

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 March 5, 2012

7:00pm

TOWN OFFICES

The Board of Selectmen convened its meeting on Monday, March 5, 2012 at 7:00 p.m. at the Town Offices with Chairman David N. Swain presiding and Selectmen Armand Deveau and Kendra Dumont and Chief Administrative Officer David Berry in attendance.

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 # 0136	<u>03/07/12</u>	\$ <u>7,104.22</u>
Payroll warrant # 6136	<u>03/07/12</u>	\$ <u>22,438.01</u>
Payroll warrant # 9136	<u>03/07/12</u>	\$ <u>9,038.25</u>
Payable warrant# 2362	<u>03/07/12</u>	\$ <u>450,132.13</u>

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

APPROVAL OF MINUTES

No minutes have been presented at this time for approval.

NEW BUSINESS

1. Legislative Visit - Senator Eldridge and Representative Benson

Senator Eldridge and Representative Benson came before the Board of Selectmen for their annual legislative visit. Chairman Swain reminded both the Senator and Representative of the need of the

MCI Mitigation Reimbursement be restored to 100%. He reported that in FY12 the Town of Shirley received approximately \$94,000 which is half of the amount. Both the Senator and Representative are not sure it will be 100% funded. It was noted that it has been over 4 years since the MCI monies were fully funded. Chairman Swain questioned the formula and is it based on the current population, in which Shirley MCI has been double bunking for a couple of years.

Other concerns were the School District has not been allocated the money for Regionalization for FY13. Representative Benson stated that she will be filing an amendment in order to gain the money for the region. One of the issues is the additional incentive of money has not been funded as a line item in over twenty years. Representative Benson will be filing the amendment in the House in April and Senator Eldridge will be filing the amendment in the Senate in May.

Selectman Deveau had several questions regarding several Bills and Acts that are going before the House and Senate

Selectman Deveau questioned Rep. Benson on the Act pertaining to green energy career development in which focuses on regulating solar specialty contractors. Rep. Benson explained that this was created to help formulate regulations on the contractors for solar installation. The purpose is to have proficiency in this area of solar installation and with this creation would insure education or work experience needed.

Other Bills/Acts Selectman Deveau questioned are:

The Bottle Bill – 1660 Act

Zero Net Energy

Raising Net Metering Cap

Energy Waste Bill

Representative Benson reported that she sits on the Revenue Committee, and is starting a working group regarding finding a method in taxing the developer of the solar arrays.

Selectman Dumont asked both the Representative and Senator on their feelings regarding the upcoming Super Town Meeting for the Redevelopment of Vicksburg Square. Representative Benson and Senator Eldridge are both in full support of the proposal.

Town resident Jim Quinty asked for assistance regarding the Main Street Bridge, which has been deteriorating steadily. Chairman Swain noted that the Town will need to get on the list for the funding process with the DOT.

2. Trinity Financial Request for Support

Jim Keefe on behalf of Trinity Financial came before the Board to ask if they would consider a vote to endorse their proposed redevelopment plan of Vicksburg Square.

Mr. Keefe gave an overview of the plan for the Vicksburg Square. He pointed out that the complex will give preference to veterans and their families. Vicksburg Square will feature at least 75 units set aside for residents over the age of 55.

Mr. Keefe further stated that Trinity Financial is committed to running this property for the next 15 years. Trinity Financial over the past year and half has engaged with the community residents from

Ayer, Harvard, Shirley and Devens on several occasions to discuss their proposal. They have made modifications to address a number of concerns.

All Selectmen support Trinity's redevelopment plan of Vicksburg Square.

Selectman Deveau noted that the buildings at Vicksburg Square do not lend themselves to support businesses, and feels the proposed development plan is the best use for the property.

Selectman Dumont made the **Motion to support Trinity Financial in their project of Vicksburg Square at Devens. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye.**

3. Vicksburg Square Project Super Town Meeting Warrant

Ed Starzec of MassDevelopment, walked the Board of Selectmen through the Warrant for the Super Town Meeting to be held on the 28th of March. The Warrant is comprised of the Warrant Article, the Memorandum of Agreement between the MassDevelopment and Trinity Vicksburg Square Limited Partnership, the Proposed Changes to the Devens Reuse Plan to facilitate the redevelopment of Vicksburg Square, and the Proposed Changes to the Devens By-Laws to facilitate the redevelopment of Vicksburg Square. (*See Attached*)

Selectman Dumont made the **Motion to approve the Special Town Meeting Warrant for March 28, 2012 for the Vicksburg Square located at Devens, to be held at the Ayer/Shirley Middle School Auditorium at 7:00pm. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye.**

4. Cable Advisory Committee – Postponed

5. One Day Liquor License – Center Town Hall/ St. Patrick's Day

Selectman Deveau made the **Motion to approve Special License for the Sale of Wines and Malt Beverages only, to be drunk on the premises Under Chapter 138, Section 14, of the Liquor Control Act for the Taste of Ireland to be held at the Center Town Hall on Friday, March 10, 2012 from 5pm – 11pm, said license to expire on March 10, 2012 at 11:01pm. Selectman Dumont Seconded. Armand Deveau vote Aye, Kendra Dumont vote Aye and David Swain vote Aye.**

6. Resignations – Ambulance Department

Selectman Dumont made the **Motion to accept the resignations of Adam Bean and Mark Richards from the Ambulance Department effective March 5, 2012. Selectman Deveau Seconded. Kendra Dumont vote Aye, Armand Deveau vote Aye and David Swain vote Aye.**

7. Appointments – Election Commission – Cancelled

With no further business to discuss, **Motion and Seconded to adjourn at 8:23 p.m., David N. Swain vote Aye, Kendra J. Dumont vote Aye and Armand Deveau vote Aye.**

Respectfully submitted,
Kathleen Rocco

Date Accepted: _____

David N. Swain, Chair

Kendra J. Dumont, Vice Chair

Armand Deveau, Clerk