

Kevin Geraghty, Chairman
Michael Chizy, Vice Chairman
Ryan Fattman, Clerk
John L. Hebert
Michael Frustaci



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TOWN OF SUTTON BOARD OF SELECTMAN

Meeting Minutes

Minutes Accepted and Filed with the Town Clerk on 4/22/08 by a vote of 5-0

7:00 p.m. – April 8, 2008

Sutton Town Hall, Selectmen's Meeting Room

Members in Attendance:

Kevin Geraghty, Chairman
Michael Chizy, Vice-Chairman
Ryan Fattman, Clerk
John Hebert
Michael Frustaci

Also in Attendance:

James Smith, Town Administrator
Debbie Jacques, Administrative Assistant

Chairman Geraghty calls the meeting to order at 7:00 followed by the Pledge of Allegiance.

Public Forum:

Bill Connor of 26 Bond Hollow Road is here to discuss the Citizen Petition he is sponsoring on the Town Warrant. It is listed as Article 16 and it is to see if the Town will vote to amend the Zoning Bylaws by creating a village center district around the town common area. This would allow retail businesses and restaurants to occupy spaces up to 3,000 feet. Bill has already met with the Planning Board and welcomes any resident that needs further information regarding this to stop by and see him.

Selectman Fattman motions to approve as presented, minutes from the March 25, 2008 Board of Selectmen meeting, Selectman Chizy seconds the motion, all in favor Passes 5-0

Selectman Geraghty welcomes a motion to ratify the appointments of Ken Malo and Leo Lavin. They met with the BOS at the last meeting. Selectman Chizy motions to appoint Kenneth Malo Jr. to the Board of Health with a term expiring 06/30/2009.

Selectman Frustaci seconds the motion all in favor passes 5-0

Selectman Chizy motions to appoint Leo Lavin to the SCTV with a three year term ending June 30, 2011 Selectman Fattman seconds the motion all in favor passes 5-0.

Bill Fredericks, 96 Wheelock Road is here to request he be appointed to the Board of Health. After brief background history, Selectman Chizy motions to appoint Bill Fredericks to the Board of Health for a term to expire 06/30/2010, Selectman Fattman seconds the motion; all in favor passes 5-0.

Public Hearing

B&C Automotive & Sales Inc.

Selectman Fattman reads the hearing as posted in the Millbury Sutton Chronicle in the March 13-19th edition. Board asks the 2 applicants Angelo Bifano of 9 Orient Street, Worcester and Richard Cole of 34 Hemlock Street in Douglas to introduce themselves

to the BOS and give a little background information. This business is a Class II license operating at 32 Boston Road out of Chases Garage. TA Smith notes that the limit of vehicles is 10 outside and 4 inside. TA Smith also informs board that we are awaiting the Bond that must be submitted prior to signing this license. After hearing no further questions, Selectman Frustaci motions to close the Public Hearing Selectman Chizy seconds the motion all in favor. Public Hearing Closed. Consensus from BOS is to not issue the Class II license until the bond has been submitted. Selectman Fattman motions to grant the Class II License contingent upon the bond submittal Selectman Frustaci seconds the motion all in favor passes 5-0.

Blue Jay Restaurant property at 489 Central Tpk. Present is Eddy Kooyomjian Sr. (owner of the property) and Eddy Kooyomjian Jr. both of West Boylston. Planner Jen Hager is also present. Jen informs BOS that the Planning Board can not approve this site until the BOS vote to allow Mr. Kooyomjian Sr. to continue maintaining signage and landscaping that exists on the town's right of way on Central Tpk.. The State will also be contacted as Putnam Hill Road is a state owned road and there is a right of way onto that road as well. Jen Hager informed the BOS that the project is also waiting for the Board of Health approval on the septic system. When asked about the size of the building, Eddy K. Jr. said there would be a 20% reduction in the size due to the restrictions on the septic system (approx. 87 seats). In addition, the deck will be removed, filled in and landscaped. Hearing no more discussion, Selectman Chizy motions to allow the Blue Jay to continue maintaining signage and landscaping that exists on the towns right of way providing the town is indemnified if something happens on the property that is being maintained, Selectman Frustaci seconds the motion all in favor passes 5-0

Warrant Presentation: TA Smith reviewed the Warrant as presented; Planner Jen Hager, moderator Carl Licopoli and Bill Connor are present. Jen Hager reviews the recommendations issued by her board for all Planning Board items. Bill Connor's sponsored Article 16 (creating a village center district) is a key article on the warrant. Currently this area is zoned rural-residential. Initially, Bill had requested 21 acres of land for this rezoning, after the Planning Board meeting on Monday night where the public gave their opinion, the Planning Board is recommending 6.24 acres of historic town district be rezoned. There is some concern as to whether the Attorney Generals office will question why the Planning Board amended the article reducing the size by more then half of what was requested. Also a concern is if the Atty. Gen. Office looks at this as spot zoning. Jen will follow up with AG's office tomorrow. Bill Connor also said that the Town Hall and the Common could be included in this area. Some feel this could have ill effects on the center if the Town Hall was to relocate and the property be sold. Selectman Chizy wishes this had gone through the Planning Board to have everything ironed out rather then making amendments and changing wording. Town Moderator Carl Licopoli informed BOS that if the article is amended at the Town Meeting with a large reduction in the acreage, the article may be ruled out of order due to the drastic change in the warrant.

Verizon Issuing Authority report (IAR) TA Smith reports that this is moving at a good pace. This report must be signed by the BOS and then Verizon will respond with an amended license proposal and terms of the franchise license will be negotiated. TA Smith says that this must be a level playing field with what Verizon offers and what Charter is offering. A requirement is that Verizon must carry the three public access and government channels. A few of the items TA Smith is trying to negotiate for is free cable drops to all town buildings (this includes Marions Camp and Shaw Farm) as well as a cell tower on Shaw Farm, a WiFi wireless zone and a new phone system for the town hall. A one time amount of \$107,500. is being requested to help purchase PEG supplies. In addition to this money, 5% of the Gross Annual Revenue is being requested, paid to the Town of Sutton on a quarterly basis. Selectman Frustaci motions to accept and ratify the Cable Television Issuing Authority Report Selectman Fattman seconds the motion all in favor passes 5-0

Building Department fee schedule: Building Commissioner John Couture is present to request the BOS to allow the Building Department to raise their fees to reflect the fees of surrounding towns. He is requesting this increase but trying to keep the impact on home owners to a minimum while asking commercial builders to pay their fair share. If adopted, Suttons Building Department fees will be in the middle ground at \$6.00 per \$1,000.00 for residential and \$7.00 per \$1,000.00 for commercial. The higher fees in some communities is \$10.00 per \$1,000.00 and the lowest is \$5.00 per \$1,000.00. The Building Commissioners goal is to have the Building Department be a self sustaining department. After brief discussion, Selectman Chizy motions to adopt the new Building Department fee schedule, Selectman Hebert seconds the motion all in favor passes 5-0

Town Administrator Update:

- *Sutton School Department holding a meeting re: the proposed building/renovation project for the Middle/High School Wed. 4/30/08 @ 7:00p.m.
- *Finance Committee hearings April 14th and April 17th @ 6:30 p.m.
- *AFG Grant letter of support received from Senator John Kerry

Announcements:

Selectman Chizy reports that the Senior Center will be alternating monthly breakfast and suppers
Selectman Geraghty requesting dates and times of Little League Parade and Memorial Day parade

Selectmen's Round Table:

Selectman Frustaci is requesting an update on the Cable work being done in the meeting rooms
Selectman Geraghty is pleased to see the new policy regarding Computer, Email and Internet Use.

Selectman Frustaci moves that the Board enter into Executive Session to discuss Collective Bargaining with the intention of returning back to open session for the purpose of adjournment, Selectman Fattman seconds All in favor passé 5-0