

**BOARD OF SELECTMEN
MINUTES OF SEPTEMBER 9, 2014**

PRESENT: Mr. David A. Delanski; Chairman and Mr. Dario Nardi; Clerk

ABSENT: Mr. Robert E. Lavash, Sr.

ATTENDEES: See Attached

Chairman Delanski called the meeting to order at 6:30 PM and led the Pledge of Allegiance in the Selectmen's Meeting Room in the Shepard Municipal Building.

Chairman Delanski announced that tonight's meeting was being both video and audio taped and requested anyone in the audience to disclose if they are recording tonight's meeting. - None

OLD BUSINESS

On the advice of Town Council, Mr. Delanski stated for the record that he will be abstaining from the following discussion due to a potential conflict of interest and turned the meeting over to Mr. Nardi.

John and Stephanie Williams who reside at 1378 Bemis Road in Warren are in attendance this evening as a follow up from the last meeting. Mr. & Mrs. Williams first met with the Board to discuss a drainage easement on their property which has caused areas to washout. They are concerned over the possibility of compromising their septic system and any resulting damage to the solar farm. After the last meeting, the Board did seek guidance from Town Council and read aloud her response. In summation, Atty. Cantor felt that the obligation fell with the contractor (James Fountain) and the homeowners and **not** with the town. A storm water pipe was installed from Bemis Road to the edge of the property. Mr. Fountain as owner of the property extended the pipe. Mr. & Mrs. Williams purchased the property with the easement. According to Mr. Williams, the easement is not recorded properly therefore it is uncertain at this point who owns the easement and to whom the responsibility for maintenance falls on. Mr. Nardi feels that the issue is a contractor/homeowner issue as well. Mrs. Williams stated that it is town water (runoff) so it should be the town's responsibility.

Mr. Boudreau, Highway Surveyor attended the meeting as well. He met with Mr. Williams and provided two options that would hopefully rectify the situation. However, it would be at the town's expense. Mr. Williams would like to confirm the source of water, who allowed the pipe to be installed and who inspected (extension) it. Mrs. Williams will provide photos from the neighbor of the day the pipe was installed. Mr. Nardi stated that he would contact both Mr. Fountain and First Wind one more time in an effort to resolve the issue. It should be noted also that First Wind proactively attempted to correct the situation at their expense; however the Williams' were not in favor of doing so. Mrs. Williams did pose the question that if indeed it is their pipe; they could cap the pipe which could result in a runoff issue at the corner of Bemis and Little Rest roads. Mr. Nardi did agree that they essentially could do that, however doesn't necessarily recommend that. Mr. Nardi will visit the property tomorrow in order to gain a better understanding of the issue. All were in agreement.

COMMENTS & CONCERNS

Igor Kuprycz, WCAT-TV12 addressed the Board this evening to apologize for the glitch in the new system which prevented the first 15-17 minutes of the last meeting to not record or air. The issue has since been corrected and all should run smoothly for tonight. The Board expressed understanding and thanked him for addressing the matter.

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CORRESPONDENCE

- A memo from Chief Lavoie extending an invitation to the members of the Board of Selectmen as well as town employees and all residents to take part in the 9/11 Memorial Service on Thursday beginning at 8:45 AM at Station A. In addition, athletes from Quaboag will participate in the 12th Annual Freedom Run and will be escorted by the fire department for the ceremony. -*Noted*
- SpencerBANK is requesting permission to hold their 14th annual Pumpkin Carving Contest on Monday, October 27, 2014 from 6PM to 8PM (Note: Police and Park Dept. have been notified) -*Noted*
- Notification from the Baystate Roads Program that Tom Boudreau, Highway Surveyor has achieved the rank of “Roads Scholar”. Mr. Boudreau has achieved this distinction by completing numerous required courses. *Noted*
- Correspondence from resident Darlene Fisher of 36 Otis Street. She called to express her displeasure from the Board of Health in not responding to her repeated calls regarding a rodent issue as well as a dumpster that appears to be the source of the problem. The BOH office stated that the Chairman has been notified. Ms. Fisher would like the matter addressed. *Mr. Delanski requested that Mrs. Acerra follow up with the Board of Health to request a written response on the status of the matter.*
- Correspondence from Louise Fecteau, former Director of the Quaboag Theater Group in Warren has granted permission to the Friends of the Town Hall to use, dispose of, sell or donate theater costumes stored in the Town Hall Building. *Noted*
- A letter from the Warren Action Committee expressing concern over the Board of Health holding meetings at a time (12 Noon) when residents are not available to attend. They (WAC) feel that it is a disservice to the people in town. *Mr. Delanski requested Mrs. Acerra forward a copy of the letter to the Board of Health and for an update on their position on the matter.*
- Correspondence from Susan Tower, Director of the West Warren Library. This letter is in response to numerous complaints that went unanswered by the Library. Mrs. Tower was not the director at the time and since her return has reached out to the aggrieved party. *Noted*
- Follow up email from Chief Spiewakowski in response to the BOS request to mitigate target items as outlined in the Board of Health Condemnation Order. *Noted. In his email, Chief Spiewakowski stated that a number of the items outlined have already been done. He is still waiting for the “re-inspection” that the Board of Health was to do last year, which has yet to be done.*
- August 2014 Report from ACO – Sara Prideaux - *Noted*

Senior Center Director - The appointment was originally scheduled to be this evening, however with the absence of Mr. Lavash, Mr. Delanski requested to hold a meeting next Tuesday, September 16, 2014 at 6:30PM for this item only. This is an open meeting and the public is invited to attend.

Town Hall Remediation Committee- In an effort to move the Town Hall Project forward, the Board of Selectmen have requested individuals to provide a letter of interest to serve on the Town Hall Remediation Committee. They have requested 2 names from the Friends of the Town Hall, 2 from the general population and 1 member of the Board of Selectmen. With the recommendation of the FOTTH, the following motion was made: Motion to appoint Madeline Witaszek and Arlene Norman made by Mr. Nardi; second: Mr. Delanski – unanimous.

Also, resident John Mooney has submitted a letter of interest. To that, the following motion was made: Motion to appoint John Mooney to the Town Hall Remediation Committee made by Mr. Nardi; second: Mr. Delanski – unanimous.

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Lastly, the following motion was made: Motion to appoint Robert Lavash, Sr. to the Town Hall Remediation Committee made by Mr. Nardi; second: Mr. Delanski – unanimous.

One additional resident submitted their name for consideration. One aspect will need to be confirmed prior to any appointment. Mrs. Acerra will follow up.

FY 2014 CDBG – Town of Warren – Standard Contract

Motion to allow the Chairman to sign the FY2014 Standard Contract as presented made by Mr. Nardi; second; Mr. Delanski – unanimous.

TREASURY WARRANTS/INVOICES

Motion to sign warrant #18 dated September 1, 2014 in the amount of \$34,745.06 made by Mr. Nardi; second: Mr. Delanski- unanimous.

Motion to sign warrant #19 dated September 1, 2014 in the amount of \$49,975.92 made by Mr. Nardi; second: Mr. Delanski – unanimous.

Motion to sign warrant #20 and #21 dated September 8, 2014 in the amount of \$36,481.86 & \$181,635.31 respectively made by Mr. Nardi; second: Mr. Delanski – unanimous.

MINUTES

Motion to approve and sign the Minutes of August 26, 2014 as written made by Mr. Nardi; second: Mr. Delanski–unanimous.

OTHER BUSINESS

Motion to approve and sign the Chapter 90 Environmental Punch List as presented made by Mr. Nardi; second: Mr. Delanski – unanimous.

Motion to approve and allow the Chairman to sign the Resurfacing & Intersection Improvement Sign Off for the MassDOT Project No. 605559 as presented made by Mr. Nardi; second: Mr. Delanski – unanimous.

Motion to approve and sign the Common Victualler's License for Debra O'Neil – Debba's Country Kitchen 14 Milton O. Fountain Way as presented made by Mr. Nardi; second: Mr. Delanski – unanimous. Note: Ms. O'Neil was in attendance this evening to introduce herself. She will be open Monday thru Friday 6am to 1pm and Saturday and Sunday from 7am to 12 noon. The Board welcomed her to town and wished her well.

7:15PM – Public Hearing on the Application of P & B Liquors, Inc. d/b// Traskas Village Market in accordance with MGL c 138 §15 – Wine & Malt Beverages Liquor License.

Mr. Delanski stated that this evening's Public Hearing is just to correct the previous license that was originally granted. This was an administrative change (name) only. The party named on the application is Palak N. Bhatt All abutters were notified and the proper notification to the newspaper has been made. There was no opposition to the matter. Motion to close the Public Hearing and approve the License made by Mr. Nardi; second: Mr. Delanski – unanimous.

Update on the Town Hall Roof – Mrs. Acerra advised the Board that she spoke with Matt Brown from Greenwood Industries. According to the email from GI, Steven Giroux visited the Town Hall on 9/5/14. He walked the building with a member of the custodial staff. He found a deteriorated pipe flashing on the flat roof and repaired it. He is also willing to send a repair man should any additional leaks occur.

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Department Head Meeting – Mr. Nardi stated that the first Department Head Meeting will take place on Tuesday, September 23, 2014 at 9AM. At that time, his intent is to review and discuss the town’s hiring policy. The last 15 minutes will be set aside for a roundtable discussion. Meetings should last approximately 1 hour. A reminder memo will be sent to all departments.

Special Town Meeting – Mr. Delanski reminded all that the Board will hold a STM sometime within the next two months. Articles are due into the Selectmen’s Office no later than September 18th. Currently, the Board of Selectmen is considering sponsoring an Article for two police cruisers. They have also requested Chief Spiewakowski to have the current vehicles looked at and provide a list of what needs to be repaired and the associated cost. Also, the Board may consider transferring \$2,500.00 that was originally allocated for a Data/Conference Room on the second floor. After a second look at the proposal, it was deemed to not be cost effective. Instead, they would like to purchase chairs for the meeting room. Lastly, the Board is considering an Article for funds for the playscape as WCES. Final figures have yet to be determined.

Next Meeting Date(s): September 16, 2014 at 6:30PM (please note time change) and September 23, 2014 at 7PM.

Motion to Adjourn made by Mr. Delanski; second: – unanimous at 7:45PM.

Respectfully submitted,

Rebecca Acerra
Selectmen’s Assistant

Dario F. Nardi, Clerk