

Approved 5/18/09

TOWN OF HAMPDEN, MASSACHUSETTS
BOARD OF SELECTMEN/BOARD OF HEALTH
MINUTES

May 4, 2009
6:30 pm

625 Main Street
Town House

Board Members: Richard R. Green, Vincent J. Villamaino, John D. Flynn
The meeting was called to order at 6:30 pm by Rick Green.

Raymond Drive: John and Barbara Miller from Raymond Drive came before the Board to discuss the lighting from their neighbor's home. The lights shine directly into their home and they have asked their neighbor, Mr. Lefort to reposition, or make some change to accommodate their concerns. The Board will ask Lance Trevallion to visit the site and offer his opinion on the situation.

SMART Plan Implementation: The Board has authorized the Town Treasurer to initiate a new plan to replace the current Nationwide Deferred Program. Tracy Sicbaldi anticipates having the program start on July 1, 2009.

- Discontinuance Letter sent
 - Gathering of necessary information started
 - Letter notifying employees to go out 5/18
 - Informational Meetings, 5/20 and 5/27
 - Up and Running 7/1
1. Thornton W. Burgess School: The Board reviewed the scope of work quoted for a new gymnasium floor at TWB, to be paid with funds approved at Annual Town Meeting. The quote is for \$69,600 and is Capital Carpet and Flooring, a state approved supplier. A motion was made by Vinnie Villamaino to award the project to Capital Carpet and Flooring in the amount of \$69,600 for the gym floor replacement at TWB, seconded by John Flynn. VOTE: All in favor and so voted.
 2. Thornton W. Burgess School: The Board reviewed the quote received from Robert H. Lord Co. for bleachers at TWB to be paid with funds approved at Annual Town Meeting. The quote for the non-automated bleachers is \$39,931, from a state approved supplier. A motion was made by Vinnie Villamaino to award the project to Robert H. Lord, Co. for bleachers for TWB, seconded by John Flynn. VOTE: All in favor and so voted.
 3. Farmer's Market Proposal: The Board reviewed the response from the Building Inspector on the proposed Farmer's Market. Lance Trevallion does not have any issues with the project. The Board has agreed to allow the project to continue, pending receipt of all necessary permits through the Board of Health. The

Selectmen will monitor the operations and review again in July to ensure there are no operational issues. A note will be forwarded to Sgt. Bill Joy, Safety Officer and ask that he give a written response to the question asked by the Board as to his opinion on the project. He will be asked to monitor the operations as well to be reviewed in July.

4. AFSCME: The Union that formerly represented the Police Dispatchers sent a letter informing the Board and the Dispatchers that they will no longer represent them. Rick Green spoke with the Dispatchers' President and asked that they schedule a time to meet with the Board to begin contract negotiations.
5. Transfer Request: A motion was made by Vinnie Villamaino to recommend approval from the Advisory Committee for a line item transfer from Building Maintenance to Building Utilities for the Council on Aging in the amount of \$1,000, seconded by John Flynn. VOTE: All in favor and so voted.
6. Highway:
 - Construction Traffic Control Plan: The Board reviewed the latest plan, made a revision and a motion was made by Vinnie Villamaino to approve with the revision, seconded by John Flynn. VOTE: All in favor and so voted.
 - Patrick Markham Claim/Patrick Markham Retirement: The Board reviewed the letter from Dana Pixley on Pat Markham's pending retirement after forty years as well as the status of a pending claim.
 - Highway Material Bid Recommendations: The Board reviewed the recommendations made by Highway Superintendent, Dana Pixley and a motion was made by Vinnie Villamaino to approve the material bid recommendations, seconded by John Flynn. VOTE: All in favor and so voted.
 - Pickup specs: Notice that the pickup truck approved at Special Town Meeting has gone out to bid for a May 19th bid opening.
 - Highway Truck Borrowing Extension: A highway truck purchased five years ago is in the sixth year of the payoff, but the note for a Departmental Capital Purchase is for five years. The Department of Revenue requested that the Board vote the following motions to alleviate any confusion on the note.
 - A motion was made by Vinnie Villamaino to extend the note issued on the highway truck to six years, as requested by the DOR, seconded by John Flynn. VOTE: All in favor and so voted.
 - A motion was made by Vinnie Villamaino to classify this note as a "refunding note" as requested by the DOR, seconded by John Flynn. VOTE: All in favor and so voted.
7. Dave Martel, Town Counsel: Dave issued a letter of opinion to the Police Chief relative to a liability claim and the Board will monitor the status.
8. Dave Martel, Town Counsel: Conservation Commission requested a letter of opinion from Dave Martel on the definition of "hardship" as it relates to land development; his opinion letter was reviewed.
9. Minutes of April 13, 2009 were reviewed. A motion was made by Vinnie Villamaino to approve as presented, seconded by John Flynn. VOTE: All in favor and so voted.

10. Minutes of April 21, 2009 were reviewed. A motion was made by Vinnie Villamaino to approve as presented, seconded by Rick Green. John Flynn absent from the meeting abstained from the vote. VOTE: All in favor and so voted.
11. Minutes of April 27, 2009 were reviewed. A motion was made by Vinnie Villamaino to approve as presented, seconded by John Flynn. VOTE: All in favor and so voted.
12. South Ridge Road Swale: The Board reviewed a letter sent by the Planning Board to the Morton's on the unacceptable status of the swale on South Ridge Road for which a performance deposit is being held until the status is acceptable. The Board will follow up on the timeframe being imposed on the Morton's to rectify the situation.
13. License Review of Commercial Drive: The Board will schedule some time at a June Planning Board meeting to discuss the businesses on Commercial Drive and whether or not they comply with all of the conditions of their permits.
14. Recommended Floodplain Bylaw Changes: The Board received a letter from the Flood Hazard Management Program (FEMA) regarding some recent revisions. The Board will speak with the Planning Board as to how best to handle.
15. McCormick-Allum Co. Invoice Discussion: The town has received a restocking fee from M-A, Co. for a unit we anticipated purchasing. Since a contract was not signed, a letter will be sent to the company explaining the reason for non-payment.
16. School Committee Minutes: Reviewed.
School Borrowing Language: The Board reviewed the language promoted by John Lovejoy through legislation to allow a town to borrow for a thirty year term for a new school.
17. Memorial Day Parade: The Board discussed the parade details, most of which have been organized by Art Booth and noted the need for another speaker for the sound system.
18. Charter Communications: The Board reviewed communication from Charter Cable regarding their financial restructuring. A motion was made by Vinnie Villamaino to allow the chairman sign a consent form for Charter Cable to restructure their debt, seconded by John Flynn. VOTE: All in favor and so voted.
19. Veterans' Officer: The position of the Regional Veterans' Officer will be vacant at the end of June as the current Veterans' Officer; Robert Mathison announced he is not a candidate for the Agent's position for the coming fiscal year. An ad will be run for a replacement officer.

Note: Schedule a meeting with IBPO members to discuss the status of Quinn Bill.

Board of Health

Signatures:

Milk and Cream Licenses: A motion was made by John Flynn to approve all Milk and Cream licenses for the coming valid May 30, 2010.

One Day General License for Girl Scouts: A motion was made by John Flynn to approve a one day license for the Girl Scouts to sell baked goods on May 25th Memorial Day, seconded by Rick Green. VOTE: All in favor and so voted.

VFW Pavilion Licenses: A motion was made by John Flynn to approve a one day pavilion permit at the VFW from noon to 12:00 pm on May 17, 2009, May 23, 2009 and June 27, 2009, seconded by Rick Green. VOTE: All in favor and so voted.

NOTE:

COA Board members are scheduled for May 11th meeting at 7:00 pm.

Arbitration Hearing scheduled for May 13th at 10:00 am

Hampden Country Club on June 25, at 6:00 pm

Resident Dave Hayward of 242 Somers Road expressed interest in serving the town in some capacity. This office will schedule time on the agenda to meet with him.

With no further business, a motion was made by Vinnie Villamaino to adjourn the meeting at 8:30 pm, seconded by John Flynn. VOTE: All in favor and so voted.

Respectfully submitted,

Pamela B. Courtney
Administrative Assistant

/pbc