

BOARD OF SELECTMEN

April 23, 2013

Minutes

The Board of Selectmen met on Tuesday, April 23, 2013 at 7:00 p.m. in the Town Hall Clark Room. Those present were Selectmen Peter Scavongelli, John Gorecki, John D. Williams, Timothy F. Hult and Douglas A. G. Stevenson. Town Administrator Timothy D. Goddard was also present.

Mr. Scavongelli spoke about the sad and senseless events that occurred on Monday, April 15th during the Boston Marathon. He said Police Chief John Fisher was asked for his assistance by the North Eastern Law Enforcement Council (NEMLEC) and he worked for five days with the other Police Officers in the Boston area. Mr. Scavongelli added that Sgt. Steve Mack was also called upon to work at police headquarters in Woburn. Mr. Scavongelli said although Carlisle is a small community, it is a leadership community. He said on behalf of the Board of Selectmen and the entire community he wanted to thank our police officers for their service and their protection. Mr. Scavongelli asked for a moment of silence for the victims and their families.

Community Input

Larry Bearfield of North Street and Desa Facey from Concord Street spoke to the Board about an event they would like to have to recognize Carlisle's First Responders. Larry said this event would be in the form of a picnic on the upper plaza of the Carlisle Public School, on May 5th at 2:00 p.m. He said this would be the Town's way of thanking our Fire, Police and Communication Departments. Larry said it will be a peaceful, friendly and positive environment. Larry asked the Board to approve the following: 1) Declare Sunday, May 5, 2013 as Carlisle First Responder Appreciation Day; 2) permit the use of the School Upper Plaza for this event; and, 3) permit the use of the Corey Auditorium if it rains.

Mr. Scavongelli thanked Larry for bringing this to our attention.

Mr. Stevenson said this was a wonderful idea however the Board of Selectmen cannot authorize the use of the Carlisle Public School's Plaza or Auditorium. He added that the Board will endorse this event.

On a motion made by Mr. Stevenson and seconded by Mr. Gorecki, it was unanimously **VOTED** to declare Sunday, May 5, 2013 as Carlisle First Responder Appreciation Day.

Ms. Facey said they have a website (carlislemass@gmail.com) for more information and they are asking everyone to bring a dish to share.

Communication to owners of 776 East Street

Mr. Scavongelli said this item is on the agenda for the purpose of explanation. He said this matter began in January, 2013. He explained that the owners of 776 East Street sent a letter to Town Hall stating that they would not reapply to have their property classified under Ch. 61a for agricultural use and they had no intention to sell or convert to non-agricultural use. Mr. Scavongelli said this left some confusion because normally either you would not reapply in the month of October or you would send a letter stating you are taking your property out of Chap. 61A and have decided to convert. The Board went into Executive Session to discuss how to proceed with this matter which has generated the letter to the property owners (attached hereto). Mr. Scavongelli said although we are appreciative of receiving the letter from the owner of 776 East

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Street, the Town as a consequence continues to have a right to receive notice by the Trusts if and when the Trusts ever intend to sell or convert the property to non-agricultural use.

Pathways Projects

Deb Belanger of Palmer Way and John Bakewell of Rutland Street were present. Deb said at the last Selectmen's meeting she attended she discussed with the Board the types of projects that could be done with the remaining money in the Pathways Fund. At that meeting the Board asked to see a map of the pathways in Town (which was presented tonight). Deb said the purpose of tonight's meeting is to discuss what we can do with the remaining funds. She said the remaining funds could be used for short work, or we could pursue a larger project. John Bakewell said we could use the remaining money to work on the 'hotspots' which are better known as links and extensions. He said the larger project would be a Phase 2. Deb said if we choose to do a Phase 2, it would be Concord and Westford Street. She said they make very good connections if you want to go into Concord or Westford however this would require its own funding and engineering.

Deb suggested doing the links and extensions with the remaining funds and with the help of the DPW.

John Bakewell felt that the last time they worked on the pathways, Westford Street wasn't fully explored. He said money was left specifically for engineering on that area. He suggested doing another extension off Rockland Road. John said this is really worth considering.

Mr. Scavongelli said these were all good ideas, but he was concerned about safety and funding for these projects.

Deb said they would need a more formal process and she was looking to the Board for their assistance. She added that we need to inform the homeowners about what the Town is trying to do.

The following were the next steps of action.

- 1) Prioritize the hot spots. Deb said in terms of links and extensions they will have to determine whether they have enough money. Mr. Stevenson said he and Mr. Williams are the liaisons and they will assist in this project.
- 2) Pursue walking road and car path
- 3) Westford/Bruce Freeman – Concord and a possible questionnaire
- 4) Get Bicycle Work done early in the season.

Recreation Commission – Discussion of Boardwalk project

Recreation Commission chairman Rick Amodei was present for this discussion on the Boardwalk project which is on the Warrant as a CPA request in the amount of \$152,000.00. He said the Boardwalk would extend from the southern part of Spalding field to Banta Davis near the cemetery. Rick noted that the project amount is high, but added that they over budgeted it so they would not have to come back and ask for additional funds.

He spoke about how he arrived at that amount. He said he considered the materials that were needed and he was sure that \$152,000 would be more than enough. In response to Mr. Scavongelli, Rick said they will know if they are getting close to going over the budget during the engineering phase.

In reply to Mr. Stevenson, Rick said the material is 8 foot wide pressure-treated wood.

In reply to Mr. Hult, Rick said there is a need for this boardwalk because it will shorten the distance from Banta Davis to Spalding and it will make the walk between the two much drier since there are wetlands present in this area. He said the boardwalk will tie the two parks together.

Audit Committee – Recommendation for Auditor

This discussion was postponed until the next meeting.

Annual Town Meeting

Mr. Scavongelli said the Board would discuss and vote on Articles 13, 16, 27 and 28. He said at our last Selectmen's meeting the Board voted to approve all of the Articles except these four.

The revised Motions for the Town Meeting Articles were presented for the Board to review.

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Mr. Scavongelli brought the Board's attention to Article 16, the operating budget. Mr. Stevenson spoke about the results from Concord's Annual Town Meeting which was held last night. He referred to the CCHS appropriation which was reduced. He said this means there will be a miss-match with Concord if we vote in the budget we are presently looking at. Mr. Stevenson suggested approving this article tonight and amending it the night of Town Meeting. Finance Director, Larry Barton, who was present for this discussion said the difference in the two amounts is \$13,044.00.

On a motion made by Mr. Stevenson and seconded by Mr. Williams, it was unanimously **VOTED** to approve Article 16 and place it on the 2013 Annual Town Meeting Warrant.

Article 22, Community Preservation Article was discussed by the Board. Mr. Williams said he discussed this article with Luke Ascolillo and Wayne Davis today and he would like to clarify that Luke will be making all of the motions except the Goff and Banta Davis motions. On a motion made by Mr. Williams and seconded by Mr. Stevenson it was unanimously **VOTED** to support all 8 motions under Article (22) as presented on the 2013 Annual Town Meeting Warrant.

Judy Asarkof of River Road and Leslie Thomas of Prospect Street were present for the discussion on Article 27. Leslie said they thought the wording for the motion for their petition Warrant Article was very good. They wanted to know who will choose the members for this committee after the warrant article passes. Mr. Goddard said the Board does annual appointments in June. He said the Board will look to both of them for recommendations.

On a motion made by Mr. Williams and seconded by Mr. Stevenson, it was unanimously **VOTED** to support Article 27 in the 2013 Annual Town Meeting Warrant.

Article 28 – Medical Marijuana Moratorium. Mr. Hult said he and Mr. Goddard and Police Chief John Fisher attended the marijuana public hearing held by the Planning Board last night. He said the recommendation made by this group was to maintain the language that our Town Counsel has suggested. The only exception was to change the time-frame, which was to extend it from June 15th to June 30, 2014.

On a motion made by Mr. Gorecki and seconded by Mr. Stevenson, it was **voted 4 yes, 1 no** to support Article 28 zoning bylaw/Medical Marijuana Moratorium and place it on the 2013 Annual Town Meeting Warrant.

Town Clerk Charlene Hinton was present for this discussion about an additional night for Town Meeting if two nights were necessary. Mr. Goddard said there is concern that if Town Meeting should take longer than one evening the Board should be ready with a second night scheduled in advance. Mr. Goddard listed a few possible nights for the Board to consider.

Mr. Scavongelli said he would prefer to continue the Town Meeting to the next available night, which would be Wednesday, May 1st. The Board agreed with that date.

On a motion made by Mr. Stevenson and seconded by Mr. Williams, it was unanimously **VOTED** to accept Wednesday May 1st at 7:00 p.m. at the Corey Auditorium as the second evening for Town Meeting in the event that it is needed.

New Business

There was no New Business

Town Administrator Report

Action Item:

Cemetery Deeds

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On a motion made by Mr. Stevenson and seconded by Mr. Williams, it was unanimously **VOTED** to transfer to Paul E. Morrison of Carlisle, Massachusetts the following: Deed No. 665 for Cemetery Lot D139, Graves 1, 2, and 3 in the Town of Carlisle, Green Cemetery.

Information Documents presented:

1. Letter of recommendation for Bill Risso from the Energy Task Force, dated April 10, 2013.
2. Letter from the Minuteman Superintendent, Dr. Bouquillon, acknowledging the Board's letter of March 15th.
3. Preliminary FY14 Cherry Sheet/Local Aid based on the House Ways & Means proposed budget.
4. Concord-Carlisle High School Building Committee Chair Report #6 to MSBA

Liaison Reports

Mr. Hult spoke about the Concord Carlisle School Building project. He said they received their first Change Order in the amount of \$60,000. He explained that this was the cost for removing two pipes; a utility pipe and a water pipe.

Mr. Stevenson reported on the Carlisle School Building Committee. He said they will meet on Thursday night (Apr. 25th) with the contractor to finalize a few issues. Mr. Stevenson said he believes there will be one more change order for this project.

Mr. Stevenson spoke about the Celebrations Committee. He said they are planning the Town's annual Memorial Day service, which is on May 27th this year.

Mr. Williams said the Carlisle Public School Committee voted to support the Banta Davis motion at Town Meeting.

Mr. Gorecki reported on the Financial Management Team meeting that was held yesterday. He said the Local Receipts were presented by the Town Accountant and we are at 96.6% of our target point. The Assessor reported that she finished the abatements and exemptions for 2013 and is now working on new growth. She will have a final figure for new growth by the end of June.

The Town Clerk asked for election volunteers for April 30th during the morning.

Executive Session

At 8:58 a motion was made by Mr. Williams to enter into Executive Session pursuant MGL Ch. 30A, §21(a) paragraph (3) to discuss strategy with respect collective bargaining as an open session may have a detrimental effect on the Town's bargaining position, with the intent of returning to open session. The motion was seconded by Mr. Stevenson and the following roll call vote was taken: Scavongelli – aye; Gorecki – aye; Williams – aye; Hult – aye; and Stevenson – aye.

Open Session

At 9:20 the Board of Selectmen returned to open session.

On a motion made by Mr. Stevenson and seconded by Mr. Gorecki, it was unanimously **VOTED** to support the Collective Bargaining Agreement with the Carlisle Police Officers Union as outlined in a document titled Summary of Tentative Agreement with Police Officers, that document is the two pages the Board has reviewed.

On a motion made by Mr. Stevenson and seconded by Mr. Williams, it was unanimously **VOTED** to support Article 13 to be placed on the Warrant for the Annual Town Meeting on Monday, April 29, 2013.

The meeting adjourned at 9:20 p.m.

Respectfully submitted by Margaret Arena

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