



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, January 31, 2017
Room 201, Town Hall
Time: 7:00 pm**

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

(This public meeting was recorded).

Meeting Opening

- A. Call to Order – 7:00 pm
- B. Pledge of Allegiance
- C. Public Comments

Public Comments: none

Acceptance of Minutes, January 3, 2017

A motion was made by Selectman DiSilva to accept and approve the minutes of January 3, 2017 as shown. Second by Selectman Egan. Vote 4-0. Motion approved.

List of Correspondences (mail to the Selectmen's Office for January 31, 2017). A- L).

A motion was made by Selectman DiSilva to accept the list of correspondences as shown A thru L. Second by Selectman Gavin. Vote 4-0. Motion approved.

Comment from Board of Selectmen – Thank you Bernie Cahill for your service on the Planning Board.

Consent Agenda –

- A. Cemetery Deed # 2033
- B. Cemetery Deed # 2034
- C. Renew License to Use Town owned Land for Maple Sugaring
- D. Renew Seasonal Permit to Use Crowe Park, Baseball Season 2017
- E. Renew Special One Day Beer & Wine license, OARS, Maynard Film Festival

A motion was made by Selectman DiSilva to accept and approve the consent item A thru E as shown. Second by Selectman Gavin. Vote 4-0. Motion approved.

Boston Post Cane: Recipient of the Boston Post Cane; Benny M. Sofka

Board presented Benny with a plaque for the Honor of the Boston Post Cane and a proclamation from the Board and honoring him with February 1, 2017 as the Benny M Sofka Day in Maynard.

Representative Kate Hogan also presented - Mr. Benny M. Sofka – The Commonwealth of Massachusetts House of Representatives offers its sincerest congratulation

A motion was made by Selectman DiSilva to accept and approve the recommendation from the Maynard Historical Society and to award Mr. Benny M. Sofka the Boston Post Cane as the oldest living citizen of the Town of Maynard and proclaim February 1st 2017 as Benny M Sofka Day in Maynard. Second by Selectman Gavin. Vote 4-0. Motion approved.

Board Interviews and Appointments

A. Community Preservation Committee: Jon Lenicheck

Selectman Egan Thanked past member Jane Audrey Neuhauser for her work on the CPC.

J. Lenicheck commented that with this committee's line of work – it is important work with limited resources for the town, limited land, open space, housing impact – he would like to be a part of this committee and help move Maynard forward.

A motion was made by Selectman DiSilva to accept and approve to appoint Jon Lenicheck to the Community Preservation Committee with a term June 30, 2017. Second by Selectman Gavin. Vote 4-0. Motion approved.

B. Planning Board Member: Brent Mathison

Comment about Brent, he is changing roll from Alternate member of Planning Board to full member.

A motion was made by Selectman DiSilva to accept and approve to appoint Brent Mathison as a full member of the Planning Board with a term ending June 30, 2017. Second by Selectman Egan. Vote 4-0. Motion approved.

C. Planning Board Alternate Member: Megan Zammuto

M. Zammuto commented; she has lived in Maynard for a year, works for the Town of Lexington. Selectman Gavin asked if this would be a conflict for her from any developer on the decisions she might face with Planning Board. She did not think so but if something comes up she would make disclosures and rescue if needed.

Sel. Egan asked if she had attended any meetings yet. Have not to date, M. Zammuto.

Sel. Kreil asked if Ms. Zammuto was familiar with the Zoning side of position. M. Zammuto indicated that she is familiar with the process, but has had limited direct involvement.

Sel. Gavin, welcome to Maynard.

A motion was made by Selectman DiSilva to accept and approve to appoint Megan Zammuto as an Alternate Member of the planning Board with a term ending June 30, 2017. Second by Selectman Gavin. Vote 4-0. Motion approved.

Mill & Main Bldg. 5 Noise Issue

A. Status Update – Dry Cooler Sound Level Measurements

Adam Costa - Towns Legal Counsel, Mead, Talerman & Costa, LLC, present.

TA, K. Sweet commented that he and legal counsel, A Costa met with team at Mill & Main, Mass DEP – at last meeting DEP said they are still in violation. A. Costa commented about the town not having a noise By-Law and Mass DEP has a standard. So, with the support of Mass DEP that we should keep working and supporting this to the end and together, keep at them to keep testing the noise levels. Once they give the ok that, the levels of noise are lowered then Mass DEP will step away. We do not want to make any commitments with a timetable as the town may lose options as other tenants move into Mill and Main some other issue could happen to also up the nuisance and noise levels.

Options:

- 1) Work with owner*
- 2) MassDEP*
- 3) Costly litigation – if the Town takes this on it takes years to process
- 4) In the meantime – Town needs to prep a nuisance By-Law along with a noise By-Law
- 5) Keep up with the standard readings – hope they go into compliance.

Sel. Gavin Thanked TA, K. Sweet and Attorney; A. Costa for their work on this matter. Ask if we invited Mill & Main to meeting tonight. Yes, Town did invite Mill & Main. Would like to hear from the neighbors.

Sel. Kreil asked if town could adopt the MassDEP standard for our noise / nuisance By-Law. A. Costa – agreed that is option.

Tom Hesbach commented that the readings – baseline measurements that were done on Thompson Street but maybe they should be done from Chandler Street or other streets in that area. T. Hesbach asked if the town could ask for these readings from the other streets. In addition, if they are at 9.2 decimals or over can we still get more readings and more data is needed.

Eve Schluter commented that she feels it is not clear that everything has been done to access this type of issue. Questions: are there other options, some thought before this this all ends hopefully will happen. Neighbors do want the site developed with more tenants. She thinks the town can and should do more.

Adam Costa commented; moving forward as we know the baseline has a standard level of 10 and if the noise level goes below 10 it would be standard. This issue is very hard to enforce it is a risk and Town would have to monitor this level of noise.

Sel. DiSilva commented it is difficult to understand the science behind all of this issue. The Board has had with this noise issue for close to a year now. It is a concern and the goal is to make all the neighbors have the quality of live they should have in their neighborhoods.

Insurance Advisory Committee

A. Health Insurance Update – TA Sweet

TA. K. Sweet commented that with the rate raise in the Towns' Health Insurance the town is working with outside team and inside IAC team on a design plan change. This group has been meeting as a couple of board members have attended these meetings. Town is trying to reduce the overall costs of health Insurance. Detail reports were in the board packet of information. Saving share that if voted in by the Unions this will start July 1 2017. The vote will take place on 2/13/17 – we need a 60-day notice to MIIA for this to be effective on July 1, 2017. We have informational sessions with the Insurance experts for all employees on 1/31/17 and 2/1/17. Note: teachers are 2/3rds of the subscribers to the health care plans.

FY18 Budget

A. Discussion – TA Sweet

We are on round 6 or 7 of the budget redo - it is not good. Just a brief update on the budget, Local receipts, and new growth is up from Acton Street but not enough to cover the requests for this year's submitted budgets from departments. 1.3 million Over what we have in revenue for a level funded budget to town. We need relief; level funded budgets will be "shocking" most of the changes will not be ready. Many reductions are needed. Assessments are up, Charter Schools up 23%. Also, assessment in special education. Note we may pick up from our indirect costs from water sewer but we do not have firm numbers from the consultant.

B. Water and Sewer Budget – presented with TA recommendations. The rate setting is still in process and the FY18 rate recommendation will be presented to the Board on February 21, 2017. This year's budget to include ongoing consultant and engineers costs along with some capital needs. Capital needs with our old system, pipes and wastewater treatment plant. Rate recommendation by the 14th of February out to board members.

Contract Renewal: Assistant Town Administrator

A. ATA Employment Agreement Renewal

A motion was made by Selectman DiSilva to negotiate a 3-year successor employment agreement with the Assistant Town Administrator. Second by Selectman Gavin. Vote 4-0. Motion approved.

Town Administrator Report; now in packet

- A. Town Administrator Report – high lite the last 4 pages and bring in the boards goals from the last few months.

Chair Report; Away on vacation the last few weeks so has no updates.

Board Member Reports

Selectman Egan; I did not get to open BoardDocs to review BOS material along with this meeting. Question: The bump out behind China Ruby, is that staying as is? TA, Yes. The Lead issue at the School – did they know that was a problem? TA, yes back in December. In addition, they still came forward for a playground at the STM. TA, yes.

Selectmen Donovan; Absent.

Selectman Gavin; Wanted to thank Bernie Cahill for his service on the Planning Board. Information of economic development and liquor licenses information in the Beacon – MMA This past Thursday went to Artspace opening show of Only in Maynard artwork. “Invited everyone to go see the show”. Hidden in Plain Sight, short film made by James Wahlberg to initiate a meaningful dialogue between parents and children, our Maynard Police Dept. helped with this parent/student movie event at MHS.

Selectman DiSilva commented; Parking was an issue on Summer Street, Artspace can we have someone put up some signs for parking. 3-Police cruiser on Saturday near Artspace out writing tickets.

Selectman Kreil; none

A motion to adjourn the meeting was made by Selectman DiSilva. Second by Selectman Gavin. Vote 4-0 pm. Motion approved

Meeting ended at 9:00 pm

Approved: 4-0

Date: 2/21/2017



Selectman, Jason Kreil, Clerk

Initials: BJM