

**BOARD OF SELECTMEN
SPECIAL SESSION MEETING MINUTES
June 4, 2007**

CALL TO ORDER: Chm. Woods called the meeting to order at 7:02 p.m. The following persons were present: Chair Julie Woods, Vice Chair Kevin Kuros, Clerk Michael Potaski, Sel. Dan Stack, Sel. Jim Dwyer, Town Manager Jill Myers and BOS Assistant Tracy Leavitt.

PUBLIC HEARINGS/SCHEDULED APPOINTMENTS:

Election/Poll Worker Appointment: Andrew Hopper:

MSDV by Sel. Potaski, seconded by Sel. Stack, to approve the appointment and notify the Town Clerk. The motion passed unanimously.

ANNOUNCEMENTS: Happy birthday to Sel. Dwyer

OLD BUSINESS:

FY08 Budget and Annual Town Meeting Warrant (Meeting of 5/8/07 continued to 6/13/07): Continued Discussion: COA Director Marsha Petrillo to read her impact statement. Town Manager Jill Myers informed the Board that the School Committee and the Finance Committee met on May 31st and they plan to meet reconvene on 6/5 to continue discussions on the budget cut scenario.

Finance Director David Genereux presented a budget scenario version #2 – “Word on the Street.” He noted it became apparent to him and the Town Manager that some department budgets would likely be supplemented by substitute motions at the continued Town Meeting, restoring the budget cuts illustrated in the memo of 5/24/07 (BOS discussion of 5/29/07). Sel. Dwyer said he has an obligation to support a budget that will not cripple town services. Ms. Myers informed the Board that the motion by Fin Comm. is for an override in the amount of \$1,200,000 with the remainder of the deficit to be transferred from stabilization. Chm. Woods asked the Board if they could support Fin Comm.’s recommendation at Town Meeting. Sel. Dwyer said he is not comfortable to answer. Sel. Potaski and Kuros stated they are unable to support the recommendation. Sel. Stack and Chm. Woods stated they could support the recommendation. The BOS agreed to meet jointly on June 13, 2007 at 4 p.m. in the High School Library with the Moderator, School Committee and Finance Committee.

ACTION ITME: Post June 13th meeting at 4p.m. in the High School Library.

Douglas Street Purchase and Sales Agreement: The Town Manager informed the Board that she and Mr. Cherrier as well as Attorney Roberti have been working on a final agreement for signatures. Ms. Myers noted that they are down to the final negotiation of an appeal. Ms. Myers stated that Town Counsel’s recommendation is for Mr. Cherrier to pay an additional \$50,000.00 to extend for 90 days if he chooses so. Attorney Roberti stated that he and his client are just concerned with what happens if they pay the additional \$50,000,000 obtain all the permits and then an appeal occurs that cannot be resolved before the deadline. Sel. Dwyer said it is easy to understand Mr. Cherrier risk but, asked what the town’s risk is. Chm. Woods responded by explaining that we go to 2014 and start to lose faith and in 2013 the economy turns around and suddenly the property is worth much more money. Sel. Stack feels that if an appeal occurs most often you will know early on if you could win or not. Attorney Roberti and Mr. Cherrier asked for time to caucus.

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Special Town Meeting Warrant (6/13/07); Discuss motion: Ms. Myers informed the Board that Fin Comm. voted favorable action on the article (one article on transfers); sections of the proposed motion numbered 1-25 with pending action on #22. The information for #22 that was not available at the last Fin Comm. meeting is now included in the motion presented tonight.

MSDV by Sel. Dwyer, seconded by Sel. Stack, to support motion as presented tonight. The motion passed unanimously.

Douglas Street Purchase and Sales Agreement: (continued) Attorney Roberti returned and informed the Board that they will agree to the 2010 deadline.

MSDV by Sel. Potaski, seconded by Sel. Kuros, to sign the purchase and sale document, once a clean copy has been prepared. The motion passed unanimously.

Town Counsel RFP: Responses, Interview Scheduling: Ms. Myers stated that 10 firms along with 2 individuals submitted RFPs. Mr. Genereux provided the Board with a memo entitled "FY2008 Town Counsel Services/Appointment RFP Analysis" and explained that the scenario for cost projections was based on Kopelman and Paige bills. Ms. Myers informed the BOS that Kopelman and Paige did not submit a response to the RFP, would serve until a successor is appointed. Per the charter, an appointment is to be made within 30 days from Town Meeting final adjournment. Chm. Woods asked the BOS to look through the R.F.P.'s and then provide feedback. She noted concern about the action at the 5/8/07 ATM to reduce the Town Counsel budget line item.

CORRESPONDENCE/OTHER BUSINESS:

Mr. Alan Keeler addressed the Board as a member of the Parade Committee to request permission to use the Town seal. Sel. Kuros feels the Board should approve the request and at a later date discuss policy of using the seal. Sel. Dwyer feels we should check with the Town Clerk.

MSDV by Sel. Kuros, seconded by Sel. Dwyer to approve Mr. Keeler's request just contingent upon clarification by the Town Manager with the Town Clerk that this is an appropriate action. The motion passed unanimously.

EXECUTIVE SESSION (MGL c.39, §23B): At 9:40 p.m.,

MSDV by Sel. Stack, seconded by Sel. Dwyer to enter into executive session under #3 Collective Bargaining Strategy and #3 Litigation Update with no business to follow. RCV: Dwyer – aye, Potaski – aye, Kuros – aye, Woods – aye, Stack – aye.

ADJOURNMENT: At 10:45 p.m.

MSDV by Sel. Kuros, seconded by Sel. Stack to adjourn. The motion passed unanimously.

*Minutes respectfully submitted by,
Tracy Leavitt, Assistant to the Board of Selectmen*

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Minutes approved by Board of Selectmen:

Chairman Julie A. Woods

Sel. James F. Dwyer

V. Chairman Kevin J. Kuros

Sel. Dan Stack

Clerk Michael Potaski

MSDV: Moved, Seconded, Discussed & Voted

RCV: Roll Call Vote