

Board of Selectmen
March 7, 2019

Jonathan Keep
Robert Czekanski
Stanley Wysocki
Don Lowe, Town Administrator
Linda L. Day, Town Secretary

Mr. Keep called the Board of Selectmen's meeting to order at 7:00 p.m.

RECOMMENDATION TO PROMOTE PATROLMAN JONATHAN COUTURE TO SERGEANT

Police Chief Nelson recommended that Patrol Officer Jonathan Couture be promoted to Sergeant. Patrol Officer Couture has been with the Bolton Police Department since 2010 and holds many certificates. He is well respected in the department and the community and the courthouse staff speaks highly of Patrol Officer Couture.

On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen voted to promote Jonathan Couture to Sergeant. (Keep – yes, Czekanski – yes, Wysocki – yes) Sergeant Couture's wife, with their children present, pinned the badge on Sergeant Couture's uniform and he was congratulated by everyone.

REVIEW OF THE ANNUAL TOWN MEETING WARRANT – MAY 6, 2019

Town Counsel Brian Falk was present for the review of the Annual Town Meeting warrant along with Erica Uriarte, Town Planner, Erik Neyland, Chairman and Mark Sprague, a member of the Planning Board.

Article 1: Accept Annual Reports – On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 2: Unpaid Bills for Fiscal Year 2018 - On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 4: Spending Limits of Revolving Fund Accounts - On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 5: Establishment and spending limit of Revolving Fund for Tax Title Collection - On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 6: Adopt 12th paragraph of M.G., c. 41, Section 81U - On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 7: Amendment to the Code of the Town of Bolton, Division I, Part III, Zoning Bylaw, Chapter 250, Zoning, Article V, Special Regulations, Section 250-23 Business, commercial and industrial regulation regulations – to Amend subsection G, Design review criteria - On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 8: Amendment to the Code of the Town of Bolton, Division I, Part III, Zoning Bylaw, Chapter 250, Zoning, Article IV, General Regulations, Section 250-17.B Driveways and parking – to amend Subsection B. Common driveways serving three lots to five lots - On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 9: Amendment to the Code of the Town of Bolton, Division I, Part III Zoning Bylaw to Amend One Building per Lot for Business, Limited Business and Industrial Uses - On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 10: Amendment to Bolton’s Town Base Map and Zoning Map - On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 11: Amendment to the Code of the Town of Bolton, Division I, Part III, Zoning Bylaw, Chapter 250, Zoning, to Add Warehouse and Self-Storage Facilities to the Schedule of Permitted Uses and Add Definitions for Light Manufacturing, Research and Development Laboratories, Self-Storage Facilities and Warehouse - On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen approved this article. (Keep – yes, Czekanski –yes, Wysocki – yes)

Article 15: Amendment to the Code of the Town of Bolton, Division I, Part III. Zoning Bylaw, Chapter 250. Zoning, Article IV. General Regulations, Section 250-18. Sign regulations - to add Subsection F. Temporary political signs – Attorney Falk stated that in 2015, the Supreme Court’s decision in Reed v. Gilbert, Arizona (135 S. Ct. 2218) limited a town’s ability to regulate signs under the First Amendment to the U.S. Constitution. Attorney Falk suggested that the town consider a holistic amendment to the Sign Bylaw to comply with the Reed decision, taking into account the Bylaw’s treatment of signs by zoning district, regardless of content. Therefore, the article was pulled from the warrant.

There is a placeholder for an article to authorize the Board of Selectmen to grant a utility and access easement in, on, and under a portion of Town property abutting Little Pond, known as Persons Park, as requested by the Mayflower Council, Boy Scouts of America.

Representatives of the Council are meeting with various town boards regarding the easement and will be available to meet with the Board of Selectmen on March 21, 2019.

Advisory Committee Chairman Brian Boyle provided actual Room Occupancy Excise Tax receipts for 2014-2018 and noted that Berlin, Hudson, Lancaster, Leominster, Littleton and Marlborough are at 6% which is the maximum allowed by State law. The Board of Selectmen will discuss and

make a decision at their next meeting on whether they will add an article to the warrant for the Annual Town Meeting to increase the local excise tax from 2% to 6%.

The Capital Planning Committee will be meeting with the Advisory Committee on March 12, 2019 to discuss the prioritization of the capital requests and what will be included in the warrant. The requests include:

Article 16: Purchase of Equipment and Labor for live broadcasting of Meetings at the Public Safety Building \$12,568

Article 17: Internal Inspection of Drainage System, Route 117 - \$20,000

Article 18: Recoat On Roof of Public Safety Building - \$32,000

Article 19: Replace DPW Director Vehicle - \$53,000

Article 20: Replace Building Maintenance Vehicle - \$54,000

Article 21: Replacement of DPW Garage Roof - \$58,000

Article 22: Design and Install Two-Way Radio System for Department of Public Works - \$60,000

Article 23: 4WD 19,000 GVW Dump Plow/Sander - \$90,000

Article 24: Drainage/Flood Control Improvements, South Bolton and Spectacle Hill Roads - \$250,000

Article 25: Replace Failed Culvert, Wattaquadock Hill Road – \$500,000

Article 26: Fire Command Vehicle - \$50,257

Article 27: Replacement Engine 4 - \$91,043

Article 28: Interior Painting, Emerson School and Florence Sawyer School- \$13,000

Article 29: Boiler Alerton Software Control Upgrade and Direct Digital Control of Boiler Room Controls – Florence Sawyer School - \$25,000

Article 30: Emerson Building Carpet Replace - \$35,000

Article 31: Roof Fall Protection Rail - \$45,700

Article 32: Security Camera Upgrade – Emerson School and Florence Sawyer School - \$18,000

Article 33: Heating and Ventilation Replacement FSS - \$182,500

An updated warrant will be forwarded to the Board of Selectmen next week.

TOWN ADMINISTRATOR REPORT

Update on Minuteman: No update

Update on Town Hall Portico: No update

495/MetroWest Corridor Partnership quarterly meeting: Mr. Lowe reported that he attended the quarterly meeting and although Bolton won't have any commuter rail in the foreseeable future, there is a lot of discussion to improve the transit in the area. Improvements include talking about van shuttles to the train stations. Two interesting statistics that Mr. Lowe learned is that the commuter rail ridership from 2012 to 2018 has increased 17.4% on the Fitchburg line and 45% on the Worcester line.

BOARD OF SELECTMEN BUSINESS

Public Service Announcements: None

Employment Agreement: On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen voted to execute the Employment Agreement between the Town of Bolton and Town Administrator Donald Lowe. (Keep – yes, Czekanski – yes, Wysocki – yes) Mr. Lowe thanked the Board of Selectmen for renewing his contract.

Appointment: On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen voted to appoint Margy Brody to the Cultural Council. (Keep – yes, Czekanski – yes, Wysocki – yes)

Bolton Access Television: On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen voted to release funds in the amount of \$24,555.11 for the Bolton Access Television operations. (Keep – yes, Czekanski – yes, Wysocki – yes) Ms. Sauer reported that the new service system is up and running. The video on demand and live streaming will be activated in the next couple of days. Bolton Access Television will work on getting all the information on You Tube and Town Hall Streams transferred to Bolton Access Television website.

TRANSFER STATION REGULATIONS

Mr. Lynch, DPW Director added definitions to the draft Transfer Station Regulations. The Board of Selectmen didn't have any suggested edits to the Regulations. On a motion made by Wysocki and second by Czekanski, the Board of Selectmen voted to approve the Transfer Station Regulations and include an article in the warrant for the Annual Town Meeting on May 6, 2019. (Keep – yes, Czekanski – yes, Wysocki – yes)

Mr. Lowe thanked the Board of Selectmen for voting to renew his contract for three years.

On a motion made by Wysocki and seconded by Czekanski, the Board of Selectmen voted to adjourn at 7:45 p.m. (Keep – yes, Czekanski – yes, Wysocki – yes)

Respectfully submitted by Linda L. Day