

TOWN OF AYER SELECTMEN MEETING MINUTES

Tuesday, May 7, 2013

The Selectmen's Meeting can be viewed in its entirety on the Town's Website at: www.ayer.ma.us

Chairman Fay called the meeting to order at 7:07p.m. advising all to Board of Selectmen Open Session Meeting is video recorded by APAC.

Present: Chairman-James Fay, Vice-Chairman Pauline Conley, Clerk-Christopher Hillman, Members-Gary J. Luca and Jannice Livingston, Town Administrator Robert A. Pontbriand, and Janet Lewis Secretary.

Chairman Fay welcomed Senator Jamie Eldridge and Representative Jennifer Benson to the meeting.

Chairman Fay welcomed Jannice Livingston to the Board of Selectmen upon her successful election on 4-30-13.

Announcements: Chairman Fay made the following announcements

1. Lupus Proclamation- Chairman Fay read into the record a LUPUS Proclamation declaring May 2013 as LUPUS Awareness Month.
2. LUPUS Bowl-a-Thon Thursday, May 16, 2013 at Harvard Lanes from 5:30-7:00p.m.
3. LUPUS Awareness Pins -being sold at the Town Hall-Selectmen's Office beginning Friday, May 10, 2013.
4. 4th of July Grand Marshall-chosen by the Committee for 2013 MS. Pauline Hamel
5. welcome to new business-
6. Welcome to Pierre Comtois new press reporter from Nashoba Publications covering meeting.
7. Mr. Luca announced the MA Letter-carriers Food Drive Saturday, May 11, 2013, urging residents to leave non-perishables by door for pick-up by postal employees.

Amendment/s to Agenda-Selectman Luca-under Town Administrator's Report -requested to add
10.6 Devens Police RFP
10-7 Curbside RFP

Chairman Fay called for a motion to approve the Agenda.

Mr. Luca moved the Board approve the Agenda as amended, 2nd by Ms. Conley, VOTE: unanimous, so moved.

Agenda Item #1. Presentation of 2012 Annual Town Report -The Board welcomed back Joan Pena and presented Mrs. Pena with the Town Report dedicated to her husband Mr. Robert Pena who passed away in 2012.

Agenda Item #2. Welcome to new Selectwoman Jannice Livingston-The Board again took this opportunity to congratulate Ms. Livingston up her recent election to the Board and looked forward to working with her.

Agenda Item #3. Senator Jamie Eldridge and Representative Jennifer Benson-The Board welcomed back Senator Eldridge & Rep. Benson and thanked them for coming to brief the Board re State Funding and local issues. Senator Eldridge opened his remarks by advising to Representative Harrington unable to be present do to another pressing engagement, sending g the Board her apology. Senator Eldridge advising to budgetary issues still dominating the legislative agenda but assuring the Board to his working to retain his constituent's share of the money including protecting local aid to Cities & Towns i.e. school transportation, educational spending and lottery aid. Senator Eldridge also promising to work to preserve safety net funding including money for the homeless, low-income families, at risk children, people with disabilities and the elderly. Infrastructure, public transportation, water, (Mr. Luca urging sewer also be included) libraries, schools and higher education also high on his agenda including a fair and equitable tax system to support the states goals & objectives. Representative Benson opened her remarks by stating she felt a special connection with Ayer re educational concerns i.e. local aid returning to 2008 levels and being dedicated to getting more money out to Cities & Towns advising to the State budget being more streamlines and transparent and trying to focus money where necessary. The Board

thanked both Senator Benson & Representative Benson for coming out to meet with the Board. On the local level areas discussed with the Board were economic development on Devens via new Film Studio ensuring local hiring and advised by Board to Disney Rep touring studio. Funding re new Court House and Medical Marijuana Centers also dominated the local requests re updates.

Agenda Item #4. Re-organization of the Board of Selectmen-Mr. Fay opened the floor for nominations for the re-organization of the Board for Chairman: Mr. Hillman nominated Pauline Conley, 2nd by Mr. Luca, Ms. Conley accepted the nomination, VOTE: unanimous, so moved.

Mr. Fay called for nomination of Vice-Chairman: Ms. Conley nominated Gary Luca, 2nd by Ms. Livingston,

Mr. Luca accepted the nomination, VOTE: unanimous, so moved.

Mr. Fay called for nomination of Clerk Ms. Conley nominated Mr. Hillman, Mr. Hillman accepted the nomination, 2nd by Ms. Livingston, VOTE: unanimous, so moved. Mr. Fay extended his congratulations to the new Chairman who in turn thanked the Board stating she was happy to serve.

Agenda Item #5. Public Input-no one

Agenda Item #6. David Maher-Economic Development Director re Lien Subordination-Mr. Maher introduced property owner Kelli White to the Board advising the Board to Ms. White requesting to subordinate her mortgage on the property at 83-85 W. Main Street in favor of a first mortgage. Mr. Maher advising the owner is refinancing to obtain a better interest rate and the Town's position will not be changing. Mr. Luca moved the Board vote to approve the Lien Subordination in the amount of \$84,690.00 and authorize the Chairman's signature, 2nd by Mr. Fay, VOTE: unanimous, so moved.

Agenda Item #7. Fire station Reuse RFP-Mr. Fay proposed the Board consider issuing a Statement of Interest regarding adaptive reuse of the former Fire Station since Article 10 of the 2012 Fall Town Meeting took the sale option out of the equation-don't have permission to sell. Rehab to restore the former Fire Station would be \$3.5 million dollars -with municipal use attached. Chairman Conley stating Mr. Maxant's amendment included not limiting to municipal use and advising to IT Coordinator bringing up that section of tape which she viewed and encouraged the Board revisit vote of 11-27-12 to hear what was said. The Board requested to view this portion of the 11-27-12 FTM at their meeting on 5-21-13.

Agenda Item #8. Property Enforcement Policy- Mr. Hillman suggested the Board schedule a meeting with Town Counsel and Board of Health, Building Commissioner, Conservation Commission, Fire & Police to look at tools of each committee/commission to co-ordinate strategy. This meeting to be held in Executive Session and held to Executive privilege. The Board requested this meeting be scheduled after Town Meeting or before 6-1-13.

Agenda Item #9. Board of Selectmen Goals 2013-

9.1. The Board to submit their top five (5) goals & objectives to the Town Administrator who will create a Master List of the Board's five most important Goals, which in turn will become the Town Administrators goals for 2014.

9.2 Board of Selectmen Polices & Office Procedures-Chairman Conley suggesting the Board make this a priority an look at weekly, re-work stating the policies have not been updated since 1999.

Agenda Item #10. Town Administrator's Report-see Administrative Update dated 4-17-13 to 5-7-13.

10.1 Mr. Pontbriand welcomes Selectwoman Livingston to the Board.

10-2. Energy Update-Mr. Pontbriand updated the Board to work of Green Communities working to replace street light through their new grant cycle and advising to the Town Hall seeing a 75% reduction in energy through quality controls. Ms. Livingston stated he concern re ladies room/s in Town Hall shutting off within minutes of door closing and citing safety concerns.

10.3 Reserve Fund Transfer-The Board approved a Fire Casualty and Liability Insurance transfer in the amount of \$5,086.00 for payment of unpaid MIIA invoices & CAN invoices. The Board questioned \$2500.00 deductible & requested to hold off until it is identified. Mr. Luca moved to approve the RFT in the amount of \$2,486.00, 2nd by Mr. Fay, VOTE: unanimous, so moved.

10.4 Executive Session Minutes- Mr. Pontbriand updated the Board to all his Executive Session Minutes from 8-17-10 to present finalized for the Board's review and approval.

10.5 Town Administrator's Goals & objectives -taken up earlier in the evening under the Boards Goals & objectives.

10.6 Fy-2014 Budget & Warrant-Mr. Pontbriand took this opportunity to thank everyone for their assistance re the formation of the 5-13-13 Town Meeting Wwarrant, Fy-2014 Budget and Town Report.

10.7 Devens RFP Mr. Hillman to meet with Chief Murray and go over. Police Chief to submit cost estimates. Chief to be requested to attend upcoming meeting re this RFP re cost benefit analysis. The Board suggested their first meeting in June re this meeting.

10-7. Curbside trash pick-up Mr. Luca advising to sample RFP on MADev website suggesting the Board take a look at review options re savings and convenience of residents. Mr. Pontbriand to work with Supt. Wetzel re draft with objective being maximizing recycling and associated cost of closing the transfer station and potential re-use i.e. storage (records) draft by the end of May.

Agenda Item #11. JBOS- Mr. Luca advising to no meeting in two months. Mr. Luca approved by Board as the Board's voting member and Mr. Fay and Mr. Hillman backups. Mr. Pontbriand to notify JBOS to Mr. Maxant no longer voting representative or official voting member from Town of Ayer.

Agenda Item #12 New Business/Selectmen's Questions-

12.1 Transponders to be put back on Selectmen's Agenda for 5-21-13, re data and cost factor.

12.2 Medical Marijuana -Board to meet with proponent on 5-21-13 re proposal. DPPH Regulations to be released later this month and Board requesting to get copy as soon as possible. The Board requested Mr. Pontbriand contact Town Counsel re a one (1) year moratorium re zoning issues and for the Board to meet with Town Safety personnel and Health Boards for their input re unknowns.

Agenda Item #12. Minutes-4-16-12 Mr. Luca moved the Board approve the amended minutes, 2nd by Mr. Fay, VOTE: unanimous, so moved.

9:25p.m. Mr. Luca moved to adjourn, 2nd by Mr. Hillman VOTE: unanimous, so moved.

9:25p.m. Meeting adjourned.

Date: _____

Christopher R. Hillman, Clerk



Gary J. Luca
CLERK



8-19-14
BOS approval date