

**BOARD OF SELECTMEN
OCTOBER 7, 2002
REGULAR SESSION MINUTES
“APPROVED”**

Present: Chairman Dann Chamberlin, Clerk Peter S. Cunningham and Administrative Officer Jean E. Kitchen.

The meeting was called to order at 6:36 P.M.

Board of Selectmen Clerk

Mr. Chamberlin moved to appoint Peter S. Cunningham as Clerk. Seconded by Mr. Cunningham. Unanimous vote.

APPOINTMENTS

Meeting with Joe Cataldo, Littleton Environmental Regarding West Groton Pond

Mr. Cataldo told the Board that he's against time regarding finishing the project. Camp Dresser & McKee, Inc. (CDM) has relayed that there's no time extension beyond October 31st. The Police Department does not think that the coffer dam was vandalized. Carl Canner's belief is that it was caused by the beavers. Mr. Chamberlin asked Mr. Cataldo why he wasn't ready to begin in August. Mr. Cataldo explained that he was looking into opening the gate and was late approximately 10 days. Mr. Chamberlin relayed his frustration with this project not being worked on when the dry months came and Mr. Cataldo had not even begun the project.

Ms. Kitchen said that the permitting would cost about \$3,000 - \$5,000. We may need to refile with Division of Environmental Management (DEM), Chapter 91, Water quality, Order of Conditions and Army Corp of Engineers.

Mr. Chamberlin asked if we can use the gate and perhaps we could fix the gate.

Mr. Canner believes we can get DEM to extend the Park Grant and he will call Mr. Steve Asen to inquire.

Littleton Environmental will need to stabilize the road with riprap and remove the hay bales.

Mr. Cataldo will speak to CDM regarding the change orders and will find out the permitting costs and work this into the project.

Sign Violation Notice

Mr. Cunningham moved to sign and send a citation to Raymond Ng of Groton Jade for displaying a sign without a permit (196-3-B) and displaying illegal signs on sign post (196-5-C-1). Seconded by Mr. Chamberlin. Unanimous vote.

Rate Change for Senior Volunteers from Tax Collector's Office

Mr. Cunningham moved to approve the increase of the hourly compensation rate for the Senior Volunteer Work Credit Program from \$6.25 per hour to \$6.75 per hour. Seconded by Mr. Chamberlin. Unanimous vote.

Waive fee for GELD Tent

Mr. Cunningham moved to waive the fee for the GELD tent. Seconded by Mr. Chamberlin. Unanimous vote.

Executive Session Minutes Session 1 and Session 2 of 9/3/02

Mr. Cunningham moved to approve and release Executive Session Minutes Session 1 of 9/3/02. Seconded by Mr. Chamberlin. Unanimous vote.

Mr. Cunningham moved to approve and release Executive Session Minutes Session 2 of 9/3/02. Seconded by Mr. Chamberlin. Unanimous vote.

Minutes of 9/3/02

Mr. Cunningham moved to approve the Minutes of 9/3/02. Seconded by Mr. Chamberlin. Unanimous vote.

Police Department Appointments

Chief Mulhern was in attendance for these appointments. The Chief presented two candidates for appointment. Jeffrey Gigliotti has been a member of the department as a reserve officer for over one year and will be going to the Police Academy on October 21st.

Mr. Cunningham moved to appoint Mr. Jeffrey Gigliotti to the position of entry-level patrol officer for the term effective October 14, 2002 to June 30, 2003 and a one-year probationary period.

Richard Elie has been a member of the department as a reserve officer for over one year. The Chief has requested a waiver for the Police Academy until next session.

Mr. Cunningham moved to appoint Mr. Richard Elie to the position of entry-level patrol officer for the term effective October 15th to June 30, 2003 and a one-year probationary period. Seconded by Mr. Chamberlin. Unanimous vote.

The Chief has offered conditional letters of appointment to Elizabeth Crowley and Athanasi Darviris. He is finishing up background checks. If hired, in November they will get \$20,000 each for 4 years and the Federal Government will pay for training through a C.O.P.S. Program. Ms. Crowley and Mr. Darviris will sign a 4-year agreement.

Earth Removal Exemption - GDRSD

Mr. Steve Prendergast was present from the School Building Committee. The sand on site doesn't meet the specifications requiring the contractor to bring in material to mix with loam on the site. The request is for 5,000 yards. Littleton Environmental will pay for the sand.

Mr. Cunningham requested that Mr. Prendergast check with the Highway Department to see if they can use the excess material.

Mr. Cunningham moved to approve a Certificate of Exemption to the Earth Removal By-Law, Chapter 134, Section 10, for GDRSD, for the removal of not more than 5,000 cubic yards of loam located on Chicopee Row, shown on Assessors Maps/Parcels 227/117, 230/46 and 229/41, to include the following conditions:

- 1. No operating on site before 7:00 AM or after 5:00 PM.*
 - 2. Material taken off site limited to 7:00 AM to 5:00 PM.*
 - 3. The roadway must be cleaned at the end of the workday.*
 - 4. No operating on weekends or holidays.*
 - 5. Applicant shall notify the Earth Removal Inspector prior to commencement of activity.*
 - 6. Slope of stockpiles not to exceed 2:1.*
 - 7. Appropriate dust control measures to be undertaken.*
 - 8. Applicant must ensure traffic flow is not impeded during operation.*
- Seconded by Mr. Chamberlin. Unanimous vote.*

Comment on Academy Hill ERI

Mr. Chamberlin was unclear if he had a conflict of interest because he's on the Conservation Trust. He will check with Town Counsel. The Board did submit a letter and is enclosed herein.

Consider waive fee for R. Black Road Opening

Ms. Kitchen brought this fee waiver to the Board's attention per the request of Mr. Black. Mr. Cunningham feels the fee could be reduced because the Water Department requested Mr. Black's assistance to a larger pipe than was needed and it was only for a few homes.

Mr. Cunningham moved to reduce the Road Opening Permit fee to \$650, half the normal fee. Seconded by Mr. Chamberlin. Unanimous vote.

Historic Buildings Teardown

Mr. Chamberlin suggested that there be a meeting organized regarding Historic Building Teardowns and also to discuss teardowns of smaller homes to put up larger, less affordable homes and to invite representatives from the Planning Board, Historic District Commission and Zoning Board of Appeals. The meeting will focus on principles and then a public forum will be held regarding the same. Mr. Cunningham supports this effort.

Meeting with Mass Highway Regarding Route 119/225 Intersection

Shaw's is willing to put up \$500,000 for a temporary light. Mass Highway believes the Shaw's light and the 4 corners light should be done together, as it is not good to have the road torn up twice. A force account agreement will be set up. Shaw's will put up \$1.1 million (\$500,000 of which is Shaw's and \$600,000 of which is Four Corners Cost funded through T.I.P.) and hire the contractor. When Mass Highway receives the \$600,000 T.I.P. funds, they will pay back Shaw's.

Finance Committee Resignation

Jeff Wilson spoke of Bill Maloomian's resignation. Bill is having second thoughts about resigning. Mr. Cunningham feels he undermined workings of the committee. He doesn't see that he can be a productive member of the Finance Committee. The BOS needs to know if the committee can work productively with him.

Mr. Cunningham moved to adjourn at 7:30 p.m. Seconded by Mr.Chamberlin. Unanimous vote.

Attachment – Draft EIR – Academy Hill Subdivision to Secretary Robert A. Durand

Approved: _____
Peter S. Cunningham, Clerk

Respectfully submitted for,
Administrative Officer Jean E. Kitchen
by Maria Casey, Administrative Secretary

Date Approved: October 15, 2002