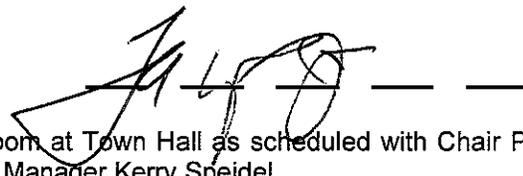


**BOARD OF SELECTMEN
MEETING MINUTES
12/10/2013**



The Board of Selectmen met in the Joseph F. Bilotta meeting room at Town Hall as scheduled with Chair Person Tom Alonzo, Dave Matthews, Jamie Toale, Robert Ebersole and Town Manager Kerry Speidel.
Not present: Vice Chairperson, Paul Bertram

Regular Meeting opened at 7:00 PM

7:00PM PUBLIC COMMENT: None

ANNOUNCEMENTS

Board & Committee Vacancies: Mr. Alonzo announced that there are still vacancies on the Personnel Committee and on the Public Access Cable Committee (PACC).

APPOINTMENTS :

7:00 PM Shelley McCaie, Treasurer-Collector, Review & Award Bond Anticipation Note: Ms. McCaie spoke to the BOS to ask their approval for the borrowing of a short term bond anticipation note for the feasibility study in the amount of \$220,000. There were 5 bids received and it was awarded to Century Bank who had the lowest interest rate of .50%. The note will be due on May 15, 2014 and the total interest paid will be \$452.22.
Mr. Ebersole moved to approve the Bond Anticipation Note as provided. Mr. Matthews second. On vote, motion carried, 4 in favor, 0 opposed.

CURRENT BUSINESS

1. Review Ballot Question - Ms. Speidel explained that the ballot question was modified slightly based on the comments that were received by both the MSBA and the Bond Counsel. Ms. Speidel read the ballot question as follows:
Shall the Town of Lunenburg be allowed to exempt from the provisions of Proposition two-and-one-half, so called, the amounts required to pay for the bonds issued in order to construct a new Lunenburg Middle/High School, designed for approximately 820 students in grades 6-12 to be located at 1079 Massachusetts Avenue, Lunenburg, MA 01462.

Ms. Speidel explained that by request from the MSBA and the Bond Counsel, the square footage and Parcel ID# were eliminated from the previous ballot question. The cost of the project is not included due to the fact that this is not done for any debt exemption, which is specific to State Law.
There will be a separate mailing to residents with all costs of the school building project done by the Political Action Committee (PAC).

Mr. Matthews moved to approve the ballot question as printed. Mr. Toale seconded. On vote, motion carried, 4 in favor, 0 opposed.

2. Review Warrant Articles on Special Town Meeting Warrant: Ms. Speidel explained the changes which were added to the warrant as follows:

- Added were the last days to register to vote for both the Special Town Meeting and Special Election.
- Article 1 has been amended by removing the Parcel ID# and square footage. Both the MSBA and Bond Counsel have approved the wording of this article.
- Town Counsel has reviewed both Articles 2 & 3 and their opinion was that only Article 3 was necessary. Their reasons were that Article 2 was a definition of the Zoning Bylaw and this definition is already included in Article 3. By approving Article 3 it will amend the current Zoning Bylaw to include that definition.

The BOS recommendation for Article 1 will be added to the warrant and the BOS recommendation for Article 3 will be given at Special Town Meeting.

Mr. Matthews moved to approve the Special Town Meeting warrant as printed. Mr. Ebersole seconded. On vote, motion carried, 4 in favor, 0 opposed.

3. Review & Approval Annual Business Licenses: Ms Speidel reported that the Alcohol Beverages Control Commission (ABCC) had approved the Retail Wine & Malt Beverage license for Honey Farms on 12/5/2013, for calendar year 2013. Honey Farms has also submitted their license application for "2014" for the BOS to sign. The rest of the alcohol licenses will be on the BOS 12/17/2013 agenda.

List of business licenses presented for BOS approval as follows:

Base License:

- Lakeview Golf Driving Range 21 Lakeside Avenue Lunenburg, MA

Mr. Toale moved to approve the Base License for Lakeview Golf Driving Range. Mr. Ebersole seconded. On vote, motion carried, 4 in favor, 0 opposed.

Common Victuallar Licenses:

- Lakeview Club
d/b/a 449 Corporation 449 Whalom Road Lunenburg, MA
- American Graffiti 113 Summer Street Lunenburg, MA
- Conrads 835 Massachusetts Avenue Lunenburg, MA
- Bakers Whalom Variety 423 Electric Avenue Lunenburg, MA
- Stellas Coffee Shop 466 Electric Avenue Lunenburg, MA
- Lunenburg Exxon 453 Massachusetts Avenue Lunenburg, MA
- The Lunch Box 180 Massachusetts Avenue Lunenburg, MA
- Victory Distributors d/b/a
Hannaford Food & Drug 301 Massachusetts Avenue Lunenburg, MA
- Lanni Orchards 294 Chase Road Lunenburg, MA
- Cherry Hill Ice Cream 825 Leominster Road Lunenburg, MA
- Bootleggers 50 Massachusetts Avenue Lunenburg, MA
- J & D Enterprise's d/b/a
Shady Point Beach & Campground 701 Reservoir Road Lunenburg, MA
- Hadwen Park Market 1 Main Street Lunenburg, MA
- Presto Pizza 429 Electric Ave Lunenburg, MA
- Red Pepper Inc. d/b/a
Ixtappa Cantina 308 Massachusetts Avenue Lunenburg, MA
- Asian Imperial Garden 5 Electric Avenue Lunenburg, MA
- J. K. Waterfront d/b/a
On the Rocks 96 Lakefront Avenue Lunenburg, MA
- B & H Corp. d/b/a
Mickey Sheas 324 Electric Avenue Unit 4 Lunenburg, MA
- The Ugly Omelet 165 Electric Avenue Lunenburg, MA
- Global Montello 131 Massachusetts Avenue Lunenburg, MA
- Scott Lowe d/b/a
Scott's Dogs 579 Page Street Lunenburg, MA
- Bangkok Hill 177 Massachusetts Avenue Lunenburg, MA
- Settler's Pub 994 Northfield Road Lunenburg, MA
- Dunkin Donuts 134 Leominster/Shirley Road Lunenburg, MA
- Honey Farms Inc. 134 Leominster/Shirley Road Lunenburg, MA
- Kabob-E-Licious 165 Massachusetts Avenue Lunenburg, MA

Mr. Matthews moved to approve the Common Victuallers licenses as read. Mr. Ebersole seconded. On vote, motion carried, 4 in favor, 0 opposed.

Automatic Amusement Device Licenses:

- Lakeview Club d/b/a
449 Corporation 449 Whalom Road Lunenburg, MA
- American Graffiti 113 Summer Street Lunenburg, MA
- Bakers Whalom Variety 423 Electric Avenue Lunenburg, MA
- J. K. Waterfront d/b/a
On the Rocks 96 Lakefront Avenue Lunenburg, MA
- B & H Corp. d/b/a
Mickey Sheas 324 Electric Avenue Unit 4 Lunenburg, MA

- R.N.D.C. Corp. d/b/a R.G. Scooters 84 Lakefront Avenue Lunenburg, MA
- Whalom Gas 1 Whalom Road Lunenburg, MA
- Asian Video & C.D. Rentals 5 Summer Street Unit 1 Lunenburg, MA

Mr. Ebersole moved to approve the Automatic Amusement Device Licenses as read. Mr. Matthews seconded. On vote, motion carried, 4 in favor, 0 opposed.

Class 1 Motor Vehicle License for Sale of Secondhand Motor Vehicles:

- Chapdelaine Truck Center Inc. 199 Massachusetts Avenue Lunenburg, MA
- Recreational Dimensions Inc. d/b/a Central Mass Power Sports 19 Massachusetts Avenue Lunenburg, MA
- Joe Smalley Auto Sales Inc. d/b/a Daewoo North 30 Summer Street Lunenburg, MA
- Colonial Imports West Inc. d/b/a North End Subaru 757 Chase Road Lunenburg, MA
- Colonial Imports West Inc. d/b/a North End Mazda 747-753 Chase Road Lunenburg, MA

Mr. Matthews moved to approve the Class 1 Motor Vehicle Licenses as read. Mr. Toale seconded. On vote, motion carried, 4 in favor, 0 opposed.

Class 2 Motor Vehicle License to Buy & Sell Secondhand Motor Vehicles:

- Colonial Imports Inc. 44 Chase Road Lunenburg, MA
- Roland L. Trainque d/b/a Roland's Towing 408 Electric Avenue Lunenburg, MA
- Robert C. & Michael R. Lovewell d/b/a R.C. Motors 9 Kirby Avenue Lunenburg, MA
- John V. Goguen d/b/a J. G. Service 346 Electric Avenue Lunenburg, MA
- Baker Towing 421 Electric Avenue Lunenburg, MA
- Peter M. Kelly d/b/a P.M.K. Motor Sales 36 Summer Street Lunenburg, MA
- Baker Enterprises Co. Inc. d/b/a The Auto Barn 53 Chase Road Lunenburg, MA
- Mass Avenue Motors Inc. 381 Massachusetts Avenue Lunenburg, MA
- Affinity Inc. d/b/a Affinity Auto Sales 1312 Massachusetts Avenue Lunenburg, MA
- P & S Trucks & Parts Inc. 571 Chase Road Lunenburg, MA
- Discount Auto & Marine d/b/a Fitchburg Marine & Auto 27 Massachusetts Avenue Lunenburg, MA
- Double Down Sales Inc. d/b/a Import Domestic Auto Sales 40 Summer Street Lunenburg, MA
- Custom Auto Sales & Storage 39 Massachusetts Avenue Lunenburg, MA

Mr. Ebersole moved to approve the Class 2 Motor Vehicle Licenses as read. Mr. Matthews seconded. On vote, motion carried, 4 in favor, 0 opposed.

Class 3 Motor Vehicle Junk License

- P & S Trucks & Parts Inc. 571 Chase Road Lunenburg, MA
- Michael R. Chapdelaine d/b/a Chapdelaine Auto Salvage 199 Massachusetts Avenue Lunenburg, MA

Mr. Ebersole moved to approve the Class 3 Motor Vehicle Licenses as read. Mr. Matthews seconded. On vote, motion carried, 4 in favor, 0 opposed.

Ms. Speidel reminded the board that the remaining applications which were not presented this evening, along with the alcoholic licenses will be presented at next weeks BOS meeting. Any license holder/Alcoholic license holder that owes any fees/taxes to the Town for anything prior to FY2014 will need to clear up their delinquencies before the board can issue the license. If any businesses have not taken care of these issues by 12/31/2013, their licenses will then be expired,

the business owner will need to reapply for their liquor license as if it were the first time, and they will not be able to operate until such time that the license is approved. Next weeks meeting will be the last BOS meeting in the calendar year.

4. IMA with Town of Townsend for Sale of Net Metering Credits: Continued to the 12/17/2013 BOS meeting.

5. Minutes/Warrants/Action File Issues

Minutes: 11/19/2013 12/3/2013

Warrants: 12/10/2013 #W12P-14M \$6130.00
12/10/2013 #W30-14 \$225,258.53

Action File Issues: None

6. Committee Report: Board of Health; Building Reuse Committee; Capital Planning Committee; Finance Committee; Library Board of Trustees; MPO; Planning Board; PACC; School Committee; School Building Committee; Sewer Commission; MA Broadband:

Board of Health – No Report

Building Reuse Committee – Mr. Toale reported that their primary work was completed and presented last week. The Committee is waiting for any further requests from the BOS.

Capital Planning Committee – Mr. Toale reported that they will meet tomorrow, they will continue their prioritization of requests, and will be ready to present to the Town Manager on 12/18/2013.

Finance Committee – Mr. Toale reported that they will meet this Thursday where they will discuss the Town Manager's 5 Year Forecast.

Library Board of Trustees– No Report

MPO- No Report

Planning Board- No Report

PACC- Mr. Ebersole reported that they met last night to finalize some of the "housekeeping" motions and discussed Open Meeting Law Agenda/Minutes issues and how they will do things differently going forward.

School Committee- No Report

School Building Committee- Mr. Matthews reported that they held their final two Public Forums last Thursday and they will meet tomorrow night to prepare their presentation for Special Town Meeting. He reminded all that the Special Town Meeting will be held on 1/7/2014, the Special Election will be on 1/11/2014, the last day to register to vote for the Special Election is 12/21/2013, and the last day to register to vote for Special Town Meeting is 12/28/2013.

Sewer Commission- Mr. Ebersole reported that this Commission is meeting this evening. Highfield Village submitted a complete proposed sewer plan to the Sewer Commission and it is currently being reviewed by their consultants. They expect to have a complete report back by 1/14/2014.

They have submitted to the Treasurer/Collector approximately \$53,000 worth of delinquent sewer bills to be added to the tax bills.

MA Broadband- No Report

9. Town Manager Reports or Department Reports: Ms. Speidel presented to the Chairperson for signature the MSBA Project Scope & Budget Reimbursement Rate Certification. The reimbursement rate for the project is 59.11%.

Mr. Matthews mentioned that this includes 1.5% based on the 40R development at Tri-Town which is significant.

Ms. Speidel presented to the Chairperson for signature the Total Project Budget for the school project which is \$72,975,321. with a maximum total facilities grant of \$36,190,870.

Ms. Speidel presented to the Chairperson for signature the Project Scope & Budget Agreement for the school building project.

All documents were presented and approved by the BOS at a prior meeting but were not available for signature at time of approval.

APPOINTMENTS/RE-APPOINTMENTS/RESIGNATIONS: Mr. Alonzo read a letter of resignation from Patrick Slattery, Chairman of the Historical Commission. Mr. Slattery's resignation will become effective on 12/20/2013.

Mr. Alonzo accepted the resignation with regret. He thanked and acknowledged the many years of community service given to the Town of Lunenburg by Mr. Slattery.

Mr. Toale added that he would like to thank Mr. Slattery for his expertise and contributions to the Building Reuse Committee.

Mr. Ebersole thanked Mr. Slattery and showed his appreciation for Mr. Slattery's foresight, his understanding of the Town, along with his ability to balance what we might want vs. what is practical.

Mr. Alonzo took this opportunity to announce that after 12/20 there will be a vacancy on the Historical Commission.

Mr. Alonzo reminded all that this Thursday there will be a Finance Committee meeting where the Town Manager's 5 Year Forecast will be presented.

He mentioned that the 12/17/2013 BOS meeting will be the last calendar meeting of the year and that the next BOS meeting will be on 1/14/2014.

PUBLIC COMMENT

Clarence Floyd, 720 Goodrich St., spoke to the BOS concerning questions he had with the proposed new school building project. He was concerned with the amount of \$36.65M as being principle only for the Town's part of this. He asked what the interest was going to cost the Town for a 30 year term and a 20 year term. He believes that, that would be the true total of cost. His understanding is that the State will not help the Town with interest. He believes that the information brochure states incorrectly what the Town's interest cost will be and he would like the Towns people to know what the cost will be.

Mr. Matthews confirmed that the \$36M is the principal and we need to add the interest to the total cost for Special Town Meeting.

Mr. Floyd also mentioned that residents call him for information and asked how many administrators and staff will be added. He believes that a Technology person will be added this year but that's a separate issue.

Mr. Alonzo replied that the operating cost of the building will not change regardless if the project goes through or not.

Mr. Floyd asked how long after we float the bonds will the State begin to give us monies towards this project.

Mr. Matthews replied that they make payments immediately. We only have to bond for our portion of it, not the States.

Mr. Floyd asked what criteria would the Treasurer and the Selectmen use to select the term.

Mr. Matthews replied that we had that vote last week. We looked at total cost, immediate impact on the tax payers, and ultimately we decided to borrow over 30 years. This adds more cost in total but alleviates cost immediately to the tax payers.

Ms. Speidel informed Mr. Floyd that the interest cost over 30 years is approximately \$32M which will be added to the \$36M principle for the total cost.

Mr. Floyd mentioned that Question 1 is confusing and that some people may consider this to be a Proposition 2.5 Override and would like clarification that this would be a Debt Exclusion.

Mr. Alonzo replied that it comes under an "umbrella" law called "Proposition 2.5". There are general overrides and this is not one, this is a debt exclusion that only impacts the tax bill until the bond is paid off and is not permanent.

Mr. Floyd believes that the way it is worded, some people in the Town will think it's a Proposition 2.5 override and will not vote for it. He believes that it should be better explained to the public that this is a Debt Exclusion.

Mr. Matthews replied that this is specific language from the MSBA as to what we have to do. We did want to have more numbers in the Town Meeting article. At Town Meeting we will have a discussion which will designate the specific amount and it will be outlined that this is a Debt Exclusion.

Regarding the ballot question, the State sets the wording on that, we tried to adjust it to be more specific, but they set the language.

Mr. Matthews asked Mr. Floyd if he was supporting the project.

Mr. Floyd replied that he was leaning that way and mentioned that he would rather take his money and spend it on something worth while then try to resurrect it.

EXECUTIVE SESSION:

Being no further business, Mr. Ebersole moved to adjourn the meeting. Mr. Matthews seconded. On vote, motion carried, 4 in favor, 0 opposed.

Meeting adjourned at 7:52PM

UPCOMING MEETING SCHEDULE

December 12, 2013 – Finance Committee Meeting, Five Year Financial Forecast

December 17, 2013

*Respectfully Submitted,
Susan Doherty, Recording Secretary
Board of Selectmen*