

MINUTES OF THE MEETING OF THE BOARD OF SELECTMEN
February 11, 2008

The meeting of the Board of Selectmen was called to order at 6:15pm by Chairman Fay with all Selectmen present. Selectman Gianino moved the Board adjourn to executive session to discuss strategy and collective bargaining. Seconded by Selectman Patuto with Selectman Zenkin voting aye, Selectman Fay voting aye, Selectman Rollins voting aye, Selectman Patuto voting aye and Selectmen Gianino voting aye. Present in the executive session was Town Counsel Thomas McEnaney and DPW Superintendent John Sanchez. The time estimated was 40 minutes. The Board stated they would reconvene in public session.

The Board reconvened in public session at 7:23pm.

120: APPROVAL: Appointment/Cultural Council

Town Administrator Mercier put forth the names of Saira Taneja, Elizabeth Cowhig and Shauna Leva to serve as members of the Cultural Council. Selectman Patuto moved to appoint Saira Taneja, Elizabeth Cowhig and Shauna Leva to the Cultural Council Committee and to waive the 15 day waiting period. Seconded by Selectman Rollins and unanimously voted. (5-0-0)

121: PRESENTATION: Powers and Sullivan/2007 Audit Report
Revolving Accounts

Presented by Dick Powers of Powers & Sullivan, the Town did better in FY 07. The revenues were higher than expected. Burlington has a very solid balance sheet. Moody's looks favorably at Burlington. Police detail money is going out faster than it is coming in. The Student Activity account should be included in the audit and the grants are being administered properly.

122: SIGNATURES: Town Accountant Contract

Selectman Gianino moved to approve and sign a new three year contract for Town Accountant Paul F. Sagarino, Jr. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

123: SIGNATURES: MWRA Bond

Selectman Rollins moved to approve and sign the MWRA Bond. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

124: DISCUSSION: Rotary Club/Town Common Improvements

Rotary Club President John Tuccinardi came before the BOS. The Rotary Club is celebrating their 50th anniversary and would like to make a special gift for the Town of a patio and fountain. Selectman Zenkin moved to accept the Rotary Club's Town common improvements. Seconded by Selectman Rollins and unanimously voted. (5-0-0)

125: PUBLIC HEARING: Grant of Location/NSTAR

Pole and Anchor Guy/Mountain Road

A Public Hearing was held on the Grant of Location to install one new pole and Anchor Guy at Mountain Road. Maureen Carroll was present representing NSTAR. There was no one present opposed to the public hearing. Selectman Rollins moved to close the Public Hearing. Seconded by Selectman Patuto and unanimously voted. (5-0-0)
Selectman Rollins moved to approve the Grant of Location/NSTAR/Pole and Anchor Guy/Mountain Road. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

126: APPROVAL: Sewer Allocation/75 Middlesex Turnpike

Greg Eaton was present representing Dellaria Salon & Spa. Selectman Patuto moved to approve the Sewer Allocation/75 Middlesex Turnpike. Seconded by Selectman Rollins and unanimously voted. (5-0-0)

127: UPDATE: Grandview Farms Update

Selectman Rollins updated the BOS on the Grandview Farms. There has been talk with a private fundraiser. The Historical Commission has brought in some options. She asked Selectman Gianino to help look into alternative use options. There are two grants on hold with the State until there is a plan for Grandview. The Grandview Committee would like a restoration instead of a replication. Selectman Gianino suggested to make a decision on the Gutierrez funds and Grandview use, and use them as a catalyst for securing the building. Selectman Zenkin would like to have a use defined before spending any money.

128: APPROVAL: Staff Traffic Advisory Committee
Signs/Mountain Road

Selectman Patuto moved to approve a No Outlet sign on Mountain Road at Mountain View. Seconded by Selectman Rollins and unanimously voted. (5-0-0) Selectman Rollins moved to remove the Stop signs at Mountain/Mannor Roads and install a Stop sign on Mannor Road and withdrew the motion. The BOS would like the residents in that area notified of the proposed change before voting on it.

129: VOTE: Revise Grandview Commons Master Deed

Selectman Rollins moved to amend the Master deed document and the Regulatory agreement to reflect the change from 90 days to 120 days in both documents. If approved we will record the amended Deed rider for the complex and also amend the Regulatory Agreement as per the recommendation of Town Counsel. Seconded by Selectman Zenkin with Selectman Rollins, Selectman Zenkin, Selectman Gianino and Selectman Fay voting in favor and Selectman Patuto abstaining. (4-0-1)

130: APPROVAL: Budgets:

Selectman Rollins moved to approve the FY 09 Accounting Budget at \$206,623. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

Selectman Patuto moved to approve the FY 09 DAC Budget at \$2,546. Seconded by Selectman Rollins and unanimously voted. (5-0-0)

Selectman Rollins moved to approve the FY 09 Historical Committee Budget at \$2,020. Seconded by Selectman Gianino and unanimously voted. (5-0-0)

Selectman Patuto moved to approve the FY 09 Human Resources Budget at \$68,210. Seconded by Selectman Gianino and unanimously voted. (5-0-0)

Selectman Patuto moved to approve the FY 09 Legal Services Budget at \$155,500. Seconded by Selectman Rollins and unanimously voted. (5-0-0)

Selectman Rollins moved to approve the FY 09 Town Meeting & Reports Budget at \$19,981. Seconded by Selectman Gianino and unanimously voted. (5-0-0)

Selectman Patuto moved to approve the FY 09 Veterans' Services Budget at \$168,240. Seconded by Selectman Rollins and unanimously voted. (5-0-0)

131: DISCUSSION: Strategic Planning

Town Administrator Mercier reviewed a list of items on the Strategic Planning goals. He and Assistant TA Hickey set the priorities based upon their understanding of how the BOS wanted to address these items. Priority #1 Issues include: Grandview Tavern Complex, Landlocked Parcel, Wildwood School Disposition, Operational Review/Financial Stability, and West Burlington Development. Priority #1A Issues: Relocation of the Highway Barn, Disposition of 42-44 South Bedford Street units and Carpenter House, Mt. Hope (Meadowbrook) School, and Ice Palace Renovations. Priority #2 & #3 Issues: City of Boston (Cummings) Land, Long Term Infrastructure Needs, Cemetery Expansion, and Possible Short Term Development Moratorium.

132: APPROVAL: Recreation Department/Easter Egg Hunt

Selectman Gianino moved to approve the Recreation Department/Easter Egg Hunt on Thursday, March 20th. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

133: APPROVAL: Post Grad Party Committee/Police Detail

Linda Phillips and Nancy Santilli came before the BOS to request a Police Detail for the Post Grad Party. Selectman Gianino moved to approve the Post Grad Party Committee/Police Detail. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

134: VOTE: Chapter 89 of the Acts of 1998
Chapter 216 of the Acts of 2007

Selectman Gianino moved the Board instruct the Town Administrator to comply with the provisions of Chapter 90 of the Acts of 1998 regarding the ballot question for the Annual Town Election of 2008 and to set the date for a response from the proponents and the opponents of the question as Friday the 29th of February, 2008. Seconded by Selectman Patuto with Selectman Zenkin, Selectman Rollins, Selectman Gianino, and Selectman Patuto voting in favor. (4-0) Selectman Fay recused himself.

Selectman Patuto moved to have Town Counsel assist the proponent, Shari Ellis, in preparing the written argument. Seconded by Selectman Gianino with Selectman Zenkin, Selectman Patuto, Selectman Rollins and Selectman Gianino voting in favor. (4-0) Selectman Fay recused himself.

Selectman Zenkin moved to accept Town Counsel as the opponent and to prepare the summary of the question. Seconded by Selectman Patuto with Selectman Zenkin,

Selectman Rollins, Selectman Gianino, and Selectman Patuto voting in favor. (4-0)
Selectman Fay recused himself.

135: APPROVAL: Minutes:
October 1, 2007
October 15, 2007 (Executive Session)
October 15, 2007
October 19 2007

Selectman Rollins moved to approve the Minutes of October 1, 2007. Seconded by
Selectman Patuto and unanimously voted. (5-0-0)

Selectman Patuto moved to approve the Executive Session Minutes of October 15, 2007.
Seconded by Selectman Rollins and unanimously voted. (5-0-0)

Selectman Patuto moved to approve the Minutes of October 15, 2007. Seconded by
Selectman Rollins and unanimously voted. (5-0-0)

Selectman Patuto moved to approve the Minutes of October 19, 2007. Seconded by
Selectman Rollins with Selectman Fay, Selectman Zenkin, Selectman Rollins, and
Selectman Patuto voting in favor and Selectman Gianino abstaining. (4-0-1)

136: SUB-COMMITTEES' REPORTS:

Presented by Selectman Patuto, for any member that uses the leisure room at the COA he
apologizes. He gave information that it was finished and it was not usable. He now
believes the problem is solved. He congratulated 1993 BHS graduate, Andrea Nemoda,
who has been hired as the new Board of Health nurse. The rabies clinic will be held on
March 29th at the DPW Barn on Meadow Road. The cost is \$15 and dogs must be on a
leash and cats in a crate. There is a new number for the low income energy assistance
program 1-800-632-8175.

Presented by Selectman Rollins, the DPW has responded to 13 snow and ice operations
this season. The winter street parking ban is in affect until April. The 3A Sub-committee
is meeting tomorrow morning. The BLINE Committee will meet this Thursday.
Recycling is going well. New residents can pick up a free bin at the DPW or at
Cambridge Savings Bank; additional bins can also be purchased at both locations.

Presented by Selectman Zenkin, he attended the Fox Hill PTO Social to raise money for Fox Hill School. He has been receiving phone calls from business about the sign bylaw. He sends his condolences to the Everett family. Mary Everett had been a member of the Conservation Commission.

Presented by Selectman Gianino, the Citizens Police Academy had 20 students. It was their largest class. The station is undergoing some cosmetic alterations and there will be an open house this fall. The Burlington Police Department will receive their accreditation on March 6th. The Badges for Baseball program is on Tuesday evenings at the Francis Wyman School gym.

137: TOWN ADMINISTRATOR'S REPORT:

There will be some activity around Wildwood School as we are preparing for Town Meeting. The reverse 911 system is not working and is being evaluated. Connect City and Swift Reach will make a decision by the end of the week. DPW Superintendent John Sanchez put out an RFP on the new pumping station and new alternate route. TA Mercier and DPW Superintendent Sanchez met with Billerica, Tewksbury and Tyngsboro for a multi town trash contract. Selectman Patuto has been asking for signs for municipal offices, TA Mercier spoke with DPW Superintendent Sanchez and the signs will be forthcoming.

138: CHAIRMAN'S REPORT:

Mt. Hope has been leasing from the Town for nearly 25 years and is looking to negotiating another 20 year lease. They are looking into enlarging the facility. There is an Ice Rink meeting tomorrow. The company that took a one year lease wants to do a substantial upgrade. They are willing to invest some money into the upgrade but are seeking a longer lease. It is DARE Graduation for the schools. A movie will be filmed at the Burlington Mall starring actor Kevin James. It will begin on March 24th and run through May 2nd.

140: CITIZENS' TIME:

Burlington Resident Greg Smith came before the BOS congratulating the DPW Highway for an excellent job. He asked about the street sweeping contract and expressed concern on lawn damage.

Burlington Resident, Paul Raymond came before the BOS expressing concern on the parking issues at the Human Resources Building. He asked the BOS to direct the TA to have the DPW do the work. TA Mercier said it will be going out to bid and will be done in the spring.

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Selectman Rollins moved the Board adjourn the meeting at 9:55pm. Seconded by Selectman Patuto and unanimously voted. (4-0-0)

Respectfully submitted,

Laura Nichols
Recording Secretary