

FINAL MINUTES OF THE SELECTMEN SESSION MEETING
April 22, 2008

Present: Selectman Glenn Trindade, Selectmen Richard Dunne, Andrew Espinosa and John Foresto; Town Administrator, Suzanne Kennedy and Board Secretary, Wendy Harrington were present.

Absent: Dennis Crowley

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

Public Comments: None.

Selectmen’s meeting.

Medway 300th Anniversary: Presentation by Ms. Pam Zelesky of Holliston Street and Col. Michael Matondi of Pine Street, Medway. The parties gave an in-depth look at what the preparations should entail to arrange for the Medway 300th Anniversary, which will be prepared for over the next five years. All leading to the actual anniversary of 10/25/2013. It was suggested that a Chairperson and a slew of other volunteers are needed to make this event possible. It was suggested that we take advantage of the cable access studio and web-sites in order to start researching and promoting. Approximately \$5,000 should be a starting point for a budget figure. Selectman Dunne read everyone Article 10 and explained that this article must be passed on the town floor to create a fund and he also suggested either naming the event Medway 300 or Medway Tri Centennial, but it was determined that the Chair and/or committee choose the name.

Agenda item number 1: Approval of Warrants: Motion by Selectman Dunne to accept the Warrants as read as Town Bills \$265,206.89, School \$406,566.16, Gross Payroll \$82,415.92, Total \$754,187.97. Seconded by Selectman Foresto; all ayes 4-0-0 (voted)

Agenda item number 5: Update on Routes 109/126 Turning Lane, Director DPS: Director D’Amico explained to the BOS the history of this project. Most recently MA Highway agreed to do a traffic flow study again in Nov. ’07. Service levels are average and very good, except E on 109 to go N on 126 is starting to become poor. With a 10 yr projection, probably still average. MA Highway suggested a turn lane to go from E on 109 to N on 126. MA highway will do

more but Medway will pay the difference in cost. We can expect a revised set of plans and they are working on the roads now.

Selectman Dunne asked if there were plans to change the road going S on 126 to take a left onto Highland St. Director D'Amico wasn't sure if anything is in the plan, but will check with MA Highway.

Selectman Trindade asked why wouldn't we do the other sides of the intersection at 109 and 126 now while the roads are being worked on. Director D'Amico explained that the lights would need to be reconfigured. He explained his concern that the stone walls that were visible before construction and to short and need correcting. Director D'Amico advised that landscaping is still in the process of being worked on and per the Town Administrators request will about having the stone walls replaced to look like they did when the project started.

Director D'Amico has been in touch with a local wood carver Jessie Green who is looking for a tree stump to carve with a Medway Mustang or something similar to be displayed in town. Director D'Amico was also asked about the park commission and whether or not additional fees would be charged for use of the fields at the Middle School. He explained no additional fees, a combined \$18 per student use fee only.

Agenda item number 9: Consideration of Road Layout Recommendation for Street Acceptances for Annual Town Meeting Warrant, Planning Board: Susy Affleck-Childs presented for BOS to vote on the roadway layout. Voted intent to layout on April 7, 2008, no changes in that layout. Approving layout tonight, then back to the Planning Board for acceptance and then to Town Meeting to accept. Susy explained if these do not pass at Town Meeting they will be put out to Special Town Meeting at a later date.

Motion by Selectman Foresto: I move that the Board of Selectmen approve the roadway layout, as a public way, of **Broad Acres Farm Road** in its entirety from Station 0+00 to its end at Station 38+35.93, as shown on the **Countryview Estates Subdivision** Acceptance Plan Broad Acres Farm Road and Road As-Built in Medway, MA, prepared by DeSimone & Associates of Medway, MA, dated March 1, 2004, last revised January 18, 2008. Second by Selectman Espinosa, no discussion; all ayes 4-0 (voted)

Motion by Selectman Espinosa: I move that the Board of Selectmen approve the roadway layout, as a public way, of **Stable Way** from Station 11+50 to Station 25+48.52, as shown on the **Countryview Estates Subdivision** Acceptance Plan and Road As-Built – Stable Way in Medway, MA, prepared by Colonial Engineering, Inc.

of Medway, MA, dated October 12, 2007, last revised January 18, 2008. Second by Selectman Dunne, no discussion; all ayes 4-0 (voted)

Motion by Selectman Dunne: I move that the Board of Selectmen approve the roadway layout, as public ways, of **Stable Way** from Station 0+00 to Station 3+96.84 and from Station 0+00 to Station 11+50 and **Olde Surrey Lane** from Station 2+62.50 to Station 3+76.48, as shown on the **Broad Acres Subdivision** Acceptance Plan and Road As-Built in Medway, MA, prepared by Colonial Engineering, Inc. of Medway, MA, dated November 15, 2002, last revised January 18, 2008. Second by Selectman Espinosa, no discussion; all ayes 4-0 (voted)

Agenda item number 2: Approval of Minutes. Minutes Sessions: February 4, February 11, March 3, March 10, March 17, March 24, April 7; Executive Session of March 24. Motion to accept Minutes from meetings February 4, February 11, March 3, March 10, March 17, March 24 and Executive Session of March 24 by Selectman Dunne. Second by Selectman Espinosa, no discussion; all ayes 4-0 (voted) Motion by Selectman Foresto to accept Minutes from meeting April 7 as written. Second by Selectman Espinosa, discussion: confirmed all CIPC numbers line up and non-cash charitable gift was given to Selectman Trindade to sign; all ayes but Selectman Trindade abstained due to absence 3-0 (voted)

Agenda item number 3: Michael Coyle Auctioneer License: This item was postponed to the next meeting. Suzanne wasn't clear if this is a one day or full year license. Will put on next meeting to formally approve after clarification.

Agenda item number 4: Tri-State Trek Bicycle run fundraiser: Chief signed off that there was no issues, worthy cause. Motion to approve by Selectman Espinosa to allow this event. Second by Selectman Foresto, no discussion; all ayes 4-0 (voted)

Agenda item number 6: Fraud Policy: This policy is for all town employees, not including the school employees. Section E was discussed Selectman Dunne feels that if one is accused of fraud they should be dismissed. Town Administrator Kennedy explained that there may not be cause for termination if execute without this language. Motion by Selectman Foresto to approve Anti Fraud policy as written. Second by Selectman Espinosa, no discussion; all ayes 3-0, 1 abstained (voted)

Agenda item number 7; Consideration and possible opening of Special Town meeting (STM) Warrant: In order to hold a STM 5/12/08 all information would need to be gathered and prepared this week. The Town Administrator suggests a possible STM date of 6/16/08 (before school lets out for the summer) for the

purpose of clean up of items and end of year transfers, this will be discussed more at the next BOS meeting.

Agenda item number 8: Consideration of reimbursement from Town of Franklin for use of Medway Sewer System: Presented by Town Administrator. TA explained that Selectman Crowley, Mr. DeSimone and Bob McCray of the Charles River Control District have been looking into this issue. Selectman Crowley found that there has been no monitoring of Franklin's usage. Franklin has had a contract with Medway since 1995 for un-metered use for homes built in Franklin close to Medway. It has been confirmed by Charles River that Franklin owes the Town of Medway \$115,468.25. Additionally, SK reported that the District notified the Town January 2008 of a rebate in the amount of \$25,970 for design services in connection with certain infrastructure projects; the funds were received 4/22 and deposited into the General Fund. A proposal has been advanced by Franklin to reimburse Medway \$115,468.25 by using Franklin's design rebate amount of \$187,570 owed Franklin by the District. The Franklin funds owed Medway would be transmitted directly to the Town from the District in the amount of \$115,468.25, minus the reduced 2008 Town of Medway District assessment of 15,810, for a total payment to Medway of 99,658. (the \$250,810.00 assessment invoice received by the Town from the District was reduced by \$15,810.00.) TA recommends placing an article to transfer from the general fund to a special sewer fund to help pay for the new easements.

Selectman Dunne asked who controls the Special Sewer Fund the Town or the Water/Sewer Commission? TA explained that would be worked out in the Article.

TA explained that Selectman Crowley, Paul DeSimone and Doug Downing should be recognized, as this is a significant amount of money returned to the town.

Agenda item number 10: Discussion of Annual Committee Appointments: Town administrator explained that there are many appointments expiring 6/30/08 and wanted to discuss how BOS wanted to proceed. Selectmen Espinosa and Foresto agreed that they would like to meet the candidates face to face and would like some formality in the process. Selectman Dunne stated that most expire 6/30 and would like to defer and make no appointments until after Town Meeting. Chairman Trindade will propose a calendar, schedule candidates and will contact all that are involved now to verify their intent. TA will defer process until the 5/5/08 meeting.

Agenda item number 11: Report of the Town Administrator: It was agreed that future agenda notices from the School Committee will not be photocopied and given to BOS as all information is posted on the SC web-site. All future documents/back-up for bi-monthly BOS meetings will be emailed to BOS members to save paper, time and BOS members can print documents they so choose.

TA would like to start a Fire Department Operations Review Committee similar to the EMS review with members of BOS and FinCom. This committee would review operations, needs, and desires and should include citizens who are qualified.

TA would like to start a Snow and Ice Committee after Town Meeting and ask Mr. Peyton to be included.

TA would also request a Revenue Enhancement Committee which would be done by the staff with each department being asked to consult with their peers in the area and then meet with the committee to determine where changes are necessary.

Selectman Crowley has asked that an Earth Day recognition event be held, possibly working with the community to pick up our neighborhoods. A one-year planning is necessary for this type of event. Selectman Espinosa encouraged businesses to spruce up their landscaping, especially along 109 and would like the Medway Business Council involved in the this project.

Budget to actuals for third quarter is not in the BOS packet. Suzanne will email out to members.

Agenda item number 12: Report of the Selectmen:

Selectman Foresto requested that Comcast final contract be placed on the 5/5 agenda with the hope that the final contract will be ready for review.

Selectman Espinosa hopes for an announcement on Thursday regarding a date for a power flush to get rid of the iron sediment. He also hopes to announce the date the well will be coming online. There is a posted change is water restrictions to hand-held only located on the town web-site.

Selectman Dunne acknowledged that the trustees at the library are excited and they are confident that next year they will be up for re-certification. April 30, 2008 is the Norfolk County budget meeting to finalize the budget.

Agenda item number 13: Report of the Chairman: The most important topic is the reappointment of the TA who's three year contract ends the end of July. Chairman Trindade explained in order to work on a contract there needs to be money in the budget and he expects the TA will be with us for another three years.

The BOS is conducting salary and compensation review with surrounding towns of similar size. The BOS is negotiating fairly for the Town of Medway and the Town Administrator.

8:40 p.m. There being no further regular business to discuss, Selectman Dunne moved that the regular session meeting be adjourned and the Selectmen enter Executive session for reason number 3 "To discuss strategy with respect to collective bargaining or litigation..." with no intent to return to open session; Selectman Foresto seconded; roll call vote:

Trindade---aye; Dunne---aye; Espinosa---aye; Foresto--aye; All ayes 4-0-0 (voted). Crowley absent

Regular session ended at 8:40 p.m.

Respectfully submitted,

Wendy Harrington

Board of Selectman Secretary

***approved mins 8/4/08**