

Town of Ayer  
Board of Selectmen  
Ayer Town Hall – 1<sup>st</sup> Floor Meeting Room  
Ayer, MA 01432



Tuesday, October 7, 2014

Selectmen in Attendance: Jannice Livingston, Vice-Chair; Gary Luca, Clerk  
Also in Attendance: Robert A. Pontbriaud, Town Administrator  
Carly M. Antonellis, Assistant to the Town Administrator  
Absent: Christopher Hillman, Chair

**Call to Order:** The Open Session Meeting was called to order at 7:00 PM by Vice - Chairman Livingston. Selectwoman Livingston offered apologies on behalf of Chairman Hillman who could not attend the meeting due to a medical emergency in his family.

Vice- Chair Livingston made the following announcements: the 3<sup>rd</sup> Annual Rotary Tree Lighting will be held on December 7, 2014 at 6:00 PM and the State General Election will be held on Tuesday November 4, 2014, which is a regularly scheduled meeting of the Board of Selectmen. The November 4, 2014 Board of Selectmen meeting will be rescheduled at a later date.

Due to Chairman Hillman's absence, the Board will be abbreviating the agenda and tabling non time sensitive issues until 10/14/14 at 7 PM. R. Pontbriand listed the items the Board would be taking up: Appointments; Public Hearing on Street Acceptance; DPW Superintendent's Report *Items 3,4,5*; Review and Approval of Special Fall Town Meeting Warrant; Execution of OPEB/PRIT agreement and the Barnum Road Liquors KENO Application. All other matters on the agenda will be tabled until 10/14/14.

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to approve the agenda, as amended. **Motion passed 2-0.**

**Public Input:** DPW Superintendent Mark Wetzel made an announcement that the Ayer Recycling Committee and the Shirley Recycling Committee was sponsoring a Recycle Your Reusables event on Saturday October 25, 2014 from 9am – 2pm.

**Appointments:** R. Pontbriand stated that two candidates have been identified to serve on the Zoning Board of Appeals: Mr. Michael Gibbons and Mr. Sam Goodwin. Mr. Goodwin's request for appointment will be tabled to the next meeting.

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to appoint Michael Gibbons to a three year term as an alternate member of the Zoning Board of Appeals for the term beginning July 1, 2014 and ending June 30, 2017. **Motion passed 2-0.**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to appoint Ms. Laurie Nehring to a three year term to the Cultural Council for the term beginning July 1, 2014 and ending on June 30, 2017. **Motion passed 2-0.**

**Mr. Mark Wetzel, DPW Superintendent:** M. Wetzel made a recommendation to award the contract for the Victor Drive culvert replacement project to East Coast Developments, Inc. of North Reading.

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to accept the recommendation of M. Wetzel and to award the Victor Drive culvert replacement project to East Coast Developments, Inc. of North Reading in the amount of \$124,450 with signature by the Chair. **Motion passed 2-0.**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to approve contact between the Town of Ayer and East Coast Developments, Inc. in the amount of \$124,450, pending receipt of contract documents. **Motion passed 2-0.**

M. Wetzel presented a one year contract extension for sludge disposal between the Town of Ayer and the Upper Blackstone Water Pollution Abatement District.

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to approve the one year contract extension between the Town of Ayer and Upper Blackstone Water Pollution Abatement District, as outlined in the cost schedule of the document with signature by the Chair. **Motion passed 2-0.**

**Public Hearing – Street Acceptance of Crabtree Development LLC:** The public hearing was opened at 7:18 PM. G. Luca read the public hearing noticed as published in the newspaper on 9/26/2014. M. Wetzel went over items on the punch list he identified that need completion prior to October 27, 2014 Town Meeting. Rick Roper, the Developer for Crabtree Development, stated that most items on the punch list would be completed by the end of the week. M. Wetzel will make a recommendation at Town Meeting based on the completion of the checklist.

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to approve the Layout as presented and to place item on the Fall Town Meeting Warrant. **Motion passed 2-0.**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to close public hearing at 7:24 PM. **Motion passed 2-0.**

**Review and Approval of Special Fall Town Meeting Warrant:**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to place *article 1: CPAC – Habitat for Humanity* on the Fall Town Meeting Warrant. **Motion passed 2-0.**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to support *article 1: CPAC – Habitat for Humanity.* **Motion passed 2-0.**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to *place article 2: Street Acceptance – Deer Run; Partridge Run; Portions of Hickory Way and Old Farm Way* on the Fall Town Meeting Warrant. **Motion passed 2-0.**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to place *article 3: Teenage Anxiety and Depression Solutions* on the Fall Town Meeting Warrant. **Motion passed 2-0.**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to place *article 4: Transfer from FY 2015 Department 200 – Finance to FY 15 Department 100 – General Government* on the Fall Town Meeting Warrant. **Motion passed 2-0.**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to approve the Special Fall Town Meeting Warrant. **Motion passed 2-0.**

**Town Administrator's Report:**

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to authorize the Town Treasurer to execute the OPEB/PRIT agreement. **Motion passed 2-0.**

The Town received correspondence from the Massachusetts State Lottery Commission relative to Barnum Road Liquors and an application for the KENO To Go Product. The Board of Selectmen have until Thursday October 9, 2014 to submit objections to the application. No objections were given.

**MOTION:** Motion made by G. Luca and seconded by J. Livingston to adjourn at 7:43 PM. **Motion passed 2-0.**

**Minutes Recorded and Submitted by Carly M. Antonellis**

Minutes Approved by BOS: November 5, 2014

Gary J. Luca, Clerk: Gary Luca