

MINUTES OF THE REGULAR SESSION SELECTMEN'S MEETING
AUGUST 20, 2007

Present: Selectmen Dennis Crowley, Richard Dunne, Glenn Trindade, Andrew Espinosa, John Foresto, Town Administrator, Suzanne Kennedy and Administrative Services Assistant, Celeste Hanson were present.

7:04 p.m. –Chairman Trindade called the Selectmen's meeting to order in the Sanford Hall of Town Hall. All stood for the Pledge of Allegiance.

Chairman Trindade moved that the Selectmen adjourn to executive session for reason number three "To discuss strategy with respect to collective bargaining or litigation..." with the intent to return to open session; seconded by Selectman Espinosa; roll call vote; Foresto—aye; Espinosa—aye; Dunne—aye; Crowley—aye; Trindade—aye (5-0-0 voted).

8:00 p.m. Selectmen return to Open Session:

Public Official Updates:

Rob Pomponio—2B Oak Street Update:

- Historical Committee Chairman, Rob Pomponio was present to provide an update on the 2B Oak Street (Thayer House) property. Chairman Pomponio indicated that the scope for services was submitted and accepted by Mass Highway. He is in the process of working on the proposal for bid in order to commence the work on the property. Selectman Foresto inquired if there were any other matters the Board should be aware of. Chairman Pomponio indicated that there was nothing else to report at present. Selectman Espinosa asked if there were any concerns associated with the upcoming winter season and stabilization of the property. Chairman Pomponio noted that nothing can be accomplished due to the bid process and that initially, the Town took measures to secure the property as best as possible. Chairman Trindade inquired about the status of property cleanup. Chairman Pomponio indicated that clean up of the property will have to wait until the Fall when visibility of the property would be better. Chairman Pomponio also feels that if major cleanup is conducted that volunteers could assist with some of the finishing cleanup efforts. Director D'Amico also agreed that waiting until the Fall would improve property visibility. Selectman Crowley asked if any civic groups has expressed interest in utilizing the property. Chairman Pomponio indicated that Friends of Choate Park and Camp Sunshine express interest in utilizing the property. Selectman Dunne inquired of the cost to rehabilitate the property once the stabilization effort was completed. Chairman Pomponio indicated that the cost for total rehabilitation of the property would cost at least nine hundred thousand dollars (\$900,000.00)

David D'Amico—Route 109 Crosswalk Discussion:

- Department of Public Services Director, David D'Amico was present to discuss crosswalks on Route 109. Director D'Amico indicated that approximately thirty-five thousand dollars (\$35,000) in funds have been collected by the Planning Board through various projects. Director D'Amico indicated that the crosswalks on Main

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Street (Route 109) need to be completely rebuilt for handicap accessibility which would cost approximately twenty-five thousand dollars (\$25,000.00). Director D'Amico stated that he would like to utilize some the funds collected by the Planning Board to put towards the Main Street sidewalk reconstruction project and would like the Selectmen's endorsement for the project as well as any other ideas they may have regarding sidewalk reconstruction. The parties entered into a brief discussion; the board favored the Director's idea for crosswalk reconstruction on Main Street. Chairman Trindade moved that due diligence be conducted to investigate by-laws and expenditure laws to be sure that the funds collected by the Planning Board can be used for such a purpose and that the Director provide a report and project plan for final approval before beginning the project; seconded by Selectman Espinosa; all aye 5-0-0 (voted).

Public Hearing--Peter Morrissey liquor license transfer:

- Chairman Trindade moved that the Board open the Public Hearing for an all alcohol license transfer application submitted by Medway Café, Inc., Peter J. Morrissey, Manager located at 74 Main Street; seconded by Selectman Crowley. The Public Hearing Notice was read by Chairman Trindade.
- The applicant (Peter Morrissey) and his Attorney (Robert Cutler) came forward to discuss and answer questions regarding the all alcohol license transfer application. Attorney Cutler indicated that his client is very experienced in the food-service industry and owned three other very successful businesses, which have been sold in order to dedicate time to this new business venture. Selectman Crowley indicated that he knew the applicant from past professional dealings.
- The Administrative Services Assistant indicated that she contacted representatives from towns in which the applicant formerly did business and all representatives indicated that the applicant ran satisfactory businesses and that the applicant fully complied with all local licensing policies. Selectman Crowley also indicated that he spoke with Lt. Tingley who also indicated same.
- Chairman Trindade moved to close the public hearing; Selectman Dunne seconded. The parties entered into a brief discussion. Chairman Trindade moved that the Board approve the annual all alcohol liquor license transfer application from M. Malone, Inc. d/b/a Main Street Café to Peter J. Morrissey d/b/a Medway Café Inc. located at 74 Main Street; seconded by Selectman Dunne; all aye 5-0-0 (voted).

Public Comments:

- Mrs. Jackie Ryder came forward and indicated that she has been experiencing some problems with Treasurer Collector concerning release of a construction bond and would like to know who she can appeal to. Administrator Kennedy indicated that she would speak to the Treasurer Collector and follow up with Mrs. Ryder.

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- Mrs. Phyllis Cerel asked the Board if an update on the Village Street Truck Exclusion/noise matter would be discussed this evening. Administrator Kennedy indicated that the Police Department is still gathering data to include in their report which is scheduled before the Selectmen on Monday, September 17.

Other Meeting Business:

- Consideration for authorization by the Chairman to execute the Request for Authorization to Proceed submitted by Tata and Howard relative to the Medway Sewer Project. The Board reviewed the contract submitted by Tata and Howard and entered into a brief discussion. Selectman Espinosa moved that the Board authorize the Chairman to execute the Request for Authorization to Proceed with the Medway Industrial Park Sewer Extension, Phase 2 T&H Job number 1934 not to exceed \$100,000 submitted by Tata and Howard; seconded by Selectman Crowley; all aye 5-0-0 (voted).
- Consideration of a one-day auctioneer's license requested by Michael Coyle. The Board entered into a brief discussion relative to the one-day auctioneer's license request. The Administrative Services Assistant indicated that the applicant's state license was in good standing and that other town officials did not indicate any concerns with the request. Chairman Trindade moved that the Board approve the application for a One-Day Auctioneer's License request by Michael J. Coyle to hold an auction on Tuesday, August 21, 2007 at the Medway VFW from 6:00 p.m. to 12:00 midnight; seconded by Selectman Dunne; all aye 5-0-0 (voted).
- Consideration of the Cycle for Haylee bicycle fundraising event. The Administrative Services Assistant indicated that the Cycle for Haylee event has been held in Medway for the last four years with no problems. She also indicated that the Police, Fire and Public Services Departments have all been notified regarding the anticipated event and all departments are in favor of the event. Chairman Trindade moved that the Board approve the request to conduct the Cycle for Haylee Bicycle Tour to benefit the Cystic Fibrosis Foundation scheduled to take place on Saturday, October 6, 2007 from Fatima Shrine between the hours of 10:00 a.m. and 3:00 p.m; seconded by Selectman Dunne; all aye 5-0-0 (voted).
- Consideration of Special Event License requested by The Community Church. The Administrative Services Assistant indicated that the annual church fair has been scheduled on a yearly basis and that there have been no problems in connection with the event in the past. The Police, Fire and Public Services Departments have also been notified of this particular event and that all departments are in favor of the event. Chairman Trindade move that the Board approve the request for a Special Event License as requested by the Community Church for the annual church fair on Saturday, September 29 from 9:00 a.m. to 3:00 p.m.; seconded by Selectman Espinosa; all aye 5-0-0 (voted).

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Board and Committee Liaisons and Appointments:

- Chairman Trindade referred to the memorandum and list of current board liaisons and appointments requiring reassignment. The Board entered into a discussion and determined the following board and committee liaisons and appointments: Chairman Trindade: Town Counsel, Town Moderator, Constables (two elected), Audit Committee and Industrial Development Committee; Vice Chairman Dunne: Board of Library Trustees, Norfolk County Advisory Board and Town Clerk; Selectman Crowley (Clerk): Board of Assessors, Board of Health, GATRA, MBTA Advisory Board; Park Commission and Water/Sewer Commission; Selectman Espinosa: Community Preservation Committee, Housing Authority, SWAP, Planning Board and Municipal Building Committee; Selectman Foresto: Cable Advisory Committee, Disability Commission, School Committee and Tri-County Regional High School.

Approval of Warrant:

- Selectman Dunne moved that the Board approve and sign warrant 54E3 representing (school summer payroll) for fiscal year '07 in the amount of \$287,489.16; and warrant 7 for fiscal year '08 in the amount of \$1,179,959.39; for a grand total warrant amount of \$1,467,448.52; Selectman Espinosa seconded; all ayes 5-0-0 (voted).

Report of the Town Administrator:

- Administrator Kennedy announced that she organized a Water Sewer Working Group consisting of the Town Administrator, Robert Heavey (Chairman, Water Sewer Commissioners), Selectmen Espinosa and Crowley and other staff as needed. The group will meet to discuss the Industrial Park Sewer Extension project on a regular basis.
- Administrator Kennedy also announced that Police Chief Robert Saleski had formally announced his retirement from service. Three internal candidates, all promotional members, are being considered for the Police Chief position. All candidates will be interviewed mid-September.
- Administrator Kennedy also noted that copies of the Fraud Policy had not been included in the Selectmen's meeting packets and were distributed at the beginning of the meeting for Selectmen review for discussion at an upcoming meeting. Also, the Insurance Policy draft is still under review of Town Counsel. Copies will be distributed for Selectmen review after Town Counsel returns from vacation and has completed final review/recommendations.

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Reports of the Selectmen:

- Selectman Foresto provided an update regarding the negotiations for cable services contract with Verizon. Selectman Foresto indicated that the Cable Advisory Committee will be entering the second stage of the ComCast negotiations. Public Hearings may be scheduled again in October.
- Selectman Espinosa reported that the new town website is expected to be rolled out by the end of August/beginning of September. Selectman Espinosa also announced that he attended a Planning Board Meeting and that the Planning Board would like to meet with the Selectmen to discuss the "bottle cap" properties.
- Selectman Dunne reported that the anticipated \$250,000 supplemental funds for Library were not approved due to lack of tourism. Selectman Dunne indicated that state representatives are exploring the issue further.. Selectman Dunne reported that Police Union negotiations are continuing and progress is being made. Updates on both matters will continue as warranted.
- Selectman Crowley reported that discussions for resolutions regarding the Coakley Building are continuing. The School Department has been meeting with the Boosters Club and the subcommittee has assisted with the issue as well. Selectman Crowley anticipates a decision shortly and will report back on the matter as warranted. Selectman Crowley also reminded residents that the GATRA surveys have been mailed and encouraged residents to please participate in the survey.

Report of the Chairman:

- Chairman Trindade did not have a report this week. Chairman Trindade indicated that Agenda Item Five--Annual Board/Committee reappointments will be rescheduled for October 1, 2007 and instructed the administrative staff to notify the candidates. Also, Agenda Item 7—Approval of Minutes will be placed on hold and rescheduled for approval at the next scheduled Selectmen's meeting.

9:40 p.m. There being no further regular business to discuss, Selectman Dunne moved that the regular session meeting be adjourned; Chairman Trindade seconded; all ayes 5-0-0 (voted).

Respectfully submitted,

Celeste Hanson
Administrative Services Assistant

NOTE: APPROVED BY BOS ON