

BOARD OF SELECTMEN MINUTES – APRIL 13, 2009

I. Call to Order/Roll Call

Board of Selectmen Chairman Ted Teichert called the meeting to order at 6:00 P.M. in **the Selectmen's conference room in the Town Offices**. **Chairman Teichert** requested a Roll Call of the Board of Selectmen: Chairman Teichert – Y, members Brian Major – Y, Mary Lyman – Y, Jerry Stabile – Y and Selectman Vispoli – Y. Also present were: Town Manager Reginald S. Stapczynski, and Town Clerk Randy Hanson. The meeting was duly posted and cablecast live.

II. Opening Ceremonies

Chairman Teichert asked for a Moment of Silence followed by the Pledge of Allegiance.

III. Communications/Announcements/Liaison Reports

The Town Manager made the following announcements:

~ The Annual Town Meeting is coming up and the Warrant should be finalized this week so the Finance Committee can get their book ready to print.

~ The League of Women Voters is holding an Arbor Day Sale on Saturday, April 25, at the Memorial Hall Library from 9:15 A.M. to 11:30 A.M. They will sell grass seed, and seedlings in front of the Town House from 10:30 A.M. to 12:30 P.M.

~ The U.S. Census Bureau will be conducting a census from April through July. The Census takers will have identification badges.

~ Residents who are not registered voters and want to vote at the Annual Town Meeting can register in **the Town Clerk's Office from 8:30 A.M. to 8:00 P.M.** on May 6th.

~ Health Director Tom Carbone said the State will no longer be collecting dead birds to check for the West Nile Virus – they will use mosquito traps instead.

Selectman Stabile:

~ The Town Yard Task Force is addressing some of the issues and developed proposals to move forward. They will continue to meet with Joe Piantedosi to address these issues.

~ Congratulated Peter Comeau who was inducted into the Massachusetts State Track Association Coaches Hall of Fame.

Selectman Vispoli:

~ Attended a meeting on regionalization sponsored by Senator Bruce Tarr and held at Merrimack College. The meeting was well attended and a lot of interest shown among Mayors and Managers to investigate regionalizing services.

~ Voiced an interest in attending a meeting with the Town and School Finance Departments on combining services.

Chairman Teichert:

~ Congratulated John McCarthy of Andover who is a member of the Boston University Hockey that won the National Championship Hockey Game. Congratulations to the Boston University Terriers and the McCarthy Family.

IV. Citizens Petitions and Presentations

Former Superintendent of Schools Dr. Ken Seifert shared past history of the Town, visions for the future of the Town, ideas that came and went, as well as missed opportunities. He talked about the importance of bringing people / groups together, streamlining Town Meeting and challenges the Town to provide 100 activities and to present a no-cost balanced budget.

V. Public Hearing

A. National Grid

Selectman Vispoli motioned to approve the request of National Grid to construct a line of underground electric conduits, including the necessary sustaining and protecting fixtures, under and across the following public way:

- Lowell Junction Road – approximate location shown on Plan #494408, dated 3/19/09.

The request has been reviewed and approved by the Department of Public Works subject to the condition that a street opening permit is obtained from the DPW prior to the commencement of any construction. The motion was seconded by Selectman Stabile, voted 5-0 and approved.

IV. Regular Business of the Board

A. Compensation Fund Transfer

Selectman Lyman motioned to approve that the sum of \$351,318 be transferred from the FY-2009 Compensation Fund to the following Personal Services appropriations for retroactive contract and wage agreements: General Government – \$35,523; Community Development – \$20,233; Community Services/Youth Services – \$7,064; Elder Services – \$9,073; Plant & Facilities – \$42,471; Public Safety – \$183,187; Public Works – \$25,618 and Library – \$28,149 for a total of \$351,318. The motion was seconded by Selectman Vispoli, voted 3-0-1 and approved. Chairman Teichert abstained from voting and Selectman Stabile recused himself.

B. Future Meeting Dates

The Board set the following dates for meetings from May through August 2009: May 4, May 18; June 8 and June 22; July 6 and July 20; August 3 and August 17th.

VII. Approval of Consent Agenda Items

A. Appointments and Re-appointments

Selectman Stabile motioned to approve the following appoints recommended by the Town Manager. The motion was seconded by Selectman Vispoli, voted 5-0 and approved.

DEPARTMENT	POSITION	RATE	EFF. DATE
<u>FIRE RESCUE</u>			
Kevin Connors	Deputy Chief – Acting (v. R. Hartman)	H561-1-5	4/8/09
James Landry, Sr.	Fire Lieutenant – Acting (v. K. Connors)	6727-1-5	4/8/09

SCHOOL BUILDING COMMITTEE

Annie Gilbert – Term expires 6/30/11
(v. A. James)

LOWELL JUNCTION INTERCHANGE TASK FORCE

Dorie Resnik – Term expires 6/30/11
(v. A. Chanler)

INFORMATION TECHNOLOGY COMMITTEE

Barbara Morache – Term expires 6/30/09
Raymond Tode – Term expires 6/30/09

B. Outdoor Dining License

Selectman Vispoli motioned to approve the request of Rich Hadad, Ultimate Perk, 96½ Main Street, Andover, for an Outdoor Dining license for use at the corner of Punchard Avenue and Main Street to be effective from April 1, 2009 to October 31, 2009. The application has been reviewed and approved by the Police Department, Health Department, Fire Department, Town Treasurer, Inspector of Buildings, the Design Review Board and the Town Clerk and is subject to the condition that all other requirements of the Town are met prior to the issuance of the license. The motion was seconded by Selectman Major, voted 5-0 and approved.

C. Storage of Inflammable Annual Registrations

Selectman Vispoli motioned to approve the request of The Town Clerk for approval of the attached list of Storage of Inflammable Certificates of Registration for 2009. The Certificates have been reviewed and approved by Fire Rescue and the Town Clerk and are subject to the condition that all other requirements of the Town are met prior to the issuance of the Certificates. The motion was seconded by Selectman Stabile, voted 5-0 and approved.

D. Vehicle for Hire License Renewals

Selectman Lyman motioned to approve the request of The Town Clerk to approve the following Vehicle for Hire license renewals for 2009-2010:

- Academy Car Services, 300 Brickstone Square, Suite 201
10 licenses approved – 7 cars currently applied for
- Andover Mega Transportation Taxi & Private Car Livery Service,
One Dundee Park, Unit #7 30 licenses approved – 10 cars currently applied for

The applications, effective from May 1, 2009 through April 30, 2010, have been reviewed and approved by the Police Department and Town Clerk and are subject to the condition that all other requirements of the Town are met prior to the issuance of the licenses. The motion was seconded by Selectman Lyman, voted 5-0 and approved.

E. Secondhand Dealer License Renewals

Selectman Major motioned to approve the request of The Town Clerk to approve the following Secondhand Dealer license renewals for 2009-2010:

- Bell-Time Clocks, 53 Poor Street

- Grecoe Jewelers, 26 Park Street
- LVP, Inc., d/b/a Optec, 19 Lupine Road – Unit A
- Dino International Furs, 33 Main Street
- Nazarian Jewelers, 35 Main Street

The applications, effective from May 1, 2009 through April 30, 2010, have been reviewed and approved by the Police Department and Town Clerk and are subject to the condition that all other requirements of the Town are met prior to the issuance of the licenses. The motion was seconded by Selectman Lyman, voted 5-0 and approved.

F. Transient Vendor License Waiver

Selectman Major motioned to approve the request of Lynn Eikenberry, Co-Chair of the League of Women Voters Environmental Action Committee, for permission under MGL, Chapter 101, Section 12A, for a waiver of the transient vendor license required for their Arbor Day event on April 25, 2009 in front of the Town House where they will be selling grass seed and trees. The motion was seconded by Selectman Vispoli, voted 5-0 and approved.

G. Clown Town – Additional Requests

Selectman Vispoli motioned to approve the request of Jennifer Pulsifer, Ways and Means Chair of Andona Society, for permission to amend the **Board's permission for Clown Town** to include the following:

- A DJ on Friday, May 16th from 6:00 P.M. to 9:00 P.M. and on Saturday, May 17th from 9:30 A.M. to 4:30 P.M.
- Operate on Friday, May 16th until 10:00 P.M. (DJ would end at 9:00 P.M.)
- Extend the hours on Saturday, May 17th until 6:30 P.M. (weather permitting).

These requests have been reviewed and approved by the Police Department. The motion was seconded by Selectman Lyman, voted 4-0-1 and approved. Chairman Teichert abstained.

VIII. Adjournment

Chairman Teichert motioned to adjourn the meeting of the Board of Selectmen at 6:50 P.M. and to reconvene with the Finance Committee for a Joint Meeting at 7:00 P.M.

Respectfully submitted,

Dee DeLorenzo
Recorder