

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 June 4, 2012 7:00pm TOWN OFFICES

The Board of Selectmen convened its meeting on Monday, June 4, 2012 at 7:00 p.m. at the Town Offices with Chairman David N. Swain presiding and Selectmen Armand Deveau and Kendra Dumont and Chief Administrative Officer David Berry in attendance.

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 # 0147	<u>05/23/12</u>	\$ <u>5,640.46</u>
Payroll warrant # 6147	<u>05/23/12</u>	\$ <u>25,032.78</u>
Payroll warrant # 9147	<u>05/23/12</u>	\$ <u>10,196.92</u>
Payroll warrant # 0526	<u>05/23/12</u>	\$ <u>332.19</u>
Payroll warrant # 9526	<u>05/23/12</u>	\$ <u>109.50</u>
Payroll warrant # 0148	<u>05/30/12</u>	\$ <u>5,208.91</u>
Payroll warrant # 6148	<u>05/30/12</u>	\$ <u>21,691.56</u>
Payroll warrant # 9148	<u>05/30/12</u>	\$ <u>25,365.90</u>
Payroll warrant # 0149	<u>06/06/12</u>	\$ <u>6,681.52</u>
Payroll warrant # 6149	<u>06/06/12</u>	\$ <u>24,668.20</u>
Payroll warrant # 9149	<u>06/06/12</u>	\$ <u>10,368.45</u>

Payable warrant# <u>9432</u>	<u>05/19/12</u>	<u>\$ 700.00</u>
Payable warrant# <u>2472</u>	<u>05/23/12</u>	<u>\$ 106,071.63</u>
Payable warrant# <u>2482</u>	<u>05/30/12</u>	<u>\$ 33,207.90</u>
Payable warrant# <u>9442</u>	<u>06/04/12</u>	<u>\$ 2,000.00</u>
Payable warrant# <u>2492</u>	<u>06/06/12</u>	<u>\$ 568,267.07</u>

Motion to accept the following Treasury Warrants as presented. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Armand Deveau vote Aye.

APPROVAL OF MINUTES

No Minutes were presented at this time

NEW BUSINESS

1. Frost Avenue

Chairman Swain explained the concern to Frost Avenue, which is the road that goes behind the Town Offices and Police Department. There have been issues raised with the road and the signage stating "Official Use Only". Chairman Swain suggested that the Town put Jersey Barriers just before the Town Offices to stop the cars from using the road as a cut through.

Police Chief Massak was present to explain his concern of Frost Avenue. He stated that some residents believe that Frost Road is the property of Devens. He suggested that there should be a discussion with George Ramirez of MassDevelopment and the Devens DPW to get a ruling on this. CAO David Berry stated that he will be meeting with Mr. Ramirez and invited the Chief to attend as well. Chief Massak further noted that there is a safety concern, as several cars use this as a cut through, thus creating a hazard behind the Police Department. He stated that there has been some warnings issued, but are trying to educate those not to use that road.

Selectman Dumont would like to get more information from MassDevelopment regarding Frost Avenue.

Selectman Deveau noted that the Road was accepted by the town as a roadway back in 1996, and yet the taxpayers who pay for this road are receiving warning or tickets for driving on it. Further, he noted the 10 mph speed, in which many drive in excess of 20-25mph. He asked the question if the Town should post a one way or barrier it.

Chief Massak would like to try to come up with some kind of restriction, possibly having a sign by the police department stating "no entry – police vehicles only". He would just like to restrict the cut through traffic.

2. Appointments

- Police Department

Selectman Dumont made the **Motion to appoint the Special Police for the Town of Groton as presented, with terms to expire on June 30, 2013. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye. (See Attached)**

Selectman Dumont made the **Motion to appoint the Shirley Police Department as presented. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye. (See Attached)**

- Ambulance Dept.

Selectman Dumont made the **Motion to appoint the Ambulance Department as presented. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye. (See Attached)**

- Dispatchers

Selectman Dumont made the **Motion to appoint Shirley Dispatchers as presented. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye. (See Attached).**

- Dog Officer/Animal Officer

Selectman Dumont made a **Motion to appoint the Dog Officer and Animal Control Officer as presented. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye. (See Attached)**

- Economic Development Committee

Selectman Dumont made the **Motion to appoint members to the Economic Development Committee as presented. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye. (See Attached)**

- Sewer Commission

Selectman Dumont made the **Motion to appoint Melissa Fetterhoff to the Sewer Commission, term to expire, June 30, 2015. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye. (See Attached)**

3. 3 Lancaster Road – Time Extension Agreement

Selectman Dumont made the **Motion to approve the Time Extension Agreement for the Purchase and Sale of the property located on 3 Lancaster Road until July 18, 2012. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye. (See Attached)**

4. Pay Increase MART Employees

Request came in from the COA Director in which the COA voted to request the BOS to approve the increase for the MART reimbursed employees. They are specifically asking the MART Van Drivers and MART Dispatches receive an increase of 3.75% beginning July 2, 2012, with the understanding that they would receive the same increase as the Non-Union Town Employees. (See Attached)

After discussion with the COA Director John Oelfke, who stated that the MART employees have had their performance evaluations and have all met expectations. He further stated that it was his understanding from the Town Accountant that the step increase would begin on July 1. Personnel Board member Holly Hasse, corrected Mr. Oelfke, stating that the employees get their step increase on their anniversary date and the COLA on July 1. The Selectmen support the request of a COLA on July 1 and the step increase on the employees anniversary date.

Selectman Dumont made the **Motion to approve the 1 ½% COLA and the rate of pay at the step at their date of hire. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye.**

5. Driveway Permits

Selectman Dumont made the **Motion to approve the Application for Permit to Construct &/or Blacktop Driveway or Accessway for Buxton Company, for 23 Little Turnpike Road, with the Orders of Conditions as presented. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye.**

Selectman Dumont made the **Motion to approve the Application for Permit to Construct &/or Blacktop Driveway or Accessway for City Line Paving, for 2 Nehemiah Road, with the Orders of Conditions as presented. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye.**

6. One Day Liquor License

American Legion Commander Charles Church approached the Board of Selectmen and although short notice for the One Day Liquor Licenses, asked for their approval for the BBQ and the Bike Ride Fund Raiser.

Selectman Deveau made the **Motion to approve the 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 BBQ to be held on June 9, 2012 on the grounds of the War Memorial Building from 3pm to 6pm. Selectman Dumont Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye.**

Selectman Deveau made the **Motion to approve the 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 Bike Ride Fund Raiser to be held on June 23, 2012 on the grounds of the War Memorial Building from Noon to 6pm, with a rain date of June 24, 2012, Noon to**

6pm, subject to Police Chief Approval. Selectman Dumont Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye

7. Summer Concert Request

Shirley Charitable Member Ron Marchetti, came before the Board of Selectmen to ask for permission to use the Center's grounds for the Summer Concerts. (See Attached) He stated that the Charitable Foundation is in its 10th season to sponsor the free outdoor summer concerts for the community.

Selectman Dumont made the **Motion to allow the Shirley Charitable Foundation to hold their Summer Concerts 2012 at the Center Commons. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye.**

8. Winslow Fund Request

Community Assistance Collaboration (CAC) came before the Board of Selectmen for an emergency request. Chairman Swain noted that it is not the Board of Selectmen's prevue to handle these requests and that the Shirley Charitable and CAC will be vetting the requests from Sponsors. The Board of Selectmen wanted to feel comfortable with the process regarding the use of the Winslow Fund.

Ann Town, member of CAC came before the Board of Selectmen to explain the process of determining the need for food or utility and fuel assistance as well as emergency assistance.

Selectman Dumont made the **Motion to release \$3,186.59 for Community Assistance Collaboration (CAC) to use from the Grace Winslow Trust Fund and Shirley Charitable Foundation. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye.**

UPDATE FROM THE CAO

CAO David Berry reported on the status on the offer made on the Hazen Memorial Library.

DPW alerted Mr. Berry on the deterioration of the headwall on Catacunemaug Road on the Callahan side of the Road.

CAO Berry is researching the work that will need to be done on the Main Street Bridge as well as other Road Projects.

Asked the BOS to review possible dates for the Special Town Meeting. The Finance Team is currently putting a draft schedule together. Possible dates will be the end of September.

With no further business to discuss, **Motion and Seconded to adjourn at 7:55 p.m., David N. Swain vote Aye, Kendra J. Dumont vote Aye and Armand Deveau vote Aye.**

Respectfully submitted,
Kathleen Rocco

Date Accepted: June 25, 2012

David N. Swain, Chair

Kendra J. Dumont
Kendra J. Dumont, Vice Chair

Armand Deveau
Armand Deveau, Clerk