

**BOARD OF SELECTMEN  
MINUTES OF SEPTEMBER 23, 2014**

**PRESENT:** Mr. David A. Delanski; Chairman, Mr. Robert E. Lavash, Sr., Vice-Chairman and Mr. Dario Nardi; Clerk

**ATTENDEES:** See Attached

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**Chairman Delanski called the meeting to order at 7:00 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 again this evening as a follow up from the last meeting. After the meeting on September 9, 2014, Mr. Nardi met with both the contractor, James Fountain and Mr. & Mrs. Williams. He also contacted Mr. Neil Kiely from First Wind. Mr. Nardi re-read the opinion from that Town Counsel provided earlier. In her opinion, it is a private matter between the homeowners and contractor and not the responsibility of the town. Mr. Williams did provide additional information to Mr. Nardi this evening. Mr. Williams is concerned that Town Council doesn't have a full understanding of the facts. Both Mr. Lavash and Mr. Nardi are willing to send all information to Counsel for a final review and determination. Motion to forward all information to Counsel made by Mr. Lavash; second: Mr. Nardi – 2 yes, 1 abstention – Mr. Delanski

All parties will be notified and placed on an upcoming agenda.

**TOWN HALL REMEDIATION COMMITTEE (THRC)**

Mr. Delanski received an email from Arlene Norman requesting direction as to what the Committee's duties were. The office also received a letter of interest to serve on the committee from Kathy Kuprycz and an email from Gary Odiorne expressing interest in serving on the committee as well.

After a discussion, the board has requested that a memo be sent to the THRC stating that they should prioritize and oversee work that is done, however any contracts must be awarded through the Board of Selectmen.

Motion to appoint Mrs. Kathy Kuprycz and Mr. Gary Odiorne to the THRC made by Mr. Nardi; second: Mr. Lavash – unanimous.

\*As a side note to the Town Hall, Mr. Nardi stated that an inspection is tentatively scheduled for this Thursday, September 25<sup>th</sup> with Mr. Lacey from the Board of Health. In addition, Chief Spiewakowski is in the process of obtaining quotes for pest contract and carpet cleaning. The quotes should be in by the end of the week.

\*A request from the Warren Action Committee was made to consider approaching Mr. Seth Blackwell to see if he would be willing to operate the clock again. Mr. Blackwell stopped once the Condemnation Order was issued. Mr. Nardi suggested that once the inspection is completed on Thursday and the status of the Order is clear, then the Board is willing to approach Mr. Blackwell.

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### COMMENTS & CONCERNS

Mr. Stan Soltys questioned the Board of Selectmen as to when the next auction has been set. According to Mr. Lavash, who is the Tax Title Custodian, they are anticipating holding another auction within the next month or so. Mr. Schlosstein who was in attendance this evening stated that he is only responsible for the tax title budget and the details would ultimately be up to Mr. Lavash. As soon as a date is set, notification will be made.

### CORRESPONDENCE

- A letter from Senator Brewer's Office advising the town that he has contacted Gregory Bialecki, Secretary of the Executive Office of Housing and Economic Development with his support of the MassWorks Infrastructure Program Grant that we applied for relative to the Spring Street culvert. - **Noted**
- Memo from Chief Spiewakowski seeking guidance in a matter relative to a resident seeking reimbursement from his department over damaged property. The damage occurred when officers responded to a 911 call. – ***The Board requested a letter be sent to see if the property owner has filed a claim with their homeowner's insurance prior to any further action by this board.***
- Massachusetts State Lottery Commission advised the Board of Selectmen that the Warren Package Store and Traska's Village Market have applied for KENO To Go products. Any objections to their request should be made in writing within twenty-one days. - **Noted**
- A letter from Dr. Brett Kustigian regarding concerns over dog owners not cleaning up after their pets on school grounds, specifically the athletic fields. He is requesting assistance from the town in order to police this situation better. (A copy of the town bylaw is attached)- ***A copy of the town's bylaw regarding nuisance dogs as well as a copy of an email from a resident will be forwarded to Dr. Kustigian and the School Committee.***
- E-mail from Town Counsel, Jeffrey Blake advising the town that the West Dog Hearing currently being heard in Orange District Court has been continued to October 7<sup>th</sup> at 10:00 am. He is anticipating that the case will conclude on that day. – **Noted**

### NOTIFICATION OF CHAPTER 61A WAIVER

The Board received a Notification of Chapter 61A Waiver for property owned by Mr. Michael Starsiak. There are two parcels of land specific to this waiver. One being 87Spring Street and the other 70 Ware Road. The portion of the land described within is the site of a proposed solar farm. With no further discussion, the following motion was made: Motion to sign the Notification of Chapter 61A Waiver as detailed and presented this evening made by Mr. Lavash; second: Mr. Nardi – Mr. Delanski abstained.

### MARTIN & NANCY URBAN

The Board received a letter from Mr. & Mrs. Urban expressing their concern and disappointment over the recent signing of the MassWorks Grant for the Spring Street Culvert. To date, no award has been made on the grant; however the town should be notified by early November of the decision from the state. The Board would like to address the issue with the Urban's however they are not in attendance this evening. Mr. Delanski requested that the office contact them to see if they would like to discuss the matter at an upcoming meeting or wait to see if the town was successful in obtaining the grant and discuss it then.

### SPECIAL TOWN MEETING

A discussion took place regarding the date of the STM. Originally it was scheduled for Thursday, November 13, 2014 at QRMHS, however it was brought to the Board's attention that Parent/Teacher Conferences were the same night. In order to avoid any conflict, the Board has rescheduled the STM to Wednesday, November 12, 2014 at 7PM at QRMHS. A memo will be sent to all departments/boards/committee's of the change. Both the Moderator and the school will be notified as well. The deadline for submitting articles will not be extended.

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The Board quickly reviewed the Articles that have been submitted for consideration:

1. Citizen Petition – Steven Rust submitted a request to the Board to consider placing an Article on the Warrant “to see if the Town will vote to sell Town owned property located at 105 Quaboag Street to the highest bidder from the July 11, 2014 auction”. Mr. Rust is also in the process of gathering the proper number of signatures for the Article to be placed on the Warrant should the Board of Selectmen choose not to sponsor it themselves. Mr. Rust also stated for the record that he is a member of the Finance Committee.
2. Warren Public Library submitted a Citizen Petition to restore the historical funding as outlined at the ATM in May of 2014. Two-thirds to Warren and One-third to West Warren. The Town Clerk has certified all signatures.
3. Chief Spiewakowski submitted his request to submit an article for the replacement of the police department’s fleet vehicles. As previously requested, Chief Spiewakowski provided current information on the estimated costs to repair what we have. Copies will be sent to Capital Planning for their review and input.
4. Highway Surveyor, Tom Boudreau submitted three Articles for consideration. **Mr. Delanski requested that Mr. Boudreau come to the next meeting to discuss further.**
5. The Town Treasurer, Bill Schlosstein submitted two requests which would pay down short-term debt.
6. Fire Chief Adam Lavoie requested an Article to create the position of “Call Chaplain”. Mr. Delanski stated that it could only be considered at an ATM. **Chief Lavoie will be notified to resubmit for May 2015.**
7. Sewer Department provided an Article intention which would appropriate \$135,000.00 from the Sewer Enterprise Retained Earnings Account to comply with the requirements of the NPDES. **The Board requested that they come to the next meeting to discuss and explain in further detail.**
8. Request from Kirt Mayland, solar developer from Housatonic Solar 1, LLC who is in the permitting process with various town departments to construct and operate a solar energy facility and subsequent tax agreement. **The Board has requested that he attend the next meeting to discuss further.**
9. The Board of Selectmen has provided three article intentions. The first is to consider transferring an amount of money from a previously approved article (data room-\$2,500.00) for the purchase of new chairs for the Selectmen’s Meeting room, server software and consideration for money to be allocated towards the purchase/repair of playground equipment at the elementary school.
10. The Board of Selectmen also discussed reducing the original appropriation for QRMHS should state aid for transportation increase. Final figures are yet to be announced.

### TREASURY WARRANTS/INVOICES

Motion to sign warrant #22 and #23 dated September 15, 2014 in the amount of \$39,138.34 & \$34,478.75 respectively made by Mr. Nardi; second: Mr. Lavash – unanimous.

Motion to sign warrant #24 and #25 dated September 22, 2014 in the amount of \$33,895.20 & \$33,586.45 respectively made by Mr. Nardi; second: Mr. Lavash – unanimous.

### MINUTES

Motion to approve and sign the Minutes of September 9, 2014 as written made by Mr. Nardi; second: Mr. Delanski–unanimous. – 1 Abstention – Mr. Lavash

Motion to amend the Minutes of August 26, 2014 for clarification made by Mr. Nardi; second: Mr. Lavash – unanimous.

### OTHER BUSINESS

Mr. Nardi advised the Board that the first Department Head meeting was held this morning. He stated that he was pleased at the turnout and participation.

Mr. Nardi also addressed an article that was in the recent edition of the Quaboag Current regarding the stolen cross at St. Paul’s Cemetery. He encouraged anyone who had any information at all, to contact the Police Department.

Mr. Lavash also addressed an editorial that was in the recent edition of the Quaboag Current. The editorial was written by the Warren Citizen’s Action Committee in where the writer disputes Mr. Lavash’s praise on to Mr. Bill Scanlan who they (WCAC) said Mr. Lavash complimented on all the work that was done and subsequent success of the

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tax title properties. Mr. Lavash went on record to say that at NO time did he ever give Mr. Scanlan praise. The only praise should go to Mr. Bill Scholosstein, our town Treasurer for all of his efforts.

Ms. Debra O'Neill – Debba's Country Kitchen has requested permission to place a sandwich board sign on the sidewalk on 14 Milton O. Fountain Way to highlight the restaurants opening. After a discussion, the Board was in favor of allowing it, providing it did not impede pedestrian access and was removed at the end of the day.

Sue Como, Finance Committee Chair stated that she would like to address the results of the Rate Your Community Survey at the Special Town Meeting. Mr. Delanski requested that the office contact the Moderator for his permission to do so.

Next Meeting Date: October 7, 2014 at 7PM.

Motion to Adjourn made by Mr. Nardi; second: Mr. Lavash – unanimous at 8:05PM.

Respectfully submitted,

Rebecca Acerra  
Selectmen's Assistant

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Dario F. Nardi, Clerk