

BOARD OF SELECTMEN – JANUARY 4, 2010

I. Call to Order/Roll Call

Chairman Vispoli called the Regular Meeting of the Board of Selectmen to order at 7:00 P.M. in the Selectmen's Conference Room at the Town Offices. Present were: Selectman Lyman – Y, Selectman Major – Y and Selectman Stabile – Y. Also present: Town Manager Buzz Stapczynski and Town Clerk Randy Hanson. The meeting was duly posted and cablecast live.

II. Opening Ceremonies

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

III. Communications/Announcements/Liaison Reports

The Town Manager made the following announcements:

- In-town residents and businesses are being asked to clear snow from the sidewalks and fire hydrants in front of their properties.
- On Wednesday, January 6, 2010, Educational Specialist and Consultant, Dr. William Daggett, will speak to the community at 6:00 P.M. at the Collins Center on preparing students for the 21st Century.
- The IT Consultants will be contacting members of the Board of Selectmen.
- The Merrimack Valley Chamber of Commerce will hold their annual Mayors and Managers Breakfast on Friday, January 15th at the Andover Country Club starting at 7:30 A.M.

Town Clerk Randy Hanson reported the following:

- The Town Census has been mailed and is also available on-line. She requested residents complete and return the form as soon as possible. The Federal Census will begin in March, 2010.
- The State Senate Election will be held on January 19th with Precincts 1, 7 and 8 voting at the Senior Center and all other precincts at the Collins Field House. The **Town Clerk's Office will remain open on Friday, January 15th until 5:00 P.M.**
- Yearly dog license forms have been mailed.
- Nomination papers for local offices are now available. The Andover and North Andover Town Clerks, in conjunction with the League of Women Voters, will host **a workshop on "How to Run for Office"**.
- The Town Warrant closes at 4:30 P.M. on January 29, 2010.

Selectman Lyman reported the Council on Aging is scheduled to meet on Thursday, January 14th at 8:00 A.M., followed by the TRIAD Council at 9:30 A.M. in the School Administration Building. The Facilities Management Committee is scheduled to meet on Tuesday, January 5th at 1:30 P.M. The Commission on Disabilities has provided bookmarks explaining their mission.

Selectman Teichert reported the Town Yard Task Force would meet on January 7, 2010 **at 7:30 A.M. in the Board of Selectmen's Meeting Room.**

III. Communications/Announcements/Liaison Reports (Cont'd)

Chairman Vispoli said the IT Sub-committee will be meeting separately with each member of the Selectmen and School Committees. There are two on-line technology surveys available on the Town website – one for Town employees and one for residents and he urges everyone to participate in completing the appropriate survey.

Chairman Vispoli said Andover will **host the State's CIO (Computing and Infrastructure)** on January 14th at 6:30 P.M. in the Public Safety Center Training Room.

Selectman Major asked if the beeping sound at the intersections of Chestnut Street and Main Street and Elm Square and Main Street has been addressed because the lights are still beeping. The Town Manager said the lights were looked at and he would notify the proper department that the problem has returned.

IV. Citizens Petitions and Presentations

Members of the Greater Lawrence Community Action Council made a presentation on "**People Helping People**". Andover resident and GLCAC President Judy Yelle said the purpose of the presentation is to provide increased accessibility and awareness of services available to Andover residents. GLCAC Executive Director and CEO Philip **Laverriere said the agency's budget is \$29M and is primarily federally-funded** along with some State and private contributions. Currently, services offered include a Fuel Assistance Program, Weatherization Assistance Program, Lead Prevention Program, WIC Program (nutrition assistance for Women, Infants and Children), Community Partnership for Children, Mass Health Commonwealth Care, a Head Start Program and Child Care and Project Senior which performs small repair jobs to seniors. Last year the Agency provided 177 Andover residents with fuel assistance, tested approximately 1,200 Andover students for lead over the past two years and serviced 88 families through the **WIC Program. Peter O'Dowd, Head Start Project Leader**, said there are twenty Andover children who participate in this program. The annual amount of services provide to Andover families is approximately \$661,000.

V. Public Hearing

A. Bin28 – All-Alcoholic Restaurant Beverage License

Chairman Vispoli opened the Public Hearing at 7:32 P.M. with confirmation from the Board members that there are no conflicts of interest. A memo from Paul Salafia, Planning Board Chairman, was read by Chairman Vispoli. The memo states that the Planning Board has not yet voted on the request but plans to do so at the end of the month, they are in support of this venture as it complies with the vision for downtown and does not affect the character of the area from an architectural or visual standpoint. They have no issues with the proposal.

The guidelines for outdoor and patio dining have been provided to the Morello Hospitality Group d/b/a Bin 28, 15 Little Road, Atkinson, NH. The Free Christian Church, the Andover Baptist Church, and abutters have all been notified with no response received.

V. Public Hearing (Cont'd)

A. Bin28 – All-Alcoholic Restaurant Beverage License (Cont'd)

Selectman Lyman said alcohol is not to leave the premises and asked if there were any previous record of alcohol problems with the Morello Hospitality Group at the Andover Inn. Town Clerk Randy Hanson reported there were no previous abuses.

Mary Carbone, 3 Cyr Circle, inquired about the availability of parking in the area.

At 7:45 P.M. on a motion by Selectman Major with a second by Selectman Lyman it was unanimously voted to close the hearing.

Selectman Major motioned that the Board approve the Restaurant All Alcoholic License for Morello Hospitality Group d/b/a Bin28 at 2 Elm Square which includes granting

permission for sidewalk dining on the outdoor premises. The motion was seconded by Selectman Lyman, and voted 4-0 to approve.

Selectman Major motioned that the approval of the Restaurant All Alcoholic License for Morello Hospitality Group d/b/a Bin28 at 2 Elm Square is not detrimental to the religious and educational activities at the Free Christian Church, 31 Elm Street, and the Andover Baptist Church, 6 Essex Street. The motion was seconded by Selectman Lyman, and voted 4-0 to approve.

Selectman Major motioned that the Board approve a Common Victualler License for Morello Hospitality Group d/b/a Bin28 at 2 Elm Square; license to expire on December 31, 2010 contingent upon all licenses being granted. The motion was seconded by Selectman Lyman, and voted 4-0 to approve.

VI. Regular Business of the Board

A. Town Manager's Re-Appointment/Public Input

Chairman Vispoli reported receiving several emails that were positive and complimentary of the Town Manager for re-appointment. He asked if there was any additional public input from the audience. Mary Carbone, 3 Cyr Circle, stated she would like to see Mr. Stapczynski stay on for another five years, however, she did have two areas to address. One that she does not always receive a response to questions she asks and the other is the disappointment in the decision to turn off street lights. Mr. Stapczynski will review the evaluation report provided and report back to the Board.

B. Auction of Surplus Town-Owned Land

The Town Manager reported that the auctioning of surplus Town-owned Land is an attempt to raise money and to put the property back on the tax rolls. Issues brought forward by the Planning Board, ACT, and the Conservation Commission has all been addressed. The Board discussed the auctioning of the land and realizes the fiduciary responsibility to sell the property for the highest amount possible. The Board agreed to submit a Warrant Article requesting to place the funds raised in the Stabilization Fund. The Board discussed the status of each property listed and whether or not to not publishing a minimum bid and the minimum bid process.

VI. Regular Business of the Board

B. Auction of Surplus Town-Owned Land (Cont'd)

Selectman Lyman motioned that the Board of Selectmen authorize the Town Manager to sell the following real estate acquired by the Town by foreclosure of tax titles or under Massachusetts General Law, Chapter 60, Section 80, and give proper deeds and other instruments in connection therewith:

138 Andover Street	Map 137-Parcel 28
71 Elm Street	Map 38 –Parcel 250
0 Woburn Street	Map 119-Parcel 311

The motion was seconded by Selectman Major, voted 4-0 and approved.

Selectman Lyman motioned that the Board of Selectmen authorize the Town Manager to sell the following real estate acquired by the Town by foreclosure of tax titles or under Massachusetts General Law, Chapter 60, Section 80, and give proper deeds and other instruments in connection therewith:

98 Andover Street	Map 115-Parcel 3
20 Iron Gate Drive	Map 105-Parcel 13

2 Pepperidge Circle
1 Shaw Drive

Map 190-Parcel 34
Map 45-Parcel 82

And further, that it be noted in the public notice that these parcels have been identified as prospects for the location of small single-family homes for the purposes of either affordable housing or historical preservation, subject to zoning approval. The motion was seconded by Selectman Major, voted 4-0 and approved.

C. Sewer Betterments

Selectman Major motioned to approve the Board to sign the final sewer betterments for Kirkland Drive and a portion of Dascomb Road and Osgood Street. The motion was seconded by Selectman Lyman, voted 4-0 and approved.

VII. Other

The Board discussed upcoming meetings and scheduled agenda items. Future Board of Selectmen meetings were scheduled for January 11, January 25, February 8 and February 22, 2010.

VIII. Adjournment

On a motion by Selectman Lyman and a second by Selectman Stabile, it was unanimously voted to adjourn the meeting at 8:45 P.M.

Respectfully submitted

Dee DeLorenzo

Dee DeLorenzo
Recorder