

**TOWN OF WINCHENDON
BOARD OF SELECTMEN MINUTES
MONDAY, AUGUST 4, 2014
Murdock Middle High School
3 Memorial Drive, Winchendon MA**

Present: Robert O’Keefe, Chairman James M. Kreidler, Jr., Town Manager
 Elizabeth R. Hunt, Vice-Chair Linda A. Daigle, Executive Assistant
 Fedor Berndt
 Keith Barrows (6:45 p.m.)

Absent: C. Jackson Blair

List of Documents Presented at Meeting:

- Solicitation/Peddler Permit Application - Daniel McCarthy, Solar City (filed)
- Special Town Meeting Warrant (attached)
 - Sex Offender Residency Bylaw Buffer Maps (attached)
- Special Town Meeting Warrant Motions (attached)
 - Article No. 4 Amended Motion (attached)

Vice-Chairwoman Hunt acted as the Chair this evening. She called the meeting to order at 6:35 p.m. The meeting was not aired live on local cable access channel 8.

PERMIT/LICENSE APPLICATIONS, HEARINGS:

Solicitation/Peddler Permit – Daniel McCarthy, was present on his application to sell Solar City products door to door. The Board felt his suggested hours on the application were appropriate and noted he held a State permit. O’Keefe moved for approval; Berndt seconded. By vote of all aye, the motion carried unanimously.

Class II Owner Name Addition – Tiger Auto Sales, 230 Baldwinville St. Rd. – This agenda item was passed over. The applicant needs to re-apply with his interest to change ownership.

NEW BUSINESS:

Special Town Meeting Warrant MOTIONS:

Article 1: Will be moved by the Finance Committee.

Article 2: Kreidler informed the Board that Town Counsel advises, due to the complexity of the article, for it to be moved as written in the warrant, not in the printed Motions. Berndt would move this article.

Article 3: Sex Offender Registry Bylaw – Kreidler recommended after a discussion with Town Counsel to delete the language listed in Section 3a) and d) of the article that gives the Police Chief discretion to determine between one sex offender or another stating it could be problematic and could create liability on either side of such a decision by the Chief. He next recommended someone amending the article by reducing the buffer zone in the warrant from 2,000 feet to 1,000 feet. A case was recently before the Superior Court and had been reduced from 2,000 to 1,000. He presented the Board with a map of both buffer zones. O’Keefe moved to amend the motion removing the discretion of the Police Chief and reduce the buffer zone from 2,000 feet to 1,000 feet. O’Keefe agreed to move this article.

Article 4: Ban the Proposed Gas Pipeline - Citizen M.J. Galat agreed to move this article using the language in the Resolution. An amendment to the Motion was offered adding a No. 5 which would authorize the chief elected executive Board of the community to act at all times as it deems most protective of and in the best interest of the community.

Recommendations:

Article 1 – Finance Committee Report - Barrows moved to recommend; Berndt seconded. By a vote of all aye, the motion carried unanimously.

Article 2 – Discontinuance of Oak Way – Berndt moved to recommend; Barrows seconded. By a vote of all aye, the motion carried unanimously.

Article 3: Sex Offender Registry Bylaw – O’Keefe moved to recommend the amended motion removing the discretion of the Police Chief and to reduce the buffer from 2,000 feet to 1,000 feet. Barrows seconded. By a vote of all aye, the motion carried unanimously.

Article 4: Ban the Proposed Gas Pipeline – Fedor moved to recommend as amended; Barrows seconded. By a vote of all aye, the motion carried unanimously.

OLD BUSINESS:

Berndt brought to the attention of the Board an issue with a School Dept.’s vendor not getting paid on time. It was mentioned that the School was going through a transition period with consultant’s assisting and that the Town Accountant was spending a lot of time working with them.

Daigle asked if the Board would be meeting on Thursday with the School Committee for the vacancy on their Board. It was agreed the joint meeting would be in September as discussed at their last meeting and that it was only fair to leave the position open allowing time for those interested to apply.

ADJOURNMENT: O’Keefe moved to adjourn; Barrows seconded. By a vote of all aye, the meeting adjourned at 6:55 p.m. Special Town Meeting followed at 7:00 p.m.

Respectfully,

Linda Daigle
Executive Assistant