

# 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

### September 14, 2015

### 7:00 pm

### TOWN OFFICES

The Board of Selectmen convened its meeting on Monday, September 14, 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 7:00 pm.

#### TOWN ADMINISTRATOR REPORT

The Town Administrator gave her weekly report:

Garvin stated that she and Selectman Dumont had met with Lt.Gov Karen Polito last week to discuss the problems the Town is facing and ways the Baker Administration can assist. Some topics covered were MCI funding, regional school system, and budgetary problems.

Garvin stated that she spoke with Sen. Eldridge's office about MCI funding and when it will come. Which he stated to be after the new year.

Garvin stated that the towns sex offender bylaws are unconstitutional based on a ruling of Federal Court and Town Legal Counsel. Selectman Dumont would like the Chief of Police to talk to the BOS regarding this matter.

Garvin Introduced Glen Eaton from Montachusett Regional Planning Commission to speak about the 940,000 grant awarded to Shirley and Lancaster. Mr. Eaton needs the BOS to sign a management contract between the Town, MRPC, and the state. Chairmen Prescott asked how MRPC will roll out the information to the citizens of Shirley. Eaton stated that they are going to hire two employees that will set up a mobile office in Shirley once a week, as well as advertise this in all local papers.

Selectmen Swain made a motion to enter into a contract agreement with MRPC and the Commonwealth. *Selectman Dumont Seconded. Kendra J. Dumont vote Aye, David N. Swain vote Aye, and Robert E. Prescott vote Aye,*

Garvin announces that effective 9/11/2015 the Principal Assessor has resigned. Garvin is working with the Board of Assessors to figure out a plan of action while a new Principal assessor is sought after.

Garvin states that the warrant for the 11/14/2015 Fall Town Meeting is coming together and some possible bylaws are FY 16 Free Cash Approval, Lancaster Road Re-Zoning, Energy aggregation plan, a cemetery bylaw, and a dog leash bylaw.

Garvin states we have received a letter from the Ayer- Shirley Regional superintendent requesting a stabilization fund be created with no money in it at Fall Town Meeting.

Garvin announces that the American Legion has received a donation to help them get through their rent for the year. Mr. Sheldon Shay spoke about the donation stating that this was a great opportunity to help our veterans and presents a 5,000 dollar check to the Town. Chairmen Prescott thanks Mr. Shay from the entire community.

Garvin states she met with the Union today on the Town Hall hours and have come to an agreement. The hours of town hall will now be 8:00am – 4:30pm.

TA Garvin closed her report.

**APPROVAL OF MINUTES**

Selectmen Swain made a motion to accept the minutes from the Minutes of July 13<sup>th</sup> as presented *Selectman Dumont Seconded. Kendra J. Dumont vote Aye, David N. Swain vote Aye, and Robert E. Prescott vote Aye,*

**TREASURY WARRANTS**

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

Payroll warrant	<u># 0111</u>	<u>09/09/15</u>	<u>\$ 4,899.74</u>
Payroll warrant	<u># 6111</u>	<u>09/09/15</u>	<u>\$ 35,618.42</u>
Payroll warrant	<u># 9111</u>	<u>09/09/15</u>	<u>\$ 2,041.02</u>
Payable warrant	<u># 2066</u>	<u>09/09/15</u>	<u>\$ 187,317.29</u>

**OLD BUSINESS**

1. Energy Committee Update

Brian Dumont presents a lease agreement for a lease amendment to place some of the hardware on Water Dept. property due to endangered species.

Selectmen Swain made a motion to amend the original lease for the Solar Project. *Selectman Dumont Seconded. Kendra J. Dumont vote Aye, David N. Swain vote Aye, and Robert E. Prescott vote Aye,*

2. Budget Coordinating Committee Update

<b>NEW BUSINESS</b>
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3. Tree Hearing 7:15pm –25 Little Turnpike Road

Selectman Swain moved to approve the removal of three trees on 25 Little Turnpike Road per the attached orders of conditions. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

4. Easement

Selectman Swain moved to grant an easement to Mass Electric and for the TA to sign it. Selectman Dumont Seconded. Kendra J. Dumont vote Aye, David N. Swain vote Aye and Robert E. Prescott, Jr. vote Aye.

5. Main Street Bridge award.

TA Garvin spoke on awarding the project to Kodiak Corp

Selectman Swain moved to authorize the reconstruction of the main street bridge project is awarded to Kodiak Construction Corporation. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

6. Truck Award

Selectman Swain moved to award the bid for the 2016 GMC Truck to Chapdelaine Pontiac, Buick, and GMC of Lunenburg. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

7. Ambulance Trade-In Award

Selectman Swain moved to approve the sale of the 2004 Ambulance for 7,000. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

8. Driveway Permit(s)-37 Hazen Road; 28 Center Road; 58 Horsepond Road; 23 Patterson Road

Selectman Swain moved to approve the resurfacing of an existing driveway at 37 Hazen Rd per the attached orders of conditions. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

Selectman Swain moved to approve the resurfacing of an existing driveway at 28 Center Road per the attached orders of conditions. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

Selectman Swain moved to approve the resurfacing of an existing driveway at 58 Horsepond Road per the attached orders of conditions. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

Selectman Swain moved to approve the resurfacing of an existing driveway at 23 Patterson Road per the attached orders of conditions. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

9. Executive Assistant Appointment

TA Garvin spoke on the interview process for the Executive Assistant position and thanks all whom applied and interviewed.

Selectman Swain moved to appoint Nathan Boudreau to the position of Executive Assistant/Benefits Coordinator, term to expire June 30, 2016, with a six month probation. Selectman Dumont Seconded. Kendra J. Dumont vote Aye, David N. Swain vote Aye and Robert E. Prescott, Jr. vote Aye.

10. Shirley Meeting House Rehabilitation

Mr. Adams spoke on the Shirley Meeting house and making improvements to make the building handicapped accessible.

Selectman Swain moved to allow the meeting house to do all necessary construction to become handicap accessible. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

Selectman Swain moved to attach a letter enthusiastically supporting this project with the grant application sent out by the Shirley Meeting House. Selectman Dumont Seconded. David N. Swain vote Aye, Kendra J. Dumont vote aye and Robert E. Prescott, Jr. vote Aye.

Chairmen Prescott announced that we will be entering into recess.

11. Regional Resource Group

A representative from the Regional Resource Group came to speak on Regional Assessing alternative. Proposal is attached.

**PUBLIC COMMENTS**

**ANNOUNCEMENTS**

Holden Wood Trail Run/Walk on 9/27/2015 at 10:00am  
Ayer-Shirley Regional High School Ribbon Cutting on 10/9/2015 at 2:00pm  
Next Board of Selectmen's Meeting is 9/28/15

**ADJOURNMENT**

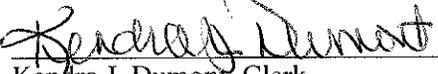
With no further business to discuss, *Motion and Seconded to adjourn at 8:47 p.m., Robert E. Prescott vote Aye , Kendra J. Dumont vote Aye, and David N. Swain, vote Aye .*

Respectfully submitted,  
Nathan Boudreau, Executive Assistant

Date Accepted: \_\_\_\_\_  


Robert E. Prescott, Jr., Chair

  
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David N. Swain, Vice Chair

  
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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.*