

AYER BOARD OF SELECTMEN'S MEETING
TUESDAY, OCTOBER 9, 1990
UPPER TOWN HALL MEETING ROOM
TOWN HALL, MAIN ST., AYER, MA.

7:30P.M. OPEN SESSION

THE BOARD MET WITH CHAIRMAN SLARSKY, SELECTMAN JONES AND SELECTMAN MCKINNEY.

THE WEEKLY WARRANT WAS EXAMINED AND APPROVED IN THE FOLLOWING AMOUNTS: PAYROLL: \$33,759.59
BILLS: \$147,677.95

THE MINUTES OF OCTOBER 2, 1990 WERE READ AND ACCEPTED.

THE BOARD MET WITH SUPT. REDFIELD, ATTY. LESSA & F&P WILLOWS TRUST REGARDING CONTINUING DISCUSSION OF OCTOBER 2, 1990 RE: WATER TIE-IN APPLICATION FOR PARK ST., AYER, MA.

ATTY. LESSA OPENING THE DISCUSSION WITH REGARD TO EQUIVALENCE PERTAINING TO WATER CONSUMPTION OF PROPERTY LOCATED ON CENTRAL AVE. IN COMPARISON TO REQUESTED TIE-IN AT PARK ST., FOR TWO (2) RESTAURANTS. ATTY. LESSA PRESENTED TO THE BOARD CURRENT WATER BILLS FOR LOCATION ON CENTRAL AVE.

ATTY. LESSA OUTLINED THE FORMULA USED TO DETERMINE THE PROJECTED WATER CONSUMPTION FOR PARK ST. BEING 2,000/GAL. PER DAY. TOTAL PER YEAR OF 97,528 CUBIC FEET OF WATER.

OTHER COMPARISONS RE: ESTABLISHMENTS OF SIMILAR NATURE RE: WATER CONSUMPTION WERE PRESENTED TO THE BOARD, INCLUDING RESTAURANTS AND DONUT ESTABLISHMENTS.

CHAIRMAN SLARSKY REQUESTED WHY ALL THIS HADN'T BEEN TAKEN CARE OF PRIOR TO THIS MEETING AS REQUESTED BY THE BOARD ON OCTOBER 2, 1990. THERE SEEMED TO BE SOME CONFUSION REGARDING THIS REQUEST. NO MEETING HAD TAKEN PLACE WITH ALL PARTIES TO INCLUDE SUPT. REDFIELD. ATTY. LESSA STATED AGAIN HE HAD BEEN TOLD TO PRESENT EQUIVALENCIES WHICH HE HAD.

SUPT. REDFIELD STATED THAT HE HAD WRITTEN A REPORT ON THIS MATTER AND RESEARCHED ON HIS OWN USING A DIFFERENT METHOD.

SUPT. REDFIELD STATED ATTY LESSA HAD USED A WATER BANK, IF TOWN WERE UNDER AN EMERGENCY WATER BAN-NEW CONNECTIONS. THE STATE DOES ALLOW A WATER BANK WHEREAS YOU TAKE OFF USAGE. YOU THEN CAN HAVE ADDITIONAL USAGE ADDED TO THE SYSTEM UP TO THE AMOUNT THAT

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HAS BEEN REMOVED FROM THE SYSTEM. IT IS LEGITIMATE TO USE. SUPT. REDFIELD CHECKED WITH WILLIAM HALLIGAN, BUILDING COMMISSIONER APPROXIMATELY THREE (3) WEEKS AGO ON THIS AND CONFIRMED THAT THE ORIGINAL BUILDING ON THE SITE DID HAVE IN THE NEIGHBORHOOD OF BETWEEN 23-28 BEDROOMS WITHIN 14 APARTMENT UNITS. SUPT. REDFIELD USED THE FIGURE OF 25 BED ROOMS USING THE STATES WATER USAGE WHICH WOULD BE 120/GAL. PER BED ROOM PER DAY. IT DID EQUAL MORE THAN WHAT THE 1,960/GAL PER DAY USAGE FOR THE TWO (2) PERMITS.

THE BOARD REQUESTED IF THERE WERE A LIMITATION IN THE PERMITS FOR THE DRAW OFF. SUPT. REDFIELD STATED YES, STATEMENT INCLUDED STATES TOTAL GALLON USAGE PER DAY A NUMBER HAS BEEN WRITTEN INTO THE PERMIT OF 1,960/GALLONS PER DAY USAGE, BASED UPON 56 SEATS TIMES 35/GAL. PER SEAT.

BASED UPON SUPT. REDFIELD REPORT AND ATTY. LESSA'S EQUIVALENCIES THE BOARD MOVED TO APPROVE THE WATER TIE-IN FOR TWO (2) RESTAURANTS LOCATED ON PARK ST., AYER, MA. TOTAL OF 56 SEATS EQUALLING 1,960/GALLONS PER DAY USAGE.

THE ABOVE MOTION WAS MADE BY SELECTMAN MCKINNEY AND SECONDED FOR DISCUSSION BY SELECTMAN JONES.

SELECTMAN JONES STATED THAT HE STILL HAS A PROBLEM WITH ADDING MORE BURDEN TO THE WATER SYSTEM, DID AGREE THAT PAST USAGE, IN THIS PARTICULAR CASE DID FAR EXCEED WHAT THE TWO (2) NEW PERMITS ARE GRANTED FOR. SELECTMAN JONES ISSUE WAS THAT THE TOWN HAD A LOT OF PEOPLE WHO START CONSTRUCTION AND FEEL THEY ARE GOING TO BE ALLOWED TO TIE-INTO THE WATER SYSTEM. SELECTMAN JONES REQUESTING WHEN CAN THE TOWN TELL THEM "NO" YOU CAN'T TIE IN. THE BOARD REQUESTED SUPT. REDFIELD TO ADVISE NEW CONSTRUCTION APPLICANTS THAT THEY MAY NOT BE ABLE TO TIE-IN TO THE WATER SYSTEM.

CHAIRMAN SLARSKY CALLED FOR THE MOTION:

SELECTMAN MCKINNEY MOVED THE TOWN GRANT THE TIE-IN FOR F&P WILLOWS TRUST BASED UPON SUPT. REDFIELD'S REPORT AND EQUIVALENCIES PRESENTED BY ATT. LESSA., SECONDED BY SELECTMAN JONES, VOTE:
UNANIMOUS, SO MOVED.

THE BOARD STATED THAT THEY WERE NOT GOING TO GET INTO ANY DISCUSSION RE: WATER TIE-INS THIS EVENING AND REFERRED QUESTIONS OR CONCERNS TO THE WATER HEARING NEXT TUESDAY, OCTOBER 16, 1990.

THE BOARD MET WITH CHIEF CONNORS REGARDING ANALYSIS OF UNION CONCESSIONS CONTINUED FROM OCTOBER 2, 1990 MEETING.

THE CHIEF REQUESTED IF THE BOARD HAD READ HIS ANALYSIS PRESENTED TO THE SELECTMEN'S OFFICE ON OCTOBER 4, 1990 RE: HIS REVIEW OF THE UNION CONCESSION (SEE MEMO DATED 10/4/90)

THE CHIEF OPENED THE DISCUSSION BY STATING THE POLICE DEPT. HAS LOST AND WILL LOOSE TWO (2) POLICE POSITIONS THIS FISCAL YEAR, WITH OFFICERS ON INJURY LEAVE. IF THE DEPT. LOOSES THESE TWO POSITIONS IT ESSENTIALLY WILL HAVE LOST FOUR (4) POSITIONS. THE DEPT. HAS ELEVEN (11) SWORN POSITIONS PRESENTLY AND WHEN WE HAD SIXTEEN THE DEPARTMENT RARELY HAD ANY OVERTIME AND RARELY INJURIES TO OFFICERS AND GOOD QUALITY DRUG ARRESTS. WHATEVER THE UNION WILL GIVE FOR CONCESSIONS TO KEEP THESE PEOPLE ON IS VERY IMPORTANT.

THE CHIEF STATED THE ANALYSIS APPEARED TO BE A SOUND CONCESSION THAT WILL SAVE APPROXIMATELY \$6,000.00-\$7,000.00.

CHAIRMAN SLARSKY REQUESTED IF THE TWO CURRENT POSITIONS PRESENTLY BEFORE THE RETIREMENT BOARD AREN'T SETTLED RATHER QUICKLY WILL THE \$6,000-\$7,000 COVER HIM FOR THE WHOLE YEAR? IT WOULD COVER IF LOGICALLY, IF THOSE RETIREMENTS COME THROUGH AS ANTICIPATED.

ONGOING POSSIBLE CONCESSIONS RE: COURT TIME IF ACCOMPLISHED WOULD MAKE THINGS EVEN BETTER. DISCUSSED WAS CUTTING MINIMUM COURT TIME FROM 4 HOURS TO 2 HOURS, WOULD BE SUBSTANTIAL, APPROXIMATELY \$20,000.00.

SELECTMAN JONES STATED HIS CONCERN IS WITH SALARIES OF TWO OFFICERS OPPOSED TO A SAVINGS OF \$6,000 TO \$7,000 DOLLARS. SELECTMAN JONES STATED HIS CONCERN IS WILL THE DEPT. RUN OUT OF MONEY DURING THE YEAR AND THE BOARD NOT HAVING ANY MONEY IN RESERVE FUND TO BAIL OUT THE DEPT.

CHAIRMAN SLARSKY STATED HE DID READ THE PROPOSAL BY THE UNION AND ADDRESSED TWO ISSUES PRESENTED BY THE UNION:

1. TRANSFER OF MONEY FROM RETIREMENT FOR A BUY BACK, THERE'S ISSUE WITH THAT.
2. USE OF UDAG MONEY FOR RUNNING THE POLICE DEPT. WHICH CANNOT BE DONE.

CHAIRMAN SLARSKY REQUESTED THE CHIEF MEET AGAIN WITH THE UNION TO SEE IF THERE IS ANY OTHER POSSIBLE SOLUTIONS HE COULD DEVELOP THAT COULD GUARANTEE THE TWO (2) OFFICERS COULD WORK UNTIL THE END OF THE YEAR.

SELECTMAN MCKINNEY REQUESTED THE CHIEF GO BACK TO THE UNION, STATING WHAT WAS PRESENTED WAS ONLY A "BANDAID" APPROACH AND THAT THE BOARD HAS BEEN EARNESTLY WORKING WITH THE UNION TO REACH A MUTUAL AGREEMENT. THE BOARD HAS WITH ITS EFFORT, ADDED TWO POLICE POSITIONS, ADDED FULL TIME DISPATCHER, TRIED TO IMPLEMENT THE MMA RECOMMENDATIONS, RADIO WERE GIVEN WHEN NEEDED, NEW CRUISERS AND CURRENTLY MR. HIGGINS IS WORKING VERY HARD WITH THE DESIGN OF THE NEW POLICE STATION. SELECTMAN MCKINNEY STATING FOR THE RECORD THIS BOARD WILL TRY TO CONTINUE WITH THIS GOOD SPIRIT OF AFFORDING WHAT IS BEST FOR THE TOWN WITH REGARD TO PUBLIC SAFETY.

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SELECTMAN JONES MOVED THE BOARD POSTPONE ANY DECISION ON THIS UNTIL NEXT WEEK WITH THE HOPE THE CHIEF COULD TALK WITH THE UNION RE: FURTHER CONCESSIONS RELATIVE TO COURT TIME, TABLE DISCUSSION. SECONDED BY SELECTMAN JONES, VOTE: UNANIMOUS, SO MOVED.

SELECTMAN MCKINNEY MOVED THE BOARD ADJOURN FROM OPEN SESSION TO ENTER INTO EXECUTIVE SESSION PURSUANT TO M.G.L. CHAPTER 39, SECTION 23B REGARDING CONTINUING DISCUSSION FROM OCTOBER 2, 1990, EXEMPTION (5), SECONDED BY SELECTMAN JONES, VOTE: UNANIMOUS, SO MOVED.

8:00P.M. OPEN MEETING ADJOURNED.