

**Westborough Board of Selectmen
Meeting Minutes
July 12, 2011
6:00 – 9:25 p.m.**

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

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

Request to Approve the Board of Selectmen's Meeting Minutes of June 14, 2011

Selectman Thompson's motion to approve the minutes of June 14, 2011 was seconded by Selectman Johnson. Vote: 5-0.

Open Forum

Jim Robbins, Town Planner and Lester Hensley, Chairman of the Economic Development Committee (EDC) and Planning Board member appeared before the Board to discuss the Westborough State Hospital and Lyman School properties.

Mr. Hensley read for the record a motion made at the EDC's meeting today:

"As regards to the Westborough State Hospital property in the interest of preserving for the Town of Westborough the broadest possible options for future use and ultimate disposition Chairman Hensley motion that the Economic Development Committee recommend that the Board of Selectmen compose a letter to be delivered to the State Reuse Commission at their meeting scheduled for July 13, 2011 to make it known that the Town of Westborough is interested in exploring the option of acquiring the property from the State. The EDC further supports the formation of a subcommittee to study the implications for the Town of such an acquisition. The motion was seconded by Member Robbins and unanimously voted."

The Board had expressed interest in exploring the acquisition at a previous meeting, but there was no formal action taken.

Selectman Thompson's motion that the BOS approve that Chairman Lydia Goldblatt, with the assistance of the Town Manager draft a letter to the Westborough State Hospital Reuse Committee consistent with the motion that was approved by the Economic Development Committee and consistent with their presentation tonight, was seconded by Selectman Emery. Discussion: Mr. Malloy will draft a letter and sign it on behalf of the Board and will also meet with a representative of the Division of Capital Asset Management before tomorrow night's meeting to discuss the actual process. Vote: 5-0.

Mr. Hensley has a list of interested and qualified residents for the subcommittee.

Mr. Hensley read for the record another motion made at the meeting today regarding the disposition of several parcels at the former Lyman School property:

“As regards to the imminent auction by the State of the various parcels of the former Lyman School and in the interest of optimizing future economic development options of these parcels member Ian Johnson motioned the Economic Development Committee support consideration by the Town the exploration and reevaluation of zoning on Parcel C, Map 33, Parcels 41 and 42 and any other of those parcels currently zoned strictly for residential use. Consideration of zoning to additionally allow commercial usage on these parcels would keep the zoning consistent with the surrounding parcels. The motion was seconded by Member Robbins and unanimously voted.”

Mr. Hensley explained why the parcels are not suited for residential use, i.e. the surrounding parcels are commercially zoned and they are adjacent to the firing range. Mr. Hensley wanted to get on the record that the Town would be willing to look at the zoning of those parcels again. There is a public hearing on July 19, 2011 in the Forbes Municipal Building to explain the auction process and how the Committee arrived at this position and the auction will take place on July 26, 2011. Mr. Robbins is waiting to hear from Kris Allen, of the Housing Partnership. The EDC does understand that this would require a Town Meeting vote.

Request for Appointments:

Christine Anthony to the Youth Commission / John Badenhause, Christine Anthony
The Youth Commission requested that this appointment be deferred to the next BOS meeting.

Trevor Young to the Country Club Operating Committee / John Arnold, Trevor Young, Paula Covino

Due to unexpected work emergency, Trevor Young was unable to attend the hearing and was represented by Mr. Arnold and Ms. Covino, who reviewed Mr. Young's background and reasons for interest in the non-voting associate position.

Selectman Emery's motion to approve Trevor Young as a non-voting associate member for a two-year term with the Country Club Operating Committee was seconded by Selectman Dodd.
Vote 5-0

Historical Commission Substitution of Resigning Chairperson with Two Co-Chairs/Bill Gundling, Jason Nappa

The Commission elected two co-chairs, Bill Gundling and Jason Nappa, to fill the resigning Chairperson's position.

Selectman Goldberg's motion to end Paula Scogg a letter thanking her for twenty-five years of service was seconded by Selectman Dodd. Vote: 5-0

Request to Change Liquor License Manager by Better Food Westborough LLC d/b/a Tavolino/ Karen Perras

Selectman Emery's motion to approve the change of manager application for Tavolino, naming Karen Perras as the General Manager of Tavolino Restaurant was seconded by Selectman

Thompson. Discussion: At the request of the Chairman, Ms. Perras provided information on her background. Vote: 5-0

Request to Transfer All Alcohol Package Store Liquor License from Mormax Corp. d/b/a BJ'S Wholesale Club to Kuma Ventures, Inc. d/b/a Topshelf Wine & Spirits/Kushal Patel

Appeared before the Board: Chesley Oriel representing Kuma Ventures Inc., Howard Wayne representing BJ's Wholesale Club and Kushal Patel, President of Kuma Ventures LLC.

The liquor license is being transferred from the current BJ's Wholesale Club, which is moving to Northborough Crossing, to a new location at 276 Turnpike Road, where Topshelf Wine & Spirits will be located replacing The Whiz.

Selectman Thompson's motion to approve the request was seconded by Selectman Emery.

Discussion: Mr. Malloy expressed his concern that on the night of a public hearing the transferor (BJ's) is still selling alcohol and requested that BJ's provide a date when they will cease selling liquor. Selectman Goldblatt presented for the record Mr. Patel's completed Alcohol Awareness Training Certificate, which he turned in this evening. Mr. Oriel explained that as soon as the ABC approves the transfer of the license to Mr. Patel, BJ's will cease operating and if the Board approves the license tonight, Mr. Patel will not receive the license until the ABC approves or disapproves the Board's action.

Selectman Thompson withdrew his original motion and made a new motion to approve the transfer of the All Alcohol Package Store Liquor License from Mormax Corp. d/b/a BJ's Wholesale Club to Kuma Ventures, Inc. d/b/a Topshelf Wine & Spirits subject to two conditions, that the transfer does not take place until BJ's stops selling alcohol on their premises as Condition A and Condition B is that the transfer is approved by the State ABC Liquor Commission, which was seconded by Selectman Emery. Discussion: Mr. Wayne and Mr. Oriel both agreed with the motion. In response to Selectman Johnson's question Mr. Patel assured the Board that he is going to commit a significant amount of time to the Westborough store. Selectman Thompson reiterated the expectation that BJ's will relinquish all rights to liquor sales and turn license over immediately upon approval of the transfer. Vote: 5-0

Request for a New All Alcohol Restaurant Liquor License by Sachi LLC d/b/a Sachi Japanese Steak House/Mark Donahue

Mr. Donahue provided background information on the restaurant, which will be a full service, all alcohol Japanese restaurant open seven days and will be located in Bay State Commons. Mr. Ju Chen will be the General Manager and plans to open by the holiday season.

Selectman Emery's motion to approve the new All Alcohol Restaurant Liquor License for Sachi LLC d/b/a Sachi Japanese Steak House to be located at 200 Union Street, Unit B106 naming Ju Chen as General Manager was seconded by Selectman Johnson. Discussion: Selectman Thompson commented that there has been some frustration recently with the property owner regarding their response to inquiries from the EDC about making the property more appealing to clients. In response to Selectman Thompson's request, Mr. Donahue will contact Mr. Malloy tomorrow to discuss the issue and will also contact the legal owners and ask for a representative come and meet with the EDC. Vote: 5-0

CSX Site Plan Public Hearing Continuance

Appeared: Ned Bartlett, representing TRANSFLO Terminal Services, Inc.; Louis Frangell, Vice President of CSX; Lt. Bob Rand & Capt. Cal Lawrence (WFD), Chief Alan Gordon (WPD)

Ms. Barnes, who is the Director of Health, Safety, Environment & Quality and Project Manager for TRANSFLO, explained that TRANSFLO is an industry leader in trans-loading and they are developing a state of the art facility in Town. They are regulated by multiple agencies, including but not limited to the FRA, EPA, OSHA, U.S. DOT, Dept. of Homeland Security and Mass DEP. They have been in operation for over thirty years and have tracked three million transactions in the last twelve years. Their safety record is 99.983% release-free of products from the operations.

Greg Rhodes, TRANSFLO's Fire Safety expert, addressed the question from the last meeting regarding the type of materials being trans-loaded, of which a list has been provided to the Fire and Police Departments. 70% of the products are classified as non-hazardous and 30% as hazardous by the Department of Transportation. TRANSFLO does not handle in any of their sixty-four terminals poison inhalation gases, toxic inhalation products or explosives. They do not transport chlorine, anhydrous ammonia, sulfur dioxide, explosives or radioactive materials.

In response to another question, Mr. Rhodes reviewed how the operations correspond with the infrastructure and that this site allows them the opportunity to put the tracks where they want them to be and install state of the art spill containment and storm water systems. He explained the difference from other sites in that the entire area will be asphalt, including under the rail track, keeping containment above the surface. There will also be a linear row of transfer cells, built so that they are sloped with berms for containment purposes. The transfer operates from DOT approved tank trucks and there is no fixed storage of product on site. Mr. Rhodes explained extra safety features on the rail cars, that loaders are in attendance 100% of the time, the extensive storm water management system and the protection that is provided should there be a spill.

Mr. Rhodes addressed questions from the Board. Regarding a possible accident during off hours not contained by the second valve, while there is no warning signal the train rail crew would be able to operate the backup valves. Rail cars can remain on site containing product up to one week. The major difference between Allston and Westborough is that Allston does not have paving under the tracks and they have only the storm water drainage system and no spill containment. There will be less activity on the site than before; the auto distribution facility had up to 125 trucks per day, there will be up to 30 per day with TRANSFLO. The Fire Department is too small to have the equipment for hazardous materials and would have to call in the State Hazardous Materials Team if there were an incident, but they are also looking at other mitigation systems. Mr. Rhodes agreed to meet with the Southborough Board of Selectmen to address any concerns/questions. Using the plan, Mr. Rhodes explained how the transfers take place.

Comments from the public consisted of safety concerns regarding the response time to activate the State's Hazardous Materials Team, exposure to hazardous materials by responders and off-loading after hours. Mr. Bartlett submitted a letter and article from the Southborough Fire

Department for the file that addresses some of the questions by the Board and public. Another concern addressed was the operating hours and while they are 6:00 a.m. to 6:00 p.m. there may be the occasional after hours pick up, however, it would become an enforcement issue and violation of site plan if there were verified complaints that half the business was operating after 6:00 p.m.

Selectman Emery's motion that the public hearing for the CSX Site Plan Review be continued to August 16, 2011 was seconded by Selectman Dodd. Discussion: Mr. Malloy informed the Board that Dunkin' Donuts attorney will not grant any further extensions and in order to remain with the schedule the deadline is August 10, 2011 to hold the public hearing. He asked the Board to reschedule the August meeting from the 16th to the 9th to address the Dunkin' Donuts site plan. CSX can attend on August 9, 2011. Selectman Emery's motion to rescind the original motion and move to continue the CSX Site Plan Review on August 9, 2011 was seconded by Selectman Dodd. Vote: 5-0

Financial Policies Discussion

Present: Members of the Advisory Finance Committee (AFC). J.J. Malone was welcomed back to the AFC.

Mr. Malloy presented the Board with Fiscal and Debt Management Policies for the purpose of discussion. The Debt Management Policy, which sets guidelines, ensures that the debt service does not exceed 10%. Currently it is above by 25-30% which locks the Town budget into the fixed costs with little flexibility to address changes in operating costs. The minimum would be 2% in to send a message to the bond rating agencies that the Town is committed to investing in its infrastructure.

The Fiscal Policy is advisory and sets guidelines for maintaining reserves, the objective being 3-7% for free cash and 3-7% for the stabilization fund, with a combined total of 7-10%. The goal is to not use free cash to cover operating expenses; if the total exceeds the 7%, the excess can be used for non-recurring or emergency expenses, to lower the tax rate or transfer to the stabilization fund. Mr. Malloy suggested that this issue be revisited and a better argument be made to taxpayers why this is a sound policy.

The policies were developed from information from other cities and towns and Mr. Malloy explained that the Town should maintain funding of capital projects of 1.5%. He reviewed all the assets, including the depreciation schedule, calculated that \$805,000 should be set aside to spend each year on capital equipment replacement, which is 1.1% of the General Fund Operating Budget. As a goal Mr. Malloy suggested that this number should be redefined as 1.0 to 1.5% of the budget. It may take three to four years to be able to adequately fund equipment replacement.

Regarding debt service in the Water and Sewer budget, spending depends on demand/regulatory issues. The Town should be spending 40%, but is actually above that percentage and Mr. Malloy expects it to decrease over the next couple of years.

Mr. Arnold, AFC Chairman, informed the Board that they have yet to discuss the policies in depth and were here tonight to listen to the presentation. It will be on the August agenda and any questions will be forwarded to Mr. Malloy. Mr. Arnold indicated that they would like to be on common ground with the Selectmen, be able to present to the taxpayers a better understanding of the options and improved financial practices. Mr. Malloy will revise the two documents, combining them and will have them for the AFC before their August meeting.

Selectman Goldblatt asked the Board to provide Mr. Malloy with questions/comments in written form so that he can address them.

Selectman Johnson suggested further discussions regarding the AFC Reserve Fund; retained earnings for Water & Sewer, are they inclusive or exclusive in terms of the overall free cash and clarifying the interpretation; the ability to transfer free cash to the stabilization fund or raise and appropriate, and recommendations as to when to do one or the other and any restrictions there might be.

Selectman Dodd suggested that fiscal policy information be placed on the Town website within the Town Budget link; creation of a one-page summary of the information; creation of an introduction to the fiscal policies, how they work, Town departments' and committees' involvement and roles in the process.

Selectman Emery stated that Selectman Johnson's goal as a new Board member was to build a five-year budget plan and that this would become the building blocks to the overall financial policy. This will have a positive impact on the capital expenditure replacement plan, will show that the Town is being proactive and can explain why taxes are high. The Town will be able to operate as a well run business with a five-year plan and a comprehensive fiscal management policy.

Selectman Thompson asked if there was value to elevating the policies beyond guidelines and policy to fiscal and debt management by-laws, which could be addressed at Town Meeting. He expressed concern that three Selectmen could change the content of the debt management policy and also suggested adding language to Appendix 1, Reserve Policies stating "the Town's policy is that funds set aside for reserve purposes shall not be available for any purposes associated with collective bargaining."

Mr. Malloy stated that by making the policies into by-laws, flexibility would have to be built in to accommodate emergency situations.

Constellation New Energy Contract Amendment Discussion & Vote/Jim Malloy & Greg Franks

Mr. Franks stated that there were issues with the contract that the Board was previously made aware of and the Town needs to reaffirm the validity of the contract. There are also financial changes which will save the Town \$300,000 over the next two years.

Selectman Emery's motion to approve the settlement agreement between the Town and Constellation New Energy as presented and further to affirm the validity of the original contract from 2008 for the remainder of the term was seconded by Selectman Johnson. Vote: 5-0

Budget Transfers – Various/Jim Malloy

Mr. Malloy presented two transfer requests approved by the AFC last night. The first one is to transfer \$84 from the AFC expenses to salary and wages and the second is to transfer \$550 from the Town Manager's salary account to Animal Control expenses due to additional costs for housing animals at the Northborough facility.

Selectman Thompson's motion to approve the transfer of \$84 from the AFC Expenses Account to the AFC Salaries Account and to transfer \$550 from the Town Manager's Salary Account to the Animal Control Expenses Account was seconded by Selectman Emery. Vote: 5-0

Request to Continue Site Plan Review for Sikh Temple/Tin Htway

Mr. Htway appeared before the Board to present the client's request for a continuance of the site plan review as they are still completing studies and submitting documentation to various Town departments.

Selectman Emery's motion to extend the deadline for the Sikh Temple Site Plan hearing for sixty (60) days through September 29, 2011 was seconded by Selectman Thompson. Discussion: In response to Selectman Emery's question, Mr. Htway explained that the delay is because the client is still submitting documentation for the archeological site and for the DPW. Vote: 5-0

Request to Continue Site Plan Review for Dunkin' Donuts/Tin Htway

Mr. Malloy reported that the traffic engineer has indicated that in order to continue and complete the study they will need \$10,400 and the client is willing to pay \$2,000 of that amount. The Town can accept an incomplete study or find another engineer. In response to Selectman Emery's question, Mr. Malloy explained that the Planning Board requires a traffic report and the Town hires a second traffic engineer for a peer review to confirm or question the findings and make recommendations for improvements to the site plan conditions. Selectman Emery expressed concerns regarding the railroad underpass, the ability to fit the drive-up in a small space and that it is critical that the traffic study be completed. Mr. Malloy explained that the client is not going to grant another extension on the site plan, therefore the public hearing must open on August 9, 2011 and continue until this issue is resolved. If the Board disapproves the site plan without the traffic study it could be challenged in court. Selectman Thompson suggested sending a letter to their attorney reiterating the critical need for the completed second study as at least one Board member is going to influence the Board's decision to approve or disapprove. Mr. Franks has contacted their attorney and is awaiting a return call. Mr. Malloy informed the Board that no action is required this evening, the public hearing will be opened at the next meeting and at that point Dunkin' Donuts' attorney and engineer can explain why they do not feel they need to fund the full amount of the study.

Mr. Robbins, Town Planner, explained that when they opened the zoning did not allow a drive-up window, they proposed one anyway, a traffic study was done that included a drive-up window, but it was not allowed. Dunkin' Donuts funded that peer review and made the

suggested changes. The zoning has changed from Industrial B to Downtown Business, which does allow drive-up windows, but since it was constructed in 2004 there are different traffic patterns and there is major concern over the land use changes, the significant development of Bay State Commons and the installation of a traffic light. The peer reviewer has now requested additional information on comparable Dunkin' Donuts with similar amounts of traffic. Regarding the narrowing of the peer review request, Mr. Robbins stated that the scope of the study is correct and would not comment on the cost.

The discussion will be continued at the meeting on August 9, 2011.

Plumbing and Gas Permit Fee Schedule/Tin Htway

Mr. Htway explained to the Board that the Plumbing and Gas permit fees, adopted in 2005, are not keeping up with the construction fees, a study was conducted comparing the Town's fees to abutting communities and an increase is being recommended effective today.

Selectman Thompson's motion to approve the Gas and Plumbing Fee Schedule as attached was seconded by Selectman Johnson. Discussion: The comparison page was omitted from the packet in error. The fee schedule was reviewed and Mr. Htway indicated that the Town is now in the average range. Also briefly discussed was when a permit should be obtained. Vote: 5-0

Regarding an effective date, Selectman Emery's motion that the fees approved be effective August 1, 2011 was seconded by Selectman Dodd. Discussion: Selectmen Thompson, Johnson and Goldblatt agreed that as the fees have been low for so long it would be appropriate for them to be effective today. Selectmen Emery and Dodd agreed that they do not want to surprise the public and would like to see it posted beforehand. Vote: 2-3 (Goldblatt, Thompson, Johnson)

Contracted Building Inspection Services – Inter-municipal Agreement with the Town of Ashland Discussion & Vote/Jim Malloy & Tin Htway

Ashland had approached towns in the region interested in regional building inspection services as they currently have a vacancy. Mr. Malloy has been working with Ashland's Town Manager, Mr. Htway and Mr. Moquin to develop a schedule that is agreeable. The Town is contracting services to Ashland and not creating a regional building inspector's office. For FY 2012 Ashland will be paying the Town \$48,850 for the services. Mr. Malloy asked the Board for approval of the agreement and it will then be sent to Ashland for their Board of Selectmen's approval. There will be a three-month trial period to determine the effectiveness of arrangement, with a clause in the contract giving either party the option at the end of the trial period to mutually agree to changes or terminate the agreement.

Selectman Emery's motion to approve the inter-municipal agreement between the Town of Westborough and the Town of Ashland for Westborough to provide building inspection and zoning enforcement services for the Town of Ashland was seconded by Selectman Dodd. Discussion: Comments from the Selectmen and Town Manager included that the agreement is a first for Westborough and a creative way to manage expenses; Mr. Franks has approved the

contract; there will be the opportunity to discuss minor issues after two months; Mr. Malloy and the departments involved were commended and thanked for their efforts. Vote: 5-0

Jack Straw Brook – Continuation of Discussion & Vote/John Walden, Carl Balduf & Jim Malloy

Mr. Malloy reported that at the end of the discussion the other evening the Board took it under advisement and there is no new information to present. He provided the Board with a copy of the original Town Meeting vote and emails that Selectmen Thompson sent him.

Selectman Thompson's motion to request that the Board proceed with the construction of an open bottom box culvert concept if it can be accomplished without the Town paying for additional easements and if we cannot get the easements we need within sixty (60) days that the Town move forward with the alternative replacing the existing deteriorating culvert with a new same size culvert was seconded by Selectman Emery.

Comments from the Board:

Selectman Johnson was interested in hearing from the abutters. In response to Selectman Dodd's questions, Selectman Thompson stated that his motion is specifically limited to culvert replacement; Mr. Malloy explained what a box culvert is; Mr. Balduf stated that permitting by the Army Corps. Of Engineers is not required, but will be from the Conservation Commission. In response to Selectman Emery's questions, Mr. Malloy explained that one of the original concepts had a wider open bottom box culvert, this concept is new and Mr. Balduf stated that it is not clear if this concept will provide more capacity. Selectman Thompson also asked to hear from abutters.

Mr. Cavaretta questions were addressed by the Town Engineer. Mr. Balduf explained that he is not aware that the current culvert is in danger of failing, however the metal on the bottom is peeling with each storm and prohibiting full flow and this most likely is not good. He also addressed the options that were presented at Town Meeting and that there was no option to reroute the water between #48 and #50 Warren Street. Mr. Cavaretta suggested that option as those residents would be willing to grant easements without compensation and it is his opinion that there are other solutions that have not been investigated in enough detail.

There was a brief review of the different plans, that when Town Meeting voted the options were presented and Plan A-2 was voted, which is what the report recommended. According to Mr. Balduf at that time, the easements, Conservation Commission permits, private owners' signatures, and property line information was not complete, however the report was based on area examination. Mr. Cavaretta is interested in negotiating a reimbursement and restoring his property and would like to have the opportunity to discuss easements. He suggested revisiting Plan A-1 and asked to have the chance to look at better solutions.

Selectman Thompson repeated his motion and Mr. Balduf affirmed the language of the motion. Selectman Thompson withdrew his motion and the Board agreed to postpone voting until the August 9, 2011 meeting in order to further review the plans. Mrs. Cavaretta expressed her concerns regarding the berms and that they will not work due to the shallowness of the

streambed, the need to have a discussion about the impact to their property and suggestion that the culvert be rerouted between the Rizzo and Moore properties.

Disposal of Surplus Soil and Construction Material by the DPW/John Walden

Mr. Balduf addressed a request given to the Board last week to dispose of surplus fill at the DPW yard and at the Senior Center, where the parking lot is being expanded. Mr. Balduf explained what the material is made of, what it could be used for and that it is all generated in town.

Selectman Emery's motion to determine the stockpile at the DPW to be surplus material and authorize the DPW manager to dispose of the material as required by Massachusetts General Laws, Chapter 30b was seconded by Selectman Johnson. Discussion: The Board discussed the value of the material, other options for disbursement and Town Counsel explained that if it is over \$5,000 it has to follow the bid process. Vote: 5-0

FY2011 MIIA Rewards Credits/Kristi Williams

Ms. Williams informed the Board that the Town has earned \$35,465.00 for FY2011 from the MIIA Rewards program, which is \$4,300 more than last year. The money will be credited to the FY2012 premium.

Town Counsel Report

Town Counsel had nothing to report.

Town Manager Report

Mr. Malloy presented information for the Board to consider regarding Go Green Solutions and their proposal to place recycling containers around Town, which they will maintain. The Board is open to recycling and agreed to discuss it further at the next meeting, however concerns regarding the number of containers, the type of advertising and that there is no financial benefit to the Town will need to be addressed.

Issues and Correspondence of the Selectmen

Selectman Thompson: nothing to report.

Selectman Emery: thanked Paul Temple for producing tonight's meeting.

Selectman Johnson: attended his first Economic Development Committee meeting and was impressed, it was informative and he is looking forward to upcoming projects. There are new proposals from GASB and one that is interesting for the Town is the recommendation to reflect unfunded liabilities on the Town's balance sheet.

Selectman Dodd: thanked Mark Stockman for developing the Westborough State Hospital link on the Town website. The Paul Revere bell from the Baptist Church is not at the South Meeting House in Boston and Westborough residents receive free admission to visit the museum and bell.

The Liberty Fund in Washington, D.C. has been established for a memorial to recognize African Americans who fought in the Revolutionary War. Selectman Dodd asked the Board to consider supporting a resolution as there was one resident from Westborough who served. Selectman Thompson recommended that he contact George Perry and the Board agreed to discuss this further at the next meeting.

Selectman Goldblatt: there will be a meeting tomorrow night of the 911 10th Anniversary Committee and Selectman Goldblatt asked that the men and women that are away from home be remembered.

Selectman Dodd's motion at 9:25 p.m. that the Board enter into Executive Session to discuss strategy with respect to collective bargaining as an open session will have a detrimental effect on the bargaining position of the Town and also for the purpose of consideration of the filing of a criminal complaint and that the Board adjourn in Executive Session, was seconded by Selectmen Emery.

A roll call vote was taken:

Selectman Thompson – Yes

Selectman Emery – Yes

Selectman Dodd – Yes

Selectman Johnson – Yes

Selectman Goldblatt – Yes

Submitted by Paula M. Covino

Chairman Goldblatt

Vice Chairman Dodd

Selectman Emery

Selectman Thompson

Selectman Johnson