

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

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BOARD OF SELECTMEN MINUTES of June 25, 2012 7:00pm TOWN OFFICES

The Board of Selectmen convened its meeting on Monday, June 25, 2012 at 7:00 p.m. at the Town Offices with Selectmen Armand Deveau and Kendra Dumont in attendance. Chairman David Swain and CAO Davie Berry were not present.

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 # 0152	<u>06/27/12</u>	<u>\$ 11,223.58</u>
Payroll warrant # 6152	<u>06/27/12</u>	<u>\$ 23,562.89</u>
Payroll warrant # 9152	<u>06/27/12</u>	<u>\$ 24,623.77</u>
Payable warrant# 2522	<u>06/27/12</u>	<u>\$ 24,883.11</u>

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

APPROVAL OF MINUTES

Motion to accept the Minutes of June 4, 2012 . Seconded. Kendra J. Dumont vote Aye and Armand Deveau vote Aye.

NEW BUSINESS

1. Appointments

Selectman Deveau made the **Motion to appoint Joseph Mandarano to the Meals on Wheels/MART Bus Program, Part Time Van Driver, term to expire June 30, 2013. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

Selectman Deveau made the **Motion to appoint Holly Haase to the Center Town Hall Committee, term to expire June 30, 2015. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

Selectman Deveau made the **Motion to appoint Heidi Ricci and John Rounds to the Devens North Post Master Planning Project, term to expire on June 30, 2013. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

Selectman Deveau made the **Motion to appoint Natalie Delorey and Heidi Ricci to the Devens Open Space & Recreation Advisory, terms to expire June 30, 2013. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

Selectman Deveau made the **Motion to appoint to the MCI Community Relations, as presented, terms to expire June 30, 2013. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

Selectman Deveau made the **Motion to appoint Keith Begun, Robert Eramo and Sue D'Amico to the Recreational Fields Committee, terms to expire June 30, 2013. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

Selectman Deveau made the **Motion to appoint David Berry, Kevin Johnston and Bryan Dumont, terms to expire June 30, 2013. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

Selectman Deveau made the **Motion to appoint Special Police Officers, all Townsend Police Officers as presented, terms to expire June 30, 2013. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

Selectman Deveau made the **Motion to appoint Special Police Officers, all Ayer Police Officers as presented, terms to expire June 30, 2013. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

Selectman Deveau made the **Motion to appoint Special Police Officers, all Lunenburg Police Officers as presented, terms to expire June 30, 2013. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

2. Special Municipal Employee

Selectman Deveau explained that the Town of Shirley, through its Energy Committee, and the Shirley Water District are jointly at this time working with a proposed photovoltaic project.

Currently, the Town and Shirley Water District have retained Grinnell Partners LLP, Attorneys at Law. Grinnell Partners, have requested that they be appointed as Special Municipal Employees at this time.

Selectman Dumont made the **Motion to Appoint Grinnell Partner, LLP as Special Municipal Employee status term to expire June 30, 2013. Selectman Deveau Seconded. Kendra Dumont vote Aye and Armand Deveau vote Aye.**

3. Devens Regional Household Hazardous Products Collection Program

The Board of Health presented to the Selectmen the Household Hazardous Collaborative to be signed by Shirley Board of Selectmen.

Selectman Deveau made the **Motion to authorize the Chair to sign the First Amendment to Intermunicipal Agreement by and among Communities in the Devens Region Participating in the Devens Regional Household Hazardous Products Collection Program. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

4. One Day Liquor License – Piccolino Restaurant – Tabled

5. Review draft of SPACO – Town License

Rich Dill and Enrico Cappucci of the Cable Advisory Board were present to clarify and answer any questions with respect to the SPACO contract with the Town of Shirley. (See Attached)

Selectmen noted that this is the first “go around” with the Contract, and will need to have David Swain present for his input. Further, Selectman Deveau suggested that Attorney Solomon should not do any work on this contract, until all the changes have been reviewed.

Selectmen Dumont stated that she had concern with a 10 year Contract, and this may have to go before a Town Meeting.

Selectman Dumont asked about the language in the Contact with having the Town provide space for a Studio. It was her understanding that SPACO currently uses space at the ASRD Middle School. Rich Dill noted that the original design of the Town Offices included studio space for cable. At this time, it is not SPACO’s plan to abandon the use of the studio space at the School.

Selectmen Deveau and Dumont questioned Section 7.1 and 7.2, with regard to the payments received from Comcast to the Town. They would like to continue with the current method of turnover of monies to SPACO, as it is a “check and balance”. Further, the contract with Comcast is with the Town of Shirley and not SPACO.

Selectman Deveau had questions on Section 5, Membership Fees to participate in SPACO. Lou Carreras, Community Access Coordinator with SPACO, stated that the purpose of this clause was for non-residents, who may want to use some of SPACO’s equipment. He stated that this is a fairly common practice among local cable access groups.

Selectman Deveau commented on Section 17, paragraph F, focusing on the Directors and Officers waiver of Insurance. Rich Dill stated that he would like, if possible, to piggy back the liability with the Town of Shirley's Insurance.

Rich Dill noted that he will make the corrections thus far, and will return to the Board of Selectmen's meeting at a later date.

6. Longley Road Request – Tabled

7. Re-organization of Board of Selectmen – Tabled

8. Selectmen Summer Schedule

Selectman Deveau made the **Motion to Approve the Summer Schedule for Board of Selectmen Meeting for 2012. Selectman Dumont Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

OLD BUSINESS

9. Options for Town Signs

Further discussion on the Town Signs located on Front Street. It was thought at one time that the signs could be refurbished; however those signs are old and have water damage to them. The solution would be to use durable two sided foam panels. Selectman Deveau suggested using the same colors, (Maroon and Gold), for the signs, as the Fire Department, President's Building and Benjamin Hill.

Selectman Dumont asked that the Town look into getting solar lighting to light up the sign at night.

Selectman Dumont made the **Motion to authorize CAO David Berry to move forward with sign replacements with the option of 1" thick PVC double sided signs with maroon background and gold painted lettering with the price not to exceed \$1400. Seconded. Armand Deveau vote Aye and Kendra Dumont vote Aye.**

10. State Budget

State Budget is still being worked on , nothing to report at this time.

11. Frost Street

CAO is not present to discuss what came of the meeting with George Ramirez, of MassDevelopment.

12. Status of Benches at Net Variety

There is still a conversation with Verizon, who own the benches in front of Net Variety. Selectman Deveau suggested that rather than taking the benches out, the area should be policed instead. Selectman Dumont stated that the benches are not only an eye sore but a safety issue as well. Selectman Deveau noted that there needs to be a cure to the problem, which he feels the area should be policed.

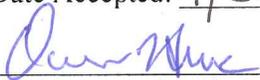
UPDATE FROM Chief Administrative Officer

CAO was not present.

With no further business to discuss, **Motion and Seconded to adjourn at 7:42 p.m., David N. Swain vote Aye, Kendra J. Dumont vote Aye and Armand Deveau vote Aye.**

Respectfully submitted,
Kathleen Rocco

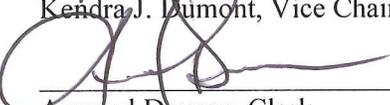
Date Accepted: 7/23/2012



David N. Swain, Chair



Kendra J. Dumont, Vice Chair



Armand Deveau, Clerk