



Minutes of the Meeting of the Board of Selectmen

Date: October 10, 2018 – Business Meeting
Time: 6:00 p.m.
Place: McCourt Social Hall, Memorial Town Hall, Spencer, MA
Present: Vice Chair Hicks, Clerk Berthiaume, Members Monette and Pepe and Administrator Gregory

Chairman Woodbury called the meeting to order at 6:01 p.m.

Announcement

Any members that are participating remotely in accordance with Regulation 940, CMR 29.10 of the Open Meeting Law

None

Meeting Minutes

Vote to approve the Business Meeting Minutes of September 24, 2018

A motion to approve the Business Meeting Minutes of September 24, 2018 (Hicks/Monette) passed with roll call vote: Berthiaume-yes, Hicks-yes, Pepe-yes, Monette-yes, Woodbury-yes

Communications:

Halloween Hours Announcement

Selectmen Berthiaume announced that Trick-or-Treat hours will be held on October 31st, from 5:30 to 6:30 pm, followed by the Annual Halloween Party from 6:30 to 8 pm. All Spencer residents are invited.

Citizen Input

None

New Business:

6:00 p.m. - Public Hearing for the FY17 CDBG Chestnut Street Project – Ted Harvey from PVPC

Ted Harvey from the PVPC reported that the only significant change for the Chestnut Street Project is the addition of a 4-way stop light.

The hearing opened at 6:03 pm.

Former U & F Superintendent Steve Tyler was present to answer questions and provide information on the project. He noted that a 4-way stop signal will be installed at the intersection of Chestnut and Mechanic Street. The flashing signal will be changed to red with all ways flashing. There is also a plan for pedestrian crossover by Pearl Street for future Rail Trail access.

Administrator Gregory noted the next project will be for the Cherry-Wall-Llyod Dyer segment. Funds will be allocated for façade improvements as well.

The hearing closed at 6:09 pm. All were in favor.

New Department Head Introduction: Bill Krukowski, Utilities & Facilities Superintendent

Administrator Gregory introduced new Utilities & Facilities Superintendent Bill Krukowski. Mr. Krukowski worked as a Project Engineer for the Metropolitan District and said he is excited to work for the Town. The Board welcomed him.

Presentation from the Mass Dept. of Energy Resources on the Stretch Energy Code as part of a “Green Community” designation

Kelly Brown and Jim Barry with the Mass Dept. of Energy Resources, Green Communities Division were present to discuss the Stretch Energy Code.

Mr. Barry reviewed the qualification criteria that needs to be met for a community to receive The Green Community designation and obtain access to grant funding for energy related projects. If designated, Spencer is estimated to receive \$160,000 in grant funding. The criteria include:

1. Adopt as-of-right siting for RE/AE generation, R & D, or manufacturing
2. Adopt expedited permitting process
3. Create an energy reduction plan - reduce use by 20% within five years
4. Purchase only fuel-efficient vehicles
5. Minimize life cycle cost in new construction – adopt the Stretch Code

The Stretch Code must be adopted by Town Meeting as a General Bylaw. Once that is complete, the Town must ensure that new construction is be guaranteed energy efficient. The increase in cost to meet the Stretch Code is between \$1,000 and \$3,000 for a construction of a typical single family home.

Dr. Hicks indicated he would like to move forward with this program.

Review & Act on MGL Chapter 61A, §14 Request for Waiver of Right of First Refusal- Land Located on 87 South Spencer Rd (6.61 acres, Lot 10)

Attorney Banks representing the seller and Attorney Stoddard representing the buyer were present.

Mr. Gregory reported that Conservation Agent Margaret Washburn provided a letter to the Board on October 3rd indicating this parcel does not meet all of the criteria to recommend exercising the Right of First Refusal; he advised the Board to waive their Right of First Refusal for this property.

A motion to waive the Right of First Refusal for land Located on 87 South Spencer Rd (6.61 acres, Lot 10-Ormsby) (Hicks/pepe) passed 5/0.

Review & Act on Request from Spencer Exchange Club for Permission to Hold a Toll Booth at the Transfer Station and intersection of Route 31 North & Route 9 on Nov. 10, 2018 with a rain date of Nov. 17, 2018

A motion to approve the request of the Spencer Exchange Club to hold a Toll Booth at the Transfer Station and at the intersection of Route 31 North & Route 9 on Nov. 10, 2018, with a rain date of Nov. 17, 2018 (Hicks/ Berthiaume) passed 5/0.

Review & Act on the 2018/2019 Winter Parking Ban

There were no changes to the parking ban from last year.

A motion to approve the 2018/2019 Winter Parking Ban (Hicks/Pepe) passed 5/0.

Review & Act on the Formation of a Solar Bylaw Review Advisory Committee

Chairman Woodbury noted that this committee should reach out to other communities and make recommendations on an updated bylaw. A term expiration date of August, 2019 should be set in order to have recommendations prepared for the Fall Town Meeting in 2019.

There was discussion on having a Select Board member on the committee. Mr. Woodbury said the committee will not need to vote since it is only exploratory and will make recommendations to the Planning Board.

Dr. Hicks asked if employees can be voting members if they don't live in the community. Mr. Gregory said Town Counsel advised that since this is an advisory committee, there are no concerns with voting. Mr. Gregory suggests the committee consist of residents with staff providing guidance to bring forth recommendations to the Selectmen, which will apply to new projects in the future only. The existing Solar Bylaw remains in place for current projects.

Volunteer Tanya McAuley, McCormick Rd., asked the Board not to limit the scope of the Committee. Chairman Woodbury said the existing Solar Bylaw only recently came into effect and time is needed to determine if it's working.

Volunteer Matt Defosse, Paul's Dr., suggested allowing the Committee to decide how they wish to proceed. Mr. Woodbury said it's the Selectmen's responsibility to provide direction to the Committee.

A motion to approve the Charge of the Solar Bylaw Advisory Committee (Pepe/Hicks) passed 5/0.

A motion to appoint Paula Orcutt, Nancy Tame, Tanya McAuley, and Matt Defosse as members of the Solar Review Bylaw Committee (Pepe/Hicks) passed 5/0.

Town Planner Paul Dell'Aquila said he is in favor of this being a citizen only committee, with assistance from Town Staff and a Selectmen liaison member. He is available to communicate with the committee as needed and suggested someone from Planning, Zoning, and Conservation could be available as "ad hoc" members.

After discussion the motion was amended for the membership to include the Town Planner, a member of the Planning Board, Conservation, Zoning Board, and a Selectmen Liaison (Dr. Hicks) (Pepe/Monette) passed 5/0.

Administrator Gregory will draft a final Charge for the Committee.

Review & Act to Authorize the Town Administrator to begin Negotiations with MHPI & the Women's Institute on a Lease Agreement for the Lake Street School Property

A motion to authorize the Town Administrator to begin negotiations with MHPI & the Women's institute for the Lake Street School property (Hicks/Monette) passed 5/0.

Review & Act on the Appointment of CMRPC Delegate for FY2019 due to Resignation

Mr. Gregory reported that Steve Tyler resigned as the Board's CMRPC delegate and resident Jonathan Viner is willing to serve in this capacity. He advised the Board to appoint Mr. Viner to fill the remainder of Mr. Tyler's term (*expires on June 30, 2019*).

A motion to approve the appointment of Jonathan Viner as the Board's Delegate to the CMRPC (Pepe/Monette) passed 5/0.

Review and Act on Recommendation to Appoint Interim Treasurer / Collector from January 1, 2019 to June 30, 2019

Mr. Gregory said with Treasurer/Collector Susan Lacaire retiring at the end of December, an Interim Treasurer/Collector needs to be appointed to complete the remainder of Ms. Lacaire's term, which expires on June 30, 2020. Options include hiring an outside firm or appointing Assistant Treasurer/Collector Rebecca Forand as the Interim, which is his preferred choice. Ms. Lacaire is willing to be hired on as a consultant to assist as needed.

A motion to appoint Rebecca Forand as Interim Treasurer/Collector (Monette/Hicks) passed 5/0.

Vote to Authorize the Chairman to Sign All Required Documents for the Water Pollution Abatement Revolving Loan Program

A motion to authorize the Chairman to sign all required documents for the Water Pollution Abatement Revolving Loan Program (Hicks/Monette) passed 5/0.

Town Administrator's Report

Review Draft 11/15/18 Special Town Meeting Warrant & FY19 Budget

Mr. Gregory reviewed the draft Special Town Meeting Warrant & FY19 Budget. The total tax revenue to be raised is \$21,158,638 and includes \$155,666 for phase I of the Comprehensive Roads Project.

Review Fall Special Town Meeting Calendar

Administrator Gregory reviewed the revised FY19 Budget calendar highlighting important dates leading to the upcoming Special Town Meeting. A Tax Title Property Auction will be held in the Town Hall Rotunda on November 13th.

Board Liaison Reports

Mr. Pepe reported that the Economic Development Committee continues to work behind the scenes.

Citizen Input

Matt Defosse asked to have acronyms spelled out on the agenda.

Board Member and Staff Comments

Mr. Monette noted a Craft Show will be held on December 1st at the Town Hall.

The meeting was adjourned at 8:05 pm.

Respectfully submitted,

Brenda Savoie
Executive Assistant

Referenced documents: STM Draft Warrant & Budget Adjustments; Memo on Solar Bylaw Review Committee; Stretch Energy Code Presentation; Right of First Refusal 87 S. Spencer Rd.; documents for the Water Revolving Loan Program