

**Board of Selectmen's Meeting  
Monday, March 16, 2015 – 6:30 PM  
Sanford Hall, Town Hall  
155 Village Street**

**Present: John Foresto, Vice-Chair; Richard D'Innocenzo, Clerk (6:35 PM); Glenn Trindade and Maryjane White.**

Absent: Dennis Crowley, Chair.

Also Present: Michael Boynton, Town Administrator; Melanie Phillips, Finance Director; Tom Holder, Director, Department of Public Works; Sue Ellis, Human Resources Director; Jack Mee, Building Commissioner.

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At 6:32 PM Vice-Chair Foresto called the meeting to order and led the Pledge of Allegiance.

**At 6:33 PM Selectman Trindade moved that the Board enter Executive Session under Exemption 3 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 [Memorandum of Agreement between the Town and Medway Public Employees' Local Union] and to return to public session upon conclusion; Selectman White seconded. Chairman Crowley declared that an open discussion of the Memorandum of Agreement between the Town and the Medway Public Employees' Local Union may have a detrimental effect on the bargaining or litigating position of the Town. No discussion. Roll Call Vote: 3-0-0 – (Foresto, aye; Trindade, aye; White, aye).**

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At 6:42 PM Vice Chair Foresto reconvened public session and listed the item reviewed in Executive Session.

**Public Comments:** Ms. Tracy Stewart reported she was looking for information on Warrant Article 13 relative to proposed playground enhancements. Selectman Trindade invited her to the CPC meeting in April. At this time, Ms. Stewart announced that she has requested meeting minutes from the Board of Selectmen from its January 20 meeting, and also from the Finance Committee. She added that she has watched the meeting videos and wants more information. Selectmen Trindade responded that the discussion she is referring to was not an agenda item and was instead a Selectman report on recent activity. No action has been taken with regard at this article. Ms. Stewart expressed concerns over the use of tire derived materials and volunteered to be on any committee regarding this matter.

Vice Chair Foresto reported that no proposal has been brought to the Board of Selectmen, nor has any company been hired to develop any plans.

**Ratification – Memorandum of Agreement with Medway Public Employees' Local Union:**

*The Board reviewed the document in Executive Session.*

Mr. Boynton reported this document represents a three-year agreement. He asked for the Board's ratification and to move forward with Town Meeting approval.

Selectman Trindade moved that the Board approve and execute the Memorandum of Agreement between the Town and the Massachusetts Laborers' District Council [Municipal Public Employees' Local Union]; Selectman D'Innocenzo seconded. Vice-Chair Foresto announced that this agreement was discussed a number of times in Executive Session and was approved this evening in Executive Session. No discussion. VOTE: 4-0-0

Selectman Trindade moved that the Board recommend and approve Article 27 for the Annual Town Meeting Warrant; Selectman D'Innocenzo seconded. It was noted that the dollar amount reflected in this article would be \$38,000. No further discussion. VOTE: 4-0-0.

**Approval – General Obligation Bond Award, \$5,113,950:**

*The Board reviewed the following information: (1) General Obligation Bond Award, dated March 15, 2015; and (2) Yield Curve Comparison, dated March 11, 2015.*

Present: Melanie Phillips, Finance Director.

Ms. Phillips reported that the bid went out on March 11, and Medway was the only Massachusetts community out there. The bidding was competitive in an unprecedented fashion. The low bid was Sterne, Agee & Leach. Some items that will be covered with this funding includes all the athletic field costs, some sewer expenses, and a tanker truck.

Selectman Trindade moved that the Board of Selectmen award the General Obligation Bond for \$5,113,950 (dated March 15, 2015) to Sterne, Agee & Leach, Inc. with a TIC bid of 2.017% and a premium of \$190,182.26; Selectman White seconded. No discussion. VOTE: 4-0-0.

**Grant Expenditure Authorizations: Massachusetts DCM grant for Choate Dam hydro-geologic study, \$22,000; Storm Water Management Initiative grant for enhanced leak detection, \$14,465**

*The Board reviewed the following information: (1) Notice of Grant Award – Choate Dam Hydrologic Study; (2) Correspondence from Legislative delegation, dated July 31, 2014; (3) Memorandum from Tom Holder, DPS Director, dated August 5, 2014; (4) Email from State Representative, dated February 7, 2015; (5) Notice of Grant Award – SWMI Water Accountability; and (6) Letter from Martin Suuberg, Commissioner, MA DEP, dated February 24, 2015.*

Present: Tom Holder, Director, Department of Public Works.

Mr. Holder explained that this involves an evaluation of the Choate Dam, required by the Department of Conservation and Recreation, and now they are helping pay for it. The study will consider how Chicken Brook flows in and against the dam which will provide a sense of the dam's condition and stability. As part of the Route 109 project, this will be incorporated into the design package.

Regarding the sustainable water management initiative, Mr. Holder stated that this is an enhancement to the Town's water accountability efforts. This grant was awarded to Medway because the Town is trying to better manage water accountability.

Selectman Trindade moved that the Board approve the Notices of Grant Award for the acceptance of the MA DCM Grant to provide for a hydro-geologic study of Choate Dam and of the Storm Water

**Management Initiative Grant to provide for enhanced leak detection in the amounts of \$22,000 and \$14,465 respectively; Selectman White seconded. No discussion. VOTE: 4-0-0.**

**Discussion – Proposed Inspectional Services Fees:**

*The Board reviewed the following information: (1) Correspondence dated March 12, 2015 from Jack Mee, Building Commissioner; (2) Document entitled “Building Permit Fees”; (3) Document entitled “Building Permit Fee Comparison by Town”, (4) Document entitled “Gas & Plumbing Permit Fees”; and (5) Document entitled “Wiring Permit Fees”.*

Present: Jack Mee, Building Commissioner.

Mr. Mee stated that he has had an opportunity to review the current fee schedule since he came to Medway. He included some suggestions in his report, noting that Medway is on the lower side of the range. He reminded the Board that he was once a contractor here and knows that side of it. Mr. Mee stated that keeping the permit fees at a reasonable level is important but also pointed out that it is also important to keep them current. Fees have not been changed since 2003. He noted that the proposed permit fees will enable the inspectors to cover their costs. A major revision of the permitting software is scheduled for later this week and he would like to include these fee changes into that revision.

**Selectman Trindade moved that the Board approve the proposed Building, Gas & Plumbing, and Wiring Permit fees as presented; Selectman D’Innocenzo seconded. No discussion. VOTE: 4-0-0.**

**Authorization of Vice Chairman to Execute Contract with Greenman-Pedersen, Inc. for Traffic Review of Tri-Valley Design Proposal, \$9,800:**

*The Board reviewed the following information: (1) Email, dated March 10, 2015, from Susy Affleck-Childs, Planning Coordinator; and (2) Contract between the Town of Medway and GPI*

Mr. Boynton reported that the Town needs to move forward with a peer review of the Tri-Valley design proposal. This fee would be paid by the vendor.

**Selectman Trindade moved that the Board authorize the Vice Chairman to execute the contract between the Town and Greenman-Pedersen, Inc. for traffic review of Tri-Valley design proposal in an amount not to exceed \$9,800; Selectman White seconded. No discussion. VOTE: 4-0-0.**

**Authorization of Vice Chairman to Execute Contract with Borrego Solar for Power Purchase/Net-Metering Credit:**

*The Board reviewed the following information: (1) Memorandum, dated March 11, 2015, from Stephanie Mercandetti, Director of Community and Economic Development; (2) Contract between the Town of Medway and Borrego Solar; and (3) Document entitled “Annual Cash Flow of PV Investment – Net Metering Credit Purchase Agreement Scenarios [\$.19541 and \$.17 NMC value scenarios].*

Present: Stephanie Mercandetti, Director of Community and Economic Development; Jared Connell, Borrego Solar.

Mr. Boynton briefly reported on the merits of the agreement. Mr. Connell reported that, once the snow melts, they will be able to start construction. The 6 MW site is in Carver, MA. Brief discussion followed.

Selectman Trindade moved that the Board authorize the Vice Chairman to executive the contract between the Town and Borrego Solar for power purchase/net-metering credit; Selectman D’Innocenzo seconded. No discussion. VOTE: 4-0-0.

**Discussion – Special Town Meeting [May 11, 2015] Warrant Article Recommendations:**

*The Board reviewed a Draft Special Town Meeting Warrant [May 11, 2015].*

Mr. Boynton stated that the Warrant is still in draft form and he is not asking for the Board to make its recommendations tonight. This is more of a “here’s how it looks right now”.

Selectman Trindade reported that Fred Sibley was getting price quotes for a guard rail to keep vehicles off the athletic fields. There is no warrant article that would allow for that. He suggested adding it to an existing article that would accommodate the quote or a separate article.

Brief discussion followed on various articles.

Selectman Trindade moved that the Board vote to close the warrant for the Special Town Meeting scheduled for May 11, 2015 with the proviso that an additional warrant article for guard rails at Idylbrook Field is included; Selectman White seconded. No discussion. VOTE: 4-0-0.

**Approval – One-Day Liquor License Application:**

Medway High School Lacrosse Boosters, Thayer Homestead, March 28, 2015

*The Board reviewed the following information: (1) Application, undated; and (2) Police Chief Tinley’s recommendation, dated March 4, 2015.*

Selectman Trindade moved that the Board grant a one-day liquor license to the Medway High School Lacrosse Boosters for their event at the Thayer Homestead, conditioned upon fulfillment of the Police Chief’s recommendations; Selectman White seconded. No discussion. VOTE: 4-0-0.

**Action Items from Previous Meeting:**

*The Board reviewed the Action Items list.*

#5 -- Net metering can be revised to reflect Charles River Pollution Control District installation. Brief discussion followed.

Update on #14 – Police Department access to school surveillance equipment. Mr. Boynton reported that Chief Tingley, Safety Officer Grimes and Richard Boucher, IT Director, discussed the matter and will move forward. There are a few technical pieces that need to happen at the schools.

**Approval of Warrants:**

*The Board reviewed Warrant 15-38.*

Selectman D’Innocenzo, Clerk, read aloud Warrant 15-38, dated 3/19/15, submitted for approval:

Town Bills	\$851,504.40
TOTAL	\$851,504.40

**Selectman Trindade moved that the Board approve Warrant 15-38 as read; Selectman White seconded. No discussion. VOTE: 4-0-0.**

**Approval of Minutes:**

*The Board reviewed draft meeting minutes from public sessions held on September 22, 2014; December 2, 2014; and January 20, 2015.*

Selectman Trindade suggested postponing approval of the minutes as Chairman Crowley was absent.

**Selectman D’Innocenzo moved that the Board approve the minutes of September 22, 2014, as presented; Selectman White seconded. No discussion. VOTE: 4-0-0.**

**Selectman White moved that the Board approve the minutes of December 2, 2014, as presented; Selectman D’Innocenzo seconded. No discussion. VOTE: 4-0-0.**

**Selectman White moved that the Board approve the minutes of January 20, 2015 as presented; Selectman D’Innocenzo seconded. No discussion. VOTE: 4-0-0.**

**Town Administrator’s Report:**

Mr. Boynton reported that the current expense total for Snow and Ice budget is \$758,462.

Mr. Boynton explained that the driveways at the McGovern and Memorial Schools are in serious disrepair, and the plan is to have them redone over the April school vacation. The broken pavement will be removed, and a subbase installed to get through another year until the entire parking lot is redone in FY17. Other damaged items include fence posts and utility boxes. Discussion followed on the impact of snow on the athletic fields. Selectman Trindade asked that an update be posted on the Town website as more information becomes available on the proposed updates at the schools.

The Affordable Housing Committee will be bringing forward prospective appointees on April 6.

Lastly, Mr. Boynton announced that he will be assisting the City of Marlborough on their search for a new Fire Chief.

**Selectmen’s Reports:**

There were no reports from the Selectmen.

Vice Chair Foresto asked about an update from FEMA on winter storm costs. Mr. Boynton responded that the Town has submitted all its damage reports for storms up to now. The Town has clearly met the required expense threshold. He theorized that the reimbursement will likely come after the end of this fiscal year, making it revenue for FY16.

**At 7:40 PM Selectman Trindade moved to adjourn; Selectman White seconded. No discussion. VOTE: 4-0-0.**

Respectfully submitted,  
Jeanette Galliardt  
Night Board Secretary