

**TOWN OF NORTHBRIDGE
BOARD OF SELECTMEN'S MEETING
NORTHBRIDGE TOWN HALL
7 MAIN STREET - WHITINSVILLE, MA 01588
February 25, 2013 AT 7:00 P.M.**

PLEDGE OF ALLEGIANCE

I. APPROVAL OF MINUTES

A. 1) February 11, 2013 [Executive Session] 2) February 19, 2013 3) February 19, 2013 [Executive Session]

II. PUBLIC HEARINGS

III. APPOINTMENTS/RESIGNATIONS:

B. By the Town Manager:

1) Asst. Senior Center Director/Jennifer DeLuca – Vote to affirm

By the Board of Selectmen:

2) Disability Commission/James Mahoney

IV. CITIZENS' COMMENTS/INPUT

C. Rep. George Peterson – FY 2014 Governor's Budget /Update on Local Aid

V. DECISIONS

D. Spring Annual Town Meeting [May 7, 2013]/Vote to place articles on warrant

E. Sutton Street Reconstruction Project/Vote to approve takings

F. Building, Planning & Construction Committee /Department of Public Works Facility Debt Exclusion Question

VI. DISCUSSIONS

G. Intermunicipal Agreement for the Maintenance of Gilmore Drive

H. School Committee Warrant Articles

VII. TOWN MANAGER'S REPORT

I. 1) Town Hall Update

2) 5-Year Capital Improvement Plan

3) Community Innovation Challenge Grant Awards

VIII. SELECTMEN'S CONCERNS

IX. ITEMS FOR FUTURE AGENDA

X. CORRESPONDENCE

XI. EXECUTIVE SESSION

1) Under M.G. L. Chapter 30A, S21 #3 To discuss strategy with respect to collective bargaining

A.J.

**Board of Selectmen's Meeting
February 19, 2013**

A special meeting of the Board of Selectmen was called to order by Chairman Nolan at 6:30 PM, Northbridge Town Hall, 7 Main Street, Whitinsville, MA. **Present:** Messrs. Melia, Ampagoomian, and Athanas. Selectman Marzec was absent and it is duly noted. **Also Present:** Theodore D. Kozak, Town Manager.

The Pledge of Allegiance was recited by those present.

Executive Session.

Chairman Nolan announced that the Board would be going into Executive Session and declared that having an open meeting may have a detrimental effect on the bargaining position of the body.

A motion/Mr. Ampagoomian, seconded/Mr. Melia to go into Executive Session under M.G.L. Chapter 30A, S. 21#3 - To discuss strategy with respect to collective bargaining [Police Dept.] – not to reconvene in Open Session. Roll Call Vote: Mr. Ampagoomian/Yes; Mr. Melia/Yes, Mr. Athanas/Yes and Mr. Nolan/Yes.

Open Session Adjourned: 6:32 PM

Executive Session Convened: 6:33 PM

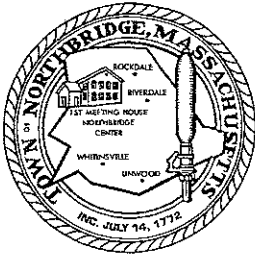
Executive Session Adjourned: 7:12 PM

Meeting Adjourned: 7:12 P.M.

Respectfully submitted,

James Athanas, Clerk

/s



TOWN OF NORTHBRIDGE
OFFICE OF THE TOWN MANAGER
NORTHBRIDGE TOWN HALL
7 MAIN STREET
WHITINSVILLE, MASSACHUSETTS 01588
Phone- (508) 234-2095 Fax- (508) 234-7640
www.northbridgemass.org

2/25/13
agenda
B.I.

Theodore D. Kozak
Town Manager

February 4, 2013

Ms. Jennifer DeLuca
33 Littletree Lane
Bellingham, MA 02019

Dear Jennifer:

This letter is to inform you that you have been selected for appointment to the position of Asst. Senior Center Director for the Town of Northbridge effective February 26, 2013. This appointment is contingent upon your passing a pre-employment physical and a CORI check. Your pre-employment physical can be scheduled by calling Team Works Occupational Health, 115 Water Street, 2nd Floor, Milford, MA at 508-422-2761 option #1. Please inform Team Works that the appointment is for a pre-employment physical ONLY.

The position is part-time (24 hours per week), Grade 6, with a beginning salary of \$20.27 per hour, and is subject to the personnel rules and regulations of the Town of Northbridge, which includes a six-month probationary period.

In accordance with Section 4-2 of the Northbridge Town Charter, "such appointment shall become effective on the fifteenth day following the day on which notice of the appointment is filed with the Board of Selectmen, unless the Board of Selectmen shall within that period by a majority of all of its members vote to reject such appointment, or has sooner voted to affirm it."

On behalf of the Town of Northbridge, I welcome you and wish you much success in your new position.

Sincerely,

Theodore D. Kozak
Town Manager

TDK/sls

c: Kelly Bol, Senior Center Director
Board of Selectmen

Enc.: Personnel Policy Manual
Health Insurance Information

2/4/13 RECEIVED
FEB 04 2013
cc: Dis. COMM
Northbridge Town Manager

TALENT BANK APPLICATION

please return to:

BOARD OF SELECTMEN
Northbridge Town Hall
7 Main Street
Whitinsville, MA 01588

B.2.

Pursuant to Town bylaw §4-209 (Eligibility for service),
you must be a registered voter in order to serve.

yes, per Town Clerk's office

Date: 1-31-13

Name JAMES MAHONEY

P. O. Box _____

Home Address 670 LINWOOD AVE Apt 206

Email Address JIM63MAH@GMAIL.COM

Telephone 508.372.9053 Cell 508.422.6792

Business _____

Address _____ Tel. _____

Current Occupation/Title Temp. Disabled

Education NORTHBRIDGE High, I & R SYSTEMS FOR BUSINESS, M.P. school, CONST. SUPERS & TRAINING COURSE

Governmental, Civic & Community Activities will be driving for SEN CTR when leg heals, surgery 1-16-13

Charitable & Educational Activities _____

Town Committees or Offices _____

I am interested in the following Committees: DISABILITY COMM.

Please indicate whether the applicant and/or any family members are employed by the Town of Northbridge. NO.

NAME:

PRECINCT#

TOWN OF NORTHBRIDGE

COMMITTEE INTEREST (Indicate Committee preference)

- | | |
|--------------------|----|
| 1. Disability comm | 4. |
| 2. | 5. |
| 3. | 6. |

Present Interest or business affiliation (dates, places)

Looking to return to school when able
course of study to be in health care
field. would like to be schooled in an
area to help C.P. victims.

Experience: Volunteer, social service, business (dates, places)

drove cancer pat. to MA General 1986-87
assisted at EMER. shelter during ice storm 2007
Apply to Northbridge Sen Ctr to drive
PAT. to Dr Appt. 2013

Special skills and education (be specific)

carpenter a 20+ years many renovations
made to make home handicap access. IE.
door with ramps, lowering counters etc.
son has C.P. very aware of issues
concerning disabled.

How experience relates to particular committee interest

HAVING BEEN OF assistance
to cancer victims, my sons condition as
well as my fiancées issues (she has MS) has
allowed me to see first hand problems that
CAN arise looking to help those who need it

ADDITIONAL COMMENTS:

A community based. To investigate
improvements and suggest changes on ways
to help those who need it the most.

Mail completed form to:

Northbridge Town Hall
Office of the Town Manager
7 Main Street
Whitinsville, MA 01588

D.

**COMMONWEALTH OF MASSACHUSETTS
TOWN OF NORTHBRIDGE
WARRANT FOR SPRING ANNUAL TOWN MEETING
TRANSACTION OF TOWN BUSINESS
TUESDAY, MAY 7, 2013 - 7:00 P.M.**

DRAFT #1 – 2.22.13

WORCESTER, ss:

To any Constable of the Town of Northbridge in said County,

GREETINGS:

In the name of the Commonwealth of Massachusetts, you are hereby directed to notify the Inhabitants of the Town of Northbridge, qualified to vote in Town elections and Town affairs, to meet in the Northbridge Middle School Auditorium on Linwood Avenue, in Whitinsville, in said Northbridge, Massachusetts, on Tuesday, May 7, 2013 at 7:00 o'clock P.M., then and there to act on the following articles:

ARTICLE 1: (Board of Selectmen)

To see if the Town will vote to raise and appropriate and/or transfer from the unexpended appropriated funds of the Department of Public Works [Highway Division] the following sums of money and authorize the payment of prior year bills:

or take any other action relative thereto.

ARTICLE 2: (Board of Selectmen)

To see if the Town will vote to amend the votes taken under Article 3 of the 2012 Spring Session of the Annual Town Meeting (May 1, 2012), and under Article 2 of the 2012 Fall Session of the Annual Town Meeting (October 23, 2012), appropriations and transfers under the Omnibus Budget Article; or take any other action relative thereto.

-TRANSFER TO POLICE DEPARTMENT

-TRANSFER TO TOWN CLERK

ARTICLE 3: (Finance Committee)

To see if the Town will vote to raise and appropriate and/or transfer from available funds in the Treasury and/or transfer from the Health Insurance Stabilization Fund such sums of money not to exceed \$ _____ to defray the necessary and usual expenses of the several departments of the Town for FY 2014, beginning July 1, 2013 and ending June 30, 2014; or take any other action relative thereto.

ARTICLE 4: (Board of Selectmen)

To see if the Town will vote to raise and appropriate and/or transfer from the Retained Earnings Account of the Sewer Enterprise Fund a sum of money to operate the Sewer Enterprise Operation of the Department of Public Works for FY 2014; or take any other action relative thereto.

ARTICLE 5: (Board of Selectmen)

To see if the Town will vote to raise and appropriate and/or transfer from the Retained Earnings Account of the Water Enterprise Fund a sum of money to operate the Water Enterprise Operation of the Department of Public Works for FY 2014; or take any other action relative thereto.

ARTICLE 6: (Board of Selectmen)

To see if the Town will vote to appropriate a sum of money and such additional funds as may become available from the Commonwealth's Department of Transportation, Chapter 90 Bond Issue proceeds, to be used by the Department of Public Works for the repair and maintenance of Town roads in conformance with MGL and further to see if the Town will vote to meet said appropriation by borrowing and to authorize the Treasurer/Collector, with approval of the Board of Selectmen, to issue bonds or notes of the Town therefor in anticipation of the receipt of said State Aid; or take any other action relative thereto.

ARTICLE 7: (Board of Selectmen)

To see if the Town will vote to authorize the Treasurer/Collector to enter into a compensating balance agreement or agreements for FY 2014, pursuant to Chapter 44, Section 53F of the M.G.L.; or take any other action relative thereto.

ARTICLE 8: (Playground & Recreation Commission)

To see if the Town will vote to reauthorize a revolving account pursuant to M.G.L. Chapter 44, Section 53E 1/2 for the Playground & Recreation Commission, to credit to such account any grants, donations, program user fees and fund raising proceeds received by said Commission and to authorize said Commission to expend from such account amounts required to maintain the Town's playgrounds and recreation fields, to make improvements thereto and to purchase, lease or rent equipment and support facilities for programs and activities taking place thereon provided, however, that the total amount which may be expended from the account in FY 2014 is \$20,000; or take any other action relative thereto.

ARTICLE 9: (Board of Assessors)

To see if the Town will vote to raise and appropriate or transfer from available funds in the Treasury a sum of money not to exceed \$16,050 for a Triennial Revaluation analysis of Personal Property of the Town of Northbridge in accordance with Massachusetts General Laws Chapter 40 section 56 and Chapter 58 sections 1, 1A, and 3; or take any other action relative thereto.

ARTICLE 10: (Board of Selectmen)

To see if the Town will vote to appropriate the sum of \$150,000.00 (ONE HUNDRED FIFTY THOUSAND AND 00/100 DOLLARS) for the purpose of financing the purchase of a Medium Duty Dump Truck with Swap Body, Plow and Accessories for use by the Highway Division of the Department of Public Works; or take any other action relative thereto.

ARTICLE 11: (Board of Selectmen)

To see if the Town will vote to appropriate the sum of \$130,000.00 (ONE HUNDRED THIRTY THOUSAND AND 00/100 DOLLARS) for the purpose of financing the purchase of a Back Hoe (JD 410 or equal) and Accessories for use by the Highway Division of the Department of Public Works; or take any other action relative thereto.

ARTICLE 12: (Board of Selectmen)

VETERANS TAX WORK OFF PROGRAM

ARTICLE 13: (Board of Selectmen)

MEDICAL MARIJUANA

AMEND Article V - Use Regulations (of the Northbridge Zoning Bylaw) by ADDING:

§ 173-18.4 Temporary Moratorium on Medical Marijuana Treatment Centers [Added 05-07-2013 STM, Art. XX]

A. Authority and purpose.

(1) By vote at the State election on November 6, 2012, the voters of the Commonwealth approved a law regulating the cultivation, distribution, possession and use of marijuana for medical purposes. The law provides that it is effective on January 1, 2013 and the State Department of Public Health is required to issue regulations regarding implementation within 120 days of the law's effective date. Currently under the Zoning Bylaw, a Medical Marijuana Treatment Center is not a permitted use in the Town of Northbridge and any regulations promulgated by the State Department of Public Health are expected to provide guidance to the Town in regulating medical marijuana, including Medical Marijuana Treatment Centers.

(2) The regulation of medical marijuana raises novel and complex legal, planning, and public safety issues and the Town needs time to study and consider the regulation of Medical Marijuana Treatment Centers and address such novel and complex issues, as well as to address the potential impact of the State regulations on local zoning and to undertake a planning process to consider amending the Zoning Bylaw regarding regulation of medical marijuana treatment centers and other uses related to the regulation of medical marijuana. The Town intends to adopt a temporary moratorium on the use of land and structures in the Town for Medical Marijuana Treatment Centers so as to allow the Town sufficient time to engage in a planning process to address the effects of such structures and uses in the Town and to enact bylaws in a manner consistent with sound land use planning goals and objectives.

B. Definition.

(1) "Medical Marijuana Treatment Center" shall mean a "not-for-profit entity, as defined by Massachusetts law only, registered by the Department of Public Health, that acquires, cultivates, possesses, processes (including development of related products such as food, tinctures, aerosols, oils or ointments), transfers, transports, sells, distributes, dispenses, or administers marijuana, products containing marijuana, related supplies, or educational materials to qualifying patients or their personal caregivers."

C. Temporary Moratorium.

(1) For the reasons set forth above and notwithstanding any other provision of the Zoning Bylaw to the contrary, the Town hereby adopts a temporary moratorium on the use of land or structures for a Medical Marijuana Treatment Center. The moratorium shall be in effect through June 30, 2014. During the moratorium period, the Town shall undertake a planning process to address the potential impacts of medical marijuana in the Town, consider the Department of Public Health regulations Regarding Medical Marijuana Treatment Facilities and related uses, and shall consider adopting new Zoning Bylaws to address the impact and operation of Medical Marijuana Treatment Centers and related uses;

Or take any other action relative thereto.

ARTICLE 14: (Planning Board) **GILMORE DRIVE**

ARTICLE 15: (Petition)

To see if the Town will vote to accept as a public way, the alteration and extension of Ash Street [portion to be discontinued] as heretofore laid out by the Board of Selectmen, a copy of which layout is on file with the Town Clerk, and further authorize the Board of Selectmen, in the name and behalf of the Town, to acquire by gift, purchase or eminent domain easements in said way for the purposes for which public

ways are used in the Town, including an associated drainage easement; or take any other action relating thereto.

And you are directed to serve this warrant by posting attested copies thereof at the Whitinsville Post Office in Whitinsville and Brian's Restaurant in Linwood, in Precinct 1; Office of Polyfoam Corp., Gary's Variety and the Northbridge Post Office in Northbridge, all in Precinct 2; Town Clerk's Office and 1Quikstop in Whitinsville in Precinct 3; and the VFW Hall [875 Hill Street] and Town Hall Annex in Whitinsville in Precinct 4; twenty-eight (28) days at least before the time and place of meeting aforesaid.

WHEREOF FAIL NOT, and make due return of the warrant, with your doings thereon, to the Town Clerk at the time and place of said meeting. GIVEN under our hand this 25th day of March in the year Two Thousand Thirteen.

SELECTMEN OF NORTHBRIDGE

Daniel J. Nola, Chairman

Charles Ampagoomian, Jr.

James R. Marzec

Thomas J. Melia

James J. Athanas

Draft

COMMONWEALTH OF MASSACHUSETTS

Worcester, ss.

Town of Northbridge

Order of Taking

At a regularly convened meeting of the Board of Selectmen of the Town of Northbridge held on February 25, 2013, it was voted and ordered:

The Board of Selectmen of the Town of Northbridge, County of Worcester, duly elected, qualified, and acting as such, on behalf of the Town by virtue of and in accordance with the authority of the provisions of Chapter 79 of the Massachusetts General Laws, the vote taken under Article 5 of the October 23, 2012 Fall Annual Town Meeting, and any and every other power and authority which is hereunto in any way enabling, hereby takes, on behalf of the Town, and for public way purposes, for the benefit of the public to cross and re-cross, pass and re-pass, as appropriate, specifically the reconstruction of Sutton Street, the following interests in land:

1. *Permanent Roadway Easements:* Permanent easements for the purpose of constructing, reconstructing, improving, inspecting, repairing, replacing, and forever maintaining or abandoning in place improvements related to Sutton Street, and for all uses and appurtenances related thereto, including, but not limited to grading, excavation and paving for the reconstruction of Sutton Street (the "Project"), in, over, under, through, across, upon and along the parcels of land shown as: "BR-1," "D-2," "D-4," "D-7 & U-8," "D-9, U-9 & U-10," "SW-2," "SW-3," "SW-8," "U-1," "U-2," "U-7," and "U-11" (collectively, the "Permanent Easement Premises") on a plan of land entitled "The Preliminary Right-of-Way Plans for Sutton Street in the Town of Northbridge", Revision #2 dated 8/24/12, prepared by AECOM (the "Plan"), recorded herewith.

2. *Temporary Construction Easements:* Temporary easements for the purpose of constructing the Project and for all uses incidental thereto, including, without limitation, temporary roadway, slope, sidewalk, culvert, bridge and utility easements, necessary or convenient to the Project, in, over, under, across, upon and along the parcels of land shown as: "TE-1 & TE-2," "TE-3," "TE-5," "TE-7," "TE-12," "D-8 & TE-75," "TE-20," "TE-25," "TE-26," "TE-29," "TE-37," "TE-42 & TE-44," "TE-45," "TE-46," "TE-47," "TE-52," "TE-53," "TE-54," "TE-65," "TE-67," "TE-70," "TE-71," "TE-77," "TE-79," "TE-80 & TE-81," "TE-86," "TE-90," and "TE-97" (collectively, the "Temporary Construction Easement Premises") as shown on the Plan. Said Temporary Construction Easements shall terminate automatically five (5) years from the date on which this Order of Taking is recorded with the Worcester Registry of Deeds without the necessity of recording any instrument with said Deeds. Nothing in this paragraph shall affect the permanent easements acquired by the Town hereunder.

The Permanent Easement Premises and the Temporary Construction Easement Premises are referred to, collectively, as the "Easement Premises." The Town shall have the right to pass and re-pass over the Easement Premises, by foot and motor vehicle, including heavy equipment,

from time to time and at all times, for all uses incidental thereto.

Any and all trees and structures located upon the Easement Premises are included in this taking. Notwithstanding the foregoing, there is excepted from this Order of Taking all easements for wires, pipes, conduits, poles, and appurtenances for the conveyance of water, sewage, gas and electricity and for telephone communications and television transmission now lawfully in or upon the Easement Premises and the lawful rights of the public to use those parts of the public streets and ways which may be included in the foregoing description.

Said parcels of land are owned or supposed to be owned and/or formerly owned by the persons listed in Schedule A, hereinafter collectively referred to as the Owners. If in any instance the name of the Owner is not correctly stated, the name of the supposed Owners being given as of this Order of Taking, it is understood that in such instance the land referred to is owned by an Owner or Owners unknown to us.

Damages are awarded in connection with these takings in accordance with Schedule A, attached hereto.

IN WITNESS WHEREOF, we, the duly elected and qualified Board of Selectmen of the Town of Northbridge have hereunto set our hands on this 25th day of February, 2013.

TOWN OF NORTHBRIDGE,
By its Board of Selectmen

COMMONWEALTH OF MASSACHUSETTS

Worcester, ss.

On this 25th day of February, 2013, before me, the undersigned Notary Public, personally appeared _____, member of the Northbridge Board of Selectmen, as aforesaid, who proved to me through satisfactory evidence of identification, which was _____, to be the person whose name is signed on the preceding or attached document, and acknowledged to me that he/she signed it voluntarily for its stated purpose on behalf of the Town of Northbridge.

Notary Public
My Commission Expires:

467247/NBRI/0001

SCHEDULE A

Record Owner:
Mailing Address:
Title Reference: Worcester Registry of Deeds, Book _____, Page _____
Interest Taken:
Damages:

Record Owner:
Mailing Address:
Title Reference: Worcester Registry of Deeds, Book _____, Page _____
Interest Taken:
Damages:

Record Owner:
Mailing Address:
Title Reference: Worcester Registry of Deeds, Book _____, Page _____
Interest Taken:
Damages:

Record Owner:
Mailing Address:
Title Reference: Worcester Registry of Deeds, Book _____, Page _____
Interest Taken:
Damages:

Record Owner:
Mailing Address:
Title Reference: Worcester Registry of Deeds, Book _____, Page _____
Interest Taken:
Damages:

Record Owner:
Mailing Address:
Title Reference: Worcester Registry of Deeds, Book _____, Page _____
Interest Taken:
Damages:

Record Owner:
Mailing Address:
Title Reference: Worcester Registry of Deeds, Book _____, Page _____
Interest Taken:
Damages:



KOPELMAN AND PAIGE, P.C.
The Leader in Municipal Law

101 Arch Street
Boston, MA 02110
T: 617.556.0007
F: 617.654.1735
www.k-plaw.com

6.

February 13, 2013

David J. Doneski
ddoneski@k-plaw.com

Hon. Daniel Nolan and
Members of the Board of Selectmen
Northbridge Town Hall
7 Main Street
Whitinsville, MA 01588

RECEIVED

FEB 19 2013

Northbridge Town Manager

Re: Determination and Consent Pursuant to Massachusetts Rules of Professional Conduct,
Rule 1.7 - Representation of the Towns of Northbridge and Sutton Regarding
Intermunicipal Agreement for the Maintenance of Gilmore Drive

Dear Members of the Board of Selectmen:

We have been requested to advise the Towns of Northbridge and Sutton, which we represent as Town Counsel, concerning a proposed Intermunicipal Agreement for the Maintenance of Gilmore Drive ("Agreement"), and have been requested to advise the Town of Northbridge concerning the layout and acceptance of that portion of Gilmore Drive situated in Northbridge as a public way. It is our understanding that most of the substantive terms of the Agreement will be developed by the respective towns' planning departments.

Our relationships with Northbridge and Sutton create interests that require disclosure pursuant to the Rules of Professional Conduct of the Massachusetts Bar that require us to obtain the express permission of the Appointing Authority of each town before we can represent one or both of the towns with respect to the Agreement. The purpose of this letter is to make such disclosure and to request that you determine whether you will permit such representation. In addition, while the State Ethics Commission has determined that Kopelman and Paige, P.C. and its individual attorneys are not "municipal employees" pursuant to the Conflict of Interest Law, we provide this letter to dispel any appearance of a conflict on the firm's behalf in this matter.

MULTIPLE REPRESENTATION DISCLOSURE

The representation of multiple clients is regulated under the Massachusetts Rules of Professional Conduct. The relevant provision, Rule 1.7, states that an attorney may not represent multiple clients if the interests of one client are directly adverse to those of another client, or if his representation of one client may be materially limited by his responsibilities to another client or his own interests. If, however, the attorney reasonably believes that the representation of either client will not be adversely affected, and each of the clients consents after consultation, the attorney may represent the client in such a situation. Where representation of multiple clients in a single matter is undertaken, we are also required to disclose and explain the implications of the common representation and the advantages and risks involved.

KOPELMAN AND PAIGE, P.C.

Hon. Daniel Nolan and
Members of the Board of Selectmen
February 13, 2013
Page 2

In our opinion, our position as Town Counsel to the Town of Sutton will not adversely affect the representation we will provide to Northbridge with respect to the Agreement. It is our further opinion that this joint representation provides the advantage of cost effectiveness (i.e., the cost of our time spent on preparing the Agreement will be split between the two towns) and efficiency. The only risk I would note would be in the unlikely event that negotiations or performance of the Agreement breaks down between the parties, to the point where one municipality seeks legal redress from the other. Under these circumstances, Kopelman and Paige, P.C. would likely have to cease representing both Towns with regard to the Agreement. You must consider whether our representation of Sutton as described above will be likely to adversely affect our ability to exercise independent professional judgment on behalf of Northbridge.


DETERMINATION

It is our belief that our representation of Sutton, for the purposes and under the conditions described in this letter, will not affect the exercise of our independent professional judgment on behalf of Northbridge with regard to the Agreement or any other matter. It is your determination as Appointing Authority, however, as to whether the representation described herein will not impair the integrity of this firm's services to Northbridge.

Accordingly, I request that you, as Appointing Authority, consent to our representation of the Towns of Sutton and Northbridge regarding the proposed Agreement. Should you so consent, I ask that you sign the enclosed determination as required by the Rules of Professional Conduct. Please sign the two originals provided, return one copy to this office, and retain one copy for your records.

Thank you for your consideration. Please do not hesitate to contact me if you have any questions on this matter.

Very truly yours,


David J. Doneski

DJD/man
Enc.

478720/NBRJ/0001

DETERMINATION

It is determined, pursuant to Rule 1.7 of the Massachusetts Rules of Professional Conduct, that the Northbridge Board of Selectmen consents to Kopelman and Paige, P.C. representing the Town of Sutton with regard to the Intermunicipal Agreement for the Maintenance of Gilmore Drive, as disclosed in a letter to the Board dated February 13, 2013, notwithstanding that Kopelman and Paige, P.C. serves as Town Counsel and represents the Town of Northbridge.

Dated: _____

TOWN OF NORTHBRIDGE
By its Board of Selectmen,

DETERMINATION

It is determined, pursuant to Rule 1.7 of the Massachusetts Rules of Professional Conduct, that the Northbridge Board of Selectmen consents to Kopelman and Paige, P.C. representing the Town of Sutton with regard to the Intermunicipal Agreement for the Maintenance of Gilmore Drive, as disclosed in a letter to the Board dated February 13, 2013, notwithstanding that Kopelman and Paige, P.C. serves as Town Counsel and represents the Town of Northbridge.

Dated: _____

TOWN OF NORTHBRIDGE
By its Board of Selectmen,

7.5.

Ted Kozak

From: Adam Gaudette [agaudette@SPENCERMA.GOV]
Sent: Tuesday, February 12, 2013 9:20 AM
To: Julie Jacobson; 'Jeff Mitchell (Auburn)'; Martin McNamara; 'Craver, Robin'; Girard.Todd; administrator@dudleyma.gov; Tim McInerney; Brian Szczurko; John Woodsmall; Jacquie Kelly; 'Reed, Bob'; 'Mike Knox (Leicester)'; Charlie Blanchard; Carol Riches; 'Mike Putnam (Paxton)'; Robert McNeil; 'Bob Spain (Millbury)'; John Lebeaux; Terri Ackerman; Jacqueline O'Brien; James Shuris; tkozak@northbridgemass.org; Zeneski, Joseph; 'Sean Divoll (Oxford)'; 'John McAuliffe (Webster)'; jtgaucher@webster-ma.gov; cclark@southbridgemass.org; DTravinski@town.sturbridge.ma.us; Shaun Suhoski; gmorse@town.sturbridge.ma.us; Steve Tyler; Sherry Patch; Beckley, Stuart; jmalloy@town.westborough.ma.us; Christina Papadopoulos; John Coderre; Fred Litchfield; Blythe Robinson; Daniel J Morgado; Bradford Stone; Leon Gaumond; selectboard@newbraintree.org; Selectmen; Rutland Selectmen; Grochmal, Dena; townadmin@monson-ma.gov; gneggers@monson-ma.gov
Subject: 2013 CIC Grant for Regional Stormwater Management

All, I am pleased to announce that our 30-town application for Regional Stormwater Management through the CIC Program has been awarded. \$115,000 - 30 towns

However, as some of you may know, as part of the 9C cuts announced by the Governor recently, the CIC program funding was cut from \$4 million to \$2 million. Thus, awards have been reduced to the grantees. In our case, our project was reduced from \$200,000 to \$115,000. This will require significant scope modifications. I will be working with MA A&F over the next several weeks on our State Contract and specifically the scope and will attempt to provide the best balance between expanding Phase 1 tasks to new group members and also by adding new tasks for the entire 30-town group.

The Lt Governor will be having a ceremony in Boston today announcing the awards and I will be attending the mandatory contract meetings.

Thanks for all your interest and I will keep you informed of the results of my discussions with A&F.

Best,

Adam

Adam D. Gaudette
Town Administrator

Spencer Memorial Town Hall
157 Main Street
Spencer, MA 01562
P - 508.885.7500 ext. 155
F - 508.885.7528

Ted Kozak

From: Vera Kolas [vkolas@cmrpc.org]
Sent: Friday, February 08, 2013 6:53 AM
To: Blythe Robinson; Adam Gaudette; Robert Reed (Leicester); tkozak@northbridgemass.org; Heather Lemieux; administrator@dudleyma.gov; Sherry Patch; Martin McNamara; Daniel M. Keyes
Cc: Lawrence Adams; Janet Pierce; Kathy Robertson
Subject: FW: CIC DECISION- IMPORTANT INFORMATION
Importance: High

Good morning everyone!

\$112,000 - 9 towns

I am thrilled to report that our CIC application for regional e-permitting was successful and the project has been funded in full! In fact, I understand that our application was one of very few that was not reduced in funding.

Below please find information regarding the notification and an event at the state house on Tuesday, February 12th where the successful projects will be officially announced. You are all invited to attend this event; it would be terrific if you could all be there.

PLEASE NOTE: This news is to remain confidential until the official announcement is made. As Tim Dodd has noted, ***this information is embargoed until the event on Tuesday.***

Please let me know if you plan to attend on Tuesday **by noon on Monday, February 11th** so that I can RSVP to Tim. You can email me anytime as I have remote access to this email address.

Congratulations to the Central Mass Regional E-Permitting Collaborative!

Enjoy the awesome snowstorm – stay safe – and I hope to see you all on Tuesday in Boston.

-Vera

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The Secretary of the Commonwealth has determined that most e-mails to and from public offices and public officials are public records. Consequently, confidentiality should not be expected.

No trees were harmed by the generation of this email but several electrons were inconvenienced. However, please consider the environment before printing this e-mail.

From: Dodd, Tim (ANF) [mailto:tim.dodd@state.ma.us]
Sent: Thursday, February 07, 2013 7:27 PM
To: Vera Kolas

PATRICK-MURRAY ADMINISTRATION ANNOUNCES \$2.25 MILLION IN COMMUNITY INNOVATION CHALLENGE GRANTS FOR MUNICIPALITIES, REGIONAL SCHOOL DISTRICTS AND PLANNING AGENCIES ACROSS MASSACHUSETTS

BOSTON – Tuesday, February 12, 2013 – Lieutenant Governor Timothy Murray and Secretary of Administration and Finance Glen Shor today announced the 27 recipients of the \$2.25 million Community Innovation Challenge (CIC) grant program to incentivize and support innovative regionalization and other cost saving initiatives. These programs will change the way local governments do business to maintain service delivery and stretch every tax payer dollar as far as possible.

The 27 recipients of the FY 2013 CIC grant program span 162 cities and towns. The project recipients reflect geographic and income diversity across the Commonwealth, including several Gateway Cities.

“The first round of the Community Innovation Challenge Grant program was a success, attracting wide interest by municipalities and planning agencies to develop regionalization and innovation strategies on the local level,” said Lieutenant Governor Murray. “We’re excited to continue this program with the second round of award recipients who have all proposed more innovative opportunities and cost-saving measures to collaborate, regionalize and maintain valuable local services.”

“Our new fiscal reality demands that government change the way it does business to stretch every taxpayer dollar as far as possible,” said Secretary Shor. “The Patrick-Murray Administration’s CIC grant program is just one of the many ways we are working to give cities and towns the tools they need to drive change in local government. I am excited that the second round of this program will provide for the continuation and expansion of some really great programs and jump-start brand new ones.”

Regionalization is an opportunity for neighboring communities to build partnerships to engage in shared services, inter-municipal agreements, municipal collaborations, consolidations, mutual aid and regional planning to reduce the risk of duplicating efforts and unnecessary spending of limited taxpayer dollars. With 351 cities and towns spanning the Commonwealth, there are countless ways to collaborate and work together to maintain important local services and deliver those services effectively and efficiently.

The CIC grant program is one more example of the kind of reforms the Patrick-Murray Administration has made in challenging fiscal times to make government more effective and efficient. CIG provides incentives, such as technical assistance, training and other one-time or transition funding for municipal leaders to work together to pursue innovative ways to deliver critical services to taxpayers more efficiently. Ideal projects for the grant program include those with the potential for greatest impact, high levels of innovation and substantial potential cost savings for municipalities.

“I commend the Patrick-Murray Administration for their continued support in securing funds for the Community Innovation Challenge Grant Program,” said House Speaker Robert A. DeLeo. “As the cities and towns across the Commonwealth begin to emerge from this economic downturn, it remains important that state leaders continue to find ways to make government more effective and efficient.”

In the FY 2012 budget, Governor Patrick authorized the development of a competitive grant program to encourage and incentivize regionalization based upon the belief that the most crucial and visible interactions between government and citizen occur locally. A grant program was proposed in the Governor's budget, and supported by the Legislature, providing \$4 million for regionalization and other initiatives that will improve the effectiveness and efficiency in the delivery of local services. In FY 2012, the Patrick-Murray Administration invested in 27 projects across the Commonwealth. These projects involved 138 cities and towns and are currently being finished. The results and outcomes of each project will be shared with the general public this summer on the ANF website.

FY 2013 Community Innovation Challenge Grant Recipients:

Regionalizing Municipal Storm Water Management in Central Massachusetts
(\$115,000)

*Towns of Spencer (Lead), Auburn, Charlton, Dudley, Holden, Leicester, Millbury, Oxford, Paxton, Shrewsbury, Spencer, Sturbridge, Webster, West Boylston, Boylston, Grafton, Hardwick, Monson, New Braintree, **Northbridge**, Northborough, North Brookfield, Palmer, Princeton, Rutland, Southbridge, Sterling, Upton, Ware, Westborough, Wilbraham*

Information Technology

Central Massachusetts Regional Electronic Permitting Collaborative (\$112,000)
*Central Massachusetts Regional Planning Commission (CMRPC) (Lead); Towns of Barre, Blackstone, Boylston, Dudley, Hardwick, Leicester, **Northbridge**, Spencer, and Upton*