

IPSWICH BOARD OF SELECTMEN

Selectmen Conference Room A

Town Hall, 25 Green Street

Meeting of February 1, 2010~ 7:30 PM

Selectmen Present: Patrick J. McNally, Chair; Elizabeth A. Kilcoyne; Vice Chair; Ingrid F. Miles; Charles D. Surpitski; Raymond Morley

Also Present; Robert Markel, Town Manager; Catherine Tinsley, Minutes Secretary

Abbreviations used:

BOS - Board of Selectmen

DPW - Department of Public Works

Public Information available:

Agenda

With a quorum present, Mr. McNally convened the Monday, February 1, 2010 regular session Board of Selectmen meeting at 7:34 pm.

Mr. Markel announced that ICAM moved into their new office at Town Hall. They are having technical difficulties; therefore the meeting is being taped and will be aired later in the week.

CITIZEN QUERIES

Elizabeth Krafchuk, 10 Heartbreak Road stated that she is the spokes person for Friends of Heartbreak Road. The BOS acknowledged a letter from this group stating the concern and objections of a proposed development on Heartbreak Road, recently approved by the Planning Board. She went on to review the contents of the letter, specifically the request for the BOS to assure that the Planning Board is functioning to protect public interest.

Mr. McNally stated that the BOS has no authority to over-rule the Planning Board.

Ms. Kilcoyne requested that the Planning Board come before the BOS to explain the process.

Glenn Gibbs, Director of Planning & Development was present and responded briefly saying the Planning Board made a good decision based on the facts and that he stands by the process; he supported going over their process with the Town Manager and a BOS representative before a public meeting.

The BOS supported an open forum.

PUBLIC HEARING – WILDES COURT BUS STOP

7:52 PM – Mr. McNally opened the hearing and read the legal ad.

The Chair acknowledged a request from the (Acting) Chief of Police to withdraw the request to form a bus stop.

Mr. McNally opened the hearing to the public; there was no comment.

Mr. Morley made a motion to close the hearing. Ms. Miles seconded and the motion carried by unanimous vote.

Citizen Queries continued.

Ken Sternberg, 92 County Road addressed the subject of the proposed regional dispatch center discussed at the previous BOS meeting asking what the next step was and what the time table for this decision is, noting he supports the regional dispatch center as a financial savings to the Town.

Mr. McNally responded that the Town Manager is gathering information and it is anticipated that this will be on the BOS agenda in March.

Ms. Kilcoyne asked for the Fire Department to submit questions/comments.

NO DISCHARGE AREA (NDA) UPDATED

Present: David Pancoast,

Kathryn Glenn, Coastal Zone Management (CZM) North Shore Regional Coordinator

The objective is to create a no discharge area for the upper North Shore, including 16 communities, to prohibit boaters to discharge partially treated septic into waters of the Commonwealth within 3 miles of the coast. The Coast Guard and Harbor Master have enforcement.

Mr. Pancoast requested a letter of support from the BOS to accompany the application to Coastal Zone Management.

Mr. Surpitski made a motion to authorize the Acting Chair to sign the letter of support; Ms. Kilcoyne seconded and the motion carried by unanimous vote.

PUBLIC HEARING STORMWATER REGULATIONS

8:07 PM – Mr. McNally read the legal ad and declared the hearing open

Present: Dave Stanley, Chair of Storm Water Advisory Committee

Rick Clark, Acting DPW Director

Glenn Gibbs, Director of Planning & Development

Wayne Castonguay, Shellfish Sub Committee

Elli Baker, Environmental Planner, Horsley Witten Group

The objective is to reduce non-point source pollution of waters and waterways through application of the National Pollutant Discharge Elimination System (NPDE)

All Municipalities in Massachusetts are required to submit an application for discharge permit.

Ipswich adopted the bylaw to adopt regulations to meet requirements of permitting in 2008.

The Stormwater Committee has made recommendations to the BOS that the DPW is granted the authority to implement and issue permits as related to the Stormwater bylaw and regulations.

Ms. Baker gave a power point presentation which included:

- Including purpose of the stormwater management

- Principles considered in creating the bylaw

- The bylaw created 2 new permits; Connection and Discharge Permit

- Stormwater Management Permit Regulations

- Role of Town Agencies in Implementation of the Bylaw: Board of Selectmen; Public Works; Conservation Commission/Planning Board

The Chairman opened the hearing for public questions/comments. There were none.

The Hearing was then opened to the Selectmen for question/comment. The Committee was recognized and thanked for their efforts and time working on the Stormwater

The Selectmen asked for some clarifications to the bylaw regarding the permitting process, permit fees, how to educate the public with Stormwater regulations e.g. Sump-pumps, the appeal process, budget.

Mr. Surpitski suggested a grace period from permitting fees or a reduction of fees to get the public to comply. Ms. Kilcoyne supported the idea of a reduced fee to get people to come forward, emphasizing the need for Ipswich to protect the shellfish community. Mr. McNally observed there are administrative costs associated with permitting to be considered. A lengthy discussion followed.

Ms. Kilcoyne made a motion to accept the connection permit with one modification that the family resident's fee be \$50 for the connection and not a \$100. There was no second.

Ms. Miles made a motion to approve the Connection Regulations as written. Mr. Morley seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve the Regulation of SWM permits. Mr. Morley seconded and the motion carried by unanimous vote.

ANNOUNCEMENTS

Mr. McNally announced town board and committee meetings.

UPDATES

Alcohol Letter to Common Victualler's

Present: Jennifer Breaker, Administrative Assistant to the Selectmen/Town Manager, Town Manager

The BOS was provided with a draft letter regarding Alcohol Licenses to be sent to all businesses on the Town's Common Victualler's list

It was the consensus of the Board that this letter be sent out on February 2nd as indicated.

New One Day Application and Policy for One Day Alcohol License

Ms. Breaker reported that Ipswich does not have a policy for the One Day Liquor License. The Board of the Selectmen, as the licensing authority is required to send notification of the issuance of such a license within ten days to the Alcoholic Beverage Commission Control (ABCC)

She said that the application does not clearly state the requirements of the ABCC and the new application will clearly outline the responsibility of the applicant, require the Police and Fire Chief signatures.

Ms. Breaker was recognized and thanked for her work on this. She answered a variety of questions of the Board.

It is the recommendation of Ms. Breaker for the fees to increase \$10 each to cover the additional administrative costs of processing the application.

Ms. Miles made a motion to adopt the One Day All Liquor application with changes as presented and the One Day Permit for wine and malt as discussed. Mr. Morley seconded and the motion carried by unanimous vote. .

Discussion followed if the BOS can set fees without a public hearing.

The motion was amended with to include “predicated upon an affirmative answer from Town Counsel that the BOS is authorized to raise the permit fees. Mr. Morley agreed to the amendment and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve the rules and regulations as modified. Ms Miles seconded and the motion carried by unanimous vote.

Mr. Surpitski provided a copy of Ipswich Electric Department Power Outage Tracking Report for 2007, 2008, 2009 And residential Rates comparison with 12 month average rate (January 09 – December 09)

Mr. Markel noted that power outages caused by trees has been reduced since the tree trimming program in town.

Mr. Surpitski presented the Chair with a Book of the 375th Town of Ipswich Anniversary by Mark Amirault.

Shellfish Debt

This was held over from a previous meeting; the Board had no questions and took no action on this item.

LICENSES AND PERMITS

Mr. Morley made a motion to approve Cheryl L. Conley Rose Cottage, 129 -125 High Street for an Antiques and Old Metals License. Ms. Miles seconded and the motion carried by unanimous vote.

Mr. Surpitski made a motion to approve a Lifetime Shellfish Permit for George N. Tobin, Jr, 53 Boxford Road. Ms. Kilcoyne seconded and the motion carried by unanimous vote.

The motion was withdrawn until Mr. Tobin is 60 in April.

Ms. Kilcoyne made a motion to approve a One Day Beer and Wine License for The First Church, 1 Meeting House Green for February 6, 2010. Mr. Surpitski seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve One Day Beer and Wine License – Ipswich Historical Society March 5, 2010. Mr. Surpitski seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve One Day Beer and Wine License – Ipswich Historical Society March 11, 2010. Mr. Surpitski seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve One Day Beer and Wine License – Ipswich Historical Society April 29, 2010. Mr. Surpitski seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve One Day Beer and Wine License – Ipswich Historical Society May 8, 2010. Mr. Morley seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve One Day All Alcohol – Ipswich Masonic Lodge February 13, 2010.

Mr. Morley seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve One Day All Alcohol – Ipswich Masonic Lodge February 27, 2010.

Mr. Morley seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve Banner Permit for Susan’s Retreat, April 27, 2010 through May 8, 2010. Mr. Surpitski seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve Fund Raising Walk for Susan’s Retreat, May 8, 2010. Ms. Miles seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve Fundraising Walk for Hunger– Ipswich Middle School- April 16, 2010.

Mr. Surpitski seconded and the motion carried by unanimous vote.

Ms. Kilcoyne made a motion to approve Ipswich Garden Club – annual plant sale May 15, 2010. Mr. Surpitski seconded and the motion carried by unanimous vote.

TOWN MANAGER’S REPORT

Mr. Markel reported and updated on the following: Ad Hoc Committee on School / Town Cooperation; Permit Tracking Software; Grade Crossing Safety Improvements; Essex Regional Retirement Board; Trash Contract/ Organic Waste; Central / South Main Street; MMA Annual Meeting; RFP for Health Insurance; Committees; Solar Grant; Chief Assessor;

Mr. Markel summarized the draft FY 2011 operating budget. This was reviewed by the Selectmen.

Mr. Morley suggested as many budget meetings for the Selectmen be consolidated as much as possible.

MICESSANEOUS AND CORRESPONDENCE

Town Calendar and Budget Dates were reviewed and accepted by the Board.

Mr. McNally acknowledged a letter from Robert Riddle disagreeing with the Town for no longer providing fishing licenses. Mr. Markel informed the Board that the Town Clerk cited administrative costs are not covered by the money the State turns back to the town.

The Board accepted a letter of resignation from Jeremy Hathaway from his position of Registrar effective February 2, 2010.

The Board requested an update regarding Bridge inspections in town be on a future agenda.

Ms. Breaker is training to write Grants and oversee the process for other departments.

APPROVAL OF MINUTES – January 19, 2010

Ms. Kilcoyne made a motion to accept the Minutes of January 19, 2010 with edits as indicated.

Ms. Miles seconded and the motion carried by unanimous vote.

10: 36 Pm – Mr. Morley made a motion to adjourn. Ms. Kilcoyne seconded and the motion carried by unanimous vote.

Respectfully Submitted By

Catherine Tinsley