

Selectmen's Meeting
Tuesday, May 27, 2003
Ayer Town Hall, 1st Floor Meeting Room, Main St., Ayer, MA

7:00p.m. Open Session

The Board met with Selectman Fay, Selectman Bresnahan, Selectman Maxant, Selectman Morrison and Selectman Sullivan.

Public Input: Selectman Fay requested if there was anyone present wishing to meet with the Board under Public Input:

1. Pauline Conley-Federated Church Parking Lot-Lease with Town not being renewed and need for signage to be put up alerting commuters/residents to parking lot being leased by private entity.
2. Phil Berry-Devens Liquor Licenses-Requesting Selectmen to re-affirm their support of no additional liquor licenses on Devens.

Selectman Bresnahan moved the Board approve the amended Agenda of 5-27-03, 2nd by Selectman Maxant, VOTE: unanimous, so moved.

Minutes of 4-29-03-Selectman Bresnahan moved the Minutes of 4-29-03 be approved, 2nd by Selectman Morrison. VOTE: unanimous. Selectman Maxant satisfied re: mileage & reclassification being separate items on page 2 as well as clarification of Selectman Morrison 2nd motion on mileage reimbursement not Selectman Fay.

Minutes of 5-6-03 –Selectman Bresnahan moved the Minutes of 5-6-03 be approved with his edit on page 2 the third paragraph re: capital spending, and Selectman Fay requesting typo of country be changed to county on Page 1 under Senator Resors's remarks, 2nd by Selectman Morrison, VOTE: unanimous, so moved.

1. Agenda Item #1. Re-Organization of the Board of Selectmen

Selectman Fay called for nominations for the Chairman's position. Selectman Maxant nominated Selectman Fay for the Chairman's position, 2nd by Selectman Bresnahan, VOTE: unanimous, so moved. Selectman Fay called for nominations for the Vice-Chairman's position-Selectman Bresnahan offered to fill this position, Selectman Fay requested if anyone else would like to be nominated, no one came forward, Selectman Fay closed the Vice-Chair's nominations- Paul Bresnahan nominated, 2nd by Selectman Morrison, VOTE: unanimous, so moved. Selectman Fay called for nominations for the Clerk's position. Selectman Bresnahan nominated Faye Morrison, 2nd by Selectman Maxant, VOTE: unanimous, so moved. Selectman Fay thanked the Board for their vote of confidence and gave a brief statement of the Board of Selectmen's Re-Organization's history, along with his personal background and reasons for serving.

2.Recognitions-Philip Goff and Jane Witherow

Chairman Fay apologized for the delay in the meeting and Rev. Goff having to leave the Selectmen's meeting for his final meeting with church members. The Board postponed Rev. Goff's presentation for later in the evening.

Selectman Fay recognized Jane Witherow for her past three years of service on the Board of Selectmen. The Board acknowledged her service as Chair from 2002 to 2003 by presenting her a gavel. Chairman Fay advising everyone to Jane not present due to vacationing. Gavel to presented at later date.

Agenda Item #3-Appointments

1. Conservation Commission-The Board met with Williams Daniels. Ms. Hegarty informed the Board to the Conservation Commissions recommendation of Mr. Daniels to the Commission. Mr. Daniels gave the Board a brief statement re his background and reasoning for wishing to serve on the Commission. Selectman Bresnahan moved the Board appoint William Daniels to the Conservation Commission, 2nd by Selectman Maxant, VOTE: unanimous, so moved. The Board thanked Mr. Daniels for coming in to meet with the Board and for serving the Town in this capacity.
2. Fire Station Reuse Committee-The Board met with John Conway. Mr. Conway stated why he wished to serve on this committee being part of the Stations Volunteer Services for 25 years and anxious to be a part of its future. Selectman Sullivan moved the Board appoint John Conway to the Fire Station Reuse Committee, 2nd by Selectman Maxant, VOTE: unanimous, so moved. The Board thanked Mr. Conway for coming in to meet with the Board and thanked his for volunteering his service to the Town.
3. Advisory Board-James Steven not present. The Board rescheduled this appointment for their next meeting, wishing to meet with him prior to appointing.

Agenda Item #4. Supt. Madigan's Report

1. Framingham Excavation-Precast Culvert for Game Farm Rd.
Selectman Sullivan moved the Board approve Supt. Madigan's recommendation and approve the contract for Framingham Excavation in the sum not to exceed \$34,900.00, 2nd by Selectman Bresnahan, VOTE: unanimous, so moved.
2. Washington St. Water Main Project Change Order-Tiffany Construction-The Board set this matter back for 6-10-02 re: clarification from Supt. Madigan on previous work & change orders to date for the project. Supt. Madigan to submit new package for the Board's review prior to meeting on the 10th.
3. Bishop Rd. Brush Dump.-Supt. Madigan updated the Board to his reasoning for closing the facility and re-establishing a new site at the Transfer Station.
4. MA Electric Rebate-Supt. Madigan updated the Board to his receipt of \$18,434.00 in the form of a rebate re: energy conservation re the pump station force main to Devens and \$18,742.00 for conservation efforts re: Wastewater

conservation to Devens for a total rebate of \$37,216.00. The Board congratulated Supt. Madigan for his conservation efforts and initiative.

5. Chapter 90 Project Requests- The Board approved Supt. Madigan's recommendations for Fy-04 Chapter 90 projects as presented in a Memo dated 5-21-03:

1. Crack Sealing-\$10,000.00
2. Paving-Westford Rd.-\$117,200.00
3. Paving-Snakehill Rd-\$29,000.00
4. Paving -Wright Rd.-\$14,500.00
5. Reconstruction culvert wall-W. Main St.-\$5,000.00

Motion to approve made by Selectman Bresnahan, 2nd by Selectman Sullivan, VOTE: unanimous, so moved. Selectman Sullivan requesting Supt. Madigan to work with Atty. Collins re: proposed project on Westford Rd. intersection.

6. Sewer Connections-Washington St.-Moore Drive.-The Board approved sewer connections for 132 & 142 Washington St. and 2 Moore Dr. recommended by Supt. Madigan. Motion to approve made by Selectman Sullivan, 2nd by Selectman Bresnahan, VOTE: unanimous, so moved.

Agenda Item #5. Devens Liquor Licenses-The Board met with downtown businessmen, i.e. Philip Berry & Robert Rakip speaking on behalf of the downtown merchants re: their request for the Selectmen's support to re-affirm their decision to not approve additional liquor licenses on Devens. Chairman Fay read into the record letters/documents received from Town Officials, residents, Chamber, businesses in Town and Business Alliance requesting the Board not approve of Devens request for two (2) more additional liquor licenses. The Board voted to reaffirm their previous vote of strong opposition to the legislation filed which would add two (2) additional liquor licenses to Devens. The Board requested letters is sent to Senator Resor, Rep. Hargraves, William Burke and the Speaker of the House stating the Town's opposition and to include all documentation received re: opposition from local businesses, officials, residents etc. is included. VOTE: Selectman Maxant aye, Selectman Morrison aye, Chairman Fay aye, Selectman Bresnahan recused, Selectman Sullivan recused. 3-0 Motion passes.

Agenda Item #6. Town Administrator's Report

1. **Mirror Lake Conservation Deed Restriction**-The Board postponed any action on this matter, to be reviewed and taken up later.
2. **MBTA** – The Board was updated to MBTA voting on their capital improvements program next week and plans include a 495/Rt2 station. The Board to send in representative to Boston re: Public Hearing on 6-5-03 stating the Town's opposition to a station to be constructed on Devens and to keep the Town of Ayer's commuter station as a viable transportation facility for commuters and residents of Ayer.
3. **Merrimack Warehouse**-Release of IDFA Loan Obligation. The Board met with Shaun Suhoski who updated the Board to Mr. Woodle's background with the Town relevant to his UDAG loan received in 1984. Selectman Bresnahan moved the

the Board determine the UDAG note to be fully satisfied/paid in full and to authorize the Chair to execute appropriate release and discharge documentation, 2nd by Selectman Maxant VOTE: unanimous, so moved.

Reverend Goff re-entered the meeting. Chairman Fay requested the Board go off the Agenda to take up the Recognition of Rev. Philip Goff delayed earlier. Chairman Fay read into the record a Certificate of Appreciation to Rev. Goff for his 21 years of service to the Town working as a Library Trustee, School liaison, Fire Dept. Chaplain and expressing the Board's sincerest thanks and best wishes upon his move.

4. **MA Lead Abatement Program**-The Board met with Shaun Suhoski who advised the Board to DHCD awarding the Town a grant of \$62,500 from the MA Lead Abatement Program Gap Filler IV. Mr. Suhoski requested the Board vote to support a motion to allow the Chair to sign the Grant Agreement. Selectman Bresnahan moved the Board approve the Grant Agreement and authorize the Chairs signature, 2nd by Selectman Maxant VOTE: unanimous, so moved.
5. **4th of July Committee**-The Board approved the committees request to conduct a free concert at the rear of Town Hall on Sunday June 8, 2003 at 5pm. Motion to approve made by Selectman Bresnahan, 2nd by Selectman Maxant VOTE: unanimous, so moved.
6. **Dept. Head Evaluations** – Ms. Hegarty presented completed evaluations for Department Heads for the Board's review and recommendations along with hers reminding the Board to Personnel Board requesting performance evaluations be completed by June 6, 2003.
7. **Travel Reimbursement Policy**-The Board reviewed the proposed Mileage reimbursement policy submitted by the Personnel Board for their Public Hearing scheduled for 6-23-03. Requesting the Board's comments prior to Hearing.
8. **MADEV** –Phase 2 Housing-The Board reviewed with Ms Hegarty the draft RFP for Phase II Housing on Devens.
9. **Administrative Assistant Position**-Conservation, ZBA & Planning. The Board met with Shaun Suhoski, James Lucchesi re: options re: this new position, past performance and suggested new supervision working under the direction of Mr. Suhoski. After a lengthy discussion the Board requested the three Boards work together to fill the position mutually and come back to the Board with their recommendation.
10. **FYI's**
 1. Ms. Hegarty reminded the Board to developing the Board's Goals for Fy-04.
 2. Senate Ways & Means Fy-04 Budget coming in as predicted, showing a slight increase to local aid proposed from House Budget.
 3. Guilford-1st Court of Appeals determined that Town is not obligated to pay attorney's fees to Guilford as previously decided by Judge Tauro.

Executive Session cancelled. Department Heads contracts distributed for future negotiation sessions coming up.

10:00pm Selectman Morrison moved the Board adjourn the meeting, 2nd by Selectman Sullivan.

Faye L. Morrison

DATE: 8-15-83

Faye L. Morrison, Clerk

AYER BOARD OF SELECTMEN

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