

MEDWAY BOARD OF SELECTMEN
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*Andrew Espinosa, Chairman
Glenn Trindade, Vice Chairman
John Foresto, Clerk
Dennis Crowley, Member
Richard D'Innocenzo, Member*

Board of Selectmen's Meeting Minutes

September 4, 2012, 6:30 p.m.

Sanford Hall, 155 Village Street

Present: Chairman Andrew Espinosa; Selectmen John Foresto, Richard D'Innocenzo, and Glenn Trindade; and Town Administrator Suzanne Kennedy.

The meeting was called to order at 6:34 p.m.

Chairman Espinosa moved that the Board enter into Executive Session under Exemption 6 to consider the purchase, exchange, lease, or value of real property, specifically, the Wickett property, if the Chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body, and to return to open session immediately following the executive session; Selectman Foresto second; No discussion; All ayes 4-0-0.

The Board returned to public session at 6:55 p.m.

Public comment: None

Authorization of the Chairman to Execute Amendment to Kleinfelder Contract relative to Integrated Water Resource Management Program as required by the Massachusetts Department of Environmental Protection: DPS Director Tom Holder stated that the original contract was executed in July 2012 but the Town has since learned that the Clean Water State Revolving Fund (CWSRF) requires that the contract contain certain language that is not currently in it. This amendment addresses the additional required provisions. Mr. Holder reported that the additional provisions have been reviewed and approved by Town Counsel and Kleinfelder.

Selectman Trindade moved that the Board authorize the Chairman to execute a contract amendment with Kleinfelder Northeast, Inc. to incorporate the "CWSRF Required Provisions" as submitted to the Board in its packet. All other terms and conditions of the agreement remain in effect; provided, however, that if any provision in the "CWSRF Required Provisions" should conflict with any provision in the Agreement, the "CWSRF Required Provision" shall prevail ; Selectman Foresto second; No discussion; All ayes 4-0-0.

Update on Main Street Water Main Project: DPS Director Tom Holder reported that the temporary trench paving that was put down on Highland Street will be removed and redone in the next couple of weeks. He said they are currently trying to decide whether the temporary trench paving on Highland and Main Streets will remain through the

winter. He said they are required by contract to leave the temporary pavement down for at least 90 days. Mr. Holder's preference is to leave the temporary paving down through the winter to allow it to go through a full frost and thaw, which will result in a better finished product. He said that once Medway puts down the permanent pavement they take ownership of the trenches and are responsible for the road and any settling that occurs. If they leave the temporary pavement down through the winter, the contractor would be responsible for any settling or issues that arise. The Board reminded Mr. Holder that if the temporary paving remains, he and his team will need to be diligent through the winter months in responding to any issues that occur. Both Mr. Holder and Chief Allen Tingley stated that they do not think the temporary paving is a safety concern.

Selectman Trindade reported that he has heard that the project has impacted businesses on Main Street. Mr. Holder said that the negative impact was most likely due to the traffic, which is no longer an issue, and not the condition of the road. He does not expect the temporary paving to deter people from using Main Street. Chairman Espinosa suggested that DPS put pictures of the 100 year old water main that was removed on its website and also display a portion of it at the Fall Town Meeting. He said he was shocked when he saw the condition of the old pipe and thinks it would help residents understand the urgency of this project. Mr. Holder also reported that they expect to wrap up the work on Main Street in the next couple of weeks and move on to West Street.

Second Reading – Proposed Revised Alcohol Policy: The Board made an initial review of the proposed revised alcohol policy at their July 16, 2012 meeting. Chief Allen Tingley and Assistant to the Town Administrator Allison Potter highlighted the amendments that were made to the draft policy based on the Board's comments. Ms. Potter reported that they reviewed policies from other Towns and incorporated language that they thought was necessary to create a comprehensive document. The Board asked that language be added that would allow the Board to have the right to waive the \$50 fee for one-day licenses. The Board will make a third and final review and approve the policy at a future meeting.

Discussion & Vote – Timeline for Correcting Deficiencies at 5 West Street: The Board of Selectmen held a public hearing on August 21, 2012 relative to the property at 5 West Street. The Board concluded that the building on the property is a nuisance and should be demolished. Attorney Christopher Brown, who was advising the Town while Attorney Saint André was out of the office, recommended that the Board issue an Order to the heirs giving them a certain amount of time to remedy the situation. If the heirs do not take any action, the building at 5 West Street will be demolished by the Town.

Selectman Trindade moved that the Board authorize the Chair to work with the Town Administrator and Town Counsel to determine the proper amount of time the heirs should be given to remedy the situation and to execute the Order; Selectman Foresto second; No discussion; All ayes 4-0-0.

The Board also asked Administrator Kennedy to follow-up with the Town of Bellingham to see what the process was for taking possession of their portion of the property.

Vote – Opening & Closing of Fall Town Meeting Warrant:

Selectman Trindade moved that the Board open the November 13, 2012 Fall Town Meeting warrant this evening and close it on September 21, 2012; Selectman Foresto second; No discussion; All ayes 4-0-0.

Authorization of Chair to Sign Site Plan Application for Thayer Property:

Chairman of the Thayer Property Development Committee Dan Hooper said that the committee met with the Planning and Economic Development Board informally last week to review the application process. He explained that the site plan application needs to be signed by the Chairman of the Board of Selectmen because the Thayer property is owned by the Town of Medway. He said the site plan application will commence the formal proceedings.

Selectman Trindade moved that the Board authorize the Chair to sign the site plan application relative to the Thayer property; Selectman Foresto second; No discussion; All ayes 4-0-0.

Appointments to Special Panel – Parks and Fields Study: Selectman D’Innocenzo reported that they have identified representatives from the Parks Department, Community Preservation Committee (CPC), and High School and Middle School sports to serve on the special panel. The youth groups are meeting tomorrow night and plan to elect a representative. The Board of Selectman will meet Friday, September 7 to appoint the four members to the Special Panel. After the appointments are made, the Special Panel will review the RFP to make sure the scope of services is complete. They expect to release the RFP on September 30, 2012.

Action Items from Previous Meeting:

- Selectman Trindade has started to identify residents to serve on the exploratory committee for the new DPS facility. He said he would bring the final list of names to the Board of Selectmen’s meeting on September 17, 2012.
- Planning and Economic Development Coordinator Susy Affleck-Childs will attend a future Board meeting and provide the Board with an update on street acceptance. Administrator Kennedy also reported that they are scheduled to meet with the Meadows residents on September 26, 2012.
- Chairman Espinosa reported that they are currently in the process of interviewing candidates for the Economic Development Consultant position.
- Chairman Espinosa reported that the Board needs to vote and draft a letter stating that they agree with the traffic plans for Franklin, Highland, and Main Streets relative to the Route 109 project. The letter then needs to be presented to the Massachusetts Department of Transportation.

Selectman Trindade moved that the Board authorize the Chair to draft and sign a letter stating that the Board of Selectmen support the traffic plans outlined by the Route 109 Design Committee, in which Franklin Street will receive a longer traffic light at peak traffic hours; Selectman Foresto second; No discussion, All ayes 4-0-0.

- Selectman Trindade will follow-up with the Planning and Economic Development Board to set a date for a joint meeting to discuss the zoning changes for the Industrial Park. The Board also requested that the Board of Selectmen and Planning and Economic Development Board have an annual joint meeting.

Approval of Warrants:

Warrant - 09/06/2012

Town bills = \$3,029,582.78

Total \$3,029,582.78

Selectman Trindade moved that the Board approve the warrants as read; Selectman D’Innocenzo second; No discussion; All ayes 4-0-0.

Town Administrator’s Report:

- Administrator Kennedy provided the Board with an informational handout on reasons for holding executive sessions.
- She will discuss holding an informational session on the Open Meeting Law for all Town boards and committees. The Board would like it to be a casual meeting where they also have time to meet new members that have recently been appointed.
- Administrator Kennedy, DPS Director Tom Holder, and Chairman Espinosa toured the Charles River Wastewater Treatment facility. She reported that it was a very informative tour and that the Charles River Pollution Control District plans to undertake substantial capital improvements. This would increase the amount of money they are requesting from Medway and impact the Town’s sewer rates. She said she would get back to the Board when she had additional information.
- Administrator Kennedy commended the new Health Agent Stephanie Bacon on her hard work getting the word out that mosquitoes in Town have tested positive for West Nile Virus. She also reported that the Town would be sprayed between to September 5 and September 12 to address this issue.
- GATRA will be providing transportation for the Medway 300.

Selectmen’s Reports:

Selectman D’Innocenzo

- Selectman D’Innocenzo reported that they are in the final stages of putting together the Special Panel for the Parks and Recreation Study.

Selectman Foresto

- Selectman Foresto reminded residents that the Town-Wide Yard Sale to support the Medway 300 will take place on September 8, 2012. Maps can be picked up at the Medway Shopping Plaza on Route 109.
- He also reported the Thayer Property Development Committee is still planning to go to the Fall Town Meeting and ask the residents to approve the remaining project funds. They also need to file the Notice of Intent.

Chairman Espinosa

- Chairman Espinosa reminded residents that the primary election will take place on September 6, 2012 at St. Joseph's.

Approval of Minutes:

Selectman Trindade moved that the Board approve the meeting minutes from April 11, 2012; Selectman Foresto second; No discussion; All ayes 4-0-0.

Selectman Trindade moved that the Board approve the meeting minutes from April 17, 2012; Selectman Espinosa second; No discussion; All ayes 4-0-0.

Selectman Trindade moved that the Board approve the meeting minutes from May 7, 2012; Selectman Foresto second; No discussion; All ayes 4-0-0.

Selectman Trindade moved that the Board approve the meeting minutes from May 14, 2012; Selectman Foresto second; No discussion; All ayes 4-0-0.

Selectman Trindade moved that the Board approve the meeting minutes from June 4, 2012; Selectman D'Innocenzo second; No discussion; All ayes 4-0-0.

Selectman Trindade moved that the Board approve the meeting minutes from June 18, 2012; Selectman Foresto second; No discussion; All ayes 4-0-0.

At 8:05 p.m. Selectman Foresto moved to adjourn; Selectman D'Innocenzo second; No discussion; All ayes, 4-0-0.

Respectfully submitted,
Michelle Reed