

Town of Shirley

BOARD OF SELECTMEN



7 KEADY WAY – SHIRLEY, MASSACHUSETTS - 01464-2812

David N. Swain, Chair

Kendra J. Dumont, Vice Chair

Robert E. Prescott, Jr., Clerk

TEL: (978) 425-2600, x200

Fax: (978) 425-2602

Selectmen@shirley-ma.gov

BOARD OF SELECTMEN MINUTES

February 10, 2015

7:00pm

TOWN OFFICES

The Board of Selectmen convened its meeting on Tuesday, February 10, 2015 at the Town Offices, Meeting Rooms A & B, with Selectmen Kendra J. Dumont, Robert E. Prescott, Jr., Town Administrator Patrice Garvin in attendance. David N. Swain was not in attendance.

CALL TO ORDER

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

TOWN ADMINISTRATOR REPORT

The Town Administrator reported that the Town made it through the historic snow fall last week with little disturbances. There were few ambulance calls, but like most towns no loss of power. The efforts by the Shirley's DPW, Police, Fire and Ambulance were outstanding.

Garvin noted that snow has caused a wrinkle in the budgeting schedule for FY16. The Finance Team will conclude meeting with Departments this week and from there will reconcile expense to revenue.

TREASURY WARRANTS

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

APPROVAL OF MINUTES

Selectman Prescott made the *Motion to accept the Minutes of February 5, 2015 Selectman Dumont Seconded. Robert E. Prescott vote Aye, and Kendra J. Dumont vote Aye.*

Minutes of January 26, 2016 was tabled at this time.

OLD BUSINESS

1. Energy Committee Update - Tabled

NEW BUSINESS

2. Public Hearing – Gravel Removal Permit

Selectman Dumont opened the Public Hearing for the Gravel Removal Permit at 7:05pm.

Selectman Prescott read the legal notice into the minutes:

The Board of Selectmen will hold a Public Hearing at 7:05 p.m. on Monday, February 9, 2015, at the Town Offices, 7 Keady Way, for Phoenix Pond Realty Trust's Application for Removal Permit for Soil, Loam, Sand, Gravel or Other Earth Products on Village Drive, Pond View Circle and Shaker Road, Shirley. If you are unable to attend, please forward your written comments to the Board of Selectmen, 7 Keady Way, prior to the Public Hearing.

Selectman Dumont noted that the only comment was from the DPW asking that the applicant seek permission from the Department of Corrections MCI-Shirley, before assuming they can use State Road as an access way.

Selectman Prescott moved that the public hearing close at 7:07pm. Seconded. Robert E. Prescott, Jr. vote Aye, and Kendra J. Dumont vote Aye.

Selectman Prescott moved to approve the Application for Removal Permit for Soil, Loam, Sand, Gravel or Other Earth Products for Phoenix Pond, LLC as presented with all the attached Orders and Conditions. Seconded. Robert E. Prescott, Jr. vote Aye and Kendra J. Dumont vote Aye.

3. Discussion on STM Warrant

Town Administrator Garvin went through the Warrant Articles for the upcoming Special Town Meeting on February 23, 2015.

Article 1: Amend Article 1.4. "Zoning District" of the Bylaw
Article 2: Amend Section(s) 3.7-3.8 District Regulations
Article 3: Amend Section 13 "Description of District Boundaries"
Article 4: Amend Zoning Map November 2011

As discussed with Economic Development Committee, these four Articles will need to be voted all up or down.

Article 5: National Grid Easement – Garvin stated that this is just housekeeping

Article 6: Solar Tax Agreement – Garvin stated that this has to be approved at Town Meeting
Article 7: Supplemental Appropriation of the Board of Health/Trash Collection FY15 Budget –
Garvin noted that she does not have a number to insert into the article at this time.

Once the Selectmen take position on the Articles, Selectman Prescott stated that he will abstain from the first four Articles of the STM Warrant, due to the fact that he owns properties in these areas.

4. MRPC – Community Development Block Grant

John Hume of the Montachusett Regional Planning Commission (MRPC), came before the Board of Selectmen to update them on their application for the Community Development Block Grant. The town is applying for 2 projects with the Town of Lancaster; Housing Improvement Assistance and Home Heating Fuel Assistance. Mr. Hume presented the Board with two drafts Motions for acceptance.

Selectman Prescott moved that the Town of Shirley Board of Selectmen hereby resolve to authorize the Chief Elected Official or the Chief Appointed Official to sign all paperwork and forms as applicable for the FY2015 Community Development Block Grant application due February 13, 2015. Seconded. Robert E. Prescott, Jr., vote Aye and Kendra J. Dumont vote Aye.

Selectman Prescott moved that the Town of Shirley Board of Selectmen hereby resolves to authorize Patrice Garvin, Shirley Town Administrator, as the Town's Environmental Certifying Officer, as the lead community for FY2015 Community Development Block Program for the following projects: Shirley-Lancaster Housing Rehabilitation Project and Shirley-Lancaster Home Heating Fuel Assistance Project. Seconded. Robert E. Prescott, Jr. vote Aye and Kendra J. Dumont vote Aye.

Selectman Prescott moved to authorize Vice Chair, Kendra Dumont to sign for David Swain, all the paperwork and forms as applicable for the FY15 CDBG applications due February 13th. Seconded. Robert E. Prescott, Jr. vote Aye and Kendra J. Dumont vote Aye.

5. Appointments – Part Time Dispatch & Part Time Treasurer & Assistant Treasurer

Selectman Prescott moved to appoint Ian Brown as Part Time Dispatch, with 6 month probationary period, term to expire June 30, 2015. Seconded. Robert E. Prescott, Jr. vote Aye and Kendra J. Dumont vote Aye.

Selectman Prescott moved to appoint Christine Collins, Treasurer Part-Time, term to expire June 30, 2015. Seconded. Robert E. Prescott, Jr., vote Aye and Kendra J. Dumont vote Aye.

Selectman Prescott moved to appoint Janet Poitras to Assistant Treasurer, term to expire June 30, 2015. Seconded. Robert E. Prescott, Jr., vote Aye and Kendra J. Dumont vote Aye.

6. One Day Liquor Licenses – Valentine's Day & Taste of Ireland - Tabled

EXECUTIVE SESSION - Tabled

M.G.L. c.30A, Sec. 21 (1) To discuss the reputation, character, physical condition or mental health, rather than professional competence, of an individual, or discuss the discipline or dismissal of, or complaints or charges against, a public officer, employee, staff member or individual, and return to open session for adjournment purposes only

PUBLIC COMMENTS

ANNOUNCEMENTS

ADJOURNMENT

With no further business to discuss, *Motion and Seconded to adjourn at 7:17 p.m., Robert E. Prescott vote Aye, and Kendra J. Dumont vote Aye.*

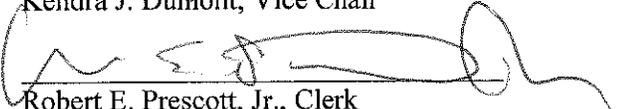
Respectfully submitted,
Kathleen Rocco

Date Accepted: March 9, 2015

David N. Swain, Chair



Kendra J. Dumont, Vice Chair



Robert E. Prescott, Jr., 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.