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**TOWN COUNCIL MEETING
MACKINNON COUNCIL CHAMBER
MONDAY – November 9, 2009 – 7:00 PM**

A meeting of the Southbridge Council was held on Monday November 9, 2009, in the Robert MacKinnon Council Chambers.

Councilor Lazo called the meeting to order at 7:00 pm

- 1. **Pledge of Allegiance.** Councilor Lazo led the Council in the Pledge of Allegiance
- 2. **Roll Call.** Councilors present: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, NIKOLLA, REGIS, VANDAL and VECCHIA.**
- 3. **Consider and accept the minutes of the Council of the Whole Meeting October 26, 2009.** Motion made by Councilor McDonald and seconded by Councilor Livengood. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, REGIS, VANDAL and VECCHIA.** Abstain: **NIKOLLA**
Motion passes

Consider and accept the minutes of the Town Council Meeting October 26, 2009. Motion made by Councilor Livengood and seconded by Councilor Regis. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, REGIS, VANDAL and VECCHIA.** Abstain: **NIKOLLA.** Motion passes

- 4. **Subcommittee Reports:**
 - (a) **General Government** Councilor McDonald read the minutes of November 2, 2009. Tentative meeting TBA for next week.
 - (b) **Department of Public Works** Councilor Vandal read the minutes of October 28, 2009. No meeting scheduled
 - (c) **Protection of Persons and Property** Councilor Vecchia reviewed the minutes of October 21, 2009. Next meeting November 10, 2009 will discuss the Police and Fire Department organizational chart which Councilor Vecchia had both departments provide an overview.
 - (d) **Education and Human Services** Councilor Clemence read the minutes of October 29, 2009. No meeting scheduled.
 - (e) **Planning and Development** Councilor Logan read the minutes of October 29, 2009. No meeting scheduled.

- 5. **Swearing In Ceremony/Awards Presentation.** None this evening

6. **Chairman's Announcements.** Councilor Lazo had the following comments:

- a. Thanked Councilor Vandal and the DPW for their diligent work on the Oakridge Cemetery and Alpine Drive paving projects.
- b. Town Of Southbridge Fuel Assistance Spaghetti supper and Turkey Shoot November 20, 2009. Cocktail hour at 6:00pm, dinner at 6:30pm. Cost \$10.00 per person. Fr more information, contact the Health Department at 508-764-4252.
- c. Reminder that November 25, 2009 Parade and Bonfire at 6:00pm the night before Southbridge High School Thanksgiving Football Game.

7. **Town Manager's Announcements.** Town Manager Christopher Clark had the following comments:

- a. Please add agenda item 16A revised snow plow contract.
- b. Finance Team Meeting scheduled a Tax Classification Hearing December 7, 2009 immediately before the Town Council Meeting.

7a. Vote to add agenda 16A to include the revised snow plow contract. A motion was made by Councilor Livengood and seconded by Councilor Regis. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, NIKOLLA, REGIS, VANDAL and VECCHIA.** Motion passes.

8. **Citizen's Forum.**

Michael Allen 20 Columbus Ave, spoke on behalf of Nelson Gagnon who he feels deserves compensation for his work in the town. Town Manager Clark will seek out possible programs he may be eligible for.

Nelson Gagnon of 32 Central Street, concerned with clean up in parks, leaf removal when in bags and skate boarders in town as hazardous.

9. **Overview of the Southbridge Cultural Council in association with the Massachusetts State Cultural Council presented by Cultural Council Interim Chairman/Treasurer, Ted Bartlett.** Postponed until November 30, 2009

10. **Vote to ratify the contract with MIIA Health Benefits Trust for renewal of the Medicare HMO blue proposal from 1/1/2010 to 12/31/2010.** A motion was made by Councilor Livengood and seconded by Councilor Clemence. Councilor Logan expressed concern about the significant increase. Town Manager responded that it remains less than other plans at this time. Councilor McDonald mentioned he would abstain from this vote. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, NIKOLLA, REGIS, VANDAL and VECCHIA.** Abstain: **MCDONALD.** Motion passes.

11. **Vote to award a contract to Stantec Consulting Services Inc. for Massachusetts Wetland Protection Act and Endangered Species Act Permitting services for the Town of Southbridge for an amount of \$21,850.00.** A motion was made by Councilor McDonald and seconded by Councilor Livengood. Councilor Regis clarified not a conflict with DPW. Councilor Logan summarized the need to complete the survey to validate security for wildlife. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, NIKOLLA, REGIS, VANDAL and VECCHIA.** Motion passes.

12. **Vote to award a contract to Holland Company Inc. for the supply of Commercial Liquid Aluminum Sulfate to the Town of Southbridge treatment plant on Dresser Hill Road for an amount of \$1.123/gallon for a not-to exceed limit of three (3) @ 5,000 gallon bulk deliveries (15,000 gallons with a total value of \$16,845.00).** A motion was made by Councilor Livengood and seconded by Councilor Regis. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, NIKOLLA, REGIS, VANDAL and VECCHIA.** Motion passes.

13. **Vote to accept the Petition for Repairs to a Private Way as submitted by the abutters to Buckley Street to make the necessary repairs to this private way in the maximum amount of \$500.00 for materials and labor.** A motion was made by Councilor McDonald and seconded by Councilor Livengood. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, NIKOLLA, REGIS, VANDAL and VECCHIA.** Motion passes.

14. **Vote to authorize up to \$17,500.00 for siding and the related work to be done at 115 Marcy Street and that the Town Manager be appointed to award said contract.** A motion was made by Councilor McDonald and seconded by Councilor Livengood. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LIVENGOOD, LOGAN, MCDONALD, NIKOLLA, VANDAL and VECCHIA.** Those opposed: **LAZO.** Abstain: **REGIS.** Motion passes.

15. **Vote to ratify the decision of the Town Manager to submit an Entry of Appearance in regards to a Class Action Suit due to the fact the Town owns various parcels of property that the Rail Road transferred to the federal government.** A motion was made by Councilor McDonald and seconded by Councilor Livengood. Councilor Vandal will not partake in the vote as he abuts the property. Councilor Clemence urged citizens who abut the property to contact the Town Manager if they wish to participate. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, NIKOLLA, REGIS, and VECCHIA.** Abstain: **VANDAL** Motion passes.

16. **Vote to ratify the Town of Southbridge Municipal Charges Agreement as it relates to the end of year report.** A motion was made by Councilor Regis and seconded by Councilor Livengood. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, NIKOLLA, REGIS, VANDAL** and **VECCHIA.** Motion passes.

16a. **Vote on contingent upon all insurance and registrations being in place the following list of contractors will be available to provide the work for the winter snow removal: Deanna Hazard, Leonard Corriveau, All American Pools and More, Bad Girlz Truckin, Richard Pollone, MSF Landscapes, Inc, Hemlock Landscaping, Leveille Construction Co, David Demers, John Hanson, Parent Landscape & Construction, Jeff Brusio, Anthony Pollone, Richard Guerin, Frank Snyder, M.L. Partlow & Sons, Pioppi Construction, and M. Lussier & Son Contractors.** A motion was made by Councilor McDonald and seconded by Councilor Livengood. **VOTE BY ROLL CALL.** Those in favor: **CLEMENCE, LAZO, LIVENGOOD, LOGAN, MCDONALD, NIKOLLA, VANDAL** and **VECCHIA.** Abstain: **REGIS.** Motion passes

17. Councilor's Forum.

Councilor Livengood- Remember Veterans Day

Councilor Clemence- Reviewed Human Service Advertisement for PA government website to register as a personal care assistant or apply for one at www.mass.gov/findpca

Councilor Regis- Wished Happy Thanksgiving to the town

Councilor Vandal- Seeking stimulus update to town. Statewide projects in education and parks department benefit the town.

Councilor McDonald- Wished Happy Thanksgiving to the town

Councilor Nikolla- Wished her Veteran Dad Happy Birthday along with rest of Veterans

Councilor Vecchia-Made reference to Ann Smith memo on October 30, 2009 in regards to no reportable issue with trash and recycling program. He has received numerous calls concerned about the program, specifically the point program and asked to review the books. Town Manger Clark mentioned that point program is by a separate vendor and credits are earned as a separate entity than Casella contract. Councilor Clemence added that recycling in Southbridge is mandatory, although program is optional and offers great rewards.

18. **Discussion of next meeting date.** Councilor Vecchia reported the few meeting dates will be November 30, 2009, December 7, 2009 and December 14, 2009.

19. **Adjournment.** A motion was made by Councilor Livengood and seconded by Councilor Regis. **VOTE BY SHOW OF HANDS. ALL IN FAVOR.**

Meeting adjourned at 8:20pm

Respectfully Submitted,

Deborah Williams MASc