

EARTH REMOVAL BOARD

MEETING MINUTES – NOVEMBER 2, 2015

Meeting was called to order by Mr Philpot at 10:02 am. Roll call of members present, Pineo, Cutler and Philpot and reciting of the Pledge of Allegiance conducted.

Meeting minutes from August 6th meeting reviewed and approved unanimously.

Mr. Philpot reviewed 2 letters received from Kopelman and Paige regarding the LCM Realty Trust action against the Town of Sterling et al. Letter dated October 21, 2015 reported that Attorney Foley had proposed a resolution for board consideration. Mr. Philpot suggested the board needs to define a strategy for answering the Foley proposal, and in order to discuss board strategy regarding the litigation he thought the board should go into executive session, Mr. Cutler and Mr. Pineo agreed. At 10:13 Mr. Pineo moved the board go into executive session, Mr. Cutler seconded and board passed motion unanimously.

10:14am EXECUTIVE SESSION:

At 11:23 Mr. Cutler moved to adjourn executive session, Mr. Pineo made second, motion passed unanimously and the executive session was closed.

REDACTED

11:24am PUBLIC SESSION:

Mr. Philpot stated the admin duties of the board need to be shared among members. The chairman sets the agenda and runs meetings but things like posting legal notices, filing, etc. need to be done. Mr. Cutler commented that there may be someone in the Building Dept. that can help. Mr. Pineo suggested the senior write-off plan be used to find someone to do the work required.

Mr. Philpot asked who is the ERB enforcement agent; is it the building inspector? The board discussed changing the by-law to have the planning board responsible for the Earth Removal by-law since most of the zones require variances. No specific action was taken on this idea.

At 11:42 am Mr. Pineo moved for adjournment, Mr. Cutler made the second, motion passed unanimously.