

TOWN OF STERLING  
BOARD OF SELECTMEN  
October 4, 2017

<i>MEETING:</i>	Chairman Cranson called the Board of Selectmen meeting to order at 6:30 pm. Roll Call: Selectman Kilcoyne – Present. Chairman Cranson - Present. Selectman Lane - Present.
Minutes	Selectman Kilcoyne moved to approve the public minutes of the All Boards meeting on September 18, 2017, as written. Chairman Cranson 2 <sup>nd</sup> . Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.
	Chairman Cranson requested a moment of silence in honor of the victims and families of the mass shooting in Las Vegas as well as those affected recently by the deadly hurricanes.
	Selectman Kilcoyne moved to approve the public minutes of September 20, 2017, as written. Chairman Cranson 2 <sup>nd</sup> . Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.
Public Hearing for B-Man's Tavern	The purpose of the Public Hearing was to determine action to be taken in accordance with MGL Chapter 183A, regarding allegations of Entertainment/Alcohol License violations at the B-Man's Tavern at 344 Redemption Rock Trail in Sterling. The Chief, Gary Chamberlain had notified the Select Board in writing that the establishment had violated the hours allowed on the entertainment permit which restricts Sunday entertainment to the hours of 4:00pm and 8:00pm.
	At 6:37 Selectman Lane moved to open the Public Hearing. Selectman Kilcoyne 2 <sup>nd</sup> . Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.
	Sergeant Craig Pomeroy and Officer Steve Mucci testified that on September 10, 2017 they responded to a noise complaint at 344 Redemption Rock Trail. They arrived on scene at 8:28 and witnessed live, loud music. At 8:39 the music ceased. Mr. White stated that he was hosting a benefit concert and lost track of time. Selectman Lane moved to acknowledge that a violation of the B-Man's entertainment license occurred per the testimony of the police officers on duty and the acknowledgment of the proprietor, Mr. White. Selectman Kilcoyne 2 <sup>nd</sup> . Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.
	The Board discussed their authority to enforce the permit, under the conditions that were set. Then Selectman Lane moved that the Board impose a four week suspension of the entertainment permit with 3 weeks suspension held in abeyance for 2 years. Selectman Kilcoyne 2 <sup>nd</sup> . Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.
	Mr. White is confident that there will be no further violations because he has employed someone whose job it will be to monitor noise levels and to make certain that the bands stay within the time restrictions on the entertainment permit. Mr. White will be in contact with the Town Administrator to determine the dates of the permit suspension. At 7:02 Selectman Lane moved to close the Public Hearing. Selectman Kilcoyne 2 <sup>nd</sup> . Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.
	Selectman Kilcoyne wishes the record to reflect that although the property for this establishment is owned by Kilcoyne Property Trust, there is no relationship to him or his family.
Appoint ACAB member	Bridget Austin appeared before the Board. She is a certified Veterinary Technician and hopes to add value to the Animal Control Board by advocating for the well being of all animals. After discussion, Selectman Lane moved to appoint Bridgett Austin to the Animal Control Board. The term will expire on June 30, 2018. Selectman Kilcoyne 2 <sup>nd</sup> . Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.

Selectmen's Meeting Minutes  
October 4, 2017

Discuss PILOT for Solar

Sean Hamilton, General Manager of the Sterling Municipal Light Department asked the Board to support a request from Origis Energy to enter into a Payment In Lieu Of Taxes Agreement with the Town of Sterling. Josh Teigiser and Sachin Patel represented Origis Energy. Origis Energy wishes to place solar panels on the LKQ building which was structurally built with the intent of supporting solar panels.

Origis Energy proposes that they pay the customary P.I.L.O.T. to the Town of Sterling for a period of 20 years. The Sterling Municipal Light Department supports this endeavor because it will ultimately be a great benefit to the rate payers. Mr. Hamilton explained that this project will provide a source of low cost energy for the Town. The Town will be able to store more low cost energy which will ultimately provide a secure source of energy during outages or during peak consumption intervals. Further, Mr. Teigiser explained that if this P.I.L.O.T. is not approved, the taxes on this project would be prohibitive and Origis Energy will not choose to pursue this opportunity.

Massachusetts General Law requires that all P.I.L.O.T. agreements be approved at Town Meeting. This approval must be voted upon prior to the regular Annual Town Meeting because there are currently incentives in place, through the State, that will be terminated on March 1, 2018. Therefore, after further discussion, Selectman Kilcoyne moved to place this P.I.L.O.T. request on a Special Town Meeting Warrant. Selectman Lane 2<sup>nd</sup>. Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.

Sean Hamilton reported that the Sterling Municipal Light Dept. dispatched a truck and service crew to Homestead, FL to help restore power after the hurricane. They returned last weekend after two weeks. SMLD may dispatch a crew to St. Thomas. FEMA pays for all of this. Therefore, there is no cost impact to Sterling rate payers.

STM  
And  
Warrant

After discussion Selectman Lane moved that the Board accept Tuesday, November 14, 2017 as the official Special Town Meeting date. Selectman Lane 2<sup>nd</sup>. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Chairman Cranson – Aye. Motion carried. After further discussion the Board agreed to open the warrant on October 4, 2017.

Chairman Cranson moved to close the warrant on October 11, 2017. Selectman Kilcoyne 2<sup>nd</sup>. Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.

Nuisance By-law

After discussion, it was determined that the Board is not averse to hearing the details of a well thought out proposal for a Nuisance By-law. However, it would need to be specific, intricate and enforceable. The consensus of the Board is that the current bylaws adequately address most of the issues that have been brought to the front for solutions.

Entrance to  
Public Ways  
Process

Selectman Lane proposed an updated and simplified application for Entrance to Public Ways approval. After consideration, Selectman Kilcoyne moved that the Board accept the new Entrance to Public Ways application as written. Selectman Lane – 2<sup>nd</sup>. Chairman Cranson – Aye. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Motion carried.

1 Day Alcohol

After discussion, Selectman Lane moved that a one day alcohol permit be approved for the 8 Point Sportsmen Club for October 14 from Noon – 6:00 PM for a benefit. Selectman Kilcoyne 2<sup>nd</sup>. Selectman Kilcoyne – Abstained. Selectman Lane – Aye. Chairman Cranson – Aye. Motion carried.

Volunteer policy

The consensus of the Board was that resume's are not a requirement for volunteers to apply for positions. Volunteer applications will continue to be forwarded to Board and Committee Chairs approval. The goal with

TA Report

the new version of the website is to have fillable electronic forms to expedite the process of volunteering.  
Town Administrator Report 9/20/17

**Staff:**

Today was the first day for Kathy Farrell and Sally McLellan who were hired to fill the Assistant Clerk position. They will share the position with Kathy working 3 days and Sally working 1 ½ days per week. Their normal hours will be the same total weekly hours as before.

The employment hearing for Linda Kimball was held this morning. After considering all the information including comments from Linda, Chief Hurlbut decided with the Town Administrator's support to terminate her employment as a part time EMT.

**Facilities:**

One bid was received from J.M. Booth & Associates from new Bedford for the 1835 Building Design Services bid. Once the 1835 Building Committee reviews the bid, they will make a recommendation to the Selectmen.

The new contract for the WIFI installation at Houghton and Chocksett School was awarded to Rabidou Consulting from Clinton. Equipment should arrive this week and it is anticipated to be completed by the end of this October.

**Public records request:**

The person requesting the public records relating to 38 Clinton Rd has paid the required amount and the departments are completing the task of producing the required records. The records will be available by Friday.

**Prime Wellness:**

A question was asked at a previous meeting about the amount of water expected to be consumed by Prime Wellness growing facility for the growing and production process. According to John Glowik, they anticipate initially using about 2300 gallons per day. Per Bill Tuttle, this usage is not a problem. After a water reclamation system is operational, they expect to reduce this usage to 1300 gal per day.

**33 Main Street:**

Per Gary Griffin's previous statement, work on the exterior painting project has started.

**Friday:**

The Town Administrator will be attending training all day in Sharon on Friday, October 6.

**Draft of Possible Future Agendas:**

10/18/17:

- Review 1835 Com. recommendation and award designer contract
- Eagle Scout Paul Iradi presentation
- Discuss Houghton School Playground structure
- Discuss/vote Fin Com candidates
- 228 Leominster Road 1day alcohol license
- Vote STM and special election warrants

11/1/17

- Public Hearing Tax Classification

Adjourn

At 8:24 Selectman Lane moved to adjourn the meeting. Selectman Kilcoyne 2<sup>nd</sup>. Selectman Kilcoyne – Aye. Selectman Lane – Aye. Chairman Cranson – Aye. Motion carried.

Materials: minutes, one day alcohol requests, Bman's information, TA report.

