

**TOWN OF WEBSTER
BOARD OF SELECTMAN
DEBORAH KEEFE, CHAIRMAN
WALTER D. RICCI, VICE CHAIRMAN
MARK DOWGIEWICZ
JEFFREY DUGGAN
DON BOURQUE**

A Board of Selectman Meeting was held in the Selectmen's Meeting Room at the Town Hall on Monday, January 9, 2012. Chairman Ricci called the meeting to order at 7:01 P.M.

Attendance: Mark Dowgiewicz, Jeff Duggan, Don Bourque, Dan Ricci

Absent: Deborah Keefe

Pledge of Allegiance: Chairman Ricci led the Selectman in the Pledge of Allegiance.

Selectmen Dowgiewicz recues himself.

Board of Health – Member Recommendation

David Zalewski, Cathleen Liberty and Nancy Zecco came forward. Mr. Zalewski stated the Board of Health received a letter from Nancy Zecco requesting consideration from the vacant Board of Health Member position. He stated the Board of Health voted unanimously earlier at their meeting to recommend that Nancy Zecco fill the vacant position until the May 2012 elections. He stated she had superb credentials. Chairman Ricci asked Ms. Zecco why she wanted to be involved with the Board of Health. Ms. Zecco stated she has an extensive background in human health and wanted to reach out to the community and educate them on important health issues.

Motion: made by Selectmen Duggan, seconded by Selectmen Bourque to appoint Nancy Zecco as a Health of Health member until May 1, 2012.

Vote: Mr. Duggan – yes, Mr. Bourque – yes, Chairman Ricci –yes.

Selectmen Dowgiewicz returned to the meeting.

Public Hearing – Indian Ranch – Outdoor Entertainment License

Chairman Ricci stated the Board of Selectmen called a public hearing for Indian Ranch's outdoor entertainment license. Chairman Ricci opened the public hearing. He asked if any resident wished to speak. Brain Dunn came forward. He stated no outdoor entertainment license should be granted. He stated the noise level cannot be determined. He stated during concerts he can't stay home. Selectmen Dowgiewicz asked Mr. Dunn the number of years he has lived in that location. Mr. Dunn stated he has lived there since 2002. Richard Francis came forward. He stated he lived a mile away form Indian Ranch and the music is very loud. He stated this past summer the noise level has increased. Chairman Ricci asked Mr. Francis what he would like to see the Board do regarding Indian Ranch. He stated he would like to see weekend only and not have them do outdoor entertainment during the weekdays. Paul Fenuccio came forward. He stated he lives next door to Indian Ranch and does not have any complaints. He stated they have been great neighbors and they never had a problem with the noise level. Lisa Fenuccio came forward and stated she lived closer than anyone and she had no complaints. Ed Germalowitz came forward and stated he has lived next to Indian Ranch since 1982 and had no problems except with the new owners. He stated the noise level is out of control. Mindy Craver came forward. She stated her family owns a large portion of land on Smith's Cove. She stated it is a family facility and many of the cottages have no air conditioning. She stated the noise makes it unenjoyable for homeowners. She stated she had a signed petition from neighbors in her area. Mr. McAuliffe asked Ms. Craver what is different from last year. Ms. Craver stated the nose level has increased and the time the concerts go until. Mrs. Raun stated Indian Ranch has done the same amount of concerts as the past owners. She stated she would be happy to meet with any of the neighbors to show them the grounds and venues. She stated she is trying to run a business and that the concerts bring people into town. She stated she needed until 10:30 p.m. on the

weekend. She stated she doesn't have over 6 night concerts a year. Chairman Ricci closed the public hearing.

Motion: made by Selectmen Dowgiewicz, seconded by Selectmen Duggan to approve the Outdoor Entertainment License for Indian Ranch for Friday and Saturday from 10:00 a.m. to 10:00 p.m. and Sunday from 9:00 a.m. to 6:00 p.m. with the restriction of no back to back night concerts, only six night concerts a year and the speakers must face inwards.

Vote: Mr. Dowgiewicz – yes, Mr. Duggan – yes, Mr. Bourque – yes, Chairman Ricci – yes.

Chairman Ricci called for a recess at 7:56 p.m.

The Board of Selectmen returned from recess at 8:05 p.m.

Ratification of Vote Accepting MGL 32B sections 21-23 (GIC - 08/08/11)

Selectmen Duggan recues himself.

Mr. McAuliffe stated the Board of Selectmen took a vote on August 8, 2011 to accept the MGL 32 V section 21-23 before the State made changes to it. He stated it would be the best interest of the town to rescind the prior vote and revote it again. He stated this would be cleaner than going to the State for a waiver. He stated the union has been notified. He stated this vote word move the town towards doing a study. Tim Moran and Linda Buit came forward. Mr. Moran stated there is huge repercussion of this vote. He stated the deductible are very high. Chairman Ricci stated this will help save the town money and save jobs. Ms. Buit stated the union would like to work with the town. She stated making this vote will take the choice from the unions away. Mr. McAuliffe stated the unions before the Board are the ones that did not agree to go on to the Rate Saver for the last two year.

Motion: made by Selectmen Dowgiewicz, seconded by Selectmen Bourque to rescind the vote to rescind the vote of August 8, 2011, "to accept Mass General Law 32B, section 21-23, to authorize the GIC (Group Insurance Commission) Policy,"

Vote: Mr. Dowgiewicz – yes, Mr. Bourque – yes, Chairman Ricci – yes.

Motion: made by Selectmen Dowgiewicz, seconded by Selectmen Bourque that the Town of Webster elects to engage in the process to change health insurance benefits under M.G.L.C. 32B, Section 21-23"

Vote: Mr. Dowgiewicz – yes, Mr. Bourque – yes, Chairman Ricci – yes.

Selectmen Duggan returned.

Town Administrator's Report

Mr. McAuliffe passed out the Special Town Meeting schedule to the Board.

Motion: made by Selectman Bourque, seconded by Selectman Dowgiewicz to open the Town Meeting Warrant for February 13, 2012.

Vote: Mr. Dowgiewicz – yes, Mr. Duggan – yes, Mr. Bourque – yes, Chairman Ricci – yes.

Mr. McAuliffe stated the town has received proposals for the Engineering Services for the demolition of the former Dr. Garg Property.

He stated the tax bills were mailed on time again this year.

He stated he attended the Finance Committee Meeting.

He attended the Grant Acceptance at IPG in Oxford. He stated Selectmen Bourque was also in attendance.

He stated he attended the Focus Group on the selection of the new School Superintendent.

He stated he had a need for Executive Session.

Motion: made by Selectmen Dowgiewicz, seconded by Selectmen Bourque to approve the Town Administrator's Report.

Vote: Mr. Dowgiewicz – yes, Mr. Duggan – yes, Mr. Bourque – yes, Chairman Ricci – yes.

Old Business

Chairman Ricci stated the Board has been asked to choose a photo for the Annual Report. He stated the new Pocket Park would be a good picture. Mr. McAuliffe stated a picture of the Civil War reenactment would also be a nice photo.

New Business

Mr. McAuliffe stated the town of Spencer is spearheading a Regional Stormwater Grant. He stated this is a well thought out process.

Motion: made by Selectmen Bourque, seconded by Selectmen Dowgiewicz to support the Regional Stormwater Grant

Vote: Mr. Dowgiewicz – yes, Mr. Duggan – abstain, Mr. Bourque – yes, Chairman Ricci – yes.

Motion: made by Selectmen Bourque, seconded by Selectmen Dowgiewicz to authorize Dan Ricci to sign the Regional Stormwater Grant.

Vote: Mr. Dowgiewicz – yes, Mr. Duggan – abstain, Mr. Bourque – yes, Chairman Ricci – yes.

Chairman Ricci stated the Board received a letter from the school Committee requesting a designee from the Board of Selectmen is on the new Superintendent Search Committee. He stated he is very busy and would be unable to attend the meetings. Selectman Duggan stated he would volunteer to the Board of Selectmen's designee.

Motion: made by Selectman Bourque, seconded by Selectman Dowgiewicz to designate Selectmen Duggan as the Board of Selectmen representative for the new Superintendent Search Committee.

Vote: Mr. Dowgiewicz – yes, Mr. Duggan – abstain, Mr. Bourque – yes, Chairman Ricci – yes.

Informational Mail

Chairman Ricci asked Thomas Dickson to come forward. Mr. Dickson stated he wrote the Board a letter two weeks ago asking for a peddler's license for a non-profit organization. He stated it would just like a peddler's license without being a non-profit. Chairman Ricci stated the peddler's licenses are issued by the State and he would have to follow the proper procedures that the State required.

Adjournment

Chairman Ricci adjourned the meeting to Executive Session at 9:00 P.M. in accordance with MGL Chapter 39, Section 23b, Item 3, to discuss strategy with respect to collective bargaining or litigation, in an open meeting.

Motion: to go into Executive Session, and not to go back into open session made by Selectman Bourque, seconded by Selectman Dowgiewicz.

Vote: Mr. Dowgiewicz – yes, Mr. Duggan – yes, Mr. Bourque – yes, Chairman Ricci – yes.

Respectfully Submitted,
Courtney Friedland

OLD BUSINESS

NEW BUSINESS

OTHER INFORMATION KNOWN AT TIME OF POSTING

ADJOURNMENT

Motion: made by Selectman Dowgiewicz, seconded by Mr. Bourque to adjourn the meeting at 8:20 P.M.

Respectfully submitted,
Courtney Friedland