

MINUTES OF THE MEETING OF THE BOARD OF SELECTMEN  
APRIL 28, 2008

The meeting of the Board of Selectmen was called to order at 5:00pm by Chairman Rollins with all Selectmen present.

CITIZENS' TIME:

200: APPROVAL: Bond Anticipation Note

Presented by Town Treasurer/Tax Collector Brian Curtin the Note is for various drainage and sewer projects. Century Bank was the winning bidder with a coupon rate of 2.30%. Selectman Fay moved to approve the Bond Anticipation Note. Seconded by Selectman Gianino and unanimously voted. (5-0)

201: PRESENTATION: Rotary 50<sup>th</sup> Anniversary Proclamation

Chairman Rollins read aloud a Proclamation in recognition of the Burlington Rotary Club's 50<sup>th</sup> anniversary. The BOS thanked the members for their many valuable contributions to our community, and extended their best wishes to them for continued success and service to the community.

202: PRESENTATION: Drug and Alcohol Awareness Week Proclamation

Charlie Franich and Marilyn Belmonte came before the Board of Selectmen announcing the Drug and Alcohol Awareness Week beginning May 4<sup>th</sup> through May 10<sup>th</sup> with a kick off ceremony on May 2<sup>nd</sup>. The BOS, on behalf of the Burlington Task Force on Drugs and Alcohol, does hereby proclaim the week of May 4-10, 2008 as Drug and Alcohol Awareness Week.

203: VOTE: May Town Meeting Warrant

Presented by Town Administrator Mercier, all the operating budgets have been approved by Ways and Means. The retirement assessment, bonded debt, and negotiated settlements have not.

Selectman Zenkin moved to accept the Debt Principle at \$3,001,358. Seconded by Selectman Fay and unanimously voted. (5-0)

Selectman Zenkin moved to accept the Debt Interest at \$1,1800,000. Seconded by Selectman Patuto and unanimously voted. (5-0)

Selectman Fay moved to approve the Retirement Assessment at \$5,924,373. Seconded by Selectman Zenkin and unanimously voted. (5-0)









Article #27 Fund Revolving Accounts

Selectman Fay moved to approve \$190,000 to Fund Revolving Accounts. Seconded by Selectman Patuto and unanimously voted. (5-0)

Article #28 Traffic Light Repair

Selectman Gianino moved to postpone the Traffic Light Repair indefinitely. Seconded by Selectman Fay and unanimously voted. (5-0)

Article #29 Ice Palace Enterprise Fund

Selectman Patuto moved to approve \$812,997 for the Ice Palace Enterprise Fund. Seconded by Selectman Fay and unanimously voted. (5-0)

Article #30 Ice Palace Dehumidification Unit

Selectman Gianino moved to approve \$110,00 for the Ice Palace Dehumidification Unit. Seconded by Selectman Fay and unanimously voted. (5-0)

Article #31 Chapter 90

Selectman Patuto moved to approve \$715,580 for Chapter 90. Seconded by Selectman Fay and unanimously voted. (5-0)

Article #32 Culvert/Stream Cleaning

Selectman Patuto moved to approve \$100,000 for Culvert/Stream Cleaning. Seconded by Selectman Zenkin and unanimously voted. (5-0)

Article #33 DPW-Vehicle Replacement, Various Cars and Trucks

Selectman Fay moved to approve \$236,00 for DPW Vehicle Replacement, Various Cars and Trucks. Seconded by Selectman Patuto and unanimously voted. (5-0)

Article #34 Feasibility Study for New DPW Facility

TA Mercier is requesting for support for the study not for funding. Selectman Gianino moved to support the Feasibility Study for the New DPW Facility with no funding. Seconded by Selectman Patuto and unanimously voted. (5-0)



204: PRESENTATION: Friends of Cummings Park

Patrick O'Reilly and Steven Keleti came before the BOS with a presentation on Mary Cummings Park. They would like it to be used as a recreational park. They support the rezoning of the Burlington portion as open space, purchasing the Thorstensen parcel; which abuts the property, and discussed signage for the park.

205: APPROVAL: All Alcohol Application for Change of Manager  
Bugaboo Creek/43 Middlesex Turnpike

Selectman Fay moved to approve the All Alcohol Application for Change of Manager/Bugaboo Creek/43 Middlesex Turnpike. Seconded by Selectman Patuto and unanimously voted. (5-0)

206: PUBLIC HEARING: All Alcohol Violation  
Nordstrom Blue Stove/Burlington Mall

A public hearing was held on the All Alcohol Violation/Nordstrom Blue Stove Burlington Mall. There was no one present opposed to the presentation. Manager Michael Gross and Regional Restaurant Manager Eric Salzer were present representing Nordstrom. On March 31, 2008 the Burlington Police conducted a compliance check and Nordstrom Blue Stove sold alcohol to a minor. Selectman Gianino moved to close the public hearing. Seconded by Selectman Fay and unanimously voted. (5-0) Selectman Fay moved to suspend the liquor license for one day on May 5, 2008. Seconded by Selectman Patuto and unanimously voted. (5-0)

207: PUBLIC HEARING: The Ginger Pad  
(continued)

A public hearing was continued from April 14, 2008 for The Ginger Pad. Attorney Joseph Tarby was present representing The Ginger Pad. There was no one present opposed to the presentation. The plans provide taking over adjacent space. All alcohol will be served by a waitperson. They are eliminating three seats. Selectman Patuto moved to close the public hearing. Seconded by Selectman Fay and unanimously voted. (5-0) Selectman Fay moved to approve eight seats at the service area, six seats at the sushi area, eliminating three seats, and no liquor sales at the register. Seconded by Selectman Patuto with Selectman Fay voting in favor, Selectman Rollins voting in favor, Selectman Gianino voting in favor, Selectman Patuto voting in favor, and Selectman Zenkin voting against. (4-1)

208: SUBCOMMITTEES' REPORTS:

Presented by Selectman Zenkin, Fire Department Captain Michael Nolan has retired after 35 years as a firefighter. The Fire Department has been awarded a \$4,700 SAFE grant. The tower truck is in service. The Bike Path Committee signed a contract to complete a design study to connect with Lexington. The \$90,000 study will be funded by the Chapter 90 funds. There is a Letter Carrier Food Drive on May 10<sup>th</sup>. The BEF road race is on May 4<sup>th</sup>.

Presented by Selectman Patuto, he and Selectman Zenkin have been investigating wind power. The rabies clinic was a huge success. The Alcohol Drug and Awareness Week begins on Friday, May 2<sup>nd</sup> on the Town Common and they will be serving refreshments.

209: TOWN ADMINISTRATOR'S REPORT:

A representative of Mass Alert is sponsoring the meals tax. At 1% it would generate \$1,000,000 a year.

210: CHAIMAN'S REPORT:

The DEP signed off on the Mill Pond on April 16<sup>th</sup>. Street sweeping began on April 14<sup>th</sup>. The leaf and yard waste pickup began on April 21<sup>st</sup>. The hydrant flushing program will begin on May 1<sup>st</sup> and will continue for six to eight weeks. Residents may notice some temporary water discoloration. The Girl Scouts will present the Gold Award, which is the highest level, at 1:30pm on May 4<sup>th</sup> at the Fox Hill School.

Selectman Fay moved the Board adjourn the meeting at 8:47pm. Seconded by Selectman Zenkin with Selectman Fay voting in favor, Selectman Patuto voting in favor, Selectman Zenkin voting in favor, and Selectman Rollins voting in favor. (4-0)

Respectfully submitted,

Laura Nichols  
Recording Secretary