

BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

TUESDAY, DECEMBER 18, 1990

ALL BOARDS MEETING

7:00 P.M. IN SANFORD HALL

The public is invited and encouraged to attend the meeting.

Animal Control Officer
Arts Lottery Council
Board of Assessors
Board of Health
Board of Registrars
Board of Selectmen
Board of Water/Sewer Commissioners
Capital Improvement Program Committee
Cemetery Commission
Computer Committee
Conservation Commission
Council on Aging
Country Gazette
C.R.P.C.D.
Dispatchers
EMS Coordinator
Finance Committee
Fire Chief/Civil Defense Director
Historical Commission
Housing Authority
Industrial Development Committee
Inspectors: Building
Gas
Plumbing
Wiring
Job Classification Review Board
Library Trustees

Medway Cable Access
Memorial Committee
Middlesex News
Milford Daily News
Moderator
Municipal Building Utilization Committee
Park Commissioners
Permanent Fire Station Building Committee
Permanent Police Building Committee
Planning Board
Police Chief
Recycling Study Committee
School Administration
School Committee
School Site Selection Committee
Sealer of Weights & Measures
State Representatives Ranieri and Gardner
State Senator Burke
Street Naming Committee
Town Accountant
Town Clerk
Town Counsel
Treasurer/Collector
Tree Warden/Moth Agent
Tri-County Vocational School Representative
Veterans Agent
Zoning Board of Appeals

7:00 p.m. -The Board of Selectmen opened the meeting held in Sanford Hall.

-Mr. Borek stated that the legislative branches would not be in attendance this evening. He asked that when different committees and commissions made their report, that they think 3-5 years down the road with what they are doing, and what they are planning to do. In this way, everything can be prioritized, and major needs could be identified.

He asked the FinCom to start off the meeting, and give the overall financial picture of the town.

-Dick Brown, chairman of the FinCom, utilized the overhead projector to show everyone present, revenues and expenditures with two projections for FY'92. He also indicated what Medway should be proud of, such as sports, new police and fire stations, etc. He stated budget forms and guidelines will be given out shortly. They will be starting to meet on the second Wednesday of January and every Wednesday thereafter. He requested from the Treasurer and the Accountant a six-month update.

On projection A, there would have to be a decrease in salary and expenses of 4% in order to balance the budget; on projection B, there would be an increase in appropriation of about \$700,000 or about 5%. The difference in the two projections is about \$4 million in new growth.

He discussed additional funds that would be available if transfers were made. (Documents attached).

Dave Vertolino, vice-chairman, asked for input from the Assessors and what the different groups are proposing to bring to the FinCom.

Jeff Nutting said they may need extra people to do quarterly billings. He also said he didn't feel 3% increase in overlay was possible.

Ron Wilson said if we fool around with the numbers this year, what is going to happen next year?

Mr. Vertolino said 1992 is the deepest year in debt. He said they tried to put increases where they could, but they hope that they get some help from the State.

In the budget sheets, Dick Brown said expenses should be level-funded, and schools would show a 3% increase.

Dave Vertolino said departments should be prepared for level-funding across the board.

Mr. Borek said he was in disagreement with the figures - 1, local revenues up 10% - he didn't see it; 2, he sees a bleaker picture - we would have to put Medway on a credit card - eventually the interest has to be paid on all these bonds. He doesn't feel the money from the State is going to be level-funded - in six months, we should know better.

Mr. Nutting asked the Selectmen to set policy - tell the FinCom what kind of budget to set.

Mr. Borek said the Selectmen don't dictate to any board - that is why we have the all boards meeting - to get different opinions on operating the town.

Mr. Nutting said now is the time to work these things out - don't wait until the annual town meeting. He said if FinCom says you can increase your budget by 3% - you can bet we'll do it. But if in April you say don't increase, then we'll be in a worse mess.

Mr. Dronzek said the FinCom showed projection A - a decrease of 4%, and projection B - an increase of 3% in salaries and level-funded expenses. They are presenting two possible pictures.

Mr. Borek then asked for committee reports:

-Tri County Regional--John Hurley: He said he had bad news. They took a 4% hit, so they are down \$241,000 and in the hole \$338,000. They have stopped all spending. He said they could use a FinCom representative from Medway to go to the next Wednesday night meeting.

-Animal Control Officer: absent.

-Arts Lottery Council--Linda Reynolds: She said their group is working on local guidelines. She said they will have an opening soon on their commission, and it will be advertised.

-Board of Registrars/Town Clerk--Corinne O'Callaghan-Fallon: She talked about petition papers being certified; that 43% had turned out in September for the primary; and 83% in November for the state elections. She talked about the employees she had had the past year. She mentioned how in 1989, \$10,000 had been turned over to the town; but in 1990, it would be \$17,000. She mentioned the need for cabinets and space, as well as a program change in their computer system.

-Board of Water/Sewer Commissioners--Ron Wilson: He said there was a little left over in bonding, and they will possibly do Lovering and Winthrop Streets. He also said that a lot of locations will be needing backflow preventers, since the state is dictating to do this by July 1.

Mr. Nutting felt the sewer rates were low here.

Mr. Wilson said they are covering the rates to the sewer plant- but they are not covering the bonding. Sewer is under different laws.

-Capital Improvement Program Committee: absent.

-Computer Committee: absent.

-Conservation Commission: absent.

-Council on Aging--Robert Clorite: He stated that they are serving 1291 residents.

-C.R.P.C.D.--Paul Wilson: He stated that DEP has some problems with some of the plants being fined for discharge permits. He didn't feel they could work every day, 365 days a year without making a mistake so that they have to be fined. EPA is saying copper should be removed from water, but you can't remove more than 85%. It would cost \$30 million to do the job, and \$10 million to run. They are planning on fighting this at a public hearing on January 3.

Ron Wilson said as long as copper pipes are used in houses, we will have copper in the water. Mr. Dronzek felt it was better to have copper than lead. Ron Wilson said there was always plastic.

-Dispatchers: absent.

-EMS Coordinator--Karen Dronzek: She explained she was trying to fill the big shoes of Officer Grimes. She stated that there had been 336 ambulance runs; they have two ambulances that are manned 24 hours a day for both; there are 25 EMT's, with 95% having further advanced training. She also stated that there had been an anonymous donation of the second defibrillator for Christmas. The State also had given commendations to the town for their services.

Mr. Nutting felt the EMT's should get more publicity for all they do and offer.

Chief Lambirth said that some thought should be given to a new unit as usually every five years, it should be replaced. There was supposed to have been \$5,000 seed money put aside.

Mr. Borek said that that had gotten dropped, and would like them to think of having a capital revolving account possibly.

The Chief said the unit was a 1984, but we should be thinking of replacing it in the future, since it is now 6 years old.

-Fire Chief/Civil Defense Director: absent.

-Historical Commission--Mary Ellen Lavenberg: She said the town should be proud of the Rabbit Hill District, and distributed flyers on the dedication that was held. She mentioned that they worked with John Kennedy at the high school, and some seniors got involved with town government projects. She said she would like to match grants if they get the money, especially the Factory Village area of town. She mentioned working with the Building Inspector in getting pictures of buildings that had to be demolished. She also said they needed space and storage.

Col. Mike Matondi talked about Guernsey Park site restoration that they are doing, and the dedication they want to do. He said if there was a problem in the dedication, they would like to know. He said the Board of Selectmen were aware of this. Mrs. Lavenberg said she and Col. Matondi should get together and discuss it.

-Housing Authority--Elsie Robinson: She said they are in complete compliance with the State, but they have been asked to cut their budget by 5%. She said the Kenney Drive project is almost done. The Lovering Street project is underway and architects are drawing up plans. She said they are being evaluated for handicap requirements, and felt Mahan Circle should be OK. She offered her thanks to police department, EMT's, and fire department for all their help, and to the other boards as well.

-Board of Assessors--Harry T. Johnson: He stated that the re-val program has begun; that 3% have applied for an abatement; that the 3-year assessment is on-going. They recommend no quarterly billing, and not using June as the date for new growth - stick to January. He said the first bill is an estimate that is sent out; the second is the actual. He didn't know if

quarterly billing really worked anyway. He felt 1992 looked optimistic, but he didn't see applications for new growth. Mr. Borek mentioned 8% of the towns are doing quarterly billing. Any violations that they are finding in the re-val program will be turned over to the Building Inspector.

-Board of Health--Dick Parella: He said they were operating very solvent. Bill Cummings, the new Health Agent, was following through on different calls. They were also reviewing the Board of Health rules and regulations. He said they have adopted new trash rules in cooperation with the recycling committee. He said they will look at overall trash dollars once the trash rules are implemented, and the contract expires in June, so they will be going out to bid. He said the committee is giving thoughts to a Hazardous Waste Day or days in the spring, but they need to look at the monies. He also said they need space, and expressed his thanks to Mrs. Wickstrom and Mrs. Szablinski.

Mr. Nutting inquired as to the criteria for the elderly and the reduction in trash fees for them. Mr. Parella confirmed that the system isn't 100% fair. Mr. Nutting felt there were no incentives. Mr. Parella said, however, that everyone benefits from the reduction of trash - and mentioned that 80 elderly people living alone could apply.

Ron Wilson asked about the flat rate of pickup for residents, and the rest was in tonnage. Mr. Parella said they are looking at the residents that have businesses in the home. Someone suggested just paying for bags. Mr. Parella said again, they pay for tonnage, not volume. Paul Wilson said there is more involved in buying bags, and is more costly in the long run.

Philip Parchesky, who is on the Board of Health, said there is a potential mosquito problem in the future, as they just went through the first year, and they have two more years to go - the whole town may have to be sprayed.

-Industrial Development Committee: absent.

-Inspectors - Building: absent. Mr. Borek said Mr. Robert J. Speroni had just recently been appointed to that position.

-Inspectors - Gas: absent.

-Inspectors - Plumbing: absent.

-Inspectors - Wiring: absent.

-Job Classification Review Board: absent.

-Library Trustees--Philip McNulty: He said that the borrowing of books was on the upswing, since they opened for 6 days a week, which has been going on for a year. The computers were going in March. New library cards would be available soon. Almost all books have been recorded on the Minuteman. Insofar as a five-year plan is concerned, some thought may be given to the old-fashioned auditorium.

-Medway Cable Access: absent.

-Memorial Committee--Col. Mike Matondi: He said they have two projects in mind - Guernsey Park, and also that they have omitted several names from their memorials. They will renew their efforts to see who was missing. He said flag costs have gone up. Also, what should they do with the \$1000 given to them by the Anniversary Committee?

Mr. Borek told him he should speak to Mary Shea to establish an escrow account, otherwise all funds have to go to the general fund. Col. Matondi wanted to make sure the money goes for their two projects.

-Moderator/Town Counsel--Richard Maciolek: He was present, but had to leave.

-Municipal Building Utilization Committee: absent.

-Park Commissioners--Fred Sibley: He stated that they have a new concession stand; new baseball field; new volleyball court; the Choate Park building was landscaped; new parking lots were put in; the playfields were upgraded. Space is still a problem for equipment and manpower.

-Permanent Police Building Committee--Police Chief David Lambirth: He said they were looking forward to using the new station - they are 85% done, and will probably be done in mid-March. They are very happy with the Clerk of the Works, the contractor and the architect. They will have an open house.

-Recycling Study Committee--Kathy Rehl: She stated that there were nine members on the committee which began in July. She mentioned the tree chipping program that will be starting, and they are always looking for volunteers. She said they don't want to cut in on the Lions' collections of returnable bottles and cans. Someone asked about the chips that will be made up - Mr. Higgins said they would be made available to the public.

Mr. Borek asked the School Department to please help get information home to the parents on recycling.

Mr. Ciccone asked if the committee had been talking to other nearby towns. Laura Logan said they had, and they have gone to Hopedale to see how the system runs. They also plan on using the newspapers and the schools to pass on information.

Mr. Borek reminded all that the committee is always looking for information, and for volunteers from town residents.

-Street Naming Committee--Dick Malo: He said using new signs for Massasoit/Massapoag may help that situation. They had no trouble with level-funding since they have a zero budget.

-School Committee--Doug Downing: He said 9 out of 11 bargaining units have gone through negotiations, and/or contracts. The 1990 assessment scores have exceeded their standards. Soccer and volleyball had state champs and coaches of the year. Joy Seidler was named State Art Director of the year. The drama club had received State recognition. Cable 8 Newswatch had gotten their achievement award for the second straight year. The School Committee had set six goals for themselves - two are completed and four are on-going. The School Committee also supports the School Site Selection Committee.

-School Administration--Dr. Arthur Bettencourt: He said that Mr. Brown did not include on the list of "proud items" that of the quality of the FinCom, and their creativity, as well as the dedicated School Committee the town had. He said enrollments are going up with 185 in Kindergarten, and 119 in 12th grade at this time. He said space is a problem in the future. They are talking about kindergarten or fifth grade going up to the middle school, and reorganization of the elementary schools into a primary and intermediate school system. He expressed thanks to the police department for the DARE program.

Mr. Nutting said that the School Committee is interested in the idea of a longer school day, and longer school year. He indicated there was a speaker coming in February to discuss the issue.

-School Site Selection Committee--John Boczanowski: He said that the town has gone from 7000 people to 11000. Voters have the right to decide if they want another school or not. They would have forums and then a special town meeting. They would give details then. He said their best guess, if successful, is a prop 2½ debt exclusion. They would prepare the document and get it on the list for state funding. It would probably be the school year of 1995-1996. Cost to the town would be \$3.1 million.

-Veterans Agent--Anthony Mastroianni: He said the vets are feeling the impact. They are receiving monies from the State, however.

-Treasurer/Collector: absent.

-Town Accountant: absent.

-Permanent Fire Building Committee: absent.

-Planning Board: absent.

-Tree Warden/Moth Agent: absent.

-Sealer of Weights & Measures: absent.

-Zoning Board of Appeals--Joe Dziczek: He said he hoped the Assessors were looking at zoning violations. He said he hoped the Assessors were catching businesses in the home. He said he would like to meet with the Planning Board to look at the zoning by-laws.

-Board of Selectmen--John Dronzek: He said he was opposed to the quarterly tax billing, but is willing to listen on the issue. He said we need the cooperation of all town boards, committees and commissions. He said they would try to address the space issues.

Walter Johnson: He said he was not in favor of using the money put aside for sidewalks, especially Main/Village Streets. The whole job would have to be refigured, however if that was done. When the police move out of the present location, the building would have to be renovated. He said the meeting tonight would have been inaccessible to the handicap-maybe an elevator should be put in.

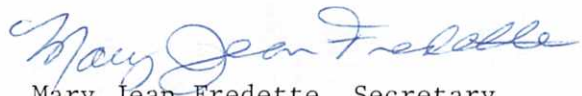
Ron Wilson stated that their Village Church did renovations, and put in a chair rail.

Mr. Nutting said that there had been a redraft of the Government Study Committee done, and wanted to present it again at town meeting. A copy was given to the Selectmen (attached).

Edward Borek: He said this was probably his last speech. He said the town was in good shape; it has good people and cooperation. He felt there should be a reorganization of the park, water/sewer all one department. He said if you want volunteers to do their work, they need to have the space available to work. He felt the conditions the town hall employees work under is not enough. He thanked everyone for attending tonight's meeting.

9:50 -The meeting was adjourned.

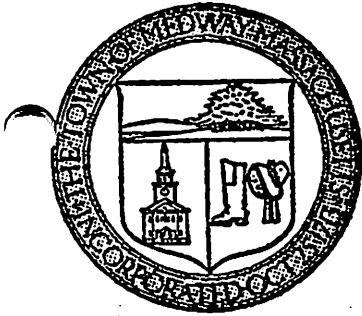
Respectfully submitted,

A handwritten signature in blue ink, reading "Mary Jean Fredette". The signature is written in a cursive, flowing style.

Mary Jean Fredette, Secretary

mjf

Attachments



TOWN OF MEDWAY

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

FINANCE COMMITTEE

December 18, 1990

To All Boards and Departments
of the Town of Medway:

Never before has it been so important that the various departments and officials of the Town of Medway pull together as a team. And while there is much to be proud of, there remains sufficient cause for concern, especially if we allow ourselves to each pursue diverging agenda. It is with that less than totally upbeat introduction that the Finance Committee announces its budget guidelines for fiscal year 1992.

Three fiscal years ago, the Town commenced a series of major capital projects, including: two new public safety buildings; new surfaces for many Town roads and the High School gym; numerous vehicles, including a fire truck and many new pieces of equipment; and membership in a computerized library network. While the Fin-Com supported most of the above programs, it was with the caveat that the Town not forget the resulting costs which would be borne. Fiscal year 1992 will be essentially the first, and arguably the worst, in terms of the financial impact of these capital projects on the Town's operating budget.

Tonight we will present our latest projections for Town revenues and expenditures for fiscal year 1992. The Fin-Com has carefully reviewed the most current information available during the past few months and estimates a projected budget deficit (i.e. available funds less forecast expenditures) of \$371,000. This outcome is the result of no increases in the levels of departmental salaries and expenses, and other assumptions which will be explained in our presentation. Not satisfied with that message, we explored a number of areas where savings could be achieved, costs reduced or additional funds provided to get through '92.

The measures which Fin-Com will propose require the cooperation of virtually all officials, departments and employees. In particular, we believe it imperative that the Boards of Selectmen and Assessors, and the Town Accountant and Treasurer/Collector understand and support our recommendations. In summary, we estimate that, via full implementation of our proposals which we will explain tonight, our 1992 recommended budget guideline could include a 3% increase for departmental salaries and level-funded expenses, while spending to the full extent of our available resources. Of course, the 3% increase is an across-the-board guideline and does not mean that all employees would receive exactly 3% over 1991, but it may provide the means for any raises at all or, in light of the alternative, continued jobs for some Town employees.

The All-Boards Meeting has proven in the past to be an excellent forum to air opinions and build consensus. As we prepare for a most difficult year ahead, the Fin-Com asks, not for unquestioning faith, but for your help in formulating and activating a consensus of the community and leaders which will best provide the long-term success of the Town. While we reiterate that Medway is still far better off than a large number of Massachusetts communities, we recognize that (unlike volleyball and soccer) we are not state champions. Nevertheless, the Fin-Com believes that control of our fiscal destiny remains within our reach and determinable by our effort as a community; and that is what matters most.

Medway Finance Committee
December 18, 1990

Prepared for All Boards Meeting: (amounts in thousands)
(excludes water & trash)

	<u>FY89</u>	<u>FY90</u>	<u>FY91</u>	<u>Proj A FY92</u>	<u>Proj B FY92</u>
Revenues:					
Property tax incl new growth	\$7,166	\$7,732	\$8,182	\$8,587	\$8,745
Assessors overlay & other	(392)	(175)	(250)	(262)	(179)
Cherry Sheet (state aid)	3,265	2,875	2,596	2,596	2,596
Local receipts	<u>1,054</u>	<u>1,168</u>	<u>1,228</u>	<u>1,290</u>	<u>1,420</u>
Total Revenues	\$11,093	\$11,600	\$11,756	\$12,211	\$12,582
% over PY		4.6%	1.4%	3.9%	7.0%
Available free cash	0	133	422	206	200
Other Reserves		170	191	150	450?
Transfers from new free cash			221		?
Total Available for Appropriation	<u>\$11,093</u>	<u>\$11,903</u>	<u>\$12,590</u>	<u>\$12,567</u>	<u>\$13,232</u>
% over PY		7.3%	5.8%	-.2%	5.1%
Expenditures:					
				Sal -4%	Sal +3%
				<u>Exp -4%</u>	<u>Exp 0%</u>
Education - Salaries	\$5,871	\$6,225	\$6,501	\$6,241	\$6,696
Expenses	1,338	1,412	1,447	1,389	1,447
Public Safety - Salaries	744	788	824	791	849
Expenses	87	92	112	108	112
DPS (Highway) - Salaries	210	220	229	220	236
Expenses	246	246	221	212	221
Other Depts - Salaries	541	610	652	626	672
Expenses	354	382	397	381	397
Tri-County Assessment	275	296	315	332	332
County Pension Assessment	236	244	305	275	275
CRPCD Assessment	181	178	167	175	175
Insurance	551	729	835	918	918
Bonded debt & interest-Old	310	303	295	289	289
New	-	-	-	542	542
Short-term interest	40	140	222	103	103
Special Articles	<u>109</u>	<u>24</u>	<u>89</u>	<u>0</u>	<u>0</u>
Sub-total Salaries	\$7,366	\$7,843	\$8,206	\$7,878	\$8,453
Sub-total Dept Expenses	2,025	2,132	2,177	2,090	2,177
Sub-total All Other	<u>1,702</u>	<u>1,914</u>	<u>2,228</u>	<u>2,634</u>	<u>2,634</u>
Total Expenditures	\$11,093	\$11,889	\$12,611	\$12,602	\$13,264
Percent over Prior Year	9.2%	7.2%	6.1%	-.1%	5.2%
from water & trash			-21	-35	
Operating Surplus (Shortfall)	0	14	0	0	3
Free Cash:					
Balance remaining from PY's	0	14	0	0	0
New Free Cash generated	533	420	475	?	?
Used at STM's	400	0	269		
Balance carried to Annual Town Mtg	<u>\$133</u>	<u>\$434</u>	<u>206</u>		
Stabilization Fund:					
Voted at STM or ATM					
Used at STM or ATM	-	59	41		
Balance (with interest)	<u>\$302</u>	<u>\$263</u>	<u>300</u>		

Medway Finance Committee
December 18, 1990

Facts and Assumptions:

(amounts in thousands)

	<u>FY89</u>	<u>FY90</u>	<u>FY91</u>	<u>Proj A</u> <u>FY92</u>	<u>Proj B</u> <u>FY92</u>
New Growth Valuation	\$24,200	\$29,100	\$19,100	\$15,000	\$19,000 8,000
Assessors Overlay	5.5%	2.3%	3.0%	3.0%	2.0%
Cherry Sheet Growth	9.8%	-11.9%	-9.7%	0.0%	0.0%
Local Revenue Growth	0.3%	10.8%	5.1%	5.0%	10.0%+
New Free Cash Generated	\$533	\$420	\$475	?	?
Salary Increases (FY91 Individual 4%)	-	6.5%	5.0%	-4.0%	3.0%
Dept Expense Increases	-	5.3%	2.1%	-4.0%	0.0%
Bonded Debt & Interest - Old	\$310	\$303	\$296	\$289	\$289
Bonded Debt & Interest - New	-	-		\$542 \$103	\$542 \$103
Short-term Interest	\$40	\$140	\$222		
Special Articles (total)	\$568	\$24	\$89	0	0
Tax Rates	\$13.29	\$13.45	\$13.28		
Tax levy	\$7,166	\$7,732	\$8,182	\$8,587	\$8,745
Levy Limit	\$7,166	\$7,732	\$8,182	\$8,587	\$8,745
New Growth tax dollars	\$315	\$387	\$257	\$200	\$252 \$106

Medway Finance Committee
December 18, 1990

(excludes water & trash) (amounts in 000's)	<u>FY89</u>	<u>FY90</u>	<u>FY91</u>	<u>Proj A FY92</u>	<u>Proj B FY92</u>	
REVENUES:						
Tax Levy						
Prior year base	\$6,684	\$7,166	\$7,732	\$8,182	\$8,182	
+ 2 1/2 percent	167	179	193	205	205	
+ new growth	315	387	257	200	252	1)
+ change to 6/30					106	2)
Maximum tax levy	\$7,166	\$7,732	\$8,182	\$8,587	\$8,745	
Assessors Overlay	(392)	(175)	(250)	(262)	(179)	3)
Cherry Sheet	3,265	2,875	2,596	2,596	2,596	4)
Local Receipts	1,054	1,168	1,228	1,290	1,420	5)
Total Revenue	\$11,093	\$11,600	\$11,756	\$12,211	\$12,582	
Free Cash	0	133	422	206	200	
Overlay Reserve	0	170	150	150	150	
Other Transfers	0	0	41	0		
New Free Cash STM	0	0	221	0	300	6)
Total Available	\$11,093	\$11,903	\$12,590	\$12,567	\$13,232	
% over PY		7.3%	5.8%	-.2%	5.1%	

Differences between Proj A and Proj B

- 1) New growth in Proj A = \$15 mill; New growth in Proj B = \$19 mill +52
- 2) Proj B is based on a change in the new growth measurement date from January 1 to June 30 and calculates an additional \$8 million in new growth +106
- 3) Utilize a lower percentage for Assessors Overlay based on historic need; this example assumes 2% in Proj B instead of 3% +83
- 4) Neither projection includes a change in state aid
- 5) Proj A uses a 5% estimated growth in local receipts; Proj B uses a 10% estimated growth in local receipts +60
 Proj B is based on a change to quarterly tax billings which would produce additional interest income +70
- 6) Proj B utilizes a combination of account transfers, use of stabilization funds, additional overlay reserves and FY92 certified free cash +300

Additional funds could be transferred from Overlay Reserve
funds available = ??? \$100,000.00

As we recently did for FY91, amounts could be voted next
fall from FY92 certified free cash to cover FY92 expenses
anticipated certified free cash = ??? \$200,000.00

Amounts in existing accounts which were voted from taxes
or available funds could be transferred for use to meet
operating budgets; If the need to fund these projects
still exists, replacement funds could be voted from our
stabilization fund (currently balance over \$300,000) or
the item could be funded at a future time.

Possible account transfers:

Article 1 STM 6/11/71 Jr Sr High Addition	\$1,136.49
Article 8 ATM 88 Stone & Seal Streets	1,103.20
Article 6 STM 12/86 Town hall Renovations	1,455.57
Article 12 ATM 88 Computer Hardware	375.64
Article 1 STM 12/86 Audit	1,000.00
Article 5 STM 12/86 Article 7 ATM 88 Mapping project	78,000.00
Article 18 ATM 86 Medical expenses	6,872.60
Article 28 ATM 85 Landfill	11,439.10
Article 6 STM 6/26/85 Landfill	33,000.00
A28 ATM86, A23 ATM87, A38 ATM88, A13 ATM89 Sidewalks	19,095.65
	<hr/>
	\$153,478.22

Funds which could be replaced by Stabilization Funds:

Article 11 ATM 88 Village/Main/126	\$44,650.00
Article 8 ATM 86 Village/Main/126	10,000.00
	<hr/>
	\$54,650.00

Amounts in articles voted from bonding or from stabilization
fund which could be re-voted:

Article 6 ATM 90 Sidewalks	\$99,221.40
Article 30 ATM 90 Gym Floors (project completed)	15,090.25
Article 31 ATM 90 Tennis Courts (project completed)	10,015.00
Article 2 STM 11/30/87 Landfill	50,000.00
Article 4 ATM 90 Street stone and sealing	26,783.55
Article 5 ATM 90 Street paving	103,394.86
	<hr/>
	\$304,505.06

DRAFT

MEDWAY SPECIAL ACT

Part I. Incorporation; Short Title; Powers of the Town

Section 1. *Incorporation Continued.* The present Town of Medway, Massachusetts, within its territorial limits as now or may hereafter be established by law, shall continue to be a body politic and corporate, known as the Town of Medway.

Section 2. *Short Title.* This act may be cited and shall be known as the Medway Special Act.

Section 3. *Powers of the Town.* The purpose of this act is to secure for the voters of the Town of Medway, through the adoption of this act, all the powers possible to secure for their government under the Constitution and laws of the Commonwealth, as fully and as though each such power were specifically and individually enumerated herein. To the extent that the provisions of this act modify or repeal existing general laws and special acts or the body of law which constitutes the town charter under section 9 of Article LXXXIX of the Amendments to the Constitution of the Commonwealth, this act shall govern.

Part II Elected Town Officers

Section 4. *Elected Town Officers, In General.* The offices to be filled by the voters shall be a board of selectmen, a school committee, a town moderator, library trustees, planning board, board of health, water/sewer commission, a housing authority and such other regional authorities, districts, or committees as may be established by law or interlocal agreement may also be filled by the voters.

Section 5. *Board of Selectmen. Composition, Terms of office, Powers and Duties*

(a) *Composition, Term of Office.* There shall be a board of selectmen composed of three (3) members elected for terms of three years each, so arranged that the term of one member shall expire each year.

(b) *Powers and Duties.* The executive powers of the town shall be vested in the board of selectmen who shall serve as the chief policy making agency of the town. The board of selectmen shall continue to have and to exercise all the powers and duties vested in boards of selectmen by the laws of the commonwealth or by vote of the town, except as otherwise provided herein.

(c) *Appointment Powers.* The board of selectmen shall appoint a town administrator, a town counsel, board of assessors, town accountant, constables, recreation commission, conservation commission, zoning board of appeals, registrars of voters (not including the town clerk) and the members of all multiple member boards, commissions, and committees except those appointed by the moderator or the town administrator. The board of selectmen shall also appoint such other officers as may be required by bylaw.

Section 6. *School Committee, Composition, Terms of Office, Powers and Duties.*

(a) *Composition, Terms of Office.* There shall be a school committee composed of six (6) members elected for terms of three (3) years each, so arranged so that the terms of two members expire each year.

(b) *Powers and Duties.* The school committee shall have all the powers, duties and responsibilities given to school committees by the laws of the commonwealth and such additional powers and duties as may be authorized by bylaw or by other town meeting vote. Nothing in this act shall be construed to affect the powers and duties of the school committee as provided by law, except as specifically provided herein.

Section 7. *Town Moderator, Term of Office, Powers and Duties.*

(a) *Term of Office.* At each town election a moderator shall be nominated and elected by the voters for a term of three years.

(b) *Powers and Duties.* The moderator shall have the powers and duties provided that office by the laws of the commonwealth, by this act, by bylaw or by other town meeting vote.

Section 8. *Library Trustees, Composition, Terms of Office, Powers and Duties.*

(a) *Composition, Terms of Office.* There shall be a board of library trustees composed of six (6) members elected for terms of three (3) years each, so arranged so that the terms of two members expire each year.

(b) *Powers and Duties.* The board of library trustees shall have all the powers, duties and responsibilities given to library trustees by the laws of the commonwealth and such additional powers and duties as may be authorized by bylaw or by other town meeting vote. Nothing in this act shall be construed to affect the powers and duties of the library trustees as provided by law, except as specifically provided herein.

Section 9. *Planning Board , Composition, Terms of Office , Powers and Duties*

(a) *Composition, Terms of Office.* There shall be a planning board composed of five (5) members elected for terms of five (5) years each, so arranged so that the term of one member expires each year.

(b) *Powers and Duties.* The planning board shall have all the powers, duties and responsibilities given to school committees by the laws of the commonwealth and such additional powers and duties as may be authorized by bylaw or by other town meeting vote. Nothing in this act shall be construed to affect the powers and duties of the planning board as provided by law, except as specifically provided herein.

Section 10. *Board of Health, Composition, Terms of Office, Powers and Duties*

(a) *Composition, Terms of Office.* There shall be a board of health composed of six (3) members elected for terms of three (3) years each, so arranged so that the term of one member expires each year.

(b) *Powers and Duties.* The board of health shall have all the powers, duties and responsibilities given to board of health's by the laws of the commonwealth and such additional powers and duties as may be authorized by bylaw or by other town meeting vote. Nothing in this act shall be construed to affect the powers and duties of the board of health as provided by law, except as specifically provided herein.

Section 11. *Water/Sewer Commission, Composition, Terms of Office, Powers and Duties*

(a) *Composition, Terms of Office.* There shall be a water/sewer commission composed of six (3) members elected for terms of three (3) years each, so arranged so that the term of one member expires each year.

(b) *Powers and Duties.* The water/sewer commission shall have all the powers, duties and responsibilities given to such commission by the laws of the commonwealth and special law, unless otherwise provided by this charter. Nothing in this act shall be construed to affect the powers and duties of the water/sewer commissioner as provided by law, except as specifically provided herein.

Section 12. *Housing Authority.*

(a) *Composition, Term of Office.* There shall be a housing authority consisting of five (5) members. Four of these members shall be chosen by ballot; the fifth member shall be appointed in the manner provided by law. Housing authority members shall serve for terms of five (5) years each, so arranged that one term of office shall expire each year.

(b) *Powers and Duties.* The housing authority shall continue to exercise all the powers and duties vested in the housing authority by the laws of the commonwealth.

Part III town administrator

Section 13. *Appointment, Qualifications, Term of Office.* The board of selectmen shall appoint a town administrator for a period of time

not to exceed three years, who shall be a person of proven administrative ability, especially fit by education, training and previous experience in business or public administration to perform the duties of the office.

The town administrator shall devote full time to the duties of the office and shall not hold any other elective or appointive office, nor shall the town administrator engage in any other business unless such action is approved in advance in writing by the board of selectmen.

The board of selectmen shall evaluate annually the performance of the town administrator, based on mutually established predetermined goals, standards or criteria for performance.

The selectmen may from time to time establish additional qualifications for the office of town administrator.

Section 14. *Vacancy in Office.* Any vacancy in the office of town administrator shall be filled as soon as possible by the board of selectmen. The board of selectmen shall appoint a five member search committee who shall be responsible for the initial screening of all applicants and recommend to the board of selectmen finalists for the position. Pending appointment of the town administrator or the filling of any vacancy, the board of selectmen shall, within a reasonable period of time, appoint some other qualified person to perform the duties of interim town administrator.

Section 15. *Temporary Absence.* The town administrator may designate by letter filed with the board of selectmen and town clerk a qualified officer, department head or employee of the town to perform

the duties of the town administrator during a temporary absence or disability. Any such designation shall be subject to the approval of the board of selectmen. In the event of failure of the town administrator to make such designation or if the person so designated is for any reason unable to serve, or is deemed not qualified by the board of selectmen, the board of selectmen may designate some other qualified person to perform the duties of the town administrator until the town administrator shall return.

Section 16. *Compensation.* The town administrator shall receive such compensation for services as the board of selectmen shall determine, but such compensation shall be within the limits of available appropriations.

Section 17. *Removal of town administrator.* The board of selectmen may remove the town administrator from office in accordance with the following procedure:

(a) The board of selectmen shall adopt a preliminary resolution of removal by the affirmative vote of a majority of its members. The preliminary resolution may suspend the town administrator for a period not to exceed thirty days. A copy of the the resolution shall be delivered to the town administrator and the town clerk forthwith. The board of selectmen shall provide a written statement setting forth the reasons for the removal if so requested by the town administrator.

(b) Within five days after the receipt of the preliminary resolution of removal, the town administrator may request a public hearing by filing a written request for such hearing with the board of selectmen. The hearing shall be held at a meeting of the board of selectmen not later than twenty days from the date of request.

(c) The board of selectmen may adopt a final resolution of removal, which may be effective immediately, by affirmative vote of a majority of its members at any time after ten days following the date of delivery of a copy of the preliminary resolution to the town administrator, if the town administrator has not requested a public hearing. If the town administrator requests a public hearing, the selectmen may, at the conclusion of the hearing or within fifteen days of the conclusion of the hearing, adopt a final resolution of removal by an affirmative vote of a majority of its members. Failure to adopt a final resolution of removal shall nullify the vote to dismiss the town administrator. The town administrator shall continue to receive a salary until the final date of removal shall become effective unless provided otherwise. The action of the board of selectmen in removing the town administrator shall be final.

Section 18. *Powers of Appointment.* Except as otherwise provided by this act, the town administrator shall appoint, based upon merit and fitness alone, all department heads, officers, subordinates and employees for whom no other method of selection is provided in this act, except employees of the school department and housing authority. Appointments made by the town administrator shall become effective on the fifteenth day following the day notice of the appointment is filed with the board of selectmen unless the board of selectmen shall within that period by a majority of all of its members vote to reject the said appointment. The town administrator shall consider the recommendations of department heads, committees and commissions when making any appointments within their respective areas.

Department heads, committees and commissions shall be notified in writing, prior to the town administrator making an appointment within their respective areas, if the appointment is other than the recommendation of said department heads, committees or commissions.

Section 19. *Administrative Powers and Duties.* The town administrator shall be the administrative officer of the town and shall be responsible to the the board of selectmen for the proper operation of town affairs for which the town administrator is given responsibility under this act. The powers, duties and responsibilities of the town administrator shall include, but are not intended to be limited to, the following:

(a) to supervise, direct and be responsible for the efficient administration of all officers, department heads and employees appointed by the town administrator and their respective departments and of all functions for which the town administrator is given responsibility, authority or control by this act, by bylaw, by town meeting vote, or by vote of the board of selectmen.

(b) to administer either directly or through a person or persons supervised by the town administrator, in accordance with this act, all provisions of general or special laws applicable to the town, all bylaws, and all regulations established by the board of selectmen.

(c) to coordinate all activities of town departments under the direction of the town administrator and the board of selectmen with the activities of departments under the control of officers, boards or commissions elected directly by the voters of the town.

(d) to attend all regular and special meetings of the board of selectmen, except meetings at which the removal of the town administrator is being considered.

(e) to attend all sessions of the town meeting and to answer all questions addressed to the town administrator and which are related to the warrant articles and to matters under the general supervision of the town administrator.

(f) to be responsible for the implementation of town meeting votes and shall report annually in writing to the town meeting on the status of prior town meeting votes on which implementation is not complete.

(g) to keep the board of selectmen fully informed as to the needs of the town, and to recommend to the selectmen for adoption such measures requiring action by them or by the town as the town administrator deems necessary or expedient.

(h) to insure that complete and full records of the financial and administrative activity of the town are maintained and to render reports to the board of selectmen as may be required.

(i) to be responsible for the rental, use, maintenance and repair of all town facilities, except those under the jurisdiction of the school committee and housing authority.

(j) to be responsible for responding to citizen complaints, concerns or requests.

(k) to be responsible for the purchase of all supplies, materials, and equipment, except for the schools and books and other media materials for libraries, and approve the award of all contracts for all town departments.

(l) to develop and maintain a full and complete inventory of all town owned real and personal property.

(m) to administer the town personnel system as the personnel director (except employees of the school department), including, but not limited to personnel policies and practices, rules and regulations, and all collective bargaining agreements entered into by the town.

(n) to be responsible for the negotiation of all contracts with town employees over wages, and other terms and conditions of employment, except employees of the school department, provided, however, the board of selectmen may provide guidelines, advice and direction to the town administrator and all contracts negotiated shall be subject to the approval of the board of selectmen. The town administrator may, subject to the approval of the board of selectmen, employ special counsel to assist in the performance of these duties.

(o) to prepare and submit an annual operating budget and capital improvement program.

(p) to keep the board of selectmen and the finance committee fully informed as to the financial condition of the town and to make recommendations to the board of selectmen and to other elected and appointed officials as the town administrator deems necessary or expedient.

(q) to investigate or inquire into the affairs of any town department or office under the supervision of the town administrator or the job-related conduct of any officer or employee thereof to be examined.

(r) to perform such other duties as necessary or as may be assigned by this act, by bylaw, by town meeting vote, or by vote of the

board of selectmen.

Part IV Administrative Organization

Section 20. *Organization of Town Departments.*

(a) The town administrator, subject to the approval of the board of selectmen, may reorganize, create, consolidate or abolish committees, commissions, offices, and departments under the supervision of the town administrator, in whole or in part, and may establish new committees, commissions, offices and departments as deemed necessary, and may for such purposes transfer the duties and powers.

(b) *Department of Public Service* Until such time as otherwise provided in accordance with section 16 (a), there shall be established a department of public service under the direction of the town administrator. The town administrator shall act as the director of public service. The director shall be responsible for the the supervision and coordination of all public service operations of the town.

The department shall assume all of the powers and duties now vested in or exercised by any of the following departments and offices: highway, parks, tree warden and such other powers, duties and responsibilities as authorized by the town administrator, board of selectmen, bylaw of other town meeting vote.

Part V Financial Provisions

Section 21. *Annual Budget Process.*

The board of selectmen and the school committee shall meet

and confer during the budget process to review the financial conditions of the town, revenue and expenditure forecasts and other relevant information in order to develop a coordinated and balanced budget. The finance committee shall participate in the discussions with the board of selectmen and the school committee in an advisory capacity. The school superintendent and the town administrator shall jointly develop budgets consistent with the policies developed by the board of selectmen and the school committee.

Within a time fixed by the board of selectmen prior to the annual town meeting, all departments shall submit to the town administrator their proposed budget and capital improvement program. The town administrator shall submit to the board of selectmen a proposed budget and a capital improvement program for the town government for the ensuing fiscal year with an accompanying budget message and supporting documents. The budget message submitted by the town administrator shall explain the budget in financial terms and in terms of work programs.

It shall outline the proposed fiscal policies of the town for the ensuing fiscal year; describe important features of the proposed budget and indicate any major variations from the current budget, fiscal policies, expenditures and revenues together with reasons for such change. The proposed budget shall provide a complete fiscal plan of all town funds and activities and shall be in the form the town administrator deems desirable. The preliminary budget as adopted by the school committee shall be submitted to the town administrator at least one hundred days prior to the annual town meeting to enable the

town administrator to consider the effect of the school department's requested appropriation upon the total town budget which is required to be submitted under this section.

Section 22. *Finance Committee Action.* The finance committee shall, upon receipt of the budget and capital improvement program, consider in public meetings the detailed expenditures for each town agency proposed by the town administrator. The finance committee may confer with representatives from any town department, commission or committee in connection with its deliberations and may request the town administrator or any department, commission or committee to provide additional information.

The finance committee shall file a proposed budget and report of its recommendations for action prior to the date on which the town meeting is to act on the proposed budget. The budget to be acted upon by the town meeting shall be the budget proposed by the Board of Selectmen with accompanying recommendations of the finance committee.

Section 23. *Approval of Warrants.* Warrants for payments of town funds prepared by the town accountant in accordance with the procedures of the General Laws shall be approved by the town administrator.

Part VI General Provisions

Section 24. *Severability.* The provisions of this act are severable. If any of the provisions of this act are held to be unconstitutional, or invalid, the remaining provisions of this act shall not be affected thereby. If the application of this act, or any of its provisions, to any

person or circumstances is held to be invalid, the application of said act and its provisions to other persons or circumstances shall not be affected thereby.

Section 25. *Continuation of Existing Law.* All bylaws, resolutions, rules, regulations, special acts and votes of the town meeting which are in force at the time this act is adopted, not inconsistent with the provisions of this act, shall continue in full force until amended or repealed. Where provisions of this act conflict with provisions of town bylaws, rules, regulations, orders, and special acts and acceptance of General Law, the provisions of this act shall govern.

Section 26. *Existing Officials and Employees.* Any person holding a town office or employment under the town shall retain such office or employment and shall continue to perform their duties until provisions shall have been made in accordance with this act for the performance of the said duties by another person or agency. No employee in the permanent full-time or part-time service of the town shall forfeit his pay grade or time in service. Each such person shall be retained in a capacity as similar to their former capacity as is practical subject to appropriation.

Section 27. *Continuation of Government .* All town officers, boards, commissions or agencies shall continue to perform their duties until re-appointed, or re-elected, or until successors to their respective positions are fully appointed or elected or until their duties have been transferred and assumed by another town office, board, commission or agency.

Section 28. *Transfer of Records and Property.* All records, property and equipment whatsoever of any office, board, commission, committee or agency or part thereof, the powers and duties of which are assigned in whole or in part to another town office, board, commission or agency shall be transferred forthwith to such office, board, commission or agency

Section 29 . *Transition.* This act shall become fully effective as provided in Section 26 , except as otherwise provided in this section:

(a) Forthwith after the adoption of this act the board of selectmen shall commence the recruitment and selection of a town administrator. The board of selectmen shall appoint a five member search committee who shall be responsible for the initial screening of all applicants and recommend to the board of selectmen finalists for the position.

(b) Until such time as the town administrator is appointed the board of selectmen shall continue to exercise the necessary authority to conduct town business.

(c) The incumbent serving as treasurer/tax collector shall continue to serve for the balance of the term for which the treasurer/tax collector was elected.

Upon the expiration of the term of office of the treasurer/tax collector or if a vacancy in the office shall sooner occur, the treasurer /tax collector shall be an appointed by the town administrator.

(d) The incumbent in the office of town clerk shall continue to serve for the balance of the term for which the town clerk was elected. Upon the expiration of the term of office of the town clerk, or

if a vacancy shall sooner occur, the town clerk shall be appointed by the town administrator.

(e) The incumbent members of the board of assessors shall continue to serve the balance of the terms for which they were elected. Upon the the expiration of term of office of each member, or if a vacancy in the office of the board shall sooner occur, the assessors shall be appointed by the board of selectmen.

(f) Upon the appointment of the town administrator the park commissioners shall relinquish all authority for the maintenance of parks within the town to the town administrator. The town administrator shall succeed to all powers hereto possessed by the park commissioners relating to the maintenance of parks. The park commissioners shall be known as the recreation commission and be responsible for the recreation related functions.

The incumbent park commissioners shall continue to serve the balance of the terms for which they were elected as the recreation commission. Upon the expiration of term of office of each member, or if a vacancy shall sooner occur, the recreation commission shall be appointed by the board of selectmen.

(g) The incumbent constables shall continue to serve the balance of the terms for which they were elected. Upon the the expiration of term of office of each constable, or if a vacancy shall sooner occur, the constables shall be appointed by the Board of Selectmen.

Section 30. Effective Date. This act shall be submitted for acceptance to the qualified voters of the Town of Medway at the next annual/special town election, following the adoption of this act by the general court, in the form of the following question, which shall be placed upon the official ballot.

"Shall an act passed by the General Court entitled 'An Act establishing a Selectmen-Town Administrator form of government in the Town of Medway " be accepted.

If a majority of the votes cast in answer to said question is in the affirmative, this act shall take effect, but not otherwise. If this act is initially defeated by the voters the question of adopting this act may be resubmitted by board of selectmen within the next two years.

Communities with Town Managers or Administrators

Acton, Adams, Amesbury, Amherst, Andover, Arlington, Ashburham, Ashland, Barnstable, Bedford, Billerica, Blackstone, Brookline,



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

DECEMBER 17, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 12-10-90 meeting.
7:01	Architect to present certificate of completion for Fire Station I.
7:05	George Fiske - re: Zoning Revisions.
7:30	Update from Permanent School Building and Site Selection Committee.
8:00	Elm Club Management re: Liquor License Renewal.
8:30	Residents of Redgate Estates re: Plowing of snow in their development.
----	New business.
----	Old business.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:00 p.m. -The Board opened the meeting held in the Selectmen's Meeting Room 2 of the Town Hall. Mr. Dronzek made a motion to accept the minutes of the December 10, 1990 meeting; Mr. Johnson seconded; all aye. The Board signed the warrants.

7:01 -The Architect for the new Fire Station I was not able to come and present the certificate of completion to the Selectmen.

7:05 -George Fiske and Jed Manus came before the Board to discuss zoning revisions. Mr. Fiske stated that over the last several months, he had been working with the Planning Board to work up some possible revisions. Mr. Manus said he was preparing a draft of an open space development by-law for 10 acres or more for residential space. It would reduce the minimum frontage and size of lot, but the balance of the land, per chapter 31, would be protected. They will be introducing the idea to other boards, such as the Conservation Commission. He said he would be able to come back to the Selectmen in another month or so with another draft.

Mr. Manus had prepared an example using the Summer Hills development, showing the subdivision layout. He showed how he would have achieved maximum density with the land there with a minimum 15,000 sq. ft. for each lot - he didn't feel there should be 1/4 acre lots. Mr. Manus stated that there were to be no more units created than were originally planned, but the houses would be compressed more in one area of the division, leaving other land on the sides. He said an example would be if there were 10 acres, and 7 were wetland, that would leave only 3 acres of buildable lots, and they would be treated in the same conventional manner. The open and restricted area could be owned by the town or homeowner's association.

Mr. Dronzek said if the town owns the land, then the town has to take care of the land, and that means more cost involved. Mr. Manus said the Planning Board could make the determination that the homeowners association would have to take care of and maintain the land.

Mr. Johnson made the comment that the Planning Board would have to approve the whole package as was designed.

Mr. Manus said he could have gotten the number of lots as drawn, and it had to be accessible. In response to Mr. Johnson's question about town water and sewer, Mr. Manus said that the project requires both town water and sewer. He also stated that the design allows the Planning Board to come up with a more flexible design, without increasing density. He also felt the design seemed to enhance the value of the lot. Concerning the Summer Hills subdivision, Mr. Dronzek said that Mr. Boczanowski had no sewerage, and that he had to build the sewerage. Also from this plan, there were less roads. Mr. Fiske indicated that the set-back requirement is the limitation.

Mr. Manus again indicated that the project as outlined included three things: 1, each lot is not less than 15,000 sq. ft.; 2, density would be no different; and 3, town water and sewer. He said there was a lot of open space, and very little of it protected.

Mr. Manus said under Chapter 61A and 61B, there could be more of a tax scheme. Mr. Allan Osborne, who was present, felt the land values in Medway were high. Mr. Manus said if assessments are done on square footage, the assessment is high - it should be 100% valuation. Mr. Dronzek felt the tax bill would be the same.

Mr. Borek said the Planning Board puts the article on town warrant, if they should so desire this zoning revision, then they should be the ones to be accountable for it. He thanked both gentlemen for letting the Selectmen hear their plans.

Mr. Manus said he would send information ahead of the town meeting date to the Selectmen, but he did want them to be aware of what he was planning to suggest.

Mr. Borek asked the gentlemen what their interest was in this, if cluster zoning was defeated. Mr. Manus said John and Chris Wood have asked them to come up with a plan for a subdivision but, preserving open space. They felt the area was best developed by cluster development. He wanted to make sure there were provisions for keeping streams, etc. In the 96-97 acres involved, 20 acres were wetlands.

Mr. Borek told him getting the input from everybody is a good idea. Mr. Manus said he has done 5 drafts so far because he wants everyone's input, and he wants to do what the people and the boards want. He said he would send a final draft to the Selectmen.

Mr. Borek reminded him that the Planning Board has to have a hearing before town meeting.

7:37

-John Boczanowski came before the Board with several other members of the School Site Selection Committee. Mr. Boczanowski told the board that town meeting in 1988 had authorized them to have this committee. He felt that the voters should know what the issue is and decide when the choice should be made. He said the elementary schools are full, and as a matter of fact, the schools are going to need two more rooms next year. He also felt people were going to complain about the idea of fifth graders going to the Middle School.

He said if the voters defeated this idea, then portable classrooms would have to be used. But, regardless, in 4-5 years, all would be full, regardless of what is done for next year.

Mr. Boczanowski said they were also charged with looking at the conditions of the schools now. He said the Burke School is definitely not going to have any space next year. Their idea is to build a new school adjacent to the Burke School so that the gym, cafeteria, and other common areas would be near each other and could be utilized. New fields would be built over on the side where the IPEC course is. He had met with the Parks Department, and they can work with them. They have not met yet with Conservation, but feel they can now.

He stated that the building in mind would be adequate to suit the amount of kids for 25 years, because their time frame for assistance is only 25 years. The cost of the school would be just under 10 million dollars, and the state would be reimbursing 69%, or 3.1 million dollars - this would average out to a couple of hundred dollars a year per average taxpayer.

Mr. Dronzek asked Mr. Boczanowski if they would be going for a prop 2½ exclusion - he said yes. They would have to put it on for a special town meeting this spring, and probably will put it on the May ballot. Mr. Dronzek felt the time frame would put it on for February/March special.

Mr. Chuck Gallo said the state list comes out once a year, and the time to get into the window is June 1, then everything falls in order. He said the state funded 30-35 projects this past September. Also, the architect would need six months to come up with a plan, but he needs \$600,000 seed money up front for specs, etc. The earliest time for completion would be three years from now - at least, maybe 4-6 years.

Mr. Johnson said that every building that wants to be built does not include the costs needed to run it - did this school project include that - Mr. Boczanowski said no. Mr. Dronzek felt that Fiscal '95 would be the earliest for this.

Mrs. Reynolds indicated that they would need administration and other startup costs.

Mr. Borek went on to say that people would tell the committee possibly that now that they have the space in the school, they're going to need some more teachers now.

Mr. Gallo stated if there was too much space in the school, they could lease out the rooms to alternative education, for instance.

Mr. Boczanowski said there would be 22 rooms in the new building and it would be a 600 pupil school. They would keep the gym, library, and phys. ed separate from the rest of the school, so the rest of the school could be closed off, and these rooms such as the gym could be utilized by the public. It would also be a two-story building. He said even though the school would be adjacent to the Burke School, it would have to be run as two separate schools, because the state says if you do an addition or renovations to the older Burke School, it would cost \$1 million for handicap access for architectural renovations - the buildings don't touch, therefore, there is a connecting walkway.

Mr. Borek said he would like a timetable early enough on ahead. Mr. Boczanowski asked about a special town meeting. Mr. Borek was told by Mr. Gallo that they have to shoot for the annual town meeting, if they want to get into the state's window for June 1.

Mr. Dronzek suggested his checking with the Town Clerk for special town meeting dates. He also recommended the committee talking to Sheila Shimetz of the MMA, since they have already gone through such a procedure.

8:05

-Mr. Junkins of the Elm Club came before the Board. Mr. Borek told him that he was called into the meeting in regard to the renewal of his license. He told him that he had a club license, and it was not being operated as such. They had received information from the Police Department that there are problems there.

Mr. Junkins told Mr. Borek that everyone is pretty much the same people - all members, and they all have membership cards.

Mr. Borek told him that if the Board renews his license, he must adhere to the rules. It is to be members only, and any guests that are brought in are to be introduced by the members only. The Board had heard that the door was open to the public, and it should not be.

Mr. Borek told Mr. Junkins that he had to file every year by March, who the officers are, what their salaries are, and a list of employees. The Board needs to know who is president, secretary, treasurer, etc., because they are the ones responsible for the license. Mr. Borek told him that the Police Department has gone out there too many times.

Police Chief David Lambirth, who was present, said that he has talked to Mr. Junkins before. Abutters are complaining; there is fighting in the parking lot of the church (where St. Joseph's allow them to park); there is excessive drinking at the club; the liability could be devastating; the doors are open at all times; there are motorcycle gangs there. It is to be run as a club, and instruct the bartenders as such, or revoke membership.

Mr. Junkins tried to explain that what the police officers see when they come to the club is his wife cleaning up. The Chief said he did not want to argue with him, but there have been many instances, not just one; and he has been allowed sufficient extra courtesies.

Mr. Borek told him that this was the first hearing to give him notice, and if the situation is not cleared up, and they will have another hearing and revoke his license. Mr. Borek told him that we have to respect the abutters' wishes, but they don't want to put anyone out of business.

Mr. Dronzek stated that the management has to realize that he has a most awkward license. He should also realize that there is a traffic problem in front of his establishment - he has even gone to the police department and complained himself.

Mr. Borek reminded him that the Board and the Police Department will be watching the Elm Club in the future.

8:23

-Mr. Borek said we should get a motion on his license. Mr. Johnson made a motion that the Elm Social Club of Medway be renewed their license; Mr. Dronzek seconded; all aye.

Mr. Dronzek again stated that he would not be opposed to revoking the license if the Elm Club continues to have problems.

-Mrs. Allen said that the Elm Club and Sabina Doyle's had sent in requests for extended hours on New Years Eve. Mr. Dronzek made a motion that their hours be extended to 2:00 a.m., with no alcohol to be sold after 1:30 a.m.; Mr. Johnson seconded; all aye.

8:29

-Chief Lambirth asked the Board's approval for Officer Grimes, to go to the FinCom for an emergency transfer for maintenance of the ambulance for \$2,200. Mr. Dronzek made a motion that this request be granted; Mr. Johnson seconded; all aye. The Board signed the FinCom request form.

8:30

-Residents of Redgate Estate came before the Board to speak about their problems with Jonathan Bruce snowplowing their streets, among other problems. They stated they were not happy with Mr. Bruce's letter stating he would snowplow Redgate, "barring any unforeseen circumstances". Therefore, they wanted the Town's Highway Department to plow their streets, and bill Mr. Bruce.

Mr. Borek reminded the residents that the Board has tried to get the Planning Board to put pressure on Mr. Bruce, but the Board cannot do anything else.

Mr. Dronzek told them that the Planning Board cannot hold one subdivision ransom until another subdivision is done - each is developed on its own.

Mr. Borek concurred saying there were different owners of each subdivision's parcels of land. The only thing that the Planning Board can do now is to tell them that the roads and sidewalks have to be put in first prior to any construction. They can also ask for a bank book from now on, no more letters of credit.

The Board did write to town counsel, asking him for a ruling on non-accepted streets. We were told by counsel that the town could be held liable if the town plowed those streets.

When asked why the town snowplowed Ohlson Circle, Mrs. Allen told them that the streets were finished by the town, so we could plow them.

Mr. Borek said the Planning Board released the bond on the road, so it could be accepted at town meeting, and the town could plow them. But in reference to Redgate, Mr. Borek said if it was an emergency, the town would plow.

A resident spoke about a problem with her son having seizures, and what constitutes an emergency. Mr. Higgins wanted to help the residents by saying if the extended structures are marked, maybe they could do it, but again he was told there was too much liability involved in doing it. Mr. Borek told the residents that if Home National hadn't foreclosed, there would have been no problem. Medway is in the same situation as other towns such as Franklin, but their situation is worse.

The residents asked how could they get a solid guarantee? Mr. Dronzek said if there was a surprise storm, it might take a while for everyone to be plowed out anyway. He suggested a collective suit against Mr. Bruce.

Mrs. Allen told the residents that the highway and police departments have beepers and can be contacted if need be. Mr. Borek also told them that the town will protect the residents if there is an emergency. Mrs. Allen also told them that if the sidewalks are not plowed, there is no school. Mr. Dronzek also told them that if there is an emergency, to please call the police department for snowplowing help.

Mr. Borek again said pressure has to be put on the planning board to change their rules and laws. Mr. Johnson said a public hearing would be needed to change their laws.

Mr. Dronzek said when the FDIC shut down Home National Bank, all letters of credit were null and void.

A resident told the Board that the sidewalks were to be put in two years after the subdivision was completed - and this was before the FDIC shut them down. Mr. Borek said to check and see if the bank gave Mr. Bruce an extension.

The resident said they were in touch with the FDIC now. Another resident said Mr. Bruce should not have such an easy loophole. It would be good if they knew who was going to snowplow, and when - that would be assurance enough. They just want a guarantee of safety during winter.

A resident informed the Board that the planning board revoked the release of covenant to build other lots on Redgate.

Mr. Borek told the residents they have the right to put an article on town meeting warrant - not retroactive, however - to change the planning board laws. He also said their lawyers should have helped to protect them. Mr. Dronzek concurred saying the residents' only recourse may be to file suit, and get a judgment on Mr. Bruce, and get a court injunction.

A resident told the Board that the planning board does not feel it is worth it; however, they will continue to send to the town copies of any correspondence that is sent and received. Mr. Dronzek said Mr. Bruce has at least \$70,000 per each of the 15 lots left to develop at Redgate = \$1 million.

9:25

- The Board discussed the barrels that were placed at crosswalks - they have been taken in for the winter. It was suggested to maybe get other kinds of signs up and different costs were mentioned. Mr. Johnson also suggested putting striped lines in between the crosswalk area.
 - Liquor licenses were signed by the Board. Mr. Dronzek then moved the approval of all licenses (see attached listing) as they were read; Mr. Johnson seconded; all aye. All licenses were signed by the Board.
 - Mr. Borek asked about appointing a Chief Procurement Officer. Nothing has been done yet, and town counsel said something should be done. It would be good to change the bid law from \$4,000 to \$10,000. Mr. Borek asked Mrs. Allen to write a formal letter to counsel on both issues.
 - Mrs. Allen asked the Board's comments on the approval of Norton Taxi Company by the police department. The Board said if the police had no problem, they did not either.
 - Mr. Borek then asked for nominations for Inspector of Buildings. Mr. Dronzek nominated Robert J. Speroni; Mr. Johnson seconded; all aye. Mr. Borek asked for any other nominations. Mr. Dronzek said there was one withdrawal of their applicants, Mr. Parchesky, at the time of the interview. Seeing no other nominations, Mr. Borek closed the nominations. Mr. Dronzek made the motion that Mr. Speroni be appointed building inspector; Mr. Johnson seconded; all aye. Mr. Speroni is an instructor in carpentry at Southeast Vocational Technical School.
- Mr. Dronzek asked Mrs. Allen to please write a letter to all those who applied thanking them.

-Mr. Dronzek moved the appointment of Edward Reardon as an advisory member to the Council on Aging; Mr. Johnson seconded; all aye.

-Mr. Dronzek moved the approval of change orders #12, 13, 14 (see attached) for the new fire station; Mr. Johnson seconded; all aye. Mr. Borek did say that the change orders should come in earlier than this. The total amount involved was \$2,395.00. The Board signed the change orders.

-Mrs. Allen said a letter on the permanent intermittents had been received from the police department and that they should come in for an interview. Mr. Dronzek said he would abstain from being at the interviews and subsequent appointments. Mr. Borek moved that a letter be written to Chief Lambirth asking that he interview and recommend appointments; Mr. Johnson seconded.

-Gardner Rice happened to stop in and said he was disappointed with Metcalf & Eddy, and asked the approval of the Board to speak to Greg Barnes, special town counsel - the Board said this was OK. Mr. Rice said he did not feel he should have to bid with the same engineer again. Mr. Rice also said where someone wants to use their cellar drain to drain into town drains - there should be some town by-law on this.

-Mrs. Allen said that CRPCD has given notice of public hearing on NPDES permit, and a public hearing is scheduled for January 3. They would like someone from the Board to be a representative for the town at the meeting. She said that there is a meeting on January 2 with Franklin Town Council with Palmer & Dodge, law firm representing CRPCD.

Mr. Borek said to ask Mr. McRae for specifics to put in a letter in advance of the January 2 meeting. Mr. Dronzek said he would try and make the commitment to attend both meetings.

-Mrs. Allen said she gave a copy of Mr. Charland's letter to the Board so that they were aware of what was going on, but that it was being taken care of by Mrs. Tighe with regard to his problems with Blue Cross/Blue Shield.

-Mrs. Allen was in receipt of a letter from Elizabeth Henderson of the Permanent Fire Building Committee indicating those who had helped in the landscaping of the area around the new fire station. Mrs. Allen will send a letter of thank you to them.

-Mrs. Allen mentioned a letter received complaining about Mass. Cablevision and their rates.

-Mrs. Allen mentioned the letter received on recycling, and that they would be open on Saturdays starting on January 5 at the old landfill. Mr. Borek asked Mrs. Allen to make sure that only qualified people are operating the chipper, meaning the highway department. She stated highway workers would be chipping trees the following Monday after each Saturday.

-Mrs. Allen brought up a letter from Mr. Patrick Irr who said he had hit a hydrant, and wanted the town to reimburse him. Mr. Borek asked Mrs. Allen to send him a letter saying that the town is not responsible.

-Mrs. Allen said that Computer Telephone Corp. will be conducting a study at no charge to make sure that the town has the right system in place.

-Mrs. Allen passed on information about the division of local services, as well as the MIIA luncheon scheduled for January 26, and the news release by the Board of Health on new regulations on trash pickup.

-Mrs. Allen said that Walter Swift, a Hopedale Selectmen, was a new owner of property across from Green Street at 133 Milford Street, and was asking to purchase two adjacent lots from the town. Mr. Borek felt if it was totally useless land, to get rid of them. Then he suggested getting a copy of the assessors map and taking a look at the area. So he suggested Mrs. Allen let Mr. Swift know that the Board is investigating, and will get back to him with their findings.

Mrs. Allen said if we were to sell the property, we would have to go out to bid, and have a town meeting vote on it.

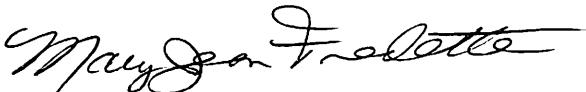
-Mrs. Allen commented on Mrs. Balboni's copy of a letter to the Chief, copied to the Selectmen. She felt that the no parking regulations should be enforced all over town, as did the Board.

Mr. Borek said that on January 7, we take up the subject of enforcing the yellow "no parking" lines all over town.

-In reference to the police contract, Theresa had some questions that she wanted clarified, with regard to Section B, article 6. Mrs. Allen said that \$100 is the correct amount that should be in that line, not the amount of \$500 as indicated. She was asked to drop the association a note informing them of same.

11:00 -Mr. Dronzek made a motion that the meeting be adjourned; Mr. Johnson seconded; all aye.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf

Attachments

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:

OWNER ☐
ARCHITECT ☐
CONTRACTOR ☐
FIELD ☐
OTHER ☐

PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 12

TO (Contractor):

INITIATION DATE: October 9, 1990

Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1988

You are directed to make the following changes in this Contract:

Provide and install ceramic tile flooring and base in room # 104.
Ceramic tile shall be "Castellarano Fiandre G 440, Matte"

Provide and install sheet vinyl and base in rooms # 105, 210, 211,
213, 214, and 215.

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) ~~(Guaranteed Maximum Cost)~~ was \$

Net change by previously authorized Change Orders \$

The (Contract Sum) ~~(Guaranteed Maximum Cost)~~ prior to this Change Order was \$

The (Contract Sum) ~~(Guaranteed Maximum Cost)~~ will be (increased) ~~(decreased)~~ (unchanged)
by this Change Order \$

1573.00

The new (Contract Sum) ~~(Guaranteed Maximum Cost)~~ including this Change Order will be ... \$

The Contract Time will be ~~(increased)~~ ~~(decreased)~~ (unchanged) by

(0) Days

The Date of Substantial Completion as of the date of this Change Order therefore is

The Carell Group, Inc.
ARCHITECT 202 Washington Street
Address Brookline, MA 02146

Built Form Inc.
CONTRACTOR 93 Massachusetts Ave.
Address Boston, MA 02115

Authorized:
Town of Medway
OWNER 55 Village Street
Address Medway, MA 02053

BY *[Signature]*
DATE 10/16/90

BY *[Signature]*
DATE 11/30/90

BY *[Signature]*
DATE 10/16/90

Medway Building Committee

Meeting Notes

October 2, 1990

Participants:	Ms. Elizabeth Henderson	Fire Station Building Committee
	Chief Wayne Vinton	Fire Station Building Committee
	Mr. Ed Duggan	Fire Station Building Committee
	Mr. Michael Rojee	Fire Station Building Committee
	Mr. John Clark	Fire Station Building Committee
	Mr. Richard Brown	Fire Station Building Committee
	Mr. Charles Stuart	Fire Station Building Committee
	Mr. Steve Reding	Clerk of the Works
	Mr. Gregory Carell	The Carell Group

1. It appears that B & B Plumbing has not been paid the amount requisitioned by Built Form. As of the August requisitioning, the plumbing subcontractor has been authorized \$14,500, and was to have been paid this amount less 10%. According to Mr. Reding's information the subcontractor has only been paid \$8,500. The Architect will contact Built Form to determine what the problem is.
2. The chosen for the wall tile around the boot washer is mannington #263, "Sterling Silver."
3. The Built Form estimate for a change order for providing rip rap along the slope behind the building is approximately \$10,000. The Architect will explore alternatives to using the stone to provide erosion control.
4. A change order is to be prepared for ceramic tile and base in the H/C toilet and vinyl flooring and base in areas requiring flooring. The amounts shall be.
 - \$600 - Ceramic tile and base
 - \$830 - Vinyl flooring and base
 - \$143 - 10% Built Form mark up
 - \$1573
5. The Architect will resolve the confusion over the vinyl base color and contact the flooring subcontractor directly.
6. The Architect will provide a detail for lowering the suspended ceiling in the apparatus room to conceal the wood plates to the CMU walls.
7. The Architect will finalize the specification for the exterior decorative light fixtures.

ms

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:

OWNER ☐
ARCHITECT ☐
CONTRACTOR ☐
FIELD ☐
OTHER ☐

PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 13

TO (Contractor):

INITIATION DATE: October 16, 1990

Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1989

You are directed to make the following changes in this Contract:

Misc. site work as per attached Change Order Estimate from Built
Form Inc. #18, 9/26/90 (amended)

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (~~Guaranteed Maximum Cost~~) was \$
Net change by previously authorized Change Orders \$
The (Contract Sum) (~~Guaranteed Maximum Cost~~) prior to this Change Order was \$
The (Contract Sum) (~~Guaranteed Maximum Cost~~) will be (increased) (~~decreased~~) (unchanged) \$
by this Change Order \$
The new (Contract Sum) (~~Guaranteed Maximum Cost~~) including this Change Order will be ... \$ 436.75
The Contract Time will be (~~increased~~) (~~decreased~~) (unchanged) by Days.
The Date of Substantial Completion as of the date of this Change Order therefore is (0) Days.

The Carell Group, Inc.
ARCHITECT 202 Washington Street
Address Brookline, MA 02146

Built Form Inc.
CONTRACTOR 93 Massachusetts Ave.
Address Boston, MA 02115

Authorized:
Town of Medway
OWNER 55 Village Street
Address Medway, MA 02053

BY *[Signature]*
DATE 10/16/90

BY *[Signature]*
DATE 11/26/90

BY *[Signature]*
DATE 10/16/91

BUILT FORM, INC.

Collaboration of Design & Builder for Rehab & New construction

93 Massachusetts Ave., Suite 211

Boston, Mass. 02115

(617) 262-4676

CHANGE ORDER

TO: The Carell Group

202 Washington Street


B

Brookline, MA 02146

DATE: 9/26/90

CHANGE ORDER NUMBER: 18

JOB NUMBER: 210

We Herely agree to make the change(s) specified below:		SUBS	BUILT FORM
(7/20/90 Open septic system	DELETE	-\$94.30	
8/28/90 Rain cover at Rte 109		\$92.04	
9/4/90 Re Excavate Fire hydran		\$234.96	
Built Form Supervision		\$30.00	→ 30.00
Built Form engineering		\$37.00	→ 37.00
Built Form overhead and profit		327.00	67.00
	10% ON SUBS	\$73.24	
	15% ON GC	32.70	10.05
		359.70	77.05
TOTAL		\$561.34	
		TOTAL →	436.75
WE AGREE HEREBY TO MAKE THE CHANGE(S) SPECIFIED ABOVE AT THIS PRICE →		\$	
DATE: <u>9/26/90</u>	PREVIOUS CONTRACT AMOUNT	\$	
CONTRACTOR SIGNATURE: 	REVISED CONTRACT TOTAL	\$	
ACCEPTED The above price and specifications of this Change Order are satisfactory and are hereby accepted. All work to be performed under same terms and conditions as specified in original contract unless otherwise stipulated.		Date of Acceptance	
		Owner Signature	

mg

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:
OWNER
ARCHITECT
CONTRACTOR
FIELD
OTHER

11
11
11
11
11

PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 14

TO (Contractor):

INITIATION DATE: October 16, 1990

Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1989

You are directed to make the following changes in this Contract:

Built Form Inc. site supervision associated with site work
in Change Order # 8.

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (~~Guaranteed Maximum Cost~~) was \$

Net change by previously authorized Change Orders \$

The (Contract Sum) (~~Guaranteed Maximum Cost~~) prior to this Change Order was \$

The (Contract Sum) (~~Guaranteed Maximum Cost~~) will be (increased) (~~decreased~~) (~~unchanged~~)
by this Change Order \$

385.25

The new (Contract Sum) (~~Guaranteed Maximum Cost~~) including this Change Order will be ... \$

The Contract Time will be (~~increased~~) (~~decreased~~) (unchanged) by

(0) Days.

The Date of Substantial Completion as of the date of this Change Order therefore is

The Carell Group, Inc.
ARCHITECT 202 Washington Street
Address Brookline, MA 02146

Built Form Inc.
CONTRACTOR 93 Massachusetts Ave.
Address Boston, MA 02115

Authorized:
Town of Medway
OWNER 55 Village Street
Address Medway, MA 02053

BY *[Signature]*
DATE 10/16/90

BY *[Signature]*
DATE 11/30/90

BY *[Signature]*
DATE 10/16/90

BUILT FORM, INC.

Collaboration of Design & Builder for Rehab & New construction

93 Massachusetts Ave., Suite 211
Boston, Mass. 02115
(617) 262-4676

CHANGE ORDER

TO: The Carell Group

202 Washington Street

Brookline, MA 02146

DATE: October 1, 1990

CHANGE ORDER NUMBER: 7A

JOB NUMBER: 210

We Hereby Agree to make the change(s) specified below:

Continuation of change order #8 to Built Form for additional
site work by Built Form:

5 -15-90: Field Engineering (3 hrs.) \$ 111.00 ~

Field Supervisor (3 hrs.) 90.00 ✓

5-23-90 Field Engineering (2 hrs.) 74.00 ~

Field Supervision (2 hrs.) 60.00 -

335

Direct Cost (25%) ~~NOT CHARGED IN~~ ~~CHANGE ORDER ESTIMATE #7~~ ~~83.75~~

Overhead & Profit (15%) ~~62.81~~
50.25

The contractor overhead and profit on the original change order will be

submitted upon receive of the detailed break-down of the approved
change order.

WE AGREE HEREBY TO MAKE THE CHANGE(S) SPECIFIED ABOVE AT THIS PRICE

~~\$ 481.56~~
385.25

DATE: 10/1/90

PREVIOUS CONTRACT AMOUNT

\$

CONTRACTOR SIGNATURE: 

REVISED CONTRACT TOTAL

\$

ACCEPTED

The above price and specifications of
this Change Order are satisfactory and are hereby accepted.
All work to be performed under same terms and conditions
as specified in original contract unless otherwise stipulated.

Date of Acceptance _____

Owner Signature _____

COMMON VICTUALLER LICENSES:

- | | |
|---|-------------------|
| 1. The Little Store | 76 Holliston St. |
| 2. Galante Deli & Luncheonette | 1 High St. |
| 3. The Village Variety | 141 Village St. |
| 4. D.J.'s Donuts | 122 Main St. |
| 5. Medway House of Pizza | 135 Village St. |
| 6. Lou's Country Auction | 320 Village St. |
| 7. Table Top Pizza | 96 Main St. |
| 8. Medway Restaurant & Ice Cream | Rt. 109-Main St. |
| 9. Burger King | Rt. 109-Main St. |
| 10. Dunkin Donuts | 81A Main St. |
| 11. Papa Gino's Restaurant | 82 Main St. |
| 12. Village Deli & Coffee Shop | 154 Village St. |
| 13. The Village Inn | 194 Village St. |
| 14. Speroni's Restaurant | 45 Milford St. |
| 15. American Legion Post #367 | 6 Cutler St. |
| 16. China Lotus Restaurant | 128 Milford St. |
| 17. Elm Social Club Inc. | 2-4 Sanford St. |
| 18. Golden Tiger, Inc. | 75 Main St. |
| 19. VFW Post #1526 | 123 Holliston St. |
| 20. Cumberland Farms | 126 Main St. |
| 21. Medway Package Inc. | 116 Village St. |
| 22. Medway Youth Soccer
(concession stand) | P. O. Box 257 |
| 23. Medway Youth Baseball
(concession stand) | P. O. Box 267 |
| 24. Sabina Doyle's | 116 Main St. |
| 25. Medway Supermarket | 106 Main St. |

AUCTIONEER LICENSES:

- | | |
|--------------------------|------------------|
| 1. Allan Osborne | 21 Holliston St. |
| 2. Lou's Country Auction | 320 Village St. |

CLASS I, II, III LICENSES:

- | | |
|---------------------------------------|--|
| 1. Medway Auto Sales | Class I-117 Main St./39 Village St./
10 Lincoln St. |
| 2. Apollo, Inc. | Class II, III-2-4 Main St. |
| 3. Robert B. Elliott-Elliott Motors | Class II-42 Summer St. |
| 4. McGowan's Carburetor & Ignition | Class II-241 Village St. |
| 5. Nelson & Son Garage | Class II-53 Milford St. |
| 6. Bartolini Motor Sales Inc. | Class II-148A Holliston St. |
| 7. Norman W. Greene Auto Repair | Class II-71 Main St. |
| 8. R. B. Havens Associates, Inc. | Class II-117 Main St.(rear) |
| 9. C & R Auto Wholesales, Inc. | Class II-16 Main St. |
| 10. Ike's Auto Reconditioning Service | Class II-117 Main St. |
| 11. Auto Exchange | Class II-57 Main St. |
| 12. Richard S. Bruce-R&R Auto Inc. | Class II-12 Barber St. |
| 13. Aoude Gulf | Class II-73 Main St. |

TAXI LICENSES:

- | | |
|---------------------------|--|
| 1. Transystems, Inc. | 6 Massapoag Street (3) |
| Jeffrey S. Trust, Pres. | |
| 2. Norton Taxi Inc. | P. O. Box 2141 (2) |
| Thomas J. Vogel | |
| 3. Aoude Taxi Corporation | (No application received) 107 Main St. (1) |
| Nabl P. Aoudi | |
| 4. Millis-Medway Taxi | (No application received) 324 Union St. #1 (1) |
| Marilyn R. Nolan | |

ALCOHOLIC BEVERAGES LICENSES:

- | | |
|---|-------------------|
| 1. Golden Tiger, Inc. | 75 Main St. |
| 2. Medway Package Inc. | 116 Village St. |
| 3. The Little Store | 76 Holliston St. |
| 4. Elm Social Club of Medway Inc. | 2-4 Sanford St. |
| 5. China Lotus Restaurant Inc. | 128 Milford St. |
| 6. Keystone Liquors | 88 Main St. |
| 7. Trustees Medway Legion Building Comm. | 6 Cutler St. |
| 8. Papa Gino's of America, Inc. | 82 Main St. |
| 9. The Medway Veterans Building Association, Inc. | 123 Holliston St. |
| 10. Sabina Doyle's | 116 Main St. |
| 11. Speroni's Inc. | 45 Milford St. |
| 12. Village Inn | 194 Village St. |
| 13. West Medway Liquors, Inc. | 175 Main St. |

SUNDAY ENTERTAINMENT LICENSES:

- | | |
|---------------------------------------|-----------------------|
| 1. Table Top Pizza | 94 Main St. (1) |
| 2. Elm Social Club, Inc. | 2-4 Sanford St. (2) |
| 3. Medway Veterans Building Assoc. | 123 Holliston St. (1) |
| 4. Trustees Medway Legion Bldg. Comm. | 6 Cutler St. (2) |
| 5. Papa Gino's Restaurant | 82 Main St. (1) |

AUTOMATIC AMUSEMENT LICENSES:

- | | |
|------------------------------------|-------------------|
| 1. Medway House of Pizza | 135 Village St. |
| 2. Papa Gino's Restaurant | Main St. |
| 3. Elm Social Club, Inc. | 2-4 Sanford St. |
| 4. Table Top Pizza | 94 Main St. |
| 5. The Village Inn | 194 Village St. |
| 6. Medway American Legion | 6 Cutler St. |
| 7. Medway Veterans Building Assoc. | 123 Holliston St. |



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

DECEMBER 10, 1990

7:00 p.m.

Open meeting, sign warrants,
approve minutes of 12-3-90
meeting.

7:05

Tom Vogel -
re: application for Taxi License.

7:15

Nancy & Gary DeVita, 81 Lovering St.
re: drainage

New business.

Old business.

approx. 7:30

Executive session:
- Police Association.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:00 p.m. -The Board opened the meeting held in the Selectmen's Meeting Room 2 of the Town Hall. Mr. Dronzek made a motion to accept the minutes of the December 3, 1990 meeting; Mr. Johnson seconded; all aye. The Board signed the warrants.

7:05 -Thomas Vogel of 217 Mans Avenue, Norton came before the Board to request a taxi license for a taxi service he wanted to operate in Medway. He had done a survey and felt that the town was in need of one. He stated that there is a Medway number even though he is based out of Norton. When asked how many taxis there were in Medway, Mrs. Allen said there is Transystems, which is mostly airport service, and Millis-Medway Taxi. Aoude Gulf had not mentioned an interest in renewing their license yet. Mr. Vogel said he would advertise to make himself known to area residents. Mr. Borek said that the Police Department normally does a routine check on licenses such as these.

Mr. Dronzek made a motion to approve his two licenses contingent upon Police Department approval; Mr. Johnson seconded; all aye. After he had left, Mrs. Allen was asked to get from him the names of his drivers and their license numbers.

7:12 -Nancy and Gary DeVita of 81 Lovering Street came before the Board to speak about some concerns they have with requests that the Conservation Commission has made on them. They want to build a house on Lovering Street, but there is a county way established with a stone wall near their property, also bordering the wetland area. Conservation wants them to grade the town property onto Lovering Street. The DeVitas are proposing a drywell on the town property in the low area of Lovering Street which would eliminate any drainage concerns Conservation may have. The DeVitas would break through the stone wall just enough to put the driveway in to lead up to the house. Their engineer, John DeSimone, who was with them, said that Conservation did not want pipes and catch basins put in the town area, because he was told "the town doesn't do a good job of cleaning pipes and catch basins". Mr. Higgins, who was present, did confirm that the drainage pipes will eventually be placed on the same side of the street as the DeVitas would live, if not on both sides of the street. Mr. Borek said he would like to look at the plans of where the drainage system would be, if the drywell did not work out. While he was speaking, Mr. Higgins was able to pull out the plans of the area, and they were able to review them.

Mr. Dronzek made a motion that the Selectmen approve the installation of a drywell on town property just inside the stone wall. Mr. Borek then said if we give permission, and Conservation says no to the DeVitas' plan, then the letter from the Selectmen would be null and void.

Mr. DeSimone questioned all the grading on town property the Conservation Commission was requesting. Mr. Borek could not understand this either. Mr. DeSimone told the Board that Conservation had jurisdiction on 100' radius of the wetlands. Mr. Borek said he could understand Conservation asking the DeVitas to install a swail on their property, but not on town property. Mr. Dronzek said that the Board cannot be too critical of Conservation. Mr. DeSimone understood that, but just wanted the general feeling of the Selectmen - a letter was not necessary. The Board felt it would be better to have a letter in hand to give to the Commission.

Mr. Dronzek then made a motion, per all the discussions that were just held, that the Board approve the request of the DeVitas to install a drywell on town property at elevation 263, east of the proposed driveway, in view of the fact that it is the most economical and feasible way for the applicants; as well as when and if Lovering Street is widened, an alternate to the drywell would cost the town even more money; contingent upon the approval of the Conservation Commission of the DeVitas' proposal; Mr. Johnson seconded; all aye.

Mr. Borek then suggested just giving the DeVitas a copy of the Selectmen's minutes of this date.

-New business.

-Mrs. Allen said that Boy Scout Troop 108 wants to hang a sign in the area of Fire Station I to advertise the upcoming pancake breakfast to be held at the Community Church on December 15th. Chief Vinton had suggested letting them put the sign on the fence. Mr. Dronzek made the motion that the troop be allowed to put the sign on the fence; Mr. Johnson seconded; all aye.

-Mrs. Allen was in receipt of a solicitor's permit request from Bliss Dairy out of Attleboro for permission to solicit for business in the town of Medway for home delivery of milk and other dairy products. The solicitation would be door-to-door. Mr. Dronzek moved the approval for Bliss to solicit in town; Mr. Johnson seconded; all aye.

-Mrs. Allen went over with the Board the letters received from Mr. and Mrs. Griffin of 2 Briar Lane. Concern was raised as to the liability of the town in plowing non-accepted streets, such as Memory Lane. Mr. Borek asked Mrs. Allen to get counsel's opinion on the liability for the town on roads that have not been accepted yet by town meeting vote, but that get plowed. Mr. Dronzek also asked to see the vote of the 1985 town meeting on this. Mrs. Allen was asked to get an answer from Mr. Maciolek prior to the next Selectmen's meeting on December 17.

-Mrs. Allen reminded the Board about the Norfolk County Advisory Board meeting on Wednesday, December 12 - Mr. Dronzek said he was going.

-Mrs. Allen brought up a letter received from John McGovern, principal of the North School. He was requesting help with the sign that keeps getting torn down at the entrance of the drive. It was suggested that Mr. McGovern approach the Industrial Arts Department at the High School for assistance in the making of another portable sign. It was felt that the Highway Department has helped in this situation enough.

Mr. McGovern was also still requesting inspections be made at his school. A copy of the letter the Selectmen received was given to Mr. Parchesky. Mr. Borek said the new Building Inspector should be on board December 17, and he will take care of the inspections as soon as possible.

-Mrs. Allen had a request from MAPC-asking the Board if they had any problem with Stone & Webster releasing the topographical information done on Medway to the MAPC. The Board will think about it.

-Mrs. Allen stated that Michael McManus needs to have all the permits in order to pass papers on The Little Store. Mr. Dronzek moved the approval

of the Common Victualler's license for The Little Store at 76 Holliston Street; Mr. Johnson seconded; all aye.

-Diarmuid Higgins asked the Board's permission to go to the FinCom for an emergency transfer of \$1700 for the gas pumps, since the low bid came in at \$1615.45 over appropriation. Mr. Dronzek moved that the Highway Department could go to the FinCom for an emergency transfer of \$1615.45; Mr. Johnson seconded; all aye.

-Mr. Johnson brought up a birthday party being held for Frederick Tingley who was turning 90 on December 16. He asked if the Selectmen could come up with some sort of letter or proclamation for him. The Board agreed to do this, and Mrs. Allen will write it up.

-Mr. Higgins also talked about the need for fill on the old railroad tracks off of Center Street. There appears to be a huge ditch that needs to be filled before someone gets hurt. He stated it was hard for trucks to get in to backfill. The Selectmen said they should look at the area in question.

-Mr. Borek briefly discussed an area off of Legion Avenue leading to the high school that has been talked about before as being a possible bus route. He suggested it be placed on the agenda to be discussed next year sometime.

-Mr. Dronzek made a motion that the Board adjourn to executive session with the Police Association, ^{regarding a grievance} and not to return to public session; Mr. Johnson seconded; all aye. The vote for executive session was: Mr. Dronzek-yes; Mr. Johnson-yes; Mr. Borek-yes.

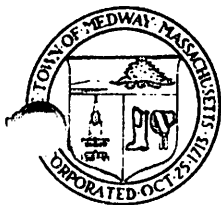
-The meeting was adjourned at 8:20.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

DECEMBER 4, 1990

Interviews for Building Inspector- Meeting Room at Fire Station II:

7:00 p.m.	Steve Reding
7:30	Robert J. Speroni
8:00	Michael A. Tusino III
8:30	Philip Parchesky

Executive Session with Attorney Richard Maciolek and Police Chief Lambirth:

9:00 p.m.



BOARD OF SELECTMEN

135 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

DECEMBER 3, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 11-26-90.
7:05	Recycling Study Committee - update and recommendations.
7:30	Public Hearing for Sunday/holiday openings for package stores.
----	New business.
----	Old business.
approximately 8:30	Executive session with Police Association.

Present: Edward Borek, Walter Johnson and John Dronzek, and Administrative Assistant Ruth Allen.

7:00 p.m. -The Board opened the meeting held in the Selectmen's Meeting Room 2 of the Town Hall. Mr. Johnson made a motion to accept the Executive Session minutes of September 10, 1990 and October 15, 1990; Mr. Dronzek seconded; all aye. Mr. Dronzek then made a motion to accept the minutes of the Selectmen's meeting held on November 26, 1990; Mr. Johnson seconded; all aye. The Board signed the warrants.

-Mr. Borek commented on a letter received from the MMA by making a motion to write to both State Representatives and State Senator to tell them that the Town of Medway wants Question 5 upheld; Mr. Johnson seconded; all aye.

-Mr. Johnson commented on the Little League field near Cassidy Field. He said gravel had been swapped for clay, the field was finished and seeded, and looked great. He said he was aware of the need for fencing still, and that the cost might be \$5,000 for material and \$5,000 for labor; and because of this high cost, they might do the work themselves. The volunteers and parents did a great job together.

-Mr. Dronzek commented on the handicap access situation that is prevalent in area towns, and felt the Town of Medway was borderline on this.

7:05

-Kathy Rehl, chairman of the Recycling Study Committee, came before the Board with many members of the committee in the audience to update the Board on their progress and to give recommendations of how to proceed to get the recycling program started. She reminded the Board of the deadlines that the State had imposed for batteries, leaves, etc.

She stated that the State has granted them the use of the landfill area for a composting facility and recycling center. They felt there was no problem in the use of the landfill designated as B-12, B-13, B-14, B-15 on the map she presented, which was a 24' stretch of land. She said the committee wanted to start the program on 1/5/91, with the opening hour being 9 a.m., and closing at 2 p.m. every Saturday. The center would be accepting returnable bottles and cans, glass, paper products and tin. A volunteer group would be manning the center. In March of 1991, they hope to accept certain types of milk containers; and in September of 1991, a different type of milk container. In 1992, they hope to have curbside pickup established; however, they want to introduce recycling on a slow basis so the residents can get used to the idea.

Mrs. Rehl said that Foster Forbes would accept the glass for \$53/ton, but our DPW would have to bring the truckloads to Milford. Paper Products would accept the paper, and we pay them \$30/ton. With tin, Brockton Iron and Steel would accept it at no cost or charge. With volunteers, Mrs. Rehl hopes to utilize people no more than twice a year, each time for 2-1/2 hours at a time, and with a member of the recycling committee to assist. The Recycling Study Committee would coordinate the entire effort.

Mr. Borek questioned what kind of containers would be used. Mrs. Rehl said 55 gallon drums for glass; and roll-off containers for newspapers and tin. She said that there would be certain restrictions that volunteers would have to be aware of, and to check what items were coming in.

Mrs. Rehl stated that the DPW's help would be required about 2 hours every other Monday, depending on the tonnage received.

She then explained to the Board how much is expected to come in based on the figures she had in hand, in increments of glass, paper and tin. She estimated that the beginning figures tend to feel that 5% of the residents would be involved in a dropsite facility - figures would then tend to rise if there was curbside pickup. She showed the Board charts indicating peaks and lows during the months, with February averaging the lowest, and May and November the highest. She also indicated the minimum and maximum tonnage that could be expected.

Mr. Borek stated he didn't like the 55 gallon barrels as it would put the Highway Department at risk. He would rather see that specific recycling containers are used. Mrs. Rehl said they had applied for the grant. Mr. Dronzek mentioned his concerns about battery acid leakage in batteries being dropped off.

Mrs. Rehl mentioned to the Selectmen that the committee would like a banner hung across Main Street; that they would like to put on a public forum the high school to educate the town; that they want to put flyers in shop windows; to start an educational program in the schools; to put together a video; to make up a recycling brochure; to send home flyers to the kids in school about the program; and to advertise in the newspapers.

When asked who in the State had given permission to use the landfill, Mrs. Rehl stated it was the Solid Waste Management Department, the State Engineer. When asked about getting DEP approval, Mrs. Rehl stated that the Solid Waste Management Department was a subdivision of the DEP. She said once the Board of Selectmen approved the use of the landfill as the recycling center, the registration form would be sent in to the State.

Mr. Dronzek made a motion that the Recycling Study Committee be allowed to use the old landfill as the composting and recycling facility; Mr. Johnson seconded. Before this was made a final vote, Mr. Borek wanted to see if there were any remarks from the audience on the subject. Mr. Borek stated at this time that he would like the area to be used, contained, as a lot of work had already been done to the area. Mrs. Rehl said that temporarily cones and flags would be used, and maybe fencing later on. Mr. Higgins said that the area has to be monitored closely, as even a fence that was put up once, was eventually torn down. Mr. Dronzek reminded Mrs. Rehl that the chain link fence is locked when no one is there.

Mrs. Rehl said that the Recycling Study Committee would like their name changed to the Recycling Management Committee. Mr. Borek said that the Board of Selectmen would have to look at how the article was written and accepted at town meeting. He said, however, the Board can give the Committee permission to do things, and suggested that thought be given to having an article written up by the Committee for the next town meeting warrant. Mrs. Rehl confirmed that the committee can act as a management team, but would not be officially confirmed as such.

Mr. Dronzek suggested that rules and regulations be made up by the committee so that whoever takes over someday will have something to go by.

Mrs. Rehl asked if they change vendors, do they have to come to the Board? Mr. Borek said they would just like to know what they are doing and what is going on with the committee.

7:37 -Mr. Dronzek made a motion to temporarily postpone the public hearing for the Sundays/holidays opening; Mr. Johnson seconded; all aye. However, Mr. Borek said to let the public hearings go through, and then bring recycling back.

7:38 -Mr. Dronzek read the public hearing notice that appeared in the newspaper for the Sundays/holidays package store openings. The ad included the names of the four stores in Medway that would be involved: Keystone Liquors; Medway Package Store; West Medway Liquors and The Little Store.

Mr. Borek asked if anyone in the audience had anything to say on the subject. Mr. Hovey's only comment was that they would like to have it granted. Mr. Dronzek made a motion that the package stores be allowed to stay open on the Sunday before Christmas and the Sunday before New Years from 12 Noon until 6 p.m.; Mr. Johnson seconded; all aye. Mr. Borek said the Board would sign the licenses and send them to them.

7:40 -The Recycling Study Committee continued with their report.

Allan Osborne, who was present, stated that the Medway Lions have been picking up bottles and cans in Medway for the past year or two, and have given the money to the Town and to the Secondary Home and School. Their contribution had amounted to \$12,000. Dick Brown, who was present, suggested giving the returnable bottles and cans to the Lions. Mr. Borek said that maybe a member of the Lions could be at the center. Mrs. Rehl indicated they were on the Lions agenda in the near future. Mr. Dronzek said that in one of the Lions' recent pickups, they had picked up over 17,000 bottles and cans. He agreed that 50% of what BFI picks up is probably returnable bottles and cans as well as trash. Mrs. Rehl said they just want to give everyone every opportunity to recycle.

Mrs. Rehl then asked what do they need the Selectmen's approval on? Mr. Borek said if the Town has to expend money, or there is a problem with traffic, or if there is a change of hours that would have to do with the daily hours of operation, or if they are adding another recycleable material, the Board of Selectmen would like to know. This is information that is helpful to citizens if they call the office to inquire.

Mrs. Rehl said they needed \$1,000 for educational endeavors. She said there are printing costs to let people know what the hours, etc. will be.

Mr. Dronzek suggested that the Recycling Study Committee go to the Finance Committee for an emergency transfer; Mr. Johnson seconded; all aye.

Mrs. Rehl asked if they could take donations for educational material. Mr. Dronzek said it was illegal. He did, however, say that these people could buy and donate paper for printing, etc. but not to take money.

Mr. Johnson asked Mrs. Rehl if the committee had talked to Tri-County about the printing of the materials. She said they had not as of yet.

Mrs. Rehl asked if the DPW could help in site preparation. Mr. Borek said yes. Mr. Borek also asked that she come back to the Board with an idea of what they want to do at the site, and how many hours it would take, and also to talk to Mr. Higgins.

Mr. Dronzek also suggested using the press. She said that's why cable was there.

Mrs. Rehl said she understood that the DPS chipper had been fixed, and they are going to ask that people bring their Christmas trees to the landfill to be chipped instead of thrown away. Mr. Dronzek said that that falls in the area of the Board of Health and to contact them about that.

Mrs. Rehl said that Maria Roberts has asked to be the alternate to the Millis Consortium and that Mrs. Rehl be the representative. Mr. Dronzek made the motion that Mrs. Rehl be appointed as the Medway representative to the Millis Consortium, and Maria Roberts to be the alternate; Mr. Johnson seconded; all aye.

Mr. Dronzek then made the motion again that the recycling committee be allowed to use the landfill as the composting and recycling facility; Mr. Johnson seconded; all aye.

8:00

-Mr. David A. Plante came before the Board to ask to be appointed to the Conservation Commission. Mr. Johnson made the motion that Mr. Plante be appointed to the Conservation Commission through June 30, 1991 to fill the vacancy of Nina Casali; Mr. Dronzek seconded; all aye.

-New Business.

-Mrs. Allen said she had a request from Sabina Doyle's Restaurant for an extra hour for New Years to stay open. The Board said to wait on this to see if any other requests come in.

-Mrs. Allen talked to the Board about the letter they have received on Samoset Road. In the letter, it was indicated that Planning Board approval was not required.

-Mrs. Allen said that The Little Store needed a common victualer's license for 1991. She was asked to hold this with the other licenses, and to find out when the new owners are actually taking over.

-Mrs. Allen said that complaints have been received on how fast traffic is going from the Holliston line on Holliston Street up to the lights. Mr. Dronzek requested that the speed limits be more strictly enforced on the street. Mr. Borek suggested a letter be written to the Police Chief saying we're receiving complaints. The Board agreed on this.

-Mrs. Allen asked that she be notified as to the outcome of the interviews for Building Inspector after Tuesday evening.

-Mr. Johnson brought up a problem at Colonial Plaza where, to make the door handicap accessible, it had to have a clear opening of 36" so it was a 3'-6" door. Now Moe at the Medway Restaurant may have to do the same thing. Mr. Johnson also said that Mr. Ritacco has the right to interview the qualified individuals for Building Inspector. The Board said that he could interview him when he is appointed, but not before.

-Mrs. Allen confirmed with the Board that Jonathan Bruce would snowplow Redgate.

-Mrs. Allen brought up the renewal forms for the liquor licenses. She indicated that the Board would sign, and then the State would decide if they would approve or disapprove.

Mrs. Allen brought up the subject of the Police Chief's complaint of the Elm Club. Since Mr. Borek can't make the meeting on December 10, he suggested

December 17. Mrs. Allen will put them on the agenda.

Mrs. Allen then asked for the approval of the other liquor licenses. Mr. Dronzek read off the list. On the subject of The Little Store, Mrs. Allen confirmed that The Little Store has to still be under the license of the Gaddis' until the ABCC approves the license for the new owners.

Mr. Johnson said he spoke to Fred Lee. He was concerned that we do not check with Mr. Lee before we issue licenses to see if they owe any back taxes. He was told that anyone that owes money to the Town on other properties in Town other than the business to which they are applying for a license, would not get that license.

Mr. Borek felt that the Board of Health could go and check a building anytime to see if any violations exist. The Board of Selectmen can't tell them where to go, but they could make suggestions. Mr. Borek also felt that the Building Inspector could also go to any building and check for violations.

Mrs. Allen said if the Board of Health doesn't approve a building, which has a liquor license renewal, then we couldn't approve the license.

Mr. Johnson said the Board of Health could look at stores in a two month time frame before the food handlers license is renewed. Possibly in October and through November, the Building Inspector and Board of Health could check the places out.

Mrs. Allen asked about the license renewals. Mr. Dronzek said he had no objection to the ones listed, except the Elm Club and China Lotus. He, therefore, made a motion to renew the license applications of those listed as: The Medway Veterans Building Association Inc., The Little Store, Trustees Medway Legion Building Comm., West Medway Liquors, Keystone Liquors, Raymond N. & Giannina DeGaetano, Papa Gino's of America, Inc., Golden Tiger Inc., Speroni's Inc., Sabina Doyle's, Village Inn., except for China Lotus and Elm Club; Mr. Johnson seconded; all aye.

Mr. Borek then made a motion that China Lotus application be approved; Mr. Johnson seconded; Mr. Dronzek opposed; motion carried. The licenses were signed by the Board.

Mr. Dronzek inferred that police cruisers are at the China Lotus frequently because of the 2 a.m. curfew, and that the cruisers assist in the closing of the establishment, and we don't do that anyplace else.

Mr. Borek disagreed and felt the cruisers were there because it was their area of surveillance.

-Mr. Johnson brought up the area behind the Shopping Center which has many potholes. The Board asked Mrs. Allen to send a letter to Diversified Funding asking them to take care of the potholes for the protection and safety of their patrons and town-owned vehicles.

-Gardner Rice also stated that he wanted to make it known that they went ahead and hard-topped where the new fire station is before Water and Sewer were done with their job; therefore, if it is opened up again, it's because the job was not completed and it had to be finished, as it was known what they were doing there.

-Mr. Johnson made a motion that the Board go into executive session to meet with the Police Association; Mr. Dronzek seconded; all aye. Vote: Mr. Johnson-yes; Mr. Dronzek-yes; Mr. Borek-yes.

The meeting was adjourned at 8:50.

Respectfully submitted,

A handwritten signature in blue ink, appearing to read "Mary Jean Fredette".

Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

135 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

November 26, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 11-19-90 meeting.
7:05	Public Hearing: New England Telephone & Boston Edison four petitions.
7:30	Public Hearing: Wine and Malt Beverage license transfer for The Little Store.
7:45	Vito Stonionis re: solicitor's permit.
7:50	Permanent Fire Building Committee re: bids.
8:00	Dick Williams re: Class II license.
8:10	Permanent Police Building Committee
----	New Business.
----	Old Business.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:05 p.m. -The Board opened the meeting held in the Selectmen's Meeting Room 2 of the Town Hall. Mr. Dronzek made a motion to accept the minutes of the 11-19-90 meeting; Mr. Johnson seconded; all aye. There were no warrants to sign.

7:06 -Mr. Dronzek read the ad that appeared in the newspaper concerning public hearings for Boston Edison and New England Telephone. Mike Bergeron representing the New England Telephone Company came before the Board.

The first petition to be discussed concerned placing a pad and service terminal on Meryl Street to provide an upgraded telephone service for the area west on Holliston Street. He said the junction box would be 4' high and 4' wide where it would be placed on Meryl Street. From the box there would be conduit to two existing poles on Holliston Street - the conduit being underground, under one driveway and sidewalk that was already hard-topped; but they would reseed any grass taken up, and re-hard-top, as well as putting landscaping and shrubs around the box and pad.

Mr. Borek asked Mr. Bergeron why not just place the pad and terminal on Holliston Street. Mr. Bergeron said that it was safer for his workers to be away from all the traffic on Holliston Street. Mr. Higgins, who was present, told Mr. Bergeron that there were drainlines under the sidewalk. Mr. Borek felt the box was a huge obstruction.

Mr. and Mrs. Harold Ober of 1 Meryl Street were present, and they stated that they have three small children who might not be visible playing if the box were placed where it was proposed. Kevin Sheehan of 96 Holliston Street confirmed that there was drainage and sewer right where they planned on digging. Mr. Bergeron said they would go down about 30". Mr. Borek reassured Mr. Sheehan that Mr. Higgins would be present to supervise any work that was done. Mr. Thomas Howie of 97 Holliston Street expressed some concern about work being done in another area of Holliston Street. Connie Sheehan of 96 Holliston Street was concerned about the future. She felt this was an ultimate size cable and crossbox. She asked why they could not work with existing pole 3/60 as anchors were already there?

Mr. Borek said he did not like the Meryl Street location, and asked why they could not go closer to Redgate Estates? Mr. Bergeron said this is at the beginning of the area he wants to serve with this pad.

Mr. Dronzek agreed with Mrs. Sheehan that the pole location of 3/60 might be a better location. He suggested to Mr. Bergeron that NET consider this in their review of the petition, and therefore, made the motion that because of safety of the residents, that this petition be denied and NET reconsider the location of the pad, in the approximate location of pole 3/60, or another location; Mr. Johnson seconded; all aye. Mr. Borek confirmed that there would be another hearing.

7:30 -Mr. Dronzek made the motion that they temporarily postpone the petition of The Little Store until after the petitions of NET and Boston Edison were heard; Mr. Johnson seconded; all aye.

7:35 -The next petition heard was in reference to the placing of conduit on Pond Street. Mr. Johnson made a motion that it be approved; Mr. Dronzek seconded; all aye.

-The final petition to be heard concerned five new overhead poles that would be placed on Jayar Road. Mr. Dronzek moved approval of this petition; Mr. Johnson seconded; all aye.

The Board agreed to sign the documents later on.

7:40 - Mr. Dronzek read the ad that appeared in the newspaper concerning a public hearing for the transfer of the wine and malt beverage license for The Little Store.

Mike and Diane McManus were present as the new owners of The Little Store at 76 Holliston Street. Mr. McManus considered the license an essential part of the overall operation of the store for the convenience of town residents. Mr. Dronzek moved approval of the transfer of the license; Mr. Johnson seconded; all aye. The Board signed the license permit application. There were no abutters present at the hearing - no residents spoke in favor or opposition to the transfer.

7:45 -Vito Stonionis appeared before the Board to get permission from the Board to sell Christmas trees at 39 Main Street (Paul Newton's). He was requesting permission to sell from November 27 through December 23. He stated Mr. Newton was not selling the trees this year, but giving Mr. Stonionis permission. Mr. Borek asked Mr. Stonionis to get written permission to sell on his property if his request was approved. Chief Lambirth, who was present, said his only concern was that there was adequate room for cars to pull in and out, and not cause traffic problems. Mr. Borek asked him about his hours for selling. Mr. Stonionis said from 9 a.m. until 7 p.m. Monday through Thursday; and 9. a.m. until 9 p.m. on Friday, Saturday and Sunday. Mr. Dronzek did suggest that next time Mr. Stonionis gets his permit, that it be procured prior to the merchandise being delivered. Mr. Johnson made a motion that the permit be granted as stipulated above as to dates and time, as well as getting a written letter from Mr. Newton; Mr. Dronzek seconded; all aye.

7:55 -John Clark, representing the Permanent Fire Station Building Committee, came before the Board to let them know how the committee voted on the breathable air system and the fire alarm whistle system. Mr. Dronzek made a motion to accept the committee's recommendations of awarding the bid for the breathable air system to United Fire Service for \$15,429; and to L. W. Bills Company for \$3,970 for the fire alarm whistle system; Mr. Johnson seconded; all aye. Mr. Clark stated they were the low bids.

7:57 -Chief Lambirth came before the Board to let them know how the Permanent Police Building Committee voted on the office furniture. The Chief stated that the specs were based on Haskell product lines. For various reasons, one of which was not meeting all the spec requirements as the other three bidders, the committee decided to recommend Office Furniture Center instead of Boston Office Furniture, the low bidder. Office Furniture Center's bid was \$47,055.41. Mr. Dronzek said he was part of the committee, and the low bidder did not meet specs are requested. Mr. Dronzek, therefore, made a motion to award the contract to Office Furniture Center; Mr. Johnson seconded; all aye.

8:10

- Dick Williams of 119 Milford Street came before the Board to get approval of a Class II license for used cars. He said he wanted to obtain the license to use the premises as a business office, with no display of sale vehicles. Any vehicles on the premises would be garaged (which could hold up to eight), and are all classics and antiques. Mr. Borek told him that he would be restoring, a business that doesn't exist in that area now. At one time, Mr. Borek said, someone wanted to operate a used car business and was denied. Mr. Borek asked Mrs. Allen to check with Mr. Maciolek, and if he indicated Mr. Williams was involved in a business, then he should go before the ZBA. Mr. Williams said he would word the application any way the Board wanted - all he wanted was a dealer plate to take a car from the auction to his home, or to the place of sale. He felt he was more of a middle man than anything else. Mrs. Allen said that there should be a notation made that if Mr. Williams sells the property, the license is cancelled. She also said it could be a pocket license, for office use only. Mr. Borek said he doesn't want problems later on in 1991. Mr. Dronzek made the motion that H. J. O'Brien be awarded a pocket used car Class II license for \$50.00 for office use only; Mr. Johnson seconded; all aye.
- Mr. Higgins mentioned that there is no easement on Newton's land. Mr. Borek recommended that the following action be taken: 1. check with the Town Clerk and actually make sure there is no easement; 2. check with Mr. Maciolek to see if it is legal to take an easement because the system has been there for so long; 3. get the approval of Mr. Newton; 4. file an application with the FinCom. Mr. Dronzek was not aware that the pipe goes under Rt. 109. Mr. Higgins was also asked to try and come up with accurate figures.
- Mrs. Allen spoke to the Board about a letter received from the Water/Sewer Board concerning the lack of security at the highway garage when two fire hydrants were stolen. It was mentioned that lights were put in and the gate locked when the highway crew went home, and a key given to the Police Department at one time; but because the police needed to get in to get gas every so often, it was kept unlocked. Mr. Borek felt the gate should be locked, no trespassing signs put up, and post the pond area. Mr. Dronzek suggested putting a key in each cruiser, fire vehicle and ambulance for when needed. Mr. Borek said that as far as insurance is concerned, if it is not a forced entry, they won't pay. Mr. Borek said after the last employee leaves, the gate will be locked, and Sam White is not to get a key. He should be advised, however, that the gate will be open during certain hours and closed during holidays, etc. Insofar as the loss by the Water/Sewer Department though, Mr. Dronzek said that the hydrants were bought by them, so they would have to go to the FinCom for an emergency transfer. Mr. Borek said that the highway barn is for everyone's use, and most everyone else who uses it occasionally as a temporary location for items.
- Mr. Johnson said he had received a letter from Fran Donovan concerning the sidewalks on Maple Street. The Board tried to clear up a misconception on his part.
- Conversation next centered on Triad Building and Cal King on the Nathaniel Cutler property. The Board was told that the application is from Cal King as the owner, with Triad as the builder. Mrs. Allen was told that the Planning Board cannot deny the plan if it meets all the criteria. Mr. Johnson said that the purchase is subject to approvals of the Planning

Board. Mr. Borek said that the ad that appeared in the paper was wrong. Mr. Dronzek said that Mr. King has every right to go to the Planning Board, even if the Selectmen don't want Jonathan Bruce. Mr. Bruce has told Mrs. Allen that Donald Hovey gave permission to him to pipe into Chicken Brook. Mrs. Allen said legally she didn't know if the requests that the Selectmen have can be done. Mr. Bruce also told Mrs. Allen that he won't snowplow Redgate, and he also told this to the Planning Board on November 13.

Mr. Dronzek asked if the Town can file action against Jonathan Bruce? Mr. Dronzek then made a motion that the Selectmen request the Planning Board to take appropriate action to complete the Redgate Estates and have Mr. Bruce snowplow the streets for the safety of the citizens until such time as the streets are accepted as public ways; Mr. Johnson seconded; all aye.

-Mr. Higgins mentioned that the two bids that were received for the fuel pumps were above the appropriated amount of \$6,600.00. He said he would call both companies and clarify their bids.

-Mr. Dronzek, at this time, made a motion to send a letter to the School Committee asking if maybe a sign could be put up by the School Department to be placed on school property at Holliston Street noting the twin champs of Medway soccer and volleyball. After some discussion, he withdrew the motion, agreeing the Selectmen should not dictate what the school should do on their property.

-Mrs. Allen mentioned a survey MIIA was doing regarding insurance for underground storage tanks presently in town.

-Mrs. Allen said that Marey Shea thought the past financial workshop was going to be just that; however, she was not able to mention that \$700,000 has already been taken out of free cash, and if we level fund, where is the money coming from? She asked to meet with the Selectmen individually; however, Mr. Borek said he would rather have her meet with the whole board, and to ask if she could be placed on the December 3 agenda.

-The Board also asked Mrs. Allen to find out if the Police Association could meet with them on December 3. Dee Moschos said that Tim Buckaloo would be the arbitrator for the 1/9/91 meeting at 10 a.m. here at Town Hall, and that he would make contact with Chief Lambirth about this.

-Mrs. Allen asked the approval of the Board for the Medway Lions Club to hang a banner on Rt. 109 for the Lions' tree/wreath sale for the Christmas holidays. The Board approved that the banner could be hung from 11/27 to 12/24, on Mr. Johnson's motion; Mr. Dronzek seconded, all aye.

-Mrs. Allen mentioned the letter from Cablevision Industries highlighting achievements and contributions by Mass. Cablevision and proposed rate increases. Mr. Borek asked that Mrs. Allen contact David L. Testa, Vice President at Cablevision Industries to come and talk to the Board about the proposed increases that were mentioned in Mr. Testa's letter. Mr. Borek also asked Mrs. Allen to send a letter to Cable about the increases that should not be asked of their customers as the Host Magazine has been discontinued, and the money saved from not printing

the magazine should take care of any proposed increases. Mr. Dronzek asked Mrs. Allen to include the comment that we are in a declining economy, and the increases will hurt.

-Mrs. Allen set up with the Board a date of December 10 for the All-Boards Fall Meeting.

-Mrs. Allen had received the pole numbers in reference to the lights that are requested at the new fire station. Mr. Borek asked Mrs. Allen to call Fred Roth, Boston Edison representative, and ask him if he could meet him on December 3 or 4 to discuss the matter.

-Mrs. Allen said that Patricia Diggins had submitted her resume to the Board and was interested in serving on the Conservation Commission. Mr. Dronzek moved that she be appointed; Mr. Johnson seconded; all aye. This is to fill the vacancy of Jim Donahue through June 1992.

-Mrs. Allen confirmed that there will be a public hearing on December 3 for the package store Sunday/Holiday openings.

-Mrs. Allen said that Mr. Cassidy has been informed that he is to be picking up dead deer.

-The Board asked Mrs. Allen if she could contact Mr. Maciolek and Chief Lambirth and see if they would be able to meet with the Board at 9:00 p.m. on December 4 reference a legal matter.


-Mr. Johnson said he was still concerned about the signs that were up at the police station prior to elections. He felt this was a matter to bring up with the Chief.

-Mr. Johnson that one officer of the Police Department was already eleven vacation days over. He felt the Board should get a letter from the Chief transferring days at the end of June to the following year. Mr. Borek said that this could be done effective this year.

-Mr. Johnson expressed concern on who turned the "drug" vehicle over to the task force. Mr. Borek said that Tri-County Task Force obtains them through seizure, and they belong to all the towns and all the monies belong to the task force as well. Mr. Borek said the car was originally insured by the Town of Medway, and then removed from the Town's insurance.

-The meeting was adjourned at 10:30.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

135 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

November 19, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 11-5-90 meeting.
7:05	Open bids for gas pumps.
7:20	Open bids for Breathable Air System for Fire Station I.
7:30	Open bids for Police Station furnishings.
7:45	Open bids for processing of winter sand.
8:00	Recycling Study Committee <i>Dennis Reardon</i> recommendations to the Board, <i>re: Lee Lane</i>
----	New business.
----	Old business.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:00 p.m. - The Board opened the meeting held in the Selectmen's Meeting Room #2 of the Town Hall. Mr. Dronzek made a motion to accept the minutes of 11-5-90; Mr. Johnson seconded; all aye. The Board signed the warrants.

- Mr. Dronzek made a motion that letters of congratulations be sent to: The Boys' Soccer Team State Champs Division 3; the Girls' Volleyball Team State Champs Division 2; the Girls' Field Hockey Team for qualifying for Eastern Division 2 Eastern Mass. playoffs; the Girls' Soccer Team for qualifying for Division 3 Eastern Mass. playoffs; and the Cable 8 Government Interns Newswatch Team for placing first in news documentary out of 65 finalists; Mr. Johnson seconded; all aye.

7:05 - Mr. Dronzek read the ad that appeared in the newspaper concerning the fuel pumps bid procedure, and then opened the bids as follows:

1. Cary Construction Company, Warwick, R.I.----\$8,315.45
2. Evergreen Construction Company, Bellingham--\$16,500.00

Mr. Johnson moved that the bids be taken under advisement and wait for a recommendation from the Highway Department; Mr. Dronzek seconded; all aye.

- Mr. Dronzek made a motion that the month of November be designated Alzheimer's Disease Public Awareness Month; Mr. Johnson seconded; all aye.
- Mr. Dronzek made a motion that the solicitor's permit be issued to Matthew Wilhelm, on the condition that the flowers be sold only at 73 Main Street, (the Gulf Station) on Thursday, Friday and Saturday, 11/22, 11/23, 11/24 during the day only; Mr. Johnson seconded; all aye. Mr. Wilhelm represented the Collegiate Association for the Research of Principles, 135 Mass. Ave., Boston.
- Discussion began concerning several Boston Edison petitions that were submitted to the Selectmen. One in particular did not require a public hearing because the roads involved were formerly private ways; the other petitions are scheduled for a public hearing on Nov. 26. (This discussion will continue after the next bid opening.)

7:20 - Mr. Dronzek read the ad that appeared in the newspaper concerning the Fire Department breathable air bid procedure, and then opened the bids as follows:

1. A&M Compressed Air Prod., Woonsocket, R.I.---\$13,400
2. Independent Compressor Service Co., Sherborn-\$13,296
3. United Divers, Inc., Somerville-----\$12,894

- Mr. Dronzek read the ad that appeared in the newspaper concerning the Fire Department audible signal system bid procedure, and then opened the bids as follows:

1. L. W. Bills Co., Georgetown-----\$3,720
2. R. B. Allen Co., North Hampton, N.H.----\$11,630

There was some confusion on the actual bids of these companies because of the different figures with the different options. Mr. Dronzek made a motion that the bids be taken under advisement and referred to the Permanent Fire Building Committee; Mr. Johnson seconded; all aye.

- 7:30 - Mr. Dronzek read the ad that appeared in the newspaper concerning the Police Department furnishings bid procedure for the new police station, and then opened the bids as follows:

1. Office Furniture Centers, Waltham-----\$47,055.41
2. Boston Office Furniture, Newton Highlands-----\$46,000.00
3. Creative Office Interiors, Needham-----\$50,029.85
4. Office Pavilion, Boston-----\$47,191.80

Mr. Johnson made a motion that the bids be taken under advisement and wait for a recommendation from the Permanent Police Building Committee; Mr. Dronzek seconded; all aye.

- The Board decided to have the Police Association meet with the Board of Selectmen on November 26 at 8:30 p.m. in executive session.
- Discussion then went back to the Boston Edison petitions. The Board agreed that Mrs. Allen should talk to Joe Bausk concerning getting Marc Road off the petition since it still is a private road, and then to have a public hearing on the balance of the petition since Jayar Road and Industrial Park Road are both accepted streets. At the same time, Mr. Bausk should also be questioned concerning why formerly private ways do not require a public hearing.

- 7:45 - Mr. Dronzek read the ad that appeared in the newspaper concerning the winter sand bid procedure, and then opened the bids as follows:

1. Sam White & Sons, Newton/Medfield-----\$3.50 per cu. yd.
2. D. P. & Sons, Millis-----\$3.74 per yd.

Mr. Dronzek moved that the bids be taken under advisement and wait for a recommendation from the Highway Department; Mr. Johnson seconded; all aye.

- 7:55 - Mrs. Reardon of Lee Lane spoke to the Board concerning the flooding problems on her street and nearby Richard Road residents were also present. She explained, as her husband had done at a previous meeting, how much water they had been getting in their basement with all the rain we have been having. She mentioned how recently, it rained steadily for 15 minutes, and if it had continued for another 10 minutes, she would have been flooded again. She said she had seen the Highway Dept. in her yard, and since there is an easement on her property, she wanted to know did they find the manhole cover? She said there are three pipes emptying into one pipe in the street, and questioned if they were draining correctly? Also, she said her home is located at the lowest point of the street, so water will naturally come to her home.

Mr. Higgins said the manhole may be covered with brush - they could not locate it; but he does have the son-in-law of the engineer who designed the

the development looking into the situation. Mr. Higgins said he was also out there looking with a metal detector to no avail. Concerning the flooding problems, Mr. Higgins said there was a stone near the outfall, but that was not the problem. He said residents have been throwing leaves in the catch basins and clogging them up. When he and his crew go out there and clean out the leaves, the water disappears. He said either they go to a 15" or 18" pipe, or cut the trees down in that area.

Mr. Borek told Mrs. Reardon that it is obvious that Mr. Higgins is making a strong effort to get the problems in that area resolved. Mr. Higgins has also come up with a rough estimate of \$4071, plus an additional \$300 to put in a new manhole; it's just that there is no money. Mr. Borek would be in favor of increasing the pipe size, as it does not seem logical that there would be 3 pipes coming in, and only one going out.

Mrs. Reardon again stated, as has been stated previously, that there were no problems there 30 years ago; now with Mr. Cassidy filling in his land and the new condos being built behind her, there is flooding. The new developments must mean something - something has changed.

Mr. Borek said a letter has been sent to Assistant Town Counsel, and he was researching the issue of farmland and filling in of the land last Tuesday - we had not heard from him yet.

Mr. Higgins said he went through the whole Brentwood area, and saw no blockage other than the leaves that were removed.

Mr. Borek told the residents that when the 109 Corridor Project goes through, and the bid process is started in 1992, the pipe size in the area of Rt. 109 will be increased.

A resident suggested that the Fire Department, when pumping water off their area, should have started up at the corner where the lights are, and prevent some of the water from flowing down to them. The resident could also not understand why the Fire Department was asking him if he had a 4" pipe screen for him to use - why didn't the department have that equipment? He also said on deeds, the pipe on his property is not shown.

Mr. Borek thought that possibly pumping up at the corner could be done, and he would see that the suggestion was passed on. Mr. Higgins said he would send Mr. Mucci copies of the reports indicating that 30" of rain had fallen from June to October.

Mr. Borek said that this water drainage problem is not just one person's problem - it involved many. A resident asked if the surface water could be hooked up to sewer - Mr. Borek said no, it would be illegal.

Another resident questioned the use of retention ponds - he had stated that the ones in his area of Summer Hill did not hold anything.

Mr. Dronzek asked the other members of the Board what was the proper procedure to get this problem in the Brentwood area resolved? He said we have a price of about \$4000 plus the cost of equipment. He asked Mr. Higgins what the cost of the track machine would be - Mr. Higgins said about \$100/hr. Adding all the figures, Mr. Dronzek figured the cost would be about \$6000. He therefore made a motion that they go to the FinCom for an emergency transfer in that amount; Mr. Johnson seconded; all aye. Mrs. Reardon and the other residents thought this was an

excellent idea; and the residents could try to keep the leaves out of the catch basins.

Mr. Dronzek reminded the residents that the town is 12 sq. miles, and there are only 6 men on the Highway Dept. because of cut-backs. Mr. Borek said that he and Mr. Johnson walked the streets in the Brentwood area the day after the last meeting with the Lee Lane residents, and he said the catch basins were full of leaves. Again, he asked the residents in the area and in the Town of Medway to help clean out the basins, and help the Town by doing their part. He said in the past businesses used to keep their sidewalks clean, but now the Town has to be involved.

Mrs. Reardon said the residents can try and help, but they also need that bigger pipe. Mr. Dronzek said he could not believe that anyone had the right to take water off of one person's property, and put it on someone else's land.

Mr. Borek said that Mrs. Mucci was to be the contact person for the Lee Lane area residents, and Mrs. Allen had spoken to her that afternoon and updated her where the Town stood at this point. When Mrs. Reardon asked when they would know what happened with the emergency transfer request, she was told that Mrs. Mucci would be advised. Mr. Borek said that drainage systems of 20 years ago need to be updated, even before a new school gets built.

Mr. Dronzek asked that a letter be sent to the Fire Chief and ask that in the future, one pumper go to the corner of Main and Holliston Streets, and pump there. Mrs. Allen will write the letter.

8:30

- The Selectmen temporarily adjourned the meeting to attend a Conservation Commission meeting being held in Sanford Hall, and to return to public session.

9:25

- The Selectmen reconvened the meeting.
- Gardner Rice happened to stop in, and said he would try to get Mike Powers to go and look at some manholes on Main Street with him, and see if they can help out.
- The Board discussed the application of Dick Williams to operate a business of restoring cars from his home. He is in Industrial Area III. Mr. Dronzek questioned if he could operate a business that is not already a business in this industrial area. Mr. Borek confirmed that he could. Mr. Borek asked if the principal purpose is the buying and selling of second-hand vehicles, and he had answered yes. Mrs. Allen explained it was like a pocket license. Mr. Borek said the permit allows him to buy any second-hand vehicle in that area and garage it. Mr. Dronzek thought the ZBA would have to give a variance, so he felt this should be referred to them. Mr. Borek said the application is vague, and he said if he wants it to stand as is, then it has to go to the ZBA. If he just wants to restore one car at a time, etc., then he should change the application. So his application was put aside until Mrs. Allen could get clarification.
- Mrs. Allen asked the Board to sign a form received for verification of votes in the election held for County Commissioner and Treasurer.
- Mrs. Allen brought up a request from the Medway Package Store asking to be open on the Sunday before Christmas and New Years. The Board decided to have one public hearing, to be held on Dec. 3, to see if any of the package


stores in Medway would be interested in being open, and to have their request sent in.

- Mrs. Allen brought up a subject of concern to the Police Department - who is responsible for deer that are killed in Medway - is it the responsibility of the Animal Control Officer? Should someone be designated? Mr. Borek thought that whoever killed the deer was to keep it. Mr. Dronzek said the Animal Control Officer should retrieve dead deer shot by the police. Mr. Borek said, according to documentation dated October 1988, the State of Mass. is mandating someone from the Town of Medway is to handle this; and Mr. Borek did not want the town to handle it. Mr. Dronzek made a motion to designate the Animal Control Officer as the Board of Selectmen's designee to remove dead deer, and a letter be sent to the Police Department to this effect; Mr. Johnson seconded; all aye.
- The Board was in receipt of a letter from Kathy Rehl concerning the use of recycled gas that will be made available free to participating towns in the Recycling Consortium on a trial basis through Millis Used Auto Parts. It was agreed to try this through Mr. Higgins on a trial basis on non-fuel-injected or non-safety vehicles, as long as it is 50% of our bid price, and not market price.
- Mrs. Allen said that Chief Lambirth has requested an open list from Civil Service intermittents.
- Mrs. Allen was in receipt of a letter from Stone & Webster stating that the landfill as it is capped, did not pass the permeability tests that were conducted. Mrs. Allen stated that the town had to prove to the state that what we had capped was OK. Mr. Borek asked Mrs. Allen to contact Greene International and tell that they did not do it right - he said part of the agreement and funds paid to them included that it be done properly. Mrs. Allen said she would speak to Mr. Brown of Stone & Webster, prior to contacting Greene, if necessary.
- Mrs. Allen told the Board that the Recycling Committee has a grant they are in the process of filling out to get recycling containers, and that they also need a copy of Wheelabrator's and BFI's contract.
- Mrs. Allen said that the State has approved using the landfill for composting. The Board hopes that when the recycling committee utilizes this, that volunteers are on hand to supervise.
- Mrs. Allen was in receipt of a letter from the Town of Dedham. The Board said to send a letter to Mr. Delahunt, District Attorney, showing support of enforcing the obscenity laws. Mrs. Allen will take care of this.
- For insurance purposes, Mrs. Allen asked the Board if the Old Cole Library and the Old Fire Station I burned to the ground, would the town replace them? The Board stated no, it would just be a piece of land.
- The Board was in receipt of a letter from the Medway Business Council expressing concern on the Rt. 109 flooding problem. Mr. Dronzek happened to see a recent member of the MBC, Mr. Gallagher, and he stated the letter referred to all the drainage problems on Rt. 109.
- Edward Duggan had written to the Board of Selectmen concerned about the scenic roads laws being enforced in Medway. Mrs. Allen stated that no planning board approval was given on the property he referred to in the

letter. It was noted that historical buildings should also be known to the Building Inspector. Mr. Johnson said planning board said no approval was needed, on the Lobisser property, because it was part of the sub-division control law, and it is an existing street. Mr. Borek said if the planning board misses something, then the building inspector should catch it. Mr. Dronzek said the board of health should also be aware, because if the land doesn't perc, then forget it. Mr. Dronzek said all three boards should be aware, and if a scenic road is involved, attach the letter to remind them. Mrs. Allen said the planning board has to have a public hearing. Mr. Dronzek suggested adding water/sewer. Mr. Borek suggested the Board of Selectmen update information on sub-divisions or house lots on scenic roads, attach the list of scenic roads, and say a hearing must be held for any changes; and send the list to all four boards.

- The Board was in receipt of a letter from Tri-County indicating that Medway's assessment for next year would be affected if state aid is level-funded. Mrs. Allen said this could be brought up at the workshop Tuesday night.
- Mrs. Allen told the Board that conservation commission is looking to the Board for their approval of an emergency transfer for consultants' fees. Mrs. Allen said the consultant account is not a revolving account, and it is to be appropriated at town meeting. Mr. Borek said the money has to come from the reserve fund. Mrs. Allen suggested \$5,000 and the Board agreed.
- Mrs. Allen was in receipt of a letter from the State Office of Minority and Women Business Assistance, and the letter indicated that Mrs. Allen is the purchasing agent. Mr. Borek said Mrs. Allen has to, he feels.
- In reference to street opening permits, it had been left that the whole issue of cost would be reviewed - now, it is that a bank book/bank check is required, the cost of \$15/lineal ft. be charged, and \$750 for a street crossing be charged, and the streets are not to be disturbed between November 16 and April 1. The Board agreed with this, and asked that Mrs. Allen notify all utility companies.
- Mrs. Allen had several police station change work orders that were old and required the three signatures of the selectmen.
- Mrs. Allen asked if there was any action on behalf of the selectmen on a letter that was written to them from Steve Reding, or did they have any comments. Mr. Borek said that Mr. Johnson had talked to Mr. Parchesky; and asked Mrs. Allen to tell Mr. Parchesky to get the building permit card, with the notation that Mr. Reding is no longer liable for any work done under that permit number - that when he went off the jobsite, his liability ceased.
- Wheelabrator sent an invitation to the Board to come to their Christmas party on December 6 - the Board declined.
- The Board asked Mrs. Allen to set up interviews in executive session for the four finalists for building inspector. Mrs. Allen will set up times of 7:00, 7:30, 8:00, and 8:30 for Michael Tusino, Robert Speroni, Stephen Reding, and Philip Parchesky for December 4, Tuesday.
- The meeting was adjourned at 11:00.

Respectfully submitted,


Mary Jean Fredette, Secretary
mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

NOVEMBER 5, 1990

7:00 p.m.

Open meeting, sign warrants, approve minutes of 10-29-90 meeting.

7:05

~~Permanent Fire Building Committee.~~
Municipal Building Utilization Committee

New business.

Old business.

Discuss Building Inspector resumes,
and set up appointments for interviews.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:05 p.m. - The Board opened the meeting held in the Selectmen's Meeting Room #2 of the Town Hall. Mr. Dronzek made a motion to accept the minutes of 10-29-90; Mr. Johnson seconded; all aye. The Board signed the warrants.

7:06 - Edward Duggan representing the Municipal Building Utilization Committee came before the Board. He brought the board up-to-date by stating that they had had meetings, and conducted a survey of town hall departments. It appears that the assessors, the town clerk, and the accountant need more space. The present police station would need renovations prior to any move.

He stated that the committee also looked at the present Fire Station I and the Cole Building, staying away from schools as they have their own utilization committee. The committee brought up the possibility of using the old fire station for housing of the ambulances or for park department equipment.

Going back to the town hall, he said there would have to be major renovations: the building would have to be handicap-accessible; the file storage room in the basement needs alot of work; the need exists for an elevator. He asked the board what they wanted from the committee.

Mr. Dronzek said he would like a written recommendation of, for example, so much space (sq. ft.) for each department's requirements. He also asked for their recommendation as to what should be done with the old fire station and the Cole building - possibly they could be sold to help pay for renovations of the town hall. He felt it was costly to keep up the two buildings, and put in the handicap requirements.

Mr. Johnson asked about plans that were done. Mr. Duggan said plans were drawn up in 1970, but the work done was nothing like what was in the plans. Mr. Borek stated that some work had been done to the town hall since 1970. Mr. Duggan stated that the committee had walked through all three buildings, and done their survey.

Mr. Borek said when the idea came up to get a committee such as this together, he thought it was to find out how much space was available in the police station once the police moved out. He felt it was best to get the committee's recommendations and then come back to the board of selectmen with them.

Mr. Duggan stated that they had thoughts of selling the Cole building, but there are alot of restrictions. Mr. Borek said it's possible to give the building back to the heirs, and have them take up the payment of taxes. Again, Mr. Borek said a list of recommendations would be appreciated. Mr. Duggan said all the needs of the town hall departments can be met with the utilization of the present police station.

Mr. Dronzek said that possibly the selling of both the Cole building and the old fire station I together would interest someone. Mr. Duggan said he would get a written report to the Selectmen in a month's time.

Mrs. Allen reminded the board that if alterations and renovations are made, there might have to be handicap bathrooms, in addition to the handicap elevator.

Mr. Borek said he would like on the committee's recommendations, those departments listed in order of priority for space need.

- Mrs. Allen had a question from Bob Belland, Wiring Inspector, for Mr. Duggan, a member of the Permanent Fire Building Committee: did the Permanent Fire Building Committee want the permanent fixtures up before the final inspection was done? Mr. Duggan said that Built-Form is now paying the Clerk of the Works and the architect. Mr. Duggan said he wanted the fixtures up before the inspection.
- Before Ed Duggan left, Mr. Dronzek asked him about Frankie Construction's situation of owing Southeastern Construction money. Mr. Dronzek asked if the committee can bring pressure on Frankie. Mr. Duggan said he talked to the architect, who talked to Built-Form, who talked to Frankie, who talked to the supplier. He said with everyone involved, 10% is retained until all vendors have been paid. Mr. Johnson mentioned to Mr. Duggan some concerns he had about flashing on the new fire station. Mr. Duggan said he would check on it.

7:30

- Diarmuid Higgins, who was present, brought the board up-to-date on work being done in Brentwood. He said he has engineers looking over plans of the Lee Lane area in trying to locate the manhole at 4 Lee Lane.

Discussion centered around pipes to be installed on Village Street and Lee Lane. Mr. Higgins suggested 18" pipe on Main Street, and 15" pipe from Lee Lane. On Lee Lane, there are 3-10" pipes emptying into a 12" pipe - an 18" pipe should be installed in the back of the yard as an easement to take the force of the water. Mr. Borek suggested going from a 15" pipe to an 18" pipe - difference in price being only about \$240. He felt it was worth the price to get that much more piping. Mr. Higgins will rewrite the estimates in time for the financial meeting on Nov. 20.

- Mr. Higgins talked about Crook Street - he said there were no problems there right now. Mr. Dronzek suggested talking to Mr. Boczanowski about an easement for Van Lumber property in the future for drainage. Mr. Borek suggested talking about this at the all-boards meeting so that we could get some of the certified free cash for items such as this. Mr. Dronzek said we should talk to Mr. Boczanowski first to see how he would receive the idea of an easement, then if we get the money, we know how to proceed and can take action. He said the board won't do anything without the easement.

8:05

- Chief David Lambirth stopped up to bring a change order #4 for the selectmen to approve and sign. This was for common fill for \$6,442. Mr. Dronzek moved that the change order be signed; Mr. Johnson seconded; all aye. The change order was signed.
- Police Chief Lambirth also said that the Police Building Committee voted to recommend to the Board of Selectmen that the console bid be awarded to N.E. Mobil Radio of Bellingham for \$24,488, subject to item #20 of terms and requirements of the bid, as pertaining to process of payments. The Chief said they were also the low bidder. Mr. Dronzek made the motion that N.E. Mobil Radio be awarded the contract; Mr. Johnson seconded; all aye.

- The Chief also said that one member of the utilization committee had asked Officer Grimes if they would be interested in using the Cole Building for housing of the ambulance - the Chief wanted to ask the board if such an idea was feasible. Mr. Dronzek reminded him that the entire building would have to be maintained for just that one ambulance as the other would not fit in the building. Mr. Borek said anything is possible - they are just asking the committee for their recommendations.
- Mr. Dronzek brought up the Nathaniel Cutler place sub-division off of Maple Street and Jonathan Bruce's plans for the area. He made the motion for the board to send a letter to the planning board saying no further sub-division approvals should be given to Mr. Bruce until the existing Redgate Estates project has been satisfactorily resolved; Mr. Johnson seconded; all aye.
- New business.
- Mrs. Allen brought up a request from the planning board to use town counsel on the Samoset Circle/Street sub-division. Mr. Borek was in favor of counsel being used, but not Attorney Maciolek. He said individuals that are proposing the sub-division may have a conflict of interest with Mr. Maciolek; however, he would not oppose Mr. Maciolek, provided there is no conflict of interest involved. The Board was unanimous on this.
- Mrs. Allen said that Apollo on Main Street wanted to remove the planter and put up a jersey barrier. This was relayed to Mrs. Allen by Mr. Parchesky. Mr. Borek said that part of the building is on town property, and also that it is part of the 109 Corridor Project. Mr. Borek asked Mrs. Allen to inquire as to why he wants barriers placed there, as it is not really a traffic problem area.
- Mrs. Allen was in receipt of a letter from Fire Chief Wayne Vinton mentioning that there would be a dedication on November 11, after the Veterans Day Church services, at fire station II. The dedication is of the new flag pole donated by the family of Robert McDonald, a former deceased fire department volunteer. The Selectmen were invited.
- Mrs. Allen told the board that there would be a meeting of the Norfolk County Mosquito Control Project Commission on Nov. 29 to which the board was invited. Mr. Borek asked that the Board of Health get a copy of the letter since the meeting was being held to discuss, among other things, mosquito encephalitis.
- Mrs. Allen brought up a request by Nancy Rossini for a solicitor's permit for the Franklin Skating Boosters Association to have a tag day on Nov. 17 at the shopping center. She had indicated that she had received permission from Ocean State Job Lot, Dunkin Donuts, and Superplace. The Board said that a letter was needed from these businesses saying they agreed it was alright for them to solicit in front of their businesses. Mr. Johnson moved that she be granted the permit if the letters were obtained; Mr. Dronzek seconded; all aye.
- Mrs. Allen said that a Crook Street resident was complaining about moving vans parking on Winter Street, while the drivers of these vans lived elsewhere. The companies involved were Eldridge and

Howes. Mrs. Allen was prepared to send letters out to both companies telling them to cease parking there, subject to the Board's approval. The Board said to send the letters out with a copy to the Chief as noted.

- Mrs. Allen said that several town hall employees have questioned if the town hall would be closed on the day after Thanksgiving, Nov. 23. Mr. Borek said it was not a holiday. Mr. Dronzek moved, however, that the Board of Selectmen's office would be closed on Nov. 23, since it has been done in the past; Mr. Johnson seconded; all aye.
- Mrs. Allen mentioned a letter the Board received a copy of from the Police Dept. In it, Elizabeth Cauldwell thanked the Police Dept. for help she had received when she had called upon them.
- Mrs. Allen said that on Oct. 29, the Board had asked Paul Yorkis to find out if the town can go to eminent domain for a retention pond - since then, a response has been received from Atty. Maciolek on this subject, saying as long as the town can support a public purpose for the pond, and get one appraisal of premise, it could be done. Mr. Borek asked Mrs. Allen to send a copy of Atty. Maciolek's letter to Mr. Yorkis, and to ask the Conservation Commission to get an appraiser.
- Mrs. Allen was in receipt of a letter from the Town of Walpole stating their concerns about Mass Cable and the TV Host Magazine, and their objection to the magazine not being mailed to cable subscribers.
- Mrs. Allen was in receipt of a letter from the County of Norfolk advisory board asking who Medway's representative would be. Mr. Dronzek accepted to be representative, and for Mrs. Allen to so notify them.
- At this point, Mr. Borek wanted to state that no more boards that are appointed by the Board of Selectmen are to go to the Finance Committee before they come and propose what they want, be it an emergency transfer or whatever, to the Board of Selectmen first. An example was brought up of the recycling committee going to the FinCom and getting an emergency transfer approved. Mr. Borek said he had no complaints about wanting to give the transfer, but the Board should give the approval for them to go to FinCom. Mr. Dronzek said the people requesting the transfer don't have to come physically to a meeting - a letter would be sufficient. Mr. Borek also asked Mrs. Allen to write a letter to the FinCom telling them that they are not to accept emergency transfers that have not been properly approved by the Board of Selectmen first.
- Mrs. Allen said she was in receipt of a packet of information from Representative Gardner on Boston Edison's new line from Medway to Hopkinton.
- Mrs. Allen said no response has been received yet from Attorney Barnes on the Cassidy property.
- Mrs. Allen said the County is in the process of doing the layout for Maple Street sidewalk. They are also researching other information that they have received on the drainage problem at Cottage and Main Streets. The possibility exists that maybe a hydraulic engineer will have to be called in. Mrs. Allen said that residents further down on Norfolk Avenue and Wellington Streets are starting to call. Mr. Johnson

brought up the ditch along the side of Cottage Street that Conservation Commission said could not be touched. He suggested at least having pipe put in if the money is made available. Mr. Borek asked Mrs. Allen to find out from Mr. Higgins how much length of pipe would be required from Evergreen Street to the culvert, the cost involved, and the cost to tar over the road.

- Mr. Johnson stated he had been at the new fire station the past weekend and had heard that some of the shrubbery and bushes had been donated by a local nursery. He felt that the fire station building committee or the selectmen should send them a thank you letter. He also said that the fire department volunteers should be sent a thank you letter for working on the landscaping. Both letters were in the form of a motion; Mr. Dronzek seconded; all aye. Mr. Borek asked Mrs. Allen to send a letter to Mrs. Henderson clarifying the donation of the shrubbery, and if so, to send a letter from the town.
- Mr. Johnson also said that the fire department is requesting four lights on poles. Mr. Borek asked that we get the pole numbers, the number of poles involved and the location. He wanted to know how many are there now, and if they can be moved. He said to send a letter to the committee requesting more information. This was in the form of a motion; seconded; all aye. Mr. Dronzek asked that also the committee tell the selectmen if the lights are for the building, for safety lighting, or what.
- For the record, Mr. Johnson wanted noted that on Oct. 28, he received a phone call that the police station had signs about ballot question #3 on the outside and inside of the station. He informed the dispatcher on duty that no signs are allowed on town property, and took down the ones that he saw.
- Mr. Johnson questioned how one of the police officers already had 35 days vacation accumulated. He said there is supposed to be a letter on file with the Chief by June 30 of their vacation from the previous year.
- This brought some discussion on personnel by-laws, policies and guidelines. Mrs. Allen told the board that no one has volunteered to be on the committee except Jeff Nutting. If something is proposed by the selectmen, it can then be put on the annual town meeting. Mr. Dronzek said there should be a uniform personnel record on file as of June 30. Mr. Borek said someone has to keep records. Mrs. Allen said she uses a sheet where there are any absences. She also said that effective immediately all department heads are to send a list to the town accountant of the number of days they are entitled, and the number of days used. Mr. Borek then suggested Mrs. Allen come up with a sheet that could be used uniformly to include an employee's entitlement, personal days, and number used, and balance, and vacation days, number used, and balance, etc. He asked that she bring a form to the board and get their approval. Then they can talk to Mary Shea and make it a policy and each sheet is to be signed by the department head.
- Mr. Johnson made a motion that they adjourn to executive session to discuss the building inspector applications, and not to return to public session; Mr. Dronzek seconded; all aye. Vote: Mr. Johnson: aye; Mr. Dronzek: aye; Mr. Borek: aye.

- The meeting was adjourned at 9:20 p.m.

Respectfully submitted,

Mary Jean Fredette
Mary Jean Fredette, Secretary

11-6-96

Committee voted to recommend to the Board of Selectmen, that the Console bid be awarded to N.E. Mobil Radio @ \$24,488, ^{Bellingham} Subject to item #20, of terms & requirements of bid, as pertaining to process of payments.

Low Bidder

Change order #4 for balance of common ~~fill~~
~~fill~~ fill.



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

October 29, 1990

7:00 p.m.

- Open meeting, sign warrants, approve minutes of 10-22-90 and 10-23-90 meeting.

7:05

- Bid openings - Permanent Police Building Committee for communications console.

7:30

- Rich Kahn, 3 Lewis Drive
re: appointment to Finance Committee

- New business

- Old business

Present: Edward Borek, John Dronzek and Administrative Assistant Ruth Allen
Walter Johnson was absent.

7:00 p.m. - The Board opened the meeting held in the Selectmen's Meeting Room 2 of the Town Hall. Mr. Dronzek made a motion to accept the minutes of 10-22-90 and 10-23-90 meetings; Mr. Borek seconded; all aye. The Board signed the warrants.

7:05 - Mr. Dronzek read the ad that appeared in the paper concerning the police communications console bid procedure, and opened the bids as follows:

1. N. E. Mobile Systems, Bellingham - including all labor - \$24,488.
2. Motorola Elec., Shaunburg, Ill. and Waltham - \$30,388.
3. Police Emergency Radio Services, Inc., Framingham - \$42,438.
4. Police Emergency Radio Services, Inc., Framingham - \$46,184.

Mr. Dronzek moved that the bids be taken under advisement and given to the Police Building Committee; and a recommendation be brought back to the Board of Selectmen; Mr. Borek seconded; all aye.

- 7:10 - The Board signed three equipment agreements for the awarding of the telephone communications contract with AT&T.
- Mr. Borek and Mr. Johnson had attended a Boston Edison meeting earlier in the day, and Mr. Borek reported that Boston Edison estimates a 15% increase on fuel adjustment for 1991, and recommended people switch over to gas, or set up a system to have either gas and oil.
- Mr. Borek also reported that he and Mr. Johnson looked over the Brentwood area where flooding had occurred on October 13. Mr. Borek said every catch basin on Karen Avenue was full of leaves. Mr. Higgins said he had been out there cleaning out the leaves on October 25 and 26. Mr. Borek said it would help the town if residents would check catch basins near their homes to prevent future possible flooding, and also make sure other people are not sweeping leaves into the basins.
- The Board was in receipt of a report on the Medway Town Hall where it was stated that an old defunct oil boiler was stored on the premises from Fire Station II. Mr. Borek said it should be removed.
- The Board was in receipt of six (6) change orders #1, 2, 4, 5, 6, 7 for the new fire station which needed to be signed. Mr. Dronzek moved approval of the change orders totalling \$8,643; Mr. Borek seconded; all aye. The Board signed the documents.
- 7:30 - Rich Kahn of 3 Lewis Drive came before the Board to be appointed as a member of the Finance Committee. Mr. Borek reminded him of the commitment involved; and said he also hoped Mr. Kahn wasn't coming to the committee with the intention of trying to solve all the problems of the town. Mr. Dronzek felt he had a good background to offer to the committee. Mr. Dronzek moved the appointment of Rich Kahn to the Finance Committee through June 30, 1991 to fill the vacancy created by the resignation of

Donna Cullen; Mr. Borek seconded; all aye. Mr. Dronzek mentioned that the town follows FinCom's recommendations about 98% of the time.

7:40

- Diarmuid Higgins, who was present, said he had several items he wanted to bring before the Board:

1. He said they have a lot of wood chips from trees stockpiled. Earl White of Sam White & Sons wanted to know if the town would be willing to sell some. Mr. Dronzek moved approval for the Highway Department to sell the chips, keeping a small amount for the town; Mr. Borek seconded; all aye.

2. Mr. Higgins recommended that no more street opening permits be approved, or that any streets be opened up after November 16, unless it was an emergency. He also wanted a letter from the Board of Selectmen to all the utilities companies informing them of same. Mr. Dronzek moved that the November 16 date be the cut-off date for street openings, and that the letter be sent; Mr. Borek seconded; all aye.

3. Mr. Higgins wanted to recommend that a lineal street fee (meaning going down the length of a street instead of across a street) be instituted. Mr. Higgins recommended a \$15/ft. fee, with a bank book to the Town of Medway. He thought the \$750 bond money for crossing the street was O.K. The Board discussed the situation on Franklin and Village Streets and the condition of the road the town has been left in. E. C. Murray has quoted \$3100 to correct the road. Mr. Borek said maybe we should get rid of the \$750 - most of the time it is said that \$750 is not enough. Mr. Higgins said he felt \$750 was enough for a cross-run. Mr. Borek said there were potholes all over the place because of the condition of the roads that water/gas work has created. Mr. Dronzek recommended a minimum bond of \$1000. Mr. Borek was not against this, but recommended they hold off on this decision until next week, and to ask Mr. Higgins instead to put his recommendations down on paper with explanations so the town doesn't get stuck.

4. Mr. Higgins informed the Board that they were going out to bid on the gas pumps.

5. Mr. Higgins asked the Board what side of Maple Street the Selectmen wanted the sidewalk to be placed. There apparently was some confusion on this with the engineers - was it the east or west side? The Selectmen said from Delmar Road down on the west side to Maple Lane is what they wanted.

6. In reference to the area of road on Franklin and Village Streets, Mr. Higgins wanted to ask the Board's permission to ask town counsel's advice on the situation. Mr. Dronzek felt the town should get the work done, and bill Mr. Garino minus \$750 bond, and if he doesn't pay, put a lien on his property. Mr. Borek suggested instead that Mrs. Allen ask Attorney Maciolek about this.

7. Mr. Higgins asked of the Board if he should go out to bid for winter sand, to screen ±3,000 yards, and they would use the trucking service from their garage to site for the one who is awarded the bid. Approximate cost is \$5-\$6/ton. Mr. Borek reminded him to make up specs. The Board felt Mr. Higgins should go out to bid.

- Mr. Borek said each department should come to the Selectmen before going

to town counsel. Mrs. Allen was aware of someone who went directly to counsel instead of coming to the Board first. Mr. Dronzek said he had no problem with departments going to counsel; however, Mr. Borek said counsel could get inundated with phone calls if not directed through the Selectmen first.

- Mr. Borek brought up a suggestion from Earl White of Sam White and Sons to swap gravel for clay for the Park Department's new baseball field. This is in reference to the community gardens overlooking the pond. Mr. White would take gravel, and in return, dig out and put clay in. Mr. White would use his trucks and bulldozer, and it would be an even trade, with no cost involved. Mr. Borek thought it was the Park Department's jurisdiction, and was recorded as such for the gardens; but thought it should be checked out. The Board had no objection to Mr. Higgins working with Mr. White on this project.
- Mrs. Allen went over the letter from Tri-County Vocational School inviting the Selectmen to come and look over the school.
- Mr. Dronzek moved approval of the awarding of the furnishings contract for the new fire station to Core Office Systems in the amount of \$18,222.81; Mr. Borek seconded; all aye. Mr. Dronzek said this should leave about \$13,000 in the fire station account.
- Mrs. Allen discussed the letter received from Supt. Bettencourt in regard to a child getting hurt on school grounds. It has been reported to the insurance carrier.
- Mrs. Allen was in receipt of a letter from Chief Lambirth in reference to the police intermittents' list being returned as no one was interested.
- Mrs. Allen informed the Board that the town has the use of a personal computer on loan from Dick Brown, to be returned to him when not needed.
- Mrs. Allen was in receipt of a letter from Anthony Kalicki, who is on the Finance Committee, expressing his thanks and commending the EMS and Police for a good job when his wife suffered a miscarriage.
- Mr. Dronzek brought up the point that we have two emergency vehicles with only one defibrillator; it was a shame we didn't have a second.
- Mrs. Allen said she wrote Greg Barnes on the Cassidy farmlands and the Farm Act, but has not heard from him yet. Mr. Dronzek asked if we could send a letter to Mr. Cassidy saying apparently he was causing flooding of other residents' property. He said it could be a very vague letter and request that he take steps to correct it. Mr. Borek said he and Mr. Johnson were talking that day, and maybe it would be best to wait and make sure the words to Mr. Cassidy were worded properly. Mr. Borek said it might be considered a partnership between Mr. Cassidy and the town and the people. It could possibly be all worked out peaceably; by maybe just changing the contour of the land. Mr. Dronzek said saving his hay couldn't be worth what the people are losing in flood damage. He said if all the residents involved filed suit, they might get Mr. Cassidy's attention. Mr. Borek suggested they try and work it out first.
- Mr. Dronzek said the County Engineers are coming to Medway. He had a question: the two retention ponds at Drybridge and near Home National

Bank - who requires that they are there? Mrs. Allen said Conservation Commission does - it is a part of the order of conditions. Mr. Dronzek asked who polices it, and makes sure it is of proper construction? Can the Board of Selectmen ask Conservation to check it out? Mrs. Allen said she gave them another reminder on the ponds. Mr. Dronzek said he would like Conservation to require the owners of the property to make it functional. Mr. Borek said when they made the cut-through from Colonial Plaza to the shopping center, the pond was not there anymore to take the water. Mr. Dronzek said there should be a pipe there then.

- Also, Mr. Dronzek asked specifically what about the land on the north side of Main Street, across from #135, and the idea of putting a bridge over the sidewalk? Mr. Borek said Conservation should buy that land for the assessment. Mr. Dronzek added, however, the Board of Selectmen should have jurisdiction over what to do with the land.
- In reference to the cleaning out of the brook on Cottage Street, Mr. Borek said nothing has been heard from Conservation yet. Mr. Dronzek said what about Jim Brodeur's idea - is it feasible?
- Paul Yorkis, who was meeting with the Conservation Commission in Sanford Hall, came in at this time to talk to the Selectmen.

Mr. Yorkis said the individuals who own the lot on Main Street across from Cottage Street and #135 don't want to sell the property. Mr. Yorkis was speculating that the individuals who had the project who had compensatory wetlands thought they were going to have to buy it.

Mr. Dronzek asked Mr. Yorkis if it was possible to go to eminent domain specifically as a retention pond. He said he would talk to Attorney Maciolek. He also said there is no requirement for a fence around retention ponds in the Commonwealth of Massachusetts.

Mr. Borek said they would not be stopping Jonathan Bruce from developing, but would be using the land for compensatory wetlands. Mr. Dronzek said if the land is taken by eminent domain, then we could go in, for example, and make the sidewalk as the bridge (land is just under 1/2 acre). Mr. Yorkis said if it was engineered correctly, as well as a pipe being placed in the road, we could let it out at a slower rate. Mr. Borek said we can't flood down near U.S.M. We want to delay the flow. Mr. Yorkis said if you put in a pipe as stated in the easement, and change the corrugated 15" pipe to a smooth 15" pipe, the water would flow smoother, and there would be a difference of 50% in the flow rate - the corrugation would slow it down. Mr. Borek said it would have to be slowed down, or near the Guernsey Street area would be flooded. Mr. Dronzek said that the brook doesn't crest until nearly 12 hours later according to Jim Brodeur.

Mr. Dronzek said that what is involved then is a retention pond, a bigger pipe, and possibly another adjacent pipe going down Cottage Street. Mr. Yorkis said the brook in front of the Cottage Street apartments can't be cleaned out - it's considered wetlands. Mr. Borek asked about sticks - Mr. Yorkis said no, it's wetland. Mr. Yorkis said a heavy rain will naturally clean it out.

- Mr. Dronzek asked Mr. Yorkis about Conservation dictating the need of a retention pond at Drybridge Crossing and in the Colonial Plaza. Mr. Yorkis said the Building Inspector gave a certificate of occupancy to the Drybridge

owner before the order of conditions were complied with. Mr. Dronzek said it was just rain going in the retention ponds - Mr. Yorkis said no, it wasn't; there are two pipes leading in there bringing water. The owners have been instructed to get the order of compliance. He stated storage capacity has been reduced because of sediment. He said a certificate of compliance will be needed only when they are selling. Mr. Borek said the Board of Selectmen is trying to work with other boards. He said the Building Inspector should know there is an order of conditions.

Mr. Yorkis recalled a visitation to a site, and when the person on the jobsite was not able to produce a building permit, there were heated exchanges between them, and the police were called in.

Mr. Yorkis said the Building Inspector should go out and be the one to maintain the retention ponds. No more people should get certificates of occupancy in Drybridge until the Conservation Commission has given them a certificate of compliance.

Mr. Yorkis said he and Mr. Higgins inspected the retention pond in Colonial Plaza and it is working. Unfortunately, the cut-through messed up the plan. Mr. Borek suggested another catch basin. Mr. Yorkis suggested a catch trough.

Mr. Yorkis asked about a detention area in the southwest corner of the parking lot near Ocean State Job-Lot. Mr. Dronzek said no, because we already took some of the parking spaces with the cut-through there.

- The meeting was adjourned at 9:15 p.m.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf

Rec June 5

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:
OWNER
ARCHITECT
CONTRACTOR
FIELD
OTHER

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☐
☐
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PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 1

TO (Contractor):

Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

INITIATION DATE: May 29, 1990

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1989

You are directed to make the following changes in this Contract:

Substitute standard bases for the low profile bases
specified for the smoke and heat detectors.

Substitute a mechanical governor for the synchronous governor specified
for the emergency generator.

copy

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (Guaranteed Maximum Cost) was	\$	695,850.00
Net change by previously authorized Change Orders	\$	0
The (Contract Sum) (Guaranteed Maximum Cost) prior to this Change Order was	\$	695,850.00
The (Contract Sum) (Guaranteed Maximum Cost) will be (increased) (decreased) (unchanged) by this Change Order	\$	1,400.00
The new (Contract Sum) (Guaranteed Maximum Cost) including this Change Order will be ...	\$	694,450.00
The Contract Time will be (increased) (decreased) (unchanged) by		(0) Days.
The Date of Substantial Completion as of the date of this Change Order therefore is		9/16/90

The Carell Group, Inc.
ARCHITECT 202 Washington Street
Address Brookline, MA 02146

Built Form Inc.
CONTRACTOR 93 Massachusetts Ave.
Address Boston, MA 02115

Authorized:
Town of Medway
OWNER 55 Village Street
Address Medway, MA 02053

BY [Signature]
DATE MAY 29 1990

BY [Signature]
DATE 6/4/90

BY [Signature]
DATE May 29/1990

[Signature]

Received June 5

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:

OWNER ☐
ARCHITECT ☐
CONTRACTOR ☐
FIELD ☐
OTHER ☐

PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 2

INITIATION DATE: May 29, 1990

TO (Contractor):

Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1989

You are directed to make the following changes in this Contract:

Provide and install (all labor and materials) one floor drain
in hose tower, room #112.

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (~~Guaranteed Maximum Cost~~) was \$ 695,850.00
Net change by previously authorized Change Orders \$ (1,400.00)
The (Contract Sum) (~~Guaranteed Maximum Cost~~) prior to this Change Order was \$ 694,450.00
The (Contract Sum) (~~Guaranteed Maximum Cost~~) will be (increased) (~~decreased~~) (~~unchanged~~)
by this Change Order \$ 1,700.00
The new (Contract Sum) (~~Guaranteed Maximum Cost~~) including this Change Order will be ... \$ 696,150.00
The Contract Time will be (~~increased~~) (~~decreased~~) (~~unchanged~~) by (0) Days.
The Date of Substantial Completion as of the date of this Change Order therefore is 9/16/90

The Carell Group, Inc.
ARCHITECT 202 Washington Street
Address Brookline, MA 02146

Built Form Inc.
CONTRACTOR 93 Massachusetts Ave.
Address Boston, MA 02115

Authorized:
Town of Medway
OWNER 55 Village Street
Address Medway, MA 02053

BY *[Signature]*
DATE MAY 29 1990

BY *[Signature]*
DATE 6/4/90

BY *[Signature]*
DATE 6/29/90

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:
OWNER
ARCHITECT
CONTRACTOR
FIELD
OTHER

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PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 54

TO (Contractor):

INITIATION DATE: 7/20/90

Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1989

You are directed to make the following changes in this Contract:

Provide and install 8" precast concrete plank at the north side of the second floor over the apparatus room, extending 5'-0" beyond each beam (similar to south side of second floor). Installation shall be as specified for concrete plank elsewhere in the building.

Plank is to be welded in place as the installation proceeds, tied to north CMU wall with #3 reinforcing bars (similar to south wall detail), and dry pack is to be placed at the plank/steel tube connection.

Omit suspended ceiling construction under new plank, finish similar to south side of second floor.

Omit steel guard rail at door #216.

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (Guaranteed Maximum Cost) was	\$ 695,850.00
Net change by previously authorized Change Orders	\$ 7,059.00
The (Contract Sum) (Guaranteed Maximum Cost) prior to this Change Order was	\$ 702,909.00
The (Contract Sum) (Guaranteed Maximum Cost) will be (increased) (decreased) (unchanged) by this Change Order	\$ 6,810.00
The new (Contract Sum) (Guaranteed Maximum Cost) including this Change Order will be ...	\$ 709,719.00
The Contract Time will be (increased) (decreased) (unchanged) by	(0) Days.
The Date of Substantial Completion as of the date of this Change Order therefore is	

The Carell Group, Inc.
ARCHITECT 202 Washington Street
Address Brookline, MA 02146

Built Form Inc.
CONTRACTOR 93 Massachusetts Ave.
Address Boston, MA 02115

Authorized:
Town of Medway
OWNER 55 Village Street
Address Medway, MA 02053

BY *Henry J. Carell*
DATE 7/20/90

BY *B. B. O.*
DATE 7/20/90

BY *Elizabeth Sanders*
DATE 7/20/90

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:
OWNER
ARCHITECT
CONTRACTOR
FIELD
OTHER

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PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 5

TO (Contractor):

INITIATION DATE: 8/14/90

Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1989

You are directed to make the following changes in this Contract:

Attach truck-fill line to water service at street side of meter, including associated piping, insulation, and all items necessary for a complete installation.

Not valid until signed by both the Owner and Architect.
Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (Guaranteed Maximum Cost) was \$
Net change by previously authorized Change Orders \$
The (Contract Sum) (Guaranteed Maximum Cost) prior to this Change Order was \$
The (Contract Sum) (~~Guaranteed Maximum Cost~~) will be (increased) (decreased) (unchanged) by this Change Order \$
The new (Contract Sum) (Guaranteed Maximum Cost) including this Change Order will be ... \$ 670.00
The Contract Time will be (increased) (decreased) (unchanged) by () Days.
The Date of Substantial Completion as of the date of this Change Order therefore is

The Carell Group, Inc.
ARCHITECT 202 Washington Street
Address Brookline, MA 02146

Built Form Inc.
CONTRACTOR 93 Massachusetts Ave.
Address Boston, MA 02115

Authorized:
Town of Medway
OWNER 55 Village Street.
Address Medway, MA 02053

BY *Henry Call*
DATE 8/21/90

BY *Al Villate*
DATE 8/24/90

BY *Elizabeth Anderson*
DATE 8/21/90

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:

OWNER
ARCHITECT
CONTRACTOR
FIELD
OTHER

☐
☐
☐
☐
☐

PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 6

TO (Contractor):

INITIATION DATE: 8/14/90

Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1989

You are directed to make the following changes in this Contract:

Substitute an 8" diameter for the 4" diameter flue from the hot water heater through the roof and all associated construction.

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (Guaranteed Maximum Cost) was \$

Net change by previously authorized Change Orders \$

The (Contract Sum) (Guaranteed Maximum Cost) prior to this Change Order was \$

The (Contract Sum) (~~Guaranteed Maximum Cost~~) will be (increased) (~~decreased~~) (~~unchanged~~)
by this Change Order \$

533.00

The new (Contract Sum) (Guaranteed Maximum Cost) including this Change Order will be ... \$

The Contract Time will be (increased) (decreased) (unchanged) by

() Days.

The Date of Substantial Completion as of the date of this Change Order therefore is

The Carell Group, Inc.

Built Form Inc.

Authorized:
Town of Medway

ARCHITECT 202 Washington Street

CONTRACTOR 93 Massachusetts Ave.

OWNER 155 Village Street

Address Brookline, MA 02146

Address Boston, MA 02115

Address Medway, MA 02053

BY *[Signature]*

BY *[Signature]*

BY *[Signature]*

DATE 8/21/90

DATE 8/24/90

DATE 8/21/90

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:

OWNER
ARCHITECT
CONTRACTOR
FIELD
OTHER

☐
☐
☐
☐
☐

PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 7

INITIATION DATE: 8/14/90

TO (Contractor):
Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1989

You are directed to make the following changes in this Contract:

Provide and install steel angle supports at each column to stiffen concrete
plank at these locations.

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (Guaranteed Maximum Cost) was \$
Net change by previously authorized Change Orders \$
The (Contract Sum) (Guaranteed Maximum Cost) prior to this Change Order was \$
The (Contract Sum) (~~Guaranteed Maximum Cost~~) will be (increased) (decreased) (unchanged)
by this Change Order \$ 330.00
The new (Contract Sum) (Guaranteed Maximum Cost) including this Change Order will be ... \$
The Contract Time will be (increased) (decreased) (unchanged) by () Days.
The Date of Substantial Completion as of the date of this Change Order therefore is

The Carell Group, Inc.
ARCHITECT 202 Washington Street
Address Brookline, MA 02146

Built Form Inc.
CONTRACTOR 93 Massachusetts Ave.
Address Boston, MA 02115

Authorized:
Town of Medway
OWNER 55 Village Street
Address Medway, MA 02053

BY *[Signature]*
DATE 8/21/90

BY *[Signature]*
DATE 8/24/90

BY *[Signature]*
DATE 8/21/90

ms

October 23, 1990

Went to Brentwood area starting outfall on the Lally property - approximately 2" of flow exiting pipe.

Checked all drain manholes on Gorwin Dr.

Checked the catch basin in a yard at the rear of 36 Gorwin Dr. - found some leaves on top of catch basin - cleaned same.

The drain manholes on Gorwin were flowing with approximately 1" of water - there appears to be no restrictions.

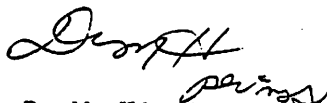
Went over to 23-25 Meryl St. - checked the drain manholes - a good flow, approximately 1"±.

Checked catch basin in the rear of 20 Meryl St. - all clean and neat. Drain manhole at 20 Meryl St. - good flow, no restrictions appear.

Went to 4 Karen Ave. - checked drain manhole - water flowing.

Went to the rear of 4 Richard Rd. - pulled cover, and due to the opening going into the catch basin, it was necessary to have man stick his head down with a flashlight - water is flowing; also entering the basin from a westerly direction at Cassidy. Checked inlet 12" - found plastic bat and a couple of small limbs - removed same.

This project was done today between approximately 10:30 a.m. and 1:15 p.m., with Jason Beksha, John Powers, Dave Malmberg, myself and Bob Powers.

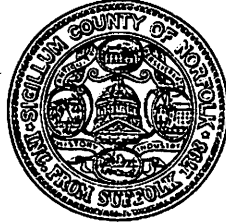

D. M. Higgins

cc: Selection 10/25/90

mg

COMMONWEALTH OF MASSACHUSETTS
COUNTY OF NORFOLK

The County of Presidents

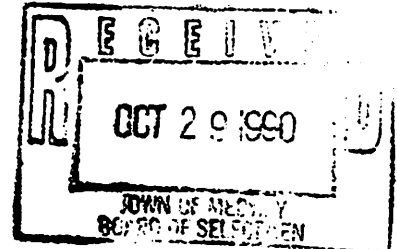


COUNTY COMMISSIONERS

ADMINISTRATION OFFICES
614 HIGH STREET, P.O. BOX 310
DEDHAM, MA 02026

TEL: (617) 461-6105

TRUSTEES OF
NORFOLK COUNTY AGRICULTURAL SCHOOL
AND
NORFOLK COUNTY HOSPITAL



October 25, 1990

Ruth Allen, Administrative Assistant
Medway Board of Selectmen
155 Village Street
Medway, MA 02053

Re: Your letters of September 19th and October 23, 1990
relative to drainage in vicinity of Main, Cottage and Evergreen Streets.

Dear Ms. Allen:

The commissioners approved your request for engineering services, in connection with above referenced project, at their meeting of September 19, 1990. Mr. Downs, County Engineer, was authorized to proceed, at his earliest convenience.

Our engineering department has experienced a dramatic increase in work-load helping our towns to cope with their engineering budget shortfalls. At the same time, it has suffered a reduction of staff due to a lack of funds, at the county level. Therefore, we ask that you bear with us and Mr. Downs will be in touch with you, soon, to schedule the work.

Very truly yours,

NORFOLK COUNTY COMMISSIONERS

Henry W. Ainslie
Director of Operations

HWA:dp

cc: Alvah L. Downs
County Engineer

cc: selectmen 10/29

10/29/90

I John W. King of the Parks Department
requested the minutes from the Selectmen's
meeting held on 10/29/90.

JOHN KING
MEDWAY PARKS COMMISSIONER

John W. King
41 Norwin Dr.



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

October 23, 1990

6:00 p.m.

- Open meeting and open bids for furnishings for Fire Station I.

6:30

- Workshop with Accountant, Treasurer/Collector and Finance Committee.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

6:00 p.m. - Opened meeting in Room 2 of Selectmen's Office.

6:07 - Opened bids for Fire Station I furniture. Bids received from:

Core Office Systems Inc.	\$18,222.81
Four Avis Drive	
Latham, NY	

Boston Office Furniture	\$20,097.00
71 Needham Street	
Newton Highlands, MA	

The Board voted unanimously to take these bids under advisement, and to give them to the Permanent Fire Building Committee to review and get back to the Board with their recommendation.

6:30 - The Board of Selectmen had a workshop meeting with the Town Accountant, Mary Shea; Treasurer/Collector, Fred Lee; and Finance Committee members, Richard Brown and John Williams to discuss the FY'91 budget and FY'92 projections.

It was decided to hold another workshop meeting on November 20th.

- The meeting adjourned at 8:40 p.m.

Respectfully submitted,



Ruth Allen, Administrative Assistant



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

October ²²~~18~~, 1990

7:00 p.m.

- Open meeting, sign warrants, approve minutes of 10-15-90 meeting.

7:05

- Anita Gallagher -
re: drainage problem on Cottage and
Evergreen Streets.

7:30

- Public Hearing -
Tax Classification.

7:45

- Residents of Karen Avenue -
re: drainage problem: 10-13-90
rainstorm.

8:00

- Sue Manganaro - United Way.

- New business.

- Old business.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:00 p.m. - The Board opened the meeting and voted unanimously to approve the minutes of the 10-15-90 meeting. The Board signed the warrants.

- The Board briefly discussed a letter received from the Town of Dedham concerning a pornographic video store that recently opened up in their town and criminal complaints that were issued against two employees of the store. Mr. Dronzek questioned the way a store gets an occupancy permit in Medway. Also, the Selectmen would have to receive complaints first before an investigation could be made.

7:05 - Mr. and Mrs. Jim Gallagher came before the Board to discuss their drainage problem on Main and Cottage Streets and in the surrounding streets. Mr. Gallagher stated that the problem had been going on for a long time; they and the Selectmen have gone over everything; now, he wanted to know what was the Town going to do?

Mr. Johnson stated he had spoken to Donald Hovey, owner of the property off of Evergreen Street, and he said Mr. Hovey had been receptive to revising the easement there; however, the Town does not have enough funds to cover the work done.

Mr. Gallagher said Mr. Boczanowski had looked at the work that needed to be done on his property, and estimated the cost to be in excess of \$10,000 to repair his problem because of the system not working.

Mr. Borek said they would have to have an engineer look over the situation to be able to put a recommendation on the annual town meeting warrant. Mr. Gallagher said that the Selectmen had told him they would put it on the October special warrant, and it was not done. He said he keeps getting promises, and now that time is over, and they might have to take the next step now, and that is to go to court.

Mr. Borek said that the Town has not told him they would not help him. Mr. Gallagher said it's been 6 years; do they have to go to court? Mr. Borek said the Board has discussed his problem; they are looking for a cheaper solution so it would pass at town meeting. The cost involved would be around \$100,000.

Mrs. Gallagher said it was not their problem alone. Mr. Gallagher said Mr. Dronzek came and took pictures; Mr. Johnson took a look; Mr. Borek did not have the courtesy to come down. Mr. Borek said he knows where the problem is having seen the area many times, and there is a river there that wants to flow through.

Mr. Gallagher said the Town of Medway removed the river when putting drainage in. Mr. Borek said that just because a river is dried up, you don't remove it. Mr. Gallagher said again what is going to be done with the problem?

Mr. Dronzek said we've asked counsel for advice. Mrs. Allen reminded the Board that to take the easement, it has to go to town meeting. Mr. Johnson again said what Mr. Hovey would require: 1-clean swamp by John Smith of Norfolk County Mosquito Control; and 2-to guarantee no more drainage coming in from the Kelley St./Elm St. end. Mr. Gallagher said the problem is

still there, and we've been kicking it around with no solution; he wanted a commitment from the Town or he would take it one step further.

Mr. Dronzek said Mr. Jim Brodeur's solution offered some weeks back still sounded like the best. It may solve Mr. Gallagher's problem, but what is not known is what the solution for him would do to the people further downstream. He said they just can't take one person's recommendation without checking it further.

Mr. Gallagher asked when the engineers were going to get involved? He said the Town has access to the County Engineers. Mr. Dronzek told him that the Town was on the list.

Mr. Gallagher said the Town has to apply pressure. He had spoken to Barbara Gardner three times, and she said the Selectmen have to handle it. Mrs. Gallagher said it's not just them now, but the Reardons are being affected too. Mr. Gallagher said Mr. Reardon wants the area piped in, and Conservation Commission says no. Mr. Gallagher said he has a bill for damage for \$5,000, and the insurance company said it's the Town's problem, and he has asked a letter from the insurance company to this affect. Mrs. Gallagher asked why the Highway Dept. couldn't fix the problem? Mr. Johnson said it was a natural stream there.

Mr. Bemis, who was present, said he owned the property across the street 20 years ago, and there was a problem then, and the Town couldn't come up with a plan to get it done then. Mr. Johnson said the Cerel's property was cleaned out last week, which was a nearby problem.

Steve Gallagher, who was present, agreed with his mother that there was 5' of water in his cellar every time it rains. Mr. Gallagher said Davin never had water in his cellar. Mrs. Gallagher asked Mr. Borek if he was living in New Hampshire or in Medway? Mr. Borek asked Mrs. Gallagher if she left a message with whoever answered the phone? He said he has dedicated his time for 14 years to the Board of Selectmen - if anyone calls his home, and leaves a message, he gets back to them. He said the problem here is money - it is nothing to figure out how to do it - and he won't take money away from the schools. Mr. Gallagher said that he didn't want to live through hell; he had a loss of \$5,000 last year, and \$5,000 this year in inventory. Mr. Borek said we have talked to counsel, consultants, etc. Mr. Gallagher said the time to do something is now. Mr. and Mrs. Gallagher left the meeting saying there is only one way to go now.

7:30

- The Board held a public hearing on tax classification with the Board of Assessors. The Board looked over the material they were presented. Mr. Harry Johnson of the Board of Assessors said that if they go with the 1% factor, they will have a decrease in the rate because they have increased the value in town; this is as of 1/1/90 for FY'91. Assessed value went up for 1/3 of the town; stayed the same for 1/3 of the town; and went down for 1/3 of the town. The town went up as a whole because houses that they were carrying for \$100,000-\$110,000 were now selling for \$140,000-\$150,000 (lot and house). He said we are 3% below what they are selling for, so they are right on the money - even though they are allowed to go 10% above or 10% below. People are paying what is the recent comparative sales based on 200 sales of 1989 that they went through. Mr. Walter Johnson asked if what the house was assessed for is what the house is selling for - he was told it was.

Mr. Borek asked about the percentage share, and he was told that last year, it was 83.2364 for residential; 5.6950 for commercial; 9.3006 for industrial; and 1.7680 for personal property. John Wilson said that industrial was pretty flat, and they had taken one piece of industrial and put it into residential.

Mr. Dronzek asked the Board of Assessors what they recommended. Harry Johnson said they would want to go with 1% level rate. He said the Town is at 83½% residential, and only 13% industrial and commercial; it would benefit the Town the most.

Mr. Borek asked the residents present if they wanted to speak on the tax classification - hearing none, Mr. Dronzek moved that the single tax rate of \$13.28 be enacted for FY'91 of 1%; Mr. Johnson seconded; all aye.

7:45

- The Karen Ave., Lee La. and Richard Rd. residents came to speak to the Board about the flooding and drainage situation in their area. Mr. Borek asked that they all speak one at a time, and that they would be heard.

Florence Mucci of 2 Richard Rd. spoke first. She said they were flooded out on August 11, and the Fire Dept. had to pump them out, and the street was closed. She gave pictures to the Board to look at. They had also lost power. On Oct. 13, they were again flooded out at 3 a.m., and the Fire Dept. finally left at 7 a.m. Water is flooding the street, and coming into their house over the foundation. She said that Cassidy filled in the field in the back of their property a couple of years ago, and that there was a 48" drain there going into a 24" drain. Water is filling the field and coming down to them. She said it is a very serious problem. Cars even got flooded, and they lost some furniture.

Marilyn Kessler of 4 Richard Rd. said she came home between 1:30 and 1:45 a.m. and she checked the water and everything was OK and flowing. Between 2:00 and 2:30 a.m., the flow just hit hard all at once.

Mrs. Mucci said there are about 4 drains on the street, and they just stopped taking the water. She said in all the years they have been there, there had been no problem.

Mr. Dronzek reminded the residents of the amount of rain that fell in August and October. He said that 6.39" of rain fell, and 1.96" in just one hour on October 13; and August was a terrific amount of rainfall also.

Mrs. Mucci said the rain started at 9 p.m., and she cleaned the drains; at 1:30 a.m. OK; but then between 2:00-2:30 a.m. the drains were clogged; and it was still raining at 7 a.m.

A resident inquired of the Board - doesn't someone go and check out and make sure developments are being put in properly? Mr. Borek said we have a planning board; but he said in 5 years, he believes that all the water is going to go to Holliston and Kelley Sts. He said he tried to suggest that they go down to Village St. to the Charles River, but they didn't listen. The water has to go somewhere.

Elaine Sullivan of 1 Richard Rd. said that she had only been here a few years. When she was looking for a house, every house that she saw usually got some water in it; but this house had no water in sight. She felt that Cassidy did something in his field. They had fixed up their cellar and

put carpeting in, and it all had to be trashed. She said the problem needs to be addressed, and maybe with Cassidy as well.

Another resident showed a map to the Board showing where the drain was filled in. Mr. Borek told him that Cassidy was under the Farm Act with his property, but that the Board of Selectmen had opposed what he did. The State came back and said that the farmer can reclaim his land; however, 30'-50' after the wall was a drain - it's not there now.

Mr. Borek asked Mr. Higgins where the catch basins go. He said they eventually drop down to a 24" pipe to Lally's property on Coffee St. In August, they ran rods in the pipes and the highway crew found nothing. There was a willow tree that was causing some problem, but that was cut down and the problem was alleviated.

A resident asked about the 48" pipe going down to a 24" pipe. Mr. Borek said they were trying to redo the 24" pipe with a 48" pipe from the Millis town line to the 4-way stop signs. Mr. Higgins said 30% of all water drains onto Francis Cassidy's property.

A resident stated that for 25-30 years, there hasn't been a problem before - it's a new problem here now.

A resident, Mr. Reardon, showed some maps to the Board indicating where Mr. Toth is building, and Cassidy's water was coming straight down to 4 catch basins with a greater amount of water. A drainage easement made out of cement could have been damaged. There is also a large boulder down at the end that could be causing problems. He said a 10" easement pipe is serving a whole area of 3-12" pipes. Mr. Higgins thought it was 15' wide with a 12" pipe at one end and a 10" pipe at the other end.

Mr. Reardon said where the driveways are, there are no drains. He thought he had gotten a crack in the basement wall by the heavy equipment Mr. Toth was driving across his property. Mr. Reardon had given him permission to go through right over the drain. Mr. Reardon asked if the pipes had been rodded? Mr. Higgins said no.

Mr. Reardon only had two solutions: 1-look at the development and 2-shoot Cassidy. He said it was time to do something.

Mr. Borek again said that Cassidy had the right to reclaim his land, which means that he can fill in his land. Mr. Reardon said it is changing the eco system. Mr. Dronzek said that we have to right the situation if it is affecting the environment. He said that DEQE shut them off when they started filling in. Mr. Reardon asked if Mr. Cassidy had gotten fined? He was told no by Mr. Borek, but that Conservation Commission had stopped him until he came up with plans and specifications.

Another solution Mr. Reardon had was to have the Army Corps of Engineers come in at no cost. Mr. Dronzek said we have asked and they refused to help in the Cottage St. situation.

Mrs. Kessler said to make sure everything is documented - don't do anything verbally.

Mr. Reardon felt it was poor planning on the part of the highway dept., planning board and the board of selectmen. He said Cassidy changed the

eco system. He might have to sue. He said he had lost a great deal. He suggested strongly that something be done. He said even the electricity and gas had not been shut off. Mr. Borek said if you sue the Town of Medway, you sue the people. He said we hope to solve the problem, just give us some time to come up with a solution on the plan. We can at least read the information you have given us. He said he wasn't an engineer.

Mr. Reardon said he had been sued 12 times. Mr. Borek said we can come up with some solutions - we just don't have a lot of money. We can also tell the planning board to look for potential water problems when looking at new developments. Mr. Reardon said there were some lessons to be learned here. Mr. Borek said the planning board is done with this now - the solution has to come from the board of selectmen.

A resident continued with asking the board what are the residents supposed to do?

Mr. Borek said again that Mr. Gallagher filled in a brook that ran for hundreds of years.

Another resident asked that when spring comes, are they going to have more problems?

Mr. Borek said coming to mind at this time, without asking the rest of the board yet for their suggestions, he would recommend that: 1-they clean the catch basins; and 2-that they get the cost for the pipe size to be increased.

Mrs. Sullivan asked what about Mr. Cassidy? Another resident asked if they can sue Cassidy? Mr. Dronzek told them they can sue anybody. He said the board should send a letter to Cassidy telling him that apparently he is causing flooding to neighboring areas.

Another resident asked if they could request him to come to a meeting - the board said yes.

Mr. Harold Bemis, who was present, said that a retention pond should hold what pipes cannot hold; either it should be piped to the brook, or to a created reservoir. He said many years ago he gave to the Town of Medway plans which showed where all the water was in Medway and where it goes.

Mr. Dronzek said problems occurred on August 11 and October 13, and back in 1989 with the willow tree; but in July 1989 when there was a great deal of rain, there were no problems.

Mr. Reardon said that if the pipe size was increased, it would alleviate the problem.

Mr. Borek said we need a foothole - money is low, but we can try to find some money. His thoughts were to: 1-go down to the neighborhood and rod and clean the drains; 2-check out and give an estimate to enlarge the pipe; 3- look at other alternatives and get maps of the area to see how to let some of the water out; 4-check out the laws on farmland and have counsel give us the laws on this, and the town's and owner's responsibility; 5-check out whether retention ponds could be filled in under the Farm Act, can they be dug up and filled in, etc.

Mr. Dronzek suggested that he would like to see communication from the board to cease and desist for the water runoff from Cassidy's property heading eastward. Mr. Borek said we should ask counsel on this. Mr. Dronzek said all he would do is not respond to the cease and desist allowing drainage to runoff from his property to the residents; and the same should go to Mr. Toth.

Mr. Johnson asked Mr. Higgins where the Brentwood plan was?— Mr. Higgins said it couldn't be found. Mr. Borek said it will be found — it's part of the solution. If the town has to go to land court to get the map, they will.

Mrs. Sullivan asked again what the residents could do? Mr. Borek suggested they write a letter to the planning board and tell them that if they haven't had the bonds released on certain developers, to tell them that surface water should be looked at.

Mr. Reardon said a 48" pipe going to a smaller pipe at 109 is no good. Mr. Borek said that the 109 Corridor Project is extending the bid submission to December 1992. The letter was written by Jane Garvey to Senator Burke.

Mr. Mucci said the pipe under 109 is not being fixed now, and they have to do something now. He was told that 109 is a State highway, by Mr. Borek, and everything has to go through the State.

Mr. Reardon asked if they can check and see if the pipe is blocked. Mr. Borek said we could check with Conservation. Allan Osborne, who was present, said that years ago, Cassidy complained when the North School was being built and that he might have a water problem. The problem is a 24" pipe going across Main St. is still under State rules and regulations and the State has to approve.

Mr. Reardon said if Cassidy can change the field, why not have him put a berm on his property and flow the water back? Mr. Borek said that he still wanted to ask counsel if the town is doing the right thing in telling Cassidy what we tell him.

A resident asked when the next meeting would be on this subject. Mr. Borek said we needed a couple of weeks. Mr. Dronzek thought that maybe Nov. 19 would be a possibility. Mr. Borek reminded the residents that Mrs. Allen is always available at town hall for further information.

9:00

- Sue Manganaro of the United Way came before the board with John Mullen, a Medway resident working on the campaign. Ms. Manganaro is the fundraising director of the United Way. She came before the board to ask the board's support and cooperation of contacting town employees for contributions. She gave out brochures to the board indicating that over 3,000 people are being served by organizations involved with the United Way. Mr. Borek confirmed with her that the main office is in Framingham. Ms. Manganaro stated that most people are serviced near where they work, more than near where they live.

Mr. Dronzek questioned the American Red Cross receiving salaries. Ms. Manganaro said they were all volunteers except for one paid director and one paid secretary; but she said she would check for the board.

Mr. Dronzek also stated that they will probably be getting less monies from businesses so they need more town support from municipalities. He asked how the deductions would be instituted. Ms. Manganaro said there is payroll deduction, pay direct, or a one-shot payment. She said no one will be pressured to donate. Mrs. Allen had told her that payroll deductions would not be possible, because all 10 slots on the computer are already allocated for other reasons. Ms. Manganaro asked about piggy-backing one of the slots. Mrs. Allen said she would check.

Mr. Dronzek said he would like the Board of Selectmen to encourage employees to participate in the campaign. Mr. Borek said the board couldn't sell it, but they could allow her to make a presentation.

Mr. Dronzek made a motion that the Board of Selectmen support the United Way program and services, and encourage any town employees or citizens who wish to participate; Mr. Johnson seconded; all aye.

Ms. Manganaro told the board that Bob Parrella is heading up the business campaign in Medway.

Mr. Borek asked Mrs. Allen to send a letter to Ms. Manganaro showing the board's support, so that others would be aware of it. Ms. Manganaro said she would contact Mrs. Allen the next day and set up arrangements.

Prior to leaving, she told the board that the United Way had been around since 1932, but 5 years ago, it came to light in the area. They raised 1.3 million dollars, but were realizing they were missing municipalities' employees. She told the board that anyone is welcome to call the United Way to find out how to receive help in any area they service. She also told the board that .85¢ on every \$1.00 goes to the agency services.

9:30

Bob Ryan of 3 Samoset Cr. was at the meeting this evening, not on the agenda, but asked if he could mention some concerns he had over a proposed extension of a subdivision on the books since 1972 in that area. He said he was an abutter to the property in question. He said wetlands are behind the lots and that 5 out of 7 lots have been bought by this individual developer for the area then called Wedgewood II. He felt the need to put on record what was going on and to try and get some help from the Selectmen. He stated that there had been no formal meetings yet; and there are no indications that any board has approved or disapproved anything. He just wanted to make sure there are no problems off Samoset Cr.-there is a paper road out to Shaw St. however.

Mr. Johnson said the developer went to court, as he recalled, when he was on the planning board. At that time they said no other road could go in there. Mr. Ryan said he had been to two Conservation Commission meetings and they made a site visit, and planning board is aware of the project - everything is now going through the processes. At the time, there were those that went to court and protested the development; he didn't know names.

Mr. Borek asked him what the planning board said. Mr. Ryan said that in general discussion, their engineer said that provided he is part of the subdivision of the plan (Samoset is part of Wedgewood), it is still a live development. Planning board said if it lays dormant for 6 years, then it has to go to zoning. Mr. Ryan said Henry Wickett is the developer.

Mr. Dronzek said it must have been approved as Wedgewood I in 1965. Frank Portugal had looked at it and said no to the project. Mr. Borek said that after the length of time has gone by, it should be dead.

Mr. Ryan asked if the Board of Selectmen could say there was a spirit of the law in town, and maybe this wasn't in the best interest of the town. He said wetlands come through the lot, and have to drain down to the river. Mrs. Allen said they have to go to Conservation and they would say that, for example, if you wanted to do this, you have to do this. Mr. Dronzek said we could write to Conservation and the planning board on the subject of Wedgewood II (east of Shaw St.)

Mr. Borek said the decision of the court should be with the Town Clerk and the planning board of 1972. The judge's decision should be around. Mr. Ryan asked if the developer starts to force it down their throats, what can they do? Mr. Borek suggested writing a letter to the planning board and cite the questions and concerns he has about Wedgewood II. He said there are legal documents that say the road should be eliminated. Mr. Borek said Mr. Ryan should ask the planning board: 1-can you get the documents about the decision made in 1972; and 2-if the planning board can't get the information, can they let the residents know how to get the information, and let the Board of Selectmen know where the petition is. They would also ask to be enlightened on any litigations on Frank Heinz or Mr. Equi.

Mr. Ryan stated it was one of the few subdivisions that was told that if they were going to develop the balance of it, it had to go back to the planning board. He said he and his neighbors needed some help. Mr. Ryan said if the whole thing makes sense to everybody, fine; but the developer is only asking for one house to be built, and he wants a variance of an approved road for a driveway instead. Mr. Borek said this goes under the planning board, so the Board of Selectmen can only write to them of the board's objections. Mr. Ryan said that this subject was on the planning board's agenda for October 23. Mrs. Allen said that the Selectmen would be meeting that night anyway, and they would be in the building.

10:10

- Mrs. Allen gave the board change order #3 for the new police station to sign. Mr. Dronzek said everything had been thoroughly explained to his satisfaction. Mr. Borek said that the pad in question is on the plan. Mr. Dronzek said no, that there was an increase in size. Mr. Johnson said \$3,534 was a lot of money to increase a pad. Mr. Dronzek told the Selectmen to ask the Chief or one of the construction people to explain the change. Mr. Borek thought a copy of the information could have been sent to the Selectmen before the decision was made, and that the board should have the privilege of hearing more detailed information. Mr. Dronzek felt that adequate time and information had been given.

Mr. Borek said that the pad was in the original plan, then was put out to bid, and the cost increased - he questioned what was in originally as the price. He would like to write a letter to the committee to get an explanation before change orders are completed; however, Mr. Borek made a motion to accept the change order in the amount of \$13,014; Mr. Johnson seconded; all aye.

- As Mr. Higgins was still present, Mr. Borek asked him if he would start working on the items as he suggested earlier in the evening for the Karen

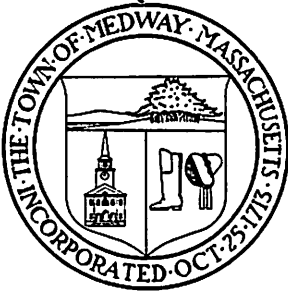
Ave., Lee La., Richard Rd. residents, and Mrs. Allen to talk to counsel.

- In reference to Cottage St., Mr. Borek asked Mr. Higgins to clean out the brook and put pipe there. Mr. Higgins said going south on Cottage St. and cleaning would be about \$300. Mr. Borek said that Conservation better be told that highway is going in. Mrs. Allen also suggested Mr. Higgins check out the outfall to Coffee St.
- Mrs. Allen asked the board to sign the proclamation for Veterans Day, and Mr. Borek said he would be at the 10:30 a.m. ceremony on 11/11/90.
- Mrs. Allen mentioned Barbara Gardner's letter concerning her office's meeting on 11/1/90 at the Holliston High School on the Boston Edison proposal for transmission lines.
- Mrs. Allen mentioned the Norfolk County Selectmen's meeting to be held the evening of 11/1/90.
- Mrs. Allen reminded the board about the Boston Edison meeting on 10/29/90.
- The board was in receipt of an invitation to the Charles River Watershed Association celebration, which unfortunately the Selectmen cannot attend on 11/16/90.
- Mr. Dronzek moved that the day before Christmas 1990 be a day off for town employees; but for town hall to remain open the day before New Year's; Mr. Johnson seconded; all aye. Mrs. Allen is to send a letter to everyone in this regard.
- Mr. Dronzek said he had been at a Park Commissioners' meeting, and he was asked to get the feelings of the Selectmen on the idea of five 8-hour work days vs. four 10-hour work days for some employees; with maybe some working Monday through Thursday; and others Tuesday through Friday.
- Mrs. Allen asked the board if Saturdays would be the best day to perambulate the bounds - that seemed about the best for Mr. Dronzek. Mr. Higgins will get the orange paint needed to mark the bounds.
- Mrs. Allen will make the letter received from the Town of Dedham available to the public.
- Mr. Johnson said Mrs. Rovedo of Clark St. told him that trucks loaded with hot-top dumped the contents on the Molinari's property. He said this is something the Board of Health should handle.
- Mrs. Allen let the board know of those who have not come in to be sworn in for FY'91. She was told to re-advertise the vacancies.
- The meeting was adjourned at 11:05.

Respectfully submitted,



Mary Jean Fredette, Secretary



OFFICE OF
BOARD OF ASSESSORS
MEDWAY, MASSACHUSETTS

Date: October 18, 1990
To: Board of Selectmen
From: Board of Assessors

Enclosed please find all the necessary information regarding the classification hearing scheduled for October 22, 1990.

1. Chart #1 depicts the possible choices of tax rates. The Selectmen have the authority by law to choose either a single tax rate for all classes of property or any rate between \$13.28 to \$11.95 for the residential class, resulting in a higher rate for commercial, industrial and personal property classes (dual tax rate). For simplicity, this chart shows dual rates in increments of 2%.
2. Chart #2 shows the impact in tax dollars for an average single family home versus a random sample of commercial, industrial and personal property accounts. Single and dual rate options are shown on the chart.
3. A copy of the LA-5, Classification Tax Allocation Form, is attached. The original will be signed at the hearing on October 22.

The Assessors Office will answer any further questions you may have in this matter.

Respectfully,

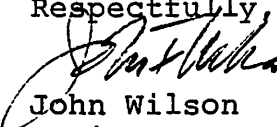

John Wilson
Assistant Assessor

CHART 1

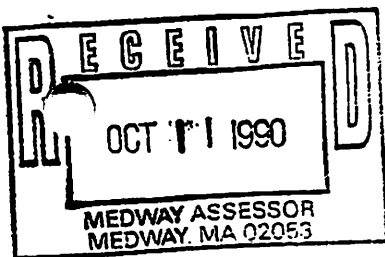
TOWN OF MEDWAY FY91 CLASSIFICATION TAX RATE SHIFT
Based of a Minimum Reside al Factor of 90.0252%

*Minimum Residential Factor

PROPERTY CLASSES	VALUATION (\$)	PERCENTAGE SHARE (%)	SINGLE TAX RATE "1"	DUAL TAX RATE 98% of MRF*	DUAL TAX RATE 96% of MRF	DUAL TAX RATE 94% of MRF	DUAL TAX RATE 92% of MRF	DUAL TAX RATE* Using Max. Shift Allow. for C.I.P.
CLASS 1 Residential	\$513,591,131.	83.3684	\$13.28	\$13.01	\$12.75	\$12.48	\$12.22	\$11.95
CLASS 2 Open Space	-0-	-0-	-0-	-0-	-0-	-0-	-0-	-0-
CLASS 3 Commercial	36,597,969.	5.9408	13.28	14.64	15.94	17.29	18.60	19.95
CLASS 4 Industrial	53,824,800.	8.7371	13.28	14.64	15.94	17.29	18.60	19.95
CLASS 5 Personal Property	12,036,000.	1.9537	13.28	14.64	15.94	17.29	18.60	19.95
TOTAL	\$616,049,900.	100.0000						

FY91 Tax Simulation Showing Impact on Average Single Family Home & Sample of Commercial & Industrial Properties

PROPERTY	ASSESSED VALUE FY91	TAX RATE FY90 \$13.45	TAX RATE FY91 \$13.28	98% DUAL RATE RES: \$13.01 CIP: 14.64	96% DUAL RATE RES: \$12.75 CIP: 15.94	94% DUAL RATE RES: \$12.48 CIP: 17.29	92% DUAL RATE RES: \$12.22 CIP: 18.60	MAX DUAL RATE RES: \$11.95 CIP: 19.95
Boston Edison (Jet Site)	28,883,100.	388,478.	383,568.	422,849.	460,397.	499,389.	537,226.	576,218.
Algonquin Gas Personal Property	623,100.	8,381.	8,275.	9,122.	9,932.	10,773.	11,590.	12,431.
Nagog Plaza	3,111,900.	41,855.	41,326.	45,582.	49,604.	53,805.	57,881.	62,082.
Burger King	987,700.	13,285.	13,117.	14,460.	15,744.	17,077.	18,371.	19,705.
Gamewell	4,645,600.	62,483.	61,694.	68,011.	74,051.	80,322.	86,408.	92,680.
RJR PARA CORP. 42 Milford St.	610,600.	8,213.	8,109.	8,939.	9,733.	10,557.	11,357.	12,181.
Dunkin Donuts	433,600.	5,832.	5,758.	6,348.	6,912.	7,497.	8,065.	8,650.
Day State Gas Co. Real Estate (9 Milford Street)	482,000.	6,483.	6,401.	7,056.	7,683.	8,334.	8,965.	9,616.
Average Single Family Home	165,400.	2,225.	2,197.	2,152.	2,109.	2,064.	2,021.	1,977.



DEPARTMENT OF REVENUE
BUREAU OF ACCOUNTS
CLASSIFICATION TAX ALLOCATION

for 1991
MEDWAY

Return to:

Bureau of Accounts
Division of Local Services
200 Portland Street
Boston, Massachusetts 02114-1715

INSTRUCTIONS FOR COMPLETING THIS FORM ARE ATTACHED

1. The selected Residential Factor is ----- %

IF YOU DESIRE EACH CLASS TO MAINTAIN 100% OF ITS
FULL VALUE TAX SHARE INDICATE A RESIDENTIAL FACTOR
OF "1" AND GO TO QUESTION 3.

2. In computing your residential factor was a discount granted
to Open Space? Yes ____ No X

If Yes, what is the percentage discount? ----- %

3. Was a residential exemption adopted?
Yes ____ No X

If Yes, please complete the following:

Class I Total Assessed Value	\$ -----	X -----	= -----
Class I Total Parcel Count*		Selected Res. Exemption %.	Residential Exemption

* Include All Parcels with a Mixed-Use Residential Designation

LA5 (5-87)

MEDWAY

4. The following information was derived from the Minimum Residential Factor Computation Report. Please indicate in Column D the new percentage shares (accurate to 4 digits to right of decimal point) of the tax levy resulting from your selected residential factor. If a residential factor of "1" has been selected, you may leave Column D blank. The full value tax share for each of your property classes that your community will employ are listed under Column C.

A	B	C	D
Class	Certified Full Cash Value of Assessments Total Tax Levy	Percentage Full Value Shares of	New Percentage Shares of Total Tax Levy
1. Residential	\$ 513,591,131	83.3684%	
2. Open Space	0	0.0000	
3. Commercial	36,597,969	5.9408	
4. Industrial	53,824,800	8.7371	
5. Personal Property	12,036,000	1.9537	
Totals	\$ 616,049,900	100.0000%	

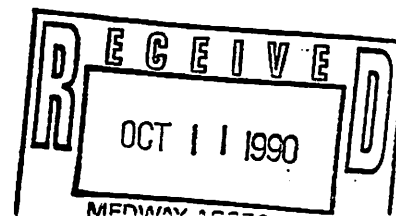
I hereby attest that notice was given to taxpayers that a public hearing on the issue of adopting the tax levy percentages for fiscal year 1991 would be held on 10-22-90 (date), (time), at MEDWAY TOWN HALL (place), by LEGAL ADVERTISED NOTICE (describe type of notice)

Town Clerk

6. It is hereby attested that on _____ (date) (time), at _____ (place) a public hearing was held on the issue of adopting the tax levy percentages for fiscal year 19____, that the Board of Assessors presented information and data relevant to making such a determination and the fiscal effect of the available alternatives at the hearing and that the percentages set forth above were duly adopted in public session on _____ (date)

7. We have been informed by the Assessors of \$ 884.33 excess levy capacity.

Board of Selectmen



10/31 . . .

Fiona Graham, Country Gazette
request Selectmen's minutes 10/22



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

OCTOBER 15, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 10-1-90 meeting.
7:01	Permanent Police Building Committee - award Telephone Communications bid.
7:10	Jim Cassidy - re: re-appointment as Animal Control Officer.
7:30	Open bids - Fire Alarm Cable,
7:45	Donald Grimes - re: rules and regulations for EMS Services,
8:00	Carl Perusich - re: appointment as Hazardous Waste Coordinator.
8:10	Police Grievance Committee.
----	New Business.
----	Old Business.

Present: Walter Johnson and John Dronzek and Administrative Assistant Ruth Allen. Edward Borek was absent.

7:00 p.m. - John Dronzek opened the meeting held in the Selectmen's Meeting Room 2 of the Town Hall. Mr. Dronzek made a motion to approve the minutes of the 10-1-90 meeting; Mr. Johnson seconded; all aye. The warrants were signed by the Board.

7:01 - Since the Permanent Police Building Committee had not arrived yet for the awarding of the telephone communications contract, Jim Cassidy came before the Board to discuss his re-appointment as Animal Control Officer. Mr. Dronzek read a note from Mrs. Allen telling the Board that in checking with the Police Chief, there had not been any logged complaints against Mr. Cassidy. Mr. Dronzek made a motion to nominate Mr. Cassidy for re-appointment through June 1991; Mr. Johnson seconded; all aye. Mr. Dronzek apologized to Mr. Cassidy for any delay; however, he had been told that there were complaints against him and he had, along with the Board, wanted further information. Mr. Cassidy said that the Police Department had his beeper number, as well as the Town Clerk.

7:06 - The Police Chief, W. David Lambirth, came before the Board to discuss the awarding of the telephone communications contract for the new police facilities. He said he had received 6 bids from a low of around \$9,800 to a high of around \$20,000. The very low bid hardly met their requirements and is too new a piece of equipment. He said that the Committee had met on October 2, and had told this to the low bidder. The AT&T bid of \$16,873 is the one that the committee wanted to recommend to the Board. The Chief said that the bid received just below AT&T was good also, but the Committee felt the Merlin system was what they wanted for the best interests of the Town.

Mr. Dronzek spoke of his experience with a system that they had used in his company, and since it was foreign-made, the problems they had. Now his company is with AT&T, and they are much more satisfied. Mr. Dronzek moved approval of the contract to AT&T; Mr. Johnson seconded; all aye. Mr. Dronzek said he did not feel the other companies met the specifications of what the Town needed and was looking for; but he also felt that their decision might be challenged. The Chief said he checked with Town Counsel and Counsel felt the Board could make the best decision for the Town. Mr. Dronzek mentioned the bargain system that was in the Town Hall, and based on his experience would not go with a mongrel system again. The Chief said they are not trying to overspend the Town's money, but they want a good system for the Town.

- Mr. Johnson, on a different note, asked about the copper roof on the new police station. The Chief said that it was basically maintenance-free with a lifetime guarantee. Mr. Johnson thought that maybe other alternatives could have been considered; but the Chief said that it was about \$5.00 a square difference in price in considering asphalt versus copper.

- A change order that the Chief was going to submit for approval did not have the necessary attachment, so it will be brought up at the next Selectmen's meeting. The change order had to do with a trellis-style fixture around the tower, as well as a fixture that needed to be installed that was in the original design, but not in the blueprints.

7:32

- Mr. Dronzek read the ad that appeared in the paper concerning the fire alarm cable bid procedure, and opened the bids as follows:
 1. Clifford of Vermont Inc. - for 7500' of cable at \$753 per 1,000'.
 2. L. W. Bills of Georgetown, MA - for 7500' of cable at \$678 per 1,000'.

Mr. Johnson moved that the bids be turned over to the fire chief for his review; Mr. Dronzek seconded; all aye. Chief Wayne Vinton said he would make a decision shortly. In a few moments, he recommended L. W. Bills for \$678 per 1,000'. Mr. Johnson made the motion that the contract be awarded to them; Mr. Dronzek seconded; all aye.

7:40

- Mrs. Allen proceeded with new business while waiting for Officer Donald Grimes to come before the Board. She mentioned that a representative from United Way wants to solicit town employees for contributions, and asked to be placed on the October 22 agenda. The Board approved this.
- Mrs. Allen told the Board that Fred Roth of Boston Edison would like two Medway representatives to attend their meeting to be held on October 29 as there would be a discussion of future oil prices which might affect the Town of Medway. Mr. Johnson said he would attend; and possibly Mr. Borek might also be able to go.
- Mrs. Allen gave the Board two proclamations to sign - one for Veterans Day on November 11; and one for the retirement of mechanic, Robert Tedford on October 18.
- Mrs. Allen brought up the Norfolk County Selectmen's Association meeting to be held at the VFW in Medway on November 1. Mr. Dronzek said he and his wife would attend, as well as Mr. Johnson said he would attend.
- Mrs. Allen said that they had received confirmation of certified free cash from the Dept. of Revenue at \$474,631 as of July 1, 1990. She also said that they had received confirmation of assessed values of real and personal property as of January 1, 1990 for FY'91.
- Mrs. Allen brought up the letter from the Charles River Watershed Association with questions that the Town of Norfolk had on the landfill in Walpole.
- Mrs. Allen brought up the subject of someone who had building permit issued in 1986 for a lot on Main Street, and then the permit was rescinded by the Building Inspector. On that basis, they are now requesting a refund on the permit fee of \$300. Mr. Dronzek suggested that this question be referred to Town Counsel, and then bring the subject up at the next meeting again; Mr. Johnson agreed.
- Mrs. Allen brought up the letters received from the Alcoholic Beverages Control Commission about the 1991 holidays when alcoholic beverages may be sold or delivered, as well as Sunday package store openings for the Sundays before Christmas and New Year's. It was reminded that local licensing authority approval is required in the form of a permit after a public hearing.
- Correspondence had been received on Question 3 and Question 5 on the November ballot. Mr. Dronzek would be willing to support the defeat of Question 3; but as Mr. Johnson was in favor of the petition, there could be no Board of Selectmen support statement issued on this.

- On Question 5, both Selectmen were in favor so it was decided that it would be good to publicly endorse it, and that Mr. Johnson would be the local leader. Mr. Dronzek clarified that the question has to do with the return of 40% of sales, income and corporate income tax revenues back to the cities and towns in Massachusetts. It does not raise taxes. Mr. Dronzek talked about the lottery and some of its problems and where the money is going. Mr. Johnson moved the endorsement of Question 5, as well as he being the local leader; Mr. Dronzek seconded; all aye.

8:00

- Officer Donald Grimes apologized for being late and came before the Board to discuss the rules and regulations for EMS services. He stated that they had not been looked at since 1978, and at that time when they were revised, they were never brought before the Selectmen. A civilian stipend of \$300 a year had been added, with \$400 for officers to cover educational and credits, etc.; in addition to the stipend for runs. Mr. Dronzek gave him his copy with a few spelling corrections and stated that the ambulances have a good record. Officer Grimes said that after the corrections were made, he was looking to the Board for their approval. Mr. Johnson moved the approval of the EMS rules and regulations; Mr. Dronzek seconded; all aye.
- Mr. Dronzek asked about K6 and K7 ambulances in service. He stated that K6 is a state-of-the-art ambulance according to the previous EMS coordinator. Officer Grimes said it is a class I vehicle 5 ambulance. He also stated that if there were multiple victims, they would use the larger K7. Concerning inspections, he stated that both ambulances are inspected once a year.

8:07

- Carl Perusich came before the Board to discuss his interest in being Hazardous Waste Coordinator, and to answer any questions he or the Board might have. Mr. Dronzek mentioned how Heidi Schultz did not have the time to adequately handle the appointment; and then introduced him to Chief Vinton with whom he would probably deal quite often with. Mrs. Allen mentioned that \$6,000 had been set aside for a collection day. Mr. Dronzek said to have another hazardous collection day would mean to pool with area towns. Mrs. Allen said that the last time Medway had such a day, it was with the aid of a grant. Mr. Johnson nominated Mr. Perusich as Hazardous Waste Coordinator; Mr. Dronzek seconded; all aye. Mrs. Allen said she would contact Ms. Schultz for the box of information she should have for Mr. Perusich. The Chief asked about guidelines for Mr. Perusich; and Mrs. Allen said that that may also be in the box. Mr. Jim Gallagher, who was present at the meeting with his wife, asked Mr. Perusich why he was interested in the appointment. Mr. Perusich said he was environmentally-concerned, and wanted to help the Town.
- (Just to be noted: Mr. and Mrs. Gallagher attended this meeting inadvertently thinking they were on the agenda; Mrs. Allen informed them they had incorrectly put down the wrong date on their calendar - they are scheduled for October 22.)

8:15

- Officer Grimes returned to the Board with a corrected copy of the EMS rules and regulations, and asked the Board to sign the agreement, which they did.
- Mr. Dronzek polled the Board to see if they should adjourn to executive session for discussion with the police grievance committee regarding a pending Police Association grievance: Mr. Johnson - yes; Mr. Dronzek - yes. Mr.

Dronzek moved that they adjourn to executive session and to return to public session; Mr. Johnson seconded; all aye.

9:45

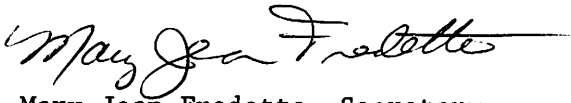
- The meeting reconvened.
- Mr. Dronzek asked Mr. Diarmuid Higgins, who was present at the meeting, how the problem with drainage at 24 Village Street was going. Mr. Higgins said that a neighbor may now be willing to give a drainage easement on top of the sewer easement. He said he will be getting in touch with Commonwealth Engineers to discuss further.
- In reference to the drainage problem on Sunset Drive, Mrs. Allen said that it will be corrected soon, probably the week of 10/22/90. Mr. Dronzek said to find out how much the design is going to cost. Mrs. Allen said she would rather see Gallagher's property corrected before Estrella's. Mr. Dronzek said, however, Estrella's will cost far less than Gallagher's problems.
- Mrs. Allen said she had received a letter from Norfolk County Engineers confirming that they are doing a traffic count on Clark Street. Mrs. Allen again inquired of them to please respond to our request for an as-built for the new police station, as well as help in the layout for the Maple Street area, and the drainage problem on Cottage Street.
- Mr. Dronzek brought up the subject of the 4-way stop sign at Maple and Lovering Streets. He said he had received complain(s) about how someone had done about \$2,000 worth of damage to his car the first day the barrel was put out. Some discussion ensued concerning being blinded by the sun there and on Main Street. Mr. Dronzek said the Board may receive letter(s) concerning this subject further.
- Mr. Dronzek brought up the subject of paving of Alder Street and Blue Ribbon Lane. He was concerned about the area that was not done; however, when he had gone to investigate the area it was October 2, and the paving was done on October 4.
- Because Mr. Borek and Mr. Dronzek would not be available for the opening of the fire station furnishings bids, (Mr. Dronzek stated it was not stated when bids would be opened,) Mrs. Allen was asked to check with Town Counsel on how to rectify this omission.
- Mr. Higgins said he had been in contact with Mr. Rioles who was asking for help in extending a drain with pipe 100' in his yard on Oakland Street, so he can repave his driveway. Mr. Dronzek said to make sure there was an easement granted, otherwise the Town was going on private property.
- Mr. Johnson said he had been talking with Bob Powers and Donald Hovey regarding the drainage easement on Evergreen Street. From his conversation, he said he felt Mr. Hovey would be receptive to giving an easement for a larger pipe on his property. When Mr. Powers contacted John Smith of Norfolk County Mosquito Control, they said they could go down there and clean out the brook behind the machine shop. Mr. Dronzek said that he cannot give an easement north of the building, however. Mr. Higgins mentioned how Mr. Smith and his crew are so busy, when would they be able to clean it?

- Mr. Johnson discussed connecting the catch basin on Evergreen and Cottage Streets, and showed Mr. Dronzek and Mr. Higgins a drawing he had made up showing the pipes in question. He indicated the ones that needed to be cleaned out, and those that are filled up with water and silt and no place to go. Mr. Johnson said if the Conservation Commission could come in and talk to the Board and Mr. Higgins about the pipes that are on private property that need to be cleaned, it would be good. He said if the Town had an easement, we could go in and clean them out. Mr. Johnson asked about Mr. Hovey's possible willingness to give an easement, and to get the brook cleaned out. Mr. Johnson suggested that John Smith be contacted also to see what he thinks of the area. Mr. Dronzek said if Mr. Hovey was willing to give the easement, it would be an amendment to the present easement.
- Mr. Dronzek talked about the retention pond near Home National Bank, and that during the last storm, it just received rain - maybe the outfall is too low, it should be getting the flows from the drains in the plaza. Mrs. Allen said that the Conservation Commission was asked to check the ponds. Mr. Higgins said maybe a siphon pipe should be put in to correct it.
- Mr. Higgins said he also had a request from the resident on the corner of Shaw and Village Streets to maybe put up some guardrail to stop people from damaging his property by cutting across Village Street too sharply when making the turn into Shaw Street. The Board said they have more serious problems to take care of.
- Mrs. Allen was in receipt of a letter from the State DPW to Senator Edward Burke stating that some design changes had been made on the Corridor Project for 109, and they are hoping for a target date of December 31, 1992.
- Mrs. Allen mentioned the letter the Board received from Mrs. Arlene Doherty concerning some Milford teens attacking her son and his friends at a Milford volleyball game.
- The Board was also in receipt of a letter from the Town of Dedham Selectmen concerning a video store and obscenity laws enforced against it.
- Mrs. Allen brought up streets that have been paved, but are still private ways and have not been accepted yet. Should they be snowplowed or not? The Planning Board feels they should be plowed, yet it was their responsibility to bring up the streets at town meeting. The Selectmen felt that as long as they were not accepted streets, they should not be plowed.
- Mrs. Allen asked the Selectmen to sign the necessary forms to receive chapter 637 and chapter 811 interest funds to be used for the Milford Street culverts repairs. The amount being \$13,184. The Board signed the Initial Advisory Report for the State DPW.
- Mrs. Allen brought up Triad Builders' letter. The Board felt that Town Counsel should be giving sound advice in this regard.
- Mrs. Allen brought up the amount of development going on in the last 5 years; also referring to Cal King's property off Maple and Winthrop Streets; and mentioning how many drainage easements and catch basins have been installed, and with the cut-back to only 6 men in the Highway

Department. Mr. Dronzek said that Mr. Hovey could not be thinking of giving permission to have them take water from that proposed development onto his property - hopefully he will keep his eye on this or he would lose his insurance. The Planning Board has not met with the developer on this yet.

- Mrs. Allen mentioned that the County's traffic counter went in today through Friday on Clark Street, and the information will give us the number of wheels and speeds.
- Mrs. Allen said that the classification hearing on the levy of taxes will be on October 22.
- The meeting was adjourned at 10:35 p.m.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

135 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

OCTOBER 1, 1990

- | | |
|-----------|---|
| 7:00 p.m. | ° Open meeting, sign warrants, approve minutes of 9-24-90. |
| 7:05 | ° Bid opening - Communication System for new Police Station. |
| 7:15 | ° James Gallagher - Main/Cottage Streets drainage problem. |
| 7:30 | ° Water/Sewer Commissioners, Finance Committee -
re: culvert replacements on Milford Street. |
| 8:00 | ° Town Accountant - financial update. |
| ---- | ° New business. |
| ---- | ° Old business. |

Present: John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.
Edward Borek arrived later at approximately 8 p.m.

7:00 p.m. ° John Dronzek opened the meeting held in the Selectmen's Meeting Room 2 of the Town Hall, and made a motion to approve the minutes of the 9-24-90 meeting; Mr. Johnson seconded; all aye. There were no warrants to sign.

° Both boardmembers signed the document concerning notes signed the week before. (Edward Borek signed the document later on.)

° Mrs. Allen told the board that Chief Vinton had invited the Selectmen to view the new fire station prior to its official opening. It was mentioned that the contractors have until October 15 to finish the project, otherwise they pick up any costs that the town incurs.

° Mrs. Allen said she requested the County Engineers to do a traffic count on Clark Street with regard to a truck exclusion. They said they would get back to Mrs. Allen either this week or next on this subject.

° Mr. Dronzek asked Mrs. Allen if certain limitations could be placed on this road, such as excluding over a certain weight. Chief Lambirth, who was present, said that we would need DPW approval; Mrs. Allen felt we needed Holliston's approval for an alternate route. She will check further as to what limitations could be placed on the road, and what is the process to do same.

7:05 ° Mr. Dronzek proceeded to read the tear sheet ad for the police communications system, and then opened the bids as follows:

1. Mahon Communications Corp. - \$11,795 - Panasonic.
2. Michael D. Broderick - \$20,146.30 - Walker Marathon.
3. American Business - \$10,290 - Telrad.
4. Hilatte Assoc. - \$10,420 - ComDial.
5. AT&T - \$16,873 - Merlin.
6. Continental Communications - \$9,845 - Marathon.

Mr. Johnson made the motion that the bids be taken under advisement and the Police Building Committee will review them and come back to the Board with their recommendation; Mr. Dronzek seconded; all aye.

7:15 ° Mr. James Gallagher of 135 Main Street came before the Board again to continue his on-going discussion about the problems with drainage on Main and Cottage Streets. He stated he was concerned about two things that the Board was going to review - eminent domain proceedings; and the dumping on Evergreen Street outfall easement - both to have been discussed with counsel.

Mr. Dronzek said Attorney Maciolek indicated an appraisal would be needed, and proceeded to read for Mr. Gallagher a portion of the letter

sent to the Selectmen. Mr. Dronzek did not feel Mr. Maciolek had fully answered the Selectmen's questions, as he felt there was already an easement on Evergreen Street, and that only an amendment would be needed to the easement - not a taking. Mrs. Allen mentioned a conversation with Norfolk County Engineers, where they have stated that they would be willing to do research on the properties in question, but that it was up to the Commissioners. Mr. Gallagher asked how else could pressure be applied? Mr. Dronzek suggested the state representative and state senator could be contacted by Mr. Gallagher; and not to go to Norfolk County directly. Mr. Dronzek again said he would like clarification from Attorney Maciolek as he felt only one taking was involved - that of the detention pond. He said there may have been restrictions placed on the pipe for the outfall on Evergreen Street.

Mr. Gallagher said when Metcalf & Eddy designed the system, there should have been a proposal filed with the Town. Mrs. Allen said she had found a proposal of July 1979 for Cottage Street to Evergreen Street drainage. She also said the easement was taken in 1970. Commonwealth Engineers did have difficulty in determining if the proposal was in reference to Cottage Street or Evergreen Street at Main Street.

Mr. Gallagher questioned the manhole cover replacement on the north side of Main Street in that as pressure builds, the cover would explode out, and why the grate? Mr. Higgins explained it would relieve the pressure. Mr. Gallagher said then that the Town wants him to assume more water than he already does? He has a video showing the water coming up and how high. He said bolted manhole covers don't work, they still explode out. What is the Town going to do to protect his interests?

Mr. Higgins said to disperse the water into the retention area. Mr. Gallagher said some of the water is forced southerly toward Franklin under Rt. 109. Mr. Gallagher said years ago, the manhole cover held the water down forcing water in the retention area; now, it just comes straight up and out. Mr. Johnson inquired about the pipe on Evergreen Street; that this may temporarily solve part of the problem. Mr. Dronzek said again that Jim Brodeur's idea still seems like the best - of going down Cottage Street on the existing easement down to Evergreen into the brook. He said we're still going to have problems downstream on Chicken Brook. He suggested having the retention pond dug out to hold more water and enlarge the pipe.

Mr. Gallagher asked if he was paying the penalty for mis-engineering of 12 years ago - of having a 54" pipe emptying into a 15" pipe? Mr. Dronzek said he didn't know who was to blame. Mr. Higgins spoke about a plan #D16 that shows Main Street that he and Jim Gallagher saw. Mr. Dronzek said if the statute of limitations has not expired on the work done, the Town should file suit. Mr. Gallagher said that the Town had to have approved the plan as submitted. Mr. Dronzek explained that sometimes you have laymen looking at plans that supposed professional people have put together, and you trust the work that they have done. Gardner Rice, who was present, asked who the engineer was? Mr. Gallagher said Metcalf & Eddy. Mr. Rice said that they had one mess at the time getting the sewer put in on Main Street with no effect on drainage. The Board of Selectmen at the time asked the Project Engineer of Metcalf & Eddy to make recommendations about the drainage system and to

think of bringing it down the street while the sewer was being put in. They gave the contract to Sunrise, and they made a mess of the street - the Water/Sewer contractor had to repair the street the second time the sewer was being put in as drainage. Paul DeSimone designed it, and Metcalf & Eddy agreed to his findings - Metcalf & Eddy were being nice guys - he said he didn't feel Metcalf & Eddy should be responsible. With Mr. Gallagher, there was no pipe found across the street, but he did agree that water was collecting behind the property - comically referred to as "Gallagher's Dry Gulch". The area was filled in where the parking lot is now, and now the water is increasing because we hard-topped above it. The retention pond can't take more than 10% of the water, and the town was using the area (about 20' X 40') and they put a fence around it. The Water/Sewer Board determined that FHA funding at that time was the way to go. Metcalf & Eddy was told to get ready for it; before the Water/Sewer Board could send a letter for the funding, the Board of Selectmen did it instead, and in 48 hours, it was done and sent in and Board of Selectmen added drainage to the language. There was money available from FHA - about 7 million dollars - \$110,000 was to be set aside for drainage.

Mr. Rice continued on saying that he's been to the board since 1975, and been kicked around by everyone about the railroad property and the shoe machinery property. He that that building down there had been denied because of the wetlands there. Even the Stoddards on Wellington Street built on land where fill had been put. He had suggested putting a retention dike near her house. She ended up having a pipe coming from the basement to the brook, and then it came back to the house as backflow. The whole situation was fouled up and the Sewer Board had zero dollars to work with the drainage problem. The inference was made that it made the water/sewer board look bad.

Mr. Dronzek said the problem is still not resolved, but from an engineering point of view, this problem can at least be brought to the representative and senator. Mr. Gallagher said the Town could buy out his property at full market value. Mr. Dronzek said the alterations Mr. Gallagher was allowed to make have added to the value of his property. Mr. Gallagher said that the water, however, has devalued his property. Mr. Dronzek said that Mr. Gallagher had full knowledge ahead of what might happen to his property when he was making the renovations. Mr. Gallagher said he never had it as bad as two years ago, and he wrote a letter stating that. He said that the berm that was there held back the water for a while - but on Cottage Street (the section between Main and Evergreen Streets) has not been surfaces - everything else has been. It was probably not done, he said, because it would have raised the grade of the road.

Mr. Higgins said the sewer line goes partway down Cottage Street. Mark Flaherty, who was present, said that in 1980, they were going to dig up that area anyway to extend the drain, so the paving was not done. Mr. Gallagher said he was still concerned about the manhole cover not being covered, and the water could gush up. Mr. Dronzek said the subject will still be pursued. Mr. Gallagher thanked Mrs. Allen for writing a letter to the Norfolk County Engineers. He said there still has to be a solution.

Mr. Johnson talked about the pipe coming off the catch basin from the corner of Evergreen and Cottage Streets. He said it will still take a while to do. Mr. Dronzek questioned the use of a 24" pipe, but that Conservation says no pipe can go down the east side. Mr. Johnson said how about from the manhole to the brook? Mr. Rice said from Pond Street down is 54" O.D., and it ends at the manhole on Main Street, and then flows to 15". Mr. Dronzek determined that the town owns a small piece of property on Main Street adjacent to the property we want to take by eminent domain. Mr. Dronzek said they would update Mr. Gallagher as to anymore current information that is received, and after the Board learns from Attorney Maciolek if it is possible to amend the easement.

- 8:00 ° The Board met with the Water/Sewer board and the FinCom chairman, Dick Brown, concerning the culvert replacements on Milford Street. Mr. Rice said we were supposed to have cost and design, which was received. A letter was also sent to the Water/Sewer Board from McCarthy. He felt corrective action should be taken. Mr. Dronzek said Mr. Higgins and Mr. Flaherty came up with an estimate of \$11,984.28. Mrs. Allen said in talking with Mike Delaney from the State DPW that they found chapters 637 and 811 interest that would give the town funds in the amount of \$13,341.46 - all we would need is permission from the State to use those funds, and to have some papers from the State filled out. The estimated figures received from Mr. Higgins and Mr. Flaherty could be adjusted to cover the engineering work conservation would like to have done. Mr. Johnson made a motion that the town proceed with making arrangements to get the needed monies from the State contingent upon the approval of the DPW, and to approve the expenditure of same for culvert replacement; Mr. Dronzek seconded; all aye.

Mr. Rice asked Mr. Brown if the State doesn't come through, will FinCom help out? Mr. Brown said it can be discussed. Mr. Dronzek said it would be best to do it now when the area is under construction, so Rt. 109 doesn't have to be shut down in the future. Mr. Brown said it sounded like it could be considered an emergency.

- ° Mr. Rice again stated that priorities should be reviewed for resurfacing, and that no street could be considered more important than Rt. 109. He urged the Board that the street be resurfaced. Mr. Higgins said he would look into it. Mr. Dronzek asked Mr. Higgins to come up with a priority list and cost figures for the next meeting, with his recommendations. Mr. Rice said the Water Department will cooperate as much as possible, but didn't feel it should go beyond one winter. Mr. Higgins said he made a recommendation a few months ago to do a complete study.
- ° A little more time was spent discussing Main Street and the water situation there again.

- 8:20 ° Mary Shea came before the Board with a financial up-date and passed these figures on to the Selectmen. She presented figures to the Board for trash collection of \$556,000 for FY'89 and \$542,000 for FY'90, which represented approximately \$14,360 excess, or approximately \$13,600 surplus. She said this was closed out and became a part of certified free cash.

Mr. Borek told Mrs. Shea that the money cannot be considered certified free cash because of the "fee system" - the money has to be turned

back to the people, say in the form of a decrease in their trash collection fees to the people. Mr. Borek said if it is a shortfall, then we have to make up the difference on taxes; if it is not a shortfall, then we have to subtract the excess and reduce the fees. Mrs. Shea mentioned the total of the two articles on town warrant as being \$47,763. Mr. Brown mentioned the intention of this was to do it right. Mrs. Shea said they would have to do a full analysis and adjust the figures to get it out of certified free cash. Mr. Brown said with Mrs. Shea's help, FinCom said they would set the money aside. Mr. Borek said again that he believes the money is to stay strictly with the trash system. As an example, Mrs. Shea said if the budget is \$600,000, and the contract comes in for \$400,000, then we reduce the rate and collect \$400,000. Mrs. Shea said she is watching collections, and said we are financially sound at this time. Mr. Johnson asked Mrs. Shea if the rates could change in the middle of the year? Mrs. Shea said yes, and it had already been done.

Mrs. Shea said the new law passed recently covers the trash collection under chapter 44§53E (offset receipt law). Changing the figure from \$591,000 to \$613,000 is to bring '91 budget back to where it was. Mr. Borek said maybe the town should vote for offset receipt. Mr. Brown mentioned that the Board of Health is thinking to amend the vote and put some of the money into recycling. Mrs. Shea said the Board may want to have her include this trash report as part of her quarterly report. Mr. Dronzek asked Mrs. Shea how far away they were from knowing if the 1991 budget is safe - local aid being exempted (chapter 70). Mrs. Shea said she was going to Sturbridge on Oct. 13 to discuss just that. Mr. Dronzek asked if we would have to go to town meeting to change budget. Mrs. Shea didn't think so.

Mr. Brown mentioned the CLT petition would affect the town for a full year by \$470,000. Mrs. Shea said that the State was going to have to clean up their own accounts in the legislature.

Mr. Borek mentioned that at the special town meeting, two budgets were being amended down - CRPCD and Tri-County budgets. Mrs. Shea suggested that Dick Brown, and Fred Lee, and the Selectmen sit down in a financial workshop and discuss before the all-boards. Mrs. Shea said she didn't want to see a deficit on the actual receipts analysis. She said basically we were coming out where we knew we would be; however, the workshop prior to figuring out the '92 budget would be good sometime in October to mid November.

In picking a date, Dick Brown said Thursday or Friday were not good for him; Mr. Borek suggested Tuesday, October 23 - this will be confirmed.

9:30

- ° Mrs. Allen went over the list from the State for the five permanent police intermittents. This list will be turned over to the Police Chief for his review.
- ° Mr. Johnson said Bob Clorite went to see him about potholes on Main Street near Drybridge Crossing. Mr. Higgins said that that had to do with sewer and water trenches, and was the Water Department's. Mr. Johnson was also encouraged to direct such complaints to either Highway or Water/Sewer.

- ° Mary Shea mentioned at this time that there should be a full accountability between donations and grants that may affect a department or group's budget, such as the library, or friends of the library. She felt that at times money is collected that should belong to the town, but is not given to the town. The auditors start to question what happens to the money. The Board tended to agree with her remarks.
- ° Mr. Borek just mentioned to Mr. Higgins to put a 24" metal pipe from the catch basin to the east side of Cottage Street.
- ° Mr. Higgins said he had hired a new mechanic, George Cole from Cutler Street. He will be starting employment soon. Mr. Higgins said he had had about 20 applications. Mr. Borek suggested a six month trial probation, and to also have a physical as is our policy. Mr. Higgins said he would be starting at step 1, grade 7.
- ° Mrs. Allen said that the Department of Personnel Administration informed the Board that the eligibility list had been established for police sergeant.
- ° Mrs. Allen received communication from Attorney Moschos concerning the police association's educational credits. The Board was wondering if the association would like to meet one more time, due to the cost involved in arbitration. Attorney Moschos said the arbitrator may have the same results, but it might be worth it to meet again, and suggested they try to meet. Mr. Borek asked Mrs. Allen to send the Police Association a copy of Attorney Moschos' letter, and to also tell them that the Selectmen would like to meet with them again so arbitration can be avoided; Mr. Johnson seconded; all aye.
- ° Mrs. Allen had received a list of arbitrators. She was asked to contact Attorney Moschos to see what his feelings were for the people on the list.
- ° Mrs. Allen said she was in receipt of a resume for the position of Hazardous Waste Coordinator. Mr. Borek asked Mrs. Allen to contact him and ask him to come to our next meeting on October 15 to talk to the Board about the position.
- ° Mrs. Allen reminded the Board about a public hearing to be held with the ZBA with Mr. Holmberg of 7 Charles Street. Mrs. Allen was asked to inform Mr. Heavey about the situation. Mr. Borek asked to be reminded about the hearing so he could attend. Mr. Dronzek made the motion that the Board of Selectmen send the ZBA a letter saying that they were in opposition to Mr. Holmberg's application for the town to lift the restrictions on his property; Mr. Johnson seconded; all aye.
- ° Mrs. Allen said that the Town Clerk was in receipt of a letter from the Office of Transportation and Construction stating that the section of Massasoit Street would remain Massasoit Street. The Board of Selectmen's request to change the name was not approved.
- ° Mrs. Allen told the Board that the Town of Milford is not able to share the services of the Animal Control Officer. Mrs. Allen asked if they should advertise the position. Mr. Johnson suggested trying Norfolk. Mr. Borek felt the important items were responding to

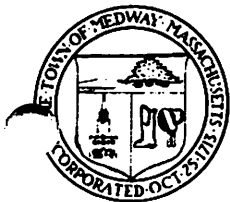
complaints of residents and picking up dead animals. Mrs. Allen reminded the Board that the Animal Control Officer has to go and see those 100+ residents who have not registered their dogs. Mr. Borek said to send a letter to the Towns of Norfolk and Franklin asking to share their Animal Control Officer if possible. If they don't get favorable responses, then they will call Mr. Cassidy in and speak to him, and then advertise.

- ° Mrs. Allen passed the request for a banner to be hung up on Rt. 109 for the Lions to advertise their auction. The Board approved this and signed the request. It will be on display from November 3 to 17.
- ° Mrs. Allen gave the Board the U.N. Day proclamation to sign.
- ° Mrs. Allen told the Board about six applications were in so far for the Building Inspector position.
- ° The meeting was adjourned at 10:40.

Respectfully submitted,


Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

SEPTEMBER 24, 1990

7:00 p.m.

Open meeting, sign warrants, approve
minutes of 9-17-90.

7:10

Park Commissioners -
re: deletion of Article from warrant.

New business.

Old business.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:00 p.m. ° The Board opened the meeting and voted unanimously to approve the minutes of the 9-17-90 meeting. The Board signed the warrants.

- ° The Board each individually received a letter from Mr. and Mrs. Griffin of 2 Briar Lane about Redgate Estates. Mr. Dronzek suggested the Planning Board get a copy of the letter for their perusal; and then suggested the Planning Board ask Town Counsel for his opinion on the matter. Mr. and Mrs. Griffin suggested that \$20,000 escrow be transferred to the town. Mr. Borek asked Mrs. Allen to write a letter to the Planning Board suggesting Town Counsel be asked for his opinion. (It is noted that the bond Jonathan Bruce held was with Milford Savings.) Counsel's opinion is being asked to protect the interests of the town. The letter and petition were signed by Redgate residents.

7:10 ° John King, Ellen Gove (Park Commissioners), Fred Sibley (Park Supt.), and Dick Brown (Finance Committee) were present to discuss with the Board their decision to leave the Park Dept.'s article off the Oct. 9 special town meeting warrant.

Mr. King introduced himself, and stated that he felt there were some miscommunications involved in the way procedures were followed for having the article submitted; and asked Dick Brown to further explain for them. Mr. Brown said they were all working towards the Park Dept. taking care of all the school fields. He stated \$50,000 had been spent for equipment for the park department. The School Dept. had kept to their minimum budget and field maintenance was down to almost nothing. He said they all went to the annual town meeting, and FinCom told the Park Dept. they would try to work out the costs. Now free cash has been certified, so the funds can be used. Their budget is \$8,000, and it is not enough to do all the work. Out of \$10,000 - \$8,000 is for maintenance and \$2,000 is for upgrading one field per year. Mr. Brown said he recommended reconsidering for the special town meeting.

Mr. Dronzek said the parties present were all familiar with the auto show held in the football area that the Selectmen opposed. Mr. Brown said he was not aware of the Board's objection as two members of the FinCom and some of the members of the School Committee had also objected, but Dr. Bettencourt said he would stick to his decision to let the Historical Society use the field. He said that plywood would be placed on the field and track so the cars could be driven on it, and they also had their own insurance. Mr. Brown felt non-athletic use of the fields should be approved by the Park Commissioners. Mr. Dronzek said first the Park Dept. put cars on the field, and then they come to the Board to ask for money? Mr. King said that they are working with the school to set up a plan. Mr. Borek stated that the Board, or at least he, had not seen any proposal between the Park Dept. and the School. Mr. King said they are and have been doing what they thought they should be doing - if there was something they were supposed to do and didn't, they were unaware of it. He thought they were supposed to work between the school and the park for a plan in a cooperative spirit. He gave his apologies again for any errors on their part. They want to only upgrade the fields and give the town a chance to vote on this. He

said if the Selectmen say no, they will stop the process with Mr. Sibley and the School Dept.

Mr. Sibley said he understood that he was to assist the school staff with the fields. The money would be under the park budget for the school. Mr. Borek said when the subject came up at the all-boards meeting, the park was going to maintain the school fields, and no one from the school personnel would do anything anymore. If the town wants to make a change, then it should be brought to the annual town meeting, that the Park Dept. wants to handle all the fields.

Mr. Brown said no new equipment has been bought for the schools. The school has employees for maintenance available, so they are being utilized. As it goes forward over a couple of years, it will be eliminated by the school and taken over by the park until it is \$0 for the school, and all for the park.

Mr. Borek said the school is still doing various maintenance jobs. Mr. Sibley said they are not doing the work, the school is just giving us people. Mr. Borek said again the people should be given the opportunity to vote at the annual. He also said he would rather see the money go to the kids for education rather than to the park if there is certified free cash available. Mr. Brown said this was the most economical way to handle the takeover. We can then provide decent sports to kids in Medway on a safe playing area to conduct those sports. This money could help to stop injuries. We've already spent \$50,000 on equipment.

Mr. King said we are trying to move ahead for a 3-4 year time frame. Mr. Borek asked how much would be coming from the school budget. Mr. Brown said not much, since they don't spend much on maintenance of school grounds. Mr. Borek said no one understands the school budget, and he had been around for 14 years including the Finance Committee. He said bring it to the people.

Mr. Brown said the school is asking through the park dept. for \$10,000. Mr. Dronzek said not enough information was available before for the article. They are just doing what they were asked to do.

Mr. Brown said the school bought the tractor. Mr. Borek said the park bought a tractor too.

Mr. Sibley went on to explain that not enough clay has been added to the baseball fields, for example. When it rains, it gets muddy, and accidents happen when the kids slip. He could list the problems with each field. This has happened because of 10-15 years of neglect. Things have to be done now to make it safe.

Mr. King said it was their mistake they did not send information to the Selectmen; they only sent it to the school committee and the finance committee. They were only trying to do what was requested of them.

Mr. Johnson asked if \$100,000 was budgeted for the future. Mr. Sibley said not right away. He has talked to the janitors about what they are to do, and he checks on them and the fields once a week. This is the best we have right now.

Mr. King said the school has problems with the union, and it will phase

out, but they are working hard to get the job done. Mr. Johnson said he heard that part of the money was to go to the new fire station. Mr. Brown said the fire station has their own money, and it's unbelievable that he has to defend against stupid rumors. The Park Dept. has volunteered Mr. Sibley to help with the landscaping of the new fire station.

Mr. King said that even the library has lost the outside help for the grounds that they used to have, and they are looking to the Park Dept. to help them out; the fire station is looking for help; and probably the police department will too.

Mr. Borek said the objective would be to get rid of the park dept. and put it under DPW. Every time it has gone to all-boards, it is to get maintenance out of the school. This should be brought to the annual town meeting, and all-boards should make the decision - not just the park and the school departments. Mr. Sibley said their direction would be under one individual.

Mr. Dronzek made the motion that the article from the park department be resubmitted, changing "maintenance of town fields" to "maintenance of school department athletic fields". Hearing no second, Mr. Borek said the article was moot, and it should go under annual town meeting warrant.

- ° Mr. Brown asked the Board if any information from surrounding towns had come in about the personnel policies. Mrs. Allen told him yes, two towns had.
- ° Mr. Brown asked the Board about the Village Street/126/Main Street intersection. He said money from Chapter 90 is in; and to ask for the cash flow report from Mary Shea. He said Mrs. Shea may have submitted one in August, and to ask about the monies for highway - Mr. Higgins should know.
- ° Mr. Higgins said he had gone to the Norfolk County meeting today, and that there was a balance of \$68,475 in Chapter 90, and Chapter 15 should also bring in that same amount of money, which could possibly go to Village Street maybe. Mr. Borek asked him to get the cost for the work. Mr. Higgins said between \$100,000 - \$110,000 is what it should be, including a 10% increase. Mr. Borek said someone should draw bid specs up. Mr. Higgins said we have quantities - he will check on it tomorrow. Mr. Dronzek asked how long the job would take from start to finish once the bid is out. Mr. Higgins said he would check, but it would be best to wait until April. Mr. Dronzek said it it isn't started by Dec. 15, it can't be completed. Mr. Borek said to put what Mr. Higgins wanted into the specs, and let's hold off any decisions until we receive the Town Accountant's report on Oct. 1.
- 8:00 ° Mark Barnett stopped in to question Conservation Commission's order to him that he had to have his lawn seeded and growing before they would sign his permit card for occupancy. The Board questioned if he had a DEQE permit - he said, no. Mr. Borek said he has to have an order of conditions if Conservation has placed restrictions on his property. Mr. Barnett said he had none. Mrs. Allen was going to check with Conservation, until it was learned that they had a meeting next door, and suggested to Mr. Barnett that he go speak to them now while he was here, and possibly get it resolved tonight. The Selectmen felt that Conservation should not

be involved if there was no order of conditions. Mr. Borek felt if Conservation has nothing to do with it, they should put "N/A" on the card.

8:05

- ° Mr. Higgins discussed the Milford Street culverts and the two crossings involved. Quantities were unknown last week, but Mark Flaherty was able to get a \$5,000 figure from McCarthy for taking away the large pipes and granite - the two culverts are about 100' apart. Mr. Dronzek asked if this was a priority? Mr. Higgins felt it was, and that maybe the bond for chip-sealing and sidewalks could be used. Mr. Dronzek asked if we could ask bond counsel to substitute for some of the chip and seal money. All were in favor of completing the project? - unanimous aye. This project will be done if bond counsel will substitute the funds. Mr. Borek asked Mrs. Allen to check with Fred Lee. Mr. Higgins said all the chip and sealing is complete.
- ° Mrs. Allen told the Board that FinCom had denied the Board's request for an emergency transfer for special town counsels. Mrs. Allen said Dick Brown did not want to argue with the other members of the FinCom on this. Mary Shea suggested she rewrite it as an emergency transfer again after talking with Dick Brown. Mr. Borek said to have it on record and send a note to Mary Shea on it. Mrs. Allen reminded the Board that only \$2,000 had been appropriated.
- ° Mr. Dronzek asked Mr. Higgins about Franklin and Village Streets. Mr. Higgins said he is waiting for a price, and that it would only take about a day to do.
- ° Mr. Johnson said that Al Binda of Clark Street called him. He was complaining about heavy trucks going by and shaking his foundation which is stone. He said there is a stone wall about 6'-7' away. Mr. Higgins said he has passed this on to the police department before. Mr. Johnson said about 50' on his side of the road was beaten up by trucks. Mr. Borek asked about a small skim coat being put there; and Mr. Higgins said only when the pavers are in town. Mr. Dronzek asked if the road isn't strong enough to take trucks, can't the trucks be stopped? Mr. Higgins said no. Mr. Dronzek said there has to be a way - how about limiting the weight? Mr. Borek suggested Mr. Higgins call Taunton. Mr. Dronzek said whatever is done should help to alleviate, if not solve the problem.
- ° Mrs. Allen said she had a request from the United Nations Association of Boston asking that Oct. 24 be proclaimed United Nations Day. Mr. Dronzek made the motion that Oct. 24 be United Nations Day in Medway, and to issue a proclamation; Mr. Johnson seconded; all in favor, aye.
- ° Mrs. Allen mentioned the sign at the North School being down again. Mrs. Allen suggested a portable sign, such as there is at the Burke School. Mr. Borek said fine, pass it on to the school department.
- ° Mrs. Allen reminded the Board about Bob Tedford's retirement dinner scheduled for Oct. 18, and asked if any boardmembers were going. Mr. Borek said he would go, and to get one ticket; also, Mr. Borek suggested a letter of commendation be written for his 21 years of service.
- ° Mrs. Allen brought up the subject of the vacancy on the Municipal Building Utilization Committee. Mr. Dronzek wondered if Mr. Parchesky

might be interested. Mr. Dronzek suggested that maybe a citizen in town would be interested in being the Selectmen's rep since this had to do with a lot of town buildings including the Cole Library, fire station, etc.

- ° Mrs. Allen mentioned the billboard permits by Apollo on Main Street being taken out and renewed by Ackerley.
- ° The Selectmen expressed no interest in the Central Artery tunnel project.
- ° Concerning a letter received from Mirick, O'Connell, DeMallie & Lougee, we have no one that has to go on military leave yet.
- ° Mrs. Allen informed the Board that Gerard Copeland had declined the appointment as EMS Assistant.
- ° Mrs. Allen said Mike Matondi had set up a 10:30 mass at St. Joseph's for Veterans Day. There should be a proclamation.
- ° Mr. Borek said that the Medway Police Association have not been able to resolve the grievance of Officer Sal Spataro of step 4 of article 22. He said the Selectmen would still be willing to discuss, but that it might be going to arbitration. At this time, they have not accepted the Selectmen's proposal to resolve the grievance. Mr. Dronzek said they had gotten very solid advice from their expert. Mr. Borek said the Association will notify the Selectmen if and when there is a hearing.
- ° Mr. Johnson spoke about the recycling committee's need for an area for composting. He said there were only a few parcels of land available. Mrs. Allen said that the land which is picked has to be approved by the DEP. Mr. Borek said that they have not finalized the closing of the landfill yet, and Jim Brodeur was still surveying. It was mentioned that at one time Mr. Higgins was grinding trees off of Legion Avenue and using that area as a drop-off site. Mrs. Allen informed the Board that that area is now filled in with fill.
- ° Gerard Copeland called the Board informing them that he had changed his mind, and decided to accept the appoint as Assistant EMS Coordinator. The Board said it was fine with them, as long as it was OK with Officer Grimes, and that he had not already chosen someone else.
- ° Mr. Borek and Mr. Dronzek discussed the decision on the park dept.'s article for the warrant a little further. Mr. Dronzek said they came and presented their information, and each member of the Board was entitled to their opinion.
- ° Mr. Allan Osborne, who was present, suggested Jim Gallagher as the Selectmen's rep to the Municipal Building Utilization Committee. Mr. Gallagher said he would be willing to serve if appointed. The Board thanked him and said they would consider him.
- ° Mr. Dronzek had to leave the meeting.
- ° Mrs. Allen asked Mr. Johnson and Mr. Borek about the annual MMA meeting as she needed a total count. Mr. Borek said he would go and Mr. Johnson said he would too, but he wasn't sure about his wife.

8:45

- ° Mr. Borek asked Mrs. Allen to write a letter to Demitrios Moschos enclosing a copy of the grievance, and to ask him that if the Board needed him, would he be willing to represent them at the hearings, if it comes to that. He said it was best to be prepared.
- ° As of Friday, September 28, Mr. Johnson said he would be retired. Happy Retirement!

8:50 ° The meeting was adjourned.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

September 17, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 9-10-90 meeting.
7:05	Representative from C.R.P.C.D. for an update.
7:15	Mobile Excavating: re: above-ground storage tank permit for diesel fuel.
7:30	William Ross: re: appointment to Finance Committee.
7:45	John Williams: re: appointment to Finance Committee.
7:55	Police Chief Lambirth: re: letter of August 17, 1990 requests.
----	Old Business.
----	New Business.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:01 p.m. ° The Board opened the meeting and voted unanimously to approve the minutes of the 9-10-90 meeting. The Board signed the warrants.

7:02 ° Paul Wilson and Bob McRae representing C.R.P.C.D. came before the Board, to provide them with an update. They first of all thanked the Board for the passage of their article at town meeting. Mr. Wilson said that the odor complaints for the past two years have declined. Mr. Dronzek mentioned going down Rt. 20 to Millbury was terrible, and that it was great Medway was in much better shape. Mr. Wilson said that an industrial pre-treatment study was underway, (part of the consent decree) and that three public hearings had been held. Mr. McRae said the district has to look at all priority pollutants in two classifications on the federal and local standards. He said a permit was needed from the district and the state where the industry is located to put waste in the collection area there; other permits may be required along the way that industries will have to comply with. The EPA has enforcement capabilities to find out the limits and to tell the EPA what steps need to be taken for the district. Mr. Borek said the government has standards, and the town has the EPA set standards for the county; the district can set the minimums, and then the town can get more stringent, not less, and get the standards enforced.

Mr. Wilson said that they will get a new agreement for the district with this amendment, and all four towns have to pass this at town meeting. Mr. Borek asked if it would be a draft first, and he said yes. Mr. Borek said he would hate to put another law in town that the district may be able to do instead. Mr. Dronzek asked if three layers are required; yes, and the fourth would be the town. Mr. McRae said that the district is authorized to get after industrial user's pre-treatment or impose a penalty. Mr. Dronzek said the amendment gives the district the right to go into the industry, and he was told yes. Mr. Wilson said each town would have one responsible to go to industries. Mr. McRae said about 12 industries need to be mentioned, and he doubted that they would need pre-treatment. Basically industrial waste was involved in this new program.

Mr. Wilson said the district is supposed to have a formula for billing the towns, but they never had the estimating devices in place at work. (Paul DeSimone came in at this time to join the meeting.) They have done some work, and they got a formula which is fair to all towns. Mr. McRae replied to the question of what impact would the calculations have on the town, with his breakdown of "wastewater cost allocation in percent share" showing FY'90 amended at 7.6, with FY'91 estimate at 6.9. If amended, Mr. McRae favored the 7.6. The new formula would have to be put in the agreement, so it would be changed. Mr. Borek said with the formula being used as of today, these towns are being assessed what is under FY'91 as of July 1. Mr. McRae said we would be billed 6.9 unless the amendment is adopted, then it would be 7.6. Mr. Dronzek said we should meet with Mr. Bauer.

Mr. Wilson said, lastly, the district permit for removal to discharge into the river has to be done every five years. The testing of sludge and water of toxins = \$25,000-\$30,000 more per year. Mr. Wilson said that the copper has to be taken out of the water that goes to the river. They are pursuing this area. They were told to take the chlorine out of the water that the district was told to put in. Mr. Borek said he would rather take care of

human beings - the district should protest this. Mr. McRae said the cost to meet in court over this may be so high, they may have no choice but to comply. The Selectmen told the Commissioners they appreciated their coming by for the update.

- 7:45 ° Mobile Excavating's rep came before the Board to discuss putting an above-ground diesel storage tank at 15 West St. He said if the fuel shortage continues, he may not be supplied. Since he is so close to Hopping Brook, it can't go underground. This above-ground idea is a vault on top of the ground. Mass. Engineering will certify this once it is understood by the contractor. It will be placed close to the street instead of the brook. Mr. Borek asked if they were listed in wetlands; he said, not all of it is. Mr. Borek said the Conservation Commission may ask him to go before them. Mobile said they have trouble with kids and vandalism. Mr. Dronzek moved to approve the permit subject to the approval of Conservation. Mr. Borek said this should also go under getting approval subject to the Fire Chief. Mr. Dronzek said as long as they meet all the regulations, it would be alright. Mr. Borek said he should meet with the Fire Chief and Conservation. Mrs. Allen suggested he talk to the Building Inspector about the zoning. Mr. Borek said he believed that all three of the Selectmen were in favor, but to go and get the approval of the Building Inspector, the Conservation Commission and meet the Fire Chief's regulations; and then come and see the Selectmen, and they would issue the permit. Mr. Dronzek said as soon as we get their comments, we can act on the permit. He admitted it was a shame to have to do this at all.
- 7:50 ° William Ross and John Williams came before the Board to discuss their appointments to the Finance Committee. Mr. Borek thanked them both for volunteering to serve the town. He said it was a good committee to be a part of since they can then get the whole picture of the town. He asked that they come with an open mind to serve the whole town, and not just one department or committee. He said it was a commitment on their part, and of their family's. Mr. Dronzek said the way the FinCom has been organized for the past several years, it is not as bad as it used to be. Mr. Johnson said for them to l-ok at the overall picture of the whole town too instead of an individual department. Mr. Dronzek made the motion that Mr. Williams and Mr. Ross be appointed to the Finance Committee; Mr. Johnson seconded; all in favor, aye.
- 7:55 ° Chief David Lambirth came before the Board to discuss several matters. The first subject was the 4-way stop sign the Chief proposed for Pond, Lovering and Maple Streets. The Chief said where it widens, if barrels were put in those locations for drivers to stop at or possibly some sort of an island. Mr. Borek said if they put crosswalks across all four streets, and put arrows indicating where to go, that should do it. Mr. Higgins, who was present at the meeting, said signs are needed to indicate where to go. Mr. Dronzek said there is no sidewalk to cross the crosswalk to; they would be in the street. Mr. Borek said four crosswalks would at least slow traffic down.

The Board talked about sidewalks on Maple Street - it was stated that the sidewalks are there already from the north side of Lovering Street to Delmar. Mr. Borek said the sidewalks don't run into one another. Mr. Higgins said the sidewalks were put near Delmar and Priscilla because it was requested they be placed there for walkers to school. The County Engineers have been asked twice to come in and do the layout, so we have to wait for the layout.

They discussed the widening and paving of Alder Street, and that no bus goes up there because of the roads. The Chief said it should be fixed to where the development is. Mr. Higgins said they measured to Fox Run Road, and that would cost \$3,300 for gravel and hard top, not widening. Mr. Borek suggested the Selectmen look over the area, and take \$750 from that figure. Mr. Higgins also questioned the use of \$750 only for bond money on street opening permits. He said the \$750 was fine for tying in of gas and water, but an amount per lineal foot is a must for other work. Mr. Dronzek said an estimate should be given by the Highway Dept. before the permit is issued. Mr. Borek concurred saying then we would tell them how much footage is involved, and then give the cost, not just a flat rate. Mr. Dronzek said whatever the commercial value is, should also be included in the bond figure. Mr. Higgins said the Selectmen would have the information next week. Mr. Higgins said, in reference to Alder Street, it might be a scenic road.

Mr. Borek then said on the Chief's requests: #1-to do it; #2-look at the County Engineer's report; #3-the Selectmen will look at it, and get back to the Chief.

Chief Lambirth then discussed the appointment of an assistant to the Emergency Medical Services coordinator, Donald Grimes. Mr. Dronzek moved that Gerard Copeland be appointed, as long as Officer Grimes agreed, since it's his department, and the Selectmen would take whoever he wanted. Officer Grimes, who was present at the meeting, said he felt Mr. Copeland would be an asset. Mr. Johnson then seconded Mr. Dronzek's motion; all in favor, aye.

8:20

- ° Sgt. Saleski and Officer Grimes came before the Board to discuss a pending grievance under old business. Sgt. said two other members were on the grievance committee, and were not able to be there this evening. He stated Sept. 20 is the cut-off date on the grievance, and if we go to arbitration, they need to know what is the issue. Mr. Borek said the grievance does not state any time, and he doesn't remember "14 months" - everything is "year". Mr. Dronzek said that they were pretty much in agreement that as of July 1, 1990, Officer Spataro was entitled to collect one lump sum, of one year's education credit payment; and he will get it, and the EMT stipend, which he will get the full \$400; 10/12th of that amount he has not gotten; he has gotten 2/12th already, and should get 10/12th more of educational and 10/12th of EMT stipend to a full year.

Sgt. Saleski said as of July 1, he is entitled to the full amount of educational stipend. Mr. Borek said with the stipulation that the EMA stipend could go either way, the Selectmen said they would pay it. Then Sgt. Saleski said they feel if he worked two months, he was entitled to get 2/12th for July and August. The Selectmen disagree if it's 14 months they stated. Mr. Dronzek said the proposed resolution was for 10/12th or the grievance is for 12/12th. Mr. Borek said Officer Spataro's letter doesn't state the grievance. Mr. Dronzek said the contract states the amount is payable July 1, or later on in one lump sum, or weekly, under the language of the contract. Mr. Dronzek said the grievance will be resolved with 10/12th.

Officer Saleski says our interpretation is that we feel he is entitled to benefits as long as they work. Mr. Dronzek said it sounds like retroactivity. Sgt. said he feels he knows the contract since he has done it for 15 years and helped with the language. Mr. Borek said there

are different interpretations. He said 10/12th of the educational and stipend, and that would solve the grievance. Why change the phrasing? Either you accept it, or you don't. Sgt. said there are two items, educational and EMT stipends as of July 1. On the first part, we agree; on the second part, he continued to earn - we are not in agreement. If we have to go to arbitration, what part is in disagreement? Mr. Dronzek asked about the association membership. Sgt. said if they go to arbitration and are not in agreement, it is with the first part where we are talking \$1500, and in the second part, we are talking \$300 or all for \$1800. Mr. Dronzek said it's supposed to go to the Association by the 21st - either you have rejection or acceptance. Mr. Borek said it is based on 12 months, and how he earned it - he has 2/12th, so we'll give him 10/12th - that is our proposal to you to solve the grievance.

St. Saleski said then we're not in agreement. Mr. Dronzek said if the association changes its mind before Friday, and in this specific instance only, we would honor it. Mr. Borek said we are willing to put into the new contract that anything we put in would not affect Officer Spataro. Sgt. said if the Selectmen's expert would like to sit with them and talk, fine. Mr. Borek said we asked if you were not in agreement, that you could call him and talk to him for further clarification. Mr. Dronzek and Mrs. Allen asked Sgt. Saleski to try after 3:00 on Wednesday with Attorney Moschos.

8:55

- ° Gardner Rice, Diarmuid Higgins and Bob Heavey came before the Board to discuss the culverts on Milford Street. Mr. Rice said they have tried to minimize the engineering costs, but now is the time to correct the problem. Their contractor could do it, and shut off the road. He did not feel the work should be postponed. Mr. Higgins said Hopping Brook, past Kasimini's, is where the culvert is. If they try to renew the whole line of 32', it would be about \$800. If we use the contractor and jointly work with 42-48' of pipe, maybe \$35/ft. It is best to replace it now, and try to use the backhoe from McCarthy.

Mr. Dronzek and Mr. Borek asked how much. Mr. Higgins said Conservation is aware of the problem, but don't believe it is too much of a problem. Mr. Borek said the Selectmen are in agreement - the work should be done. Mr. Rice said there is no safer or cheaper time. Mr. Borek said if this had been brought up earlier, it could have been done at town meeting. It could also have been told and discussed with FinCom that we use our money, but if we run short, they will know why. Mr. Higgins said roughly \$1800 for pipe; \$100/hr. for machinery = \$2000, our labor, plus gravel = \$4,000-\$5,000. Mr. Dronzek asked about chapter 90 money; and Mr. Higgins said yes, but it needs approval. Mr. Borek said again we can go to FinCom for emergency transfer. Mr. Dronzek asked about multi-purpose bond - Mrs. Allen said that \$250,000 was put aside for paving, \$150,000 for stone and seal; and \$100,000 for sidewalk. Mr. Borek said it's not going to be done this week - we have time. He suggested setting up a time for a meeting with FinCom, and maybe have the thought of taking the money out of the reserve fund. Mr. Dronzek said let's schedule a meeting for October 1 with FinCom and Water/Sewer. Mr. Rice said this would be good for the town to see how individual cases are being handled.

Secondly, Mr. Rice asked that when they are done in November, how about Route 109 for resurfacing. He felt it was a high priority that they look at all streets, but especially repairing the basic streets that are

highly travelled by commuters. He said Sen. Burke had said chapter 81 (maintenance) would get funds if passed in the legislature. Mr. Rice said that prior to a review of resurfacing, Rt. 109 deserves to be done, and look for travelers.

- 9:15
- ° Mr. Higgins said that the drainwork was complete on Howe Street and is working fine.
 - ° Mr. Borek said that yellow lines should be marked to show where work will be done for the pipe from Evergreen St. to connect from the catch basin on Cottage St.
 - ° Concerning the letter received from Mike Perrault from Commonwealth Engineers on the drainage problem at 24 Village Street, Mrs. Allen said a cost figure is needed.
 - ° Mrs. Allen brought up the two letters received from Attorney Maciolek concerning questions the Selectmen had raised regarding eminent domain. Barbara Gardner had suggested Norfolk County Engineers. Mr. Borek said we want to slow the speed of water - that is not what Atty. Maciolek said. Mr. Dronzek said the information Jim Brodeur had given us at the last meeting was excellent. Mrs. Allen said that some steps need to be taken before anything can be done. Mr. Borek said we need money for the engineer and the appraisal. Mr. Dronzek asked about consultant fees. Mrs. Allen said \$1500. Mr. Dronzek said we are getting closer to a major lawsuit and safety hazard - this has to also be a priority item. Mr. Borek said everything is a priority item to an individual. He said not everyone is complaining, just one individual. Mr. Borek said going up Rt. 109 toward the Industrial Park is bad also. Mrs. Allen said Barbara Gardner would check and see if the state (since it's a state-numbered highway) can help.
 - ° Mr. Borek said the Board of Health should have kept a record from Wheelabrator, and maybe raised the fee from \$15 to \$16 with a vote of the board; now we have to find \$22,000. Mrs. Allen will get all the information on this subject for next week's meeting.
 - ° Mrs. Allen brought up the vacancy of Sealer of Weights and Measures. Mr. Dronzek nominated Vern Robertson - there was no second. Mr. Johnson nominated Richard Tighe; Mr. Dronzek seconded; Mr. Borek abstained.
 - ° Mrs. Allen brought up the subject of closing on the Monday before Christmas as questioned by the library director. Mr. Dronzek said he was in favor of the closing, but not the Monday before New Years. Mr. Borek said an elected board can do what they want to do. He suggested going back to his library trustees, and ask them what they would like. He felt this was something that should be brought up at the All-Boards meeting. Mrs. Allen mentioned that this particular example is one that could be a by-law in the personnel by-laws. Mr. Dronzek said in the meantime to take a vote of the other elected officials of how they feel about closing the Monday before Christmas. He said if they want us to authorize such, fine.
 - ° Mrs. Allen said that several people needed to be re-appointed (per the attached list.) Mr. Dronzek made the motion that they be re-appointed; Mr. Johnson seconded; all in favor, aye.
 - ° Mr. Borek asked Mrs. Allen to cancel his attendance at the MMA meeting on 9/22.

- ° Mrs. Allen informed the Board of the resignations of Nina Casali and Jim Donahue from the Conservation Commission. Mr. Dronzek moved that we send them a letter accepting their resignations, but to send thanks for jobs well done; Mr. Johnson seconded; all in favor, aye. Mrs. Allen was asked to advertise the openings.
- ° Mrs. Allen told the Board that the advertisement for Building Inspector would be in the paper the week of September 24.
- ° Mrs. Allen brought up the subject of snow and ice removal, and that we have to get three telephone solicitations - budget is \$15,000 - now we will have to break down the routes where we used to use hired plows. It's just more paperwork - but this is the new procurement law 30B. Hopefully, she said, those that have the jobs now will get the jobs. If someone bids that has been a problem in the past, you can disqualify him because the equipment is not up to specs. Mr. Borek suggested getting quotes for each size truck.
- ° The Board voted on the articles suggested for special town meeting on October 9.

Article 1 - OK.

Article 2 - the Park Commissioners' article for \$10,818.00 for maintenance of two fields. Mr. Dronzek did not feel it was appropriate to be a special town meeting article. Mr. Borek agreed feeling it belongs on the annual town meeting warrant. Mr. Dronzek proposed it be deleted from the warrant; Mr. Johnson seconded. Mr. Borek asked that it be deleted and to notify the Park Dept. Commissioners to put it in a warrant for the annual. Mr. Borek said the special was for emergencies only; all aye on the deletion.

Articles 3, 4, 5 - OK.

Article 6 - Mrs. Allen felt the FinCom cut off funds which they should not have. Mr. Borek felt if there is a leftover, it should be deducted from next year's total. Mr. Dronzek asked how do you handle shortfall. Mrs. Allen explained the Solid Waste budget was \$603,490, and FinCom recommended \$591,000. This is to bring the budget up to this year's level.

Articles 7, 8 - Monies were appropriated more than was assessed - problems were there for setting the tax rate.

Articles 9, 10 - OK.

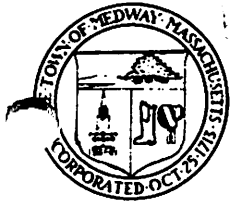
The meeting was adjourned at 10:00.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

SEPTEMBER 10, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 8-20-90 meeting.
7:01	Attorney Richard Maciolek
7:05	Gary Neubauer, 4 Ohlson Circle re: fence around swimming pool
7:10	Gerry Copeland re: proclaiming 9/16-9/22 EMS Week
7:15	Drainage on Cottage Street
----	New Business
----	Old Business
approx. 8:00	Joseph Leone, Building Inspector
approx. 8:30	Medway Police Association

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

6:55 p.m. ° Fred Lee came to see the Selectmen to have more notes signed.

7:05 ° The Board opened the meeting and voted unanimously to approve the minutes of the 8-20-90 meeting. The Board signed the warrants.

7:06 ° Attorney Maciolek was not present for his scheduled meeting with the Selectmen.

7:07 ° Gary Neubauer came before the Board to discuss the Town's ruling requiring a fence between the house and the pool area. Mr. Neubauer resides at 4 Ohlson Circle and was requesting a more flexible ruling from the Board on the fence. Mr. Borek said the ruling was made a couple of years ago when a child drowned because there was no fence between the house and pool area to prevent the child from falling in. Mr. Neubauer stated that a fence would not be practical in his instance because the pool is so close to the house, and no one can get to the pool without going through two doors. He said Joe Leone did not have a fence between the house and pool area. He produced pictures to corroborate this statement. Mr. Leone also told him that he felt the locking mechanism he requested on the door would be adequate if the Selectmen approved.

Mr. Dronzek said locks and doors may not work in the summer when doors are always wide open. Mr. Borek said if Mr. Neubauer extended the present fence, that that would probably take care of the problem. Mr. Neubauer said he would be willing to put a gate at the end of the stairs leading from the house. Mr. Dronzek asked what if Mr. Neubauer moved and sold the house to someone else. Mr. Neubauer again said that everyone has to go through two doors, or three to get to the pool. Mr. Johnson said the gate has to have a self-locking mechanism. Mr. Neubauer said he saw no need for a fence with all the other alternatives given that he was willing to do. Mr. Dronzek said it is a safety regulation and he still had to ask for the fence to be put up; Mr. Johnson agree; Mr. Borek concurred.

Mr. Neubauer said he didn't understand why he was being singled out, even the Building Inspector doesn't have a fence separation. Mr. Borek said we are now in the process of tracking down offenders. Jim Brodeur, who was present at the meeting, said he was told also that he needed a fence between his house and the pool area because it was so close to the house.

Mr. Dronzek told Mr. Neubauer he should have read the rules and regulations before putting the pool in. Mr. Neubauer said this was discussed, but thought the Selectmen would be more flexible. Mr. Borek said the rule was put in for safety. Mr. Neubauer said he couldn't understand why the Selectmen were remaining firm, when he was willing to put in other safety features, instead of 40' of fence. Mr. Neubauer said he had spoken to Mr. Leone, and Mr. Leone said he was going to talk to the Selectmen about this.

Mr. Dronzek again said he wanted the ruling to stand of a fence between the house and the pool area; Mr. Johnson seconded; all in favor, aye. Mr. Dronzek also said he wanted the Board of Assessors to let us know wherever there is a pool with no fence between it and the house, and the Board of Selectmen will enforce the ruling. (He was asking this in connection with the re-vals that are being done in town for the next 3 years.) Mr. Neubauer asked what recourse did he have. Mr. Borek said as far as the Town was concerned, this was it. It is a civil matter. Mr. Borek asked Mrs. Allen to send Mr. Neubauer a letter confiring the discussion.

- 7:30 ° E.M.T. Gerry Copeland came before the Board to have a proclamation signed announcing the week of September 16-22 EMS Week. Mr. Dronzek made a motion that the Board sign the proclamation; Mr. Johnson seconded; all in favor, aye. Mr. Copeland said that they would try and get some blood pressure clinics at the shopping center during probably Friday and Saturday of that week, as well as some other small activities.
- 7:31 ° It is noted that Attorney Maciolek did not show up for his appointment.
- 7:32 ° A discussion was held concerning the continuing drainage problems on Cottage Street. Mr. and Mrs. Jim Gallagher were present, as well as their son, ~~Se~~ven, and Jim Brodeur from the Planning Board. A letter had been received from Commonwealth Engineers dated September 10 concerning their willingness to provide the Town of Medway with professional services for the design of the drainage system on Cottage and Evergreen Streets for \$8,975.00. The project would extend the 54" drainage pipe from Main Street, along Cottage Street, to Evergreen Street, then along Evergreen Street to the current outfall at the cemetery.

Mr. Dronzek said the town can't go down with a 54" pipe, we're restricted to 15". Mr. Borek said that he thought we had asked Commonwealth to look at all aspects. Jim Brodeur stated that he believed Commonwealth's letter is the conclusion from the site investigation. He felt we are restricted by easement to 15" pipe, going under Wellington and Guernsey Streets. To solve the problem would mean to take the easement by eminent domain and pay the price for the easement. Mr. Borek said Mr. Hovey had said the restriction in the deed is the problem. Mr. Dronzek said Mr. Hovey could not even agree with the town, but if it came in north of the mill and dumped under the tunnel, we'd have problems with flooding. There are also other buildings south of the mill that have land that is fairly level. Jim Brodeur said that Jonathan Bruce's engineer and others have said when you have the peak in rise of water is after the storm within usually 10-12 hours, not during the storm. He said when relief is needed is when it's raining. If the pipe was big enough on Main Street, the water would be gone.

Mr. Dronzek said taking the easement by eminent domain seems the best way to go, but we should still research the retention area on the north side of Main Street. He was still concerned about what was

being gathered in the retention areas near Drybridge and Home National Bank. Ed Reardon, Sr., who was at the meeting, said that Chicken Brook needs to be cleaned out. Mr. Dronzek said he did not have any idea of what the cost was to dredge the brook.

Discussion then centered around the amount of water on Cottage Street, and Mr. Gallagher said that even the berm along the road cannot hold back the water. Mr. Johnson asked if it was possible to cut across Cutler Street. Mr. Gallagher then raised the question of buried utilities. Mr. Brodeur said again that eminent domain was the best way, considering the town would have to pay damages of what a 15" pipe going into residents' property would do vs. 54" pipe could do. Mr. Borek said we have to look down the road 20 years; a main interceptor may help. Mr. Dronzek said residents on Norfolk Street are complaining about flooding on their property now - what are the costs involved?

Mr. Borek said we should ask Town Counsel what the eminent domain procedure would be to increase from 15" to 54" pipe at the outfall, to replace 15" and relieve the problem of water. Mr. Gallagher asked what protection from additional flooding was there for him from the town? Mr. Dronzek asked if he had any suggestions? Steven Gallagher said he had 5' of water in his cellar. Mrs. Gallagher suggested cement slabs. Mr. Dronzek said that wouldn't hold back the water. Mr. Gallagher asked what could be worked out?

Chief Lambirth, who was present at the meeting, said the manhole on Cottage and Evergreen Streets could get some temporary relief by emptying into the culvert. Mr. Borek asked if it was possible to get equipment into that area? A small track machine could maybe fit. Mr. Borek asked if Mr. Higgins could bring in a plan of hooking drain down the middle of Evergreen - could an overflow from that drain into swale in front of 7 and 9 and clearing the brook further down near Aldrichs' property work? Mr. Gallagher said the drain under Evergreen has not been cleaned; and also what about Paul Yorkis and the Conservation Commission checking on the property across the street on Main Street? Mr. Borek said no, the Engineer won't go on private property; and the man does not want to sell. He had taken Medway to land court and got a reduction in taxes because there were wetlands, but believes the town could purchase it under conservation laws.

Mr. Dronzek said do we ask Town Counsel to take it by eminent domain? Mr. Borek said yes. Mr. Dronzek then said let's proceed to take the land by eminent domain. Mr. Borek said Conservation has the money. Mr. Dronzek questioned the amount of land, that it was between 28,000 and 30,000 sq. ft. Mr. Borek moved that the Board ask Town Counsel how do we obtain the property on the north side of Main Street across from Cottage Street; and how do we go about obtaining an easement by eminent domain to go from a 15" pipe to a 54" pipe at the outfall; and get an answer in time for the meeting on Sept. 17; and also to get an answer from Mr. Higgins on the drain on Evergreen Street.

In response to a question about mosquito control, Mrs. Allen said that the town was still waiting for a response from them. Mr. Dronzek said that Mrs. Allen had tried to get the Corps of Engineers out to check the sites, but they won't come out. Mr. Borek said that he believed

steps had been taken tonight: 1. outfall on Evergreen Street easement; 2. ask Diarmuid Higgins for catch basin connection into Evergreen Street and clean the pipe down on Evergreen Street further; 3. check the drain under Cottage Street; and 4. purchase land on the north side of Main Street. Mr. Gallagher said it was frustrating, but he could see that the town was working on it, but that no one has flooding like they do. Mr. Borek said he thought there were other flooding problems including Crook Street.

Someone suggested using monies in the Village/Main/Summer Street intersection account. Mr. Borek said he wanted it known that he would never approve again, taking money from that account.

- ° New business.
- ° Mr. Dronzek asked Mrs. Allen to be sure a letter to the Assessors is sent to verify that when the re-vals are done by Mr. Thompson, that special care be given to include pool violators.
- ° Mr. Johnson brought up a problem with dumpster at 9 Lincoln Street that is emanating rust all over the place. Mr. Borek asked Mrs. Allen send a letter to the Board of Health telling them about the dumpster. He said he thought Mr. Finklestein owns the property, and to check with the Assessors Office for the owner of the property.
- ° Mr. Borek reminded Board members about the invitation for Mark Cerel's installation as Master of the Masonic Lodge in Medway.
- ° Mrs. Allen said the warrant needed to be opened and closed, for the special town meeting to be held on Tuesday, October 9. Mr. Borek made the motion that the warrant be opened that evening, September 10 and closed on Friday, September 14; Mr. Johnson seconded; all in favor, aye.
- ° Mr. Borek discussed the letter from Chief Lambirth recommending Donald Grimes be appointed as EMS Coordinator. Mr. Johnson made the motion that Officer Grimes be appointed; Mr. Dronzek seconded; all in favor, aye. Mr. Borek asked Mrs. Allen send a letter to the Chief notifying of same.
- ° Mrs. Allen asked the Board to re-appoint Charles Bresnahan and Francis Gallo to the Insurance Committee, as they had not come in to be sworn in. Mr. Dronzek made the motion that they be re-appointed; Mr. Johnson seconded; all in favor, aye.
- ° Mrs. Allen said that two residents were interested in applying for the vacancies on the FinCom - John Williams and William Ross. Mr. Borek said he would like both individuals come to our next Selectmen's meeting and talk to them first before appointing them. Mr. Borek asked Mrs. Allen to contact both and ask them to come on the 17th; this was unanimous.
- ° Mrs. Allen said that Mary Ellen Lavenberg, chairman was recommending the appointment of Edward Reardon, Sr. to the Historical Commission. Mr. Dronzek made the motion that he be appointed; Mr. Johnson seconded; all in favor, aye.

- ° Mrs. Allen said that two residents, Michael Borkum and Richard Olsen, were interested in being on the Computer Committee, and that they had already spoken to the Systems Manager. Mr. Dronzek made the motion that they be appointed; Mr. Johnson seconded; all in favor, aye.
- ° Mrs. Allen said that Donna Cullen had resigned from the Finance Committee, so Mrs. Allen was asked to advertise the vacancy.
- ° Mrs. Allen reminded the Board of the upcoming Norfolk County Advisory Board meeting.
- ° Mrs. Allen said that three residents had applied for the vacancy of Sealer of Weights and Measures - Richard Tigue, Scott Guyette, and Richard "Vern" Robertson. Mr. Borek asked that a decision be held off on this until the Board had time to consider the three applicants, with a decision to be made at the next Selectmen's meeting.
- ° Mrs. Allen presented to the Board a change order #8 for the fire station in the amount of \$2,978.02, which was for the additional site work including blasting and additional excavation 5/15/90 - 5/23/90. Mr. Dronzek moved the approval for the additional change order; Mr. Johnson seconded; all in favor, aye. The change order was signed.
- ° Mrs. Allen presented to the Board the election officer assignments. Mr. Borek said if there was no objection, they would vote on the approval as written (copy attached). Mr. Dronzek made a motion that the list be approved; Mr. Johnson seconded; all in favor, aye.
- ° Mrs. Allen made mention of the CRPCD draft permit that they had all received dated 8/27/90.
- ° Mrs. Allen made mention of the resignation of the Hazardous Waste Coordinator, Heidi Schultz. Mrs. Allen will advertise the vacancy.
- ° Mrs. Allen made mention of the letter from Fred Lee telling the Board about the "A" rating the town had received from Moody's rating committee. Mr. Borek asked Mrs. Allen to write a letter of thanks to Mary Shea for all the work she did; and to Fred Lee for all his work; Mr. Johnson seconded; all in favor, aye.
- ° Mrs. Allen asked the Board if they had any objections to the Pavlik/Russell petition on Village Street, now before the ZBA - they said no.
- ° Mrs. Allen said she wanted to form a computer committee for the town's mapping program to bring information from Boston. She suggested the committee consist of: John Wilson, Mary Shea, two members of the Computer Committee, one member of the Conservation Commission, one member of the Planning Board, Mark Flaherty and herself. Mr. Dronzek made the motion that the committee be formed and to bring a proposed plan back to the Board.

- ° Mrs. Allen went over the cherry sheet figures with the Board, noting that we've been told to cut back again. There was a discussion on the amount the town is cut this year. Mrs. Allen said Mary Shea is trying to get the figures together, and will try to come to the Board on September 24.
- ° Mrs. Allen asked the Board to sign the appointment forms for Maria Roberts and Kathy Rehl as representatives to the Millis Consortium from Medway.
- ° Mrs. Allen asked the Board to sign the proclamation proclaiming that the month of September in Medway would be Medway Lions Month. Mr. Dronzek moved that this be done - this was unanimous.
- ° Mrs. Allen said that Chief Lambirth requested that the documents for the Department of Personnel Administration be signed to ask for civil service list for appointment and requested the Lieutenant's examinations documents be signed - this was unanimous.
- ° Old business.
- ° The Board inquired about the Estrellas of 24 Village Street and the problem on their street. Mrs. Allen informed them that Diarmuid Higgins was going to take Commonwealth Engineers down there. Again, Mr. Borek said there are alot of areas with water problems, and Mr. Gallagher is not alone. Mr. Dronzek said that sometimes we come up with alternatives, and yet Mrs. Estrella was the one to refuse one of them. Again, Mrs. Allen said the house is below the street, but they were looking at the area.
- ° Mr. Borek said he hoped Diarmuid Higgins was going to the public works hearing in Dedham on September 24 on behalf of the town.
- ° Mr. Johnson asked about the work on Howe Street, and Mrs. Allen told him that the town is doing the work themselves.
- ° Back to new business.
- ° Mr. Borek wanted to congratulate Jeff Nutting for the effort he put in on the personnel policy and by-laws draft. Mr. Borek also would like a committee formed to look at the draft and make recommendations. Mrs. Allen suggested a committee of not more than five, the Board agreed. Mr. Dronzek said he would like Mr. Nutting to serve on the committee if possible. Mr. Borek suggested we advertise the committee so that the committee could then make recommendations to go before town meeting with a warrant for a vote. The Board would like recommendations from the committee before March 1.
- ° It was unanimous that a letter be sent to David Button thanking him for serving on the Finance and Computer Committees.
- ° Mr. Borek still expressed his displeasure with regard to the Supt. of Schools giving authority to the Historical Society to have the auto festival on the football field and tracks. Mr. Borek was upset that the Supt. took it upon himself instead of the School Committee, to whom the Board of Selectmen had written their letter. The chairman of the School Committee had referred the letter to the Supt. for his

recommendation.

- ° Mr. Borek moved that the meeting be adjourned to go into executive session to discuss personnel matters. The vote was: Mr. Borek- yes; Mr. Dronzek- yes; Mr. Johnson- yes.

The meeting was adjourned at 9:00.

Respectfully submitted,



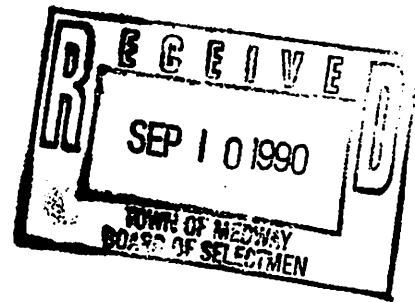
Mary Jean Fredette, Secretary

mjf

mg



COMMONWEALTH Engineers & Consultants, Inc.
► 38 Pond Street
Franklin, MA 02038
► Tel. 508-520-1141
Fax. 508-528-8004



10 September, 1990

Mr. Diarmuid Higgins
Highway Department
Town Hall
Medway, MA 02053

Subject: Professional Services
Cottage Street Drain

Dear Mr. Higgins,

Commonwealth Engineers & Consultants, Inc. (CE&C) can provide the Town of Medway with Professional Services for the design of the drainage system on Cottage and Evergreen Streets.

The proposed project is expected to extend the 54" drainage pipe from Main St., along Cottage St. to Evergreen St. then along Evergreen St. to the current outfall at the Cemetary. This work involves about 1,200 feet of drainage system which would include the placement of additional catch basins and the resurfacing of the roadways.

The fee associated with this design is \$ 8,975.00 (eight thousand nine hundred seventy-five dollars). This fee assumes available plans for the layout of the streets as well as easements outside the roadways.

cc: Selectmen 9/10

Page 2 of 2
10 September 1990
Cottage Street Drain

The Town would be provided Plans & Bid Specifications for the Town to advertise for construction. All CE&C's services would be invoiced on an hourly basis as work is performed.

Should the Town elect to only extend the 54" pipe to the Cottage St. / Evergreen St. intersection with an outfall to the small brook, the above fee would be less.

CE&C's staff is prepared to commence work on this project upon authorization to proceed. We look forward to providing the Town with these Professional Services. Should you or the Board of Selectmen have any questions in regard to this proposal, please contact me.

Very truly yours,
COMMONWEALTH ENGINEERS & CONSULTANTS, INC.



Michael E. Perrault, P.E.

cc: Board of Selectmen

CHANGE ORDER

AIA DOCUMENT G701

Distribution to:
OWNER
ARCHITECT
CONTRACTOR
FIELD
OTHER

☐
☐
☐
☐
☐

Edward A. Smith

Walter R. Johnson

Julian E. D. Dwyer

PROJECT: MEDWAY FIRE STATION #1
(name, address) Medway, MA

CHANGE ORDER NUMBER: 8

INITIATION DATE: 8/14/90

TO (Contractor):

Built Form Inc.
93 Massachusetts Ave.
Suite 211
Boston, MA 02115

ARCHITECT'S PROJECT NO:

CONTRACT FOR: The construction of
a new fire station.

CONTRACT DATE: December 5, 1989

You are directed to make the following changes in this Contract:

Additional site work including blasting and additional excavation 5/15/90 to
5/23/90.

Not valid until signed by both the Owner and Architect.

Signature of the Contractor indicates his agreement herewith, including any adjustment in the Contract Sum or Contract Time.

The original (Contract Sum) (Guaranteed Maximum Cost) was \$

Net change by previously authorized Change Orders \$

The (Contract Sum) (Guaranteed Maximum Cost) prior to this Change Order was \$

The (Contract Sum) (~~Guaranteed Maximum Cost~~) will be (increased) (decreased) (unchanged)
by this Change Order \$

2978.02

The new (Contract Sum) (Guaranteed Maximum Cost) including this Change Order will be ... \$

The Contract Time will be (increased) (decreased) (unchanged) by

() Days.

The Date of Substantial Completion as of the date of this Change Order therefore is

The Carell Group, Inc.
ARCHITECT 202 Washington Street
Address Brookline, MA 02146

Built Form Inc.
CONTRACTOR 93 Massachusetts Ave.
Address Boston, MA 02115

Authorized:
Town of Medway
OWNER 55 Village Street
Address Medway, MA 02053

BY

Henry Carell

BY

Al Velle

BY

Elizabeth Dwyer

DATE

8/21/90.

DATE

8/24/90

DATE

8/21/90.

The Commonwealth of Massachusetts

TOWN OF MEDWAY

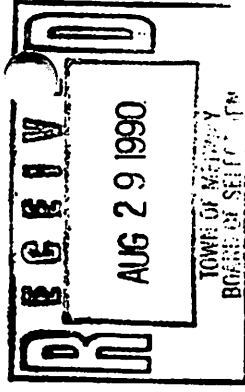
Election Officer Assignments for State Primary Election, September 18, 19 90

Office to be filled	Party	PRECINCT 1	PRECINCT 2	PRECINCT 3
Warden		Richard Coakley D 6623	Elise Robinson R 7753	Sandra Gronberg R 2491
Deputy Warden				
Clerk		Walter Sampson R 7739	Doris Coakley D 6623	Eunice Hanlon D 6502
Ballot Clerk		Harry T. Johnson R 4461	Leonard R. Carucci D 8946	Evelyn Austin D 4832
Ballot Clerk		Joyce Kenney D 7557	Doris Gray R 6386	Ed Reardon R 8914 Joe Malloy R 2294
Inspector		Ruth Curtis R 8669	Martha "Jean" Porter R 8526	Barbara Clark R 8912
Inspector		James Cottam D 6933	Elizabeth Archer D 2908	Leo Szymanski D 8704
BALLOT BOX OFFICER		POLICE OFFICER	POLICE OFFICE	POLICE OFFICER

APPROVED:

John C. ...
Richard A. ...
Matthew ...

ALTERNATES
Evelyn Clorite D 7093
MaryJane White R 6256



cc: Se ...
8/27

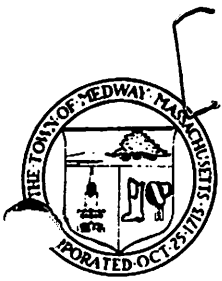
PLEASE GET/GIVE ME COPY OF THE MINUTES OF
SELECTMEN'S MEETING FOR SEPTEMBER 10, 1990 AND
COPY OF ENGINEER'S REPORT DISCUSSED AT THAT MEETING
REGARDING DRAINAGE SYSTEM ON Rte 109 & Cottage
St AND EVERGREEN.

Jim GALLAGHER

9/11/90







BOARD OF SELECTMEN

135 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

AUGUST 20, 1990

7:00 p.m.

- ° Open meeting, sign warrants, approve minutes of 8-6-90 meeting.

7:05

- ° Police Association -
re: sign contract.

7:15

- ° Recycling Study Committee

7:30

- ° David Estrella - 24 Village Street -
re: drainage problem.

- ° New business.

- ° Old business.

Present: John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.
Edward Borek was absent.

- 7:00 p.m. ° Mr. Dronzek opened the meeting. Mr. Johnson made a motion to approve the minutes of the 8-6-90 meeting; Mr. Dronzek seconded; all in favor, aye. The Board signed the warrants.
- 7:03 ° Sgt. Saleski, Officer Grimes and Officer Boyan came before the Board on behalf of the Police Association to discuss the Police Contract. Sgt. Saleski said that at their last Police Association meeting, they had voted unanimously not to sign the new Police Contract as long as the article on the grievance was still pending. Sgt. Saleski said they wanted to go back to the table and negotiate further, since there is a disagreement with article 24 - the termination clause needs clarification and hopefully it can be resolved. He stated that within 45 days, the case can be heard by an arbitrator, and they intend to pursue this. He said the contract is not in effect, and they are already into the fiscal year 1991, and no contract is signed. They all agreed that they could not meet again until after Labor Day, so Mrs. Allen set up a tentative date for posting the negotiations on September 10 at 8:30 p.m. Sgt. Saleski said they have drafted their version of the termination clause and will pass it on to Mrs. Allen and the Selectmen. Mr. Dronzek said the Selectmen will pursue a draft of their version and send it to Officer Grimes in a sealed envelope.
- ° Officer Grimes paid for the beer licenses for the VFW and Oakland Field on behalf of the Police Association's softball tournament.
- 7:15 ° Kathy Rehl, chairman of the Recycling Study Committee and Richard Pfeiffer, member of the committee, came before the Board to update them on the committee's efforts. She said the committee listened to a presentation of the Millis Consortium at their last meeting, and wanted to recommend to the Board of Selectmen that they join the Consortium. Mr. Dronzek said 20¢ per capita was appropriated already at town meeting, if it was the committee's recommendation. Mrs. Rehl said that in 1989 town meeting voted to start a recycling program, and in 1990 the 20¢ per capita was approved. She said Chapter 584 outlines the dates when certain materials will be banned from disposal facilities. MRF (materials recovery facility) will be trying to locate a facility. The first choice is in Holliston, and the second and third choices are in Medfield. Other groups are in Worcester and Southern Mass. near the Cape, but they are behind by about a year of the Millis Consortium. Again, Mrs. Rehl reiterated that there are dates that have to be complied with. Wellesley has a 10-year program established, and from them as well as others, information is being gathered to help establish a facility. Possibly there would be lower tipping fees (overall tonnage) if they join. Mr. Pfeiffer stated that long-term contracts are good because we would be locked in by then. Mrs. Rehl said there is limited state funding available.

Mrs. Rehl said Medway decides how they want to spend the Town's money - in other words, the Consortium does not decide for Medway, and Medway can quit at any time. Mr. Dronzek questioned how the materials would get to the recycling site. Mrs. Rehl said that personnel would be at the facility to take and sort items, not townspeople; but this is still 12 months to 18 months away to even begin. Right now, thoughts are of trying to find a composting site, but it is a long road ahead, and people have to be

taught how to recycle.

Mrs. Rehl said the committee was looking for four things from the Board of Selectmen: 1. a vote to join the Consortium; 2. to accept the by-laws; 3. to commit to provide 20¢ per capita; 4. to engage the services of Palmer & Dodge as counsel. These all are to be separate votes. Mr. Johnson made a motion to join the Consortium; Mr. Dronzek seconded; all in favor, aye. Mr. Johnson made a motion to accept the by-laws of the Millis Consortium; Mr. Dronzek seconded; all in favor, aye. The money had already committed for item #3. Mr. Johnson made a motion to engage the services of Palmer & Dodge as counsel; Mr. Dronzek seconded; all in favor, aye. The Board signed the two copies of the contract, retaining one for the Town and the other to go back to the Consortium - a copy will be made for the committee to keep.

Mrs. Rehl also recommended the appointment of Maria Roberts as the Medway representative to the Millis Consortium, with Mrs. Rehl as alternate. Mr. Johnson made a motion that Mrs. Roberts be appointed to the Millis Consortium as Medway's representative with Mrs. Rehl as alternate; Mr. Dronzek seconded; all in favor, aye. Mrs. Rehl assured the Board that the Recycling Study Committee will still be a committee and work on the recycling project.

Mr. Dronzek asked Mrs. Rehl if any specific sites have been designated for disposal of motor oil, batteries, etc. She stated no, but that Millis Used Auto will accept the items temporarily for a small fee.

Dick Brown, who was present at the meeting, said he had been in attendance at the recycling meeting, and everyone present was very willing to share information and bring forth new ideas to get the recycling project going. Mr. Brown inquired as to the old landfill being an area for composting. Mrs. Allen said that the capping is still being worked on. The Recycling committee questioned if a piece of the landfill area could be set aside. Both Mr. Dronzek and Mr. Johnson said that pretty much most of the landfill had been used, but that Mr. Parchesky had spoken to Boston Edison about the possibility of using some of their land. They said they would pursue this further in their search for a site.

7:45

- ° David Estrella of 24 Village Street came before the Board to speak about the drainage problem in his area. He said he had bought the property 7 years ago, and had already been before the Board once before. He talked about how the catch basin on his street was inadequate for the water flow there. He mentioned the occasion of when he thought there was a water leak in the pipes under his driveway, and that it was being undermined. The Water Department had come out and found no leak; however, months later, they were back and did locate a leak further up the street.

Diarmuid Higgins, who was present, mentioned the difficulties he had in trying to take care of Mr. Estrella's problems. He talked about the contractor putting sewer work into the Cynthia Circle development, which was part of the problem, as well as a resident moving the location of a driveway. He said the prior owner at that address had complained before this. He tried finding out if he could tap into the sewer line with CRPCD, but they cannot. Mr. Higgins felt that the only thing left to do was to talk to a consultant, and get his opinion. He felt the Highway Department did not have the equipment to solve Mr. Estrella's problem. He said they were able to take care of the dip in the property, but that did not solve the water problem.

Mr. Dronzek inquired about a pipe along the property line with Hugh McGrail, who was also present at this meeting - Mrs. Estrella had said no to Mr. Higgins. Mr. Higgins also said finance is a concern. He said that maybe they can run over the easement of the CRPCD going northerly. Also, Norfolk County Mosquito Control could do it with the equipment they have. Mr. McGrail suggested catch basins in the low end of the area. Mr. Dronzek agreed with Mr. Higgins that a consultant be called in, Commonwealth Engineers, and getting an opinion by the September 10 meeting. Mr. Higgins said the pipe going down Cynthia Circle was never tied in, and they need to have pitch so the water will flow properly into the catch basin or divert it into the woods. He said, as an abutter, they may need the approval of Mr. Estrella. Mr. Dronzek told Mr. Estrella that they don't guarantee results, but they will give their best efforts and do their best to come up with a satisfactory resolution to the problem. Mrs. Allen will call Mr. Estrella when they get an answer back from Commonwealth Engineers.

- ° New business - Mrs. Allen.
- ° She told the Board that Allan Osborne, Jr. had been in the office and wanted to find out if September could be proclaimed Medway Lions Month. Mr. Johnson made a motion that a proclamation be made; Mr. Dronzek seconded; all in favor, aye.
- ° She asked the Selectmen if they would be available after 10 a.m. on Monday, August 27 to sign 15 notes. Both said they would be available.
- ° She reaffirmed that the Board had read the certified letter from Boston Edison to all towns for the siting council for a site in Weymouth.
- ° Mrs. Allen went over the cherry sheet figures from the Department of Revenue. Some discussion was held on the actual figures that the Town was cut. We were able to cope with a \$340,000 cut, then an additional \$268,000 was cut. Mrs. Allen confirmed that it is not a disaster yet, and that we were awaiting word from Mary Shea on her final figures, hopefully in time for the Sept. 10 meeting, as well as word from the Fincom.
- ° She confirmed that the Mass. Selectmen's Association meeting would be held on September 22, and the Board asked her to put in a voucher for the three Selectmen to attend.
- ° Mrs. Allen mentioned the underground storage tank seminar that would be held in the near future, and asked the Board if they would agree to reimburse Chief Vinton to attend - they would.
- ° The Board read Mr. and Mrs. Shalley's letter of 11 Sunset Drive concerning a drainage problem. Mr. Higgins suggested tapping into the town drain with a catch basin in the driveway, and the town providing the materials. He also suggested Mr. Dronzek and Mr. Johnson look at the situation. It was agreed that Mr. Higgins would oversee the placement of the two basins at the end of Florence Circle on Sunset Drive.
- ° Mr. Dronzek brought up the subject of the retention ponds on Main Street - one near Colonial Plaza and one near Drybridge Crossing. He felt that these were potential problem areas with children, and that possibly a fence should be put around them. This was a Conservation Commission mandate,

and they should be aware of the potential hazard, and that it may not be working properly. Mr. Johnson concurred. Mr. Dronzek asked that Mrs. Allen contact the Commission, and ask them to check both retention areas, and how much water would be in the pond if full - if it was very deep, then it should be fenced. It should also be the Building Inspector's concern, as well as the Safety Officer.

- ° Mr. Higgins said he and Allan Fraser went out and checked the property between 25 and 27 Summer Hill Road. The Conservation Commission had requested that the area in question be retained as it was.
- ° Mr. Higgins also brought up a problem on Hill Street. The problem of drainage may be alleviated with an easement so the water can flow down to the lake. He said it will be watched for reoccurrence.
- ° Mr. Johnson made a note of the honoring of Mark Cerel into Master of the Masonic Temple on Sept. 14 - an invitation extended to all the Selectmen.
- ° The Board acknowledged those appointed that had not come into the Town Clerk's Office to be sworn in. Mr. Dronzek made a motion that they be re-appointed; Mr. Johnson seconded; all in favor, aye (list attached).
- ° The Board reviewed the letter received from Edward Reardon in reference to the generating of power in the towns of Milford and Bellingham utilizing water from the Charles River. Mr. Dronzek suggested a copy be sent to the Water Department for their opinion, and to get their recommendation, which they would like before the Sept. 10 meeting. Allan Osborne, who was present at the meeting, said the Charles River Watershed people are against this plan. The Water board happened to stop by at this time, and the letter referenced above was mentioned to them.
- ° Mr. Rice also mentioned that the water line construction from Milford to West Streets was complete; however, there is a 6' hole on Fisher Street that needs repair. He said if Mr. Higgins will provide the material that their men would dig out and patch the road curb to curb. Mr. Johnson made the motion to provide authorization for asphalt to be given to the contractor for the work to be done; Mr. Dronzek seconded; all in favor, aye. Mr. Rice said the flow has definitely increased in that area now.
- ° Mr. Wilson asked the Board to remember the problems they are having with the road on Alder Street.
- ° The Board acknowledged receipt of the resignation of David Button from the Computer and Finance Committees. Mrs. Allen said they are advertising these vacancies.
- ° The Board acknowledged that three disposal sites were put on notice to clean up their areas: Veritas, Raytherm and Hemaro Trust for 42 Broad St.
- ° The Board acknowledged receipt of a letter from Supt. Bettencourt stating that administration had made a decision to allow the Historical Society to use the football field and track for the annual auto show. The Board said that alot of work and money had gone into the fields, and noted that the School Department will be responsible for any damages as well as the Society's own insurance. Mr. Johnson made a motion that the banner permit be granted for use on Rt. 109 near the Ocean State Job Lot sign; Mr. Dronzek seconded; all in favor, aye.

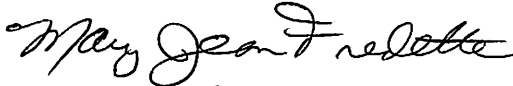
- ° Mrs. Allen was in receipt of a new agreement for the Board's signature of the separation of computer software as Arlington Data Corporation had bought out Shawmut Arlington Trust. Mrs. Shea and Mr. Lee agree on this company being better able to serve Medway. Mr. Johnson made a motion that the consent form be signed; Mr. Dronzek seconded; all in favor, aye.
- ° Mrs. Allen gave the Board two change orders to sign for the new fire station: 1. to excavate and dispose of boulders and remove ledge for \$6,759.05; and 2. for planking on the second floor, which was left off the original drawing for \$6,810.00. Since the orders are for over \$4,000.00, the Board has to sign. Mr. Johnson moved approval of the change orders; Mr. Dronzek seconded; all in favor, aye. It was noted that the architect, the fire building committee, and the contractor had approved the changes.
- ° Mrs. Allen told the Board that the Home Rule petition for extending the length of time to notify teachers of not being rehired had been extended to May 30, and had been signed on August 14 as Chapter 203 of the Acts of 1990.
- ° Mr. Dronzek signed the civil service document for Officer Sal Spattaro on his termination from the police force.
- ° The Board acknowledged receipt of three letters from Chief Lambirth. They agreed to discuss them at the next full board meeting on Sept. 10.
- ° Old business - Ruth Allen.
- ° Mrs. Allen said that no report has been received from the Consultant for the Conservation Commission on the property on Main Street for review. The Board hoped that an answer would be forthcoming soon.
- ° Mr. Dronzek said he had been down near Crook Street and Elm Street and had taken pictures of the areas and how bad they had gotten with water. In reference to Crook Street, the possibility exists of taking some of Boczanowski's property by eminent domain if necessary to repair the problems; or to try to pond at the end of their field. Mr. Higgins is looking into this.
- ° The Board reviewed the Cancer Presumption Bill for full-time firefighters, this Bill does not cover call firemen.
- ° The Board acknowledged receipt of the draft from Jeff Nutting on a personnel policy and by-law. Mr. Dronzek wanted it known that Mr. Nutting did an excellent job for the Town in putting the draft together. He said the Board appreciates the work that went into the proposal. The subject will be discussed at the next meeting on Sept. 10. Mrs. Allen told the Board that the Job Classification Review Board needs to work on a step and grade for recreation director, summer help, dispatchers, once a description of the jobs has been put together.

Mr. Dronzek pointed out section 11-6 and 12-1 that he feels "immediate family" needs to be re-defined to also include "related or non-related" member of an employee's household. Also, sections on military leave and jury duty should be discussed further. Mr. Dronzek stated that elected or appointed officials of the town who are not regular full-time or part-time employees, and are summoned to court to represent the town

or are on town business should be compensated in some manner. Mrs. Allen said the draft is for the Selectmen to mark over and make any suggestions or corrections they see fit for further discussions.

The meeting was adjourned at 9:50 p.m.

Respectfully submitted,

A handwritten signature in cursive script, reading "Mary Jean Fredette".

Mary Jean Fredette, Secretary

mjf

THE FOLLOWING HAVE NOT COME IN TO BE SWORN IN AS OF 8/20/90:

John J. Anderson - Computer Committee

Greg Barnes - Special Town Counsel

Michael Bhatia - Job Classification Review Board

Brian Bishop - Metropolitan Area Planning Council

Edward A. Borek - Permanent Fire Building Committee

~~Charles Bresnahan Insurance Committee~~

Warren Falzone - Permanent Fire Building Committee, alternate

~~Francis Gallo Insurance Committee~~

Walter J. Johnson - Job Classification Review Board

Mary Ann Kurjanowicz - Conservation Commission

Jeffrey S. Mushnick - Sworn Public Weigher

Teresa O'Brien - Affordable Housing Committee

John Reardon - Dispatcher for the Police Department

Charles R. Stuart - Permanent Fire Building Committee
Capital Improvements Program Committee

Nicholas S. Vouriotis - Permanent Police Building Committee



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

August 6, 1990

- | | |
|-----------|---|
| 7:00 p.m. | ° Open meeting, sign warrants, approve minutes of 7-23-90 meeting. |
| 7:01 | ° Decision on Milford Street pole petition from Boston Edison, tabled from 7-23-90. |
| 7:05 | ° Joint meeting of Board of Selectmen and Planning Board to fill vacancy. |
| 7:15 | ° Board of Assessors-
re: contract for re-val field person. |
| 7:30 | ° James Gallagher-
re: drainage problem. |
| 7:45 | ° Police Chief Lambirth-
re: departmental matters. |
| ---- | ° New Business. |
| ---- | ° Old Business. |

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:00 p.m. ° The Board opened the meeting and voted unanimously to approve the minutes of the 7-23-90 meeting. The Board signed the warrants.

7:01 ° Ed Kelley, representing Boston Edison, came before the Board for a continuance of the meeting held on 7-23-90. Mrs. Allen said she had spoken to the Permanent Fire Building Committee, and the pole in question could not be moved because of the drainage and septic system. She said that they would have to go with the original idea of putting the pole east of the lot line, with the guy wires going on town property, but in front of Mr. Winiker's property. Mr. Kelley said the pole can't be put on the lot line because of a large tree in that location, but placed a little further down.

Mr. Borek said that since Mr. Winiker's property was taken from him by eminent domain, he did not want the Town to cause any further hurt feelings. Mr. Dronzek said that Mr. Winiker may have to have the guy wires in front of his property, but hopefully not the pole. Mr. Borek said the guy wires would run east and west on the town property anyway. Ed Duggan, one of the members present of the Permanent Fire Building Committee, said that if the pole was put closer to Summer Street, it would have gone between pipes going into the drains on the side of the driveway, and the septic system is located near 126. Elizabeth Henderson said that the Committee had hoped the pole could be located further away from the lot line also, but it was impossible - the driveway had to go where it was originally planned to be.

Mr. Borek wanted to make the point that, in the future, if lights go in near the fire station, and changes are made, that maybe the pole could be moved and wires placed underground. He said possibly a safety grant would be available to use for this specific purpose. Mr. Dronzek made the motion that the petition as originally submitted on July 23 be approved with a pole location of 188' west of Summer Street placed on Milford Street, pole 24/26 to be removed and another erected; Mr. Johnson seconded; all in favor, aye.

7:20 ° Allan Fraser, chairman of the Planning Board, was present on behalf of the Board for a joint meeting with the Board of Selectmen to fill the vacancy created by the resignation of Alphonso Marsh. Mr. Fraser said he would like to fill this position as soon as possible, especially to work on rules and regulations. Mr. Borek said he was not prepared to discuss this at this time since only one resume, David D'Amico, had been submitted for this important position; and one other, Bernard Cornelia, had given his verbal interest to the Planning Board. Mr. Johnson did not feel two weeks advertisement was adequate time to fill the opening on the Board. Mr. Fraser said they had been without a fifth member for a couple of months, even though his written resignation was only sent in to the Town Clerk a couple of weeks ago. Mr. Borek said there was a majority present if all felt the position should be filled. Mr. Dronzek said he was not opposed to doing so. Mr. Borek called the joint meeting between the Planning Board and the Selectmen to order. Mr. Dronzek nominated Mr. Borek as chairman of the joint meeting; Mr. Johnson seconded; all in favor, aye. Mr. Borek asked for nominations. Mr. Dronzek nominated David D'Amico of 9 Crooks Street; Mr. Johnson seconded. As there were no other nominations, it was unanimously voted to appoint David D'Amico to the Planning Board.

7:27 ° Harry T. Johnson and John Wilson, representing the Assessors office, came before the Board to get the approval of the Selectmen of their field person for re-vals. Mr. Johnson said that they solicited two other companies, but Mr. Samuel J. Thompson came in the lowest. Mr. Wilson interviewed Mr. Thompson and felt he was quite qualified as he also had done the Holliston re-vals. He said his rate would be \$6.50-\$8.00 per parcel depending upon if the owners were home, or if he had to return to complete the job. If the owners were not home, he would at least take outside measurements. Then if he would have to make an appointment to return and do the inside, he would charge the additional \$2.50 for a total of \$8.00. Mr. Johnson said Mr. Maciolek had already reviewed the contract. Concerning insurance, there is a release in the contract for himself since he is an independent person. Mr. Dronzek moved approval of Samuel J. Thompson as the re-val field person for the Board of Assessors at a rate of \$6.50-\$8.00 per parcel; Mr. Johnson seconded; all in favor, aye. Mr. Johnson mentioned that the monies had already been allocated. The Board of Selectmen signed the contract.

7:33 ° Mr. and Mrs. Jim Gallagher and their son, James came before the Board to discuss the drainage problem that exists in the area of Cottage Street. Mr. Gallagher explained that the problem has existed since 1981-1982. He also stated that he wanted a copy of the minutes of this meeting. Mr. Gallagher stated that in 1979, the Town put in 48" pipe on Main Street which would connect into a 24" pipe across the street. Mr. Gallagher said he has been patient, but he wants relief from the water from a system that is not working correctly.

Mr. Borek said that a consultant for the Conservation Commission was going to take a look at the property on Main Street to see if it could be used as a retention basin. The pipe was to be changed if the land could be purchased, and the question answered if it could be made into a holding area. He said no report was received from Paul Yorkis yet. Mr. Gallagher said he talked to Cathy Siggia, secretary to the Commission, and she said the people who owned the land were not interested in selling the property. Mr. Dronzek said the possibility exists of taking the land by eminent domain if the situation is for the general welfare of the Town.

Mrs. Gallagher and James spoke about the whirlpool created near the manhole where a child was saved from being sucked in. Mr. Borek said it was decided months ago that before an area could be made into a retention pond, and Paul Yorkis was present during this discussion, they would try and divert the water. Mr. Gallagher questioned why Safety Officer Peter Bates didn't bring this safety issue to the Selectmen. Mr. Gallagher said when needed, he calls and ends up getting the roadblocks himself. He said now that Drybridge was being developed, the water was coming down faster, not more, just faster. He said the areas of Cottage Street, Evergreen Street and Main Street were all involved in this excess flooding.

Diarmuid Higgins, who was present, said that the pipes had been roto-rooted, and there was a lot of debris in the pipes, Mr. Johnson questioned the stream that is there and the filling in that was done. Mr. Higgins proceeded to draw the area on the chalkboard illustrating where the pipes were. He said that when the big drain was put across Rt. 109, Mr. Higgins had cautioned everyone that they should take care of the pipe on Cottage Street. He said the pipes on Evergreen Street

handled the load. He made the suggestion to use a 360° track machine, and put up a wall on either side of the Stepping Stone Brook. Mr. Borek told Mr. Gallagher that the Town let Mr. Gallagher put the pipe in. Mr. Gallagher said there is no pipe at all. Mr. Borek said Mr. Higgins' warnings were not listened to, and Mr. Gallagher wanted to put the pipe in. He said he also asked Mr. Handverger if there were any easements on the property, and he had said no.

Mr. Borek said that the brook was there from day 1. Mr. Gallagher said the brook is gone. Mr. Borek asked Mr. Gallagher if he was questioning what he said. Mr. Gallagher said he paid for the pipe, and the Town put it in. Mrs. Gallagher said the water runoff was coming from all the stores in the Mall. Mr. Higgins said that pipe were put in the parking lot over 20 years ago, now what is occurring is over and above what was occurring then. Mrs. Gallagher said that the builder across the street covered in the brook. Mr. Dronzek said that 11 years ago, there were parking lots at the top of the hill, things are different now, now there is Drybridge Crossing, Pond Street was widened, and where has the water runoff gone? The Town put in a 48" pipe and it is joining a 15" pipe across the street going south to Evergreen Street. No way can you dump water from a 48" pipe into a 24" or 36" pipe. He said at least the manhole covers lifting up with the water had been resolved. James said that it had not been resolved. Mr. Johnson said the installation of the pipe down Evergreen Street was around 1970-1971. Mr. Higgins said the way it was written up was that it had to be 15". Mr. Johnson said there is no pipe on Cottage Street. Mr. Borek said the pipes cannot empty down to the shoe machinery building's property in anything other than a 15" pipe. Mr. Higgins said maybe the pipes could go through the cemetery. Mr. Borek said he doesn't want to put this problem on someone else. Mr. Gallagher asked why the property can't be taken from U.S.M. by eminent domain. Mr. Borek said there has to be another alternative.

Mr. Borek said Mr. Yorkis was to get the engineer to design a retention pond. Mr. Dronzek asked if we could contact the the Conservation Commission requesting information for the Board's next meeting. Mr. Borek said there are two alternatives: 1) go to Conservation and 2) for Mr. Higgins, or someone else, look into the situation to determine if an article should be on town meeting warrant for the corrective work to be done. He said if the retention plan falls apart, he wants another option. Mr. Gallagher asked Mr. Borek if he would be in favor of the article. Mr. Borek said if there are no other priorities with the free cash, higher than his, he would vote for it. Mr. Dronzek said the alternatives have to be there - either the retention pond, or a method to come down Cottage Street after the 48" drain hole, and maybe put in 2-24" pipes. He said he would be in favor of the retention pond, and an additional pipe down Cottage and Evergreen Streets, even if the Town had to fight U.S.M. over it. Mr. Borek felt that Town Counsel should be asked if the land could be taken by eminent domain for water purposes. Mr. Dronzek asked if the land could be taken for water "safety" reasons. Mrs. Gallagher asked if a petition would help. Mr. Dronzek said just to get the specific wording correctly for insertion in town meeting warrant. Mr. Johnson said he didn't think just the pipe or the retention pond was enough - he felt they needed both.

The discussion then centered around using Cutler Street right in front of the Legion Hall for a detour. Mr. Dronzek said maybe a retention pond could be put in that area and then a sidewalk over it. He said he would like to see a report from the Conservation Commission by the next

meeting on the status of the investigation they did into the use of the land north of Rt. 109 to be used as a retention area, and Mr. Higgins to check into the feasibility of a pipe southerly to Evergreen and Cutler and Wellington Streets and the cemetery so that a second pipe can be put in to go to Chicken Brook. Mr. Johnson said that it would be wise to see how U.S.M. feels. Mrs. Allen said it was checked into in 1988. Mr. Dronzek said maybe there is nothing we can do if going north of Main Street, but possibly south of the building. Mr. Borek said that this would flood land of U.S.M. The buildings are level down there. The suggestion was made of meeting again on August 20; Mr. Gallagher can't make it, so September 10 was suggested and agreed upon. Mr. Borek again reiterated first, we get a report from the Commission's engineer to see if the pond is feasible, then we can proceed further from there. In the meantime, Mr. Higgins can check into the pipe from Main Street, and the idea of not taking U.S.M.'s property by eminent domain, and dispersing the water elsewhere not impacting someone else. Going down to Cutler Street was a possibility. Someone should go with Mr. Higgins, and make drawings, and come up with a cost figure; then he would not vote against putting an article on town meeting warrant in the fall, probably in October.

- 8:20 ° Chief Lambirth came before the Board, first of all, to discuss the Chief's letter dated July 20 about the delivery of new vehicles, and the vehicles these were replacing. The two tradeins are a 1977 Ford sedan and a 1982 Ford sedan. Mr. Dronzek said he was opposed to one of the cars going to the Park Dept. Mr. Borek said at town meeting, the Town voted to sell or trade (not keep) the old vehicles. Mr. Dronzek moved that the 1977 unmarked Ford sedan and the 1982 highway sedan be traded or sold for two new vehicles; Mr. Johnson seconded; all in favor, aye.
- ° The Chief talked to the Board about the Franklin, Millis, and Norfolk special police officer appointments. Chief Lambirth said Franklin does not want to participate. It was agreed that the special officers would technically do details and also mutual aid. The Chief said that counsel for Mass. Police Assoc. was researching this issue of special appointments. He said it is more for details, and he was not worried about mutual aid. Mr. Dronzek moved the appointment of Millis P.D. and Norfolk P.D. (per attached lists) as special police officers as listed in the appointment requests; Mr. Johnson seconded; all in favor, aye.
- ° Mr. Dronzek moved that a letter of commendation be sent to Sgt. Malo and Officer Boultenhouse for their assistance in mutual aid on July 4, with a copy to their permanent files; Mr. Johnson seconded; all in favor, aye.
- 8:35 ° Mr. Dronzek moved that the Board go into executive session for the discussion of vacancies and other departmental and personnel matters with Chief Lambirth, to reconvene after the executive session. Vote: Mr. Dronzek-yes; Mr. Johnson-yes; Mr. Borek-yes.
- 9:55 ° The Board reconvened the meeting.
- ° Mr. Dronzek moved that a letter be sent to Officer Spataro, with a copy to the Chief, that his grievance had been denied; Mr. Johnson seconded; all in favor, aye. A copy of the letter was also to go to the Police Association and the Selectmen.

- ° Mr. Dronzek made a motion that the town-owned Ford Fairlane 1983 sedan be transferred to the Tri-County Drug Task Force; Mr. Johnson seconded; all in favor, aye. Mrs. Allen will send a letter to the Chief advising him of same, and to remove insurance.
- ° Old Business.
- ° Mr. Borek said that Chief Lambirth will make a recommendation to the Board of Selectmen on the EMS Coordinator, and the Board can act on it at that time.
- ° New Business.
- ° Mrs. Allen gave the additional appointments to the Board to approve and sign after they were read by Mr. Dronzek. Mr. Dronzek made the motion the appointments be approved with the exception of the Municipal Building Utilization Committee and the Veterans Agent; Mr. Johnson seconded; all in favor, aye.

Mr. Dronzek made a motion for the approval of the appointment of the Veterans Agent; Mr. Borek seconded; Mr. Johnson opposed; motion carried.

Mr. Dronzek made a motion for the approval of the appointment of Edward Duggan, Diarmuid Higgins and David Vertolino to the Municipal Building Utilization Committee; Mr. Johnson seconded; all in favor, aye.

Concerning the appointment of the Animal Control Officer, Mr. Borek asked Mrs. Allen to check on jointly utilizing the officer in Holliston or Milford. He said a town that had a full-time person and a kennel should be looked into joining. When the Board gets answers from the other towns, then a letter addressing the appointment will be sent to Mr. Cassidy.

Mr. Dronzek suggested a meeting with Mr. Leone and Mr. Cassidy to discuss complaints against their performance. Mr. Borek said a decision has to be made for the benefit of the Town. Mr. Dronzek said that there is a failure of complying with the citizens' complaints.

Concerning the appointment of the Building Inspector, Mrs. Allen is to contact Mr. Parchesky to see if he would take the position on a temporary basis for about three months until the position is appointed. Mr. Borek suggested Mr. Leone talk to the Board on September 10.

Concerning the appointment of the Hazardous Control Coordinator, Mr. Dronzek suggested a letter be sent to her saying that she had been appointed to this position, that she apparently has lost interest in the position because efforts to contact her have been to no avail. If she still has an interest, to please contact the Selectmen, otherwise the Board will advertise for the position.

- ° Mrs. Allen gave the Board a banner request from the Community Church for their annual harvest fair to be held on September 29. Mr. Dronzek moved approval; Mr. Johnson seconded; all in favor, aye.
- ° Mrs. Allen gave the Board a banner request from the Historical Society to look over. Mr. Borek asked that Mrs. Allen write a letter to the School Committee asking them whether they granted permission to the Society to utilize the football field and the track for the auto festival to be held in September. He said the Board wishes to voice their

objections to this use as the Town has made financial commitments to upgrading that property, and this would contribute to its deterioration. He said to tell them that they needed an immediate reply and to answer in time for the Board's September 10 meeting. He said the Board won't vote for the banner request until after their reply.

- ° Mrs. Allen discussed with the Board the new by-laws of the Millis Consortium. She said they had extended the joining time from July 15 to August 15. The Board agreed that a report is needed from the Recycling Study Committee before a decision can be given by the Selectmen. The Committee would need the Board's approval to spend the 20¢ per resident that town meeting voted for. The Board said again this is only a study committee that was formed, and they have to come back to the Board with their recommendations.
- ° Mrs. Allen told the Board that Joe Leone had expressed concern over a neighbor, the Newbauers at 4 Ohlson Circle. He said that they do not want to put a fence between their house and the pool. The Board said that the pool has to be isolated, and if they want to appeal the decision, fine.
- ° Mrs. Allen made note that the Board had the CRPCD's FY'91 budget to review.
- ° Mrs. Allen said that Mr. Lee had received the police detail fees for April and May from the China Lotus. The cutting back of hours from 2 a.m. to 1 a.m. did prompt the payment. Mr. Dronzek said he wants to discuss the time of closing when licenses are renewed.
- ° Mrs. Allen discussed with the Board the payments the sub-contractor had not received for the new fire station, and it was because the contractor had withheld payments to the sub.
- ° Mrs. Allen discussed the letter received from the MMA and local aid 4% cut.
- ° Mrs. Allen discussed the notice from the ZBA concerning the Town's abutting the property of Mr. and Mrs. Cornetta at 325 Village Street. Mr. Dronzek made the motion that the Board send a letter stating their objections to the approval of the petition because of parking problems; Mr. Borek seconded.
- ° Mrs. Allen asked the Board if anyone was going to the MMA trade show/ annual meeting to be held on January 24-27. Mr. Borek and Mr. Johnson said they would go.
- ° Mrs. Allen said that Mrs. Mogle called Joe Leone and told him that the fence had been put up around her pool at 9 Brigham Street.
- ° Mrs. Allen asked the Board if they had gone out to review the Maple Street area intersection. They said they had, and Mr. Dronzek felt one way should lead into the development, and another way to lead out. Mr. Borek said that at the present time, the Board had not seen the site plan for the sub-division, so no decision could be reached. Mr. Borek asked Mrs. Allen to write a letter to Chief Lambirth stating that the Board does not want to make a decision until they see some plans, after which they will contact the Planning Board. The Board would like the Planning Board to show specific emphasis on traffic flow.

- ° The Board discussed a citizen's letter in reference to her property on Evergreen Street. The Board said that Stepping Stone Brook wants to run where it is supposed to run. A cease was put on by the Conservation Commission to not fill in the brook anymore. Mr. Borek asked Mr. Higgins if he could look at the culvert and clean some of the debris out of it for now.
- ° The Board said that advertisement should be placed in the paper for a mechanic for the Highway Department.

The meeting was adjourned at 10:55.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf

Permanent Fire Building Committee - John Clark - alternate

Dispatcher - Chad MacInnes

" - James Mill

" - Tina Roberts

Special Police Officer - David P. Duncan (photographer)

" - Chad MacInnes

Veterans Agent - Anthony J. Mastroianni

Municipal Building Utilization Committee - Edward Duggan - Rep. citizen-at-large

" - Diarmuid Higgins - Rep. Dept. Head

" - ~~Joseph Leone - Rep. Board of Selectmen~~

" - David Vertolino - Rep. FinCom

Insurance Committee - Ruth Allen

" - Frederick Lee

" - Margaret Tighe

" - Francis Gallo

" - Gerald Tracey

" - Mary Shea

" - Richard Flaherty

" - Charles Bresnahan



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

July 23, 1990

- | | |
|-----------|---|
| 7:00 p.m. | ° Open meeting, sign warrants, approve minutes of 7-9-90 meeting. |
| 7:05 | ° Bid opening - fuel bids. |
| 7:10 | ° Mr. and Mrs. George Caram, Holliston St.
re: drainage problem. |
| 7:30 | ° Public Hearing - Boston Edison
re: pole location - new fire facility. |
| 7:35 | ° Ideal Cab & Airport Service
re: taxi licenses. |
| 7:45 | ° Job Classification Review Board and
Finance Committee
re: Personnel Policies. |
| 8:00 | ° Robert Saleski and Sal Spataro
re: Earned Educational incentive payment. |
| ---- | ° Old Business. |
| ---- | ° New Business. |

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant Ruth Allen.

7:05 p.m. ° The Board opened the meeting and voted unanimously to approve the minutes of 7-9-90. The Board signed the warrants.

7:06 ° The Board opened the bid received from Nydam Oil of Linwood for fuel for FY'91. Prices stated were: \$.8582 for no-lead; \$.9017 for no-lead plus; \$1.0062 for super no-lead (92 octane); and \$.6531 for diesel. Mr. Dronzek made a motion that Nydam Oil be awarded the contract for \$1.0062 for super no-lead; Mr. Johnson seconded; all in favor, aye.

7:10 ° Mr. and Mrs. George Caram of 124 Holliston Street came before the Board to discuss the on-going problem with drainage on their property. They stated the problem had been in existence for two years, and no resolution has occurred to date. Mr. Borek was told the Carams had received a copy of Commonwealth Engineers' letter of May 7 wherein they state they feel the pipe is on the Carams' property. Triad Construction does not feel they have encroached on the Carams' property. Mr. Borek said a letter should be sent to Triad enclosing a copy of Commonwealth Engineers' findings. Commonwealth Engineers also stated in their letter that a subsequent letter would be forthcoming with water flow calculations. Mr. Caram felt that the pipe going from the detention pond was at the same level as the water, thereby doing nothing. Mr. Caram again stated that this is a problem that should be handled by either Triad Construction or the Planning Board. Mr. Borek said the Planning Board was to get the answers to two questions: 1, whether the head wall and pipe were on the Carams' property or on town property - a survey of which was not done; and 2, water calculations - which had not been received yet. Diarmuid Higgins, who was present at the meeting, suggested an impartial party could review the situation, possibly the County Engineer.

Mr. Borek then went and spoke to Jim Brodeur on the phone. Mr. Brodeur told Mr. Borek that at the Planning Board meeting scheduled for the next night, July 24, Commonwealth Engineers was coming to speak to the Board at 8:30 p.m., with regard to these water calculations. Mr. Brodeur also told Mr. Borek that Jonathan Bruce is now putting stone bounds on his property - after that, he can measure from the stone bounds. If the head wall and stone wall are not on town property, Jim Brodeur has his commitment that he will move them, and pay for it to be done.

Mr. Borek suggested a letter be written to the Planning Board asking for a report of the July 24 meeting, and to quickly resolve the problem. He said that Jonathan Bruce must have told the Planning Board that he would have gotten rid of surface water, and that there would be no increase of water flow. Mr. Borek said if Commonwealth Engineers say there is an increase in flow, then something will have to be done.

Mr. Caram said he had a botanist come in who said that two acres of his property was wetlands, and one acre of wetlands was being created there because of all the water there. Mr. Dronzek reiterated what Mr. Borek said in that the Board wants a copy of the Planning Board's report on the subject, and to have the Planning Board move quickly on this.

Mr. Caram said he is trying to handle this peacefully, but two years was a long time. He stated hydrologic studies should be in their hands now showing what the water flow was before, and what it is now.

Also, with the paving of the area, the water can't be absorbed into the ground as it used to; it will run somewhere else. Mr. Borek said again that the letter will be written, and then action will be taken. Mr. Dronzek mentioned that it would have helped if the Carams had been advised of any action on the part of the Planning Board. Mr. Caram said he had no problem with the subdivision coming in, but the problem with the constant water run-off and pipe situation was frustrating after two years of going back and forth between boards. The Board advised the Carams to try and attend the Planning Board meeting and let themselves be heard.

- 7:45 ° Edmund Kelley, representing Boston Edison, was present to petition for the moving of existing pole #24/26 more westerly on Milford Street, as the pole is now in the way of the driveway for the new fire facility. Sam Winiker, an abutter, was present and said he did not like the guy wires and lines to be on his property. He was told they would not now be on his property, with the change in the plans that were made. He still objected, however, to having the wires in front of his property because they would restrict any future construction in that area. Mr. Winiker asked if the wires and the pole could be moved more easterly, completely off of frontage of his property, and said why couldn't the driveway be moved over several feet to allow for that? Mr. Borek said we could issue a permit saying the pole has to be on lot line. Mr. Winiker said that was fine, but 8-10' of wire would still be in front of his property.

Dick Brown, who was present at the meeting, said the Fire Building Committee had determined that according to law, a certain number of feet from the corner had to be left before a driveway could be put in. He said the committee would be happy to look over the area again to see if the driveway could be put in a more easterly direction than originally planned. Mr. Dronzek made the motion that the petition be accepted with the exception that pole #24/26 be placed as far easterly of the proposed point as is possible for relocation. This was then cancelled because correct wordage is necessary.

Mr. Dronzek then made the motion to table this petition until word is received back from the Fire Building Committee about driveway stipulations, and discuss this at the next Selectmen's meeting on August 6. Mr. Kelley was told he could go and see anyone at the trailer site to discuss the pole and driveway location; then the Fire Building Committee would meet on July 31 - with the Selectmen meeting on August 6 - with possibly another petition to put on the agenda for that meeting.

- 8:10 ° Donald Campbell representing Ideal Cab & Airport Service came before the Board for taxi licenses. He stated his garage is located off Hartford Avenue in Bellingham. Mr. Borek did not have any objection to his running the taxi service in Medway, as it would be an additional service to the residents. Mr. Dronzek then stated that a license might not be necessary. He felt if he was going to pick up and discharge in Medway, he would need a license; but if he was going to just pass through, he didn't. Corinne O'Callaghan-Fallon, who was present at the meeting, said she did not know of any town by-law on this matter. Mrs. Allen felt that as long as his base was not in Medway, he did not need a permit. It was agreed by the Board that this was the case, and no permits were needed to be issued.

8:15

° Members of the Job Classification Review Board and the Finance Committee, Donald Cantin and Dick Brown, came before the Board to discuss personnel policies. Mr. Brown stated that he felt it was a continuing problem that the town did not have any set personnel policy for its permanent employees, both part-time and full-time, that did not have a labor contract. He said the MMA had a handbook that was a personnel system guide for written personnel policy, formal salary structure, and job description. He felt there was nothing at this time that covered these issues in a written form and that covered such items as recruitment, job opportunities, advertising for vacancies, leaves of absences, etc. He said we seem to handle each situation as it arises. He said he spoke to Mary Shea, Town Accountant, and she felt it would be good to have more guidelines as to vacations, etc. Also, she felt that any changes in salary should go into effect the following fiscal year. Mr. Brown felt there was no clear direction for clarification. The only thing on personnel policy was a 1½ page of information on vacations and holidays. He was suggesting that someone or a group be formed to collect information and try to adopt a personnel policy for the Town of Medway.

Mr. Borek felt that the citizens of Medway should be the ones to decide if they needed a personnel policy for Medway, through an article on town meeting warrant. He felt that if there was a personnel board, they would be making some of the decisions that the individual boards have been making in the past. Mr. Brown felt the town would be shocked to discover the town did not have a policy to cover its employees, and no set rules and regulations. He said there was no consistency - for example, some employees make up the Friday afternoons, and some don't when offices close at 1 p.m. during the summer; it's not fair.

Mr. Borek felt the JCRB was taking on more responsibility than it was designated for at town meeting. He said it seems that the idea of hiring and firing people almost sounds like something the JCRB thinks it should do. Also, if a boss denies an employee his raise, it sounds like the employee may feel he has to go to the JCRB to protest. Mr. Brown said the JCRB is to aid in job descriptions and to put employees in a grade and step. Mr. Cantin said at town meeting, voters asked for a JCRB to represent employees who do not have a union, or for collective bargaining unit to represent them for grievances. Mr. Borek said no, the JCRB was to study the status of employees; and Mr. Borek felt this whole idea was starting to draw alot of flack.

Mr. Brown said the JCRB cannot hire and fire - they can only make recommendations. Mr. Borek again said the town should vote with an article on a warrant if they want such a policy or such a board; however, the Selectmen have been given the authority be election to hire and fire. Mr. Dronzek said the gentlemen were not recommending a personnel board, but to establish a group to establish personnel policies to explain vacations, holidays, how they are earned, jury duty, bereavement leave, etc. Now each employee has to go to his individual boss, and his boss doesn't really know what he is entitled to. There should be a handbook.

Mr. Brown suggested that the Administrative Assistant ask the MMA to send her the guidebook, and to also send a letter to neighboring towns to ask for a copy of their personnel policies. Mr. Dronzek and Mr. Johnson felt that was fine. Mr. Borek said there never was a sick leave policy because those that work for the town are treated as family. Mr. Brown said he is not suggesting a personnel board. Mr. Borek said there is a problem with people saying who should get what salary - he didn't want to see the Selectmen lose that responsibility.

Again, Mr. Brown said that everyone doesn't go by one set policy - each department is different. Mr. Borek said that everyone interprets the Bible differently too. Mr. Dronzek said consistency is needed. Mr. Borek felt you couldn't tell elected people what to do. Mr. Dronzek said we can adopt a policy. Mr. Borek said if we start to set policy, everyone is going to want to join a union - there is a difference between school and town officials. Mr. Dronzek said uneven requests forms a union. Mr. Brown felt that a by-law could be instituted after a policy was reviewed. Mr. Borek wanted to know legally if an elected board can tell another elected board what to do. He said the Board of Selectmen would discuss the subject and get back to them.

- 8:50 ° Sgt. Saleski and Patrolman Spataro came before the Board to discuss earned educational tuition payments. Reference is made to Chief Lambirth's letter of July 19 to the Board. The letter states that Mary Shea needs authorization from the Board to pay longevity, educational and EMT stipends; and adjustments need to be made because of the pro-rated clauses in the contract. Sgt. Saleski felt these could be drawn upon as of July 1. He stated that it has always been policy that whatever credits are earned in one fiscal year are drawn upon during the next fiscal year at a rate of \$5/credit earned; and for an associates degree, at 5% of the yearly salary when earned. Mr. Dronzek felt that Officer Spataro should get 10 years of educational credit because he got his degree in 1980. Sgt. Saleski felt that Officer Spataro is still owed for 1990. Mr. Borek felt that an officer should not have to wait until next year to get paid, and wanted to check this out. Mr. Johnson felt that each credit should be paid for as it is earned. Officer Spataro said he was the first member of the police force to retire, other than Chief Giallanardo, and the first member to utilize the payroll adjustments. Mr. Dronzek said the school contract is the same - no one is paid until the next contract date; it is not retroactive. Mr. Borek said they have to look at the 1980 contract, and get a legal interpretation. Sgt. Saleski felt he was owed 1/6th more of his salary for July and August. Mr. Borek said that Officer Spataro is asking for full payment for a few months credit, and he did not feel the Board could do that. He felt he is only owed for May and June of 1980.

Sgt. Saleski said when he and Sgt. Malo came to the Selectmen after they got their associates degree, they had to wait until the next fiscal year to collect their payments. Mr. Dronzek said the July 1, 1990 payment is for fiscal year 1990. Mr. Borek said he also earns credit for two months of an associates degree minus \$5 for each credit. Mr. Dronzek said the Board cannot pay out of Fiscal Year 1991 funds for 1990 Fiscal Year expenses. Sgt. Saleski said the members of the Board in office during 1980 can be contacted to see what the intent was meant in the contract. Mr. Borek said they can only go on contacts of July 1981 to July 1990. Mrs. Allen suggested going back through payroll records. Mr. Dronzek said when someone is terminated, education would be pro-rated. The question then was should someone get a full year's allowance of 5% annual yearly base wage upon attaining an associates degree? The Selectmen said no; Sgt. Saleski and Patrolman Spataro and Officer Grimes said yes. Sgt. Saleski said the police and Selectmen came up with the contract - they should be able to agree on it. He also said no one knows when someone is going to get a degree, so it can't be budgeted.

- ° Mrs. Allen said that Mr. Dronzek had been able to sign the proclamation for Officer Spataro, and that she had signed for Mr. Borek and Mr. Johnson and initialed it.
- ° Mrs. Allen mentioned that the MAPC needed a representative for the MetroPlan 2000 program - the Board suggested Brian Bishop-if he would like to do it.
- ° Mrs. Allen was in receipt of a letter from the Municipal Building Utilization Committee asking for what space requirements the Board of Selectmen required. Mrs. Allen wrote them a letter saying if the Board of Health and the Finance Committee moved their filing cabinets, there would be adequate room.
- ° Mrs. Allen was in receipt of a letter from the CLT (Citizens for Limited Taxation) concerning the rollback to 1988 figures that they are in favor of and a product boycott. The letter was sent unsigned.
- ° Mrs. Allen was in receipt of a request by John Boczanowski on behalf of those who live on Fairway Lane for a block party on Saturday, August 4, with a rain date of August 5, from 10 a.m. until 5 p.m. at Fairway Lane. Mr. Dronzek made a motion that the permit be granted subject to the acceptance of the police department; Mr. Johnson seconded; all in favor, aye.
- ° Mrs. Allen brought up the subject of Duane White who does not have a permit yet, and has an above-ground pool installed and filled with a fence around the property. The Board asked Mrs. Allen to write him a letter instructing him to put a fence around the pool until a decision has been rendered from the Zoning Board of Appeals on the variance for his pool.
- ° The Board looked over the appointments. Mr. Borek read the list, and put aside the appointments of anyone that the Board members felt should be reconsidered further. Not accepted were the Building Inspector, the Animal Control Officer, and the Hazardous Waste Coordinator; for all the rest, the Board made the appointments as per the attached list and signed the appointment slips.

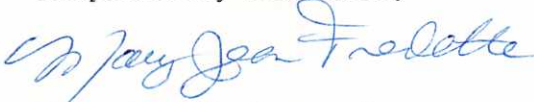
The name of Samuel Mushnick was nominated as a citizen-at-large for the Job Classification Review Board by Mr. Borek; Mr. Johnson seconded; all in favor, aye.

- ° Mrs. Allen was requested to get the minutes of the public hearings on Massasoit/Massapoag, as well as the Street Naming Committee's written reasons for deciding to name the streets as they did, and forward this information to the Commonwealth of Massachusetts - DPW.
- ° Mrs. Allen said that the Town will have to do something about the gas tanks in 1993 according to Chief Vinton, so we should start thinking now about that. Mr. Borek suggested a letter be written to the FinCom and the CIPC advising them of our intentions to do this in the future, and the needs of the Town to replace, a major capital expenditure at the town barn. Mr. Borek also suggested that they be told this is the situation because of the new rules and regulations that are in force at this time. He also requested a copy be sent to the Water/Sewer Board for their information.

- ° The Selectmen decided to meet with Mary Shea on Wednesday, July 25 at 3:30 p.m.

The meeting was adjourned at 11:45 p.m.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf

APPOINTMENTS

FY'91

Town Counsel - Richard D. Maciolek
 Special Town Counsel - Greg Barnes
 Director of Civil Defense - Wayne M. Vinton
 Assistant Inspector of Buildings - Philip Parchesky
 Wiring Inspector - Robert Belland
 Associate Wiring Inspector - Frederick Bodge
 Gas Inspector - Robert Coakley
 Associate Gas Inspector - Robert Heavey
 Fence Viewer - W. David Lambirth
 Tree Warden/Moth Agent - John R. Slatkavitz
 Sealer of Weights & Measures - Philip Parchesky
 Veterans Grave Officer - Allan G. Osborne, Sr.
 Representative to Metropolitan Area Planning Council - Brian Bishop
 Representative to Regional Vocational High School - John C. Hurley
 Parking Clerk - Margaret Tighe
 Town Hall & Library Custodian - Walter Mahoney
 Zoning Board of Appeals - David Harrington - thru 6/30/93
 Finance Committee - Richard Brown - thru 6/30/93
 " - Anthony Kalicki - "
 " - J. Jay Newton - "
 " - Richard Pfeiffer - "
 Capital Improvements Program Committee - Charles R. Stuart - thru 6/30/93
 Industrial Development Finance Authority - Joseph A. Velardi - thru 6/30/95
 Historical Commission - Nancy Skeens - thru 6/30/93
 " - Mary Ellen Lavenberg - thru 6/30/93
 Norfolk County Advisory Commission - John E. Dronzek
 Arts Lottery - Linda Reynolds - thru 6/30/92
 " - Sally Nolan - "
 " - Virginia Hochella - "
 Cemetery Commission - Roger Converse - thru 6/30/92
 Conservation Commission - Mary Ann Kurjanowicz - thru 6/30/93
 " - Raphaela Rozanski - "
 Council on Aging - Paul P. Bisson - thru 6/30/93
 " - James F. Gallagher - "
 " - Joyce Hofstra - "
 " - John Ryan - thru 6/30/92
 Sworn Public Weigher - Peter Bates
 " - David Consigli
 " - Jeffrey S. Mushnick
 " - Michael Mushnick
 " - Samuel W. Mushnick
 Computer Committee - Mary Shea
 " - David Button
 " - Mark Flaherty
 " - Frederick J. Lee
 " - Hugh McLaughlin
 " - Yogen Pathak
 " - John J. Anderson
 Permanent Fire Building Committee - Wayne M. Vinton
 " - Michael Rojee
 " - Edward A. Borek
 " - Charles R. Stuart
 " - Richard Brown
 " - Elizabeth Henderson
 " - Edward J. Duggan
 " - Warren Falzone - alternate
 " - Robert Ferioli - alternate

Permanent Police Building Committee - W. David Lambirth
 " - James Brodeur
 " - Richard Coakley
 " - Bernard Cornelia
 " - John Doven
 " - Richard Malo
 " - John E. Dronzek
 " - Nicholas S. Vouriotis

Street Naming Committee - Richard Malo
 " - Veronica Clark
 " - Charlene Saunders
 " - Constance Sheehy
 " - Mary Jane White

Job Classification Review Board - Michael Bhatia
 " - Richard Brown
 " - Donald W. Cantin
 " - Walter J. Johnson
 " - Samuel Mushnick

Local Water Resource Management Official - Gardner M. Rice

Affordable Housing Committee - Robert Dubovsky
 " - Helen Luccio
 " - Elsie Robinson
 " - Teresa O'Brien

Constable - Michael Mushnick

Police Department:

Dispatchers - John Rojee
 " - John K. Dronzek
 " - Gerard Copeland
 " - Jeffrey Watson
 " - Brian Smith
 " - Linda Myers
 " - John Reardon
 " - Richard Simard

Special Police Officers - Richard Simard
 " - John Rojee
 " - John K. Dronzek
 " - Jeffrey Watson
 " - Gerard Copeland
 " - John Clark (Legion Hall)
 " - Gordon Crosby (VFW)

Traffic Crossing Guards/Matrons - Dorothy Anthony
 " - Veronica Clark
 " - Diane Piacentini

Special Traffic Crossing Guards - Tina Roberts (Matron also)
 " - Nicholas Cipoletta

Memorial Committee - Col. Michael F. Matondi
 " - Francis D. Donovan
 " - Robert Goode
 " - James Cottam
 " - Patricia Misiuk
 " - Allan Osborne
 " - Donald Schwendenmann
 " - Frederick Souza
 " - Helen Wickstrom
 " - Joseph Roy



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

JULY 9, 1990

- | | |
|-----------|--|
| 7:00 p.m. | ° Open meeting, approve minutes of 6-25-90 meeting, sign warrants. |
| 7:05 | ° Gardner Rice -
re: property at 7 Charles St.;
gas tanks at Highway Garage. |
| 7:20 | ° Joint meeting with Board of Health to fill vacancy. |
| 7:30 | ° Public Hearing - N. E. Telephone Deerfield/Fisher Streets. |
| 7:40 | ° Joseph Malloy -
re: earth removal permit. |
| ---- | ° New Business |
| ---- | ° Old Business |

Present: Edward Borek, Walter Johnson and Administrative Assistant Ruth Allen.
John Dronzek was absent.

7:00 p.m. ° The Board opened the meeting and voted unanimously to approve the minutes of 6-25-90. The Board signed the warrants.

7:05 ° Gardner Rice was not present for his appointment.

- ° Corinne O'Callaghan-Fallon, who was at the meeting, asked the Board if they had any more information on the insurance data she had asked for concerning premiums of the Assistant Town Clerk while on leave of absence. She had asked for a copy of the legislation from the Treasurer/Collector on the matter, and had not received it as yet.

Mr. Borek informed Mrs. Fallon that John Dronzek had checked into this, and the cafeteria staff were on a 12-month plan contract with their union, regardless of their not working during the summer. Mr. Borek also told Mrs. Fallon that Mrs. Berset had asked for a leave of absence, unlike the cafeteria employees who do not. He also stated that if Mrs. Berset pays the full amount during her absence, that it was fine with the Board.

Fred Lee, who was at the meeting, informed the Board that this was the usual procedure in the past.

7:20 ° Philip Parchesky was present representing the Board of Health for a joint meeting with the Selectmen in appointing a member to the Board of Health to fill the vacancy created by the resignation of George Lee. John Williams, Bob Collum, Nancy Russell, and Helena Burke had submitted resumes to the Boards.

Mr. Johnson made a motion that Mr. Borek be appointed chairman of the joint meeting; Mr. Parchesky seconded; all in favor, aye. Mr. Parchesky nominated Mrs. Russell, Mr. Johnson seconded. As there were no other nominations, it was voted unanimous to appoint Mrs. Russell to the Board of Health.

- ° (Gardner Rice stopped in, apologized, and asked the Board to call him in at the end of the meeting.)

7:25 ° The Board discussed the letter received from C. Russo Insurance Agency stating that Tim Coakley, Clerk of the Works for the new fire station, was unable to obtain workers' compensation insurance because he is part of an unincorporated business.

Mr. Borek said it was up to the Permanent Fire Building Committee to have asked them for their insurance certificate and workmens' compensation. He suggested the committee sign a release of waiver, but to have Mrs. Allen check with Town Counsel to see if the Selectmen have to sign the waiver, or if the Fire Building Committee can do it. Mr. Lee wondered how he was appointed Clerk of the Works without the proper documentation being presented prior to the appointment. Mrs. Allen said Town Counsel had reviewed the contract for content, and had approved it; the Committee itself should have inquired about the insurance, and told him to get it if he didn't have it.

7:30

- ° Ken Carlson, representing Boston Edison, was present to petition for two stub poles on Fisher Street. He explained the poles would be placed there just to stabilize existing poles, and anchors for the poles would be put on conservation land, already approved by the Conservation Commission.

Al Fraser, an abutter, was present and expressed his concern for the guy wires being detrimental to children's safety there. Mr. Borek explained that Boston Edison usually puts a yellow shield over the wires so everyone is aware the wires are there. After satisfying his concerns, Mr. Johnson made a motion that New England Telephone and Boston Edison be allowed to install two stub poles across from the existing ones to be known as #52/46S and 52/47S with anchoring devices, and to have protective yellow shields put on the guy wires; Mr. Borek seconded; all in favor, aye. The petitions were signed.

7:45

- ° Joe Malloy came before the Board to discuss his earth removal permit. Mr. Malloy said the loam is in the corner lots #14 and 15. The Planning Board agent had estimated that there is 2,000± yards of loam. He said none of the lots have been scraped, and he wants to keep 60-70% of it just in case he needs it. He said it is loam strictly from the road. He doesn't think he'll have much problem getting rid of it as several people have already approached him. Mr. Johnson asked him about natural ground; and Mr. Malloy said there was about one foot of loam.

Mr. Borek said that the permit would be for 2,000 yards, and then if it was different than that, to come to the Selectmen. Mr. Johnson made a motion that Mr. Malloy be granted an earth removal permit to remove earth amounting to 2,000 yards from the Orchard Heights subdivision; Mr. Borek seconded; all in favor, aye. The Board signed the permit with copies going to the Planning Board, Conservation Commission, and to the Police Department.

7:55

- ° Fred Lee asked the Board for assistance in collecting police detail fees from the China Lotus. Mr. Lee stated they recently just collected for the April detail, even though China Lotus gets billed soon after the detail is done. Mr. Johnson made a motion that Mrs. Allen write to the China Lotus asking for prompt payment. Seconding the motion, Mr. Borek added the addendum that there would be restrictions put on his license if they did not comply; all in favor, aye.

8:00

- ° New Business
- ° Mrs. Allen discussed Attorney Maciolek's letter with the Board concerning his interpretation of the town vote for equipment and furnishings for the new police and fire stations. Mr. Maciolek said the vote included the cost of the equipment and furnishings.

Mr. Borek said, however, that he asked for a list of items from both committees to be submitted to the Board by July 18, and as yet, they had not complied. Mr. Borek asked Mrs. Allen to send a letter to both committees reminding them that they list both the major and minor items they were requesting, and with a quote, not a rough estimate of those items. He also said that there would be no payments made by the Town Accountant until the Board was presented with that list. Mr. Borek requested that the letters be hand-delivered to the committees. Mrs. Allen had made a copy of Attorney Maciolek's letter for Mr. Lee and Mrs. Shea - Chief Lambirth had already received a copy. Again, Mr. Borek said he wants two lists from each committee.

- ° Mrs. Allen told the Board that the Town Clerk had received a letter from Jennifer Lyons concerning a rock that she had hit with her car while driving in Medway on May 9, 1990. She was informing Mrs. Fallon that the Town should pick up the cost of the damages to her car. Mr. Borek asked Mrs. Allen to write Ms. Lyons a letter telling her that since the Town did not know about the rock being in the road that the Town was not responsible.
- ° Mrs. Allen told the Board that the chairman of the Historical Commission was recommending the appointment of Gwendolyn Hendry of 13 Highland Street to the Commission, to fill the vacancy created by the resignation of Leslie Dixon. Mrs. Lavenberg informed the Board that there is still one other vacancy. Mr. Johnson made a motion that Ms. Hendry be appointed to the Historical Commission; Mr. Borek seconded; all in favor, aye.
- ° Mrs. Allen was in receipt of a letter from District Council of Eastern Massachusetts Bricklayers and Allied Craftsmen asking for documentation on payroll expenditures for the new police facility in its entirety, as well as prevailing record of wages. Mr. Borek asked Mrs. Allen to send them a letter telling him he can send a representative to do the research and look at the records, and to make an appointment ahead of time so the Clerk of the Works would be available. He also wanted to know if we would waive all search and duplication fees. Again Mr. Borek said no.
- ° Mrs. Allen was in receipt of a letter from Dudley Towner Service Inc. questioning the award of the contract for the radio tower to Industrial Electric & Electronics Inc. Mr. Borek said the Board of Selectmen can do nothing about their concern as everyone is issued the same specifications. Mr. Johnson suggested Mrs. Allen write them a letter informing them of this, and to say that all bids were in accordance with state regulations; Mr. Borek seconded; all in favor, aye.
- ° Mrs. Allen was in receipt of a letter from D. Mosca about extra territorial rights for police details. Mr. Borek wanted Mrs. Allen to make sure that the Police Chief received a copy.
- ° Mrs. Allen talked to Town Accountant, Mary Shea, about change orders for the new police and fire facilities. Mrs. Shea felt that those who signed the contract should sign the change orders. Mr. Borek felt that the orders cannot wait for when the Selectmen meet. Since each committee has at least five members, he felt members of the committees could sign minor orders, but to let Mrs. Shea know about the major ones, so she could inform the Selectmen. Mr. Borek suggested that a ceiling of \$4,000 be used. Mrs. Allen is to let both committees be aware of this.

8:15

- ° Old Business
- ° Mrs. Allen was in receipt of a letter from 14 Sanford Street Corporation concerning the oil spill. Mr. Borek said it was a dead issue. All information that came back to the Board indicated no responsibility on the part of the Town of Medway, and they were the ones that called Clean Harbors, not Medway. 14 Sanford Street Corporation had made a decision without any determination from Medway having been made. DEQE was there, so they were aware of the situation. Mr. Johnson agreed.
- ° The subject of the Maple Street intersection was discussed. Mr. Borek said it would be best to wait and discuss this when there was a full board. Mr. Borek also suggested that the Selectmen get together over a weekend

with Diarmuid Higgins, Chief Lambirth, and Officer Bates and look the area over. Mr. Borek reiterated that the new development does not come out on Winthrop Street, but Maple Street, so that what is on paper is not quite right.

- ° The subject of reappointments was brought up. Both Mr. Johnson and Mr. Borek agreed to wait until there was a full board before discussing these on July 23.
 - ° Mrs. Allen brought up the subject of a highway worker who was brought in at a wage prior to the Job Classification Review Board being formed. She suggested that this person be put in a grade and step, and Mr. Johnson said he would bring this back to the JCRB.
 - ° Mrs. Allen reminded the Board that a citizen-at-large will be needed for the JCRB, and that we will have to advertise for this.
 - ° Mrs. Allen told the Board that Bob Tedford of the Highway Department would be retiring in September. Diarmuid Higgins said he wanted to go to various towns and see how they advertise and hire for this position of mechanic. Mr. Borek suggested that a job description be written up prior to September, and then we can advertise if the Board agrees.
 - ° The subject of barrels and painting of crosswalks was discussed.
- 8:30
- ° Gardner Rice and the rest of the Water/Sewer Board, Bob Heavey and Ron Wilson, as well as Water Supt. Mark Flaherty, came in to talk to the Board concerning two letters that Mr. Rice had written.
 - ° Before the letters were discussed, Mr. Rice made the point that he would like to see the Town do something about the Charlie Norman property at 311 Village Street, and to see the Town purchase it if possible for use as a park, stating across the river is 100 acres of conservation land belonging to the Town of Franklin. He suggested that a representative from a couple of the Boards get together to discuss this. Mr. Borek told Mr. Rice that a letter has been written to counsel; that in 1988, the Board of Selectmen took steps to get the buildings condemned; and only the Board of Health has the power and right to do all that is necessary - and they have not done the job. Mr. Borek explained to Mr. Rice that the Board of Selectmen have tried to talk to Charlie Norman in the past, and the Board had to go to the County Commissioners just to get a small piece of property. Incidentally, a small piece of one of the buildings is on town property.
 - ° Mr. Rice and the Board then discussed the Holmberg property at 7 Charles Street. The Water/Sewer Department spent money to detour the sewer line. W/S talked to them at that time about two homes being on one water meter, and also hooking up the barn to water/sewer; now he could decide to go to the ZBA and claim hardship, and Mr. Rice does not want him to do that intentionally.

Mr. Borek questioned how the ZBA could grant a variance without water/sewer being approved. Mr. Johnson said, as building inspector, he had received a complaint that someone was living in the barn, and that started the investigation. It was noted that Mr. Holmberg was granted a special permit. Mr. Borek said the ZBA should check for special conditions. Mr. Rice said at least it's all documented, so he can't claim hardship. Mr.

Borek requested a copy of the ZBA's decision and stipulations for the next meeting of July 23, as well as a report from the building, wiring, and plumbing inspectors in reference to the variance. He said we will start again, and get the information first before we proceed.

- ° Both Boards then discussed the gas tanks at the highway garage. Mr. Borek began by saying that the Water/Sewer Board should know that the Board of Selectmen would not jeopardize anything. He was disturbed, however, that this subject was brought up at town meeting, as the article on the floor was for just changing the pumps and meters. He stated that the Board wanted to come up with new tank tops, but Mr. Rice's problem was with the tanks, and the town meeting was not for that. He felt that Mr. Rice passed on to the residents a bad impression as to what the Board was doing. Mr. Rice said he would do it again.

Mr. Rice said that with previous boards, he was told to bring it up in public, and that a letter should be in the files to this effect. He stated that changing pumps is not a bad idea, but checking the tanks under pressure is a problem. Mr. Borek said that the tanks are checked by an official, so the Town has done its obligation. Again, he said the subject should not have been brought up without giving the full facts.

Mr. Rice said that under pressure, a leak can be created while testing. Gas stations have to be in cement casings, he said. Mr. Borek differed. Paul DeSimone had said if a tank is put in fibreglass and anchored in cement while in the ground, that is fine. Mr. Borek said that in the future when new tanks are put in, they will be in fibreglass.

Mr. Wilson said that even though they are not leaking now, he is afraid they may eventually leak. Mr. Borek said the law states when by age the tanks have to be replaced. Mr. Higgins concurred that they have no intention of letting the tanks go. Zecco has inspected the tanks on a yearly basis, with the next one scheduled for October.

Mr. Borek stated when the Oakland Street well was put in, there were complaints because it was so near to the railroad tracks and diesel fuel. Apollo and Newton tanks are still in the ground - there are tanks all over town.

Mr. Rice said that now that he has spoken up, this subject is out in the open, and we can make sure the tanks would be in fibreglass, and questioned the future. Mr. Borek said the tanks are tested, and when the time comes to replace them, fibreglass will be used.

Mr. Rice at this time brought up the subject of Innovative Coatings at the Industrial Park, and asked why the Board wasn't notified - Mr. Borek corrected him, they were. Mr. Rice said not until after the meeting - Mr. Borek differed, and Mrs. Allen produced a copy of the letter. Mr. Borek said that the Selectmen had asked for the approval of Millis Conservation and Millis Water/Sewer. Mr. Rice said that his Board had not talked to Mr. Rosenfeld - Mr. Borek said Mr. Rosenfeld has said he has spoken to Mr. Flaherty.

Concerning a spill, Mr. Borek said that plans were submitted for an emergency spill connection; that the Conservation Commission has put in stipulations too; and guidelines were given for a spill and fire in the building. He stated that Innovative Coatings went through a very tough scrutiny.

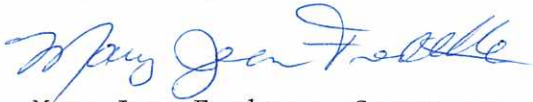
- ° Mr. Rice brought up the subject of Mr. Wilson and the problems on Alder Street with Boczanowski taking over where Lindsey left off. He said the contractor destroyed the street to put the water main line in. Mr. Wilson said that Water/Sewer only says that water is available for a development. Mr. Rice said that Water/Sewer can't enforce that the contractor fixes the street. Mrs. Allen said that the Town of Medway still has Lindsey's bond money. Mr. Borek said money is set up for the work that is required. Mr. Flaherty stated that a \$750 bond is set aside for street opening. Mr. Borek said the permit states the street is to be repaired and/or replaced, and that \$750 handles most projects on the average. Mr. Flaherty said it would cost \$950 to put a trench patch in. Mr. Borek said that the Selectmen's Office grants a permit for the opening of a public way and that's all. Mr. Wilson said that the Town has no protection if the contractor leaves - Mr. Borek said that we have \$750, just the fee for opening public ways. Mr. Flaherty then asked who is responsible? Mr. Borek said that Mr. Higgins is responsible for gas and telephone street openings as he is under the Board of Selectmen; permission for water lines comes under water/sewer, Mr. Wilson then asked if a contractor would require two bonds - 1 for the Selectmen and 1 for water/sewer - Mr. Borek said yes. Mr. Higgins said we should set fees by lineal feet - \$750 is nothing. Mr. Rice said he believes the town is responsible for the highway (streets) - and water/sewer is responsible for water. He said when water/sewer is the contractor, water/sewer is responsible, but when the contractor is doing work for the town, it has to be the highway department. Mr. Wilson asked if town counsel could be asked for a clarification of what the Board of Selectmen and Water/Sewer are responsible for. Mr. Borek said that he has suggested before that a bank book be opened with the Town of Medway's name on it and a contractor's name, and that the bond money is ours until we are satisfied with the work.
- ° Mr. Heavey brought the conversation back to the tanks, and asked if there was a policy about tank replacement. Mr. Borek said that the tanks have to be replaced after 20 years. Mr. Heavey said that the groundwork should be laid down now. Mr. Borek said that in 1-2 years, the Town should be appropriating money for the replacement. Mr. Heavey asked if we were making contingency plans as a board. Mr. Higgins said he had prices of \$1.25-\$1.50 per gallon per tank, or from \$35,000-\$50,000 to replace the tanks (Zecco's prices). He said that Zecco is willing to come and talk to the Boards. Mr. Heavey again reiterated he is deeply concerned about the tanks.

Mr. Borek asked if the Water/Sewer Board would check the Veritas property. Mr. Rice said that even though the tanks are not leaking now, the potential is still there that it could pollute. Mr. Borek said Mr. Rice was questioning the testing that was done. Mr. Heavey said he is only asking for cooperation. Mr. Johnson suggested a meeting with Zecco. Mr. Wilson said that the only board that can enforce regulations is the Board of Health. Mr. Heavey said that the Board of Health is concerned about relocation, etc. for any future problems. Mr. Borek said that the Board of Health should be concerned about the Veritas property too. They should be concerned about what is going into the Charles River and into our wells. Mr. Rice said

that when the water is taken from the river, water is taken from the water table. Mr. Higgins said there is 1 gas tank and 1 diesel tank totalling 3,000 gallons for both at the highway garage. Again, Mr. Johnson said we should have another meeting. Mrs. Allen suggested she check with Chief Vinton, because she believed he had stated to her that within one year, all tanks had to meet certain state requirements. Mr. Heavey asked if they could meet in one month. Mr. Borek said he would bring the subject up at the July 23 meeting. He said again that he believed everything has been done correctly, and in 20 years, no one has brought up a problem with tanks. He couldn't understand why all of a sudden it is being brought up now. Mr. Rice said his Water/Sewer Board has brought this up before. Mr. Borek said they will discuss it on the 23rd as to what the Board should proceed to do.

The meeting was adjourned at 10:00.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

June 25, 1990

at: Medway High School

Room 111	7:00 p.m.	° Open meeting and open bids for radio tower for new Police Station
	---	° Decision on site plan for Innovative Coatings Inc.
Auditorium	7:30 p.m.	° Special Town Meeting
Adjourn to Selectmen's meeting room	Immediately following Town Meeting	° Meeting with: Treasurer Accountant Finance Committee Police Building Committee Fire Building Committee
		° Old Business
		° New Business

Present: Edward Borek, John Dronzek and Administrative Assistant, Ruth Allen.
Walter Johnson was absent.

- 7:05 p.m. ° The Board opened the meeting in Room 111 of the high school. The Board opened the radio tower bids for the police station: Dudley Tower of Easton, with no certificate of insurance, \$17,500; and Industrial Electric & Electronics Inc. of Kingston, with certificate of insurance, \$15,890.20. Mr. Dronzek moved that both bids be taken under advisement, with the suggestion to the Police Building Committee that they also consider both bids, and let the Selectmen know of their decision for their continuance of the Selectmen's meeting after special town meeting; Mr. Borek seconded the motion; all in favor, aye.
- 7:10 ° Representatives from Innovative Coatings Inc. were present to learn of the Board's decision on their site plan: Bill Pybas and Mr. Rosenfeld (George Maravelias came late). Mr. Borek said he would have liked an opinion from the Medway Sewer Commission as to the proposed tie-in with Millis. Mr. Rosenfeld said the Selectmen could sign the site plan subject to the approval of the Sewer Commission - Mr. Borek said fine. Mr. Rosenfeld said if they could have gone through Medway, they would have, but they had to go through Millis. Mr. Borek said they would have liked an opinion also from the Millis Conservation Commission. Mr. Rosenfeld said that if they were within 100' of wetlands, then they would have to have gone to the Conservation Commission, but they weren't. Mr. Rosenfeld said the Selectmen could sign the site plan subject to the approval of the Conservation Commission, if needed - Mr. Borek said fine. On that basis, Mr. Dronzek moved that Innovative Coatings Inc. be granted their site plan as submitted on May 30 and amended June 5, 1990, with the conditions of approval of the Millis Sewer Commission and the Conservation Commission if necessary; Mr. Borek seconded; all in favor, aye, as there was no opposition. The site plans were signed by Mr. Borek - one copy to Innovative Coatings, one copy to the Town Clerk, and one copy to the Selectmen.
- 7:23 ° The Police Building Committee came again before the Selectmen and recommended the low bidder on the radio tower, Industrial Electric & Electronics Inc. be awarded the contract. On that basis, Mr. Dronzek moved that the radio tower contract be awarded to Industrial Electric & Electronics Inc.; Mr. Borek seconded; all in favor, aye. The Selectmen asked Ruth Allen to send a letter to them telling them of the award of the contract.
- ° Mr. Dronzek moved that the highway bids be awarded to the low bidders, as recommended by the Highway Superintendent, Diarmuid Higgins; Mr. Borek seconded; all in favor, aye (copy attached).
- ° Mr. Dronzek made a motion that the Selectmen's meeting be adjourned until after the Special Town Meeting, to reconvene in the Selectmen's Meeting Room 2 at Town Hall; Mr. Borek seconded; all in favor, aye.
- 7:30 ° Special Town Meeting in the high school auditorium.

- 8:30 ° The Selectmen's meeting reconvened.
- ° Gardner Rice talked to the Selectmen in regard to a letter he had written concerning the trespassing of a contractor outside the legal easement on Main Street. The Water/Sewer Commissioners were requesting the use of Town Counsel in this matter with MPF Corp. Mr. Dronzek moved approval of the use of Town Counsel; Mr. Borek seconded; all in favor, aye.
- 8:35 ° Mr. Borek said that this meeting was being called between the Treasurer, Accountant, Finance Committee, Police Building Committee, and Fire Building Committee to discuss the accounts of the two committees for building costs. He said there were some conflicting thoughts in costs insofar as the way the articles were voted upon and accepted. Mr. Borek asked Mr. Lee what the bonding counsel had to say. He said the bond counsel will do what the Town wants to do--the only conflicting area is if furnishings and equipment are included. Mr. Lee questioned if the town vote allows the accountant to approve vouchers for such items. Mr. Borek questioned the wording of the article. Mrs. Shea said the article had the word "construct". She felt that if the article included equipment and furnishings, then a ruling would be needed from town counsel. She said she had no problem with the issue, but that this might have to go back to town meeting for a vote on furnishings and equipment.

Mr. Dronzek asked Mrs. Shea if the \$1,610,000 for the police facility limited her to that amount for the contract. Mrs. Shea said the State does not want to allow more than what is bonded without authorization - equipment and furnishings can be included in the bond issue. Mr. Dronzek read the article which in part said, "construct a new police facility". Mr. Brodeur questioned what is included in "to construct". A determination needs to be made of those words by counsel. Mr. Borek mentioned that all articles for school buildings said "construct and equip and furnish".

Those present then discussed the length of time to borrow: 5, 10, 20 years. Dick Brown said some \$3.7 million has been authorized borrowed over the past several years, and the police and fire stations were 20 years. He felt we were in a good position because the contract was awarded for lower than we had expected. He said Fred Lee's suggestion is to borrow the full amount, and put aside the extra monies for other items we may need. Mr. Borek felt that monies should not be borrowed for long range for such things as furnishings; possibly that cost should come out of the stabilization fund; there should be several options.

Mary Shea said the goal is to have the accounts zero out, but if an item is more than \$1,000, it cannot be transferred for long range items. She said we should find out how much we really need, and if there are leftover funds, utilize them and transfer later.

Mr. Borek said that there will probably be work order changes coming through, and there's a limit as to how much they can be before they would affect the next low bidder for that item, possibly 5%.

Fred again suggested that he would like to see town counsel give the Board a ruling on the article and vote. Chapter 44, section 7 was mentioned which may allow furnishings and equipment. Mr. Dronzek said that the numbers should be finalized for equipment and furnishings.

If the town is to equip and furnish over what the original bid was, it should be figured out. He said both Chiefs should have an itemized list and costs available with good guesstimates.

David Lambirth said they have kept the costs to below \$1.7 million, and typically they don't replace and haven't bought anything new recently. He said they would like to purchase the obvious things such as telephone and dictaphone system, as well as the radio system. Mr. Borek said again he would not like to see furnishings and equipment bonded for 20 years. But he would like to see the two Chiefs make a list of the major items - files and chairs not being major.

Dick Brown said if we were at \$1.2 million now, plus \$200,000 for police items = \$1.4 million, and \$1.6 million was authorized. Lists can be made up, but Fred needs to know how much to borrow.

Mr. Borek again said that he was not trying to say what to get and what not to get, but did it all have to be purchased right away - couldn't they just get the major items the first year, and the rest later, so we don't have to pay interest on small items. He said the next two years would be tough.

Jim Brodeur said it would be good if they all came to an agreement - if town counsel said we could buy equipment and furnishings, decide on the list what should be bonded for 5, 10 or 20 years, and where the line should be drawn on items to borrow for. Mr. Dronzek agreed.

Dick Brown said to include a contingency for FinCom to look at and see if any other areas could be utilized. The list could be passed on to the Selectmen while town counsel gives us an interpretation.

Mr. Lee said we don't have that much time - if we need \$150,000 to \$180,000 added to the original cost, it is enough for right now - we just need permission to extend that cost. Mr. Borek was concerned that it would be a problem if we ended up needing more than that figure. Mr. Lee didn't feel that amount of money would be a bond issue.

Mr. Brodeur said that all this can't wait for another town meeting to get funds approved; the bonding is the issue right now.

Mr. Borek said like anything else, the majority rules. He would agree with what the majority wants. Mr. Dronzek said that everyone shouldn't get hung up on issues - the primary thing is to get counsel's interpretation and ruling.

Dick Brown said what is needed to be known is the total monies needed to bond.

Jim Brodeur said if Fred Lee needs figures - \$1,450,000 is the amount needed for the police facility, based on David Lambirth's figures and Dick Brown's contingencies.

Chief Wayne Vinton said they have \$70,000 leftover, and that's about all they need. Mr. Dronzek said OK - we have the numbers, now we need the authorization. Fred Lee said the OK is needed from counsel just for the accountant.

Mr. Borek suggested both Chiefs come up with figures with copies to FinCom and Selectmen and Fred Lee, and then talk to both committees.

Mr. Dronzek asked Mr. Lee what his deadline was - he said August 1. Mr. Borek said that July 18 is the date he would like figures from both Chiefs - qualifying that, he said safe figures.

Mary Shea mentioned the new procurement law that went into effect on May 1. For items over \$4,000 or more, there are the bidding procedures. If that cost is between \$1,000 and \$4,000, you have to document certain pricing costs. Any contract over \$4,000 has to be in written form. Jim Brodeur asked that the ruling be sent to all departments for their information, and that they be told what their limits are, and to ask questions first. Mr. Borek asked that a preliminary ruling come from Mary Shea, and later on, that a final ruling be sent to Ruth Allen so she could distribute to all departments.

Mr. Dronzek asked Ruth to put a deadline to town counsel of 10 days.

- ° Jim Brodeur told the Board that Al Marsh has sold his house and resigned effective immediately from the Planning Board. Jim asked that we advertise for a new member. Ruth told Jim that when the Town Clerk gets official notification, she would then advertise.

9:20

- ° Chief Lambirth said that they had just talked to the architect and that whoever does the plot plan must do the as-built for the new police station. The County Engineer did the plot plan, so he can do the as-built. Mr. Dronzek and Mr. Borek okayed this request.
- ° The Chief also inquired about a 4% increase for non-salaried personnel, i.e. crossing guards and secretary. Mr. Borek said it was across the board, and asked Ruth to write a letter to Mary Shea confirming this.
- ° Sgt. Saleski came before the Board to ask for a time to set up for contract negotiations with the Police Association. Wednesday, June 27 at 6 p.m. in Room 2 was agreed upon. Ruth is to call Walter Johnson and advise him of the above information.
- ° Administrative Assistant's report:
- ° Mr. Dronzek moved that the minutes of June 11 be approved; Mr. Borek seconded; all in favor, aye. The Board signed the warrants.
- ° Mrs. Allen gave the Board a banner request from the Medway Shopping Center for their annual sidewalk sale - Mr. Dronzek signed the request to be put across Rt. 109 during the week of July 16.
- ° Diarmuid Higgins said that he would be going out to bid for gas, with the bid opening to be held on July 23. There was no response the last time we went out for bids.
- ° The Selectmen signed the forms that according to Chapter 81 - HED/077, indicates the amount of monies appropriated for all departments at town meeting as \$648,832.50. Three copies were signed.

- ° Mrs. Allen gave the Board a Proclamation to sign for Foster Grant honoring him for all the work he has done on behalf of the Medway Lions Club.
- ° Mrs. Allen discussed with the Board the list of appointments. Mr. Borek suggested that the Board members check the names they had no problems with, and a question mark next to the ones they wanted to discuss further. He also said he would like to see some rotation and length of years on a committee.
- ° Mrs. Allen showed the Board the agreement for the cafeteria plan that Attorney Maciolek had approved as to form. Mr. Dronzek moved approval of the cafeteria plan; Mr. Dronzek seconded; all in favor, aye. The Board signed the agreement.
- ° Mrs. Allen discussed the resumes submitted for the Board of Health position. Ruth was asked to write to the Board of Health asking that they make a recommendation for a member to fill the vacancy at the Selectmen's meeting of July 23.
- ° Old Business
- ° Mrs. Allen showed the Board a letter from Chief Lambirth about the Maple Street and Winthrop Street intersection being at right angles. Chief Lambirth is recommending asking Norfolk County Engineers to redesign the intersection. The Board discussed the pros and cons and no decision was reached yet.
- ° Diarmuid Higgins had a figure for the sidewalks for \$21,000 per 1,000 ft.
- ° The Board discussed Charlie Norman's property. The Board asked Ruth to write a letter to the Board of Health, with a copy of Attorney Maciolek's letter, and to say if it was uninhabitable, to please proceed to have the buildings removed. Mr. Borek said the Selectmen can take them down and put a lien on the property. Mr. Dronzek made a motion that a letter be sent to the Board of Health asking them to do what town counsel says and expedite a resolution of the property; Mr. Borek seconded; all in favor, aye.
- ° Diarmuid Higgins said that the Red Bridge should be open this week, and the Lovering Street Bridge should be started in mid July.
- ° Mrs. Allen discussed with the Board a letter from Patricia Knapp complaining about the lack of response of Joe Leone and a fence that is needed around a neighbor's pool. The Board directed Ruth to write a letter to Joe and that within 7 days the proper fence be put up immediately; on or before July 2, the problem is to be rectified.
- ° New Business
- ° The Board received two complimentary letters that were read. One was from a resident on West Street talking about the problem being, so far, resolved with the Animal Hospital; and the other from a resident talking about the quick service of the police department in restoring her stolen goods.

- ° The Board looked over a letter from the CRPCD where only \$95,000 out of the \$178,000 had been paid, and a credit of \$3,900 for FY'90 remains for FY'91.
- ° Mrs. Allen showed the Board the four street opening permits from Algonquin Gas for their information.
- ° Mrs. Allen was asked to write a letter to Mr. Diortenzio concerning the trench to be repaired on Franklin and Village Streets, and giving him until mid July to have it repaired.

The meeting was adjourned at 10:35 p.m.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf

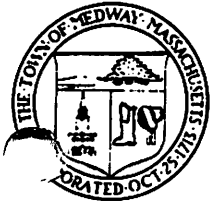
BARN COPY

JULY 1990 - JUNE 1991

PRICE HIGHWAY MATERIALS

(bituminous concrete)

26. P. UP	HOT TOP PICKED UP.	SIMEONE	HOLLISTON	429-
22.	HOT TOP " "	LORUSSO	PLAINVILLE	695-325.
8.75 - 11.75	LOAM	KIMBALL	MENDON	883-1798
5.97 - 7.93	3/4 WASHED STONE	HOOD	UXBRIDGE	473-5642.
	CONCRETE PIPE	SCITUATE PIPE		278-6741
4.50	BANK GRAVEL			617.545.0564
	PIPE COATED + PAVED	HOOD	UXBRIDGE	278-6741
	PIPE AUM.	PENNY CULVERT		667-3837
28.49	HOT TOP IN PLACE	PENNY CULVERT		667-3837
1.05	STONE SEAL	E.C. MURRAY FRAM		872-3613
	GUARD RAIL	ALL STATES		413-665-7021
5.39 #1	WASHED SAND	MUNICIPAL BELL		966-4087
5.49 #2	WASHED SAND	KIMBALL MENDON		883-1798
4.71 - 6.91	CRUSHED GRAVEL			473-5642
5.50 - 7.20	CRUSHED GRAVEL	HOOD		278-6741
4.71 - 6.91	CRUSHED GRAVEL	HOOD		278-6741
26.00	BERM MIX P. UP	KIMBALL		883-1798
25.00	BERM MIX P. UP	SIMEONE		429-1510.
		LORUSSO		695-3252
plant delivered	dense graded base	sm LORUSSO		
6.00				



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

June 26, 1990

At their meeting of June 25, 1990, each Selectman was designated as a liaison person for specific Boards and Departments.

The Selectman who will work directly with you on any and all issues pertaining to our mutual concern is:

* * * * * EDWARD BOREK * * * * *

Assessors
Water/Sewer
Planning Board
Tax Collector/Treasurer
Housing Authority
Highway Department

* * * * * JOHN DRONZEK * * * * *

Park Department
Norfolk County Advisory Board
Senator Edward Burke
Finance Committee
Conservation Commission
Fire Department

* * * * * WALTER JOHNSON * * * * *

CRPCD
Board of Health
Tri-County Vocational School
Representatives Ranieri and Gardner
Town Clerk
Police Department
School Department



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

JUNE 11, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 6-4-90 meeting.
7:15	Fuel bid openings.
7:30	Highway bid openings.
8:00	Site Plan - Shell Station Main Street
8:30	Site Plan - Innovative Coatings Jayar Road - Industrial Park
---	Administrative Assistant's report.
---	Old Business
---	New Business

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant, Ruth Allen.

7:00 p.m. ° The Board opened the meeting and voted unanimously to approve the minutes of 6-4-90. The Board signed the warrants.

° Mr. Dronzek made a motion that a letter of congratulations be sent to Sgt. Paulette, with a copy for his departmental file, for the award he recently received--the Milton S. "Mickey" Camilleri Memorial Award by the New England Narcotic Enforcement Officer's Association; Mr. Johnson seconded; all in favor, aye.

° Mr. Dronzek made a motion that a letter of congratulations and commendation be sent to Officers Donald Grimes and Joseph MacDougall, with a copy to each for their departmental files. The Millis Police Department had complimented the Town of Medway for their able assistance in the mutual aid call; Mr. Johnson seconded; all in favor, aye.

° Town Clerk, Corinne O'Callaghan-Fallon, was present to ask the Board if they had reached a decision about the insurance payment, as her assistant was being asked to pay for the months of July and August when she would be away on a leave of absence. Mr. Dronzek said he was not familiar with the school contract, and how the staff paid the insurance premiums during the summer months. On that basis, he was not ready to come up with a town-wide policy. Mr. Johnson said that this particular situation would be setting a precedence, so we should investigate this more before making a decision. Mr. Borek agreed stating that he wanted to do more research. Also, when this policy comes up for an actual review, it has to be town policy.

Mr. Dronzek, at this time, felt that her insurance would still be in effect, but she would have to pay the entire amount. He brought up the COBRA Law, which states that if someone is fired, the company is liable to carry up to 18 months for that person's insurance at 100% employee payment but, he stated, a leave of absence is different, and the employee should pay 100%.

Mrs. Fallon questioned if the cafeteria employees have a contract for the summer months, and how the insurance is taken care of for them. Mr. Dronzek said if the cafeteria employees' contract takes care of their insurance during the summer, then he definitely wants to look over this policy situation for other employees, and maybe change his position. Mrs. Fallon asked the Board to try and obtain a copy of the COBRA Law, as well as the cafeteria employees' contract.

7:15 ° The Board opened the fuel bid which was submitted by Holliston Oil: for #2 oil - \$.5475/gallon; for diesel - \$.5575/gallon. Mr. Dronzek made a motion that the fuel contract be awarded to Holliston Oil; Mr. Johnson seconded; all in favor, aye. Mrs. Allen was requested to send a letter to Holliston Oil advising them of the award of the contract.

7:20 ° The Board went back to the discussion with Mrs. Fallon. Mr. Borek said that whatever policy is being followed now may be an incorrect one; and whatever is being done, may not be right. There could be some illegalities here, and he would like to check it out. Mr. Dronzek said that maybe an answer could be received before the June 25 meeting. He also said that the teachers have a 12 month contract, which may be different from the cafeteria employees' contract.

- 7:25 ° Mr. Johnson made a motion that the minutes of the 5/21/90 and 6/4/90 executive sessions be accepted; Mr. Borek seconded; all in favor, aye. Mr. Borek asked that these minutes be attached to the regular Selectmen's meeting minutes of those same days.
- 7:30 ° The Board opened the highway bids which numbered 19 companies (see attached). Mr. Johnson made a motion that the bids be taken under advisement; Mr. Dronzek seconded; all in favor, aye.
- It should be noted that 3 companies had no bid bonds and 3 companies had 5% of the bid price.
- 7:55 ° Shell Oil called earlier in the day and withdrew their site plan which was scheduled to be discussed at 8 p.m.
- 8:00 ° Mrs. Allen began her report:
- ° Mrs. Allen mentioned that Peggy Tighe will have notes for the Selectmen to sign by Friday of this week. Mr. Dronzek and Mr. Johnson said they would be available for signatures.
- ° Mrs. Allen said she sent a letter to Earl White of Sam White & Sons advising them of the hours of operation for their business, and that they have been observed going to the site prior to 7 a.m. Mr. White told Mrs. Allen that his men don't get to the office until 6:30 a.m., and that he caught someone trying to take sand from their premises on the 7th. He stated that they may have to park their vehicles at the Highway Garage.
- ° Mrs. Allen said that Philip Parchesky has agreed to be the Board of Health representative on the Recycling Study Committee. Mr. Dronzek made a motion that Philip be appointed to the committee; Mr. Johnson seconded; all in favor, aye.
- ° Mrs. Allen told the Board that George Lee had resigned to the Town Clerk, as a member of the Board of Health. Mr. Borek said to let everyone be aware--the newspapers and cable--that there is a vacancy on the Board of Health, and to send a resume to the Selectmen and to the Board of Health since this has to be handled jointly.
- ° Mrs. Allen told the Board that Mr. and Mrs. Quinn had declined to be on the Board of Registrars. She said that the Democratic Town Committee had suggested the names of Ernestine Hoban and Sandra Collum to fill the vacant positions. Mr. Dronzek moved that the two be appointed to the Board of Registrars; Mr. Johnson seconded; all in favor, aye. The Board signed the appointment slip.
- ° Mrs. Allen explained to the Board that Jeff Trust had sold a vehicle, traded another, and got another vehicle for his taxi service for airport transportation. Mrs. Allen stated he had always had 3 vehicles, but they are new licenses because of the change in vehicles. Mr. Dronzek signed the licenses.
- ° Mrs. Allen reminded Mr. Johnson and Mr. Borek about the Norfolk County Selectmen's meeting that they are attending on June 20.

- ° Mrs. Allen brought up Chief Wayne Vinton's letter dated May 17, that had been deferred to a subsequent meeting, concerning the use of the red fire car. Mr. Dronzek made a motion that the vehicle be used only as stipulated in that letter/request of May 17; Mr. Borek seconded the motion amending the motion to state only as allowed for official business; all in favor, aye.
- ° Mrs. Allen told the Board that Mr. Joseph Rojee III was requesting a license for a live band party on June 30 at 15 Cassidy Lane from 1-5 p.m. The Board unanimously granted him the license at a fee of \$15.
- ° Mrs. Allen brought up a letter from Chief Lambirth and Safety Officer Peter Bates about a continuation of the sidewalk on Maple Street from Delmar Road to Winthrop Street. Mr. Borek asked the Board which side of the street would they recommend that the sidewalk be placed. Diarmuid Higgins, who was at the meeting, said the sidewalk should definitely not be placed on the same side as the fire hydrants, telephone poles, etc. Mr. Borek said if the sidewalk was placed on the side they should be on, would the Safety Officer require a crossing guard at the intersection of Maple/Pond/Lovering Streets?

Mr. Borek clarified that no particular streets were names at town meeting to receive the sidewalk--just the monies were allocated for the work to be done. It was left to the Selectmen to decide which streets (approximately \$150,000 had been allocated in the multi-purpose bond). He also suggested that Mr. Higgins look into the area for the sidewalk, measure, and decide how much needs to be done. Mr. Higgins suggested that a contractor come in and do the work. Mr. Borek suggested Mr. Higgins get a proposal to put in the sidewalk. It was decided the north side of the street would be best.

- ° Mrs. Allen brought up the bids received for the Lovering Street Bridge and the Walker Street Bridge, and asked the Board if they were ready to award them. Mr. Dronzek made a motion to award the Lovering Street Bridge bid to Coast Construction for \$14,389; Mr. Johnson seconded; all in favor, aye. Mr. Dronzek made a motion then to award the Walker Street Bridge bid to Coast Construction for \$9,994; Mr. Johnson seconded; all in favor, aye.

End of report.

- ° Mr. Higgins brought up the problem of a drain that is running through the yard of Mr. and Mrs. Terhune of 375 Village Street and draining into the fields of Waterview Drive. The drain had been sealed off, and he wants to fill in where it is closed. Mr. Borek asked if the Town had an easement on the property. Mr. Higgins said he would check it out with the assessors. Mr. Borek said if there was no easement, then to tell him to go ahead and fill. Mr. Johnson asked if this was all on his own land--Mr. Higgins said it was.
- ° Innovative Coatings Inc. came before the Board to discuss the site plan for their building on Jonar Road in the Industrial Park. Representing H2O Engineering was John DeSimone; representing Innovative Coatings was president, George Maravelias; and the broker was Bill Pybas. Chief Wayne Vinton was also present for his input.

Mr. DeSimone said they had made two additional changes that were not indicated on the plans that the Selectmen received--they have installed overflow structures as told by the Conservation Commission, and changed the guardrail location so snow would not be put in the emergency trenches. Also, if there was an oil spill, he noted that the sluice gate can be closed.

Mr. Johnson asked the building's location.- Mr. DeSimone said it was 450' to the intersection of Industrial Park Road and Jonar Road.

Mr. Borek asked about sewer tie.- Mr. DeSimone said they would be hooked up to Millis through the Davna property of Mr. Rosenfeld.

Mr. Dronzek asked about the number of employees.- Mr. Maravelias said between 15-20.

Mr. Borek brought up the 35 parking spaces that are to be allocated including 3 handicapped.- Mr. DeSimone indicated them on the plans.

Mr. Borek asked about chemicals, and what do they use.- Mr. Maravelias said they have pvc's and nylon--just the material coated have MEK and MIBK, and they have about 4 drums of it.

Mr. Borek asked if the flammable material is kept where the cars would be parked.- Mr. DeSimone said it wasn't, and the parking area could be changed with the road if they had to. Chief Vinton said if there is a solid wall on the parking side, there is no access, so the parking area was OK.

Mr. Dronzek again questioned the amount and what kind of chemicals would be on hand.- Mr. Maravelias said they have no more than 5 metal drums of chemicals at any one time--they hope to stop using methylene chloride. Phosphorus and methylene chloride are not stored on premises. He also said they coat tool handles, and also coat red and black battery cables.

Mr. Borek asked Mr. Maravelias if they could get the Board a MSDS spec sheets on the chemicals he uses.- He said he could.

Mr. Borek said the Board of Health is requesting of Innovative Coatings the MEK labels.- Mr. Maravelias said he would comply.

Mr. Borek asked about the number of trucks that would be coming to his company.- Mr. Maravelias said they were usually job shoppers, maybe 4 or 5 a day.

Mr. Dronzek asked if it would be a concrete block building.- Mr. Maravelias said it would.

Mr. Borek questioned the 25' buffer zone.- Mr. Maravelias said it was indicated on the plans.

Mr. Borek questioned waste disposal.- Mr. Maravelias said methylene chloride is brought in from General Chemical about once a month. All waste disposal goes back to General Chemical, and then through Clean Harbors' holding tanks under hazardous waste labeling. Empty drums are also returned to General Chemical in Framingham for a \$12 savings on their part. He asked the Board if they would like a one year's disposal sheet from General Chemical indicating their commitment to Innovative Coatings. The Board said they would like such a letter.

Mr. Borek asked about surface water drainage and how it worked.- Mr. DeSimone said the drainage is into Millis starting 350' up the road, and then routed through the detention area, and there were RCP drains.

Mr. Borek asked if it would be landscaped.- Mr. DeSimone said there was not too much area left to work with; it was mostly pavement and building. He mentioned that the roof drains go into the detention area also; that they have wet sprinklers; and that the building is over 35' from the road (30' was the set-back); and the building was 20' high.

Mr. Borek said, at this time, that he would like to hold off making a decision until the June 25th meeting at the high school, to see if there were any other questions the Board members had.

Mr. Rosenfeld, who is the owner of the property, was present at the meeting, and at this time stated that he did not understand nor appreciate the delays in getting Innovative Coatings into the Industrial Park. Mr. Borek told Mr. Rosenfeld that the Board has 20 days to make a decision, and also, Mr. Rosenfeld should note that he is not getting any negative answers from the Board at this time. Mr. Rosenfeld said that Mr. Maravelias doesn't want to spend any money on the project until the Board approved the site plan. Mr. Borek told Mr. Rosenfeld that this wasn't the first time that the two of them have discussed site plans, and Mr. Rosenfeld should be aware that Mr. Borek never approves a site plan on the first sitting. Mr. Borek reminded Mr. Rosenfeld that the Board is making decisions on behalf of the Town of Medway, and they have to think clearly before making a decision.

Mr. Maravelias said they thought they had answered all their questions, as well as the Conservation Commission. He stated he wished he had known what other questions could have been prepared with answers ahead of time so that a delay, such as this, could have been avoided.

Mr. Borek said that if the Board wanted to take a vote at this time, fine.

Mr. Dronzek said he understood the anxiety on the part of Innovative Coatings and Mr. Rosenfeld, but if the Board has any misgivings, they should not vote. Mr. Johnson agreed.

Mr. Maravelias asked if the Board's secretary could read off what the Board is requesting of them. Mr. Borek said that the Board wants the MEK labels, the MSDS spec sheets, and a letter from General Chemical; and that this would be confirmed in a letter to them.

- ° Once the representatives for Innovative Coatings had left, Mr. Borek told Chief Vinton to make sure that he did not see any problem with this company as there was hazardous material involved, and his fire-fighters would be the ones involved if there was a fire. The Chief said he would check with the similar businesses in the area of Holliston that Mr. Maravelias had listed in his letter to the Conservation Commission dated May 30 - East Coast Plastics out of Natick, and Boundary Inc. out of Framingham. The Chief said he would also talk to the two fire departments there, and also to the Holliston fire department.

Mr. Borek said if they are bringing in 500 gallons of chemicals, and taking out 100 gallons, where is the rest of the 400 gallons being used? Mr. Borek also said, with regard to sewerage, they have to get the approval from Millis Conservation Commission, and they are tying into Millis Sewer system with Medway sewerage. He, therefore, suggested Mrs. Allen write a letter to Innovative Coatings requesting a letter of authority of hooking into Davna's sewerage which is Millis - are they going through wetlands?

Mr. Dronzek said they have to get approval of exporting Medway sewerage through Millis. Innovative Coatings would have to get the Sewer Department and Conservation Commission approval on Millis for the process. A copy of our requests to Innovative Coatings should go to the Medway Sewer Commission and to the Medway Conservation Commission.

Mr. Borek said that the Board could not vote without Conservation Commission approval anyway, which the Board had not received yet.

- ° The new police facility and a lack of building permit were discussed. Mr. Dronzek said a letter should be sent to the Police Building Committee, if the fee has not been paid, saying they have 72 hrs. to obtain for and pay the building fee, or a cease and desist order will be placed on the construction; Mr. Johnson seconded; all in favor, aye.

Mr. Borek said a letter should be sent to the Board of Health also telling them that their agent should be notified that the fee had not been paid, as should the inspectors be told.

- ° Mr. Borek discussed the rough draft report of the Management Letter submitted by the auditors. He felt it was correct that all departments received their particular department to review, but the Accountant and the Treasurer/Collector had received a copy of the entire report. Mr. Dronzek and Mr. Johnson agreed that the appropriate distribution had been made.
- ° The Board brought up the suggestion of starting a log of daily receipts received for inspections, since the auditors indicated the department had an overage. This will be done.
- ° Mr. Johnson brought up the subject of Joe Leone's hours, and some complaints he had received about Mr. Leone not returning phone calls. Mrs. Allen stated that a resident will be writing the Board a letter complaining about Mr. Leone's lack of action on a matter that related to her. Mr. Borek suggested a log be kept of all complaints, as long as they are willing to leave their names and the nature of their complaint. It was also suggested by Mrs. Allen that a ledger could be kept of followups that would be required by Mr. Leone, as well as complaints.
- ° Complaints were also mentioned by the Board of Jim Cassidy and his lack of response to animal control problems. Mrs. Allen said we could keep a log of those reported to the Board.
- ° Mr. Dronzek discussed the cease and desist order issued on Pilkington's property with no violations listed, as per Helena Burke's request. He stated reasons should have been stated as to why it was being ordered.

- ° Mr. Johnson asked Mrs. Allen about the radio tower bids Chief Lambirth had requested to have opened at the Selectmen's meeting on June 25. Mrs. Allen said that they can go out to bid as it was figured into the policy facility price (as confirmed with Bond Counsel); they are going out to bid, and will have the Board open the bids on June 25.

Mrs. Allen said the cost of the police and fire facilities, and what the cost includes is difficult to pinpoint, and does the facility include furnishings? Fred Lee came up with the suggestion of having a joint meeting with himself, Mary Shea, the FinCom chairman, the Police Building Committee chairman, the Fire Building Committee chairman to discuss this issue. A suggested date of July 9 was given, and Mrs. Allen will try to have this meeting on that date.

Mr. Dronzek said it is police facility vs. police building - there would have to be a change order. Mr. Borek said it should have been in the bids, or in the sub-bids.

Mrs. Allen said it doesn't say to equip and furnish-just construct the police facility. If anything was to be included in the \$1.6 million, it was approved already at town meeting. Anything additional would have to go to town meeting again.

- ° Mr. Johnson said he had heard that Fred Sibley brings the town vehicle home-he wanted to know what the rationale was behind this. Mrs. Allen said this is the responsibility of the Park Commissioners, and a letter should be directed to them. The Board had previously stated that only those on 24-hour call should have vehicles that are town-owned at their homes. Mrs. Allen will write to them of this.
- ° Mr. Dronzek said he wanted the crime watch van kept on town property also unless it is required for use for official business. Mrs. Allen is to write a letter requesting this be done.

The meeting was adjourned at 10:10 p.m.

Respectfully submitted,



Mary Jean Fredette, Secretary

SUMMARY OF BIDS

TOWN OF McEDWAY 1 SS.
DATE JUNE 12, 1990

MATERIAL TO BE USED FOR

WASHED SAND.

[illegible]

SUMMARY OF BIDS

COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC WORKS

MATERIAL TO BE USED FOR

DATE JUNE 12, 1990

[illegible]

SUMMARY OF BIDS

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC WORKS**

MATERIAL TO BE USED FOR

BIT. CONCRETE & COLD PATCH

BIDDER		ADDRESS	MATERIAL	APPROX. QUANTITY	BID UNIT	PRICE		PLANT LOCATION OR SOURCE OF SUPPLY	CONTRACT AWARDED TO	DIST. ENG'N'S APPROVAL	DATE
NAME						AT PLANT	DEL.				
SIMEONE CORP	STOUGHTON		BIT CONC.	500 +		\$26.00		HOLLISTON	429-1510		
LORUSSO CORP	PLAINVILLE		"	"		\$22.00		PLAINVILLE	SIMEONE.		
LYNCH	CUMBERLAND R.I.		"	"		\$25.00					

SUMMARY OF BIDS

MATERIAL TO BE USED FOR

Berry Mix

TOWN OF

Medway Mass

DATE _____

JUNE 12, 1990

[illegible]

SUMMARY OF BIDS

MATERIAL TO BE USED ~~FOR~~

LOAN

TOWN OF MEDWAY, MASS
DATE JUNE 12/1990

[illegible]

SUMMARY OF BILLS

MATERIAL TO BE USED ~~PER~~

3/4 WASHED STONE

TOWN OF MEDWAY 1155

DATE: JUNE 12, 1990

[illegible]

SUMMARY OF DISCUSSION

TOWN OF MEDWAY MASS.

DATE June 12, 1990

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC WORKS**

MATERIAL TO BE USED FOR

TO BE USED FOR
CONCRETE PIPE

[illegible]

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC WORKS**

SUMMARY (BIDS)

MATERIAL TO BE USED FOR

Bit Conc. TYPE I InP L A C E.

TOWN OF MEDWAY MASS
DATE JUNE 12 1990

[illegible]

SUMMARY C. BIDS

MATERIAL TO BE USED FOR

DEPARTMENT OF PUBLIC WORKS

TOWN OF MEDWAY MASS.

DATE JUNE 12/1990

BANK GRAVEL

[illegible]

SUMMARY BIDS

MATERIAL TO BE USED FOR

PIPE COATED & PAVED

TOWN OF MEDWAY MA.

DATE JUNE 12 1990

BIDDER		ADDRESS	MATERIAL	APPROX. QUANTITY	SBS UNIT	PRICE		PLANT LOCATION OR SOURCE OF SUPPLY	CONTRACT AWARDED TO	DIST. ENG'R'S APPROVAL	DATE
NAME						AT PLANT	DEL.				
PENN CULVERT.			Pipe	100±	12"		5.77		PENN. CULVERT		
FRANK HORSE PK.					15"		7.23		667-3837		
N. BILLENICA MASS					24"		11.62		667-3837		
					36"		20.68				
BIRCO. / N.E. CULVERT.					12"		7.03				
WEST MINSTER STA.					15"		8.82	N/O	Bid Bond		
VERMONT 05159					24"		17.00				
					36"		25.69				
									</		

SUMMARY OF BIDS

MATERIAL TO BE USED FOR

OF BIDS
And Seal-
Stone & Seal

TOWN OF MEDWAY MASS.

DATE June 13/1990

[illegible]

SUMMARY OF BIDS

**COMMONWEALTH OF MASSACHUSETTS
DEPARTMENT OF PUBLIC WORKS**

MATERIAL TO BE USED FOR

DEPARTMENT OF PUBLIC WORKS

CRACK FILING

TOWN OF MEDWAY MASS.

DATE JUNE 12, 1990

[illegible]

SUMMARY OF BIDS

MATERIAL TO BE USED FOR

DENSE GRABED BASE

TOWN OF

McDWA; MISS

DATE _____

JUNE 18, 1990.

[illegible]



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

JUNE 4, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 5-21-90 meeting.
7:05	Public Hearing - Boston Edison - Canal Street.
7:15	William Caton - regarding miscellaneous problems on Broad Street.
7:30	Bid opening for Red Bridge (Walker Street).
7:40	Bid opening for Lovering Street Bridge.
7:50	Joint meeting with C.R.P.C.D., Board of Assessors and Chairman of the Finance Committee.
----	Administrative Assistant's report.
----	Old Business.
----	New Business.
approx. 8:30	Executive Session - re: personnel matter.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and signed the warrants. Mr. Dronzek made a motion that the minutes of 5-21-90 be accepted with one correction - page 5, the amount of \$20,000 for Tri-County budget be changed to \$28,000. The minutes were accepted unanimously as amended.

7:05 - Robert Mallace, representing Boston Edison, came before the Board for a public hearing for conduit on Canal Street. This was a request for electrical from an existing pole underground to construction at Mr. Stonionis' house at #10A Canal Street. Mr. Stonionis informed the Board that the street had already been opened for work that was being performed. Mr. Borek informed Mr. Stonionis that, in the event the street was not opened when the Water Department was going to do their work, he obtain the necessary street opening permit.

Mr. Dronzek made the motion that this petition be granted as there were no objections; Mr. Johnson seconded; all in favor, aye. The petition was signed by the Board.

7:15 - Mr. and Mrs. Caton of 39 Broad Street came before the Board concerning problems on their street.

Mr. Caton questioned what hours Sam White's company was to have hours of operation, as trucks have been heard and observed at 5 and 6 a.m. in the morning. Mr. Dronzek felt 7 a.m. was the earliest trucks should be on the road; however, it depended upon what the permit stated. Mr. Dronzek suggested Mrs. Allen send a letter to Sam White restating the hours of operation again.

Mr. Caton brought up another problem that was stated in his letter of 5/6/89, and was supposed to be taken care of by Jeff Brown. Mr. Borek stated that obviously it was not done. This was in reference to no vehicles being allowed on the old railroad bed, and signs posted saying so on Broad Street. Mr. Higgins, who was present, said they have signs posted everywhere, but the kids still ignore them. At one time, there were blocks at the Broad Street end, and then moved.

Mr. Borek said if town property is involved, they can try and do something; otherwise, they can't. Mr. Dronzek asked Mr. Higgins if there were any big boulders or blocks around that could be used, but he seemed to feel there wasn't much of anything that could be used.

Mr. Caton said dumping of sand was also going on at the sandpit, along with gravel and miscellaneous material. Mr. Higgins informed the Board that the gate is kept open so cruisers are able to gas up. Both Mr. Dronzek and Mr. Borek suggested Mr. Higgins buy some blocks to put across the railroad bed in that area.

Mr. Caton also told the Board that cars are parking on Winter Street in the area of town property. Mr. Johnson suggested no parking signs be placed there.

Mr. Caton also stated that sand is being piled up near the railroad bed for up to 60 days at a time during a given year from the street sweeping that is done. Mr. Higgins explained for convenience and lack of manpower, this was the most accessible place to put the sand until its removal. Mr. Borek told Mr. Caton that town property has to be used as much as possible for what it is needed for. Mr. Higgins stated that areas were looked at for stockpiling of stone, for the stone and sealing of streets in town with Mr. Watton of Allstate, and this was the suggested location.

The Board was also told that the railroad bed is being used by Medway Oil Company as a private drive. Mr. Borek asked Mrs. Allen to write Sam White a letter concerning the complaints of Mr. Caton, with a copy to Chief Lambirth and Mr. Caton.

7:45 - Walker Street Bridge and Lovering Street Bridge bids were opened and read. For the Walker Street Bridge, there was one bid from Coast Construction of Randolph of \$9,994. Mr. Johnson made a motion that this bid be taken under advisement; Mr. Dronzek seconded; all in favor, aye. The Lovering Street Bridge bid was opened, also from Coast Construction, in the amount of \$14,389. Mr. Johnson made a motion that the bid be taken under advisement; Mr. Dronzek seconded; all in favor, aye.

7:48 - Town Clerk, Corinne O'Callaghan-Fallon, came before the Board to speak to them concerning medical coverage withdrawals for her assistant during her leave of absence for the months of July and August without pay. Her assistant had made previous commitments for those months since she was hired through town elections. Mrs. Fallon said a temporary college clerk would be hired for those two months.

Mrs. Fallon mentioned others who had taken a leave and did not have to pay 100% of the medical coverage as her assistant is being asked to do. She suggested the Selectmen come up with a policy for medical coverage for those who take leave of absences.

Mr. Borek thought this was something the Job Classification Review Board should take a look at, and get back to the Selectmen for the 6/11/90 meeting. Mr. Dronzek said all employees should be consistent on this. Mr. Johnson was concerned that her assistant could decide to leave at the end of August with the town having changed the 100% contribution to 60%. The Board agreed to do some research and get back to Mrs. Fallon.

7:58 - Representatives from the CRPCD, Board of Assessors, and FinCom were in attendance to discuss the article that was voted down at town meeting concerning the \$220,440 increase for the CRPCD's budget for FY'90, and its placement again on the Special Town Meeting Warrant for June 25, 1990.

Mr. Paul Wilson, representing CRPCD, stated that the \$178,410 line item was an assessment last year, and it was an override of 2½, basically for the incineration at Woonsocket. Last year, Mr. Wilson spoke to Attorney Maciolek and he was told to leave it as a line item on the budget articles.

This year, Medway was trying to put the article on the warrant the same way that Franklin had presented their article at town meeting, with the same wording. He said the whole district is involved in the \$220,440 figure, not just Medway.

Mr. Borek said he believed that the town thought Mr. Wilson's article was asking for another \$220,440; not realizing that the article was just stating what was in the whole budget that was over 2½%.

Dick Brown, who was present, said the CRPCD presented 25 pages of budget information without even a breakdown of Medway figures - that should have been done.

Bob McRae, representing CRPCD, said that when the total budget is approved, then Medway would get its breakdown. Mr. Borek said that the O&M should be broken down regardless, and all of Medway should be broken down from the whole budget.

Mr. Harry Johnson, representing the Board of Assessors, said they usually get a letter from the district every year. Mr. McRae said the payment schedule with a letter would be forthcoming. Mr. Johnson said the M.G.L. says the letter should come in March. Mr. McRae said they were delayed by Franklin trying to obtain more details. Mr. Johnson said figures were obtained from Tri-County in early April. Mr. Wilson said that for the last four years, they have had problems with the budget for Franklin - maybe next year they can improve to March. Mr. Johnson said procedures should be followed.

Mr. Borek tried to clarify that last year at town meeting, we voted that a percentage of the \$220,440 was Medway's, and that we were not giving the district anymore money. Mr. Wilson said that there was an override in FY'89 and FY'90, and everyone was told this and that it would be part of the budget.

Paul Mitchell, who was present at the meeting, said he had always supported the CRPCD, but that voters are not interested in a lot of words at town meeting - a brief, crisp synopsis was best. Mr. Borek said that he now understood - this was only a Department of Revenue directive.

Paul DeSimone, who was present for the CRPCD, and Mr. Wilson both said they could not be present at the STM, but if given special permission, Bob McRae could be able to speak on this matter. Mr. Dronzek said the FinCom and the Selectmen should be able to explain the article. Mr. Borek agreed, as did Mr. Brown.

Mr. Dronzek said the level of communication between boards and committees needs to be improved. Mr. Borek said the Selectmen are trying to call people together for a better understanding among departments; and tonight's meeting cleared up alot.

Resident, Frank Faist, wanted to make the point that the area surrounding the plant has improved over the last 1½ years because of the sludge being taken out, and residents were pleased.

Mr. Borek said it would help if the process of getting budget figures was sped up with Medway's share broken down. Mr. Wilson said that it was possible to get the general figures to the Assessors and FinCom earlier. Mr. Borek said the Selectmen want figures that can be relied upon; and that communications between the Assessors, FinCom and the Selectmen improved so that everyone is knowledgeable before town meeting.

Mr. Dronzek asked Mr. McRae if suggestions for mutual discussion with the Town of Franklin were coming; and he said they were.

8:30

- Ruth Allen gave her administrative report:
 - Mrs. Allen presented the Board with the tentative STM articles. Mr. Dronzek moved approval of the articles; Mr. Johnson seconded; all in favor, aye. Posting is to be done on June 11.
 - Mrs. Allen gave the Board the agreement from Arlington Trust going into effect July 1 for software. Mr. Dronzek made the motion that it be accepted; Mr. Johnson seconded; all in favor, aye.
 - Mrs. Allen brought up the subject of the Pond Street reconstruction account funds to go to the Rt. 109 account. The Board signed a Chapter 90 funds reimbursement request.
 - Mrs. Allen said a representative of the Board was needed to be on the Recycling Study Committee - Mr. Johnson volunteered for this. Mr. Dronzek made a motion that Mr. Johnson be appointed; Mr. Borek seconded; all in favor, aye.
 - Mrs. Allen also said six people have agreed to be on the same recycling committee: Laura Logan, Joan Hunter, Lynn Doyle, Kathy Rehl, Maria Roberts and Janet Riera as citizens-at-large, with Richard Pfeiffer representing the FinCom. Mr. Dronzek made a motion that they be appointed to the committee; Mr. Borek seconded; all in favor, aye. Mrs. Allen said the Board of Health representative would be selected at their meeting this week.
 - Mrs. Allen discussed with the Board a letter received from the Police Department concerning their recommendations for the Narducci site plan. She said the curb cuts have to be approved by the State Department of Transportation, Chapter 85, since it concerns Rt. 109. She will check into this.
 - Mrs. Allen said that Innovative Coatings is coming to the Board of Selectmen on 6/11/90 for site plan approval. She, therefore, gave each Board member a copy of their plans and zoning by-laws relative to their request. Mr. Borek questioned how much chemical was being used in what time frame. Mr. Dronzek agreed, and he stated he was not totally familiar with what all the chemicals were.
- Mr. Borek questioned if the Board of Health knew that this company was planning to come to Medway, so he suggested a letter be sent to them informing them, along with a copy of Innovative Coatings' letter of 5/30/90 to the Conservation Commission. A response before 6/11/90 is hoped for. Mrs. Allen suggested conditions be put on their request until further information is obtained. She will also get more zoning by-laws information regarding site plans to them by the weekend.
- Mrs. Allen discussed Chief Lambirth's letter on the use of the crime watch van. The Board was concerned with the Chief's comment that the vehicle can't be left behind town hall because of vandalism, and the value of items within the vehicle. The Chief also stated that the vehicle is not used for personal transportation, and wanted it on record that this was stated. Mr. Johnson asked if there was adequate lighting behind town hall - the Chief said it wasn't totally adequate. The Chief again said if having the van at the officer's home does not meet with the Board's approval, he would change it.

- At this time, the Chief asked if 3 or 4 bids could be opened before special town meeting on 6/25/90 for the radio tower. Mrs. Allen said it could be done in room 111 at the high school for 7 p.m., and to close off the bids at 12 Noon of that day.

- Mr. Borek mentioned to the Chief Mr. Caton's concerns about problems on Broad Street with motorcycles on the railroad tracks, and suggested to the Chief that something be done. The Chief said he could try a "sting operation". Mr. Dronzek told the Chief that Sam White should not be operating before 7 a.m.

- Since the Chief was present, Mr. Dronzek brought up the subject of the building permit fee for the police station. He said that he realized Joe Leone was complying with regulations to double the fee if a permit is not pulled before construction is started; however, he moved that the penalty not be invoked. He stated that he was not certain if any other town building ever had a penalty invoked in this manner. The Chief said that many were involved in this project, and each thought the other was pulling the permit - he, in fact, routed the application himself. He asked the Board for some reprieve as the fee would eventually be imposed upon the town anyway.

Mr. Johnson said if we waive the fee, the money is put back into the contractor's pocket. He stated that when he was Building Inspector, he waived fees only for churches because they were non-profit.

Dick Brown said that cooperation from the town is needed. He said that departments, such as that of Elizabeth Henderson for the fire station, had to ask for cooperation. He said that the fire station was getting a hard time from the Board of Health on their septic system.

Mr. Borek said excuses should not be made for errors - this is not the first time this contractor has done a municipal building.

The Chief said that most municipalities have some slack. Mr. Dronzek said he contacted Mr. Leone, and he was willing to go by the Board's decision. He said the contractor's level of cooperation wouldn't be as much if the penalty was applied.

Mr. Borek said he hoped these statements were remembered for future commercial buildings discussions.

Mr. Dronzek said he would want the job stopped if the permit was not pulled. The Chief said if the fee was invoked, he would go to the appeals board. Mr. Johnson said he would be angry if he was the inspector and a permit was not pulled.

Mr. Johnson said some towns wait months for their permits, and a reduced fee from \$15/1000 to \$5/1000 for commercial buildings was given. The Chief said that this was not a commercial building.

Mr. Dronzek made the motion again that the doubling of the fee not be invoked; Mr. Johnson seconded the motion agreeing cooperation among the town and the contractor was important; Mr. Borek opposed; motion carried.

9:30

Mr. Borek made a motion that the meeting be adjourned to executive session to discuss a personnel matter, and not to return to public session. Vote to enter into executive session was: Borek - yes; Dronzek - yes; Johnson - yes.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

MAY 21, 1990

7:00 p.m.	Open meeting, approve minutes of 5-14-90.
7:01	Sanford Forbes, 103 Milford St. Appealing the denial of a sign permit.
7:05	Elizabeth Henderson - update on Fire Station I.
7:15	Meeting with Stone & Webster - update on Mapping Program
8:00	Adjourn to Fire Station II meeting room for meeting with ZBA and Building Inspector

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and signed the warrants. Ed Borek, chairman, welcomed the newest member to the Board of Selectmen, Walter Johnson; Mr. Dronzek echoed his sentiments. This minutes of 5-14-90 were approved unanimously.

7:01 - Sanford Forbes of 103 Milford Street was not present to appeal the denial of a sign permit.

7:02 - Elizabeth Henderson, chairman of the Permanent Fire Building Committee, came before the Board to update them on the progress of Fire Station I. She said they were proceeding on schedule with the roof being put on in one month.

The committee had been besieged with rumors, including a cease and desist rumor. She wanted the Board to know that there was no truth to the rumors. She asked if the Board would please send a letter to the Boards involved in the planning process, such as the inspectors, and ask for their cooperation with the construction of the fire station. She said she would also appreciate any notification from them if they foresee any problems as they are in the inspecting stages.

Mr. Borek stated that that should be one of the responsibilities of the Clerk of the Works.

Ms. Henderson said the different Boards could work with the Clerk of the Works, and just prevent any unnecessary problems from occurring so they can stay on schedule.

Mr. Johnson said as long as they get the necessary permits and inspections, most problems would be averted, but Ms. Henderson could be notified otherwise.

Mr. Dronzek said it would be a good idea to handle the police station construction in the same manner.

Mr. Borek said it would be good for cooperation from all on both projects.

Ms. Henderson said she was pleased with the architect, and the Clerk of the Works.

Mr. Borek said if Ms. Henderson has any problems, to get a hold of Mrs. Allen right away, and not to wait to get on the agenda.

7:05 - As Mr. Forbes still had not shown up, Stone & Webster were invited to begin their presentation. Representing Stone & Webster were: Andy Fairbanks, John Wicks and Bill Holland.

Mr. Wicks stated they have done several similar mapping projects such as this in other areas such as Barnstable, with a digital files system. He explained that the Town can have drawings to any scale, with the assessors data base attached to it. With the mapping, all of Medway is looked at geographically. The aerial topography picked up houses, roads, water (ponds, river, brooks), fences, rock walls, pools. He

said you can look at everything on separate layers--just choosing what you want to look for. You can look at certain areas and blow up the image. Fifteen megs of information was incorporated when they created tax maps and assessors maps. Sixty-three levels of information can be put in one file, and you can look at 32 files at one time. The topo of 2' contours around the town are standard, and good for Medway maps. Drawings can be used for terrain, drainage studies, building locations, etc. You can locate sub-divisions and parcels for tax maps. They took sewer drawings and put utilities and gas lines on the maps--this information came from contract drawings.

Mr. Holland said it was done on 800 scale photography, and you can link whatever you want to graphics.

Mr. Fairbanks said they used distances from corners of houses to locate the manholes and sewer ties, and the hard copy drawings show utilities as well as topo. The software, running in unex instead of p.c., showed pipes and sizes, manholes, hydrants, valves, etc.

Mr. Holland said graphics can be one-one-one compatible with the p.c. and the work station. Relationships are then built between everything that can be displayed - a street can show parcels on that street, the houses, the hydrants, etc. You can also look at 8 different views at one time of a certain area. Medway was photographed in color.

Mr. Wicks said all information can be put on floppy discs, and then you can call up information any time you want it. You can ask for all residential I parcels, or just all residential II parcels, or break it up with those just with sewer tie-ins. He suggested thinking about what information you want the computer to store - you are not stuck with just one file. He laid all locations have different coordinates on the map, and the different maps form the different layers.

Mr. Wicks said don't just create drawings - create a system of information.

Mr. Borek said he would like to see the assessors maps updated (this is Mr. Albert Borek).

Mr. Wicks said that is no problem since information is already on file.

Mr. Wicks said he had hoped they had whetted our appetites with what the digital files offer. By using the graphic system, work is not lost and always available, and can be called back up any time. He stated that they would be happy to come back and offer any assistance the Town requires, or representatives from the Town are welcome to come to their facilities.

8:05

- As Mr. Sanford Forbes had arrived, Mr. Dronzek made a motion that he be heard; and then that they adjourn to executive session at fire station II meeting room to discuss a personnel matter with the ZBA and the Building Inspector; and then to return to the Selectmen's room for the continuation of the meeting. Vote to enter into Executive Session was: Borek: yes; Dronzek: yes; and Johnson: yes.

8:06

- Mr. Forbes said he was coming before the Board because he wanted a variance for a sign for his business out of his home. He said the Building Inspector had told him to come before the Board with this request.

Mr. Borek said he was in a residential area, so he had to go before the Zoning Board for a public hearing.

Mr. Dronzek said you can't operate a business in a residential area.

Mr. Johnson stated that the right procedure was being followed; however, in that he came before the Board of Selectmen first.

Mr. Borek said that now the Board has to deny his request for a sign, and to file a variance with the Town Clerk so he could go before the Zoning Board of Appeals to run his business from his residence.

Mr. Dronzek made the motion that his request be denied; Mr. Johnson seconded; all in favor, aye.

8:10 Meeting was adjourned to Executive Session.

10:45 Meeting was reopened, and Mrs. Allen began her administrative report.

- Mrs. Allen asked about the Memorial Day ceremony, and if Mr. Borek would speak as chairman of the Board of Selectmen. Mr. Borek said he would, and all the Selectmen said they would walk in the parade.

- Mrs. Allen presented to the Board Jack Ryan's request for two additional advisory members to the Council on Aging - they were Joyce Hofstra and Edmund Caso. Mr. Dronzek moved that both be appointed; Mr. Johnson seconded; all in favor, aye.

- Mrs. Allen presented the names of Louise and Paul Quinn for appointment to the Registrars of Voters from the Democratic Town Committee. Mr. Dronzek moved that they be appointed; Mr. Johnson seconded; all in favor, aye.

- Mrs. Allen presented the proposal for the drilling of holes at the landfill by Guild Drilling Co., Inc. for permeability of capping the landfill. The proposal was that the work would be completed for less than \$1500. Mr. Borek signed the proposal as chairman.

- Mrs. Allen told the Board that Mr. Yorkis was given a letter with questions by the Board to be asked of Innovative Coatings at their hearing tonight with the Conservation Commission.

- At this time, Mr. Borek said if any Board member ever wants to bring up something at a meeting, that he should do it. He wants the Board to be open and receptive to one another at all times.

- Mr. Johnson questioned if town vehicles are to be kept in one's place of residence.

Mr. Borek said only those on 24-hour call are allowed to do so, such as highway and water/sewer.

Mr. Johnson's concern was with the crime watch van being parked at officers' residence and used by one of the police officers to and from work.

Mr. Dronzek suggested Mrs. Allen ask the Chief if it is used for transportation to and from work, etc.

- Mrs. Allen said a representative from the Board is required to be on the Permanent Police Building Committee. Mr. Dronzek volunteered to be on the committee. Mr. Borek nominated Mr. Dronzek be appointed to this committee; Mr. Johnson seconded; all in favor, aye.

- The Board signed the new letter for Welcome Wagon distribution.

- Mrs. Allen told the Board that Chief Lambirth had been notified that the animal control officer, Jim Cassidy, is only available during certain hours. The Chief questioned what his hours are, and when is he on duty?

Mr. Dronzek said he believed that there never was an understanding that Mr. Cassidy worked certain hours during the day.

Mr. Borek asked if he was being called really late at night, because if that was the case, it should be handled by the Police Department. Mr. Borek was also interested in knowing why he has informed the Chief of these restrictions, and what hours he is refusing calls? He said, by law, we should be getting reports from the dog officer. He said Holliston has a full-time officer and a kennel-maybe we should look into joining with them.

Mr. Dronzek asked Mrs. Allen to find the answers to the above questions from the Chief, and then the Board would decide if they should speak to Mr. Cassidy.

- Mrs. Allen brought up the Norfolk County Selectmen's meeting to be held on June 20 - Mr. Johnson and Mr. Borek said they would attend.

- Mrs. Allen brought up a request from Hopkinton for the Selectmen to march in their 275th anniversary parade on September 16-no one will be able to participate.

- Mrs. Allen was in receipt of a request from the planning board to have the Board consider a street correction. This is in regard to Jonathan Bruce's sub-division where the planning board is suggesting that Maple Street at Winthrop Street be corrected to a right angle design.

After some discussion, Mr. Dronzek suggested the Board wait on their decision until after Chief Lambirth gives his opinion on this, taking safety into account.

- Mrs. Allen was in receipt of a letter from Blackstone Valley Multi-Human Services Center inviting the Board to an open house/senior mother-of-the-year program on May 27. No Board member will be able to attend.

- Mrs. Allen was in receipt of a letter from Gardner Rice, chairman of the water/sewer commission, asking for a meeting with the Board to discuss gas tanks at the highway garage, and a request from Mr. Holmberg of 7 Charles Street for a temporary water line to his property. Mrs. Allen will set up a time for him on the June 25 selectmen's meeting (this was subsequently changed to July 9).

- Mr. Borek asked that an executive session be set up between the

Finance Committee chairman, the Town Accountant, and the Treasurer/Collector. Mrs. Allen will set the meeting up for June 11.

- Mrs. Allen was in receipt of a letter from Chief Vinton about the use of a town-owned vehicle. His letter was deferred to the next meeting.

- Mrs. Allen was in receipt of a bid from G&F Electric for underground wiring from the pole to the fire station for \$1600, to be taken from funds in the town hall account. Mr. Dronzek moved that the contract be awarded to G&F Electric; Mr. Johnson seconded; all in favor, aye.

- Mrs. Allen discussed with the Board the letter received from Tri-County concerning their budget for the 1990-1991 school year. It was noted that there was a cut of approximately ~~\$20,000~~ ^{\$28,000}. It was suggested that Fred Lee and Dick Brown get a copy of this information.

- Mrs. Allen brought up the oil spill and the fact that Mary Sills, general manager of the 14 Sanford Street Corporation, wants the Town to remove the boom.

Mr. Borek said that it is not our responsibility, and to so inform Ms. Sills.

- The Board decided to open the special Town Meeting warrant that evening, May 21 and to close it at 4:30 p.m. on May 29. The special Town Meeting will be on June 25 at 7:30 p.m. at the high school auditorium.

- Mr. Borek said that in the future, if it was acceptable to the other Selectmen, he would like to see all appointments scheduled for early in the meeting, then the administrative assistant's report, then old business and then new business. Mr. Dronzek and Mr. Johnson said it was fine with them.

11:45 Mr. Dronzek moved that the meeting be adjourned; Mr. Johnson seconded; all in favor, aye.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

May 14, 1990

at the High School

6:30 p.m.

Meet to re-organize.

Present: Edward Borek, John Dronzek, Walter Johnson and Administrative Assistant, Ruth Allen.

6:35 p.m. The Board opened the meeting.

- Mr. Dronzek called the meeting to order. Mr. Dronzek made a motion that the minutes of 5-7-90 be approved; Mr. Borek seconded; all in favor, aye.

- Mrs. Allen brought up the name of Harry Sabin who was interested in being on the Permanent Police Building Committee to fill the vacancy of Richard Parrella. Mr. Borek made a motion that Mr. Sabin be appointed to that position; Mr. Dronzek seconded; all in favor, aye.

Mrs. Allen also mentioned that one of the Selectmen is to be appointed to be on the committee - this decision was postponed to the May 21 meeting.

- Mrs. Allen brought up the D.A.R.E. graduation on May 15 that the Board of Selectmen have been invited to. Mr. Dronzek said he had advised Peter Bates that he would attend.

- Mr. Borek made a motion that the Board of Selectmen reorganize, and that the Board was open for nominations. Mr. Johnson made a motion that Mr. Borek be nominated for chairman; Mr. Dronzek seconded; all in favor, aye. Mr. Johnson made a motion that Mr. Dronzek be nominated for clerk; Mr. Borek seconded; all in favor, aye. As there were no other nominations, the motions were accepted.

- Mrs. Allen gave the Board the revised motions the FinCom had prepared and had given to her that day for the Town Meeting that evening.

The Board discussed the Selectmen's salary account on the annual town meeting warrant. Mrs. Allen said the FinCom will recommend \$56,100. Mr. Dronzek and Mr. Borek said they would ask that that amount be amended to \$58,269 to include the 4% increase. This had all been discussed at the Job Classification Review Board meeting; and Mr. Dronzek said that the Board had voted unanimously to keep the Administrative Assistant at grade 13. The FinCom had said they would abide by that.

Mr. Dronzek asked about the Selectmen's salary for FY'90 - Mrs. Allen said she would put in a voucher for it this week.

The Board noted the change in the amount for Article 10 of the Special from \$31,000 to \$21,000 - being transferred from available funds to the stabilization fund.

6:50

- Mary Shea came into the meeting with the warrants for the Selectmen to sign. The Board signed the warrants.

Mr. Dronzek asked Mrs. Shea if there was going to be a \$70,000 shortfall. Mrs. Shea said it really depended on how you look at it. She said there may have to be an article placed on the special June town meeting. She indicated that what is voted on tonight at town meeting may be changed later on, prior to the end of June.

As it was 6:55, Mr. Dronzek made a motion that the meeting be adjourned; Mr. Johnson seconded; all in favor, aye.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "Mary Jean Fredette".

Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

MAY 7, 1990

- | | |
|-----------|---|
| 7:00 p.m. | Open meeting, sign warrants, approve minutes of 4-30-90. |
| 7:01 | Town Accountant, Mary Shea. |
| 7:15 | Public Hearing - Boston Edison
- conduit on Village Street for new police station. |
| 7:30 | Brian Bishop, 12 Canal Street
- interested in purchasing town-owned land adjacent to his property. |
| 7:45 | Wayne Vinton
- re: departmental matters. |
| ---- | - Discuss Route 109 Corridor Project/Gas tax increase. |
| ---- | - Administrative Assistant's report. |

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of 4-30-90. The Board signed the warrants.

7:01 - Mrs. Allen gave the Board a voucher to sign for the new fire truck in the amount of \$157,830.

- A report was submitted to the Board from Commonwealth Engineers on the Redgate Estates property regarding the drainage problem on the Caram property on Holliston Street.

- It was decided to have a reorganizational meeting prior to town meeting at 6:30 p.m.

7:04 - Mary Shea, Town Accountant, came before the Board. The Board had recently had a discussion with the Fincom concerning reports, and hand-written reports that the Fincom received on town finances. The Board questioned what type of reports are given to the Fincom, and do the Selectmen receive the same?

Mrs. Shea said she gives them the status of appropriations on a monthly basis from the computer. The yearly report gives the status of all revenues and expenditures.

Mr. Dronzek said he would like to know how the town is doing at the end of each fiscal quarter with local receipts and real estate taxes vs. what has been projected.

Mrs. Shea said this used to be done on an annual basis, but she could do a quarterly report.

Mr. Dronzek said that Mrs. Shea is basically a Director of Finance, and they would want her to come up with this type of information to be given to the Selectmen.

Mrs. Shea said she is not a Director of Finance, but functions as one, and gives Fincom assistance when they request it; however, Fincom is more independent now.

Mr. Dronzek again said the Board should know what is going on insofar as town finances are concerned, and he would like a brief quarterly synopsis on estimated receipts vs. actual receipts.

Mr. Sabin said the Board had been remiss in not having Mrs. Shea at Selectmen's meetings more frequently.

Mr. Dronzek concurred, and said Mrs. Shea is appointed by the Board, and should be in touch more with the Board.

Mr. Borek said the Fincom should come to the Selectmen, as should Mrs. Shea, if a lot of information is requested from the Accountant.

Mrs. Shea asked the Selectmen to tell the Fincom that more information is required on some of the motions in time for town meeting.

7:20

- Edmund Kelley of Boston Edison came before the Board for a public hearing for conduit on Village Street for the new police station. This was a request for underground service coming off of existing pole 38/132, on the same side of the street. Mr. Borek made a motion that this petition be granted as there were no objections; Mr. Dronzek seconded, all in favor, aye. The Board also signed the petition for the padmount transformer for the same location.

7:25

- Chief Vinton came before the Board to discuss departmental matters. The Board inquired of the Chief about the fire car with his department. The Chief said Chief Lambirth turned the car over to him in January since the Fincom got the Police Department a new car. The Fincom had advised the Chief to take the cost of the vehicle out of his budget - (this was discussed at a meeting of the permanent fire building committee).

Mr. Dronzek advised Chief Vinton that Massachusetts General Laws state that any town equipment, land, buildings, etc. has to go before the Selectmen before it can be disposed of or transferred, since the Selectmen are responsible for every piece of town-owned property.

Mr. Borek adamantly stated that Chief Vinton should go before the Selectmen before he makes any request of any other department. Now something in his budget may be cut because he took the cost of the fire car from his budget. Mr. Borek said the Selectmen ultimately decide his budget, and therefore, have to approve any changes to his budget. Mr. Borek, for the record, had to state he was against the Chief having the car because he felt it would be a precedence of everyone wanting a car. Mr. Borek also stated that any proposal for the Chief to have a car has to be done at the special town meeting. Mr. Borek said that the reason the \$3,000 inspection fee was put in the Fire Department's budget was so his department could be updated, which he was doing, and that was good.

When asked where the car was, the Chief said the department uses it, but it is kept in his possession, and only used for department purposes.

(Mr. Sabin interrupted the meeting to mention that it was 7:35, and Brian Bishop, scheduled for 7:30, had not come.)

Mr. Borek reiterated that the determination of vehicles should be made ahead of time, as to trade, keep, etc. on the town meeting warrant.

Mr. Sabin asked how inspections were going so far. Chief Vinton said they have charged \$1200 for inspections and have done 103 smoke inspections since January 1, 1990.

The Chief stated that Chief Hanlon had to have someone drive him around in a panel truck when he was Chief because he didn't have a fire car.

Mr. Borek asked Chief Vinton to bring any new ideas he may have to the Board, since they don't like to deal with surprise issues.

- The Chief brought up the subject of a direct burial of wiring by the contractor on Waterview Drive with regard to the fire alarm system. This was done on grass between the street and the sidewalk. Problems occurred when the installation of a mailbox post came into contact with the wires, making the fire alarm box inoperable for over a year.

It was requested that Chief Vinton get in touch with Diarmuid Higgins first, and get a trench digger, and the next time, to put the cable in conduit.

Mr. Borek suggested that the Chief advise the neighbors on Waterview Drive of what was occurring on their street for their own safety in advance.

The Board requested more information from the Chief on the need for a town-owned vehicle.

7:50

- Brian Bishop apologized to the Board for being late, and came before the Board for two requests.

- As representative for the town of Medway for the MAPC, he said he was part of a sub-committee, SouthWest Planning Committee (SWAP) doing a study on regional affordable housing, who will be having a fair inviting local banking institutions and realtors. He questioned if Medway wanted to be a voting member in this sub-regional committee. He stated that David Soule is the Executive Director and was willing to come before the Board and expound on this further.

Mr. Borek said he didn't believe Medway had any use for it a year ago, and definitely not now when combined with towns such as Milford, whom we have nothing in common with.

Mr. Dronzek was reassured this was only a discussion stage they were in; however, Mr. Bishop told him any financial decisions would come from the State. Mr. Sabin said that he was definitely against it then.

Mr. Borek said if Medway was grouped with towns such as Medfield, Millis or Norfolk, then it might be a different story.

Mr. Bishop said he would continue to attend the meeting as the town's non-voting member, and just be a gatherer of information.

Mrs. Allen told Mr. Sabin that affordable housing is usually related to first-time home buyers. Mr. Sabin stated anyway, if the State is connected, he wants no part of it. Mr. Borek said he would still listen.

Mr. Bishop said the fair is intended to bring realtors, banks and home-buyers together for informational purposes, at their next meeting scheduled for May 24.

- Mr. Bishop then discussed a piece of town property that he wished to purchase adjacent to his property at 12 Canal Street. Mr. Borek said the Selectmen cannot sell the property to him - that it has to be brought up for a vote at town meeting or special town meeting. He also stated that this particular property abuts the Red Bridge on Walker Street, and they need the land to make repairs to the bridge.

Mr. Bishop then asked if it was possible to just sell a portion of the property so that a driveway could adequately be built on his property, as basically right now, his driveway is on town property, which he did not realize until after he had purchased his home seven years ago.

Mr. Sabin suggested the property be surveyed, and the Selectmen be given a sketch of what he wants done. Mr. Dronzek said a proposal of his intentions would also be good.

Mr. Bishop explained he really wants to protect his own interests, as he is in the process of selling the property. He thought it would help to have information for the buyers up front. Mr. Sabin asked for the exact measurements he would require, and to get easement information from Water/Sewer, and then pass this on to the Board of Selectmen. Town meeting would then decide, maybe as early as June.

8:20

- Mrs. Allen said that 14 Sanford Street Corporation sent a letter, regarding their street opening permit, to Diarmuid Higgins confirming the repair work on Sanford Street would be completed by May 11.

- On the 109 Corridor Project and the gasoline tax, the Selectmen asked that Mrs. Allen send another letter to the Representatives and Senator asking that the gasoline tax increase, if passed, be applied to the Route 109 Corridor Project. This was agreed to unanimously.

- Mrs. Allen informed the Board that Mr. Kelley of 294 Village Street, now has "no trespassing" signs on the railroad bed on Village Street. Mr. Sabin said to have a Constable deliver a letter to him telling him to remove the signs off of town property; Mr. Dronzek seconded, all in favor, aye.

- Mrs. Allen was in receipt of a letter from the MMA about liability insurance and limiting the liability of officers and directors. Mr. Borek moved that the Board sign the proposal; Mr. Dronzek seconded, Mr. Sabin abstained. Mr. Sabin, as chairman of the Board, signed the document.

- The Board discussed the summer hours schedule, and decided to meet on May 21, not on May 28, again on June 4, June 11, and then meet every other week starting with June 25.

- Mrs. Allen confirmed that Stone & Webster were meeting with the Board on May 21 at 7:15 p.m. to discuss the mapping project.

- Mrs. Allen was in receipt of a letter from the attorneys in Boston, Gastin & Snow, concerning the green belt at Drybridge Crossing. Mrs. Allen was requested to let the owners of Drybridge be aware of this.

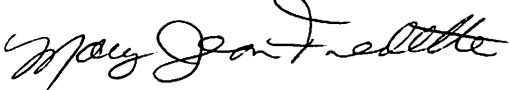
- Chief David Lambirth, who was at the meeting, mentioned meeting with Charlie Glynn and Peter Bates concerning the cut-through between Drybridge Crossing and the Medway Shopping Center. He said that they had approved an area for the cut-through - now should they come before the Board? The Board said as long as Peter Bates approves, then do it. Charlie Glynn said that he wasn't going to worry about the cost right now - he just wanted to get it done.

- Mrs. Allen said she had spoken with Mary Sills of 14 Sanford Street Corporation about the booms put in the river to collect the oil spill. Mary Sills wanted them removed. The Board said the town did not put them there, so we were not responsible for removing them. The Board does not accept responsibility. Mr. Sabin said that whoever called in Clean Harbors is the one to call them back to remove them.

- Mrs. Allen brought up the subject of capping the landfill. The DEQE requests a second capping. \$3900 was approved for the capping and a driller would cost between \$1200-\$1300 for the permeability tests. This was in the form of a request from Alan Brown of Stone & Webster. Mrs. Allen informed the Board that there was \$101,000 in the landfill closure account. Mr. Dronzek made a motion that the landfill be capped and the tests performed; Mr. Borek seconded, all in favor, aye.

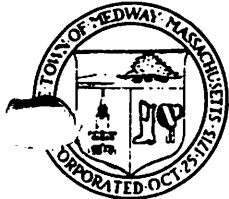
The meeting was adjourned at 8:35 p.m. A cake and gift were then presented to Harry Sabin upon his departure from the Board of Selectmen.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

APRIL 30, 1990

- | | |
|-----------|---|
| 7:00 p.m. | Open meeting, sign warrants, approve minutes of 4-16-90 and 4-23-90 meetings. |
| 7:01 | Joint meeting with Board of Health members to fill vacancy on that Board. |
| 7:10 | Don Pilkington - site plan review - for garage at 27 Broad Street. |
| 7:15 | Public Hearing - Speroni's Liquor License, change of manager. |
| 7:30 | Owners of Medway Shopping Plaza and Drybridge Crossing -
re: cut-through |
| 8:00 | Gerry Lake - re: Earth Removal permit for lot #19, Crestview Avenue |
| 8:10 | George Karam and Planning Board -
re: drainage problem from Redgate Estates. |
| 8:20 | Steve and Nancy Russell -
re: Conservation Commission and proposed house on Village Street |
- Administrative Assistant's Report

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of 4-9-90 and 4-23-90 meetings. The Board signed the warrants.

7:01 - Philip Parchesky and George Lee representing the Board of Health approached the Board. Mr. Borek made the motion that Mr. Sabin be appointed chairman of the committee to appoint a member to the Board of Health; voted unanimously. Four residents had their names submitted: Richard Parrella, Laurie Barefoot, Helena Burke and Nancy Russell. Mr. Parchesky nominated Mr. Parrella, Mr. Lee seconded. Mr. Dronzek nominated Ms. Russell, Mr. Borek seconded. Mr. Lee stated Mr. Parrella had knowledge of recycling and was on the solid waste abatement committee, but all were good candidates. Mr. Borek said he could endorse Mr. Parrella. Mr. Dronzek affirmed both candidates were qualified. Mr. Sabin got a unanimous aye for Mr. Parrella.

Mr. Parchesky said that he spoke with Boston Edison at the open house on April 28, and they said the Board of Health can use some of their land for a recycling center, specifically near the Fisher Street area, not near the plant. Boston Edison would like to see a proposal of the plan. Mr. Lee did comment that the corner near the proposed area was bad, traffic-wise.

The Board of Selectmen was in receipt of a letter regarding an odor from the Speroni's area from a resident. Mr. Dronzek moved that the letter be given to the Board of Health to handle; Mr. Borek seconded, all aye. The letter was written by Judith Notturmo of 33 Summer Street.

7:05 - Don Pilkington approached the Board regarding a site plan review at 27 Broad Street for a garage. He was instructed to do this by Building Inspector, Joe Leone, since it is in a commercial III area, and is to be used for residential use. Mr. Pilkington explained it is all one parcel of land from Peach Street to Broad Street. The Board looked at the list of requirements for approval of site plans, and found everything in order. Mr. Dronzek made a motion the plan be approved; Mr. Borek seconded, all in favor, aye. Mr. Sabin signed the plan.

7:15 - Peter Speroni came before the Board to have Speroni's liquor license changed from Mary Speroni to Peter Speroni. By law, it appeared in the Milford Daily News on April 16, and all abutters were notified. As there was no opposition, Mr. Borek made a motion the license be approved; Mr. Dronzek seconded, all in favor, aye.

7:20 - While waiting for those scheduled to appear before the Board at 7:30, Mrs. Allen began her administrative report.

- Mrs. Allen gave the Board a license for the Medway/Franklin Police Softball Team and the Medway Police Association to review and sign. The license is to sell beer outside at the tournament on August 23, 24, 25, 1990. There was also a license for the Board to vote and sign so the tournament can sell liquor at the event outside at the VFW on August 23, 24, 25, 26, 1990. Mr. Dronzek made a motion the license be approved; Mr. Borek seconded, all in favor, aye. The question was brought up by Mrs. Allen if fees should be waived. Mr. Borek felt that problems would be brought up if some groups are charged fees; and others are not. Mr. Dronzek felt if it was for a charitable reason for fundraising, the fee should be waived.

- Mrs. Allen brought up a request for a license from Kevin Heuklom, 27 Summer Street, for a live band and alcohol to be distributed. Mr. Sabin stated that Mr. Heuklom's idea of selling alcohol sounded like a business. Mrs. Allen found a copy of a license that was granted to a resident for the same type of entertainment last year. Mr. Sabin said the live band license was fine, but what he did with the distribution of alcohol on his own property was his own business, but no selling. Mr. Borek moved that the license be granted for the live band; Mr. Dronzek seconded, all aye. Allan Osborne, who was present, said a few years ago, the police had to be called for an outside party that had gotten out of hand.

- Mrs. Allen brought up the name of Shawn Anderson who was interested in being on the Computer Committee, and already had spoken to Mary Shea. Mr. Borek moved that Mr. Anderson be appointed; Mr. Dronzek seconded, all in favor, aye.

- Mr. Borek asked Mrs. Allen to see the documentation when it is available of what the Selectmen voted on for their budget, and what the Finance Committee put in their finance book.

7:30

- Rick Bendetson, owner of the Medway Shopping Center, and Patrick Moroney, financial comptroller representing Brian Moore Int'l Tours of Drybridge Crossing came before the Board to discuss a cut-through between the two shopping plazas.

- Mr. Sabin stated that it was a zoning by-law that a pass-through between the two shopping plazas be established. Mr. Bendetson said he was willing to comply with the laws. Mr. Borek stated that the cut-through location has repeatedly been put off, and never done. Mr. Bendetson said that on December 9, a Saturday, Jeff Brown called him and met with him, Charlie Glynn and Brian Moore and they went over the area. Mr. Bendetson said that they were supposed to get back to him, but never did. Mr. Bendetson had requested fencing be placed between the two plazas, but he never heard more on this. On April 4, 1990, he received a faxed copy of a suggested plan from Brian Moore, which he felt did not show anything. Mr. Bendetson complained that without a fence between the two properties, residents would park in the old Mars lot and then walk next door to Drybridge - he didn't feel this was fair, as it was taking his patrons' parking away from them.

Mr. Borek reiterated that the problem is that cars are exiting one shopping center onto Route 109 and then have to turn back into the other shopping - there has to be one connecting route between all three shopping centers. Mr. Bendetson again stated he is willing to comply, but does not want the added expense and liability. Mr. Borek said the cut-through should take $\frac{1}{2}$ of each plaza's property. Mr. Sabin said that they should consult with the Safety Officer, Peter Bates, and then have a letter sent to the Board of Selectmen with the final decision made.

Mr. Bendetson again asked about the fence, saying he was willing to cooperate, but he was not getting cooperation. He said there was a liability issue here. Mr. Dronzek said both owners have to agree. Mr. Borek said the only time the Selectmen get involved is when a site plan is brought to them - the Selectmen cannot direct that a fence be placed between the two private properties. Mr. Borek said someone was lax with the Selectmen in that the zoning by-laws were not enforced.

George Lee, who was present, asked about the catch basis that was on Drybridge property. He stated placing the cut-through near there may be a problem. Harold Bemis, who was present, said that you need 36' to turn around in a parking area, and the catch basin and the parking area are right near there.

Mr. Dronzek stated that when the site plan was discussed for Drybridge, the cut-through was brought up at that time between the two areas. DFI was given 30 days then to come up with a decision. Mr. Dronzek said there is considerable criss-crossing of patrons being done between the two areas, but the Selectmen can't tell private property owners what to do; only if the safety problem is not being dealt with. Dennis Condon, who was present, again concurred with Mr. Bendetson that residents are using his parking area in front of his store to go over to Drybridge Crossing. Mr. Sabin stated he wanted a site plan of the cut-through.

Mr. Bendetson said he wanted a letter from the Town saying he has the correct amount of parking spaces if a cut-through takes some of his parking spaces. Mr. Borek said that the date would be recorded of the acceptance of the site plan and the cut-through. Mr. Dronzek said a minimum of 24' should be made, with the concurrence of the Safety Officer, and both properties are to be in compliance with the minimum parking requirements. Mr. Bendetson said he still wants the letter from the Town, and a copy to Charlie Glynn. Mr. Dronzek said both property owners should pay for the cut-through.

Again Mr. Bendetson asked why he had to assume most of the cost. Mr. Borek said the land (Drybridge) was there before the shopping center (Medway Shopping Center) was built. The law is that the first 10' is a green strip, and the next 50' is the entrance - you have to connect to an empty lot. Dennis Condon asked if the by-law was passed after the Mars building was put in. Mr. Dronzek made the motion that a solution be resolved and the mission accomplished within 60 days; Mr. Borek seconded, all in favor, aye.

Mr. Bendetson said all his property is asphalted. Mr. Moroney asked Mr. Bendetson if he was quite sure that that was correct, and to be careful of where he said the asphalt was to - to the property line?

In answer to Mr. Condon's question about the by-law date of being instituted, Mr. Borek said he could look it up, but he was fairly certain the shopping center (if not Mars necessarily) was there long before the by-law was passed.

8:10

- Gerry Lake came before the Board to get approval of an earth removal permit for lot #19, Crestview Avenue. Mr. Lake said he had about 20-25 yards of loam from Crestview Avenue that he wanted to remove. The loam had been stockpiled from the three other lots he had built, and was now on #19, and he had to get rid of it. He said all the other three lots have already been landscaped, and he wants to move it to Medfield. Mr. Borek said it is common practice to send the Building Inspector out to check the situation. Mr. Sabin made a motion that Joe Leone go out and check the status of the four lots in question, and that the permit was subject to Joe Leone's approval as the Building Inspector and Zoning Enforcement Officer; Mr. Borek seconded, all in favor, aye. The earth removal permit was signed on that basis.

8:15

- Mr. and Mrs. George Caram of 124 Holliston Street and Jim Brodeur, chairman of the Planning Board, came before the Board to discuss a drainage problem on the Caram property from Redgate Estates. Mr. Caram stated they have been working on this problem for two years trying to get a solution. They came before the Board of Selectmen a year ago on August 23, 1989, and they still have no answer.

Mr. Borek mentioned how McGowan's property was being developed, with the stipulation that they would increase the basin, and it would go past his property. Jonathan Bruce's idea was to go across the road further up and put a bigger pipe in past his property. Mr. Caram stated that no easement was granted. Mr. Brodeur stated that Redgate's submission to the Planning Board was that because of detention, there was not going to be an increase in the flow. At the time, the Planning Board did not have an Engineering Board to review plans - they had to rely on the stamp of the Design Engineer that said there would be no increase of flow. Mr. Caram stated that a headwall had been built on his property, 6-8' behind the sidewalk. The Planning Board decided to send a letter saying that the road had to be finished, and no bond would be released until all the work was done. Mr. Brodeur said there was plenty of room for a headwall. Jonathan Bruce doesn't feel he is responsible that an error of 6' instead of 6" was made.

Mr. Dronzek said the Boards are relying on drawings, and encroachment has to be resolved. The headwall and the excess water are problems - there is obviously an increase in water coming from the Redgate sub-division. Mr. Caram asked what if they refuse to have the water discharge on his property? There used to be a 12" pipe, and now there is an 18" pipe, and the engineer had said there would be no increase in water flow. Mr. Caram said now he has a wetlands area - he does not want that excess water on his property.

Mr. Borek said it is basically a Planning Board problem, and the owner of Redgate is responsible. Mr. Brodeur said that the person who stamped the plan said there would be no increase. Mr. Sabin said Conservation should be involved. Mr. Borek said that since the sub-division is complete, there should be no more water problems. Harold Bemis said the water had to leave the property at Redgate. Mr. Dronzek said the developer has to make the land corrections to Mr. Caram's property. Mr. Borek said time has to be given to have the present owners of Redgate repair the work. Mr. Sabin said Joe Leone should look and see what is going on there. Mr. Brodeur said he could start to get something going with the engineer. Mr. Borek said if the Planning Board has their engineer say the outcome is different from the original plan, then we can cease and desist.

Mr. Brodeur said the Selectmen allowed an old 12" corrugated pipe to take the flow of the sub-division. Approval was given for the removal of the old pipe and a new one from Redgate put in - it hasn't been done yet. Approximately two years ago in August of 1988, permission was given to open the road, and approval of Redgate Estates was done in December of 1986. Mr. Brodeur said he would look at the post and pre-construction flows, and see if the flow rate was the same. Mr. Borek said he didn't feel the retention area was large enough. Mr. Sabin said they can limit the pipe in the street to whatever flow was pre-existing; other than that, the Carams will have to talk to the engineer and the Planning Board. Mr. Brodeur said they may have a temporary restoration

and maybe a redesign. Mr. Dronzek said there was a 12" pipe back in 1988, and everything was OK then. Mr. Sabin said Redgate ends up being liable to the Carams. Mr. Brodeur said he would have Mike Perrault get in touch with Diarmuid Higgins. Mr. Sabin said if Mr. Caram is not satisfied, to come back again on May 7 at 7:00 p.m.

9:00

- Steve and Nancy Russell came before the Board to talk about problems they have been having with the Conservation Commission and getting approval to build houses at 84 Village Street. They filed with the Commission in June of 1989. Mrs. Russell said they went to meetings, and answered questions the Commission had for an order of conditions. They sent a letter back, and asked the State for an appeal, which has to be done in 10 days. The Commission said they didn't want anymore involvement in this issue since they went to the State. (This was in January.) The State denied the plan (they are in the 100-year floodplain), and said to refile another notice of intent. The Commission's right of orders were thrown out.

The Zoning Board of Appeals gave them a variance to build, but old issues keep coming up, and it seemed to them that the Commission felt they had a right of approval over the Zoning Board, because the Zoning Board did not deal with the issue of them wanting to build in a floodplain. Mr. Sabin suggested to them that they get a good lawyer. Mrs. Russell asked the Selectmen to moderate at the Conservation Commission meetings. The Board said they cannot do that.

Joe Dziczek, who was present at the meeting, said there was 10,000 sq. ft. outside the floodplain area to build on. The Zoning Board gave them a variance for frontage only, not area. At the Russells' request, Joe Leone went to the Commission meeting on their behalf.

Mrs. Pavlik, who was with the Russells, complained about the problems the Russells had with Paul Yorkis and the Commission's numerous requests that were met, but then only given more requests to take care of. The Commission wanted them to do landscaping even before the houses were built, and to have certain wildlife and shrubbery on the premises. Mrs. Russell said other people had their homes built in the area after the Russells tried to, and without all the problems the Russells have had. Mr. Sabin couldn't understand why they couldn't put what plantings they wanted on their own property, even if in the floodplain.

Harold Bemis said they should find out where the Commission is drawing their conclusions on the floodplain since there are four dams in the area. Mr. Borek said the State says where the floodplain is based on information available, and then works with the Commission. The Russells stated they did not want to lose the 10-day option they had, so they went to the State. Mr. Sabin said we appoint the Boards, and then we have to let them do their work. Mrs. Russell questioned if the Board still lets them be independent even if it looks like they overstepped their bounds? Joe Dziczek said Town Counsel can be consulted.

Mrs. Russell said she asked Mr. Yorkis what other information he required, and he stated, "we'll let you know." She didn't feel he was cooperating. Mr. Borek suggested the Commission, take the Russells as brand new applicants, and start over again, since the State wasn't involved. Mr. Dronzek said the Commission could be asked to expedite this before any more money is spent. Joe Dziczek questioned if the Commission has problems with zoning issues and the variances that are applied, and non-ZBA decisions.

Mr. Borek said the ZBA made their decision; the Building Inspector made his; now the Conservation Commission has to make theirs. Mr. Sabin asked Mrs. Allen to write a letter to the Commission in reference to the discussion held this evening, with a copy to the Russells, to the ZBA and to Attorney Maciolek.

(The Russells came back later on in the evening, and asked the Board to hold off on any action until they gave one last try with the Commission themselves.)

9:30

- Mrs. Allen continued on with her report.

- Mrs. Allen discussed the Fire Department's budget in that the Selectmen had approved \$56,466 with a \$500 stipend on salaries. The Fincom had recommended \$58,705. Mr. Sabin asked Mrs. Allen to inquire of Dick Brown why this was done and to tell the Board by Wednesday why there is a \$2,239 difference. They were also concerned about the Selectmen's salaries, where they approved \$58,269 and Fincom recommended \$45,448.

- Mrs. Allen said the ZBA would like the Board's approval to use Counsel for two letters. They would request Attorney Maciolek for the petition for Fiori; and Attorney Barnes for the petition for Pilkington. Mr. Borek made the motion that the ZBA be allowed to use both Counsels for the letters mentioned; Mr. Dronzek seconded, all in favor, aye.

- Mrs. Allen discussed with the Board a letter concerning Charlie Norman's property dated May 1988, where the Board of Health condemned the buildings. Mr. Norman had 30 days to correct the problems. No further action was taken after that letter was sent. Mr. Borek asked Mrs. Allen to write a letter to Town Counsel asking him what the immediate next steps would be that the Board of Selectmen would take after the Board of Health condemns a building; Mr. Dronzek seconded, all in favor, aye. The Board of Selectmen have determined that the buildings could be taken down in the next two weeks, if Attorney Maciolek approves the action. Mr. Borek said the land should be bought for conservation. Mr. Sabin said the Town should own it. He suggested a letter be written to Conservation saying they should consider the purchase.

- Mrs. Allen was in receipt of a letter to the Board from the North Home and School Association asking for a license to serve wine on May 18 at their volunteer dinner. Mrs. Allen was asked to check with the School Committee on this, and if they say "yes", then the Board would say "yes", but we needed a letter from the School Committee confirming this.

The meeting was adjourned at 9:50.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053
(508) 533-2013

AGENDA

APRIL 23, 1990

6:00 p.m.	Open meeting.
6:01	Meet with Robert McRae to discuss CRPCD billing
6:25	Clerk of the Works for the new Police Station
6:30	All Boards Meeting

Present: Harry Sabin, John Dronzek, Edward Borek and Administrative Assistant, Ruth Allen.

6:13 p.m. Robert McRae, Executive Director of CRPCD, came before the Board to discuss CRPCD billing. Mr. Dronzek said there would be a deficit figure using the formula in the town's agreement, according to Paul Wilson. Mr. McRae said the error never disappeared - there were no operating flow meters - so they had to estimate. They have repaired the flow meters.

Mr. McRae passed out an analysis sheet (attached) to the Board showing samples of flow and costs. Mr. Sabin stated, the strength of the waste is what the cost is based on - correct? Mr. McRae agreed. Mr. Dronzek said what is on the analysis sheet is what they could be charged. Mr. Borek said without meters, it is just estimating. Mr. Dronzek asked if Franklin was undercharged for estimate to the detriment of Medway? Mr. McRae said the ratio is 90/10. (Mr. Paul Wilson arrived at 6:20.) Mr. Dronzek said we want a formula that we can talk to Franklin about, and that is acceptable to all, and Medway doesn't end up paying more than it should. Mr. Borek wondered if Medway was paying more now and how much of a loss has Medway been taking. Franklin is saying the same. CRPCD thought they were based on the right percentages. Mr. Borek said we have to utilize parts in the contract - Franklin is always going to have stronger waste than Medway.

Mr. Sabin said we can't spend more than the \$1,500,000 needed. Mr. Borek asked how is CRPCD going to remedy the situation so everyone is paying their share? Mr. Sabin said about 6% is our share, septage is 20%, Millis 1%, and the rest is Franklin. Mr. McRae said it was more like 92% Franklin, 8% Medway. Mr. Sabin asked if the \$1,500,000 included Franklin's heavy waste? Mr. McRae agreed - it was total operations and maintenance. Mr. Borek said ask the commissioners how the formula can be improved based upon operating costs. They looked at the recommendations, but no percentages are shown. Mr. McRae said they will look at the recommendations again. Mr. Dronzek said the simpler the better - "in no case will it be less than" for instance, so long as we can explain and defend whatever position we take. Mr. McRae said he would take the flow and work with it. Mr. Sabin suggested they be put on the agenda for April 30, if they can put it together by then.

6:30 Chief Lambirth apologized for not getting a resume of the recommended Clerk of the Works for the new police facility to the Board until just before the meeting. The applicant's name was Paul Sarvar of Sharon. Mr. Dronzek made the motion he be accepted as the Clerk of the Works for the new police station, Mr. Borek seconded, all in favor, aye.

The Selectmen's business meeting would reconvene after the All Boards meeting.

6:33 Mr. Dronzek call the All Boards meeting to order, and began to call, in alphabetical order, for a report from a representative from each board:

- Affordable Housing Committee - no representative.

- Animal Control Officer - no representative.

- Arts Lottery Council - Linda Reynolds. She stated some funds were still available, and funds have been allocated for concerts, storytellers and kids' programming.

- Board of Assessors - Harry T. Johnson. He stated that they can meet the 2½% increase; that there was \$16 million in new growth; 83% of the base was residential; 5% commercial; the addition to the Medway Manor increase growth also; new growth was down from \$22 million, however.

Mr. Dziczek asked Mr. Johnson if they were going to pursue Boston Edison. Mr. Johnson said they would. Mr. Johnson also stated that their Board was in opposition to quarterly tax billing at this time. Mr. Dronzek said the Board of Selectmen had written a letter to the State Representatives and State Senator recording their opposition to this quarterly tax billing also.

- Board of Health - Philip Parchesky. He stated that they had lost one of their members, Alexander MacLeod, who was very involved in the recycling program. Right now, they are trying to locate a site of 1½-2 acres for the recycling center. He said they will talk to Boston Edison on Saturday and see if they have an area that can be utilized. They are planning at this time to set up the recycling of plastics, metal and clean wood as soon as they have a site. He stated by January 1, 1992, residents won't be able to bury leaves in landfills or incinerate them - they will have to be composted. Mr. Sabin asked if more information can be gotten on what we are supposed to do, and how it would be funded. Mr. Maciolek suggested specs be gotten.

- Mr. Dronzek took the State Representatives and State Senator out of order at this time, as they all had to leave early for other functions. He also introduced Republican candidates Dan Miley for State Representative and Andrew Pryor for State Senator.

- Representative Ranieri stated that since the last All Boards meeting, things have gotten worse. There was a \$350-\$400 million deficit then - now it's more like \$750 million to \$1 billion dollars possible. He said we were looking at the possibility of negative new growth for next year. Two issues were at stake: 1) trying to get new revenue and 2) the creditability of state government. He wants the auditors office to come up with suggestions for eliminating duplication in government; and also wants a management plan for capital and operating expenses.

- Representative Gardner stated this year was as bad as 1975. They are trying to work on the budget, but Medicaid is really high. She expects some major cuts in the next three weeks. She said they are looking at a gas tax for roads, bridges and highways. On local aid - she said we have to work together and come up with a resolve - the best being to level fund local aid.

- Senator Burke said the bond rating has gone down. They do have to make further cuts and raise taxes, possibly income, gas and sales taxes.

Mr. Nutting asked the Representatives and the Senator - if they wanted to work with us, why did they support the firefighter's cancer bill. Rep. Gardner said she voted for the amendment. Rep. Ranieri said the bill had legitimacy of risk, and an issue of cost was involved also.

Mr. John Ryan asked - is the gas tax going back in the highways only? Sen. Burke said it would go to Route 109 and other roads, and the Artery Tunnel in Boston. Rep. Ranieri said whatever work was done would be based on federal funding, and what jobs it would provide the state.

Mr. Sabin said the project in Boston doesn't serve anyone other than those in the Boston area. Mr. Borek said why hire a California architect instead of a local contractor. Rep. Ranieri said they had to go out to bid. Mr. Borek said 80% of the people hired should be from Massachusetts. It would be a good stipulation to have put in, and still take the low bidder. Rep. Ranieri said he would be happy to provide the actual statistics. Mr. Borek said if Massachusetts has to raise all this money, it should come back to us. Mr. Dronzek said if the only we're doing the project is to provide jobs, then we shouldn't do it. Rep. Gardner said she isn't convinced we need a gas tax, and when was the cap put on - it's a very complicated issue. She doesn't have the answer, but she will find out.

- Cable Access - no representative.
- Capital Improvement Committee - no representative.
- Cemetery Commission - Joseph O'Brien. He had no report to give.
- Computer Committee - no representative.
- Conservation Commission - no representative.
- Council on Aging - John Ryan. He stated that they are always looking for volunteers, have started a newsletter, and soon will be getting a COA office.
- CRPCD - no representative. Mr. Sabin stated, however, that they are supposed to get us percentages of flows soon.
- Country Gazette - Cheryl Paolantonio. She said they were concerned about budgets too, and she had some demographics she was going to leave behind for legal ads for all the Boards to review.
- Dispatchers - no representative.
- DPS Administrator - Ruth Allen. She had no report to give.
- EMT Coordinator - no representative.
- Finance Committee - Richard Brown. He passed out to everyone present their report dated April 23, 1990 (attached). He said everyone had been cooperative, but the numbers could change. He said they used \$18 million as the new growth rate figure and 3% assessors overlay. On the cherry sheet, \$150,000 was cut; and on local receipts, there was 10% increase; expenditures were pretty much on target; insurance is way up; it was a fairly balanced budget with \$7,000 surplus as of right now. He said we were in good shape heading into town meeting. Mr. Sabin said he felt the Finance Committee deserved a lot of credit for all their work.

- Fire Chief - Wayne Vinton. He said he made promotions and they are to full capacity on personnel. Station #1 is ahead of schedule, and under budget, and the new truck on line in Florida, is being worked on. (He spoke for Fire Station Permanent Building Committee too.)

- Historical Commission - Mary Ellen Lavenberg. She hoped everyone got their invitation for the tour of Rabbit Hill District and dedication set for May 12.

- Housing Authority - Mary O'Leary. She said they are beginning plans on reorganizing at Lovering Heights, and they are looking for property to be able to build a building to house persons with special needs.

Mrs. O'Leary spoke on behalf of Affordable Housing Committee at this time. She said no developers were interested and that there are vacancies on the board.

- Industrial Development Committee - John Dronzek. No report.

- Industrial Finance Authority - John Dronzek. No report.

- Inspectors - Building, Gas, Plumbing, Wiring - no representatives.

- Job Classification Review Board - Harry Sabin. He said they've been busy, but nothing else to report.

- Library Trustees - Philip McNulty. He said they have been doing very well on circulation, especially since they opened up on Mondays. They are into the Minuteman Network and cataloging into the system.

- Medway Government Study Committee - Jeff Nutting. He said two years of work went into the warrant article, and the committee would have liked to have had some time with the finance committee. They have made some changes, and they've had public hearings. If the article doesn't get accepted this year at town meeting, they will keep coming back, because they feel it is the best for the town.

- Memorial Committee - no representative.

- Moderator - Dick Maciolek. No report, except only one night for town meeting, please!

- Open Spaces Committee - no representative.

- Park Commissioners - Fred Sibley. He said they have rebuilt the football fields and the practice fields have been seeded. An Eagle Scout has put an exercise course around Choate Pond; the baseball fields have been maintained; volunteers have been a great help on the fields; the Medway Garden Club donated a tree to Choate Park; they are getting requests for use of the softball fields more frequently - people seem to be getting into recreation more.

Harry Johnson said Boy Scouts have bought 125 Liberty Elm trees - half have to be sold, and half have to be given out.

- Planning Board - Jim Brodeur. He said they are slow in subdivisions; some banks are finishing the roads themselves; 27 roads are on town meeting warrant list; they are hoping the builders get the roads ready by town meeting; engineering reviews are costly - they hope to recoup by raising fees for inspections at the expense of the builders and the applicants.

- Police Chief - David Lambirth. He said he did not have to raise his operating budget; they are responding to speeders on the road; they have turned back \$48,000 to the community from court fees; and there are no manpower or service cuts at this time.

- Police Permanent Building Committee - David Lambirth. He said the groundbreaking was held on April 14; drainage is going in; target date is December 26, but he feels it is probably a year from now for completion; and they just hired the Clerk of the Works.

- Regional School District Planning Committee - Jim Mavrikos. He said there was 18 months of study on this issue, and Consultant William Vellante just gave a report, which will be shown on Cable 6 on April 25, with live telecast from the band room of an open meeting to be held on this issue on April 26. He stated the children's education is the priority on this; and the study is coming to an end shortly.

- Registrars - Corinne O'Callaghan-Fallon. She thanked everyone for her appointment; they have done the town census, nomination papers, and the federal census as of April 1, 1990. They will get results June-July 1991. The annual town election ballots will be in any day; underground storage tank renewals were due April 1; on open town meeting law: she needs to know 48 hours prior to a meeting being held and posted with town clerk; residents books will be \$4 for town residents, and more for out-of-town residents; swearing-in ceremony will be held at town hall after elections are over - all welcome. (Town Clerk report incorporated here.)

- School Administration - Art Bettencourt. He said everything was going well, and they were working with the finance committee on budgets.

- School Committee - Doug Downing. They are still working on the budget, but they are keeping to the 4.1%; there will be a May 3 budget hearing in the band room.

- School Study Committee - no representative.

- Sealer of Weights & Measures - no representative.

- Solid Waste Committee - no representative.

- Street Naming Committee - no representative.

- Town Accountant - no representative.

- Town Clerk - report given.

- Town Counsel - Dick Maciolek. No report.

- Treasurer - Fred Lee. He said he has received complaints on getting trash bills before the trash has even been picked up for that period. He said people don't understand that everything is done in advance - excise, etc. He has had trouble with the banks, and is trying to deal with many as there is insurance for \$100,000 only at each bank. He said they borrowed \$1.5 million for the bond issue, but the earnings are not as great. We have the lottery money and distribution coming in June.

- Tree Warden - no representative.

- Tri-County Vocational Representative - John Hurley. He said they submitted an article for town warrant to admit Plainville and Wrentham. Mr. Dronzek wondered if there was a time limit. Mr. Hurley said they have up until next year, but the earlier it was done, would make the towns feel welcome to join.

- Water/Sewer Commission - Mark Flaherty. He said they are moving ahead with the 126/Main Street water line, and it should increase the system in that area. Mr. McCarthy, the second lowest bidder, received the bid. He said they have to paint the water tanks for about \$60,000 because of the beautification program - non-compliance would be a fine from DEP. Mr. Flaherty said they are also doing the water main on Canal Street, and then working on Oakland Street, and then near the Broad Street area. Lead results on the town hall water were zero; three years from now, lead goosenecks will be removed. He said the DEP was on their back about the chemical in a well - engineering will be doing tests on the wells - there is no significant health hazard however; they are testing the volatile organics now; the ACT program has to be put in at town meeting for aquifer protection.

Jeff Nutting asked why there was no by-law on the aquifer. Mr. Flaherty said it was very complicated. Mr. Nutting asked about an increase in sewer rates. Mr. Flaherty said the Board feels what they raise should cover operating and maintenance costs. He was also asked about a by-law if a road is dug up, that it has to be hot-topped 50' around the trench. Mr. Flaherty said there is an active street-opening permit in that area now. Mr. Flaherty also expressed Chairman Gardner Rice's thanks to all the boards.

- Veterans Agent - Anthony Mastroianni. He had laryngitis, so Mr. Nutting said there was report for him.

- Zoning Board of Appeals - Joe Dziczek. No report.

- Jim Brodeur brought up the situation of Charlie Norman's old houses. They have been disregarded by the Historical Commission of any historical value. The Board of Health just gave a copy of a letter to the Board of Selectmen dated May 1988 condemning them. Maybe the Park Department should consider the area for a nice park. Mr. Dronzek asked of Mr. Maciolek if the Board of Health is the one to issue that the buildings have to be condemned - the answer was yes.

The All Boards meeting was adjourned at 8:15, on Mr. Dronzek's motion, agreed to unanimously.

8:35

The Selectmen's meeting reconvened.

- It was stated that a joint meeting with the ZBA is needed, if there are personality clashes with Town Counsel and the Building Inspector and the ZBA.

- Mr. Sabin asked the other two Board members if they wanted to open up the special town meeting warrant again for Tri-County's article. The annual has to be posted, but the special can be posted on the 30th. Mr. Borek made a motion the special town meeting warrant be opened; Mr. Dronzek seconded, all in favor, aye. Mr. Dronzek made the motion that Tri-County's article for admitting Plainville and Wrentham into the District be included in the special warrant; Mr. Borek seconded, all in favor, aye. Mr. Borek made the motion the special town meeting warrant be closed, Mr. Dronzek seconded, all in favor, aye.

- It was noted that with the addition of the two towns, it will cut Medway's budget.

- Mrs. Allen made the recommendation of Peggy Tighe to the Insurance Committee. Mr. Borek made the motion she be appointed, Mr. Dronzek seconded, all in favor, aye.

- The cafeteria plan was discussed. Mrs. Allen said the Insurance Committee recommends the town should go for a cafeteria plan for insurance premiums only, but not dependent care - and it would cost the town nothing. John Thompson is the administration firm that would be handling it. The Board voted unanimously in favor of the Insurance Committee's recommendation.

- Mrs. Allen said the Blue Cross/Blue Shield Medix III was raised. It started March 1, and it is for the senior citizens medicare for the retired town employees. The Chairman of the Board signed the necessary paperwork regarding the increase for Blue Cross/Blue Shield.

- Mrs. Allen mentioned Attorney John Powers came in for the copies of the minutes involving BFI, and there were two months that could not be found. Jeff Brown was supposed to do the minutes - one she found that he did, but never had been approved; but nothing on April 11 and nothing on the tapes found either. Mr. Dronzek said they could be subpoenaed.

- In reference to the Walpole/Norfolk bill #5497, Mr. Dronzek said we should send a letter to the Representatives and Senator advocating this passage (this is about the sludge landfill on the prison land). Mr. Borek said we have a contract with Woonsocket, and we have no backup. Millbury refused us because it was only for their district. If all the towns support the bill, then we could end up with the landfill in our own town. Mr. Dronzek said Medway was not on the list. Mr. Borek said it doesn't matter, so he didn't feel the Board should act on the bill.

- In reference to the "notice to prevent easement" issued by John Holmberg, Mrs. Allen told the Board that Town Counsel has already responded to him, and told Mr. Holmberg not to register any easement complaints, or Medway would have to take legal action.

- In regard to Mr. Kelley's fence, Mrs. Allen said it got taken down on 4/19/90. Mr. Borek said he didn't like the comment from Mr. Kelley that an individual employee of the town would be sued if he took the fence down. Mrs. Allen assured the Board that Chief Lambirth had a copy of the deed and plot plan prior to taking the fence down.
- On the Norfolk County Retirement issue - The County Commissioners have asked us for more money - we haven't paid them the money yet. Fred Lee needs \$56,000. Mr. Borek said it should be changed - if they want us to level fund, then the town should decide - not the commissioners (home rule). Mr. Sabin said we should send a letter to the Representatives and Senator.
- In regard to the Selectmen's salaries as it appears on the finance committee's annual book, Mr. Borek said the budget is not the same as the figures that were recommended. Mr. Sabin said he would look at the description of the job of Administrative Assistant. The Board can go to pre-town meeting and discuss the issue. Mr. Sabin feels the updated job description should change the finance committee's opinion. Mr. Dronzek again stated that he felt degrees do not hold any value versus capabilities.
- Mr. Borek brought up Fuller Brook Lane. Mrs. Allen stated two residents' deeds say it will forever remain a private way and two residents' deeds do not. Mr. Borek felt a letter should be sent to these residents answering their letter. It should be stated that it will always be a private way; however, if they want to meet all the planning board's requests, then it could be taken up at a later town meeting. Mr. Sabin seconded, all in favor, aye.
- The Board was in receipt of a letter from Senator Burke asking their opinion about a gas line through neighboring towns, but the Board felt that since it doesn't involve Medway, they have no opinion.
- The Board was in receipt of a letter from the Burke Playground Committee asking for a representative from the Board to judge. All the Board members said they could not attend - possibly Mrs. Allen.
- Concerning the oil spill down to the Sanford Mill - no further communications have been received, so it seems to have been closed.
- The Board wants to talk to Chief Vinton on the night of May 7 about his red car. It was a Fincom transfer, as he asked the Fincom's approval to make it a fire chief's car. He had spoken to Chief Lambirth because it was an old police car that was being replaced over this one, but the Chief said he was talking to the wrong person, and to talk to the Fincom. It was agreed that this should all be clarified.

Mr. Dronzek told Chief Lambirth that if anyone wants to take over a car, they are supposed to go to the Selectmen. The Fincom gave Chief Vinton an emergency transfer for the car. Mr. Borek said the Fincom also approved 20 hours a week for the Fire Chief - last year the salary was \$16,656 - this year it was \$17,100. The figure of

\$39,310 + 4% was allocated to bring the Fire Department to full strength.

Mr. Sabin told Mrs. Allen to ask Dick Brown if the Finance Committee had allocated money for a fire car we didn't approve; and did Fincom give the Chief 20 hours/week we didn't approve - and to give the Board an answer by April 30 (verbal was satisfactory) - over the phone with the answers.

The meeting was adjourned at 9:20.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf

SUMMARY OF WASTEWATER
MONITORING DATA
June, 1988

Sample	Date	Franklin's Projected Fy 1989 Annual Assessment Total	Surplus	Net
A	6/ 2/88	\$ 1,447,600	\$ 432,100	\$ 1,015,500
B	6/16/88	1,892,200	793,900	1,098,300
C	6/22/88	2,181,200	961,400	1,219,800
D	6/29/88	1,671,000	612,800	1,058,200
	Average	\$ 1,798,000	\$ 700,000	\$ 1,098,000
		CRPCD FY 1989 Estimate		<u>- 884,900</u>
		Projected Additional Assessment	\$	213,100

Medway Finance Committee
April 23, 1990

Prepared for FY91 budget discussions: (amounts in thousands)

		March 15, 1990				
(excludes water & trash)		Budgeted FY89	Budgeted FY90	Est. A FY91	Est. B FY91	Recommended FY91
Revenues:						
Property tax incl new growth		\$7,166	\$7,732	\$8,194	\$8,167	\$8,167
Assessors overlay & other		(392)	(175)	(246)	(245)	(249)
Cherry Sheet (state aid)		3,265	2,875	2,875	2,725	2,725
Local receipts		1,054	1,168	1,285	1,285	1,285
Total Revenues		\$11,093	\$11,600	\$12,108	\$11,932	\$11,928
Available free cash		0	133	434	400	386
Other Reserves			170			181
Total Available for Appropriation		\$11,093	\$11,903	\$12,543	\$12,332	\$12,495
Percent over Prior Year			7.3%	5.4%	3.6%	5.0%
Expenditures:						
Education -	Salaries	\$5,871	\$6,225	\$6,536		6,501
	Expenses	1,338	1,412	1,412	s	1,447
					a	
Public Safety -	Salaries	744	788	827	m	824
	Expenses	87	92	92	e	92
DPS (Highway) -	Salaries	210	220	231		229
	Expenses	246	246	246		246
Other Depts -	Salaries	541	610	641		635
	Expenses	354	382	382		382
-unallocated increase in Dept expenses					85	-
Tri-County Assessment		275	296	343		343
County Pension Assessment		236	244	244	256	305
CRPCD Assessment		181	178	178	187	191
Insurance		551	729	729	875	808
Bonded debt & interest-Old		310	303	296		295
	New	-	-	350		-
Short-term interest		40	140	40		100
Special Articles		109	24	100	50	90
	Sub-total Salaries	\$7,366	\$7,843	\$8,235	\$8,235	\$8,189
	Sub-total Dept Expenses	2,025	2,132	2,132	2,217	2,167
	Sub-total All Other	1,702	1,914	2,280	2,397	2,132
Total	Expenditures	\$11,093	\$11,889	\$12,647	\$12,849	\$12,488
Percent over Prior Year			7.2%	6.4%	8.1%	5.0%
Operating Surplus (Shortfall)		0	14	(104)	(467)	7
Free Cash:						
Balance remaining from PY's		0	14			7
New Free Cash generated		533	420			
Used at STM's		400	0			
Assigned			34			
Balance carried to Annual Town Mtg		\$133	\$400			
Stabilization Fund:						
Voted at STM or ATM						31
Used at STM or ATM		-	59			31
Balance (with interest)		\$302	\$262			\$283

Medway Finance Committee
April 23, 1990

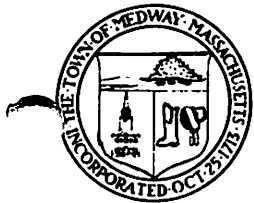
Facts and Assumptions:
(amounts in thousands)

	<u>March 15, 1990</u>				
	<u>Actual</u> <u>FY89</u>	<u>Actual</u> <u>FY90</u>	<u>Est. A</u> <u>FY91</u>	<u>Est. B</u> <u>FY91</u>	<u>Recommended</u> <u>FY91</u>
New Growth Valuation	\$24,200	\$29,100	\$20,000	\$18,000	\$18,000
Assessors Overlay	5.5%	2.3%	3.0%	3.0%	3.0%
Cherry Sheet Growth	9.8%	-11.9%	0.0%	-5.2%	-5.2%
Local Revenue Growth	0.3%	10.8%	10.0%	10.0%	10.0%
New Free Cash Generated	\$533	\$420			
Salary Increases (FY91 Individual 4%)	-	6.5%	5.0%	5.0%	5.0%
Dept Expense Increases	-	5.3%	0.0%	4.0%	1.6%
Bonded Debt & Interest - Old	\$310	\$303	\$296	\$296	\$295
Bonded Debt & Interest - New	-	-	\$350	\$350	\$100
Short-term Interest	\$40	\$140	\$40	\$40	
Special Articles (total)	\$568	\$24	\$100	\$50	\$90
Tax Rates	\$13.29	\$13.45	-	-	-
Tax levy	\$7,166	\$7,732	\$8,194	\$8,167	\$8,167
Levy Limit	\$7,166	\$7,732	\$8,194	\$8,167	\$8,167
New Growth tax dollars	\$313	\$387	\$269	\$242	\$242

Medway Finance Committee
April 23, 1990

Facts and Assumptions:
(amounts in thousands)

	Actual <u>FY89</u>	Actual <u>FY90</u>	<u>March 15, 1990</u>		Recommended
			Est. A <u>FY91</u>	Est. B <u>FY91</u>	<u>FY91</u>
New Growth Valuation	\$24,200	\$29,100	\$20,000	\$18,000	\$18,000
Assessors Overlay	5.5%	2.3%	3.0%	3.0%	3.0%
Cherry Sheet Growth	9.8%	-11.9%	0.0%	-5.2%	-5.2%
Local Revenue Growth	0.3%	10.8%	10.0%	10.0%	10.0%
New Free Cash Generated	\$533	\$420			
Salary Increases (FY91 Individual 4%)	-	6.5%	5.0%	5.0%	5.0%
Dept Expense Increases	-	5.3%	0.0%	4.0%	1.6%
Bonded Debt & Interest - Old	\$310	\$303	\$296	\$296	\$295
Bonded Debt & Interest - New	-	-	\$350	\$350	
Short-term Interest	\$40	\$140	\$40	\$40	\$100
Special Articles (total)	\$568	\$24	\$100	\$50	\$90
Tax Rates	\$13.29	\$13.45	-	-	-
Tax levy	\$7,166	\$7,732	\$8,194	\$8,167	\$8,167
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New Growth tax dollars	\$313	\$387	\$269	\$242	\$242



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

APRIL 23, 1990

SPRING ALL BOARDS MEETING

6:30 P.M. IN SANFORD HALL

THE PUBLIC IS INVITED AND IS ENCOURAGED TO ATTEND THIS MEETING.

Affordable Housing Committee	Medway Government Study Committee
Animal Control Officer	Memorial Committee
Arts Lottery Council	Middlesex News
Board of Assessors	Milford Daily News
Board of Health	Moderator
Board of Selectmen	Open Spaces Committee
Cable Access	Park Commissioners
Capital Improvement Committee	Planning Board
Cemetery Commission	Police Chief
Computer Committee	Police Permanent Building Committee
Conservation Commission	Regional School District Planning Committee
Council on Aging	Registrars
Country Gazette	School Administration
CRPCD	School Committee
Dispatchers	School Study Committee
DPS Administrator	Sealer of Weights & Measures
EMT Coordinator	Solid Waste Committee
Finance Committee	State Representatives
Fire Chief & Civil Defense	State Senator
Fire Station Permanent Building Committee	Street Naming Committee
Historical Commission	Town Accountant
Housing Authority	Town Clerk
Industrial Development Committee	Town Counsel
Industrial Finance Authority	Treasurer/Collector
Inspectors: Building	Tree Warden/Moth Agent
Gas	Tri-County Vocational Representative
Plumbing	Veterans Agent
Wiring	Water/Sewer Commission
Job Classification Review Board	Zoning Board of Appeals
Library Trustees	



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

(508) 533-2013

AGENDA

APRIL 9, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 4-2-90 meeting.
7:05	Peggy Tighe, Assistant Treasurer: to have Board sign Notes
7:10	Joseph Leone, Building Inspector
7:15	Police Building Committee: re: Clerk of the Works
7:30	Paul Wilson, Paul DeSimone, and Robert McRae: re: billing procedure CRPCD
8:15	Rick Bendetson - Medway Shopping Plaza Brian Moore/Charles Glynn - Drybridge Crossing re: cut-through Administrative Assistant's Report

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of April 2, 1990 meeting. The Board signed the warrants.

7:02 Peggy Tighe, Assistant Treasurer, brought before the Board various notes for bonding requiring their signatures. She showed them the bids that had come in, with Bay Bank coming in as low bid at 6.68% rate at \$1,473,000. There were 14 notes in all to be signed, as well as other documents.

7:10 Joe Leone, Building Inspector, spoke to the Board. He asked that Medway Cable Access be notified that any telecasting that is done from Sanford Hall must be done away from any areas of egress.

He also asked permission for the Board's secretary to make copies of building applications that were incomplete, giving the original back to the applicant and giving Mr. Leone a copy for his file. This was approved.

Mr. Leone also said there was a problem between him and the Zoning Board of Appeals. Special Town Counsel, Greg Barnes, told Mr. Leone that he works for the ZBA and the Selectmen. Mr. Leone wanted this statement clarified and verified. Mr. Borek said that Mr. Leone holds two positions with the Town of Medway - that of Building Inspector and Zoning Enforcement Officer. As Building Inspector, he reported to the Selectmen; and as Zoning Enforcement Officer, he was obliged to give the ZBA information that they require.

At the ZBA meeting held on April 5, 1990, Mr. Leone was requested by the Selectmen to be present; and therefore, at that meeting, his responsibility was to the Selectmen.

Mr. Leone referred to the by-laws which are enforced by the Selectmen. In Section 14, "Powers of the Board of Appeals", Mr. Leone stated there was no reference that he worked for the ZBA; therefore, he had come before the Selectmen to determine his responsibility.

At the ZBA meeting held on the 5th, Mr. Leone stated he felt he was being ridiculed and put on trial. People from out-of-town were present at the meeting (Newton and Bellingham) and they should not have been allowed to speak as they were not Medway residents. The Board agreed. Mr. Borek stated that if an out-of-town resident accompanied a Medway resident to the meeting to provide legal information, etc., that was fine.

Mr. Leone stated that the ZBA should be more careful how they present their meetings. He said he doesn't mind going to the meetings, but not to be ridiculed, especially since only one out of 500 applications has turned out to be a problem.

Mr. Borek requested that Mr. Leone set up hours for Medway residents to come to Town Hall to speak to him. Mr. Dronzek said a schedule could be posted with Mrs. Allen, and then made known to the residents. Mr. Leone felt this was no problem.

Mr. Borek said that Mr. Dronzek was not on the Board when the job requirements were changed. Because of all the paperwork involved as Building Inspector, a \$17,000 stipend was given to the Building Inspector so some time could be allocated to be spent at the office, and then have the Assistant Building Inspector do the inspections. The job, therefore, went out of the fee system into the stipend to do administrative work, keep up with new laws, and meet with residents to answer their questions - this was set up when Walter Johnson was the Building Inspector.

Mr. Leone said he would try and set up afternoon hours, but as it is, he gets 30-35 phone calls a week on the separate phone line he has set up in his home. He stated he is not trying to short-change the Board, but he is doing 25-30 hours a week at this time.

7:22

Chief David Lambirth spoke to the Board about the Clerk of the Works for the new police station. He stated that he had received 67 applications, and the architect, Hughes and McCarthy, had narrowed it down to 4. He stated that the candidate they have selected has to be contacted and salary renegotiated.

The Selectmen suggested meeting with Chief Lambirth prior to the All Boards meeting to make the choosing of the candidate official. The Selectmen also stated they would like a brief synopsis of their choice for Clerk of the Works. The Chief stated that a pre-construction meeting had been held that day (4/9), and all is set to go.

In regards to the fill required, the Chief said they may need as little as 1,000 yards, instead of the previously mentioned 4,000-5,000 yards. The Selectmen again suggested contacting Jim Chilson, or the Fire Station site. The Chief said the contractor may have to look at the soil to make sure it is the right content.

7:27

Paul Wilson was the only representative present to discuss the billing procedure for CRPCD. Mr. Sabin first of all asked Mr. Wilson why the commission did not submit a report for the annual town report book. Mr. Wilson was unaware of this. Mr. Sabin asked him to submit a report anyway. Mr. Sabin also asked where was their annual budget? Mr. Wilson said they sent it to the Medway Finance Committee and the Franklin Finance Committee. The Board requested a copy of the budget for FY'91.

The Board discussed the letter dated October 13, 1989 from the Franklin Commissioners to Mr. O. Paul Shew. The Selectmen were aware of the situation for 2½ years. Mr. Wilson said everyone knew it would cause grief to Franklin. The latter part of the letter discussed recommendations of how the formulas can be modified. He felt it was not worth delving into the problems of the past 3-4 years. He said we have to come to an agreement to modify these agreements. The Town of Medway will get sued by the Town of Franklin if something is not done. He said the Town of Medway pays nothing for operations and maintenance use, and the Town of Franklin will pay for almost all of it. He said formulas are based on municipal sewerage. Garelik loads the plants with a waste load two times what it is intended to do. He said we have to sit down with them (McRae, McNeil and Bauer) with the Selectmen and the Commission and work with them.

Right now we are charged on the original 90/10 agreement. We are contributing about 11%. Mr. Dronzek asked if this was based on the number of gallons, or is it a weighted percentage, or should we be 3%, and Franklin 97%; and what percentage of operations and maintenance are we.

Mr. Wilson said, roughly -- Millis is at 13%, Medway at 11%, and Bellingham between 1 and 2%. That is how the O & M is charged to us. The agreement was signed with Medway and Franklin, and we cannot change one without changing the other. Mr. Borek said when we took in Millis, that should be 6½% off of us, and 6½% off of Franklin. Mr. Wilson said we sold certain percentages to each town. Mr. Sabin requested he provide the figures.

Mr. Dronzek stated that we started at 100%; 90/10 was arrived at arbitrarily, and that eventually we would be metered. If Bellingham had contracted for 10%, and Millis for 15%, that would leave 75% -- 90% of that 75% would belong to Franklin and 10% to Medway.

Mr. Wilson said that the Mire Brook waste is very high waste, and by the time it gets to the plant, it is municipal waste again.

Mr. Sabin said there was a problem with Mr. Shew, and why would the other 15 representatives and Mr. Bauer be any different.

Mr. Dronzek reminded the Board that Mr. Bauer wants to meet with them.

Mr. Wilson said we were to go by the formula (as we said we would do two weeks ago).

Mr. Wilson said we were being assessed by the average flows measured - that it was a reasonable assessment and we had been doing it for 10 years. Council members said we should go by the formula - we spent \$30,000 to get meters - we would have ended up paying no O & M charge if we had followed the formula a lawsuit will develop - unfair to users in other towns. Formula = gallons that go through and strength of waste.

Mr. Richard Brown, who was in attendance, said if you're not following the formula, then we can get sued.

Mr. Wilson said we should examine what we both want, and then call Mr. McRae for an explanation. There is no formula that will work exactly, but Millis monitors with a stick and measures the strength.

Mrs. Allen said Franklin pays for what it uses; and Medway is paying road maintenance for the trucks to haul it in and out and using our roads.

Mr. Wilson said the Board of Health should be getting reimbursed for that through their septic haulers permits.

Mr. Dronzek stated that it would be a loss of tax revenue, but we would be paying much less if we go with what Mr. McRae said in the letter. The math formula would be subject to review, however.

Mr. Wilson said that they will be doing industrial pre-treatment in another year and the EPA is doing their own on Garelik. If Garelik pre-treats, we won't get the bond. Mr. Borek said the chance of another Garelik is near nil compared to Franklin; and the next three Selectmen may feel differently than the three presently on the Board.

Mr. Wilson said that the plants are designed to handle municipal sewerage - no consideration in engineering and state-load was given.

Mr. Dronzek said Garelik had to do some pre-treatment before building their quarter of a million dollar plant.

Mr. Borek said the EPA may force Garelik to pretreat, then the formula of strength should reduce Franklin's cost - the formula of flow and intensity is what is based on.

Mr. Wilson said Mr. McRae is the best one to talk to. He said change the formula, and then talk to Mr. McRae.

Mr. Borek said we need to talk to Mr. McRae before we meet with Franklin. It was suggested to meet with him on April 23 at 6:00 before the All Boards meeting, at which time he would be able to propose to us some resolutions. It was also suggested that Lee Robbins and Pete Barnelli, the two new Franklin commissioners, join in at the meeting.

8:05

Administrative Assistant's Report:

- Mrs. Allen mentioned that the discussion on the cut-through in the Medway Shopping Plaza and Drybridge Crossing has been rescheduled to April 30 since it was Passover at sundown.

- Mrs. Allen said a certified letter had been sent to the Selectmen from Mr. and Mrs. Johnson of Norfolk Avenue concerning the cars that were left in Medway Auto's yard from accidents.

Mr. Dronzek questioned how long these cars are left there for, and what is considered temporary. He felt these cars should be removed from view, and if possible, have vehicles towed and stored behind their 117 Main Street location. Mr. Borek made the motion that the cars be removed from view, Mr. Dronzek seconded, all in favor, aye. Mrs. Allen will write a letter requesting this be done, based on the complaints received.

- Mrs. Allen was in receipt of a letter from the Police Association, Officer Grimes, asking that they be allowed to sell beer at Oakland field on August 23, 24 and 25 on behalf of the Medway/Franklin Softball teams that are hosting this year for the National Police Softball towns that are involved in the league. Mr. Dronzek made the motion that it be granted, Mr. Borek seconded, all in favor, aye.

- The Board signed the disclosure statements for James Smith and Harry Lynch.

- Mrs. Allen told the Board that the fuel tanks had been removed from behind Town Hall on April 5, 1990.

- Mrs. Allen mentioned the letter from the Construction Industries of Massachusetts concerning the gas tax for the Tunnel project.

- Mr. Borek signed his approval for the bumper stickers for the DARE program.

- Mr. Dronzek moved that Tim Choate be sent a letter of commendation for the effort he applied for Mr. Alexander MacLeod. He applied CPR until help could come, unfortunately to no avail. Mr. Borek seconded, all in favor, aye.

- Cheryl Paolantonio of the Country Gazette asked Mrs. Allen if it would be possible for her to have 5 minutes to speak at the All Boards meeting to inform them of legal ads that could be placed in the paper. The Board approved this.

- The Board was given the list of election constables to approve, from Mrs. O'Callaghan-Fallon, Town Clerk. They were Sandra Gronberg and Harry T. Johnson. The Democratic town committee listed the election workers they would like approved. The Republican town committee did not have a list, so Mrs. O'Callaghan-Fallon had to make up a list from previous years' lists, which the Selectmen had to approve. Mr. Borek moved to accept the list, Mr. Sabin seconded, and Mr. Dronzek abstained as his wife's name was on the list. Motion carried.

Mr. Borek requested that Mrs. O'Callaghan-Fallon check to make sure it is not a regular police detail instead of using election constables, since it might be part of the contract to do election day. Mr. Sabin suggested she call Town Counsel. Mr. Borek said if it was OK with Town Counsel, it was OK with him. This could be clarified at the Selectmen's meeting on April 30. The Board voted unanimously approval of the election workers as per the attached list.

- Mrs. Allen spoke to the Board about the oil spill leading down past the Sanford Mill. The question of where did it come from was posed, but Mrs. Allen stated it's our problem, nonetheless. Mrs. Allen needed permission to call Clean Harbors to remove a boom to contain the diesel fuel. DEP doesn't want any part of it.

Mr. Dronzek wanted to know if it was our fault.

Mr. Borek said they called Mark Flaherty and Ruth Allen from the Sanford Mill. Mr. Borek said to get a report from the Fire Chief.

Mr. Dronzek asked where the tank was. He was told it was inside the fire station for the emergency generator. Mr. Sabin said it appears a diesel fuel tank ruptured and leaked into the river.

Mr. Borek asked who delivered the fuel to the tank. Mrs. Allen told him H & R. Mr. Borek said maybe it was spillage, and not leakage.

Mrs. Allen told them that when they realized the tank was empty, they refilled it Wednesday A.M. How much fuel was put in, she was asked. She said we would have to ask H & R.

Mr. Dronzek asked if the spill was skimmed out, and he was told it would dissipate with the boom.

Mr. Sabin said to tell the Fire Chief that it's his problem, and to get the boom out there.

- Mrs. Allen spoke to the Board about the mapping program. She said she was waiting to hear from Stone & Webster and then get together with the computer committee to tie it all in, with all the departments that would use it. Mr. Dronzek said that all the departments that thought it was so valuable haven't even asked about it. Mr. Sabin felt you didn't really need to know about water utilities. Mr. Borek didn't feel the program had been fed. Mr. Dronzek felt the water department maps could be utilized.

- Mrs. Allen spoke to the Board concerning Attorney Maciolek's transference of a case to Special Town Counsel, Greg Barnes. This was concerning Winiker and Reardon vs. Medway regarding solid waste pick-up in town. Attorney Maciolek felt he could not handle this case for the Town because Mr. Reardon has utilized his services, as well as the Medway Cooperative Bank. She was also in receipt of a letter from Attorney John Powers asking the Clerk of the Board for documents concerning this case. Mrs. Allen was told to tell him to come in and view the documents on file, but not to search the files for him for what he specifically needs. Other information he requires he may have to get from the Board of Health. He has the right to inspect and examine based on M.G.L.; however, if he wanted anything copied, he would be charged a fee, or if he requests the services of Mrs. Allen, it would be at an additional search fee.

- Since the State has approved it, the Board was asked to sign Papa Gino's liquor license. Mr. Sabin and Mr. Dronzek signed for the Board.

- Mrs. Allen asked the Board to sign the certificate of appointment for Raphaela Rozanski to the Conservation Committee, to fill the unexpired term of Linda Sherman until June 30, 1990. Mr. Dronzek made the motion she be appointed, Mr. Borek seconded, all in favor, aye.

- Mrs. Allen was in receipt of a determination of applicability in reference to 135 Main Street, and 3 and 5 Cottage Streets, and that they are subject to wetlands conditions.

- Mrs. Allen reminded the Board about the groundbreaking ceremony for the new police station is set for Saturday, April 14 at 10 a.m.

- Mrs. Allen told the Board that the school department has set their budget at the requested 4.1%, \$7.9 million as Fincom had requested.

- Mrs. Allen told the Board that New England Power is doing vegetation management service on the right-of-way from West Street to the sub-station to Bellingham.

- Re: Kelley's fence: Assistant Highway Supt., Bob Powers, found galvanized nails on the rails of the fence. He feels he would break the fence if he pulled on the nails. Attorney Maciolek said to get a nail puller, and pull the nails, and if the fence breaks, the fence breaks. Mr. Sabin said to get a letter from Attorney Maciolek on this.

- Mr. Borek said he had looked at last week's minutes, and mentioned that we didn't respond to Mr. Tenney's question about the dumping of leaves at the slope. He said since it is not solid, it cannot be dumped there. Mrs. Allen will take care of this. Mr. Sabin recommended Mrs. Allen call Mr. Tenney and let him know a letter was coming. Mr. Higgins or Mr. Leone would understand the grade and could check it out.

- Mrs. Allen told the Board that the police contract expires on June 30, 1990, and the bargaining committee wants to meet with the Board. Mr. Sabin said we don't know what the budget will be, and said we should tell them due to uncertainty of the finances for 1991, we are requesting what the issues are that are on the table. Mr. Dronzek said he would not comment one way or the other.

- MJ told the Board that Mrs. Allen had spoken to the Business Class at the high school. Mrs. Allen said it was a good experience and that she had talked to the students about zoning, and answered their questions.

The meeting was adjourned at 9:00 p.m.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf

Attachment

The Commonwealth of Massachusetts

TOWN OF MEDWAY

Election Officer Assignments for MAY Election, MAY 7, 1990

Office to be filled	Party	PRECINCT 1	PRECINCT 2	PRECINCT 3
Warden	R	ELSIE ROBINSON (R) 533-7753		
Deputy Warden	D	JOAN NEWTON (D) 533-2526		
Clerk		WALTER SAMPSON 7739 (R)	LINDA BRODEUR 6540 (D)	EUNICE HANLON 2491 (D)
Ballot Clerk		JANE CUNNING 8260 (R)	DORIS COAKLEY 6623 (D)	KAREN DRONZEK 8387 (R)
Ballot Clerk		JOYCE KENNY 7557 (D)	EARL WILBUR 8022 (R)	THERESA O'BRIEN 8103 (D)
Inspector		(R) MARTHA J. PORTER 8526	(D) GRACE ROSSETTI 6290	(R) BARBARA CLARK 8912
Inspector		(D) LEO SZYMANSKI 8704	(R) RUTH CURTIS 8669	(D) ELIZABETH ARCHER 2908
			POLICE OFFICER	
		(Appointed Constable)		(Appointed Constable)

APPROVED:

Alternates

Anita Gallagher 7292 (D) Richard Coakley 6623 (D) James Cottam 4319 (D)
 Plus REP. & Dem, Town Committee List of party members Mary Jane Nylander 4649 (R)

MEDWAY DEMOCRATIC TOWN COMMITTEE

May 19, 1989

Precinct 1

WARDEN
Doris Coakley, 9 Elm St.
6623

Theresa O'Brien, 32 Wellington St.
8103

Joyce L. Kenney, 19 Lincoln St.
7557

Anita S. Gallagher, 135 Main St.
7292

Nancy Sheppard, 131 Maple Lane
2192

Jean R. Grady, 13 Cottage St.
8616

Precinct 2

Richard J. Coakley, 9 Elm St.
6623

Evelyn J. Clorite, 129 Main St. Leo P. Szymanski, 2 Pine St.
7093

8704

Elizabeth Y. Archer, 38 Maple St Grace M. Rossetti, 57 Holliston St.
2908

6290

Linda M. Brodeur, 13 School St. Evelyn L. Austin, 502 Mahan Circle
6540

4832

James Cottam, 4 Lovering Heights Eleanor J. Ross, 1 Main St.
4319

8592

Eunice Hanlon, 10 Pine St. Gloria O'Byck, 8 Lee Lane
6502

8704

Precinct 3

Nancy J. Rojee, 10 Barber St.
2946

Cerina M. O'Callaghan - Fallon
Received 5/30/89

Assistant Town Clerk
Cocinne M. O'Callaghan - Fallon

TOWN OF MEDWAY

RECEIVED

MAY 30 1989

9:29
.....A.M.P.M.

TOWN CLERK

MWDWAY REPUBLICAN TOWN COMMITTEE

September 14, 1987

Board of Selectmen
Medway, Mass.

Reply to letter of August 31, 1987 "Election Workers".

Prec I

Clerk

Walter Sampson 218 Main St. 7739

Deputy Barbara Teele 16 Brigham St. 8788

Ballot Clerk Claudia Buttrum 114 Milford St. 2226

Ballot Checker Lawrence Leigh 5 Guernsey St. 6766

Prec II

Warden Allan Orsborne 21 Holliston St. 2426

Deputy Ronald Sylvester 169 Village St 2044

Ballot Clerk ElsieB. Robinson 10 Highland St. 7753

Ballot Checker Ruth Curtiss 31 Highland St. 8669

Alternate Sharon Price 179 Main St. 6666

Prec III

Warden Harry T. Johnson 109 Holliston St. 4461

Deputy Jayne Cummings 202 Main St. 8260

Clerk MaryJane White 191 Main St. 6256

Ballot Clerk Karen Dronzek 1 Highland St. 8387

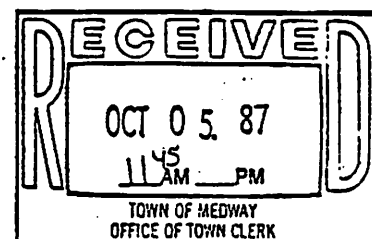
Ballot Clerk Barbara Clark 16 Highland St. 8912

Ballot Checker Stanley Larson 214 Mahan Cir. 8019

Ballot Checker Karol Wrobel 5 Grace Terrace 2931

Eric B. Larson
Chairperson

Republican Town Committee



enrolled voters of the town. They may, in like manner, appoint two inspectors and two deputy inspectors in addition, and such number of tellers as may be necessary to count the ballots cast. Said tellers shall be appointed for the counting of said ballots at the close of the polls. In the event that the selectmen fail to appoint such election officers on or before August fifteenth, the board of registrars of voters shall forthwith appoint said officers.

The chairman of the town committee of each political party may, not later than June first in each year, file with the selectmen a list of enrolled members of such party who desire appointment as election officers, and a duplicate of such list with the board of registrars of voters. The selectmen shall, not later than April fifteenth of each year, make written notification to the chairman of record of the town committee of each political party that said list must be submitted no later than June first of the same year. The lists submitted by town committees shall contain not more than eight names for each office to be filled. Supplemental lists may be filed with the selectmen and registrars by the said chairman at any time before the appointments are made, for the purpose of filling vacancies which may occur in the original lists. No person shall be appointed as an election officer until he is found qualified to act as such as herein provided. Appointments shall be made from the original list before any names are taken from any supplemental list. All persons listed on the original list who have not been appointed as election officers shall be notified by certified mail of the appointment of a person listed on the supplemental list at least five days prior to such appointment.

If, upon the expiration of fifteen days after notice given in writing prior to June fifteenth in any year by the selectmen to the chairman of any political committee who has not filed original or supplemental lists, the selectmen may appoint as election officers enrolled members of the party who, in the opinion of the selectmen, are qualified to act as such.

The selectmen may, if they deem it necessary, conduct examinations of persons whose names appear on the lists filed hereunder. Five days' notice shall be given of any such examination. The chairman of each town committee may appear and be heard either in person or by counsel, during the conduct of such examinations.

54:13. Party representation; term of office; removal.

Section 13. Such election officers shall be enrolled voters so appointed as equally to represent the two leading political parties, except that, without disturbing the equal representation of such parties, not more than two of such election officers not representing either of them may be appointed. The warden shall be of a different political party from the clerk, and not more than one half of the

54:11B. Filing for appointment in cities; procedure; eligibility; examinations,**4c.**

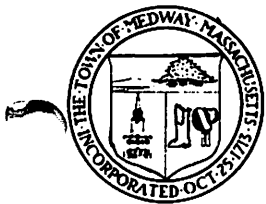
Section 11B. The chairman of the city committee of each political party entitled to representation in the appointment of election officers may, not later than June first in each year, file with the registrars lists of enrolled members of such party who desire appointment as election officers as submitted to him by the several ward committees. The registrars shall, not later than April fifteenth of each year, make written notification to the chairman of record of the city committee of each political party and the chairman of record of the ward committee of each political party that said list must be submitted no later than June first of the same year. Upon the filing of such lists the registrars shall forthwith proceed to the consideration thereof and shall, on or before June thirtieth, submit to the mayor or other appointing authority the names of persons whose names appear on the lists, who in their opinion are qualified to act as election officers. The lists submitted by the several ward committees shall contain not more than eight names for each office to be filled. Supplemental lists for any election district as submitted by the several ward committees therein may be filed by the said chairman at any time before the appointments for such district are made, for the purpose of filling vacancies which may occur in the original lists. No person shall be appointed as an election officer until he is found qualified to act as such as herein provided. Appointments shall be made from the original list before any names are taken from any supplemental list.

If, upon the expiration of fifteen days after notice given in writing prior to June fifteenth in any year by the mayor or other appointing authority to the chairman of any political committee by whom lists are to be filed hereunder, such chairman shall not have filed original or supplemental lists, the mayor or other appointing authority may appoint as election officers enrolled members of the party who, in the opinion of the mayor or other appointing authority, are qualified to act as such.

The registrars may, if they deem it necessary, conduct examinations of persons whose names appear on the lists filed hereunder. Five days' notice shall be given of any such examination. The chairman of each city committee may appear and be heard either in person or by counsel, during the conduct of such examinations.

54:12. Election officers in towns.

Section 12. The selectmen of every town shall annually, not earlier than July fifteenth nor later than August fifteenth, appoint as election officers for each voting place or precinct, except as provided in section twenty-four, one warden, one deputy warden, one clerk, one deputy clerk, two inspectors and two deputy inspectors, who shall be



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

APRIL 2, 1990

7:00 p.m.

Open meeting, sign warrants,
approve minutes of March 26, 1990.

7:05

Administrative Assistant's report.

Present: Harry Sabin, John Dronzek and Administrative Assistant, Ruth Allen.
Edward Borek was absent.

7:00 p.m. With Cable 8 telecasting live on channel 6, the Board opened the meeting and voted unanimously to approve the minutes of the March 26, 1990 meeting. The Board signed the warrants.

7:01 Administrative Assistant's report:

- John Dronzek suggested to Mrs. Allen that Joe Leone set up regular office hours when residents could come and speak to him at Town Hall, for example, in the evening, and publish ahead of time when they will be.

- Mrs. Allen gave the Selectmen packets of DARE information that Officer Bates had given to her earlier in the day. The Selectmen were asked to look over the material, and to also permit bumper stickers for community awareness day be placed on all town-owned vehicles. The Board voted unanimously to permit these bumper stickers on the vehicles.

- Mrs. Allen said that Fred Roth from Boston Edison had come into the office to make known the open house on April 28 from 9 a.m. until 3 p.m. on the site, and that all were invited. He will be visiting with the residents at that location starting next week with regard to the expansion of their facility off Summer Street.

- Mrs. Allen was in receipt of a letter from L.A.L.'s attorney, Mr. Sahady, saying that he would be contacting Attorney Maciolek regarding payment for the reconstruction work done on Route 109. Mr. Dronzek was very adamant in stating that L.A.L. did the work, and they should be paid. He stated that he wanted this matter resolved, and the money should be found, and L.A.L. paid. Mr. Sabin concurred, especially since there was a minority sub-contractor involved for \$61,000.

The figures involved include: The amount needed is \$120,000; Attorney Maciolek has a check for \$18,000; Town Meeting would be bringing \$46,000; the amount still needed to be found is \$56,000.

- Mrs. Allen was in receipt of a letter from Chief Lambirth in reference to unused, registered vehicles, belonging to the Police Department. Mr. Dronzek was also concerned about any Board vehicles that may be sitting around on lots, registered and unused.

- Mrs. Allen was in receipt of a letter from Mr. Lawrence E. Tenney about his property. This letter is in response to our letter dated March 13, 1990 regarding his gravel permit issued in 1986. Mr. Tenney stated he is rectifying where he seeded grass and it did not take on the sloped area. Earle White of Sam White & Sons is taking care of it this spring. He questioned the dumping of leaves at the bottom of the slope.

- Mrs. Allen was also in receipt of a letter from Senator Burke supporting the Selectmen's letter of a gasoline increase going toward the Route 109 reconstruction project, if it should occur.

- In reference to the Selectmen's request for an accounting of the Norfolk County Retirement System for Medway's assessment, Mrs. Allen stated the question had been answered by them. Basically, it was the removal of a \$30,000 cap on certain salaries. Mr. Sabin questioned the "certain salaries".

- Mrs. Allen said she was in contact with the auditing firm that has done our auditing in the past, and they have agreed to do the auditing for the next three years, FY 90, 91 and 92 for \$15,000 per year. Mr. Dronzek made the motion that Michael J. Cicoria, CPA be awarded the contract for the auditing, Mr. Sabin seconded, all in favor, aye.

- Mrs. Allen said that the Historical Commission would like permission to use the services of town counsel for deed research for the Cole Library and the old fire station. Mr. Dronzek made the motion that counsel be allowed to do this, Mr. Sabin seconded, all in favor, aye.

- Mrs. Allen was in receipt of a letter from the Library Trustees asking that a one-day license be granted to them for the serving of wine prior to the benefit performance on April 21 at the library. Mr. Dronzek approved, Mr. Sabin seconded, all in favor, aye.

- Mrs. Allen informed the Board that Chief Lambirth has a need for 4,000-5,000 yards of fill for the new police station. It was suggested that he could possibly get the fill from the new fire station; from construction on the new water main, or from Mr. Jim Chilson, who is trying to get rid of alot of his fill. The biggest problem is finding a truck - the largest one would hold only 5 yards, so a truck might have to make 700-800 trips. Mrs. Allen is to inform the Chief of these suggestions.

- Mr. Dronzek informed the Board that the Police Chief is aware of a vacant building on Broad Street that could be utilized by the auction. This building was suggested to Mrs. Betty Ann Balboni. She has also been told about the vacant areas in the Industrial Park.

- Mrs. Allen was in receipt of a letter from Alan Brown of Stone and Webster concerning the landfill capping. He stated testing needs to be done on what was capped for DEQE. It was agreed that we should go forward; have Stone and Webster do the testing since there were sufficient funds in the account to cover it.

Allan Osborne, who was in attendance, said the landfill has to sit for 10 years before it can be built upon; however, it can be used for recreational purposes. Mr. Dronzek made the motion that Stone and Webster of Boston do the required recommended permeability tests at the former landfill site for an amount not to exceed \$3900.

- Dick Brown, Finance Committee chairman, approached the Board with computer printouts on what has been expended in accounts, and what was left to help the Board find the money needed to pay the remainder of what is owed on the reconstruction of Route 109.

He first asked that a line item for \$500 be placed on the warrant for the job classification review board salary. Mr. Dronzek made the motion that it be approved, Mr. Sabin seconded, all in favor, aye.

The Conservation Commission had also asked for \$5,000 for consulting fees in their budget. The committee is charging the fee with their applications. The Finance Committee had voted to dismiss this; however, Mr. Brown mentioned the Planning Board has a revolving account. He felt the Conservation Commission should apply for their own revolving account.

Mr. Brown said there was \$153,000 for the mapping project of Medway. Phase 1 was for the assessors, and that was completed. Phase 2 and Phase 3 remained to be done. \$75,000 had been set aside for each phase with \$3,000 leftover from Phase 1. Mrs. Allen stated she has made a call to Stone and Webster to see where the mapping project now stands.

Mr. Brown started looking at accounts that had monies left in them that could be used to pay L.A.L.:

- \$2,000 was left over in the school building study committee account.

- \$10,000 from 1981-1982 was left over from eminent domain and railroad purchase.

- \$17,661 was left from a 1986 account where at two town meetings money was allocated for traffic signals to be moved at Route 109 and Route 126 intersection.

- \$19,000 for sidewalks plus \$105,000 that was added put \$124,000 aside to fix sidewalks. It was felt that this should be left and sidewalks put in where needed, such as in front of the Burke School with a curbing, and other sidewalk areas that had none.

- About \$6,000 left from guardrails put up in 1987.

- There was still \$10,000 for paving of Route 126, Village and Main Street intersection. Originally \$80,000 was allocated, but \$70,000 was transferred out of this account. The \$10,000 plus \$44,650 left \$54,650 for repairing of this area. All the designs and plans have been laid out - at least part of the estimated \$85,000 job could be done with this money that is sitting there.

In order to complete the transferring of funds for the articles, Mr. Sabin made the motion to reopen the special town meeting warrant, Mr. Dronzek seconded, all in favor, aye. Mr. Sabin made the motion that the warrant be closed as of midnight, April 2. Mr. Dronzek seconded, all in favor, aye.

- There was \$6,932 in the hazardous waste disposal account, or two years of monies of \$3,000 in 1988 and \$3,000 in 1989. Mrs. Allen mentioned that residents are inquiring about a hazardous waste day, but Mr. Dronzek felt that residents don't want to go to neighboring towns, and wait in lines. He suggested Mrs. Allen check with Millis and see when their next hazardous waste day was. He then suggested Mrs. Allen talk this over with the Board of Health.

- Mr. Brown mentioned \$59,000 was set aside for the tennis court resurfacing and \$10,000 was left. Since it was in the stabilization account, it was decided it should be left alone.

- \$50,000 had been set aside for the permanent school building site committee to be used as a down payment for land or for designed drawings and plans, and had not been used. Since it didn't look like a school would be built, it was felt that monies could be taken from that account. Mr. Dronzek thought that \$19,000 of this amount could be given to L.A.L., and the balance of \$31,000 be put aside for the Route 126 intersection work. Mr. Dronzek then said, if we have the funds, then we should go out for bids. It was suggested that Mr. Boczanowski, chairman of the permanent school building site committee, be contacted and if the money was not needed, it would mean that there would be enough of the estimated \$85,000 for the Route 126 repair put aside.

- There was \$1,136 left over from the addition put on to the Junior/Senior High School that could be transferred.

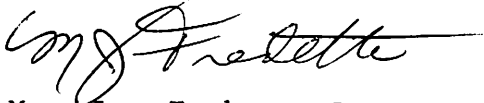
- Also, there was \$4,000 left over from the new roof account for the Junior/Senior High School account that could be transferred.

It was felt that if no one makes a motion to move the monies that are left over, the monies just sit there instead of being put to good use.

Mr. Dronzek made the motion that all transfers be made from the necessary accounts for the special town meeting articles, as prior special articles, to the Route 109 reconstruction account. Mr. Sabin seconded, all in favor, aye.

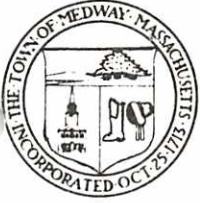
The meeting was adjourned at 8:00.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

March 26, 1990

7:00 p.m.

7:01
7:01 7:05

Open meeting, sign warrants, approve
minutes of March 19, 1990 meeting.
Vern Robertson - Medway Cable
Administrative Assistant's report.

7:15

Jim Chilson
re: drainage on Evergreen Street

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant Ruth Allen.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the March 19, 1990 meeting. The Board signed the warrants.

7:01 Vern Robertson representing Medway Cable Access spoke to the Board about the new local channel 6 that would be covering the Selectmen's meetings starting with probably April 2. Mr. Robertson explained how there is a varied audience now, and response to televising the school committee meetings has been good. He said we would be taped first for a while, and then we would start to go live with a taped replay.

7:05 Administrative Assistant's report:

- Mrs. Allen brought up the subject of the All Boards meeting. The Finance Committee stated that the only unacceptable date was April 18, so it was agreed to schedule the meeting for April 23.

- Mrs. Allen spoke about the proposed Algonquin Gas Interstate Natural Gas Pipeline. A public hearing has been set up by the Energy Siting Facilities for April 17 in Sanford Hall at 7:00 p.m. Legal notices were placed in the newspapers and abutters were to be notified.

- Mrs. Allen gave Mr. Sabin the auditing letter for fiscal 1989 audit addressed to Mr. Michael J. Cicoria for his signature.

- Mrs. Allen discussed the vacancy on the Board of Health with the Board. She stated that the position has to be filled within 30 days from when the Town Clerk was notified, by an appointment between the Board of Selectmen and the Board of Health.

- Mrs. Allen stated that Mr. Maciolek had finally heard from L.A.L.'s attorney regarding the letter to Attorney Sahady on the payments for the Route 109 reconstruction project.

- Mrs. Allen discussed the pass-through between Drybridge Crossing and the Medway Shopping Center. She said she had been in contact with Brian Moore of Drybridge, who has stated he would even take care of putting the pass-through in.

Mrs. Allen then stated she had been in contact with Joe Salomi of Diversified Funding Inc. She had stated to him that last April the Board had spoken to him, and Mr. Salomi was supposed to get back to the Board in one month, but no response had been heard to date. Mrs. Allen told Mr. Salomi that the pass-through has to be put in. Mr. Salomi asked what if they did not put it in. Mrs. Allen said we would take them to court.

Mr. Sabin said no occupancy permits are to be issued in the Medway Shopping Center if the pass-through is not put in. Mr. Salomi said the owner would be out-of-town until April 3, so Mrs. Allen said she would expect a phone call on April 4.

- The Board also mentioned a cut-through from the car wash through to Burger King. Mrs. Allen suggested a pass-through toward the rear of the properties, instead of near Route 109. It was mentioned that Mr. Finkelstein owns all the land on that side, except for the bank. Further discussion was halted when it was realized that we had gone beyond the 7:15 scheduled appointment of Jim Chilson.

7:22

Jim Chilson spoke to the Board about the drainage problem on Evergreen Street. He stated that Dick Coakley's property is to the right of his property, and that there is drainage with a pipe under Coakley's driveway. Mr. Chilson is trying to get the water off his property (it is water run-off from the street onto his property). There is a sub-division on the same side of Coakley's property (Mr. Levy's) between Mr. Lamont's and Mr. Coakley's property. Mr. Chilson feels there are two solutions to the dilemma - one of which he hopes the Selectmen would agree to: (1) to allow the run-off to flow down into another subdivision drain; or (2) to pipe it down to his own retention pond on his own property (subject to Conservation Commission approval). There is approximately 300' of piping involved.

Mr. Borek asked Mr. Chilson if the solutions had been brought to the Planning Board. He stated that they had, and that they had no objection to either of the solutions. Mr. Dronzek said if solution (2) was used, that it would have to fall into Mr. Chilson's hands since it was his own property. Mr. Borek stated that if he used solution (1), the sub-division would have to be in place first. Mr. Chilson understood both statements. The Board of Selectmen, therefore, said either solution would be acceptable to them.

Mr. Chilson also brought up a soil problem that he had, or rather the removal of topsoil. He stated he has 1,000 cubic yards of loam topsoil to dispose of off of his property off of Holbrook Street so he can put in the septic systems. Since it is over the 3 cubic yards allowed, he was asking the Board's permission to remove it. The lots in question were 16, 17 and 21 in a 22-lot sub-division. Joe Leone had been contacted, and he had no problem with the removal. Mr. Borek, therefore, made a motion to approve the request of the removal of topsoil, Mr. Dronzek seconded, all in favor, aye. The Board signed this permit for a one-year period. This loam would be taken out-of-town.

7:38

Mrs. Allen continued with her Administrative report.

- Mrs. Allen brought up the subject of Mr. Kelley's fence. She told the Board that Attorney Maciolek had contacted the office and stated to hold off on any action until April 1.

- In reference to the Police Lieutenant's exam - the Chief will review it after they are in the new police station.

- In reference to the letter the Selectmen's office sent on the raising of the gas tax - Mrs. Allen said she had received letters from Rep. Barbara Gardner and Rep. Dan Ranieri, and they would support it being used to do the Route 109 corridor project.

- In reference to the constables at the polling station - letters had also been received on this subject from both representatives stating their support on that Bill.

- Mrs. Allen said she had sent a copy of George Russell's (Supervisor of Natick DPW) letter regarding the so-called Millis Consortium to the Board of Health members. This letter enclosed a brief overview of the project and what they are hoping to accomplish. They also enclosed a letter from the Department of Environmental Protection supporting this project. Mrs. Allen confirmed Mr. Dronzek's suggestion of Andrew Martin being involved in the recycling issue with the Board of Health.

- Mrs. Allen brought up the letter received from the Board of Selectmen in Easton to the Medway Selectmen. This letter discussed the present status of our officials on Beacon Hill. The letter stated that "now is the time to tell these state officials that we are results-oriented and that they must produce the results we want if they want our support in November". All members of the Board could not support this strong language. Mr. Dronzek felt that threats would get us nowhere. Mr. Sabin felt we should send a letter saying we support our legislature and that we felt confident in their representing us. The Board stated that they could not support this message.

- Mrs. Allen discussed the letter received from the Town of Franklin and Wolfgang Bauer, Town Administrator regarding the agreement with CRPCD on the billing of services provided. The Board had previously sent a letter to CRPCD and their commissioners requesting they do the billing as per the agreement, using the meter readings. She confirmed that our Medway commissioners have asked to be placed on the April 9 agenda to discuss this matter and the billing procedure.

- The two Department of Revenue letters received were discussed - one on the FY'90 Cherry Sheet, and the other was on the preliminary FY'91 Levy Limits. Mr. Dronzek did not feel that we were too much affected by the figures.

- Mrs. Allen mentioned that the Norfolk County Advisory Committee were meeting on Wednesday. The Board members stated they had all received letters at their homes from Mr. Raymondi regarding the Norfolk County Retirement System - Mrs. Allen stated she had not received one. They agreed the subject still bears reviewing. Mr. Borek felt that the state and town should be the ones discussing the issue, and the county should stay out of it.

- Mrs. Allen asked the Selectmen to look over the warrants for the special town meeting and the annual town meeting (copies attached). Dick Brown of the Finance Committee was in attendance for his input during this portion of the meeting.

STM #1, 2, 3: OK. On #2, both Mary Shea and Dick Brown agreed it would be more efficient.

STM #4: Mr. Borek questioned "available funds". Dick stated there was \$140,000 in short-term interest left. He felt that we only needed \$30,000, so we had \$110,000 to pay for STM articles.

STM #5: Mr. Borek felt it was illegal to use the 2½ limitation in the article. However, it was mentioned that the \$220,400 was being applied to the whole district, not all the amount is Medway.

STM #6: This article was in reference to a bill received from D. G. Ranieri Supply Company for work done in 1983 and 1985. Mrs. Allen said this bill had to do with work done before our Accountant was here, and before she was here, so she could not confirm the work that was done for the Police Department. Mr. Borek made the motion that the article be removed, Mr. Dronzek seconded, all in favor, aye. Mr. Sabin said we should ask for proof of the work that was charged.

STM #7: Mr. Dronzek asked if there was any substantiation for the assessment. Mr. Borek said it is our share, and that the payments for the current retirees exceeded what they expected. Mr. Dronzek requested that Mrs. Allen write a letter requesting an accounting of Medway's assessment. (STM #7 became STM #6.)

ATM #2, 3, 4, 5, 6, 7: OK. On #6, Mrs. Allen stated that on last year's town meeting warrant, it had stated year 6 of 7 on the mower/tractor, but it should have been 5 of 7. This year's 6 of 7 is correct.

ATM #8, 9: It was agreed to combine both articles to one ATM #8, and change the amount to read \$1,096.71, since the amounts are going into the Assessor's salary account.

ATM #10: Mr. Dronzek said he wanted all surplus vehicles to be eliminated. He felt it was a waste to have registered and insured vehicles sitting in the parking lot. Mr. Sabin felt they should be auctioned off. Mr. Dronzek asked Mrs. Allen to inquire of the Chief how many cars are assigned to his department, how many cars does he absolutely need, and how many cars does he plan on trading in. Mr. Sabin suggested that Mark Flaherty dispose of his vehicle and get one of the cruisers.

ATM #11: OK. This is not included in the school committee's budget, so this amount has to be spent only on this item.

ATM #12: OK

ATM #13: OK. It was agreed this was a good idea.

ATM #14, 15, 16: OK

ATM #18 became STM #7.

ATM #19: This article to fix the Red Bridge was deleted, as the repairs cannot wait until town meeting. Diarmuid Higgins, who was in attendance, said it would cost around \$10,000-\$12,000 to repair. It was mentioned that the Red Bridge is used for mutual aid to Franklin and Norfolk, and for safety reasons, it should be repaired as soon as possible. It was suggested that Rep. Ranieri and Rep. Gardner be asked for state funds to repair the bridge. It was suggested that a letter be sent to Congressman Early too.

ATM #20: The Board referred to the list of streets that the Planning Board wants to put on the warrant. Mr. Higgins personally went out and looked over all the streets, and many were unacceptable. Mr. Dronzek said that any streets that were unacceptable to the Highway Superintendent should not be on the warrant. Mr. Borek seconded this, all in favor, aye. Mrs. Allen will let Mr. Brodeur, chairman of the Planning Board, know of the results.

ATM #21: Mr. Borek suggested that we ask the auditing firm if they would accept a three-year proposal to do the auditing for \$15,000. Mrs. Allen will take care of this.

ATM #22, 23: OK

ATM #24: In reference to putting an addition on the highway barn-Mr. Higgins thought about \$45,000 would be the price. He also thought an architect might have to be brought in. Mr. Borek said Mr. Leone should be able to help out with that. The suggested size was 60' x 40' x 10'.

ATM #25: This article is about the purchase of a generator, which Mr. Higgins feels would be about \$3,400 for a 9.45 KW with electric starter.

ATM #26: Mrs. Allen stated that the deeds clarify that the streets are not accepted; however, owners do not get the deeds until after papers are passed. It is a citizen's petition, so the article has to go on warrant.

ATM #27, 28, 29, 30: OK

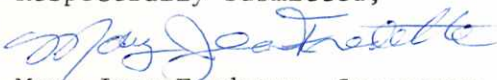
ATM #31: It was stated that there was no money put aside. Mr. Brown said it was just like Millbury - they signed the contract with no figures assigned. Mr. Brown suggested the Board of Health be sent a letter asking them to meet and discuss the issue before town meeting. It was stated the Town Accountant cannot spend any money without an assessment being placed; the Finance Committee can dismiss the article because it would not be legal without the assessment.

ATM #32, 33: OK

- Discussion then went back to Mr. Higgins and the addition to the highway barn. Mr. Brown said maybe the money could come out of the stabilization fund since there is about \$300,000 there. It was stated that we had lower bids on the police station, the fire station, and the gym floors, and there was more money available. It was suggested that he add one more bay on so that the barn would not have to be done again for a long time. This added \$8,800 to the budget for a total of \$53,800. He was told to forget the stabilization fund and use the bond. However, Mr. Brown said if the state doesn't come through, then we're in trouble. Mr. Higgins was advised to get several bids.

The meeting was adjourned at 9:00.

Respectfully submitted,


Mary Jean Fredette, Secretary

mjf

TOWN OF MEDWAY

WARRANT FOR SPECIAL TOWN MEETING

MAY 14, 1990

THE COMMONWEALTH OF MASSACHUSETTS

NORFOLK ss:

To either of the Constables of the Town of Medway

GREETING:

In the name of the Commonwealth of Massachusetts, you are hereby required to notify and warn the inhabitants of said Town who are qualified to vote in town affairs to meet at the Middle/Senior High School on Monday, the fourteenth of May, 1990 at 7:00 p.m., then and there to act on the following articles, viz:

ARTICLE 1. To see if the Town will vote to transfer a sum of money from the Water Surplus Account to the Water Engineering Account, or to act in any manner relating thereto.

WATER/SEWER COMMISSIONERS

ARTICLE 2. To see if the Town will vote to create a new account to be known as the "Water Department Short-term Interest Account" and to transfer a sum of money from the Water Surplus Account to said new account, or to act in any manner relating thereto.

WATER/SEWER COMMISSIONERS

ARTICLE 3. To see if the Town will vote to transfer from the Water Surplus Account, a sum of money for the purpose of installing an eight-inch water main in Canal Street, or to act in any manner relating thereto.

WATER/SEWER COMMISSIONERS

ARTICLE 4. To see if the Town will vote to transfer from available funds \$8,060.00 to pay a Fiscal Year 1989 deficit O & M assessment to the Charles River Pollution Control District, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 5. To see if the Town will vote to approve an increase in the amount of \$220,400.00 in total cost and expenses for the Charles River Pollution District for Fiscal Year 1990, thus increasing the District's total Fiscal Year 1990 budget to Two Million Two Hundred Twenty-Nine Thousand and Two Hundred Dollars (\$2,229,200.00), which amount exceeds the two and one-half percent (2.5%) limitation of its assessment for costs, charges, and fees upon the Towns of Medway and Franklin and District customers, as provided by Chapter 59, Section 20B of the Massachusetts General Laws, or to act in any manner relating thereto.

CHARLES RIVER POLLUTION
CONTROL DISTRICT

ARTICLE 6. To see if the Town will vote to transfer from available funds \$56,382.63 for an additional assessment for the Norfolk County Retirement System, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 7. To see if the Town will vote to transfer a sum of money from the Pond Street Reconstruction Account to the Route 109 Reconstruction Account, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 8. To see if the Town will vote to transfer a sum of money into the Reserve Fund from available funds, or to act in any manner relating thereto.

FINANCE COMMITTEE

ARTICLE 9. To see if the Town will vote to transfer from available funds a sum of money to upgrade computer hardware, or to act in any manner relating thereto.

BOARD OF SELECTMEN

And you are hereby directed to serve this warrant by posting printed, attested copies thereof at two locations in each precinct at least fourteen (14) days before the day of said meeting. Hereof fail not and make due return of this warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting.

Given under our hands in Medway, this twenty-sixth day of March, 1990.

A TRUE COPY:

SELECTMEN OF THE TOWN OF MEDWAY
Harry Sabin, Chairman
John E. Dronzek, Clerk
Edward A. Borek, Member

ATTEST: _____
CONSTABLE OF MEDWAY

ARTICLE 2. To see what action the Town will take in regard to repairs on roads, bridges, and sidewalks, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 3. To see if the Town will vote to authorize the Town Treasurer, with the approval of the Board of Selectmen, to borrow money from time to time, in anticipation of revenue for the Fiscal Year beginning July 1, 1990 in accordance with the provisions of the General Laws, Chapter 44, Section 4, and to issue a note or notes, therefore payable within one year, and to renew any note or notes, as may be given for a period of less than one year in accordance with the General Laws, Chapter 44, Section 6A, 7 and 8, or to act in any manner relating thereto.

TREASURER/COLLECTOR

ARTICLE 4. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow, a sum of money for the maintenance of Town roads in anticipation of the revenue received from the Commonwealth in Fiscal 1991 under the provisions of the Chapter 497, Acts of 1971, as amended, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 5. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow a sum of money for the purpose of repairing and constructing sidewalks at various locations, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 6. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow \$3,121.00 for the purpose of paying year six (6) of a seven (7) year lease/purchase of the mower/tractor for the Department of Public Services, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 7. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow \$8,897.90 for the purpose of paying year five (5) of a five (5) year lease/purchase of the loader for the Department of Public Services, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 8. To see if the Town will vote to transfer from available funds to the Assessors Salary Account the sum of \$1,096.71 for payment of prior year's vouchers, or to act in any manner relating thereto.

BOARD OF ASSESSORS

ARTICLE 9. To see if the Town will vote to require that all funds received into the General Fund in Fiscal Year 1991 from Direct State Aid Grants for public libraries be transferred in the Free Public Library Account for expenditure by the Trustees without further appropriation, or to act in any manner relating thereto.

LIBRARY TRUSTEES

ARTICLE 10. To see if the Town will vote to raise and appropriate transfer from available funds, or borrow, \$28,000.00 for the purpose of purchasing two (2) four (4)-door sedans, for the use of the Police Department, as police vehicles, and further authorize the Board of Selectmen to keep, trade, sell, or auction at public auction, two (2) four (4)-door sedans presently in use, or act in any manner relating thereto.

POLICE DEPARTMENT

ARTICLE 11. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow, the sum of \$14,631.00 for the purpose of Day Vocational Education, or to act in any manner relating thereto.

SCHOOL COMMITTEE

ARTICLE 12. To see if the Town will vote to raise and appropriate transfer from available funds, or borrow, the sum of \$3,570.18 for the purpose of paying year four (4) of a four (4) year lease/purchase contract for a tractor for use by the School Department in maintaining school grounds and athletic fields, or to act in any manner relating thereto.

SCHOOL COMMITTEE

ARTICLE 13. To see if the Town will vote to approve and submit for consideration by the State Legislature a Home Rule Petition changing the April 15 notification date for the non-re-election of non-tenured teachers, as contained in M.G.L. Chapter 71, Section 41, to May 30, or to act in any manner relating thereto.

SCHOOL COMMITTEE

ARTICLE 14. To see if the Town will vote to transfer a sum of money from the Water Surplus Account to the Water Tank Painting Account for the purpose of painting both water tanks as required by D.E.P., or to act in any manner relating thereto.

WATER/SEWER COMMISSIONERS

ARTICLE 15. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow, \$2,900.00 for the purpose of making repairs to the arch bridge off Oak Street at the Park Pond, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 16. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow, \$13,000.00 for the purpose of purchasing a new 1/2 ton truck for the Highway Department, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 17. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow, a sum of money \$6,700.00 to replace the gasoline pumps at the Highway barn, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 18. To see if the Town will vote to establish a fee of \$100.00 for permits to remove underground storage tanks in accordance with M.G.L. Chapter 148, Section 38A, or to act in any manner relating thereto.

FIRE DEPARTMENT

ARTICLE 19. To see if the Town will vote to accept as public ways the following streets, according to plans on file with the Planning Board:

Algonquin Avenue, from Fairway Lane to Station 3+50.31

StallBrook Road, from Granite Street to Station 12+44.98

Paddock Lane, from StallBrook Road to Station 6+19.30

Hillview Terrace, from Sun Valley Drive to Station 10+16.97

Slocumb Avenue, from approx. Station 3+19 to approx. Station 8+07.8
(488.79 ft.)

PLANNING BOARD

ARTICLE 20. To see if the Town will vote to raise and appropriate, transfer from available funds, or borrow the sum of \$15,000 for the first year of a three (3) year contract for the Fiscal Year 1990 audit, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 21. To see if the Town will vote to fix the salary and compensation of all elected officers of the Town, provide for a Reserve Fund, and determine what sums of money the Town will raise and appropriate, including appropriations from available funds, to defray charges and expenses of the Town, including debt and interest, for the Fiscal Year ending June 30, 1991, or to act in any manner relating thereto.

TREASURER/COLLECTOR

ARTICLE 22. To see if the Town will vote to raise and appropriate a sum of money for the maintenance of the Water Department, or to act in any manner relating thereto.

WATER/SEWER COMMISSIONERS

ARTICLE 23. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow, a sum of money for an addition to the Highway Garage, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 24. To see if the Town will vote to raise and appropriate, transfer from available funds or borrow, \$3,400.00 for a generator for the Highway Garage, or to act in any manner relating thereto.

BOARD OF SELECTMEN

ARTICLE 25. To see if the Town will vote to accept Fullerbrook Lane as a public way, or to act in any manner relating thereto.

CITIZEN'S PETITION

ARTICLE 26. That the Town of Medway vote to accept the provisions of Massachusetts General Laws Chapter 33, Section 59 which states that any person in the service of the commonwealth, or of a county, city, or town shall be entitled during the time of his service in the armed forces of the commonwealth under section 38, 40, 41, 42, or 60, or during his annual tour of duty not exceeding seventeen days as a member of a reserve component of the armed forces of the United States, to receive pay therefore without loss of his ordinary remuneration as an employee or official of the commonwealth, or of such county, city, or town, and shall also be entitled to the same leaves of absence or vacation with pay given to other like employees or officials, or to act in any manner relating thereto.

CITIZEN'S PETITION

ARTICLE 27. To enter into a contract for the recycling of household food waste, or to act in any manner relating thereto.

CITIZEN'S PETITION

ARTICLE 28. To see if the Town will vote to authorize the Board of Selectmen, in accordance with Massachusetts General Laws, Chapter 40, Section 8H, to establish a program for the purpose of recycling any type of solid waste including but not limited to paper, glass, metal and plastics for which the Board of Selectmen may establish rules and regulations which may require that all residents, schools, and businesses separate such recyclables from their solid waste. Further, to authorize the Board of Selectmen to enter into any agreements for the purpose of a Joint Recycling Program with other municipalities in accordance with Massachusetts General Laws, Chapter 40, Section 8H and 4A, where applicable, or to act in any manner relating thereto.

CITIZEN'S PETITION

ARTICLE 29. To see if the Town will vote to appropriate 20 cents per capita to cover the Town's share in expected legal fees or other costs associated with Joint Regional Program, or to act in any manner relating thereto.

CITIZEN'S PETITION

ARTICLE 30. That Medway join the Millis Recycling Consortium and appropriate any funds necessary to accomplish this task, or to act in any manner relating thereto.

CITIZEN'S PETITION

ARTICLE 31. The Town of Medway join the Millis Recycling Consortium, a group of 22 towns working toward building a regional recycling facility, or to act in any manner relating thereto.

CITIZEN'S PETITION

ARTICLE 32. To see if the Town will vote to request a change in the form of its government and to authorize the Board of Selectmen to petition the General Court for special legislation to permit such change as follows:

MEDWAY SPECIAL ACT

Part I. Incorporation; Short Title; Powers of the Town

SECTION 1. *Incorporation Continued.* The present Town of Medway, Massachusetts, within its territorial limits as now or may hereafter be established by law, shall continue to be a body politic and corporate, known as the Town of Medway.

SECTION 2. *Short Title.* This act may be cited and shall be known as the Medway Special Act.

SECTION 3. *Powers of the Town.* The purpose of this act is to secure for the voters of the Town of Medway, through the adoption of this act, all the powers possible to secure for their government under the Constitution and laws of the Commonwealth, as fully and as though each such power were specifically and individually enumerated herein. To the extent that the provisions of this act modify or repeal existing general laws and special acts or the body of law which constitutes the town charter under section 9 of Article LXXXIX of the Amendments to the Constitution of the Commonwealth, this act shall govern.

Part II Elected Town Officers

Section 4. *Elected Town Officers, In General.* The offices to be filled by the voters shall be a board of selectmen, a school committee, a town moderator, a housing authority and such other regional authorities, districts, or committees as may be established by law or interlocal agreement may also be filled by the voters.

Section 5. *Board of Selectmen.*

(a) *Composition, Term of Office.* There shall be a board of selectmen composed of three (3) members elected for terms of three years each, so arranged that the term of one member shall expire each year.

(b) *Powers and Duties.* The executive powers of the town shall be vested in the board of selectmen who shall serve as the chief policy making agency of the town. The board of selectmen shall continue to have and to exercise all the powers and duties vested in boards of selectmen by the laws of the commonwealth or by vote of the town, except as otherwise provided herein.

(c) *Appointment Powers.* The board of selectmen shall appoint a town administrator, a town counsel, board of assessors, town accountant, constables, recreation commission, board of health, planning board, library trustees, conservation commission, Zoning board of appeals, registrars of voters (not including the town clerk) and the members of all multiple member boards, commissions, and committees except those appointed by the moderator or the town administrator. The board of selectmen shall also appoint such other officers as may be required by bylaw.

Section 6. *School Committee, Composition, Terms of Office, Powers and Duties.*

(a) *Composition, Terms of Office.* - There shall be a school committee composed of six (6) members elected for terms of three (3) years each, so arranged so that the terms of two members expire each year.

(b) *Powers and Duties.* The school committee shall have all the powers, duties and responsibilities given to school committees by the laws of the commonwealth and such additional powers and duties as may be authorized by bylaw or by other town meeting vote. Nothing in this act shall be construed to affect the powers and duties of the school committee as provided by law, except as specifically provided herein.

Section 7. *Town Moderator, Term of Office, Powers and Duties.*

(a) *Term of Office.* At each town election a moderator shall be nominated and elected by the voters for a term of three years.

(b) *Powers and Duties.* The moderator shall have the powers and duties provided that office by the laws of the commonwealth, by this act, by bylaw or by other town meeting vote.

Section 8. *Housing Authority.*

(a) *Composition, Term of Office.* There shall be a housing authority consisting of five (5) members. Four of these members shall be chosen by ballot; the fifth member shall be appointed in the manner provided by law. Housing authority members shall serve for terms of five (5) years each, so arranged that one term of office shall expire each year.

(b) *Powers and Duties.* The housing authority shall continue to exercise all the powers and duties vested in the housing authority by the laws of the commonwealth.

Part III town administrator

Section 9. *Appointment, Qualifications, Term of Office.* The board of selectmen shall appoint a town administrator for a period of time not to exceed three years, who shall be a person of proven administrative ability, especially fit by education, training and previous experience in business or public administration to perform the duties of the office.

The town administrator shall devote full time to the duties of the office and shall not hold any other elective or appointive office, nor shall the town administrator engage in any other business unless such action is approved in advance in writing by the board of selectmen.

The board of selectmen shall evaluate annually the performance of the town administrator, based on mutually established predetermined goals, standards or criteria for performance.

The selectmen may from time to time establish additional qualifications for the office of town administrator.

Section 10. *Vacancy in Office.* Any vacancy in the office of town administrator shall be filled as soon as possible by the board of selectmen. The board of selectmen shall appoint a five member search committee who shall be responsible for the initial screening of all applicants and recommend to the board of selectmen finalists for the position. Pending appointment of the town administrator or the filling of any vacancy, the board of selectmen shall, within a reasonable period of time, appoint some other qualified person to perform the duties of interim town administrator.

Section 11. *Temporary Absence.* The town administrator may designate by letter filed with the board of selectmen and town clerk a qualified officer, department head or employee of the town to perform the duties of the town administrator during a temporary absence or disability. Any such designation shall be subject to the approval of the board of selectmen. In the event of failure of the town administrator to make such designation or if the person so designated is for any reason unable to serve, or is deemed not qualified by the board of selectmen, the board of selectmen may designate some other qualified person to perform the duties of the town administrator until the town administrator shall return.

Section 12. *Compensation.* The town administrator shall receive such compensation for services as the board of selectmen shall determine, but such compensation shall be within the limits of available appropriations.

Section 13. *Removal of town administrator.* The board of selectmen may remove the town administrator from office in accordance with the following procedure:

- ✦ (a) The board of selectmen shall adopt a preliminary resolution of removal by the affirmative vote of a majority of its members. The preliminary resolution may suspend the town administrator for a period not to exceed thirty days. A copy of the the resolution shall be delivered to the town administrator and the town clerk forthwith. The board of selectmen shall provide a written

statement setting forth the reasons for the removal if so requested by the town administrator.

(b) Within five days after the receipt of the preliminary resolution of removal, the town administrator may request a public hearing by filing a written request for such hearing with the board of selectmen. The hearing shall be held at a meeting of the board of selectmen not later than twenty days from the date of request.

(c) The board of selectmen may adopt a final resolution of removal, which may be effective immediately, by affirmative vote of a majority of its members at any time after ten days following the date of delivery of a copy of the preliminary resolution to the town administrator, if the town administrator has not requested a public hearing. If the town administrator requests a public hearing, the selectmen may, at the conclusion of the hearing or within fifteen days of the conclusion of the hearing, adopt a final resolution of removal by an affirmative vote of a majority of its members. Failure to adopt a final resolution of removal shall nullify the vote to dismiss the town administrator. The town administrator shall continue to receive a salary until the final date of removal shall become effective unless provided otherwise. The action of the board of selectmen in removing the town administrator shall be final.

Section 14. *Powers of Appointment.* Except as otherwise provided by this act, the town administrator shall appoint, based upon merit and fitness alone, all department heads, officers, subordinates and employees for whom no other method of selection is provided in this act, except employees of the school department and housing authority.

The town administrator shall consider the recommendations of department heads, committees and commissions when making any appointments within their respective areas. Department heads, committees and commissions shall be notified in writing, prior to the town administrator making an appointment within their respective areas, if the appointment is other than the recommendation of said department heads, committees or commissions.

Section 15. *Administrative Powers and Duties.* The town administrator shall be the administrative officer of the town and shall be responsible to the the board of selectmen for the proper operation of town affairs for which the town administrator is given responsibility under this act. The powers, duties and responsibilities of the town administrator shall include, but are not intended to be limited to, the following:

- (a) to supervise, direct and be responsible for the efficient administration of all officers, department heads and employees appointed by the town administrator and their respective departments and of all functions for which the town administrator is given responsibility, authority or control by this act, by bylaw, by town meeting vote, or by vote of the board of selectmen.

- (b) to administer either directly or through a person or persons supervised by the town administrator, in accordance with this act, all provisions of general or special laws applicable to the town, all bylaws, and all regulations established by the board of selectmen.

(c) to coordinate all activities of town departments under the direction of the town administrator and the board of selectmen with the activities of departments under the control of officers, boards or commissions elected directly by the voters of the town.

(d) to attend all regular and special meetings of the board of selectmen, except meetings at which the removal of the town administrator is being considered.

(e) to attend all sessions of the town meeting and to answer all questions addressed to the town administrator and which are related to the warrant articles and to matters under the general supervision of the town administrator.

(f) to be responsible for the implementation of town meeting votes and shall report annually in writing to the town meeting on the status of prior town meeting votes on which implementation is not complete.

(g) to keep the board of selectmen fully informed as to the needs of the town, and to recommend to the selectmen for adoption such measures requiring action by them or by the town as the town administrator deems necessary or expedient.

(h) to insure that complete and full records of the financial and administrative activity of the town are maintained and to render reports to the board of selectmen as may be required.

(i) to be responsible for the rental, use, maintenance and repair of all town facilities, except those under the jurisdiction of the school committee and housing authority.

(j) to be responsible for responding to citizen complaints, concerns or requests.

(k) to be responsible for the purchase of all supplies, materials, and equipment, except for the schools and books and other media materials for libraries, and approve the award of all contracts for all town departments.

(l) to develop and maintain a full and complete inventory of all town owned real and personal property.

(m) to administer the town personnel system (except employees of the school department), including, but not limited to personnel policies and practices, rules and regulations, and all collective bargaining agreements entered into by the town.

(n) to be responsible for the negotiation of all contracts with town employees over wages, and other terms and conditions of employment, except employees of the school department, provided, however, the board of selectmen may provide guidelines, advice and direction to the town administrator and all contracts negotiated shall be subject to the approval of the board of selectmen. The town administrator may, subject to the approval of the board of selectmen, employ special counsel to assist in the performance of these duties.

(o) to prepare and submit an annual operating budget and capital improvement program.

(p) to keep the board of selectmen and the finance committee fully informed as to the financial condition of the town and to make recommendations to the board of selectmen and to other elected and appointed officials as the town administrator deems necessary or expedient.

(q) to investigate or inquire into the affairs of any town

department or office under the supervision of the town administrator or the job-related conduct of any officer or employee thereof to be examined.

(r) to perform such other duties as necessary or as may be assigned by this act, by bylaw, by town meeting vote, or by vote of the board of selectmen.

Part IV Administrative Organization

Section 16. *Organization of Town Departments.*

(a) The town administrator, subject to the approval of the board of selectmen, may reorganize, create, consolidate or abolish committees, commissions, offices, and departments under the supervision of the town administrator, in whole or in part, and may establish new committees, commissions, offices and departments as deemed necessary, and may for such purposes transfer the duties and powers.

(b) *Department of Public Works* Until such time as otherwise provided in accordance with section 16 (a), there shall be established a department of public works under the direction of the town administrator. The town administrator shall appoint a director of public works who shall be a person especially suited by education, training and previous experience to perform the duties of the office. The director shall be responsible for the the supervision and coordination of all public works operations of the town. The department shall assume all of the powers and duties now vested in or exercised by any of the following departments and offices:

highway, water, sewer, parks, tree warden and such other powers, duties and responsibilities as authorized by the town administrator, board of selectmen, bylaw of other town meeting vote. The board of selectmen shall establish the water and sewer rates.

Part V Financial Provisions

Section 17. *Annual Budget Process.*

The board of selectmen and the school committee shall meet and confer during the budget process to review the financial conditions of the town, revenue and expenditure forecasts and other relevant information in order to develop a coordinated and balanced budget. The finance committee shall participate in the discussions with the board of selectmen and the school committee in an advisory capacity. The school superintendent and the town administrator shall jointly develop budgets consistent with the policies developed by the board of selectmen and the school committee.

Within a time fixed by the board of selectmen prior to the annual town meeting, the town administrator under the direction of the board of selectmen, shall submit to the board of selectmen a proposed budget and a capital improvement program for the town government for the ensuing fiscal year with an accompanying budget message and supporting documents. The budget message submitted by the town administrator shall explain the budget in financial terms and in terms of work programs.

It shall outline the proposed fiscal policies of the town for the

ensuing fiscal year; describe important features of the proposed budget and indicate any major variations from the current budget, fiscal policies, expenditures and revenues together with reasons for such change. The proposed budget shall provide a complete fiscal plan of all town funds and activities and shall be in the form the town administrator deems desirable. The preliminary budget as adopted by the school committee shall be submitted to the town administrator at least one hundred days prior to the annual town meeting to enable the town administrator to consider the effect of the school department's requested appropriation upon the total town budget which is required to be submitted under this section.

Section 18. *Finance Committee Action.* The finance committee shall, upon receipt of the budget and capital improvement program, consider in public meetings the detailed expenditures for each town agency proposed by the town administrator. The finance committee may confer with representatives from any town department, commission or committee in connection with its deliberations and may request the town administrator or any department, commission or committee to provide additional information.

— The finance committee shall file a proposed budget and report of its recommendations for action prior to the date on which the town meeting is to act on the proposed budget. The budget to be acted upon by the town meeting shall be the budget proposed by the Board of Selectmen with accompanying recommendations of the finance committee.

Section 19. *Approval of Warrants.* Warrants for payments of town funds prepared by the town accountant in accordance with the procedures of the General Laws shall be approved by the town administrator.

Part VI General Provisions

Section 20. *Severability.* The provisions of this act are severable. If any of the provisions of this act are held to be unconstitutional, or invalid, the remaining provisions of this act shall not be affected thereby. If the application of this act, or any of its provisions, to any person or circumstances is held to be invalid, the application of said act and its provisions to other persons or circumstances shall not be affected thereby.

Section 21. *Continuation of Existing Law.* All bylaws, resolutions, rules, regulations, and votes of the town meeting which are in force at the time this act is adopted, not inconsistent with the provisions of this act, shall continue in full force until amended or repealed. Where provisions of this act conflict with provisions of town bylaws, rules, regulations, orders, and special acts and acceptance of General Law, the provisions of this act shall govern.

Section 22. *Existing Officials and Employees.* Any person holding a town office or employment under the town shall retain such office or employment and shall continue to perform their duties until provisions shall have been made in accordance with this act for the

performance of the said duties by another person or agency. No employee in the permanent full-time or part-time service of the town shall forfeit his pay grade or time in service. Each such person shall be retained in a capacity as similar to their former capacity as is practical subject to appropriation.

Section 23. *Continuation of Government*. All town officers, boards, commissions or agencies shall continue to perform their duties until re-appointed, or re-elected, or until successors to their respective positions are fully appointed or elected or until their duties have been transferred and assumed by another town office, board, commission or agency.

Section 24. *Transfer of Records and Property*. All records, property and equipment whatsoever of any office, board, commission, committee or agency or part thereof, the powers and duties of which are assigned in whole or in part to another town office, board, commission or agency shall be transferred forthwith to such office, board, commission or agency

Section 25. *Transition*. This act shall become fully effective as provided in Section 26, except as otherwise provided in this section:

(a) Forthwith after the adoption of this act the board of selectmen shall commence the recruitment and selection of a town administrator. The board of selectmen shall appoint a five member search committee who shall be responsible for the initial screening

of all applicants and recommend to the board of selectmen finalists for the position.

(b) Until such time as the town administrator is appointed the board of selectmen shall continue to exercise the necessary authority to conduct town business.

(c) The incumbent serving as treasurer/tax collector shall continue to serve for the balance of the term for which the treasurer/tax collector was elected. Upon the expiration of the term of office of the treasurer/tax collector or if a vacancy in the office shall sooner occur, the treasurer /tax collector shall be appointed by the town administrator.

(d) The incumbent in the office of town clerk shall continue to serve for the balance of the term for which the town clerk was elected. Upon the expiration of the term of office of the town clerk, or if a vacancy shall sooner occur, the town clerk shall be appointed by the town administrator.

(e) The incumbent members of the board of assessors shall continue to serve the balance of the terms for which they were elected. Upon the expiration of term of office of each member, or if a vacancy in the office of the board shall sooner occur, the assessors shall be appointed by the board of selectmen.

(f) Upon the appointment of the director of public works by the town administrator the board of water/sewer commissioners established under Chapter 291 of the acts of 1908 as amended by Chapter 118 of the acts of 1981 shall be abolished. The town administrator shall succeed to all the powers heretofore possessed or exercised by said board.

(g) Upon the appointment of the director of public works by the town administrator the park commissioners shall relinquish all authority for the maintenance of parks within the town to the town administrator. The town administrator shall succeed to all powers hereto possessed by the park commissioners relating to the maintenance of parks. Upon the appointment of a director of public works the park commissioners shall be known as the recreation commission and be responsible for the recreation related functions. The incumbent park commissioners shall continue to serve the balance of the terms for which they were elected as the recreation commission. Upon the expiration of term of office of each member, or if a vacancy shall sooner occur, the recreation commission shall be appointed by the board of selectmen.

(h) The incumbent members of the board of health shall continue to serve for the balance of the terms for which they were elected. Upon the expiration of the term of office of each member, or if a vacancy shall sooner occur, the members shall be appointed by the board of selectmen.

(i) The incumbent members of the planning board shall continue to serve the balance of the terms for which they were elected. Upon the expiration of term of office of each member, or if a vacancy shall sooner occur, the planning board shall be appointed by the Board of Selectmen.

(j) The incumbent members of the board of library trustees shall continue to serve the balance of the terms for which they were elected. Upon the the expiration of term of office of each member, or

if a vacancy shall sooner occur, the board of library trustees shall be appointed by the board of selectmen.

(k) The incumbent constables shall continue to serve the balance of the terms for which they were elected. Upon the the expiration of term of office of each constable, or if a vacancy shall sooner occur, the constables shall be appointed by the Board of Selectmen.

(Section 26. Effective Date. This act shall be submitted for acceptance to the qualified voters of the Town of Medway at the next annual town election, following the adoption of this act by the general court, in the form of the following question, which shall be placed upon the official ballot.

"Shall an act passed by the General Court entitled 'An Act establishing a Selectmen-Town Administrator form of government in the Town of Medway " be accepted.

If a majority of the votes cast in answer to said question is in the affirmative, this act shall take effect, but not otherwise. If this act is initially defeated by the voters the question of adopting this act may be resubmitted by board of selectmen within the next two years.

or to act in any manner relating thereto.

GOVERNMENT STUDY COMMITTEE

And you are hereby directed to serve this warrant by posting printed, attested copies thereof at two locations in each precinct at least fourteen (14) days before the day of said meeting. Hereof fail not and make due return of this warrant with your doings thereon to the Clerk of said Town at or before the time of said meeting.

Given under our hands in Medway, this twenty-sixth day of March, 1990.

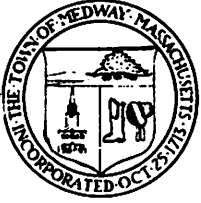
A TRUE COPY:

SELECTMEN OF THE TOWN OF MEDWAY

Harry Sabin, Chairman
John E. Dronzek, Clerk
Edward A. Borek, Member

ATTEST: _____

CONSTABLE OF MEDWAY



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

MARCH 19, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 3/12/90 meeting.
7:01	Administrative Assistant's report.
7:15	Sign contract for new police station.
7:45	Meet with Conservation Commission re: Main Street drainage

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the March 12, 1990 meeting. The Board signed the warrants.

7:01 Administrative Assistant's report:

- It was agreed that Mrs. Allen would make sure the Town Hall gets draped out of respect for the death of Alexander MacLeod, member of the Board of Health.

- Mrs. Allen was asked to contact the owners of Drybridge Crossing and Medway Shopping Center concerning an access area to both facilities. Mr. Dronzek suggested the owners of Burger King, the Post Office, and Cerel's also be contacted to work out an access to all locations, instead of having to exit to 109 from each location.

- The disclosure statements for Tim Coakley and Harry Lynch were signed.

- Mrs. Allen informed the Board that the Police Sergeant's exam was scheduled for April 7.

- Mrs. Allen showed the Board the letters and petition that had been received concerning the auction parking. (The petition had signatures but no addresses, and there was no statement made at the top of the petition.) Mr. Sabin guesstimated about 200 signatures between the letters and the petition.

- Mr. Dronzek stated that the town can't call off construction of the police station, or allow the town to set aside parking to allow a private enterprise parking facilities. The town cannot allow illegal parking in the area of the auction where it is restricted.

- Other areas of hazardous parking were discussed, such as Sanford and Village Streets; as well as exiting out of Town Hall.

- Mrs. Allen showed the Board the letter she received from the Finance Committee and asked if a member of the Board would be able to attend their meeting on March 21.

- Mrs. Allen said she had spoken to Attorney Maciolek regarding the L.A.L. contract. He stated that he had not heard from them even after several inquiries. Mrs. Allen was then instructed to write a letter to L.A.L. saying that the matter was closed, since there had been no response from them.

- Mrs. Allen told the Board that Paul Rivard had been in the office and stated that he wanted to start sewer construction in April, and that Mr. Kelley's fence was still standing. Mr. Rivard believed that the marker indicated the center of the railroad bed. Diarmuid Higgins was present and was making a phone call to confirm the information.

- While waiting for Mr. Higgins' answer, Mrs. Allen told the Board that the CRPCD's Bob McRae had told her that a committee had been formed in Franklin to discuss the issue of the meter billing with the Selectmen.

She informed the Board that she had written a letter to the CRPCD asking for the meter readings and the billing procedure.

- Fred Roth told Mrs. Allen that there would be an open house on April 28 from 9 a.m. until 3 p.m. to discuss the Turbine Station.

- Vern Robertson had informed Mrs. Allen that the Selectmen's meetings would be on channel 6 in a couple of weeks, and that they would be taped for a while to get the Selectmen accustomed to the TV, before they went live.

- Concerning the special town meeting warrant, it was decided to have the warrant open from this evening until 12 Noon tomorrow.

- Mr. Higgins came back to the meeting and told the Board that the beam poles denote town property, and Mr. Kelley's fence is between the poles. He was told by the Selectmen to take it down, because it was on town property based on the County's survey.

(As it was 7:15, and the contract for the police station was to be signed, Mr. Sabin asked if all were present for the signing. He was told by Chief Lambirth that Mr. Castagna would be coming for the signing, and that they should wait for him.)

- Mrs. Allen continued stating that a check had been received from Cablevision Industries for the franchise fee in the amount of \$1,147.50.

7:20

- Mr. Ralph Castagna, Jr. was present for the signing of the contract, as well as Mr. Deveau representing Hughes & MacCarthy, Chief Lambirth and Sgt. Malo representing the Permanent Police Building Committee. Mr. Castagna introduced Larry Mercier, who was going to be assisting as Field Engineer for the job. Mr. Castagna had further stated that they had looked over the site earlier in the day. The new police station contract was signed. Copies of the signed contract were given to the Selectmen and to Mr. Castagna. Mr. Castagna stated construction would start on April 9, and the groundbreaking would be prior to that. (Prior to the signing, the Board was informed that Town Counsel had already reviewed the contract.)

7:30

- Mrs. Allen reminded the Board of the Conservation meeting at 7:45.

- Mrs. Allen discussed with the Board the idea of quarterly billings. It was unanimously agreed by the Board that they were not in favor of it being done. It was suggested that the Treasurer and the Assessors get together with Mary Shea. Mrs. Allen was requested to write to the Assessors stating the Board's opposition to the quarterly billings.

- A resident in the audience, Chris Allen, inquired as to the status of recycling with Millis. He was told that the Board of Health was handling the solid waste, and that Doug Priest had asked the Board to get involved in a grant to recycle. He was told that \$40,000 had come from the agency for an engineering study, but that the whole project was \$300,000. The whole subject of recycling had been in the works for years. Mr. Sabin said you can't trust the state. Mr. Borek

said that Millis is looking for people and towns to bail them out of their dilemma. Everyone agreed recycling is good. It depends on what is done, how it is handled, who picks up, if there is a transfer station in town, etc.

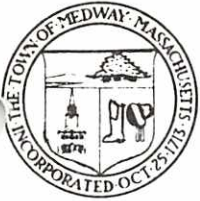
7:45 As it was time to meet with the Conservation Committee, Mr. Sabin made a motion to adjourn, Mr. Borek seconded, all in favor, aye.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

MARCH 12, 1990

7:00 p.m.	Open meeting, sign warrants, and approve minutes of 3-5-90 meeting.
7:01	Administrative Assistant's report.
7:15	David Lowry, re: planned road race
7:30	Public Hearing - N. E. Telephone and Boston Edison: 1. Stone Street 2. Norfolk Avenue
7:45	James Gallagher, re: Request for Determination of Applicability sent to D.E.P.
8:00 7:45	Chief Vinton, re: mutual aid agreement and budget

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the March 5, 1990 meeting. The Board signed the warrants.

7:01 Administrative Assistant's report:

- Mrs. Allen brought up the subject of the auction on Village Street and gave the Selectmen additional letters that had been received. Mr. Sabin and Mr. Dronzek said they drove down the three streets in question across the street from the auction, and both admitted it would be nearly impassable if cars were parked there, and that it would be better for patrons to park on High, Lincoln and Norfolk Streets.

- The Board signed the disclosure statements for the Clerk of the Works for the fire station for Steve Reding and Robert Reding on Mr. Borek's motion, with Mr. Dronzek seconding, and all in favor, aye.

- The Board also signed Papa Gino's liquor license application.

- In discussing the all-boards meeting for the spring, the Board asked Mrs. Allen to speak to the Finance Committee and set up a date for April.

- Mrs. Allen spoke to the Board about Philip McNulty's letter about the sale of the Cole Library building. The Board agreed that the library trustees can do whatever they see fit with the building since it was deeded to them; but not with the fire station. The fire station, at this time anyway, is not available to be involved in a sale.

- Mrs. Allen discussed the old Charlie Norman property on Village St. Mr. Allan Osborne, who was in the audience, stated he had heard that Lou Tanczer has a purchase and sales agreement on this property. It is not in a historical section. Mr. Dronzek questioned if the buildings are structurally sound. The Board of Health dropped the condemnation of these buildings. Mr. Dronzek said to contact the Board of Health and the Building Inspector and get their reasons. Mr. Sabin suggested that the Historical Commission, through Mary Ellen Lavenberg, be advised as to what is decided.

- Mrs. Allen told the Board Mr. Gallagher had requested to be taken off the agenda for tonight's meeting. He did, however, ask that the Building Inspector and at least one of the Selectmen attend the ZBA meeting on March 28. Mrs. Allen was told to have Mr. Leone try and attend the meeting if at all possible.

- Mrs. Allen and Diarmuid Higgins met with John Noorjanian from the Metropolitan Planning Council last Friday. He is doing a study on the roads in town and plans to try for a municipal parking area for commuter parking. The Board said to try and really push the 109 Corridor Project.

- Mrs. Allen asked the Board that they be available at 7:45 on March 19 for the conservation meeting.

- The Board approved the appointment of Yogen Pathak to the Computer Committee with Mr. Borek making the motion, Mr. Dronzek seconding, and all in favor, aye.

- Mrs. Allen discussed with the Board the letter received from Ms. Ventura of the Norfolk County Retirement Board. Mr. Dronzek said he had spoken to Fred Lee subsequent to his resignation from the County Board, and he said that he believed the County Commissioners had forwarded the Board's letter to Mr. Raymondi. It seems like Mr. Raymondi may have changed his mind, and he will leave the funds in PRIT after all. Mrs. Allen will stay on top of the situation.

- Mrs. Allen was in receipt of a letter from NET stating that a telephone pole had to be moved because it was in the middle of a resident's driveway. No public hearing was necessary. Mr. Dronzek made the motion that pole #8-2 be moved from 275' easterly of Village Street to 25' westerly. Mr. Borek seconded, and all in favor, aye.

At the same time, Mr. Borek questioned a pole located near the bend on Cottage Street that is of no use for lighting since it is too far inland from the road. Mr. Bausk of NET stated it may belong to BE, but he would check into it, and if possible, move both poles at the same time.

- Mrs. Allen asked the Board to sign the statistical summary for civil service employees as of January 2, 1990. The Chairman is to sign this form.

- Mrs. Allen was in receipt of Mr. Leone's findings of the three requests the Board had made of him. #1 - Mr. Leone brought a picture showing a red stake at the railroad bed at 294 Village Street. The county engineers are to be contacted in this regard. #2 - Mr. Leone said it looks like Mr. Tenney is using the railroad bed. Mr. Sabin said then we are to send him a cease and desist. Mr. Borek seconded, and all in favor, aye. #3 - Mr. Leone looked at the back of Mr. Tenney's property, and he said it is not a problem yet, but could be in the future. Mr. Borek said the property was to be sloped, and according to the pictures, it wasn't - that that was part of the deal, even though Mr. White bought the property from Mr. Tenney. The Board just wants them to comply with the agreement that was made. Mrs. Allen is to write a letter to Mr. White/Tenney asking them to comply with the agreement. Mr. Sabin said if they want to put any fill in, the Board must be notified prior to any fill operation beginning.

7:30 David Lowry came before the Board to ask permission to use the town streets for a road race to benefit Camp Sunshine. The roads used would be the same as last year, and about the same number of people would be participating. It will be held on June 19. Mr. Dronzek made the motion it be allowed to be held, Mr. Borek seconded, all in favor, aye.

7:31 Mr. Dronzek read the notice of public hearings on the two petitions from NET and BE for pole locations on Norfolk Avenue and Stone Street. Mr. Joseph Bausk, of NET, said that pole #6 is leaning toward a house, and that the stub pole on Norfolk Avenue would hold the pole up

as an anchor. Mr. Dronzek made the motion it be approved, Mr. Borek seconded, all in favor, aye.

On the Stone Street petition, the area is all woods with a new house being built. Mr. Dronzek made the motion it be approved, Mr. Borek seconded, all in favor, aye.

On the subject of the Cottage Street pole, Mr. Borek said he would check if it was a BE pole, and would let Mrs. Allen know.

7:35 Chief Vinton approached the Board to discuss his budget. The Chief said the tentative moving date for station #1 was September 21, and because of the two buildings, the figures on heat and electric are questionable. The Chief added inspection fees that were never included before. He also went back and looked at the expenses of previous years, and increased the figures where it had always been on the increase. Mr. Borek moved that the following be approved:

Salaries - \$55,966
Expenses - \$40,284
Inspections - \$3,000

Mr. Dronzek seconded, all in favor, aye.

Chief Vinton said there were three openings in the West Medway department, but he has three applications, and he will probably be hiring in April.

The Chief also made Michael Rojee his Deputy Chief, to act in an administrative way in his behalf if he was unavailable; John Clark is the assistant chief in charge of training; Herbert Choate is the assistant chief in charge of maintenance; and Paul Trufant is the assistant chief in charge of fire prevention and education.

The Chief said Bill McLaughlin resigned from the department.

Mr. Borek made the motion that the Chief's budget be reconsidered; Mr. Dronzek seconded, all in favor, aye.

Mr. Borek suggested that stipends be included in the budget as a step structure system: Chief (1) - \$3,000; Deputy Chief (1) \$1,500; Assistant Chiefs (3) \$1,000; so the salaries was amended to \$56,466. Mr. Dronzek seconded, all in favor, aye.

The Chief discussed the Norfolk County Fire Chief's Association mutual aid agreement for joint fire, rescue, ambulance and/or support service. He said it had made the rounds of all the other towns, and we were the last ones to get it for signature. This contract had to do with the trucking of hazardous material for \$500 a year. Mr. Borek made the motion the agreement be signed, Mr. Dronzek seconded, all in favor, aye.

8:00 Mrs. Allen continued with her administrative report.

- Mrs. Allen gave the Board a copy of the contract with CRPCD, and

asked them to make special note of page 14. She said they may want to send a letter because the contract calls for metering. It was suggested that we get a letter from the district saying that the meters are working, and that everything is in compliance with the contract. Mr. Borek made the motion that the letter be written saying that section 202-C be followed through in its entirety. The letter should be written to CRPCD and that we want copies of the meter readings notarized on a piece of paper so that we can forward them on to other personnel. Mr. Dronzek seconded, all in favor, aye. (The audit says billing is not being done by meter readings.)

- Concerning L.A.L. - Mr. Dronzek suggested that Mrs. Allen find out if any discussions have transpired between counsels. Mr. Dronzek felt very strongly that if we contracted to pay \$427,000, and we paid him \$290,000, then we still owe \$120,000. He felt we should pursue whatever sources are just sitting there and pay L.A.L. Mr. Borek said \$310,000 was appropriated, and the amount the contract was signed for. Mr. Dronzek said we could possibly take the funds out of the Pond Street account and then, if necessary, go to town meeting to raise and appropriate the balance. The deadline is March 16 to put the article on town warrant. Mr. Dronzek again said the town signed the contract for a specific amount, and we should pay it. If we didn't have the money, the the contract shouldn't have been made.

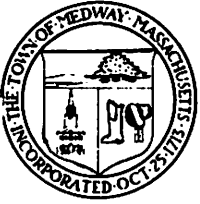
The meeting was adjourned at 8:15.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

MARCH 5, 1990

- | | |
|-----------|---|
| 7:00 p.m. | Open meeting, sign warrants, and
approve minutes of 2-26-90 meeting. |
| 7:05 | Administrative Assistant's report. |
| 7:15 | Armando Lorrs of L.A.L. Construction -
re: bill for 109 reconstruction |
| 7:30 | Police Chief, Safety Officer and Highway
Superintendent -
re: discuss parking at Lou's Country
Auction |

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and approved the minutes of 2-26-90 unanimously.

7:05 Administrative Assistant's report:

- Mrs. Allen brought up the subject of the Massasoit/Massapoag Street name change. Mr. Sabin suggested the State come on a Monday night for the public hearing, and requested Mrs. Allen to set up the date.

- At this point, Mr. Dronzek made the motion that a letter be sent to the boy's basketball team congratulating them on an exciting season. Mr. Borek seconded, all in favor, aye.

- Mrs. Allen reminded the Board that the deadline for Mr. Kelley to take down his fence had passed. The Board said Chief Lambirth should check into this as he is the Fence Viewer.

- Mrs. Allen went over our attorney's letter to Mr. Sahady concerning the 109 reconstruction project account. The letter from Maciolek & Kenney indicated a balance of \$18,518.57 was being held aside pending a response to their letter.

- At this point, Mr. Sabin requested that Joe Leone go to Lou's Country Auction and check the seating capacity.

- Mrs. Allen brought up the subject of Heritage Drive vs. Colonial Park Estates, and Mr. Roache's affidavit. Everything from the very beginning including information to the Planning Board indicated Heritage Drive. Mr. Dronzek mentioned that he happened to see Mr. Roache one day, and he told him at that time that it would be best to clarify the name now, before they start passing papers, where it would end up to be more costly. He also suggested to him that he get together with the street naming committee and discuss the situation, especially since he wanted the Estates to have a Lovering Street address. The Board said that there was already a Colonial Road, and that is why Heritage Drive was selected. She informed the Board that Attorney Maciolek would send a copy of the Board's letter to Roache's Attorney, John Fernandes.

- Mrs. Allen brought up the subject of retirement funds, and Mr. Dronzek made the motion that Mrs. Allen send a letter to the Norfolk County Retirement Board asking that the funds be kept with PRIT.

7:15 Mr. Armando Louro of L.A.L. Construction approached the Board regarding the bill for the 109 reconstruction. Mr. Louro stated that on June 24, 1988 they signed a contract with the Town of Medway for construction on Rt. 109 for a total of \$427,402. He said L.A.L. did the work as required and finished in October of 1988 with expenses of \$410,911.55. To date, the Town of Medway has paid him \$290,819.58, leaving a balance of \$120,091.97. It has been a year and 5 months, he said, and he expected payment by now.

He was asked by Mr. Sabin if he had received a copy of the letter our counsel had sent to his counsel, Mr. Sahady. He said he had. Mr. Sabin told him he had hoped the two counsels would have discussed the situation by now, and that Mr. Louro should have brought his counsel with him to the meeting. Mr. Louro stated if he had to bring this to the courts, it would be a hardship. Mr. Louro stated that an agreement had been entered into with the previous town manager, and they had expected payment in full for the services they rendered. Mr. Sabin again stated the letter from Medway's counsel fully explained the problem. He stated that a meeting had been set up previously between Medway and L.A.L., and they did not attend. Mr. Borek questioned why Mr. Sahady did not respond to our attorney's letter.

Again, Mr. Louro stated the town manager had said it would only take a few months to take care of, and now it was 1 year and 5 months later. Mr. Sabin again stated it was up to the attorneys to resolve. He suggested a meeting between both counsels and the Selectmen. Mrs. Allen said no response to our attorney's letter has been received so far.

Don Martin, Jr. introduced himself to the Board at this time. He did the paving for a total of \$61,000, and has not been paid yet. The town manager had said a partial payment would be coming to him, but as yet had had received nothing.

Mike Sarosso of Simeone Corporation introduced himself to the Board. He said he supplied the material to Don Martin, Jr., and he has not been paid either. Mr. Dronzek said the letter of our attorney dated January 17 explained everything. Mr. Sarosso inquired if the problem had to do with the initial appropriation of the contract. Mr. Sabin stated that was part of the problem. Mr. Borek said they should talk to counsel.

Mr. Sabin said if the appropriation had to go to town meeting, then it had to be placed on warrant by the 16th. Mr. Martin stated he was surprised counsels had not resolved the situation. Mr. Sarosso said L.A.L. had not paid Mr. Martin, so Mr. Martin could not pay him, so he may have no choice but to sue. The Board told Mrs. Allen to tell Mr. Maciolek of the discussion at the meeting.

7:30

Mrs. Balboni approached the Board with Officer Bates and Chief Lambirth. The Chief stated the research had been conducted by Officer Bates. Tenants of adjoining buildings had complained that there was nowhere to park when the auctions were being held. Areas of restricted parking that had gone lax over the years were repainted, and signs were put up that had been taken down.

Officer Bates said he had received complaints also. The rules that were set down in 1944 still hold; there had been no new revisions. He specifically was looking at #11 (c), (i), (h), #12 (d), (e), (f) copy attached. He said it was a bad intersection, and sight visibility was a problem. Cars are parked on Norfolk Avenue and on the memorial lawn. Parking occurs on both sides of Campbell Street obstructing traffic.

Mrs. Balboni stated that she must have the most hazardous parking in all of Medway around her auction then? Mr. Borek said that Medway has rules and by-laws, and they have to be enforced. Mrs. Balboni inquired if all these regulations were being upheld all over town. The Chief said they

were. Mr. Borek told Mrs. Balboni that she had the right, like everyone else, to complain if she felt there was a violation in town. The Chief said they have tried to correct the problems in her area, and she had the luxury of open parking there for 30-50 cars for a long time. He agreed there was a dilemma there for her now because of construction being started in a couple of weeks for the police station. He suggested alternatives, such as renting in the Industrial Park (Mrs. Balboni said the rent was very high there); or asking her customers to park further up the streets where parking is allowed (she said many customers were older patrons).

Joe Dziczek, who was present in the audience, said there are other areas in town too that pose hazardous traffic problems, such as around St. Joseph's Church on Sundays and perpendicular parking in front of the hardware store on Village Street.

Officer Bates said they monitor the traffic problems on Sundays around the church, and if they park in the yellow zone, they get ticketed. He said the area around the hardware store was being discussed anyway. He said it was unfair for Mrs. Balboni to say that the most hazardous area was in front of her store - vendors are allowed to pick up and drop off there. It is just the parking that is the problem. They are trying to enforce permanent established parking areas. An area of thought was parking in Medway Auto's parking lot - possibly they would be agreeable. Mrs. Balboni said he doesn't want the liability.

Mr. Sabin inquired about Passi's land across the street from the auction. He owns part of the railroad bed and the side lot. He might be willing to negotiate. Mrs. Balboni said he wouldn't let them park on the railroad bed - that was why he bought the property.

Mr. Borek suggested making a lease agreement with someone for parking.

Officer Bates said even if Mrs. Balboni tells customers to park on Campbell, Charles and Haven Streets, that the owners there will probably complain about the parking. Should we set up restricted parking there now on one side, before they start parking on both sides?

The Chief then asked which side would be restricted - one side of the street is going to complain for sure with the driveways that are there.

Mr. Sabin suggested an officer be hired to help guide customers to parking areas, as had been done by Mr. Flood years ago.

The Chief suggested that the Selectmen ride through the three streets before they discuss restrictions on them.

Officer Bates said it could be a hardship to park there because of plowing. He also said that he would be speaking to Galante's about the parking around his store; and that he would be speaking to Osborne's about their parking area.

Again Mr. Sabin advised Mrs. Balboni to pursue the possibility of parking on the neighboring streets and talking to owners about the use of their property for parking.

Mrs. Balboni again inquired about parking on Village Street. She said it was the widest street offering the most opportunities for parking.

Again, she was told that the by-laws have to be enforced.

She stated, "then I'm being forced to go out of business in three weeks."

Mr. Borek said ~~they~~ they just can't find a lot to park 50 cars, and that all the years she parked in the empty lot, it was free to her.

Mr. Sabin again suggested trying for Passi's land, and that we now have rules that need to be enforced, including Village Street.

Mrs. Balboni inquired about parking in front of the store. She was told by the Chief that if customers parked there, they then couldn't pick up and unload.

Mr. Sabin told Mrs. Balboni that Mrs. Allen would call her if the situation for parking in neighboring streets could be done after the Selectmen, the Chief and Officer Bates drive through the area.

Officer Bates reminded the Board that an establishment has to provide one off-street parking space for every 300 sq. ft. of store space as stipulated in the by-laws.

8:35

Mr. Sabin discussed Mr. Kelley's fence with Chief Lambirth. The Chief said he talked to Mr. Maciolek, and it is up to the Board to make the decision to take down Mr. Kelley's fence if it was still up. It was suggested that Mr. Kelley be informed that the Highway Supt. would be coming to take down the fence, but to have a police officer along to ensure that Mr. Kelley's property wouldn't be touched, but that the fence would be placed down on Kelley's property once it was removed. This was all per the County's survey it must be noted.

The Chief said they should look at Glickman's fence too. The County marked the railroad bed too, since the Town owns the bed to the Millis line.

Discussion then ensued about Mr. Tenney's property on Oakland Street, where he is using the railroad bed as a driveway and should be using Chestnut Street as an access. Mr. Sabin said Joe Leone should check this out and to have Mr. Tenney stop using the railroad bed if it is being used.

Officer Bates discussed the house that was sitting on a plateau where gravel has been removed on the Tenney property which looked hazardous. The property was to have been landscaped in slopes of 4 degrees. Mr. Dziczek said the house was built on a lot of sand. Mrs. Allen felt the gravel permit had expired on that lot. Trucks were observed, however, out there last week. Mr. Osborne, who was in the audience, stated the trucks were coming from the cemetery gravel removal project.

Mr. Borek stated again we need a full-time building inspector/zoning enforcement officer.

Mr. Dziczek brought up the case of a person who came before the ZBA to add on some decks, and the building was 50' from the back lot. Mr. Roache wanted to know where he could put the decks. The ZBA told him he could not build the decks, and he went ahead and did it anyway. Mr. Dziczek said the decision was on file. This was in regard to the condo units off of Lovering Street near Pond Street.

8:55

Mrs. Allen continued with her administrative report.

- Mrs. Allen said the Norfolk County Retirement Board was looking for an additional amount of money to be assessed the Town of Medway in the amount of \$56,000 by June 30.
- Mrs. Allen informed the Board that Dan Ranieri is supporting house bill #4739.
- Mrs. Allen showed the Board the new and first COA newsletter. The Board announced the resignation of Mary Scales from the COA Board effective 6/30/90. Mrs. Allen would pass the information on to the Town Clerk.
- Mrs. Allen informed the Board that Mr. Leone had gone to the Beat 'n Trax and T.H.E. Video and had the blinking lights removed.
- Mr. Sabin questioned if the letter had been sent to the Representatives stating that if we had to raise gasoline taxes, then the Selectmen had a right to say where the monies go - they want the monies to go to the Route 109 Corridor Project.
- Mrs. Allen informed the Board about the Conservation Committee Public Hearing scheduled for March 19 about the Main Street drainage problem, which is set for 7:45 p.m.

The meeting was adjourned at 9:05 p.m.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf

:: TRAFFIC ::
Rules and Orders



Town of
MEDWAY, MASS.

Passed by the
Medway Board of Selectmen
Oct. 23, 1944.

the building occupied by the person named in the request of said physicians. Said temporary zones of quiet shall be designated by the police by placing at a conspicuous place in the street a sign or marker bearing the words "Zone of Quiet."

(b) No persons operating a motor vehicle within any designated and signed zone of quiet shall sound the horn or any other warning device of said vehicle except in an emergency.

ARTICLE V

Parking

Section 1. General Prohibitions. No person shall park a vehicle in any of the following places and vehicles found parked in violation of the provisions of this section may be moved by or under the direction of an officer and at the expense of the owner to a place where parking is permitted.

- (a) Within an intersection.
- (b) Upon any sidewalk.
- (c) Upon any crosswalk.
- (d) Upon the roadway in a rural or sparsely settled district.
- (e) Upon a roadway where parking is permitted unless both wheels on the right side of the vehicle are within twelve (12) inches of the curb or edge

of the roadway, except upon those streets which are designated as one-way streets. On such one-way streets, vehicles shall be parked in the direction in which said vehicle is moving and with both wheels within twelve (12) inches of the curb. This shall not apply to streets or parts of streets where angle parking is required by these regulations.

(f) Upon any roadway where the parking of a vehicle will not leave a clear and unobstructed lane at least ten (10) feet wide for passing traffic.

(g) Upon any street or highway within ten (10) feet of a fire hydrant.

(h) Upon or in front of any private road or driveway.

(i) Upon any street or highway within twenty (20) feet of an intersecting way, except alleys.

Section 2. Prohibited on Certain Streets. Upon the following streets or highways or parts thereof parking is hereby prohibited:

(a) Village Street, southerly side, from Sanford Street to a point 75 feet easterly.

(b) Sanford Street, both sides, from Village Street to a point 78 feet southerly.

(c) High Street, westerly side, from Village Street to a point 100 feet northerly.

(d) Lincoln Street, both sides, from Main Street to a point 100 feet southerly.

(e) Lincoln Street, easterly side, from Village Street to a point 100 feet northerly.

(f) Village Street, southerly side, from Campbell Street to the easterly end of Judge Saunders' property line.

(g) Broad Street, easterly side from Village Street to a point 50 feet northerly.

(h) Broad Street, westerly side, from Village Street to a point opposite the northerly end of the Wilder Block.

(i) Holliston Street, both sides, from Village Street to the easterly side of Pine Street.

(j) Pine Street, both sides, from Village Street to Holliston Street.

Section 3. Bus Stops.

(a) No person shall park a vehicle other than a bus in a bus stop.

(b) No person shall park a bus upon any street within a business district at any place other than a bus stop, when a nearby bus stop is available for use.

Section 4. Taxicab Stands.

(a) No person shall park a vehicle other than a taxicab upon any street within a business district in any taxicab stand for a period of time longer than fifteen (15) minutes except while

actually engaged in loading and unloading does not exceed a period of time longer than one-half (1/2) hour.

(b) No person shall park a taxicab upon any street within a business district at any place other than the taxicab stand or stands designated for the use of his taxicab or taxicabs except while engaged, or while waiting for an opportunity to use a taxicab stand designated for his use.

Section 5. Time Limited in Designated Places. No person shall park a vehicle for longer than two hours at any time, between the hours of 8:00 A.M. and 8:00 P.M. of any day except Sundays and public holidays in the following described streets or parts thereof.

(a) Village Street, northerly side, from School Street to Oakland Street.

(b) Village Street, southerly side, from Oakland Street to the easterly end of Borack Dwelling House.

Section 6. Angle Parking.

(a) The Selectmen shall determine what streets angle parking shall be permitted and shall mark or sign such streets or cause the same to be marked or signed.

(b) Upon the following streets or parts of streets which have been marked or signed for angle parking, vehicles

shall be parked with one wheel within twelve (12) inches of the curb and at the angle to the curb indicated by such marks or official signs. The vehicle shall be parked so that all four wheels of the vehicle shall be placed wholly within the painted lines provided.

Section 7A. Parking Vehicles For Sale Prohibited. It shall be unlawful for any person to park upon a street or highway any vehicle displayed for sale.

Section 7-B. Angle Parking:

Village Street southerly side from the easterly end of the Town Hall Building to Sanford Street.

Broad Street easterly side from a point 50' north of Village Street northerly to the northerly end of Forester's Building.

Section 8. No All Night Parking. It shall be unlawful for the driver of any vehicle, other than one acting in an emergency, to park said vehicle on any street for a period of time longer than one (1) hour between the hours of 1:00 A.M. and 7:00 A.M. of any day.

Section 9. Coasting. Coasting will be allowed on the following street parts of designated streets:

North Street from Oakland Street to School Street. Wellington Street from Lincoln Street to Phillips Street. Franklin Street from Main Street to

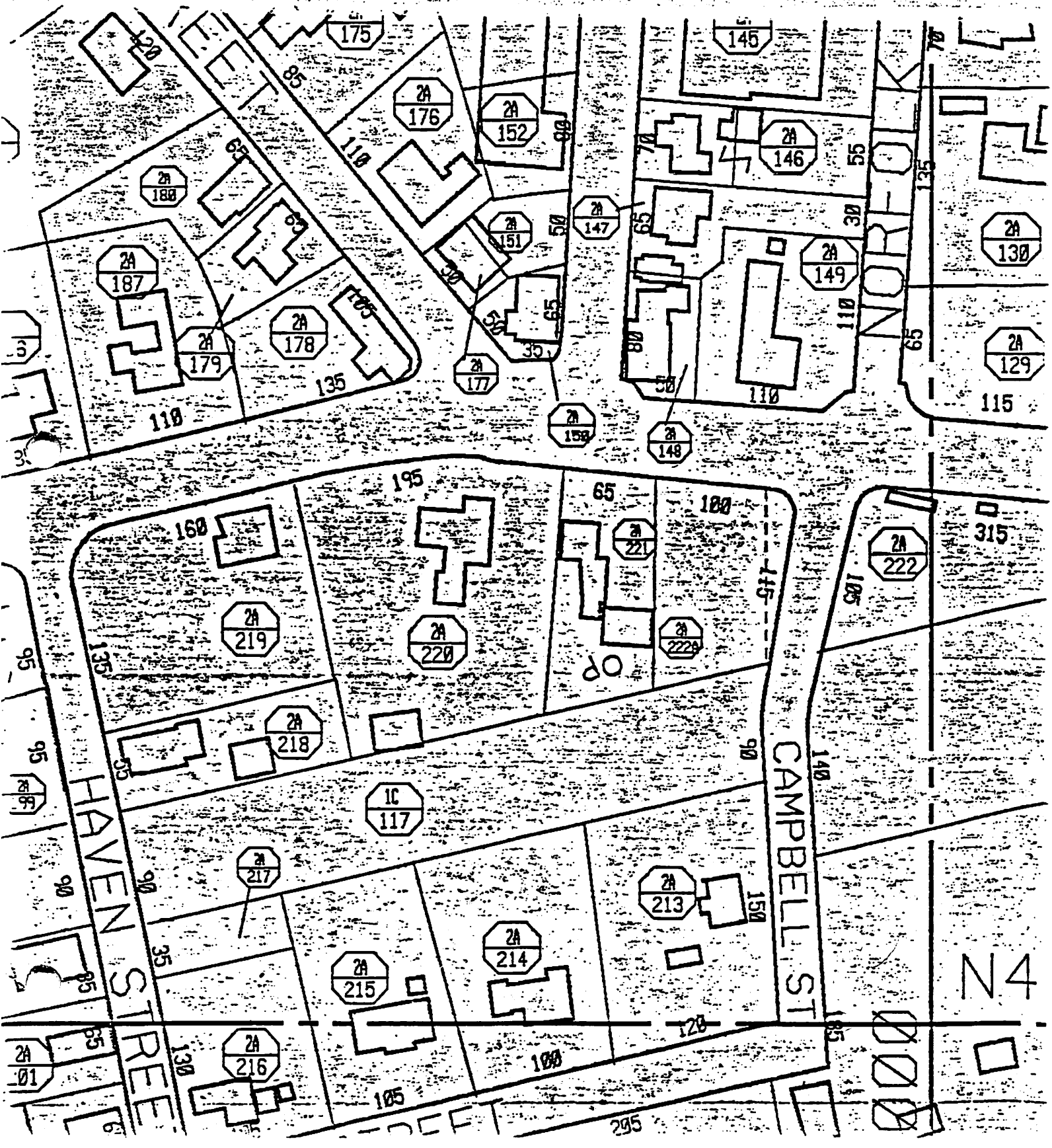
Village Street. Oak Street from its westerly end to Main Street.

ARTICLE VI

Advertising Signs, Display and Storage of Materials in Streets and Parades

Section 1. Using Vehicle for Sole Purpose of Displaying Advertising Prohibited. No person shall operate or park a vehicle on any street or highway for the sole purpose of displaying advertising signs.

Section 2. Advertising Signs on Sidewalks or Streets Must Have Permits. No person shall erect or cause to be erected upon or above any town sidewalk, street or highway any advertising sign or device which projects into or over the sidewalk, street or highway more than six (6) inches, unless a permit authorizing the erection of such sign or device has been issued by the Board of Selectmen and is in effect. After five days' notice illegal advertising signs or devices may be removed by or under the direction of a police officer and at the expense of the owner. Any person violating the provisions of this section shall be subject to a fine not exceeding five dollars for each day such sign or device has remained after the expiration of the five days of notice.



K. COMMERCIAL DISTRICT IV

1. Buildings, structures, and premises may be used for any of the following purposes and uses customarily accessory thereto but no others, subject to the regulations and conditions enumerated herein:

- (a) Municipal, public utility, federal or state use.
- (b) Retail stores, the primary function of which is the distribution of merchandise to the general public; and the merchandise offered for sale by the retail store in this district shall be stocked and displayed within the building.
- (c) Bank or financial institution
- (d) Restaurant or other establishment providing food and beverages within a building.
- (e) Offices for business or professional use.
- (f) Undertaking establishment or funeral home.

2. No dwelling other than single-family residences may hereafter be erected in this district.

- (a) Minimum lot size: 20,000 sq. ft.
- (b) Maximum lot coverage, including accessory buildings: 30%
- (c) Minimum lot width: 100 ft.
- (d) Minimum front-yard setback from street line for any building or structure hereinafter erected including roadside stands and accessory buildings shall be 35 ft.
- (e) Minimum side-yard and rear-yard setback shall be 15 ft. of which the first 10 ft. nearest each lot line, if the adjacent lot is residential in whole or in part, shall not be used for the parking or storage of vehicles but shall be suitably landscaped.
- (f) There shall be a 50-foot wide buffer zone along the south boundary
- (g) Maximum building height: 40 ft.
- (h) Off-street parking:

For every 300 sq. ft. of gross floor space, at least one off-street parking space shall be provided.

M. INDUSTRIAL DISTRICT I

1. Buildings, structures, and premises may be used for any of the following purposes and uses customarily accessory thereto but no others, subject to the regulations and conditions enumerated herein:



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

FEBRUARY 26, 1990

7:00 p.m.	Open meeting, sign warrants, and approve minutes of 2/15/90 meeting.
7:05	Public Hearings - N. E. Telephone and Boston Edison: 1. Milford St. 2. Ellis St. 3. Holliston St./Sanderson St. 4. Holliston St./Causeway St.
7:20	Betty Balboni - Lou's Country Auction re: parking for auction
7:45	Public Hearing - Beer and Wine License Papa Gino's
8:00	Permanent Police Building Committee recommendation - General Bids
8:10	Jeffrey Nutting - Chairman, Government Study Committee, for an update Budgets: D.P.S., etc. Tree Warden/Moth Agent Administrative Assistant's Report

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting to approve the minutes of 2-15-90. They were approved except for page 6, where it is stated that Don Hovey went to see John Dronzek - it was the other way around, John went to see Don. The minutes were approved unanimously.

7:05 New England Telephone and Boston Edison came before the Board. Mr. Mike Bergeron represented NET and JoAnne O'Leary and Ed Kelly represented BE. The first petition heard was for a guy wire and anchor from pole 24/26 (Junction) to be supported to pole 29 on Milford Street. This was approved unanimously.

The second petition was for anchor and guys at pole 63/13 on Ellis St. The anchor was for stress-a hip guy-sidewalk fixture. A resident questioned if it was going outside the wall on town property. As it was, the Board approved the petition unanimously.

The next petition was for anchor and guys at pole 3/10 on Holliston St. This was an anchor for utility cables (hip guy-sidewalk fixture). Resident, Roy Young, stated this was to be right near his walkway and a dangerous obstacle, even though it was to be on town property. As the nursing home is also nearby, it may pose a hazard for them also. Mr. Borek suggested this petition be tabled, Mr. Dronzek seconded, all in favor, aye.

The last petition was for a conduit on Holliston St. underground at pole 3/112 service. Mr. Blaisdel, a resident, stated that it had already been done. However, customer applied to the town engineer and if BE approves, then it can be done. As customer applied for the street opening permit, then the proper procedure has been observed. Another resident, Mr. Choate, questioned the proximity to his property. He was told if he was concerned to be available when the padmount is installed and make sure it is not on his property. This was approved unanimously.

7:20 Mrs. Balboni, representing Lou's Country Auction, appeared before the Board. She spoke about how she had been there for 25 years, how there had been no parking signs put up for a Dr. Nelson (she knew of no such person), no parking signs on Norfolk St., no parking signs along Village St., her customers were being tagged if they parked along the area of the no parking restriction with the yellow lines. She stated how she paid to have the unused lot across the street (where the new police station will be) plowed, and now that the police station will be built there, she lost that area for parking. She stated how she had applied to the ZBA to buy 3 Church Street and was turned down for the variance. She does not know where to tell her customers to park, and she would like to continue to have the auction at that location.

Mr. Borek suggested that Safety Officer Peter Bates, Chief Lambirth, and Highway Supt. Diarmuid Higgins come to the next Board of Selectmen's meeting and meet with Mrs. Balboni to come up with a resolution as to her questions on the restricted parking. He suggested that they bring

with them the maps of the area streets in question and see which ones are restricted, and which are not, and why they are restricted. Mr. Borek told Mrs. Balboni that it is the town's responsibility, however, with the Police Department to establish parking limitations, and it is the businesses' responsibility to abide by the laws. A meeting will be set up on the agenda for 3/5/90 at 7:30 p.m. for all concerned.

Jeff Nutting, who was in the audience, brought up a complaint of blinking signs he has observed at Beat n' Trax and T.H.E. Video. Mr. Borek made the motion that Joe Leone go to both stores and see if these lights are there, as it would be against the by-laws and to have them removed. Mr. Dronzek seconded, all in favor, aye.

7:45

Papa Gino's representatives came before the Board for a public hearing on a beer and wine license. Attorney Jeffrey Winik introduced himself and Donna Krysak, Manager of the Medway Papa Gino's. Notice was placed in the Milford Daily News and sent to abutters.

Mr. Winik stated that there are over 200 Papa Gino's restaurants in Massachusetts, 75% of which serve beer and wine. He said the Medway restaurant had been there for 5 years, and they have been requested quite often to obtain a license. In obtaining the license, he stated they would observe all the necessary precautions to ensure that there would be no problems. He said they are in the business to serve food, primarily. If a customer just wanted beer or wine, they would not serve them - it would be served to accompany a meal. They would make sure the beverage would not leave their property. Picture I.D.'s would be required (state license). Those who served, took orders, delivered, and bussed the tables, as well as took their money would all be over 18; managers would be over 21.

Managers would be responsible for looking over the guests making sure the ones who had been served were not different individuals later on, and request I.D.'s if they did look suspicious. Pitchers of beer would be served to not fewer than two people (48oz. = 4 glasses); mugs (12oz.); goblet (20oz.); and they would have to see two different I.D.'s; full carafe would require two I.D.'s. Mr. Winik handed over to Mr. Sabin a petition of 3 pages of signatures, mostly requesting that the license be granted.

Residents then spoke out. Jeff Nutting stated, as on previous occasions, that he was against it since it is a family restaurant, and approving the license would send out the wrong message to our young people. He stated that this would also be the start of many others applying for liquor permits. Another resident asked how the managers could determine if someone has had too much to drink. Mr. Dronzek said it is state law that the managers had to determine if that is the case, and they are aware of who is consuming liquor.

Mr. Winik stated he was not aware of any accidents occurring involving customers leaving Papa Gino's. He was asked if two pitchers would be brought to one table. He said as long as the patrons had ordered food, yes.

Pat Misiuk, on behalf of Dunkin Donuts, said they were opposed to the license being granted; and as a resident, she was opposed to it. Ed Culhaine, resident and teacher, said he felt it was sending out the wrong message also. He spoke of the density of liquor establishments within 3/4 mile on 109. Another resident said she would like to take her kids someplace where liquor was not offered.

When asked about being Papa Gino's attorney in all matters, Mr. Winik stated he represented PG on some matters, but not all, but he was familiar with any accidents that may have occurred that were PG related.

Mr. Dronzek stated he had visited approximately one dozen PG's, some serving liquor, and some not, and he saw no difference. He also has visited some competitor family-style restaurants that have a liquor license, and has seen no problems. He also has not heard of any problems on the police scanner involving PG in Medway.

Mr. Borek said he was against it, and always was. He said the town took PG because they were a family-style restaurant. He said it doesn't matter what other towns do, what does Medway want?

Jeff Nutting said Mr. Sabin signed the petition before to allow PG to have a license. Mr. Sabin said he did not sign the petition this time so he did not have to abstain from the vote.

Mr. Dronzek said "The Rock Garden" was always one of the most popular family restaurants and they served liquor. He feels it is up to the patron to decide if he wants to be served liquor or not.

Another resident said he hoped Mr. Sabin had looked down the road to see what would happen if the license is granted, and that he should abstain from voting.

Paul Mitchell, resident, said he told Mr. Sabin to abstain from voting last time, but felt he had all the rights now to vote since he didn't sign the petition. He spoke about how everyone was pleased PG had come to Medway. He said the Board just recently approved a license for a restaurant that had not even opened up yet. He said we all know PG, and how they operate, and we should grant the license.

Mr. Dronzek said there were many residents in favor last time PG came before the Board - he didn't know where they were now; however, he made the motion the license be granted, Mr. Sabin seconded, Mr. Borek opposed - motion carries. Mr. Dronzek and Mr. Sabin warned Mr. Winik and Ms. Krysak to be very careful, and that they would be watched very closely.

8:25

Chief Lambirth approached the Board representing the Permanent Police Building Committee. He said they met with the architect on 2/22/90, and Hughes indicated that Castagna was checked out thoroughly. There were many references as to the finished product, paperwork, etc. They brought their findings to the committee and they recommended that the firm be appointed. Everyone was pleased with the choice. Mrs. Allen stated she spoke to someone who has worked with the three low bidders, and they were all fine. The next step is then to officially tell Castagna that they were awarded the contract. Mr. Dronzek moved that Mrs. Allen notify Castagna of the award, Mr. Borek seconded, all in favor, aye.

8:30

Jeff Nutting, chairman of the Government Study Committee, spoke on behalf of the committee to the Board. Present with him were: Peg Wickstrom, Jim Ladieu, Dick Maciolek, and former Selectmen Paul Mitchell, Paul DeSimone, Paul Wilson and Richard Coakley.

They came before the Board to get their input on the draft proposal of reorganization of town government prior to Town Meeting. Basically, the draft would change the number of elected positions from 13 to 4, which would be the School Committee, Board of Selectmen, Housing Authority and Moderator.

Jeff stated that the concept had been in existence for a couple of years, and that it would be the new constitution of the town. Job descriptions of all positions were outlined in the draft. Since there doesn't seem to be many new faces running for the 13 positions, it seems feasible to have those positions appointed, since many don't want to go through the process of a campaign. Outside of the 4 positions that would be elected, there had only been 10 contested spots on the ballots in 10 years.

The draft first has to be approved at Town Meeting by being placed on the town warrant. If approved, then the State Legislature has to put through special legislation approving the change in our form of government. Once that is done, it should be placed on the ballot in 1991. If the voters approve it, it will be law April 1992. However, the committee suggested that elected officials be gradually filled in by appointed officials over a three year period of time.

Mr. Borek questioned the wording of "Town Manager" versus "Town Administrator" implying the word "manager" seemed to carry a lot of power. Jeff said it was just a title.

Jeff was asked by Mr. Sabin the reasoning behind not putting it on ballot now. Jeff said it was a complicated procedure requiring the Charter Commission's involvement, and they still wanted to get input from the town.

Another change would be the abolishment of the water/sewer commissioners, and establishing a director of public works. It was recommended that search committees be formed to get the right personnel appointed, possibly former selectmen, or other former town officials.

Mr. Sabin commented he would like to see the total procedure from being totally political.

Mr. Mitchell suggested that prior to any appointment, to get the reasons for the decisions pro or con.

Discussion centered around school employees, and it was stated that every school employee had a contract.

Mr. Mitchell inquired as to how long someone would work for the town, and suggested a term of office be defined, specifically for the town administrator's position; also, the method of removal. Qualifications of the position were also discussed, as to degrees and years of experience. Mr. Dronzek felt a degree made no difference.

Mr. Wilson talked about the many changes that have occurred over the past 25 years - we now have an all-boards meeting twice a year, the changes on the Board of Selectmen are constant - there is no continuity. He wondered if the people at town meeting will accept this new idea; will they understand the reasoning behind the concept. Many don't understand town government. Mr. Coakley said if the new concept is approved, we may avert the possibility of a crisis.

Mr. DeSimone said the town administrator should have the town hall running properly.

Mr. Mitchell stated people don't want to run anymore - what is the short term dollar cost and the long term dollar cost for those that don't want to run.

Mr. Borek stated that the town administrator should be able to find capable candidates. Mr. Borek questioned the idea of getting area representatives for different areas of town that they were familiar with, more than just a representative for the whole town.

Mr. Wilson said we should have three very good selectmen in office to choose the right town administrator.

Mr. Sabin said that we should appoint the school committee. Mr. Maciolek said that the Massachusetts Teachers Association would be on your back if that occurred.

Mr. Dronzek said how do we get the town enthusiastic about this new plan at town meeting? We have 3200-3300 residents to get to. Possibly a direct mailing approach of the draft would be the way to go. Jeff said \$200 had already been spent on making up the copies that were done.

Mr. Dronzek said the cost should be figured out for direct mailing - it was the best way to reach the entire town with the plan. After all, there was two years work in the draft.

Jeff admitted the new format presents a more efficient form of government.

Mr. Mitchell stated that the town elects the selectmen, and they get the town administrator. However, in 40 days, if the town administrator is not doing a good job, then he should be out, along with any people he brought with him or hired.

Mr. Dronzek said there should be a search committee for the department of public works, fire chief and police chief.

A vote was taken just to see how those present felt about the draft: 9 were in favor, 1 said no, and 1 abstained for more information (but at this time, it would be a no).

Mr. Coakley stated the town was not in crisis - he believed the town could be talked into getting involved now. The solution is needed, and it is not expensive. Jeff felt the high end of the cost was \$59,500.

Mr. Borek stated a lot of things could have been accomplished in the past if we had had a Director of Public Works in the last 5 years.

Jeff said he would meet again with the committee, and get the final draft on the warrant for town meeting. They would also tell the Fincom to include it in their report, or else ask them to help find the funding to make a separate mailing. This should be accomplished within the next two weeks.

10:05

Diarmuid Higgins approached the Board to discuss the Highway Dept.'s budget. He said the expenses were level-funded at \$50,583. Salary increase only went from \$780 to \$1140.

Mr. Borek made the motion that the following be approved:

Expenses - \$50,583

Salaries - \$211,448

Mr. Dronzek seconded, all in favor, aye.

Mr. Borek made a motion that the following be approved:

Road repairs - \$52,000

Snow removal salaries - \$18,292

Snow removal expenses - \$40,000

Traffic signs - \$3,500

It was voted unanimously approved.

10:15

Mrs. Allen presented the Tree Warden's budget: \$6,186; and the Moth Agent's budget: \$4,225. They were approved unanimously.

Mrs. Allen informed the Board of John Harber's passing. Mr. Sabin suggested sending flowers or a card. Mrs. Allen would take care of this.

The Board of Selectmen signed the contract for the Clerk of the Works for the Permanent Fire Building Committee.

Mrs. Allen reminded the Board that Massasoit becomes Massapoag as of March 1.

The Board of Selectmen opened the annual town meeting warrant on February 26, 1990, and it will close at the end of the work day on March 16, 1990. Mrs. Allen will send a letter to all departments and commissions in this regard.

The Board extends congratulations to Mary Shea for a job well done as indicated also by the Bureau of Accounts. Mr. Dronzek made a motion a letter be sent to her, Mr. Borek seconded, all in favor, aye.

Mrs. Allen said a letter from the Norfolk County Commissioners with a copy of their budget and hearing has been posted.

Mr. Borek made the motion that the license for common victualler's and license for live entertainment for Sabina Doyle's be approved, Mr. Dronzek seconded, all in favor, aye.

A letter from the veterans' agent, Mr. Mastroianni, was reviewed.

The Board was in receipt of tickets from the Rape Crisis center.

Officer Gerry Tracey has spoken to Medway Oil and Medway Lumber re: the unregistered vehicles parked there. He will also monitor the area for future violators.

Mrs. Allen stated that the Pilkingtons will be going before the ZBA for the variance for their property on Broad St.

Mrs. Allen stated that the inspectors are not approving any foundation inspections without an as-built on file.

Mrs. Allen also stated that all inspectors have been sent letters telling them to be cognizant of all zoning by-laws and rules and regulations.

The meeting was adjourned at 10:40 p.m.

Respectfully submitted,



Mary Jean Fredette

mjf



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

FEBRUARY 15, 1990

6:30 p.m.	Open General Bids for Police Station
7:30	Elizabeth Henderson - to sign Clerk of the Works Contract
7:45	Don Pilkington re: site plan for 25 Broad St.
8:00	D.P.S. Budget Administrative Assistant Report

Present: Harry Sabin, John Dronzek, Edward Borek, and Administrative Assistant Ruth Allen.

6:30 p.m. The Board opened the general bids for the Police Station. The Board voted unanimously to take these bids under advisement. It was also voted unanimously to permit the Architect to approve withdrawal of bids due to mathematical errors and/or to reject bids that do not conform to the bidding requirements.

7:00 Administrative Assistant's Report:

- As the bid opening ended early, Mrs. Allen presented her report at 7:00 p.m. instead of 8:00 p.m.
- Mrs. Allen clarified if the School Department needed to have solicitor's permits for all the functions representatives of the school may have. The Board said permits are required.
- Mrs. Allen brought up the issue of a fence that Mr. Raymond Kelley had possibly placed on town property. After consultation with Town Counsel, Dick Maciolek, it was determined that the County had provided us with the information that the fence was indeed on town property. Mr. Borek made the motion that a letter be written to Mr. Kelley advising him to remove signs and the fence from town property as determined by the County Engineers' survey by no later than March 1. Mr. Dronzek seconded, all in favor, aye.
- Mrs. Allen updated the Board on the Medical Security Trust Fund and that the Town of Lexington is awaiting a declaratory judgment from a Superior Court Judge regarding this mandate. So the Board will await the outcome of this judgment.
- Mrs. Allen was in receipt of a letter from a resident who wanted to know if it was alright to cross-country ski on the railroad bed tracks. The Board said it was, and requested the Administrative Assistant to answer her letter.
- Mrs. Allen informed the Board that she had directed a letter from resident, Bruce Gregory, to Chief Lambirth. Mr. Gregory was inquiring about unregistered vehicles on a neighbor's property. She informed the Board that she asked the Chief to look into this matter and let her know the results of his findings.
- Mrs. Allen discussed with the Board a MAPC letter on chapter 593 on the establishment of special accounts for certain municipal boards; zoning, planning and Board of Health for "review fees".
- Mrs. Allen presented the Board with the figures on chapter 70 cuts; for the Town of Medway and Tri-County also.
- The Board signed the appointments of Mr. Leone, Mr. Clark, and Mr. Bemis from last week's meeting.
- Mr. Borek made a motion that the minutes of the February 8, 1990 Selectmen's meeting be approved; Mr. Dronzek seconded, all in favor, aye.

- Mrs. Allen presented the Board with a petition for a Special Article on the Annual Town Meeting Warrant on the National Guard and benefits, that had been certified with signatures. This was for their information only.
- Mrs. Allen informed the Board regarding quarterly billing for taxes. The Board said if it is on the warrant and approved, it has to be implemented.
- Mr. Dronzek wanted it be known that the Municipal Building Utilization Committee should be reminded that the #1 priority after the police station leaves the building should be the installation of an elevator for accessibility by the handicapped; the #2 priority should be the heating system.
- Mr. Dronzek brought up a problem on Rt. 109 with a drainage pipe. He wondered if chapter 90 funds could be used to repair it. Mrs. Allen told him funds were tied up with the Rt. 109 reconstruction project.
- Mr. Dronzek wanted to see what information we had on landfill closure funds and state funding. Mrs. Allen informed him there was a whole drawerful of information available on this for his review.
- Mrs. Allen passed out a request from a person who was requesting a solicitor's permit for selling of mutual funds and insurance after dark. Mr. Borek said a solicitor's permit is required for all non-profit groups, not for salesmen - they should have a peddler's license. The Board had no objection to the permit, but suggested Mrs. Allen check with Chief Lambirth.

7:30 Elizabeth Henderson could not attend the meeting, but sent Mr. Ed Duggan in her absence to have the Board sign the Clerk of the Works Contract for the Permanent Building Fire Department Committee. S & T Associates (Tim Coakley and Steve Reding) were selected and just wanted the Board's approval. The fee is \$20/hr. for approximately 15-20 hours of work per week for one person. Approximate total cost should be \$12,300 for a scheduled date of mid-September. Mr. Borek made a motion that S & T Associates be hired as the Clerk of the Works; Mr. Dronzek seconded, all in favor, aye. Mr. Duggan said he would turn over the contract to the Board which Town Counsel is reviewing.

7:40 While waiting for Mr. Leone and Mr. Pilkington to approach the Board, Mrs. Allen informed the Board she had to make an emergency transfer of funds for snow removal of \$17,000.

Also, Sgt. Malo informed the Board that on the general bids, the highest bidder was \$1,000 under budget. He also told the Board that the Committee would award the contract at the Feb. 26 Selectmen's meeting. Digging would begin mid-March.

7:45 Mr. Don Pilkington and Mr. Joe Leone came before the Board to discuss the site plan for 25 Broad St. Many residents were present in support of Mr. Pilkington.

Mr. Sabin informed Mr. Pilkington that a cease and desist order had been placed on his property because there had been no site review prior to construction. Mr. Leone stated he did not believe that one was needed.

Mr. Dronzek questioned the footprint of the foundation stating he believed they were different. Mr. Pilkington showed them the "before and after" certified foundation plans.

Mr. Borek then made the statement that Mr. Leone had apparently made an error. It was now a question of more than site plan approval - had the law been adhered to - was the building pre-existing and non-conforming? He referred to the Zoning By-Laws, Section V, Items C and D (copy attached). Mr. Borek made a motion not to act on the site plan petition.

Residents from the community came forward and praised Mr. Pilkington for all the fine work he had been doing in the area. Buildings that were once eyesores and vacant had been improved.

A resident also stated that if there had been any questions about this property, it should have been done long before construction had come to this point.

Another resident stated that if Mr. Pilkington had believed he had all the proper permits, and the go-ahead had been given by the town and zoning, then he should be permitted to go ahead.

Mrs. Pilkington stated they believed everything was fine until the verbal cease and desist order was given by Mr. Leone.

Mr. Leone stated he felt there was no need to go before the ZBA, based upon what he saw in the original plans.

Mr. Dronzek stated that the foundation inspection had been done and the Assistant Building Inspector had approved it, as well as Mr. Leone had no problems with it. Mr. Pilkington relied upon the inspector's approval - if someone has to be at fault, blame the inspector, not the builder. The permit has been issued for the job - right or wrong - if the town is at fault, then so be it.

Mr. Borek stated that if an official does something wrong, then the Courts could correct it, as the official is an agent of the town.

Mr. Sabin felt that if the footprint of the former building is in line with the new building, then it would be acceptable.

Mr. Dronzek felt the implication was bigger - that it covered more area than what was being discussed.

Mr. Leone stated that there was a 35' limitation on height, which Mr. Pilkington had not exceeded.

Mr. Borek stated the zoning laws are there for people who wanted or needed it. He said Mr. Pilkington had the right of appeal. He stated that it was not a site plan approval hearing before the Board.

Resident, Judy Maturo, stated it was a hardship on Mr. Pilkington if construction was to cease - that it was the town's problem.

Mr. Borek said then that Mr. Pilkington could go to the ZBA.

Mr. Dronzek made a motion that the cease and desist order be lifted, and Mr. Pilkington be allowed to continue.

Mr. Dziczek, chairman of the ZBA, stated there would be more hardship if changes are made.

Mr. Sabin inquired of Mr. Dziczek if there were any major problems with the building.

Mr. Dziczek felt there were at least 5 zoning violations, even though construction was fine. If Mr. Pilkington raised the building, then it is not a non-conforming building.

Mr. Sabin stated the building is now there.

Mr. Dronzek said the building is there because the building permit was issued by the building inspector and the foundation inspection was approved.

Mr. Leone stated a wall of the building had been saved and reused as mandated by the state building code. Mr. Pilkington had moved the wall, so foundation could be poured, and then put the wall back.

Mr. Dronzek said the building is pre-existing and non-conforming. The fault does not lie with the builder.

A copy of the original permit was brought out. The word "raised" was crossed off.

Mr. Sabin said town counsel had been consulted.

A resident questioned if Mr. Maciolek represented Mr. Pilkington. He stated no, but he used Steve Kenney as his attorney in personal matters.

Mr. Dziczek stated that the foundation is to be a minimum of 35' from the street. If a new foundation is put on, then it should have come before the ZBA. He said no one is denying Mr. Pilkington anything yet, but the by-laws have to be applied.

Mr. Sabin stated that if the original foundation is destroyed, then the new building has to conform to the new restrictions.

Mr. Borek felt that the residents would get a stop order from the Courts if this went by the ZBA. Hardship would be more costly, but we have to go by the rules as voted on at Town Meeting, and have Mr. Pilkington follow them.

Resident, William Beksha, brought up a Coffee St. situation with a pre-fab house having gone before all the boards, ordered the house, then came up against problems. Once discussing hardship and cost involved, the subject was dropped, if there had to be delays.

Mr. Dronzek stated that the original complaint was that the building far exceeded the original building. Again, since it does not in square footage, the cease and desist order should be lifted.

Mr. Borek said it was not on the original foundation.

Mr. Dronzek said the length, depth, and width have not been exceeded - the square footage is the same. The only deviation that the Assistant Building Inspector took note of was the entryway, and he approved it.

Mr. Borek said it was not on the original foundation.

Mr. Dronzek stated the original complaint was that the building was substantially enlarged - it was not.

Mr. Pilkington stated the total square footage was 1,150.

Mr. Borek stated that what we're saying to the people of Medway is that because someone made a mistake, then we have to give preference to that individual, and not follow the rules in the book.

Mr. Sabin asked Mr. Leone if there had been one inspection.

Mr. Leone said the Assistant Building Inspector had done the foundation inspection.

Mr. Sabin said nothing should be interpretable in the by-laws.

Mr. Leone stated that he felt there was no zoning problem with the foundation.

Mr. Sabin then seconded Mr. Dronzek's motion, with the caveat that we go to Special Town Counsel and get a ruling within one day if what was done there was right or wrong, or if they are to proceed in a different manner. He had no problem with Mr. Leone and what he does, but everything should be crisp and clear.

Mr. Dronzek requested that counsel's opinion be expedited.

Mr. Sabin would like a phone call after counsel has been contacted by the Administrative Assistant. Mr. Sabin feels the building is OK where it sits, however, if counsel says to go to zoning, then they will have to go to zoning.

Mr. Borek said he wouldn't vote for it.

Mr. Sabin said they have to find out if it is proper or not.

Again, Mr. Sabin brought up the motion of lifting the cease and desist, with the caveat of going to counsel for his opinion. Mr. Dronzek seconded. Mr. Borek opposed. The motion carried.

8:50

After the above discussion, Mr. Dronzek recommended that a letter be sent to all inspectors-building, wiring, plumbing, etc., telling them to be thoroughly familiar with the by-laws of the town, and the inspections they are signing. All should have a copy of the by-laws book. It is also recommended that no permits should be issued without knowing completely what the permit is for.

Mr. Borek felt there was still a need for a full-time building inspector. It is difficult for part-time inspectors to know all the laws. It may also be necessary to go to court to fight an inspection, or to the ZBA.

Mr. Sabin stated, it's been built now. Mr. Dronzek agreed. Mr. Sabin asked how the permit could have been given.

Mr. Borek said that Mr. Leone didn't read the book.

Mr. Sabin questioned why the zoning board didn't say something.

Mr. Borek said you're the zoning board - it's not the zoning board of appeals he should go to. Mr. Leone should have looked at the book. Mr. Borek questioned why when Mr. Leone checked into the one wall being left up, why didn't he check everything else. He referenced the Canal St. property, where they had to construct with the same pilings that were there originally, and then go to ZBA to add on.

Mr. Sabin again said that if the assistant counsel is not available, then go to Dick Maciolek.

9:00

Mr. Dronzek said that ^{he} ~~Don Hovey~~ went to see ^{Don Hovey} ~~him~~ to correct the drainage on Main St. Many years ago, installation was approved of 54" pipe. Now there is stuff being dumped there on Cottage St., near the cemetery, and that the outflow pipe is being blocked. Mr. Dronzek requested Mrs. Allen contact the conservation commission and check the situation out. It is believed that the brook is shrinking because of the dumping being done, and that the pipe would be fine if the area was cleaned up.

The meeting was adjourned at 9:05 p.m.

Respectfully submitted,



Mary Jean Fredette, Secretary

mjf

Chapter 5 of "AIR POLLUTION ABATEMENT MANUAL" (copyright 1951 by Manufacturing Chemists Assoc., Inc., Washington, D.C.) shall be permitted.

(b) Glare. --No direct or sky-reflected glare, whether from floodlights or from high-temperature processes such as combustion or welding shall be permitted.

C. SITE PLAN APPROVAL

In all nonresidential districts, Building or Use permits shall not be issued for the external enlargement or erection of a business or industrial building or for the establishment or expansion of a business or industrial use on a lot or tract of land until a site plan has been approved by the Board of Selectmen. Said site plan shall show, among other things, all existing and proposed building, structures, parking lot spaces, driveways, service areas and other open uses, facilities for sewage, refuse and other waste disposal, and for surface water drainage, and all landscape features (such as fences, walls, planting areas and walks) on the lot.

Any person desiring approval of a site plan under this paragraph shall submit said site plan to the Board of Selectmen. Within 20 days after receiving said plan the Board of Selectmen shall either approve, conditionally approve, or disapprove said site plan. Failure of the Board of Selectmen to act within this prescribed 20-day period shall constitute "approval by default" of said site plan.

Building permits shall not be issued until the Board of Selectmen shall approve or conditionally approve the site plan, or shall allow 20 days to elapse from the date of receipt of same. The Board of Selectmen shall have the power to modify or amend its approval of a site plan on application of the person owning or leasing the premises shown on such site plan or, upon its own motion, in the event of a change in the physical condition of a site sufficient to justify such action within the intent of this subsection; and the foregoing provisions wherever apt shall be applicable to any modification or amendment of such plan.

Provision for off-street loading and unloading of vehicles incidental to the servicing of the building and related uses on the lot or tract shall be shown on this site plan.

Within 15 days after the approval of said site plan a copy bearing thereon the approval of the Board of Selectmen shall be filed in the office of the Town Clerk, and the plan as approved shall be carried into effect and completed by the applicant for such site plan approval or his assigns within 1 year of date of approval. The Board of Selectmen may at the time of approval of such site plan, or thereafter, upon an application therefor, grant such extension of the time as it shall deem necessary to carry any site plan into effect, and the Board of Selectmen shall certify to the Town Clerk that it has granted an extension of time and the date on which it shall expire.

In an effort to maintain the New England town appearance in Medway, it is requested that all structures built in Commercial Districts

be of colonial design and that sketches of said structures be submitted for architectural review by authorities appointed by the Board of Selectmen.

D. NON-CONFORMING USES

1. Continuation and Restoration. --Any lawful building or structure or use of a building, structure or premises existing at the time this By-Law is adopted, even if not in conformity with its provisions may be continued, rebuilt if damaged or destroyed and, if authorized by the Board of Appeals, may be enlarged or changed to a specific new use.

2. Abandonment. --All non-conforming horticultural, and floricultural uses which have been abandoned or discontinued for more than 5 years shall not be reestablished. All other non-conforming uses except agricultural which have been abandoned or discontinued for more than 2 years shall not be reestablished. In either case, any future use shall be in conformity with this By-Law.

3. Changes. -- Once changed to a conforming use, no structure or land shall be permitted to revert to a non-conforming use without obtaining a variance from the Zoning Board of Appeals.

4. Alteration. --A nonconforming building or structure may be structurally altered, enlarged or reconstructed provided that such alteration, enlargement or reconstruction is in accordance with the applicable intensity regulations or other dimensional requirements of this By-Law and does not increase the extent of nonconformity and provided further that the Board of Appeals determines by the grant of a special permit that such alteration is not substantially more detrimental to the neighborhood than the existing nonconforming use except where alteration to a non-conforming single or two-family dwelling does not increase the nonconforming nature of the dwelling.

E. AGRICULTURAL AND RESIDENTIAL DISTRICT I

1. Buildings, structures, and premises may be used for lawful residential, municipal, religious, educational, or nonprofit recreational purposes, for any agricultural use, except piggeries and fur farms, and for uses customarily accessory thereto, and for the following commercial purposes but no others:

(a) The display and sale at a roadside stand or otherwise of natural products, the major portion of which are raised on the premises of the owner.

(b) The office of a doctor or dentist or other member of a recognized profession residing on the premises, providing there is no display or advertising except for permitted signs.

(c) The display of not more than two signs pertaining to a permitted use, with a total area of not more than 12 sq. ft.

(d) Any of the following uses, provided it is not injurious, noxious, or offensive and only if authorized by the Board of Appeals

subject to ap
protect the T

2. (in this district

3. A on the Zoning E on a lot having or streets, and single-family d and area where and did not adj connection with

4. A 35 ft., and sha from the rear l upon appeal or 1 lots vary from 1

5. N the remaining la land containing By-Law, which ca may, under a spe manner complying

F. AGRICULTURAL

1. Bu residential, mun

2/16/90

12:00 pm

I, Susan Pilkington, would
like to request the minutes
a copy of

of the Selectmen's Meeting of
Feb. 15th, 1990.

Thank-you,

Susan Pilkington

#5211

given approved
2/22/90

BID TABULATION

PROJECT Medway Police Headquarters

GENERAL BIDS

Page 1 of 3 Pages

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ITEM NO.	ALTERNATE NO.			REMARKS
Castagna Construction, Inc. 65 Parker St., Seaport Industrial Park Newburyport, Ma. 01950 508-465-2800	\$ 5%	\$ 1,190,000	1	1	2	3	
	X		579,292	-8,200	-9,000	-51,000	
	CK BB		2 610,708	-2,000	-10,000	-22,500	
John T. Callahan & Sons, Inc. 59 Pleasant St. Randolph, Ma. 02368 617-961-3939	\$ 5%	\$ 1,225,000	1	1	2	3	
	X		562,378	-5,000	-6,000	-50,000	
	CK BB		2 662,622	-1,325	-9,185	-18,000	
Wellesley Corp. 318 Weston Rd. Wellesley, Ma. 02181 617-235-5940	\$ 5%	\$ 1,242,000	1	1	2	3	
	X		608,462	-2,460	-5,533	-45,989	
	CK BB		2 633,538	-1,325	-10,000	-20,727	
The Middlesex Corp. 17 Progress Ave. Chelmsford, Ma. 01824 508-256-6534	\$ 5%	\$ 1,244,357	1	1	2	3	
	X		610,819	-7,000	-4,500	-58,000	
	CK BB		2 633,538	-1,200	-9,000	-15,000	
P & H General Contractors, Inc. 57 Garden St. Everett, Ma. 02149 617-389-6900	\$ 5%	\$ 1,263,692	1	1	2	3	
	X		674,350	-7,500	-8,600	-47,000	
	CK BB		2 589,342	-1,325	-10,000	-24,000	
Bay State Contracting Co., Inc. 261 Washington St., Box 345 No. Pembroke, Ma. 02358 617-826-6334	\$ 5%	\$ 1,283,120	1	1	2	3	
	X		649,582	-8,000	-5,800	-28,000	
	CK BB		2 633,538	-1,325	-10,000	-11,000	
Barr, Inc. 353 Pomfret St., Box 390 Putnam, Conn. 06260 203-928-1925	\$ 5%	\$ 1,287,000	1	1	2	3	
	X		653,462	-8,000	-7,850	-47,000	
	CK BB		2 633,538	-1,325	-10,000	-17,875	
Sciaba Construction Corp. Box 191 Readville, Ma. 02137 617-364-6150	\$ 5%	\$ 1,292,200	1	1	2	3	
	X		658,662	-6,000	-8,000	-40,000	
	CK BB		2 633,538	-1,000	-8,000	-14,000	
J. K. Scanlan Co., Inc. 700 West Center St., Suite 11 West Bridgewater, Ma. 02379 508-588-0134	\$ 5%	\$ 1,292,539	1	1	2	3	
	X		659,231	-8,168	-7,350	-57,780	
	CK BB		2 633,308	-1,325	-10,000	-5,651	

BID TABULATION

PROJECT Medway Police Headquarters

GENERAL

Page 2 of 3 Pages

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ITEM NO.	ALTERNATE			NO.	REMARKS
Double D Construction Co., Inc. 175 State Rd. East Westminster, Ma. 01473	\$ 5%	\$ 1,319,500	1	1	-2,325	2	3	
	CK		2	4	-1,325	5	6	
	BB							
Wrencon Corp. Unit C-1 Stonegate, 2527 Cranberry Wareham, Ma. 02571 Hwy.	\$ 5%	\$ 1,322,000	1	1	-8,285	2	3	
	CK		2	4	-1,325	5	6	
	BB							
Granger Corp. Box 923 Worcester, Ma. 016 508-753-3472	\$ 5%	\$ 1,323,520	1	1	-7,500	2	3	
	CK		2	4	-1,325	5	6	
	BB							
Seaman Bratko Corp. 9 Whitney St. Holliston, Ma. 01746 508-429-8851	\$ 5%	\$ 1,339,856	1	1	-8,100	2	3	
	CK		2	4	-1,325	5	6	
	BB							
Classic Construction Corp. 7 Usher Rd., Box 395 North Grafton, Ma. 01536 508-839-5911	\$ 5%	\$ 1,357,700	1	1	-9,000	2	3	
	CK		2	4	-1,325	5	6	
	BB							
Francis Harvey & Sons, Inc. Box 40 West Side Station Worcester, Ma. 01602 508-752-2876	\$ 5%	\$ 1,359,990	1	1	-7,532	2	3	
	CK		2	4	-1,325	5	6	
	BB							
Mello Construction, Inc. 274 Broadway, Box 789 Taunton, Ma. 02780 508-824-7720	\$ 5%	\$ 1,394,000	1	1	-7,800	2	3	
	CK		2	4	-1,325	5	6	
	BB							
L. D. Russo, Inc. 60 Willows Rd. Ayer, Ma. 01432 508-772-9795	\$ 5%	\$ 1,394,800	1	1	-8,168	2	3	
	CK		2	4	-650	5	6	
	BB							
Hoel Construction Co., Inc. Box 122 West Millbury, Ma. 01586 508-865-3252	\$ 5%	\$ 1,400,000	1	1	-7,500	2	3	
	CK		2	4	-1,325	5	6	
	BB							

HUGHES AND MAC CARTHY

ARCHITECTS AND ENGINEERS

NATICK, MASSACHUSETTS

BID TABULATION

PROJECT Medway Police Headquarters

GENERAL

Page 3 of 3 Pages

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ITEM NO.	ALTERNATE			NO.	REMARKS
A. P. Whitaker & Sons, Inc. 652 W. Center St. West Bridgewater, Ma. 02379 508-584-6611	\$ 5%	\$ 1,408,000	1	1	-10,000	2	3	
	X		2	4	-1,200	5	6	
	CK BB		633,538			-10,000	-5,000	
Moscone, Inc. 1150 Hancock St. Quincy, Ma. 02169 617-773-5202	\$ 5%	\$ 1,416,000	1	1	-7,000	2	3	
	X		782,462	4	-1,325	5	6	
	CK BB		633,538			-10,000	-10,000	
BW Construction Co., Inc. Laurel Lane Spencer, Ma. 01562 508-885-6560	\$ 5%	\$ 1,436,800	1	1	-8,816	2	3	
	X		803,262	4	-1,325	5	6	
	CK BB		633,538			-10,000	-2,332	
Antonelli Construction, Inc. 21 Adams St. Worcester, Ma. 01613-0563	\$ 5%	\$ 1,440,350	1	1	-9,545	2	3	
	X		806,812	4	-1,325	5	6	
	CK BB		633,538			-10,000	-13,319	
Zambernardi Construction Co., Inc. 565 Turnpike St., Suite 66 No. Andover, Ma. 01845 508-685-6366	\$ 5%	\$ 1,444,000	1	1	-8,568	2	3	
	X		809,000	4	-1,325	5	6	
	CK BB		635,000			-10,000	-20,591	
Con-Rel, Inc. 8 Larchmont Ln. Lexington, Ma. 02173 617-862-0012	\$ 5%	\$ 1,455,658	1	1	-10,902	2	3	
	X		821,000	4	-1,325	5	6	
	CK BB		634,658			-10,000	-1,100	
Fellsway, Inc. 33 Ship Ave. Medford, Ma. 02155 617-395-5400	\$ 5%	\$ 1,469,700	1	1	-8,000	2	3	
	X		813,358	4	-1,300	5	6	
	CK BB		656,342			-10,000	-15,000	
Emerald Construction, Inc. 637 East St., Box 15 Carlisle, Ma. 01741 508-369-4293	\$ 5%	\$ 1,478,820	1	1	-7,484	2	3	
	X		845,282	4	-1,325	5	6	
	CK BB		633,538			-10,000	-13,000	
Westbrook Construction Corp. 3 Thirteenth St. Charlestown, Ma. 02129 617-242-7842	\$ 5%	\$ 1,479,000	1	1	-7,000	2	3	
	X		845,462	4	-1,325	5	6	
	CK BB		633,538			-10,000	-7,700	

HUGHES AND MAC CARTHY . ARCHITECTS AND ENGINEERS . NATICK, MASSACHUSETTS



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

FEBRUARY 8, 1990

6:30 p.m.	Open Sub-bids for new Police Station
7:30	C.I.P.C. Budget
7:40	Board of Registrars Budget
7:50	Historical Commission Budget
8:00	Selectmen's, etc. Budgets
8:10	Wayne Vinton, Fire Chief
8:15	<i>Mrs. Burke, re: Old Cobbler Shop on Broad St.</i> Administrative Assistant's Report

Present: Harry Sabin, John Dronzek and Administrative Assistant Ruth Allen.
Edward Borek arrived at 6:40 p.m.

6:30 p.m. The Board opened the sub-bids for the Police Station. The Board voted unanimously to take these bids under advisement. Mr. Borek moved to permit the Architect to approve withdrawal of bids due to mathematical errors and/or to reject bids that do not conform to the bidding requirements. This was voted unanimous.

The Board met with Corinne O'Callaghan-Fallon, Town Clerk to review the Board of Registrars budget for FY'91. Mrs. O'Callaghan-Fallon asked the Selectmen to sign the bond for name change only for the Town Clerk's position. Mr. Sabin said it appeared salaries were down and expenses up. Mrs. O'Callaghan-Fallon did some research on the cost of publishing the street listings, to keep the cost to \$4.00 for residents, and \$5.00 for non-residents. She wants to order a maximum of 300 books instead of 500 books at \$3.29 each.

She also researched the cost of the different census sheets. Last year 3900 census forms were ordered. She stated the cost would be \$1100 if we ordered the forms we are presently using, having a minimum of 3500-4000 forms on hand. We may want to consider going with another publisher at an additional present cost of \$156 as it could be computerized. Mr. Borek wanted to make sure we utilize what forms we have remaining. He also suggested Mrs. O'Callaghan-Fallon work with the computer committee to see if new forms could be used in the future in the system. He also recommended the Finance Committee be aware of the extra increase if new forms are used. Mr. Dronzek made a motion that salaries of \$1800, and expenses of \$3303 be accepted. Mr. Borek seconded, all in favor, aye.

The Board then discussed the Town Clerk's budget with Mrs. O'Callaghan-Fallon. Mr. Borek stated the \$52,749 included a 4% salary increase, and that he would be against it. Mr. Dronzek moved the figure would be approved, only if state funds were available. Mr. Borek agreed to this. Mr. Dronzek also moved salaries of \$52,749 and expenses of ~~\$17,770~~ ^{1,770.} be approved. Mr. Borek seconded, all in favor, aye.

The Board then discussed the Elections budget with Mrs. O'Callaghan-Fallon. She stated that next year there would be 3 elections, so the cost is up; therefore, she used the figures from 1986 to figure this year's budget. Mr. Dronzek questioned #102 about the number of police officers at a polling station, which would mean we need three. Mr. Borek suggested Mrs. O'Callaghan-Fallon contact our representatives to urge them to pass the bill which would enable us to use 1 policeman, 1 constable and 1 election worker, instead of 3 policemen. Mr. Borek made a motion then that the Board write a letter to Representatives and Senators encouraging passage of a bill on M.G.L., Chapter 54, Section 66. Mr. Dronzek seconded, all in favor, aye. Mr. Dronzek then made a motion that salaries be approved for \$7,224 unless the bill gets passed, and then the amount would be \$5,849; as well as expenses for \$3,460. Mr. Borek seconded, all in favor, aye. Mrs. O'Callaghan-Fallon then stated the Town received \$600 back, not to compensate for the high budget put in, however.

8:20 As no representative from the C.I.P.C. was present to discuss the budget, Mary Ellen Lavenberg then met with the Board to discuss the Historical Commission budget.

Mrs. Lavenberg stated she was only asking for \$3 more than last year's budget. She also stated she hoped that they would be able to get a grant from the State Historical Commission for matching funds against the approximate 700 hours the 6 volunteers put in at minimum wage. This could amount to approximately \$3500, and they would still definitely need \$325. Mr. Borek felt that the \$25 set aside for postage might be inadequate. Mrs. Lavenberg stated she was trying to utilize other people and sources, including high school students, so she was trying to keep the figure low. Mr. Borek asked that \$9 more be included in the postage account. Mr. Dronzek moved that \$334 be approved, Mr. Borek seconded, all in favor, aye.

8:28 The Board met with Fire Chief, Wayne Vinton regarding staffing and organization. He stated there were 20 people at each station, including the captain. The by-law states that there must be a minimum of 20 at each station. Mr. Borek clarified with Chief Vinton that there are a total of 44 people, which is 20 people at each of the two stations and an additional 4 assistant chiefs. The increase in staffing does not increase the budget as the money has already been appropriated, but he is just filling the positions to bring the department up to full staffing. They all had a copy of the rules which were approved in 1978. Chief Vinton was coming to the Board just to get the approval of the Selectmen to go to full staffing. Mr. Dronzek clarified that if someone was a firefighter, and then appointed an assistant chief, then the amount would be pro-rated for salary, and not an increase in budget. Chief Vinton agreed with this. Last year there were two assistant chiefs, the year before three, and the year before that four. Mr. Dronzek questioned the criteria of promoting a firefighter, i.e. experience, performance. Chief Vinton stated seniority is not a factor. Mr. Borek made the motion Chief Vinton fill the positions, but just to let the Selectmen know who they are. Mr. Dronzek seconded, all in favor, aye.

8:40 Mrs. Burke, citizen, then spoke to the Board, in reference to some construction at 25 Broad St. She believes Mr. Pilkington took out a vague building permit. The old cobbler shop was taken down, a new foundation put up, and a two story building built there. She believed once the building was taken down, he should have gotten a variance with a 35' set back. He also, she claimed, took out a permit for 21 Broad St. and reconstructed that building. She believes he will be renting the space out at 25 Broad St. If this is a commercial district, what is going on? She had spoken to Mr. Borek, and he suggested she come before the Board and tell them what she was aware of. The Board agreed Joe Leone should be contacted to inspect the situation to make sure we know what the site plan is and that all rules and regulations have been followed. If there are any violations, he is instructed to place a cease and desist order on the property. The Board also is instructing Mr. Leone to inspect 21 Broad St.

We were advised that Mr. Maciolek may be counsel to Mr. Pilkington, so it was suggested that Assistant Counsel, Greg Barnes be contacted after Mr. Leone made his inspection if there were any violations. Mr. Borek made the motion Joe Leone inspect both addresses, Mr. Dronzek seconded, all in favor, aye.

The Board requested the Administrative Assistant get in touch with Joe Leone for a written report on the plans he received from Mr. Pilkington as to what he would be doing to the building at 25 Broad St. The Board requested a cease and desist be put on any more work at 25 Broad St. Mr. Pilkington needs to come before the Board for a site plan review because this is in a commercial district.

8:50 Mary Shea was not present to discuss her budget, but it was presented in her absence. Originally, her budget for salaries was \$69,327. It was presented amended to \$65,937, as it did not include the original 3.7 rate increase. Mr. Borek made the motion to approve the \$65,937, Mr. Dronzek seconded, all in favor, aye.

8:55 Administrative Assistant's Report:

- Mrs. Allen presented the Board with the Selectmen's budget. The figure included a 4% increase in salaries. Mr. Dronzek made a motion to approve line #2 for \$58,269 and line #3 for \$8,447 as long as there is state funds available. Mr. Borek seconded, all in favor, aye.
- Discussed Town Hall budget for FY'91. Mr. Borek felt that there should have been more monies put aside for repairs, and requested a copy of the insurance company's report of the building made in December.
- Mr. Dronzek made a motion line #6 for \$14,359 and line #7 for \$16,679 be approved, provided state funds were available. Mr. Borek seconded, all in favor, aye. Mr. Sabin requested a copy of his annual town report be given to Mr. Borek and Mr. Dronzek. At this time, Mr. Borek instructed Mrs. Allen that if at any time she felt any room in the building was unsafe, then she had the authority to close that room off, declare it unsafe, as long as the Selectmen were notified of the situation.
- The Board discussed the Consultant's budget. Mr. Dronzek made a motion to approve line #5 for \$1,500, Mr. Borek seconded, all in favor, aye. Mr. Dronzek also made a motion line #4 be approved for \$2,000, Mr. Borek seconded, all in favor, aye for the annual town report budget.
- The Board discussed the Insurance budget. Mr. Borek questioned the insurance costs for the future fire and police departments.

Mrs. Allen stated that we are self-insured, and that \$5,000 is usually put aside each year for uninsured. She also believes the Fincom is aware of the extra cost. Mr. Borek made a motion that the \$210,000 be approved, Mr. Dronzek seconded, all in favor, aye.

- The line item for street lighting expenses was looked at. Mr. Borek questioned if there was a listing of all street lights available, and asked that a copy be obtained for him. He also stated that the light outside the police station was on all day, and that possibly Bob Good should check into this. Mr. Borek made a motion that \$90,000 be approved, Mr. Dronzek seconded, all in favor, aye.
- Mrs. Allen presented the Board with a Common Victualler's Permit from the Medway House of Pizza. Since it has changed ownership, the Board must approve a new permit. Mr. Dronzek made a motion the Board approve the permit subject to the approval of the Board of Health, Mr. Borek seconded, all in favor, aye.
- The Board looked at the Animal Control's budget of \$7900 for salaries and \$5800 for expenses. Fincom wants a copy of it. \$5800 includes \$1030 for gas and oil and \$4770 for miscellaneous.
- Joe Leone has expressed an interest in being the Board's representative for the Municipal Building Utilization Committee. As no others have applied, the Board appointed him to the committee unanimously. (Mr. Dronzek made the motion, Mr. Borek seconded, all in favor, aye.)
- Allan Osborne was present, and he notified the Board that Harold Bemis has requested to be on the Council on Aging. The Board approved unanimously.
- Conversation again arose about Mr. Pilkington's property. It is believed there is a letter from Mr. Dzicek, Chairman of the Zoning Board of Appeals, stating that Counsel approved more than one business at that address. The Selectmen stated they were unaware of this, and that it was supposed to be owner-occupied, according to the ZBA. Again, it was stated Joe Leone is being directed: no final permits on this property unless the Selectmen approve. It was also suggested Mr. Leone be more specific on the description of replacements on the building permits. Mr. Sabin suggested Mr. Leone be placed on a future agenda to discuss permits in more detail.
- The Board received a letter from Elizabeth Henderson, Chairman of the Permanent Fire Building Committee, notifying the Board that Mr. John Clark has expressed an interest in being on that committee. Mr. Dronzek made the motion he be appointed as an alternate. Mr. Borek seconded, all in favor, aye.
- Mrs. Allen was in receipt of a letter concerning a 550 million dollar cut in local aid, chapter 70. Did the Board approve of this going on the ballot? Mr. Borek stated he was not in favor

of impounding; if gasoline taxes have to be raised, he feels the Board should be able to tell them where it should go. Mr. Sabin suggested that a letter be written to the State Representatives saying they want the Route 109 Corridor Improvement Project to be interconnecting as it was originally going to be (from the gas tax). Mr. Dronzek made a motion that items 1 and 2 be on the town ballot if they weren't already put on.

- The Board read the letter from Norfolk County Selectmen's Association. No one from the Board can go.
- Mr. Sabin was in receipt of a letter of complaint from someone who feels a hair dressing business was being operated out of a policeman's home. Mr. Borek moved the letter be filed until more information is received, as the Board of Health and ZBA should be involved too. Mr. Dronzek seconded, all in favor, aye.
- For informational purposes only: On the uniform procurement act: our by-laws say the amount is \$4000. The inspector general raised it to \$10,000.
- Mrs. Allen stated the wiring for cable has been installed at the Town Hall.
- Mrs. Allen informed the Board that everyone has moved out of Gamewell, and the building is for sale.
- Mrs. Allen stated we have received a response from the Police Association. Hold off until after budgets are done to respond.
- The minutes of the Selectmen's meeting of January 29, 1990 were approved. Mr. Dronzek made the motion, seconded by Mr. Borek, all in favor, aye.
- Mr. Borek presented the Board with a letter from Digital concerning a conference on February 27. He stated he would like to go and possibly someone from the computer committee would like to go as well. Copies were made so Mrs. Allen could see if anyone else was interested in attending.

The meeting was adjourned at 10:00 p.m.

RESPECTFULLY SUBMITTED,



Mary Jean Fredette, Secretary

MJF

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 4A Page 1 of 3
Masonry

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			REMARKS
			1 NC	2 NC	3 NC	
John F. Kelley Co., Inc. 23 Colonial Rd. Hingham, Ma. 02043 617-749-2916	\$ 5%	\$ 192,196				
	CK X BB		4 NC	5 NC	6 NC	
LLA, Inc. 645 Morrissey Blvd. Dorchester, Ma. 02122	\$ 5%	\$ 200,000	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Commercial Masonry Corp. Box 308 White Horse Beach, Ma. 02381 508-224-4205	\$ 5%	\$ 211,200	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Empire Masonry Corp. 745 High St. Westwood, Ma. 02090 617-326-6014	\$ 5%	\$ 213,000	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Prunier Bros. Cont. Co., Inc. 36 Ashwood St. Worcester, Ma. 01604	\$ 11,400	\$ 226,736	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Bertone & Sons, Inc. 77 Elm St. Braintree, Ma. 02184 617-843-4030	\$ 5%	\$ 234,000	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Stronghold Masonry, Inc. 287 Concord Rd. Wayland, Ma. 01778 508-358-4371	\$ 5%	\$ 246,340	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Keystone Mason Contractors, Inc. 8 Meadow Rd. West Medway, Ma. 02053 508-533-7272	\$ 12,716.70	\$ 254,334	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Fred Salvucci Corp. 24 Bancroft St. Waltham, Ma. 02154 617-894-2197	\$ 5%	\$ 265,725	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	

HUGHES AND MAC CARTHY . ARCHITECTS AND ENGINEERS . NATICK, MASSACHUSETTS

BID TABULATION

PROJECT Police Headquarters
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SECTION 4A Page 2 of 3
Masonry

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE	NO.	REMARKS
G.N. Prunier & Sons, Inc. 85 Millbury St. Grafton, Ma. 01519-1019 508-839-4408	\$5%	\$270,200	1 NC	3 NC	
	CK X BB		4 NC	6 NC	
McKeown Masonry, Inc. 47 Pinewood Dr. Framingham, Ma. 01701	\$22,500	\$272,000	1 NC	3 NC	RESTRICTED FROM: Westcott Construction
	CK X BB		4 NC	6 NC	
Fairway Construction, Inc. 12 Linda St., Box 1656 Fitchburg, Ma. 01420 508-342-7946	\$5%	\$294,800	1 NC	3 NC	
	CK X BB		4 NC	6 NC	
Double D Construction Co., Inc. 175 State Road East, P.O.Box 440 Westminster, Ma. 01473	\$5%	\$119,200	1 NC	3 NC	RESTRICTED TO: Double D Construction Co., Inc.
	CK X BB		4 NC	6 NC	
Logan Plastering & Construction, Inc. Box 28, 880 Boston Rd. BillERICA, Ma. 01866 617-663-2788	\$5%	\$135,000	1 NC	3 NC	RESTRICTED TO: Logan Plastering & Construction, Inc.
	CK X BB		4 NC	6 NC	
P & H General Contractors, Inc. 57 Garden St. Everett, Ma. 02149 617-389-6900	\$5%	\$148,000	1 NC	3 NC	RESTRICTED TO: P & H General Contractors, Inc.
	CK X BB		4 NC	6 NC	
Castagna Construction Corp. 65 Parker St. Seaport Industrial Park Newburyport, Ma. 01950	\$5%	\$155,900	1 NC	3 NC	RESTRICTED TO: Castagna Construction Corporation
	CK X BB		4 NC	6 NC	
L. D. Russo, Inc. 60 Willows Rd., P.O.Box D Ayer, Ma. 01432 508-772-9795	\$5%	\$185,000	1 NC	3 NC	RESTRICTED TO: L. D. Russo, Inc.
	CK X BB		4 NC	6 NC	
K & W Construction Co. 850 Bedford St. Bridgewater, Ma. 02324	\$10,250	\$205,000	1 NC	3 NC	RESTRICTED TO: J. K. Scanlan
	CK X BB		4 NC	6 NC	

HUGHES AND MAC CARTHY · ARCHITECTS AND ENGINEERS · NATICK, MASSACHUSETTS

BID TABULATION

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SECTION 4A Page 3 of 3
Masonry

NAME, ADDRESS & TELEPHONE	B. SEC.		BASE BID	ALTERNATE			REMARKS
				1 NC	2 NC	NO.	
Seaman Bratko Corp. 9 Whitney St. Holliston, Ma. 01746 508-429-8851	\$5%		\$209,000	1 NC	2 NC	3 NC	RESTRICTED TO: Seaman Bratko Corp.
	CK	X BB		4 NC	5 NC	6 NC	
Fellsway, Incorporated 33 Ship Ave. Medford, Ma. 02155	\$5%		\$215,000	1 NC	2 NC	3 NC	RESTRICTED TO: Fellsway, Incorporated
	CK	X BB		4 NC	5 NC	6 NC	
Bay State Contracting Co., Inc. 261 Washington St., Box 345 No. Pembroke, Ma. 02358 617-826-6334	\$5%		\$222,000	1 NC	2 NC	3 NC	RESTRICTED TO: Bay State Contracting Co.
	CK	X BB		4 NC	5 NC	6 NC	
Francis Harvey & Sons, Inc. Box 40 West Side Station 141 Dewey St. Worcester, Ma. 01602	\$5%		\$267,000	1 NC	2 NC	3 NC	RESTRICTED TO: Francis Harvey & Sons, Inc.
	CK	X BB		4 NC	5 NC	6 NC	
	\$		\$	1	2	3	
	CK	BB		4	5	6	
	\$		\$	1	2	3	
	CK	BB		4	5	6	
	\$		\$	1	2	3	
	CK	BB		4	5	6	
	\$		\$	1	2	3	
	CK	BB		4	5	6	
	\$		\$	1	2	3	
	CK	BB		4	5	6	
	\$		\$	1	2	3	
	CK	BB		4	5	6	

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 5A Page 1 of 2
Miscellaneous Metal Work

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			NO.	REMARKS
			1 NC	2 NC	3 NC		
Bay State Iron Works, Inc. 93 Maplewood St., Box 247 Malden, Ma. 02148	\$ 1,264.60	\$ 25,292			3 NC		
	X CK BB		4 NC	5 NC	6 NC		
Superior Rail & Iron Works, Inc. 350 West St., Box 546 East Bridgewater, Ma. 02333 508-378-4025	\$ 5%	\$ 29,979	1 NC	2 NC	3 NC		
	X CK BB		4 NC	5 NC	6 NC		
Theodore W. Maxant, Inc. 196 Ayer Road Harvard, Ma. 01451 508-456-3003	\$ 1,642.50	\$ 32,850	1 NC	2 NC	3 NC		
	X CK BB		4 NC	5 NC	6 NC		
DeAngelis Iron Works, Inc. Box 251 So. Easton, Ma. 02375 508-238-4310	\$ 5%	\$ 33,800	1 NC	2 NC	3 NC		
	X CK BB		4 NC	5 NC	6 NC		
Ryan Iron Works, Inc. 1830 Broadway Raynham, Ma. 02767 508-822-8001	\$ 5%	\$ 36,471	1 NC	2 NC	3 NC		
	X CK BB		4 NC	5 NC	6 NC		
EDP Technologies, Inc. 369 Winter St. Hanover, Ma. 02339 617-826-5186	\$ 5%	\$ 41,506	1 NC	2 NC	3 NC..		
	X CK BB		4 NC	5 NC	6 NC		
Mill City Iron Works 479 Textile Ave. Dracut, Ma. 01826 508-957-6637	\$ 2,200	\$ 43,030	1 NC	2 NC	3 NC		
	X CK BB		4 NC	5 NC	6 NC		
North Shore Steel Co., Inc. 16 Oakville St., Box 330 Lynn, Ma. 01905	\$ 5%	\$ 44,800	1 NC	2 NC	3 NC		
	X CK BB		4 NC	5 NC	6 NC		
Security Products Sales P. O. Box 203 North Easton, Ma. 02356	\$ 5%	\$ 44,900	1 NC	2 NC	3 NC		
	X CK BB		4 NC	5 NC	6 NC		

HUGHES AND MAC CARTHY . ARCHITECTS AND ENGINEERS . NATICK, MASSACHUSETTS

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 5A Page 2 of 2
Miscellaneous Metal Work

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			REMARKS
			1 NC	2 NC	3 NC	
Dublin Steel Corp. Second St., Palmer Ind. Park Palmer, Ma. 01069 413-289-1218	\$5%	\$46,200			3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Auciello Iron Works, Inc. 560 Main St. Hudson, Ma. 01749 508-568-8382	\$5%	\$53,561	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Seaman Bratko Corporation 9 Whitney St. Holliston, Ma. 01746	\$5%	\$36,000	1 NC	2 NC	3 NC	RESTRICTED TO: Seaman Bratko Corporation
	CK X BB		4 NC	5 NC	6 NC	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	

BID TABULATION

PROJECT Police Headquarters
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SECTION 7C
Metal Roofing

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE		NO.	REMARKS
			1	2		
A. J. DesJardins Roofing Co., Inc. 133 Epping Rd., R4 Exeter, N. H. 03833 603-772-5172	\$ 5%	\$ **			3	** Bid withdrawn
	X					
	CK BB				6	
D & S Roofing & Sheet Metal Corp. P.O.Box 88, Webster Square Station Worcester, Ma. 01603-0088 508-752-9100	\$ 5%	\$ 68,780	INC	2 NC	3 -68,780	
	X					
	CK BB				6 NC	
Titan Roofing, Inc. 70 Orange St. Chicopee, Ma. 01013 413-536-1624	\$ 5%	\$ 69,900	INC	2 NC	3 -69,900	
	X					
	CK BB				6 NC	
Gilbert & Becker Co., Inc. 16 Clapp St. Boston, Ma. 02125 617-265-4342	\$ 5%	\$ 74,500	INC	2 NC	3 -74,500	
	X					
	CK BB				6 NC	
Stanley Roofing Co., Inc. 37 Magnolia Ave. Magnolia, Ma. 01930 508-525-3454	\$ 5%	\$ 79,800	INC	2 NC	3 -42,000	
	X					
	CK BB				6 NC	
John F. Shea Co., Inc. 41 Hollingsworth St. Mattapan, Ma. 02126	\$ 5%	\$ 81,691	INC	2 NC	3 -81,691	RESTRICTED FROM: Casby Bros. Morello Bros. J.P. Construction
	X					
	CK BB				6 NC	
SRC Roofing 356 West Second St. P. O. Box 111 South Boston, Ma.	\$ 5%	\$ 89,000	INC	2 NC	3 -88,500	
	X					
	CK BB				6 NC	
Bay State Contracting Co., Inc. P.O.Box 345, 261 Washington St. No. Pembroke, Ma. 02358	\$ 5%	\$ 120,000	INC	2 NC	3 -120,000	RESTRICTED TO: Bay State Contracting Co., Inc.
	X					
	CK BB				6 NC	
	\$		1	2	3	
	X					
	CK BB		4	5	6	

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BID TABULATION

PROJECT Police Headquarters
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SECTION 9B
Ceramic Tile

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			REMARKS
Central Carpet 3112 Cranberry Highway, R.F.D. No. 3 Buzzards Bay, Ma. 02532	\$ 459	\$ 9,180	1 NC	2 NC	3 NC	
	X CK BB		4 NC	5 NC	6 NC	
M. Frank Higgins Co., Inc. 130 North Beacon St. Brighton, Ma. 02135	\$ 5%	\$ 9,678	1 NC	2 NC	3 NC	
	X CK BB		4 NC	5 NC	6 NC	
Ferriero Tile Co. 66 Central St. Milford, Ma. 01757 508-478-6911	\$ 5%	\$ 10,590	1 NC	2 NC	3 NC	
	X CK BB		4 NC	5 NC	6 NC	
Uni-Con Floors, Inc. 2137A So. Main St. Fall River, Ma. 02724	\$ 5%	\$ 13,189	1 NC	2 NC	3 NC	
	X CK BB		4 NC	5 NC	6 NC	
Bonomo Tile, Inc. 548 LaGrange St. West Roxbury, Ma. 02132 617-469-2899	\$ 700	\$ 14,000	1 NC	2 NC	3 NC	
	X CK BB		4 NC	5 NC	6 NC	
Kesseli & Morse Co. 242 Canterbury St. Worcester, Ma. 01603	\$ 5%	\$ 14,575	1 NC	2 NC	3 NC	
	X CK BB		4 NC	5 NC	6 NC	
Zani Tile Co., Inc. 199 Dexter Ave., P.O.Box 237 Watertown, Ma. 02272-0237	\$ 5%	\$ 15,057	1 NC	2 NC	3 NC	
	X CK BB		4 NC	5 NC	6 NC	
E. L. Browne Co., Inc. 179 Olde Canal Dr. Lowell, Ma. 01851	\$ 5%	\$ 36,300	1 NC	2 NC	3 NC	
	X CK BB		4 NC	5 NC	6 NC	
Balaschi Tile Co. 18 Pleasant St. Middleboro, Ma. 02346	\$ 447.50	\$ 8,950	1 NC	2 NC	3 NC	RESTRICTED TO: J. K. Scanlan Co., Inc.
	X CK BB		4 NC	5 NC	6 NC	

HUGHES AND MAC CARTHY . ARCHITECTS AND ENGINEERS . NATICK, MASSACHUSETTS

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 9E Page 1 of 2
Painting

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			NO.	REMARKS
G. L. Painting, Inc. 55 Hemlock Dr. Fitchburg, Ma. 01420 508-345-2786	\$ 5%	\$ 25,152	INC	2 NC		3 NC	
	CK X BB		4-1,325	5 NC		6 NC	
Grepo Painting 60 Palmer St. Arlington, Ma. 02174 617-646-8471	\$ 1,439	\$ 28,780	1 NC	2 NC		3 NC	
	CK X BB		4 NC	5 NC		6 NC	
James J. Wilnot Co., Inc. 147 Everett St., P.O. Box D Middleboro, Ma. 02346 508-947-1230	\$ 5%	\$ 34,443	INC	2 NC		3 NC	
	CK X BB		4-1,200	5 NC		6 NC	
Bello Painting Co., Inc. P.O. Box 316 Milton, Ma. 02186 617-287-1338	\$ 5%	\$ 34,947	INC	2 NC		3 NC	
	CK X BB		4-1,548	5 NC		6 NC	
David F. Egan & Co., Inc. 5 Meadowbrook Rd. Northboro, Ma. 01532 508-393-2931	\$ 5%	\$ 35,200	INC	2 NC		3 NC	
	CK X BB		4-2,800	5 NC		6 NC	
H. M. Horton Co. 28 Gould St. Walpole, Ma. 02081 508-668-9027	\$ 5%	\$ 37,440	INC	2 NC		3 NC	RESTRICTED FROM: Sciaba
	CK X BB		4-4,400	5 NC		6 NC	
Koczera Painting Co., Inc. 23 Club Ave. Acushnet, Ma. 02743 508-763-5073	\$ 5%	\$ 37,748	INC	2 NC		3 NC	RESTRICTED FROM: Eastern Contractors of Framingham
	CK X BB		4-900	5 NC		6 NC	
L. D. Russo, Inc. P.O. Box D - 60 Willows Rd. Ayer, Ma. 01432	\$ 5%	\$ 21,100	INC	2 NC		3 NC	RESTRICTED TO: L. D. Russo, Inc.
	CK X BB		4 -650	5 NC		6 NC	
Castagna Construction Corp. 65 Parker St. Seaport Industrial Park Newburyport, Ma. 01950	\$ 5%	\$ 37,000	INC	2 NC		3 NC	RESTRICTED TO: Castagna Construction Corp.
	CK X BB		4-2,000	5 NC		6 NC	

HUGHES AND MAC CARTHY . ARCHITECTS AND ENGINEERS . NATICK, MASSACHUSETTS

BID TABULATION

PROJECT Police Headquarters
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SECTION 9E Painting
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NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			NO.	REMARKS
Seaman Bratko Corporation 9 Whitney St. Holliston, Ma. 01746	\$ 5%	\$ 40,670	1 NC	2 NC	3 NC	3 NC	RESTRICTED TO: Seaman Bratko Corp.
	CK BB		4 -1,200	5 NC	6 NC		
	X BB						
Bay State Contracting Co., Inc. 261 Washington St., P.O.Box 345 No. Pembroke, Ma. 02358	\$ 5%	\$ 46,000	1 NC	2 NC	3 NC	3 NC	RESTRICTED TO: Bay State Contracting Co., Inc.
	CK BB		4 -4,000	5 NC	6 NC		
	X BB						
Lynch Painting Co. 41 Farrington St., #2 No. Quincy, Ma. 02171	\$ 2,499.75	\$ 49,995	1 NC	2 NC	3 NC	3 NC	RESTRICTED TO: J. K. Scanlan Co., Inc.
	CK BB		4 -1,676	5 NC	6 NC		
	X BB						
	\$	\$	1	2	3	3	
	CK BB		4	5	6		
	X BB						
	\$	\$	1	2	3	3	
	CK BB		4	5	6		
	X BB						
	\$	\$	1	2	3	3	
	CK BB		4	5	6		
	X BB						
	\$	\$	1	2	3	3	
	CK BB		4	5	6		
	X BB						
	\$	\$	1	2	3	3	
	CK BB		4	5	6		
	X BB						
	\$	\$	1	2	3	3	
	CK BB		4	5	6		
	X BB						
	\$	\$	1	2	3	3	
	CK BB		4	5	6		
	X BB						

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 14A
Elevator

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			REMARKS
			1 NC	2 NC	3 NC	
Dover Elevator Co. 340 Vanderbilt Ave. Norwood, Ma. 02062	\$ 5%	\$ 43,000	1 NC	2 NC	3 NC	
	CK BB		4 NC	5 NC	6 NC	
Atlas Elevator Co., Inc. P. O. Box 2113 Woburn, Ma. 01888 617-938-7340	\$ 5%	\$ 46,610	1 NC	2 NC	3 NC	
	CK BB		4 NC	5 NC	6 NC	
Beckwith Elevator Co. 274 Southampton St. Boston, Ma. 02118	\$ 5%	\$ 54,547	1 NC	2 NC	3 NC	
	CK BB		4 NC	5 NC	6 NC	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	
	\$	\$	1	2	3	
	CK BB		4	5	6	

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 15A Page 1 of 2
Plumbing

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			NO.	REMARKS
Kenkol, Inc. Mechanical Contractors Box 381 Plaistow, N. H. 03865	\$ 5%	\$ 38,600	1 NC	2 NC	3 NC		RESTRICTED FROM: Pasco Construction
	CK X BB		4 NC	5 NC	6 NC		
Millis Plumbing Co., Inc. 128 Curve St. Millis, Ma. 02054 508-376-8966	\$ 5%	\$ 45,112	1 NC	2 NC	3 NC		
	CK X BB		4 NC	5 NC	6 NC		
John Donovan Plumbing & Heating Contractors 47 Partridge St. Franklin, Ma. 02038	\$ 2,280	\$ 45,585	1 NC	2 NC	3 NC		
	CK X BB		4 NC	5 NC	6 NC		
N. B. Kenney Co., Inc. 316 Codman Hill Road Boxborough, Ma. 01719-1708	\$ 5%	\$ 49,250	1 NC	2 NC	3 NC		RESTRICTED FROM: Taylor Woodrow Construction
	CK X BB		4 NC	5 NC	6 NC		
Norfolk Mechanical Contractors, Inc. 67 Liberty St. Quincy, Ma. 02169 617-472-4400	\$ 5%	\$ 53,400	1 NC	2 NC	3 NC		
	CK X BB		4 NC	5 NC	6 NC		
Johnson Mechanical, Inc. 825 Broadway Raynham, Ma. 02767 508-824-1358	\$ 5%	\$ 54,510	1 NC	2 NC	3 NC		
	CK X BB		4 NC	5 NC	6 NC		
Dowd Mechanical Corp. 2 Harris Ave. Jamaica Plain, Ma. 02130 617-524-4551	\$ 3,000	\$ 57,495	1 NC	2 NC	3 NC		
	CK X BB		4 NC	5 NC	6 NC		
Commonwealth Plumbing, Inc. 720 Washington St. Weymouth, Ma. 02188 617-331-1600	\$ 5%	\$ 58,750	1 NC	2 NC	3 NC		
	CK X BB		4 NC	5 NC	6 NC		
B & B Plumbing & Heating, Inc. 40 Millbrook St. Worcester, Ma. 01606	\$ 2,950	\$ 59,000	1 NC	2 NC	3 NC		
	CK X BB		4 NC	5 NC	6 NC		

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 15A Page 2 of 2
Plumbing

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			NO.	REMARKS
Farrell Plumbing & Heating Co., Inc. 229 Pond St. Rockland, Ma. 02370	\$ 5%	\$ 63,300	1	NC	2	NC	3 NC
	CK BB		4	NC	5	NC	6 NC
Riverdale Plumbing & Heating, Inc. 35 Haydn St. Roslindale, Ma. 02131	\$ 5%	\$ 63,400	1	NC	2	NC	3 NC
	CK BB		4	NC	5	NC	6 NC
Edward C. Kelly Co., Inc. 104 Longwater Drive Norwell, Ma. 02061	\$ 5%	\$ 64,500	1	NC	2	NC	3 NC
	CK BB		4	NC	5	NC	6 NC
Pring Corp. 1004 So. Crane Ave. Taunton, Ma. 02780	\$ 5%	\$ 64,900	1	NC	2	NC	3 NC
	CK BB		4	NC	5	NC	6 NC
William F. Lynch Co., Inc. 11 Canterbury St. Worcester, Ma. 01610	\$ 5%	\$ 69,990	1	NC	2	NC	3 NC
	CK BB		4	NC	5	NC	6 NC
Tucker & Rice, Inc. 451 Southbridge St. Worcester, Ma. 01610	\$ 5%	\$ 70,325	1	NC	2	NC	3 NC
	CK BB		4	NC	5	NC	6 NC
Kenney Plumbing, Inc. 19 Westmoreland Dr., P.O.Box 840 West Falmouth, Ma. 02574 508-548-4487	\$ 5%	\$ 78,400	1	NC	2	NC	3 NC
	CK BB		4	NC	5	NC	6 NC
Jim Walsh Plumbing & Heating Co., Inc. 8 Autumn St. Worcester, Ma. 01603 508-754-7565	\$ 5%	\$ 81,240	1	NC	2	NC	3 NC
	CK BB		4	NC	5	NC	6 NC
	\$		1		2		3
	CK BB		4		5		6

RESTRICTED FROM:
Turner Brothers Construc-
tion Co., Inc.

RESTRICTED FROM:
Eastern Contractors, Inc.
Cumberland Construction Co.

RESTRICTED FROM:
Corcoran Tennison Builders

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 15B HVAC
Page 1 of 3

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			REMARKS
			1	2	3	
Millis Plumbing Co., Inc. 128 Curve Street Millis, Ma. 02054	\$ 5%	\$ 111,538	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
I & R Mechanical, Inc. Three Cabot Place, Executive Park Stoughton, Ma. 02072 617-341-8003	\$ 5%	\$ 113,000	1 NC	2 NC	3 NC	RESTRICTED FROM: Logan Plastering Minuteman Sciaba Construction Co.
	CK X BB		4 NC	5 NC	6 NC	
Hall Sheet Metal Works P. O. Box N Wakefield, Ma. 01880	\$ 5%	\$ 115,700	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
New England Piping Co., Inc. 5 Adams Ave. Assonet, Ma. 02702	\$ 5%	\$ 121,684	1 NC	2 NC	3 NC	RESTRICTED FROM: Mello Construction, Inc.
	CK X BB		4 NC	5 NC	6 NC	
Thomas E. Snowden, Inc. 189 Central St. Saugus, Ma. 01906 617-284-3300	\$ 10,000	\$ 121,976	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Johnson Mechanical, Inc. 825 Broadway Raynham, Ma. 02767	\$ 5%	\$ 123,270	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
N. B. Kenney Co., Inc. 316 Codman Hill Rd. Boxboro, Ma. 01719-1708 508-263-5999	\$ 5%	\$ 126,150	1 NC	2 NC	3 NC	RESTRICTED FROM: Taylor Woodrow Construction
	CK X BB		4 NC	5 NC	6 NC	
R. J. Sanders Co. 264 Roger Williams Ave., Box 4796 Rumford, R.I. 02916 401-434-7890	\$ 5%	\$ 129,348	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	
Climate Design Systems, Inc. 7 Stewart St. Haverhill, Ma. 01830 508-372-9999	\$ 5%	\$ 130,395	1 NC	2 NC	3 NC	
	CK X BB		4 NC	5 NC	6 NC	

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 15B
HVAC

Page 2 of 3

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			NO.	REMARKS
J. G. LaMotte & Son, Inc. 96 Dewey St., Box 156 Worcester, Ma. 01613 508-756-1571	\$ 5%	\$ 132,746	1 NC	2 NC	3 NC		
	CK BB X		4 NC	5 NC	6 NC		
Farrell Plumbing & Heating Co., Inc. 229 Pond Street Rockland, Ma. 02370 617-871-2393	\$ 5%	\$ 133,349	1 NC	2 NC	3 NC		
	CK BB X		4 NC	5 NC	6 NC		
Kenney Plumbing, Inc. 19 Westmoreland Dr., P.O. Box 840 West Falmouth, Ma. 02574	\$ 5%	\$ 134,435	1 NC	2 NC	3 NC		RESTRICTED FROM: Corcora Jennison Builders
	CK BB X		4 NC	5 NC	6 NC		
Montle Plumbing & Heating Co., Inc. 432 Jefferson St., P.O. Box 31 Fall River, Ma. 02722-0031	\$ 5%	\$ 134,800	1 NC	2 NC	3 NC		
	CK BB X		4 NC	5 NC	6 NC		
Pring Plumbing, Inc. 1004 South Crane Avenue Taunton, Ma. 02780	\$ 5%	\$ 134,950	1 NC	2 NC	3 NC		
	CK BB X		4 NC	5 NC	6 NC		
Cam Air Conditioning & Heating Co. Lydia Ann Rd., Pole #4 Smithfield, R. I. 02917	\$ 5%	\$ 137,530	1 NC	2 NC	3 NC		
	CK BB X		4 NC	5 NC	6 NC		
RAC Services, Inc. 777 Church St. New Bedford, Ma. 02745	\$ 5%	\$ 143,300	1 NC	2 NC	3 NC		
	CK BB X		4 NC	5 NC	6 NC		
Worcester County Refrigeration, Inc. P.O. Box 219, West Side Station Worcester, Ma. 01602-0219	\$ 7,500	\$ 143,986	1 NC	2 NC	3 NC		RESTRICTED FROM: Francis Harvey and Sons A. P. Whittaker
	CK BB X		4 NC	5 NC	6 NC		
Precision Air Conditioning Corp. 153 Main St. No. Reading, Ma. 01864 617-942-1010	\$ 10,000	\$ 144,900	1 NC	2 NC	3 NC		RESTRICTED FROM: J. P. Construction Pascuccio Brothers
	CK BB X		4 NC	5 NC	6 NC		

HUGHES AND MAC CARTHY . ARCHITECTS AND ENGINEERS . NATICK, MASSACHUSETTS

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 15B HVAC
Page 3 of 3

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE		NO.	REMARKS
Turn-Key Mechanical, Inc. 106 Access Rd. Norwood, Ma. 02062	\$ 5%	\$ 144,996	1 NC	2 NC	3 NC	
	CK BB X		4 NC	5 NC	6 NC	
William F. Lynch Co., Inc. 11 Canterbury St. Worcester, Ma. 01610 508-756-5705	\$ 5%	\$ 146,320	1 NC	2 NC	3 NC	
	CK BB X		4 NC	5 NC	6 NC	
Hermes Engineering, Inc. 4 Mechanic St. Natick, Ma. 01760 508-655-1916	\$ 5%	\$ 154,455	1 NC	2 NC	3 NC	
	CK BB X		4 NC	5 NC	6 NC	
Tucker & Rice, Inc. 451 Southbridge St. Worcester, Ma. 01610 508-755-1214	\$ 5%	\$ 164,113	1 NC	2 NC	3 NC	RESTRICTED FROM: Eastern Contractors, Inc. Cumberland Construction Co.
	CK BB X		4 NC	5 NC	6 NC	
Jim Walsh Plumbing & Heating Co., Inc. 8 Autumn St. Worcester, Ma. 01603	\$ 5%	\$ 178,208	1 NC	2 NC	3 NC	
	CK BB X		4 NC	5 NC	6 NC	
	\$		1	2	3	
	CK BB		4	5	6	
	\$		1	2	3	
	CK BB		4	5	6	
	\$		1	2	3	
	CK BB		4	5	6	
	\$		1	2	3	
	CK BB		4	5	6	
	\$		1	2	3	
	CK BB		4	5	6	

BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 16A Page 1 of 2
Electrical

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			REMARKS
			1 NC	2 NC	3 NC	
CTS Electrical Construction & Engineering Corp. 15 Jonathan Dr., Unit 6 Brockton, Ma. 02401	\$ 5%	\$ 119,800				
	CK BB					
Systems Contracting, Inc. 24 Rockland St. Hanover, Ma. 02339	\$ 5%	\$ 129,880				
	CK BB					
Yankee Electric & Design, Inc. 79 Hillwood Ave. Stoughton, Ma. 02072 508-785-2623	\$ 5%	\$ 131,654				
	CK BB					
Doyle Electrical Corp. 14 Border St. Woburn, Ma. 01801 617-935-0061	\$ 7,250	\$ 134,101				
	CK BB					
Starbro Electric Co., Inc. 290 Weymouth St. Rockland, Ma. 02370 617-479-8000	\$ 5%	\$ 134,865				
	CK BB					
Menard Electric, Inc. 28 Douglas St. Worcester, Ma. 01603 508-799-0504	\$ 5%	\$ 137,100				
	CK BB					
Cruwys Electrical Contractor, Inc. 23 Nathaniel Rd. Winchester, Ma. 01890	\$ 5%	\$ 138,945				
	CK BB					
W. J. Griffin Electric, Inc. 116 Hopping Brook Rd. Holliston, Ma. 01746 508-429-8830	\$ 5%	\$ 139,000				
	CK BB					
Sentry Utilities, Inc. P. O. Box 507 North Scituate, Ma. 02060	\$ 5%	\$ 140,800				
	CK BB					

HUGHES AND MAC CARTHY · ARCHITECTS AND ENGINEERS · NATICK, MASSACHUSETTS

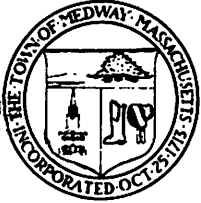
BID TABULATION

PROJECT Police Headquarters
Medway, Massachusetts

SECTION 16A Electrical
Page 2 of 2

NAME, ADDRESS & TELEPHONE	B. SEC.	BASE BID	ALTERNATE			NO.	REMARKS
Anzivino Electrical Service, 1 Beech St. Needham, Ma. 02194	\$7,240	\$144,800	INC	2NC	3NC		
	X CK		4NC	5NC	6NC		
	BB						
S. Donnelly Electric, Inc. 62 Short St. Middleboro, Ma. 02346 508-947-0743	\$7,500	\$145,565	INC	2NC	3NC		
	X CK		4NC	5NC	6NC		
	BB						
Mutual Electrical Co., Inc. 190 Fremont St. Worcester, Ma. 01603 617-753-5464	\$5%	\$149,600	INC	2NC	3NC		
	X CK		4NC	5-8,500	6NC		
	BB						
Annese Electrical Service, Inc. 650 Country Way Scituate, Ma. 02066	\$5%	\$149,950	INC	2NC	3NC		RESTRICTED FROM: Cumberland Construction
	X CK		4NC	5-8,500	6NC		
	BB						
S. C. Coombs Electric, Inc. 279 Cambridge St. Burlington, Ma. 01803 617-273-4002	\$5%	\$154,689	INC	2NC	3NC		
	X CK		4NC	5-8,602	6NC		
	BB						
J. W. McCarthy, Ltd. Box 416, 67 Reservoir Park Dr. Rockland, Ma. 02370 617-878-8350	\$5%	\$155,328	INC	2NC	3NC		RESTRICTED FROM: Mapean Corp. T. D. Sullivan & Sons
	X CK		4NC	5-12,582	6NC		
	BB						
Metropolitan Corp. 840 Main St. Millis, Ma. 02054 508-376-2061	\$5%	\$159,577	INC	2NC	3NC		
	X CK		4NC	5-14,420	6NC		
	BB						
Jupiter Electric 14 No. Main St. Middleton, Ma. 01949 508-777-4900	\$5%	\$165,000	INC	2NC	3NC		
	X CK		4NC	5-14,000	6NC		
	BB						
Palumbo Electrical Contractors 537 Massasoit Rd. Worcester, Ma. 01604 508-756-8635	\$5%	\$178,000	INC	2NC	3NC		
	X CK		4NC	5-12,803	6NC		
	BB						

HUGHES AND MAC CARTHY . ARCHITECTS AND ENGINEERS . NATICK, MASSACHUSETTS



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

JANUARY 29, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 1-22-90 meeting.
7:01	Dick Brown - re: Overtime for Salaries employees
7:15	Accountant's Budget
7:30	Computer Committee Budget
7:35	Fred Lee and Sal Spataro re: Ambulance Billing
7:50	Wire, Gas and Building Inspectors Budgets
8:00	Animal Control Officers Budget
	Acting Administrative Assistant's Report

Present: Harry Sabin, Edward Borek, John Dronzek and Acting Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the 1-22-90 meeting. The Board signed the warrants.

7:01 The Board met with Richard Brown to discuss overtime pay for salaried employees. The Board voted unanimously with the approval of the Job Classification Review Board after their meeting on Thursday night, February 1, 1990, that supervisory personnel are considered salaried personnel regardless of salary level and they should receive compensatory time off or regular hourly pay for the hours worked for over the forty hours per week.

The Board also discussed the forming of a Municipal Building Utilization Committee which would consist of a representative of the Board of Selectmen, Finance Committee, Department Head and citizen at large. The Board requested the Acting Admin. Ass't. advertise for a volunteer to represent the Board of Selectmen on the committee. The Board voted unanimously to appoint David Verdolino, Finance Committee representative; Diarmuid Higgins, Department Head Representative and Edward Duggan, citizen at large. This committee's purpose is to study the needs of committees, boards etc. and the utilization of town owned buildings, ie. Town Hall, Fire Station I and the Old Cole Library.

7:17 The Board met with Mary Shea to review the Town Accountant's Budget for FY'91. She stated that she had gone before the Job Classification Review Board to upgrade the Accountant's Assistant position from a Grade 2 Step 7 to a Grade 7 Step 2 (present hourly wage is \$8.85 and would be \$10.74). Mrs. Shea also stated that she has a need for a parttime person for approx. ten hours per week. She needs to computerize her revenues into the computer, this is being done manually now. The Board voted unanimously to approve her budget as follows:

Salaries - Hold until after meeting with
Job Classification Review Board
Expenses - \$2,310.00

7:40 The Board met with Mary Shea and David Button to review the Computer Committee budget for fiscal year 1991. After much discussion about the professional/technical service and repair/ maintenance amounts the Board voted unanimously to approve the following budget:

Expenses \$33,900.00

The Board requested the Acting Administrative Assistant to send letters to the inactive members of the Computer Committee to see if they are still interested in serving on that committee, if not to send a letter of resignation to the Board.

8:00 The Board met with Fred Lee to discuss the Ambulance Billing. Mr. Lee informed the Board that he had reviewed the contract for Comstar with EMS Coordinator, Sal Spataro, and he agreed that this would be a good idea to have them do the billing. The Board voted unanimously to approve entering into a contract with Comstar to do the Ambulance billing. This company will go back to November, 1987 and try and collect all the back bills. The Chairman of the Board, Harry Sabin, signed the contract

8:13 The Board met with Animal Control Officer, James Cassidy to review his budget for FY'91. The Board voted unanimously to approve his budget as follows:

Salaries	\$7,900.00
Expenses	5,800.00

- The Board voted unanimously to approve the Building Inspector's Budget for FY'91 as follows:

Salaries	\$17,000.00
Expenses	1,620.00
Fees	4,000.00

- The Board voted unanimously to approve the Gas Inspector's Budget for FY'91 as follows:

Salaries	\$100.00
Expenses	150.00
Fees	1,200.00

- The Board voted unanimously to approve the Wire Inspector's Budget for FY'91 as follows:

Salaries	\$ 150.00
Expenses	225.00
Fees	9,000.00

Acting Administrative Assistant's Report:

- The Board signed the appointment for Evelyn Austin to the Council on Aging.
- The Board discussed the request for an Article to be placed on the Annual Town Meeting Warrant to accept the provisions of M.G.L. Chapter 33, Section 59 which provides that public employees will receive full pay and benefits while serving on active duty with the military during annual training up to a maximum of 17 days. This request was from Richard Malo. After much discussion the Board voted unanimously to deny this request.

Acting Administrative Assistant's Report Cont'd.

- The Board discussed the letter received from the Police Association Bargaining Committee wishing to arrange a date and time suitable for entering into negotiations for "An Agreement Between the Town of Medway and the Medway Police Association" that will commence on July 1, 1990. The Board requested that a letter be sent to extend the present contract due to the fiscal constraints of the town, ie. decrease in local aid; potential of lay offs and no raises for employees.
- Informed the Board regarding the correspondence from the MMA with regard to the Local Aid Alert to reduce the FY 1990 June Cherry Sheet payment by \$500 million and the release of Governor Dukakis's FY 1991 budget.
- The Board discussed a correspondence received from the Medway Park Commissioners regarding a request of a Medway resident to install a pay phone at Choate Park. The Commissioners would appreciate any suggestions the Board might have as to how this may be funded. The first year cost is a maximum of \$500.00± and the second year cost is a maximum of \$430.00± etc. Mr. Dronzek stated that he believed there is a pay phone beside the old Lampman's Drug Store. The Board did not have a problem with the Commissioners installing the phone if they can find the funds but they would be concerned with vandalism.
- The Board discussed a letter received from Joseph Hanlon, Vice Principal at Medway High/Middle School regarding the Government-Educational Partnership. Four (4) teams of Medway High School students will be available to assist local government agencies with research during the spring semester. They were requesting that the Board distribute copies of the proposal to local government agencies. Teams will be assigned to interested agencies on a first come, first serve basis. The Board requested that the Acting Administrative Assistant distribute this information to the different Boards and Committees in town and if they are interested to contact Joseph Hanlon at the school.
- At this time John Dronzek left the meeting room while Harry Sabin and Edward Borek voted on the following budgets:

Police Department:

Salaries	\$614,032.00
Expenses	59,444.00
Out of State	
travel	1,000.00

Acting Administrative Assistant's Report Cont'd.

EMS Budget:

Salaries	\$27,615.00
Expenses	4,750.00

Police/Fire Communications Budget:

Salaries	\$96,433.00
Expenses	2,830.00

- The Board discussed the letter received from Ralph Sutherland regarding a contract the Medway/Millis Regionalization Study Committee has made with Mr. William Valente to conduct a financial review of the two school systems to see if it is feasible to merge the systems and operate them within the sum of the two current budgets. Mr. Sutherland stated that he believed they have contracted with him for a total of \$4,000.00. He further states that it is his feeling that this action violates the towns bidding statutes and should be struck down. He requests that Town Council check into this and offer an opinion. He also states that no reply to him is necessary, that the Board's action as recorded in the committee minutes will be sufficient reply. The Board referred back to this question when asked before of Town Council and requested that the Acting Admin. Asst. send Mr. Sutherland a letter informing him that Personal Service Contracts are not under town by-laws.
- The Board discussed the correspondence received from the Commonwealth of Massachusetts, Department of Environmental Management regarding the Flood Hazard Management Program with assists local officials of communities participating in the National Flood Insurance Program (NFIP). They would be willing to review our Floodplain District Zoning Bylaws or Ordinances to insure compliance with the NFIP regulations, a requirement of participating in the program. The Board requested the Acting Administrative Assistant call and see if there is a charge for this service. If not no cost then have them review our bylaws.
- The Board discussed the Tri-County School Budget which is up from last year. The Board requested that the Finance Committee be informed that the Board has reservations of an increase of this size.
- The Board voted unanimously that Ruth Allen be appointed Permanent Administrative Assistant to the Board of Selectmen in view of her superior performance as Acting Administrative Assistant.

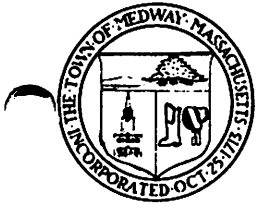
Meeting adjourned at 9:20 p.m.

RESPECTFULLY SUBMITTED,

Ruth Allen

Ruth Allen
Administrative Assistant

ra



BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

JANUARY 22, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 1-8-90.
7:05	Cemetery Commission Budget
7:10	Memorial Committee Budget
7:15	Police Department Budget
7:30	EMS Budget
7:40	Police/Fire Communications Budget
7:50	Civil Defense/Fire Dept. Budget
8:00	Finance Committee Budget
8:15	Veterans Budget
8:30	Fred Lee - re: ambulance billing
	Acting Administrative Assistant Report

Present: Edward Borek, John Dronzek and Acting Administrative Assistant, Ruth Allen. Harry Sabin was absent.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the 1-8-90 meeting. The Board signed the warrants.

- The Board discussed the copy of letter to Massachusetts Cablevision from Gardner Rice; the purpose of which was to complain and seek improvement in the service, both personnel and material from Cablevision. Mr. Borek stated that he had several complaints from residents at his home. He stated that the customers were misled by the company with regard to the home video channel. He stated that one resident had requested that they remove this channel and that they still had not and he was being charged for this after his request to remove it. The Board requested that Acting Administrative Assistant send a letter to Cablevision regarding the matters in the letter and the several verbal complaints from subscribers for a written response from the company. They also requested that Cablevision publish detailed programs; can you still call Bellingham? What is their policy on handling complaints?

7:05 The Board met with Joseph O'Brien to review the Cemetery Commission Budget for FY'91. Mr. O'Brien suggested level funding the budget for next year. The Board voted unanimously to approve the budget as follows:
Expenses \$1,087.00
Mr. Allan Osborne stated that the Memorial Markers have been depleted. Michael Matondi suggested that we get in touch with the V.F.W. and the American Legion for donations for the markers.

7:12 The Board met with Michael Matondi, Chairman of the Memorial Committee. He stated that his budget would be level funded for next year. The Board voted unanimously to approve the budget as follows:
Expenses \$1,350.00
Mr. Matondi informed the Board that he hopes that the Board would not consent to joining Milford for a Veterans Agent that the Board will leave it the way it is presently.

7:15 John Dronzek absented himself from the room during the discussion of the Police Department; EMS and Police/Fire Communications Budgets. Mr. Borek discussed the Police Department Budget with Chief Lambirth and informed him that the Board would have to vote on his budget next week when Mr. Sabin is present. Mr. Borek informed him also of the decision of the Board with regard to a four percent salary increase for employees. He requested the Chief do up a new budget without the four percent increase for non-contractual employees. He stated that he was not here to present any articles for the Annual Town Meeting. Dick Brown was in attendance at this meeting and suggested that the Police Chief put in an emergency transfer for the second cruiser immediately so the Finance Committee can act on it at their next Finance Committee meeting.

- 7:30 EMS Coordinator, Sal Spataro presented the EMS Budget for FY'91 and Mr. Borek reiterated the Board's decision on the four percent increase for salaries. Mr. Spataro stated that there is an increase on his education/training portion of his expense budget due to the use of a defibrillator this year. His budget showed salaries at \$27,615.00 and expenses at \$4,750.00.
- 7:40 Robert Saleski presented his budget for the Police/Fire Communications at \$100,270.00 and expenses at \$2,830.00. Mr. Saleski also presented Mr. Borek with a letter from the Medway Police Association Bargaining Committee requesting the Board arrange a date and time suitable for entering into negotiations for "An Agreement Between the Town of Medway and the Medway Police Association" that will commence on July 1, 1990. Mr. Borek stated that the Board will answer after next weeks meeting when Mr. Sabin is back from vacation.
- 7:54 The Board met with Civil Defense Director, Wayne Vinton who requested that this budget be level funded for next year. The Board voted unanimously to approve the budget as follows:
Expenses \$200.00
- The Board met with Fire Chief Wayne Vinton to review the Fire Department Budget. Chief Vinton requested that the Fire Chief's position be made fulltime at a salary of \$32,000. per year. The Board asked Chief Vinton why he felt it should be made a fulltime position? Chief Vinton stated that due to the amount of inspections, paper work and availability to residents etc. he felt it should be a fulltime position. Chief Vinton presently receives \$3,000.00 per year as a salary. Mr. Borek stated that he does not feel that a fulltime position is justified at this time. The Board stated that they would like to defer a vote on this fulltime status until Mr. Sabin is here. Chief Vinton presented the Board with a copy of his budget for FY'91 with salaries at \$57,931.00 which is a five percent increase over last year and expenses for \$23,995.00 which did not include fuel and electricity. The Board requested the Chief come back to the Board with actual figures as to what was spent.
- 8:30 The Board met with Dick Brown, Chairman of the Finance Committee to review their for FY'91 which Mr. Brown stated would be level funded. The Board voted unanimously to approve the following budget:
- | | |
|----------|------------|
| Salary | \$1,378.00 |
| Expenses | 3,925.00 |
- The Board deferred a vote on the Reserve Fund until a later date. Mr. Brown brought up two other matters. The first was a request by the Finance Committee to have the Board of Selectmen appoint a committee to review the use of all municipal buildings and to possibly make recommendations on more efficient use of existing space. Mr. Brown stated that the committee should be made up of

one member of the Finance Committee; one member of the Board of Selectmen and one member of a department involved in Town Hall departments. The Board stated they would make these appointments at their next meeting. The second was in regard to the need for a policy for salaried employees who are called out after hours being compensated for that time. Mr. Brown suggested that maybe they be paid at their regular rate of pay for the hours worked. Mr. Borek did not like that idea because the Park Supt. wanted to be classified as a salaried employee and now he wants to be paid for anytime in works extra. Mr. Brown withdrew this request and will bring it up again when the full Board is present.

- The Board discussed the Veteran's Agent Budget for FY'91. Anthony Mastroianni could not be in attendance at this time and had informed the office that he would be level funding his budget for next year. The Board voted unanimously to approve the budget as follows:

Salary \$4,717.00

Expenses \$10,415.00

- The Board met with Treasurer/Collector Fred Lee who presented the Board with a copy of a letter sent to the Norfolk Country Retirement System from Anthony Mastroianni requesting that he be allowed to join the retirement system. Mr. Lee stated that he was opposed to allowing him to join because he does not meet the requirements. Counsel for the Retirement System also ruled that he does not meet the requirements. After much discussion the Board instructed the the Acting Administrative Assistant send Mr. Lee a letter stating that the Board upholds the decision of the Counsel and Mr. Lee that Mr. Mastroianni does not meet the requirements. This was a unanimous vote of the Board.

Mr. Lee also brought up with the Board the problems with the Ambulance billing and the Board was given a copy of an agreement with Comstar who would be willing to do the billing etc. of the ambulance bills. Mr. Lee informed the Board that the ambulance rates have never been changed with the insurance carriers; he stated that when the rates are changed the insurance carriers need to be made aware of the changes. The Board informed Mr. Lee that they would like to sit down with Mr. Lee and the EMS Coordinator and review this billing system with Comstar. The Board requested that this meeting be set up for the next meeting of the Board.

- The Board discussed a letter received from the Town of Milford Board of Selectmen regarding the Veteran's Agent. At this time Mr. Mastroianni came into the meeting with a letter informing the Board that Attorney Pacifico M. DeCapua was representing him on a full time basis. The Board discussed the letter received from Milford which was demanding that the Town of Medway begin to pay to Milford its fair share of Mr. Mastroianni's full-time salary. The Board voted unanimously that a letter be sent to

to the Milford Board of Selectmen informing them that the Medway Board of Selectmen have contracted with Mr. Mastroianni to perform a service for the Town of Medway; the Board did not contract with the Town of Milford. The agreement is with Mr. Mastroianni and it is a part time position done at his convenience and the Town of Medway will not be making any payments to the Town of Milford.

- The Board voted unanimously to appoint Evelyn Austin to the Council on Aging to fill the vacancy created by the resignation of Grace Rossetti.
- The Board discussed a letter received from John Clark requesting that his eight (8) years prior service be added to his present twelve (12) years service for vacation purposes only. The Board voted unanimously to approve this for vacation purposes only.
- Discussed the letter received from A. Joseph DeNucci, Auditor of the Commonwealth regarding the Medical Security Act of 1988 being subject to local mandate provisions of Proposition 2½. In the letter it states that unless a legislative solution is approved early in the current legislative session, cities and towns must either pay the mandated assessments or petition Superior Court to be exempted from complying with this state imposed cost. Subsection (e) of G.L. C. 29, s. 27C outlines this procedure. The Board requested the Acting Administrative Assistant to ask Town Counsel how this petitioning would be done.
- The Board voted unanimously that the Paid Call Firemen to be "Special Municipal Employees".
- The Board discussed a letter received from the Medway Board of Assessors. The letter states that the Board of Assessors voted at their January 9, 1990 meeting to publish three copies of the full valuations and tax lists, for both real and personal property, assessed within the Town or upon which taxes are paid to the Town. Additional copies will be available to any citizen upon request, at cost. This meets the requirements of the Town's by-laws, Section 2.10. The Board requested the Acting Administrative Assistant send the Assessor's a letter and ask them to publish this information the townspeople will be informed as to what they are doing.
- Discussed a letter received from Richard A. Guyette commending Sgt. Paulette and Officer Consigli when they responded to a call at 23 Meadow Road the home of his sons grandparents. They showed the utmost of professionalism in dealing with the most delicate situation. The Board commends Sgt. Paulette and Officer Consigli also.

- The Board was informed that the County Engineer's have staked the railroad bed behind the Kelly property at 294 Village Street. The County Engineer, Wayne Simpson suggested to the Acting Administrative Assistant that the Board should maybe have Town Counsel get in touch with John Paroncik, Assistant County Engineer to review the deeds with him regarding this problem at this location. The Board voted unanimously to turn this over to town counsel and have him look into the deed the town has for the railroad bed.

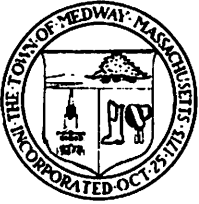
Meeting adjourned at 10:45 p.m.

RESPECTFULLY SUBMITTED,

Ruth Allen

Ruth Allen,
Acting Administrative Assistant

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BOARD OF SELECTMEN

155 VILLAGE STREET
MEDWAY, MASSACHUSETTS 02053

AGENDA

JANUARY 8, 1990

7:00 p.m.	Open meeting, sign warrants, approve minutes of 12-18-89
7:05	Acting Administrative Assistant's Report
7:15	Moderator/Town Counsel Budget
7:25	Zoning Board of Appeals Budget
7:40	Conservation Commission Budget
7:50	Council on Aging Budget
8:00	Mr. Mike Ciraso/Don Martin regarding outstanding bills to L.A.L.

Present: Harry Sabin, John Dronzek, Edward Borek and Acting Administrative Assistant, Ruth Allen.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the 12-18-89 meeting. The Board signed the warrants.

Acting Administrative Assistant's Report:

- Informed the Board that Mr. Heavey re-routed the heating pipe in the basement at Town Hall last Friday, January 5th. The electrician has been informed to come in and finished the service change for the Town Hall.
- Informed the Board of the receipt of two proposals to remove the gasoline tanks behind Town Hall. One proposal was from Franklin Environmental Services, Inc., Wrentham, MA for the cleaning, transport and disposal of two tanks \$1,725.00 and \$1.35/gal. for disposal of gasoline in the tanks. The other proposal was from Carl V. Maki, Holliston, MA for the removal, pumping tanks, filling hole and removal of pump; the town would be responsible for the electrical disconnection. \$2,000.00. The Board voted unanimously to have Carl V. Maki do the work and that he inform the Board where tanks were disposed of and counter signed from recipient of the tanks.
- Informed the Board that the County Engineers will be out on Tuesday staking the railroad bed behind the Kelley property on Village Street.
- The Board voted unanimously to approve the petition of the N. E. Telephone Co. and Boston Edison Co. to have Pole 20/19X on Main Street become a joint owned pole.
- The Board voted unanimously to accept with deep regret the resignation of Linda Sherman from the Conservation Commission. The Board requested the Acting Admin. Asst. send a letter of thanks from the Board.
- Informed the Board of a letter received from Central Massachusetts Emergency Medical Systems Corporation looking for names of those who will be attending their Annual Meeting on February 13, 1990 in the Amphitheater at St. Vincent Hospital at 7:00 p.m. The Board requested this information be turned over to the EMT Coordinator, Sal Spataro.
- The Chairman of the Board signed the Certificate of Appointment/Election of Corinne M. O'Callaghan-Fallon that has to be sent to the State.

- The Board voted unanimously to approve an Auctioneer's License for one day for Edward D. Larkin for January 12, 1990.
- Informed the Board of correspondence received regarding the Medway Animal Hospital.
- Informed the Board of correspondence received from Papa Gino's requesting a Beer and Wine License.
- Informed the Board of a resident's request for the Town to plow Private Ways. The Board voted unanimously that the Town does not plow Private Ways and to have the Administrative Assistant notify the Highway Superintendent that no Private Ways are to be plowed in Town.
- The Board voted unanimously to approve Sunday Entertainment Licenses for the Village Inn (Pinball machine, Juke Box and a pool table) and signed these licenses.
- Informed the Board that one of the owners of the Golden Jade had come into the office and requested the feelings of the Board regarding the extension of their hours on Friday and Saturday evenings until 1:30 a.m. The Board was against extending their hours at the present time.
- The Board discussed the tires that had been dumped on the railroad bed near one of the town's wells and also the tires at the old landfill site which need to be disposed of. The Board voted unanimously to have this tires disposed of properly and take the money out of the landfill closure account.

7:01 Mr. and Mrs. Sullivan, 17 Ohlson Circle attended the meeting. Mr. Sullivan had submitted the verification from the veterinarian on the age of his dog which had been requested by the Board at their December 18th meeting. Mr. Sullivan had his dog licensed January 8, 1990. The Board informed the Sullivan's that their dog must be leashed at all times when the dog is off of their premises.

- Mr. Maciolek was not in attendance at the Selectmen's meeting due to the fact that the Town Counsel and Moderator's budgets would be level funded this year. The Board voted unanimously to approve the following:

Moderator's Salary	\$100.00
Law Budget:	
Salary	\$16,000.00
Expenses	3,500.00

7:25 The Board met with Joseph Dziczek, Chairman of the Zoning Board of Appeals to review their budget for FY'91. Mr. Dziczek stated that they will be needing \$250.00 for printing of the Zoning By-laws. The Board informed him to go before the Finance Committee for an emergency transfer. The Board voted unanimously to approve the following budgets and stated that they were not approving any increases in salaries until they know the financial status with all the local aid cutbacks.

Salaries	\$3,550.00
Expenses	2,363.00

7:40 No one attended from the Conservation Commission to discuss their budget so the Board voted unanimously to level fund their budget for FY'91 as follows:

Salaries	\$1,800.00
Expenses	2,881.00

7:50 The Board met with John Ryan, Chairman; and Ruth Sanders, Treasurer/Secretary for the Council on Aging to review their budget. The Board voted unanimously to approve their budget as follows:

Salaries	\$9,387.00
Expenses	15,472.00

Mr. Ryan discussed with the Board his desire to use the Cole Library for the Council on Aging office and that the Historical Commission is also interested in using that building for their office. The Board requested the Acting Administrative Assistant find out what the needs are within town hall for the use of the space that will become available when the Police department moves into their new building. Mr. Ryan stated that his ultimate goal is to let the town voters vote on what the Council on Aging wants to do.

8:00 Mr. Mike Ciraso and Don Martin did not come to tonight's meeting.

- The Board discussed correspondence received from John Clark requesting that his records for his employment be recorded years of service (20 years) and seniority. This would afford him the recognition of seniority in the event of a labor force cutback in these unpredictable times of budget shortages and would also reflect in future opportunities for department advancement and would provide for additional vacation time. The Board voted unanimously to deny this request because the seniority change would have an adverse effect on others seniority status. If he is looking for an extra weeks vacation then let him come back with that request. The Board requested the Acting Administrative Assistant send Mr. Clark a letter informing him of this action.

SELECTMEN'S MEETING

JANUARY 8, 1990

PAGE 4.

Meeting adjourned at 8:50 p.m.

RESPECTFULLY SUBMITTED,

Ruth Allen

Ruth Allen
Acting Administrative Assistant

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