



TOWN OF TYNGSBOROUGH

Office of the Selectmen

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Board of Selectmen Meeting Minutes

Monday November 30, 2009

6:00 P.M.

Town Offices

Members present: Selectwoman Elizabeth Coughlin, Selectman Robert Jackson, Selectwoman Ashley O'Neill, Selectman Rich Lemoine, Selectwoman Karyn Puleo.

Staff Present: Town Administrator Rosemary Cashman, Admin Assist. Therese Gay

The Chair called the meeting to order. The Board was introduced and Selectwoman O'Neill read the agenda.

1. 6:05 P.M Pole Petition

The Board deferred the hearing on the Pole Petition to December 14, 2009.

2. 6:25 P.M. Manager Change Request – Smokey Bones – Middlesex Road

A. Entertainment Request – Smokey Bones – Middlesex Road.

The Board voted 5-0 on a motion by Selectwoman O'Neill, second by Selectwoman Puleo to approve the request for a change in manager to Michael Herchuck.

The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectwoman O'Neill to approve the weekday entertainment license for 2 guitars, 2 drummers and a singer from 9:00 PM to 2:00 AM and the approve the Sunday entertainment license from 1:00 PM to 12:00 AM.

3. 6:45 P.M. Liquor License Location Change Request – The Tyngsboro General Store,
130 Middlesex Road

The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to open the hearing.

Attorney Patricia Primo representing Shaun Murphy, owner/manager of Tyngsboro General Store, requesting a change in location. The General Store was at 5 Frost Road, Mass Hwy has designed a plan to relocate Pawtucket Blvd and has purchased the building that housed the General Store. Mr. Murphy has found a new location, 130 Middlesex Road and is requesting the location change.

The Chairman asked if there were any abutters present who wished to speak for or against the request. No one came forward.

The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to close the hearing.

The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectman Jackson to approve the location change as requested by Murco Inc. dba as Tyngsboro General Store to move the Wine and Malt license from 5 Frost Road to 130 Middlesex Road.

4. 7:00 P.M. Liquor License Hour Change Request – Thirsty’s, 24 Parham Road
The hour change request has been continued to Monday, December 14, 2009 by mutual agreement of the Board and Tram Dang, Thirsty’s Manager.

5. Citizen’s/Business Time
The residents from Mascuppic Trail and Woodlawn Street came forward to voice their concerns about the request for extended hours at Thirsty’s Pub. The neighbors have a concern about the noise that is occurring at the pub. The Board thanked the neighbors for coming out and will address the issue at their meeting of December 14, 2009.

The Board welcomed the 5th grade football team. The team has won their division and going to Florida to play in the Nationals. Congratulations and good luck in Florida.

6. Other Business
A. License Renewals – Common Victualler, Class I, II, and III
The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectwoman Puleo to renew the Common Victualler Licenses and the Class I, II, and III Licenses.

B. License Renewals – General Public Amusement Licenses
The Board voted 5-0 on a motion by Selectman Jackson, second by Selectwoman O’Neill to renew the General Public Amusement Licenses.

C. Street Light Consultant Agreement
The Board voted 5-0 on a motion by Selectman Lemoine, second by Selectwoman Coughlin to edit the agreement, the Board to forward to ask the Finance Committee for funding of the agreement and to review the final edits and sign off on the agreement on Monday, December 14th.

D. Approve Minutes of November 2, 1009
The Board deferred the approval to Monday, December 14, 2009.

7. Correspondence
The Board voted 5-0 on a motion by Selectman Jackson, second by Selectwoman O’Neill to accept the correspondence as submitted.

8. Selectmen’s Notes
The Board announced the Board of Health’s H1N1 flu clinics. Congratulations to the Tyngsborough Football and Volleyball teams. Also recognized were the Cheerleaders. The Administrator has posted interim position the Chairman reviewed it is a short list. Applicants have till December 4th at 12 Noon to apply. The search committee consists of 1- Selectman, the Chairman of the School Committee, the Chairman of the Finance Committee and the Police Chief.

9. Town Administrator’s Notes
The Administrator the Town Center Market Analysis is almost complete. The Budget sheets for the FY2011 have been distributed to the departments. The Bids for shurfine demo is finalized. The Hwy Dept. wash station is complete. The old campground pathways have been paved the concrete pads that hold the picnic tables are in and will do the grass in the spring.

10. Work Session

The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to inter into a Work Session and to return to open session to enter into an Executive Session and to return to open session only to adjourn. The Board entered the Work Session at 7:50 PM.

Interim Highway Appointments:

The Board voted 5-0 on a motion by Selectwoman Coughlin to appoint Rick Gill as the Interim Foreman. The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectwoman Puleo to appoint Michael Bergeron as the Interim Equipment Operator. The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectwoman Puleo to appoint Robert Morency as the Interim Skilled Laborer. The Board voted 5-0 on a motion by Selectwoman Coughlin, second by Selectwoman Puleo to appoint Joshua Clancy as the Interim Skilled Laborer. The Chair asked if there were any concerns of those named, no concerns were voiced.

Highway Retirement discussions, the Highway Administrator and the Highway Secretary have retired and is effective end of November. There were no funds allocated for the buy back of vacation and sick leave payment. The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectwoman O'Neill to ask the Finance Committee for a Reserve Fund Transfer of \$30,000 for the retirement of 2 Highway Personnel and to defer the additional \$29,000 at a later date. The Board exited the Work Session at 8:30 P.M.

The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectman Jackson to enter into Executive Session to discuss Interim Town Administrator's Applicants and to return to open session only to adjourn. Roll Call Vote: Selectwoman Elizabeth Coughlin, yes; Selectman Robert Jackson, yes; Selectwoman Ashley O'Neill, yes; Selectman Rich Lemoine, yes; Selectwoman Karyn Puleo, yes. The Board entered Executive Session at 8:30 P.M.

11. Executive Session

A. Town Administrator Search Committee Update

The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectman Jackson to amend the Town Administrator Steering Committee to 1-Selectman, Chairman of the School Committee, Chairman of the Finance Committee, the Chief of Police and 1-Citizen at Large. The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectman Jackson to appoint Robert Mercier as the Citizen at Large.

B. Interim Town Administrator Applicants

The Board discussed the possible candidates and chose 3 candidates for interviews. For Saturday, December 5, 2009 from 10AM – 12PM and if needed Monday, December 7, 2009 from 6PM – 8PM.

The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectman Jackson to exit Executive Session to return to open session only to adjourn. Roll Call Vote: Selectwoman Elizabeth Coughlin, yes; Selectman Robert Jackson, yes; Selectwoman Ashley O'Neill, yes; Selectman Rich Lemoine, yes; Selectwoman Karyn Puleo, yes. The Board exited Executive Session at 9:15 PM

12. Adjournment

The Board voted 5-0 on a motion by Selectwoman Puleo, second by Selectwoman to adjourn.
The Board adjourned at 9:15 PM

Respectfully submitted by
Therese Gay
Admin Assistant