

BOARD OF SELECTMEN MINUTES –February 4, 2013

SUNDERLAND TOWN OFFICES

Present: Mr. Fydenkevez, Mr. Bergeron and Mr. Pierce

Others: Margaret Nartowicz, Town Administrator

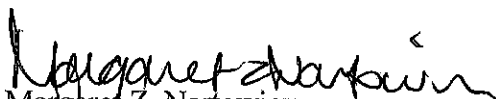
Behind the Camera: Tom Zimnowski

- Call to order at 7:05 p.m.
- Special Town Meeting Overview - Mr. Fydenkevez noted good discussion on January 30th. Referenced bylaw governing Moderator's authority to declare 2/3 vote. Mr. Bergeron-Pleased with the facts presented and the breadth of the discussion.
- Fire Department Budget - Chief Ahearn presented FY14 budget request. Discussion regarding potential change to regional EMS. Mr. Bergeron-suggest looking at apportionment of building costs to Police Department/Fire Department and EMS. Chief Ahearn-still a lot of work to do on regional EMS. Discussion regarding implementation timeline. Chief Ahearn-EMT call stipend program not working. \$2.00/hour not enough of a stipend.
- Fire Department capital request - 1988 pumper due for replacement. Would be replaced with bigger 4WD apparatus. Propose to replace the 1988 and a smaller 1997 with a single pumper. Would dispose of old equipment. Discussion regarding shared fire service, equipment need and replacement cycle.
- Public Comment - Mr. Fydenkevez noted that the school principal supports the elementary school exterior lighting for security. Sunderland Elementary School Committee is meeting tomorrow evening. Residents could offer public comment. Discussion.
- January 28, 2013 Minutes-Motion by Mr. Pierce to accept the minutes of January 28, 2013, 2nd by Mr. Bergeron. Vote 3-0.
- January 30, 2013 Minutes-Motion by Mr. Bergeron to accept the minutes of January 30, 2013, 2nd by Mr. Pierce. Vote 3-0.
- APR Notification-Wissemann, South Main Street. Discussion regarding protecting contiguous agricultural parcels. Motion to sign by Mr. Pierce, 2nd by Mr. Bergeron. Vote 3-0.
- Sugarbush 40B Litigation – Attorney Jay Talerman-overview of litigation process and state supreme judicial court decision. Discussion regarding “affordable housing” under 40B, fire safety, wetlands, fees. Developer needs to seek approval on sale of project and sale of 1 acre piece of land. Has to request project change in response to sale of 1 acre piece. Discussion regarding parcel acquisition interest. Developer will have to address all environmental issues with DEP, wetlands with the Conservation Commission and traffic issues with DOT. Discussion regarding incompatibility of law with regional need, ZBA authority to place conditions only on changes, and matters allowed by HAC. Board expressed thanks to ZBA for their efforts and in the long process.
- Declarations of Parcel Disposition for solar project (attached)-Motions read by Mr. Bergeron, 2nd by Mr. Pierce. Vote 3-0.
- Special Legislation-Petition to be sent to Representative Kulik requesting that Richard Dickinson be allowed to continue employment as a Sunderland call firefighter until age 70 or other time specified.
- Sugarbush Parcel - Mr. Bergeron-Sugarbush discussions to continue.
- Formal letter of thanks to be sent to ZBA from Board of Selectmen.

Warrant and correspondence by signature.

Motion to adjourn by Mr. Bergeron, 2nd by Mr. Pierce. Vote 3-0. Meeting adjourned at 8:57pm.

Respectfully submitted,


Margaret Z. Nartowicz
Town Administrator

DECLARATION OF PROPERTY AVAILABLE FOR DISPOSITION

MGL c. 30B, §16 – Board of Selectmen is required to declare property available for surplus and shall specify restrictions, if any, on use of the parcel.

Public Safety Complex Parcel

In accordance with the vote taken on January 30, 2013 under Article 1 of the January 16, 2013 Special Town Meeting:

Move to declare a portion of land shown on Assessors Map 10 as Parcel 3 and described in a deed recorded with the Franklin County Registry of Deeds in Book 1293, Page 56, available for disposition for the purpose of leasing, for the installation of a solar energy facility or facilities, the portion of such parcel shown on a plan of land entitled "SUNDERLAND SITE #3 – PUBLIC SAFETY & WASTEWATER TREATMENT PV SOLAR LAYOUT" dated 06-15-12, for a term of years that will expire 20 years from the date of commencement of commercial operations of the facility(ies).

3-0

Sunderland Elementary School Parcel

In accordance with the vote taken on January 30, 2013 under Article 2 of the January 16, 2013 Special Town Meeting:

Move to declare a portion of land shown on Assessors Map 6 as Lots 30, 99, and 197 and described in deeds recorded with the Franklin County Registry of Deeds in Book 1524, Page 205, Book 2115, Page 152, and Book 2103, Page 288, available for disposition for the purpose of leasing, for the installation of a solar energy facility or facilities, the portion of such parcel shown on a plan of land entitled "SUNDERLAND SITE #1 – SUNDERLAND ELEMENTARY SCHOOL PV SOLAR LAYOUT" dated 06-15-12, for a term of years that will expire 20 years from the date of commencement of commercial operations of the facility(ies).

3-0