Board of Selectmen Meeting Minutes

Date: Thursday, August 11, 2011

Time: 7:00 pm.

Members present: Peter McMurray and Dan Meunier. Joe Casey was not present.

2) Motion to approve and sign on FEMA Forms for January, 2011 Snowstorm. (Mike Bussell) Reimbursement for Snowstorm of Jan. 11 & 12th, 2011 in the amount of \$12,196.49.

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

3) Motion to approve minutes of June 1, 2011 as recorded.

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

Request to approve minutes of July 20, 2011 - Tabled due to JC not being present.

4) Warrant #: W05P, approve and sign Payroll Warrant in the amount of \$41,881.46, subject to further review.

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

5) Warrant #: W06B, approve and sign Vendor Warrant in the amount of \$763,767.22, subject to further review.

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

Request for Selectmen's Discussion regarding Lot on South Road (Caroline Collins): Address of 860 South Rd. She states things are coming to an end but has some questions. Purchased home in 2003. Some trees were downed due to the ice storm. States changes made after ice storm were done improperly. Pictures were presented to BOS to show what damages were done. Linda Leaks inherited property and purchased a small piece of land with this. (2009) States trees were dumped into the pond by unprofessional persons. Conservation Commission said nothing could be done, but State Conservation stated they should have been fined. States a tree that belonged to her was cut down. She now has no trees and feels that company that took down trees were trying to capitalize on citizen's problems after storm. No demolition permits were obtained to tear down building next to her. (2009) CASs and dissest order was issued. Order of Conditions were given one being to protect (2) trees in area. Ouestions if there was a hearing on this issue. Called Conservation Commission and was told the tree was diseased. She states it was a healthy tree. She asked contractor after tree was removed and his comment to her was that "it was in the way of his foundation". She wants to know the truth. Last tree on this lot is now dead due to work being done on property. States she will have to spend \$50,000.00 to protect her roof from the elements. She believes if the owner was fined in the beginning that none of this would have

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continued. She does not want this to happen to anyone else on the pond. PM explained some of what he knew. Citizen states that DEP would not get involved. CC feels if she had gone to the Conservation Commission to take down the tree, she would have been denied. Citizen states that there was a site visit (which was posted) and it was agreed that the tree could be taken down and was to be replaced by 3 trees. No trees have been replaced as of now. PM states home comes first and tree planting will be last. PM states tree incident was mishandled from the beginning. PM suggests that Conservation Commission should oversee the vegetation and planting process. Members of CC were present and said there is a process that has to be followed. Discussion ended at 8:00 pm. Ms. Collins left meeting. Did not want to hear anymore from contractor and Rep. from CC. They continued to discuss issues with BOS. CC had suggested to Ms. Collins that she should go to small claims court.

6) Motion to approve and sign CDBG FY10 Modification of Mortgage for Housing Rehab/Septic Program Participant Ashby Case #3. Requested that the BOS authorize Out of Session the signing of the CDBG Agreements. PM will look into it.

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

7) Motion to approve and sign CDBG FY10 Modification of Mortgage for Housing Rehab/Septic Program Participant Ashby Case #1. Grants have been extended until the end of September to allow for work to be done.

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

8) Motion to approve and sign CDBG FY09 Amendment #3 for Housing Rehab/Septic Program Consultant Thomas Gustafson, Esquire (MRPC).

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

9) Motion to approve and sign CDBG FY09 Amendment #9 for Housing Rehab/Septic Program Consultant Jack McCarthy (MRPC).

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

10) Motion to approve and sign on Change Order #1 for Wheeler Road Project. Project came in under budget.

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

11) Motion to approve and sign on 2011 Common Victualler's License for the Community Council.

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

12) Motion to approve and sign on 2 One Day Liquor Licenses for the Fitchburg Rod & Gun Club for events on August 13 and September 10, 2011.

Motion: Dan Meunier Seconded: Peter McMurray Vote: Unan

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13) Motion to appoint Tim Seymour as North Middlesex Area Emergency Planning Committee (NMAEPC) Alternate Member.		
Motion: Dan Meunier	Seconded: Peter McMurray	Vote: Unan
14) Motion to appoint Faith Anttila as Council on Aging Member for FY2012.		
Motion: Dan Meunier	Seconded: Peter McMurray	Vote: Unan
15) Motion to approve and sign on Town Counsel Determination Form for Review of Recycling Services Agreement.		
Motion: Dan Meunier	Seconded: Peter McMurray	Vote: Unan
16) Request for Selectmen's approval and signature on Reserve Fund Transfer #12-03 in the amount of \$176.30 to the Police Expense Account.		
Motion: Dan Meunier	Seconded: Peter McMurray	Vote: Unan
17) Motion to approve and sign on A Trial Period of 90 days for Doug Briggs as Interim Town Administrator effective August 15, 2011.		
Motion: Dan Meunier	Seconded: Peter McMurray	Vote: Unan
18) Motion to approve Chairman McMurray to sign TA Agreement Out of Session.		
Motion: Dan Meunier	Seconded: Peter McMurray	Vote: Unan
19) Motion to adjourn at 8:15 p.m.		
Motion: Dan Meunier	Seconded: Peter McMurray	Vote: Unan
Signed by: Dan Meur		
Dan Meur		
Date Minutes Approved by Board of Selectmen:		