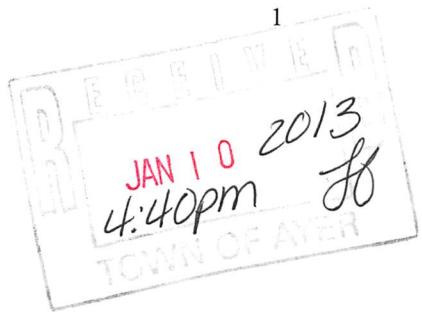


PLANNING BOARD MINUTES

Thursday January 5, 2012

**Ayer Town Hall
1 Main Street
Ayer, MA. 01432**



Present: Mr. Mark Fermanian (Chair), Mr. Peter Johnston (Clerk), Mr. Rick Roper, Ms. Alene Reich & Mr. Jeremy Callahan
S. Sullivan-Office Manager

7:00 PM Meeting called to order

Cont. Public Hearing: Zoning By-Law and Map Amendments

Jeremy Callahan opened and Continued the Public Hearing for the Zoning by-laws and Map amendments. Discussion: Mr Bodurtha stated the map was not available for viewing during the full advertised period and he believes it should be re posted. Pat Walsh stated she had asked Robert (Town Administrator) this question and he was going to check with Town Counsel and he didn't get back to her.

The board asked Ms Sullivan if it could be re posted for the January 19 meeting and she stated there was not adequate time. The Board decided to re post and check with Judi as to dates she was available hopefully the Feb 2nd meeting date and if not when.

Alene Reich Motioned to close the Public Hearing for the Zoning By-laws and Map Amendments of January 5th, 2012.

Jeremy Callahan 2nd Vote 5-0 All in Favor

Discussion:

Meeting Minutes and Videos:

Mr. Callahan wants to set policies to provide the minutes to the Web Monthly and to have the meetings run on APAC.

Jeremy Callahan motioned to have the approved minutes forwarded to the IT dept. within 10 business days and to be submitted to the Clerk's Office as well.

Alene Reich 2nd Vote 5-0 All in Favor

Bills:

Peter Johnston read the bill for Hamwey Engineering for Ridge View Heights (Rick Roper recused) in the amount of \$840.00.

Mr. Roper stated this was for them to add the retainer amt. to the bond that they left out by mistake. And he should not have to pay again because of this mistake.

Mark Fermanian will contact Dan Nason (DPW) and inquire about the charges and breakdowns to see if the Engineer is charging for his own mistake.

Alene Reich motioned to hold the approval of this bill invoice # 3993 until the Chair has a chance to clarify.

Jeremy Callahan 2nd Vote 4-0 (R.R. Abstained) All in Favor

Mr Callahan stated he had not received his reimbursement check. Mr. Fermanian stated that he had spoken to Ms. Gabree (Town Accountant) and she will issue a check.

Minutes:

In a letter (attached) the Town Administrator asked that the minutes be revised to include his 2nd set of proposed revisions claiming he took them from the video of the meeting. Mr. Callahan wants the minutes to reflect that the Office Manager (Ms. Sullivan) was asked if the 2009 and 2010 minutes were on the town website and she stated that she believed they were. He also wants it noted that the minutes were put up the next day. Ms. Nehring asked that the minutes be revised as to her statement changing the "how to why" Mr. Fermanian said no -we are not changing everything in the minutes. Rick Roper stated that Ms. Sullivan takes notes and writes minutes, he's not comfortable with everyone revising the minutes and maybe they should all watch the video. Mr. Callahan said "she's wrong". Mark F. stated that was his opinion not the boards.

Alene Reich motioned to table the minutes until the board reviews the video tape.

Jeremy Callahan 2nd Vote 5-0 All in Favor

Alene asked about a transcriber that the BOS were thinking of utilizing for their meetings.

Mary Arata asked to speak to the Board and record their answer. The Board agreed.

Ms. Arata stated that in Court there was a letter regarding Mr. Callahan staying away from the 3rd floor does the board have a copy? Mark Fermanian said, "no" and that he didn't want to discuss it further and that "there is no letter". Ms. Arata stated the letter was produced. She then asked Ms. Sullivan if she had a copy. She answered "yes" in draft email form, and when Ms. Arata asked who sent it Ms. Sullivan stated it was "either Mr. Fermanian or Robert Pontbriand". Ms. Arata asked Mr. Fermanian again if there was a letter. He said he has "no recollection" and stated "no letter was sent to Mr. Callahan".

Jeremy Callahan motioned to adjourn

Alene Reich 2nd Vote 5-0 All in Favor

Adjourn