

Town of Shirley

BOARD OF SELECTMEN



7 KEADY WAY – SHIRLEY, MASSACHUSETTS - 01464-2812

Kendra J. Dumont, Chair

Robert E. Prescott, Vice Chair

Enrico C. Cappucci, Clerk

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BOARD OF SELECTMEN MINUTES

August 8th, 2016

7:00 pm

TOWN OFFICES

The Board of Selectmen convened its meeting on Monday, August 8th, 2016 at the Town Offices, Meeting Rooms A & B, Chairman Kendra J. Dumont presiding, with Selectmen Robert E. Prescott, Enrico C. Cappucci, and Town Administrator Patrice Garvin in attendance.

CALL TO ORDER

Chair Dumont called to Order the Board of Selectmen's Meeting at 7:00 pm.

TOWN ADMINISTRATOR REPORT

The Town Administrator gave her weekly report.

Since she was on vacation she has no formal report this week.

Garvin stated that with the Shirley Volunteer out of operation it has brought up an issue regarding public notices and different budgets. She uses the Conservation Commission as an example. With a \$1500 expense budget and 10 public hearings a year this becomes a big issue now that we must pay more to post public hearing notices. She is exploring options and has reached out to the Groton Herald for an estimate. This paper has discussed potentially having a Shirley section and dispersing in a few local locations if this is the route the community goes.

Chair Dumont thanked Representative Benson for securing MCI money for Shirley.

TREASURY WARRANTS

Selectman Prescott *Motioned to accept the following Treasury Warrants as presented. Selectman Cappucci Seconded. Enrico C. Cappucci vote Aye, Kendra J. Dumont vote Aye and Robert E. Prescott, Jr. vote Aye.*

Payroll Warrant	<u>9155</u>	<u>7/13/16</u>	<u>\$ 3,165.59</u>
Payroll Warrant	<u>9000</u>	<u>7/20/16</u>	<u>\$ 7,356.52</u>
Payroll Warrant	<u>102</u>	<u>8/3/16</u>	<u>\$ 25,145.83</u>
Payroll Warrant	<u>6102</u>	<u>8/3/16</u>	<u>\$ 75,833.37</u>
Payroll Warrant	<u>9102</u>	<u>8/3/16</u>	<u>\$ 5,334.28</u>
Payable Warrant	<u>9256</u>	<u>8/3/16</u>	<u>\$ 34,361.52</u>
Payable Warrant	<u>6923</u>	<u>8/5/16</u>	<u>\$ 75,747.93</u>
Payable Warrant	<u>9203</u>	<u>8/5/16</u>	<u>\$322,473.63</u>

APPROVAL OF MINUTES

Selectmen Prescott motions to accept the minutes of the July 11th 2016 Regular Meeting as Presented, Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

Selectmen Prescott motions to accept the Executive Session minutes of May 23rd 2016 as Presented, Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

OLD BUSINESS

1. Energy Committee Update

NEW BUSINESS

2. Ratify Police Chief Contract

Chair Dumont states that the Board met with Chief Goulden after the last Board of Selectmen’s meeting and there was only one small change in regards to the contract and all Selectmen agreed.

Selectmen Cappucci requests this item be tabled until after the Board may speak with the chief on an Executive Session matter.

Chair Dumont asks Selectmen Cappucci if the matter he would like to discuss pertains to the contract at hand.

Cappucci states that it does not but he would like to speak with the chief privately and get a flavor for the direction of certain issues.

Chair Dumont states that they will be talking about those issues but does not understand what they have to do with the contract presented this evening.

Selectmen Cappucci states that the chief is safe for another year and he wishes to table this matter until the next meeting.

Selectmen Prescott states he does not understand what the two matters have to do with each other but he does not believe waiting another week will hurt anything.

Chief Thomas Goulden asked if this topic is different from a topic discussed during a previous executive session, because he was not invited to an executive session this evening.

Selectmen Cappucci states that it is the same issue and that if acceptable he can talk to the Chief privately.

Chief Goulden respectfully requests to meet with the entire Board of Selectmen.

3. Police / Communications Rate of Pay Discussion

Chair asks for more time

4. Chapter 61A, Right of First Refusal, 133 Hazen Road

Chair Dumont asks if there was any movement on this issue.

Jackie Esielionis spoke and stated that the developer could not be in attendance this evening but he has asked her to be there this evening. The developer and Massachusetts Fisheries and Wildlife have come to a conclusion.

TA Garvin states that the developer will be developing some lots and the remainder will be donated to Mass Fisheries and Wildlife. The concern she had with the initial proposal was that if the donation did not go through the responsibility would fall on the Town, additional language was added that states if the donation does not go through the responsibility to the Detillion's would be on Mass Fish and Wildlife.

Ann Gagnon of Mass Fish and Wildlife states she suggested the deal because there are rare species and river front property that the developer would not be able to develop on anyhow.

Selectmen Prescott motions to not exercise their right of first refusal for 133 Hazen Road contingent on the donation of 4 Acres of land for conservation purposes and the removal of any and all buildings constructed on said 4 acres. If the owner fails to make said donation or remove said buildings by December 1st 2016 the Shirley Board of Selectmen will choose to enact their right of first refusal and assign the right to the Massachusetts Department of Fisheries and Wildlife , Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

Selectmen Cappucci recognized Ann Gagnon for her work during this process.

5. Swearing In of Police Officer Olivia Siekman

Chair Dumont Says she is thrilled about Olivia coming to Shirley and hopes she is ready to get to work.

Clerk MacDougal swore in Officer Olivia Siekman.

6. Swearing in of Reserve Officers

Clerk MacDougal Swore in Reserve Officers Eric Salo, Kyle Dodge, and Sean Demoura.

7. Road Cut Permits

Selectmen Prescott motions to approve the road crossing and pavement cut for 200 Peabody Road as presented with all attached conditions, Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

Selectmen Prescott motions to approve the road crossing and pavement cut for 100 Little Turnpike Road as presented with all attached conditions, Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

8. Driveway Permits

Selectmen Prescott motions to approve driveway permit for 173 Center Road as presented with all attached conditions, Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

Selectmen Prescott motions to approve driveway permit for 182 Center Road as presented with all attached conditions, Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

9. Board / Committee Appointments

Selectmen Prescott motions to appoint Cheryl Shraison to the position of Part Time Dispatcher to expire 6/30/2017, Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

Selectmen Prescott motions to appoint Matt Glenny to the position of EMT for a term to expire 6/30/2019, Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

Selectmen Prescott motions to appoint Zachary Broderick to the position of EMT, Selectmen Cappucci seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

10. Selectmen Handbook; Contacting Town Counsel Language

Chair Dumont asked if anyone has a problem with the proposed language.

Selectmen Prescott motions to accept the language for contacting town counsel as presented this evening. Selectmen Cappucci, Seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

11. Conservation Commission Update

Conservation Commission Chair Dave Bortell gave an update.

The current open space committee is working on meeting a September deadline but since the maps are so outdated they have been rejected. The committee will need approximately \$2000 to update the maps.

Chair Dumont asked if there were options to have MRPC assist.

TA Garvin suggested bringing it to Town Meeting as a supplemental expenditure.

Bortell asked if the open space chair would be able to get a key card to get into the Conservation office.

Garvin states that there was an issue with the card and tried to fix it, but she needed to bring her card in to have it updated. Given what is in the conservation office and the fact that she is a litigant, which is an issue.

Bortell states that many people are shocked by the number of 61A and 61B's on the selectmen's agenda as of late. He wishes there was a procedure to track this.

Garvin states that this is a difficulty due to our lack of having a Planner, which is currently being evaluated as a possibility.

Chair Bortell states that Conservation Agent Mike Fleming is doing a wonderful job, but could use some help.

TA Garvin states that all of this is being worked towards but the budget currently cannot sustain it.

Chair Dumont asked if there was any senior work off in the office.

TA Garvin states that there is but not a ton.

Again Bortell states the Agent Fleming is terrific and is working towards more potential grants and good things for conservation. The town currently has 862 acres that is under conservation and there is a trails group doing wonderful work mapping this out. A grant from the state for kiosks has been received to let the community know about an endangered turtle that is at pumpkin brook. There is quite a bit of exciting stuff going on regarding the conservation commission.

12. One Day Liquor License -- Shirley Fire Department Bike Ride 8/20/2016

Selectmen Prescott motions to approve the One Day Liquor license for the Shirley Fire Department annual motorcycle run, Selectmen Cappucci Seconds. Prescott vote Aye, Dumont votes Aye, Cappucci Votes Aye. Motion Passed.

13. Public Comment Section Discussion

Chair Dumont states that it was requested that they hold a public comments section. Any constituents are asked to send questions for the selectmen in writing, and they will answer during the next meeting.

PUBLIC COMMENTS

ANNOUNCEMENTS

1. Next Meeting: Monday 8/15/16 at 7:00 p.m.

ADJOURNMENT

With no further business to discuss, *Selectmen Prescott motioned to go into executive session at 7:42p.m. to only return only to adjourn and Selectmen Cappucci Seconded ., Robert E. Prescott vote Aye, Kendra J. Dumont vote Aye, and Enrico C. Cappucci, vote Aye*

Respectfully submitted,
Nathan Boudreau, Executive Assistant

Date Accepted: Aug 29, 2016

Robert E. Prescott, Jr., Chair


Kendra J. Dumont, Clerk


Enrico C. Cappucci, Member

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.