

Selectmen's Meeting Minutes  
Tuesday, July 9, 2002  
Ayer Town Hall, 1<sup>st</sup> Floor Meeting Room, Main Street, Ayer, MA

7:00p.m.-9:00p.m. Executive Session. The Board moved to enter into Executive Session pursuant to MGL Chapter 39 Section 23B Exemption #3 re Contracts until 9:00p.m. to adjourn from Executive Session to enter into Open Session. Motion made by Selectman Maxant 2<sup>nd</sup> by Selectman Sullivan, VOTE: unanimous, so moved.

9:00p.m. Open Session

The Board met with Chairman Witherow, Selectman Fay, Selectman Maxant, Selectman Bresnahan, Selectman Sullivan.

**Public Input**

Chairman Witherow requested if there was anyone present wishing to meet with the Board under Public Input, no one stepped forward.

Chairman Witherow called for a motion to accept the agenda. Selectman Bresnahan moved the Board approve the Agenda as presented for 7-9-02, 2<sup>nd</sup> by Selectman Sullivan, VOTE: unanimous, so moved.

**Agenda Item #1. Volunteers of America-** Ms. Hegarty advised the Board to Mr. Suhoski not being present this evening and that she would address this issue in his absence.

Ms. Hegarty presented the Fy-02 Housing Development Support Program Notice of Intent to the Board recommended by Shaun Suhoski for the Board's support and endorsement for Volunteers of America's Assisted Living Residence at 15 Winthrop Ave., Ayer, MA. Ms. Hegarty advised the Board to no action taken by DHCD on the \$60K HIP Application-the bond bill unfortunately has not been brought to a floor vote in either the House or the Senate. Selectman Sullivan moved the Board accept the recommendation by Shaun Suhoski, Economic Development Director and approve the Fy-02 Housing Development Support Program Application for Volunteers of America, 2<sup>nd</sup> by Selectman Bresnahan, VOTE: unanimous, so moved.

**Agenda item #2. Devens Open Space & Recreation Appointment**

The Board held this appointment off until their next meeting on 7-23-02 due to appointee not present this evening.

**Agenda Item #3. Supt. Madigan's Report-** Ms. Hegarty updated the Board to Supt. Madigan being on vacation and advised the Board to her addressing the issues.

1. Brown & Caldwell: The Board reviewed the Environmental Compliance Services Contract with Ms. Hegarty re: evaluation of the four DPW facilities: Highway/Maintenance services, Transfer Station, Water, and Wastewater/Sewer several environmental issues were identified which were out of compliance and corrective action required estimated at \$53,420.00 Ms. Hegarty advised to \$53,500.00 being budgeted for this project. Selectman Bresnahan moved the Board vote to approve the Contract for Brown & Caldwell for the sum not to exceed \$53,420.00 and approved by Town Counsel with deletions, 2<sup>nd</sup> by Selectman Sullivan VOTE: unanimous, so moved.

2. **Department Assistant's Wages-** Selectman Bresnahan moved this discussion be tabled until Mr. Madigan is available and to reschedule within the next four weeks, 2<sup>nd</sup> by Selectman Fay, VOTE: unanimous, so moved.

3. **Job Description -Asst. Town Engineer-** Ms. Hegarty requested the Board review the job description in their packet for future discussion at upcoming meeting.

4. **Weston & Sampson-Washington Street Area Water Mains-**

Ms. Hegarty updated the Board to address their concerns regarding deletions in contract advising the Board to deletions in contract approved by Town Counsel and appropriate - will not effect contract. Selectman Bresnahan moved the Board vote to approve the Contract with Weston & Sampson for the

Washington Street area water mains approved by Town Counsel and recommended by Supt. Madigan, 2<sup>nd</sup> by Selectman Fay, VOTE: unanimous, so moved. Selectman Sullivan moved the Board authorize the Chairman to endorse the Contracts on behalf of the Board, 2<sup>nd</sup> by Selectman Fay, VOTE: unanimous, so moved.

**Agenda Item #4.- Resolution-MA Producers-Take Back Campaign**

Selectman Witherow presented the Board the resolution re: discarded electronic products becoming an increasing problem for MA Cities & Towns to dispose of. Cost associated with this disposal costing the Town of Ayer \$18K for two years. This resolution would require manufacturers/producers to take greater responsibility for the cost of disposing of their discarded products. Chairman Witherow advised to 88 Cities/Towns in MA adopting this resolution. Selectman Sullivan moved the Board vote to support this resolution, 2<sup>nd</sup> by Selectman Fay, VOTE: Selectman Sullivan aye, Selectman Fay aye, Selectman Bresnahan aye, Chairman Witherow aye, Selectman Maxant no 4-1 motion passes. Selectman Maxant feeling Government should not get involved with this sort of business.

**Agenda Item #5. Town Administrator's Report**

1. **Resignation:** Mathew Pinard-Patrolman-Ayer Police Department. Ms. Hegarty advised the Board to her receiving notice to Patrolman Pinard's resignation earlier today. Selectman Fay moved the Board accept the resignation of Patrolman Mathew Pinard effective July 24, 2002, with regrets and thanked him for his service to the Town of Ayer, 2<sup>nd</sup> by Selectman Bresnahan. VOTE: unanimous, so moved. The Board echoed Selectman Fay's remarks.
2. **Fire Dept.**-The Board awarded the bid for the Chief's Vehicle to Mirak Chevrolet-for a 2002 Chevrolet Special Service 4x4 Tahoe to include the light equipment package, three radios and repeater including associated installation for the bid award of \$41,117.00. Motion to approve made by Selectman Bresnahan, 2<sup>nd</sup> by Selectman Fay, VOTE: unanimous, so moved.
3. **Rail Trail Crossing Markings:** Ms. Hegarty reviewed with the Board the proposed Groton Street traffic marking & safety features roadway diagram developed by Chief Rizzo and Supt. Madigan. Roadway features depicted: Signage-raised speed bump ahead coming off Park St., 2 raised yellow removable speed bumps, crosswalk to be painted yellow, signage street ahead stop before crossing on Groton St. The Board requested a letter be written requesting permission from DEM to provide signs to be placed along trail warning bicyclists of street crossing ahead. Pauline Conley suggested writing the word stop at crosswalk line would help bicyclists especially children re street crossing. The Board moved to accept the diagram presented by Supt. Madigan and Chief Rizzo. Motion to approve the diagram made by Selectman Bresnahan, 2<sup>nd</sup> by Selectman Fay, VOTE: unanimous, so moved.

Ms. Hegarty briefly ran through FYI items with the Board.

**Agenda Item #6. Selectmen's Questions/New Business**

**Selectman Sullivan-**

1. Selectman Sullivan thanked the 4<sup>th</sup> of July Celebration Committee for another wonderful event, great parade, fireworks, activities. Chairman Witherow requested the Committee check into insurance by fireworks Co. to defray cost to Fire Dept. to put out brush fire caused by fireworks display.
2. Selectman Sullivan requested why the bathrooms were locked at Pirone Park on the 4<sup>th</sup>. Ms. Hegarty advised the Board to Park Director contacted and reporting that the Chairman of the Park Commissioners made the decision not to open the bathrooms due to the pathway to the bathrooms not finished/ADA compliant.
3. The Police Chief to be requested to investigate request for slow children sign to be placed on Lawton Street for the Selectmen's 7-23-02 meeting
4. Selectman Sullivan requested DPW be contracted re painting of curb corner of Cambridge & Pearl defining the line of traffic.

**Selectman Fay**

1. Requested the Board have Janet Lewis present for Executive Session to take minutes of meetings. Town Administrator Hegarty concurring to this request. Motion to have Janet Lewis take the minutes of Executive Session made by Selectman Fay, 2<sup>nd</sup> by Selectman Maxant VOTE: unanimous, so moved.
2. Selectman Fay requested the Board re-look at the role of the Advisory Board regarding approval of Reserve Fund Transfers.

**Selectman Maxant:** reported that during Ayer's Independence Day observances, he received a warning through the Chair of the Board of Selectmen, from MADEV staff that if Mr. Maxant didn't stop bad-mouthing MADEV, they might sue.

**Selectman Bresnahan:** Requested corner of Snakehill Rd., and Sandy Pond Rd. have owner cut back bushes again-interfering with pedestrian walking having to walk out into road, requesting Chief Rizzo and Supt. Madigan work together to resolve problem.

**Chairman Witherow- Fee Review Committee-**Selectman Fay, Selectman Bresnahan and Chairman Witherow electing to serve on Committee along with Town Accountant, Advisory Board member, a member of the Licensees and interested citizens wishing to serve. This Committee would look at all Town fees not just alcohol.

10:00p.m. Selectman Maxant moved the Board adjourn the meeting, 2<sup>nd</sup> by Selectman Sullivan, VOTE: unanimous, so moved.

10:00p.m. Meeting adjourned.



Frank F. Maxant, Clerk  
AYER BOARD OF SELECTMEN

-Date: 9/27/12