

**Minutes
Stow Board of Selectmen
August 14, 2018
Town Building**

Present at the meeting that was held at Town Building were James Salvie, Brian Burke, Donald Hawkes and Thomas Ryan. Ingeborg Hegemann was absent.

Also present were William Wrigley, Town Administrator and Maureen Trunfio, Administrative Assistant.

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

Public Comment: Resident Bhaird Campbell of 18 High Street addressed the Board advocating for the choice of an under roadway option (Route 11) in the Eversource transmission line project.

Correspondence: Mr. Burke mentioned that at the Board's last meeting a letter from a resident was flagged. He was concerned about the use of pesticides on town fields. He was put in touch with the Recreation Director and this item is being resolved.

Chairman's Comment: Mr. Salvie mentioned that the Lake Boon Water Carnival will take place the weekend of August 24th.

Discussion/vote on permit for Bike for the Woods,

Allan Fierce of the Stow Conservation Trust (SCT) was present to seek permission to host the annual Bike for the Woods family-friendly bike ride. Mr. Salvie disclosed that he also acts as an organizer of this event. The ride is planned for August 26th, He presented the Board with the SCT's insurance certificate for the ride and the Public Safety has approved the ride. The Selectmen voted unanimously to approve this year's event.

With the approval of Public Safety officials, Mr. Ryan moved to approve the use of Town public ways for the Stow Conservation Trust Bike for the Woods on Sunday, August 26, 2018. Mr. Hawkes seconded the motion and it was passed unanimously.

Spring Hill Estates sidewalk easement

At 7:10 pm Mr. Salvie read the legal notice and opened the Public Hearing for the acceptance of a sidewalk easement at Spring Hill Estates off Walcott St. The land was donated by Alice Cushing. No abutters were present and there was no opposition expressed. The Board voted unanimously to accept the easement and to place this item on the Special Town Meeting Warrant for the October 1, 2018 Special Town Meeting. Town Clerk was present and notarized the required signatures.

Mr. Hawkes moved to close the public hearing. Mr. Ryan seconded the motion and it was passed unanimously.

Mr. Hawkes moved to accept an easement from Alice Cushing over a portion of a parcel of land adjacent to Walcott Street and shown on Assessors' Map R-1, parcel 27-C, and as "Sidewalk Easement 15' Wide Min." on a plan entitled "Spring Hill Estates Definitive Subdivision Development Stow, Massachusetts Key Sheet" prepared by

Ducharme & Dills Civil Design Group, Inc., dated June 18, 2014, last revised May 10, 2016, and recorded with the Middlesex South District registry of Deeds as Plan No. 565 of 2016, and as described in the October 1, 2018 Special Town Meeting warrant, subject to review by Town Counsel.

Joint Boards Meeting with Board of Assessors re: Appointment to Board of Assessors – Gary Yu

Dom Pugliese, Chair of the Board of Assessors and member Jack Smith were present for this agenda item. This vacancy exists due to the untimely death of Rick Connelly, a member of the Board of Assessors. Stow's Town Charter calls for the Board of Selectmen and the remaining Assessors to make a joint appointment to fill such a vacancy until a replacement can be elected for the remainder of the term. The position was advertised and resident Gary Yu expressed interest. The Board of Assessors met with Mr. Yu at their August meeting and voted unanimously to recommend him for the position. Mr. Yu was not able to be present at this meeting, The Selectmen and Assessors present voted unanimously to appoint Mr. Yu to the position.

Mr. Hawkes moved that, in a joint vote with the Board of Assessors, that Gary Yu be appointed to fill the vacancy on the Board of Assessors, effective from now until the May 2019 Annual Town Election. Mr. Ryan seconded the motion and it was passed unanimously including aye votes from Mr. Burke, Mr. Hawkes, Mr. Salvie, Mr. Ryan, Mr. Pugliese and Mr. Smith.

Signing Warrant for September State Primary Election - Town Clerk

Town Clerk Linda Hathaway was present to request the Selectmen's signatures on the September 2018 Primary Election Warrant. The Board voted unanimously to sign the document and it was given to the Town Clerk.

Mr. Hawkes moved that the Board vote to sign the warrant for the September 4, 2018 State Primary, to be held at Center School, 403 Great Road, Stow, from 7 AM to 8 PM.. Mr. Burke seconded the motion and it was passed unanimously.

Joint Boards Meeting with Planning Board re: Recreational Marijuana

Members of the Planning Board were present to discuss warrant articles they developed for the October 1, 2018 Special Town Meeting warrant. Those members included Karen Kelleher, John Colonna-Romano and Len Golder. Associate Member Mark Jones and Town Planner Jesse Steadman were also present.

Mr. Steadman said that there was lengthy consideration whether to hold Special Town Meeting (STM) first with an election to follow or switching the order and having the election first and then a STM. The Planning Board decided to utilize the former, deciding that it was the fairest and most efficient way to operate. They were able to write the warrant articles in such a way that residents had the most options open to them.

The Planning Board wanted to make clear that this time there would be a two-vote process. Mr. Steadman explained after STM and the election, the Town should at least have a zoning bylaw in effect regarding recreational marijuana. A draft of the overlay map shows where activities would be allowed. The Planning Board's process, with input from Town Counsel, determined that the bylaw would be submitted as a zoning bylaw rather than a general bylaw.

The Planning Board's John Colonna-Romano urged the town to clarify that it is voting on "use" of marijuana to mean *land use*, not *personal use*, which the town cannot regulate. The Selectmen agreed and emphasized this point.

The Selectmen praised the Planning Board for working diligently on the recreational marijuana issue and putting forth a quality solution for the residents in a short time frame.

Mr. Burke moved that the Selectmen accept the warrant as presented, except for the order. With respect to that Articles 1 through 3 would stay in place and Article 11 would be moved to where Article 4 is now. All other articles would get bumped down. Mr. Ryan seconded the motion and there was discussion. The motion failed 1:3. Mr. Burke, aye. Mr. Hawkes, Mr. Salvie and Mr. Ryan nay.

The discussion explained that Mr. Burke wanted to be sure that the articles are in the order that residents might prefer. Mr. Hawkes explained that he thought it should stay in the order presented by the Planning Board. Mr. Salvie said he was not in favor of the motion because he wanted to allow himself time to consider what would be best. He reminded the Board that the order of the warrant could be decided later and changed, even if the warrant has been accepted. After discussion, Mr. Ryan said that he preferred to keep it in the order the Planning Board presented it originally.

In a new motion, *Mr. Hawkes moved to accept the October 1, 2018 Special Town Meeting warrant as presented. Mr. Ryan seconded the motion and it was passed unanimously.*

Discussion of remaining October 1, 2018 Special Town Meeting Warrant Articles

Although the warrant had been accepted, the Board reviewed the remaining warrant articles, *not* relating to recreational marijuana.

Mr. Hawkes moved to accept the warrant for the, dated August 14, 2018. Mr. Ryan seconded the motion and it was passed unanimously.

Town Administrator's report

Mr. Wrigley reminded the Board that he had submitted an article for the October 1 Special Town Meeting warrant for the purpose of contracting with the Town's Financial Advisory Firm, Hilltop Securities, to provide a number of services related to OPEB funding. The proposed scope of services would cost \$7,500 and would be rendered by Brian Whitworth of Hilltop Securities. Mr. Wrigley added that he met with Paul McLaughlin, Finance Committee liaison to the Town Administrator, and McLaughlin stated that he is supportive of the STM warrant article and would report back to the Finance Committee and attempt to get a vote on this project. A straw vote demonstrated that the Selectmen are supportive of the Town Administrator's efforts regarding hiring OPEB advisory services.

He briefly updated the Board on excavation work at the Collings property in conjunction with the construction of the new museum and the enforcement order and cease and desist that had been issued.

The Lake Boon Dam Inspection Report being prepared by Weston and Sampson consulting engineers will be submitted to the Department of Conservation and Recreation on or by August 20th. The Inspection Report identifies the nature and extent of the dam problems.

At 8:54 p.m. Mr. Wrigley left the meeting.

Liaison reports

Mr. Burke mentioned that he had attended the Council on Aging Volunteer Appreciation luncheon. He has been attending Finance Committee meetings this summer.

Mr. Hawkes said that the Lake Boon Commission (LBC) is working on the final draft of changes to the LBC rules and regulations. They will post the draft changes in the newspaper and on the website and will be allowing a comment period from residents.

Mr. Salvie reported that he has spent time reading up on Recreational Marijuana. He said that he met with Tim Reed, Chair of the Library Trustees, recently and spoke about their possible expansion plans. Part time librarian Olivia is leaving for a full-time job after three years and numerous contributions. He added that she will be missed. On August 23, the Lower Village Improvement Committee will meet.

Mr. Ryan reported that Doug Hyde had put out a Request for Qualifications (RFQ) for the Town Hall Restoration Project. They will have a meeting on August 27th and the Committee will have submissions from 12 vendors to read through in response to the RFQ.

Adjournment

At 9:04 pm Mr. Burke moved to adjourn. Mr. Ryan seconded the motion and it was passed unanimously.

Respectfully submitted,

Maureen Trunfio
Administrative Assistant

YouTube Link:

<https://www.youtube.com/watch?v=i2fHydMp9q4>

Documents addressed at the Selectmen's 8/14/18 Meeting

Meeting motions

Approval Request for Bike for the Woods 2018 Map of route; Traffic Plan from Stow Public Safety; SCT Insurance Certificate

Ride to Defeat ALS documents public safety plan

Public Input Handout from Bhaird Campbell re: Eversource Transmission Line route

Easement acceptance signature page Spring Hill Estates

Spring Hill Estates plan showing easement areas

Warrant for September Primary Election to be signed

10/1/2018 STM Signature Sheet

10/1/2018 STM Draft Warrant