

**BOARD OF SELECTMEN AND SEWER COMMISSIONER'S MEETING**

**Special Meeting  
November 19, 2015  
Francis Faulkner Room 204  
Regular Meeting 8:15 AM**

**RECEIVED**

**NOV 19 2015**

**TOWN CLERK  
ACTON**

Present: Katie Green, Peter J. Berry, Janet K. Adachi, Town Manager Steven Ledoux, and Lisa Tomyl, Recording Secretary

Chairman Green opened the meeting at 8:15 AM

**Citizens' Concerns**

None

**Chairman's Update and Operational Update:**

None

**Public Hearings and Appointments**

**Finalize Special Tax Assessment with Associated Environmental Systems:**

Mr. Richard Ellert, Chief Operating Officer, and Mr. Beran Peter, President, Treasurer and Manager, were present on behalf of Associated Environmental Systems. Mr. Ledoux provided an update about discussions and changes in the proposed agreement since the Board's meeting on November 16. The changes are the result of the meeting among Mr. Ledoux, Mr. Peter, and Mr. Ellert on Tuesday, November 17 as well as communications with the Massachusetts Office of Business Development. The MOBD advised that the agreement should omit terms unrelated to the special tax assessment. So the revised agreement adds a reference to a separate Memorandum of Understanding that will cover items such as the proposed transportation payment, school bus parking, etc. Among the provisions remaining in the agreement, the revised clawback provisions reflect reduced percentages, stating that if AES must pay back 50% of the STA if it vacates the property within 8 years after acquiring the property and must pay back 25% of the STA if it vacates the property between 8-10 years after acquiring the property.

The total number of employees currently employed by AES was corrected from 55 total at the Ayer location to 47 in Ayer, with the remaining 8 located in California and Michigan. AES remains obligated to add 65 employees at the Acton location, increasing the workforce from 47 to 112.

Ms. Adachi moved to approve the final special tax assessment agreement, Mr. Berry seconded. (3-0).

Board of Selectmen  
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