

**Devens Enterprise Commission
DEC Public Hearing & Meeting
Minutes October 29, 2019**

Members: Duncan Chapman, Dix Davis, Robert Gardner, Christopher Lilly, Robert Markley, William Marshall, Jim Pinard, Marty Poutry, Paul Routhier

Staff: Peter Lowitt, Neil Angus, Kate Clisham

Absent: William Castro, Jim DeZutter, Melissa Fetterhoff

W. Marshall called the meeting to order at 6:45 PM and read the agenda

W. Marshall welcomed Robert Gardner, Jr. as the DEC's newly appointed Commissioner (Regional).

6:47 PM **Minutes**

M/S/V D. Davis, M. Poutry to approve September 5, 2019 and September 24, 2019; approved unanimously.

6:47 PM **One-Day Wine and/or Malt Beverages License request from Clear Path for Veterans New England for the Journey Home 5k Road Race event on Sunday November 10, 2019 from 8AM to 3PM (beer & wine 11:30a – 3p only) at 84 Antietam St. (Parcel ID #31-2-400)**

N. Angus read through the staff report noting this is CPVNE's 2nd annual road race event. He noted the license is for beer and wine only. He indicated the applicant has coordinated with the Devens Public Safety Officer as well as Devens Recreation and Public Works. The event will have a detail officer inside the roped off area where alcohol is being served/consumed. They expect about 250 participants this year and he noted there is plenty of parking to accommodate the attendees and volunteers. W. Marshall asked if any food will be served? Donna Bulger indicated no food vendor this year. D. Davis asked about spectators. D. Bulger indicated there were many spectators last year and they expect as many or more this year. She noted they are at various locations along the route. R. Gardner asked about liability insurance for the event. N. Angus indicated they do have a policy and that is a condition of MassDevelopment. Donna Bulger, applicant and CPVNE Vice President, reported they had 150 runners last year. She indicated they work with a professional race coordinator and they have coordinated with Devens Recreation and Public Works on the course layout and safety requirements. She noted Devens is a great place and a great location for the road race.

P. Lowitt recommended closing the public hearing. **M/S/V** R. Gardner, D. Davis to close the public hearing; approved unanimously. N. Angus reported we did receive one comment from an abutter at 63 Walnut Street and they support this event. He went over the conditions.

M/S/V R. Markley, W. Marshall to approve the 1-Day License with Conditions; approved unanimously.

7:00 PM **New Business:**

DEC draft Meeting Schedule January – June 2020

W. Marshall noted he will be out for the March 31, 2020 meeting. P. Lowitt suggested we change the date and move it to March 24, 2020. He also asked that anyone with a conflict notify Kate.

7:01 PM **Devens Jurisdictional Framework Committee – meeting updates**

W. Marshall reported the committee was formed to come up with a recommendation to the legislature on the disposition of Devens. He indicated he, J. DeZutter and P. Lowitt are representing the DEC. W. Marshall reported initial committee was started by the Town of Harvard and they invited MassDevelopment who in turn decided to include all stakeholders (DEC, Town of Ayer, Town of Harvard, Town of Shirley and MassDevelopment). He indicated the committee is still debating on whether Devens residents and businesses should be included. He recalled back in 2006 when we were voting on Disposition (2B) the Devens residents were included. W. Marshall indicated the committee is looking for an outside facilitator to get things done. P. Lowitt noted a draft RFP was sent around but it is being edited. D. Chapman asked if all 3 towns have to be unanimous. P. Lowitt indicated they don't have an answer to that currently. W. Marshall indicated they need to determine what the vote element will be and there may be many interesting scenarios to come out of it. R. Gardner asked if the meetings are open to the public? P. Lowitt indicated yes. W. Marshall reported they've had 2 meetings thus far and the next will be held on Wednesday November 11, 2019 at 3 PM here in the Vicksburg conference room.

7:13 PM Massachusetts Net-Zero Energy Stretch Code Letters of Support

N. Angus reported staff had brought this before the DEC back in April to support the adoption of a new Stretch Code. Since that time the state has been working to update and increase the Stretch Energy Code to Net Zero. He noted Devens has been a pilot and case study for the entire state and the USGBC has provided reports on the implementation and savings of the Stretch Code. Two organizations that the DEC has worked with have drafted letters of support for a Net Zero code and are requesting support from the DEC to sign the letters. N. Angus reported this will help us in our Devens Climate Action plan process that we're currently working on. It will be an important tool for cities and towns across Massachusetts helping to reduce greenhouse gas emissions and promoting development in a more sustainable manner. N. Angus noted the base code has progressed following the International Code Council updates leaving the Stretch Code stagnant. P. Lowitt noted we had already given our support back in April 2019 and we'd like to endorse both letters of support here.

M/S/V P. Routhier, M. Poutry to support and send both letters on behalf of the DEC; approved unanimously.

7:26 PM Old Business:

DEC Personnel – Draft Family and Medical Leave Policy

P. Lowitt reported legal counsel is awaiting a ruling from the DOR regarding the DEC's exemption. We will table this agenda item for now.

7:28 PM Public Comment:

None

W. Marshall noted the upcoming meeting dates, November 7, 2019 at 7:30 AM and November 19, 2019 at 6:45 PM. N. Angus announced there will be a Devens Farmers Market tomorrow on Devens Common 12:30 – 6PM. The DEC has partnered with MassDevelopment and Dicks Market Garden to host this first event and we hope to continue and grow the event. He's coordinated some local vendors namely, Dragonfly Wellness Center, Little Leaf Farms, Maxant Honey, and the Natural Cafe. He indicated he's reached out to surrounding towns farmers markets to make them aware as well and perhaps make it a regional event in the future. He reported some of the leftovers will be donated to Loaves & Fishes.

7:30 PM **M/S/V** R. Gardner, M. Poutry to adjourn, approved unanimously.

List of Exhibits –

- Agenda
- Draft Minutes 9/5/19 and 9/24/19
- Staff Report 10/24/19 Clear Path for Veterans Journey Home 5k and 1-Day License
- Draft DEC Schedule – January – June 2020
- Memo 10/24/19 – Net Energy Stretch Code including Letters of Support