

**BOARD OF SELECTMEN
MONDAY, APRIL 27, 2009
TOWN OFFICES (RM 103), SHATTUCK ST.
LITTLETON, MA 01460**

7:00 P.M. OPEN SESSION

PRESENT: Joseph Knox, Alex McCurdy, Kenneth Eldridge, Janet Wilkinson and James Karr

ALSO PRESENT: Town Administrator Keith Bergman and Jennifer Gibbons, Exec. Admin Asst.

READ MAIL/SIGN WARRANT

Chairman Knox convened the meeting by reviewing the agenda and signing expense warrants

PUBLIC INPUT

TA Bergman informed the board that the revised/draft Open Space and Recreation Plan has been conditionally approved by Executive Office of Energy and Environmental Affairs

TOWN MEETING ARTICLE RECOMMENDATIONS/UPDATES

RUSSELL STREET SCHOOL REPAIRS - The board listened to the final presentation by DRA architects re: Russell Street School repair project. prior to May 4, 2009 Special Town Meeting.

- Total project cost \$13.4-million for repairs to the Russell Street School.
- MSBA reimbursement:\$6.2-million
- Town costs: \$7.2-million.

ATM 4 -FY 2010 OPERATING BUDGET

The board met in joint session with members of the Finance Committee and School Committee. It was unanimously agreed by School Committee and Finance Committee to support ATM Art. 4: FY 2010 Operating Budget as presented.

Selectman Ken Eldridge motioned that Board of Selectmen support and recommend that the Town vote to raise and appropriate the sum of \$29,795,982.08, transfer from the funds specified herein, the sum of \$591,634.63 and transfer from Free Cash the sum of \$139,038.63, for a total of \$30,526,655.34, to defray the expenses of the various departments of the Town as specified herein and to fix the salary and compensation of all elected officials for the Fiscal Year beginning July 1, 2009. The motion was seconded by Janet Wilkinson. VOTE: 5:0

ATM-9 SUBSURFACE DISPOSAL FOR 20 FOSTER STREET

Selectman Ken Eldridge motioned that the Board of Selectmen support and recommend that the Town vote to appropriate the sum of \$250,000 for subsurface disposal for the Town-owned properties at 20 Foster Street and 4 Rogers Street; and that to meet this appropriation, the Treasurer, with the approval of the Board of Selectmen, is authorized to borrow said sum under and pursuant to Chapter 44, Section 7(3A), of the General Laws, or pursuant to And any other enabling authority, and to issue bonds or notes of the Town therefore. The motion was seconded by Jim Karr. VOTE: 5:0

ATM-16 PERSONNEL BY-LAW AMENDMENTS

Selectman Ken Eldridge motioned that the Board of Selectmen support and recommend that the Town vote to amend Chapter 33 of the Town Code precisely as set forth in Article 16 as printed in the warrant. The motion was seconded by Janet Wilkinson. VOTE: 5:0

ATM-15 BY-LAW AMENDMENT/MARIJUANA

Selectman Ken Eldridge motioned that Board of Selectmen support and recommend to support May 4, 2009 Annual Town Meeting Article 15, By-law Amendment - Public Consumption of Marijuana/ Tetrahydrocannabinol, with violation limited to a non-criminal offense and delete references to MGL C.40,s.21. The motion was seconded by Jim Karr.

VOTE: 4:1 (K. Eldridge-Aye, J. Knox-Aye, A. McCurdy-Aye, J. Karr-Aye, and J. Wilkinson-No)

STM-6 ACQUISITION OF LUCY'S LAND – YAPP CONSERVATION PROPERTY

Selectman Alex McCurdy motioned to support and recommend acquisition of Lucy's Land – Yapp Conservation Property, in the amount of \$930,000 The State's Division of Conservation Services has announced the award of a \$500,000 grant under its LAND grant program, towards purchase of the 53.6-acre Yapp conservation land. The motion was seconded by J. Karr. VOTE: 5:0

STM-8 PENSION OBLIGATION BONDS

Selectmen Eldridge motioned to take no action on Article 8, Pension Obligation Bonds, seconded by Janet Wilkinson. VOTE: 5:0

ATM-11 VOTER PETITION - TRACK FEASIBILITY STUDY

Selectman McCurdy motioned the Board of Selectmen support and recommend citizen's petition to raise and appropriate the sum of \$20,000 to be expended by the Permanent Municipal Building Committee, as directed by the Town Meeting, for the purpose of funding a feasibility study for a track and field facility. The motion was seconded by Ken Eldridge, VOTE: 5:0

ATM-13 VOTER PETITION - REZONE CERTAIN PARCELS TO BUSINESS

Selectman McCurdy motioned the Board of Selectmen vote to NOT to support Art. 13 sponsored by citizen's petition to rezone parcels from residential to business. The motion was seconded by Kenneth Eldridge. VOTE: 5:0

ATM-14 VOTER PETITION - ZONING - CREMATORY PROHIBITION

Selectwoman Janet Wilkinson motioned the Board of Selectmen vote to support and recommend Art. 14 Crematory Prohibition. The motion was seconded by Kenneth Eldridge. VOTE: 3:2 (K. Eldridge-Aye, J. Knox-No, A. McCurdy-Aye, J. Karr-No, and J. Wilkinson-Aye)

ATM-25 BY-LAW AMENDMENT - APPOINTMENT OF EMPLOYEES IN TOWN ADMINISTRATOR DEPARTMENTS

Selectman Kenneth Eldridge motioned to support and recommend that the Town vote to amend Chapter 3 of the Town Code precisely as set forth in Article 25 as printed in the warrant. The motion was seconded by Janet Wilkinson. VOTE: 5:0

APPOINTMENTS

Council on Aging – Dispatcher - Selectman Ken Eldridge motioned to grant an exception to the hiring freeze policy for the filling of a COA Dispatcher position, seconded by Janet Wilkinson. VOTE: 5:0

Green Initiatives Subcommittee - Selectwoman Janet Wilkinson motioned to appoint Henry Harvey, Jr. as an at-large member to the Littleton Green Initiatives Subcommittee, seconded by Ken Eldridge. VOTE: 5:0

SIGN REQUEST

Nagog Hill Orchard - Selectman James Karr motioned pursuant to Littleton Sign By-law §173-34(C) to grant the request of Charles J. Auger of Morrison/Nagog Hill Orchard Lessee, Nagog Fruiters, Inc., for the installation of the permanent sign erected on public property, seconded by Janet Wilkinson. VOTE: 5:0.

Minutes - Selectwoman Janet Wilkinson motioned to approve the minutes of March 30, 2009, seconded by Ken Eldridge. VOTE: 5:0

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