
SELECTMEN'S MEETING MINUTES

Tuesday, October 4, 2005

Ayer Town Hall-1st Floor Meeting Room-Main St., Ayer, MA

OPEN SESSION-7:00P.M

Present and Attending (X)	Board of Selectmen
X	Chairman Faye L. Morrison
X	Vice-Chair-Cornelius F. Sullivan
X	Clerk-Pauline Conley
X	Member Frank F. Maxant
X	Member Paul D. Bresnahan

7:00p.m. Meeting opened.

Chairman Morrison requested if there was anyone present wishing to speak under Public Input

Agenda item #1. Public Input

1. Selectman Bresnahan-re Devens Disposition Executive Board (DDEB) Planning Meeting- not Public Hearing just a public meeting taking comments re North Post- area north of West Main St., McPherson Rd., Airport-and its use, ..to be held at the Shirley Town Hall on October 11, 2005 at 7:00p.m.
2. David Bodurtha-re status of his grievance request for information. Mr. McCann, Interim Town Administrator advised the Board to no process re citizen request for grievance, Mr. Bodurtha not a Town employee therefore not entitled to Grievance process as outlined in Board of Selectmen's Policies & Procedures. Selectman Sullivan offered Mr. Bodurtha an apology for statements made during the Fy-06 Appointments. Selectman Maxant and Chairman Morrison echoing Selectman Sullivan's apology. Selectman Conley requested to respond to Mr. Bodurtha's request later in the meeting under the Town Administrator's Report.

Agenda Item #2. Minutes

Chairman Morrison updated the Board to receipt of Memo from Town Counsel re Meeting minutes and procedures. (see attached). Chairman Morrison read through the seven suggested guidelines for the Board suggested to be adopted for the keeping of Selectmen's Meeting minutes. The Board approved Town Counsel's procedures to the Selectmen's recording of meeting minutes to the Board of Selectmen's Policy & Procedures. Motion to approve made by Selectmen Bresnahan, 2nd by Selectman Sullivan, VOTE: unanimous. The Board approved to request copy of Selectmen's Meeting tape recording from APAC to be kept with Selectmen's Minutes VOTE: Selectman Sullivan aye, Selectman Bresnahan aye, Selectman Conley aye, Chairman Morrison aye, Selectman Maxant no objecting to cost incurred, if any.

Agenda Item #3. Chief Rizzo-Patrolman Appointment-The Board met with Chief Richard Rizzo who recommended the appointment of Mathew Hardy, to the Ayer Police Dept's vacant Patrolman's position. Chief Rizzo updated the Board to Mr. Hardy being a former police officer for the Town from 1989 to 1992 who left the department to work for the B&M Police. The Board voted to appoint Mr. Hardy contingent upon satisfactory physical and Physiological examination/s. Motion to appoint made by Selectman Conley, 2nd by Selectman Maxant, VOTE: unanimous, so moved.

Agenda Item #4. Recycling Committee- The Board met with Lauri Sabol, Chairman of the Recycling COM. who introduced Julie Staraitis of Ayer who was present this evening re appointment to the Recycling Com. The Board after meeting with Ms. Staraitis voted to appoint Ms. Straitis to the Recycling Committee effective 10-4-05 to June 30, 2007. Motion to appoint made by Selectman Bresnahan, 2nd by Selectman Conley, VOTE: unanimous, so moved. On another issue the Board met with Ms. Sabol re joining North Central Regional Waste Cooperative (NCRSWC). Ms. Sabol introduced Tessa David, Director of NCRSWC who reviewed with the Board the collaborative proposal and advised to no fee for the 1st year for the Town, the membership formula after 1st year based upon the Town's population and the State's equalized valuation. Membership fee somewhere between \$3,300.00 and \$4,100.00. Ms. Spinner advised to the Ayer Board of Health supporting this proposal. Selectman Sullivan moved the Board approve the Town of Ayer's Memorandum of Understanding with North Central Regional Solid Waste Cooperative and authorize the Chairman's signature, 2nd by Selectman Maxant, VOTE: unanimous, so moved. Ms. David took this opportunity to update the Board to Town of Lunenburg hosting a Household Hazardous Pick-up Day on

Saturday, October 8, 2005 at the Lunenburg DPW, and inviting the Town of Ayer to participate. Fee and pre-registration required to NCRSWC.

Agenda Item #5. Ayer School Committee-re Article #2-Fall Town Meeting Warrant Article-Safety Equipment/improvements at the Ayer School Department. The Board met with Supt. Lori Nielsen, Asst. Supt. Brian McDermott and Daniel Sallet, Chairman of the School Committee. The School Department addressed security concerns relevant to doors/Fire Alarms-Control panels/assessment conducted. Selectman Bresnahan moved the Board voice their support in favor of the School Departments Safety Equipment/Improvements Article at the October 24, 2005 Fall Town Meeting, 2nd by Selectman Sullivan VOTE: Selectman Bresnahan aye, Selectman Sullivan aye, Selectman Maxant aye, Chairman Morrison aye, Selectman Conley abstained questioning group re system crash measures, 4-1 motion carries.

Agenda Item #6. Screening Committee for Town Administrator position

The Board met with Gary Luca, James Stephen, Lori Nielsen and Charles McKinney. The Board reviewed with the above their reasoning for requesting to serve on this committee. The Board thanked all for being present and for their willingness to serve the Town in this capacity.

Agenda Item #7. Shaun Suhoski-Cecil Group/Train Station

The Board met with -Steven Cecil of The Cecil Group the Town's planning consultant re Downtown parking and Transit upgrades. Mr. Cecil presented the Board various options relevant to the Board's vote of approval of a set of criteria for potential sites. Mr. Cecil reviewed with the Board the rail trail site as a potential viable site for a multi level parking facility built over the rail trail parking lot and parking spaces/lots within a quarter mile walk from the train station. After a lengthy discussion Selectman Sullivan moved to conduct a public hearing to take comment from the residents and to endorse the Cecil Groups criteria as presented for potential sites to be provided to MRTA for inclusion in a Request for Proposals from private landowners interested in participating in the project, 2nd by Selectman Conley VOTE: unanimous, so moved.

On another matter Mr. Suhoski presented the Board the CDBG Administration Grant Documentation for the Board's approve and Chairman's signature: Selectman Bresnahan moved the Board approve the following:

- a. Fy-04 Housing Rehab Specialist Contract amendments increasing the number of units from 21 to 29 and authorize \$15K increase in the contract amount total contract not to exceed \$49,650.
 - b. Fy-03 HDSP Rehab Specialist Contract Amendment to the Spaulding Bldg. for six (6) months additional construction administration for a contract increase \$6K and not to exceed \$38K.
 - c. Fy-05 CDBG Housing Rehab Specials Contract awarded to Donald Bucchianeri Mgt. / Serv. Not to exceed \$10,800 to complete an estimated six (6) units.
 - d. Fy-05 Lead Paint Testing & Certification awarded Contract to Christine Caulfield/Caulfield Env. not to exceed \$6K
 - e. Fy-05 CDBG Commercial Rehabilitation Admin & Design Serv. Contract awarded to John Farrar in an amount not to exceed \$46K to complete 4 sign/façade improvements.
 - f. Fy-02 CDBG Close-out Agreement- Authorized the Chairs signature on Close-out Agreement.
 - g. CDBG Historic Programmatic Agreement- authorized the Chair to sign the Programmatic Agreement between the Town, MA Historic Preservation Officer and Advisory Council on Historic Preservation this document replaces 1994 Agreement and only applied to CDBG funds used on historic structures.
 - h. Environmental Certifying Officer designation authorized the Chair to sign to sign designation recertifying Shaun Suhoski as the Town Environmental Certifying Officer for federal grant programs.
- 2nd by Selectman Conley, VOTE: unanimous, so moved.

Agenda Item #8 Supt. Madigan's Report-

1. Sewer System Connection- 401 Groton Rd.

Selectman Conley moved the Board approve the sewer system connection application for 401 Groton Rd. contingent upon the applicant having a town water meter installed upon the private well water line inside the house, pursuant to memo dated 9-27-05 presented by Supt. Madigan, 2nd by Selectman Sullivan VOTE: unanimous, so moved.

2. **Vitasoy-ACO-**Selectman Sullivan moved the Board authorize Administrative Order 05-016-01 to Vitasoy USA, Inc. for violations to their existing Industrial Discharge Permit as outlined in a memo from Supt. Madigan dated 9-20-05, 2nd by Selectman Bresnahan, VOTE: unanimous, so moved.

3. **Salt Bid Award**-Selectman Sullivan moved the Board award the Salt bid to Eastern Minerals Inc. of Lowell, MA for solar and rock salt and premix for the low bid of \$44.20 per ton, 2nd by Selectman Conley, VOTE: unanimous, so moved.

Agenda Item #9. Interim Town Administrator's Report

1. St. Andrews Xmas Sign Request-Selectman Sullivan moved the Board approve the sign request from October 30th through November 7, 2005 to placed in front of Town Hall, 2nd by Selectman Maxant VOTE: unanimous, so moved.
2. The Board was updated to MA DTE Quite Zone -rail crossing at Snake Hill Rd. 24 hour ban rejected by State for 24 hours whistle ban advising Town to ban limited to only night time hours not 24 hours urging Board to resubmit to Federal Rail Road for a new Quite Zone status or revise the Town's request back to the MASS DTE requesting night time only ban. The Board requested the letter be sent to group petitioning Town for ban and Mr. McCann to meet with them re status of change.
3. Selectman Sullivan moved the Board approve S.O.M. Change Order #2 in the amount of \$575.00 for deep pointing repairs on south chimney, 2nd by Selectman Maxant, VOTE: unanimous, so moved.
4. The Board appointed Selectman Bresnahan to serve as the Board's primary designee to Comprehensive Planning Committee and Selectman Conley Alternate, 2nd by Selectman Maxant, VOTE: unanimous.
5. The Board was reminded to next Health Insurance Mtg. 10-17-05 at 2:30p.m. at the Town Hall.
6. North Post Update/Planning session scheduled for 10-11-05 at 7pm at the Ayer Town Hall re potential re-uses for Moore Air Field and McPherson Rd. corridor.
7. The Board approved the Interim Town Administrator's amendments to his contract with movement of item f to become item g. Motion to approve made by Selectman Bresnahan, 2nd by Selectman Conley, VOTE: unanimous, so moved.

10:05p.m. Selectman Sullivan moved the Board adjourn the meeting, 2nd by Selectman Bresnahan, VOTE: unanimous, so moved.

Date:

Pauline Conley, Clerk
AYER BOARD OF SELECTMEN