



TOWN OF TYNGSBOROUGH

Office of the Selectmen

25 Bryants Lane

Tyngsborough, MA 01879

Tel: 978 649-2300 Ext. 100

Fax: 978 649-2320

Selectmen's Meeting Minutes

Monday February 23, 2009

6:00 P.M.

Town Offices

Members present: Selectwoman Ashley O'Neill, Selectman Rich Lemoine, Selectwoman Jacqueline Schnackertz, Selectwoman Karyn Puleo, Selectman Kevin O'Connor.

Staff Present: Town Administrator Rosemary Cashman, and
Admin Assistant Therese Gay

Chairman Kevin O'Connor called the meeting to order. The Board was introduced and Selectwoman Jacqueline Schnackertz read this evening's agenda.

1. 6:00 P.M. Continued Liquor License Transfer Hearing – Three Middlesex Tyngsboro, Inc. Attorney Peter Nicosia with the petitioners Patrick and Mary Beth Shanahan presented their request for a transfer of an all alcohol beverages license. The Shanahans owned and operated the Jazzwine restaurant. They now want to transfer the license to their present breakfast diner the Dream Diner. Testimony was given. The Shanahans would like to increase their patrons by offering wine and malt at the lunch hours and at the newly created dinner hour. The operating hours will be 6:00 A.M. to 8:00 P.M. with the wine and malt to be served starting at 11:00 A.M. and ending at 8:00 P.M. Mr. Shanahan does have TIP certification. The Chairman asked if there was anyone in the audience who wished to speak for or against this petition. No one came forward. The Chairman entertained a motion to close the public portion of the hearing. The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman Schnackertz to close the public portion of the hearing. The Board voiced their concerns about granting a full liquor license to an establishment that primarily serves breakfast. And felt it did not fit a public need. To grant a full liquor license at this location is not in the best interest of the public. Previously, the Shanahans did attempt to open for evening service at the Dream Diner but was not successful. Selectwoman O'Neill disagreed with her colleagues and does support the Shanahans' request for the transfer. The Board voted 4-1 on a motion by Selectwoman Puleo, second by Selectwoman Schnackertz to deny the request for the transfer of an all alcoholic beverages restaurant license to Three Middlesex Tyngsboro, Inc.

2. 6:15 P.M. Appointment - PD

The Board of Selectmen voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman O'Neill on Chief Mulligan's recommendations to appoint Aaron Fiskum as a Reserve Police Officer for the Town of Tyngsborough.

3. Citizen's Time

No one came forward this evening.

4. Correspondence

The Board voted unanimously on a motion by Selectwoman Schnackertz, second by Selectwoman Puleo to accept correspondence as submitted.

5. Other Business

A. One Day Special License Request – NDA Annual Spaghetti Supper

The Board voted unanimously on a motion by Selectwoman Schnackertz, second by Selectwoman Puleo to grant the one day special license request to NDA for their annual spaghetti supper on Saturday, March 21, 2009 from 4:30 P.M. to 7:30 P.M. for about 500-600 guests.

The Board voted unanimously on a motion by Selectwoman Puleo, second by Selectwoman Schnackertz for a 5 minute recess. 7:05 P.M. The Board resumed the meeting at 7:10 P.M.

6. 7:00 P.M. Tri-Board Meeting

The Board of Selectmen invited Senator Steve Panagiotakos and Representative Colleen Garry to attend the Tri-Board meeting to discuss Tyngsborough's local aid distribution. In attendance were members of the Finance Committee and the School Committee.

Finance Committee Members: Kenneth Times, Robert Mullin, Frederick Perrault, The Finance Committee voted 3-0 on a motion by Member Mullin, second by Member Perrault to open the meeting.

School Committee Members: Jeff Hunt, Martina Witt, Collin Manzo, Burt Buchman, Hillary Wennerstrom, John Hickey, and Shaun McCarty. Superintendent Darryl Lockwood and Finance Director Joe Messina were also in attendance. The School Committee voted 7-0 on a motion by Member Buchman, second by Member Witt to open the meeting.

The Board and Committees welcomed the Senator and Representative to the meeting. The Board and Committee Members discussed the state of the economy and how it affects the distribution of local aid. Senator Panagiotakos said Tyngsborough Chapter 70 Education Aid will probably be level funded. There was discussion on the implementation of a meals tax, telecommunication tax, and the stimulus package. Other issues for discussion were the health insurance rate increases, the discussion with the Strategic Financial Planning Committee to look at regionalization, solid waste and recycling fees, and employees benefits. The Board thanked the Senator and the Representative for attending and answering questions. The Board thanked the School Committee Members and the Finance Committee Members for their attendance and for their input.

The School Committee Members adjourned their meeting on a motion by Member Buchman, second by Member Manzo.

The Finance Committee Members adjourned their meeting on a motion by Member Times, second by Member Mullen.

The Tri-Board Meeting adjourned at 8:05 P.M.

The Board of Selectmen continued with the remainder of their meeting.

7. Selectmen's Notes

No Selectmen's Notes this evening.

8. Town Administrator's Notes

The Town Administrator, Selectman Lemoine and School Maintenance Director George Trearchis will be meeting with the engineering consultant this week regarding repairs to the HVAC at the Elementary School. It is hoped that bids will be advertised soon.

The Selectmen will need to consider renewing the Senior Citizen Property Tax Abatement Program. The Department Heads are reviewing the existing regulations for last year and will make recommendations. Last year, 5 senior citizens worked at the Library, COA, and Town Offices, and received a \$750 tax abatement.

9. Executive Session (if needed)

A. Collective Bargaining

The Board voted unanimously on a motion by Selectwoman Schnackertz, second by Selectwoman Puleo to enter into Executive Session and to return to open session only to adjourn. Roll Call Vote: Selectwoman Ashley O'Neill, yes; Selectman Rich Lemoine, yes; Selectwoman Schnackertz, yes; Selectwoman Karyn Puleo, yes; Selectman Kevin O'Connor, yes. The Board entered into Executive Session at 8:30 P.M.

10. Adjournment

The Board voted unanimously on a motion by Selectwoman Schnackertz, second by Selectwoman O'Neill to adjourn the meeting. The meeting was adjourned at 8:55 P.M.

Respectfully submitted

Therese Gay
Admin Assistant

Approved on _____