

MINUTES
BOARD OF SELECTMEN MEETING
APRIL 19, 2017 at 6:30pm
TOWN HALL, SELECTMEN'S CONFERENCE ROOM

CALL TO ORDER/OPENING

Chairman Belanger called the meeting to order at 6:30pm. Chairman Douglas Belanger, Vice Chair Harry Brooks, 2nd Vice Chair Thomas E. Buckley, III, Selectwoman Dianna Provencher, Selectman Michael Shivick, Town Administrator Kevin Mizikar, Assistant to the Town Administrator Kristen Forsberg and Student Liaisons Jaymi-Lyn Souza and Robert Kemp were in attendance.

PUBLIC COMMENT PERIOD

No members of the public provided comment

1. SCHEDULED

a. 6:30pm – Public Hearing – Class II License – Raul's Automotive

A motion was made by Ms. Provencher and seconded by Mr. Buckley to open the public hearing. The motion carried unanimously. The Chair read the public hearing notice. Raul Roman, owner of Raul's Automotive asked for a 6-car used car license. A number of conditions were requested by the Chief of Police (*Attachment 1*). Mr. Mizikar also asked the Board to consider amending Raul's Automotive's motor vehicle repair license to include parking cars across the street in a space he is renting (address unknown).

A motion was made by Ms. Provencher and seconded by Ms. Provencher and seconded by Mr. Buckley to close the public hearing. The motion carried unanimously.

A motion was made by Ms. Provencher and seconded by Mr. Buckley to approve a Class II License for Raul's Automotive with 6 cars subject to the conditions requested by the Chief of Police and to amend their current motor vehicle repair license to include the property across the street. The motion carried unanimously.

b. 6:30pm – (2) One Day Beer/Wine Licenses – Becker College – May 4th and 5th, 2017

A motion was made by Ms. Provencher and seconded by Mr. Shivick to issue two (1) day beer and wine licenses to Becker College for May 4th and May 5th, respectively. The motion carried unanimously.

2. CORRESPONDENCE

a. Student Liaison Reports

The students presented excerpts from their written report.

b. Towtaid Park Donations

A motion was made by Ms. Provencher and seconded by Mr. Buckley to accept the following donations made to the Towtaid Park Subcommittee:

- \$250 in food from Uncle Jay's Twisted Fork
- \$50 gift certificate from the Oxford Walmart
- \$282 from Michael Shivick

The motion carried unanimously.

3. NEW BUSINESS

a. Resignations (None)

b. Appointments (None)

c. Rawson St Bridge Order of Taking and Signature Authority for ROW Certification

Ms. Forsberg requested the Board consider signing an order of taking for easements required to undertake the Rawson Street Bridge Replacement Project. Three easements are required from Cedar Meadow Watershed District and 3 easements are required from Central Water District Associates. Central Water has signed an easement deed donating the easements to the Town. Cedar Meadow will consider the donation of the easements at their Annual District Meeting in May and is aware that an order of taking must be done due to the tight timeframe for getting the project out to bid.

A motion was made by Mr. Brooks and seconded by Ms. Provencher to sign the Order of Taking for Rawson Street Bridge and to authorize the Town Administrator to sign the Right of Way certification on behalf of the Board.

The motion carried with 1 abstention (Ms. Provencher).

d. Vote on Special & Annual Town Meeting Articles

A motion was made by Ms. Provencher and seconded by Mr. Brooks to approve the motions for Special Town Meeting articles 1,2,3,4 and 7. The motion carried unanimously.

Article 5 - Mr. Shivick asked several questions about the cost and need for the aerial scope and Mr. Mizikar provided answers including the high cost to maintain the truck and expensive required repairs. A motion was made by Ms. Provencher and seconded by Mr. Buckley to approve the motion for Special Town Meeting article 5. The motion carried 4:1 with Mr. Shivick casting the opposing vote.

Article 6 - Mr. Brooks asked about why the increase in school tuition doesn't come out of the School's budget and Mr. Mizikar responded that the Board agreed to create a separate article for this funding back in FY'16 for more clear and transparent accounting and allow overages to come back to Town when they occur.

A motion was made by Mr. Shivick and seconded by Ms. Provencher to approve the motion for Special Town Meeting article 6. The motion carried unanimously.

A motion was made by Mr. Brooks and seconded by Mr. Shivick to approve all Annual Town Meeting article motions except for those for articles 11,22,23,24 and 27. The motion carried unanimously.

Article 11 - A motion was made to approve the motion for article 11. The motion carried with one abstention (Ms. Provencher).

Article 22 - Mr. Mizikar noted that the special education for out of district tuition and transportation article has a cap of 2% of Chapter 70 net school spending which would be \$254K for FY'16. Taking money out of this fund requires a vote of the Board and the School Committee. Several Board members expressed concerns about creating a set-aside pot of funding which may be needed for other uses. A motion was made by Mr. Brooks and seconded by Ms. Provencher to accept the motion for Annual Town Meeting article 22. The motion carried 3:2 with Mr. Belanger and Mr. Shivick casting the opposing votes.

Article 23 - Mr. Mizikar stated article 23 would provide a matching grant of \$17K to repair the stained-glass windows at the library and requires a perpetual easement be placed upon the structure and the land restricting changes to the architectural features. A motion was made by Mr. Brooks and seconded by Ms. Provencher to accept the motion for article 23. The motion carried unanimously.

Article 24 - Town resident Greg Buteau expressed concerns about requiring special permits for medium ground mounted solar and Mr. Mizikar responded that the Town currently has no say over the siting of these solar farms, they product limited tax revenue and developable land is being cleared. This bylaw change does not affect roof solar or ground mounted solar under 1,000 square feet. A motion was made by Mr. Buckley and seconded by Mr. Shivick to approve the motion for article 24. The motion carried 4:1 with Ms. Provencher casting the opposing vote.

Article 27 - The Board discussed including the sample language for the elected official recall bylaw in the Town Meeting Guide and requested it be provided on a separate sheet of paper to avoid confusion. A motion was made by Mr. Shivick and seconded Mr. Belanger to make the proposed sample legislation a separate document. The motion carried unanimously. A motion was made by Ms. Provencher and seconded by Mr. Buckley to approve the motion for article 27. The motion carried 4:1 with Mr. Belanger casting the opposing vote.

4. DISCUSSION/OLD BUSINESS

a. FY'18 Budget

A motion was made by Mr. Brooks and seconded by Mr. Shivick to approve the FY'18 budget as presented. The motion carried unanimously.

b. Discuss May Board Meeting Dates

The Board agreed to meet May 1st and May 22nd.

5. TOWN ADMINISTRATOR REPORT

The Town Administrator presented highlights from his written report.

6. MINUTES

a. April 3, 2017

A motion was made by Mr. Shivick and seconded by Ms. Provencher to approve the minutes of April 3, 2017. The motion carried unanimously.

7. BOARD OF SELECTMEN REPORTS

Mr. Shivick noted over 60 people came to the Towtaid cleanup event on April 8th and he needs a letter submitted to the sheriff's department to request help with landscaping services to possibly include Burncoat Park. Another Towtaid cleanup will be held on May 6th and Mr. Shivick has been spending time continuing to clean up the park.

Ms. Provencher noted there was a great turnout at the Towtaid cleanup and asked if there were any funds to put cameras on our parks to keep people from dumping. Ms. Provencher attended the luncheon at the Senior Center for volunteers and the Worcester County Selectmen's Association Meeting with Elena Murphy from HUD. Ms. Murphy stated that "if we don't build our community and if we say not in my backyard our communities will deteriorate"; Ms. Provencher stated we need to bring people into town.

Mr. Buckley attended the Futures II search and thought there was a good presentation, it was very organized and well put together. The results should be available in the next couple of weeks.

Mr. Brooks noted that Saturday at 11am is the Little League parade and Sunday is earth day cleanup starting at the Town Hall at 10am.

Mr. Belanger stated that economic development is looking like it could become a reality sooner rather than later in our community and is cautiously optimistic. He noted the cub scouts ceremony this coming Sunday and asked that certificates of recognition be prepared.

8. EXECUTIVE SESSION, MGL CHAPTER 30A, SECTION 21A

a. Minutes of April 3, 2017

b. Exception #2 – Strategy sessions in preparation for negotiations with nonunion personnel

A motion was made by Mr. Buckley and seconded by Mr. Brooks to enter into executive session at 8:53pm and to return to open session only for the purpose of adjournment. Roll Call: All Ayes

A motion to adjourn was made by Mr. Brooks and seconded by Ms. Provencher at 9:05pm. The motion carried unanimously.