

TOWN OF STERLING
BOARD OF SELECTMEN
August 26, 2015

MEETING:

Chairman Cutler called the meeting to order at 6:35 PM. Roll Call: Vice Chairman Kilcoyne – Present. Chairman Cutler - Present. Selectwoman Cranson - present
At 6:36 pm Chairman Cutler made a motion to enter into Executive Session, pursuant to MGL 30A Section 21(a) Exemption 3 To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares. Police Union. Selectman Kilcoyne 2nd. Roll Call VOTE: Selectman Cutler - Aye. Selectman Kilcoyne – Aye. Selectwoman Cranson– Aye. Motion carried.
The Board proceeded to convene in Executive session.

The Board reconvened in Public session at 7:01.

Minutes

Selectman Kilcoyne moved that the minutes of July 29, 2015 be approved. Selectwoman Cranson 2nd. Selectman Kilcoyne – Aye. Chairman Cutler – Aye. Selectwoman Cranson – Aye. Motion Carried.

Police reports

The following reports were submitted by Chief Chamberland.

June 2015

Personnel, Training, Equipment:

- Department hosted a Breath Alcohol Testing recertification.
- Chief attended evacuation and shelter operation training.
- Attended table top exercise.
- Conducted a tactical weapons training.
- Stinger training conducted at station.
- Officer Lane Pomeroy attended a Mental Health Law Enforcement Conference. Lane is our go to person for dealing with people with mental health issues.
- A list of various training certificates issued during the month is enclosed in your packets.
- Reassignment of Personnel was issued in a Personnel Order; 2-15.
- Purchased used Tasers at a substantial savings over cost of new and issued to individual officers.
- Recommended an officer to attend a Criminal Investigation, Scientific Evidence Class. Awaiting word on acceptance. Information is in your packet.

Community Interaction:

- Attended ground breaking for senior center.
- Officers attended Eagle Scout ceremony.
- Officers worked a detail assignment at the Airport. The Orange Drag Reunion was held. No problems encountered. Many favorable comments about the venue.
- Attended Flag Day program at the school.

General Police Business:

- One soliciting and Canvassing Permit was issued to a Comcast representative.
- Policy on Handling Juveniles was issued replacing an older policy, Changes made to reflect changes in the law.
- Only one arrest during the month. A person was arrested as fugitive from justice, (Florida).
- Four crashes during the month, none at Chocksett and Leominster. One significant crash at 140 and 62.
- Forty-three motor vehicle stops. Twenty seven citations.

July 2015

Personnel, Training and Equipment:

- Personnel order issued for coverage during chief's vacation.
- Notified that the Scientific Forensic School was full for the upcoming semester. Will resubmit officer for future class.

Community Interaction"

- Officers targeting repaved roads for increased traffic enforcement.

General Police Business:

- End of and Beginning of Fiscal year administrative task completed.
- On- going union negotiations taking place.
- Submitted for reimbursement to State for 911 training \$3500.36
- Five arrests during the month, charges include warrants, motor vehicle offenses, two domestics incidents, and one protective custody.
- Twenty three citations issued for fifty five motor vehicle stops.
- Nine crashes during the month. Seven of those were single vehicle crashed where operator error was primary cause. Vehicles left the roadway and struck fixed objects. Two on Chocksett Rd, one on Greenland, Campground, Redemption Rock Trail (tree fell on vehicle), Justice Hill Rd. One crash was on Main St where car door was swung open into traffic.

Mudgett Orchard
Loop Trail

Mr. and Mrs. Pendleton, 36 Swett Hill Road, and Mary Ann Macleod, 45 Swett Hill Road, appeared before the Board with concerns regarding the proposed Mudgett Orchard Loop Trail. They requested that the project be put on hold until the following issues are addressed;
Adequate "set back" of the proposed access road from the Pendleton's property line
Possible negative impact upon the flora/fauna, as well as water shed, created by the proposed road and parking lot
Possible negative impact to the ecosystem from the use of herbicides to clear the proposed trail
Possibility that the chemicals from the herbicide application will eventually end up in Lake Waushacum
Members of the Conservation Commission and Open Space Committee were present. Chairman Cutler stated that the Recreational Trail Program Grant has been awarded to the Town specifically for the purpose of creating this trail. He requested that the Conservation Commission and Open Space Committee do whatever they can to alleviate the Pendleton's and Ms Macleod's concerns as they proceed with the project. Matt Marro, Conservation agent, assured the Board that the land will be surveyed and a more comprehensive proposal of the specifics will be available to any and all concerned citizens, as soon as possible.

Town Accountant
Agreement

After discussion, Selectwoman Cranson moved that the Board accept the proposed contract for Fred Aponte, the current Town Accountant. Selectman Kilcoyne 2nd. Fred had requested that he be awarded a 2 year contract and that he be compensated for holidays. Selectman Cutler - Aye. Selectman Kilcoyne – Aye. Selectwoman Cranson– Aye. Motion carried.

Fire Station Roof
Repairs

Mr. Tom Regh of 44 Redstone Place presented his proposal to the Board. He explained that the professional and correct application of rigid foam board and the application of foam insulating spray to fill openings between the exterior walls and roof line will adequately prevent warm air from escaping the living space within the Fire Station and therefore solve the ice damming problem that has plagued the Fire Station for years. His rough "guesstimate" of the cost for the total job is "no more than 80,000.00."
Mr. Russ Philpot, of Heywood Road has submitted a proposal to design a plan that would alleviate the ice dam problem at the Fire Station by creating an adequate venting system for the roof. While the work to design the venting system will cost \$7,270.00, Mr. Philpot stated that he did not know how much it would cost to implement his design, since it would depend upon material costs and

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	<p>prevailing wage labor.</p> <p>Selectman Kilcoyne suggested that both Mr. Regh and Mr. Philpot consider the proposal of the other and to refute the soundness or validity of the others idea, on solving the ice dam problem. Both men will be in touch with the Town Administrator and the Board will make further considerations at a future meeting.</p>
Pandolph Perkins PILOT Agreement	<p>The Board was asked to consider approval of a PILOT (Payment In Lieu Of Taxes) program for the Pandolph Perkins solar project. Sean Hamilton of the Sterling Municipal Lighting Department was there to answer any questions. After discussion, Selectwoman Cranson made a motion to endorse and sign the 10 year PILOT program with Pandolph Perkins. Selectman Kilcoyne 2nd. Chairman Selectman Cutler - Aye. Selectman Kilcoyne – Aye. Selectwoman Cranson– Aye. Motion carried.</p>
33 Main St.	<p>On April 22, 2015 the Board declared the building on 33 Main Street as a public nuisance and ordered the owner, no later than August 1, 2015, to submit to the Board of Selectmen a signed contract with a qualified professional to perform the de-leading and painting of the building. The Town Administrator reported that Mr. Gary Griffin, owner of 33 Main Street, has complied by submitting a copy of a signed contract for work to commence on his property. The contract was signed on July 28th. Per the Select Board's order, the work on the building must commence no later than October 1, 2015 and be completed by October 1, 2016.</p>
61A Release Tuttle/Heywood Road	<p>After discussion, Selectman Kilcoyne moved to approve the 61A release of the Pillsbury property located on Map 43 Parcel 17, at 1 Heywood Road. Selectwoman Cranson 2nd. Chairman Cutler - Aye. Selectman Kilcoyne – Aye. Selectwoman Cranson– Aye. Motion carried.</p>
Approve Common Victualler and Vendor Licenses for Sterling Fair	<p>After discussion, Selectwoman Cranson moved to approve the Common Victualler and Vendor Permits as listed (See attached) Selectman Kilcoyne 2nd. Chairman Cutler - Aye. Selectman Kilcoyne – Aye. Selectwoman Cranson– Aye. Motion carried.</p>
Re-appoint Alternate to Agricultural Commission	<p>After discussion, Selectwoman Cranson moved to re-appoint Diane Melone as the alternate for the Agricultural Commission. Chairman Cutler 2nd. Chairman Cutler - Aye. Selectwoman Cranson– Aye. Selectman Kilcoyne – Abstained. Motion carried.</p>
One Day licenses for 228 Leominster Road	<p>After discussion, Selectwoman Cranson moved to approve one day alcohol permits for 228 Leominster Road, the dates to include September 13th, 20th and 22nd from 3 – pm. Selectman Kilcoyne 2nd. Chairman Cutler - Aye. Selectman Kilcoyne – Aye. Selectwoman Cranson– Aye. Motion carried.</p>
Driveway permit 38 Newell	<p>After discussion, Selectman Kilcoyne moved to approve the request for a curb cut for a driveway at 38 Newell Hill Road. Property owned by John Curley. Selectwoman Cranson 2nd. Chairman Cutler - Aye. Selectman Kilcoyne – Aye. Selectwoman Cranson– Aye. Motion carried.</p>
OML	<p>The Board has received a decision regarding a violation of Open Meeting Law on Jan 7, 2015. The AGs office has determined that the Board was in error by failing to include sufficient and accurate detail in the meeting notice and in the open session minutes. They ordered immediate and future compliance with the Open Meeting Law.</p>
	<p>The warrant for the Special Town Meeting closes on Friday, August 28th at 10:00 am. The warrant</p>

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Update Special Town Meeting	will be reviewed by the Finance Committee as well as the Board of Selectmen.
Update Senior Center	The Zoning Board of Appeals held a Special Public Hearing regarding the Special permit for the Senior Center. During that hearing, Brian Pierce, through his attorney, Paul Novak, objected to the granting of the Special Permit and a document containing 8 concerns was issued. The ZBA requested that the Senior Center Building Committee and the Council on Aging Committee meet with abutters to see if some of these concerns can be reasonably met.
TA Report	The Building Commissioner and Town Administrator will begin interviewing candidates for the Assistant to the Building Commissioner/ZBA Assistant position. They intend to bring a solid "first Choice" candidate to the next Selectmen's meeting to be appointed.
Public Session	Jed Lindholm requested that there be a space designated near the new Senior Center for a Community Garden. Selectwoman Reported that the idea is already being considered. He also requested that in the name of "fairness" other dilapidated buildings on Route 12 be considered as Nuisance property. Chairman Cutler assured him that the issue will be addressed in the not too distant future.
Adjourn	At 9:28, Chairman Cutler made a motion to Adjourn. Selectwoman Cranson 2 nd . Chairman Cutler - Aye. Selectman Kilcoyne – Aye. Selectwoman Cranson– Aye. Motion carried.

Materials: Minutes, June and July Police reports, Mudgett Loop Grant Application, Town Accountant Contract, Philpot Corp. proposal, Progressive Energy Proposal, Article 15 for PILOT agreement, contract for 33 Main, Fair Lic., 61 A Release 1 Heywood, Agr. Com Re-appoint. App., one-day alcohol apps., driveway cut app., OML decision, Senior Center Objection

NAME OF BUSINESS

Common Victualer

Chocksett Drama Club

Sterling Firefighters

Kevin's French Fry

Marco Concessions

Marco Concessions

Gillette Shows Inc

AB Concessions

Belgian Acres Farm

Top Concessions

Top Concessions

Bruster's Ice Cream

Mike's Vending LLC

Scooter's Pretzels

Riga-Bello's Fried Dough

Sausage & More

Severance's Maple

Warren Farm & Sugarhouse

Route 66

Poppies Fresh Onion Rings

NE Outreach Program

Scott D. Tefft

Goody's Kettle Corn

Angela Graves Honey

Wicked Tasteful

Simply Cannoli

Fudge "n" Stuff

NAME OF BUSINESS

Vendor

Whitetail Greenery

S & S Novelty

Yarina Creations

Wire Design Originals

Creative Decoration

Hand Painted Crafts

Cynthia Patterson

Its All About Sand

Kayas Crafts

Plain View Farm

Grindstone woodworks

Kelly Samia Photography

Hubbard's Farm LLC

Aerus Elelctrolux

Baggers Party Rentals

Ted's Build a Bracelet