

**Selectmen Meeting
Minutes
December 19, 2012**

Selectman Connolly, Selectman Sargent, Selectman LeBlanc, Selectman Dickhaut and Chairman Dziokonski were in attendance. Attendees were Town Administrator Ward and Town Solicitor Gibbons. Chairman Dziokonski opened the meeting at 7:00PM.

Moment of Silence

Chairman Dziokonski observed a moment of silence for the victims of Newtown, CT tragedy.

Review of Minutes

The board received minutes from the Executive Session Teacher Union & DPW Union minutes from December 5, 2012 Selectmen's Meeting Minutes, Executive Sessions Landfill Land Purchase, Landfill Administration and Rifle Range Litigation for review and approval. Selectman Sargent made a motion to approve minutes as presented. Selectman LeBlanc seconded the motion. The vote was unanimous.

Common Victualler License Hearing – 72 B High Street

Chairman Dziokonski opened the hearing for the common victualler license for Afrah Hasan d/b/a Zaytoon Restaurant he invited the applicant to come forward. Ms. Afrah Hasan was before the board, she explained he has been doing renovations for the past year; it will be a family run business opening in January. Chairman Dziokonski opened the hearing for questions from the board. Selectman Dickhaut asked what type of food will be served. Ms. Hasan explained she will be serving food from Syria, Iraq, Israel and Lebanon, common recipes like humus and taboli. She explained it will be Mederteraian style food. He opened the hearing for public comment in favor of the transfer, there was none. In opposition of transfer, there was none. The hearing was closed. Selectman Dickhaut made a motion to grant a common victuallers license to Afrah Hasan d/b/a Zaytoon Restaurant. Selectman Connolly seconded the motion. The vote was unanimous. The board wished Ms. Hasan best of luck with new business.

Clinton Housing Authority – Board Vacancy

Chairman Dziokonski invited members of the Housing Authority board to come forward. Mr. Tom Vitone, Ms. Emily McNally, Mr. Fred Johnson and Mr. Charlie Moran were before the board. Also in attendance was Housing Authority Director Mary Ellen Donnelly. Chairman Dziokonski reviewed the boards are hosting a joint meeting as requested by the Housing Authority to review the vacancy left on the Housing Authority with the passing of Mr. Thomas McLaughlin. Mr. Vitone reviewed the board has two names of interested people who would like to serve, Ms. Maria Navedo and Ms. Virginia West. Selectman Connolly asked if this position has been advertised and the vacancy

been made aware to the town's people. Ms. Donnelly explained she is under the impression the vacancy is not required to be advertised, it is her understanding the two boards meet and the Housing Authority presents a name. Discussion continued regarding the position, it is an elected position that would be filled until the next election. The appointment would fill vacancy until election. Selectman Dickhaut asked if the Housing Authority had meet as a board and discussed the individuals interested. If so who does the board recommend, considering they will be working with the board. Mr. Vitone explained the board had met and reviewed both names. Selectman Sargent nominated Ms. Virginia West. Ms. McNally seconded the nomination. Mr. Johnson nominated Ms. Maria Navedo. Selectman Connolly seconded the nomination. Under Discussion: Selectman Connolly stated citizens in the community with interest were unable to put their name in for consideration, because the vacancy hasn't been advertised. Selectman Connolly made a motion to table the appointment /nomination process until the next Selectman meeting to allow the vacancy to be advertised. Selectman LeBlanc seconded the motion. Under Discussion: Selectman Dickhaut explained the person will be working with the Housing Authority board and it will be a joint appointment typically the board with the vacancy makes a recommendation to the Selectmen. Mr. Johnson explained the Housing Authority met yesterday and both candidates were reviewed. Selectman Dickhaut stated she is not opposed to make an appointment but concurs the position should be advertised. Chairman Dziokonski asked Administrator Ward where the advertisement for the position will be made. Administrator Ward reviewed it will be advertised in the Item and on the town website. The vote was unanimous. The board's agreed to meet again on January 9, 2013 for appointment of the vacancy. Selectman Dickhaut made a motion to have all interested applicants apply on or before January 2, 2013. Selectman Connolly seconded the motion. The vote was unanimous.

Fire Department Ladder Truck Update- Fire Chief Hart

Fire Chief Hart was before the board to review information regarding the new ladder truck. He distributed a list of specs for the truck to the board for their review. He explained over the past few months he has had a few different manufacturers come out to station with trucks for review. Captain Sivert has been working with him and reviewed all of the trucks that have been shown. One issue is they are making the trucks larger so the heating system in the garage had to be raised to accommodate the height of the new truck. Chairman Dziokonski asked if the quote from Greenwood Emergency was the one the Chief recommended. Chief Hart agreed that would be the one he asked the Accountant for approval to purchase the equipment separately, and she is reviewing an answer with the Auditor. Selectman Dickhaut asked if Administrator Ward had been included in the process. Administrator Ward explained yes he had reviewed the trucks when the vendors were at the station. The only issue was the

height clearance and that has been resolved. She asked the amount approved at town meeting. Administrator Ward reviewed \$875,000.00 was approved to purchase the new ladder truck. Selectman Sargent asked if the Union has been involved and agrees this is the best. Chief Hart explained several serve on the committee and have no objections. Selectman Dickhaut made a motion to go forward but before the order is placed to confirm the equipment can be purchased separately, by receiving the accountants review. Selectman Sargent seconded the motion. Under Discussion: Selectman Dickhaut explained the Chief should wait for the answer from the Department of Revenue and get a purchase order. Selectman Sargent asked when the truck is purchased can the public stop by to view it. Chief Hart explained anytime anyone is welcomed to stop in and see the fire engines. The vote was unanimous.

2013 Annual License Renewals

Chairman Dzikonski reviewed the Liquor Licenses, Class II & Class III Dealer Licenses, Common Victuallers Licenses, Juke Box Licenses, Automatic Amusement Licenses and the Live Entertainment Licenses are due for renewal and approval to operate for 2013. He asked if the board wanted to approve each license type separately or all at once. The board agreed to approve all at once. Selectman Sargetn made a motion to approve renewals all licenses as presented for 2013. Selectman Dickhaut seconded the motion. The vote was unanimous.

Administrative Business

Late Night Closings

Town Administrator Ward reviewed the following establishments are requesting late night closings for Saturdays in the month of January 2013: Clem's Liberty Tavern, Clinton Turn Verein, Crystal Café, Old Timer, Ringside Café, & The Simple Man Saloon. Selectman LeBlanc made a motion to approve the requests as presented with the Police Chiefs review and approval. Selectman Sargent seconded the motion. The vote was unanimous.

One Day Liquor License Request

The Clinton Gaels Booster Club has submitted a One Day Liquor License application in conjunction with the Annual Winter Gaela to be held at the Clinton Town Hall Fallon Auditorium on January 26, 2013. Selectman LeBlanc made a motion to approve the request as presented. Selectman Dickhaut seconded the request. The vote was unanimous.

Old & New Business

Landfill Administration Agreement

Chairman Dziokonski reviewed the board needs to approve the draft document submitted by the Town Solicitor regarding the terms and conditions of compensation to the Superintendent of Public Works for managing the landfill capping project.

Administrator Ward reviewed it would be the letter the board received at the last meeting. Board members requested a copy of the letter for a final review prior to approval. Administrator Ward left meeting to get a copy. Selectman Connolly asked if the Solicitor and Administrator had an opportunity to meet with the Superintendent and review the terms and conditions. Solicitor Gibbons reviewed he did meet and discuss the agreement with the Superintendent and he is fine with it. The board agreed to move on and wait on approval until they have the letter for final review.

Reserve Fund Transfer

Chairman Dziokonski reviewed the Police Chief is requesting approval for a reserve fund transfer in the amount of \$10,000.00 for the replacement of gas heat exchangers at the station. Selectman Sargent made a motion to approve the transfer request from the Police Chief for \$10,000.00 to replace the gas heat exchangers. Selectman Connolly seconded the motion. Under Discussion: Selectman LeBlanc asked if the Chief had received more than one quote from vendors regarding the needed repairs. Selectman Connolly asked if the account was supposed to be exhausted before a transfer can be approved from the reserve fund. Selectman Dickhaut explained it would be helpful to have an update of the amount in the account, would there be enough in the reserve fund to cover the amount. Selectman Sargent explained he is aware the pipe has a pinhole leak in it and needs to be replaced. Chairman Dziokonski clarified the only response the Chief received to a request for his repair bid was from the one company he submitted the information for. Selectman Dickhaut explained the board should approve the request to allow the request to go on to the Finance Committee for review, 3 bids may be required by the committee for review. Selectman Sargent made a motion to approve the transfer request. Selectman Dickhaut seconded the motion; reviewing 3 bids are needed for Finance Committee review. The vote was unanimous.

Right of Way Liaison

The board tabled this discussion until Administrator Ward was available to speak to it.

Committee Reports

Cable Committee

Selectman Sargent reviewed the committee had recently met and are reviewing the purchase of new equipment to help fix the sound system problems.

Public Comment

There was none.

Old & New Business Continued

Landfill Administration Agreement

Administrator Ward distributed the final draft of the agreement with the board.

Chairman Dziokonski reviewed the agreement is the administration of the recapping of the existing town landfill; the town is working with the DEP. It has been determined the slope is no longer adequate and will require fill be brought in to recap the old dump.

The board has decided to complete this project with the town staff and not hire an outside company. Superintendent McGown has a lot of experience in this field and will be undertaking a lot of extra work as the administrator of the project. The board entered into negotiations with him to determine compensation for the additional work. The compensation package includes a \$25,000.00 increase per fiscal year through the life of the capping. Potential bonuses of \$15,000.00 distributed in increments of \$5,000.00. The first million earned a \$5,000.00 bonus is awarded, when \$1, 250, 0000.00 is earned the seconded \$5000.00 will be awarded and if \$1, 500, 0000.00 is earned within a fiscal year as revenue for the town the third bonus of \$5,000.00 is awarded. Selectman Dickhaut explained this will only be for the life of the landfill, this funding will not be available forever and cannot be built into the operating budget for the town. Selectman Connolly agreed this funding cannot be built into the budget; it will only be available once. Selectman Dickhaut explained the infrastructure needs updating and the funding should be used for them. Selectman Sargent made a motion to approve the letter of intent as presented. Selectman Connolly seconded the motion. The vote was unanimous.

Chairman Dzikonski updated Administrator Ward the transfer request made by the Police Chief was approved but three quotes are needed for review. Administrator Ward explained the Chief is working on soliciting bids and intended to have completed by the meeting.

Right of Way Liaison: Massachusetts Department of Transportation

Administrator Ward reviewed the MDoT will be working to have temporary easements approved for the Water Street project. The design is ready to move forward and the easements will be needed by the summer. Superintendent McGown has been working with the MDoT and had volunteered to be designated the right of way liaison.

Selectman Dickhaut made a motion to approve the Administrators recommendation of Superintendent McGown as the right of way liaison. Selectman Connolly seconded the motion. Under Discussion: Selectman Connolly asked if Superintendent McGown is

aware he will be working as the liaison. Administrator Ward stated yes, he asked to be appointed as liaison. The vote was unanimous.

Chairman Dziokonski stated the board will be entering into Executive Sessions and will not return to open meeting after. Selectman Dickhaut wished everyone a Merry Christmas and happy holidays to all. Selectman Connolly and the board agreed.

Selectman Dickhaut made a motion to enter into Executive Session under article 6, at 8:00PM for discussion on Landfill Land Purchase. Selectman LeBlanc seconded the motion. Roll Call Vote: Selectman Sargent "aye", Selectman LeBlanc "aye", Selectman Connolly 'aye', Selectman Dickhaut 'aye" and Chairman Dziokonski "aye".

Executive Session Article 6 Landfill Land Purchase 8:00PM- 8:20PM

Executive Session Article 3 DPW Union Contract Negotiations 8:21PM-8:22PM

Executive Session Article 3 Town Administrator Contract 8:23PM – 8:30PM

Selectman LeBlanc made a motion at 8:31PM to adjourn. Selectman Dickhaut seconded the motion. The vote was unanimous.

Meeting adjourned.

Respectfully submitted,

Joyce A. Corbosiero
Administrative Assistant
Clinton Board of Selectmen