

**Westborough Board of Selectmen  
Meeting Minutes  
January 11, 2011  
7:00 p.m. – 6:40 p.m.**

**Present:** Vice Chairman Goldblatt, Selectmen Dodd and Emery

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

**Absent:** Chairman Jané; Selectman Thompson

**Request to Approve the Board of Selectmen's Meeting Minutes**

- December 14, 2010

Selectman Emery moved to approve the Board of Selectmen's Meeting Minutes of December 14, 2010. Selectman Dodd seconded. 3-0

**Open Forum**

**Request for a Common Victualler Permit/NexDine, LLC/David Lanci**

Mr. Lanci requested that the Board approve the Common Victualler Permit for NexDine, LLC located at 25 Research Drive (BJ's Executive Offices).

Selectman Emery moved to approve a Common Victualler Permit to NexDine, LLC located at 25 Research Drive. Selectman Dodd seconded. 3-0

**Request to Appoint a Member to the 911-10<sup>th</sup> Anniversary Committee, Ad Hoc/Vice Chairman Goldblatt**

Selectman Emery moved to appoint Earl Storey to the 911-10<sup>th</sup> Anniversary Committee, Ad Hoc for an indefinite term. Selectman Dodd seconded. 3-0

**Request to Appoint the Conservation Commission Officer (*One Yr Term ending June 30, 2010*)/Board of Selectmen (*item taken off*)**

**Request to Award the Mobile Crushing Services Contract/DPW Manager**

Mr. Walden requested that the Board award the Mobil Crushing Services Contract to Baltazar Contracting at the amount of \$3.15 per ton for a grand total of this contract of \$63,000 and further requested that the Town Manager be authorize to execute all contract documents.

Selectman Dodd moved to award the Mobile Crushing Services Contract to Baltazar Contracting at the amount of \$3.15 per ton for a grand total of this contract of \$63,000 and to further authorize the Town Manager be authorize to execute all contract documents. Selectman Emery seconded. 3-0

**NPDES Stormwater Permit Draft Reply Discussion/Town Engineer**

Town Engineer Carl Balduf summarized the attached draft NPDES MS4 Stormwater Permit response letter from the Town of Westborough to Ms. Renahan at the Environmental Protection Agency to the Board of Selectmen. After Mr. Balduf's summarization, the Board supported Mr. Balduf's draft response and also thanked Christina Papadopoulos, Junior Civil Engineer, for all her help in coordinating this response with the Town Engineer.

Mr. Malloy noted that the State and Federal will be issuing more unfunded mandates to cities and towns sometime in the future.

**Zaara Gardens Update of Previously Approved Site Plan and Selectmen's Determination Whether New Approval of LIP is Required/DPW Manager, Town Engineer, Farooq Ansari** *(item was rescheduled to the Board's January 25<sup>th</sup> meeting)***Discussion on Site Plan Review Process/Town Manager**  
*(item was rescheduled to the Board's January 25<sup>th</sup> meeting)***Request to Vote the Creation of a Reservoir Study Administrative Committee/Town Manager**

Mr. Malloy requested that the Board create an Administrative Reservoir Study Committee, Ad Hoc to review whether there are advantages to expanding the reservoir as a method to reduce the need of developing a new well with the following mission statement, goal and membership.

**Mission Statement** – To study/develop maps of the reservoir to estimate current and potential storage capacity, to review and outline the regulatory approval process necessary to expand a municipal drinking water reservoir and to analyze the current water storage capacity, water source capacity and water treatment capacity for the Town.

**Goal** – To file a report with the Board of Selectmen with recommendations by December 31, 2011.

**Membership** – As an administrative study committee this would be mostly of town officials to include the following:

Town Manager  
DPW Manager  
Town Engineer  
Asst. Town Planner/Conservation Officer  
2 Members at Large with knowledge of the reservoir, construction or engineering background

Selectman Emery moved to create an Administrative Reservoir Study Committee, Ad Hoc, as requested by the Town Manager and to have the two members at large vacancies advertised on the Town's Web Site. Selectman Dodd seconded. 3-0

**Request to Approve the CSX Bulk Transfer Facility Consulting Services/MDM Transportation Consultants, Inc./Town Manager**

Mr. Malloy requested that the Board approve the CSX Bulk Transfer Facility Consulting Services Contract to MDM Consulting Services to conduct an independent assessment of traffic access/egress, operations and safety issues on behalf of the Town in the amount of \$8,200 and to further authorize the Town Manager to execute all contract documents related to this agreement.

Selectman Emery moved to approve the CSX Transfer Facility Consulting Services Contract to MDM Consulting Services to conduct an independent assessment of traffic access/egress, operations and safety issues on behalf of the Town in the amount of \$8,200 and to further authorize the Town Manager to execute all contract documents related to this agreement. Selectman Dodd seconded. 3-0

**Request to Approve the Conduit Exemption License Application Engineering Services/Mill Road Engineering/Town Manager**

Mr. Malloy requested that the Board approve the Study and Development of the Conduit Exemption License Application Contract to Mill Road Engineering who will conduct studies and the development of a conduit exemption license to the Federal Energy Regulatory Commission to operate a Hydro Electric Turbine at the Westborough Water Treatment Plant for the Town of Westborough in the amount of \$10,000.

Selectman Dodd moved approve the Study and Development of the Conduit Exemption License Application Contract to Mill Road Engineering who will conduct studies and the development of a conduit exemption license to the Federal Energy Regulatory Commission to operate a Hydro Electric Turbine at the Westborough Water Treatment Plant for the Town of Westborough in the amount of \$10,000. Selectman Emery seconded. 3-0

**Redistricting Discussion/Board of Selectmen**

*(item was rescheduled to the Board's January 25<sup>th</sup> meeting)*

**Town Counsel Report**

**Town Manager Report**

*Site Plan Review (action required- (item was rescheduled to the Board's January 25<sup>th</sup> meeting)*

*Reservoir Study Committee (action required)*

*CSX Bulk Transfer Facility Consulting Services/MDM Transportation Consultants, Inc (action required)*

*Conduit Exemption License Application Engineering Services/Mill Road Engineering (action required)*

### Issues and Correspondence of the Selectmen

Selectman Emery requested that a thank you letter be sent to Mr. Gary Bowman for his volunteering services to the Town and also thanked Tim for filming the Board's meeting tonight.

Selectman Dodd announced the postponement of the Westborough Cultural Council's Annual Grant Reception from tomorrow evening to Wednesday, January 19 at 7:00 p.m. to be held at the Central One Credit Union. Selectman Dodd noted that the Open Space Preservation Committee will be introducing an article to be placed at the annual town meeting warrant and also noted that the Walkability Study Working Group will be meeting sometime in the spring to discuss the options, if any, of having a bike route established in Westborough.

Vice Chairman Goldblatt voiced her condolences to the McKenzie family for their loss and requested that we keep our servicemen and women in our thoughts and prayers so far from home.

#### *Executive Session/Contract Negotiations and Value of Real-estate*

Vice Chairman Goldblatt moved to go into executive session for the purpose of discussing collective bargaining and Value of Real-estate. Selectman Emery seconded. Vice Chairman Goldblatt declared that an open meeting would have a detrimental effect on the bargaining position of the Town. The Board voted unanimously in favor of the motion by roll call vote to go into Executive Session. Vice Chairman Goldblatt announced that the Board will not reconvene in Open Session after the Executive Session.

### Adjourn Open Session

Selectman Emery moved to adjourn the Board of Selectmen meeting at 6:40 p.m. Selectman Dodd seconded. 3-0.

*Submitted by Nidia Ruberti*

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**Chairman Jané**

*(Absent)*

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**Vice Chairman Goldblatt**

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**Selectman Leigh Emery**

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**Selectman Timothy A. Dodd**

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**Selectman George Thompson**

*(Absent)*