

MINUTES OF MEETING----- March 10, 2014
APPROVED----- March 24, 2014

Chairman Tinio, Selectmen Reil, and Goddard are present at the Mendon Town Hall.
Chairman Tinio called the meeting to order at 7:13 p.m. and led the pledge.

Chairman Tinio read the Board of Health's positive results of a tobacco compliance check.

Don Morin, Joe Cronin, Taft Library Building Committee members, and Fred Lapham, Engineer, joined the Selectmen to discuss whether the well at the library would be considered a public water supply. A public water supply is necessary if the building's use is 25 people per day 60 days per the year according to the EPA. The Mass Drinking Water Program has additional regulations. Mr. Lapham is working with DEP regarding their regulations. They need zone 1, library usage information and the number of employees. If there is anticipated use for the single-family house or after hours meeting use, he will need to include that. Selectmen said there is no anticipated use by the town for the rectory.

Wayne Wagner, Chairman, Tony Willoughby, Kathy Schofield and Jane Lowell from the Historical Commission informed the Selectmen that they issued a demolition delay notice on the Miscoe Springs property. They would like to get some ideas for alternate uses for the stone building. They have scheduled a meeting at the Town Hall for March 19 at 7:00 p.m. so boards and real estate agents could discuss. Chairman Tinio offered to have it televised. They took pictures of the inside and will have them available on the town web site.

Selectman Reil made and Selectman Goddard seconded a motion to allow holding the Mendon Junior Baseball/Nipmuc Youth Softball Opening Day parade on Saturday, April 26 with a rain date of Sunday, April 27 as described in Brian Morford's letter dated March 5, 2014. The assistance of the Mendon Police Dept. is granted in order to stop and control traffic on Millville St. and to prevent traffic from travelling on Kelly Rd. from 9:30 am until the conclusion of the parade. The participation of the Mendon Fire Dept. is also granted. Brian Morford joined the Selectmen to explain nothing has changed from previous years. The motion carried unanimously.

Selectman Reil made and Selectman Goddard seconded a motion appoint Pamela Arons, 12 Talbott Farm Drive, to the Cultural Council with a term to expire June 30, 2017. The motion carried unanimously.

Selectman Goddard suggested going forward with the \$25 per week pay back by Mr. Phipps and in the future have any balances owed be paid within one year. The difference between the family and individual dental plans was \$21.07. Chairman Tinio noted that this mistake was made by the town; however, the employee has an obligation to ensure his pay check is correct. He would like to see these situations handled on a case-by-case basis. Selectman Reil said that if something like this comes up again, it should be addressed solely through the BOS office. Selectmen agreed this can be handled best by the Town Administrator when one is on board. Chairman Tinio suggested that a policy be put in place. **Selectman Reil made and Selectman Goddard seconded a motion to accept a payment of \$25 per week from Charlie Phipps until the entire amount of \$2,654.59 is reached. The motion carried unanimously.**

Selectman Reil made and Selectman Goddard seconded a motion to grant a Common Victualler License for Imperial Gas, LLC, 1 Millville Street to J.D. Daugherty-Dixon pending receipt of a positive routing slip. The motion carried unanimously

Selectman Reil made and Selectman Goddard seconded a motion to grant a Common Victualler, Monday through Saturday Entertainment and Dancing by Patrons License and Annual Sunday 1 p.m. to midnight Entertainment License for a Band, DJ or Comedy Show to Imperial Ballroom LLC, 6 Nipmuc Drive pending receipt of a positive routing slip. The motion carried unanimously.

Selectman Reil made and Selectman Goddard seconded a motion to grant a Monday through Saturday Entertainment License to Miss Mendon Diner, 14 Uxbridge Road, Building #16. The motion carried unanimously.

Selectman Reil made and Selectman Goddard seconded a motion to open the warrant for the May 2 Annual Town Meeting. The motion carried unanimously. The warrant needs to close on March 25 per State law. Diane Willoughby requested that articles be submitted by noon. Chairman Tinio said Selectmen will consider putting small articles for by-laws that are time sensitive.

Selectman Reil said someone questioned him about how the Bring Your Own Bottle Policy would affect the Adult Entertainment License. *Action: Diane Willoughby will contact town counsel to inquire if there would be ramifications from the BYOB Policy on the Adult Entertainment License.* **Selectman Reil made and Selectman Goddard seconded a motion to suspend the BYOB policy. The motion carried unanimously.**

Public Safety is not available tonight to discuss regulations for second hand dealers.

Selectman Goddard left the meeting at 7:45 p.m. to attend a school union negotiation meeting.

Assistant Fire Chief Bucchino joined Selectmen to discuss the insurance company inspection report for his department. Ceiling tiles need to be replaced because the roof leaks above the bedrooms. Asst. Fire Chief will get estimates for roof repair along whole roof. The rug upstairs has been damaged also. The rug downstairs needs to be replaced throughout the whole building. Small gas containers for equipment need to be put in non-flammable storage containers. The lift used for maintenance needs inspection; however, it is going to be moved. Chairman Tinio asked to get a price on moving it. The Fire Department will take care of installing GFCI outlets in the restrooms and trimming foliage back from the building in the spring. Chairman Tinio stated that once estimates are obtained, we will meet with the Finance Committee. *Action: Ms. Willoughby to get estimates for replacing tiles in the Town Hall oil burner room.*

Selectman Reil made and Chairman Tinio stepped down to second a motion to Sign the Letter of Authorization for the Hampshire Council of Governments. The motion carried unanimously.

Chairman Tinio read the letter received from Dartmouth regarding a small business exemption where businesses would get a ten percent tax credit and larger businesses pay the difference. **Selectman Reil made and Chairman Tinio stepped down to second a motion to allow Chairman Tinio to sign a letter of support for tax classification to State delegations. The motion carried unanimously.**

Selectman Reil made and Chairman Tinio stepped down to second a motion to approve the regular session meeting minutes January 29, February 3, 6, 10 & 24 and executive session minutes of January 29, February 3, 10 & 24 not to be released. The motion carried unanimously.

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Members agreed to table the discussion regarding replacing the printer in the Asst. Treasurer/Collector's Office until Finance Committee Chairman Rich Schofield could attend.

Chairman Tinio and Selectman Reil discussed the Zoning Board of Appeals using Jay Talerman as counsel for Cobbler's Knoll. They agreed to have the ZBA notify Selectmen of the dates they plan to use him so their office will know it was authorized. The owner of Cobbler's Knoll reimburses the town.

Selectmen agreed that to be transparent details such as addresses and specific types of permits should be information included in the ZBA town report submission. *Action: Chairman Tinio will write the Selectmen's submission.*

Ms. Willoughby explained that Mr. Rudden had a previous commitment and planned to attend the meeting at 8:30 p.m. to discuss the ADA report and Insurance Inspection Report. Members agreed to hold executive session meeting while waiting.

Selectman Reil made Chairman Tinio stepped down to second a motion to enter into Executive Session M.G.L. C.30A Sec.21 to conduct a strategy session with respect to contract negotiations for the Town Administrator as an open meeting may have detrimental effect on the negotiating position of the public body and the chairman so declares. We'll reconvene to open session. A roll call vote is needed. Reil-aye, Tinio-aye.

Meeting reconvened at 8:16 p.m. Shirley Smith, Zoning By-law Review Committee Member and Bill McHenry, Affordable Housing Coordinator joined to discuss By-laws that they would like on the May 2 Annual Town Meeting (ATM) warrant. The first is an Inclusionary By-law where a developer would need to have ten percent affordable housing in a development if there are six or more houses. Chairman Tinio said he is trying to keep the By-laws short. Ms. Smith said there is also the Accessory Dwelling By-law. There have been hearings already. The Town Clerk requested a new dog By-law due to new State animal control laws. This is a general by-law and doesn't need a hearing. It will replace the existing By-law. Another is an article to accept the easement to connect the town forest with the 170-acre Cormier Woods and 90-acre Meadow Brook Woods. Chairman Tinio and Selectman Reil agreed to have them all included for the Annual Town Meeting. Mr. McHenry told Selectmen to give him any feedback they may have. If By-laws can be put on website for public to see, that would be helpful. Chairman Tinio suggested informing who already have accessory dwellings of the By-law change. Shirley has handouts to be available at the ATM for Accessory Dwelling and Inclusionary Zoning By-laws. Ms. Willoughby pointed out that due to the length of the articles, additional money will most likely be needed to advertise the meeting.

Selectman Reil asked for discussion on Animal Control Officer to be put on agenda for March 24. Chairman Tinio explained that we have a contract with Uxbridge and Douglas and share the expense. *Action: D. Willoughby to send Willem Angenent, Finance Committee Member, the contract for Animal Control Officer.*

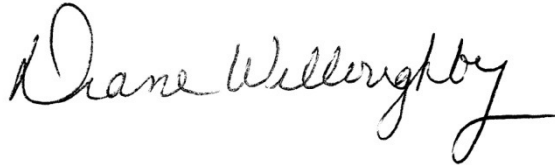
Action: Ms. Willoughby to invite Mr. Rudden to the next meeting regarding ADA Report and Insurance Inspection Report as he had not arrived yet.

Chairman Tinio announced that the Open Budget Hearing for MURSD is March 17 at Nipmuc High School in Upton. Blackstone Valley Tech will be coming to discuss their budget with the Finance Committee on March 11 at 7:00 p.m.

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Selectman Reil made and Chairman Tinio stepped down to second a motion to adjourn at 8:38 p.m. The motion carried unanimously.

Respectfully submitted,

A handwritten signature in cursive script, reading "Diane Willoughby". The signature is written in black ink and is positioned above the printed name and title.

Diane Willoughby
Administrative Assistant

Documents Discussed located in 'Administrative Secretary's' Office:
Board of Health Tobacco Compliance Check Results
Memo dated March 10, 2014 from Charles Phipps, Repayment of Dental Insurance
Letter of Authorization for the Request of Electricity Consumption Information, Town of Mendon
Brian Morford's letter dated March 5, 2014
Mendon Zoning Board of Appeals 2013 Annual Report Submittal
Letter dated February 26, 2014 from the Dartmouth Board of Selectmen
Section 3.05 Inclusionary Zoning By-Law, Section 3.06 Accessory Dwelling Units By-Law and Section
7 Animal Control By-Law