BOARD OF SELECTMEN
MINUTES
May 21, 2012
Slade Building

Members present: Ernest Newcomb, Chairman
Michael Stauder, Vice Chairman

Member not present: Matthew Castriotta

Staff present: Brian Bullock, Town Administrator; Elaine Peterson, Town Secretary; Joyce Green, Town Clerk

Others present: Tom Howlett

Meeting commenced at 6:36 pm

Town Clerk Joyce Green presented election warrants for signatures before posting and Ms. Peterson presented the Special and Annual Town Meeting warrants for signatures before posting.

Ms. Green asked the Board about a Bank of America safe deposit box located in Gardner. The box contained some microfilm and two or three deeds. She took everything out as she wanted to review the films to see if they are readable because she is seeking CPA funding for records preservation. She asked the Board if we should keep the safe deposit box since most items are stored in the town vault in the Library basement. There is a fee of $45.00 per year to keep it. The advantage of keeping the safe deposit box is the microfilm is of some of the earliest town records on it and there would be one copy offsite and another in the vault. Ms. Green reported the other signer on the box is the former Town Administrator, who has since left the employ of the Town. Does the Board recommend another person for signer on the safe deposit box? Mr. Bullock stated it should be probably be the Town Administrator. Ms. Green thanked the Board and exited.

Mr. Newcomb invoked the Rule of Necessity stating his conflict as a Highway Department employee and payroll being part of the warrant. As a result of disqualification of members due to conflict of interests, the Board lacked a sufficient number of members necessary to take a valid vote, and as a last resort that all those disqualified may now participate under the Rule of Necessity.

Warrant #24

Motion: M. Stauder — **2nd:E. Newcomb**
To approve Warrant #24 in the amount of $812, 225.65 — **Vote: All in Favor**

Williamsville Road Property, Assessors Map 4, Parcel 31:
Ms. Peterson reported that after being notified on April 11, Planning Board, Assessors, and Conservation Commission had not expressed interest in the Williamsville Road Property recently taken out of Chapter 61B classification. Mr. Bullock stated it had been brought up at a staff meeting as well. Ms. Peterson presented a letter from the Board indicating the vote taken this evening by the Board to not exercise their option to purchase.

Motion: M. Stauder **2nd:E. Newcomb**
To not exercise the Town's option to purchase the land identified on Assessors' Map 4, Parcel 31 located on Williamsville Road and authorize the Chair to sign the letter
Vote: All in Favor

Town Wide Yard Sale
Parks Commissioner Sanda Barry has requested permission from the Board to run the Town Wide Yard Sale on June 2, 2012 and to allow residents to locate in a central spot in the center of town if desired.
Motion: E. Newcomb **2nd: M. Stauder**
To approve the town wide yard sale on June 2nd and the use of the town common for yard sale **Vote: All in Favor**

Chapter 90 Budget/Road Repair Plan
Mr. Bullock presented an amendment to the Road Repair Plan since the Highway truck purchase request has been withdrawn. He reported he moved $65,000 to the FY'13 Chapter 90 construction column. He requested authorization from the Board to do that. Mr. Stauder asked when construction would begin. Mr. Bullock stated the survey took longer than anticipated so he will have a schedule for the next meeting. Mr. Newcomb stated the most popular question he gets is which road will be done first. Mr. Bullock stated that has not been decided yet.

Mr. Stauder suggested presenting a "State of the Town" report at the Annual Town Meeting. He offered to write and present. Mr. Newcomb asked to review and contribute his view as well since he is on the Historical, Park and Cemetery Commissions. Mr. Bullock will inform the Moderator of this too.

The Board will be meeting on June 4th so will not meet just before the Special and Annual Town Meeting in order to assign who will speak on each article if needed.

Mr. Newcomb invoked the Rule of Necessity stating his conflict as a Highway Department employee and payroll being part of the warrant. As a result of disqualification of members due to conflict of interests, the Board lacked a sufficient number of members necessary to take a valid vote, and as a last resort that all those disqualified may now participate under the Rule of Necessity.

Motion: M. Stauder **2nd:E. Newcomb**
To accept the amended Hubbardston road repair plan **Vote: All in Favor**

Chapter 90 Reimbursement Request
Ms. Peterson presented a project reimbursement request for Healdville, Hale, Grimes, and Ragged Hill Road projects in the amount of $30,538.23
Mr. Bullock stated it was for wages for administrative costs and a partial bill from Milone and McBroom for engineering costs for road construction.

Mr. Newcomb invoked the Rule of Necessity stating his conflict as a Highway Department employee and payroll being part of the warrant. As a result of disqualification of members due to conflict of interests, the Board lacked a sufficient number of members necessary to take a valid vote, and as a last resort that all those disqualified may now participate under the Rule of Necessity.
Motion: M. Stauder **2nd:E. Newcomb**
To approve the reimbursement request of $30,538.23 **Vote: All in Favor**

Ms. Peterson reported a fundraiser for the Light Foundation at the Ron Burton Sports Camp on May 12th had been brought to her attention because it advertised a whiskey tasting as well as wine and beer being served. She contacted the coordinator who had assured her everything was fine as the wine and beer had been donated. She has sent an email inquiry to the Alcohol Beverages Control Commission (ABCC). She stated she only found out two days before the event and did not act as it was too late to call a Board meeting or award a license. She will report back after hearing from the ABCC.

Ms. Peterson presented a letter to Mohammed Khan of Montachusett Area Regional Transit requesting permission for four hours reimbursement per week for Council on Aging Director Provencal for administrative management of the MART Van drivers beginning July 1, 2012.
Motion: M. Stauder **2nd:E. Newcomb**
To authorize the Chair to sign the letter to Montachusett Area Regional Transit requesting reimbursement for four hours per week beginning July 1, 2012
Vote: All in Favor

Minutes Approved:
Motion: M. Stauder **2nd:E. Newcomb**
To approve minutes of April 17 and April 23, 2012 **Vote: All in Favor**

Appointment Requests:
Ms. Peterson reported the following people had requested to be appointed;

- Peter Jefts to LID Bylaw Committee (Planning Board) with a term to expire June 30, 2012
- William Fernekees to Board of Registrars- term to expire March 31, 2015
- Elaine Gauthier to Council on Aging- term to expire June 30, 2015
- Hilary Scott Jr. to Council on Aging with a term to expire June 30, 2015

Motion: M. Stauder **2nd:E. Newcomb**
To approve the appointment requests as listed **Vote: All in Favor**

Ms. Peterson reminded the Board members of the Memorial Day program for May 28th.

Motion: M. Stauder **2nd:E. Newcomb**
To adjourn the meeting at 7:14 pm **Vote: All in Favor**

Respectfully submitted,
Elaine M. Peterson
Elaine M. Peterson
Town Secretary

Approved: June 4, 2012