

# **MEDWAY BOARD OF SELECTMEN**

155 VILLAGE STREET • MEDWAY, MASSACHUSETTS 02053

(508) 533-3264 • FAX: (508) 533-3281

*Andrew Espinosa, Chairman  
Richard Dunne, Vice Chairman  
Dennis Crowley, Clerk  
John Foresto, Member  
Glenn Trindade, Member*

## **Board of Selectmen's Meeting Minutes-Final**

**April 22, 2010, 6:45 PM**

**Sanford Hall, Medway Town Hall**

**Town Hall, 155 Village Street**

### **Agenda**

**PRESENT: Chairman Andrew Espinosa, Selectmen Dennis Crowley, John Foresto, Glenn Trindade, Richard Dunne, Town Administrator Suzanne Kennedy, and Board Secretary Wendy Harrington**

**ABSENT:**

Called to order 6:47 PM

Call to order; Recitation of the Pledge of Allegiance

Public Comment: None

**Article 25-ZBA**-Andy Rodenhiser, Planning and Economic Development Board Chair and Joe Musmanno, Zoning Board of Appeals Chair

This article is to change "Building Inspector" to "Inspector of Buildings" and other various items. Administrator Kennedy read Town Counsel's opinion. Mr. Rodenhiser explained the position of the Planning Board is that they could be put in a difficult situation in trying to protect the town's interest.

Selectman Trindade arrived at 6:55pm

Mr. Musmanno explained that the ZBA is trying to update the code that was originally written. When originally written the ZBA was the only board that issued permits. Since that time other boards have been granted the task of issuing special permits. There is presently no appeals process other than in land court. Mr. Musmanno does not agree with Town Counsel's opinion. The appeals process was discussed at length.

Selectman Crowley suggested that Mr. Musmanno speak directly with Town Counsel because there seems to be a "disconnect" between the two. Mr. Crowley is not comfortable voting against Town Counsel's opinion. Chairman Espinosa agreed with Selectman Crowley. It was recommended that both Mr. Rodenhiser and Mr. Musmanno (and the Building Inspector) discuss with Town Counsel together. The Town Administrator's office will set this up.

**Article 28- Granite Estates Land Acceptance**-Andy Rodenhiser, PEDB Chair

The question arose at the last meeting as to who would control the land after conveyance. Mr. Rodenhiser explained that the process of the article puts the control in the hands of

the Conservation Commission. Mr. Rodenhiser explained this decision was made in May of 2000 and the approval process (street acceptance procedure) now is very different than the approval process in 2000. Mr. Rodenhiser suggested the PEDB come up with a policy for decisions going forward and then have the Selectmen review it. Mr. Rodenhiser has a meeting tomorrow morning regarding this article and will report back with findings at a later date.

### **ATM warrant article approvals**

**Chairman Espinosa moved that the Board recommend Articles 1, 11, 12, 13, 14, 15, 16, 18, 19 and 22 (these articles were previously approved); Selectman Trindade second; No discussion; All ayes 5-0.**

**Chairman Espinosa moved that the Board does not recommend Article 23 (this article was previously approved); Selectman Dunne second; No discussion; All ayes 5-0.**

### **Article 21**-Melanie Phillips, Treasurer/Collector

Ms. Phillips distributed a document entitled School Energy Savings vs. Estimated Debt Service. A discussion took place regarding this article and the estimated Trane cost savings.

It was suggested that this amount be removed from the school budget and of the \$249,671 savings, \$49,671 be placed in the FinCom Reserve (so there is access to it and it doesn't require a TM vote to gain access to that sum in the future) and \$200,000 to the article to reserve it to fund shortfalls with the intent to permanently bond the amount next year.

**Chairman Espinosa moved that the Board approve and recommend article 21 a sum of money \$200,000 for the purpose of providing funds to pay for debt service relating to the ESCO project, or act in any manner relating thereto; Selectman Dunn second; No discussion; All aye 5-0.**

Administrator Kennedy explained that discussions have taken place with Dr. Evans to memorialize and prepare an interdepartmental agreement related to the Trane savings. She will contact Dr. Evans to confirm.

**Selectman Trindade moved that the Board amend the appropriation to the FinCom Reserve and increase it from \$100,000 to \$149,671. If the \$49,671, or any portion of the \$49,671 is not used it will be rolled into the ESCO/Debt Service account from the FinCom Reserve; Selectman Dunne second; No Discussion; All ayes 5-0.**

### **Article 2**

Ms. Phillips presented a scenario showing the School needs budget minus the anticipated Trane savings, minus the 2011 new ARRA money = \$23,050,125

Administrator Kennedy explained that the goal is to get \$23,492,404 to the school.

A question arose from Mrs. Trindade if the new ARRA \$192,608 is part of the ARRA funds that the school never received from 2010 or is it additional funds? Administrator Kennedy will check on this and report back the beginning of next week.

**Selectman Trindade moved that the Board recommend Article 2; Selectman Dunne second; Discussion: Mr. Dunne expressed a concern for the starting point of the school budget for next year; All ayes 5-0.**

**Article 3-Selectman Espinosa moved that the Board accept and recommend article 3 as written with \$1,352,127; Selectman Dunne second; No discussion; All ayes 5-0.**

**Article 4- Selectman Trindade moved that the Board accept and recommend article 4 with a provision that the appropriation of free cash and capital are reviewed and approved by the Town Administrator and the Chairman; Selectman Dunne second; No discussion; 4-1 (Dunne opposed).**

**Article 5- Selectman Trindade moved that the Board accept and recommend article 5 as written; Selectman Dunne second; No Discussion; All ayes 5-0.**

**Article 6- Selectman Trindade moved that the Board accept and recommend article 6 as written; Selectman Dunne second; No discussion; All ayes 5-0.**

**Article 7- Selectman Trindade moved that the Board accept and recommend article 7; Selectman Crowley second; No discussion; All ayes 5-0**

**Article 8- Selectman Trindade moved that the Board accept and recommend article 8; Selectman Dunne second; Discussion: rates were discussed; All ayes 5-0.**

**Article 9- Selectman Trindade moved that the Board accept and recommend article 9; Selectman Dunne second; No discussion; All ayes 5-0.**

**Article 10- Selectman Trindade moved that the Board accept article 10 with the monetary amounts as TBD; Selectman Foresto second; No discussion; All ayes 5-0.**

**Article 17- Selectman Trindade moved that the Board accept and recommend article 17; Selectman Dunne second; No discussion; All ayes 5-0.**

**Article 20- Selectman Trindade moved that the Board accept article 20 with the recommendation TBD; Selectman Dunne second; No discussion; All ayes 5-0.**

**Article 24- Selectman Trindade moved that the Board accept article 24 with the recommendation TBD; Selectman Crowley second; No discussion; All ayes 5-0.**

**Article 25- Selectman Trindade moved that the Board accept article 25 with the recommendation TBD; Selectman Dunne second; No discussion; All ayes 5-0.**

**Article 28- Selectman Trindade moved that the Board accept article 28 with the recommendation TBD; Selectman Dunne second; No discussion; All ayes 5-0.**

### **Special Town Meeting Article 8**

This article has recently been added to transfer from the Ambulance Enterprise Retained Earnings account the sum of \$2,263 for the purpose of paying an unpaid bill from a prior year. **Selectman Trindade moved that the Board accept and recommend STM article 8; Selectman Dunne second; No discussion; All ayes 5-0.**

### **Approval of Meeting Minutes**

**Selectman Trindade moved that the Board approve the minutes of 4/6/10 as amended; Selectman Dunne second; No discussion; All ayes 5-0.**

**Selectman Trindade moved that the Board approve the minutes of 3/29/10 as amended; Selectman Dunne second; No discussion; All ayes 5-0.**

**Selectman Dunne moved that the Board approve the minutes of 3/27/10 as written; Selectman Trindade second; No discussion; All ayes 5-0.**

**Selectman Trindade moved that the Board approve the minutes of 3/20/10 as amended; Selectman Dunne second; No discussion; All ayes 5-0.**

**Selectman Trindade moved that the Board approve the minutes of 3/15/10 as written; Selectman Dunne second; No discussion; All ayes 5-0.**

**Selectman Trindade moved that the Board approve the minutes of 2/22/10 as amended; Selectman Dunne second; No discussion; All ayes 5-0.**

**Selectman Trindade moved that the Board approve the minutes of 2/1/10 as amended; Selectman Dunne second; No discussion; All ayes 5-0.**

**Action items**

It was requested that the records be checked to ensure all Town Wide Facility members have been sworn in by the Town Clerk.

Administrator Kennedy discussed her research on Camp Sunshine and mentioned her discussion with Dr. Evans related to the same.

Administrator Kennedy was asked by Selectman Crowley to provide the Selectmen with an updated copy of the FY11 Budget based upon the changes made this evening. Administrator Kennedy explained she would have this update to them on Monday.

**At 10:10pm Selectman Foresto moved that the Board adjourn for the evening; Selectman Trindade second; No discussion; All ayes 5-0.**

Respectfully submitted,

Wendy Harrington

Board Secretary

\*\*Approved 5/3/10