

Board of Selectmen Minutes
December 7, 2004

Chairman Gill called the meeting to order 7:30 PM at the Town Hall Auditorium with members Charles Coldwell, Joseph Gill, Doug Sears, Jerome Selissen and John Ryan present. Town Manager Dave Cressman, Town Counsel Charles Zaroulis and Recording Secretary Heather Tecce were also present.

Scheduled Agenda Items:

1. Board of Health Appointments: Christine Kinnon was appointed to the vacant position. Appearing before this board are Board of Health Members, Stephanie Wilkie, Phil French, Ed Sheehan and William Churchhill. Ms. Wilkie informed this board, the Board of Health has discussed this and they have voted 3-1 in favor of Christine Kinnon.

Motion by Mr. Ryan to move to a roll call of the Board of Health recommendations, second by Mr. Coldwell. Roll call vote was Mr. Sheehan, Mr. French, Mr. Churchill voted for Christine Kinnon and Stephanie Wilkie voted for Mr. McHatton. Mr. Coldwell, Mr. Ryan, Mr. Selissen and Mr. Gill voted for Christine Kinnon and Mr. Sears voted Mr. McHatton.

2. Powers and Sullivan – Independent Audit: Appearing before this board Donna Walsh the town's Finance Director, Romena Bomelli and Richard Sullivan both of Powers and Sullivan. Mr. Sullivan supplied the board with three reports. The purpose of this audit is to make sure that all is done right throughout the year. He went over these reports for the board. He also explained that this years report has comparisons to last years report because of the new format and the goal is to do some trend analysis. The Town of Tewksbury is in better shape than its peers. He then continued about how the town will be required to report its post retirement benefits and this is a concern that this will negatively impact the way the financial statements as presented. Mrs. Walsh suggested people read the management letter. Members of this board are quite concerned about how this retirement posting issue will effect the town's finances.
3. Residents: none

Town Manager

4. **Motion** by Mr. Ryan and second by Mr. Coldwell to post position of Motor Equipment Maintenance Man and the board voted unanimously.
5. Perchlorate Update: The board discussed why the town has to wait to have the ban lifted even though test results show extremely low levels after the source has ceased polluting. This is costing the town, school dept, restaurants and residents. **Motion** by Mr. Coldwell to send letter to the Governor (and/or Mark LaPlant) to

intervene on our behalf to have the DEP lift the band, second by Mr. Selissen and the board voted unanimously.

6. Mr. Cressman informed the board he will be appointing Robert DeMattia and Scott Selissen as Reserve Dispatchers effective December 20, 2004.
7. Mill Update - This board is in agreement that it does not want to hear second hand about what is happening with the Mills Project. Mr. Sears brought up the issue of Smart Growth and this board wants clarification from directly from the project of what happening.
Motion by Mr. Ryan to have a member of the project appear before this Board every three months and have items to be discussed in our books so we can review, second by Mr. Sears and the board voted unanimously.

Executive Session

8. Department Head Salaries
9. Potential Litigation Perchlorate

Minutes

10. None

Reports

11. **Mr. Sears** reported that he feels this board was improperly in executive session November 23, 2004 and would like the minutes brought out. **Motion** by Mr. Sears to have minutes brought out, second by Mr. Selissen and the board voted 4 in opposition and 1 in favor. Polled Sears no, Coldwell yes, Ryan yes, Selissen yes, Gill yes.
Mr. Coldwell reported that Perchlorate has been in the national news and is being researched by the Federal Government. He was also impressed with the Audit report.
Mr. Selissen reported on the taskforce meeting with Billerica and thanked Mr. Cressman and his staff for their continued work on this issue. **Mr. Gill and Mr. Coldwell** both spoke of the tree lighting being very nice this year. **Special Committees** Mr. Coldwell reported that Northeast Cycle is a scheduled agenda item at the first meeting in January.

New Business

12. **Motion** by Mr. Selissen to approve renewal of Class I, II, III license excluding New England Metals second by Mr. Coldwell, (Discussion Mr. Ryan: He received clarification that if Northeast Cycle has applied than it should be renewed) and the board voted unanimously.
13. **Motion** by Mr. Coldwell to approve renewal of Common Victualler Licenses, second by Mr. Selissen and the board voted unanimously,

14. **Motion** by Mr. Selissen to approve renewal of Entertainment Licenses, second by Mr. Sears and the board voted unanimously.
15. **Motion** by Mr. Coldwell to approve renewal of Automatic Amusement Device Licenses, second by Mr. Sears and the board voted unanimously.
16. **Motion** by Mr. Sears to allow stop signs to be installed on the corners of Court Street & Old Boston Road and Rockland Road & Old Boston Road, second by Mr. Coldwell and the board voted unanimously.
17. **Motion** by Mr. Sears for Real Estate Conveyance to Francis and Barbara Groom Map 82, Lot 10 – Brown Street, second by Mr. Coldwell and the board voted unanimously,
18. **Motion** by Mr. Sears to approve Common Victualler License to Kostas Korner, second by Mr. Ryan and the board voted unanimously.
19. **Motion** by Mr. Selissen to approve renewal of Liquor Licenses, second by Mr. Coldwell and the board voted unanimously.

The next Board of Selectmen meeting will be December 21, 2004 at 6:00 PM at Town Hall Auditorium

Motion by Mr. Selissen, second by Mr. Ryan at 9:00 PM and unanimously voted to go in to Executive Session. Polled all yes.

John Ryan, Clerk