

MINUTES OF THE MEETING OF THE BOARD OF SELECTMEN  
APRIL 23, 2007

The meeting of the Board of Selectmen was called to order at 7:35pm by Chairman Gianino with all Selectmen present.

Chairman Gianino congratulated Walter Zenkin, Sonia Rollins and all the members to the elected boards.

093: REORGANIZATION: Board of Selectman

Selectman Rollins moved to nominate Selectman Fay to Chairman of the Board. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

Selectman Gianino moved to nominate Selectman Rollins to Vice-Chairman of the Board. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

094: CITIZENS TIME:

Greg Smith, 36 College Road, congratulated Walter Zenkin for being elected to the Board of Selectmen. Greg raised concern with the Route 3A roadway, sewer issues in Town due to the current rains, and the trash and erosion along Route 3.

095: PUBLIC HEARING: Alcohol License Transactions/Bugaboo Creek Steak House of 43 Middlesex Turnpike Transfer of License, Stock, New Officers/Directors and Change of Manager, Common Victualler and Entertainment License

A public hearing was held on the application of alcohol license transactions for Bugaboo Creek Steakhouse, for the transfer of license, stock, new Officers/Directors, and change of manager, common victualler and entertainment licenses. Attorney Patricia Farnsworth was present representing Bugaboo Creek. Bugaboo Creek is being sold to Charlie Brown Steakhouse. There was no one present opposed to the presentation. Selectman Patuto moved to approve the application contingent on the CORI check. Seconded by Selectman Rollins and unanimously voted. (5-0-0)

096: APPROVAL: Appointments/Police Officers  
Agents for the Local Licensing Board

Town Administrator Mercier put forth the names of Sergeant Thomas Brown, Officer Kevin Cooney, Inspector Al Gagne, Officer Paul Glejzer and Officer Robert Aloisi, Jr. as Agents of the Local Alcohol Licensing Board for the purpose of enforcing local bylaws and regulations pertaining to the lawful sale and service of alcohol. Selectman Patuto moved to approve the appointments. Seconded by Selectman Gianino and unanimously voted. (5-0-0)

097: APPROVAL: Common Victualler License  
The Beauty Café at 2A Wayside Commons

Kenneth DeVincent of The Beauty Café was present. Selectman Rollins moved to approve the Common Victualler License for The Beauty Café. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

098: APPROVAL: Curbcut/Dunkin Donuts at 28 Winn Street

Presented by Attorney Douglas Miller. The existing curbcut has resulted in numerous traffic conflicts. The new curbcut will eliminate the conflicts that now exist. Selectman Rollins moved to approve the curbcut. Seconded by Selectman Patuto and unanimously voted. (5-0-0)

099: SIGNATURES: SPED Agreement

Selectman Gianino moved to sign the SPED Agreement. Seconded by Selectman Rollins and unanimously voted. (5-0-0)

100: SIGNATURES: MOU/BMEA Contract for FY2008

Selectman Rollins moved to sign the MOU/BMEA Contract for FY2008. Seconded by Selectman Zenkin and unanimously voted. (5-0-0)

101: APPROVAL: Minutes (04/09/07)

Selectman Gianino moved to approve the Minutes of April 9, 2007. Seconded by Selectman Patuto with Selectman Rollins, Selectman Fay, and Selectman Gianino voting in favor and Selectman Zenkin abstaining. (4-0-1)

102: APPROVAL: May Town Meeting Articles  
Review and Vote

Presented by Town Administrator Mercier there are 47 articles on the Warrant. The budget is still out of balance, mostly due to the accommodated accounts, and he is concerned about the Town's ability to fund some of the warrant articles. Last January \$1,500,000 was transferred from Free Cash to subsidize the utility expense and \$500,000 from Free Cash to Stabilization in anticipation for the requests in May. The Stabilization account balance is about \$4,100,000. There are Town wide drainage issues that need to be addressed. Stream cleaning, with the machines, was stopped 5 years ago and the

brooks are filling in. Town Administrator Mercier will recommend a general obligation bond to fund some of the larger items. Town Administrator Mercier would like to meet with the BOS on Monday, April 30<sup>th</sup> for further discussion on the warrant and is not asking for a vote at this time.

103: SUB-COMMITTEE REPORTS:

Presented by Selectman Patuto, the COA had water problems even after the repairs were done. The Cable Access Commission meeting is on Wednesday. On Wednesday, May 9<sup>th</sup> at 7:00pm, there is a public meeting with Comcast to renew their license with the Town. Last Wednesday Selectman Patuto attended the 20<sup>th</sup> anniversary celebration of BCAT. He congratulated Francis Rais who operates the robotic cameras for BCAT and thanked BCAT for the invitation.

Presented by Selectman Rollins, on behalf of Fire Chief Callahan the Executive Office of Public Safety has awarded \$7,800 for the purchase of fire equipment. The BLINE is meeting this Thursday morning at 8:30am and they are still working on the routes. The 3A sub-committee is meeting this Friday at 8:30am. The BEA road race is on May 6<sup>th</sup>. Selectman Rollins thanked the residents for coming out to vote on Saturday and for their support. She also thanked Town Clerk Jane Chew and her staff.

Presented by Selectman Gianino, he requested Verizon be contacted for the double poles that are on Winn Street. MBTA buses have been driving down Winn Street which has a truck ban. Assistant Town Administrator Hickey will look into these issues. Selectman Gianino thanked the children that voted on Election Day. The banners have been down for two weeks.

Presented by Selectman Fay, the Patriots Day storm caused downed trees and limbs throughout the Town. No major flooding damage was reported. There was a sewer backup on Douglas Ave. There was a water main break on April 19<sup>th</sup> on South Avenue. Town wide street sweeping begins the week of April 23. Leaf and yard waste collections will run for five weeks, April 23 through May 21.

104: TOWN ADMINISTRATOR'S REPORT:

The Burlington Housing Partnership participated in a real estate closing for 121 South Bedford Street to a Burlington family. The Town report is done. The Town received a \$32,351 rebate from Transcanada for an over charge on the congestion charges. Town Administrator Mercier welcomed the new Human Resources Director Joanne Faust who began on Monday. He also welcomed Walter Zenkin to the Board of Selectmen.

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105: CHAIRMANS REPORT:

NSTAR has an outreach program for low income residents. Discount rate brochures are available at the Town Administrator's Office or by calling 781-441-3183.

106: OLD BUSINESS/NEW BUSINESS:

Selectman Gianino would like to see a committee formed for the internet.

Selectman Patuto would like to discuss the use of the Kelly Murray Wing at the next Selectmen's meeting and also discuss the COA procedures that were approved in 1994 and recommend some changes. He also thanked Custodian Steve Doyle for his hard work cleaning up the water at the Human Resources Building.

Selectman Gianino moved the Board adjourn the meeting at 8:45pm. Seconded by Selectman Rollins and unanimously voted. (5-0-0)

Respectfully submitted,

Laura Nichols  
Recording Secretary