



Town of Shirley

BOARD OF SELECTMEN

7 KEADY WAY – SHIRLEY, MASSACHUSETTS - 01464-2812

Robert E. Prescott, Jr., Chair

David N. Swain, Vice Chair

Kendra J. Dumont, Clerk

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BOARD OF SELECTMEN

MINUTES

July 13, 2015

7:00pm

TOWN OFFICES

The Board of Selectmen convened its meeting on Monday, June 13, 2015 at the Town Offices, Meeting Rooms A & B, Chairman Robert E. Prescott, Jr., presiding, with Selectmen Kendra J. Dumont, David N. Swain, and Town Administrator Patrice Garvin in attendance.

CALL TO ORDER

Chairman Prescott called to Order the Board of Selectmen's Meeting at 7:00pm

TOWN ADMINISTRATOR REPORT

Town Administrator Garvin gave her weekly update.

At a recent Department Head meeting, it was suggested that the Selectmen institute a 30 minutes parking in front of Town Offices. This would be mainly for residents who need to run in to pay a bill or pick up something at the Town Clerk's office. She had informed the Department Heads that she would bring the suggestion for the Selectmen for discussion.

TA Garvin reported that she reached out to candidates who applied for the assessor's appointment and asked them what other Boards they may be interested in serving on. She is getting great feedback. Unfortunately, she has also heard the current assessors have stated that the appointment of the newest Assessor was a "fix" by the selectmen. Not giving credence to hearsay, Garvin explained that the most experienced person was granted the appointment. To her chagrin, the Selectmen's office received a letter from the Chairman of the Board of Assessors, verbally attacking her office and presenting incorrect accounts regarding the recent appointment. Garvin stated that the Town is governed by Mass General Law, and the letter clearly shows a lack of knowledge regarding laws that govern the appointment of the Board of Assessors. The Board of Selectmen, in receipt of this letter, was right to seek the most experienced Assessor so in the future the Town will avoid incorrect statements as presented by the Chairman. The letter was included in the Selectmen's packets.

Garvin noted to the Board on the Ambulance IFB and the Energy Aggregation RFP is out and is awaiting responses from both. She will inform the Selectmen, once she has received the bids.

Garvin stated that she has spoken to the Engineering Firm that is currently engineering the Main Street Bridge. She had approached them and asked them about the Mass Works Grant. Bayside Engineering has had much success in receiving this grant for other Towns. They have agreed to put tighter the Mass Works grant for the Town of Shirley.

Finally, ZBA is meeting on August 5th to discuss whether or not they have jurisdiction over the submitted appeal, by a group of concerned citizens, regarding the Patterson Road Solar Site Plan Review. Town Counsel will be in attendance.

TREASURY WARRANTS

Payroll warrant # <u>0101</u>	<u>07/01/01</u>	\$ <u>10,095.70</u>
Payroll warrant # <u>6101</u>	<u>07/01/15</u>	\$ <u>37,469.65</u>
Payroll warrant # <u>9101</u>	<u>07/01/15</u>	\$ <u>2,748.11</u>
Payroll warrant # <u>0102</u>	<u>07/08/15</u>	\$ <u>13,349.33</u>
Payroll warrant # <u>6102</u>	<u>07/08/15</u>	\$ <u>42,046.87</u>
Payroll warrant # <u>9102</u>	<u>07/08/15</u>	\$ <u>2,830.72</u>
Payable warrant# <u>9016</u>	<u>07/01/15</u>	\$ <u>710,468.00</u>
Payable warrant# <u>9026</u>	<u>07/08/15</u>	\$ <u>513,892.92</u>
Payable warrant# <u>2026</u>	<u>07/15/15</u>	\$ <u>420,061.52</u>
Payable warrant# <u>2545</u>	<u>06/30/15</u>	\$ <u>22,548.65</u>
Payable warrant# <u>2555</u>	<u>06/30/15</u>	\$ <u>114,018.08</u>

Selectman Swain moved to accept the following Treasury Warrants as presented. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr., vote Aye.

APPROVAL OF MINUTES

Selectman Swain moved to accept the Executive Session Minutes of April 13, 2015. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr., vote Aye.

Selectman Swain moved to accept the Executive Session Minutes of June 15, 2015. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr., vote Aye

OLD BUSINESS

Swearing in of Officer Matthew Euliano, the Board wished Mr. Euliano well.

1. Energy Committee Update-none

2. Budget Coordinating Committee Update-none

NEW BUSINESS

3. Driveway Permit – Walker Road

There was an informational meeting on June 30th for parcel 29B5, MassDevelopment owned land for Salad Bowl Farms, LLC. Concerns were heard by residents, along with 6:00pm site visit. Traffic was the main concern from residents. The Town asked MassDevelopment to look into traffic concerns. They designed a truck issues have to go from Front Street. The Town also looked at speed. Ms. Garvin spoke to MassDOT and the road is designed for 40mph. The site line and distance was reviewed during the site visit, and signage will be looked at on Walker Road. Safety concerns were addressed; there are no guardrails on Walker Road especially asking more traffic coming from Front Street. The Town asked the developer to install guardrails, not to exceed \$50k, using Chapter 90 money. Given three concerns that have been addressed we are looking for approval from the selectmen.

Mr. Swain moved to approve the application for a driveway permit 105 Walker Road subject to attached conditions with provision developer contributes up to \$50k in guardrails from Front Street to the train tracks. Ms. Dumont seconded the motion. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr., vote Aye

4. Master Plan Update – Draft Housing Inventory & Analysis

John Hume MRPC and Chantel Fleck, MRPC gave a Master Plan update. Mr. Hume stated what has been done over the course of six (6) months including the public information session in May. A town wide survey to gather more public input is also being drafted. The Housing element is being crafted and what they were there to discuss. Mr. Hume explained population numbers and the increase in Shirley. The inventory analysis also gave population projections showing a slowdown in the population rate. Mr. Hume discussed aged distribution of residents and trends. Mr. Hume reviewed housing vacancy rates due to foreclosures and seasonal units, while surrounding Towns had a higher vacancy rate. Also how the Town needs to seek more housing rehab funds through CDBG grants, the Town just received. Mr. Hume reviewed the number of housing permits issued in 2014 and that there were no multifamily developments over the last eleven years. The average price of homes in the community was reviewed. Affordability was highlighted and Mr. Hume stated that more than 30% of income was towards mortgages in the Town of Shirley. Finally, Mr. Hume discussed the 40B inventory in Town, according to the state. Mr. Hume stated that he was looking for input on the housing plan that will be inserted into the Master Plan. Mr. Swain clarified that the population included the inmates at the prison and asked whether if that affects the income analysis of the Town. Mr. Hume stated he would look into the prison impact on income analysis.

Discussion ensued as to the findings in the housing plan as it relates to Shirley. Mr. Hume said that the issues pointed out in the power point will have recommendations attached to it. Planning Board members were in attendance and stated that they had the same reaction to the report just given. The Planning Board noted that mobile homes do not contribute to the 40B housing inventory.

5. Round the Clock Ambulance Service Update

Mike Detillion discussed the round the clock ambulance service that started on July 1st. Mr. Detillion stated that things were going well since the inception of the program. Schedules are running at a month at a time and calls are being staffed. Mr. Prescott thanked Mr. Detillion for all his efforts on this plan.

6. Fall Special Town Meeting Discussion

Ms. Garvin stated that the opening of the fall town meeting warrant is at the board's next meeting. At the public forum the idea of having a Saturday Town meeting was discussed. Monday November 9th was a good date for the Town Clerk and Town Moderator, but before opening the warrant Ms. Garvin suggested discussing having it on a Saturday. The Board discussed having Saturday meetings. Ms. Swain suggested doing it for an extended period of time; more than one meeting. Mr. Swain also noted the sports calendar. Ms. Garvin stated that she would reach out to the Moderator and Town Clerk.

7. Appointments – Rec Fields; Sewer Commission; Nashua Watershed; Gov't Study Bylaw

Selectman Swain moved to appoint Erica Crawford to the Recreational Fields Committee, term to expire June 30, 2016. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Selectman Swain moved to appoint Hugh Muffoletto to the Sewer Commission, term to expire June 30, 2018. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Selectman Swain moved to appoint Heidi Ricci Primary Member to the Nashua River Wild Scenic Study Committee, term to expire June 30, 2016. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote aye.

Selectman Swain moved to appoint Elizabeth Colburn Mirkovic as the Alternate member to the Nashua River Wild Scenic Study Committee, term to expire June 30, 2016. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Selectman Swain moved to appoint Trish Garrigan as the Alternate Member to the Nashua River Wild Scenic Study Committee, term to expire June 30, 2016. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Selectman Swain moved to appoint Bryan Dumont to the Government Study Bylaw Committee, term to expire June 30, 2016. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Selectman Swain moved to appoint Frank Esielionis to the Government Study Bylaw Committee, term to expire June 30, 2016. Seconded. David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

8. Driveway Permits: 4,10,12,16 Waxen Way; 5 Morse Dr.; 20 Mill St.(A&B); 15 Whitney Rd; 43 Groton Road

Mr. Swain moved to approve a driveway permit for lot 40, 4 Waxen Way per the attached order of conditions, and subject to approval of all Boards. Seconded Ms. Dumont. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Mr. Swain moved to approve a driveway permit for lot 44, 12 Waxen Way per the attached order of conditions, and subject to approval of all Boards. Seconded Ms. Dumont. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Mr. Swain moved to approve a driveway permit for lot 46, 16 Waxen Way per the attached order of conditions, and subject to approval of all Boards. Seconded Ms. Dumont. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Mr. Swain moved to approve a driveway permit for lot 3, 5 Morse Drive per the attached order of conditions. Seconded Ms. Dumont. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Mr. Swain moved to approve a driveway permit for lot A, 20 Mill Street per the attached order of conditions. Seconded Ms. Dumont. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Mr. Swain moved to approve a driveway permit for lot B, 20 Mill Street per the attached order of conditions. Seconded Ms. Dumont. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Mr. Swain moved to approve a driveway permit for 15 Whitney Rd. per the attached order of conditions. Seconded Ms. Dumont. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

Mr. Swain moved to approve a driveway permit for 43 Groton Road, Parcel id 104A5.4 per the attached order of conditions. Seconded Ms. Dumont. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.

PUBLIC COMMENTS

Frank Esolanis asked where the working meeting would be located. Ms. Garvin stated that it was an open meeting and the public was welcome to attend.

Tim Hatch Street, Maple Street, asked why MassDevelopment is not coordinating real-estate 105 Walker Road property. Mr. Hatch wanted clarification. Ms. Garvin explained the public information meeting held with the developer. Mr. Hatch invited residents to go to August 6th DEC meeting.

Mr. Prescott expressed his condolences for the recent passing of Al Shurette, as did the rest of the Board.

ANNOUNCEMENTS

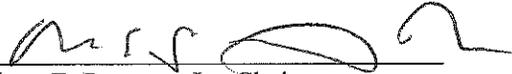
Working Session, July 27th and Regular session is August 10th. Board updated residents on upcoming events.

ADJOURNMENT

With no further business to discuss, Motion and Seconded to adjourn at 7:52 p.m., David N. Swain vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr., vote Aye.

Respectfully submitted,
Kathleen Rocco, Executive Assistant

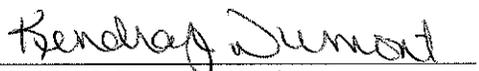
Date Accepted: _____



Robert E. Prescott, Jr., Chair



David N. Swain, Vice Chair



Kendra J. Dumont, 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.