

**MEDWAY BOARD OF SELECTMEN**  
155 VILLAGE STREET • MEDWAY, MASSACHUSETTS 02053  
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*Dennis Crowley, Chairman  
Richard Dunne, Vice Chairman  
John Foresto, Clerk  
Glenn Trindade, Member  
Andrew Espinosa, Member*

**Board of Selectmen's Meeting Minutes**

**July 19, 2010, 7:00 PM**

**Sanford Hall, Town Hall, 155 Village Street**

**Present:** Chairman Dennis Crowley; Selectmen John Foresto, Glenn Trindade, and Andrew Espinosa; and Town Administrator Suzanne Kennedy

The meeting was called to order at 7:25 p.m.

**Public comment:** None

**Town Counsel Discussion:** Town Counsel Barbara Saint Andre summarized the new Open Meeting law changes that became effective July 1, 2010. She stated that she hopes to hold an informational session in September to review the changes with all Town boards and committees. She stated that several groups are talking with the Attorney General about how towns can comply with the new requirement to file all documents and exhibits with the minutes without wasting resources. Town Clerk Maryjane White stated that Medway is complying with the new 24/7 posting regulation by posting all notices on the Town website and also by placing a copy of each notice in a notebook at the police station. Town Counsel Saint Andre is going to look into whether copies of each warrant need to be filed with minutes.

Town Counsel Saint Andre explained that the 30 day payment terms on construction contracts apply to public buildings but there is no similar statute for public works. The Board of Selectmen can add payment terms to public works contracts. Administrator Kennedy asked Town Counsel Saint Andre to recommend date stamp language that can be added to public works contracts.

The discussion on the new Section 12 liquor laws was deferred to the next Board of Selectmen's meeting.

**School Committee Report from School Committee Liaison:**

School Committee Liaison Deb Trindade reported that the School Committee passed the fuel efficiency vehicle policy at their last meeting. She also stated that she has heard back from Senator Spilka's office and October 16 works for Senator Spilka for the legislative breakfast. She will follow-up with Representatives Dykema and Vallee to see if that date works for them. Chairman Crowley noted that 99% of the school budget has been loaded into MUNIS and they hope to have it completed by the end of this week.

**Open, Closing, and Approval of August 9, 2010 Special Town Meeting Warrant:**  
Selectman Trindade moved that the Board of Selectmen open the warrant for the Special Town Meeting on August 9, 2010; Selectman Foresto second; Discussion: The Board discussed the difference between Article 3 and 4 and whether the Planning and Economic Development Board and Conservation Committee has reviewed and approved both; All ayes 4-0.

Selectman Trindade moved that the Board of Selectmen approve Article 1; Selectman Foresto second; Discussion: This article refers to 7.6 acres that the Town would like to acquire for open space purposes along Adams Street; All ayes 4-0.

Selectman Trindade moved that the Board of Selectmen approve Article 2; Selectman Espinosa second; Discussion: This article refers to the Town Clerk's salary; All ayes 4-0.

Selectman Trindade moved that the Board of Selectmen authorize a 2% pay increase for the Town Clerk with said calculation to be included on the warrant for the August 9, 2010 Special Town Meeting and pay increase will reflect \$750 signing bonus; Selectman Foresto second; No discussion; All ayes 4-0.

Selectman Trindade moved that the Board of Selectmen approve Article 3; Selectman Foresto second; No discussion; All ayes 4-0.

Selectman Trindade moved that the Board of Selectmen approve Article 4; Selectman Foresto second; No discussion; All ayes 4-0.

Selectman Trindade moved that the Board of Selectmen add a 5<sup>th</sup> article to the warrant for the August 9, 2010 Special Town Meeting for the purposes of funding an engineering study and assistance to the Thayer Property Development Committee. Chairman Crowley offered a friendly amendment that the study should not exceed \$12,000; Selectman Espinosa second; Discussion: Chairman Crowley noted that Selectman Dunne, who was not present, previously stated that he will not vote for any further open space land purchases until there is a formal plan put in place for what will be done with the Thayer property. Selectman Foresto stated that he understands Selectman Dunne's concern but wanted to make sure that it was clear that it was Selectman Dunne's opinion and not a policy of the Board; All ayes 4-0.

Selectman Trindade moved that the Board of Selectmen close the warrant for the August 9, 2010 Special Town Meeting; Selectman Foresto second; No discussion; All ayes 4-0.

**Authorization to Issue Bonds:**

Treasurer/Collector Melanie Phillips explained that this is the Town's first opportunity to refund the 1997 General Obligation Bond. The Town tried to refund the bond in 2008 but before they were able to go out to bid the bond market crashed. Refunding the bond

will result in approximately \$3 million in debt service cost savings over the next six years. Selectman Espinosa asked Treasurer/Collector Phillips to determine the change in the Town's debt service ratio as a result of the August bond borrowing and refunding.

**Selectman Espinosa moved that the Board of Selectmen authorize the Treasurer/Collector to petition the Massachusetts Department of Revenue for permission to bond \$7,501,093, which includes \$1,971,043 in new money and also seek approval to refund the 1997 General Obligation Bond for the balance after the lump sum present value MSBA payment; Selectman Trindade second; Discussion: Even though the Department of Revenue approved the refund in 2008, they will need to review the request again; All ayes 4-0.**

**Update from Fire Chief Trufant:**

Chief Trufant reported that no other community charges to train other communities on the Live Fire, Multi-Trainer simulator.

Chief Trufant reported that between January 1, 2010 and June 30, 2010 the fire department responded to 20 calls at Lovering Heights for alarms due to burnt food and smoke from cooking. The 20 calls cost approximately \$4,740. He said all of the calls were the result of sensitive fire alarms and new alarms will not put the residents at risk. The new alarms will cost approximately \$3,500. The Board asked that Chief Trufant follow-up with the Housing Authority and ask them to contact the State to see if they will replace the alarms. If the State refuses to replace the alarms, the Board would like to know what Medway's liability is if it replaces the alarms. Administrator Kennedy said she would report back to the Board on this issue at the next meeting.

The Board also asked Chief Trufant to recommend a schedule for putting up and taking down the flags at their next meeting.

**Authorization of Chair to Execute GATRA Contract:**

Council on Aging Director Missy Dzikczek reported that ridership is steady. Riders are asked to make a \$1 donation each way and there are about 30 riders on average a day. Director Dzikczek reported that GATRA got new buses with federal stimulus money and she hopes Medway will get an additional bus to avoid riders having to stand. Chairman Crowley asked Director Dzikczek to follow-up with GATRA about possibly providing service into Boston.

**Selectman Trindade moved that the Board of Selectmen authorize Chairman Crowley to execute GATRA contract for current year; Selectman Foresto second; No discussion; All ayes 4-0.**

**Authorization of Chair to Execute Contract Amendment #2 for Fiber Optic Municipal Area Network, Phase III-Comm-Tract, Inc.:**

IT Director Rich Boucher explained that this phase involves adding the Highland and Lovering water tanks to the network.

**Selectman Trindade moved that the Board of Selectmen authorize Chairman Crowley to execute contract Amendment #2 for the Fiber Optic Municipal Area Network, Phase III with Comm-Tract, Inc.; Selectman Foresto second; Discussion: The Board discussed the cost of adding laterals and asked Director Boucher to follow-up with the Water and Sewer Commission as a courtesy; All ayes 4-0.**

**Appointments to Thayer Property Development Committee:**

**Selectman Trindade moved that the Board of Selectmen increase the number of appointees on the Thayer Property Development Committee from 5 to 7; Selectman Foresto second; No discussion; All ayes 4-0.**

**Selectman Trindade moved that the Board of Selectmen appoint the following people to the Thayer Property Development Committee: Mark Wilcox, Mark Cerel, Sean Murphy, John Foresto, Dan Hooper, Marcia Kramarz, and Rob Pomponio; Selectman Espinosa second; No discussion; All ayes 4-0.**

Chairman Crowley asked Administrator Kennedy to follow-up with Rob Pomponio to see if he will accept the appointment.

**Authorization of Chair to Execute Contract with KBA Architects-Middle School Project:**

Administrator Kennedy reported that Town Counsel Chris Petrini recommended that Chairman Crowley sign the contract with KBA Architects conditioned upon the KBA providing certificates of insurance that meet the contract requirements as determined by Town Counsel Petrini and, that once Medway receives proper certificates of insurance, they file complete copies with the original contracts.

**Selectman Trindade moved that the Board of Selectmen authorize Chairman Crowley to execute the contract with KBA Architects with conditions outlined by Administrator Kennedy; Selectman Espinosa second; No discussion; All ayes 4-0.**

**Approval of Warrants:**

Warrant #3 & 7/22/2010

Town Bills \$1,273,929.93

Gross Payroll Town \$220,687.15

Gross Payroll School \$490,009.18

Total \$1,984,626.26

**Selectman Trindade moved that the Board approve the warrant as read; Selectman Espinosa second; No discussion; All ayes 4-0.**

**Town Administrator's Report:**

- Administrator Kennedy reported that Medway received preliminary approval for the FEMA grant relative to the Brentwood drainage project. The grant would be approximately \$550,000. She will update the Board on this matter at the September meeting.

- She also reported that Medway received \$10,000 from FEMA for damage the Town sustained during the severe rain this past spring.
- A task force has been formed and is working to implement the new GIS system and integrate it into the Town's website.

**Selectmen's Reports:**

- **Foresto** – Reported that they are ordering the equipment for the changeover to the fiber optic network.
- **Trindade** - Nothing to report.
- **Espinosa** – Requested that the Planning and Economic Development Board and Town Counsel recommend a process for accepting streets at the October Board of Selectmen's meeting. He also wanted to know whether the Route 109 Project is on the TIP list. Administrator Kennedy reported that the RFP Design Review Committee has been appointed and they hope to make a recommendation on a contractor to the Board of Selectmen in September.
- **Crowley** – Requested that Administrator Kennedy post information about the August 9, 2010 Special Town Meeting on the website.

**Action Items:**

- Selectman Trindade volunteered to be the liaison for the DPS feasibility study.

**Finance Committee New Appointees:**

Residents Christopher Lagan and James Sheehan were appointed to the Finance Committee. Applications are being accepted for the remaining 2 openings.

**Approval of Minutes:**

**Selectman Trindade moved that the Board of Selectmen approve the July 16, 2010 minutes; Selectman Foresto second; No discussion; All ayes 4-0.**

At 9:15 p.m. Selectman Trindade moved that the Board of Selectmen go into Executive Session under exemptions #3 and #6 with no intent to return to public session; Selectman Foresto second; No discussion; All ayes 4-0 upon roll call vote.

Respectfully submitted,

Michelle Reed

Approved 9/7/10