

June 3, 2002

**BOARD OF SELECTMEN
MINUTES
JUNE 3, 2002**

Present: Arnold Wilson, Chairman
Charles Blanchard
George Dib
Hal White
Doris Sosik
James Malloy, Town Administrator

The Chairman called the meeting to order at 6:30 p.m. following the Pledge of Allegiance.

Proclamation for Evelyn Yates

A. Wilson presented a proclamation to Mrs. Yates from the Board of Selectmen, in recognition for her years of dedicated service to the Town of Sturbridge as an election official. Lorraine Murawski, Town Clerk, expressed her gratitude to Mrs. Yates for all of the help and guidance that she has provided, and presented her with a plaque on behalf of her fellow election workers and the town.

Approval of Minutes

MOTION: To approve the minutes of May 20, 2002 as submitted, by C. Blanchard.
2nd: D. Sosik
Vote: All in favor.

MOTION: To approve the executive session minutes of May 20, 2002 as submitted, to remain confidential, by C. Blanchard.
2nd: H. White
Vote: Four in favor; D. Sosik abstained.

MOTION: To approve the executive session minutes of May 6, 2002, to remain confidential, by H. White.
2nd: G. Dib
Vote: All in favor.

Pole Hearing Continuance

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Bob Strand of Verizon appeared before the Board. J. Malloy said that Greg Morse had indicated that the meeting had taken place on Clark Road, as discussed by the Board. G. Morse's concerns have been addressed. The pole will be moved closer to the curb.

MOTION: To approve the request, with the pole relocation as proposed in G. Morse's memo dated May 18, 2002, by C. Blanchard.

2nd: G. Dib

Vote: All in favor.

Appointments

J. Malloy, Lynne Girouard and Erica Schmitt interviewed candidates for the summer recreation program and selected the following individuals, subject to confirmation by the Board of Selectmen:

Lifeguards

Caitlyn Sporborg
Karli Gliesman
Tara Gliesman

Play Leaders

Jeff Lindgren
Tara Gliesman
Alex Riddle
Maureen Mooney

Tennis Instructors

Nate Lacasse
Rebecca Montross

Arts & Crafts

Hilary Stoll

MOTION: To confirm the Town Administrator's appointment of the above listed individuals, by G. Dib.

2nd: C. Blanchard

Vote: All in favor.

Skate Park Questions

Mike Hager appeared before the Board. He had sent a memo in response to the Board's questions about the skate park (copy on file). He indicated the hours that the skate park would be open, he stated that the park will be supervised by both adults and older youth, and noted that the Skate Park Committee has a list of 20-30 people who have expressed interest in volunteering to supervise at the park. The Skate Park Committee has raised just under \$12,000 for the construction and maintenance of the park. Approximately \$1,650 remains in the Gift Account.

C. Blanchard expressed concern about the overall supervision and control to minimize the Town's liability, but since that will take some time to resolve, he said that he would be willing to support the use of donated funds to provide the proposed supervision during the summer.

MOTION: To approve the request of the Skate Park Committee to utilize donated funds to provide supervision at the skate park for eight weeks, as outlined in M. Hager's May 30, 2002 memo, by C. Blanchard.

2nd: D. Sosik

Vote: All in favor.

C. Blanchard stressed the importance of obtaining information from the Town's insurer regarding insurance requirements. He suggested writing a letter to the Recreation Committee explaining that the Board supports it, and that they should give some thought to funding and supervision.

Annual Bids – DPW

Greg Morse had submitted two memos to the Board (copies on file) regarding the annual materials and rental equipment bids.

MOTION: To approve the recommendations for rental equipment and materials as per the DPW Director's memos of 5/24/02, by D. Sosik.

2nd: C. Blanchard

Vote: All in favor.

L.I.P. – J & W Company

Larry Adams, Town Planner, sent the Board an update (copy on file) on the status of the Local Initiative Program application for the affordable housing project proposed by Tyrone Jones of the J & W Company. Ginger

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Peabody, Chairman of the ZBA, will attend the Board's work session on June 10th.

C. Blanchard suggested writing a letter to Tyrone Jones requesting that he provide the Board with a definitive plan in writing. The Board agreed with his suggestion.

June 5 – 7 MMMA Conference

J. Malloy informed the Board that he will attend the MMMA Conference June 5 – 7, and Greg Morse will be Acting Town Administrator during that period.

Correspondence

MOTION: To accept the resignation of Betty Warnke from the Design Review Committee, by G. Dib.

2nd: H. White

Vote: All in favor.

H. White suggested sending Betty Warnke a note of thanks, and to wish her well in her relocation to Maine. The Board agreed.

D. Sosik suggested sending a congratulatory letter to the Police Department for having been awarded the 9th Annual Robert Trojanowicz Memorial Community Policing Award. The Board agreed.

G. Dib noted that the Town has a policy regarding taking computer monitors back, but that many residents balk at having to pay \$10 to leave such items at the recycling center. J. Malloy said that the Board of Health is in favor of the Producer Take Back legislation.

H. White suggested sending a congratulatory letter to Christine Monroe for having been named "Educator of the Year." The Board agreed.

Regarding the Local Early Retirement Incentive legislation, C. Blanchard noted that a Highway Dept. employee requested that the Board consider it. Communities have the ability to adopt the legislation without going to Special Town Meeting. He made a motion to ask J. Malloy to try to ascertain the interest level of employees in the early retirement legislation that has recently been passed, but there was no second to his motion.

Old Business

G. Dib said that he and J. Malloy attended a meeting regarding the Lions Club building. They seemed to be split between turning it over to the youth center or having the Town honor the previous commitment to allow the Lions Club to move back into the building after the Superintendent moves out. They are now awaiting further information.

C. Blanchard asked about the status of the cost estimate of the archeological study to be done by Tighe & Bond for the Big Alum sewer project. J. Malloy said that they have not forwarded it yet.

C. Blanchard asked about Jennifer Dulmaine's request regarding her sewer connection fee.

MOTION: To approve the request from Jennifer Dulmaine to reduce her sewer connection fee to \$200, by G. Dib.

2nd: D. Sosik

Vote: Three in favor; A. Wilson and H. White opposed.

C. Blanchard asked about the status of the Millyard project. J. Malloy said that planting and erosion control measures have been filed with the state.

C. Blanchard asked whether there had been any problems at the Shriners' Fair. J. Malloy said that he had not heard of any problems.

C. Blanchard asked when the Department Heads would come before the Board to present their bi-monthly reports. J. Malloy said that they would be scheduled to appear at the next meeting.

A. Wilson suggested starting an ad hoc Land Use Committee to prepare a development analysis study and review the existing zoning map. It would be composed of two members of the Board of Selectmen, two members of the Planning Board, one member of the Conservation Commission, one member of the Open Space Committee, one member of the Board of Health and two of the general public, to be appointed by the Town Administrator and the Town Planner.

C. Blanchard questioned whether it should be up to the Board of Selectmen to initiate such an action. He noted that it did not seem to be a concern of the Planning Board or the Town Planner. D. Sosik suggested getting input from the Planning Board regarding how they felt about the committee. C. Blanchard suggested getting input from the Town Planner

and the Planning Board. G. Dib suggested submitting it to them, and making a decision in two weeks.

MOTION: To form the Land Use Committee, by A. Wilson.

2nd: G. Dib

Vote: A.Wilson in favor; four opposed.

A.Wilson asked about the rate of development bylaw. H. White said that it was his understanding that the Planning Board was going to review it. J. Malloy said that he would ask Larry Adams about their progress.

New Business

G. Dib said that he had noticed yard sales that did not have the proper sign permit, and asked if there was a way to collect the necessary fee after the fact. J. Malloy said that Mark Lev could collect a fee if there has been a violation of the sign bylaw. There is a \$25 - \$50 fine for violation of the Town bylaws. C. Blanchard said that police officers should become aware of the Town bylaws. G. Dib suggested sending a memo to Chief Button. C. Blanchard read the sign bylaw, and suggested finding out about the requirements from Mark Lev. D. Sosik suggested giving a warning instead of a fine to first-time offenders.

C. Blanchard received a call from a resident on Shattuck Road complaining about sand being dumped on the road, and asked J. Malloy to look into it.

A.Wilson reviewed the Live Entertainment license for the Sturbridge Host Hotel, which indicates: "Wedding functions – band outside only in daytime, inside at night; music to be shut off at 10:30 p.m. in the lake area; and music will be shut off at the Oxhead deck at 11:00 p.m." He thought that it seemed confusing, and recommended that the conditions be reviewed and clarified.

C. Blanchard said that on May 12th he had written a letter (as a private citizen) to the Town Administrator regarding the Park Place project, and recused himself from the Board to discuss the matter. Chapter 21 of the Zoning Bylaws requires a special permit with 25 requirements, which applies only in the case of multiple dwellings. One of the requirements states that each dwelling be connected to a public water supply and sewer system. He said that the water and sewer permits should be obtained for the Park Place project before going before the ZBA or any other permit granting authority. J. Malloy said that he had given the Town Planner a

directive that water and sewer applications should be done beforehand. The applicant has made an application for water and sewer extensions. G. Morse has had it for 1 ½ weeks, including a set of plans. Mr. Malloy suggested getting Town Counsel's advice as to whether or not it is proper to require having the water and sewer permit in place before going before the ZBA or Planning Board. He said that it does need to come before the Board of Selectmen first for the water and sewer connection, and that should be clarified. He suggested adopting water and sewer bylaws as a regulation. A. Wilson suggested contacting the Planning Board and the Town Planner to see if the wording in the Zoning Bylaw should be amended.

MOTION: To direct the Town Administrator to draft a water extension permit regulation that requires Board of Selectmen approval, by A. Wilson.

2nd: H. White

Vote: All in favor.

C. Blanchard rejoined the Board.

Ask the Selectmen

G. Dib received a call from a resident who asked not to be identified on camera, who asked for clarification on the Building Re-use Committee. He informed the caller that the committee was formed not specifically for the Lions Club building, but for all of the Town buildings.

MOTION: To enter into executive session under MGL Chapter 39, §23B, Paragraph #3: to discuss strategy with respect to collective bargaining or litigation, and Paragraph #6: to consider the purchase, exchange, taking, lease or value of real property, not to reconvene in open session, by G. Dib.

2nd: H. White

Roll call vote: All were in favor.

D. Sosik recused herself from discussion on the Dumas property.

Respectfully submitted,

Judy Knowles

June 3, 2002

BOS Clerk

Date