

**Board of Selectmen's Meeting
July 20, 2015 – 7:00 PM
Sanford Hall, Town Hall
155 Village Street**

Present: John Foresto, Chair; Maryjane White, Vice-Chair; Richard D’Innocenzo, Clerk; Dennis Crowley and Glenn Trindade.

Also Present: Michael Boynton, Town Administrator; Tom Holder, Director, Department of Public Works;

At 7:02 PM Chairman Foresto called the meeting to order and led the Pledge of Allegiance.

Public Comments:

Mr. Brian Adams, 2 Milford Street, expressed concern about the Exelon expansion project, specifically, that it is not appropriate to take 20% of the town’s water supply and give it to a company that will pollute the environment and provide very few jobs. He theorized that Exelon should instead be considering solar energy which would be cleaner than the natural gas and diesel fuel options. This is not the right kind of economic growth for the town at this time. A better alternative would be to make Medway more attractive to high tech companies such as EMC.

At this time, Mr. Boynton stated that the Board will be discussing the possible retention of special outside counsel in executive session this evening. They will discuss whether to hire special counsel or use Town Counsel to deal with the siting of the facility, the application process and related matters. The Town has three vendors looking at various components of the project.

Mr. David Blackwell, 2 Milford Street, stated that he is an environmental scientist consultant. He noted that his primary concern is the large amount of water that is desired. He concurred with Mr. Adams that the additional truck traffic will add significant road impact.

Executive Session:

At 7:17PM Selectman Trindade moved that the Board enter Executive Session under Exemption 3 for the purpose of discussing strategy with respect to litigation where an open meeting may have a detrimental effect on the litigating position of the Town [Exelon West Medway, LLC and Exelon West Medway II, LLE – Energy Facilities Siting Board intervention] and Exemption 6 for the purpose of considering the purchase, exchange, lease or value of real property if the chair declares that an open meeting may have a detrimental effect on the negotiating position of the public body [0 Adams Street]; Selectman White seconded. Chairman Foresto did so declare. There was no discussion. Roll Call Vote: 5-0-0 (Crowley, aye; D’Innocenzo, aye; Foresto, aye; Trindade, aye; White, aye).

At 7:49 PM Chairman Foresto reconvened Public Session.

Discussion – Charge for Additional Recycling Carts:

The Board reviewed an Email dated June 29, 2015 from Tom Holder, Director, DPS.

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

Mr. Holder reported that this proposal was drafted to help recover some of the unanticipated costs of the automated recycling cart program. The program has been successful as there has been a decrease in the solid waste tonnage in the one year it has been operating. He stated that some residents believe one cart is inadequate, and DPS created a flyer that suggested ways to optimize the space in the cart. They also issued second carts at no charge to residents requesting them. The cost of those several hundred carts is two-fold: initially a cost of \$18,000 for the carts themselves in addition to the pickup charges of \$51,000. The per-time charge is \$7 per cart per visit. No one had any idea there would be this much demand for a second cart.

Right now there is an inventory of carts and DPS intends to offer this inventory at no charge. Once those carts are gone, they will need to charge the \$66 cost of each cart. At this time, Selectman Crowley mentioned that building contractors are bringing recyclable materials from job sites outside Medway and putting it out for Medway to pick up. Discussion followed on whether the \$7 pickup charge for a second cart should be billed to the resident. It was noted that there are currently 282 households with a second cart.

Selectman D’Innocenzo asked if other communities pick up every week or every other. Mr. Holder said that it varies, noting that many communities pass along the service charge for the second cart. Discussion followed on use of yellow bags which is an enterprise account and is designed to be self-supporting. Of the remaining inventory of 228 carts, 48 are already spoken for. Selectman White expressed concern that the Town is considering changing midstream, and should have charged for the second cart from the beginning. People will flock to get the free second carts in the inventory. Selectman Trindade asked Mr. Holder to obtain costs and recycling rate information from other communities. Selectman Crowley asked Mr. Holder to include whether these communities have recycling centers.

Mr. Boynton asked when the fee structure was last changed. Mr. Holder responded that it was before he came to Medway, perhaps ten years ago. There is a need to look at the long term impact and costs, and maybe re-evaluate the program and fee structure.

Mr. Boynton asked Board members to submit their survey questions by Thursday of this week and they will work on getting the answers.

Chairman Foresto reminded residents that they can always take their excess recycling to the recycling center.

Approval – Notice of Grant Award, Water Infrastructure Planning and Technical Assistance Grant from MassDEP, \$30,000:

The Board reviewed the following information: (1) Notice of Grant Award; (2) Correspondence dated June 12, 2015 from Massachusetts Department of Environmental Protection; and Correspondence dated June 12, 2015 from the Office of the Governor.

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

Mr. Holder explained that the department had applied to MassDEP for a grant. These FY2016 funds will help advance the stormwater management program. Brief discussion followed.

Selectman Trindade moved that the Board approve the Notice of Grant Award for the Mass DEP's Water Infrastructure Planning and Technical Assistance grant in the amount of \$30,000; Selectman D'Innocenzo seconded. No discussion. VOTE: 5-0-0.

Review/Approval – Federal Highway Administration Title VI/Nondiscrimination Assurance:

The Board reviewed the following information: (1) Letter dated July 1, 2015 from Stephanie Pollack, Secretary/CEO MassDOT; (2) Guide for MassDOT Subrecipients: Implementing the FHWA Title VI/Nondiscrimination Assurance document; and (4) Notice of Nondiscrimination Rights and Protections to Beneficiaries.

Selectman Trindade moved that the Board authorize the Chair to execute the Title VI/Nondiscrimination Assurance document; Selectman White seconded. No discussion. VOTE: 5-0-0.

Authorization of Chairman to Execute Contract with Salon Home Care, LLC, Public Health Nursing Services, \$14,150:

The Board reviewed the following information: (1) Contract between the Town of Medway and Salmon Home Care, LLC; and (2) Email dated July 14, 2015 from Town Counsel approving contract as to form.

Selectman Trindade moved that the Board authorize the Chairman to executive the contract with Salmon Home Care, LLC to provide Public Health nursing services as presented; Selectman White seconded. No discussion. VOTE: 5-0-0. It was noted that services have been satisfactory.

Discussion/Vote – Policy on Commemoration of Veterans, Employees and Public Officials:

The Board reviewed a draft of the proposed policy.

It was noted that this policy refers to flag protocol following death of veterans, employees and elected officials. Brief discussion followed on length of time in each instance the flag would be lowered to half-staff.

Selectman Trindade moved that the Board approve the policy on commemoration of veterans, employees and public officials as presented; Selectman White seconded. No discussion. VOTE: 5-0-0.

Approval – One-Day Liquor License Applications:

The Board reviewed the following information: Applications and Police Recommendations relative to (1) Jessica Small – Thayer Homestead, August 1, 2015; and (2) Joanne Dunsky – Thayer Homestead, August 6, 2015.

Selectman Trindade moved that the Board approve a one-day all alcohol license for Jessica Small and one-day wine & malt license for Joanne Dunsky conditioned upon fulfillment of the Police Chief's recommendations and receipt of required all insurance confirmations; Selectman White seconded. No discussion. VOTE: 5-0-0.

Action Items from Previous Meeting:

The Board reviewed the Action Item list.

#7 – Environmental Bond Bill: Selectman Crowley reported that he talked with Senator Spilka who reported that the bond bill has passed. Now it is a matter for Governor Baker to sign off on specific projects that he wants to fund. The funds would be used predominantly for improvements at Choate Park. Selectman Trindade expressed concern that there should be some kind of review on this project. Eventually a consultant may be needed, but that may be premature.

#8 – Database of searchable minutes -- This will take a little time as Mr. Boucher is still out.

#9 – Police Department access to school surveillance – There are some technology compatibility issues being worked on.

#10 – Proposed ALS Program for EMS: Mr. Boynton met with the Chief about the ALS program. Once the two people currently in the program have completed it, he will evaluate it.

#12 - The Toxics Use Reduction Institute grant application has been filed and can be removed from the list.

#13 – Road and Sidewalk Repair and Construction Strategy and #14 – Village Street Paving Plan are tied together. Discussion followed on various streets/projects that could be pursued. Selectman Crowley expressed concern that the Village Street paving may be approved to start in the spring when the Route 109 work will be underway. Mr. Boynton noted that a full reclamation would take a long time, while a mill and overlay could take only a couple of weeks. It was estimated that a full reclamation could cost at least 40% more.

#16 is done and can be removed from the list.

Approval of Warrants:

The Board reviewed Warrant 16-4.

Selectman D’Innocenzo, Clerk, read aloud Warrant 16-4, dated 7/23/15, presented for approval:

Town Bills	\$987,408.37
School Payroll	\$ <u>2,339.10</u>
TOTAL	\$989,747.47

Selectman Trindade moved that the Board approve the Warrant as read; Selectman White seconded. No discussion. VOTE: 5-0-0.

Approval of Minutes:

The Board reviewed draft minutes from February 4, 2015 and March 6, 2015.

The Board postponed review of the minutes.

Town Administrator’s Report:

Mr. Boynton updated the Board on the proposed amendment to the public records law. Brief discussion followed. Chairman Foresto stated the law should apply to the Governor’s Office, too. It was decided that the Board will send a letter of protest to the MMA, as well as other communities.

Mr. Boynton provided brief updates on the following: Algonquin Pipeline Project, FY2016 State Budget, Assessors Budget Challenges Contractual Threshold Adjustments, Chip Seal Update, Middle School Exterior Enhancements, and announced that the Capital Planning Process has begun.

Selectmen Reports:

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Chairman Foresto thanked Carol Bernstein for a great Medway Day. Police and Fire did a great job. Selectman Trindade added that he was out doing an errand that day and noted that the police detail officers did a great job with the roadblocks and detours. It was noted that numerous donations from local businesses helped make the event possible.

Mr. Boynton complimented the Board on the level of work the members do for the Town. He declared it to be a passion, not just a job. He extended this to all the volunteers as well as the citizen engagement. He felt honored to be a part of it. Additionally, he announced that he has thoroughly enjoyed his first year as Town Administrator.

**At 9:12 PM Selectman Trindade moved to adjourn; Selectman White seconded. No discussion.
VOTE: 5-0-0.**

Respectfully submitted,
Jeanette Galliardt