the pole. He requested that a rotted tree located in the Town right-a-way, near the proposed pole location, be taken down. Mr. Burns stated that the placement of the new pole will not have any impact on the tree in question. Mr. Coderre advised Mr. Cawrse that if the tree is in the Town right-a-way and is not directly affected by the pole, it will be the responsibility of the Town to assess the condition of the tree. He will ask the DPW Department to take a look at the tree, adding that if it is determined to be a healthy tree, it will not be taken down.

Selectman Pantazis moved the Board vote to approve and execute the Pole Petition from Verizon New England and Massachusetts Electric Companies to place one new pole on Otis Street per the accompanying map; Selectman Rutan seconded the motion; all members voted in favor.

7:05 p.m. - PUBLIC HEARING

To consider an application from Hillside FXF LLC for an on-site underground storage license for 20,000 gallons of diesel on premises located at 300 Bartlett Street.

Jeff Liquori from Hillside FXF LLC was present to request a license for the underground storage of diesel fuel for the purpose of fueling the company vehicles traveling to and from the facility located at 300 Bartlett Street.

Fire Chief Durgin informed the Board that he has reviewed and approved the application. He recommended that the Board approve the license application with conditions.

Selectman Hutchins moved the Board vote to approve the application as submitted by Hillside FXF LLC for on-site underground storage of 20,000 gallons of diesel fuel on premises located at 300 Bartlett Street with conditions as set forth by the Fire Chief in his memo dated February 24, 2012; Selectman Rutan seconded the motion; all members voted in favor.

7:15 p.m. - NORTHBOROUGH JUNIOR WOMAN'S CLUB
Presentation on Pinwheels for Prevention Campaign.

Ande Lockwood from the Northborough Junior Woman's Club was present to request permission from the Board to plant a 400 pinwheel garden under the tree in front of Town Hall from March 31st through April 29th. The Pinwheels for Prevention campaign is a national effort to prevent the abuse and neglect of children. Members of the Junior Woman's Club will stop by on a regular basis to maintain the appearance of the garden. A sign depicting the national logo will also be erected at the site. Donations for this cause can be made on Northboroughjuniors.org.

Selectman Rutan moved the Board vote to grant permission to the Northborough Junior Woman's Club to create a Garden of Pinwheels around the tree in front of Town Hall from March 31st through April 29th, providing that the appearance of the Garden will be maintained by the Junior Woman's Club; Selectman Rand seconded the motion; all members voted in favor.

REPORTS**Aaron Hutchins**

- Attended the recent ZBA Meeting where the ongoing development proposal at 130 Main Street was discussed. Requested information on how to go about requesting the installation of a traffic light at the intersection of Brigham, Maple and Main Streets. Mr. Coderre responded that because these are town roads intersecting with a state highway, this request would have to meet specific state warrants. A traffic study would have to be conducted at this location to determine whether or not the traffic flow is sufficient enough to meet the state warrants. If the warrants are met, a discussion would then take place with the Mass Highway Department. Selectman Hutchins added that a traffic study is being conducted by the developer. He asked if this would be sufficient and whether or not it would count as an official traffic study?

Aaron Hutchins Report Cont. . .

Mr. Coderre responded that it would be up to the State to make this determination.

Mr. Coderre added that, if approved, a reconfiguration of the intersection at Maple & Brigham Streets would have to be considered prior to the installation of a traffic light.

- Noted that the Interview Committee met with applicants for the Zoning Board of Appeals. See below for appointments.

William Pantazis

- No report.

Leslie Rutan, Clerk

- Congratulated Jeremy Peters on his recent appointment as a Firefighter/Paramedic with the Northborough Fire Department.
- Thanked the Lions Club for their \$2500 donation to the Northborough Food Pantry.

Dawn Rand, Vice Chairman

- No report.

Jeff Amberson, Chairman

- Thanked the Lions Club for their generous donation to the Northborough Food Pantry, as well as for everything else they do to support our community.
- Thanked the election workers for working this past election. Their dedication is very much appreciated.
- Congratulated the Algonquin Girls Gymnastic Team for achieving the State Championships for the second year in a row.

John Coderre, Town Administrator

- No report.

APPOINTMENTS TO THE ZONING BOARD OF APPEALS

Selectman Hutchins moved the Board vote to appoint Fran Bakstran to the Zoning Board of Appeals for a three-year term; Selectman Rutan seconded the motion; all members voted in favor.

Selectman Hutchins moved the Board vote to appoint Robert Berger as an alternate member to the Zoning Board of Appeals for a three-year term; Selectman Rutan seconded the motion; all members voted in favor.

Selectman Hutchins moved the Board vote to appoint Jeff Cayer as an alternate member to the Zoning Board of Appeals for a two-year term; Selectman Rutan seconded the motion; all members voted in favor.

PUBLIC COMMENTS

None.

REQUEST FOR REPAIRS TO A PRIVATE WAY AT 232-238 CHURCH STREET PURSUANT TO NORTHBOROUGH TOWN CODE 9-120

Mr. Coderre indicated that the Town's Betterment Program allows residents of private ways to have repairs made by the Town to their roads, with property owners being responsible for the cost of the repairs. He stated that a betterment assessment is placed on each property for repayment of the costs. The private ways will remain private roads after the repairs are made.

Mr. Coderre requested that the Board consider placing an article on the Annual Town Meeting Warrant for the repair of 232-238 Church Street, a private way. The four residents understand that they will be responsible for the actual cost of the project and that Petition and Agreement Forms must be completed and returned to the Town prior to April 2, 2012 in order to proceed to the Annual Town Meeting.

Selectman Rutan moved the Board vote to approve the request for Repairs to a private way at 232-238 Church Street pursuant to Northborough Town Code 9-120 and to include same on the 2012 Annual Town Meeting Warrant; Selectman Pantazis seconded the motion. Vote 4-0-1 (As one of the residents requesting the repairs, Selectman Rand abstained).

ADOPTION OF A 2.5 TON HEAVY COMMERCIAL VEHICLE EXCLUSION ON COLLINS ROAD

Mr. Coderre indicated that the next step in the adoption of a 2.5 Ton Heavy Commercial Exclusion on Collins Road is to formally adopt same and to amend the Town Code.

Selectman Rand moved the Board vote to adopt a 2.5 Ton Heavy Commercial Vehicle Exclusion on Collins Road and to amend Town Code, Section 9-108, adopted March 3, 1970, and subsequent amendments thereto as referenced in the packet; Selectman Rutan seconded the motion; all members voted in favor.

PRESENTATION OF FY2013 CAPITAL BUDGET

Mr. Coderre reviewed the updated Capital Improvement Plan, which included the proposed FY2013 capital projects that will be considered at this year's Annual Town Meeting. The approximate total of the FY2013 capital projects is \$3M, of which 91% will be funded with no additional impact to the taxpayers. The funding sources include: Free Cash, Repurposed Bonds, Community Preservation Funds, Mitigation Funds, State Grants, Enterprise Funds and donations.

Mr. Coderre also reviewed the FY2013 one-time clean-up plan to Repurpose Bond Proceeds in the amount of \$1,106,217. Bonds can be repurposed when a project is complete and there are leftover funds. In a case like this, the bonds can be repurposed for a project with a like duration. Moving forward, a policy will be instituted that will require bond spending for equipment purchases to be made within one year and within three years for building repairs. In the future, all projects will be closed out within those time frames.

Following the presentation and a brief discussion on the use of mitigations funds, members of the Board praised John and the Financial Team for their efforts.

Lastly, Mr. Coderre informed the Board that the Financial Team, along with the support of the Financial Boards, will be working on a project during the next budget cycle to formalize a Fiscal Indicators Package.

Selectman Rand moved the Board vote to approve expenditure from the Northborough Crossing Mitigation Account in the amount of \$350,000 for the purpose of replacing the Fire Department's 1984 engine with an engine tender (tanker) as described in the FY2013 Capital Improvement Plan. This amount will be transferred to the Capital Project Fund and will be used in lieu of any such borrowing approved at the Annual Town Meeting; Selectman Pantazis seconded the motion; all members voted in favor.

CLOSE TOWN MEETING WARRANT

Mr. Coderre indicated that the only changes to the Town Meeting Warrant since the Board's last meeting are the receipt of five citizens petitions.

Selectman Hutchins moved the Board vote to close the Annual Town Meeting Warrant; Selectman Pantazis seconded the motion; all members voted in favor.

OTHER BUSINESS

None.

8:15 p.m. - EXECUTIVE SESSION

Selectman Pantazis moved the Board vote to enter into Executive Session pursuant to Massachusetts General Laws, Chapter 30A, Section 21, Subsection 3 (litigation matter) due to the Chair's determination that a discussion regarding this matter in an open meeting may have a detrimental effect on the position of the Board; Selectman Rand seconded the motion; the roll call vote was taken as follows:

Rand	"aye"	Hutchins	"aye"
Rutan	"aye"	Amberson	"aye"
Pantazis	"aye"		

Chairman Amberson announced that the Board would return from Executive Session only to adjourn.

ADJOURNMENT

Selectman Hutchins moved the Board vote to adjourn; Selectman Rand seconded the motion; all members voted in favor.

Meeting adjourned at 8:30 p.m.

Respectfully submitted,

Diane M. Wackell
Executive Assistant to the
Board of Selectmen

Documents used during meeting:

1. March 12, 2012 Meeting Agenda.
2. February 27, 2012 Meeting Minutes.
3. Information packet – Otis Street Pole Petition.
4. Information packet – Hillside FXF LLC Underground Storage.
5. Information packet – Pinwheels for Prevention Campaign.
6. Information packet – Request to Repair Private Way at 232-238 Church Street.
7. Information packet – 2.5 Ton Heavy Commercial Vehicle Exclusion – Collins Road.
8. Information packet – FY2013 Capital Budget.
9. Information packet – Town Meeting Warrant.