

Selectmen's Meeting
Tuesday, August 12, 2003
Ayer Town Hall, 1st Floor Meeting Room, Main St., Ayer, MA

7:00p.m. Open Session

The Board met with Chairman Fay, Selectman Morrison, Selectman Maxant and Selectman Sullivan. Selectman Bresnahan not present-due to vacation plans.

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

1. Richard Harrison-Truck Traffic Petition-Sandy Pond Rd.
2. Douglas Friedrich-Town of Ayer Veterans Monument
3. William Lawrence-Calvin St. Sewer/waiving of sewer fees for donation of land.

Chairman Fay reminded the above to a five minute limit re their discussion with the Board.

Chairman Fay called for a motion to accept the Agenda of 8-12-03. Selectman Maxant moved the Board approve the Agenda of 8-12-03 as amended, 2nd by Selectman Sullivan, VOTE: unanimous, so moved.

Minutes: Selectman Morrison moved the Board approve the minutes of 5-27-03, 6-10-03, 6-24-03, 7-8-03 and 11-26-02.

- Minutes of 5-27-03 Selectman Morrison moved the minutes be approved 2nd by Selectman Maxant, VOTE: unanimous, so moved.
- Minutes of 11-26-02-Selectman Morrison moved the minutes be approved, 2nd by Selectman Maxant, VOTE: unanimous, so moved.
- Minutes of 6-10-03 Selectman Morrison moved the minutes be approved, 2nd by Selectman Sullivan, VOTE: unanimous, so moved.
- Minutes of 6-24-03 Selectman Morrison moved the minutes be approved with edit by Selectman Maxant -page 1 Appointments-Town Counsel vote corrected from unanimous to state he voted no, 2nd by Selectman Sullivan with edit, VOTE: unanimous, so moved.
- Minutes of 7-8-03 Selectman Morrison moved the minutes be approved, 2nd by Selectman Sullivan VOTE: unanimous, so moved.

Chairman Fay took this opportunity to publicly thank Zelda Moore for her research and successful location of the Town of Ayer's Fire Department's 1st piece of fire apparatus, the 1870 Hunneman Hand Pumper better known as the "Colonel Needham", which is currently owned by a private collector Richard Hunneman, of Sedgwick, Maine and on display in a Museum in Maine. Chairman Fay went on to state Ms. Moore exhibit of the Hunneman Pumper will be on display temporarily at the Ayer Town Hall-1st Floor Meeting Room along with her research documentation for Town of Ayer residents to view.

Eagle Scout-Tyler Rodriguez. Chairman Fay welcomed Tyler Rodriguez to the meeting along with his parents, Mr. & Mrs. John Rodriguez. Present for the presentation Troop Leader-Peter Johnston-Troop #3. Chairman Fay read into the record a Certificate of Recognition presented by the Board to Tyler for his Eagle Project making & erecting mileage markers along the Nashua River Rail Trail from Ayer to Hollis, NH working in conjunction with the Department of Environmental Management. The Board thanked Tyler for his project being done for the betterment of the Town of Ayer and area cyclists. Chairman Fay advised to Tyler's Eagle Scout Court of Honor being held this Saturday, the 16th of August @ 5pm at St. Anthony's Parish in Shirley.

PUBLIC INPUT:

1. Richard Harrison-Truck Traffic Petition-Sandy Pond Rd. Mr. Harrison advised the Board to his submission of a petition last week with 154 names on it from residents of Sandy Pond Rd. requesting the Selectmen to minimize commercial truck traffic on Sandy Pond Rd. from the intersection of Willow Rd. to the intersection of Central Ave. Mr. Harrison stated this is a residential area and also the location of the Town beach advising to trucks presenting a hazard to families who live on Sandy Pond Rd. and residents with small children who utilize the Town

- beach. Ms. Scheipers updated Mr. Harrison to the Board officially being presented the petition later in the evening for discussion at an upcoming meeting. This matter to be taken up when the Police Chief has a chance to review and prepare written recommendations. The matter would not be taken up for discussion this evening.
2. Douglas Friedrich re: list of names he delivered to the Veterans Agent re: Town of Ayer veterans who lived in Town when they joined the service with accompanying DD214 documentation, requesting that all their names appear on the Veterans monument. Selectman Sullivan advised Mr. Friedrich to Mr. Velez sending him a letter advising Mr. Friedrichs to lack of funding to complete this project in this round as well documentation re: approved names which would be incorporated in his next fiscal year's budget. Mr. Friedrich's requested time frame for this issue to be resolved. The matter was deferred to Mr. Velez.
 3. William Lawrence-Calvin St.-Requesting the board waives sewer hook-up fees in exchange for land donation. Ms. Scheipers advised Mr. Lawrence to this matter being taken up later in the evening under Supt. Madigan's Report.

AGENDA ITEM #2. -APPOINTMENTS

1. Historical Commission

The Board met with Julia Alekman of 61 West Main Street re her request to serve on the Historical Commission. Ms. Alekman gave the Board a brief background of her personnel interest in serving on this Commission advising to her attending Historical Commission meetings for the past year and helping the Commission to categorizing/achieve historical data. Selectman Maxant endorsed Ms. Alekman's appointment advising the Board to her assistance and sincere interest upon serving on the Commission. Motion to appoint Ms. Alekman made by Selectman Morrison, 2nd by Selectman Maxant, VOTE: unanimous, so moved. The Board thanked Ms. Akelman for coming in to meet with the Board and for her willingness to serve the Town in this capacity. Member Emerita-The Board voted to accept the Historical Commission's recommendation to appoint Ida Narparkte to the prestigious position of Member Emerita being a founding member of the Historical Commission. Motion to approve made by Selectman Morrison, 2nd by Selectman Maxant VOTE: unanimous, so moved.

2. Personnel Board

The Board met with Charles Helling of 57 Pearl St., re his request to serve on the Personnel Board. Mr. Helling gave the Board a brief history of his background, experience and personnel reasoning why he wished to serve on this board. The Board based upon the recommendation of the Personnel Board moved to appoint Charles Helling to the Personnel Board. Motion made by Selectmen Morrison 2nd by Selectman Sullivan, VOTE: unanimous, so moved.

The Board met with Dianna Williams of 16 Oakridge Dr. re her request to serve on the Personnel Board. Ms. Williams gave the Board a brief history of her background, experience and personnel reasoning why she wished to serve on this Board. Ms. Schiepers updated the Board to the Personnel Board also endorsing this appointment. The Board based upon the Personnel Board's recommendation moved to appoint Ms. Williams to the Personnel Board. Motion made by Selectman Morrison, 2nd by Selectman Sullivan, VOTE: unanimous, so moved. The Board took the opportunity to thank Ms. Williams and Mr. Helling for their willingness to serve the Town and thanked them for coming in to meet with the Board.

3. Advisory Committee

The Board met with Charles Helling of 57 Pearl St. Re: his request to serve on the Advisory Committee. The Board reviewed with Mr. Helling his professional background and experience re this position. Ms. Schiepers shared with the Board the Advisory Committee's recommendation of Mr. Helling to this position. Selectman Morrison moved the Board approve the appointment of Charles Helling to the Advisory Committee, 2nd by Selectman Sullivan, VOTE: unanimous, so moved.

Agenda Item #3.—MADEV-Liquor Licenses

The Board met with Meg Delorier, Vice President for Community Relations, who requested the Board's support for two (2) additional liquor licenses for the Devens Common Project under revised conditions. Present for the discussion Atty. Scott Fenton —MADEV counsel and Victor Norman. Ms. Delorier updated the Board to MADEV Specifically requesting a Wine & Beer License for the proposed new hotel to be offered only to its guests and an All Alcohol License to be issued to a restaurant that will replace the services currently provided by the Conference Center's public eatery/pub. Ms. Delorier presented the Board documentation from Robert Walker delineating Phase I, anticipating the creating of 200 full & part-time jobs-primarily from the local area, a letter from Lowell Peabody of Hunneman R.E. Services, supporting the Downtown Devens proposal, a letter from Micheal Hogan assuring the Town that MADEV will not seek any additional liquor licenses over the next three years, requirements from the Hotel Group stating their liquor requirements. Ms. Delorier went on to state the total project investment being \$40 million, of which \$20 million will be in the Phase I development. Selectman Maxant questioning why is MADEV having difficulty developing Devens according to the Reuse Plan. Questioning Devens efforts implementing the plan, stating this is not a compromise. Selectman Sullivan recused himself from the discussion due to conflict of interest and left the table. Chairman Fay stated the two (2) licenses are an integral part of Devens Re-development, 400 jobs, 200 alone in Phase I construction the investment of \$40 million enormous for economic development of the region-hiring locally. Selectman Morrison requesting MADEV at the end of three years there should be a review of the effect of the licenses in force rather than a thinking to add new licenses. Local businessmen, residents expressed their views for & against the licenses as well as Town officials inquiring on jurisdiction why Town involved re: alcohol licenses-when Harvard is land holder as well as liability of Town re: licenses. James Lucchesi questioned Selectman Maxant's conflict due to the loss of his appeal against DEC's approval of a unified permit for the Devens Common master plan makes him a biased person requesting Maxant recuse himself as well from the discussion. Selectman Morrison advising that the business before the DEC had nothing to do with the liquor licenses for the Devens Common. Selectman Maxant at this point left the table requesting not to be involved with anything this controversial and recused himself. Chairman Fay requested the Chief of Police request Selectman Maxant return to the meeting. Chief Rizzo came back advising the Board to Selectman Maxant stating if the topic is going to be discussed he will not come back.

8:25 Chairman Fay adjourned the meeting at this time stating Selectman Maxant rendered the Board useless.

8:25p.m. Meeting adjourned

Faye Morrison Date: 9/5/03

FEBRUARY 9, '4
SEL. MAXANT LEFT THE TABLE
SAYING IF HIS PARTICIPATION
WOULD CAUSE CONTROVERSY, HE
HAD TO RECUSE HIMSELF.
I ASKED FOR THIS CORRECTION.
I will send Maxant