



BOARD OF SELECTMEN Selectmen's Meeting Minutes

5/17/10
Televised

Present: Rick Pinciaro, Carol Traynor
Absent: Earl Baumgardner
Others: Carol McLeod, Thomas Nucci
Minutes by: J. Penney

Call To Order at Town Hall

Chairman Pinciaro called meeting to order at 7:00 PM.

Approve Agenda

Motion made by Chairman Pinciaro and seconded by Selectman Traynor to approve agenda as submitted.

Vote (2:0)

Approve Minutes

Motion made by Selectman Traynor and seconded by Chairman Pinciaro to approve Minutes from 4/26.

Vote (2:0)

Appointments

Mike Morrison, Mr. Dykes, David Sanford from Spring Hill and Little Pond Rd

Traynor fills Pinciaro on background and discusses chapter 90 money and where it is committed. She brings up having to possibly bring it to town meeting. McLeod says that it would probably have to be debt exclusion. Tom Barry speaks about the drainage problem there. Mentions previously having engineering done and out to bid. Spinale says it's not a simple overlay. Mike Morrison hands photos to the selectmen. There are minimum standards that the town needs to meet. After town center and River Rd. there is \$43,000 left in Chapter 90 money. Traynor discusses the possible need down the road for the town to do an override for repairing streets specifically. The original engineering is fine. Sanford suggests a 4 or 5 year plan for the repairs. Short term patching will continue. Suggested that DPW take a look at prioritizing a list of road repairs over time and taking that list to town meeting. Sanford appreciates the position of the town. They would like to see a prioritize plan. Traynor asks Spinale to work on plan over the summer and have Morrison and group to come in after Labor Day.

Correspondence

Rebate that was to expire was used on a TV. Recommendation is needed from ZBA chair as to staggered terms. Will confirm with Joe Moran for 6/7 at 7:30.

Motion made Chairman Pinciaro and seconded by Selectman Traynor by to file correspondence. Vote (2:0)

Old Business

Pinciaro brings up old business of traffic on Union St and Union St Ext. Speed is excessive on the weekend. Sgt. Shears will put a plan in place for sat mornings to patrol. Traynor mentions looking into portable speed bumps.

New Business

Motion made Selectman Traynor and seconded by Chairman Pinciaro to go out of order to take new business. Vote (2:0)

Pauline Duhamel is recognized in the audience in regard to her letter of flooding on West Shore Rd. Tom Barry says that the pipe is on private property. Tom's remedy would be to put in a catch basin and the water would flow into the retention pond-he would have to talk to conservation before anything can be considered to see if feasible. Pinciaro tells Duhamel that conservation will be contacted. If feasible the highway dept will come up with a plan.

SGC Engineering recommendation for award of contract in the sewer sys rehab project for Ridgefield Rd. Moriarty is John Riordan's recommendation.

Motion made by Selectman Traynor and seconded by Chairman Pinciario to accept recommendation of SGC Engineering and DPW Director and award sewer system rehab project for Ridgefield Rd. sewer ext. to Moriarty and Sons. Vote (2:0)

Finance Director's report

No update on River Rd. Ralph Spencer attended the FEMA meeting regarding available additional funding. McLeod will call Sen. Baddour's office. Ash Amirian reviewed both letter and contract from Worldtech. Pinciario notes there is no insurance attached. McLeod will have them fax it.

Open enrollment for the town is tomorrow 9-11. Dan Folding gave her information about energy savings on town buildings from National Grid.

Fire alarm proposal for town square project. The company did the overlay for light dept and proposes the cost to add fire alarm with bid of \$5400. McLeod will find out if Chapter 90 can be applied to it. McLeod mentions Worldtech says it would be 1m to include the water line replacement in town sq. It would not be included in the town square funds. There is really no money to do the engineering. The selectmen suggest that Baumgardner be in on a conversation regarding not being able to fund the square on the town side. The selectmen discuss the possibly of replacing water line, lighting, fire alarm, etc could add up to 2m on the town side. The intention was not to be putting more of a burden on the taxpayer. McLeod will wait for a week to find out about Chapter 90 on the fire alarm. The BOS discusses possibly cutting their losses at this point.

Motion made by Chairman Pinciario and seconded by Selectman Traynor to accept the Natural Hazards Pre Disaster and Mitigation Plan as recommended by Ralph Spencer. Vote (2:0) letter needs to be revised as to the date of vote.

Requests from Merrimac softball league. Wants to confirm that \$4500.00 is available for softball field-it is. Fixed handrail. Request sign to placed –give to Rick Spinale and ask for him to get a site plan and work with police on traffic issues. Want to get a load of field mix and there is some on site already.

Recommendation from the affordable housing board to allow uncommitted HOME funds in the amount of \$21,774 to revert to the consortium competitive pool this year.

Motion made by Selectman Traynor and seconded Chairman Pinciario to allow the \$21,774 in home funds to revert to the consortium competitive pool. Vote (2:0)

Drainlayers license-is not job specific it allows them to do other roads.

Motion made by Selectman Traynor and seconded Chairman Pinciario to reject until they submit the proper bond. Vote (2:0)

Worldtech contract will be held to discuss the future of town square project. Find out Earls availability for a morning weekday meeting with Worldtech and Rich Benevento. And will have also someone from MVPC Moose lodge entertainment license for signature.

Invite from Roger Clark for Memorial Day ceremony Friday 5/28 and request to present Harriet Stanley. Pinciario and Traynor are unsure of schedule. Prepare certificate of appreciation and have Clark present it to Stanley.

Disclosure of statement by appointing authority from Anne Jim to attend meeting 5/26.

Motion made by Selectman Traynor and seconded Chairman Pinciario to approve. Vote (2:0)

Motion made by Selectman Traynor and seconded Chairman Pinciario for chair to sign the disclosure statement. Vote (2:0)

Request from Robert Stepanian for permission –insurance cert should be listing Town of Merrimac as additional insured. Signed entertainment license.

Motion made by Selectman Traynor and seconded Chairman Pinciario to approve request pending receipt of amended insurance certificate. Vote (2:0)

Town Clerk indicates need for 2 appointments for Park and Rec commission. Will put on website and in paper. Letter of interest should be sent to the selectmen. Appointment would be until the next election. Request from Phil Parry to meet with the board regarding vacant town owned property. Pinciario does not wish for the selectmen to be involved in a matter with the planning board. Traynor agrees that this is premature. Will call Atty Parry to let him know to settle with planning board first.

Donaghue roof repair contract-It is our standard contract. It references bid amount in contract.

Motion made by Selectman Traynor and seconded Chairman Pinciario to approve and sign agreement between Town of Merrimac and Caruso. Vote (2:0)

Invitation to PRHS graduation on Sat. June 5 at 10AM. Pinciario will check his schedule. Traynor will not be attending.

DEP administrative consent order with penalty and notice of noncompliance. A conference was held at their headquarters in Wilmington attended by Pinciario, Baumgardner, Spinale, and Riordan. 2 minor and 1 major issue. Tank maintenance and cross connection the major was with water pressure. An action plan is necessary. The enforcement order has a June 1st 2010 deadline that was extended to July1. DEP happy that the water master plan has been done. Three important dates: 5/20 response needed with counteroffer to penalty assessment of \$12,360; federal guidelines require them to fine us. Corrections were to be made to the ACOP; Baumgardner, Pinciario, Riordan, and Spinale discussed after the meeting a counteroffer of \$2500; based on a previous fine to sewer. Traynor is in agreement with that number because she thinks they realize that we have good intentions and are receptive to their request. The balance would be held until a letter of compliance is issued.

Have Rick Spinale call to DEP to give counteroffer of \$2500 and send email as well to Eric Worrall.

Draft letter to DEP and use signature stamp for Traynor and Pinciario.

Motion made by Selectman Traynor and seconded Chairman Pinciario to make counteroffer to MA DEP on fine and penalty of \$2500. Vote (2:0)

Motion made by Selectman Traynor and seconded Chairman Pinciario to allow John Riordan of SCG Engineering to work on any changes to the consent order with penalty no later than May 28th. Vote (2:0)

Motion made by Selectman Traynor and seconded Chairman Pinciario to allow John Riordan to work to prepare comprehensive submission report to submit to DEP not later than July 1. Vote (2:0)

If more time is needed DEP is to be contacted. Will schedule John Riordan 2nd meeting in June.

Put on for next agenda to discuss meeting biweekly.

Motion made by Selectman Traynor and seconded Chairman Pinciario to go into executive session for personnel issues at 9PM. Will not be coming out. Vote (2:0)

Motion made by Selectman Traynor and seconded Chairman Pinciario to come out of executive session at 9:27PM and to adjourn. Vote (2:0)

_____/_____/2010

Carol A. Traynor