

**Westborough Board of Selectmen
Meeting Minutes
November 30, 2010
7:00 p.m. – 8:35 p.m.**

Present: Chairman Jané, Vice Chairman Goldblatt, Selectmen Dodd, Emery and Thompson

Also, Present: James J. Malloy, Town Manager; Kristi Williams, Assistant Town Manager, Greg Franks, Town Counsel

Request to Approve the Board of Selectmen's Meeting Minutes

- November 16, 2010

Selectman Emery moved to approve the Board of Selectmen's Meeting Minutes of November 16, 2010. Vice Chairman Goldblatt seconded. 5-0

Proclamation

Chairman Jané read the Proclamation for Jack Wilson and proclaimed November 17th, 2010 as Jack Wilson Day. Mr. Wilson thanked the Board for their kind words and for the proclamation presentation.

Open Forum

Mr. Len Mead, 130 Milk Street, voiced his concerns regarding illegal immigration (notice attached). After an explanation of his concerns Mr. Mead suggested that the Board adopt a requirement that all Westborough employees use the free government services of E-Verify and Social Security Verification Services to identify illegal immigrants working in the Town of Westborough.

The Board thanked Mr. Mead for coming before the Board to voice his concerns.

Request to Appoint a Member to the Open Space Preservation Committee/Selectman Dodd

Selectman Dodd requested to appoint Mr. Hulbert to the Open Space Preservation Committee for a term ending June 30, 2013.

Selectman Dodd moved to appoint Stephen Hulbert to the Open Space Preservation Committee for a term ending June 30, 2012. Selectman Emery seconded. 5-0

Request to Hold the Rotary Club's Spring Festival

Mr. William Bloom, Rotary Club Member, requested that the Board approve the Rotary Club's 9th Annual Spring Festival to be held on Saturday, April 30 and Sunday, May 1, 2011.

Selectman Thompson moved to approve the Rotary Club's Spring Festival on Saturday, April 30 and Sunday, May 1, 2011. Selectman Emery seconded. 5-0

Site Plan Review Approval: New Building, Addition, and Parking Modifications/Herb Chambers, 75,310,312 Otis St/Attorney William Bloom

Attorney Bloom explained that Herb Chambers is proposing a new Hyundai Dealership Site Plan Review (new building Item# 8/2010/Special Permit Case# 2010-6, as amended) located at 75 Otis Street. He said that originally Mr. Chambers proposed a second Ford Dealership to meet the needs of the service department. Since then Hyundai has approached Mr. Chambers to construct a Hyundai Dealership on this site which is being proposed at this time and had been approved by the Planning Board. The Infiniti Dealership located at 312 Turnpike Rd, shall be allowed to share parking spaces with the Hyundai Dealership located at 75 Otis Street since the two properties are within 300 feet and each shares a common border with cross easements for access, utilities and drainage.

Attorney Bloom said that on Site Plan Review Item#7/2010/Special Permit Case #2010-6 Infinity Dealership and Site Plan Review located at 312 Turnpike Rd and Item #6/2010/Special Permit Case #2010-6/Ford Dealership located at 310 Turnpike Rd is also proposing a modification of the existing parking lot. He said that the proposed parking requirement for the Infinity Dealership decreases the number of customer and employee parking spaces from 107 (total amount required) to 105 and that an increase of two parking spaces will be added to the Ford Dealership.

Vice Chairman Goldblatt moved to determine that the proposed construction, reconstruction and substantial exterior alteration will constitute a suitable development and will not result in substantial detriment to the neighborhood; and that the Board grant site plan approval for Site Plan Review Items 6/2010, 7/2010 and 8/2010, for the property located at 310 Turnpike Road, 312 Turnpike Road and 75 Otis Street, subject to all the requirements and conditions set forth in Special Permit 2010-6, including all amendments. Selectman Emery seconded. 5-0

Request for a Board Member to Negotiate Police Chief, Fire Chief and DPW Manager Contracts/Board of Selectmen

Chairman Janè nominated Selectman Dodd and Vice Chairman Goldblatt to negotiate the Police Chief's contract.

Chairman Janè nominated Selectman Emery and himself to negotiate the Fire Chief's contract.

Chairman Janè nominated Selectman Thompson and Selectmen Dodd to negotiate the DPW Manager contract.

Chairman Janè moved to nominate the selection of negotiators as stated above. Selectman Emery seconded.

Selectman Emery requested that Mr. Malloy help coordinate the negotiates with the three Department Heads sometime after January 1, 2011. 5-0

Request for a 90 Day Site Plan Review Extension/Transflo-CSX/Town Manager

Mr. Malloy requested that the Board approve a 90 Day Site Plan Review Extension for the Transflo/CSX project.

Vice Chairman Goldblatt moved to approve the 90 Day Site Plan Review Extension for Transflo/CSX project, starting from December 3, 2010. Selectman Emery seconded.

Chairman Janè suggested that the site plan process be changed to have the Board of Selectmen receive the request first and requested that this item be placed on a future Board's agenda. Mr. Malloy said that a meeting will be held this Thursday with all of the town staff regarding site plan review process and will present an update at the Board's December 14th meeting. 5-0

Request to Create a Veterans Freedom Park Gift Account and to Accept a Gift Donation/Town Manager

Mr. Malloy requested that the Board create a Veterans Freedom Park Gift Account for improvements to the park and to accept the gift donation of \$888 from the Walker Meadow Men's Club.

Vice Chairman Goldblatt moved to established a Veterans Freedom Park Gift Account for the purpose of accepting donations related to making improvements to the Veterans Freedom Park and further to accept the gift from the Walker Meadow Mens Club in the amount of \$888 and to approve the use of funds from this account for the purpose of making improvements to the park. Selectman Emery seconded.

Vice Chairman Goldblatt requested that a thank you letter be sent on their behalf to the Walker Meadows Mens Club. Mr. Malloy acknowledged the request.

Request to Extend New Year's Eve Liquor Sales Closing Time/Town Manager

Mr. Malloy requested that the Board approve to extend the New Year's Eve Liquor Sales Closing Time to 2:00 a.m. on New Year's Eve.

Vice Chairman Goldblatt moved to extend the New Year's Eve Liquor Sales Closing Time to 2:00 a.m. on New Year's Eve. Selectman Emery seconded. 4-1(Selectman Thompson opposed)

Request to Approve the Remaining 2011 Liquor License Renewal Applications/Town Manager

Mr. Malloy requested that the Board approve the remaining 2011 Liquor License Renewal Applications.

Selectman Emery moved to approve the 2011 Remaining Liquor License Renewal Applications as presented. Vice Chairman Goldblatt seconded. 5-0

Request to Create a Northstar Sewer Extension Gift Fund Account and to a Accept Gift Donation/DPW Manager or Town Engineer

Mr. Carl Balduf, Town Engineer, requested that the Board create a Northstar Sewer Extension Gift Fund Account for the purposes of connecting the sewer on Oak Street and Bridle Lane to serve the Northstar Youth Forum (The Rink) and also to accept the donation of \$200,000 and also requested that the Board authorize the DPW to reserve the right to hold any unused funds for paving.

Vice Chairman Goldblatt moved to establish a Northstar Sewer Extension Gift Account for the purpose of accepting donations related to the making sewer improvements on Oak Street and Bridle Lane to provide sewer service to Bridle Lane and further to accept the gift from Northstar Youth Forum in the amount of \$200,000 and to approve the use of funds from this account for the purpose of installing sewers on Oak Street and Bridle Lane. Further that the acceptance of the gift be subject to the conditions outlined in the Town Engineer's memorandum of 11-30-10 and to authorize the Town Manager to execute any contract or other documents related to this project. Selectman Emery seconded. 5-0

Request to Award the Andrews Replacement Well and Appurtenant Work Bid and to Authorize the Town Manager to Sign Contract/DPW Manager

Mr. Malloy requested that the Board award the Contract # 10-05 for the Andrews Replacement Well and Appurtenant Work to Winston Builders Corporation of Westborough, MA in the amount of \$162,889 and to authorize the Town Manager to sign all documents related to the project.

Selectman Emery moved to award the bid to Winston Builders of Westborough, MA in the amount of \$162,889 as per their bid and further to authorize the Town Manager to execute all contract and/or other documents related to this project. Vice Chairman Goldblatt seconded. 5-0

Change of Board of Selectmen's Meeting Time Discussion/Vice Chairman Goldblatt

Vice Chairman Goldblatt requested that the Board consider changing the Board's meeting time from 7:00 p.m. to 6:00 p.m. She voiced her concerns regarding the lateness of the meetings and the alertness of people.

Selectman Thompson said that he has no concerns regarding Vice Chairman Goldblatt's request.

Selectman Emery said that she has no concerns and is agreeable to a trail.

Selectman Dodd said that he has no concerns but suggested that the meeting start at 6:30 p.m. instead of 6:00 p.m.

Chairman Janè voiced his concerns regarding executive session timing and the community having access to attend the meets and for people who work in Boston and their flexibility in being able to do that.

After a brief discussion as to the Executive Session logistics Chairman Janè requested that this item be place on the Board's December agenda for a vote.

Location for Public's Signage Discussion/Board of Selectmen

Chairman Janè noted that this discussion is to determine where in town (town property) charitable events can be publicly displayed. Mr. Malloy said that he would research town properties and return to the Board at a later meeting with a recommendation.

Chairman Janè noted that the Board will also discuss/review at their December 14th meeting Political Signage being place on Town property.

Town Counsel Report

Town Manager Report

Mr. Malloy noted that he will be modifying the agenda process and will be more streamlined and noted that he will be working with Ms. Ruberti and Chairman Janè to complete this task.

Issues and Correspondence of the Selectmen

Selectman Thompson sends his condolences to the Singleton and Duffy family for their loss. Selectman Thompson noted that he, Jim Malloy and Earl Storey visited the former Foxboro State Hospital and noted that he was very impressed with what the Town has done with the property.

Selectmen Emery thanked Tim Reiter for filming the Board's meeting tonight.

Vice Chairman Goldblatt requested that someone else from the Board attend the 495 Local Initiative Meetings in her place because she is not able to attend their morning meetings and have already discussed this matter with Paul Matthews. Chairman Janè said that Mr. Matthews has called him and will connect with him to speak about this matter and will nominate another member at the Board's next meeting.

Vice Chairman Goldblatt thanked Chairman Janè for reading the Interfaith Thanksgiving Proclamation at the Congregation B'nai Shalom last Thursday. She noted that she was suppose to read the proclamation but was not able to due to a family emergency. Vice Chairman Goldblatt requested that we keep our servicemen and women in our hearts and prayers so far from home.

Selectman Dodd said that he read in the newspaper that the Town of Shrewsbury Board of Selectmen authorized their Town Manager to work with three other surrounding towns to establish a public shuttle bus to run through-out these towns and was wondering if the Board of Selectmen needs to vote this authorization for Mr. Malloy to more forth or discuss this item at a future meeting. Mr. Malloy said that a vote from the Board is not needed at this time. He said that he and the Town Planner still needs to discuss the logistic of this project and that it is just a preliminary proposal now but will come before the Board with more concrete information once the final proposal is discussed.

Chairman Janè noted that he met with the Transflo/CSX representatives and the Town Department Heads regarding their project and believes that the representatives are ready and willing to work with the Town. He also noted that the Town has submitted a list of questions to the representatives and will receive their answers prior to or during their Site Plan Review meeting. Chairman Janè announced that the Chabad Jewish Center has submitted their invitation to the Chanukah Menorah Lighting Celebration which will be held on Sunday, December 5th at 12:15 p.m., in the afternoon, at the Rotary. Everyone is welcome to attend. Chairman Janè said that CSX and the Massachusetts Department of Transportation (MDOT) will be raising the East Main Street Bridge and requested that a representative from MDOT come before them to discuss the lengthy project. Mr. Malloy said that he will invite the MDOT Project Manager to attend the next Board's meeting along with the Police and Fire Chiefs.

Selectman Emery asked Police Chief Gordon when the South Street Project will be completed. Police Chief Gordon said that hopefully the project will be completed by this Friday, weather permitted.

Chairman Janè announced that Selectman Emery will be coordinating the first Economic Business Development's Local Business Welcome Gathering; date and time to be announced. Chairman Janè noted that these gatherings will be presented a couple of times a year.

Adjourn Open Session

Selectman Emery moved to adjourn the Board of Selectmen meeting at 8:35 p.m.

Selectman Dodd seconded. 5-0.

Submitted by Nidia Ruberti

Chairman Jané

Vice Chairman Goldblatt

Selectman Leigh Emery

Selectman Timothy A. Dodd

Selectman George Thompson