

FINAL MINUTES OF THE SELECTMEN PRE-TOWN MEETING
SESSION MEETING
June 2, 2008

Present: Chairman Glenn Trindade, Selectman Dennis Crowley, Andrew Espinosa, Richard Dunne and John Foresto; Town Administrator, Suzanne Kennedy and Administrative Assistant, Liz Langley were present. Mark Cerel, Town Moderator, Barbara St. Andre, Town Counsel and Andy Rodenhiser, Planning Board, were also present.

6:08 p.m. – Chairman Trindade called the Selectmen’s meeting to order in Room 111A of Medway High School, All stood for the Pledge of Allegiance.

Public Comments: None.

Selectmen’s meeting.

Town Administrator’s Report:

- Would like to recommend that the BOS have another meeting in June. It was agreed BOS will meet on June 16, 2008 7pm at Sanford Hall.
- At the June 16th meeting the Town Administrator would like to discuss the MORE (Mass Opportunity Relocation & Expansion) Jobs Capital Program and MOU (Memorandum of Understand) which is expiring 6/30/08. There needs to be an amendment request to be submitted by 6/30/08 or we will loose \$505,925. This will be put on the 6/16 agenda.
- Chairman Trindade would like to request a meeting be arranged with Town Counsel to discuss implementing the Charter. Chairman Trindade expects this meeting to be quite lengthy, thus it will be held on a weekend. The meeting was set for Saturday June 7, 2008 at 2pm Sanford Hall, and was confirmed that Selectmen would be present as well as Town Counsel Barbara St. Andre. The Town Administrator’s office will arrange for this meeting to be posted.
- Chairman Trindade scheduled a meeting with the FinCom Appointment Committee, which consists of Town Moderator, Mark Cerel, Outgoing FinCom Chairman Robert Kenney and Chairman Trindade. The Town Administrator explained that the current FinCom members were notified via US Mail and were asked to notify the Town Administrator’s office with a letter of interest and their resume no later than June 11, 2008. The Committee will meet on Thursday June 5, 2008 at Sanford Hall. The Town Administrator’s office will arrange for this meeting to be posted.

- The next meeting of The Board of Selectmen will be Monday July 14, 2008. Selectman Dunne requested that June 30 and July 7 were very close the July 4th holiday and would prevent members from attending. Interviews for appointments will be conducted at this July 14, 2008 meeting.
- A discussion took place with the Town Moderator on how to present Article 1 of the STM warrant. Chairman Trindade thought that Town Counsel could make a general statement with the how's and why's of the process. He wants residents to be reminded that it is a certified election. The Town Moderator reminded the Selectmen that STM is not a place to discuss the situation of the elections/charter not being posted. Selectman Dunne strongly disagreed and believes that people should be allowed to discuss and get it off their chests. He thinks it is a good public relations step to allow people to speak their peace. The Town Moderator advised that he is in charge of town meeting and he would not feed into the chatter session of those that may try to make issue of the process that was not followed appropriately. He advised that he is constrained by procedures and if there is no positive motion on the Article it will not be discussed. The Moderator will reference Town Counsel's letter and why this article is to be dismissed. There is at least another two weeks before a public hearing will be had and the Town Clerk has certified that there was a valid election. The STM will start at 7pm and the ATM is to begin at 7:30pm. Per Town Moderator the ATM can not begin before 7:30pm. Zoning will go first, if the Zoning Articles are not complete by 9pm, he will go to the budget and then return to Zoning after the budget is complete.

Agenda item number 1: Approval of Warrants

Approval of Warrants #48: Motion by Selectman Espinosa to accept the Warrants as read as Town Bills \$701,152.57, Gross Payroll \$86,004.39, Total \$787,156.96. Second by Selectman Dunne; no discussion, all ayes 4-0-0 (voted).

- Planning Board has a positive motion for Article 12, and Option B on Article 19. Town Counsel was concerned with the 120 days to obtain title. Town Counsel has not obtained title yet but will push to get it taken care of. If the developer doesn't have a good title Medway will have to proceed with a taking. If the 120 window is missed there will be no penalty and will have to go back to the next Town meeting to restart the process all over again. Town Counsel will be working directly with the Developer's Attorney in this process. This expense will come out of the Selectmen's legal budget. If there is a clear title and Developer gives us the deed, there will be recording fees and approximately \$1000 expense to obtain the title, all of which Town Counsel believes the developer should pay. The Planning Board is planning to get another \$5,000 up front, in case there are added expenses.

Chairman Trindade asked Andy Rodenhiser who is going to cover the legal costs. \$80K in bond money, will hold any reductions in the bond and/or transfer to construction observation if necessary.

- **Selectmen's Reports:**

Selectman Dunne: Nothing to report

Selectman Foresto: Nothing to report

Selectman Crowley: Sewer contract is on schedule and going out to bid the week of June 15th.

Selectman Espinosa: Flushing pipes on East side is complete and successful. Lots of positive feedback and the clearest water seen in years. A tinge of orange along the streets where the hydrants were flushed is evident. Selectman Dunne questioned if the Water/Sewer Commission should continue to remain in tact or with the Charter is the operational aspect now under the Town Administrator's department. If they aren't doing their job, they shouldn't be involved.

Selectman Espinosa feels the need for caution in disbanding the group. Over the next few weeks if problems begin again, what do we do to fix the problems? Selectman Espinosa agrees that there is really no reason for the group to stay together. Town Administrator Kennedy is concerned with the industrial well going online. Chairman Trindade believes there is a process for tracking in place and collecting data, so long as that is continued there should be no problem. Selectman Dunne believes there are enough other projects that need to be worked on and there is no reason to continue babysitting this group. Selectman Crowley believes that they should run through the end of June and then wrap it up. Selectman Foresto mentioned that expectations should be made clear to this department.

Selectman Espinosa explained that the DEP suggests that proper flushing should be done twice a year going forward. There should continue to be a systematic process to the flushing process. He also hopes that meeting on the implementation of the charter will define who deals with the operations of this group going forward.

Town Administrator Kennedy believes that an operational analysis is needed in the Water/Sewer department.

- Town Counsel explained that the Town Charter takes affect as soon as it is accepted by the voters. There are transitional provisions so that the whole thing doesn't go into affect immediately.
- **Agenda item number 2: Discussion Concerning Consideration of Organic Farm for 50 Winthrop Street.** This agenda item was held until the next meeting.

The next regular session of the Board of Selectmen is due to take place on Monday June 16, 2008 7:00pm at Sanford Hall.

7:00 p.m. There being no further regular business to discuss, Selectman Foresto moved that the regular session meeting be adjourned, second by Selectman Foresto, no discussion, all ayes 4-0-0 (voted).

Respectfully submitted,
Wendy Harrington
Board of Selectmen Secretary

***Minutes approved 8/4/08**