



Office of the
BOARD OF SELECTMEN
TOWN OF MAYNARD

MUNICIPAL BUILDING
195 MAIN STREET

MAYNARD, MASSACHUSETTS 01754

Tel: 978-897-1301 Fax: 978-897-8457

Selectmen's Meeting Minutes
Tuesday, December 06, 2016
Room 201, Town Hall
Time: 6:30 pm

Present: Chairman, Chris DiSilva, Selectman Jason Kreil, Selectman David Gavin, Selectman Terrence Donovan, Selectman Tim Egan, Town Administrator Kevin Sweet, and Administrative Assistant Becky Mosca.

(This public meeting was recorded).

Public Comments

Vic Tomyl wants to comment on the consent agenda items.

Thomas Hesbach 2 Chandler Street commented about the ongoing issue at Mill & Main with the fan units up on the roof that they replaced. Wondered when the testing will be conducted on those new fans? TA, K. Sweet does not have confirmation at this time.

Bond Vote: A motion was made by Selectman Kreil

VOTE OF THE BOARD OF SELECTMEN

I, the Clerk of the Board of Selectmen of the Town of Maynard, Massachusetts (the "Town"), certify that at a meeting of the board held December 6, 2016, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

Voted: That in order to reduce interest costs, the Treasurer is authorized to issue refunding bonds, at one time or from time to time, pursuant to Chapter 44, Section 2 1A of the General Laws, or pursuant to any other enabling authority, to refund all of the Town's (i) \$2,347,000 General Obligation Municipal Purpose Loan of 2002 Bonds dated February 15, 2002 maturing on February 15 in the years 2017 through 2022 (inclusive) and (ii) \$4,512,000 General Obligation Municipal Purpose Loan of 2007 Bonds dated February 1, 2007 maturing on February 1 in the years 2018 through 2021 (inclusive) and 2025 (collectively, the "Refunded Bonds") and that the proceeds of any refunding bonds issued

pursuant to this vote shall be used to pay the principal, redemption premium and interest on the Refunded Bonds and costs of issuance of the refunding bonds.

Further Voted: that the sale of the \$2,105,000 General Obligation Refunding Bonds of the Town dated December 8, 2016 (the "Bonds"), to UMB Bank N.A. at the price of \$2,160,748.69 and accrued interest is hereby approved and confirmed. The Bonds shall be payable on February 1 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2017	\$ 95,000	1.50%	2022	\$265,000	2.50%
2018	305,000	2.00	2023	195,000	2.50
2019	295,000	2.00	2024	195,000	2.50
2020	285,000	2.50	2025	190,000	2.55
2021	280,000	2.50			

Further Voted: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated November 16, 2016, and a final Official Statement dated November 22, 2016 (the "Official Statement"), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: to authorize the execution and delivery of a Refunding Escrow Agreement to be dated December 8, 2016, between the Town and U.S. Bank National Association, as Escrow Agent and Paying Agent.

Further Voted: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a continuing disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Bonds for the benefit of the holders of the Bonds from time to time.

Further Voted: that we authorize and direct the Treasurer to establish post issuance federal tax compliance procedures in such form as the Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Bonds.

Further Voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by

them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Bonds were taken in executive session, all in accordance with G.L. c.30A, §§18-25, as amended.

Dated: December 6, 2016 Jason Kreil Clerk of the Board of Selectmen

Second by Selectman Donovan. Vote 5-0. Motion approved.

7:10 pm Public Hearing; Request for on premise All Alcohol License; Ganapati Baba, Inc. d/b/a Café of India, 155 Main Street.

Notice is hereby given, in accordance with Massachusetts General Laws Chapter 138, as amended, that a Public Hearing will be held on Tuesday, December 6, 2016 at 7:10 p.m. in the Michael J. Gianotis Meeting Room (No. 201) at the Maynard Town Building on the application for a New License on premise for All Alcohol as a Common Victualler license for Ganapati Baba Inc. d/b/a Café of India 155 Main Street, Maynard, MA. Copy of application is on file in the Office of the Selectmen.

Sel. Donovan asked if Lokesh Adhikari is TIPS certified. Lokesh Adhikari answered; yes he is TIPS certified.

A motion was made by Selectman DiSilva to approve the on premise All Alcohol as a Common Victualler license for Ganapati Baba Inc. d/b/a Café of India, at 155 Main Street upon all completed inspections, Building Inspector, Fire Chief and Board of Health. Second by Selectman Donovan. Vote 5-0. Motion approved.

Vic Tomyl wanted to know the address of the restaurant. (155 Main Street).

Motion: Move to close the public hearing 7:14 pm – Board all in favor.

Acceptance of Minutes November 15, 2016

A motion was made by Selectman DiSilva to accept and approve the minutes of November 15, 2016 as shown. Second by Selectman Egan. Vote 5-0. Motion approved.

List of Correspondences (mail to the Selectmen's Office for December 06, 2016). A- Y.

A motion was made by Selectman DiSilva to accept the list of correspondences as shown A thru Y. Second by Selectman Donovan. Vote 5-0. Motion approved.

D. Gavin Comment on item, V. the Letter from MassDOT regarding the Florida Road Bridge Replacement. Is it pedestrian friendly? Are we receiving full cost? Have we worked this out with Fire, Police and DPW? TA. K. Sweet said he sent a response back to MassDOT and that letter will be in the next BOS packet.

7:20 pm Public Hearing;

Notice is hereby given, in accordance with Mass. General Laws, Chapter 138, as amended that a Public Hearing will be held Tuesday, December 6, 2016 at 7:30 P.M. in Room 201 of the Maynard Town Building on the application for new wine and malt off premise package store license. At 43 Nason Street, Art's Specialties, LLC. d/b/a Art's Specialties, LLC.

Manager/Owner Artur Nergaryan Copy of application is on file in the Office of the Selectmen

A motion was made by Selectman DiSilva to approve the off premise wine and malt package store license, Art's Specialties LLC. d/b/a Art's Specialties LLC manager/owner Artur Nergaryan at 43 Nason Street. Second by Selectman Donovan. Vote 5-0. Motion approved.

Jennifer Nergaryan, (co-owner of this business) she said, this is a specialty gourmet shop. We offer olive oil, vinaigrette, chocolate, crackers, spice, sauces, dried fruit, cheese, and a few other items in the shop that will complement and sell beer and wine. Sel. Gavin wanted to know "Why Maynard?" Artur said they looked around for the past two years and think that Maynard is an up and coming place to be. Kelly Costa (business owner) wanted to know if this shop would be open 5 days a week or more. Artur (owner) said – 7 days a week.

Motion: move to close the public hearing 7:26 pm, all in favor.

Consent Agenda –

- a) Renewal of the 2017 Licenses: Common Victualler, All Alcohol, Package Store, Entertainment, Class I and Class II, Lodging House, and Automatic Amusement
- b) Cemetery Deeds; #147 transfer and 2032 (new)

A motion was made by Selectman DiSilva to accept and approve the consent item as shown. Second by Selectman Egan. Vote 5-0. Motion approved.

Vic TomyI wanted to know how many full liquor licenses we have available. (Per quota) Town has 14 along with (6 special – available).

Appointment to Cultural Council; Jeff Swanberg

A motion was made by Selectman DiSilva to approve the appointment of Jeff Swanberg to the Cultural Council with a term June 30, 2019. Second by Selectman Donovan. Vote 5-0. Motion approved.

Jeffrey Swanberg moved into Maynard over the summer of 2016. Likes that this town has a downtown. Met some business owner's downtown and joined in.

Sel. Donovan asked if he had done any volunteer work before. Jeffrey said, he has many experiences in working for October fest in another town - Eagle Scout – Jeff is a scientist and works with some schools to do experiments.

Draft Article Review and Acceptance – Special Town Meeting 1/09/17

A motion was made by Selectman DiSilva to accept control G as shown. Second by Selectman Donovan. Vote 5-0. Motion approved.

A motion was made by Selectman DiSilva to accept control H as shown. Second by Selectman Donovan. Vote 5-0. Motion approved.

A motion was made by Selectman DiSilva to accept control I as shown. Second by Selectman Donovan. Vote 5-0. Motion approved.

A motion was made by Selectman DiSilva to accept control J as shown. Second by Selectman Donovan. Vote 5-0. Motion approved.

A motion was made by Selectman DiSilva to accept control K as shown. Second by Selectman Donovan. Vote 5-0. Motion approved.

A motion was made by Selectman DiSilva to accept control M as shown. Second by Selectman Donovan. Vote 5-0. Motion approved.

A motion was made by Selectman DiSilva to accept control N as shown. Second by Selectman Donovan. Vote 5-0. Motion approved.

A motion was made by Selectman DiSilva to accept control O as shown. Second by Selectman Gavin. Vote 5-0. Motion approved.

Special Town Meeting, Monday, January 9, 2017

A motion was made by Selectman DiSilva to accept and approve the Special Town Meeting warrant as shown. Second by Selectman Donovan. Vote 5-0. Motion approved.

Town Administrator Report; now in packet**Chair Report;**

Congratulations to our Maynard High School Football Team and all the other sports team this fall. Also, congratulations to the Sip and Stroll and the 50th Annual Christmas Parade both well attended

Board Member Reports**Selectman Egan;**

Best of luck to the Beacon Santa Telethon

Selectmen Donovan;

Sip and Stroll, Great job by the Maynard Business Alliance – good weather made for big crowd. I have had many questions on the yellow lines on the roads for the bike paths. TA, K. Sweet commented that our engineer Wayne is working with the design team and having those conversations to see what could be done.

Selectman Gavin; none

Selectman Kreil; none

A motion to adjourn the meeting was made by Selectman DiSilva. Second by Selectman Kreil. Vote 5-0 pm. Motion approved

Meeting ended at 8:00 pm

Approved: 5-0
Date: 12-20-2016



Selectman, Jason Kreil, Clerk

Initials: BJM