

Board of Selectmen

Town of Upton



Massachusetts

Meeting Minutes of February 23, 2010

Location: Fire & EMS Headquarters, 20 Church Street – 2<sup>nd</sup> floor training room.

Present: Chairman Kenneth E. Picard, Selectman Michael E. Goodwin and Department Coordinator Karen L. Varney. (Selectman Robert J. Fleming was not in attendance).

The meeting was called to order at 6:30pm.

As requested by Chairman Picard, Selectman Goodwin Motioned to enter into Executive Session under MGL Chapter 39, section 23B, exception #3, Union negotiations with Local 170. The Board will reconvene regular session at the completion of this Executive Session. Poll taken: Michael Goodwin “I”, Ken Picard “I”. (Majority Roll Call)

At 7:00pm the Board reconvened.

Appropriation Treasury Warrant in the amount of \$664,996.24 and Payroll Treasury Warrant in the amount of \$71,135.54 approved as submitted.

Motion #1: Selectman Goodwin motioned to approve the Executive Session (COA) meeting minutes of January 26, 2010. Majority: Chairman Picard.

Motion #2: Selectman Goodwin motioned to approve the February 16, 2010 Executive Session meeting minutes with Union #3338A. Majority: Chairman Picard.

Motion #3: Selectman Goodwin motioned to approve the February 16, 2010 Executive Session meeting with Local #162. Majority: Chairman Picard.

Motion #4: Selectman Fleming motioned to approve the February 16, 2010 meeting minutes. Majority: Chairman Picard.

The Board welcomed Dave Adams, Chairman Recreation Commission. Dave came before the Board to discuss the process of naming and the dedication of the West River Street Athletic Field in memory of Robert Henderson. Mr. Henderson passed away last year. Dave said that after speaking with his widow Cecelia Henderson and his brother Dick, about the naming of this field, it is the desire of the family that this Athletic field be named, The Robert Henderson and Ernest Rivers Memorial Field. Long time resident, Ernest Rivers passed away in 2008 and

45 also was a long term contributor to the Town. The Henderson family donated this tract of land to  
46 the Town a few years back. Chairman Picard replied that it is a very appropriate name and gives  
47 recognition to these individuals. Member Robert Fleming, who was a close friend of Mr.  
48 Henderson's, did not attend this meeting, therefore the Board will revisit this process next week.  
49

50 Discussion items:

- 51 o Memorandum from Gorman Richardson Architects Re: awarding contract to the  
52 low bidder).
- 53 o Lakeview Cemetery monument
- 54 o Follow up (Chairman Picard) Re: email from DPW Consultant
- 55 o Fax from Kopelman & Paige dated February 22, 2010

56  
57 Motion # 5: Selectman Goodwin motion to award to the low bidder JJS Universal Construction  
58 Company, project # 2008043.02 for the Town Hall Window Sash replacement project, as  
59 recommended by Gorman Richardson Lewis Architects. Majority: Chairman Picard.  
60

61 In a discussion regarding a veteran's memorial monument for Lakeview Cemetery and  
62 after review of the specifications previously received from the Cemetery Commissioners, Robert  
63 Richard and Bill Sadler, Selectman Goodwin met with a representative of Whitinsville  
64 Monuments to get a better understanding of size and lettering. After a brief discussion the Board  
65 is in agreement with ordering this monument in time for the annual Memorial Day tribute.  
66

67 Motion # 6: Selectman Goodwin motioned to approve the amount of, up to \$7,000 from the Ella  
68 Risteen Trust Fund "Clause D" for the purchase of a memorial monument, design #1236,  
69 Whitinsville Monumental Works, Whitinsville. Majority: Chairman Picard.  
70

71 Selectman Goodwin will follow up with the Cemetery Commissioners and Whitinsville  
72 Monument. Also, in related business, Selectman Goodwin informed Chairman Picard that the  
73 Cemetery flag pole is deteriorating and in need of replacement. The replacement cost would be  
74 around \$1,000. Both agreed this should be replaced.  
75

76 Motion # 7: Selectman Goodwin motioned to approve the amount of up to \$1,500 from the Ella  
77 Risteen Trust Fund "Clause D" for the purchase of a new flag pole for Lakeview Cemetery with  
78 solar lighting. Majority: Chairman Picard.  
79

80 Chairman Picard spoke of an issue a Department Supervisor is having regarding  
81 mandated licenses. An Executive Session meeting will be scheduled for each employee involved  
82 beginning at 6pm next Tuesday, March 2<sup>nd</sup>.  
83

84 The Board recently sent a request to Town Counsel, Kopelman and Paige, asking for their  
85 opinion if the Town may allocate annually accrued interest or income from the Ella Risteen Trust  
86 "Clause B" (Welfare) Fund for the purpose of renting additional space for the Council on Aging  
87 to provide medical and health related forums. Attorney Brian Maser has recommended that the  
88 Town not use this Trust for that purpose. Chairman Picard said another source of funding will be  
89 investigated.  
90

91 The Board welcomed Fire Chief Michael J. Bradford Sr., Deputy Fire Chief Richard J.  
92 Henderson, Sr., Firefighter Bonnie Lopez and Brent Dawson of Liberty Mutual.  
93 Through the assistance of Mr. Dawson, the Fire Department was presented with a grant check in  
94 the amount of \$10,000. The Department graciously accepted the check and was congratulated by  
95 the Board.

96  
97 At 7:17pm the Board recessed.

98  
99 At 7:22pm the meeting reconvened.

100  
101 The Fire Department budget for FY11 was presented to the Board by Fire Chief Michael  
102 J. Bradford Sr., and Deputy Fire Chief Richard J. Henderson, Sr. The budget was level funded  
103 from last FY. The FY11 wage deferral was agreed to. In support of Article 6, (STM on March  
104 9<sup>th</sup>) requesting approval of \$18,000, Chief Bradford stressed the need to replace the Personal  
105 Protective Equipment (PPE) of the Fire Department. Purchased in 1998, this PPE has reached its  
106 life expectancy.

107 He informed the Board he is hopeful that the Department will receive a Firefighters grant  
108 of about \$80,000 from the State. Upton remains on the list and Chief Bradford stays positive.

109  
110 Laurie Loeper, a member of Upton's 275<sup>th</sup> Anniversary Committee, entertained the Board  
111 with a proclamation inviting them to a game of Uptonopoly on March 27<sup>th</sup> from 12noon to  
112 4:00pm at the Upton VFW. The Committee members are looking for officials to serve as  
113 bankers.

114  
115 Brian Kemp came before the Board to present his FY2011 budgets. He submitted his  
116 proposed level funded Emergency Medical Services budget and his Emergency Management  
117 budget and gave a Department overview noting compensation, salary and expense detail.

118  
119 At 7:44pm the Board recessed.

120  
121 At 7:50pm the meeting reconvened.

122  
123 Correspondence received / reviewed:

- 124 1. Request from 275<sup>th</sup> Anniversary Committee to participate in Uptonopoly challenge
- 125 2. Charter: License renewal Application. Cc: G. Fowler.
- 126 3. Copy of a Memo to the Planning Board from the DPW Consultant Re: Wireless Data  
127 Facility.
- 128 4. Copy of a Correspondence from CMRPC Re: \$1,359.27 assessment. (*approved*)
- 129 5. Notice from the DEP Re: Permit renewal and Amendment. (full packet in BOS  
130 Office).
- 131 6. Memo from Chief Bradford Re: Call Firefighter Mandatory Retirement age.
- 132 7. Correspondence from Seema Kenney Re: update on work proposal from Technical  
133 Tutoring, LLC. (*approved*)

134 The Special Town Meeting Warrant Articles were read aloud.

137 Chairman Picard noted that Town Clerk Kelly McElreath informed him that Upton came  
138 in 2<sup>nd</sup> for the highest number of voter turnout in the surrounding Towns for the recent Special  
139 Election.

140  
141 At 8:10pm Chairman Picard, motioned to enter into an Executive Session under MGL  
142 Chapter 39, section 23B, exception #3, Contract negotiations with Chief Bradley.

143 The Board will reconvene regular session at the completion of this Executive Session.  
144 Poll taken: Michael Goodwin "I", Ken Picard "I". (Majority Roll Call)

145  
146 At 8:15pm the Board reconvened.

147  
148 At 8:16pm Chairman Picard, motioned to enter into another Executive Session under  
149 MGL Chapter 39, section 23B, exception #3, Town Manager Contract negotiations.

150 The Board will reconvene regular session at the completion of this Executive Session.  
151 Poll taken: Michael Goodwin "I", Ken Picard "I". (Majority Roll Call)

152  
153 At 8:30pm the Board reconvened.

154  
155 Chairman Picard noted the Board will formalize the BOS Budget at next weeks meeting.

156  
157 Motion # 8: Selectman Goodwin motioned to adjourn the meeting at 8:30pm. Majority:  
158 Chairman Picard.

159  
160 Respectfully submitted,  
161 Karen L. Varney, Department Coordinator  
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164  
165  
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