

Town of Shirley

BOARD OF SELECTMEN



7 KEADY WAY – SHIRLEY, MASSACHUSETTS - 01464-2812

David N. Swain, Chair

Kendra J. Dumont, Vice Chair

Armand Deveau, Clerk

TEL: (978) 425-2600, x200

Fax: (978) 425-2602

Selectmen@shirley-ma.gov

BOARD OF SELECTMEN MINUTES of February 6, 2012 7:00pm TOWN OFFICES

The Board of Selectmen convened its meeting on Monday, February 6, 2012 at 7:00 p.m. at the Town Offices with Chairman David N. Swain presiding and Selectman Kendra Dumont and Chief Administrative Officer David Berry. Selectman Armand Deveau was not present.

CALL TO ORDER

Announcement: In addition to the SPACO audio and video taping of this meeting, the Board records the meeting with an audiotape player for the purpose of creating these minutes

TREASURY WARRANTS

Payroll warrant # 0131	<u>02/01/12</u>	\$ <u>5,434.37</u>
Payroll warrant # 6131	<u>02/01/12</u>	\$ <u>20,395.88</u>
Payroll warrant # 9131	<u>02/01/12</u>	\$ <u>8,061.81</u>
Payroll warrant # 0132	<u>02/08/12</u>	\$ <u>7,058.43</u>
Payroll warrant # 6132	<u>02/08/12</u>	\$ <u>20,370.05</u>
Payable warrant# 9352	<u>01/26/12</u>	\$ <u>22.24</u>
Payable warrant# 9342	<u>01/31/12</u>	\$ <u>6,106.55</u>
Payable warrant# 2312	<u>02/01/12</u>	\$ <u>21,749.85</u>
Payable warrant# 9332	<u>02/01/12</u>	\$ <u>4,750.00</u>
Payable warrant# 2322	<u>02/08/12</u>	\$ <u>418,761.14</u>

Selectman Dumont made the **Motion to accept the following Treasury Warrants as presented. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye.**

APPROVAL OF MINUTES

Selectman Dumont made the **Motion to accept the Minutes of January 9, 2012 and the Executive Session Minutes of March 28, 2011. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye.**

NEW BUSINESS

1. Appointments – Police Officer & EMT

Police Chief Massak reported to the Board of Selectmen, that with the recent vacancy of an officer, the Police Search Committee had received approximately thirty (30) résumés and picked the four candidates for the final interview, which has held on February 1st. Chief Massak would like to recommend Jason Strniste of Worcester. Mr. Strniste was a Reserve Officer for the Towns of Charlton and Brimfield. He sponsored himself through the Police Academy. Both Selectman Dumont and Chairman Swain concurred with the Chief .

Selectman Dumont made the **Motion to approve the appointment of Jason Strniste to the Police Department, subject to his physical, term to expire June 30, 2012. Chairman Swain Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

Ambulance Director Dwight (Mike) Detillion came before the Board with his recommendation to appoint Ashleigh Stanton to the Ambulance Department.

Selectman Dumont made the **Motion to approve the appointment of Ashleigh Stanton as an EMT to the Ambulance Department, subject to a 6 month probation, term to expire June 30, 2012. Chairman Swain Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

2. Continuation of Public Shade Tree Hearing

Selectman Dumont made the **Motion to reopen the Public Hearing on Shade Trees, that was continued from January 23, 2012. Chairman Swain Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

Chairman Swain recapped the Public Hearing regarding First Parish Meeting House's Request on removing 11 trees. Selectman Dumont met with DPW Foreman Paul Farrar and Mr. Robert Adam for a site visit. Selectman Dumont found the meeting very informative and Paul Farrar was extremely helpful and agreed with Mr. Farrar's recommendation that 8 trees should be cut down and 3 trees be trimmed.

Selectman Dumont made the **Motion to close the Public Hearing at 7:09pm. Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

Selectman Dumont made the **Motion to cut down 8 trees and trim 3 trees near the First Parish Meeting House, as recommended by the DPW Foreman Paul Farrar. Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

3. **Comcast/SPACO license Renewals - TABLED**

4. **RFP for the Old Hazen Memorial Library & Municipal Building**

CAO David Berry gave an update on the result form the RFP's for the Old Hazen Library and the Old Municipal Building. Mr. Barry reported that the RFP's were due in his office by Thursday, February 2nd. Only one proposal was submitted for the Municipal Building. Steven V. Phaneuf, of 27 Townsend Road, Shirley, submitted a purchase price of \$60,000 for the Municipal Building. No one submitted a bid for the Old Hazen Library.

Selectman Dumont recommended that the Board of Selectmen enter into Negotiations with Mr. Phaneuf. She further recommended that CAO schedule an executive session for the Selectmen.

5. **First Right of Refusal – 6 Hill Lane**

CAO Dave Berry reported to the Selectmen that 6 Hill Lane is currently in foreclosure. However, this property comes under the DHCD and the Town of Shirley has not been properly notified by the Attorney who is handling the case. A public auction is set for March 6, 2012. Mr. Berry is waiting for a response from the Attorney and will report back to the Selectmen with the findings.

6. **One Day Liquor License – Center Town Hall & St. Anthony's Parish**

Selectman Dumont made the **Motion to approve Brain Sawyer, Manager of the Bull Run Restaurant a Special License for the Sale of Wines and Malt Beverages only to be drunk on the premises Under Chapter 138, Section 14, of the Liquor Control Act, for a Valentine Family Dance Party to be held at the Center Town Hall on Saturday, February 11, 2012 from 7:00pm to 10:00pm., license to expire on February 11, 2012 at 10:01pm. Chairman Swain Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

Selectman Dumont made the **Motion to approve St. Anthony's Parish a Special License for the Sale of Wines and Malt Beverages only to be drunk on the premises Under Chapter 138, Section 14, of the Liquor Control Act, for Mardi Gras to be held on February 18, 2012 from 5:00pm to 10:00pm, license to expire on February 18, 2012 at 10:01pm. Chairman Swain Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

7. **Discussion of Posting Agendas on the Web – Town Clerk**

Town Clerk, Amy McDougall discussed her recommendation to move the official meeting posting location to the Town of Shirley website using www.mytowngovernment.org. (See attached)

The open meeting law requires that meeting notices be accessible to the public 24 hours a day, 7 days a week. To fulfill this requirement, Town Clerk stated that she has to currently post the notices on the bulletin board in front of the Town Offices and, as needed, also post notices on the front door of the building on a temporary basis before moving them to the bulletin board. Town Clerk believes that using the website mytowngovernment.org will enable the town to post meeting notices more efficiently, give boards a valuable option to post and update their meeting notices

outside of regular business hours and from remote locations, and will improve public access to the most up-to-date meeting information.

Chairman Swain sees no issues running concurrently with the Virtual Town Hall website.

OLD BUSINESS

8. Driveway Permit for Walker Road

The Selectmen revisited the Application for Permit to Construct & or Blacktop Driveway or Accessway for Walker Road. The Applicant, Massachusetts Government Land Band and GPR submitted the information requested by the Selectmen at their January 23rd Meeting.

Selectman Dumont made the **Motion to approve the Application for Permit to Construct & or Blacktop Driveway or Accessway for Walker Road, provided that MassDevelopment meet all the terms and conditions presented. Chairman Swain Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

CAO UPDATE

CAO David Berry updated the Selectmen on the guidelines the Remote participation and asked the Board vote on who bears of the cost of the remote participation.

Selectman Dumont made the **Motion with Remote Participation is paid by the person who is remotely participating. Chairman Swain Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

CAO reported on the TIF (Tax Incentive Program), that Dr. Eddy’s property (A&M Realty Trust) will be withdrawing from the program. Mr. Berry further noted that both Dr. Eddy and Mitrano’s have been making local contributions to non profit entities.

Selectman Dumont made the **Motion to suspend the TIP per the request of A&M Realty Trust. Chairman Swain Seconded. Kendra Dumont vote Aye and David Swain vote Aye.**

With no further business to discuss, **Motion and Seconded to adjourn at 8:05 p.m., David N. Swain vote Aye, Kendra J. Dumont vote Aye and Armand Deveau vote Aye.**

Respectfully submitted,
Kathleen Rocco

Date Accepted: _____

David N. Swain, Chair

Kendra J. Dumont, Vice Chair

Armand Deveau, Clerk