

**MINUTES  
BOARD OF SELECTMEN MEETING  
MAY 01, 2017  
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, 2<sup>nd</sup> 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 – Class II License Violation Hearing – Convenient Auto Sales**

Travis Johnson with Convenient Auto was present to discuss two letters the Board sent regarding having more cars than his license allows and using the lot next door for cars which is not allowed under his license. Mr. Johnson stated he is trying to keep the number of cars down and is within the allowed 15 cars for sale. The issue is cars left for motor vehicle repairs and customers taking a long time to pick them up. Mr. Johnson stated he will be coming back to request a change in license to allow for cars to be parked next door at Tiny Tim's Café which he owns. Mr. Johnson stated he will not be renting out the former Tiny Tim's Café building as there is too much repair work which needs to be done. Mr. Shivick recommended Mr. Johnson create some buffers for aesthetics for the neighbors. Mr. Belanger stated he should be concerned that neighbors think it is turning into the Rochdale Automile and recommended Mr. Johnson meet with their neighbors in advance of the license modification hearing to see what their issues are. Mr. Shivick asked if Mr. Johnson has a plan to get down to the number of cars allowed and Mr. Johnson responded his plan is just to tow out any cars sitting there who's owners can't or aren't paying for the repairs. Mr. Belanger stated Mr. Johnson must do everything he can to be compliance with his license until when/if it is amended.

A motion was made by Mr. Buckley and seconded by Mr. Brooks for Convenient Auto to be in compliance with their licenses and get a plan for the license modification to the Board of Selectmen within one week. The motion carried unanimously.

**2. CORRESPONDENCE**

**a. Student Liaison Reports**

The student liaisons presented highlights from their written report.

Mr. Belanger read a letter from the Memorial Day Committee regarding the Memorial Day Parade to be held on Monday May 29<sup>th</sup>, 2017 beginning at 10:30am on Memorial Drive. Participants must arrive by 10am to assemble.

**3. NEW BUSINESS**

**a. Resignations**

**a. Jeffrey Fisher – Comprehensive Bylaw Committee**

A motion was made by Mr. Belanger and seconded by Mr. Buckley to accept the resignation of Jeffrey Fisher from the Comprehensive Bylaw Committee with regrets. The motion carried unanimously.

**b. Reorganize Burncoat Park Sports Planning Committee**

Mr. Mizikar presented a memo from the Burncoat Park Sports Planning Committee requesting reducing the committee membership from 10 to 7 to be me effective and to take off some members who haven't been able to participate recently in order to make room for new interested residents. Mr. Mizikar noted the Town Clerk has been made aware of the available positions vacated by Christopher Goodney, Bob Pingeton, Stephen Johnson, Robert Meyers and John Cove.

A motion was made by Mr. Buckley and seconded by Mr. Brooks to declare these five positions as vacant and to reduce the committee membership from 10 to 7 members. The motion carried unanimously.

**c. Appointments**

**a. Capital Planning Improvement Committee At-Large – Dawn Marttila**

A motion was made by Mr. Brooks and seconded by Ms. Provencher to appoint Dawn Marttila to the Capital Planning Improvement Committee. The motion carried unanimously.

**b. Burncoat Park Sports Planning Committee – Dawn Marttila**

A motion was made by Ms. Provencher and seconded by Mr. Brooks to appoint Dawn Marttila to the Burncoat Park Sports Planning Committee. The motion carried unanimously.

**d. Tax Agreement – Boutilier Solar, LLC – Boutilier Road**

Mr. Mizikar presented a solar tax agreement for a 4.1 megawatt solar development off of Boutilier Road. This is the fourth or fifth of these types of agreements with solar farms in town. The agreement lays out the agreed upon rate of depreciation of property and includes a property value schedule. The payments over 20 years range from \$65K to \$18K annually.

A motion was made by Ms. Provencher and seconded by Mr. Brooks to approve the solar tax agreement. The motion carried unanimously (not including Mr. Belanger who had left the room).

**e. Devin Kravitz Memorial 5K Run/Walk – September 2<sup>nd</sup>, 2017**

A motion was made by Ms. Provencher and seconded by Mr. Buckley to authorize the use of Town roads and property for the annual Devin Kravitz Memorial 5k Run/Walk on September 2, 2017. The motion carried unanimously.

**f. Employment Agreement – Chief of Police**

Mr. Mizikar presented an agreement to extend Chief Hurley's contract through June 30, 2020 and to provide payout of 10 sick days at the end of his service with the Town. This agreement is a two-year extension.

A motion was made by Mr. Buckley and seconded by Ms. Provencher to sign the employment agreement with the Chief of Police.

Mr. Mizikar noted the Chief has brought and continued to strive for professionalism within the department and has provided good leadership. Ms. Provencher asked when the proposed lieutenant position would be added and Mr. Mizikar responded that funding is in place for July 1<sup>st</sup> if Town Meeting approves the budget and a firm would need to be brought in to do an assessment center as the position falls under civil service.

**g. MGL Chapter 268A, Section 23(b)(3) Disclosure – Kevin Desaulnier**

Mr. Mizikar presented a disclosure from Kevin Desaulnier to allow him to solicit donations for Burncoat Park on behalf of the Town. A motion was made by Ms. Provencher and seconded by Mr. Buckley to accept the

disclosure filed by Mr. Desaulnier which would allow him to solicit donations for Burncoat Park. The motion carried unanimously

#### **h. Address Matters with Parks & Recreation Committee**

The Board and representatives from Parks and Rec discussed issues relative to the Board liaison to Parks and Rec. The Board liaison Mr. Shivick left a recent Parks and Rec meeting and was not happy with the ways things were progressing with Towtaid Park. Mr. Shivick left the meeting stating he was done with Parks and Rec. Pat McKay with Parks and Rec said Mr. Shivick told their entire board that they would be replaced. Mr. Belanger stated that one board member can't remove members of other board and committees without a vote of the entire board. Mr. Belanger asked that all Board members review the board policies and procedures and remember that they are elected to represent the community. Mr. Shivick disagreed with the characterization of the events by Pat McKay and Lucky Margadonna (Parks and Rec). Mr. Shivick stated he was upset with Parks and Rec's decision to not appoint members to the Towtaid Park Subcommittee as they had the applications well over a month before the meeting. Mr. Belanger asked Mr. Shivick if he was looking to resign from the position of Board liaison to Parks and Rec and Mr. Shivick responded that he was not looking to resign. Mr. Belanger asked the representatives of Parks and Rec if they see this as a viable relationship for the next several months and the representatives responded that as there was only one more meeting for this year that it was not necessary to change liaisons. Mr. Belanger asked everyone to work hard, respect one another and move forward as is.

#### **i. Annual & Special Town Meetings**

Mr. Mizikar handed out board assignments to read the special and annual meeting motions. Mr. Mizikar noted there have been no changes to the motions since the board last met except the addition of a 10<sup>th</sup> revolving fund for costs associated with advertising and holding public hearings for the Development and Inspectional Services Department.

### **4. DISCUSSION/OLD BUSINESS**

#### **a. FY'18 Budget**

This item was passed over.

#### **b. July 3, 2017**

Mr. Mizikar asked if the board would consider giving staff Monday July 3<sup>rd</sup> off outside of required first responders and uniformed officials as the next day is the fourth of July. A motion was made by Mr. Brooks and Ms. Provencher to allow all nonessential employees to be off on July 3<sup>rd</sup>. The motion carried unanimously.

#### **c. Town Administrator Transition**

Mr. Mizikar requested the Board follow the exact same protocol that was followed 5 years ago when he was appointed to select the next Town Administrator including a full committee and the same level of search. Mr. Belanger noted that nothing is official until Mr. Mizikar enters into a contract with the Town of Shrewsbury. Mr. Cove is looking into the composition of the committee as the Town does not legally have a personnel board since there is only one member and therefore no quorum. The Board will probably make two appointments instead. Mr. Belanger stated further discussion will be held at the next Board meeting.

### **5. TOWN ADMINISTRATOR REPORT**

The Town Administrator presented highlights from his written report.

### **6. MINUTES**

#### **a. April 19, 2017**

A motion was made by Ms. Provencher and seconded by Mr. Buckley to approve the minutes of April 19, 2017 with one change:

- Mr. Shivick stated he was looking to send a letter to the sheriff for landscaping at Burncoat and Towtaid, not that one had already been sent.

The motion carried unanimously.

## **7. BOARD OF SELECTMEN REPORTS**

Mr. Shivick highlighted the issue of illegal dumping at parks and hopes progress can continued to be made to address the dumping. The Towtaid cleanup event on 4/8 had a great turnout and there will be another cleanup on 5/6. Mr. Shivick noted he has been authorized by the Board to solicit donations on behalf of Towtaid park and is trying to put a fundraiser together for June 11<sup>th</sup> which would be like American Idol with an auction. Mr. Shivick asked if a separate account could be opened for donations to Towtaid Park and Mr. Mizikar noted they would come into the Parks and Rec donation account and be earmarked for use at Towtaid Park only.

Ms. Provencher thanked those who volunteered to help out during the earth day cleanup. Ms. Provencher is looking into bylaws for having chickens that other towns have and will bring this to the next Agricultural Commission meeting.

Mr. Brooks said the Town had a great earth day cleanup and told residents to stop throwing trash out of their cars. Mr. Brooks was the master of ceremonies at the little league parade and had a great time. Last Friday was the senior citizens prom and 60 seniors attended. The event included a meal, flowers, photographer and gifts. Sunday was the Tarentino race and the Special Olympics will be held on May 19<sup>th</sup> from 9-1.

Mr. Belanger attended the blue and gold ceremony where cub scouts transitioned to boy scouts and it was a nice ceremony. Mr. Belanger thanked our police department and the surrounding police departments that came out to assist with the Tarentino race and everything seemed to go smoothly for something that large. Mr. Belanger congratulated all involved in the race.

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

No executive session was held.

A motion to adjourn was made by Ms. Provencher and seconded by Mr. Brooks at 8:05pm. The motion carried unanimously.