

**Selectmen's Meeting
Tuesday, February 15, 2000
Ayer Town Hall 2nd Floor Meeting Room, Main St. Ayer, MA**

7:00P.M. Open Session

The Board met with Chairman Bresnahan, Selectman Sullivan and Selectman Pena.

Town Crier: Chairman Bresnahan made the following announcements:

1. Parking Ban 11-15-99 through 3-31-00 in the Town of Ayer. Chairman Bresnahan read the ban into the record.
2. Town Clerk Announcements: 1. Urged residents to return Census Forms
3. Last day to register for Presidential Primary 2-16-00
4. Presidential Primary Election 3-7-00 Voting at Page School from 7am to 8pm.
5. Ayer High School basketball game at Clark Univ. 2-20-00
6. Chairman Bresnahan took this opportunity to announce vacancies on the Advisory Board, Town Government Com. and other various boards in Town seeking residents to contact the Selectmen's Office if they are interested in serving on these vacant boards, committees etc.

Public Input: Chairman Bresnahan requested if there was anyone present wishing to speak with the Selectmen under Public Input. No one stepped forward. Chairman Bresnahan called for a motion to accept the Agenda. Selectman Pena moved the Board approve the Agenda of 2-15-00 as presented, 2nd by Selectman Sullivan, VOTE: unanimous, so moved.

AGENDA ITEMS:

1. *Public Hearing Continuance Date Discussion, re: Town Fees.*

Chairman Bresnahan stated the purpose of this discussion would be to reschedule the continuance of the Public Hearing of 2-10-00 re: Town Fees, permits and licenses due to the absence of Department Managers the week of Feb. 22, 2000. The Selectman set Tuesday, Feb. 29, 2000 at 6p.m. for the Public Hearing Continuance re: Town fees, permits and licenses to be held at the Ayer Town Hall, 2nd Floor Meeting Room. Selectman Sullivan moved the Ayer Business Alliance and Industrial Association be notified of this Hearing being continued as well as having Cable run the date on Channel 8's public access, 2nd by Selectman Pena, VOTE: unanimous, so moved.

2. *Fire Chief-Fire Station Needs Assessment:*

The Board met with Tony DiLuzio of KVA Assoc., William Murray of Ross Assoc. and Fire Chief Paul Fillebrown. Mr. Murray reviewed with the Board the Fire Station Site-Related Feasibility Study regarding the Three (3) sites under consideration as locations for a new fire station.

1. Site 1-Washington St. the site of the existing Fire Station located at 14 Washington St. and other lots located within the Washington Street/Cambridge Street/Pleasant Street block-Assessors Map 26 lots: 184,182,180,179,178,181,183,185,186 and a portion of 187.
2. Site 2-corner of West Main Street and Park Street-Assessors Map 26, Lots 26,27,346,28,29 and a portion of lots 20, and 25.
3. Site3-located on Central Avenue adjacent to or near the U.S. Post Office.

The Board eliminated Site 3 from further consideration due to size of lot being too small for fire station. Selectman Sullivan moved the Board look at the next step regarding the two other sites regarding cost for Washington Street and environmental concerns with Park Street and West Main Street, these estimates to include construction & 21E concerns 2nd by Selectman Pena, VOTE: unanimous, so moved.

3. *Public Hearing: Earth Removal Renewal Permit-F&P Willows Trust, Paul Routhier*

The Board met with Paul Routhier representing F&P Willows Trust. Chairman Bresnahan opened the Hearing by requesting the legal notice be read into the record. Selectman Sullivan read into the record the Legal Notice which ran in the Nashoba Publications the weeks of February 2, 2000 and February 9, 2000. Chairman Bresnahan requested if there was anyone present wishing to speak for or against the permit, no one stepped forward. Mr. Routhier advised the Board to his request coming in for 8,000 cubic yards as opposed to the 3,000 standard request due to need by ETL for the covering at the Landfill in Gardner, MA. Mr. Kreidler updated the Board to Bldg. Inspector and himself conducting a site inspection at the Willow

Rd. area and of the site having no impact or environmental concerns. Chairman Bresnahan called for a motion. Selectman Sullivan moved the Board approve the earth removal permit for 8,000 cubic yards of clay at the Willow Rd. site for six (6) months contingent upon the trucks route of traffic being placed on the permit to state: "exit right from Willow onto 2A to the rotary take 110 to Route 2" 2nd by Selectman Pena, VOTE: unanimous, so moved.

4. *Chairman Bresnahan announced the cancellation of the Pole Petition from this evening's agenda do to ongoing issues.*

Chairman Bresnahan requested to go off the posted agenda at this time to meet with Atty. Larkin representing the Nashoba Club due to lateness of agenda.

5. PUBLIC HEARING: Nashoba Club transfer of stock Robert D. Rakip Sr.

The Board met with Atty. Richard Larkin representing Robert D. Rakip Sr. and Robert D. Rakip Jr. Chairman Bresnahan opened the Hearing by requesting the legal notice be read into the record. Selectman Sullivan read the Legal Notice into the record that ran in the Nashoba Publications the week of February 8, 2000. Chairman Bresnahan requested if all abutters were notified and if there was anyone present wishing to speak for or against the transfer. Frank Maxant requested to speak. Mr. Maxant stated his approval of the transfer advising the Board to family owned business being a good neighbor and amenity to the area. The Board thanked Mr. Maxant for his remarks. Atty. Larkin stated Mr. Rakip Sr. is transferring ownership of the establishment over to his son Robert Rakip Jr. with this transfer also involves the transfer of the alcohol license. Chairman Bresnahan called for a motion to approve the transfer. Selectman Sullivan moved the Board approve the Transfer of Stock for the Nashoba Restaurant, 2nd by Selectman Pena, VOTE: unanimous, so moved. Mr. Larkin stated everything was in order but requested the Board consideration to meet again on 2-29-00 to re-affirm their vote of approval to allow for an additional seven (7) day period pass to ensure due notice/commitment of notice period has been met. The Board moved to re-schedule this matter again on the 29th to re-affirm their vote of approval. Motion made by Selectman Sullivan, 2nd by Selectman Pena, VOTE: unanimous, so moved.

4. Economic Development Director's Report: (see report dated 2-11-00)

The Board met with Shaun Suhoski.

Action Items: 1.1 Ayer Town Hall Exterior Restoration Project-Preservation Restriction

The Board approved the Chairman's execution of preservation restriction to access historic grant. Motion made by Selectman Pena, 2nd by Selectman Sullivan, VOTE: unanimous, so moved.

1-2 The Board approved the Office of Community & Economic Development's Fy-2000 Budget through 1-1-00 to 6-30-00 from UDAG Funds in the amount of \$22,338.00. Motion made by Selectman Pena 2nd by Selectman Sullivan, VOTE: unanimous, so moved.

1-3 The Board moved to approve the Park Dept's authorization of \$15,000 in UDAG funds for the Master Plan of Pirone Park and Sandy Pond Beach contingent upon Shaun Suhoski staying involved with the project and written authorization from the Park Dept. requesting this authorization of UDAG Funds. Motion made by Selectman Sullivan 2nd by Selectman Pena, VOTE: unanimous, so moved

1-4 The Board approved the Ayer Farmer's Market Grant Application for \$700.00 in matching funds from the Economic Development Director's Budget for promoting the Ayer's Farmers Market. Motion to approve made by Selectman Sullivan, 2nd by Selectman Pena, VOTE: unanimous, so moved.

NEW BUSINESS

1. The Board moved to approve the recapturing of MSCP Housing Rehabilitation Funds in the amount of \$27,709.00 to be utilized by Community Development Block Grant Program. Motion made to approve the Chairman's endorsement by Selectman Sullivan 2nd by Selectman Pena, VOTE: unanimous, so moved.
2. The Board approved of the RFP for the Housing Rehabilitation Specialist position requires MA Construction/Supervisors License. Closing date 3-3-00 @5pm.

Supt. Girouard's Report: (see report dated 2-11-00)

Action Items:

1. The Board moved to approve the Crabtree Heights Water Booster Station-amendment #1 On-site resident engineer for ongoing inspections of the project as the components of the booster station are delivered and installed to the plans. Selectman Sullivan moved the Board approve Amendment #1 for the Crabtree Booster Pump Station with Tata & Howard not to exceed \$5,200.00, 2nd by Selectman Pena, VOTE: unanimous, so moved.
2. The Board reviewed with Supt. Girouard the information submitted by Tata & Howard re: water rates. (see letter dated 1-25-00)
3. The Board reviewed the Engineers estimate for the extension of the sewerage collection system on Willow Rd. from Tata & Howard. (see letter dated 1-25-00)
4. The Board reviewed the Wastewater options update re: critical path issues i.e groundwater discharge Investigation, cost estimates and time frames.

TOWN ADMINISTRATOR'S REPORT

1. Town Report: Mr. Kreidler updated the Board to the bid opening on 2-4-00 and of only one (1) qualified bid being received-Len Art Press in the amount of \$5,440.00. Mr. Kreidler to work with printer to negotiate reduced rate for printing and establishing time frames re: receipt, edits and delivery.
2. Mr. Kreidler reviewed with the board the Devens Housing issues to date:
 - Preference be given to Ayer residents for all affordable units-project wide through a pre-qualified waiting list
 - waiting list to be administrated by Ayer Housing Authority
 - Appropriate fee to be negotiated for Hous. Auth. To administer the list.
 - preference shall be given to all market rate units project wide to Ayer residents through pre-qualification waiting list.
 - Ayer residents on list are offered the 1st opportunity to purchase the market rate units before units go on sale-window to be open for ____ days.
 - Waiting list to be administered by: to be determined
 - Appropriate fee to be negotiated for whom ever administers the list.
 - An amount of money equal to the commission on any unit filled through either of these lists shall go to the Town into a Housing fund.Mr. Kreidler advised the Board to the Town may utilize DHCD grant funds, UDAG funds and or this Housing Fund to Establish a program to buy down the interest rate of mortgages associated with the affordable Units in an effort to allow residents who would otherwise not qualify to get into the market. he Board to provide Mr. Kreidler their comments to be finalized for the Selectmen's Meeting on 2-29-00.
3. Mr. Kreidler reviewed with the Board the latest telecommunication update from Town Counsel As well as newsletters/articles received re: environmental concerns.
4. The Board reviewed the Fy-2001 Budget projections and Capital Planning Requests.
5. The Board reviewed the Personnel Policy Revisions due to the onset of a five-member board to create a Vice-Chairman on the Board of Selectmen.
6. Mr. Kreidler announced the Towns insurance (MIIA) Declaration of Dividends a savings in the Workmen's Comp in the amount of \$7,630.00
7. The Board was updated to the Board of Health requesting space in the former Police Station area and due to the cost of rehabilitation of this area the Board requested the Board of Health & Park Dept. Seek office space at the Pleasant St. School.

11:00p.m. Selectman Sullivan moved the Board adjourn from Open Session pursuant to MGL, chapter 39 Section 23-B to enter into Executive Session – Exemption #2 to adjourn to re-enter Open Session for the sole purpose of adjourning the meeting, 2nd by Selectman Pena, VOTE: unanimous, so moved.

Date _____
Cornelius F. Sullivan, Clerk