

**TOWN OF HOPKINTON
BOARD OF SELECTMEN
Meeting Date: October 11, 2005
MINUTES**

Members Present: F. Eric Sonnett, Chairman; Leonard A. Holden, Vice-Chairman; Ronald M. Clark; Mary C. Pratt; Muriel E. Kramer

Others Present: HCAM Station: Beth Fenier; MetroWest News: Cathy Flynn; Hopkinton Independent: Michelle Murdock; HopNews: Peter Bergeron; Town Counsel: Attorney Laurence Faiman; DPW: J.T. Gaucher, Director; Eric Carty, Water/Sewer Manager; PRISM: David Edson; SEA: Jon Beekman; Earth Tech: Richard Jubinville and Rosemary Blacquier; DPW Advisory Committee: Daniel McIntyre; Fruit Street Development Committee: Paul Nelson, Co-Chairman; Nancy Peters; Ken Weismantel; Animal Control Officer: William Proctor; Sheila Mangan; Lynn Dempsey; Michelle Rogers; Hopkinton Housing Authority (HHA): Dolores Ivester, Lillian Holden, Nancy Kelleigh, and Linda Donahue, Director of the HHA; Andre Griben; David Pillarella; George Reimann; Nancy Goldman; Ken Johnson; Scott Richardson; Jeff Furber; Gail Clifford; Timothy Kilduff; Selectmen's Office Theodore D. Kozak, Executive Secretary, and Geri Holland, Executive Assistant.

Public Meeting Opened/Move into Executive Session (Room 211)

6:15 p.m. Mr. Sonnett, Chairman, opened the public meeting.

Vote: Mr. Sonnett entertained a motion to move into Executive Session for the purpose to discuss litigation. **So moved Mr. Clark. Second Mr. Holden. Mr. Sonnett: yes; Mr. Holden: yes; Mr. Clark: yes; Mrs. Pratt: yes; Mrs. Kramer: yes. Unanimously voted.**

Public Meeting Re-opened/Pledge of Allegiance (Selectmen's Hearing Room)

7:00 p.m. Mr. Sonnett re-opened the public session and invited everyone to stand for the Pledge of Allegiance. Town warrants and bills were approved for payment.

Selectmen's minutes: September 20, 2005; September 20, 2005 (ES)

Vote: Mr. Sonnett entertained a motion to approve the Selectmen's minutes dated September 20, 2005. **So moved Mr. Clark. Second Mrs. Kramer. Unanimously voted.**

Vote: Mr. Sonnett entertained a motion to approve the Executive Session Selectmen's minutes dated September 20, 2005. **So moved Mrs. Kramer. Second Mr. Holden. Unanimously voted.**

**Hopkinton Housing Authority Joint Appointment (one (1) vacancy: term to May 2006 Town Election):
Ruth Ziglear**

Mr. Sonnett noted that members of the Hopkinton Housing Authority (HHA), Lillian Holden, Dolores Ivester, and Nancy Kelleigh, and Ms. Donahue, Director of the HHA, were present for the interview of Ruth Ziglear. Mr. Sonnett said that this is a joint appointment between the Board of Selectmen and HAA, and the term expires at the next May Town Election. It was also noted that the Department of Housing and Community Development encourages tenants of Davis Road to the appointment as a Board member on the HAA. Mr. Sonnett invited Ms. Ziglear to give an overview of her background. Ms. Ziglear said that she has been a resident on Davis Road for the past 2.5 years, and that she is a volunteer for the Boston Marathon. She is also available for monthly meetings, as well as when needed or required. Ms. Donahue also said that Ms. Ziglear is a caring person, and would make a good addition to the Board.

Vote: Mr. Sonnett entertained a motion to appoint Ruth Ziglear to the Hopkinton Housing Authority for a term to May 15, 2006. **So moved Mrs. Kramer. Second Mr. Holden.** The Board of Selectmen votes follow: Eric

Sonnett: yes; Leonard Holden: yes; Ronald Clark: yes; Mary Pratt: yes; Muriel Kramer: yes; The Hopkinton Housing Authority votes follow: Lillian Holden: yes; Dolores. Ivester: yes; Nancy Kelleigh: yes. **Unanimously voted.**

Board of Appeals 53G Request

Mrs. Pratt stepped off the Board as she is an abutter to the Fruit Street property. Mr. Sonnett referred to a letter dated September 29, 2005 from Robert Foster, Vice-Chairman of the Board of Appeals, stating that the Board of Appeals voted on September 28, 2005 to retain a consultant to assist them with Board of Selectmen's appeal that pertains to 66 Fruit Street. In the letter, the ZBA requests a Consultant Review fee of \$500.00 from the Board of Selectmen that would be transferred into the ZBA's 53G Account. Mr. Sonnett asked Town Counsel, Attorney Faiman, to give an overview of a letter that the Board of Selectmen asked him to prepare that responds to the Board of Appeal's request for the Consultant Review fee.

Attorney Faiman reviewed the procedure for the usage of the 53G account, and the Board of Appeals authority to make assessments and to engage consultants pursuant to G.L. c 44, § 53G. Attorney Faiman pointed out that as the consultant would be serving as a legal counsel to the Board of Appeals, the Town Bylaw in Ch. 28-5, § E establish the Board of Selectmen as the authority to engage a Town Counsel. He said that the Town bylaw indicates that Town Counsel is available for advice for all Town Departments under the supervision of the Board of Selectmen. Attorney Faiman also reviewed the Board of Selectmen's adoption of a "Use of Legal Assistance Policy", which requires all Town Boards or Departments to complete a form which must be submitted to the Board of Selectmen for their evaluation and approval. He pointed out that the Board of Appeals is obliged to comply with the Town bylaws and policies concerning the use of counsel, and must submit the request for legal assistance form to the Board for their approval before retaining counsel.

Discussion:

Mrs. Kramer questioned if the Board of Appeals was invited to this evening's meeting since the issue concerns them. Mr. Sonnett replied that the request came from the Board of Appeals. Mrs. Kramer responded that she would like to hear the Board of Appeal's position regarding this issue. Mr. Sonnett reiterated that the Board of Appeals issued the request.

Mrs. Pratt questioned the issue of obtaining an attorney at this time, as there have not been any submittals of filings or project plans. She also questioned Town Counsel's ability to recommend an attorney on behalf of the Board of Appeals.

Mr. Sonnett said that the Board of Appeals needs to adhere to the Town's Bylaws with regard to the Town's Legal Use Assistance policy, and that Town Counsel should make a recommendation on which attorney to hire. Mr. Sonnett also said that Attorney Faiman has 28 years of service to the Town, and his experience qualifies him to make recommendations to the Town's Boards.

Attorney Faiman stated that Mrs. Pratt makes an excellent point regarding the need of hiring legal counsel at this time, and pointed out that the Municipal Inspector's opinion, in his letter dated July 29, 2005 regarding zoning on Fruit Street, is speculation.

Mr. Sonnett agreed with Mrs. Pratt and Attorney Faiman, but pointed out that the Board of Appeals has taken a different position and an expensive path regarding a hypothetical position.

Mr. Clark also agreed with Mrs. Pratt's point of view and believes that the Board of Appeal's obtaining legal counsel is premature and inappropriate in requesting three Town Boards to spend \$500.00 each, as building plans are not even drawn up. He believes that the Board of Appeals is overstepping their boundaries and wasting the Town's money. He also made a point about Town Counsel's expertise and that he represents all Town departments.

Vote: Mr. Clark motioned to approve sending the letter prepared by Town Counsel to the Board of Appeals and authorize the Chairman of the Board of Selectmen to sign the letter; and to send the letter to all members of the

Board of Appeals to their home addresses. **Second Mr. Holden. Mr. Sonnett: yes; Mr. Holden: yes; Mr. Clark: yes. Mrs. Kramer: no. So voted.**

Vote: Mr. Sonnett entertained a motion to authorize the transfer of \$500.00 from the Town's legal account to the 53G account. **So moved Mr. Clark. Second Mrs. Kramer. Unanimously voted.**

Appeal of Selection of Consultant and Fee: Kenneth Weismantel, 145 Ash Street

Mr. Weismantel submitted a letter to the Board of Selectmen and Board of Appeals that makes an appeal of the September 29, 2005 Notice of Imposition of Consultant Review Fee per the Zoning Board of Appeals procedural and Administrative Rules Sec. C.5. Mr. Weismantel outlined the reasons for his appeal and the imposition of a fee for a consultant (see attachment). He requests that the Board of Selectmen determine that the consultant fee is not justified and that the Board of Appeals submits the Legal Assistance Use request for Town Counsel. He further requests that if Town Counsel can not provide the necessary legal assistance, they be required to make a request for outside legal services and to consult with him, the Appellant, prior to making a decision.

Mr. Sonnett said that the Board would take Mr. Weismantel's appeal under advisement. Mr. Kozak said that the Board has thirty (30) days to make a decision about Mr. Weismantel's appeal, which was received by the Selectmen's Office on October 7, 2005.

Supplemental Environmental Impact Report (SEIR)

Mr. Sonnett announced that the SEIR would be sent directly to all those that submitted comment letters. He said the cost to provide the report by VHB is \$62.00 and a copy of the report could be obtained through the Selectmen's staff at this cost. He added that if anyone wishes to review the report, it is available at the Public Library and Selectmen's Office. Mr. Clark pointed out that the report would be sent out to approximately 48 people who had originally sent comment letters, which approximates about a \$3,000.00 cost to the Town, and that he believes the Board should vote to authorize the cost of \$62.00 to reproduce the report. Mrs. Kramer asked if the report is available on the internet. Mr. Kozak responded that due to the amount of information including maps, it cannot be made available on line.

Vote: Mr. Clark entertained a motion to charge a \$62.00 fee to individuals who request a copy of the SEIR. **Second Mr. Holden. Mr. Sonnett: yes; Mr. Holden: yes; Mr. Clark: yes; Mrs. Kramer: yes. Unanimously voted.**

Mr. Kozak commented that should individuals wish to obtain excerpts of the SEIR, they would be charged a cost per page.

7:30 p.m. Peer Review Public Hearing: Consultants from Earth Tech, PRISM, & SEA (see attachments)

Mr. Sonnett gave an overview of the Board's vote taken on June 7, 2005 to appropriate \$10,000 to perform a Peer Review by two engineering firms, SEA and PRISM, of the work performed by the Town's consultants, Earth Tech, that pertains to the water treatment plant and wells on the Fruit Street property. He said that the two firms have provided written reports of the results and would clarify any misinformation that residents might have that pertains to the science for the plans of the water treatment plant. Mr. Sonnett invited the two independent firms, SEA and PRISM, along with Earth Tech to give their presentations of the Peer Review's results.

Mr. Richard Jubinville, Earth Tech

Mr. Jubinville presented a PowerPoint and gave a history of the Earth Tech's project to complete a Comprehensive Wastewater Management Plan (CWMP) of a study of wastewater disposal throughout the Town. He talked about the results of the CWMP and the Town's need of up to 350,000 gallons per day of wastewater treatment and disposal over the next 20 years. Mr. Jubinville detailed the analyses performed to reach the conclusions. Mr. Jubinville commented that Earth Tech recommended the Fruit Street property as the best location for the treatment plant to perform the needed 350,000 gallons per day. He said that Earth Tech concludes that the plan is compatible with the proposed uses for the Fruit Street site.

Mr. Jon Beekman, SEA, Inc.

Mr. Beekman said that SEA has reviewed Earth Tech's reports and conceptual design for the 350,000 gallons per day wastewater treatment plant proposed for the Town and if the plan has the capability to achieve the effluent limitations and influent water quality parameters. He said that SEA also did a reality check on groundwater hydraulics i.e., time of travel of discharge, and water quality from well sources. Mr. Beekman read portions of memos from SEA's professional staff, Mark Thompson, P.E., and Peter Newton, PG, who performed the work. He read the following: "In my professional opinion, the WWTF conceptualized in the report has the capability to meet the identified effluent limitations, assuming each unit process is properly designed and constructed, and the WWTF is properly operated." And "I have reviewed the mounding analysis and groundwater travel time estimation provided by Earth Tech and Watershed Hydrogeologic for compliance with professional standards of care and have concluded that the model provides an adequate representation of the geologic and hydrogeologic characteristics of the site."

Mr. David Edson, PRISM, Inc.

Mr. Edson presented PRISM's summary and recommendations of Earth Tech's design of the proposed treated effluent infiltration system. Mr. Edson stated that Earth Tech's proposal of the placement of the WWTF is consistent with Massachusetts' State policy, and the model used by Earth Tech is accurate.

Comments and Questions:

Mr. Sonnett asked Mr. Beekman if SEA agrees with the particle trace analysis and hydrogeology that Earth Tech used to determine the travel time. Mr. Beekman replied yes and that it takes about two plus years travel time to the municipal well.

Mr. Sonnett asked Mr. Edson to explain PRISM's recommendation to monitor the first 100,000 gallons per day as it might need adjustment. Mr. Edson explained that the information on the piping is preliminary, as the field is not yet designed and that it is a conceptual design versus actual. He said that additional steps are necessary to reach the final design.

Mrs. Kramer noted that the peer review looked at treated effluent, and she questioned raw sewerage on the site. She asked about effluent reaching the well and about recharging the aquifer and if alternatives were looked at. Mr. Beekman said that the plan does recharge the aquifer, and that the peer review did not look at alternatives. Mrs. Kramer stated concerns about pipes running close to the town wells. Mr. Beekman said that this situation is typical, as it's the way wastewater is collected. In regards to the discussion regarding the safety of pipes carrying raw sewerage, Mr. Jubinville commented that normally there is no effort taken, but if there is heightened concern, different piping materials could be used, such as double layered pipes.

Ms. Nancy Peters, Board of Health, noted that plans have been based on assumptions and agreed with re-evaluating after the first 100,000 gallons per day system is implemented. She questioned raw sewerage close to Zone I and asked what affect it would have if there were an accident with raw sewerage. Mr. Beekman replied that historically there has never been contaminated water supply with sewer and that he is not concerned about this.

Mrs. Pratt questioned if Earth Tech said that the effluent would reach Whitehall Brook within three to six months. Mr. Jubinville affirmed that Earth Tech did state that three to six months was the timeframe. Mrs. Pratt asked about saturated soils in the beds. Mr. Edson said that the point to be made about the recharge is the effluent would recharge the stream flow. He pointed out that this is part of the State's plan. He said that the effluent is not recharging the well, but that this is not what is being debated at this hearing. Mrs. Pratt then asked Mr. Beekman about his comment that the Town could recharge the aquifer on Fruit Street. Mr. Beekman responded that under severe drought conditions, 1% could possibly be drawn to the wells in the aquifer. He added that under normal condition it would discharge in Whitehall Brook as Earth Tech explained and thereby recharging the Sudbury River.

Mr. Kenneth Weismantel asked if someone could explain the differences between Zone I, II and III. Mr. Beekman explained the zones.

Mr. Kevin Kohrt asked if Fruit Street is the best location for a Wastewater Treatment Plant. Mr. Jubinville replied yes. Mr. Kohrt then asked about Weston Nurseries location for a plant. Mr. Edson and Mr. Beekman both replied that looking at other sites was not the scope of the Peer Review. Mr. Sonnett added that this hearing is to review the Peer Review and not to review the CWMP. Mr. Kohrt questioned if effluent could get to H-2 from the north side, and Mr. Beekman replied no. Mr. Kohrt asked about the quality of the effluent. Mr. Beekman said that the effluent is better than drinking water quality. Mr. Kohrt questioned the CWMP, and Mr. Sonnett reiterated that this hearing is to discuss the Peer Review.

Mr. Clark commented that A) The Board of Health's agent has recommend the town use the treated effluent as gray water in the new school and this is a good indication of how safe the treated effluent is, and B) Although the treated effluent flows primarily toward White Hall Brook and not well H2, lets not lose sight that it is still recharging the aquifer, and C) The choice before the town is whether to spend \$500K to build a septic system for the new school and to dump thousands of gallons of untreated sewage every day into our Zone 2, or to build the WWTF and discharge treated effluent outside of the Zone 2."

Mrs. Pratt responded that the proposed 100K gals of Sewer treatment on the Peer review was a fast track flow from a connection at Saddle Hill/Fruit Street that would draw off this amount and they could not ever connect the proposed school to this treatment facility without more sewer lines. She said that this is not in this planned review. She added that the 100K was to be part of Phase 6 and would enhance more connections to this only half bettered Phase.

9:00 p.m. Mr. Sonnett closed the discussion at this time. Mr. Sonnett thanked all consultants for attending this meeting, Mrs. Pratt returned to the Board at this time.

Legal Assistance Request: Department of Public Works

DPW Director, Mr. Gaucher, presented a legal assistance request for four (4) hours of Town Counsel's advice relative to the drainage issue on Hayden Rowe Street that impacts the property owned by Mr. Thomas Brock located at 283 Hayden Rowe Street.

Vote: Mr. Sonnett entertained a motion to approve the request for legal assistance from the Department of Public Works for four (4) hours of Town Counsel's advice relative to the drainage issue on property located at 282 Hayden Rowe Street. **So moved Mr. Clark. Second Mr. Holden. Unanimously voted.**

8:30 p.m. Dog Complaint (142 Clinton Street) Public Hearing:

Mr. Sonnett opened the public hearing and asked Mr. Proctor, Animal Control Officer, to give an overview of the dog barking complaint at 142 Clinton Street. Mr. Kozak informed the Chairman that each person speaking at this hearing needs to raise their right hand and take an oath to state the truth during the hearing. Mr. Proctor and residents of Clinton Street, Lynn Dempsey, Sheila Mangan, and Michelle Rogers, all raised their right hand and took an oath to state the truth.

Mr. Proctor gave a history of the complaint. He said that the owners, of the four (4) dogs that are at 142 Clinton Street, left the Town in June 2005 to live in Costa Rica. He said that he has received numerous complaints by residents, who live in the area, about the dog's barking. Mr. Proctor commented that there are not any good barking dog laws, but that the dog caretaker and Hopkinton Police Department (HPD) are working as best they can to control the issue. He explained that the dogs were scheduled to leave several times before this date, but dogs tend to "get bumped" from air travel for several reasons such as weather conditions. He added that once the animals "get bumped", the process starts over and takes ten days to re-schedule a travel date. Mr. Proctor said that the dogs are leaving the next day (10/12) at noon. He said that he spoke to Continental Airlines this day and they confirm that the dogs would not "get bumped" from air travel. Mr. Proctor stated that the dogs would leave Hopkinton one way or the other, even if they are housed with the dog caretaker. He added that he along with the HPD have worked for many hours to resolve this issue.

Mr. Clark suggested that the Board reconvene this discussion next week should the dogs not leave Hopkinton.

Mr. Sonnett asked if anyone else had any comments. Ms. Dempsey, 141 Clinton Street, expressed that this issue has been going on too long, and would like to see a final resolution to this problem.

Mr. Proctor stated that he plans to be at the 142 Clinton Street property the next day at 11:00 a.m. to make sure that the dog caretaker takes the dogs out of the house to bring them to Logan airport in Boston.

The Board agreed to reconvene this discussion at the October 18th Selectmen's meeting should the dogs still be at the 142 Clinton Street property.

Woodville Historic District Commission (seven (7) members)

Mr. Sonnett said that the Board would interview candidates for the Woodville Historic Commission, a seven (7) member Commission consisting of three (3) members at-large, one (1) member each from the Historic Commission and Historical Society, and a member each from the Board of Realtors and Boston Society of Architects. Mr. Sonnett said that at-large candidate David Goldman, was unable to attend this evening's meeting. He noted that all Board members know Mr. Goldman and recommended that the Board could vote whether or not to appoint him this evening. The interviews follow:

1) Three (3) at-large members: Candidates: Dave Goldman (unable to attend), Andre Griben; David Pillarella

Andre Griben: Mr. Griben gave an overview of his background and said that he and his family have resided in the Woodville District for almost 20 years, and is very interested in preserving the District's history.

David Pillarella: Mr. Pillarella, a resident of Hopkinton for the last seven (7) years, said that he recently purchased a home in the Woodville District. He talked about his background in residential construction and restoring homes. He believes his experience would benefit the Commission.

Vote: Mr. Sonnett entertained a motion to appoint David Goldman, Andre Griben, and David Pillarella to the Woodville Historic District Commission for a three (3) year term to 2008. **So moved Mrs. Pratt. Second Mrs. Kramer. Unanimously voted.**

2.) One (1) Hopkinton Historical Commission member: The two nominees are: 1.) Nancy Goldman; 2.) George Reimann

Mr. Sonnett noted that the Hopkinton Historical Commission submitted the names of two nominees as their representatives, Nancy Goldman and George Reimann, to represent them on the Woodville Historic District.

George Reimann: Mr. Reimann gave an overview of his background including his interest to preserve the Woodville Historic District. When Mr. Clark asked him why he might be more qualified than the other candidate, Mr. Reimann responded that his engineering background would be beneficial to the Commission.

Nancy Goldman: Ms. Goldman gave an overview of her background, including her interest in the restoration of her home and background in architecture. Ms. Goldman commented that she has a good sense of design. When Mr. Clark asked why she might be more qualified than the other candidate, Ms. Goldman responded that she was not sure of that answer believing that both she and Mr. Reimann would make good contributions.

Vote: Mr. Sonnett entertained a motion to nominate both candidates, George Reimann and Nancy Goldman, as the Hopkinton Historical Commission's representative to the Woodville Historic District Commission. **So moved Mr. Clark. Second Mr. Holden. Unanimously voted.**

The Board voted by ballot and Mrs. Holland read the votes as follows:

George Reimann: Mr. Sonnett: yes; Mr. Holden: yes; Mr. Clark: yes; Mrs. Kramer: yes.

Nancy Goldman: Mrs. Pratt: yes.

Mr. Reimann receives the appointment as the Hopkinton Historical Commission's representative to the Woodville Historic District Commission by a vote of 4-1 for a three year term to 2008. So voted.

3.) One (1) Hopkinton Historical Society member: The two nominees are: 1.) Jeff Furber; 2.) Gail Clifford

Mr. Sonnett noted that the Hopkinton Historical Society submitted the names of Mark J. Furber and Gail Clifford as their nominee representatives to the Woodville Historic District Commission.

Gail Clifford: Ms. Clifford gave an overview of her background including her interest in genealogy and her “love” of old houses.

Mark J. Furber: Mr. Furber gave an overview of his background. He said that he has lived in Hopkinton for 53 years, and also stated his interest in old historic houses and barns.

Vote: Mr. Sonnett entertained a motion to nominate Gail Clifford and Mark Furber as the representatives from the Hopkinton Historical Society to the Hopkinton Woodville Historic District Commission. **So moved Mr. Clark. Second Mrs. Pratt. Unanimously voted.**

Vote: The Board voted by ballot and Mrs. Holland read the votes as follows:

Gail Clifford: Mr. Holden: *yes*; Mrs. Pratt: *yes*; Mrs. Kramer: *yes*.

Mark M. Furber: Mr. Sonnett: *yes*; Mr. Clark: *yes*.

Ms. Clifford receives the appointment as the Hopkinton Historical Society’s representative to the Woodville Historic District Commission by a vote of 3-2 for a three year term to 2008. **So voted.**

4.) One (1) Board of Realtors member: Kenneth Johnson

Mr. Sonnett invited Kenneth Johnson to introduce himself and state why he would like to be appointed as the Board of Realtor’s representative to the Woodville Historic District Commission. Mr. Johnson said that he would like to help maintain the rural character of the District, while respecting property owner’s rights. He said that he has been a realtor for 14 years and has developed an interest in architecture.

Vote: Mr. Sonnett entertained a motion to appoint Kenneth Johnson, as the Board of Realtor’s representative to the Woodville District Commission, for a three (3) year term to 2008. **So moved Mrs. Pratt. Second Mrs. Kramer. Unanimously voted.**

5.) One (1) Boston Society of Architects member: Scott Richardson

Mr. Sonnett invited Scott Richardson to introduce himself and state why he would like to be appointed as the Boston Society of Architects’ representative to the Woodville Historic District Commission. Mr. Richardson talked about his interest in serving on the Commission and believes his background as an architect would be helpful.

Vote: Mr. Sonnett entertained a motion to appoint Scott Richardson, as the Boston Society of Architects’ representative to the Woodville Historic District Commission, for a three (3) year term to 2008. **So moved Mr. Clark. Second Mrs. Pratt. Unanimously voted.**

Liaison’s Updates

Mrs. Kramer talked about the Veteran’s Bugle Program that is scheduled on the first Sunday of the month on the Town Common at 7:15 p.m. Mr. Holden added for musicians, who are interested in playing the bugle at future programs, should contact the Veteran’s Celebration Committee. Mrs. Kramer announced the upcoming Veteran’s dinner on November 2 at the Woodville Rod & Gun Club at 6 p.m. Mrs. Kramer said that the Appropriation Committee would host a civic engagement forum in February 2006.

Readout Mail

Mr. Sonnett read a letter from Fire Chief Gary Daugherty that announces the Fire Department’s Open House, as part of “National Fire Prevention Week”, on Sunday, October 16 from 10:00 a.m. to 2:00 p.m.

Mr. Sonnett read a memo from Mayor Normand Grenier of Charlemagne, Quebec that requests that the Town send a greeting card/certificate or letter to the city council congratulating them on their 100th celebration. The Mayor wrote that all greetings would be displayed at the City Hall. The Board agreed to send a Proclamation

that congratulates them along with a letter written in French. Mr. Holden also offered, on behalf of the Hopkinton Athletic Association, a framed lithograph of the Boston Marathon.

Mr. Sonnett read an announcement the Town's matching fund award, from the Massachusetts Department of Revenue under the Community Preservation Act, is \$532,714.

Marathon Fund Request: Youth Commission

Vote: Mr. Clark entertained a motion to approve the Marathon Fund request from the Youth Commission for \$125.00 to help fund an after school early release program scheduled on October 15, 2005 at the First Congregational Church in Hopkinton. **So moved Mr. Clark. Second Mrs. Pratt. Unanimously voted.**

Town Treasures Gift

Vote: Mr. Sonnett entertained a motion to accept a \$60.00 gift from Richard and Michelle Cunningham into the Town Treasures Gift Account. **So moved Mrs. Pratt. Second Mr. Holden. Unanimously voted.**

FY'06 MA Cultural Council Contract

Mr. Sonnett referred to a letter from the Massachusetts Cultural Council of a contract with the Town of Hopkinton that awards \$2,500 FY'2006 to the Town's Cultural Council. The MA Cultural Council requests that the Chairman of the Board sign the contract so that the funds could be transferred to Hopkinton's Cultural Council's account.

Vote: Mr. Sonnett entertained a motion to authorize the Chairman to sign the contract that would allow the funding of \$2,500 be transferred to Hopkinton's Cultural Council's account. **So moved Mr. Clark. Second Mrs. Pratt. Unanimously voted.**

2005 Local Preparedness Grant (LPG) Program Application

Mr. Sonnett referred to a letter from the Commonwealth of Massachusetts Executive Office of Public Safety stating its acceptance of Hopkinton's 2005 Local Preparedness Grant (LPG) Program Application, and requests that the Board's approve to authorize the Chairman to sign the LPG contract for \$12,000.

Vote: Mr. Sonnett entertained a motion to authorize the Chairman to sign the 2005 Local Preparedness Grant (LPG) Contract for \$12,000. **So moved Mrs. Pratt. Second Mr. Holden. Unanimously voted.**

MA Water Pollution Abatement Trust

Mrs. Pratt stepped off the Board, as she is an abutter to the Fruit Street property.

Mr. Sonnett said that the Town's consultants, Earth Tech, requests the Board's vote to authorize the Chairman to execute agreements for grant and loan assistance for construction or planning of Water Pollution Abatement Projects that pertain to the new well construction at H-2 on the Town's Fruit Street property

Vote: Mr. Sonnett entertained a motion to authorize the Chairman of the Board to execute agreement for the Water Pollution Abatement Projects as aforementioned. **So moved Mr. Holden. Second Mr. Clark. Unanimously voted.** Mrs. Pratt stepped back on the Board.

Palmer & Dodge Law Firm Merge

Mr. Sonnett stated that Palmer & Dodge, one of the Town's law firms, is merging with another firm, and that the legal counselor, Tamara Wolfson, who represents the Town, is joining a new firm. He said that Attorney Wolfson would like to continue representing the Town on the pending litigation.

Vote: Mr. Clark motioned that the Town continue its relationship with Tamara Wolfson as a member of the new law firm. **Second Mrs. Kramer. Unanimously voted.**

Public Meeting Adjourned:

10:15 p.m. Vote: Mr. Sonnett entertained a motion to adjourn the public meeting. **So moved Mrs. Pratt. Second Mr. Clark. Unanimously voted.**

Respectfully submitted,
Geri Holland
Executive Assistant

Date Approved: 11/1/05