



**Board of Selectmen
Minutes
May 5, 2010
Town Hall Meeting Room**

The meeting was called to order at 9:00AM by Chair, Ron Ricci in the Town Hall Meeting Room. Ron Ricci, Bill Johnson, Tim Clark, Peter Warren and Marie Sobalvarro were all in attendance.

BOARD REORGANIZATION – Ron Ricci nominated Peter Warren. Marie Sobalvarro nominated Tim Clark. Warren and Clark both expressed their desire, qualifications and abilities to perform the duties of Chairman.

On a Ricci/Johnson motion, the board voted Peter Warren as Chairman.

(Ricci – Aye, Johnson – Aye, Warren – Aye, Sobalvarro – Nay, Clark – Nay)

Bill Johnson nominated Ron Ricci for Vice Chair. Marie Sobalvarro nominated Tim Clark. Peter Warren nominated Marie Sobalvarro.

On a Sobalvarro/Clark motion, the board voted for Tim Clark as Vice Chair.

(Ricci – Nay, Johnson – Nay, Warren – Nay Sobalvarro – Aye, Clark – Aye)

On a Johnson/Warren motion, the board voted unanimously for Marie Sobalvarro as Vice Chair.

On a Clark/Warren motion, the board voted unanimously for Bill Johnson as Clerk.

ARTICLE 44 SUPPORT LETTER – On a Clark/Sobalvarro motion, the board voted unanimously to send letter in support of Article 44 to legislation.

DEVENS REQUEST TO PARTICIPATE IN THE MOSQUITO CONTROL PROGRAM – Ron Ricci presented the board with a letter from JBOS requesting a statement from the BOS of either no objection or disapproval regarding the Devens Regional Enterprise Zone request to enroll in the Central Mass Mosquito Control Project. Ricci said Shirley and Ayer have both voted to approve the request and suggest the Harvard BOS do the same. Tim Clark and Marie Sobalvarro questioned the authority the communities have based on the sentence in the agreement that states: “MassDevelopment seek clarification with the three communities or with the Attorney General office the legal basis for their participation or denial of participation in the mosquito district”. After much debate, and participation by Tom Kinch of the Devens Committee, Tim Clark made a motion (Sobalvarro seconded) to delay discussion of this request until May 11th and seek council from the Attorney General. (Warren- Nay, Ricci – Nay, Johnson – Nay, Clark – Aye, Sobalvarro – Aye). Following subsequent discussion, on a Clark/Sobalvarro motion, the board unanimously agreed on the following motion: the BOS has no objection to the Devens Committee entering into the Mosquito Control Program to allow the area of the DREZ located within Harvard’s boundaries subject to approval of the Attorney General for the legal basis of this authorization and the approval of setbacks or other mitigation strategies to address concerns of abutters. Clark requested that the matter be placed on a regularly scheduled agenda so the public can participate in the discussion.

The meeting was adjourned at 10:15am.