

MINUTES OF THE REGULAR SESSION SELECTMEN'S MEETING  
OCTOBER 2, 2006

Present: Selectmen Kent Scott, Glenn Trindade, James Galligan, and Dennis Crowley, Town Administrator, Suzanne Kennedy and Administrative Services Assistant, Celeste Hanson were present. Selectman Richard Dunne was absent.

7:05 p.m. – Chairman Galligan called the meeting to order in Sanford Hall of Town Hall. All stood for the Pledge of Allegiance.

***Public Comments:***            *None*

***Fall Special Town Meeting Warrant Article Discussion/Approval:***

- Administrator Kennedy stated that several department heads were available to discuss proposed warrant articles submitted for the October 23, 2006 Special Town Meeting.
- Mark Flaherty, Water/Sewer Department Superintendent came forward to explain the warrant article submitted for consideration on the October 23 2006 Special Town Meeting warrant. Superintendent Flaherty explained that the warrant article is requesting \$1,100,000 for the design, construction and purchase of land for the replacement of the Village Street well. Superintendent Flaherty stated that the well is in desperate need of replacement. The Board and Superintendent Flaherty entered into a brief discussion. Selectman Trindade moved to place the warrant article submitted by the Water/Sewer Commissioners on the 10/23/06 Special Town Meeting Warrant; seconded by Selectman Crowley; all ayes 4-0-0 (voted).
- Mark Cerel, Community Preservation Committee Chairman came forward to explain the five warrant articles submitted for consideration on the October 23, 2006 Special Town Meeting warrant. The Board and Chairman Cerel entered into a brief discussion. Chairman Cerel stated that all funds required for the proposed warrant articles will be utilized through use of CPC funds and not Town General Funds. Selectman Trindade moved to place the five warrant articles submitted by the Community Preservation Committee on the 10/23/06 Special Town Meeting warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted).
- Mary Jane White, Town Clerk came forward to explain the warrant article she submitted for consideration on the October 23, 2006 Special Town Meeting warrant. The Town Clerk noted that the proposed warrant was submitted to fix the salary and compensation of her salary. Selectman Trindade moved to place the warrant article submitted by the Town Clerk on the 10/23/06 Special Town Meeting Warrant; seconded by Selectman Crowley; all ayes 4-0-0 (voted).
- Missy Dzikczek, Senior Center Director came forward to answer questions relative to the warrant article submitted by the Council on Aging for consideration on the October 23, 2006 Special Town Meeting warrant. Mrs. Dzikczek explained that the warrant article is seeking Town approval to enter into an inter-municipal agreement with the Town of Franklin for the purpose of hiring/sharing a Wellness Nurse. Mrs. Dzikczek noted that the funds for Wellness Nurse have been secured through a

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State Grant Program and that the contract will begin as a one-year contract then will be converted to a three-year contact. Mrs. Dziczek and the Board entered into a brief discussion and Selectman Trindade moved to place the warrant article submitted by the Council on Aging on the 10/23/06 Special Town Meeting Warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted).

- Planning Board Chairman, Andy Rodenhiser was present to answer questions relative to the five proposed warrant articles submitted by the Planning Board. Water/Sewer Superintendent Flaherty was also present to support the ground water protection district warrant article. The Board and Chairman Rodenhiser briefly discussed the five proposed warrant articles. Selectman Trindade moved to place the five warrant article submitted by the Planning Board on the 10/23/06 Special Town Meeting Warrant; seconded by Selectman Crowley; all ayes 4-0-0 (voted).
- The Board entered into a brief discussion regarding the warrant article submitted by the School Department relative to transferring funds from Article 13 of 5/14/01 ATM to Article 13 of 6/28/04 STM in order to remove a \$26,402.50 deficit in the capital project funds account. Selectman Trindade moved to place the warrant article submitted by the School Department on the 10/23/06 Special Town Meeting Warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted).
- The Board reviewed the e-mail explanation received from Chairman Wright relative to the proposed warrant article submitted by the Industrial Development Committee (IDC) seeking Town approval for an easement that is required to house the pumping station in the Medway Business Park. The Selectmen briefly discussed the warrant article. Selectman Trindade moved to place the warrant article submitted by the IDC on the 10/23/06 Special Town Meeting Warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted).
- The Board also discussed the warrant article relative to the Tax Increment Financing (TIF) Agreement/Economic Development Incentive (EDI) Program for 51 Alder Street; Selectman Trindade moved to place the warrant article on the 10/23/06 Special Town Meeting Warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted).
- The Board reviewed and discussed six warrant articles submitted by the Department of Public Services Director, David D'Amico. Selectman Trindade moved to place the first five warrant articles on the 10/23/06 Special Town Meeting Warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted). The board entered in a discussion regarding the proposed storm water drainage study of the Brentwood area. Director D'Amico provided an explanation of the flooding problems of the Brentwood area. Selectman Trindade moved to place the warrant article (number six) on the 10/23/06 Special Town Meeting warrant; seconded by Selectman Crowley; all ayes 4-0-0 (voted).
- Administrator Kennedy explained the reason of the proposed warrant article requesting a \$2000 funds transfer from the Selectmen's expense budget to the Zoning Board of Appeals expense budget. Selectman Trindade moved to place the

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warrant article on the 10/23/06 Special Town Meeting warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted).

- Administrator Kennedy also explained the proposed warrant article requesting a \$100 funds transfer from the Selectmen's expense budget to create a Government Study Committee expense budget to assist the committee with various expenses and supplies. Selectman Trindade moved to place the warrant article on the 10/23/06 Special Town Meeting warrant seconded by Selectman Scott; all ayes 4-0-0 (voted).
- Library Trustee Chairman Rowe came forward to explain two warrant submitted by the Library Trustees. The first article seeks Town approval to transfer \$30,381 from the Health Insurance Account to the Medway Public Library Employee Health Insurance Account. Chairman Rowe and the Selectmen entered into a brief discussion. Selectman Trindade moved to place the article on the 10/23/06 Special Town Meeting warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted).
- Library Trust Chairman Rowe also answered questions and entered into a brief discussion with the Board relative to the second article submitted by the Library Trustees. The proposed article requests the Town to raise, appropriate or transfer funds in the amount of \$138,000 to defray Library costs and expenses. Trindade moved to place the warrant article submitted by the IDC on the 10/23/06 Special Town Meeting Warrant; seconded by Selectman Crowley; ayes 2; nays 2 (motion fails). However, a citizens petition was submitted requesting same and will be placed on the 10/23/06 Special Town Meeting warrant.
- Chairman Galligan explained the last article for discussion, sponsored by the Selectmen requesting that the Town vote to refrain appropriation of or funding for any expenses not previously funded until the completion and approval of the fiscal year 2006 audit. The Board entered into a brief discussion. Selectman Trindade moved to add the article to the 10/23/06 Special Town Meeting warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted).

***Approve and sign warrant:***

- Selectman Trindade moved that the Board approve and sign warrant twelve (12) for fiscal year '07 as read in the total amount of \$2,256,268.18; Selectman Scott seconded; all ayes 4-0-0 (voted).

***Approval of Qualified Bond Act:***

- Administrator Kennedy indicated that Treasurer Phillips was present to explain the terms regarding the qualified bond act application.
- Treasurer Collector Phillips stated that the amount of the bond is eleven million five hundred twenty-three thousand dollars (\$11,523,000) for bonding purposes relative to the following school and town projects: High School (\$10,355,000); Burke School Roof (\$186,000); Middle School Roof (\$650,000); Choate Pond

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Restoration (\$172,000); Town Hall Remodeling (\$160,000). Treasurer Phillips explained that Qualified Bonds are authorized under MGL Chapter 44A and must be for those purposes authorized by law to borrow. She stated that Qualified Bonds have a higher bond rating than the Town currently has and issuing bonds as qualified allowed the Town to obtain a lower interest rate than the Town could secure on its own and is necessary due to the Town current financial condition. The anticipated rate range is between 4.5 and 5.0 percent and the term of the bonds will be for nineteen (19 years). The Board entered into a brief discussion regarding borrowing under the Qualified Bond Act.

- Selectman Trindade moved that the Board pursue borrowing eleven million five hundred twenty-three thousand dollars (\$11,523,000) under the provisions of the Qualified Bond Act as recommended by the Treasurer; Selectman Scott seconded; all ayes 4-0-0 (voted).

The Administrative Services Assistant left the meeting for approximately ten minutes and returned to a discussion between the Board and Charles Myers relative to the McGovern School Parking Lot. Mr. Myers was inquiring if the highway department would be making repairs as needed to the parking lot. Chairman Galligan indicated that the Town and School department had recently agreed to share the eight thousand dollar cost associated with repairs to the parking lot and that the issue will continue to be reviewed. Selectman Trindade moved not to include the warrant article to repair the McGovern School parking lot on the October 23 Special Town Meeting Warrant; seconded by Selectman Scott; all ayes 4-0-0 (voted).

*Selectman Trindade moved to continue the Selectmen's regular session meeting to 10:30 p.m.; seconded by Selectman Scott; all ayes 4-0-0 (voted).*

***Other Selectmen Business:***

***Town Counsel RFP:***

The Board entered into a brief discussion regarding the RFP for Town Counsel Services submitted by Administrator Kennedy. Administrator Kennedy informed the Board that Special Town Counsel, Richard Maciolek, has indicated that he can not extend his legal services to the Town beyond October 31, 2006.

- Selectman Trindade moved to approve the Town Counsel Request for Proposal (RFP) as submitted; seconded by Selectman Scott; all ayes 4-0-0 (voted).

***One Day Beer and Wine License requested by Gallante's Restaurant:***

- Selectman Trindade moved to approve the request for the one day beer and wine license; seconded by Selectman Scott; all ayes 4-0-0 (voted).

***Approval of Minutes:***

- Selectman Trindade moved to approve but not release the Executive Session meeting minutes of August 21, 2006; Selectman Scott seconded; Ayes 3-0-1 (voted with Chairman Galligan abstaining).

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- Selectman Trindade moved to approve the Regular Session meeting minutes of August 21, 2006 with an amendment; Selectman Crowley seconded; Ayes 3-0-1 (voted with Chairman Galligan abstaining).
- Selectman Trindade moved to approve the Workshop meeting minutes of August 28, 2006; seconded by Selectman Scott; all ayes 4-0-0 (voted).

***Report of the Town Administrator:***

- Administrator Kennedy, reported she and Selectman Crowley recently meet with School Superintendent Grandmont, David Verdolino the School Finance Director, and Susan Connelly, School Committee Chairman regarding the volume of work left to be completed on the school maintenance shed. Administrator Kennedy indicated the documentation was received from outside legal counsel who both parties agreed to and will be presented to the Board for review and approval shortly. Selectman Crowley stated that the School staff will coordinate completion of the maintenance shed and will report to the Selectman and Town Administrator as warranted. The volunteer contractor (Andy Rodenhiser) will also submit all required insurance and waivers requested by the School/Town and Jim MacLean, School Facilities Manager will act as the "Clerk of the Works". Selectman Scott inquired if the Building Inspector, Mr. Speroni was informed regarding the pending construction. Selectman Crowley stated that the Building Inspector has been informed relative to the pending construction of the maintenance shed.
- Administrator Kennedy also indicated that included in the Board's meeting packet is a draft of the proposed Fraud Policy as a result of the Town's outside auditor's recommendation in the 2005 management letter. Administrator Kennedy stated that she will schedule an appropriate workshop date with Chairman Galligan for in depth discussion and review by the Board.

***Reports of the Selectmen:***

- Selectman Crowley inquired about the Zoning Boards decision relative to the Rosenfeld matter included in the Selectmen's meeting packet. The Chairman indicated that he should contact the ZBA Secretary, Arlene Doherty or Chairman Joe Musmanno for further clarification.
- Selectman Scott announced that the Friends of Choate Park will be hosting a Park Cleanup Day on September 23 with the rain date of September 24. Also the Touch-A-Truck event is scheduled for October 28 with the rain date of October 29.
- Selectman Trindade inquired if the Police Department could provide a traffic details in anticipation for the upcoming Veterans Day Celebration. The Administrative Services Assistant indicated that she would be assisting Colonel Matondi with some details and would also be contact Chief Saleski and Lieutenant Tingley regarding traffic issues/concerns.

***Report of the Chairman:***

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- Chairman Galligan reported that the Town was the recipient of a Priority Development Fund Technical Assistance Program Grant through the Massachusetts Housing Finance Authority for fifteen thousand (\$15,000.00) dollars.
- Chairman Galligan stated that he received correspondence from the 495/Metrowest Alliance for RTA Services "Ride Here Ride Now" regarding statutory reforms allowing access to regional transit authority services and state legislation which was sponsored by Senator Spilka; a member of our legislative delegation. Chairman Galligan stated that we would provide copies to other interested board members if requested. The Administrative Services Assistant stated that a copy of such had been included in the Board members meeting packets for review.

*10:30 p.m. There being no further business to discuss, Selectman Trindade moved that the meeting be adjourned; Selectman Scott seconded; all ayes 4-0-0 (voted).*

Respectfully submitted,

Celeste Hanson  
Administrative Services Assistant

*NOTE: APPROVED BY BOS ON*