

SELECTBOARD MINUTES
JANUARY 30, 2017

Meeting opened at 6:00pm

Present: David Dinicola, Chair; Denis Basak; Judith Hoag
Duane Pease, Town Administrator

Warrants reviewed and signed; Payroll: \$9,162.66; Expenses: \$9,735.60

Minutes approved on motion by Denis, July 2nd; vote 3-0.

Mail reviewed: Community Development grant needs to be signed by Chair, Denis motioned to have Dave sign, July 2nd; vote 3-0 and Dave signed.
DEP contract for Transfer Station also needed signature, Judy motioned to have Dave sign, Denis 2nd; vote 3-0 and Dave signed.

Dave motioned to enter into Board of Health meeting, July 2nd; vote 3-0 and BOH meeting at 6:24pm.

Board met with Health Agent, Jackie Duda. Jackie brought new members up to speed on the Receivership process that had started before; she explained steps that had to be taken, notices sent by Health Agent, follow up with Attorney General's (AG) office and benefits to the Town. She explained the horrible conditions at the Dowsey property and after the owner agreed he could not comply with the repair conditions it was referred to AG. There has been no one interested to date. Jackie will begin process on 71 Skyline Trail as she had already inspected this house. She will send letter to owner listing Health Code violations that need to be corrected. Property has been abandoned but the bank has not foreclosed on it, Jackie said that this is not unusual as the banks do not want to have the liability that would go with the foreclosed home. Also discussed was the house located at 65 Skyline Trail owned by the Sternagles, the house is empty but the taxes are being paid and are up to date. Jackie has inspected this property from the road and noted peeling paint, moss growing on roof and rot around the front entrance. She will send letter to owner requesting these items be addressed. There was discussion regarding the length of time given for the repairs to be made as 30 days seemed too short given the winter weather. Any correspondence to be sent will be sent to the Board for review.

Jackie verified that Dussault had installed his tight tank and filed the proper papers with the Registry of Deeds. The Hudson's had their perc test done but she does not know the status on the installation of the septic system, she has not received any request from the installer.

Dave motioned to adjourn the BOH meeting and reconvene the SB meeting, Denis 2nd; vote 3-0 and BOS meeting adjourned at 7:25pm.

Selectboard meeting reconvened at 7:25pm with all present.

Next item discussed was the wireless internet and MLP manager. Dave said at the May 31st SB meeting Steve Harris was appointed as MLP Manager and Fred Goldstein appointed as engineer. There was no discussion regarding hourly rate for the MLP Manager and the engineering should have gone out to bid. Steve has billed from 6/1 through 8/11 when the project was suspended. There were also some additional hours that were authorized after 8/11. The total amount of the billings is \$10,050, this represents 335 hours.

Dave motioned to pay Steve the \$10,050 owed to date, July 2nd; vote 3-0. At this point Dave said he would like to no longer pay nor have Steve as the MLP manager as it does not appear a manager is needed at this time.

Judy stated there should be a job description for the position, what are the qualifications and is there a need for a manager at this time. Steve said he provided a job description and defined the whole project and got the money for the Town. The only construction involved in the Pilot Program was the construction of the tower, the project involved planning for the site, pole locations etc and it is $\frac{3}{4}$ complete for the build out for the entire town. Judy believes the Town has to work with MBI and communicating and sending any changes to them.

Dave then motioned to discontinue Steve's services as MLP manager for the Town and to review his job duties past and present and get clarification on any future work that has to be conducted at a future date, July 2nd; vote 2-1 with Denis voting no.

Judy also felt there was a Zoning issue that needed to be resolved. Denis said in the 7/11 email from Town Counsel is stated the Building Commissioner is in charge of interpreting the Building Code, if a permit is issued there would be no need for the ZBA to be involved.

Dave said there is \$272,400 left in the construction budget after deducting for the costs so far. This includes engineering, MLP) manager, drilling, legal, etc. Denis was not sure all of the legal billed is related to the Pilot, he thinks some of the bill was in response to zoning questions and Selectboard questions.

Dave said the town will have to borrow money to complete the wireless project as the allotted construction funds are inadequate. Steve questioned that as he felt the engineering money retained by MBI was an issue that could be argued successfully.

There was continued discussion on these issues and it was agreed another meeting with MBI representatives should be held in a Town Meeting setting. Judy felt the zoning issue should be resolved with either a variance or modification of the by-law.

Mary Courtney said if the Town has a By Right to erect the tower let Steve file the variance he has prepared. Judy said in her conversations with Larry Smith, Senior Planner at PCPC, that he felt the Town was exempt from the by-law regarding the

erection of the tower but not from the dimension issue. Discussion continue with no further resolution.

Denis questioned why it appears some emails were deleted from the SB trash site, no immediate answer was available

Finance chair, Joe Kearns, said the FC is starting the budgeting process for the nest Fiscal Year.

Dave motioned to adjourn, July 2nd; vote 3-0 and meeting adjourned at 8:55pm.

Minutes respectively submitted by:

Duane Pease
Town Administrator

Minutes accepted with/without changes by:

David DiNicola, Chair

Denis Basak

Judith Hoag