

**MINUTES
BOARD OF SELECTMEN
September 25, 2012**

Present at the meeting that was held at the Town Building were Selectmen Gary Bernklow, Donald Hawkes, Charles Kern, Thomas Ryan, and James Salvie.

Also present were Town Administrator William Wrigley and Administrative Assistant Susan McLaughlin.

Mr. Kern called the meeting to order at 7:00 p.m.

Public Input

The Town Clerk reminded people of the voting dates.

Medical Reserve Corps coordinator John Sangermano announced that 72-hour emergency kits will be available September 29 outside Shaw's and a flu clinic will be held at Hale School on November 3.

Chair's Comments

Mr. Kern thanked several people who helped dispose of Pompo furniture left behind by the school district and he thanked the Elementary School Building Committee on the event of the new Center School dedication.

Town Administrator's Activities Report

Mr. Wrigley reported on the following:

- He is writing the three building project warrant articles and debt exclusion ballot questions for a vote by the Board at its next meeting. The NRSB science lab renovation ballot question will be included in the warrant and on the ballot. At present, the cost estimates are \$3.7 million for the Library, \$7.2 million for the fire station, and \$1.4 million (Stow's 35% apportioned cost of the \$4 million district cost of the total \$8.0 million) for the NRSB science lab renovation. The Community Center will vote on its options and their related costs next week.
- To prepare for transfer of custodial duties for Pompo from the school district to the Town, the two facility managers, Bill Cleary and Craig Martin, are making a plan and resolving outstanding repairs before the school turns it over. Also, Mr. Wrigley has a warrant article requesting \$50,000 for custodial services and maintenance until the May 2013 Annual Town Meeting. Mr. Martin will manage this work.
- Standard and Poor's most recent rating analysis keeps Stow at its current AA long-term bond rating and adds a new short-term BAN rating of SP-1+, which is the highest. The analyst with whom Mr. Wrigley spoke said the Town's strong debt-to-budget ratio will not be affected by the upcoming capital project borrowing.

Meeting Minutes

None.

Center School Project Borrowing

Treasurer-Collector Pam Landry visited the Board for approval to issue a Bond Anticipation Note (some short-term borrowing) for the elementary school project.

Mr. Ryan made the following motion:

To approve the sale of an \$8,000,000 1.25 percent General Obligation Bond Anticipation Note (the "Notes") of the Town dated September 28, 2012, and payable May 28, 2013, to Jefferies & Company, Inc. at par and accrued interest, if any, plus a premium of \$54,802.00.

That in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated September 12, 2012, and a final Official Statement dated September 19, 2012, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

That the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the holders of the Notes from time to time.

That we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures in such form as the Town Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Bonds and Notes.

That each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

Mr. Salvie seconded and all voted in favor, after which the Mr. Ryan, as Selectmen's Clerk, certified the vote and the Board members signed the BAN for Ms. Landry.

November 6 State Election Warrant

Town Clerk Linda Hathaway asked the Board to approve the wording of the state election ballot, in order to send it out for printing.

Mr. Salvie moved to approve the November 6, 2012 state election warrant, dated September 25, 2012; Mr. Hawkes seconded; and all voted in favor.

Appointment to Cemetery Committee

All three of the current members of the Cemetery Committee are moving away from Stow and need to be replaced. During the vacancy posting, Mr. Dudley recruited his neighbor, Gerald Kunst, to fill the remainder of Mr. Clayton's term. Mr. Kunst visited the Board for mutual introductions.

Mr. Salvie moved to appoint Gerald Kunst to the Cemetery Committee, to fill an unexpired three-year term, ending June 30, 2014; Mr. Hawkes seconded; and all voted in favor.

Extension of Inter-Municipal Agreement on Assabet River Rail Trail

Don Rising, the Town's representative on the Assabet River Rail Trail Committee, visited the Board to explain the ARRT's history and process and requested the Board to extend the agreement so work could be completed.

Mr. Ryan made the following motion:

WHEREAS in the year 2000 the Town of Hudson, City of Marlborough, the Town of Stow, the Town of Maynard, and the Town of Acton (the “MEMBERS”) executed the Inter-Municipal Agreement for the advancement of the Assabet River Rail Trail (AART) (the “Inter-Municipal Agreement”); and

WHEREAS Article IV, paragraph 4.1 of the Inter-Municipal Agreement limits the term of the agreement to seven years from the date thereof, unless sooner terminated or extended by the MEMBERS; and

WHEREAS the term of the Inter-Municipal Agreement was seven years; and

WHEREAS, the MEMBERS have in 2007 executed a five-year extension to Dec. 31, 2012; and

WHEREAS the MEMBERS require additional time for completion of the Assabet River Rail Trail (AART); and

WHEREAS the MEMBERS desire to extend the term of the Inter-Municipal Agreement in accordance with its provisions; and

WHEREAS continuing MEMBER cooperation for the advancement and completion of the Assabet River Rail Trail (AART) is prudent and beneficial to the MEMBERS;

NOW THEREFORE, in consideration of the foregoing, I move that the Stow Board of Selectmen hereby agrees to extend the Inter-Municipal Agreement so that its term shall now expire on December 31, 2017, unless sooner terminated or further extended or by its MEMBERS.

Mr. Salvie seconded; and all voted in favor.

Special Town Meeting Warrant and Town Election Ballot Questions for Capital Project Borrowing

Mr. Kern, liaison to the Community Center Building Committee, reported that the committee’s warrant articles had not yet been decided but would be voted on this Friday or Monday night. Mr. Salvie wanted assurance that the committee would go forward with something at this Town Meeting and did not want to approve the warrant until this was confirmed.

It was generally agreed that the Board would wait to hear more about the Community Center Building Committee’s plan for Town Meeting before accepting the warrant.

Mr. Salvie moved to table the vote on the October 29, 2012 Special Town Meeting until hearing the decision on the Community Center warrant article(s); Mr. Hawkes seconded; and all voted in favor. Ms. McLaughlin was instructed to post meetings for the upcoming Friday and Monday evenings.

Liaison Reports

SMAHT: Interviewed two consultants and will select on October 5. The cost of the consultant will be \$7,200 for 10 hours per month.

Economic development: An economic development forum was held with Town officials and Stow business owners, described as an informal, lively group discussion. One business owner

suggested modeling a development committee after the Agricultural Commission. More meetings are planned.

MAPC/MAGIC: Mr. Salvie is the Town's representative for these regional committees but is unable to attend the meetings. He asked the Board members for someone to replace him.

Public Safety: The Fire and Police chiefs and Mr. Ryan met with the Martins regarding traffic management during apple season. They are working on plans.

Lake Boon Drawdown: Mr. Hawkes said the drawdown plan was for a very gradual drawdown. A decision was made to put one board back in the dam at 8.5 inches, so this year cannot be counted. They expect to go forward this coming winter. Mr. Wallace, the health agent, has agreed to be the contact for problems.

At 8:20 p.m., Mr. Ryan moved to adjourn; Mr. Hawkes seconded; and all voted in favor.

Respectfully submitted,

Susan McLaughlin
Administrative Assistant

Approved December 11, 2012