

# **Board of Selectmen Minutes**

## **05/08/2012**

**MINUTES  
BOARD OF SELECTMEN  
GRIFFIN ROOM  
TUESDAY, MAY 8, 2012  
6:25 pm**

**SELECTMEN PRESENT:** Cebula, McManus, LaMantia, Ballantine, Hughes

**OTHERS PRESENT:** Town Administrator James Merriam, Finance Director David Ryan

**MEETING CALLED TO ORDER** at 6:25 PM by Chairman Ballantine.

The Board met to discuss their position relative to Special Town Meeting Article 10, a private petition entitled "Little League Lease or License for use of Centeio/Baldwin Field." The Board sought, received and reviewed a legal opinion from Town Counsel John Giorgio as follows:

My recommendation is that we not tinker with the petitioned article and that we let Town Meeting vote it as printed in the warrant.~ The article constitutes authorization for the Board of Selectmen to issue a lease or license.~ It does not require it.

Given Michele's review of the Regional Agreement (see below), I would not recommend that the Board enter into any agreement with the LL before July 1<sup>st</sup> without first gaining the concurrence of the RSDC and I would think we would want to incorporate into the lease with the RSDC whatever provisions are necessary to effectuate the vote of town meeting while being mindful not to encumber the property to the detriment of the RSDC under the Regional Agreement.

The RSDC would, in my opinion, have the authority after July 1<sup>st</sup> to license the field to the LL as along as the lease between the RSDC and the Town does not prohibit it.  
John W. Giorgio, Esq.

Selectman McManus, who also serves on the Monomoy Regional High School Building Committee, informed the Board that Geo-technical reports indicate that the Little League field needs to be set aside as a future leaching area reserve, but that if needed, the leaching field could be installed below the LL field and the field restored prior to the next baseball season. Furthermore, with the prospect of Senior Softball leaving town, that Potter's Field, which is under the control of the Youth and Recreation Commission, might serve as a better field for Little League, leaving Centeio/Baldwin Field for Girls Softball.

After discussion, the Board decided not to take a position on the article, but best for Selectman McManus to convey to Town Meeting the current septic design which may require that the Monomoy Regional School Committee retain control of the site, with the potential of licensing the Centeio/ Baldwin Field to Little League with the understanding that the MRSD may require a new leaching field at some future date, and if so, the ballfield would be reconstructed after installation.

Selectman McManus moved, seconded by Selectman Cebula to adjourn at 6:34pm.

Respectfully submitted,

James Merriam, Town Administrator