



TOWN OF TYNGSBOROUGH

Office of the Board of Selectmen

Town Offices

25 Bryants Lane

Tyngsborough, MA 01879

Tel: (978) 649-2300 Ext. 100 | Fax: (978) 649-2320

Agenda Revised 12-15-2014

Board of Selectmen Meeting Notice

APPROVED

Monday, December 15, 2014 at 6:00 P.M.

Community Room, Town Offices, 25 Bryants Lane

Members Present: Selectman Robert Jackson, Selectman Rick Reault, Selectman Corliss Lambert, Selectwoman Karyn Puleo (entered the meeting at 6:38 PM).

Member Absent: Selectman William Gramer.

Staff Present: Town Administrator Curt Bellavance, Assistant Town Administrator Nina Nazarian, and Admin Assistant Therese Gay.

The listing of matters are those reasonable anticipated by the Chairman which may be discussed at the meeting. Not all items listed may in fact be discussed, and other items not listed may also be brought up for discussion to the extent permitted by law. "The following meeting is being recorded and broadcast through our local cable access channels on Comcast and Verizon FIOS. A recording of this meeting will also be available for viewing on our town's website - tyngsboroughma dot gov. Also, after instruction from the State Fire Marshall and the Tyngsborough Fire Chief, in the event of an emergency, there is an exit to my left and directly across from me, along the back wall."

1. 6:00 PM Open Meeting/Pledge of Allegiance/Board Introduction/Read Agenda

The Chair opened the meeting followed by the Pledge of Allegiance; the introduction of the Board and the reading of the Agenda by Selectman Reault.

2. Citizen/Business Time

Citizens or business owners may contact the Office of the Selectmen to request to address the Selectmen during citizen/business time. Citizens or business owners who have not contacted the Office of the Selectmen in advance may address the Board of Selectmen on matters of interest to the public for not more than five (5) minutes.

Local Boy Scouts and Cub Scouts Troops attended the Selectmen's meeting as part of their government project. One young scout came forward as wanted to mention that the trains should not run between the hours of 8:00 PM to 8:00 AM. No one else came forward.

3. New Business

A. February 2015, Special Town Meeting – Discuss

The Board discussed the scheduling of the Special Town Meeting in February.

The Board voted 3-0-0 on a motion by Selectman Reault, second by Selectman Lambert to accept the Schedule for the Tuesday, February 10, 2015 Special Town Meeting. The Selectmen Reault read the following schedule. Special town Meeting – Tuesday, February 10, 2015 at 7:00 P.M. at the Tyngsborough Elementary School at 205 Westford Road. Important dates/schedules this Special Town Meeting: 12/30/2014 – Warrant Articles due by Town Departments; 01/15/2015 – Warrant Article Presentations by Town Departments; 01/13/15 – Citizen's Petition's due to Town Clerk by 4:00 PM.; 01/26/2014 Board of Selectmen set the Special Town Meeting Warrant; 02/10/2015 – Special Town Meeting at 7:00 PM at the TES Cafetorium, 205 Westford Road.

The warrant will be available online at www.tyngsvboroughma.gov and posted at the following locations, no later than 7:00 P.M. on Tuesday, January 27, 2015: Town Offices, 25 Bryants Lane;





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Fire Station 1, 26 Kendall Road; Flint's Convenient Store, 150 Westford Road; Community Center (Council on Aging), 180 Lakeview Avenue; and Fire Station 2, 145 Lakeview Avenue.

The Board voted 3-0-0 on a motion by Selectman Reault, second by Selectman Lambert to accept the draft Special Town Meeting Schedule.

B. Snow & Ice Budget – Discuss

The Administrator provided a breakdown of expenditure from the Snow and Ice Removal budget, prepared by the Highway Department. A repair bill was questioned, the answer is that the truck did not pass Mass Inspection, repairs needed to be done. The Administrator will notify the Board when a higher than expected transfer is requested. The Chair asked that a copy be sent to the Finance Committee.

C. Veterans' Agent Request for Pay under M.G.L. c. 149 § 52A (Military Leave)

The Board received a request from the Veterans' Agent under M.G.L. c. 149 s 52A, to see if the Board would follow its previous practice of providing paid military leave status for a period of 2 weeks (10 working days), during his 3 week military leave between January 5, 2015 and January 23, 2015.

The Board voted 3-0-0 on a motion by Selectman Reault, second by Selectman Lambert to approve the request for a 2 week paid military leave for Mr. Christopher Dery, Veterans' Agent under M.G.L. c. 149, s52A, between January 5, 2015 and January 23, 2015.

D. Cost-of-Living Adjustments for non-union personnel

The Board of Selectmen voted 3-0-0 on a motion by Selectman Reault, second by Selectman Lambert to approve a 2% cost of living compensation increase for FY 2015, retroactive to July 1, 2014 through June 30, 2015, for the following non-union personnel: Therese Gay, Admin Asst.; Kim Morrison, Police Admin Asst.; Richard Howe, Police Chief, Christopher Chronopoulos, Deputy Chief and Kerry Colburn-Dion, Finance Coordinator/Treasurer.

E. 2015 Travel Reimbursement Rate – Approve

The Board received notice that the Internal Revenue Service has set the 2015 standard mileage reimbursement at 57.5 cents per business mile. Pursuant to the Town's collective bargaining agreements, the Board is requested to approve this rate.

The Board voted 3-0-0 on a motion by Selectman Reault, second by Selectman Lambert to approve the new rate of 57.5 cents per business mile as set forth by the IRS.

4. Old Business

A. License Renewal Requests

The Board voted 3-0-0 on a motion by Selectman Reault, second by Selectman Lambert to approve all Common Victuraller licenses, All Alcohol beverages on-premise and off-premise licenses, Wine and Malt on-premise and off-premise licenses, Weekday and Sunday Entertainment Licenses and Automatic Amusement Licenses, and Class II License for the following establishments, where applicable: Bistro Acquisition Corp DBA Café Il Cipresso, Brickhouse Pizza, Diners Enterprises, LLC DBA Comets, Double D Pub, Inc. DBA LLD's, Skate 3 Snack Bar, Stonehedge Inn, Inc. DBA Stonehedge Inn, Tyngsboro-OP, LLC DBA Dunkin Donuts, George Tsingos & Anastasios Doukas DBA Flint's Pizza and Seafood, and Mike's Motor Group.

Selectwoman Puleo joined the Board during the license renewal discussion, but did not arrive in time to vote on the above motion.





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For Ramoura Corp. DBA O'Conley's, the Board voted 4-0-0 on a motion by Selectman Reault, second by Selectman Lambert to approve the license renewal but not issue the license. The approval of the renewal is to be subject to the condition that the Board approves the application for the transfer of the license.

- B. Chairman to work with Town Counsel on defining process to obtain additional liquor licenses within the community

The Chairman will be working with Town Counsel, and our legislators to request additional liquor licenses, Town Counsel will assist with the process for the request. The Board supports the Chairman working with Town Counsel.

- C. Chairman to work with Town Counsel, Legislators, & appropriate state departments on Pedestrian Safety By-Law

The Chairman will be working with Town Counsel, and Mass Transportation and the Attorney General's Office to ask for their support of our new Pedestrian Safety by-law and to allow the town to enforce such by law. The Board supports the Chairman working with Town Counsel.

- D. Adams Barn – Update

The Board had submitted bids for the renovation of the Adams Barn, the bids solicited were higher than the appropriation from Annual Town Meeting. The Historical Commission are tempting to work with local contractors to see if minimal restoration could be done under or at the appropriation. Selectman Reault will update the Board on the progress.

Selectmen's Notes

The Chairman thanked the Boy Scout and Cub Scouts who attended the meeting this evening. Selectman Lambert for the residents who celebrate, Merry Christmas and for those who don't Happy Holidays.

Selectman Reault Merry Christmas and announced the Council on Aging building could be completed in about 3 to 4 weeks.

Selectwoman Puleo the Government Study Committee will likely meet with Town Counsel in January for written language to move forward.

Chairman Jackson spoke on the number of accidents at the Tyngsborough Bridge, the Board recognizes it as a problem and the Police Chief is working with the state to make a safer passage. It is incumbent on the people traveling on the road to travel at a slower, safer rate of speed and the problem will be addressed sooner than later. Wishing everyone a Merry Christmas and Peace.

5. Executive Session

The Board voted 4-0-0 in favor on a motion by Selectwoman Puleo, second by Selectman Lambert to enter into Executive Session at 7:00 pm to discuss the follow Exemptions.

- A. Exemption Three – To discuss strategy with respect to collective bargaining and litigation because an open meeting may have a detrimental effect on the bargaining and litigation position of the Board, and the Chair so declares – Police Union and to return into open session only to adjourn. Roll Call Vote – Selectman Lambert, yes; Selectman Reault, yes; Selectman Jackson, yes, Selectwoman Puleo, yes.

6. Adjournment





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The Board voted 4-0-0 on a motion by Selectwoman Puleo, second by Selectman Lambert to adjourn the meeting.

The meeting adjourned at 7:32 P.M.

Respectfully submitted by

Therese Gay,
Admin Assistant

Approved on: Monday, January 5, 2015





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3. New Business

- A. February 2015, Special Town Meeting – Discuss
- B. Snow & Ice Budget – Discuss
- C. Veterans' Agent Request for Pay under M.G.L. c. 149 § 52A (Military Leave)
- D. Cost-of-Living Adjustments for non-union personnel
- E. 2015 Travel Reimbursement Rate – Approve

4. Old Business

- A. License Renewal Requests
- B. Chairman to work with Town Counsel on defining process to obtain additional liquor licenses within the community
- C. Chairman to work with Town Counsel, Legislators, & appropriate state departments on Pedestrian Safety By-Law
- D. Adams Barn – Update

5. Executive Session

- A. Exemption Three – To discuss strategy with respect to collective bargaining and litigation because an open meeting may have a detrimental effect on the bargaining and litigation position of the Board, and the Chair so declares – Police Union

6. Adjournment

Future Meetings

Monday, January 5, 2015 at Tyngsborough Town Offices, 25 Bryants Lane

Monday, January 26, 2015 at Tyngsborough Town Offices, 25 Bryants Lane

Monday, February 9, 2015 at Tyngsborough Town Offices, 25 Bryants Lane

