



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

**Meeting Minutes**  
**Wednesday, March 4, 2020**  
Town Hall, Room 201  
*(This public meeting was recorded.)*

**Present:**

Armand Diarbekirian, Selectman  
Chris DiSilva, Chairman/Selectman  
David Gavin, Selectman  
Melissa Levine-Piro, Clerk/Selectman

Justine St. John, Selectman  
Gregory W. Johnson, Town Administrator  
Megan Zammuto, Assistant Town Administrator  
Becky Mosca, Administrative Assistant

**1. Meeting Opening**

A motion was made by Mr. DiSilva and seconded by Ms. St. John to enter executive session to conduct strategy session in negotiations with non-union personnel, as an open session may have detrimental effects on the bargaining position of the town.

Voted: **Motion carried unanimously.**

**2. Executive Session**

Closed Executive Session at 7:16 pm

**3. Re-Convene Open Session**

- A. Pledge of Allegiance
- B. Public Comments – none

**4. Acceptance of Minutes**

A motion was made by Mr. DiSilva and seconded by Ms. Levine-Piro to accept and approve the February 18, 2020 Meeting Minutes, as shown.

Voted: **Motion carried unanimously.**

**5. Correspondence**

A motion was made by Mr. DiSilva and seconded by Ms. St. John to accept and approve the four correspondence items (A thru D), as shown.

- A. Notice from MIIA – Hands free use of mobile electronics devices
- B. OARS March Events
- C. Notice from the Office of the Attorney General Maura Healey, Open Meeting Law Training
- D. Municipal Select Board Association Seeks Leadership for Board of Directors

Mr. DiSilva asked if any Board Members had applied for the Board of Director appointment to the Municipal Select Board Association. None had.

Voted: **Motion carried unanimously.**

#### **6. Consent Agenda**

**A motion was made by Mr. DiSilva and seconded by Mr. Diarbekirian** to accept and approve the two Consent Agenda items (A thru B), as shown.

- A. Permit 8th Annual Spring Art Walk Downtown May 2 2020
- B. Special Permit, One-Day, Maynard Community Gardeners, Plant Sale, Saturday, May 16, 2020  
9 am – 12- noon

Voted: **Motion carried unanimously.**

#### **7. NewCann Group, LLC Site Location Update**

David Rabinovitz and Jack Madigan were both present and gave the Board the latest update regarding their search for site to facilitate their proposed recreational marijuana retail establishment. They cited the development of negotiating for a site at Mill and Main. After three months of negotiations with Mill and Main, the plan was to purchase one of the buildings at the complex. On Friday, February 29, 2020, Mill and Main said at their meeting they no longer want any marijuana on the complex. NewCann Group was taken off guard with that new decision. However, a new option has opened up and they would like to bring this back to the Board at the next meeting with the details.

The presentation cited section three of the signed Host Community Agreement between the Town of Maynard and NewCann Group, LLC, in that NewCann Group LLC must have an acceptable location approved by the Board of Selectmen prior to April 1, 2020.

#### **8. Remote Participation Policy**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to adopt the Remote Participation Policy, as presented, regarding meetings of the Town's public bodies.

Mr. DiSilva shared concerns whether this policy would be applicable to all boards during regular as well as executive sessions.

Mr. Gavin commented that a past Town Administrator, Mr. Sullivan, was concerned with the remote participation due to monitoring the issues being addressed during meetings. In addition, Mr. Gavin was concerned about the potential for text messages to be sent during meetings that only one member can see the comments. Those texts would need to be a part of the meeting. Mr. Gavin also had concerns as to the possibility if a committee or board member called in to a meeting but wasn't on conference call, rather only with one other member.

Voted: **Motion 0-5 failed**

Mr. Johnson requested the Board accept a proposal from a chair or other member of a town committee or board to re-consider the policy. The Board indicated they would accept a proposal to re-consider.

**9. Discuss and Review draft controls and approve as articles**

The Board members voiced concerns in reflection from the recent continued Joint Budget Review Meeting held on March 2, 2020.

The Board cited the School Committee's vote to request the Board consider including a warrant article to appropriate funds to repair or renovate both sections of the Green Meadow Elementary School roof over the pre-kindergarten and kindergarten classrooms to do the whole roof. The Board members considered the impacts from this decision regarding the costs and plan going forward, in addition to the feasibility study and eventual school construction costs.

The Board had many questions and deliberated over the presented draft articles, known as "controls". Consideration for several articles will be held until Marcy 17, 2020.

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control C, Authorize Revolving Funds Chapter 44, Section 53E ½ as shown article to Finance Committee for review and comments.

**Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control D, Town General Fund Budget Fiscal Year 2021 as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control F, Sewer Enterprise Fund budget Fiscal Year 2021 as shown move article forward to Finance Committee for review and comments.

Voted: **Motion held until March 17 2020**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control G, Water Enterprise Fund Budget Fiscal Year 2021 as shown move article forward to Finance Committee for review and comments.

Voted: **Motion held until March 17 2020**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control I, Community Preservation Fund Budget Fiscal Year 2021 as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control J, Enterprise Water Close Outs as shown move article forward to Finance Committee for review and comments.

Voted: **Motion held until March 17 2020**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control K, Certified Free Cash Appropriation as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control M, General Fund Capital Outlay as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control Q Borrowing Authorization Water Enterprise as shown move article forward to Finance Committee for review and comments.

Voted: **Motion held until March 17 2020**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control U, Debt Exclusion Appropriation for Borrowing Authorization (Fire Station) as shown move article forward to Finance Committee for review and comments.

Voted: **Motion held until March 17 2020**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control V, Fiscal Year 2021 Salary Administration Plan as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control CC, Alarm System as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control DD, Amendments to the Town By-Law Chapter 34, Stormwater Management as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control GG, Home Rule Petition – Special Legislation Concerning Liquor License at J. Salamone (193 main Street) as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control HH, Zoning Map Amendment – Coolidge School to refer to Planning Board for approval than return to Board for final approval.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control II, Zoning By-Law Amendment – DOD Clarification, Section 9.4 refer to Planning Board for approval than return to Board for final approval.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control JJ, Zoning By-Law Amendment – live Work definition and Use Table to refer to Planning Board for approval than return to Board for final approval.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control KK, Lease to Purchase Ambulance as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control LL, Zoning By-Law Amendment subsection from 9.4.9 to 9.4.8 to refer to Planning Board for approval and return to Board for final approval.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control MM, Taking for Bridge Construction as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control OO, Enterprise Sewer Close Outs as shown move article forward to Finance Committee for review and comments.

Voted: **Motion held until March 17 2020**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John** to accept and approve draft control PP, Community Preservation Fund Close Outs as shown move article forward to Finance Committee for review and comments.

Voted: **Motion carried unanimously.**

#### **10. Budget submission for Fiscal Year 2021**

The Board considered the report from Mr. Johnson that per the inquiry from the Board of Selectmen meeting on February 18, 2020, the Finance Committee did not vote on whether to recommend approval of the proposal to split the funding of the GMES Feasibility Study between the General Stabilization and "Capital Override". Finance Director Mike Guzzo attended the recent meeting of Finance Committee in which the proposal was considered, and he reports that it was a sense of the meeting to accept the proposal.

Mr. Johnson also noted the School Committee vote taken on March 2, 2020 to approve capital expense of \$650,000 to repair the 1974 and 1954 sections of the Green Meadow Elementary School roof during the summer of 2020.

### **11. Town Administrator Report**

Mr. Johnson requested the public review the TA Reports submitted and uploaded to the town's website.

In reference to an inquiry of whether a proposed parcel of town owned land abutter Blue Jay Lane, of which a proposed land swap with the Conservation Commission is included in a town meeting article, was included in the town's subsidized housing index (SHI) and calculated into the town's obligation for affordable housing. The town's Office of Municipal Services (OMS) research yielded: All land owned by the United States, the Commonwealth of Massachusetts, any State public authority, a municipality, or any other government entity are excluded from the calculations.

Town staff, including the Town Administrator's Office and Fire Chief/ Emergency Management Director Anthony Stowers met with the Superintendent's Office yesterday (March 2, 2020) to review the guidance issued for Maynard Public Schools and address immediate concerns in response to the reports of the influenza strain known as COVID-19. The group also referenced established emergency management planning in case of the risk to resident increases that calls for further collaboration amongst town and school officials, in collaboration with state officials.

Currently, town operations are continuing as normal.

The town's Board of Health's webpage provides information that reflects the town's guidance to residents in response to the current risk level (link and excerpt below):

<https://www.townofmaynard-ma.gov/municipal-services/public-health/covid-19/>

In an effort to prevent the spread of flu, colds and other respiratory illnesses, the Town of Maynard wishes to provide residents with recommended actions from the Department of Public Health:

- Wash hands frequently, with soap and water, for a minimum of 20 seconds.
- When sick yourself, stay home to protect others.
- Always cover your cough or sneeze

### **12. Supporting Installation of New Banners**

The Hometown Heroes project is raising funds to support the design, production, purchase and installation of new banners throughout town.

The proposed design for the banners requires a bracketing system to be installed on the existing Eversource –owned poles. This new bracketing system can be used indefinitely to present other banners.

**A motion was made by Mr. DiSilva and seconded by Mr. Gavin** to approve the use of the Board of Selectmen's Community Events funds to the purchase and installation of new brackets to hang banners in town.

Voted: **Motion carried unanimously.**

### **13. Chairman's Report**

Mr. DiSilva requested input from the members as to their availability for a proposed additional continued Joint Budget Review Meeting. The proposed dates included Monday, March 30<sup>th</sup> or Tuesday, March 31, 2020, possibly at 7:00PM at Fowler School Auditorium. Mr. Diarbekirian not available for either date. Mr. DiSilva will coordinate a survey to determine the Boards preference.

### **14. Board Member Reports**

Mr. Diarbekirian attended the recent meeting of the newly re-established Fire Station Building Committee. He reported that the group is preparing to attend the proposed March 18, 2020, Community Information Night Event at the Maynard Public Library.

Mr. Gavin asked where are we with the Art Space contract renewal. Mr. Johnson replied that the contract's expiration is at the end of calendar year 2020. Negotiations are expected to commence in the summer and fall.

Mr. Gavin reminded the public of the Primary Election held recently in Maynard. He added his remarks in appreciation to the polling station workers.

Ms. St. John reported that the Maynard High School Girls Basketball is in the playoffs tonight at WPI, and she issued an early congratulations for their achievements this year.

Ms. St. John added that the Budget Sub-Committee meetings will continue, and expects challenging deliberations to come.

Ms. Levine-Piro inquired as to where did we leave off with the Recreation Committee meeting with DPW Director Mr. DeMarco. Mr. Johnson replied that he would ask the Recreation Committee for what actions they request of the Board going forward.

### **15. Adjournment**

**A motion was made by Mr. DiSilva and seconded by Ms. St. John to adjourn the meeting at 9:30 p.m.**

**Voted: Motion carried unanimously.**

Approved: 7.19 pm

Date: 4/7/2020



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Melissa Levine-Piro, Clerk/Selectman

Initials: bjm