

Selectmen's Meeting  
Monday, October 3, 1994  
2nd Floor Meeting Room  
Town Hall, Main St., Ayer, Ma.

7:30p.m. Open Session

The Board met with Chairman Hamel, Selectman Slarsky and Selectman Miller.

The Minutes of September 19, 1994 were read and accepted.

Chairman Hamel requested a Moment of Silence be conducted in memory of Ruth Proctor and Thomas Riley. Two (2) local Ayer residents who passed away recently. Ms. Proctor served on the MRPC Committee for over 15 years as well as other Town Departments and Mr. Riley who retired from the Ayer Dept. of Public Works serving for over 30 years.

The Weekly Warrant was examined and approved in the following amounts: P/R: \$56,430.62  
EXP: \$425,262.78

PUBLIC INPUT:

The Town Treasurer requested to be heard re: Short Term Borrowing for the Town Roads & Equipment.

Selectman Miller requested to be heard re: the Town Administrator's position.

Selectman Slarsky requested to be heard re: Fort Devens-Ayer participation very poor at the planning hearings.

The Board met with Town Treasurer, Thomas Callahan. Mr. Callahan requested the Board's signatures on Short Term Notes for DPW Annual Town Meeting Articles in the amount of \$1,177,000.00 at 3.83%. After a short review of the numbers Selectmen Miller moved the Board approve the Treasurers request for Short Term Borrowing in the amount of \$1,177,000.00 at 3.83% with Fleet Bank, 2nd by Selectman Slasky, VOTE: unanimous, so moved.

Selectman Miller requested to clarify rumors on the street re: the Town Administrator's position stating he has not applied nor interested in this position.

Selectman Slarsky stated he wished to address the Town of Ayer's poor participation at the Fort Devens Planning Hearings/Meetings. Selectman Slarsky stated how critical these meetings are. Selectman Slarsky stated that there is \$220 million dollars earmarked by the Land Bank for the redevelopment of Fort Devens. In the absence of a re-use plan the base closure will excellerate from Jan. 1, 1996 to June 1, 1995 and the Army will auction off

housing units and land to the highest bidder clear of any hazardous waste contamination and without any concern for the three towns.

Selectman Slarsky stated the Ayer Board of Selectmen unanimously support the Re-Use Plan. Selectman Slarsky advised those present and watching to the upcoming Public Hearing being presented by the three (3) communities:

Ayer-10-17-94 Ayer High School 7:00p.m.

Shirley-10-25-94 Laura White School 7:00p.m.

Harvard-10-19-94 Bromfield School 7:00p.m.

Chairman Hamel requested residents with concerns to attend the public hearings talk it over and become involved. The Super Town Meeting is scheduled for December 7, 1994 at 7:00p.m. in Ayer at the Ayer High School. St. Mary's Church is planning a informational meeting on 11/1/94 at 7:00p.m. Jeffrey Simon and Town Counsel Robert Gardner will be hosting.

The Board read into the record the resignation letter of Stephen Wells, School Committee Member effective immediately. The Board moved to accept Mr. Well's resignation; Selectman Miller moved to accept Mr. Wells resignation effective immediately, 2nd by Selectmen Slarsky, VOTE: unanimous, so moved. The Board requested the School Committee be contacted re: filling this position.

The Board met with Vicki Paret and Supt. Ouellette re: the MSCP Citizens Advisory Committee. The Board reviewed the draft submitted by Ms. Paret and approved the format as presented. The Board requested if Ms. Paret had solicited people to be on this committee. Ms. Paret stated she would suggest three (3) people who have participated in the program, one (1) from Loaves & Fishes and one (1) to be appointed by the Town Administrator. The Board requested a notice be placed in the paper requesting citizens at large. Selectmen Miller moved to approve the Citizens Advisory Committee Plan, 2nd by Selectmen Slarsky, VOTE: unanimous, so moved.

The Board set back the Water Main Contract contingent upon Town Counsel's review and findings of satisfaction.

SUPT. OUELLETTE'S REPORT: (see report dated 10-3-94)

1. The Board approved the Chairman's endorsement for a Water and Sewer permit for 13 Brook St., Ayer, Ma.

2. Supt. Ouellette addressed unforeseen expenditures expended from his FY-95 budget and requested the Selectmen approve Reserve Fund Transfers in the following amounts: \$10,000.00 Design Contract for roadwork from Tiny's (Groton School Rd.) to Brook St. re: the ISTEAGrant. A Reserve Fund Transfer in the amount of \$1,278.66 for boarding up condemned apartment house (9-11

Washington St. Selectman Slarsky stated Reserve Fund Requests do not come up before the end of the year and suggested Supt. Ouellette expend these funds from his FY-95 budget and addressed shortages in June of 95. The Board agreed with this process.

3. The Board was advised to Recycling rate increase from 8% to 15.9% for the period of Jan. 94 to Sept. 94. Supt. Ouellette stated his goal being a 50% rate.

4. The Board was advised to Supt. Ouellette beginning work on Grove Pond. Supt. Ouellette advised the Board to 10/6/94 closing date for requests (bids). Supt. Ouellette requested the Board's permission to assemble a team to select a designer. Supt. Ouellette suggested the following people be contacted to serve on this committee: Charles Jones, Charles McKinney, William Oelfke, and a Selectman. The Board approved of this Committee.

5. The Board requested Town Counsel review the Water Meter Installation Contract prior to the Board approving. The Board's concern being the legal ramifications if the Town is not on solid grounds with Central contesting the award. Selectman Miller moved the Board take no action at this time pending Town Counsel's reference of his approval to be submitted to the Board 2nd the Selectman Slarsky, VOTE: unanimous, so moved.

6. Supt. Ouellette requested the Board review to conduct a water & sewer rate study and consider the establishment of an Enterprise Fund. Supt. Ouellette stated the premise of the fund is that it is self supporting. The Board requested Supt. Ouellette speak with the Town Accountant regarding this proposal prior to bringing it before the Board.

The Board met with Robert Hubbard, Joint Boards of Selectmen designee, re: Fort Devens Land Survey. Mr. Hubbard introduced Land Bank Atty. David Knisely who presented to the Board the proposed Devens boundary plan that the Land Bank has been required to execute under the Devens Enterprise Zone Legislation. Atty. Knisely stated the Selectmen from the three (3) towns will be asked to accept this draft of the boundary plan at the October 6, 1994, Joint Boards of Selectmen Meeting. Atty. Knisely stated he was present this evening to address concerns or possible issues the Board may have prior to the 10/6/94 meeting. Selectman Slarsky raised the concern that the Town would want control of the property should it be required, as Atty. Knisely stated it would be, that the Town provide governmental services for those sections. Atty. Knisely stated inclusion of Ayer property in the Devens Enterprise Zone had been one way of creating a map with just one solid zone of Devens land within the borders of the Town of Ayer rather than the three sperate areas with Ayer land coming in between. Mr. Hubbard stated this inclusion may have been done with the idea of presenting the inland port concept around the intermodal area as the Land Bank

seeks the land declared a Federal Enterprise Zone. Atty. Knisely stated it would not add any particular advantage for Devens development to have the areas considered part of Devens or part of Ayer.

The Board requested the draft be re-drawn to keep the Rail Road Yard and Nat'l Guard in Ayer. Selectman Slarsky moved to have the Land Bank re-draft the proposed boundary plan to keep the Rail Road Yard in Ayer along with the Nat'l Guard, 2nd by Selectmen Miller, VOTE: unanimous, so moved. The Land Bank to notify and meet with abutters to make the amendments. Mr. Hubbard to report back to the Board regarding the re-draft.

Chairman Hamel requested the following items be followed up on: Dog Officer contacted to meet with the Board on 10/17/94 at 6:30p.m. prior to the Public Hearing at the High School.

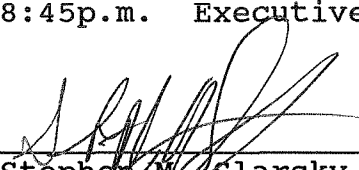
Minutes of 9-19-94 Selectmen's Meeting minutes be sent to Pauline Conley.

Contact Hartwell Kidder of the Council on Aging and have him submit in writing that MART will assume all costs, i.e. installation, calls to and from MART van. The Board then would approve of the vehicles telephone.

Halloween hours for Trick or Treating was approved for Monday, October 31, 1994 from 6:00p.m. to 8:00p.m.

Selectman Slarsky moved the Board adjourn from Open Session to enter in to Executive Session pursuant to M.G.L. Chapter 31, Section 23B re: Employment Contract Negotiation with Robert Hubbard to adjourn and re-enter another Executive Session pursuant to MGL Chapter 31, Section 23B, re: Employment Contract Negotiations with the Police Chief to adjourn and re-enter Open Session for the sole purpose of adjourning the meeting, 2nd by Selectman Miller, VOTE: unanimous, so moved.

8:45p.m. Executive Session

  
\_\_\_\_\_  
Stephen M. Slarsky, Clerk  
AYER BOARD OF SELECTMEN

Date: 11/7/94