

Board of Selectmen

Town of Upton



Massachusetts

Meeting Minutes of October 18, 2011

Location: Nipmuc Regional Middle / High School – Pleasant Street PDC room.

Present: Chairman Robert J. Fleming, Selectman Kenneth E. Picard, Selectman James A. Brochu, and Town Manager, Blythe C. Robinson.

Approved: October 25, 2011

The meeting was called to order at 6:00pm.

Chairman Fleming reviewed the agenda.

1. Bond Sale

Treasurer/Collector Mr. Kenneth Glowacki was present to review with the Board the results of the \$1,701,000 bond sale that was held on October 17th. He indicated to the Board that some of the documentation related to the sale has to be executed by the Clerk to the Board. Because Ms. Palmer was not present it was suggested that the Town Manager be made the clerk for this meeting.

Motion #1 Chairman Fleming motioned to appoint Blythe Robinson as Clerk to the Board of Selectmen for this meeting. Second, Selectmen Picard, unanimous: Selectmen Brochu.

Mr. Glowacki reviewed the results of the bond sale, telling the Board that the winning bid for the issue was at an interest rate of 1.89%. This was very good considering that we had budgeted an interest rate of 4%. The Selectmen reviewed the bonds, tax certificates and litigation statement. He told Chairman Fleming that he needed to read the full text of the motion to accept the sale. That was:

Further Voted: that the sale of the \$1,701,000 General Obligation Municipal Purpose Loan of 2011 Bonds of the Town dated November 1, 2011 (the “Bonds”), to Morgan Keegan & Co., Inc. at the price of \$1,735,020.00 is hereby approved and confirmed. The Bonds shall be payable on November 1 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2012	\$276,000	2.00%	2015	\$275,000	2.25%

2013	275,000	2.25	2016	275,000	2.50
2014	275,000	2.25	2021	325,000	2.625

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The Bonds maturing on November 1, 2021 (a “Term Bond”) shall be subject to mandatory redemption or mature as follows:

<u>Year</u>	<u>Amount</u>
2017	\$65,000
2018	65,000
2019	65,000
2020	65,000
2021*	65,000

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*Final Maturity

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Further Voted: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated October 6, 2011, and a final Official Statement dated October 17, 2011 (the “Official Statement”), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

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Further Voted: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a continuing 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 Bonds for the benefit of the holders of the Bonds from time to time.

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Further Voted: 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.

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Motion #2 Chairman Fleming motioned to accept the results of the bond sale as read. Second, Selectmen Brochu, unanimous: Selectmen Picard.

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2. Review the Special Town Meeting Warrant for November 15, 2011
The Selectmen discussed each of the articles that have been placed on the warrant. Selectmen Picard asked that article #5 be removed at this time. Ms. Robinson suggested that in its place an article be included to allow a transfer of funds from the Board of Assessor’s overlay account to their expense account to pay for legal fees related to an Appellate Tax Board case. The board agreed to this change. The board reviewed all of the other articles and made no changes.

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Motion #3 Selectmen Picard motioned to accept the special town meeting warrant as submitted with the modifications discussed tonight. Second, Selectmen Brochu, unanimous: Chairman Fleming.

81 3. MURSD School Committee Appointment
82 MURSD Committee members Donna Coakley-McGowan and Kathleen Drennan joined the
83 meeting, as well as Superintendent Maruszczak to discuss the vacancy on the Committee as a
84 result of the resignation of Michelle Goodwin. Ms. Coakley-McGowan indicated that she knew
85 of one person who was considering appointment, and the Board indicated they had no candidates
86 at this point. The Superintendent asked who would vote on this process and Chairman Fleming
87 told him that the three Board of Selectmen and two remaining Upton members of the MURSD
88 would hold the election. Chairman Fleming further explained the election process to the group.
89 It was decided that both the MURSD and Town would post at their locations an advertisement
90 for the opening, and it would be included in the November 4th edition of the Town Crier. Both
91 boards would share information about possible candidates with each other so that other members
92 could speak to candidates on their own.

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94 Chairman Fleming brought up the issue of the MURSD Secession Committee and the fact that
95 one of the three appointed members has resigned from serving. He wanted to discuss with the
96 rest of the Board the possible dissolution of the Committee as there are not enough candidates.
97 Selectmen Picard concurred and brought forth a motion to take this action. After further
98 discussion the Selectmen decided to put the item on the agenda for discussion on their October
99 25th agenda so that the discussion could be shown live on cable TV.

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101 Ms. Robinson asked the Board whether or not they would like to return to their schedule of
102 meeting on the first and third Tuesdays starting in November. The Board concurred and will
103 next meet on November 1st and 15th.

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105 At 7:00 PM the Board joined the multi-board meeting. The members of the multi-board
106 reviewed the model they have developed to show the projected school budget over the next few
107 years and the assumptions that were made as part of it. Upton's share of the budget in FY 12/13
108 based upon the model would be \$8,234,640. If both towns do not raise their contribution the
109 district would have a projected deficit of approximately \$700,000. It was also pointed out that
110 the State is pushing all districts to raise their contribution to school funding over a period of time
111 and we will reach the point where each town contributes about 60% of the budget rather than the
112 50% that is required today. The Superintendent told the committee that he needs more time to
113 complete his self-assessment of the district's management and plans to have this ready for the
114 next meeting. He also handed out a letter from a consultant offering that a limited management
115 study could be done for about \$10,000. The Committee discussed the next meeting date as
116 November 15th will not be viable (both towns have a schedule special town meeting that night).
117 It was agreed that the next meeting will be November 22nd at 7:00 PM and the meeting will be
118 chaired by the Upton Board of Finance.

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120 Motion #4 Chairman Fleming motioned to adjourn the meeting at 8:55pm. Second: Selectman
121 Picard, unanimous: Selectman Brochu.

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123 Respectfully submitted
124 Blythe Robinson
125 Town Manager

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