

Chairman Gill called the meeting to order 7:35 PM at the Town Hall Auditorium with members Charles Coldwell, Joseph Gill, John Mackey, Jerome Selissen and John Ryan present. Town Manager Dave Cressman, Town Counsel Charles Zaroulis and Recording Secretary Heather Tecce were also present.

Dedication of Article 97 Land (Livingston Street)

Board members met at Livingston Street for dedication of land.

Tewksbury Hospital Representatives

Mr. William White and Mr. William Kelleher appeared before this board to present the Facility Usage Procedure, the use of License Agreements and formation of a committee to define "passive recreation" for Article 97 Land.

Town Counsel Invoice

Motion by Mr. Ryan second by Mr. Coldwell to approve Town Counsel Invoice and the board voted unanimously

Labor Counsel Invoice

Motion by Mr. Mackey second by Mr. Selissen to approve Labor Counsel Invoice and the board voted unanimously.

Library Vacancies

Motion by Mr. Ryan second by Mr. Coldwell to post Asst. Library Director and Library Tech. Positions and the board voted unanimously.

Traffic Signal Agreements – Andover St. & Radcliff Road

Motion by Mr. Mackey second by Mr. Selissen to approve agreements and the board voted unanimously.

Revaluation

The town manager reported that an increase above the rate split of 1.75 would require legislative action. This board would like this explored with the State Delegation and also discussed with Mr. Kelley.

Black Olive – Public Hearing

Kathleen Nasser appeared before this board requesting approval of Transfer of Stock/Directors/Officers. **Motion** by Mr. Ryan second by Mr. Selissen and the board voted unanimously.

Ergo-Legis d/b/a Crystals – Wine and Malt License

Robert Scarano of Crystals Market and Duane Smith of Smittys Liquors and his Atty. John F. Gallant appeared before this board. Mr. Scarano appeared requesting a Wine and Malt License. He will be expanding his market and would like to give his customers one stop shopping. It will be handicap accessible and will have public restrooms. Atty. Gallant spoke on behalf of Mr. Smith requesting this board not grant the license for reasons of inexperienced help, a teen hangout and for the same reasons this was denied in 2003. **Motion** by Mr. Mackey second by Mr. Ryan to issue license with a public need, public want and it is a proper location for this establishment with satisfaction from Police Chief with TIPS certification and the board voted unanimously.

Larken, Inc.

Appearing before this board was Donald F. DuPaul and Attorney Michael Callahan requesting the transfer of innholders license from Larken, Inc. d/b/a Tewksbury Hotel Associates to Crescent Hospitality d/b/a/ Holiday Inn. **Motion** by Mr. Coldwell to transfer with proof of TIPS or certified training second by Mr. Ryan and the board voted unanimously.

Residents

Cheri Boulanger of 5 Miles Road appeared before the board regarding the construction of Jasmine Estates 150 Brown Street. This area is very congested and has tremendous water trouble. Chairman Gill wants the Town Manager to speak with Ms. Boulanger and see that her issues are addressed properly. Mr. Cressman agreed.

Jean Papageorgio of 755 East Street. She raised the issue of Livingston Park being off limits to children not enrolled in the summer program. Robyn Caruso also appeared with the same issue. Mr. Ryan requested the Mr. Patterson, Park Director be at the Selectmen's next meeting to try to resolve this issue.

Group C Employees

Motion by Mr. Coldwell second by Mr. Mackey to approve 3% raise for Group C Employees and the board voted unanimously.

Budget Transfers

Motion by Mr. Ryan second by Mr. Coldwell to approve and the board voted unanimously.

Trull Brook Realty Sewer Agreement

Motion by Mr. Coldwell second by Mr. Selissen for discussion (provided sewer advisory committee agrees) to have Chairman and Town Manager sign agreement and the board voted unanimously.

Reports

Mr. Selissen thanks to all that help with 4th of July Celebration. He would like to form a subcommittee to review water and sewer rates and enterprise funds with members having a background in finance, engineering or capital improvements. **Mr. Gill** stated the traffic issue on the 4th of July needs to be addressed. Mr. Gill continued that the sign on Rte. 495 at exit 39 says Dracut and Andover, where's Tewksbury

2005 Annual Appoints

Motion by Mr. Coldwell, second by Mr. Mackey to appoint Ray White and Greg Peters to the Local Housing Partnership and the board voted unanimously.

Town Managers contract

Motion by Mr. Ryan, second by Mr. Coldwell to have this board sign the Town Managers contract and the board voted unanimously.

80 Orchard Street

Motion by Mr. Coldwell, second by Mr. Mackey to approve refinance and the board voted unanimously.

Board of Selectmen
July 12, 2005
Page 4

Long Term School Spaced Sub-Committee

Mr. Gill and Mr. Coldwell are appointed to the Long Term School Space Sub-Committee

NMCOG Appointment

Mr. Mackey is appointed to NMCOG.

The next Board of Selectmen meeting will be August 16, 2005 at Town Hall Auditorium

Motion by Mr. Selissen, second by Mr. Coldwell at 10:25 PM and unanimously voted to go into Executive Session. Polled all yes.

John Mackey, Clerk