

Board of Selectmen
May 31, 2007

Present: Panny Gerken
Kenneth F. Troup
Curt Plante

The Board of Selectmen met at the Town Hall at 6:45 p.m. after spending time at the Relocatable Building talking with BatCo about the condition and proposed use of the building. Minutes of March 15, 27, 29, April 2, 26, and May 2, 7, 15, 2007 were read and approved.

WARRANT

#07-24 \$ 91,430.52

#07-24a \$232,226.42

TOWN ADMINISTRATOR REPORT

MART Appointment: On a motion made by Gerken and seconded by Plante, the Board of Selectmen voted to appoint Mr. Troup as the representative for the MART Advisory Board, term July 1, 2007 to June 30, 2008. (Gerken – yes, Plante – yes, Troup – yes)

Seeking members to serve on the High School and Administrative Office space needs Committee: Ms. Ross informed the Board of Selectmen that Superintendent Wood is looking for members to serve on the High School and Administrative Office Space Needs Committee. The Board of Selectmen would like to know the parameters of the Committee. A suggestion was made to discuss this at the Tri-Town meeting being held in Stow on June 6, 2007.

Route 495 noise barrier: Ms. Ross reported that resident Andrea Gilbert of 117 Century Mill Road inquired about a noise barrier along Route 495 where it crosses town roads. She stated the noise is getting louder and more constant. Mr. Plante stated he had also received a similar request last summer from Mr. Dorr. The Board of Selectmen thought this would be something the state or federal government would address. They will be contacted for information regarding this matter.

Transfer Station sticker revenue, fees and stickers for seniors will be discussed at the June 14, 2007 meeting.

Board of Selectmen's Liaison list: The Board of Selectmen approved the liaison list with one revision to delete the Master Planning Committee, since that committee has disbanded.

Turner Property, 256 Green Road: Ms. Ross reported that Building Inspector Frank Krysa, visited the property and it is his opinion that Mr. Turner has fully complied with the demolition order issued by the Board of Selectmen. The cellar hole has been filled in. Mr. Turner notified the appropriate state agencies and followed their recommendations for the disposal of materials. AKF Recycling took the dumpsters away.

Flag Dedication and Flag Retirement Ceremony: Ms. Ross reported that she had received notice that Matthew Bosselait and the Boy Scouts will have a flag dedication and flag retirement ceremony on Friday, June 15 at 7:00 p.m. at the Bolton Country Manor at 600 Main Street. Residents and members of the community are invited to attend. Refreshments will be served in the community room after the dedication and ceremony.

Letter of disclosure for Wiring Inspector: Mr. Boodry, Town of Bolton's Wiring Inspector is hired by Harold Brown, DPW Director to do electrical work for Bolton. Mr. Boodry has submitted a letter of disclosure stating that he does not believe there is a conflict of interest in continuing to provide services to the Town. Any work done in Bolton by Mr. Boodry is inspected by our Assistant Wiring Inspector. On a motion made by Troup and seconded by Gerken, the Board of Selectmen voted to accept his letter of disclosure, agreeing that there is no significant conflict of interest. Mr. Plante recused himself from this discussion. (Gerken – yes, Troup – yes)

Awarding of contract for the wastewater treatment plant: The low bid for the wastewater treatment plant was Waterline Industries at \$1,988,908. The Wastewater Treatment Plant Committee voted to recommend to the Board of Selectmen that the contract be awarded to Waterline contingent on positive reference checks. On a motion made by Gerken and seconded by Plante, the Board of Selectmen voted to award the contract to Waterline Industries contingent on positive reference checks. (Gerken – yes, Plante – yes, Troup – yes)

SUSAN LATHAM, UNLICENSED DOGS

Ms. Latham, Animal Control Officer stated this is her ninth year in Bolton. In 1999 and 2000 she took two people to court for not licensing their dogs. She stated as of noon on May 31, 2007 there were 33 owners that had not licensed 42 dogs. She has talked with everyone in person. The next and last step before going to court is to send certified letters to everyone followed by a house visit. On a motion made by Troup and seconded Plante, the Board of Selectmen voted to sign the warrant. (Gerken – yes, Plante – yes, Troup – yes)

SIGN REQUEST FOR DAYLILIES

Mr. and Mrs. King met with the Board of Selectmen to request permission to place her daylily directional signs for the daylilies season, July through September, on Coventry Wood Road and an additional directional sign to be located at the corner of Golden Run and Sugar Roads. Ms. Gerken recommended that the signs be made to be a little more sturdy than cardboard. Ms. King stated that the customers liked the rustic look of the cardboards signs. On a motion made by Troup and seconded by Plante, the Board of Selectmen voted to approve the temporary sign request. (Gerken – yes, Plante – yes, Troup – yes)

HOUSE NUMBERING

Present: Police Chief Vin Alfano, Fire Chief John Stephenson, Residents:

Town Clerk Betsy Cussen and Building Inspector Frank Krysa met with the Board of Selectmen to discuss issues with some house numbers in town. Ms. Cussen had provided two memos listing some out of sequence or questionable numbers. Mr. Krysa explained the resolution on a number of those. For example, Mr. Krysa stated that the resident of 67 Farm Road has agreed to change their house number to 58 Farm Road. He also stated that the Nashoba Winery located on Wattaquadock Hill Road only uses two addresses 92 and 100 Wattaquadock Hill Road.

Several of the questionable numbers involved driveways on different streets than the house number or numbers not in order. Mr. Krysa stated that it was his opinion that as long as the house number is visible from the street it is ok and in his opinion does not feel existing house numbers need to be changed.

Ms. Gerken stated she did not feel the town should get into the business of changing house numbers which in turn would mean that the deeds must be changed. Mr. Plante stated he contacted his attorney who did not think the deed had to be changed.

Ms. Day, Town Secretary reported that Ms. Todd of 235 Vaughn Hill Road could not be at the meeting this evening but stated she was willing to change the number but was not willing to pay for costs associated with it.

Ms. Cussen stated that all she did was ask Mr. Krysa what numbers should be used for purposes of the street listing and she did not know how this topic got to this level of discussion. Ms. Cussen referred to the policy adopted in 2001 and requested that it be followed or rewritten. Mr. Krysa confirmed that, in accordance with the 2001 policy, when a driveway permit is issued he assigns a house number which is to be posted on the property immediately. If the number is not posted, inspections will not be done.

Several residents were present to talk about the issue: Mr. Visockas of Old Harvard Road stated he has been there 48 years and his property is clearly marked on both ends of his driveway. Mr. Stephenson stated that the driveway off East End Road for 115 Main Street is due primarily to the construction of Route 117. Nancy Jackson of 58 East End Road stated that they have been there 23 years. They had a circular driveway that was on East End Road and Sugar Road and because of safety issues closed off the East End Road side and moved it to Sugar Road. Mr. Lake of 1 Nashaway Road stated that he has had this address for 27 years and was told by his attorney that you would have to change the deed if he were required to change the house number. He felt this was a big issue as a result of the costs associated with changing the number.

Chief Alfano stated that he did not support changing house numbers as it would be a hardship on residents. He recommended that the public safety departments and building inspector work with the homeowners on a case by case basis to review their situation. Mr. Plante proposed a sign off sheet for each case that the Police, Ambulance and Fire Departments can sign off on if they do not have a problem with the house number and address any house numbers they do have an issue with. He stated his main concern was

emergency services and if they were ok with the house numbers he was ok with the house numbers.

On a motion made by Plante and seconded by Troup, the Board of Selectmen voted to request the Police, Fire and Ambulance Departments review the list of concerns related to house numbers and resolve any issues the emergency personnel may have. (Gerken – yes, Plante – yes, Troup – yes)

Ms. Gerken also explained that an intern working with the Police Department this summer will be driving the roads of Bolton to check house numbers. Any issues will be addressed by the EMS departments.

GIGI BONAZZOLI, SOUTH BOLTON ROAD GIFT OF LAND

Mr. Bonazzoli was present.

On a motion made by Plante and seconded by Troup, the Board of Selectmen voted to award the contract to Loitherstein Environment to perform soil testing at the Bonazzoli property on South Bolton Road. The cost is approximately \$3,000 and will be paid out of the Board of Selectmen's engineering budget. The Board will consider the results of the testing in their decision on whether or not to accept the gift of land. (Gerken – yes, Plante – yes, Troup – yes).

SIDEWALK CONSTRUCTION

Present: Public Ways Safety Committee members Barbara Bing and Leslie Breeze

On a motion made by Troup and seconded by Plante, the Board of Selectmen voted to approve the contract for the construction of a sidewalk from the Salt Box to the Bolton Country Manor. (Gerken – yes, Plante – yes, Troup – yes) The sidewalks will be four feet wide with four turnouts that increase the width at those points to five feet to make it compliant with the Americans with Disabilities Act (ADA). The additional cost of \$1,000 for the change order will come out of the contingency added to the funding request approved at town meeting.

TOWN ADMINISTRATOR REPORT CONTINUED

Opposition to legislation proposed by Verizon Communication: On a motion made by Gerken and seconded by Plante, the Board of Selectmen voted to execute letters to be sent to Representative Walrath and Senator Antonioni urging them to oppose the efforts of Verizon Communications and protect local authority so as to protect consumers, ensure adequate competition and protect the public rights of ways. The Board of Selectmen also voted to include their name on a community letter to be sent to Verizon Communications. (Gerken – yes, Plante – yes, Troup – yes)

Treatment Plant discussion: The Advisory Committee voted at their last meeting to bond the full amount of \$2.5 million authorized at town meeting. Mr. Lindsay stated that rates are historically low and there is no cost to the extra money because it can be invested in money market funds. Eventually we can have town meeting re-appropriate

the funds to the library if all other uses are done. Another good use of the money is for the septic connection of the Library and Public Safety Building.

Mr. Plante was pleased to see that the bid for the plant came in at \$500,000 less than anticipated but did not believe it was necessary to borrow more than the 10% contingency. Mr. Plante stated that we have enough debt and doesn't feel we need to acquire more debt.

Mr. Troup stated there may be a need for more money for Tata and Howard because of additional costs related to separating the drains and oil room from the septic system. He sees this as contingency fund and if it doesn't cost us any more to borrow now he is in favor of doing this but would not re-appropriate any of the funds until the wastewater treatment plant is done. On the assumption we may need the additional funds for the wastewater treatment plant he is in favor of it.

On a motion made by Troup and seconded by Gerken, the Board of Selectmen voted to bond for the \$2.5 million. (Gerken – yes, Plante – no, Troup – yes)

A Moody's conference call has been scheduled for June 18, 2007 and bonds will come to the Board of Selectmen at their meeting on June 26, 2007. Ms. Carney will be invited to attend the Board of Selectmen's meeting on June 26, 2007.

Cell Tower: On a motion made by Gerken and seconded by Plante, the Board of Selectmen voted to authorize Ms. Ross to go out to bid a second time for the Communications Tower at the transfer station. (Gerken – yes, Plante – yes, Troup – yes)

SELECTMEN BUSINESS

Agricultural Commission: The Board of Selectmen agreed to advertise in the Bolton Common for members to join the Agricultural Commission. Sue Storbeck and Andrea Gilbert have both expressed interest in serving on the Commission. When Ms. Storbeck asked the criteria for choosing members for the Commission the Board of Selectmen agreed the baseline objective is for a commissioner to be open minded.

Televised Interviews with Town Officials: Ms. Gerken mentioned that she was considering doing 15-20 minute segments on various topics to be broadcast on the cable channel. Topics of discussion could include interviews with various employees and departments such as the Police Chief, Board of Assessors, Ambulance and Fire Departments, and discussions regarding street numbering, schools, etc.

BatCo Schedule: BatCo was asked to provide a schedule of shows being broadcast on Channel 10 and update the schedule on the website which is out of date. Mr. Johnson stated they have had some software issues but are working on this schedule.

Status of email informational project: Ms. Ross was asked to contact Pat Bensetler to get an update on the email information project she was working on.

Quarterly Report: Mr. Plante asked that quarterly reports be received from the Capital Planning Committee and Energy Committee. Both Committees will be invited to attend a Board of Selectmen's meeting in July.

Memorial Day event: Mr. Plante publicly thanked everyone for their efforts in planning the Memorial Day Event. The newly formed Memorial Day Committee did a great job in planning this event and the Committee hopes to see the event progress into a larger event with more participants.

Eagle Scout letters: The Board of Selectmen executed letters of congratulations to Steven Sterling, Axel Anderson, Zachary Simmons and John Delaney for the achievement of earning their Eagle.

On a motion made by Plante and seconded by Troup, the Board of Selectmen adjourned at 8:30 p.m.

To: Betsy Cussen, Town Clerk

From: Linda Day, Town Secretary

Re: Appointment

Betsy, The Board of Selectmen at their meeting on Thursday, May 31, 2007 appointed Kenneth F. Troup as the representative for the MART Advisory Board, Term July 1, 2007 to June 30, 2008.