

Stow Board of Selectmen  
Town Building – Warren Room  
March 28, 2017

Present were Selectmen James Salvie, Brian Burke, Ingeborg Hegemann and Tom Ryan. Don Hawkes was attending another town meeting and arrived at 8:25 p.m. Also present were Town Administrator Bill Wrigley and Administrative Assistant Maureen Trunfio.

At 7:00 p.m. Mr. Salvie called the meeting to order.

**Public input:** Town Clerk Linda Hathaway was present and reminded residents that the deadline to register to vote is April 11<sup>th</sup> and the Clerk's Office will remain open until 8 p.m. that night. She added that Candidates' Night will be held on April 24<sup>th</sup>. She reported that there are several hundred missing replies to the Annual Census and requested that they kindly be completed and returned to the Clerk's Office.

**Chairmen's Comments:** The Chair reminded the public that there will be a Rabies and Licensing Clinic for dogs on April 6<sup>th</sup> from 6-8 p.m. at the Highway Barn. He congratulated the Nashoba Regional High School Basketball Team on their efforts at the State Final. He congratulated Nashoba's Athletic Director Tania Rich on being named Massachusetts Interscholastic Athletic Association's Athletic Director of the Year. He stated that thoughts and prayers are with Ari Schultz and his family.

**Minutes:**

*The meeting minutes of the February 28, 2017 meeting require more research and will be addressed at a future meeting.*

*Mr. Ryan moved to accept the meeting minutes of the November 24, 2015 meeting as drafted. Mr. Burke seconded the motion and it was passed. Ms. Hegemann abstained.*

**Correspondence:** Mr. Hawkes called correspondence relating to a request for a one-day liquor license for wedding to be held at Honey Pot Hill Orchard. It will be addressed at a future meeting.

**Discussion/vote on Appointment of Veterans Services Officer**

The position was posted as required. Only the current VSO, Joe Jacobs, replied.

*Mr. Ryan moved that the Board of Selectmen appoint Joseph Jacobs as the Town's Veterans' Services Officer, to fill a one-year term expiring on March 31, 2018. Mr. Burke seconded the motion and it was passed unanimously.*

**Discussion/vote on Appointment to Stow Cultural Council**

Shawn Gross was present and expressed his interest in being appointed to the Cultural Council. The Board thanked him for his interest in the community.

*On the recommendation of the Stow Cultural Council, Mr. Hawkes move to appoint Shawn Gross to the Stow Cultural Council, to serve a three-year term effective immediately and expiring March 28, 2020. Mr. Ryan seconded the motion and it was passed unanimously.*

**Discussion/vote on Stow Garden Club permit for use of Lower Common for Plant Sale May 6, 2017**

The Stow Garden Club has contacted the Selectmen's Office and requested the use of the Lower Common for their annual plant sale to be held on May 5<sup>th</sup> & 6<sup>th</sup>. Public Safety Officials have approved the application.

*Mr. Ryan moved to approve the use of the Stow Lower Common by the Stow Garden Club for its annual Plant Sale from Friday, May 5 from 8 a.m. through 6 p.m. and Saturday, May 6 from 8 a.m. until 3 p.m., as described in the request from Garden Club co-chair MariePatrice Masse. Mr. Ryan seconded the motion and it was passed unanimously.*

**Discussion/vote to add debt exclusion question for Lower Village Project to May Town Election ballot**

It is a statutory requirement that the Board of Selectmen vote to allow debt exclusion questions on the Annual Town Election Ballot. This question relates to the funding of the Lower Village Traffic Safety Project.

*Pursuant to MGL Chapter 54, section 42C and MGL Chapter 59, section 21C, Mr. Ryan moved, to place the Selectmen's ballot question pertaining to the debt exclusion for the Stow Lower Village Project, subject to approval by bond counsel. Mr. Burke seconded the motion and it was passed unanimously. It reads*

“Shall the Town be allowed to exempt from the provisions of proposition two and one-half, so-called, the amounts required to pay for the bonds to be issued for the purpose of funding all of the construction work necessary to make roadway safety improvements to a portion of Route 117 in the Lower Village as identified and defined in the plans and specifications developed by the Planning Board, and to include administrative expenses and any other incidental costs related thereto.”

on the May 9, 2017 Annual Town Election ballot.

### **Discussion/vote on item for Annual Town Meeting warrant re: Moratorium on Recreational Marijuana**

The Board discussed the idea of placing a temporary moratorium on Recreational Marijuana establishments. All agreed that it would be prudent to place an article on the warrant relating to a moratorium.

*Mr. Hawkes moved to place a motion on the 2017 Annual Town Meeting warrant regarding a moratorium on recreation marijuana establishments to include language suggested by the Town Administrator. Mr. Burke seconded the motion and it was passed unanimously.*

### **Discussion/vote on completion of deeds for Pine Point Road parcel – Stow Municipal Affordable Housing Trust**

Mike Kopczynski, Chari of SMAHT, was present and explained that at 2013 Annual Town Meeting care, control and custody of a parcel of land on the corner of Sudbury Road and Pine Point Road was transferred to SMAHT with the purpose of investigating the possibility of developing affordable housing on the site. The vote to do so passed at Town Meeting, but SMAHT did not record the conveyance from the Board of Selectmen to SMAHT. It was thought that if within 10 years the land was found unusable, care, control and custody would simply revert back to the Board of Selectmen.

At present SMAHT has an agreement with Habitech, and Habitech must now take control of property in order to begin moving the process forward with the Planning Board and Zoning Board of Appeals. The transfer from the Board of Selectmen to SMAHT must now be recorded at the Registry of Deeds. Mr. Kopczynski said that abutters have been notified and on April 5<sup>th</sup> SMAHT will be hold a public meeting to discuss this project.

Abutters including Michael Perisho of 249 Sudbury Road and Jeff Biesadecki of 239 Sudbury Road were present and expressed concerns about the site including concerns about potential septic issues and general drainage issues due to a steep hill on the property. They also voiced concerns regarding the incident of recent trees that have fallen on the property and cars crashing into homes in the area. They stated that they are not opposed to Affordable Housing units, but are opposed to building on this particular lot

Mr. Kopczynski stated that the issue tonight was to agree to transfer the deed so that exploratory work could be done on the site, and encouraged all abutter to attend SMAHT's meeting on April 5<sup>th</sup>.

*Mr. Burke moved that the Board of Selectmen sign the deed for the parcel of land on Pine Point Road, and as described in Article 39 of the May 6, 2013 Annual Town Meeting Warrant. Mr. Ryan seconded the motion and it was passed unanimously.*

### **Discussion/vote on OARS meeting re: Dept. of Environmental Protection/Environmental Protection Agency permits for Assabet River**

Ms. Hegemann explained that she is a member of OARS and explained that every five years Marlboro requests permission to allow would allow them to increase discharge from their sewage treatment plants into the Assabet River on permits issued by the Department of Environmental Protection. If allowed this may contribute to the nutrient problems in local lakes and rivers. The Board stated that they would appreciate if Ms. Hegemann would attend meetings regarding this issue and report back to them periodically. No vote was taken.

Mr. Hawkes arrived at the meeting at 8:25 p.m.

### **FY18 Budget Presentation – Town Administrator**

Mr. Wrigley presented the Town's FY-18 budget and explained changes to the prior version, the preliminary budget, presented on February 28<sup>th</sup> to the Joint Boards. The Finance Committee has approved the budget and the FY-18 Town budget will be \$26,973,812.

*Mr. Burke moved to support the FY-2018 Town Budget with the exception of the Conservation Commission expenses and with the minor revisions the Town Administrator has stated this at this meeting. Mr. Hawkes seconded the motion and it was passed unanimously.*

Mr. Salvie recused himself for the following vote and then returned to the meeting.

*Mr. Burke moved to support the FY-2018 departmental expenses of the Conservation Commission. Mr. Ryan seconded the motion and it was passed. 4:0.*

### **Liaison reports**

Mr. Burke announced that the next Tri-Town meeting will take place on April 12<sup>th</sup> in Bolton.

Mr. Hawkes mention that he attended a forum regarding the Lower Village Traffic Safety Project this evening and it was well received. He also recently attended a Cultural Council event at the Maynard Fine Arts Theater at which they awarded the annual cultural grants.

Mr. Salvie stated that he recently attended an EDIC meeting at which they spoke about attaining financing for bringing water into the Lower Village area businesses. He has also attended Capital Planning meetings at which they voted to support the purchase of a new ambulance, repairs to NRSD buildings and Agricultural Restrictions on Carver Hill and small farm. They voted to deny a proposed Cemetery project and modified the cost to redesign office space on the lower level of Town Building.

Mr. Ryan announced that the Stow Police Department would again run a Youth Police Academy this summer for Stow children in grades 6-8. More information can be found on the Stow Police Department's website.

**Adjournment**

*At 8:59 p.m. the Board voted to adjourn and to convene in Executive Session pursuant to MGL C. 30A, sect. 21(a)(2) and sect. 21(a)(3) for the purpose of conducting strategy sessions in preparation for negotiations with nonunion personnel, and for discussing strategy with respect to litigation, and to review Executive Session minutes. Mr. Burke, aye, Mr. Hawkes, aye, Mr. Salvie, aye, Mr. Ryan, aye and Ms. Hegemann, aye.*

Respectfully submitted,

Maureen Trunfio  
Administrative Assistant

**Documents referred to at 3/28/17 BoS meeting:**

February 1, 2017 email from Shawn Gross re: Stow Cultural Council  
February 14, 2017 Letter from Rick Lent re: appointment of Shawn Gross  
March 6, 2017 email from Marie Patrice Masse re: Garden Club use of Lower Common  
March 9, 2017 email from Chief Landry re: use of Lower Common  
Draft Article on Temporary Moratorium on Recreational Marijuana  
Town Administrator's Report  
Town Administrator's Final Budget