

# Town of Shirley

## BOARD OF SELECTMEN



7 KEADY WAY – SHIRLEY, MASSACHUSETTS - 01464-2812

*Kendra J. Dumont, Chair*

*Robert E. Prescott, Jr., Vice Chair*

*David N. Swain, Clerk*

TEL: (978) 425-2600, x200

Fax: (978) 425-2602

[Selectmen@shirley-ma.gov](mailto:Selectmen@shirley-ma.gov)

### BOARD OF SELECTMEN MINUTES November 18, 2013 6:45 pm ASRSD Middle School Auditorium

The Board of Selectmen convened its meeting on Monday, November 18, 2013 at the Town Offices, Meeting Rooms A & B, with Chairman Kendra J. Dumont presiding, with Selectman David N. Swain, Town Administrator Patrice Garvin and Executive Assistant Kathleen Rocco in attendance. Selectman Robert E. Prescott arrived at Selectmen's meeting at 7:05pm.

#### CALL TO ORDER

Chairman Dumont called to Order the Board of Selectmen's Meeting at 6:45pm

*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*

#### TOWN ADMINISTRATOR REPORT

#### TREASURY WARRANTS

Payroll warrant # <u>120</u>	<u>11/13/13</u>	\$ <u>5,351.44</u>
Payroll warrant # <u>6120</u>	<u>11/13/13</u>	\$ <u>23,747.96</u>
Payroll warrant # <u>9120</u>	<u>11/13/13</u>	\$ <u>8,904.66</u>
Payroll warrant # <u>121</u>	<u>11/20/13</u>	\$ <u>7,641.08</u>
Payroll warrant # <u>6121</u>	<u>11/20/13</u>	\$ <u>28,380.54</u>
Payroll warrant # <u>9121</u>	<u>11/20/13</u>	\$ <u>11,931.31</u>
Payable warrant# <u>2204</u>	<u>11/13/13</u>	\$ <u>25,432.18</u>
Payable warrant# <u>2214</u>	<u>11/20/13</u>	\$ <u>150,051.47</u>

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

**APPROVAL OF MINUTES - NONE**

**NEW BUSINESS**

1. FY2014 Tax Recap Form LA5, Excess Levy Capacity

Selectman Swain made the *Motion to approve the FY2014 Tax Recap Form LA5 and authorize Town Administrator Patrice Garvin to electronically enter our approval said Form LA5 in DLS Gateway on behalf of our Board. Chairman Dumont Seconded. David N. Swain vote Aye and Kendra J. Dumont vote Aye.*

2. War Memorial Building Lease – Tabled

3. Massachusetts Interagency Mutual Aid Agreement & Central Massachusetts Law Enforcement Council Mutual Aid Agreement

Selectman Swain made the *Motion to authorize the Chair of the Board of Selectmen sign the Massachusetts Interagency Mutual Aid Agreement. Seconded. David N. Swain vote Aye and Kendra J. Dumont vote Aye.*

Selectman Swain made the *Motion to authorize the Chair of the Board of Selectmen to sign the Central Massachusetts Law Enforcement Council Mutual Aid Agreement. Seconded. David N. Swain vote Aye and Kendra J. Dumont vote Aye.*

4. 7:00pm Shade Tree Hearing

Selectman Swain opened the Public Hearing at 7:00pm. Seconded. David N. Swain vote Aye and Kendra J. Dumont vote Aye.

Selectman Swain read into the Minutes:

*Pursuant to Massachusetts General Law Chapter 87, as amended, the Board of Selectmen will conduct a Public Hearing on Monday, November 18, 2013 at 7:00 pm at the Ayer Shirley Regional Middle School Auditorium, 1 Hospital Road, Shirley, relative to the request of Department of Public Works, whom request that various individual trees be removed. 185 Center Road (a scenic road) - Four (4) Pine trees for the purpose of visibility and driveway relocation, and 10 Page Street, One (1) partially dead Maple Tree for the purpose of safety. Said trees have been duly posted in accordance with MGL Ch 87, Section 3. Persons unable to attend the public hearing may forward their comments in writing to the Board of Selectmen, 7 Keady Way, Shirley, MA 01464, prior to the hearing.*

Chairman Dumont reviewed with Selectman Swain the request from DPW Foreman Paul Farrar to remove the trees from Page Street and Center Road, noting that the removal of the trees will be at the owner's expense. Seeing no issues, Selectman Swain closed the public hearing.

Selectman Prescott made the *Motion to approve the request to remove the 36" Maple Tree located on 10 Page Street due to safety hazard, and the One 12" Town Shade Pine Tree and the Three (3) 12" Pine Trees located on 185 Center Road due to visibility and upgrade driveway on scenic road. Seconded. Robert E. Prescott vote aye, David N. Swain vote Aye, and Kendra J. Dumont vote Aye.*

5. Declare as Surplus:

Selectman Swain made the *Motion to declare the 2005 White Crown Vic – VIN 2FAFP71W65X107604 as surplus. Seconded. David N. Swain vote Aye and Kendra J. Dumont vote Aye.*

Selectman Swain made the *Motion to declare the 1994 International Dump Truck/Sander Combo as surplus. Seconded. David N. Swain vote Aye and Kendra J. Dumont vote Aye.*

**OLD BUSINESS - None**

**PUBLIC COMMENTS - None**

**ANNOUNCEMENTS - None**

**ADJOURNMENT**

With no further business to discuss, *Motion and Seconded to recess at 7:13 p.m., to go into Special Town Meeting and to adjourn after Special Town Meeting. Robert E. Prescott vote Aye, David N. Swain vote Aye, and Kendra J. Dumont vote Aye .*

Respectfully submitted,  
Kathleen Rocco

Date Accepted: 12/2/13

Kendra J. Dumont  
Kendra J. Dumont, Chair

Robert E. Prescott Jr.  
Robert E. Prescott Jr., Vice Chair

David N. Swain  
David N. Swain, Clerk

*Pursuant to the 'Open Meeting Law,' G.L. 39, § 23B, the approval of these minutes by the Board constitutes a certification of the date, time and place of the meeting, the members present and absent, and the actions taken at the meeting. Any other description of statements made by any person, or the summary of the discussion of any matter, is included for the purpose of context only, and no certification, express or implied, is made by the Board as to the completeness or accuracy of such statements.*