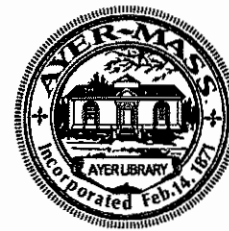


**Town of Ayer  
Board of Selectmen  
Ayer Town Hall – 1<sup>st</sup> Floor Meeting Room  
Ayer, MA 01432**



*Broadcast and Recorded by APAC*

**Tuesday February 6, 2018**  
**Open Session Meeting Minutes**

**Present:** Christopher R. Hillman, Chair; Jannice L. Livingston, Vice – Chair; Gary J. Luca, Clerk (*Via Telephone Remote Participation*)

Robert A. Pontbriand, Town Administrator  
Carly M. Antonellis, Assistant to the Town Administrator

**Call to Order:** C. Hillman called the meeting to order at 6:05 PM. C. Hillman announced that all votes would be taken by Roll Call because Selectman Luca would be participating remotely.

**Executive Session pursuant to G.L. c. 30A, sec. 21(a):** A motion was made by J. Livingston and seconded by G. Luca to enter into Executive Session pursuant to G.L. c. 30A, sec. 21 (a) Exemption #3 (Litigation Strategy) to discuss 66 Westford Road and to reconvene in Open Session at 7:00 PM. J. Livingston further stated that to discuss these matters in Open Session would be detrimental to the Town's negotiating strategy. **By Roll Call:** C. Hillman, aye; J. Livingston, aye; G. Luca, aye. **Motion passed by Roll Call Vote 3-0.**

**Reconvene in Open Session:** The BOS reconvened in Open Session at 7:02 PM.

**Pledge of Allegiance:** BOS members and meeting attendees stood and recited the Pledge of Allegiance.

**Review and Approve Agenda:**

**Motion:** A motion was made by G. Luca and seconded by J. Livingston to approve the agenda. **By Roll Call:** C. Hillman, aye; J. Livingston, aye; G. Luca, aye. **Motion passed by Roll Call Vote 3-0.**

**Review of Warrants:** J. Livingston stated that she signed the following warrant on behalf of the BOS:

- 2018-01-30                      Payroll Warrant                      18-15                      \$312,550.74

**Moment of Silence in Memory of Dispatcher Victoria Roche:** The BOS observed a Moment of Silence in honor and memory of Ms. Victoria Roche, a Town of Ayer Dispatcher employed since 1984, who passed away unexpectedly.

**Public Input:** Ms. Mary Spinner, 8 Myrick Street asked about the status of the Town Hall Windows Project. R. Pontbriand will ask Facilities Director Chuck Shultz to contact Mass Historic about proceeding with the project and/or the possibility of getting a waiver.

Mr. David McCoy, 187 Old Groton Road addressed the BOS about the training flights that happen over his house. He stated that the court system told him that this is a state and local issue and that he is working with Rep. Sheila Harrington on addressing it. Mr. McCoy would like the BOS to assist him in advocating

that the training flights be stopped over Ayer. BOS members had several questions and asked Mr. McCoy to submit additional information.

**Mr. Irving Rockwood, Sandy Pond School Association:** R. Pontbriand explained that Mr. Rockwood was unable to make the BOS meeting, but that he has requested, on behalf of the Sandy Pond School Association, a letter of support from the BOS to the Community Preservation Committee for funding. The funding is to stabilize and preserve the 1792 building.

**Motion:** A motion was made by G. Luca and seconded by J. Livingston to approve the letter of support as drafted in the packet. **By Roll Call:** C. Hillman, aye; J. Livingston, aye; G. Luca, aye. **Motion passed by Roll Call Vote 3-0.**

**Mr. Alan Manoian, Director of Community and Economic Development and Ms. Alicia Hersey, Program Manager:** A. Manoian and A. Hersey were in attendance to request that the BOS approve a letter of support for the FY18 CDBG Grant application.

**Motion:** A motion was made by G. Luca and seconded by J. Livingston to approve the letter of support as drafted in the packet and to proceed with the FY' 18 CDBG grant application. **By Roll Call:** C. Hillman, aye; J. Livingston, aye; G. Luca, aye. **Motion passed by Roll Call Vote 3-0.**

**Town Administrator's Report:** *Administrative Update* – R. Pontbriand briefed the BOS on the status of the Zoning Bylaw update and other administrative matters. He stated that he will be seeking a Reserve Fund Transfer for the Town Counsel account.

*FY'19 Budget Update* – R. Pontbriand stated that the FY '19 budget will be clearer once the health insurance rates are received and both school districts submit their assessment requests.

*Reappointment of the Animal Control Officer* – R. Pontbriand is recommending that the BOS reappoint Ms. Julie Thomas as the Town's Animal Control Officer for a one-year term to expire on December 31, 2018.

**Motion:** A motion was made by G. Luca and seconded by J. Livingston to reappoint Ms. Julie Thomas as the Ayer Animal Control Officer with a term to expire on December 31, 2018. **By Roll Call:** C. Hillman, aye; J. Livingston, aye; G. Luca, aye. **Motion passed by Roll Call Vote 3-0.**

*PILOT Agreement Citizens Energy* – R. Pontbriand presented a DRAFT of the PILOT agreement between the Town of Ayer and Citizens Energy for the solar field to be developed on the Town's capped landfill. R. Pontbriand is requesting that the BOS approve the document pursuant to technical modifications to be made by Town Counsel.

Mr. Ken Diskin asked about calculations contained within the document. R. Pontbriand will connect with Assessor Tom Hogan to make sure that the numbers in question were accurate, which Mr. Pontbriand believed they were.

**Motion:** A motion was made by J. Livingston and seconded by G. Luca to approve the PILOT agreement between the Town of Ayer and Citizens Energy pending technical modifications made by Town Counsel. **By Roll Call:** C. Hillman, aye; J. Livingston, aye; G. Luca, aye. **Motion passed by Roll Call Vote 3-0.**

**New Business/Selectmen's Questions:** None

**Approval of Meeting Minutes:**

**Motion:** A motion was made by J. Livingston and seconded by C. Hillman to approve the meeting minutes from January 23, 2018. **By Roll Call:** C. Hillman, aye; J. Livingston, aye; G. Luca, aye. **Motion passed by Roll Call Vote 3-0.**

**Superintendent Mark Wetzel, Department of Public Works:** M. Wetzel updated the BOS about upcoming proposed changes by the Massachusetts Department of Environmental Protection regarding the levels of PFAS in the drinking water. M. Wetzel stated that he has been evaluating different treatment options since being notified by DEP. He will continue to keep the Board updated as more information is released by DEP.

**Senator Jamie Eldridge:** State Senator Jamie Eldridge was in attendance to speak with the BOS about his legislative and budget priorities. The BOS also discussed the following items with Senator Eldridge: the DEP water issue, previously discussed by Supt. Wetzel; working with the MBTA to construct a handicap accessible platform; rising health insurance costs; revising the Chapter 70 distribution formula; increasing the Chapter 90 disbursements; the Nasoya odor issue; cleaning up of the Ayer Rotary; the condition of the Ayer court house and state lottery sales.

Mr. McCoy also spoke to Senator Eldridge about his concern with the flight sessions over his home.

M. Wetzel thanked Senator Eldridge for state funding programs such as the Complete Streets program, the Small Bridge program and the Green Communities program, all of which Ayer has benefitted from.

J. Livingston thanked Senator Eldridge for coming and reminded him that the Town of Ayer is forward thinking and has great employees.

**Adjournment:**

**Motion:** A motion was made by J. Livingston and seconded by C. Hillman to adjourn at 9:30 PM. **By Roll Call:** C. Hillman, aye; J. Livingston, aye; G. Luca, aye. **Motion passed by Roll Call Vote 3-0.**

**Minutes Recorded and Submitted by Carly M. Antonellis**

**Date Minutes Approved by BOS:** February 20, 2018

**Signature Indicating Approval:** Jamie Eldridge

RECEIVED  
TOWN CLERK  
TOWN OF AYER

2018 FEB 15 PM 2:24

Town of Ayer  
Board of Selectmen  
Ayer Town Hall - 1st Floor Meeting Room  
Ayer, MA 01432



**Tuesday February 20, 2018 -**  
**Executive Session Meeting Agenda**

6:00 PM

Call To Order

Executive Session pursuant to G.L. c. 30A, sec. 21(a)

1. Exemption #3 (Litigation Strategy) *Worthen Dale v. Town of Ayer*

**Open Session Meeting Agenda**

7:00 PM

Reconvene in Open Session

Pledge of Allegiance; Review and Approve Agenda; Review of Warrant(s);  
Announcements

7:05 PM\*

Public Input

Chief William A. Murray, Ayer Police Department

1. Appointment of Full Time Dispatcher

7:10 PM

Ms. Cindy Knox, I.T. Director

1. Updated Written Information Security Program (WISP)

7:15 PM

Mr. Alan Manoian, Director of Community and Economic Development and

Ms. Alicia Hersey, Program Manager

1. FY18 CDBG Grant Document Authorization

7:20 PM

Superintendent Mark Wetzel, Ayer DPW

1. Letter of Support - East Main Street Reconstruction
2. Inflow and Infiltration Investigation Phase 2B
3. Discussion Items - Water Rules and Regulations

7:40 PM

Town Administrator's Report

1. Administrative Update
2. Approval of the March 19, 2018 Special Town Meeting Warrant
3. Reserve Fund Transfer - Town Counsel Legal Services
4. FY 2019 Budget Update

8:00 PM

New Business/Selectmen's Questions

1. Chapter 90 Funding (Selectman Luca)
2. Free Cash Discussion (Selectman Luca)

8:15 PM

Approval of Meeting Minutes

February 6, 2018

Adjournment\*

*Agenda times are for planning purposes only and do not necessarily constitute exact time*

The next regularly scheduled meeting of the Board of Selectmen is Tuesday March 6, 2018 at 7:00 PM

*moderator*  
*at beginning*  
*table*  
*March*  
*3/19*  
*BUS*  
*mtg.*

*next mtg*  
*School Dept*