

**Board of Selectmen's Meeting
May 9, 2011, 7:30 AM
Town Administrator's Conference Room, Town Hall
155 Village Street**

Present: Chairman Dennis Crowley, Selectmen John Foresto, Selectman Andrew Espinosa, Selectman Glenn Trindade, Selectman Dunne and Town Administrator Suzanne Kennedy.

Also Present: Sue Ellis, Human Resources Director; Melanie Phillips, Finance Director and Treasurer/Collector; Carol Pratt, Town Accountant; Marc Terry, Mirick O'Connell.

At 7:35 AM Chairman Crowley called the meeting to order, and the Board recited the Pledge of Allegiance.

Public Comment: None

At 7:36 AM Selectman Trindade moved that the Board go into Executive Session to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares, and to return to public session upon adjournment; Selectman Dunne seconded. Roll call vote: Selectman Foresto, aye; Selectman Trindade, aye; Selectman Dunne, aye; Selectman Espinosa, aye; Chairman Crowley, aye; all ayes, 4-0.

At 8:55 AM Chairman Crowley reconvened the public session.

Approval of Union Contract with Fire Department:

Ms. Sue Ellis, Human Resources Director, reviewed the highlights of the contract the negotiating team had reached with the Fire Department. There was brief discussion.

Selectman Dunne moved that the Board approve the union contract between the Medway Permanent Firefighters Association and the Town of Medway, June 1, 2010 through June 30, 2012, as presented; Selectman Trindade seconded. No further discussion. All ayes, 5-0.

Consideration – Opening and Closing of 6/13/11 Special Town Meeting Warrant:

Selectman Trindade moved that the Board open the Special Town Meeting Warrant for June 13, 2011; Selectman Foresto seconded. No discussion. All ayes, 5-0.

Ms. Carol Pratt, Town Accountant, briefly reviewed updated figures for Article 2; specifically, costs associated with negotiating the union contracts, \$37,825 (police) and \$2,694 (fire) for a total of \$40,519. Those figures will be added to the article. On Article 3, \$1,765 reflects the salary paid out of the Ambulance Enterprise Fund and will be added to the article language. On Article 5 (Street Acceptances), the figure of \$7,177 will be added to the article language.

The Board discussed and took action on warrant articles as follows:

Article 1 – Funding of Snow and Ice Deficit: **Selectman Trindade moved that the Board approve Article 1; Selectman Dunne seconded. No discussion. All ayes, 5-0.**

Article 2 – Salary Reserve Appropriation – Police and Fire Union Contracts: **Selectman Trindade moved that the Board approve Article 2 as amended; Selectman Foresto seconded. No discussion. All ayes, 5-0.**

Article 3 – Ambulance Enterprise Fund Appropriation – Fire Union Contract: **Selectman Trindade moved that the Board approve Article 3 as amended; Selectman Dunne seconded. No discussion. All ayes, 5-0.**

Article 4 – Salary Reserve Appropriation: **Selectman Trindade moved that the Board approve Article 4; Selectman Foresto seconded. The Town Accountant identified the balance of the Salary Reserve Account to be \$42,481. All ayes, 5-0.**

Article 5 – Budget Transfer for Street Acceptances: After discussion, it was agreed to cap the dollar amount by stating “a value not to exceed \$8,000” and amending the wording to reflect this. **Selectman Trindade moved that the Board approve Article 5 as amended; Selectman Foresto seconded. No further discussion. All ayes, 5-0.**

Article 6 – Re-purpose Funds – Library HVAC Replacement: This is a new article. There is roughly \$25,000 to be spent. Ms. Kennedy stated it comes under the purview of the Capital Improvement Planning Committee, but was not considered a priority. It has been recommended to replace the HVAC units instead of repairing them. Discussion followed on overall building maintenance.

Selectman Trindade theorized the Library Board of Trustees will likely request funds for a full time Library Director at Town Meeting. Selectman Espinosa stated it is not up to the Board of Selectmen to say the library cannot have a full-time Director, and that it would be prudent to suggest that the matter is still being explored. Discussion followed. Selectman Dunne volunteered to be the point person on any discussion at Town Meeting on library issues. Chairman Crowley suggested procurement of the automated check-out systems would be a positive move forward.

Regarding the HVAC units, it was suggested that the cost is approximately \$3,500 each. Ms. Kennedy agreed to speak with the Acting Library Director for specific information. Discussion followed.

Selectman Dunne suggested this article could wait until the fall Town Meeting which would give more time to gather information. The Board agreed to not move forward with Article 6 as written.

Discussion turned to using Article 6 instead for the purchase of the automated check-out equipment as an operational expense, at a value of not to exceed \$9,000. Ms. Kennedy will add the exact amount when that information has been secured.

Mr. Pratt stated there is a savings of \$7,810 from enterprise funds which has been applied to the Snow and Ice Account, but could be shifted to the library operating budget. The Board was reluctant to do this as once funds become part of an account they remain part of that account going forward.

Selectman Trindade moved that the Board approve Article 6 as amended, the amount to be inserted by the Town Administrator, for the purpose of purchasing automated check-in/check-out equipment; Selectman Dunne seconded. No further discussion. All ayes, 5-0.

Article 7 – Budget Transfer to Assessor Revolving Account: Ms. Pratt stated the transfer amount associated with this article would be \$15,000. **Selectman Trindade moved that Article 7 reflect a budget transfer of \$15,000; Selectman Espinosa seconded. No discussion. All ayes, 5-0.**

Consideration – Opening and Closing of 6/13/11 Annual Town Meeting Warrant:

The Board discussed and took action on Annual Town Meeting Warrant articles as follows:

Article 1 -- Free Cash Transfer to Operational Reserve: **Selectman Dunne moved that Article 1 be deleted from the Annual Town Meeting Warrant; Selectman Trindade seconded. No discussion. All ayes, 5-0.**

Article 2 --Operational Reserve Transfer: FY12 Operating Budget: Ms. Pratt, Town Accountant, stated the dollar amount for this article is \$234,345. The Board of Selectmen has already approved this article; the dollar amount replaces the phrase, “a sum of money.”

Article 4 -- FY12 Capital Budget: Free Cash Expenditure: Ms. Pratt reported an updated dollar figure for Line 1 of the table (Road, Sidewalk and Bridge Repairs) as \$407,914. **Selectman Trindade moved that Article 4 be amended with the revised dollar amount for Line 1; Selectman Foresto seconded. No discussion. All ayes, 5-0.**

Article 5 – FY12 Capital Budget –Water Enterprise: Selectman Foresto requested information on the associated impact on water rates. Ms. Kennedy stated she would obtain the information and send it out.

Article 6 -- FY12 Capital Budget – Main St Water Main and Article 7 -- FY 12 Capital Budget – Water Resources Mgmt. Program: Ms. Kennedy stated these articles were “placeholders” providing evidence of appropriation for eligibility for state and federal grants. Discussion followed. Ms. Pratt stated the borrowing can be rescinded if a project is not pursued. Ms. Phillips stated the borrowing cannot occur

without Board of Selectmen approval. Ms. Kennedy cautioned that grant money may have an embedded timeline defining a deadline by which the money must be spent. On Article 7, Selectman Foresto reiterated his concern about information on the water rates.

At 9:42 AM Selectman Trindade had to leave the meeting for another appointment.

Article 8 -- FY12 Capital Budget – Ambulance Enterprise: The Board felt there was not sufficient information at this time and this article could be postponed until the fall Town Meeting. **Selectman Foresto moved that this article be deleted from the Annual Town Meeting Warrant; Selectman Dunne seconded. No discussion. All ayes, 4-0.**

Article 13 –Appropriation: Community Preservation Committee: Ms. Kennedy stated the Community Preservation Committee has not submitted the actual dollar amount. That information will likely be available on Town Meeting night.

Article 14 – Transfer to Affordable Housing Trust Fund: Ms. Kennedy suggested the potential grant be discussed at the Selectmen’s meeting on May 16. It was agreed to leave the Board’s position on the article as TBD, and vote at the Selectmen’s meeting on June 13 prior to Town Meeting.

Article 19 – Special Appropriation: Health Care Reimbursement Account: **Selectman Foresto moved that the Board approve Article 19 as written; Selectman Dunne seconded. No discussion. All ayes, 4-0.**

Article 21 – Approve Settlement(s): Sewer Ext. Project Claims: Thus far two settlements (Derrigo and Newton) have been reached for a total amount of \$91,500. Ms. Kennedy will check with Town Counsel to see if the names can be included in the motion. The dollar amount will be included in the motion at Town Meeting, not printed in the warrant article.

Article 23 – Charter Amendment: Library Personnel: Ms. Kennedy stated a redlined version showing changes will be available at Town Meeting. Selectman Espinosa questioned whether the Board of Selectmen should be the sole authority. After discussion, it was agreed to remove reference to regionalization, specifically, the sentence with “Not withstanding . . .regionalization of library services.”

Selectman Foresto moved that the Board approve Article 23 as amended; Selectman Espinosa seconded. No further discussion. All ayes, 4-0.

Approval – Short Term Borrowing:

Ms. Melanie Phillips, Treasurer/Collector, stated the Town went to bid on May 4 for the short term borrowing, with four bids submitted. All bidders bid 1.5% with the winning bid coming from First

Southwest with \$41,459.46 premium for a 0.5158 interest cost. The second highest bidder was Eastern Bank. Discussion followed.

Selectmen Foresto moved that the Board of Selectmen award the Bond Anticipation Note for \$5,680,000 to First Southwest at 1.5% interest rate with a \$41,459.46 premium for a net interest cost of 0.5158%; Selectman Dunne seconded. No discussion. All ayes, 4-0.

Enterprise Accounts – Savings:

Ms. Pratt reported a savings of \$7,810 in the enterprise accounts and recommended the savings be added to the Snow and Ice Removal budget, currently at \$433,687. Discussion followed on future budget impact. Discussion followed on future budget impact.

Selectman Dunne moved that the Board approve the addition of the \$7,810 savings to the Snow and Ice Removal budget as recommended by the Town Accountant; Selectman Foresto seconded. No further discussion. All ayes, 4-0.

Accident Investigation:

Ms. Allison Potter, Assistant to the Town Administrator, reported that a fatal traffic accident in Holliston in December has been found to be the result of underage serving of alcohol at a local Chinese restaurant. She stated the police department has requested the Town transfer responsibility for the investigation from the Board of Selectmen to the Alcoholic Beverages Control Commission (ABCC). Discussion followed.

Selectman Foresto moved that the Board transfer responsibility for the investigation to the Massachusetts Alcohol Control Commission (ABCC) as recommended by the Medway Police Department; Selectman Dunne seconded. No discussion. All ayes, 4-0.

At 10:09 AM Selectman Foresto moved to adjourn; Selectman Dunne seconded. No discussion. All ayes, 4-0.

Respectfully submitted,
Jeanette Galliardt
Board Secretary