

## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

DECEMBER 18, 1989

7:00 p.m.	Open meeting, sign warrants, approve minutes of 12-11-89 meeting.
7:01	China Lotus
7:30	Ken McKay Re: Medway Animal Hospital
8:00	Cable Access Corporation Vern Robertson - update

Administrative Assistant's Report

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 12-4-89 Executive Session and the 12-11-89 meeting with one correction; on page 2 change 39" to 30" pipe. The Board signed the warrants.
- 7:01 The Board met with Attorney Victor Sloan and Bing Leong, Clerk of the China Lotus regarding their Liquor License Renewal for 1990. Chairman Sabin stated that the 2:00 a.m. closing on Friday nights is tying up the police cruisers. Some of the Board members have been to the restaurant for the Friday closing and have seen no problems; the intent for the 2:00 a.m. closing was to eat and drink. The Board is seeking assistance with control, some way to get the patrons out of the facility. Attorney Sloan stated that last Friday night the restaurant put food out for the patrons free of charge and the people were eating it. He stated that the restaurant wants the paid detail because it helps. He further stated that the competition in surrounding towns is great and that the entire restaurant stays open, not just the lounge. John Dronzek stated that this is not the only 2a.m. closing there is maybe one other and the China Lotus gets the spill over. There is little or nil assistance needed in other restaurants at closing time with regard to the Police department. He considers this a real public safety problem and questioned whether this one hour matters that much financially. Attorney Sloan questioned the 1:00 a.m. closing with the other places in town closing at that hour; the officer on the detail will not allow anyone who is visibly under the influence etc. and he feels the situation is under control. Edward Borek asked the Police Chief, who was in attendance during this meeting, how many extra times the cruisers have gone to the China Lotus? Regarding the problems of safety - we are giving services to all businesses in town with door checks etc. Chief Lambirth stated that he had spoken with Attorney Sloan and his officers and he stated that the China Lotus has been a good neighbor for 10 years now and that if they served food up until 2:00 a.m. closing it would be a good idea. About 3½ months ago the police department was called upon to assist in the Friday night closings and one of the senior officers took it upon himself to oversee things, that is when the Chief suggested a detail for that evening and still on occasion we have to go up with cruisers to assist. The problems seem to be greater during the holidays when the college kids are home and they head for the China Lotus and the crowding around the bar the last hour is too much, sometimes four deep. If they were to be seated and served there would be less of a "pub" atmosphere. The Chief is concerned with the liability on the Police Dept. with a detail and someone should have an accident while driving under the influence and sue the Town. The detail officer has a portable radio and can reach the Police

station for assistance. Mr. Borek asked of the Chief if this is done in other establishments. The Chief stated, sometimes but very seldom. Attorney Sloan stated that the seating of the customers could be addressed with the owners. John Dronzek made a motion to change the license to a 1:00 a.m. closing. This motion did not receive a second. Edward Borek made a motion to grant the license the same as last year. Harry Sabin seconded this motion. The Board requested the Chief report every infraction with the restaurant to the Board. The Board voted: Sabin and Borek - yes; Dronzek - no.

7:35

The Board met with Mr. and Mrs. Kenneth McKay, 68 West Street and their attorney, Theodore Goguen regarding the Medway Animal Hospital. Attorney Goguen stated that Mr. McKay is trying to work out a peaceful co-existence with the excessive noise of dogs barking and nothing is being done to curtail these dogs from barking. There is also a problem with the boarding of dogs, they are not supposed to be boarding dogs according to the Zoning Board. The boarding takes place on weekends and holiday weekends, that is in violation of the Zoning decision. If the dogs were exercised, which they are not, they are going from cages inside to cages outside. If they were exercised it would reduce the noise. The attorney stated that he thinks the Zoning Officer should be instructed to see if dogs are being boarded at the hospital. Attorney Belle Soloway, attorney for Dr. Robinson, distributed a weekend report sheet when the dogs are exercised and Mr. McKay's statement is unfounded. She stated that the Zoning Board decision has no restriction on boarding of animals, the only restriction was on the number of dogs. She further said that when the animals are exercised they are put out on runs and some noise is inevitable and Mr. McKay moved there knowing that the hospital was there. The doctor will be making improvements to the inside of the building and will be walling-in the run area. Attorney Soloway believes that this is not the proper forum - the Zoning decision was never appealed and this problem should have been raised before. Mrs. McKay spoke to clarify that they did not bring up this issue at the Zoning Board hearing and she had made complaints to the police department and Officer Consigli did come down and stated that they should go to the Board of Selectmen and that is why they are here tonight. Mr. McKay stated that the problem is with the practice of putting the dogs out, and the former owner told them it would be changed. The noise level is intolerable, and during the summer months the noise is worse. Dog Officer, James Cassidy spoke of the inspection he had made at the hospital and there were no dogs in the kennel. If the dogs are barking more than 10 minutes, then they should put a muzzle on them to keep them from barking. Inside and outside was clean and he stated that he had waited outside for 10 minutes and heard no barking. Attorney Soloway stated that muzzles are

dangerous for animals and when there is any disturbance the animals are brought inside, we are not interested in creating noise. Attorney Goguen informed the Board that Mr. and Mrs. McKay wouldn't be here tonight if the dogs weren't barking. Corinne O'Callaghan-Fallon, 65 West Street stated that she has been a resident at that address for sixteen years and she has never heard excessive barking of the dogs. One day she did hear the dogs bark and made a mental note, it was 9:40 a.m. and the barking stopped at 9:50 a.m. and she did not hear the dogs bark again that day. Her former neighbors had great danes and there was more noise from them. Attorney Soloway stated that Dr. Robinson never received a written copy of Mr. McKay's letter to the Board and she would like a copy so they can respond to it. The Police Chief asked what the doctor anticipates with the renovations, would it cut down the noise? Dr. Robinson stated that the run area was never constructed properly and with his proposed renovations the noise will be greatly diminished. Mr. Borek stated that the Board of Selectmen can not do anything about the Zoning Board decision, the Board can just deal with the complaint of the noise level and hopes this meeting tonight will help the owners work out their problems.

8:05

The Board met with Vern Robertson, Medway Cable Access Corporation for his annual update to the Board. He stated that his best guess is there is approximately 3,334 homes in Medway and 2,322 are subscribers to the Cablevision. Cablevision has just added TNT, Channel 47. The Board requested Mr. Robinson keep a log of problem etc. before the license renewal comes around. Mr. Robinson informed the Board of some of the improvements the access has done are: more sports events; they spent thirty thousands on the van; now have instant replay; AB roll; best equipped van in the system and they need a set of cameras for the van which Cablevision will be acquiring for them at around twenty thousand dollars. Medway has won five awards this year and are going for a couple more. They will be opening another Channel (6). They are now cabling the School Committee meetings which are lots of fun. They are proposing a network loop at the school and they have expanded the program hours. Carl Pride has done a Christmas Special which will be shown in thirty towns. The Superintendent of Schools has a program on cable along with Lois Handverger has done a Children's program. Cablevision sent the Medway Cable Access there check this year in the amount of \$44,223.33. Mr. Robinson stated that they are looking for sources of funding for production etc. - looking to the future. He stated that they have also been supplying some service to the Library.

-

Mr. Borek stated that he wanted it recorded in the minutes that he is also in favor of the appointment of Ruth Allen as Acting Administrative Assistant to the Board.



## Acting Administrative Assistant's Report:

- The Board voted unanimously to have the Building Inspector periodically check the Medway Animal Hospital for any violations of the Zoning Board's decision.
- The Board voted unanimously to approve the following licenses for 1990:

Medway Veterans Building Assoc. - Liquor License				
Aoude Taxi - Taxicab License				
Aoude Gulf - Class II License				
Medway Veterans Building Assoc. - Auto. Amusement Devise Lic.				
Medway American Legion -	"	"	"	"
The Village Inn -	"	"	"	"
Table Top Pizza -	"	"	"	"
Elm Social Club, Inc. -	"	"	"	"
Papa Gino's Restaurant -	"	"	"	"
Medway House of Pizza -	"	"	"	"
Table Top Restaurant -				Sunday Amusement License
Papa Gino's Restaurant -	"	"	"	
Medway Veterans Building -	"	"	"	
Elm Social Club Inc. -	"	"	"	
Trustees Medway Legion Bldg. Com.	"	"	"	
- The Board voted unanimously to sign the annual report for the ABCC regarding any licenses that were not renewed or are not presently being used in 1989.
- The Board voted unanimously to approve the fee schedule as presented from the Fire Chief(see attached). The Board requested that an Article be put on the next town meeting warrant for a fee for underground tank removal.
- The Board voted unanimously to go with the recommendation of the Town Accountant and enter into a one-year contract with Michael J. Cicoria, CPA for the FY'1989 Audit.
- Discussed the report from the Animal Control Officer, James Cassidy regarding the complaints about Mr. Sullivan's dog at 17 Ohlson Circle. The Board requested a letter be sent to Mr. Sullivan for verification of the age of his dog from a veterinarian and have this information sent to the Board.
- Informed the Board os receipt of a letter from Town Counsel to the Town Clerk regarding the Order of Taking for the Fire Station Property.
- Informed the Board of correspondence received from the Fire Chief in Millis thanking the Medway Firefighter's for their assistance at a house fire in Millis on December 11, 1989.

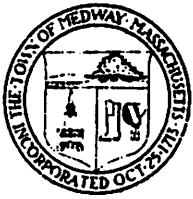
- Informed the Board of correspondence received from the Blackstone Valley Rape Crisis Team, Inc. who are presently looking for new members to serve on the board. They are looking for an interested person from our town to serve on the Board of Directors. The Board requested that we advertise in the local press and on cable for someone who would be interested in serving in this capacity.
- The Board voted unanimously to approve an emergency transfer request from the Gas Inspector to his fee account in the amount of \$1,300.00.
- The Board voted unanimously to appoint Wayne M. Vinton as the Civil Defense Director through June 30, 1990.
- The Board voted unanimously to change their February 5th and 12th meetings to Thursday evening February 8th and 15th respectively.
- The Board accepted with regret the resignation of Grace Rossetti from the Council on Aging and requested a letter of thanks be sent to her and to the Town Clerk Francis Donovan for all their hard work etc.
- The Board requested that we get to Fraser Engineering regarding the furnace in Town Hall and what should be done about the heating system.
- The Board requested Ruth get in touch with Mr. Heavey regarding the changing of the heating pipe in the basement at Town Hall.

Meeting adjourned at 9:20 p.m.

RESPECTFULLY SUBMITTED,

Ruth Allen

ra



FIRE DEPARTMENT  
TOWN OF MEDWAY, MASSACHUSETTS 02053

Tel. 533-8343

December 13, 1989

TO: Board of Selectmen  
FROM: Wayne M. Vinton  
RE: Fee Schedule

I would like to recommend that the Board of Selectmen adopt the following fee schedule for the Medway Fire Department, and that this fee schedule become effective January 1, 1990. This procedure is necessary to be in compliance with Chapter 148 Section 10A of the Massachusetts General Laws.

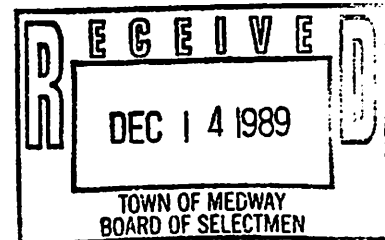
FEE SCHEDULE

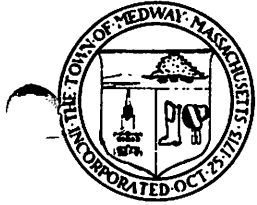
- 1.) Plans review - \$10.00
- 2.) Certificate of Compliance (Smoke Detectors) - \$10.00
- 3.) New Building Occupancy - \$10.00
- 4.) Oil Burner Inspection - \$10.00
- 5.) Propane Storage - \$10.00
- 6.) Powder Storage - \$10.00
- 7.) Incident Reports - \$10.00
- 8.) Blasting Permits - \$10.00
- 9.) Tank Truck Inspections - \$10.00
- 10.) Propane Fueled Vehicles - \$10.00

Note: Underground Tank Removal has not been included. This fee must be adopted by a vote at a Town Meeting.

For the Department

*Wayne M. Vinton*  
Wayne M. Vinton  
Chief





## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

DECEMBER 11, 1989

7:00 p.m.	Open meeting, sign warrants, approve minutes of 11-27-89 and 12-4-89 meetings.
7:01	Meet with Jerome Hanlon and Wayne Vinton
7:05	Meet with Town Clerk
7:10	Sign notes for Treasurer
7:15	License Renewals Petitions from New England Telephone and Boston Edison
7:25	Jonathan Bruce re: drainage Chicken Brook and Temple Street
7:45	Tim Wider - re: Crook Street
8:00	Permanent Police Building Committee re: Site Plan Review

Present: Harry Sabin, John Dronzek and Ruth Allen. Edward Borek was absent.

- 7:00 p.m.      The Board opened the meeting and voted unanimously to approve the minutes of the 11-27-89 and 12-4-89 meetings. The Board signed the warrants.
- The Board voted unanimously that December 22, 1989 will be a half day of work for the Selectmen's Office.
- 7:01           Former Fire Chief Jerome Hanlon was home ill so the Chairman of the Board, Harry Sabin presented the Fire Chief Budget to Wayne Vinton with many congratulations.
- 7:03           The Board met with Town Clerk, Francis Donovan who submitted his letter informing the Board that he plans to retire from the office of Town Clerk effective December 29, 1989. The Board voted unanimously to accept his resignation with deep regret. The Board voted unanimously to appoint Corinne O'Callaghan-Fallon to fill the position of Town Clerk in the interim period to the next Town Election, with all powers, duties, responsibilities and compensation of Town Clerk.
- Assistant Treasurer/Collector, Peggy Tighe met with the Board to have them sign Treasurer's notes, one for Renewal of the State Sewer Grant and one for the Renewal of the State Highway Grant - Chapter 90 and the Town Clerk notarized the same.
- Mrs. Tighe asked the Board if they wanted the present auditing firm to perform the FY'89 audit for the town. The Board informed her that the Board was awaiting the recommendation of the Town Accountant with regard to this auditing firm.
- The Board voted unanimously to approve a petition from the New England Telephone & Telegraph Company and Boston Edison Company for the placing of poles on Overlook Drive, Puddingstone Lane, Spruce Road, Somoset Circle, Milford Street and Main Street. These existing Boston Edison poles to become jointly owned. The Board signed this petition.
- The Board voted unanimously to sign the Street Crossing Locations for Hydro Quebec Phase II 345 Kv Transmission Line. The Board received the following documents: Petition of New England Hydro-Transmi-sion Electric Company, Inc.; Certificate of the Selectmen of the Town of Medway; Assignment of Transmission Line Franchise; Certificate of the Town Clerk of Medway; and Cross Section Drawings of Clark Street and Milford and Fisher Streets. They also in addition, supplies the Board with three copies of the Boston Edison Company Plan of Land dated November 3, 1989.

7:18

The Board met with Jonathan Bruce, President of Triad Builders, to review a preliminary plan which would be going before the Planning Board on December 12, 1989. The Planning Board requested that he meet with the Selectmen to discuss three different issues. The primary issue is the drainage going into Chicken Brook. He informed the Board that an agreement has been reached with the owner of the USM building, Donald Hovey. He informed the Board that there would be minimal discharge into Chicken Brook, but he would have to open Winthrop Street and Maple Street and would be using 24 - 30 inch pipe, they have a drainage design for a 25 year storm. The Board approved the tie-in at Chicken Brook and stated that they would prefer he go along the shoulder of the road if possible. The Highway Superintendent stated he would like to meet with Mr. Bruce some day soon to go over his drainage plan under the bridge on Winthrop Street.

Another problem is opening up Temple Street to through traffic. The Board asked how many lots were being developed off Maple Street - 28 lots all together. The Board stated that there is a need for a snow easement. The Board stated that they would rather see the development make a loop rather than open up Temple Street in that way the snow could be pushed to the side of the roads. As far as the problem with exiting onto Maple Street that should be reviewed with the Police Department. Mr. Bruce stated that he feels there is approximately 200 feet of good site visibility in either direction to exit out Maple Street.

7:45

The Board met with Tim Wider, Mr. and Mrs. Jordan and Mr. Mailing all residents of Crook Street. They met with the Board regarding an ongoing drainage problem in all of their backyards which comes down Mr. Wider's driveway and dumps into their backyards. Their were before the Board for some assistance in rectifying the drainage problem. Mr. Wider stated that the stone wall that was washed down in August was in good condition prior to all the rain. The Board voted unanimously to have the highway department use the right of way in the back of their properties to remove the old wall as long as the residents get a letter to the Board that they will hold the town harmless is helping them with this problem on their property. The Board also requested the Highway put in a temporary berm to combat the problem this winter and that they fix this section permanently in the Spring.

8:00

The Board met with the Permanent Police Building Committee, John Hughes, Architect from Hughes & MacCarthy and Dale McKinney, Engineer from Whitman and Howard to review the site plan for the new Police Station to be built at the corner of Campbell Street and Village Street. Mr. Hughes stated that everyone has been very cooperative in town. The Board voted unanimously to approve this plan as presented. Mr. Hughes informed the Board bids would be open for sub-bids on 2/8/90 at 6:30 p.m. and general bids on 2/15/90 at 6:30 p.m. The Board requested the secretary change their meeting to Thursday night both of those weeks.

- The Board met with the Police Chief, David Lambirth who informed the Board that Officer Robert Rojee would be out approximately four to five weeks after have surgery.

The Board discussed the problem with the fence that has been erected, allegedly on town property, at 294 Village Street. The Board requested the secretary send a letter to the County Engineers requesting their assistance in survey that portion of the railroad bed and see if the fence is on town property. The Police Chief stated the need for a permit procedure for installing fences in town, maybe a fence by-law. The Board will check into this for the next town meeting.

The Board voted unanimously to approve the following licenses for 1990:

Alcoholic Licenses:

Village Inn  
Speroni's Inc.  
Golden Jade  
The Little Store  
West Medway Liquors  
Keystone Liquors  
Medway Liquors  
Elm Social Club  
Medway Legion

The Board requested a letter be sent to the China Lotus requesting they meet with the Board at their December 18, 1989 meeting to discuss a problem the town is having at that location early Saturday mornings. The Secretary is checking with the State as to why they never approved the All Alcoholic - Restaurant License for the V.F.W.

The Police Chief will review the businesses which have the Automatic Amusement Device Licenses to make sure they are all licensed.

Auctioneer Licenses:

Allan Osborne  
Lou's Country Auction

Taxicab Licenses:

Millis-Medway Taxi (1 vehicle)  
Transystems, Inc. (3 vehicles)

Class I Licenses:

Medway Auto Sales

Class III License:

Apollo, Inc.

Class II Licenses:

C & R Auto Wholesales, Inc.  
Ike's Auto Reconditioning Service  
Elliott Motors  
R. B. Havens Associates, Inc.  
Norman W. Greene Auto Repair  
Bartolini Motor Sales Inc.  
Apollo, Inc.  
Nelson & Son Garage  
Auto Exchange (conditional on payment of back taxes)  
McGowan's Carburetor & Ignition Service  
R & R Auto Inc.

Common Victualler's Licenses:(conditional on Bd. of Health approval)

Galente Deli & Luncheonette (conditional on Currivan's payment  
of back taxes)

The Village Variety  
D. J.'s Donuts  
The Medway House of Pizza  
Lou's Country Auction  
Table Top Pizza  
Medway Restaurant & Ice Cream  
Burger King  
Gamewell Cafeteria  
Dunkin' Donuts  
Papa Gino's Restaurant  
The Village Deli & Coffee Shop  
The Village Inn  
Speroni's Restaurant  
American Legion Post #367  
China Lotus Restaurant  
Elm Social Club  
Golden Tiger, Inc.  
The Little Store  
V.F.W. Post #1526  
Cumberland Farms  
Super Place  
Medway Package Inc.  
Medway Youth Soccer (concession stand)  
Medway Youth Baseball (concession stand)

- The Board voted unanimously to appoint Ruth Allen Acting Administrative Assistant to the Board of Selectmen effective immediately at the existing salary rate of the previous Administrative Assistant plus \$1,000.00 per annum per year.



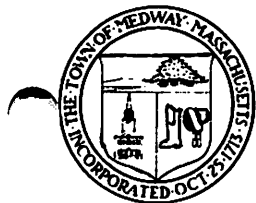
- The Board voted unanimously to signed the maintenance contract with T.S.I. from Needham for the town hall telephone system.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen, Secretary

ra



## **BOARD OF SELECTMEN**

**155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053**

### **AGENDA**

**DECEMBER 4, 1989**

**6:30 p.m.      Fall All Boards Meeting**

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Jeffrey Brown.

6:30 p.m. The Board opened the Fall All Board's Meeting and signed the warrants.

- Jim Mavrikos, Co-chairman of the Regional School District Planning Committee formed in November, 1988 gave his report. He stated that the study is about 70% complete and he hopes the completion report will be ready by the Annual Town Meeting in May, 1990.
- Elsie Robinson, Chairman of the Medway Affordable Housing Committee gave a report of the first HOP program in Medway, which was the Colonial Park Estates. The lottery on the six affordable units was held on September 27, 1989. Mrs. Robinson also gave the report on the Medway Housing Authority. She informed those in attendance that all State Grant's have been put on hold and there will be no more capital funding until 1993.
- Joseph Malloy gave a report for the Board of Assessors. The tax bills are out for 1/1/90 and recertification year will be 1994. This year the Board has taken and taxed easements for some utilities and the appeal period on these is almost up. He stated that there is a need for review of the street mapping program, they would like to put the land splits on this year.
- Al MacLeod, new member of the Board of Health spoke of the gift the Board of Selectmen had given their Board of the trash problem. He stated that there would be a new appeals committee formed which would be meeting once a month. The Board has a consultant agency to take care of perk test etc., and the Board has just hired a part-time secretary to do the trash billing etc.
- Harry Sabin, Chairman of the Board of Selectmen stated that we don't have financial problems thanks to the Finance Committee. The Police Building Committee should be going out for bids soon. The Gas tanks behind town hall should be removed shortly and the new electric system in town hall should be completed shortly also. The Board is reviewing the heating system for town hall due to all the problems lately with the present system. The Board met recently with Boston Edison for additional facilities at the West/Summer Street site. Mr. Malloy stated that Edison now pays approximately \$200,000.00 in taxes now, but with the tax laws we should keep in mind our Representatives and Senator because these laws with the utilities are doing us in.

- Mary O'Leary spoke for the Medway Cable Access Corporation and stated that there not budgeted under the town but receive five percent of Massachusetts Cablevision profits each year and that takes care of materials etc. Cable Access is scheduled to go before the Board of Selectmen in the near future informing them of the amount recently received from Mass. Cablevision.
- Joseph O'Brien, Cemetery Commissioner stated that there are no complaints from their commission and that they will be level funding for this next year.
- Bernard Cornelis spoke for the C.I.P.C. that there is a need for more volunteers for that committee, presently there are three people on the committee with seven positions.
- David Button spoke for the Computer Committee. There was a major upgrade of the computer system last Spring and that the committee has not met in a while. Next year there will be a slight decrease in the budget due to the fact that the newer hardware is more reliable. Assistant Town Clerk, Corinne Fallon asked if the Computer Committee would research shortening the time it take to do the backup due to the fact that the computer can not be used from about 2:15 to 4:15 p.m. Mr. Button stated he will check into this problem and get an answer for her. The Board of Assessor's agreed with Mrs. Fallon.
- John Hurley, representative of the Tri-County Regional Vocational School stated that enrollment is down by thirty-seven students this year but Medway students has increased by four students. The budget assessment will be up for next year, every town is assessed for a minimum of five students. The school is taking students in on a tuition basis. He also stated that when the students are finished with Fire Station II make sure all the work is complete because the town will not have them back for at least three years.
- Paul Yorkis, Chairman of the Conservation Commission stated that they have been very busy this year. They have many complex areas and the consultant's fees have been exhausted. On the plus side, with the new State law for the fees, \$25.00 goes to the town and of the balance 50% goes to the State and the other 50% goes to the town. The Commission has received excellent cooperation from the Planning Board and the Police Department. The Police Department has been serving the cease and desist orders because the State says that the commission can no longer give a verbal cease and desist.
- John Ryan, Chairman of the Council on Aging stated that this has been a routine year and that the hot lunch program has been underwritten by the school lunch program. The Council will now be meeting at the all purpose room at the Library each month.

- Sal Spataro, EMT Coordinator stated that they have a temporary license for the new ambulance which is now in service while they await State approval. He said daytime coverage for the ambulance has been good.
- Richard Brown, Chairman of the Finance Committee spoke for that committee and handed out several things. (attached)
- Wayne Vinton, Fire Chief spoke for the Fire Department. Station II is almost completed and will hopefully be completed by Christmas recess. Have met with the contractors for Station I and they should be breaking ground within the next two weeks. New fire truck is on order and should be delivered in June, 1990.
- Mary Ellen Lavenberg, Chairman of the Historical Commission stated the Commission has worked every hard putting the guide together for the Rabbit Hill Historical District. She presented the comprehensive guide to the Board of Selectmen for their office. She also stated that the town needs to consider holding onto Fire Station I and the old Cole Library buildings.
- John Dronzek a member of the Industrial Development Finance Authority stated that the only time that they meet is when someone is applying for an Industrial Revenue Bond and they have not had to meet for quite some time.
- Tom Carpenter, Chairman of the Library Trustees stated that the trustees are working within their budget, but there is a problem with their electric bill. They have opened the library for an additional day, Monday's, this year and that the circulation is up 9,000 over last year. The computer program is on schedule and that the library is using two young girls as pages.
- Bill Rombalski and Fred Sibley, Chairman and Superintendent of the Park Commission spoke on the increase of staff, Jonathan Power, to the Park Dept. this year. There has also been an increase of capital equipment and they are trying to expand services to the town, ie. working with the school department on their fields. Improvements have begun on the Oakland Street field this year also.
- Police Chief Lambirth stated that his department is just about where they have been every other year. The base station and portable radios have about had it along with the radar sets. He went without replacing a cruiser this year but it looks like he will need to replace three cruisers this next year.

- Arthur Bettencourt, Superintendent of Schools spoke for the School Administration. There were no problems with the opening of this school year. We know that we are the major spenders in town. The gym floors have been done and the termites have moved to Doug Downings house. The air conditioning has been installed in the cafeteria which has been a boom for the Medway Boosters. Resurfaced the tennis courts this year and the budgeting process is ongoing with the schools too.
- Bill Yanco, Chairman of the School Committee stated that Dr. Bettencourt reported on all he was going to report except that the School Committee is very pleased with the hiring of Dr. Bettencourt during the fiscal year, he is doing a great job.
- Representatives Daniel Ranieri and Barbara Gardner and Senator Edward Burke were in attendance and spoke with regard to the present fiscal crises of the State, and what the town could expect in the way of state assistance. They answered questions of those in attendance at this meeting.
- Private citizen, Paul Mitchell spoke to the need for accountability for the State. Where is the most income for the State? Rep. Ranieri stated that 75% is revenue from personal income taxes; sales tax and corporate excise tax. We are here tonight because we care, look at our record individually.
- Town Accountant, Mary Shea gave a report on her department.
- Assistant Town Clerk, Corinne O'Callaghan-Fallon gave a report for the Town Clerk's office. The Federal Census will be done in 1990 and the town census will be going out in January.
- Treasurer/Collector Fred Lee spoke on the concerns for bonding for Local Aid and he has been assured that the local aid payments will be going out to the cities and towns. The collections have been excellent this year.
- Veteran's Agent, Anthony Mastroianni stated that the Town of Medway has been fortunate with a lack of need this fiscal year.
- Water/Sewer Commission Chairman, Gardner Rice gave his departmental report and stated that his department will need to have some inter-departmental transfer done at a Special Town Meeting. They will also have to ask the Finance Committee for a transfer because his department has exceeded amount for Sewer Engineering services.

- Joseph Dziczek, Chairman of the Zoning Board of Appeals gave his report and stated that there is nothing new in his department to report.
  - John Boczanowski, Chairman of the School Building Committee stated they have some nice plans and ideas, but they are not happy about the money end of it. If we proceed today, it will be five to seven years before the State renders approval.
  - Jim Ladieu, Medway Government Study Committee, distributed a draft of recommendations and informed those in attendance of the public hearing to be held regarding this draft on January 17, 1990 at 7:30 p.m. in Sanford Hall.
  - Linda Reynolds, Medway Arts Lottery gave her report.
- 9:10 p.m.      The All Boards meeting adjourned and the Board of Selectmen met in Room 5 of Town Hall to take care of there business portion of their meeting.
- Discussed the request for an emergency Street Opening Permit for Martha Baker at Lot 2B Coffee Street where is needs to bring in the utilities for a modular home she is placing on that property. The Board voted unanimously to grant this permit with the approval of the Water/Sewer Supt. and the Highway Supt. and that the work must be completed by December 9, 1989.
- 9:30            The Board was polled to enter into Executive Session to discuss a Personnel matter. Sabin, yes; Borek, yes and Dronzek, yes. The meeting would not reconvene after the executive session.

RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary

ra

# **DRAFT DRAFT DRAFT !!!!!**

## **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, town accountant, constables, recreation commission, board of health, planning board, library trustees, conservation commission, 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, 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. Pending appointment of the town administrator

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.

**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 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.

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

(d) 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.

(e) 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.

(f) 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.

(g) 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.

(h) 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.

(i) 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.

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

(k) to administer the town personnel system, including, but not limited to personnel policies and practices, rules and regulations, and all collective bargaining agreements entered into by the town.

(l) 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.

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

(n) 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.

(o) 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.



(p) 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.

## **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) The incumbent serving as treasurer/tax collector shall continue to serve for the balance of the term for which he 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.

(c) 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.

(d) Upon the adoption of this act 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. Upon the adoption of this act the town administrator shall assume all the powers, duties and responsibilities of the water/sewer commissioners.

(e) 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 board of health shall be appointed by the board of selectmen.

(f) 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 town administrator .

(g) upon the adoptions of this act the park commissioners shall be abolished. The town administrator shall succeed to all the powers hereto possessed or exercised by the park commissioners, provided however recreation related functions shall be the responsibility of the recreation commission. The board of selectmen shall appoint as soon as practical after this act is adopted a recreation commission to organize, oversee and develop recreation programs.

(h) 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.

(I) The incumbent members of the planning board 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 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.

(Section 26. *Effective Date.* This act shall be submitted for acceptance to the qualified voters of the Town of Medway at the annual town meeting 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 to be used for the election of town officials at said meeting:-

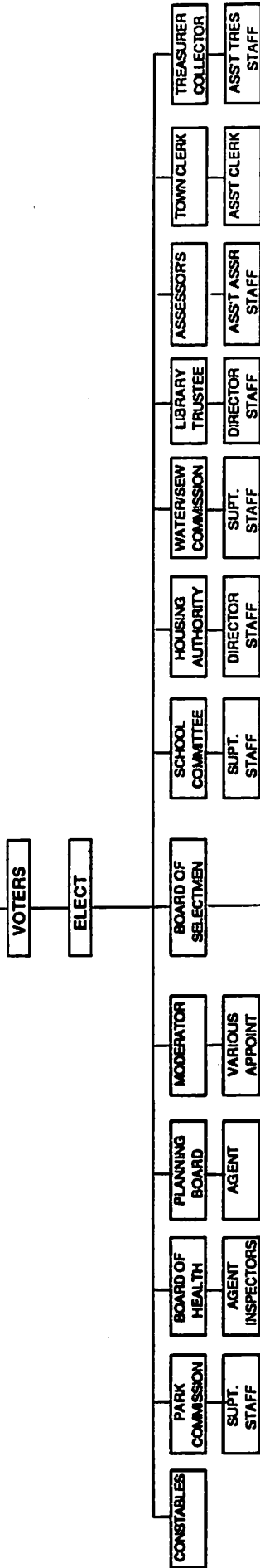
"Shall an act passed by the General Court entitled 'An Act establishing a Selectmen-Town Administrator form of government in the Town of Medway " be accepted.

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 annual town election.

**DRAFT DRAFT DRAFT!!!!**



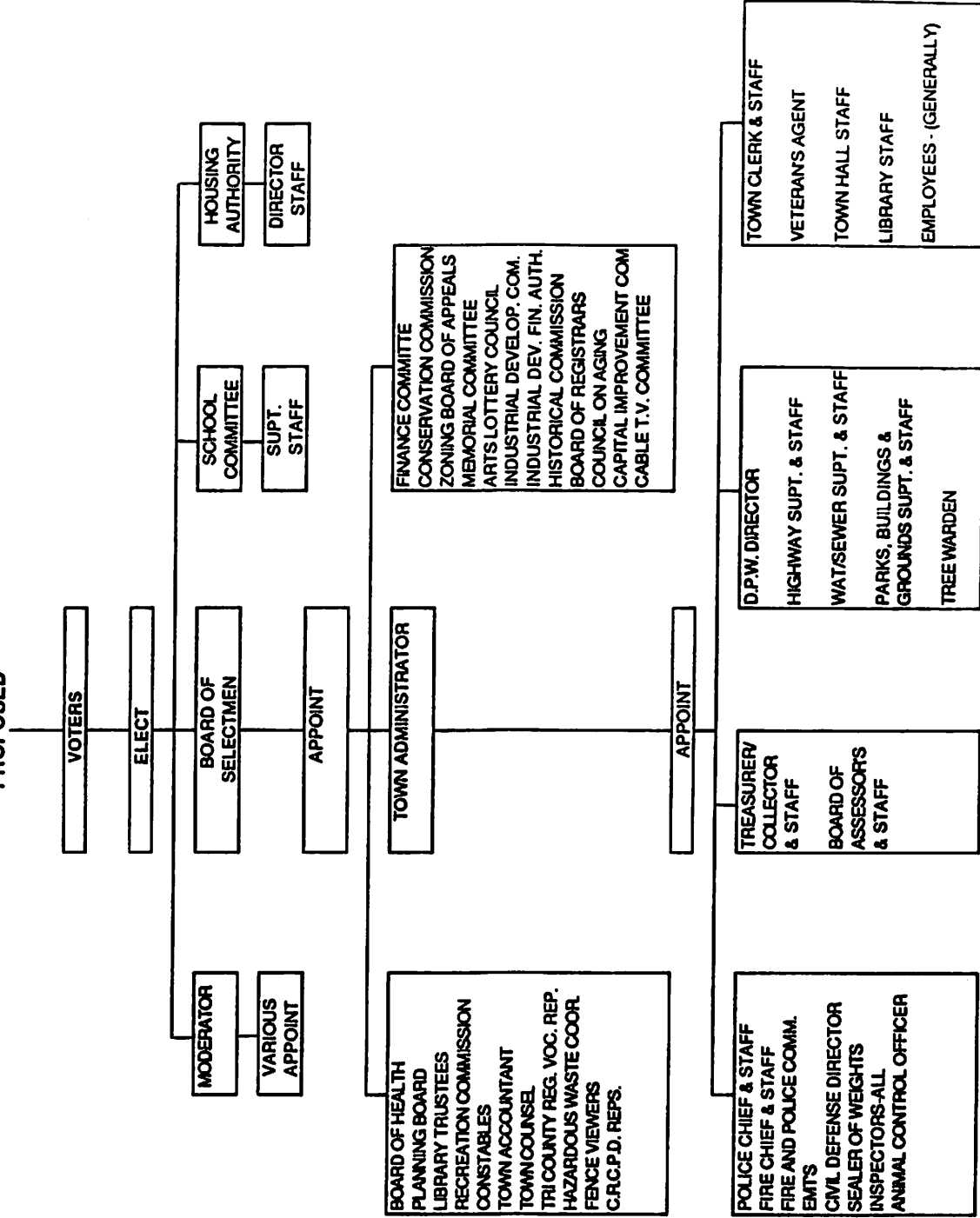
# TOWN OF MEDWAY ORGANIZATIONAL CHART CURRENT

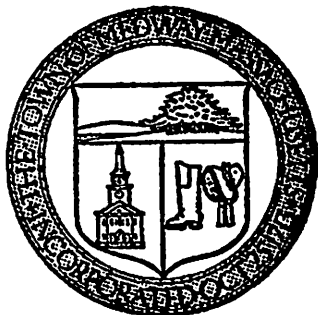


ADMINISTRATIVE ASSISTANT  
TOWN COUNSEL  
TOWN ACCOUNTANT  
POLICE CHIEF & EMPLOYEES  
HIGHWAY SUPT. & EMPLOYEES  
FIRE CHIEF  
EMT'S  
FIRE/POLICE COMM  
TREETWARDEN  
CIVIL DEFENSE  
FENCE VIEWER  
INSPECTORS BUILDING, GAS, WIRE  
ANIMAL CONTROL OFFICER  
TRI COUNTY REG. VOC. REP.  
SEALER WEIGHTS AND MEASURES  
PARKING CLERK  
M.A.P.C. REP.  
C.R.C.P.D. REPS  
VETTRANS AGENT  
TOWN HALL EMPLOYEES  
HAZARDOUS WASTE COOR.

FINANCE COMMITTEE  
CONSERVATION COMMISSION  
ZONING BOARD OF APPEALS  
MEMORIAL COMMITTEE  
ARTS LOTTERY COUNCIL  
INDUSTRIAL DEVELOPMENT COMM.  
INDUST. DEV. FIN. AUTH.  
HISTORICAL COMMISSION  
BOARD OF REGISTRARS  
COUNCIL ON AGING  
CABLE T.V. COMM.  
CAPITAL IMPROVEMENT COMM.

# TOWN OF MEDWAY ORGANIZATIONAL CHART PROPOSED





**TOWN OF MEDWAY**  
MEDWAY, MASSACHUSETTS 02053

**FINANCE COMMITTEE**

December 4, 1989

To: All Town Departments and Other Budgeting Units

From: Finance Committee

Re: FY 91 Budget Guidelines

In order to budget within revenue limitations, we are forced to recommend a 5% increase in total salaries and a 0% increase in total department expenses.

The salary increase of 5% does not translate directly into a 5% increase in each employee's individual salary. The recommended salary increase of 5%, means that the town can not afford an increase in total salary dollars of more than 5% over FY90. Large departments having employment contracts which call for an increase of more than 5%, will find that areas such as number of employees, operating hours, part time costs or overtime expenses will have to be adjusted to offset the difference and average to a 5% increase in total salary dollars. It might be necessary to calculate an overall budget increase in regular full time salaries at 4% in order to average a 5% total increase after considering increases in overtime, part time or services. We will continue to review this recommendation as the FY91 budgets are reviewed.

We need the assistance of all departments to review every expense category within their budget to insure that every expense is absolutely necessary (zero base budgeting).

**Medway Finance Committee**

December 4, 1989

Prepared for FY91 budget discussions: (amounts in thousands)

(excludes water & trash)

	<u>Budgeted FY89</u>	<u>Budgeted FY90</u>	<u>Recom FY91</u>	<u>Proj FY92</u>
<b>Revenues:</b>				
Property tax incl new growth	\$7,166	\$7,732	\$8,194	\$8,649
Assessors overlay & other	(392)	(175)	32(246) <i>aka turnover</i>	(259)
Cherry Sheet (state aid)	3,265	2,875	2,875	2,875
Local receipts	<u>1,054</u>	<u>1,168</u>	<u>+10% 1,285</u>	<u>1,349</u>
Total Revenues	\$11,093	\$11,600	\$12,108	\$12,614
Available free cash	0	133	434	400
Total Available for Appropriation	<u>\$11,093</u>	<u>\$11,733</u>	<u>\$12,543</u>	<u>\$13,014</u>
Percent over Prior Year		5.8%	6.9%	3.8%
<b>Expenditures:</b>				
Education - Salaries	\$5,871	\$6,225	\$6,536 <i>5% inc</i>	
Expenses	1,338	1,412	1,412 <i>0% inc</i>	
Public Safety - Salaries	744	788	827	
Expenses	87	92	92	
DPS (Highway) - Salaries	210	220	231	
Expenses	246	246	246	
Other Depts - Salaries	541	610	641	
Expenses	354	382	382	
Tri-County Assessment	275	296	296	
County Pension Assessment	236	244	244	
CRPCD Assessment	181	178	178	
Insurance	551	729	729	
Bonded debt & interest-Old	310	303	296	
New	-	-	350	
Short-term interest	40	140	40	
Special Articles	<u>109</u>	<u>24</u>	<u>100</u>	
Sub-total Salaries	\$7,366	\$7,843	\$8,235	
Sub-total Dept Expenses	2,025	2,132	2,132	
Sub-total All Other	<u>1,702</u>	<u>1,914</u>	<u>2,233</u>	(increase scenarios)
Total Expenditures	\$11,093	\$11,889	\$12,600	\$12,978 3%A
Percent over Prior Year	9.2%	7.2%	6.0%	\$13,356 6%B
				<u>\$13,734 9%C</u>
Operating Surplus (Shortfall)	0	(156)	(57)	36 A
				(342) B
				(720) C
Use of Other Reserves	0	170	100	0
Special Town Meeting Appropriations	\$459	0	0	0
Free Cash:				
Balance remaining from PY's	0	14	0	0
New Free Cash generated	533	420	400	400
Used at STM's	400	0	0	0
Balance carried to Annual Town Mtg	<u>\$133</u>	<u>\$434</u>	<u>\$400</u>	<u>\$400</u>
Stabilization Fund:				
Used at STM or ATM	-	59	0	0
Balance (with interest)	<u>\$302</u>	<u>\$262</u>	<u>\$283</u>	<u>\$306</u>

Medway Finance Committee  
December 4, 1989

Facts and Assumptions:  
(amounts in thousands)

	Actual FY89	Actual FY90	Recommended FY91	Projected FY92
New Growth Valuation	\$24,200	\$29,100	\$20,000	\$20,000
Assessors Overlay	5.5%	2.3%	3.0%	3.0%
Cherry Sheet Growth	9.8%	-11.9%	0.0%	0.0%
Local Revenue Growth	0.3%	10.8%	10.0%	5.0%
New Free Cash Generated	\$533	\$420	\$400	\$400
Salary Increases	-	6.5%	5.0%	?
Dept Expense Increases	-	5.3%	0.0%	?
Bonded Debt & Interest - Old	\$310	\$303	\$296	\$289
Bonded Debt & Interest - New	-	-	\$350	?
Short-term Interest	\$40	\$140	\$40	?
Special Articles (total)	\$568	\$24	\$100	?
Tax Rates	\$13.29	\$13.45	-	-
Tax levy	7,166	7,732	8,194	8,649
Levy Limit	7,166	7,732	8,194	8,649
New Growth tax dollars	313	387	269	250

FINANCE COMMITTEE WORKSHEET -  
ADDITIONAL EXPENDITURES

	1	2	3	4	5
1	ADDITIONAL FUNDING NEEDS:				
2	DEPARTMENT:	FY 91	FY 92	FY 93	FY 94
3	POLICE DEPARTMENT:				
4	UTILITIES				
5	MAINTENANCE				
6	FURNISHINGS				
7	POLICE/FIRE COMMUNICATIONS:				
8	DISPATCH CENTER				
9	FIRE DEPARTMENT:				
10	UTILITIES				
11	MAINTENANCE				
12	FURNISHINGS				
13	D.P.S.:				
14	ADDITION TO HWY. BARN				
15	PICK-UP TRUCK				
16	DRAINAGE-MAIN/COTTAGE				
17	MAIN ST. CONST. SHORTFALL				
18	GAS PUMP/NEW SYS.				
19	REMOVE TANKS/TOWN HALL				
20	INSURANCE				
21	HEALTH INSURANCE				
22	TRI-COUNTY VOC. SCHOOL				
23	C.R.P.C.D.				
24	SCHOOL BUILDING:				
25	OPERATING COSTS				
26	Pre-Construction Costs				
27	Construction Costs				
28					
29					
30					
31					
32					
33					
34					
35					
36					
37					
38					
39					

# FINCOM NEWSLETTER

## Officers and Directors

Pres.	Samuel D. Strieff	Rowley
1st V.P.	Philip Buchek	Lynnfield
2nd V.P.	Anthony Belcher	Rehoboth
Directors:	John E. Brennan, Jr.	Canton
	Marilyn H. Browne	Plympton
	Michael J. O'Sullivan	Lexington
Past Pres.:	Edward H. Dlott	Natick
	Michael D. Altfillisch	Canton
	Patricia N. Leiby	Bedford
Western Division		
Pres.	Richard G. Braney	Spencer
V.P.	Kendrick Barnes	Sturbridge
EXEC. SECRETARY AND TREASURER OF ATFC		
Stuart DeBard, Esq./Tel. (617) 742-9310		

Published by the Association of Town Finance Committees (ATFC)  
84 State Street, Boston, MA 02109

Circulation: In excess of 2400 Fincom and Capital Committee and other Municipal Officials (290 towns)



Volume V Issue I

October 1989

## RESOLUTION

ATFC - 11/19/89

WHEREAS: The local governments of Cities and Towns of the Commonwealth as a result of Prop 2 1/2 are severely restricted in their ability to raise funds by taxation; and are more dependent than ever on Local Aid and other funds from the Commonwealth...and

WHEREAS: State Government has not been restricted in its growth during the same period and the COST & SIZE of State Government has increased in size and now requires a dis-proportionate share of each revenue dollar collected, leaving less and less for Local Aid...and

WHEREAS: The Association of Town Finance Committees representing 280-290 Towns and over 2000 individual Finance Committee Members across the Commonwealth feels this unchecked spending and growth must not only be stopped but the size of State Government must be cut back as well and therefore....

BE IT RESOLVED: That on this date the Association of State Finance Committee on behalf of the 280-290 towns and over 2000 Finance Committee Members calls on State Government (His Excellency Governor Dukakis and the Senate and House) to:

1. Through the budget process down size State Government (personnel and spending).
2. Enact legislation that insures the costs of mandated programs are appropriately funded to eliminate unpredictable costs on local government.
3. Establish by legislation an orderly and predictable process for sharing all revenues collected by the State with the Cities and Towns of the Commonwealth.

and such actions be completed prior to July 1, 1990.

**Commonwealth of Massachusetts  
Department of Revenue  
Division of Local Services**

**FISCAL FACTS  
for  
MEDWAY**

**Presented at the  
Association of Town Finance Committees  
Annual Meeting  
November 18, 1989**

**Municipal Data Management and Technical Assistance Bureau**

**STEPHEN W. KIDDER  
COMMISSIONER**

**EDWARD J. COLLINS, JR.  
DEPUTY COMMISSIONER**



**MEDWAY**  
**PROPERTY TAX REVENUES**

**EXCESS LEVY CAPACITY**

FISCAL YEAR	LEVY LIMIT	ACTUAL LEVY	EXCESS CAPACITY	CAPACITY AS % OF LEVY LIMIT
1985	5,362,038	5,304,699	57,339	1.07
1986	5,702,423	5,411,915	290,508	5.09
1987	6,154,476	5,930,348	224,128	3.64
1988	6,686,444	6,684,081	2,363	0.04
1989	7,166,575	7,166,356	219	0.00
1990				

**NEW GROWTH**

FISCAL YEAR	NEW GROWTH	RESIDENTIAL TAX RATE	COMMERCIAL/ INDUSTRIAL TAX RATE	TOTAL ASSESSED VALUE
1983	199,868	23.27	26.40	200,061,777
1984		23.58	26.73	203,766,867
1985	285,719	22.04	22.04	240,685,093
1986	206,334	21.80	21.80	248,252,997
1987	309,492	22.72	22.72	261,018,835
1988	221,731	12.91	12.91	517,744,500
1989	312,970	13.29	13.29	539,229,200
1990	301,315	13.45	13.45	574,813,400

1989 NEW GROWTH = CERTIFIED CALENDAR YEAR 1987 NEW CONSTRUCTION  
(AS VALUED ON 1/1/88 X FY88 TAX RATE)

**OVERRIDE CAPACITY**

FISCAL YEAR	LEVY LIMIT	LEVY CEILING	OVERRIDE CAPACITY	OVERRIDE CAPACITY as % OF LEVY LIMIT
1985	5,362,038	6,017,125	655,087	12.2
1986	5,702,423	6,206,325	503,902	8.8
1987	6,154,476	6,525,475	370,999	6.0
1988	6,686,444	12,943,625	6,257,181	93.6
1989	7,166,575	13,480,725	6,314,150	88.1
1990				

\* For the purpose of calculating override capacity, the levy limit does not include debt exclusions .

**MASSACHUSETTS DEPARTMENT OF REVENUE  
DIVISION OF LOCAL SERVICES  
MUNICIPAL DATA BANK  
MUNICIPAL DEMOGRAPHIC PROFILE**

**MEDWAY**

TOTAL POPULATION		AGE OF POPULATION -	1970	1980	1990*	1995*
1970	7,938	0 - 4 YEARS	881	559	706	738
1980	8,447	5 - 19	2,839	2,539	2,255	2,286
1986	9,360	20 - 59	3,510	4,450	5,813	6,459
1990	10,048	60 - 74	501	598	884	993
1995	10,924	75 +	207	301	390	448

% CHG 70 - 95      37.62

SOURCE: U.S. CENSUS BUREAU

\* = MASSACHUSETTS INSITUTE FOR SOCIAL AND ECONOMIC RESEARCH

SOURCE: U.S. CENSUS BUREAU

70 & 80 ARE ACTUAL COUNTS

LATER YEARS ARE ESTIMATES AND PROJECTIONS

POPULATION DENSITY

1970	1980	1986	1990	1995
684	728	807	866	942

PER CAPITA INCOME

1979	7,436
1981	9,139
1983	10,895
1985	13,061

SOURCE: U.S. CENSUS BUREAU

1979 IS ACTUAL

LATER YEARS ARE ESTIMATES

PER CAPITA INCOME IS TOTAL PERSONAL

INCOME DIVIDED BY THE CURRENT POPULATION

PUBLIC SCHOOL - ATTENDING CHILDREN AND BIRTHS

		% OF		% OF	
FY	BIRTHS	K-6	TOTAL	7-12	TOTAL K-12
80	102	1,143	49.5	1,164	50.5 2,307
81	118	1,054	48.0	1,142	52.0 2,196
82	112	1,028	48.7	1,083	51.3 2,111
83	124	957	46.6	1,099	53.5 2,056
84	125	947	48.0	1,025	52.0 1,972
85	163	891	46.7	1,018	53.3 1,909
86	154	906	47.8	990	52.2 1,896
87	144	981	51.8	912	48.2 1,893
88	158	992	53.4	867	46.6 1,859
89*		1,022	56.1	799	43.9 1,821
90*		1,096	58.5	779	41.6 1,875
91*		1,167	61.5	731	38.5 1,898
92*		1,214	63.1	710	36.9 1,924
93*		1,272	63.2	740	36.8 2,012

SOURCE: MASSACHUSETTS DEPARTMENT OF EDUCATION

FY88 BIRTHS OCCURIED BETWEEN 1/1/87 and 12/31/87.

\* = PROJECTED

FAMILY INCOME - 1979

NUMBER OF FAMILIES > \$15,000	1,683
NUMBER BELOW POVERT LEVEL	108

SOURCE: U.S. CENSUS BUREAU

NUMBER OF REGISTERED VOTERS

	DEMO- CRATS	REPUB LICANS	INDEPEN- DENTS	TOTAL
1982	1,680	594	2,377	4,651
1984	1,822	573	2,299	4,694
1986	1,680	625	2,415	4,720
1988	1,801	801	2,686	5,288

SOURCE: SECRETARY OF THE COMMONWEALTH

LABOR FORCE

	TOTAL	PERCENT UNEMPLOYMENT
1982	4,361	5.3
1983	4,388	4.5
1984	4,466	3.1
1985	4,521	2.6
1986	4,522	2.5
1987	5,034	1.7
1988	5,193	2.8

SOURCE: MASSACHUSETTS DEPARTMENT OF EMPLOYMENT AND TRAINING

## **Expenditures by Function: Data Description**

The source document is Schedule A, an end-of-year financial summary of revenues and expenditures submitted by town accountants and city auditors. The document requires reporting to be in the UMAS accounting format. Communities' own budgets may have slightly different account structures.

Expenditures for capital outlay and construction are excluded, in order to facilitate fairer comparisons.

Data represents spending from the general fund only. Expenditures from special revenue, enterprise, capital projects, or trust funds are not reflected in these totals. This may result in wide variations among communities in the "other public works" category, because many communities account for spending on sewer, water, utilities and other public works functions in enterprise or special revenue funds.

Intergovernmental transfers within departmental budgets (such as regional school assessments) are reported within their respective functions (such as education) and not in the "intergovernmental" category.

The detailed figures that are totalled for each function on this report can be obtained from the Municipal Data Bank's Schedule A Data Base. Each function can be broken down by departmental area. For example, "Other Public Safety" includes the following categories that are reported on Schedule A: Ambulance Service, EMT's, Building Inspector, Gas Inspector, Plumbing Inspector, Weights/Measures Inspector, Electrical Inspector, Public Scales, Other Inspectors, Civil Defense, Dog Officer, Traffic Control, Forestry, Harbor Master, and Other Public Safety.

Within each departmental area, spending is reported in the following object areas: Personal Services, Purchase of Services, Supplies, Intergovernmental, Other Charges and Expenditures, Out-of-State-Travel, Court Judgments, Construction, Other Capital Outlay, and Debt Service.

This detailed information can be obtained by calling the Data Bank at 617-727-2300.

**MASSACHUSETTS DEPARTMENT OF REVENUE  
DIVISION OF LOCAL SERVICES  
EXPENDITURES BY FUNCTION  
FY88**

MUNICIPALITY	GENERAL GOVERNMENT =====	POLICE =====	FIRE =====	OTHER PUBLIC SAFETY =====	EDUCATION =====	PUBLIC WORKS HIGHWAY =====	OTHER PUBLIC WORKS =====
MEDWAY	460,864	577,911	59,173	150,349	6,862,909	474,349	241,955
NORWELL	896,870	854,499	480,789	396,410	7,350,370	628,295	790,556
HOPKINTON	654,607	587,144	338,290	109,346	5,491,685	420,253	730,986
MEDFIELD	571,188	698,771	116,671	118,590	7,487,516	685,889	723,832
WESTON	758,118	1,229,671	1,210,778	88,710	8,835,349	1,180,559	655,153
NORFOLK	531,608	567,154	96,071	233,494	3,624,099	464,850	252,467

MUNICIPALITY	HEALTH & WELFARE =====	CULTURE & RECREATION =====	DEBT SERVICE =====	FIXED COSTS =====	INTER- GOVERNMENTAL =====	OTHER EXPENDITURE =====	TOTAL EXPENDITURES =====
MEDWAY	181,629	177,088	320,953	633,387	106,202	0	10,246,769
NORWELL	108,084	310,597	123,947	614,174	444,398	119,777	13,118,766
HOPKINTON	123,251	125,954	808,713	794,576	110,900	22,823	10,318,528
MEDFIELD	82,322	180,410	576,795	792,583	339,640	34,636	12,408,843
WESTON	122,318	785,754	1,775,944	1,822,477	498,606	142,962	19,106,399
NORFOLK	91,391	154,561	330,461	466,749	191,659	0	7,004,564

Communities were selected for comparison to MEDWAY on the basis of Department of Education " Kind of Community" category and closest population.

MEDWAY is a "Residential Suburb" and has a population of 9,360 .

**MASSACHUSETTS DEPARTMENT OF REVENUE  
DIVISION OF LOCAL SERVICES  
EXPENDITURES BY FUNCTION PER CAPITA  
FY88**

MUNICIPALITY	GENERAL GOVERNMENT =====	POLICE =====	FIRE =====	OTHER PUBLIC SAFETY =====	EDUCATION =====	PUBLIC WORKS HIGHWAY =====	OTHER PUBLIC WORKS =====
MEDWAY	49.24	61.74	6.32	16.06	733.22	50.68	25.85
NORWELL	95.82	91.29	51.37	42.35	785.30	67.13	84.46
HOPKINTON	69.94	62.73	36.14	11.68	586.72	44.90	78.10
MEDFIELD	61.02	74.66	12.46	12.67	799.95	73.28	77.33
WESTON	81.00	131.38	129.36	9.48	943.95	126.13	69.99
NORFOLK	56.80	60.59	10.26	24.95	387.19	49.66	26.97

MUNICIPALITY	HEALTH & WELFARE =====	CULTURE & RECREATION =====	DEBT SERVICE =====	FIXED COSTS =====	INTER- GOVERNMENTAL =====	OTHER EXPENDITURE =====	TOTAL EXPENDITURES =====
MEDWAY	19.40	18.92	34.29	67.67	11.35	.00	1,094.74
NORWELL	11.55	33.18	13.24	65.62	47.48	12.80	1,401.58
HOPKINTON	13.17	13.46	86.40	84.89	11.85	2.44	1,102.41
MEDFIELD	8.80	19.27	61.62	84.68	36.29	3.70	1,325.73
WESTON	13.07	83.95	189.74	194.71	53.27	15.27	2,041.28
NORFOLK	9.76	16.51	35.31	49.87	20.48	.00	748.35

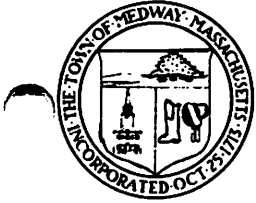
**MASSACHUSETTS DEPARTMENT OF REVENUE  
DIVISION OF LOCAL SERVICES  
EXPENDITURES BY FUNCTION AS PERCENTAGE OF TOTAL  
FY88**

MUNICIPALITY	GENERAL GOVERNMENT =====	POLICE =====	FIRE =====	OTHER PUBLIC SAFETY =====	EDUCATION =====	PUBLIC WORKS HIGHWAY =====	OTHER PUBLIC WORKS =====
MEDWAY	4.5	5.6	0.6	1.5	67.0	4.6	2.4
NORWELL	6.8	6.5	3.7	3.0	56.0	4.8	6.0
HOPKINTON	6.3	5.7	3.3	1.1	53.2	4.1	7.1
MEDFIELD	4.6	5.6	0.9	1.0	60.3	5.5	5.8
WESTON	4.0	6.4	6.3	0.5	46.2	6.2	3.4
NORFOLK	7.6	8.1	1.4	3.3	51.7	6.6	3.6

MUNICIPALITY	HEALTH & WELFARE =====	CULTURE & RECREATION =====	DEBT SERVICE =====	FIXED COSTS =====	INTER- GOVERNMENTAL =====	OTHER EXPENDITURE =====	TOTAL EXPENDITURES =====
MEDWAY	1.8	1.7	3.1	6.2	1.0	0.0	100.0
NORWELL	0.8	2.4	0.9	4.7	3.4	0.9	100.0
HOPKINTON	1.2	1.2	7.8	7.7	1.1	0.2	100.0
MEDFIELD	0.7	1.5	4.6	6.4	2.7	0.3	100.0
WESTON	0.6	4.1	9.3	9.5	2.6	0.7	100.0
NORFOLK	1.3	2.2	4.7	6.7	2.7	0.0	100.0

★ SELECTED FISCAL FACTS INDICATORS (BLANKS INDICATE NO DATA AVAILABLE)

	POPULN	TOTAL	% CHG	TOTAL	% CHG	LEVY %	LEVY	%	NEW	RESID		
	'86	BUDGET	81-89	LEVY	81-89	OF BUD.	LIMIT	EXCES	GROWTH	TAX	FREE CASH	STAB. FUND.
								CAP.		RATE	7/1/88	FY88
LENEX	6,550	7,637,212	43.5	3,878,726	6.1	50.8	4,460,158	13.04	128,100	11.30		280,438
LEOMINSTER	35,060	42,487,765	62.0	16,695,944	16.9	39.3	20,527,732	18.67	686,259	10.30	3,145,374	
LEVERETT	1,560	1,542,050	59.7	1,033,832	58.3	67.0	1,049,697	1.51	46,774	11.40	343,876	182,391
LEXINGTON	28,610	54,416,431	49.5	37,264,901	47.8	68.5	37,327,420	0.17	457,718	10.89	8,650,532	214,664
LEYDEN	620	602,552	37.9	408,083	50.2	67.7	408,212	0.03	15,282	18.18	-14,794	20,958
LINCOLN	7,710	11,290,950	75.1	7,288,800	85.2	64.6	7,314,204	0.35	29,948	9.80	600,284	754
LITTLETON	7,170	12,176,839	97.5	6,850,410	75.9	56.3	6,862,381	0.17	386,718	10.03	272,591	235,624
LONGMEADOW	16,380	21,903,423	30.1	13,893,077	36.9	63.4	13,897,305	0.03	113,395	14.34	1,581,520	45,984
LOWELL	92,880	136,351,041	92.1	45,797,581	50.2	33.6	45,809,506	0.03	1,433,881	12.41	4,338,294	
LUDLOW	18,740	21,292,155	59.0	9,027,817	24.6	42.4	9,661,787	6.56	386,575	16.40	1,959,340	114,327
LUNENBURG	8,850	9,621,773	35.1	5,215,681	19.2	54.2	5,216,578	0.02	120,815		294,342	13,542
LYNN	78,560	123,251,394	43.5	44,613,402	-14.4	36.2	44,614,830	0.00	1,045,912	12.03	1,298,910	3,950,000
LYNNFIELD	11,350	15,169,096	43.4	10,172,107	39.6	67.1	10,197,252	0.25	160,293	10.92	346,484	
MALDEN	53,490	73,754,935	47.6	28,508,729	2.8	38.7	28,519,070	0.04	566,677	9.87	1,462,697	
MANCHESTER	5,260	8,995,535	45.3	6,251,785	40.2	69.5	6,296,022	0.70	205,385	7.50	556,178	30,035
MANSFIELD	14,920	23,226,448	105.7	12,866,156	84.6	55.4	12,869,615	0.03	597,172	13.53	210,490	167,211
MARBLEHEAD	19,580	31,866,293	42.1	19,527,304	37.0	61.3	19,562,445	0.18	283,466	8.30	1,423,018	653,873
MARION	4,170	5,502,651	55.1	4,009,904	54.1	72.9	4,012,661	0.07	56,699	7.44	15,238	173,291
MARLBOROUGH	31,180	47,792,515	86.4	29,504,528	81.5	61.7	30,935,009	4.62	1,235,989	9.48	1,850,736	
MARSHFIELD	22,180	30,361,938	49.6	15,924,445	26.7	52.4	15,924,659	0.00	339,309	12.07	1,103,729	12,289
MASHPEE	5,940	13,594,493	185.8	10,159,946	174.9	74.7	10,172,162	0.12	827,585		1,207,894	153,310
MATTAPOISETT	5,850	7,476,904	69.3	5,374,939	70.8	71.9	5,458,330	1.53	79,590	9.90	377,454	100,912
MAYNARD	9,900	14,096,145	45.4	7,622,747	10.5	54.1	7,625,303	0.03	261,160	9.99	326,725	3,477
MEDFIELD	10,610	14,400,153	41.8	8,422,491	26.5	58.5	8,645,349	2.58	288,160	10.20	875,819	75,000
MEDFORD	56,830	73,059,036	47.6	32,984,888	-2.1	45.1	35,022,420	5.82	2,027,927	8.94	1,631,344	107,282
MEDWAY	9,360	13,139,929	55.5	7,166,356	30.0	54.5	7,166,575	0.00	312,970	13.29	531,533	286,522
MELROSE	28,790	36,735,817	37.7	18,168,908	4.8	49.5	18,183,451	0.08	241,522	12.28	1,183,173	118,147
MENDON	3,490	3,429,550	82.1	2,271,885	65.8	66.2	2,282,096	0.45	122,894	11.90	245,638	220,694
MERRIMAC	4,870	5,104,348	64.5	2,381,110	37.0	46.6	2,382,287	0.05	202,292	9.50	267,638	63,671
METHUEN	39,470	49,508,782	74.9	24,222,943	54.6	48.9	25,198,936	3.87	695,504	11.35	-825,326	120,002
MIDDLEBOROUGH	17,410	23,712,757	81.4	9,409,146	44.0	39.7	9,409,147	0.00	333,415	11.93	2,562,849	
MIDDLEFIELD	430	400,313	58.4	251,259	53.3	62.8	273,533	8.14	13,750	16.10	60,604	11,323
MIDDLETON	4,710	6,646,286	14.8	4,170,181	57.4	62.7	4,314,954	3.36	148,958	8.60	843,186	45,746
MILFORD	24,230	34,248,225	74.6	15,588,418	37.1	45.5	15,616,898	0.18	1,123,335	8.89	2,470,367	2,420,001
MILLBURY	11,840	14,555,969	50.3	5,908,559	27.7	40.6	5,918,652	0.17	127,899	10.78	1,206,862	357,233
MILLIS	7,250	9,943,790	60.6	5,732,321	56.8	57.6	5,739,046	0.12	109,623	14.40	355,503	112,351
MILLVILLE	2,010	1,596,879	65.2	1,041,906	92.1	65.2	1,044,461	0.24	35,078	14.00	95,325	100,902
MILTON	25,500	33,048,432	45.9	20,823,757	26.2	63.0	20,835,527	0.06	141,230	11.30	-261,363	142
MONROE	140	305,968	9.2	162,906	18.6	53.2	183,197	11.08	654	20.00	51,225	10,000
MONSON	7,670	8,070,695	51.7	3,037,495	16.6	37.6	3,037,869	0.01	93,901	13.58	201,784	163,783
MONTAGUE	7,980	7,660,321	28.0	4,024,234	-0.3	52.5	4,151,924	3.08	119,506	9.87	915,897	521,753
MONTEREY	970	1,143,095	55.7	787,049	80.1	68.9	787,388	0.04	19,606	7.60	197,316	82,288
MONTGOMERY	690	669,979	71.2	499,473	66.4	74.6	529,389	5.65	24,636	12.31	125,469	6,978
MT. WASHINGTON	100	233,108	20.0	95,782	42.1	41.1	96,033	0.26	1,684	3.51	78,641	
N ATTLEBOROUGH	23,460	28,769,081	89.0	12,601,547	38.7	43.8	12,922,900	2.49	570,089	14.40	2,061,629	803,885
N BROOKFIELD	4,270	5,358,807	60.6	1,548,948	16.2	28.9	1,744,272	11.20	132,940	8.50	623,303	83,288
NAHANT	3,940	5,454,882	58.7	2,871,464	16.5	52.6	3,156,337	9.03	14,495	9.75	468,154	3,174
NANTUCKET	6,000	26,377,012	176.2	15,728,406	175.6	59.6	15,737,118	0.06	453,719	4.03	1,656,745	259,729
NATICK	30,270	48,638,001	65.5	27,115,135	36.0	55.7	27,483,083	1.34	1,336,836	9.82	2,098,045	87,318
NEDHAM	27,240	46,806,351	23.9	29,188,789	38.2	62.4	29,189,552	0.00	308,780	8.95	3,025,697	1,663,289
NEW ASHFORD	140	199,313	39.2	139,390	209.2	69.9	150,638	7.47	4,991	6.51	70,918	13,875



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

NOVEMBER 27, 1989

- 7:00 p.m.      Open meeting, sign warrants,  
approve minutes of 11-~~20~~-89  
meeting.
- 7:01            Permanent Fire Building Committee  
Recommendation on bids for Fire  
Station I
- 7:05            Boston Edison  
Frederick Roth
- Administrative Assistant's Report



Present: Harry Sabin, Edward Borek and John Dronzek. Administrative Assistant, Jeffrey Brown was absent.

- 7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the 11-20-89 meeting. The Board signed the warrants.
- 7:01 The Board met with Elizabeth Henderson, Chairman of the Permanent Fire Building Committee regarding the committee's recommendation for the General Contractor for the new Fire Station I. The Board voted unanimously to award the bid to the lowest bidder, Built Form Inc., 93 Massachusetts Avenue, Boston, MA. in the amount of \$695,850.00.
- The Board voted unanimously to direct the Administrative Assistant to file a Request for Determination on Mr. James Gallagher's property, 135 Main Street with the Town of Medway Conservation Commission on behalf of the Board of Selectmen.
- 7:05 The meeting moved into Sanford Hall for a presentation by Boston Edison Company regarding the need for a generating plant in West Medway. In attendance at this meeting representing Boston Edison were: Fred Roth, District Manager Corporate Communications; Cam Daley, Senior Vice President; Dinesh Patel, Project Engineer; Jay Scheffer, Environmental Engineer and Sandy Beaton-Bravo, Environmental Engineer. Paul Yorkis, Chairman of the Medway Conservation Commission was also in attendance. Boston Edison gave a slide presentation to the Board and stated that they were desirous to add on to the present facility in West Medway and this would require different licenses and permits. Mr. Daley stated that Boston Edison as a 92 acre sub station site in town since the 1920's and the Combustion Turbine has been in town since the 1970's. He stated that the new facility would be adjacent to the present facility with a new administration building and two additional fuel tanks. This would be a peaking unit which are the last units to be used during high demand needs.(ie. in the summertime with hot weather) They are proposing an 85MUV Combustion Turbine Unit with Transfer and Circuit Switches and demineralizer and Water Storage Tanks. Why in Medway? He stated because of the excellent transmission capacity; availability to gas; existing facilities to support a new unit; remote site location with good buffer zone and easy access from major highway. The licensing process for the State would be MEPA Process - ENF, DEIR, FEIR; Air Plans/DEP; NPDES Permit; Fuel Storage DPSafety & DEP; Zoning Exemption DPU and Pre application from DPU. The Federal licensing would be for U.S.Dept. fuel use and U.S.E.P.A. Local licensing would be from the fire dept. for fuel storage; building permit and Order of Conditions from the Conservation Commission. The whole licensing process takes approximately 24 months and construction would take approx. 18 months they would be aiming for Spring, 1993 for in service date.

Boston Edison now pays approximately \$500,000.00 in taxes to the Town of Medway presently and the proposed cost of the new facilities would be 30 to 35 million dollars. There would be no increases in Town Services and the air would have to meet PSD; during the operation of the system they would use 7,000 gallons per hour and any additional traffic would be approximately one fuel oil tank per hour of operation. The noise will meet Medway and State Dept. of Environmental Protection guidelines. There would be very minor impact on the visibility of the site, screening would be provided as necessary. The company also displayed an artist's rendering showing the old and new units. Mr. Borek stated he would like a presentation to the Town prior to the Boards vote so they would have some input too. Boston Edison representatives stated that they would be happy to do that anytime and informed the Board that there would be a number of public hearings during the licensing and permitting processes and that Mr. Fred Roth would be visiting nearest neighbors in the near future. The Board moved to go on record that they approve this plan and that Boston Edison move forward. Paul Yorkis stated that the Conservation Commission is happy with Boston Edison and any times they have had to deal with them in the past. Fred Roth informed the Board that the Hydro-Quebec project is nearly completed in Medway, from Milford and is in the clean-up process now. Informed the Board also that in 1984-85 they obtained street crossing rights. He stated that thinking has changed and Boston Edison is purchasing this from New England Power, this is a paper transaction and will be here in a week or two.

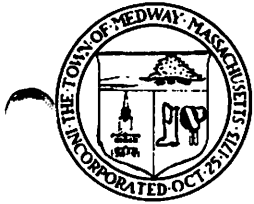
- The Board discussed the removal of the tanks behind town hall with regard to the Town By-law. The Board requested that Board of Health and Fire Chief be notified in writing when the tanks are to be removed and the company doing the work. The Board requested the Administrative Assistant write this letter when a date is set. The Highway Superintendent informed the Board that the gasoline tank down at the garage had been tested today and passed and the Board will be receiving a written report from the company that did the test. Mr. Higgins also informed the Board that keys for the gate will be placed in all cruisers for there use and that the electrician will
- The Board received the resignation of Robin Gelbwachs from the Board of Registrars effective today. The Board requested the Administrative Assistant send a certified letter to the Chairman, Florence Mucci, of the Democratic Town Committee notifying them of this vacancy and request of list of three names to fill this vacancy.

- The Board discussed the position of the Dog Officer. The Board requested Edward Borek check into Holliston's Dog Officer to maybe go jointly with them.
- The Board discussed the memo received from the town hall employees regarding the heat problems of last week. The Board voted unanimously to empower the Shift Commander of the Police Department; Mark Flaherty, Diarmuid Higgins and Ruth Allen to call the heating contractor, plumber, electrician etc. should a problem arise. The secretary will make up a list of the company's with their phone numbers. The Board requested that Fraser Engineering be called for a recommendation and evaluation with an estimated cost on the present heating system. Harry Sabin will check with Bob Heavey when he will be moving the heating pipe in the basement of town hall so the wiring can be finished.
- The Board discussed the letter received from George L. Woods, Jr., Chief Probation Officer, Wrentham District Court regarding a meeting to be held on December 6, 1989. The Board requested the secretary notify Paul Mitchell and see if he would like to attend.
- The Board discussed a letter received from Dr. William N. Deuring, 21 Ohlson Circle regarding a problem he has with a neighbor's (Daniel Sullivans, 17 Ohlson Circle) dog. The Board requested the Administrative Assistant send Mr. Sullivan a letter, with a carbon copy to Dr. Deuring, the Animal Control Officer and the two Police Officer referred to in the letter requesting their presence at the Selectmen's meeting on December 18, 1989 first thing.
- The Board discussed a letter received from Peter and Patricia Jensen, 13 Waterview Drive regarding a complaint of a dog belonging to John and Linda Robinson, 5 Waterview Drive. The Board requested that a copy of this letter be sent to the Animal Control Officer and have him bring a report on this complaint to the meeting on December 18th.
- At 8:30 p.m. the Board was polled to enter into Executive Session to discuss a personnel matter. Sabin - yes; Borek - yes and Dronzek - yes. The meeting would not reconvene after the executive session.

RESPECTFULLY SUBMITTED,



Ruth Allen,  
Secretary



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

NOVEMBER 20, 1989

- 7:00 p.m. Open meeting, sign warrants,  
approve minutes of 11-13-89  
meeting.
- 7:01 Salvatore Spataro, Frederick Lee,  
Mary Shea and Richard Brown to  
discuss Ambulance Billing
- 7:25 Public Hearing  
N.E. Telephone & Boston Edison,  
Alder Street - conduit  
N.E. Telephone, Sanford Street  
conduit

~~7:35~~

~~Permanent Fire Building Committee~~ *Postponed to 11/27/89*  
~~Recommendation on bids for Fire Station I~~

Administrative Assistant's Report

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the 11-13-89 meeting. The Board signed the warrants.

7:01 The Board met with Salvatore Spataro, Richard Brown, Fred Lee and Mary Shea regarding the billing and collection of Ambulance bills for services. Richard Brown distributed a memo from the Finance Committee(copy attached) to the Board members. Mr. Borek asked Mr. Spataro what was the old process for billing clients. Mr. Spataro stated that the EMT's wrote up the bill and kept one copy for their records and gave the other three copies to the Treasurer/Collector's office. When monies were received he made out a "Schedule of Departmental Payments to Treasurer" form and gave a copy of that with the checks to the Treasurer/Collector along with a copy of the form to the Town Accountant. He stated that the way they have been doing it since July 1, 1989 is they have gone back to January 1, 1989 and sent bills out and logged them in their computer and when payments are received the process is the same.

The Auditor's report shows previous bills outstanding in the amount of \$133,000. The Board recessed this meeting until after the public hearings.

7:25 The Board held a public hearing on a petition from New England Telephone Co. and Boston Edison Company for Conduit on Alder Street beginning on the northerly side at Pole 85/5, approximately 862 feet southwesterly of West Street and running southerly to private property 70 feet. John Colatoni stated that he has a house under construction and was wondering when this work might be done. The Board stated that no street opening permits would be allowed after December 1, 1989 so the work would have to be done prior to that date. Ken Halloran inquired as to where the utility box would be placed. Mr. Edmund Kelly, representative of the Boston Edison Co. stated that it would be on private property on the west side of Blue Ribbon Lane. The Board voted unanimously to approve the petition as shown on the Boston Edison map URD89-307 (attached).

The Board held a public hearing on a petition from New England Telephone Co. and Boston Edison Company for conduit on Sanford Street beginning on the easterly side at Pole 6 (N.E. Telephone) and Pole 5(Boston Edison) approximately 508 feet southerly of Village Street and running northwesterly 42 ft. to private property. The Board voted unanimously to approve the petitions.

7:35

The discussion on the ambulance billing reconvened. The Town Accountant stated that when a department generates a billing she receives a commitment and records it as receivable and a copy of the commitment goes to the Treasurer/Collector. In this case the abatements would be signed by the Board of Selectmen. She informed the Board that the Police Department pulled off the Town Hall Computer system last year and have their own system now. After much discussion it was decided that the EMS would make the commitment list and the bills; the Police Chief will sign the commitment list; the EMS will then turn a commitment and list over to the Town Accountant and a commitment and list with the bills to be sent out, over to the Treasurer/Collector. The Treasurer/Collector will send out the bills and inform the EMS when the payments are received by him. The bills have to be changed to have clients send their payments to the Treasurer/Collector's office. The commitments must be done bi-weekly. The Treasurer/Collector will notify the EMS when bills are 60 days old so a second billing can be sent out. The Board requested the Treasurer/Collector investigate if prior years bills were ever sent out and get back to the Board by the first week in February. The Board requested the Administrative Assistant check with Millis for the legal basis of their procedure for Ambulance funds.

#### Administrative Assistant's Report

- Informed the Board that Town Counsel initialed the letter to be sent to Mr. Lawrence Tenney, 15 Chestnut Street, Medway. This letter will be sent out Tuesday Certified/Return Receipt Requested and a copy will be sent to Mrs. Ralph Burns, 39 Oakland Street.
- Informed the Board that a correspondence has been received from the Park Commissioners requesting the use of the County Engineers to 1) locate west property line at G.A.R. Park Village St.; 2) Mayer parcel property lines at east end of Oakland Park and 3) east and south property lines of community garden piece. The Board voted unanimously to approve their request.
- Informed the Board of a correspondence received from Town Counsel for the Chairman of the Board to sign a release from for the insurance company regarding the accident at the 126/109 traffic signal. The Board voted unanimously to have the Chairman sign this release for National Freight, Inc.
- Informed the Board of a correspondence received from M.A.P.C. and Channel 4 looking for persons to honor with a "Time to Care Certificate", a volunteer service recognition. The Board will think about it and get back to the Administrative Assistant at a later date.

- The Board met with Salvatore Spataro regarding the problem with the payment for the new Ambulance. He stated that he had them put some extra equipment on the ambulance that was not in the bid specifications and he needed the Board's approval for payment of these extras. The Board voted unanimously to pay for these extras, \$156.00 from the balance of the ambulance purchase budget and \$64.00 from the EMS Expense account.
- The Board voted unanimously to appoint Jan V. Morris, 18 Field Road, Medway to the Conservation Commission through June 30, 1991 to fill the vacancy of June Houghton.
- The Highway Superintendent, Diarmuid Higgins, informed the Board that sometime over the weekend a brand new snow plow blade was taken from the town barn. The cost to replace it will be approximately \$1,200.00. This was reported to the Police and they are investigating this matter.
- The Highway Superintendent requested permission to advertise for one fulltime man for the Highway Dept. to replace one of the employees who left to join a police department in Florida. The Board stated to advertise for the position in the local newspapers and on cable.
- At 9:00 p.m. the Board was polled to enter into executive session to discuss a personnel matter. Sabin - yes; Borek - yes and Dronzek - yes. The meeting would not reconvene after the executive session.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

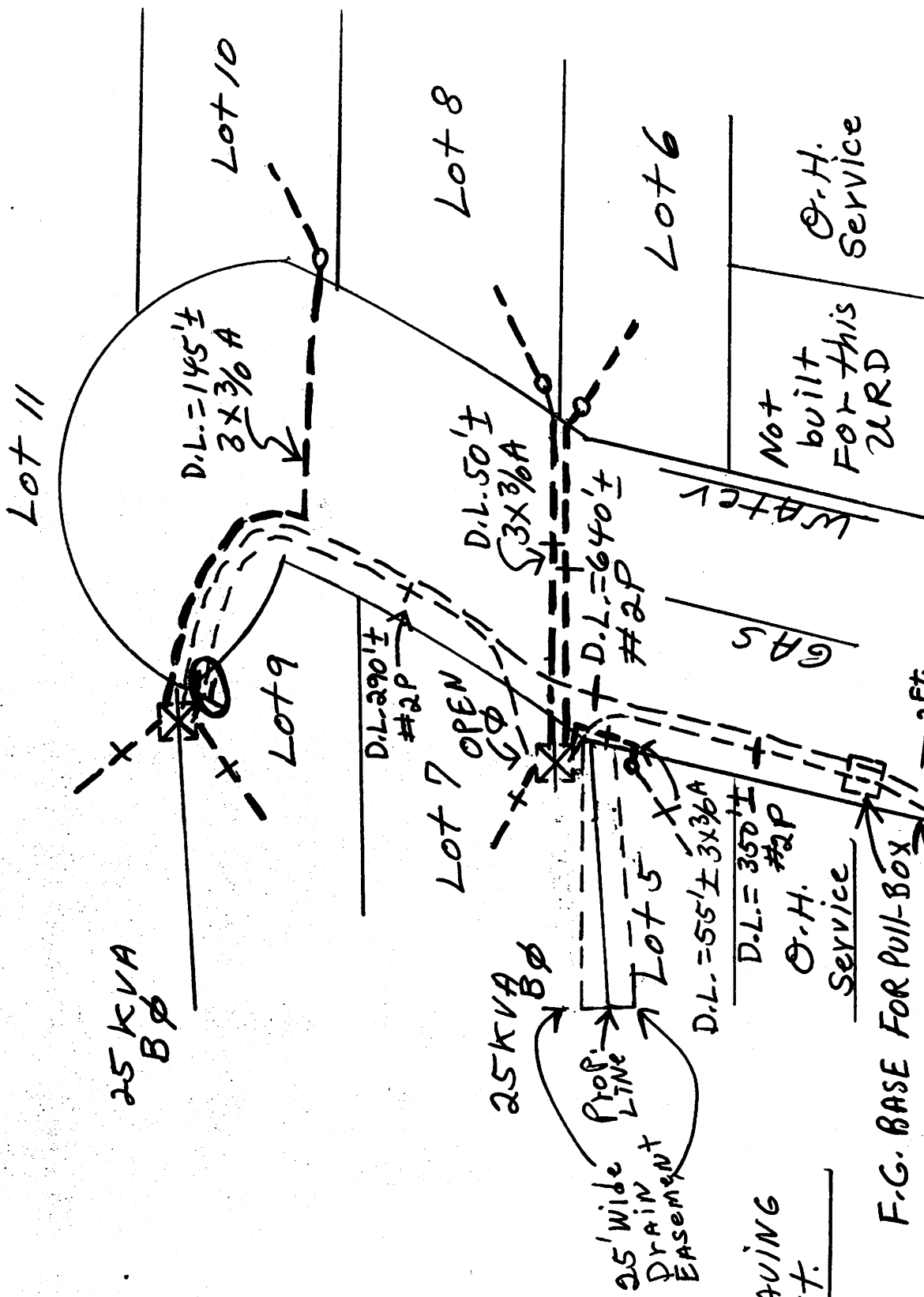
Ruth Allen,  
Secretary

ra

QUEEN BOW DR.  
MEDWAY

URD 89. B07

F 3 OF 3



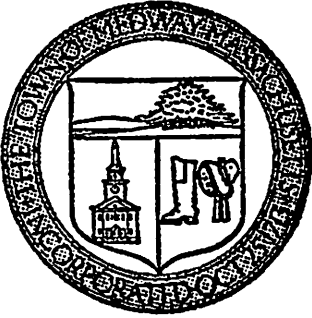
BECO TO DO PAVING  
 ON ALDER ST.

F.G. BASE FOR PULL-BOX

BECO TO INSTALL  
 1- 4" X 10' STANDPIPE  
 2- 4" 1/4 BENDS [CAPED]  
 2- 4" PVC FROM 1/5  
 TO 2 FT LINE, WHICH 85/5  
 IS NOT DIST. OF D.L. 11 - 40' ±

ALDER ST.





## TOWN OF MEDWAY

MEDWAY, MASSACHUSETTS 02053

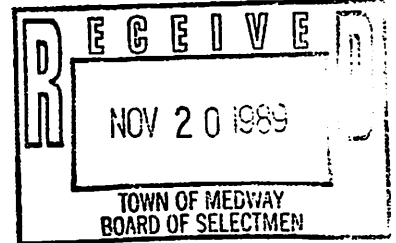
### FINANCE COMMITTEE

November 20, 1989

To: Board of Selectmen

From: Richard A. Brown  
Finance Committee

Re: EMT - Billing for Ambulance Service



Two separate areas should be addressed in the discussion of ambulance billing:

- 1) Current and Future Billing by the EMT's
- 2) Past Billing Problems

It is very important to keep the discussion on track, so that you can give clear direction to all parties involved.

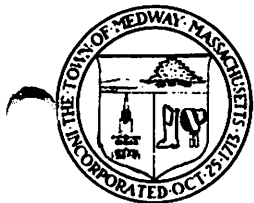
1) Current and Future Billing - The EMT's have built a computerized system for generating and tracking bills for ambulance service. The system was started in late summer but includes all bills beginning with 1/1/89. The system has the capability to generate reports for both the Treasurer/Collector and the Town Accountant.

- a) The town accountant should be directed to outline the specific requirements for information she needs from the Ambulance Billing System.
- b) A procedure should be established with the Treasurer/Collector for depositing the collections.
- c) The Treasurer/Collector and Town Accountant should be directed to outline their requirements for status reports from the Ambulance Billing System in order to satisfy accounting control requirements and abatement procedures.

The EMT's should be commended for taking the initiative to develop and implement an Ambulance Billing System. The Treasurer/Collector and the Town Accountant should be directed to work with the EMT's to insure that the full capabilities of the new system are used to satisfy the internal accounting controls. (e.g. the EMT's should be allowed to develop computer generated reports for input to commitment and collection reports.

2) Past Billing Problems - The FY88 Audit Management Letter indicated that as of the end of FY88 the outstanding receivables balance is \$133 thousand.

- a) What happened to the bills?
- b) Where they ever sent out?
- c) Was any follow-up attempted?
- d) Where do we go from here? Do these bills need to be abated?



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

NOVEMBER 13, 1989

- 6:30 p.m.      Open meeting, sign warrants,  
                 approve minutes of 10-30-89  
                 and 11-6-89 meetings.
- 6:30            Open General Contractors Bids  
                 for Fire Station I
- Administrative Assistant's Report

Present: Edward Borek and John Dronzek. Harry Sabin and Administrative Assistant Jeffrey Brown were absent.

6:30 p.m. The Board opened the meeting and approved the minutes of the 10-30-89 and 11-6-89 meetings. The Board signed the warrants.

6:30 The Board opened the General Contractor Bids for Fire Station I. The Board voted unanimously to take these bids under advisement.

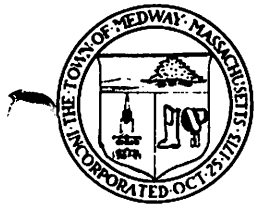
- The Board voted unanimously to appoint John J. Ryan, 223 Village Street to the Board of Registrars to fill the vacancy of Arthur Paradis through May, 1991.
- The Board discussed a letter received from the State, Dept. of Public Health regarding their inspection on October 26, 1989 of the Medway Police Station Lockup. The Board requested the secretary send a copy of that letter to the Police Chief and request a written response as to what action will be taken so they can notify the State. The Board requests this information by their next meeting of November 20, 1989.
- The Board requested that the letter to Mr. Tenney regarding the use of the railroad bed and the property at 39 Oakland Street be sent Certified/Return Receipt Requested.
- The Board discussed a letter received from Boston Edison requesting permission from the Board to make a pole top connection in order to provide electricity to 14 Sanford Street. The Board voted unanimously to grant temporary permission to make this pole top connection with the stipulation that a public hearing be held for this petition within the next sixty (60) days.

Meeting adjourned at 7:30 p.m.

RESPECTFULLY SUBMITTED,

Ruth Allen,  
Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

NOVEMBER 6, 1989

- |      |   |
|------|---|
| 6:30 | Open meeting, sign warrants,<br>approve minutes of 10-30-89<br>meeting. |
| 6:30 | Open Sub-Bids<br>Fire Station I   |
| 7:45 | James Gallagher<br>Re: Drainage Problem<br>Main and Cottage Street      |
- Administrative Assistant's Report

Present: Harry Sabin, Edward Borek and Administrative Assistant, Jeffrey Brown.  
John Dronzek was absent.

6:30 p.m. The Board opened the meeting and delayed approving the minutes of the 10-30-89 meeting until the next meeting. The Board signed the warrants.

6:30 The Board opened the sub-bids for Fire Station I. The Board voted unanimously to take these bids under advisement.

Administrative Assistant' Report:

- Informed the Board that the Proclamation for Veterans Day was ready for their signature. Mr. Sabin and Mr. Borek signed this proclamation.
- Requested the Board vote whether the town employees would have the day after Thanksgiving off this year. The Board voted unanimously to give town employees the day after Thanksgiving off with the understanding that should there be a snow storm or an emergency on that day the D.P.S. employee's would not be paid time and one half it would just be at regular salary.
- Informed the Board of the need to discuss the procedure for billing the Town's Ambulance services. The Board requested that Sal Spataro, EMT co-ordinator; Mary Shea, Town Accountant; Fred Lee, Treasurer/Collector and Richard Brown, Chairman of the Finance Committee attend the meeting of the Board on Monday, November 20, 1989 at the beginning of the meeting. The secretary was requested to sent them a memo requesting their attendance at the November 20th meeting.
- Updated the Board on the request from Mrs. Rund, 44 Main Street for a reduction in the speed limit on Main Street from Holliston Street east to the Millis line. The Board requested the Administrative Assistant send a copy of his findings in talking with the State and that he request the Police Chief do the survey work and see if the posted speed limit is proper. The Board voted unanimously to research this matter.
- Informed the Board that he had received a verbal answer from Town Counsel regarding the two questions asked at last weeks meeting on the changing of the street name and numbers at Massasoit and Massapoag Streets. Town Counsel stated that the way the motion was worded on the changing of the street name at the meeting of October 30, 1989 that the 30 days for an appeal would start from March 1, 1990, and that no one has to change their deeds. The Board requested the Administrative Assistant send a letter of this decision to the residents of that section of Massasoit Street and Massapoag Street and to the Street Naming Committee.

## Administrative Assistant's Report Cont'd.

- Informed the Board that the Medway Cable Access Corp. would like to have a "turkey raffle" and was looking for the Board's approval. The Board voted unanimously to approve this request pursuant to the monies raised in this raffle will be going to the Cable Access Corp. and they obtain the proper permits from the Town Clerk's Office.
- Informed the Board that a correspondence has been received in this office from the Town Clerk, Clerk of the Board of Registrars, requesting the help of the Board in expediting the appointment of the Democrat Registrar to fill the vacancy on that Board. The Board requested the Administrative Assistant send another letter to Francis Grady, Chairman of the Democratic Town Committee requesting a list of three candidates by the next meeting of the Board of Selectmen, November 13, 1989 or the Board of Selectmen will appoint someone to fill the vacancy.
- Informed the Board that correspondence has been received from the Police Chief requesting the appointment of Nicholas Cipoletta as a Special Traffic Crossing Guard and Tina M. Roberts as a Special Dispatcher - Traffic Crossing Guard - Matron. The Board voted unanimously to make these appointments.
- Informed the Board that a correspondence has been received from Karen Nuthmann, owner of property at 11 Meadow Road regarding the green buffer zone between her property and Drybridge Crossing as per an agreement with Charles Glynn owner of Drybridge Crossing. She is appealing to the Board to see that live green trees are planted to constitute a buffer zone rather than the dead brown trees that were planted last year. She stated that perhaps this installation could be done in conjunction with the proposed cut through planned between Medway Plaza and Drybridge in order to alleviate the traffic entering Route 109. The Board requested the Administrative Assistant send a copy of Mrs. Nuthmann's letter to Mr. Glynn and request that he replace the dead trees with new live ones.
- Informed the Board that a correspondence has been received from Anthony J. Mastroianni, Veterans Agent who is coordinating activities on the local level for ceremonies being held on December 3, 1989 at 2:00 p.m. dedicating a marker at the location of the Captain Thomas J. Hudner, Jr. Memorial Interchange (at Interstate Route 495 and 109). Mr. Sabin and Mr. Borek stated that they would probably be attending the ceremony but not the festivities to be held at Post 40, Italian American Veterans following the ceremony.

## Administrative Assistant's Report Cont'd.

- Informed the Board that Robert Coakley withdrew his quote to relocate the heating pipe in the basement of town hall. The Board had asked Mr. Heavey for a quote also. The Administrative Assistant should know from Mr. Heavey by tomorrow if he will do the work. The Administrative Assistant went into the Water/Sewer meeting to see if Mr. Heavey would perform the work and he stated that he would.
- Informed the Board that there is approximately 280 gallons of gasoline left in the gas tank at the Highway Garage. When it is down lower it will be drained and cleaned and then the Police Department will be able to use the tanks and the gas tanks at town hall can be removed.

7:45

The Board met with James Gallagher, 135 Main Street regarding the problem with drainage on Cottage and Main Streets. Paul Yorkis, Chairman of the Conservation Commission attended this portion of the meeting to discuss the proposal received from their engineering firm regarding this drainage problem. Mr. Yorkis stated that there was a stream going under Main Street across from Mr. Gallaghers property which ran along the east side of his property down to Evergreen Street and it appears that the pipe has been disconnected. He stated that this is a natural water shed and the water will go there naturally and that even though it has been filled in it is still a wetlands area.

Mr. Gallagher stated that the map in Sanford Hall shows who placed the pipe under the road and his parking lot.

Mr. Yorkis stated that the State should have been brought in when this pipe was disconnected and that the town may have made an error when the town disconnected this pipe. The Engineering firm has given a figure of approximately \$5,500.00 to do the necessary plans and filings to enlarge the holding area on the north side of Main Street. There is also the possibility of replacing the corrugated pipe (approx. 20') on Elm Street at the cemetery, and put in a velocity impeding device. He stated that more information is needed from the engineer to make an intelligent plan. He stated that he is trying to look at it as a whole system and is looking for a long term solution. We are moving at a steady pace and that there is need for more monies to have the engineer do more work.

The Board requested the Administrative Assistant check and see if we could get an Emergency Transfer from the Finance Committee to be put into the Consultant's Fee Account for the engineering work that needs to be done and if not, ask the Finance Committee Chairman for the proper way to do this.

- Gardner Rice, Chairman of the Water/Sewer Commissioners met with the Board to inform them of the many tires that were dumped on town property, near their well, on the railroad bed. He stated that this seems to be an ongoing thing with people dumping things down there. He was wondering why the Police Dept. couldn't do something. The Board requested the Administrative Assistant send a letter to the Police Chief notifying him of this problem and for him to investigate this illegal dumping on town property.

Meeting adjourned at 8:45 p.m.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen, Secretary

ra



## Addendum #11

7 November 1989

Page 1 of 3

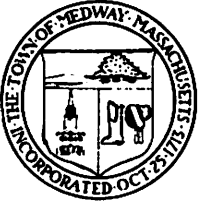
The following are the filed sub-bids received for the Medway Fire Station #1 on November 6, 1989. Since all filed sub-bids received for Section 02200 Earthwork were restricted, the General Contractor shall carry a price for this work.

Sub-contractor	Amount	Addenda 1-10	Restriction of Bid	Bid Bond
<u>02200 Earthwork</u>				
Casby Brothers, Inc. W. Roxbury, MA	\$ 56,500	Yes	Restricted to Casby Brothers, Inc.	Yes
Logan Plastering & Construction, Inc. Billerica, MA	\$ 115,000	Yes	Restricted to: Logan Plastering & Construction, Inc.	Yes
Fairway Construction, Inc Fitchburg, MA	\$ 15,700	Yes	Restricted to: Fairway Construction, Inc.	Yes
R & R Builders No. Reading, MA	\$ 39,400	Yes	Restricted to: R & R Builders	Yes
John T. Callahan & Sons Randolph, MA	\$ 24,600	Yes	Restricted to: John T. Callahan & Sons	Yes
LV Mawn Corporation Braintree, MA	\$ 29,690	Yes	Restricted to: LV Mawn Corporation	Yes
Seaman Bratko Corporation Holliston, MA	\$ 46,000	Yes	Restricted to: Seaman Bratko Corporation	Yes
Francis Harvey & Sons, Inc. Worcester, MA	\$ 48,000	Yes	Restricted to: Francis Harvey & Sons, Inc.	Yes
A.J. Robicheau Construction Co., Inc. Roslindale, MA	\$ 63,426	Yes	Restricted to: A.J. Robicheau Construction Co., Inc.	Yes

Sub-contractor	Amount	Addenda 1-10	Restriction of Bid	Bid Bond
04200 Masonry				
Commercial Masonry Corp White Horse Beach, MA	\$ 114,100	1-9	None	Yes
Logan Plastering & Construction, Inc. Billerica, MA	\$ 110,000	Yes	Restricted to: Logan Plastering & Construction, Inc.	Yes
R & R Builders, Inc. No. Reading, MA	\$ 103,400	Yes	Restricted to: R & R Builders, Inc.	Yes
Seaman Bratko Corporation Holliston, MA	\$ 97,000	Yes	Restricted to: Seaman Bratko Corporation	Yes
Fairway Construction Fitchburg, MA	\$ 98,900	Yes	Restricted to: Fairway Construction	Yes
Casby Brothers, Inc. W. Roxbury, MA	\$ 137,000	Yes	Restricted to: Casby Brothers, Inc.	Yes
Carmone Corporation Sharon, MA	\$ 110,920	Yes	Restricted to: Carmone Corporation	Yes
Stronghold Masonry Wayland, MA	\$ 129,960	Yes	None	Yes
Empire Masonry Westwood, MA	\$ 118,800	Yes	None	Yes
Robinson Engineering Hingham, MA	\$ 107,000	Yes	Restricted to: Robinson Engineering	Yes
Frost Construction Wakefield, MA	\$ 142,500	Yes	Restricted to: Frost Construction	Yes



Sub-contractor	Amount	Addenda 1-10	Restriction of Bid	Bid Bond
<u>04200 Masonry (continued)</u>				
LV Mawn Corporation Braintree, MA	\$ 158,750	Yes	Restricted to: LV Mawn Corporation	Yes
Fairview Construction Dedham, MA	\$ 146,000	Yes	Restricted to: Fairview Construction	Yes
AJ Robicheau Construction Co., Inc. Roslingdale, MA	\$ 78,425	Yes	Restricted to: AJ Robicheau Construction Co., Inc.	Yes
Frankie Construction Waltham, MA	\$ 109,000	Yes	None	Yes
<u>07100 Waterproofing, Dampproofing, Caulking, and Sealants</u>				
Chapman Waterproofing Co. Boston, MA	\$ 9,084	Yes	None	Yes
Atlantic Waterproofing & Restoration Sandwich, MA	\$ 10,800	Yes	None	Yes
Superior Caulking & Waterproofing Belchertown, MA	\$ 8,670	1-9	None	Yes
Associated Concrete Coatings Manchester, NH	\$ 9,250	Yes	None	Yes
Jacor Milford, MA	\$ 13,278	Yes	None	Yes
LV Mawn Corporation Braintree, MA	\$ 9,090	Yes	Restricted to: LV Mawn Corporation	Yes
Traid Industrial Waterproofing, Inc. Braintree, MA	\$ 11,755	Yes	None	Yes



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

OCTOBER 30, 1989

- |           |   |
|-----------|---|
| 7:00 p.m. | Open meeting, sign warrants,<br>approve minutes of 10-23-89<br>meeting.   |
| 7:01      | Administrative Assistant's Report   |
| 7:25      | Public Hearing - Changing name and<br>numbers on Massapoag Street and<br>Massasoit Street.                      |
| 7:45      | Mrs. Sherell Burns, 39 Oakland Street<br>Re: someone using her property and<br>town own property by an abutter. |
| 7:55      | Highway Superintendent Higgins -<br>Re: Request to tie-in to town<br>drain on Whitney Road                      |

Sign license application for Liquor License at 116 Main Street.

Present: Harry Sabin, John Dronzek and Administrative Assistant, Jeffrey Brown.  
Edward Borek was absent.

7:00 p.m.        The Board opened the meeting and voted unanimously to approve the minutes of the October 23, 1989 meeting. The Board signed the warrants.

- The Board voted unanimously to send Town Counsel a copy of the letter received from the Chairman of the Zoning Board dated October 20, 1989 regarding an incident that happened at the Zoning Board's meeting of October 18, 1989.

7:05            Administrative Assistant's Report:

- Informed the Board that he had met with the representative of Blue Cross/Blue Shield to review the Contract for FY'90 and that Town Counsel had reviewed it and find it correct as far as form. The Chairman signed the contracts for the Blue Cross/Blue Shield and Medex policies.
- Board members were given copies of the disposition of the Pit Bulls on Legion Avenue. The Board stated that we should have an Article for the next Special or Annual Town Meeting banning Pit Bulls and Rotweiller Dogs from the Town of Medway. The Board requested that the Administrative Assistant send a copy of this disposition to Pauline Swanson, 45 North Street, Medway.
- Informed the Board that a petition had been received in the office for a Ballot question to be placed on the next election requesting 40% of the Local Aid be given back to the Cities and Towns. The Board had no objections to placing this petition within the town, ie. businesses etc. The Board requested the Administrative Assistant check this with Town Counsel.
- Informed the Board that we had received a correspondence from MAPC stating the the appointment of the Town's Representative expires on December 10, 1989 and the they would appreciate it if the town would reappoint Brian G. Bishop to another term. The Board voted unanimously to appoint Brian G. Bishop as the MAPC Representative through December 10, 1990.
- Informed the Board of a correspondence received from the Town of Brookline looking for support of the Medway Board of Selectmen in their law suit against Governor Dukakis for withholding funds from the cities and towns. Informed the Board that the Town of Brookline is taking care of Legal Fees. The Board voted unanimously in favor of supporting this law suit as long as there is no cost to the Town of Medway and that there is no active participation required from the Town of Medway.

## Administrative Assistant's Report Cont'd.

- Informed the Board that he had a verbal update from the Building Inspector, Joseph Leone, regarding his visit to the old Van Lumber building and what is being run from that business, Maxcraft. He stated that the business is one step up from a home wood shop. The Board requested the Administrative Assistant send a copy of the findings of the Town of Medway to the residents in the area and that this brings the incidence of the problems to a close. Also, send the Police Chief a copy of this information. Informed the Board that he had nothing in writing from the building inspector to date, that this was a verbal report.
- Informed the Board that we had received a "second notice" bill from CRPCD dated June 27, 1989. This office never received the first bill and since this was a FY'89 bill an article would have to be put on the next Special Town Meeting Warrant in order to pay this bill. The Board requested the Administrative Assistant inform CRPCD regarding this bill.

7:25

The Board held a public hearing to consider the proposal by the Street Naming Committee: to change the name of a portion of Massasoit Street east of Charles River Road and joining Massapoag Street. The proposal would change the name of that section of road to Massapoag Street, and subsequently require the renumbering of all residences thereon. The Clerk of the Board read this public hearing notice. Richard DiIulio, 7 Massasoit St. stated that they have never had any problem with people finding there house. Why can't you just put a street sign up at the end of Massasoit and Charles River Road that says Massapoag Street too. Mr. Sabin stated that for safety reasons, ie. emergency vehicles finding the proper residences the name needs to be changed. The Street Naming Committee was present (Chairman Richard Malo, Connie Sheehy, Vonnice Clark, Marjjane White and Charlene Saunders). Richard Malo stated that the confusion of Massapoag being off of Massasoit Street, which runs both east and west of Charles River Road, and number 7 and 9 Massasoit Street being on opposite sides of the street from each other, for safety reasons could be problems. He referred to Chapter 85, section 3 of the M.G.L. that states that the Selectmen have jurisdiction of the ways in the town. We need to rename that section of Massasoit Street to Massapoag Street and renumber the street. He informed those present that this public hearing did not have to take place, but we wanted the residents to be heard. Adelaine Hawkins, 1 Massapoag St. stated that she would be one of those who would be in trouble, they can't find us. Debra Trust of 6 Massapoag St. is against changing the name of the street - get a better street sign that can't be stolen. Diarmuid Higgins informed her that they have been known to saw the pipe in half and take the sign and pipe.

Jeffrey Trust, 6 Massapoag St. stated that the committee had a legitimate concern with lost trucks and vehicles which are put through a needless hazard. Why couldn't you put up a sign at the tennis courts that says Massapoag Street numbers 1 through 6 and Massasoit Street number 7 & 9. Richard Brown, 9 Massasoit Street stated that he does not know the cost to go to Land Court and change his deed and he owns registered land which boundaries are by streets. Connie Sheehy stated that the cost is \$12.00 to register and it runs by Lot number and Street number. When you sell your house or get a variance you have to register with the land court you can then inform them that it is formerly known as such and such. The Board stated that they would be in favor of picking up the cost if that is the case. Susan Dilluio asked why not renumber all of Massasoit Street? Richard Malo stated that there is no definition of a break in the roads, Massasoit at Massapoag. Mr. Hawkins at one time there was a double sign at the corner of Massasoit and Charles River Road and no one from out of town knew which was which and he concurs with the committee. John Dronzek stated that from a public safety point of view on mutual aid for ambulance and fire it is very confusing. Someone asked why are you doing this street and not others? Mr. Malo stated that as a problem arises we address it, we will catch up with the problems as they surface. Richard Brown asked if we change the name could we have a little time, he has just moved back here and just changed his address from Cambridge. At this time Mr. Malo polled the residents to see who would be in favor of the change. No one was in favor of leaving it the way it is and the residents went into Sanford Hall to discuss this and see if they could come to some sort of an agreement.

8:07

The Board met with Mr. and Mrs. Ralph (Sherell) Burns, 39 Oakland Street regarding a problem with Mr. Tenney using their property as a private driveway and has put up no parking signs on her property. She further stated that he has a mailbox on the old railroad bed and that B.F.I. is driving on her property and over the railroad bed to collect his trash. Mrs. Burns referred to the Zoning Board of Appeals decision of February 17, 1987 stated that one of the conditions was that the extension of the dirt road (right of way) Chestnut Street, used to approach the proposed lot must be a minimum of 10 feet from the lot lines bordering on the south of Tenney's property; and #2 that the width of this extension be twenty feet or that width as required by law and #3 that the extended road not be extended more than 100 feet in the westerly direction. She said that Mr. Tenney is not using that road, instead he is driving over her property. The Board requested the Administrative Assistant have the building inspector, Joseph Leone, tell Mr. Tenney to cease using this gravel drive and that he notify the Police department. Also the Board requested the Administrative Assistant notify the post office, B.F.I. and the Highway Dept. not to use this gravel road any longer, that it is just for the Burn's use only. This was a unanimous vote of the Board.

8:25

The Board met with an Engineer from Carlson Engineering of Medfield. He was requesting to tie in to a town drain on Whitney Road. He stated that the septic system at 2 Whitney Street had failed and the company that took over the ownership of the property has hired this engineering company to solve the problem, which appears to be in the leaching field. He stated that the ground water in that area is very high. He stated that a flapper will be installed at the end of the pipe to the drain. The Board voted unanimously to approve the tie-in to the drain as located on the plan #1399 of Carlson Engineering Company, 37 Exchange Street, Millis.

8:30

The public hearing of the renaming of Massasoit Street reconvened. Jeffrey Trust stated that 80% of the residents were in favor of the recommendation of the Street Naming Committee with one stipulation, that this change not be implemented for a period of three to four months to give them the time to do address changes. The Tennis Club would like to have their own street number. Richard Malo read Chapter 85 section 3 of the M.G.L. to those attending the meeting. The Board requested the Administrative Assistant request from Town Counsel and interetation of the 30 days, would it be 30 days from the vote to change or 30 days from when the change is to take effect and far as appealing the decision of the Board and if the town can do one single change to the land court or if all the residents have to change there deeds also. The Board voted unanimously to take this request under advisement. The Street Naming Committee stated that they still stand with the east side be named Massapoag and the west side stay Massasoit Street and this change should take effect as of March 1, 1990. The Board voted unanimously that contingent on Town Counsel's decision, that the easterly portion of Massasoit Street and Massapoag Street be renamed to Massapoag Street and renumbered on or before 3/1/90.

Meeting adjourned at 9:00 p.m.

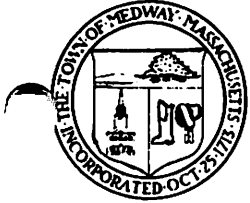
RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary

ra





## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

OCTOBER 23, 1989

- |           |  |
|-----------|--|
| 7:00 p.m. | Open meeting, sign warrants,<br>approve minutes of 10-16-89<br>meeting.                                  |
| 7:01      | Administrative Assistant's Report  |
| 7:20      | 275th Anniversary Committee<br>to make presentation to the Board   |
| 7:25      | Public Hearing<br>All Alcoholic Liquor License<br>"Sabina Doyle's", 116 Main Street<br>Joseph Griffith's |

Present: Harry Sabin, John Dronzek, Edward Borek and Administrative Assistant Jeffrey Brown.

7:00 p.m.        The Board opened the meeting and voted unanimously to approve the minutes of the October 16, 1989 meeting. The Board signed the warrants.

7:05            Administrative Assistant's Report:

- Informed the Board he had reviewed the interrogatories regarding the Callanan suit against the town for injuries received in a fall at the high school gym. The Chairman of the Board reviewed these interrogatories and signed them.
- Gave Mr. Sabin and Mr. Borek information regarding the upcoming MMA Conference.
- Informed the Board of a letter received from Town Counsel alerting the Board about the railroad bed at the Kelley property on Village Street, copy attached. The Board requested the Administrative Assistant inform the Building Inspector to inform Mr. Kelley that these signs are not allowed and the signs are to be removed and he should log this visit to Mr. Kelley with the Police Department. The Board requested the Administrative Assistant follow-up the Building Inspector's visit with a letter to Mr. Kelley sent to him , certified, return receipt requested.
- Presented the Board with a copy of a rough draft of the response letter to the Crook Street residents for the Board's approval. The Board requested that the Administrative Assistant add to the letter that there is no guarantee this change in the drainage system will resolve their problem. The Administrative Assistant stated that he will send a copy of this draft letter to Town Counsel for his approval.
- Presented the Board with a copy of a letter received from the Police Chief/Safety Officer regarding the speed control on Main Street (attached). The Board requested the Administrative Assistant send a request to the State DPW to review the entire town regarding the current speed limits. This was a unanimous vote of the Board. The Board requested the Administrative Assistant send a letter to Mrs. Rund of Main Street regarding this information.
- Informed the Board of a letter received from Pauline Swanson regarding her dog, which was on a leash, being attached by a pit bull owned by David Pellegrini, 5 Legion Avenue. The Board requested the Administrative Assistant inform the Animal Control Officer of this incident and have him check it out and send the Board a written report back to them. The Board discussed if in an emergency situation and the Medway dog officer is not available to call an out of town dog officer and bill the dog owner.

- Informed the Board that a quote had been received from Robert Heavey in the amount of "not to exceed" \$1,150.00 to re-route the heating pipe in the basement of town hall. The Board is awaiting a quote from Robert Coakley also.
- Informed the Board that there will be a meeting on Tuesday, November 14th of the Blackstone and Wrentham Health Insurance Group. Is this something the board would like him to pursue. The Board stated yes, go gather the information.
- Informed the Board of correspondence received from Boston Edison who would like to paint "X's" on Milford Street and Fisher Street and Fisher Terrace because they are doing some photogrammetry on there easement. The Board requested the Administrative Assistant inform the Safety Offficer of this work. The Board voted unanimously to grant Boston Edison permission to do this work.

7:20

Met with the 275th Anniversary Committee, members present were: Pam Saleski, Michael Matondi, Bob Parrella, Allan Osborne, Nancy Honey and Harry T. Johnson. They were in attendance to present the Board with a check in the amount of \$9,680.43 which they were turning back to the town. The Board extended a vote of congratulations and sincere appreciation for all of the events and for all the people who made this a big success. The Board voted unanimously to accept this check from the 275th Anniversary Committee. During this presentation the Board acknowledged their public hearing for 7:25 p.m. and postponed the hearing for five minutes.

7:30

The Board held a public hearing for an All Alcoholic Liquor License for a new restaurant to be named Sabina Doyle's at 116 Main Street, Drybridge Crossing. The notice of the public hearing was read to those attending by the Clerk of the Board. Mr. Joseph Griffiths, owner of the proposed restaurant spoke regarding the article in last week's Milford Daily News which had stated that the Board had previously denied two beer and wine licenses in the immediate area within the last year. He stated that children would be attending this restaurant with their parents. He also stated that 15-16 years ago Rosetti's Restaurant was in town with a beer and wine license which has not been used for the last year, so there is one less licensed facility in town now. He is asking to replace the facility that was here 15 years ago. He presented the Board with a petition "We the undersigned residents of Medway support Mr. Griffith's application for a new full service restaurant at Dry Bridge Crossing. We recognize the growth of the town and the need for a new moderately priced dining concept for this area" with 76 signatures. He informed the Board that he had met with the Police Chief and the Safety Officer and there are

some changes that have to be made on the on-site flow of traffic which the owner of Drybridge Crossing is willing to make. He stated that this will be a first-class facility. Mr. Borek noticed that on his rough-draft menu he states he will not be taking credit cards. Mr. Griffith's stated as of tonight he thought that was the way it would be. The hours of operation will be: Weekdays - 11:30 a.m. to 12:00 p.m.; Weekends - 11:30 a.m. to 1:00 a.m. The Board requested that he supply the Board with the names of the bartenders and the servers once his restaurant opens. The Board voted unanimously to approve this license.

- Discussed the memo from the Finance Committee requesting the the Administrative Assistant be instructed to meet with the part-time Boards and/or inspectors (ie: Board of Health, Building Inspector, Gas Inspector, Plumbing inspector, Wiring Inspector, etc.) to coordinate the needs of each of these departments for clerical personnel. This will enable the Committee to determine if a part-time or full-time employee may be needed. The Board stated that they want the permits to stay in this office. Check with the building inspector and other inspectors to see if there is anything over and above that they want done.
- Mr. Dronzek brought up a conversation that he had with Fred Roth of Boston Edison with regard to a petition that was withdrawn in the Town of Walpole. The Board would like to invite Boston Edison to meet with the Board to submit a proposal to the Town for additional turbines here in Medway. The Board voted unanimously to invite them here

Meeting adjourned at 8:00 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary

ra

*Kenney & Maciolek*  
ATTORNEYS AT LAW

P. JOSEPH KENNEY  
RICHARD D. MACIOLEK

STEPHEN J. KENNEY  
PAUL V. KENNEY  
PETER J. KENNEY (1973-1980)

181 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053  
533-6711 AREA CODE 508

October 17, 1989

Jeffrey L. Brown  
Administrative Assistant  
Board of Selectmen  
Town Hall  
Medway, MA 02053

Re: Raymond F. Kelley, et ux  
Louis Bisson, et ux  
Notice to Prevent Easement

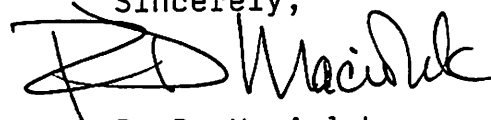
Dear Mr. Brown:

Please refer to your letter to me dated August 7, 1989 and the enclosures referenced therein and my letters to the above individuals dated August 22, 1989.

The purpose of this letter is to alert the Board of Selectmen, in view of their interest in maintaining an open linear park on the old railroad bed, that Mr. Kelley has continued to take inappropriate action with respect to his land. The Planning Board recently received and denied a plan from Mr. Kelley which included all of his land plus all of the railroad land abutting his property. In addition, there are several signs posted on the railroad land behind the Kelley premises which contain copies of the Notice previously served upon the Town. Although it is not legally possible for an abutting landowner to establish adverse possession against a municipality, I suggest that some action be taken with respect to the posted signs on Town property to prevent future potential problems in this regard. I suggest that this matter be brought to the attention of the Board of Selectmen so that it will be informed of the potential for a legal dispute concerning ownership and use of the railroad bed. In that manner, the Board will be in a position to take whatever action it deems appropriate in order to protect the interests of the Town of Medway.

Please let me know if you have any questions or desire any additional information in this regard.

Sincerely,

  
R. D. Maciolek

RDM/tc

Police Department  
533-8211



W. David Lambirth  
Chief of Police

**Town of Medway  
Massachusetts**

October 23, 1989

TO: Board of Selectmen  
FROM: Police Chief/Safety Officer  
SUBJECT: Speed Control, Main Street

Gentlemen:

Kindly be advised that, pursuant to your request, the undersigned have explored the possibility of making a speed limit change on Main Street, between Richard Road and Lee Lane, respectively.

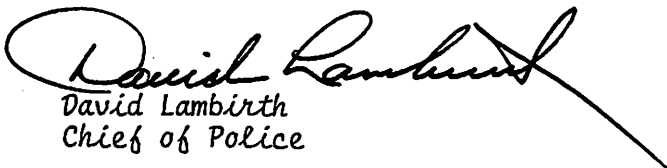
Presently, that area is posted with a 40 mph maximum speed limit, which was established by the Registry of Motor Vehicles and Department of Public Works, approximately 15 years ago, when the Town had those agencies in for review of speed limits and stop signs.

Whereas the area has remained the same during that period (Ref: Brentwood, Apartments, etc.) it is suspected that those agencies would rule the same.

However, in spite of the complexity of arranging for a review, we would recommend that the Board petition those agencies for a review of the entire Town; this may be more satisfying to those residents who feel that the Police Department or Board of Selectmen can make whatever changes that are requested.

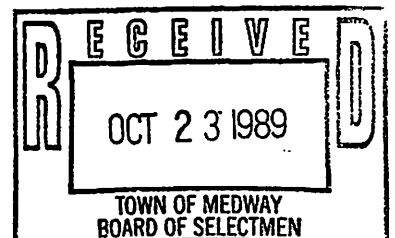
Additionally, if changes are made, following the statutory procedure, the limits would then be enforceable and not subject to challenge on technicality.

Respectfully Submitted,

  
David Lambirth  
Chief of Police

  
Peter M. Bates  
Safety Officer

DL/PMB:mw



# MILFORD

CLARK

STREET

BROOK

SOUTH

CONRAIL

STRE

HOPPING

FISHER

ST.

HOPPING BROOK

L-7241B

L-7240B

BOYNTON RD

HOPPING BROOK RD

L-7253A

L-7261A

L-7288A

L-7287A

A-2

CEDAR FARM RD.

3

FISHER TERR

A-1

2

1

ST. 109

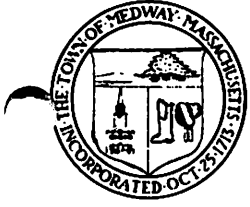
MILFORD ROUTE

SUMMER

(RT. 125)

STREET

HOMER



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

OCTOBER 16, 1989

- |           |   |
|-----------|---|
| 7:00 p.m. | Open meeting, sign warrants,<br>approve minutes of 10-2-89<br>meeting.  |
| 7:05      | Joseph Griffiths - new restaurant<br>in Drybridge Crossing              |
| 7:25      | Larry Henneberry, 16 Summer Street<br>re: barrells on Old Summer Street |

### Discuss:

Norfolk County Selectmen's Association  
meeting of November 8, 1989



Present: Harry Sabin, John Dronzek and Edward Borek. The Administrative Assistant, Jeffrey Brown was on vacation.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the October 2, 1989 meeting. The Board signed the warrants.

Mrs. Rund, 44 Main Street, Medway stopped by the meeting to speak to the Board regarding the speed limit on Main Street from the Millis town line to Holliston Street. She had come to the Selectmen's meeting on September 25, 1989 requesting the lowering of the speed limit in that area of Main Street. The Board had previously requested the Administrative Assistant send a letter to Safety Officer Bates, with a carbon copy to Mrs. Rund, requesting he look into this request of Mrs. Rund and get back to the Board with a written recommendation. To date the Board has not received the written recommendation. The Board told her if she wants to speak to the Safety officer again and see if he has written his recommendation to the Board yet. The Board advised her that when they get his recommendation they will notify Mrs. Rund. She had spoken with Rep. Daniel Ranieri and he told her it would be up to the Board to request the State D.P.W. lower the speed limit.

- The Board voted unanimously to approve the Common Victualler's License for Galente's Deli and Luncheonette at 1 High Street.
- The Clerk of the Board, John Dronzek, signed the Street Opening Permit for Boczanowski Construction for the replacement of the Water Main from Village Street to Sanford Mill.

7:05 The Board met with Joseph and Janice Griffiths who came before the Board to informally present a plan for a full service restaurant at Drybridge Crossing and to acquaint the Board with his proposal at the former Creamery and adjacent unit. He stated that it is an Irish concept and the name will be "Sabina Doyle's". He presently owns a waterfront restaurant in Newport, R.I. He stated that it will seat 58 in the restaurant and 37 in the lounge area; food will be served in both areas. Mr. Griffiths stated that he has a purchase and sales agreement subject to the liquor license being granted at next weeks public hearing. He informed the Board of the type of food that would be served. He noted that there are two entrance/exits and one emergency exit. The hours of operation would be: weekdays, 10:30<sup>a.m.</sup> to midnight; weekends: 11:30 a.m. to 1:00 a.m.

- Discussed notice of Norfolk County Selectmen's Association's Dinner Meeting on Wednesday, November 8, 1989. None of the board members will be able to attend this meeting.

7:25

The Board met with Lawrence Henneberry, 16 Summer Street. He was wondering how much longer the barrels would be across Old Summer Street because it made it difficult for him to get in and out of his driveway. The Highway Superintendent informed him that in March they had discussed dead ending Old Summer Street at Ardmore Circle and making an exit out on to Summer Street across from Ardmore Circle. The Board requested the Highway Superintendent remove the barrels and leave the two "do not enter" signs up at the north end of Old Summer Street and put up "one-way" signs at the corner of Old Summer Street and Main Street in a northerly direction and to notify the Police Department to enforce these signs. Police Chief Lambirth arrived after this portion of the meeting and the Board informed him of their decision.

- There were several Cub-Scouts attending the Selectmen's meeting to observe and ask questions. One of the parents asked if the town would be re-lining any of the streets in town which had faded lines presently. The Highway Superintendent stated he would check into the monies available to re-line some of the streets. She mentioned one of the streets as Lovering Street.
- John Dronzek brought up for discussion that he would like to see an additional cross-walk on Main Street and Pond Street, either east or west of Pond Street and would like to see the motorists yielding to pedestrians with signage and if they don't the possibility of fineing the motorist. Chief Lambirth stated that he, the Safety Officer and the Highway Superintendent would look into this and get back to the Board with a recommendation.
- The Board voted unanimously to appoint the following people to the Street Naming Committee through June 30, 1990:
  - Charlene Saunders
  - Richard Malo
  - Constance Sheehy
  - Veronica Clark
- The Board voted unanimously to appoint the following people to the Permanent Building Committee for the term of the committee:
  - Wayne Vinton
  - Michael Rojee, Sr.
  - Charles Stuart
  - Richard Brown
  - Edward Borek
  - Robert Ferioli
  - Warren Falzone
  - Elizabeth Henderson

(Selectman Borek abstained)

- The Board discussed the letter received from the Police Chief regarding the ongoing problems at Maxcraft (former Van Lumber building) on North Street and the residents in the area. The Police Chief had strongly recommened to the Board that Town Counsel be asked to make a determination on working hours, restrictions in activities, building use, use of right of way from Crooks Street, etc., so that there is an understanding amongst those complainants and the department will be aware of what must be enforced and by whom. The Building Inspector came into the meeting at this time and the Board requested he check the operation out to see what is being done in that building and get back to the Board so a letter can be sent to the complainants with a carbon copy to Town Counsel.
- The Board discussed the hired plow rates with the Highway Superintendent. The Board voted unanimously to raise the hourly rates as follows: 3/4 ton four-wheel drive truck, \$33.00/hour; six-wheel dump truck, \$44.00/hour and a ten-wheeler, \$48.00/hour.
- The Chairman of the Water/Sewer Commission stopped in to the Selectmen's meeting and informed them that the Highway Supt. should check Alder Street where Gerard Lindsey was installing a water main. Mr. Rice stated that the road is a mess. The Board requested the Highway Superintendent check this area out tomorrow.
- The Board requested a letter be sent to the Planning Board requesting a list of non-town accepted streets and the utilities that exist on these streets.

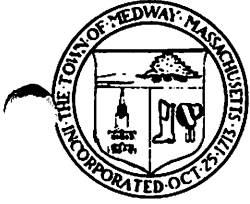
Meeting adjourned at 8:30 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

OCTOBER 2, 1989

7:00 p.m.	Open meeting, sign warrants, approve minutes of 9-25-89 meeting.
7:01	Administrative Assistant's Report
7:20	Nabih Aoude - Re: 2 taxi licenses
7:25	Tax Classification Hearing

Present: Harry Sabin, John Dronzek and Administrative Assistant, Jeffrey Brown.  
Edward Borek was absent.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the September 25, 1989 meeting. There were no warrants to be signed.

7:01 Administrative Assistant's Report:

- Informed the Board Town Counsel advises that the town has no liability for circumstances present on Crook Street. Mary and Roger Jordan, Donald and Deidre Mailing and Tim Wider, residents of Crook Street were in attendance during this portion of the meeting. These residents requested the Board send them a written response to their letter dated September 14, 1989. The Board stated that they would and that even though Town Counsel states that the Town has no liability the Board feels responsibility to try and help them with this problem. The Board would like to put drainage down Crooks Street but they would need an easement from the property owner at Van Lumber. The Highway Superintendent is working on this and hopes to come up with a timetable for the Board. The Administrative Assistant will write the letter to the residents of Crooks Street, but the Board wants to approve the letter before it is sent out.
- Informed the Board that Robert Heavey inspected the heating pipe in the basement of Town Hall that needs to be moved to accomodate the new wiring system and he will supply the Board with a quote on moving that heating pipe.
- Informed the Board that the Medway Shopping Plaza has not been sold and that Caldors is not (at this time) locating in the old Mars Department Store building. Diversified Funding will be getting together with the Administrative Assistant upon his return from vacation to facilitate passage to Drybridge Crossing.
- Informed the Board of the resignation of Nancy Rojee as an Election Worker.
- Informed the Board that the Police Chief does not want to regionalize the dispatch. The Board requested the Administrative Assistant notify Millis that we will not be attending these meetings to regionalize.
- Informed the Board that Ackerley Communications wants to renew their license for the Outdoor Billboards on lower Main Street.

- 7:20 Mr. Aoude did not attend the meeting. Mr. Dronzek moved to approve the application for two taxi cab licenses for Aoude Taxi, 107 Main Street, Medway until December 31, 1989. Mr. Sabin, seconded. The vote was unanimous.
- 7:25 The Board held a Tax Classification Public Hearing on the question of adoption of percentages of local tax levy to be borne by each class of real property: residential, open space, commercial, industrial and personal property for fiscal year 1990. The Board had received one letter, from the United Chamber of Commerce in Franklin, opposed to any adoption by the Board to adopt a Dual Tax Rate and the urged the selectmen to adopt the Single Tax Rate. Assessors, Joseph Malloy, Harry Johnson and Albert Borek and Appraiser John Wilson were in attendance at this public hearing. Mr. Johnson informed the Board that the Assessor's are still negotiating with Boston Edison and that their sub-station on West Street has gone from Personal Property to Industrial Classification. The Board of Assessor's recommended a single tax rate. John Wilson spoke on the comparison chart (attached). The Board voted unanimously to stay with a single tax rate.
- The Board met with Richard Malo, Chairman of the Street Naming Committee. He informed the Board that the committee is interested in changing the name and numbers in the Charles River Park Area. The streets to be changed are Massasoit and Massapoag; Massasoit runs east and west across Charles River Road and as you go around the corner it becomes Massapoag with no deliniation. The Street Naming Committee would like the east side to become Massapoag and then they would need to renumber that section. The Board voted unanimously to hold a public hearing and to publish the legal notice in the newspaper. The Board requested the Administrative Assistant publish this notice and set up the hearing.
- The Board voted unanimously to appoint Maryjane White to the Street Naming Committee to fill a vacancy that exists.

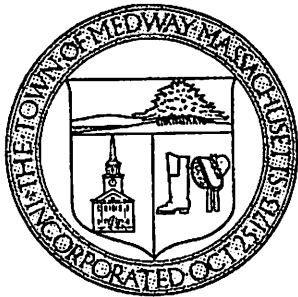
Meeting adjourned at 7:55 p.m.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen, Secretary

ra



OFFICE OF  
BOARD OF ASSESSORS

MEDWAY, MASSACHUSETTS

Date: September 29, 1989  
To: Board of Selectmen  
From: Board of Assessors

Enclosed please find all the necessary information regarding the classification hearing scheduled for October 2, 1989.

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 \$13.45 to \$12.10 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 FY89's tax recap sheet is enclosed showing the percentages of each class with their valuations and levy.

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

Respectfully,

John Wilson  
Assistant Assessor

P.S. The LA-5 form to be signed by the Selectmen Monday evening has not been received from the Department of Revenue as of this date. I will see that each of the Selectmen sign this form when it is received.

TOWN OF MEDWAY FY90 CLASSIFICATION TAX RATE SHIFT  
Based on a Minimum Residential Factor of  
89.9301

\*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	\$478,453,931.	83.24	\$13.45	\$13.18	\$12.91	\$12.64	\$12.37	\$12.10
CLASS 2 Open Space	-0-	-0-	-0-	-0-	-0-	-0-	-0-	-0-
CLASS 3 Commercial	32,735,269.	5.69	13.45	14.79	16.13	17.47	18.81	20.15
CLASS 4 Industrial	53,461,300.	9.30	13.45	14.79	16.13	17.47	18.81	20.15
CLASS 5 Personal Property	10,162,900.	1.77	13.45	14.79	16.13	17.47	18.81	20.15
TOTAL	\$ 574,813,400.	100%						



FY90 TAX CHART (Options)

FY 90 Tax Shift Showing Impact on Average Single Family Home vs Sample of Commercial, Industrial & Personal Property

PROPERTY ASSESSED SINGLE RATE SINGLE RATE DUAL RATE DUAL RATE DUAL RATE DUAL RATE  
 VALUE FY90 FY89 FY90 RES: 12.37 RES: 12.64 RES: 12.37 RES: 12.10  
 CIP: 14.79 CIP: 16.13 CIP: 17.47 CIP: 18.81 CIP: 20.15

Boston Edison (Jet Site)	\$28,319,300.	\$376,360.	\$380,890.	\$418,840.	\$456,790.	\$494,740.	\$532,690.	\$570,630.
Algonquin Gas Personal Property	1,156,800.	15,370.	15,560.	17,110.	18,660.	20,210.	21,760.	23,310.
Colonial Plaza	3,044,300.	40,460.	40,950.	45,030.	49,100.	53,180.	57,260.	61,340.
Burger King	897,300.	11,920.	12,070.	13,270.	14,470.	15,680.	16,880.	18,080.
Ganewell	3,377,900.	44,890.	45,430.	49,960.	54,490.	59,010.	63,540.	68,060.
RJR PARA CORP. 42 Milford St.	614,700.	8,170.	8,270.	9,090.	9,910.	10,740.	11,560.	12,390.
Dunkin Donuts	376,500	5,000.	5,060.	5,570.	6,070.	6,580.	7,080.	7,590.
Bay State Gas. Real Estate	609,300.	8,100.	8,190.	9,010.	9,830.	10,640.	11,460.	12,280.
Average Single Family Home	155,000.	2,060.	2,080.	2,040.	2,000.	1,960.	1,920.	1,880.



COPY

## THE COMMONWEALTH OF MASSACHUSETTS

Department of Revenue

## TAX RATE RECAPITULATION

OF

FISCAL 1989

Medway

City or Town

## I. TAX RATE SUMMARY

- A. Total Amount to be Raised (from IIE) ..... \$ 13,139,929.45  
 B. Total Estimated Receipts and Other Revenue Sources (from IIIE) ..... 5,973,573.38  
 C. Tax Levy (IA minus IB) ..... \$ 7,166,356.07  
 D. Distribution of Tax Rates and Levies ☒ Classified ☐ Unclassified

(a) Class	(b) Levy Percentage (from LA-5)	(c) IC above times Each percent in col (b)	(d) Valuation by Class (from LA-5)	(e) Tax Rates (c) ÷ (d) × 1000	(f) Levy by Class (d) × (e) ÷ 1000
Residential	83.6910	5,997,595.06	451,286.050.	13.29	5,997,591.60
Open Space	-0-		-0-		
Commercial	5.7546	412,395.13	31,030,450.	13.29	412,394.68
Industrial	5.0240	360,037.73	27,091,200.	13.29	360,042.05
<b>SUBTOTAL</b>					
Personal	5.5304	396,328.15	29,821,500.	13.29	396,327.74
<b>TOTAL</b>	100%		539,229,200. \$		7,166,356.07 \$

MUST EQUAL IC

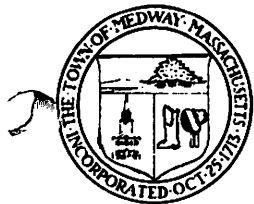
Board of Assessors of

Medway

508-533-8571

1. Harry J. Johnson 2. Albert Borch 3. Joseph D. Malloy  
 City or Town Date Tel. No.

Do Not Write Below This Line - For Department of Revenue Use Only



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

SEPTEMBER 25, 1989

- |           |   |
|-----------|---|
| 7:00 p.m. | Open meeting, sign warrants,<br>approve minutes of 9- <del>25</del> <sup>18</sup> -89<br>meeting. |
| 7:01      | Administrative Assistant's Report   |
| 7:20      | Nabih Aoude - Re: Taxi Licenses   |
| 7:25      | John Ryan, Chairman Council on Aging<br>Re: Signing of a Grant Application                        |
| 7:30      | Tim Wider, 2 Crooks Street<br>Re: washout of stonewall  |

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the September 18, 1989 meeting. The Board signed the warrants.

7:01 Administrative Assistant's Report:

- The Board signed a notice to go out to all of the dog owners in town.
- The Board acknowledge receipt of a letter from the Board of Assessors regarding their receipt of the Management Letter from Michael J. Cicoria, C.P.A., for the fiscal year ending June 30, 1989. They stated that the errors described under Assessors-Section IV have been noted by the Board and action implemented to adopt the necessary steps to keep these errors from occurring in the future.
- Informed the Board of a letter received from Winchendon Board of Selectmen requesting the Board's participation in impeaching Governor Dukakis. The Board stated that they do not wish to participate with Winchendon.
- Asked if the Board was ready to make their appointment of a new Fire Chief. The Board stated that they have three candidates to fill the vacancy of Jerome Hanlon, they are Wayne Vinton; Mark Gaddis; and Michael Rojee, Sr. Mr. Borek nominated Wayne Vinton and Mr. Dronzek seconded the motion. Mr. Sabin stated that he was in favor of appointing Mr. Rojee but would cast his vote for Wayne Vinton to make the vote unanimous. The Board voted unanimously to appoint Wayne M. Vinton to the position of Fire Chief to become effective October 1, 1989. The Board requested the Administrative Assistant send letters out to all the candidates.
- Informed the Board that he would like to take vacation time from October 6th through October 16th. The Board approved.
- The Board requested an update on the upgrade of the wiring in Town Hall. Informed the Board that he had received an estimate from Fraser Engineering to move a water heating pipe in the basement of town hall which he and the Water Supt. felt was too high and requested another estimate not using the copper pipe. The Board requested the Administrative Assistant have Robert Heavey supply the Board with a quote to do the job.

7:25 The Board met with John Ryan, Chairman of the Council on Aging requesting the signature of the Chairman of the Board on a Grant application in the amount of \$1,861.00. The Board voted unanimously to sign this application.

- Mrs. Debbie Rund, 44 Main Street had stopped by the Selectmen's office prior to the meeting and requested the Board lower the speed limit on Main Street from Holliston Street to the Millis Town Line. In discussing this with the Board, Mr. Sabin suggested that he would bring it up with the Board at their meeting. The Board requested the Administrative Assistant send a letter to Safety Officer Bates, with a carbon copy to Mrs. Rund, requesting he look into this request of Mrs. Rund and get back to the Board with a written recommendation.
- 7:30 Roger and Mary Jordan, 4 Crooks Street and Donald and Deirdre Mailing, 6 Crooks Street were in attendance for a decision as to what will be done about the damages done to their properties during a recent rainstorm. The Board informed them that they have not heard from Town Counsel as yet regarding his decision on this matter. They were informed that if a decision is rendered this week the Administrative Assistant will put it in his report for the next meeting. They were advised to call the Selectmen's office next Monday to see if the Board had been given a decision.
- 7:35 The Board met with the Building Inspector, Joseph Leone, who stated he was looking to add a fee to his schedule of fees for Commercial Properties. He stated that when a store is vacated and someone else takes over the store he would like to have them apply for an Occupancy Permit. In that way he would be assured of receiving an application for a sign permit and make sure they have a Business Certificate. He feels the fee should be \$20.00. The Board voted unanimously to approve this fee.
- The Board discussed the cut-thru from Drybridge Crossing into the Medway Shopping Plaza. The Administrative Assistant informed the Board that he had heard from the Attorney for Diversified Funding which manages the Shopping Plaza who seemed to be willing to abide by the town by-law. The attorney was in touch with Mr. Brian Moore owner of the Drybridge Crossing. The Board discussed that no building permits should be issued until this cut-thru is installed and that the Shell Station should be made aware of the berm they had agreed to when they were before the Board for site plan approval during the reconstruction of Route 109.

Meeting adjourned at 7:45 p.m.

Respectfully submitted,

*Ruth Allen*  
Ruth Allen, Secretary

ra

The Board of Selectmen met on September 19, 1989 at 3:00 p.m. to open bids for the general contractors for the new Fire Station I to be built at the corner of Milford and Summer Streets. Edward Borek and John Dronzek were present. The bids were received from the following:

Con-Rel, Inc., Lexington, MA	\$859,942.00
Barbato Construction Co., Inc., Easton	\$878,712.00
R & R Builders, Inc., No. Reading, MA	\$860,217.00
Casby Bros. Inc., W. Roxbury, MA	\$955,000.00
Logan Plastering & Construction, Billerica, MA	\$882,000.00
A. P. Whitaker & Sons, W. Bridgewater, MA	\$857,000.00
Granger Corp., Worcester, MA	\$879,900.00
Ciocca Construction Corp., Springfield, MA	\$976,000.00
Lawlor Corp., Medford, MA	\$862,652.00
Seaman Bratko Corporation, Holliston, MA	\$943,967.00
Barr Inc., Putnam, CT	\$890,000.00
L. D. Russo Inc., Ayer, MA	\$824,300.00
Mello Construction Inc., Taunton, MA	\$865,000.00
John T. Callahan & Sons, Randolph, MA	\$868,000.00

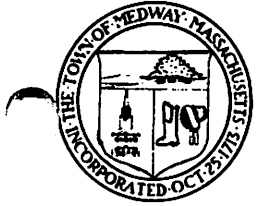
The Board voted unanimously to take these bids under advisement to await a recommendation from the Permanent Fire Building Committee.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen, Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

SEPTEMBER 18, 1989

- |           |  |
|-----------|--|
| 7:00 p.m. | Open meeting, sign warrants,<br>approve minutes of 9-11-89<br>meeting.   |
| 7:01      | Administrative Assistant's Report  |
| 7:25      | Tim Wider<br>re: washout of stonewall on<br>Crook Street   |
| 7:30      | Conservation Commission<br>re: Drainage at Cottage/Main Sts.   |
| 7:50      | Chief Hanlon - recommendation on Pumper Truck<br><br>Vote on Common Victualler's License<br>for The Village Variety Store. |



Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the September 11, 1989 meeting and Executive Session. There were no warrants to be signed.

7:01 Administrative Assistant's Report:

- Discussed a letter to be sent out to all municipal department heads and employees from the Board of Selectmen and the Finance Committee regarding fiscal '90 expenditures. The Board approved this letter to be sent out on Tuesday.
- Informed the Board of a letter received from the Medway Homeownership Program Committee inviting the Board to attend the long awaited Lottery for the Affordable Housing Units under construction at Colonial Park Estates. This lottery will be held on Wednesday, September 27, 1989 at 7:30 p.m. at Sanford Hall.
- Discussed letter received from the Board of Assessors inquiring as to the present status of the mapping project due to the fact that the assessors tax maps be updated annually and the assessors wish to know if this will be done for FY90 by either Stone & Webster or will the computer hardware be available at Town Hall to complete this project? The Administrative Assistant informed the Board that the hardware will not be available at Town Hall.
- The Board signed the Computer Maintenance Contracts with Shawmut-Arlington Trust for the Software and Data General for the Hardware.
- Informed the Board of a letter received from L.A.L. Construction Company which has been adding interest to the balance due them. L.A.L. is owed a balance of \$120,000.00 and they have added \$10,000. interest to this amount. The Administrative Assistant requested permission to send this to Town Counsel to see if legally the company can add this interest. The Board approved him sending this to Town Counsel for a ruling.
- The Board signed Highway Reports as follows:
  - Chapter 637 - Closeout Report
  - Chapter 90 - Final Report - Pond/Lovering Sts. (Design)
  - " - Reimbursement Request #2 - Pond/Lov. Sts.
  - " - Project Request - Reconstruction Rte. 109
  - " - Final Report - Pond/Lovering Sts.
  - " - Reimbursement Request - Reconst. Pond/Lov.
  - " - Project Request - Rte. 109 Design Engr.
  - " - Project Request for release of Chapt. 15 monies

- The Board voted unanimously to approve the Common Victualler's License for The Village Variety Store, 141 Village Street.
- 7:20 The Board met with Timothy Wider, 2 Crooks St.; Roger and Mary Jordan, Sr., 4 Crooks St. and Donald Mailing, 6 Crooks Street regarding storm damages at their properties, letter attached. The Administrative Assistant had discussed this letter with Town Counsel over the telephone and Town Counsel stated that he would like to review this letter with the Highway Superintendent before a decision is made as to how to handle this problem. The residents have a great concern should we have any more torrential rainstorms how much more damage will be done to their properties. The Administrative Assistant stated that he and the Highway Superintendent will meet with Town Counsel tomorrow and request the Town Counsel put his ruling in writing to the Board for next weeks Selectmen's meeting.
- 7:35 The Board met with Paul Yorkis, Chairman of the Conservation Commission to discuss the drainage problem at Cottage and Main Streets. Mr. Yorkis stated that the Corps of Engineers declared Stepping Stone Brook at that location a stream and it appears that the pipe under the road is blocked up. He further stated that there is greater potential of help if you enlarge the holding area across from 135 Main Street. The Consultant that the Conservation Commission has viewed this site and will make-up a proposal to do the engineering at this site should the town so desire to expand this holding area and create a wild life area too. The Board requested the Administrative Assistant write a letter to Mr. James Gallagher, 135 Main Street, Medway and request copies of the plans that he has for the pipes that are under his parking lot. The Board will await the report of the Consultant before they proceed any further with any plans to correct the drainage problem.
- 8:05 The Board met with Fire Chief Jerome Hanlon, Wayne Vinton and Steven Stefanides, Regional Manager from FMC Corporation regarding the recommendation of the Fire Chief for the new Fire Engine. The Fire Chief stated that the bid from Pierce ignored the request for a pem fab chassis and would only guarantee the tank for 10 years and not for a lifetime as specified, therefore the recommendation was to award the bid to F.M.C. of Orlando, Florida in the amount of \$157,830.00. The Board voted unanimously to award the bid to F.M.C. for the reasons specified above. The Chairman of the Board signed the contract with F.M.C. for the new fire truck.

The meeting adjourned at 8:15 p.m.

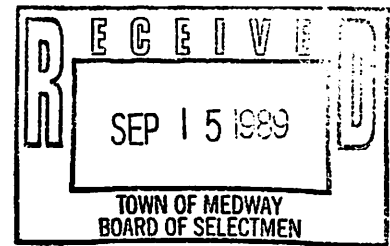
RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen, Secretary

ra

September 14, 1989



Dear Sir,

On August 12, 1989 at the properties of Roger and Mary Jordan, 4 Crooks Street and Timothy and Christina Wider, 2 Crooks Street, Medway, a large barrier wall fell, causing extensive damages to both properties and a potential for future damages at numbers 2, 4 and 6 Crooks Street.

The wall was constructed during the early 1940's and backfilled to create defined levels (terracing effect to create upper and lower front and back yards). This wall was in good condition, built from solid concrete blocks similar to today's cinderblock, except solid. It was also covered by a large well-established English Ivy.

During the rainfall on the morning of August 12, 1989, this wall was forced over, crushing perennial plants, shrubs, trees and ornamental fencing at both 2 and 4 Crooks Street. This occurred due to the poor drainage and obvious re-routing of water in this area.

One June 2, 1989, 6 Crooks Street, had a major washout of their frontage and graveled driveway. Both 2 and 4 Crooks Street experienced water in the basements for the first time. This has all occurred since the new homes were built above Crooks Street on the lot at the end of Barber, Winter and Broad Streets. Before, there was a foundation hole with fill. Now there is a raised, graded mound and cement driveway which retains no water and diverts all the runoff directly down Crooks Street and behind the Henneberry property (at the corner of Crooks and Barber Street) through #2, #4 and #6 Crooks Street. The grading at Crooks Street slopes directly at the end onto these same properties. There is no berm along the street or drainage and we now experience excessive quantities of water. At this time (June 2nd) we asked for a permanent solution. All that was done was to fill the large washout and potholes beside the Henneberry residence with asphalt which only diverted the water directly toward 2 and 4 Crooks Street. The town highway department came and sandbagged the driveway and front yards at 2 and 4 Crooks Street on August 12, 1989 to prevent further damage that day. What will happen comes the next torrential rain storm? We can not live with the sandbags.

At this time, the condition still exists. There is a large drop off where the wall fell. It is flat on the lower lawns like a patio and damage will continue at every

rainstorm at 2 and 4 Crooks Street and run off to 6 Crooks Street, because the water is currently routed directly to the driveway of 2 Crooks Street.

We feel this condition is directly related to the change of topography above Crooks Street with the building of the new homes, the poorly graded street and previous attempts to solve the problem by a berm type repair at the Henneberry property which only diverts more water toward our properties.

At this time, we are requesting aid to remove and repair damages already caused and a solution of the problem at street level to prevent its recurrence. The wall needs to be replaced, the damaged one removed, shrubbery replaced or replanted, lawns reclaimed and fencing repaired. Many perennial plants were also destroyed. We believe these damages are a direct result of poor street construction and lack of drainage and we should not have to be responsible for the repair and replacement of present or future damages.

Respectfully,

*Roger L. Jordan Sr.*      *Mary L. Jordan*  
*Timothy Wider* & *Christina Wider*  
*Deirdre* & *Donald Mailing*

Roger and Mary Jordan Sr., 4 Crooks Street  
Timothy and Christina Wider, 2 Crooks Street  
Donald and Deirdre Mailing, 6 Crooks Street

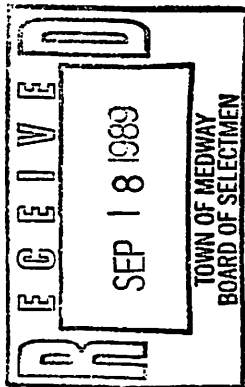
cc: Selectmans Office  
Highway Department  
John Dugan, Esquire

The Board of Selectmen met on September 12, 1989 at 3:00 p.m. to open bids for the sub-bidders contracts for the new Fire Station to be built at the corner of Milford and Summer Streets. Edward Borek and John Dronzek were present. The bids were received as per the attached list. The Board voted unanimously to take these bids under advisement for a recommendation from the Permanent Fire Building Committee.

Respectfully submitted,

Ruth Allen, Secretary

ra



The Carell Group Inc., Architects

Medway Fire Station #1

Addendum #6

14 September 1989

Page 1 of 6

The following are the filed sub-bids received for the Medway Fire Station #1 on September 12, 1989.

Sub-contractor	Amount	Addenda 1,2,3,4,5	Restriction of Bid	Bid Bond
<u>04200 Masonry</u>				
Commercial Masonry Corp White Horse Beach, MA	\$ 147,600	Yes	None	Yes
Logan Plastering & Construction, Inc. Billerica, MA	\$ 157,000	Yes	Restricted to: Logan Plastering & Construction, Inc.	Yes
McKeown Masonry, Inc. Framingham, MA	\$ 162,000	Yes	May be used except by: - Westcott Construction	Yes
R & R Builders, Inc. No. Reading, MA	\$ 94,981	Yes	Restricted to: R & R Builders, Inc.	Yes
Seaman Bratko Corporation Holliston, MA	\$ 150,000	Yes	Restricted to: Seaman Bratko Corporation	Yes
<u>05500 Miscellaneous Iron &amp; Steel</u>				
Brighton Iron Works, Inc. Ashland, MA	\$ 22,372	1,2,3 only	None	Yes
Quinn Brothers Essex, MA	\$ 14,900	Yes	May be used except by: - TLT Construction - Charles Construction Inc.	Yes

Sub-contractor	Amount	Addenda 1,2,3,4,5	Restriction of Bid	Bid Bond
<u>05500 Miscellaneous Iron &amp; Steel (continued)</u>				
EDP Technologies Inc. Hanover, MA	\$ 18,129	Yes	None	Yes
Paulson Stair Fabricators, Inc. Whitman, MA	\$ 18,214	Yes	None	Yes
Ryan Iron Works, Inc. Raynham, MA	\$ 14,684	Yes	None	Yes
Security Products Sales, Inc. No. Easton, MA	\$ 26,717	Yes	None	Yes
Village Forge Readville, MA	\$ 27,780	Yes	None	Yes
<u>07100 Waterproofing, Dampproofing, Caulking, and Sealants</u>				
Chapman Waterproofing Co. Boston, MA	\$ 10,923	Yes	None	Yes
Atlantic Waterproofing & Restoration Sandwich, MA	\$ 12,500	Yes	None	Yes
<u>07500 Shingle Roofing &amp; Metal Flashing</u>				
Titan Roofing, Inc. Chicopee, MA	\$ 12,900	Yes	None	Yes
R & R Builders, Inc. No. Reading, MA	\$ 8,572	Yes	Restricted to: R & R Builders, Inc.	Yes

Sub-contractor	Amount	Addenda 1,2,3,4,5	Restriction of Bid	Bid Bond
<u>09510 Acoustical Ceilings</u>				
Brennan Interior Contractors, Inc. Pembroke, MA	\$ 8,825	Yes	None	Yes
<u>09650 Resilient Flooring</u>				
Central Carpet Buzzards Bay, MA	\$ 6,000	None	None	Yes
Floors Incorporated of New England Wakefield, MA	\$ 6,791	Yes	May be used except by: - Eastern Contractors, Inc.	Yes
Massa Flooring Winthrop, MA	\$ 8,200	1,2,3 only	None	Yes
<u>09900 Painting</u>				
LD Russo, Inc. Ayer, MA	\$ 15,125	Yes	Restricted to: LD Russo, Inc.	Yes
Michael H. Orlando, Inc. Framingham, MA	\$ 32,261	Yes	None	Yes
Daniel H. Reinhold Contracting Corp. Swampscott, MA	\$ 17,500	1,2,3,4 only	None	Yes
Rayco Painting Co. Holliston, MA	\$ 36,300	Yes	None	Yes
Regal Painting Co. Millis, MA	\$ 23,800	Yes	None	Yes



Sub-contractor	Amount	Addenda 1,2,3,4,5	Restriction of Bid	Bid Bond
<u>09900 Painting (continued)</u>				
David F. Egan & Co., Inc. Northborough, MA	\$ 24,160	Yes	None	Yes
Koczera Painting Co., Inc Acushnet, MA	\$ 18,900	Yes	May be used except by: - Eastern Contractors of Framingham	Yes
Bello Painting Co. Milton, MA	\$ 29,385	Yes	None	Yes
James J. Wilmot Co., Inc. Middleborough, MA	\$ 23,499	Yes	None	Yes
H.M. Horton Co. Walpole, MA	\$ 23,450	Yes	None	Yes
<u>15400 Plumbing</u>				
Norfolk Mechanical Contractors, Inc. Quincy, MA	\$ 52,600	Yes	May be used except by: - Fairview Construction	Yes
Cironne Plumbing & Heating Natick, MA	\$ 54,876	Yes	None	Yes
Riverdale Plumbing & Heating Roslindale, MA	\$ 51,500	Yes	None	Yes
B & B Plumbing & Heating Worcester, MA	\$ 44,400	Yes	None	Yes
Maguire-Valante Mechanical Contractors Framingham, MA	\$ 74,861	Yes	None	Yes

Sub-contractor	Amount	Addenda 1,2,3,4,5	Restriction of Bid	Bid Bond
<u>15600 Heating, Ventilation, and Air Conditioning</u>				
Quality Heating & Air Conditioning Co. Boston, MA	\$ 28,000	Yes	None	Yes
Apex Corporation No. Abington, MA	\$ 36,900 used different bid form	Yes	None	Yes
Thomas E. Snowden, Inc. Saugus, MA	\$ 30,860	Yes	None	Yes
I & R Mechanical Stoughton, MA	\$ 36,900	Yes	May be used except by: - Minutemen Engineering, Inc. - K. Thompson - Logan Plastering	Yes
Bonner Engineering Inc. No. Grafton, MA	\$ 39,848	Yes	None	Yes
<u>16100 Electrical Work</u>				
Electro Contracting & Service Corporation Waltham, MA	\$ 78,587	Yes	May be used except by: - RE Bettencourt - Zambarnardi Construction	Yes
Boston Electrical Contractors, Inc. Brockton, MA	\$ 71,400	Yes	None	Yes
Circle Electric, Inc. Everett, MA	\$ 81,948	Yes	Restricted to: R & R Builders, Inc.	Yes
Metropolitan Corporation Millis, MA	\$ 75,100	Yes	None	Yes

## Addendum #6

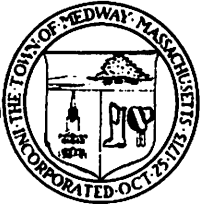
14 September 1989

Page 6 of 6

Sub-contractor	Amount	Addenda	Restriction of Bid	Bid Bond
<u>16100 Electrical Work (continued)</u>				
Sachemrock Electric Corporation Taunton, MA	\$ 73,900	Yes	None	Yes
Anzivino Electric Needham, MA	\$ 94,000	Yes	None	Yes

No sub-bids were submitted for the following specification section. Work required under this section shall be bid by the General Contractor.

05510 Architectural and Special Metal Work



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

SEPTEMBER 11, 1989

7:00 p.m.	Open meeting, sign warrants, Approve minutes of 8-21-89 meeting.
7:01	Administrative Assistant's Report
7:25	J/O Public Hearing Anchors and guys on West Street
7:35	Board of Assessors, Town Counsel Chairman, Finance Committee Re: Personnel salaries
7:50	Open Bids for Fire Pumper Truck
8:00	Cindy Johnson Re: Excavation on Fox Run Road
Discuss:	Position of Fire Chief  Banner request for Historical Society  Appointment to Permanent Fire Building Committee  Opening on Board of Registrars  Solicitor's Permit for Sew & Sound

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the August 21, 1989 meeting. The Board signed the warrants.

7:01 Administrative Assistant's Report

- The Board was given a status report on various highway projects under different State Chapter's in their weekend packets. The Administrative Assistant requested the Board sign various project request forms; project closeout forms and reimbursement request forms for these different projects (Pond/Lovering Street and Route 109 Reconstruction). Informed the Board of the need to have a Special Town Meeting to make transfer of monies from the Pond Street Account to the Route 109 Reconstruction Account.
- Informed the Board that he and the Highway Superintendent would be meeting tomorrow morning with Stone & Webster Engineering, Representative Daniel Ranieri and Commissioner Jane Garvey regarding the Route 109 Corridor Project to include Phase II of the Route 109 Reconstruction Project.
- Informed the Board of the status of the Cottage/Main Streets drainage. The owners of the property on the north side of Main Street from Gallagher's Unfinished Furniture Store is J & DW Realty Trust. There is .78 acres of land which is accessed at \$28,750.00. The Board requested the Administrative Assistant have the Conservation Commission attend the Selectmen's meeting on September 18th to discuss this drainage problem.
- Informed the Board of a letter received from the Millis Board of Selectmen inviting the Board and the Administrative Assistant to a meeting on September 21, 1989 at 7:30 p.m. at the Millis Town Hall to discuss ideas on regionalizing Communications/Dispatch. Holliston will also be invited. The Board requested the Administrative Assistant get the thoughts and ideas of the Police Chief and Fire Chief before it is discussed with Millis.
- Informed the Board that the computer maintenance contract had to be renewed. The Board voted unanimously to sign the contract with Shawmut Arlington Trust for this fiscal year.
- Informed the Board of a letter received from the Medway Public Schools Business Manager regarding obsolete equipment which has been accumulated at the Middle/High School. The School Committee is interested in knowing whether or not the Selectmen have a use for some or all of the equipment. If not interested in any of it and do not want to hold a public auction, they will then dispose of it as outlined in attached letter. The Board requested that

the other Boards and department's in town be notified that these items are available, then if no one is interested that the school hold an auction and auction off the items.

- Discussed with the Board if they would be holding a Fall All Board's meeting. The Board voted unanimously to hold one on Monday, December 4, 1989 at 6:30 p.m. in Sanford Hall.
- Informed the Board of a letter received from the Permanent Fire Building Committee requesting the Board's presence at the sub-bid openings on September 12, 1989 at 3:00 p.m. and the bid opening for general contractors on September 19, 1989 at 3:00 p.m. for the new Fire Station I. Mr. Borek and Mr. Dronzek will be able to be in attendance on September 12th. Mr. Borek will be able to be in attendance on September 19th.
- Informed the Board that the Medway Affordable Housing Committee would be holding the Lottery for the Affordable Units of the Colonial Park Estates on Wednesday, September 27, 1989 at 7:00 p.m. in Sanford Hall and would like the Board to be present at the drawing.
- Informed the Board that there are several people that were appointed to various Boards and Committees in June, 1989 who have not come to the Town Clerk's office to be sworn into office. The Board voted unanimously to re-appoint these people as per the attached list. Mr. Dronzek abstained from voting on his appointment to the Industrial Development Finance Authority.
- Informed the Board of the receipt of a suit from Violet Pierre who had been injured at the High School in a fall outside of the High School building. This suit was sent to the town's insurance carrier.

7:25

The Board held a Public Hearing on a petition from Boston Edison Co. and N. E. Telephone Co. for anchors and guys on West Street - Westerly side beginning approximately 78' northerly of Alder Street at pole 43/66 and 43/67. Mr. Joseph Bausk, representative of the N. E. Telephone Company was in attendance at this public hearing and stated that these anchors and guys are needed do to the fact that they would be removing two tree guys that now exist. The Board voted unanimously to approve this petition.

- Discussed the letter received from Francis W. Grady, Chairman of the Democratic Town Committee with the name of John J. Ryan, 223 Village Street, Medway to fill the vacancy on the Board of Registrars. The Board requested the Administrative Assistant send a letter to Mr. Grady requesting a list of three voters from the town committee as per MGL. 51 section 15.

- Discussed the Banner Request received from Henry Park, Medway Historical Society for September 8th through September 25th. The Board voted unanimously to approve this request as long as it did not interfere with the one granted to the Community Church for the same time. This banner is to be hung near the former Mars Department Store on Main Street.
- The Board voted unanimously to appoint Edward J. Duggan to the Permanent Fire Building Committee to fill a vacancy of a citizen-at-large.

7:35 The Board met with the Board of Assessors, Town Counsel and Richard Brown, Chairman of the Finance Committee to discuss the salary of the Secretary to the Board of Assessor's position. When the new secretary was hired in 1988 the position should have been paid at a Grade four Step 4 and was not. The Board of Assessors was looking for payment of this back salary due to the fact she is being paid at a Grade 4 Step 3. Town Counsel stated that he would request that be paid but as far as upgrading the position the Board has to make a formal request with the Job Classification Review Board which has been meeting since May, 1989. Mr. Malloy asked Town Counsel if the Town Accountant had the authority to change a voucher as submitted with the proper signatures? Town Counsel stated, no. During this discussion the Board noted that they would delay the opening of the Fire Truck bids for five minutes.

7:55 The Board opened the bids for a new Fire Pumper Truck. There were only two bids received. The Board voted unanimously to take these bids under advisement and get a recommendation from the Fire Chief. The bids are as follows:

Pearce Mfg., Inc.	\$156,160.
FMC Corp.	\$157,830.

8:00 The Board met with Cindy Johnson of 12 Fox Run Road and several other residents from the Fox Run Road development regarding an excavation between #12 and #18 Fox Run Road. The residents are concerned for the safety of the children in the area. The Building Inspector was present at this meeting and stated that Mr. Germajian was to have filled that excavation in several weeks ago and when he (the building inspector) contacted Mr. Germajian today he stated that he would be working next door within the next few days and would take care of this problem. The Board voted unanimously to send a letter to the Planning Board stating that the Board of Selectmen wanted this excavation filled in by October 7, 1989 or would the Planning Board please call the bond on this development, if not done the Board would have to take court action. The residents were also concerned about the grounds around the house that is under construction next to the excavation and cables that are sticking up out of the ground and the covers for the Cable Co. and telephone company which are easily removed. The Building Inspector was requested to check on these matters and get back to the Board with what he finds. Send carbon copy of letter to Planning Board to Mrs. Johnson. Find out when the building permit

was issued for Lot #10 Fox Run Road because that house still is not finished and is not being worked on.

8:15        The Board was poled to enter into Executive Session to discuss Personnel issues. Dronzek - yes; Sabin - yes and Borek - yes.

RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary

ra



Richard Dunn - Special Dispatcher  
Linda Myers - Special Dispatcher/Matron  
Brian Smith - Special Police Officer/Dispatcher  
Greg Barnes, Special Town Counsel  
James Cassidy - Animal Control Officer  
David Consigli - Sworn Public Weigher  
Richard DiGirolamo - Fair Housing Committee  
James G. Donahue - Conservation Commission  
John E. Dronzek - Industrial Development Finance Authority  
Robert Ferioli - Capital Improvement Program Committee  
Robert D. Goode - Memorial Committee  
James Hagen - Memorial Committee  
W. David Lambirth - Fence Viewer  
Walter Mahoney - Town Hall & Library Custodian  
Samuel W. Mushnick - Sworn Public Weighers  
John Parrella - Industrial Development Commission  
Diane Piacentini - Traffic Crossing Guard/Matron  
R. Tucker Reynolds - Finance Committee  
R. Tucker Reynolds - Affordable Housing Committee  
Leonard Scholl, Jr. - Industrial Development Committee  
Donald Schwendenman - Memorial Committee  
Frederick Souza - Memorial Committee  
Robert Watson - Memorial Committee

**SUPERINTENDENT  
OF SCHOOLS**

Dr. Arthur Bettencourt  
508-533-8151  
508-533-8162

**BUSINESS MANAGER**

Francis C. Gallo  
508-533-7155  
508-533-6918



**MEDWAY PUBLIC SCHOOLS**  
45 HOLLISTON STREET  
MEDWAY, MASSACHUSETTS 02053

**SCHOOL COMMITTEE**

William H. Yanco, *Chairman*  
Peter J. Young, *Vice Chairman*  
Dawn D. M. Boyan  
Douglas M. Downing  
Jeffrey D. Nutting  
Carl R. Pride

Date: August 29, 1989

**MEMORANDUM**

To: Jeff Brown  
From: Chuck Gallo  
Subject: Disposal of Obsolete Equipment

Attached please find a listing of various obsolete equipment which has been accumulated here at the Middle/High School. The School Committee is interested in knowing whether or not the Selectmen have a use for some or all of the attached equipment. If you are not interested in any of it and do not want to hold a public auction, we will then dispose of it as outlined in the memorandum.

Please convey this information to the Selectmen as soon as possible for a quick resolution since this equipment is taking up much of our needed storage space.

Thank you for your help in this matter.

cc: Arthur L. Bettencourt

AUG 7 1989

*Medway High School*

45 HOLLISTON STREET, MEDWAY, MASSACHUSETTS 02053

DAVID I. DRISCOLL, JR.

PRINCIPAL

JOSEPH P. HANLON

ASSISTANT PRINCIPAL

Telephone: 508-533-6643

August 7, 1989

TO: Dr. Arthur Bettencourt

FROM: David I. Driscoll, Jr. *DL*

RE: Surplus Materials/Equipment

We would like permission to dispose of 30 metal desks in the Old Language Lab. They were built for the reel-to-reel Language Lab. They have no value or use to us at this time or in the future. We need permission to have Cassidy pick them up.

We have 25 obsolete paper towel holders. We would like permission to give them to a nursing home, as they still use them.

Approximately 30 student chairs which are unrepairable should be disposed of and we would like permission to do so as they have no value to us.

One IBM Selective Typewriter - Serial #9553714 which is about 25 years old and unrepairable, should be discarded and we would like permission to do so.

One AB Dick 545 mimeograph machine that was used prior to photocopy machines. Ink pads and supplies are available. We would like permission to donate to charity, whatever seems to be the best manner.

Ten wooden typewriter teaching stations approximately 25 years old can no longer be used as we have replaced them with computers. We would like permission to discard or give to charity.

Four old wooden machine tables which we would like permission to either discard or give to charity.

Eight, twenty year old typewriters from the Business Department that are unuseable and are not worth repairing. We would like permission to either discard or give to charity.

/ebf

*Chuck,*  
*Your thoughts, please*  
*DB*  
*8/8/89*

MINUTES OF THE SELECTMEN'S MEETING

SEPTEMBER 11, 1989

Minutes of September 11, 1989 Executive Session.

Immediately following the regularly scheduled meeting the Board of Selectmen voted unanimously to meet in Executive Session.

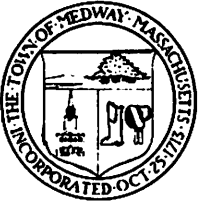
The first order of business involved a discussion of the audit findings and determined to generate letters to the cognizant department heads.

The second order of business involved a discussion of the candidates for the position of Fire Chief.

Present were John Dronzek, Edward Borek and Harry Sabin. The meeting adjourned at 9:56 p.m.

RESPECTFULLY SUBMITTED,

Harry Sabin



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

AUGUST 21, 1989

7:00 p.m. Open meeting, sign warrants,  
Approve minutes of 8-7-89  
meeting.

7:05 Administrative Assistant Report

~~7:25~~ ~~Patricia Wong~~  
Re: ~~Speed Limit on Kelley Street~~ *postponed*  
*will re-schedule*

7:35 Board of Health  
Re: Trash Collection System

8:00 Joint Meeting  
Re: FY'90 Budget & Local Aid Cut

Award bid for Ambulance

Vote on request from Conservation  
Commission for Additional \$750.00  
from Consultant's Fee Account for  
Industrial Development

Chairman sign Statistical Summary Sheet  
for Dept. of Personnel Admin.

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the August 7, 1989 meeting. The Board signed the warrants.

7:01 Administrative Assistant's Report

- Discussed memo to the Board with his recommendation on the Group Purchase of Health Insurance Benefits. Due to the fact that the West Suburban Group has been in existence for several months and has essentially the exact same organizational format as the proposed Wrentham Area Group there is no need to push for a commitment for Medway to join this group. The Board voted unanimously not to join this Wrentham Area Group.
- Discussed memo to the Board updating them on the status of the Fire Chief Selection Committee. Mr. Sabin feels the Board should make the choice with only three resumes to review and interview. Mr. Borek would like to proceed the way we were proceeding at the previous meeting. He feels it would be a good process to get into even for the future. Mr. Dronzek questioned the length of time it would take to form the committee, review the applicants and do the interviews. The Administrative Assistant stated that it could be a relatively short period of time. The Board requested that a meeting be set up for September 11th or before to have interviews. Form a committee of Millis, Medfield, Uxbridge and Medway's Fire Chief's the Board of Selectmen to review the candidates.
- Discussed the drainage problem on Main Street and Cottage Street. Informed the Board that a Consultant for the Conservation Commission would be meeting with the Administrative Assistant and the Highway Superintendent and the Chairman of the Conservation Commission on Thursday, August 24th to review a plan for a holding area across Main Street from the Gallagher property. Informed the Board that there is no available funding through the Federal or State agencies with regard to upgrading this drainage problem. The Board requested the Administrative Assistant find out who owns that parcel of land, value of the land, and the size of the parcel for the next meeting. Informed the Board that the cost of the pipe to enlarge the pipe 1,100 feet down Cottage Street to Evergreen Street into Chicken Brook would be \$55.59/foot (54" pipe) and \$67.61/foot (60" pipe) the total project would cost approximately \$100,000. to \$150,000. The Board felt that maybe this amount could be bonded.
- Stop signs at Oak Street. Informed the Board that there should only be two stop signs not three and that is the number that is presently existing at that location.

- Discussed letter from Cindy Johnson, 12 Fox Run Road regarding the excavation on Fox Run Road which remains open and a constant hazard for their children. Mr. Sabin spoke with the Building Inspector prior to the meeting and the Building Inspector stated the the walls have been knocked down and there is now a four foot hole which will be filled in. The Board requested that if any more calls come in regarding situations such as this that the Safety Officer also make an inspection and a recommendation to the Board.
  - Informed the Board that the culvert at Chicken Brook at Choate Park needs some repairs. Coast Construction came out today to do and inspection and make a recommendation on the needed repairs. The Highway Superintendent should have a report from the company this week.
  - The Board signed the annual report for Chapter 81 monies.
  - Informed the Board the John and Nancy Callanan have filed a suit against the Town on an accident John had at the High School gym a year and one half ago. This information was sent to the Insurance Company.
  - Informed the Board that he has an estimate on removal of the gas tanks behind Town Hall for \$1,750.00 plus \$1.39 per gallon for the gasoline left in the tanks. The Town will do the excavation and the company will remove and dispose of the tanks.
  - Informed the Board that they needed to vote on paying the full \$22,643.65 to B.F.I. for June 30, 1989. The Board voted: Sabin and Dronzek, in favor; Borek, abstained.
  - Informed the Board of a request received from Andrew Dengos, member of the Burke School Playground Committee requesting permission for a "cow chip bingo" to be held sometime next Spring behind the Burke School on the railroad bed property. The Board voted unanimously to approve this request.
- 7:20 Mrs. Patricia Wong of Kelley Street called to postpone her meeting with the Board for tonight. She would be out of town. The Board requested the Administrative Assistant to inform Mrs. Wong to speak with the Police Chief and Safety Officer regarding the speeding or speed limit on Kelley Street.
- 7:25 The Board voted unanimously to award the bid for a new Ambulance to Wheeled Coach Industries, Inc. of North Attleboro in the amount of \$34,844.00.

7:35

Met with the Board of Health; Al MacLeod and Philip Parchesky, to officially turn over the administration of the Solid Waste Collection System to their Board. They were informed that there are funds available in the solid waste budget to hire a part-time clerk. Richard Brown, Chairman of the Finance Committee was in attendance at this portion of the meeting and stated that maybe they would be interested in hiring a fulltime clerk to share with registrars duties and inspectors also, and then their office would be covered regularly. The Board officially turned the solid waste collection program and all functions over to the Board of Health as of this date, August 21, 1989; voted unanimously.

- The Board voted unanimously to approve the request of the Conservation Commission for an additional \$750.00 for a consultant for assistance with Industrial land. The Board stated that if the Commission needs any additional money they would have to make another request from the Board of Selectmen.

7:45

The Board met with Richard Brown, Finance Committee Chairman and David Verdolino, Finance Committee Member to discuss how the town stands after the State's Local Aid Cuts. Mr. Brown informed the Board that the Finance Committee had done a three year projection prior to the last Annual Town Meeting and had projected a zero per cent increase in local aid for this fiscal year. In reviewing the figures with the town accountant they had estimated new growth at a lower figure which gave them \$36,000 more and reduced the Assessor's overlay from 305,000 to 250,000 which would give them an additional \$54,000 and increased the local receipts (after reviewing the last twelve month period) to \$200,000. He felt that the town can get by this fiscal year with these new adjustments but felt a letter should go out from the Board and the Finance Committee to all departments to reduce expenses in fiscal year '90 so the unspent monies would flow into free cash for the next fiscal year. Mr. Brown stated that a sub-committee should be formed with the Selectmen and other departments now for fiscal year '91. The Board congratulated the Finance Committee for its fine track record. Mr. Brown stated that the Finance Committee would be meeting with the School Committee before they begin their negotiations to discuss the town's financial picture. Mr. Brown stated that no capital items should come out of Free Cash at any town meeting in the future. He also stated that he would make up a draft letter to be sent to the departments for the Selectmen's review.

- The Board discussed the status of a new three year contract for the town's annual audit. The Administrative Assistant stated that it does not have to go out for bid and that the Town Accountant recommends we stay with the present firm doing the town's audits. The Board requested the Administrative Assistant solicit



the present firm for a proposal for a new contract. The Administrative Assistant informed the Board that the Town Accountant is preparing a recommendation for the Board for the audit.

- The Chairman of the Board signed the Statistical Summary Sheet for the Department of Personnel Administration for fiscal year 1990.

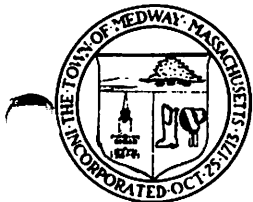
Meeting adjourned at 8:15 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary  
to the Board of Selectmen

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

AUGUST 7, 1989

7:00 p.m.	Open meeting, sign warrants Approve minutes of 7-24-89 meeting.
7:01	<i>Sign Notes for Treasurer</i> Administrative Assistant's Report
7:25	Bid opening for Ambulance
7:35	Public Hearing - N.E. Telephone Co & Boston Edison - on Brigham St.
	Banner Request - Community Church Harvest Fair
	Vote on Liaison's for FY'90

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the July 24, 1989 meeting. The Board signed the warrants.

- The Board voted unanimously to sign the notes for the Treasurer as follows:

Fire Station (2 notes) totalling \$110,000.00

Municipal purposes (17 notes) totalling \$619,350.00

The Town Clerk was in attendance to witness these signatures.

7:05 Administrative Assistant's Report:

- Distributed copies of legal opinions from Town Counsel regarding (1) - Payments to B.F.I.; (2) - Winiker Abatement; (3) - Cole Library Building; (4) - Municipal Bylaws and (5) - John Clark.
- Informed the Board that he had spoken to Mr. Brian Moore, owner of Drybridge Crossing on Main Street regarding a curb-cut from Drybridge Crossing to Medway Shopping Plaza which is part of the Zoning requirements and was part of the Site Plan Approval. The Administrative Assistant asked the Board members if they would have a problem with Drybridge Crossing performing the curb-cut? A motion was made and voted unanimously that the Board would like to see written approval from Diversified Funding (Managers of Medway Shopping Plaza) to Mr. Moore, Drybridge Crossing, with a carbon copy to the Board. If this approach fails, the Board will call Diversified Funding in before the Board to require them to meet the Town specifications in the Zoning By-laws.
- Discussed the Cherry Sheet received from the State on August 4, 1989. The Board will be meeting with Richard Brown, Chairman of the Finance Committee two weeks from tonight.
- Discussed a correspondence received from Mr. Doug Priest, Chairman of the Board of Selectmen in the Town of Millis regarding the letter requesting their support for the expansion of the Route 109 Corridor Project to include the second Phase of the 109 Re-construction. The Millis Board does not have any objection as long as it does not take away anything from their town.
- Informed the Board that Town Counsel had given him a packet to forward to the Town's insurance company regarding a suit against the Board of Water/Sewer Commissioners on an easement taken during the sewer project at Powderly's property on Main Street.

- Discussed a copy of a proposed contract from ICC Insurance. Informed the Board that copies have gone to Mr. Charles Bresnahan, and the Insurance Committee and they will report back to the Board if this program would be beneficial or detrimental to the Town.
  - Informed the Board that he had received the contract for Blue Cross/Blue Shield for FY'90. He is reviewing this for content and has given Town Counsel a copy to review as to form.
- 7:23 The Board voted unanimously to approve a Banner request from the Community Church for their Annual Harvest Fair. The dates requested for displaying the banner are September 18th through September 30th.
- 7:25 The Board opened bids for a new Ambulance which were received from the following:
- Precision Emergency Vehicles, Main St., Webster  
\$36,924.00 minus trade-in \$1,000.00 - total \$35,924.00
  - Wheeled Coach Industries, Inc., 241 Smith St., N. Attleboro  
\$35,644.00 minus trade-in \$800.00 - total \$34,844.00
  - Quality Emergency Vehicles, Inc., 85 South Ave., Natick  
\$36,995.00 minus trade-in \$2,000.00 - total \$34,995.00
- The Board voted unanimously to take these bids under advisement and await a recommendation from the Ambulance Committee.
- 7:35 The Board held a public hearing on petitions from Boston Edison and the New England Telephone Co. for conduit and cable on Brigham Street - westerly side approximately 283' northerly of Williams Street beginning at pole 16/3 and crossing roadway 40' to private property, Forest Road. Mr. Edmund Kelley representative from Boston Edison Co. was present at this hearing and informed the Board that this is for a new underground service for a new subdivision of approximately 10 lots. Town resident, Bruno Retecki inquired if it is for all the lots of the sub-division or just for Mr. Rivard? Mr. Kelley stated that it was for the new sub-division. Another resident inquired how disruptive this would be to the residents of the area? Mr. Kelley stated that it would not be very disruptive, that it would take approximately a day to install and that the road would have to put back to it's original condition, according to the Street Opening Permit. Resident, Michael Rojee inquired if the Fire Alarm Cable could be installed at the same time in the same trench? He was informed to have the Fire Chief make this request to the utility companies so it can be done at the same time.
- The Board voted unanimously to designate liaison person's for specific Boards and Departments as per attached list.

- The Administrative Assistant informed the Board that he had forwarded copies of the notices to prevent easement from Titleco, Inc., Natick, MA for owners of record: Louis and Paula Bisson and Raymond and Brenda J. Bosma Kelley (attached) to Town Counsel to advise the Board as to what steps the Town should take regarding these notices.
- The Board questioned the Administrative Assistant if a letter had gone out to the Board of Health regarding the Solid Waste. The Administrative Assistant informed the Board that the Board of Health is scheduled to meet with the Board of Selectmen at their meeting of August 21st.
- The Board met with Gardner Rice, Chairman of the Water/Sewer Commissioners regarding the suit against the town regarding the sewer easement on the Powderly property. He informed the Board that he would like to be notified up front with regard to anything that goes on with this case. He stated that he has discussed this with Town Counsel and the owner may be entitled to a little bit more money (approx. \$500) but that the blame is not with the town but with the contractor who did the work. He stated the Murray case on Village Street which the town paid an extra 3 or 4 thousand dollars more for and the owner sold the property at what he wanted for it and made the extra money through the town on his easement.

Mr. Rice also discussed his concern with the decision of the Board on Kelley Street. He feels the Board should have a meeting with the Planning Board and have a study of the area done as far as a traffic count etc. If you extended Kelley Street to Elm Street you could make it a one-way street at certain times of the day. Mr. Rice has great concern for the new houses being developed off Kelley Street and how they could get out of their development should an emergency exist. He feels there is a great safety factor here, that being, no other way out except east on Kelley Street to Holliston Street. He requested the Board to reconsider there decision.
- Mr. Michael E. Rojee, Sr., 10 Barber Street, Medway submitted his resume to Board for the upcoming vacancy of the Fire Chief.
- Mr. Dronzek informed the Board of a discussion he had over the telephone with Mr. William Albin of Uxbridge regarding the filling of the position of the Fire Chief. Mr. Dronzek stated that he would get Mr. Albin's telephone number to the Administrative Assistant on Tuesday so he could gather information as to the cost, procedure and how long the procedure would take and who would be in charge, how many on the search committee, etc.

Some of the recommendations Mr. Albin had for Mr. Dronzek were that the Board request from the Massachusetts Fire Chief's Association to assign a committee for screening and recommendations for the Fire Chief's position. This committee would consist of one town that we do mutual aid with and two town's that have a volunteer fire department. This committee would review the resumes and interview the candidates and make a recommendation to the Board, he was not sure of the cost involved. The final appointment and decision would be up to the Board, they just make a recommendation.

- Mr. Borek inquired as to what was being done about the letter received from the residents abutting the Van Lumber property? The Administrative Assistant informed him that the Police Dept. is logging all the calls and have not found one justifiable complaint so far. Mr. Borek also questioned if this business is a zoning violation because Mr. Greenberg is manufacturing wooden products and Van Lumber sold lumber etc.? The Building Inspector had spoken to Town Counsel regarding this question. The Administrative Assistant will check with the Building Inspector as to what Town Counsel had ruled. Mr. Borek felt that the residents should be sent a letter as to what has transpired so far.

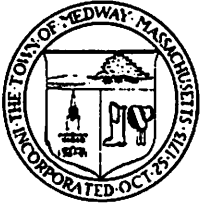
Meeting adjourned at 8:15 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary  
to the Board of Selectmen

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

August 8, 1989

At their meeting of August 7, 1989 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 concerns is:

\*\*\*\*\*EDWARD BOREK\*\*\*\*\*

Assessors  
Water/Sewer  
Planning Board  
School Department  
Housing Authority  
Highway Department

\*\*\*\*\*JOHN DRONZEK\*\*\*\*\*

Park Department  
Norfolk County Advisory Board  
Senator Edward Burke  
Finance Committee  
Conservation Commission  
Fire Department

\*\*\*\*\*HARRY SABIN\*\*\*\*\*

Tax Collector/Treasurer  
CRPCD  
Board of Health  
Tri-County Vocational School  
Representatives Ranieri and Gardner  
Town Clerk  
Police Department

TITLECO, INC.  
28 West Central Street  
Natick, Massachusetts 01760  
(617) 653-3362

NOTICE TO PREVENT EASEMENT (M.G.L. CHAPTER 187, SECTION 3)

COMMONWEALTH OF MASSACHUSETTS

Norfolk County, ss.

Medway December 13, 1988

Notice is hereby given pursuant to Massachusetts General Laws, Chapter 187, Section 3, that the undersigned claim ownership in and to a certain parcel of land more particularly bounded and described in EXHIBIT "A" affixed hereto and made part hereof, by reason of abandonment by prior owner and reversion of interest to the undersigned.

RECORD OWNERS: Brenda J. Bosma and Raymond F. Kelley.

TITLE REFERENCE: Norfolk County Registry of Deeds Record  
Book 6188, Page 499

Daniel L. McGee  
witness to signatures  
as TO RFK

Raymond F. Kelley  
Raymond F. Kelley

Brenda J. Bosma Kelley  
Brenda J. Bosma Kelley

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

Natick December 13, 1988

Then personally appeared the above named Raymond F. Kelley and  
acknowledged the foregoing instrument to be his free act and deed,  
before me,

Daniel L. McGee  
Daniel L. McGee  
Notary Public  
My Commission expires  
11/28/1991

TOWN OF MEDWAY  
**RECEIVED**  
APR 06 1989

.....A.M. ....P.M.  
TOWN CLERK

W. J. [Signature]  
DEPUTY SHERIFF

4-6-89



TITLECO, INC.

EXHIBIT A

A certain parcel of land, with the buildings thereon, in Medway, Norfolk County, Commonwealth of Massachusetts, situate on the Northerly side of Village Street, and being shown on a Plan entitled "Plan of Land in Medway, Mass., Property of Lilas M. Studley, Scale: 1" = 30', Schofield Bros. Inc., Registered Land Surveyors", dated June 12, 1973, recorded with Norfolk County Registry of Deeds as Plan numbered 782 of 1973 in Record Book 4947, Page 582, being more particularly bounded and described as follows:

SOUTHERLY by Village Street, as shown on said Plan, One hundred twenty-two and 61/100 (122.61) feet;

WESTERLY by Cottage St. (abandoned), as shown on said Plan, One hundred four and 52/100 (104.52) feet;

NORTHERLY by land now or formerly of Penn Central, as shown on said Plan, One hundred thirty-three and 59/100 (133.59) feet; and

EASTERLY by land now or formerly of New England Telephone & Telegraph Company, One hundred thirty-four and 74/100 (134.74) feet.

Together with all rights and interests in and to the abandoned portion of Cottage Street; and that portion of land adjacent to the above described land and situate Northwesterly thereof; being more particularly shown as land of Penn Central on said plan numbered 782 Of 1983, recorded with Norfolk County Registry of Deeds in Record Book 4947, Page 582; and being further described as a portion of the premises included in a Deed of Release from the Penn Central Corporation to the Town of Medway dated January 31, 1985, recorded with said District Registry of Deeds in Record Book 6598, Page 599.

TITLECO, INC.  
28 West Central Street  
Natick, Massachusetts 01760  
(617) 653-3362

NOTICE TO PREVENT EASEMENT (M.G.L. CHAPTER 187, SECTION 3)

COMMONWEALTH OF MASSACHUSETTS

Norfolk County, ss.

Medway August 1, 1989

Notice is hereby given pursuant to Massachusetts General Laws, Chapter 187, Section 3, that the undersigned claim ownership in and to a certain parcel of land more particularly bounded and described in EXHIBIT "A" affixed hereto and made part hereof, by reason of abandonment by prior owner and reversion of interest to the undersigned.

RECORD OWNERS: Louis Bisson, a/k/a Louis H. Bisson and  
Paula Bisson, a/k/a Paula P. Bisson

TITLE REFERENCE: Norfolk County Registry of Deeds Record  
Book 3937, Page 51; and Norfolk County  
Registry of Deeds Record Book 5127, Page 581.

Daniel L. McGee  
Witness to signatures  
Daniel L. McGee as to  
both.

Louis H. Bisson  
Louis H. Bisson

Paula P. Bisson  
Paula P. Bisson

COMMONWEALTH OF MASSACHUSETTS

Middlesex, ss.

Natick August 1, 1989

Then personally appeared the above named Louis H. Bisson and Paula P. Bisson and acknowledged the execution of this instrument to be their free act and deed, before me,

8/7/89 10:10 AM  
1/H

Daniel L. McGee  
Daniel L. McGee  
Notary Public  
My Commission expires  
11/28/1991

A TRUE COPY, ATTEST.

Robert A. Valdes  
DEPUTY SHERIFF

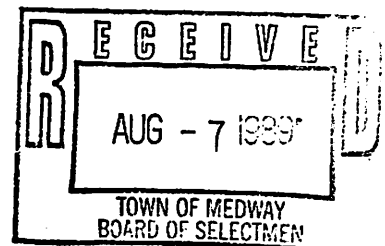


EXHIBIT "A"

the land in that part of Medway called West Medway, together with the buildings thereon, situated on the southerly side of Williams Street, comprised of two (2) parcels of land, bounded and described as follows:

**Parcel No. 1.** Beginning at the junction of Williams Street and Cottage Street, thence  
SOUTH  $78\frac{1}{2}^{\circ}$  East on the Southerly side of said Williams Street, 18 rods; thence  
SOUTH  $13^{\circ}$  West, 5 rods, 19 links by land now or formerly of Peck to land of New York, New Haven and Hartford Railroad Company; thence  
SOUTH  $87\frac{3}{4}^{\circ}$  West by land of said Railroad, 4 rods; thence  
NORTH  $11\frac{1}{2}^{\circ}$  East, by land now or formerly of Glickman, 3 rods and 10 links; thence  
NORTH  $78^{\circ}$  West and bounded Southerly by said Glickman land, 8 rods to Cottage Street; thence  
North  $12\frac{1}{2}^{\circ}$  East along the Easterly side of said Cottage Street, 3 rods and 7 links to the point of beginning.

**Parcel No. 2.** Adjoining the first parcel above described and situated on the Southerly side of Williams Street, bounded and described as follows:

WESTERLY by Parcel No. 1 above described;  
SOUTHERLY by land of New York, New Haven & Hartford Railroad Company;  
EASTERLY by Brigham Street; and  
NORTHERLY by said Williams Street.

There is excepted from this second parcel, that portion deeded to Eudora A. M. Peck by deed dated April 28, 1917 recorded with Norfolk Deeds in Book 1370, Page 48.

Being the same and all of the same premises conveyed to us by deed of Maurice Miller et ux, duly recorded with Norfolk Deeds, Book 3592, Page 539.

Said Parcel No. 1 and 2 are shown on a plan by Robert S. Wharton, Civil Engineer dated October 11, 1961 and recorded herewith.

A certain tract or parcel of land situated in Medway, Norfolk County, Massachusetts, and being Parcel No. 2 as described in Deed of Constance H. Vose to me dated April 14, 1942 and recorded with Norfolk Registry of Deeds, Book 2824, Page 139, and being more particularly bounded and described therein as follows:-

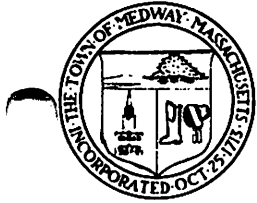
"A certain parcel of land on the southerly side of Williams Street, aforesaid, bounded and described as follows:

Beginning at a large stone set in the ground on the southerly line of Williams Street and at land formerly of Clark; thence running

EASTERLY along the southerly line of Williams Street to land formerly of one Beers; thence running  
SOUTHERLY along said Beers' land to land of the New York, New Haven and Hartford Railroad, formerly the New York and New England Railroad; thence turning and running  
WESTERLY bounded southerly by said Railroad's land to land formerly of Clark and thence running  
NORTHERLY along said land formerly of Clark to the place of beginning."

Said premises are conveyed subject to the real estate taxes for the period commencing January 1, 1975.

Also, all rights and interests in and to the abandoned portion of the land adjacent to the above described premises and situate Southeasterly thereof; being more particularly shown as Land of Penn Central on Plan numbered 782 of 1983, recorded with Norfolk County Registry of Deeds in Record Book 4947, Page 582; and being further described as a portion of the premises included in a Deed of Release from the Penn Central Corporation to the Town of Medway dated January 31, 1985, recorded with Norfolk County Registry of Deeds in Record Book 6598, Page 599.



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

JULY 24, 1989

7:00 p.m.	Open meeting, sign warrants. Approve minutes of 7-10-89 meeting.
7:01	Administrative Assistant's Report
7:20	David Soule, MAPC Executive Director
7:30	Richard Blethan Re: 126/Main St./Village St. intersection
7:40	Board of Assessors Re: Salaries
7:45	Jean Cole, 32 Lincoln Street Re: Drainage Problem
<del>8:00</del>	<del>David Carter</del> <i>Cancelled</i> <del>Re: Affordable Housing</del>

NOTE: Award Salt Bid

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the July 10, 1989 meeting. The Board signed the warrants.

- The Chairman read a letter of resignation from Fire Chief Jerome Hanlon. His resignation will become effective September 1, 1989. The Board voted unanimously to accept his resignation with regret and requested the Administrative Assistant send him a letter thanking him for his years of service to the Town of Medway. The Board also received a resume from Wayne Vinton for this position. The Board requested that a file be set up for resumes for this position and noted that they had previously received a resume from Mark Gaddis. The Board requested that a copy of the Chief's resignation be given to the Town Clerk.

#### Administrative Assistant's Report

- The Board signed Solid Waste Abatement lists for the Multi-units (18 dwellings for a total of 182 units) in the total amount of \$31,122.00. Mr. Borek abstained from signing these abatements.
- Informed the Board of the recommendations of the Solid Waste Appeals Committee on abatements for the second billing cycle. There were a total of 13 abatements in the total amount of \$1,440.00. Mr. Sabin and Mr. Dronzek voted in favor of these abatements and signed the abatements. Mr. Borek abstained from voting or signing these abatements.
- The Board requested the Administrative Assistant write a letter to the Board of Health requesting a meeting with them and that they take over the handling of the Solid Waste Program. The Administrative Assistant informed the Board that he had already written the Board of Health a letter and that the letter was in the hands of the Board of Health. Mr. Sabin asked for a copy of that letter but the Administrative Assistant told him he did not have one.
- Mr. Sabin and Mr. Dronzek rescinded their previous vote for the first billing cycle for abatements for approximately \$1,800.00 and moved to abate 29 abatements in the total amount of \$2,727.00. Mr. Borek abstained from voting or signing these abatements. Mr. Sabin and Mr. Dronzek voted unanimously to issue these abatements and sign the list.
- The Board voted unanimously that they would not accept anymore abatements that they would have to go through the Board of Health.

Administrative Assistant's Report cont'd.

- The Board voted unanimously to approve the list of Special Employees for the Town of Medway as per the attached list.
- Gave the Board members a copy of a letter received from the Town Clerk's office regarding a \$5,000.00 transfer request to resume a contract with LHS Associates. The Administrative Assistant had spoken to Richard Brown, Chairman of the Finance Committee with regard to this transfer and Mr. Brown stated that the Finance Committee would not approve any transfer to resume a contract with LHS Associates because we can do all of this work on the town's computer. Mr. Borek stated that at a meeting with the Finance Committee during budgeting that the Finance Committee told the Town Clerk that there was money in the budget to hire someone to input into the computer. The Board requested the Administrative Assistant write a memo to the Board of Registrar's asking if they had re-organized and who the Chairman of the Board is presently. The Board also requested the Administrative Assistant write a letter to the Democratic Town Committee requesting a name to fill the vacancy created by the resignation of Arthur Paradis.

7:30

The Board met with David Soule, Executive Director for M.A.P.C. Mr. Soule stated that he was in attendance at the request of the Administrative Assistant to answer any questions that the Board has in regard to the town joining the Southwest Area Planning sub-group. Mr. Soule stated that this group is strictly an advisory group. Mr. Sabin stated that he felt that there was no need for more bureaucracy and more meetings to attend. The Board feels that they are being served sufficiently by M.A.P.C. Mr. Soule stated that meetings are open to the public and the Board could send a representative if they so wished. He also stated that Brian Bishop is doing an excellent job in representing the town.

7:42

The Board met with Richard and Ann Blethan, 411 Village Street requesting an update on the reconstruction of the Route 126/Main Street/Village Street intersection. Mr. Blethan stated that another car came through the intersection and hit a car parked in his driveway. The Administrative Assistant gave them a run down on the financial picture of Chapter 90 monies and told them that he hoped to know within the next two and one-half to four weeks how much money there is available to do this project. The Board requested the Highway Superintendent put a jersey barrier up in the interim. The Highway Superintendent stated that he would check with the State on Tuesday. The Board stated that they want an answer by Friday and to let the Blethan's know the answer regarding whether the jersey barrier's can be installed or not.

7:52

The Board met with the Board of Assessors; Joseph Malloy, Albert Borek and Harry Johnson regarding their letter to the Board dated June 23, 1989. The Board of Assessors feel that they have met all pre-requisites and would like to know if the Town Accountant has the right to change any vouchers that the Board has signed and submitted for payment? Mr. Johnson stated that his Board has never received any written explanation as to why the Town Accountant refused to pay these vouchers as they were submitted. Mr. Sabin stated that he would personally check with Town Counsel to see if the Town Accountant has authority to change the vouchers. The Board of Selectmen informed Mr. Johnson that he should have brought this request for a salary increase for one of his employees to the Job Classification Review Board. Mr. Johnson informed the Board of Selectmen that the job position in question was filled at a Grade and Step level lower than that position was supposed to receive and that there was no Job Classification Review Board at that time. Mr. Sabin stated that he would get an answer from Town Counsel and get back to the Board of Assessors.

8:15

The Board met with Mrs. Mildred Cole, 32 Lincoln Street regarding a water problem on her property from run-off water coming down Mann Street crossing over Lincoln Street and into her yard. The Highway Superintendent stated that he feels that another catch basin or increase the size of the pipe at that location might correct some of the problem. Mr. Borek stated that he had met with the Highway Superintendent and a nephew of Mrs. Cole's at 32 Lincoln Street and they felt if a catch basin was put to the south side of her driveway and raise the road in that area it would alleviate the problem. The Board requested the Highway Superintendent draw up a plan and the cost and present it at the next Selectmen's meeting. The Board requested the Secretary to send Mrs. Cole a copy of the minutes of this meeting.

- The Board voted unanimously to award the Salt Bid to:  
Eastern Minerals, Inc., 130 Plain Street, P. O. Box 269,  
Lowell, MA in the amount of \$28.80 per ton delivered.
- The Board voted unanimously to appoint Harry Sabin to the Permanent Police Building Committee as the representative from the Board of Selectmen.
- The Board discussed the possibility of the reduction in Local Aid. The Board requested the Administrative Assistant set up a meeting with the Finance Committee and the Town Accountant to discuss what the plan might be if the Local Aid is cut; what is the financial picture of the town, etc. The Board requested that this meeting take place as soon as possible, possibly on the next Selectmen's meeting agenda.

- The Board discussed a letter received from the Conservation Commission requesting \$750.00 from the Consultant's Fee budget for the hiring of a consultant who can assist the Commission in reviewing some applications in light of the stringent regulations concerning construction within the flood plains. The Board voted unanimously to approve the Conservation Commissions request for \$750.00.

Meeting adjourned at 8:45 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary

ra



SPECIAL EMPLOYEES

Plumbing Inspector/Water-Sewer

Police/Fire Dept.

Highway/Fire Dept.

Asst. Bldg. Insp./Bd. of Health/Sealer

Planning Board/Fire Dept.

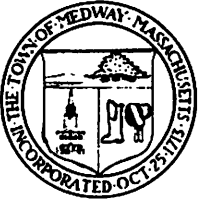
Cemetery Commission/Water-Sewer

Constable/Fire Dept.

Gas Insp./repairs to plumbing

Sworn Public Weigher/Police

---



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

JULY 10, 1989

- 7:00 p.m.      Open meeting, sign warrants,  
                 Approve minutes of 6-19-89  
                 meeting.
- 7:05            Administrative Assistant's Report
- 7:20            Public Hearings - Edison & N. E. Telephone  
                 Holliston Street  
                 Milford Street  
                 Malloy Street
- 7:35            James Gallagher  
                 Re: Water problem on Main Street
- 7:45            Democratic Town Committee  
                 Appointment as Registrar
- 8:00            Attorney John Mullahy and  
                 Attorney Richard Maciolek  
                 Re: Kelley St. layout  
                 (Vine Lane/Fire Lane)
- Award bids for trucks, Town Hall wiring,  
                 Park equipment
- Sign Police Sergeant's Examine Request
- Appointment of Michael Mushnick/Constable
- Appointment of Scott Guyette to Industrial  
                 Development Commission

Present: Harry Sabin, Edward Borek and Administrative Assistant, Jeffrey Brown. John Dronzek was on vacation.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the June 19, 1989 and June 26, 1989 meetings. The Board signed the warrants.

7:05 Administrative Assistant's Report:

- Informed the Board of a letter received from Robert McRae regarding the status of Mr. Robert J. Penza, 17 Village Street and the clean-up work that has been done and what they (the Charles River Pollution Control District) found on his property and removed.
- Had a copy of a letter from the Board of Selectmen for the Welcome Wagon representative to pass out to new residents in town. Mr. Sabin and Mr. Borek signed this letter.
- Informed the Board that the list of abatements had been amended from 19 to 28 abatements for the first billing cycle and that he has made up the list for Multi-units and for the second billing cycle.
- Informed the Board he had a list of those employees that should be made Special Employees of the town. The Board requested that this be discussed with all members of the Board present.
- Discussed with the Board a letter received from the abutters of Maxcraft Corporation located on North Street(former location of Van Lumber) and the concerns that they have regarding his hours of work, maintenance of the building and grounds and other complaints. (copy attached) The Board requested the Administrative Assistant speak to the Police Chief and have his department check on this complaint.
- Informed the Board of the resignation of Arthur Paradis from the Board of Registrars effective July 10, 1989. The Board requested the Administrative Assistant send a letter to the political committee, Democratic or Republican, that we need a name to fill this vacancy.
- Informed the Board of the letter received from the Park Commissioners for the use of the Fire Station I on Main Street. The Board requested the Administrative Assistant start a folder on Fire Station I and set up a meeting with the Park Commissioners in the Fall.

7:20

The Board held a public hearing for N. E. Telephone Co. and Boston Edison for a petition on Holliston Street - westerly side 196' southerly of Meryl St. (1) stub pole, anchor & guy pole 59s westerly side beginning 133' southerly of Woodland St. stub poles 107s, 106s, 105s, & 104s (4) poles with anchors & guys. Westerly side 5' southerly side of Causeway St. (1) stub pole 118s with anchor & guys westerly side 782' northerly of Causeway St. (1) stub pole 124s with anchor & guys. Michael Bergeron, representative of N. E. Telephone and Edmund Kelley, representative of Boston Edison were in attendance for the public hearings. These stub poles and anchor & guys are needed to carry the weight for a new electric cable. Mr. Chris Mirageas, 155 Holliston Street stated that they have a wire attached to one of his trees does this petition mean that they will be adding more wires to his trees or would they be removing the existing one? The town cannot give permission to go on to private property. Mr. Borek and Mr. Sabin were not in favor of adding more poles to the area and felt this was the least expensive and easiest way to do this. They questioned why this cable couldn't be installed underground? Mr. Kelley stated that it was very costly to do it that way. The Board voted unanimously to table this petition and if they would like to submit a better plan the Board would be willing to discuss it.

The second petition was for existing telephone pole 584/120 to joint pole Tel 584/120 El 24/499x on Milford Street. - southerly side 10' easterly of Fisher Street. Mr. Bergeron stated that the electric company will be running cable down Fisher Street and needs to attach to this pole. There was discussion on poles being located on both side of Milford Street, one side is telephone cable and the other side is electric cable. The Board requested the Administrative Assistant send a letter to both utility companies requesting them to make an overall assessment of the poles in Medway and make them all joint owned poles, and maybe Mr. Bergeron and Mr. Kelley would carry this message back to their respective company's also. The Board voted unanimously to approve this petition.

The third petition was from Boston Edison Company for conduit on Malloy Street - westerly approximately 595 ft. west of Holliston Street - a distance of about 50 ft. Mr. Kelley stated this would be going from overhead to underground to service a new development. Mr. Joseph Malloy was in attendance for this hearing and stated that the drawing stated that it would be going from Malloy Street into Orchard Street and that it should read Malloy Street going into Malloy Street. The Board voted unanimously to approve this petition with the name of the street changed.

7:35

The Board met with Mr. and Mrs. James Gallagher, 135 Main Street regarding the letter he sent to the Board on the water problem, during heavy rainstorms, in front of his store and his properties going south on Cottage Street. He is asking the Board again if they won't do something to correct this situation. He stated that Mr. Brown alleged he had created his problem. He wanted it noted that the Highway Supt. informed him that Metcalf and Eddy had plugged the pipe under the road in 1977 when they brought the pipes down Main Street. Mr. Gallagher stated that he is in the process of repaving the parking lot and putting down a berm, but the berm on Cottage Street is of little effect. The water bubbles out of the drain cover at the intersection of Evergreen and Cottage Streets and goes into their house at that corner. Mr. Harold Bemis, who was in attendance for this portion of the meeting, stated that Chicken Brook went about where the USM building on Main Street is now and when the building was built the brook was moved to go under the mill. He stated that you can vent a drainage pipe in several places so the water runs better. He stated that the old Smith Shop has a drain that goes into that brook, why not investigate that source. Mr. Gallagher stated that it was time to move the problem. The Board stated they would look into the cost of enlarging the drain pipe out piping the water down Main Street.

7:55

The Board met with the Democratic Town Committee, Mr. and Mrs. Robert Clorite, regarding the vacancy that exists on the Board of Registrars, the provisional appointment. The Board voted unanimously to appoint Robin Gelbwachs through June 30, 1990.

- The Board voted unanimously to appoint Scott Guyette, Charles River Road, to the Industrial Development Commission through June 30, 1992.
- The Board voted unanimously to approve the Banner Request from the Medway Shopping Center Merchants Association for their Sidewalk Sale Days on July 20, 21, 22, 1989.

8:00

The Board met with Attorney John Mullahy and Dr. Robert Levy, Attorney Richard Maciolek was unavailable to attend this meeting. Attorney Mullahy showed a copy of a plan to extend Kelley Street into Vine Lane and to have the Board abandon the Fire Lane off of Elm Street and move it further south to join Vine Lane. Mr. Borek stated that he is against Kelley Street being open from Holliston Street to Elm Street for traffic that wants to avoid Route 109, this was not the plan the Town Counsel Maciolek brought before the Board at their March 27, 1989 meeting. At the meeting in March the topic of the Fire Lane was discussed and Mr. Borek recollected that that would become a cul-de-sac and not go through to Kelley Street. In reviewing the plan that has been submitted to the Land Court (a petition of Walter J. Gotovich, Land Court No. 41917) and the plan Attorney Mullahy presented to the Board tonight with regard to Vine Lane abutting his property. The Board requested Attorney Mullahy obtain a certified copy showing where Vine Lane exists presently and come before the

Board at a later date. Copy of Atty. Maciolek's letter to Attorney Mullahy is attached.

- The Chairman, Harry Sabin, signed the Municipal Civil Service Requisition for the Police Sergeant's Examination.
- The Board voted unanimously to appoint Michael Mushnick as Constable through June 30, 1990.
- The Board voted unanimously to award the following truck bids contingent on how the dollar amount was voted at the Annual Town Meeting:
  - Highway Dept. 1 ton truck to Natick Ford  
in the amount of \$26,124.00
  - 5-8 yd. truck to Independence  
Motors in the amount of \$56,910.64
- Highway Superintendent Higgins brought before the Board a request for a curb cut at 11 Maple Street, Papadopoulos residence. The Board requested the Highway Superintendent research this and get back to the Board with the information.
- The Board voted unanimously to award the bid for materials for new underground electrical service for Town Hall to J. D. Daddario Co., Inc. in the amount of \$5,973.19
- The Board voted unanimously to award the following bids for the Park Commission as per their recommendation of June 28, 1989:
  - Truck to Natick Ford (AMI-MUNI) Low Bid
  - Sprinkler to Fine Tree Farm at \$3,446.80
  - Top Dresser - Sawtelle Brothers Inc.  
Turfco at \$6,090.00
  - Field Aerator - Sawtelle Brothers Inc.  
Jacobsen at \$9,285.00
  - Landscape rake - Harley - Cassidy & Lee - \$6,800.00Park Commissioners recommendation attached.
- The Board voted unanimously to issue a one-day permit to Philip Stanton for an auction at 192 Village Street on August 12, 1989.

Meeting adjourned at 9:00 p.m.

RESPECTFULLY SUBMITTED,

*Ruth Allen*  
Ruth Allen, Secretary

ra

*Kenney & Maciolek*

ATTORNEYS AT LAW

P. JOSEPH KENNEY  
RICHARD D. MACIOLEK

STEPHEN J. KENNEY  
PAUL V. KENNEY  
PETER J. KENNEY (1973-1980)

181 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053  
533-6711 AREA CODE 508

April 3, 1989

John M. Mullahy, Esq.  
Keough & Mullahy  
2 Summer Street  
Natick, MA 01760

Re: Petition of Walter J. Gotovich  
Land Court No. 41917

Dear Mr. Mullahy:

I have reviewed with the Board of Selectmen your proposal, as discussed at our meeting in my office, that you would delete the elimination of Vine Lane from the above petition if they would withdraw their objection to the elimination of the fire lane. The Board of Selectmen was generally in agreement with that proposal. However, it was suggested that certain safeguards be implemented in order to accomplish the overall objectives of your proper use of the land and the Town's concern for safe access and use of public ways within the Town.

Accordingly, the Selectmen have authorized me to suggest to you that your proposal will be acceptable on the following conditions:

1. Vine Lane be constructed in accordance with Planning Board specifications and rules and regulations from Elm Street to the easterly lot line of the said premises;
2. a portion of the property on the westerly lot line where it abuts Elm Street be conveyed to the Town, if necessary, so that the street may be widened as necessary; and,
3. the above conditions be set forth in a binding, written agreement and submitted to the Planning Board together with any definitive subdivision plan of land.

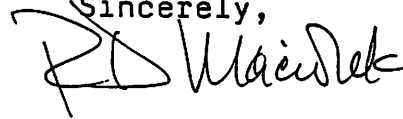
John M. Mullahy, Esq.

April 3, 1989

Page 2

I believe that the foregoing is within the parameters of our discussion. If you agree with the suggestions made by the Board of Selectmen, please let me know so that we can proceed to prepare the appropriate documentation.

Sincerely,

A handwritten signature in dark ink, appearing to read "R. D. Maciolek". The signature is stylized with a large, looped "R" and a cursive "Maciolek".

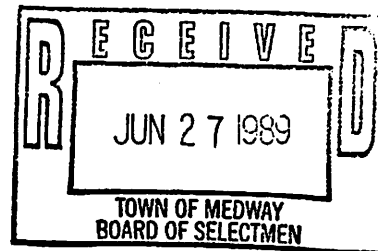
R. D. Maciolek

RDM/tc

cc: Board of Selectmen



June 14, 1989



This formal letter of complaint is addressed to the Joint Board of Selectmen concerning the Maxcraft Corporation located on North Street (the former location of Van Lumber): The current tenant of the property, Maxwell Greenberg of 11 Gorwin Drive, has, while renting this building, been abusive, inconsiderate, and negligent in his interaction with the families in this neighborhood and in the operation of his business.

Prior to our contacting the Board, individuals and groups of individuals have expressed their concerns and complaints to various town officials -- Chief of Police, Board of Health, Building Inspector -- concerning the manner in which this business, located in a residential area, has been operating. To date, these concerns and complaints persist and remain. Listed below are examples of the problems created by Mr. Greenberg that affect the families and the properties in this neighborhood.

1. Hours of Operation. The hours Mr. Greenberg conducts his business have been lengthy, erratic, inconsiderate, and also involve the use of many power tools with the attendant noise. This business is being operated some days until 10:00 p.m., as well as on many Saturdays, Sundays, and holidays. The former owner and operator of Van Lumber was open from 7:00 a.m. to 5:00 p.m. Monday through Friday, and occasionally half a day on Saturday. We were informed by several town officials that a business in the former Van Lumber location would not be allowed to expand in size as well as hours of operation. Assuming this, Mr. Greenberg is in contravention of this by-law.
2. Maintenance of Building and Grounds. Mr. Greenberg leaves his trash and scraps from his woodworking business out for town pick up, and what spills on the ground is either left or blown onto surrounding properties. Mr. Greenberg's response has been: "If you don't like it, clean it yourself". The building, never in good condition, has been neglected, is in poor repair, poses a hazard to small children, and is a fire hazard. The trash and debris on the side and back of the building is worse than when Mr. Greenberg began his tenancy with liquor bottles, broken glass, and other dangerous objects left lying about.
3. Other Complaints. The police have been notified for the following reasons: Drinking on the property after hours and swearing by employees; the overnight parking and use of a school bus/camper by Mr. Greenberg's son on the front area and sidewalk of this property; and on occasion, the unsafe parking practices by Mr. Greenberg's associates on North Street and sidewalk space during the early evening and twilight hours. The latter poses a hazard on a well traveled street where vehicles often travel in excess of the speed limit and where children walk and ride bicycles to the nearby park.

These are examples of the attitudes and the practices Mr. Greenberg has exhibited while renting this property. Many of the families in this

neighborhood lived with Van Lumber Co. with few problems. It is unfortunate that a building in this state of disrepair exists and has a business operated out of it in this manner. It is apparent from the "for sale" sign in front of the building that Mr. Greenberg's intentions are not to remain in the building, nor does he show concern for the welfare of this neighborhood as reflected through his hours and mode of operation. Our neighborhood is comprised of families young and old who want a little peace and consideration at the end of the day and on weekends before resuming their daily work schedules.

We respectfully request that the Board of Selectmen instruct the Building Inspector to examine the property in order to ensure that it complies with the minimum requirements of the building code. We also request that the board of health notify Mr. Greenberg of any violations found on the property following an inspection by members of that department. Finally, we would like the appropriate official from the Town of Medway to notify and enforce the "normal business hours" of operation in order that the residents of this family neighborhood may enjoy the investments we have made in our homes and town without undue interference.

Thank you for your anticipated cooperation.

Mr. and Mrs Charles A. Gracia - 18 School Street

Mr. and Mrs. Thomas Carson - 29 North St.

Mr and Mrs Gerard J. Copeland 31 North St

Mr and Mrs Richard L. Pulos 44 North St.

Mr & Mrs Douglas Scamone 16 School St

Mr. & Mrs. James C. Lipp 37 North St.

Mr & Mrs Robert P. Phinney 16 Barber St

Mr. & Mrs. Roger L. Jordan 4 Crooks St

Mr & Mrs. Robert J. Chenard 10 Crooks St.

James J. Brodeur 13 School St.

Linda M. Brodeur 13 School St.

Edie D'Amico, 9 Crooks St.

David D'Amico, 9 Crooks St.

James Smith 33 North St.

Michael Bernstein 18 Barber St.

Carolett Bernstein 18 Barber St.

Jonathan Jennett 2 Crook St

Jennif M. Widen 2 Crooks St.



# BOARD OF PARK COMMISSIONERS

MEDWAY, MASSACHUSETTS 02053

Meeting: Medway Park Commission

June 28, 1989

## Bids - awards- recommendations

1) Truck - Natick Ford (AMI-MUNI)--Low Bid.

2) Sprinkler - Fine Tree Farm @ \$3446.80

REASON for selection:

a) Includes 1 year Service Warranty, with loaner if needed.

b) Has complete inventory of spare parts.

c) Only authorized Massachusetts Distributor.

3) Top Dresser - Sawtelle Brothers Inc.

Turfco - ONLY BID -

\$6,090.00

4) Field Aerator - Sawtelle Brothers Inc.

Jacobsen - ONLY FULLY COMPLIANT BID

3,195.00

Each total

\$9,285.00

Package discount for purchase of  
items 3 & 4.

500.00  
\$8,785.00

REASON for selection:

a) Jacobsen over Turf Products

b) Toro-price similar with discount

c) Jacobsen more rugged/well designed aerator.

5) Landscape rake - Harley - Cassidy & Lee - Only Bid. \$6,800.00

Minutes for Selectmen's Meeting of June 26, 1989

The meeting commenced at 7:00 p.m. with Mr. Sabin and Mr. Dronzek present. Mr. Borek was absent. Also present was Administrative Assistant Jeffrey L. Brown.

The Board members signed warrants.

The Board received a correspondence from the Board of Assessors concerning the classification of, and compensation for, their clerk, Ms. Christine Barry. The Selectmen referred this correspondence to the Job Classification Review Board.

The Board discussed an advisory received from our auditor, Michael Cicoria, concerning the reporting of demand fees paid to the town.

The Board discussed payment of the June invoice from Browning-Ferris Industries. Mr. Brown informed the Board of his intent to pay B.F.I. only \$713.46 (the invoice amount minus credit due the town). The Board directed the Administrative Assistant to contact Town Counsel Richard Maciolek and seek his input as to this course of action.

The Board requested the Administrative Assistant to send correspondence to the Board of Health requesting a time frame for the transferal of the solid waste collection system for the town.

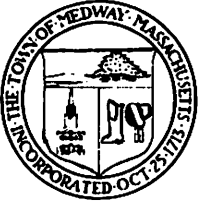
The Board discussed the residence located at the corner of Lincoln Street and Mann Street. Currently the house is being resided in; however, now occupancy permit has been issued for the house. The Board directed the Administrative Assistant to advise the Building Inspector, Mr. Joseph Leone, of this fact, and to direct Mr. Leone to evict the owner until an occupancy permit has been obtained for the property.

The Board approved the remainder of the abatements as recommended to them by the Solid Waste Appeals Committee. These abatements covered Billing Cycle #1 - July through December of 1988.

The Board voted to direct the Building Inspector to inform Mr. Jeffrey Germajian that the efforts performed by the latter to fill in his excavation on Fox Run Road are inadequate. The Board further directed that the Building Inspector should pursue this matter aggressively should Mr. Germajian fail to comply in the proper manner - that is, the hole is to be filled in or boxed in. The Administrative Assistant will advise the Building Inspector of this circumstance.

Respectfully submitted,

Jeffrey L. Brown



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

JUNE 19, 1989

- 7:00 p.m. Open meeting, sign warrants,  
approve minutes of 6-5-1989  
meeting.
- 7:01 Sign Treasurer's Notes
- 7:05 Medway Democratic Town Committee  
re: Appointment for Registrar
- 7:15 Joint hearing - Boston Edison/  
N.E. Telephone Co.  
Mechanic Street  
Oak Street  
Clark Street
- 7:30 Discuss St. Joseph's Men's Club  
Discuss open foundation hole on  
Fox Run Road
- 7:45 Board of Health  
Appoint new member  
Discuss transferral of Solid Waste
- 8:00 Bid Openings  
three trucks  
town hall wiring  
miscellaneous equipment for Parks  
Walker Street Bridge
- Award Fuel Oil Bid  
Award Highway Materials Bids  
Appointments for FY'90
- Administrative Assistant Report

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Jeffrey Brown.

- 7:00 p.m.        The Board opened the meeting and voted unanimously to approve the minutes of the June 5, 1989 meeting. The Board signed the warrants.
- 7:01            The Town Clerk was in attendance to witness the signatures of the Board members on the Notes for the Treasurer/Collector for anticipation for a Sewer Grant Loan and State Highway Grant Loan.
- 7:05            The Board met with Robert Clorite member of the Democratic Town Committee who came before the Board requesting the appointment of Catherine P. Velardi, 44 Hillview Terrace to fill the position to be vacated by the Provisional appointment of the Democratic Registrar. The Board voted unanimously to appoint Mrs. Velardi to the Board of Registrars, effective July 1, 1989. Mr. Clorite also submitted a list of Democratic election workers.
- 7:10            The Board voted unanimously to award the fuel oil bids as follows:  
                 Nydam Oil Co., Inc. - Gasoline  
                 Holliston Oil Service, Inc. - #2 Heating Fuel  
                 - Diesel Fuel
- 7:15            The Board held public hearings on petitions from N. E. Telephone Co. and Boston Edison Co. The first petition was to place a new pole 2 on Mechanic St. - westerly side 237' northerly of Main Street. Existing pole to be removed. The Board voted unanimously to grant this petition. The second petition was for anchor & guys at pole 3 on Oak St. - southerly side 403' westerly of Mechanic St. Mr. Michael Bergeron, representative for N.E. Telephone requested that this petition be withdrawn because the anchor and guys would be also on private property and that did not have permission to do so. The Board voted unanimously to allow him to withdraw this petition. The last petition was for a stub pole 82/01S on Clark St.-easterly side approximately 1100' northerly of Milford St. This stub pole is needed for services to two houses that are down in a gully and the wires need to be raised higher over the road. Mr. Bergeron stated that the Telephone Company will not increase the number of wires going across Clark Street unless extra services are requested. The Board voted unanimously to grant this petition.
- 7:42            The Board met with Mrs.Cynthia D. Johnson and three other residents from Fox Run Road regarding the foundation hole excavation that developer Jeffrey Germajian had been issued a building permit for and the time has now elapsed. The resident's are concerned for the safety of the children in the neighborhood and have brought this to the attention of the Board. The Board voted to have the Administrative Assistant send a certified letter to Jeffrey Germajian directing him

to fill this hole by June 30, 1989 or the Building Inspector will file a complaint at Wrentham Court. This was a unanimous vote of the Board. The Board requested a copy of this letter be sent to the Building Inspector.

7:45

The Board met with Philip Parchesky and George Lee to fill the vacancy on the Board of Health created by the resignation of Elizabeth Korona. Mr. Borek made a motion that Harry Sabin be Chairman of this joint meeting, George Lee seconded the motion. The motion carried unanimously. Philip Parchesky nominated Alexander J. MacLeod, George Lee seconded that motion. John Dronzek nominated Theresa Tiernan, Edward Borek seconded the motion. Edward Borek made a motion that nominations be closed, George Lee seconded the motion and the motion carried. The members voted:

Alexander MacLeod - Parchesky, Lee, Borek and Sabin; in favor  
Dronzek; opposed

Tiernan - Dronzek; in favor  
Parchesky, Lee, Borek and Sabin; opposed

The members signed the appointment for Alexander J. MacLeod

The Board discussed turning over the administration of the Solid Waste to the Board of Health. The Board of Health stated that they needed time to look into what is involved before making a decision.

8:00

The Board opened the bids for trucks for the Highway and Parks. The bids are as follows:

Rodman Ford - 2-one ton trucks	\$24,575.00 each
" " - one-ton, Highway	\$29,096.00 after trade
" " - 5cy - Highway	\$60,375.00
Natick Ford - one-ton, Highway	\$25,349.00
" " - one-ton, Park	\$24,471.00
Independence Motors - 5cy - Highway	\$54,128.64
Rhode Island Truck Sales - 5cy - Highway	\$58,924.00
Day Bros. - one-ton, Highway	\$23,431.00
" " - one-ton, Park	\$23,638.00
Taylor & Lloyd - 5cy - Highway	\$62,700.00
Bezema Buick/GMC - one-ton Highway	
Truck Equipment -	\$22,919.00
Metropolitan Truck Ctr. -	\$23,930.00
Stanley Equipment -	\$23,547.00
Toll Road Equipment -	\$25,952.00
Bezema Buick/GMC - one-ton, Park	
Truck Equipment -	\$24,379.00
Metropolitan Truck Ctr. -	\$24,988.00
Stanley Equipment -	\$24,370.00
Toll Road Equipment -	\$24,447.00
Bezema Buick/GMC - 5cy - Highway	\$55,904.00

The Board voted unanimously to take these bids under advisement. The Board requested the D.P.S. give them a recommendation at their meeting of July 10, 1989.



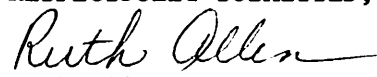
- The Board opened the bids for Materials for Underground Service for Town Hall. Bids received as follows:
  - J. D. Daddario Co., Inc. \$5,973.19
  - Westinghouse Electric Supply Co. \$6,023.93
  - (Westinghouse Electric Supply Co. needed to be computed for a grand total)The Board voted unanimously to take these bids under advisement.
- The Board opened the bids for Various Equipment for the Park Department. The Park Commissioners were in attendance for the bid openings for this equipment and for the trucks. The bids are as follows:
  - Cassidy & Lee - Rake (assembled) \$6,800.00
  - " (unassembled) \$6,500.00
  - Fine Tree Farm - Water Reel \$3,446.80 delivered
  - Sawtell Bros. - Water Reel \$3,150.00
  - Dresser \$6,090.00
  - York Rake \$2,995.00
  - Aerator \$3,195.00
  - (offered \$1,000.00 discount if items 1,2 and 4 above were purchased)
  - Turf Products - aerator \$2,475.00The Board turned these bids over to the Park Department to take under advisement and get back to the Board before the July 10, 1989 meeting.
- The Board opened the bid for Repairs to Walker Street Bridge. One bid was received as follows:
  - Coast Construction \$4,884.00The Board voted unanimously to award this bid so the needed repairs can be made to the bridge.
- The Board voted unanimously to award the Highway materials bids as per the attached listing.
- The Board received a recommendation from the Arts Lottery requesting the Board to appoint Andrea Burke to the vacancy created by the resignation of Norbert Wheeler. The Board voted unanimously to appoint Andrea Burke to the Arts Lottery, her first two-year term ending June 19, 1991.
- The Board voted unanimously to appoint the attached list of appointments excluding the Industrial Development Finance Authority and the Special Police Officer/Dispatchers. Mr. Dronzek absented himself from the meeting room and Mr. Sabin and Mr. Borek voted unanimously to appoint those listed under the Industrial Development Finance Authority and the Special Police Officer/Dispatchers.

Administrative Assistant's Report

- Informed the Board of a visit from Fred Roth, Representative of Boston Edison Company regarding the site on West Street. Boston Edison would like to construct a water treatment site at that property to filter the groundwater before it gets to Hopping Brook. He will come in at a later date with updated information.
- Discussed the letter received from Attorney Maciolek regarding the matter of the signs at the Aoude Gulf Station at the corner of Holliston and Main Streets.
- Discussed the letter received from Attorney Maciolek regarding the contract between CRPCD and Netco for the removal of the sludge. The Board agreed with Attorney Maciolek, let the District handle the contract.
- Informed the Board of the letter sent to B.F.I. regarding the overpayment of past bills. Informed the Board that while he was on vacation Mr. Lawrence from B.F.I. called and stated that B.F.I. is not issuing a credit to the Town - if the bill goes over forty days, he will sut the town off. If you want to get the attorney's in on this it's okay. The Board requested the Administrative Assistant send a check for the three months owed to B.F.I. minus the over payment of \$21,930.19 and copy the Town Accountant, Town Counsel and Treasurer/Collector with his letter.
- Informed the Board of the correspondence received from Boston Edison letting the Board know they would be working in their right of ways clearing for new power line.
- Gave the Board members each a copy of a letter received from James Gallagher, 135 Main Street regarding the water problem he has in front of his property during rainstorms.
- Discussed the letter received from the Town Clerk's office regarding a correspondence from the Jury Commissioners because they have not been furnished with a Resident Listing for 1989. The Board requested the Administrative Assistant send a letter to the Board of Registrars regarding this matter and find out how close they are to accomplishing this list.

Meeting adjourned at 9:00 p.m.

RESPECTFULLY SUBMITTED,

  
Ruth Allen, Secretary  
to the Board of Selectmen

ra

APPOINTMENTS - EFFECTIVE JULY 1, 1989

ZONING BOARD OF APPEALS

Joseph Dziczek - 1992  
Allan G. Osborne, Sr., ALT. 1992

FINANCE COMMITTEE

R. Tucker Reynolds 1992  
David A. Verdolino 1992  
Nicholas S. Vouriotis 1992  
Mary Jo Hurley 1992

CAPTIAL IMPROVEMENT PROGRAM COMMITTEE

Bernard Cornelia 1992

BOARD OF REGISTRARS

Jean Hasenzahl

INDUSTRIAL DEVELOPMENT FINANCE AUTHORITY

John E. Dronzek 1994

HISTORICAL COMMISSION

Virginia Hochella 1992  
Leslie Dixon 1992

ARTS LOTTERY

Virginia Hochella 1990  
Lu Sutherland 1991

CONSERVATION COMMISSION

Paul Yorkis 1992  
James G. Donahue 1992

COUNCIL ON AGING

Allan Osborne, Sr. 1992  
Mary Scales 1992

SWORN PUBLIC WEIGHERS

Peter Bates 1990  
David Consigli 1990  
Jeffrey S. Mushnick 1990  
Michael Mushnick 1990  
Samuel W. Mushnick 1990

CEMETERY COMMISSIONERS

Allen Smith 1992

SPECIAL POLICE OFFICER - CHIEF DISPATCHER

Richard Simard

GAS INSPECTOR (one year)

Robert Coakley

ASSOCIATE GAS INSPECTOR (one year)

Robert J. Heavey

SPECIAL POLICE OFFICER - DISPATCHER

John K. Dronzek  
John Rojee  
Jeffrey Watson  
Gerard Copeland  
John Reardon  
Brian Smith

SPECIAL POLICE OFFICER

David Duncen (Photographer)  
Paul Trufant (Constable)  
John Clark (Legion Hall Only)  
Gordon Crosby (V.F.W. Only)

SPECIAL DISPATCHER

Richard Dunn  
Mark Gaddis  
Chad MacInnes

SPECIAL DISPATCHER - MATRON

Linda Myers

CROSSING GUARD - MATRON

Dorothy Anthony  
Veronica Clark  
Diane Piacentini

TOWN COUNSEL (one year)

Richard D. Maciolek

SPECIAL COUNSEL (one year)

Marullo & Barnes (Greg Barnes)

DIRECTOR OF VETERANS SERVICES (one year)

Anthony J. Mastroianni

DIRECTOR OF CIVIL DEFENSE (one year)

Jerome A. Hanlon

INSPECTOR OF BUILDINGS (one year)

Joseph P. Leone

ASSISTANT INSPECTOR OF BUILDINGS (one year)

Philip Parchesky

WIRE INSPECTOR (one year)

Robert F. Belland

ASSOCIATE WIRE INSPECTOR (one year)

Frederick Bodge

APPOINTMENTS - EFFECTIVE JULY 1, 1989

FENCE VIEWER (one year)

W. David Lambirth

ANIMAL CONTROL OFFICER (one year)

James Cassidy

TREE WARDEN & MOTH AGENT (one year)

John Slatkavitz

SEALER OF WEIGHTS & MEASURES (one year)

Philip Parchesky

VETERANS GRAVE OFFICER (one year)

Allan G. Osborne, Sr.

PARKING CLERK (one year)

Margaret Tighe

TOWN HALL & LIBRARY CUSTODIAN (one year)

Walter Mahoney

MEMORIAL COMMITTEE (one year)

Colonel Michael F. Matondi

Allan G. Osborne

Francis D. Donovan

Helen Wickstrom

Patricia Misiuk

Robert D. Goode

Frederick Souza

Robert Watson

Donald Schwendenman

James Hagen

*Appt. 7/24/89 - Harry Sabin - Permanent Police Bldg. Comm.*



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

JUNE 5, 1989

- |           |   |
|-----------|---|
| 7:00 p.m. | Open meeting, sign warrants,<br>approve minutes of 5-22-89<br>meeting.  |
| 7:05      | Continued Public Hearing from<br>5-22-89 meeting for Lovering St./<br>Heritage Drive for Boston Edison/<br>N. E. Telephone Co.                            |
| 7:15      | Open Fuel Bids  |
| 7:30      | Open Highway Materials Bids   |
| 8:00      | Rep. Daniel Ranieri; Rep. Barbara<br>Gardner and Allan Brown, Stone &<br>Webster Engineering regarding<br>Route 109 from Holliston Street to<br>Lee Lane. |

Administrative Assistant's Report

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Jeffrey Brown.

- 7:00 p.m.        The Board opened the meeting and voted unanimously to approve the minutes of the May 22, 1989 meeting. The Board signed the warrants.
- The Board voted unanimously to reappoint MaryJo Hurley, Nicholas Vouriotis, Tucker Reynolds and David Verdolino to the Finance Committee with their terms expiring June 30, 1992.
- 7:05            The Board continued the public hearing from their meeting of May 22, 1989 on a petition of the Boston Edison Company for conduit on Lovering Street - southerly approximately 365 feet east of Pond Street - a distance of about 55 ft. Mr. Edmund Kelly and Mr. Michael Bergeron were in attendance. The Board informed them that Lovering Street had not been paved berm to berm within the last five years, as per the Highway Superintendent who was also present at this meeting. This petition is for a new development off of Lovering Street at Heritage Drive. The Board voted unanimously to approve this petition.
- The Administrative Assistant asked if any of the members were interested in attending the Norfolk County Selectmen's Ass'n. meeting on June 21, 1989. Mr. Dronzek would like to go.
- 7:15            The Board opened the bids (3) received for Fuel (#2 heating oil, diesel oil and gasoline). Bids received as per attached listing. The Board voted unanimously to take these bids under advisement.
- The Board discussed joining the S.W.A.P. of the M.A.P.C. The Administrative Assistant feels that the Town should join this subregion. The Board is not interested in joining.
- 7:30            The Board opened the bids for various highway materials (see attached forms). The Board voted unanimously to take these bids under advisement and secure information from the Highway Superintendent. The Board requested the Administrative Assistant compile all the data on the bid forms for the Board's review.
- 8:00            The Board met with Representative Daniel Ranieri, Representative Barbara Gardner and Allan Brown from Stone & Webster Engineering. They came before the Board to discuss the section of Route 109 from Holliston Street to approximately Lee Lane. Mr. Ranieri stated that they had met with Wesley Macleod-Ball from the State PWED regarding this area. They came up with three possibilities:

June 5, 1989

~~MAY 22, 1989~~

- 1) Extend Phase II of the 109 re-construction PWED Grant to Lee Lane.
- 2) Possibility of doing Phase II PWED to Holliston Street and extending the 109 Corridor Project to where the PWED Phase II ends.
- 3) Extend the 109 Corridor Project to where Phase I PWED Grant ended (at Papa Gino's Restaurant). The Representatives and Allan Brown felt this possibility would be the best option. The Board also favored this option. Mr. Ranieri requested the Board send a letter to the Millis Board of Selectmen asking for their support of this idea and to the State DPW Corridor Project to extend the Corridor project to the end of the Phase I PWED Grant. The Corridor Project is still with the Consulting Engineers. Rep. Ranieri requested that the Board send a letter to him requesting he set up a meeting with Commissioner Garvey; someone working with the Millis project and the Representative from Millis along with Representatives for Medway and Board of Selectmen.

1. Contact Millis and cc: Representatives
2. Send letter to Representatives and cc:  
Town of Millis

The Board requested the Administrative Assistant send these letters.

Administrative Assistant's Report:

- Discussed a letter from Police Chief Lambirth regarding the Police Sergeants Promotional Exam. The Board voted unanimously to have the Town of Medway participate in this exam.
- Discussed the Insurance Cost Control/Norfolk-Walpole Group joint purchase of Health Insurance. The Administrative Assistant advised the Board not explore this immediately because we have a great claims record; one of the best in the State. The Board requested that the Insurance Committee look into this joint purchase and get back to the Board with it's recommendation.
- Informed the Board that the Water/Sewer Commissioners will be placing an article on the Special Town Meeting Warrant to bond monies for water main replacements. The Board voted unanimously to place this article on the warrant.
- Informed the Board that CRPCD would be placing an article on the Special Town Meeting Warrant because their FY'89 budget exceeds Proposition 2½. The Board voted: Sabin and Dronzek in favor and Borek opposed to placing an Article on the Special Town Meeting Warrant to allow CRPCD to request from the towns-people an override of Proposition 2½.

June 5, 1989  
~~MAY 22, 1989~~

- Informed the Board of the meeting he attended in the Town of Franklin regarding the contract with NETCO and CRPCD. The Board was given a draft copy of this contract.
- Discussed the monthly bills and payments from BFI for the trash pickup. Asked the Board if they want to recoup the overpayments with BFI. The Board gave the Administrative Assistant permission to pursue this with BFI.
- Discussed the problem with Mr. Penza, Village Street who fell in a hole in his backyard created by barrels being buried during the sewer project. The Board feels this is a CRPCD problem and he (Mr. Penze) should request that they do any testing and removal of this problem. The Board requested the Administrative Assistant send a letter to the CRPCD Commissioners with a carbon copy to Mr. Penza and the Town of Franklin stating the aforementioned.
- Read a letter from Mrs. Mary Kenney thanking the town, or whomever was responsible for the sprucing-up of the Town Hall landscape.
- Reiterated to the Board that we would be missing an opportunity if we did not join the SWAP through MAPC. We can only gain from this and the Board had asked for his recommendation before and now he is giving it to them.
- Discussed July 3rd - the last time it fell on a Monday the Board closed Town Hall. The Board voted unanimously not to meet on July 3rd and to close Town Hall for the day.
- Informed the Board that last March/April when they negotiated with BFI for dumpsters for multi-family housing it was agreed that dumpsters would be put on seventeen properties in town. The Solid Waste Appeals Committee recommends that the charges for these 17 facilities be abated from July 18, 1988 through May 1, 1989, the total amount is approximately \$40,000.00 Mr. Joseph O'Hara and Mr. Fred Lee of the Solid Waste Appeals Committee were in attendance for this portion of the meeting. Mr. O'Hara stated that numerous articles had stated that dumpsters would be supplied for the multi-families. BFI stated no dumpsters were available. Mr. Lee stated that a factor was budgeted for these type of uncollectibles. Mr. Dronzek moved that the abatements be granted to the seventeen (5 or more units) facilities as defined by the Solid Waste Appeals Committee for 7/18/88 - 4/30/89. Mr. Sabin seconded the motion. The Board voted: Dronzek and Sabin in favor and Borek abstained.

## NEW BUSINESS:

Mr. Borek brought up the problem of Special Employees in the Town of Medway. The Board requested the Administrative Assistant come up with a list of the employees in that capacity and get that to the Board along with a copy of the definition of a Special Employee.



June 5, 1989

~~MAY 22, 1989~~

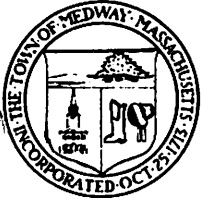
- Discussed the removal of the gas tanks behind Town Hall. The Board requested the Administrative Assistant and the Highway Superintendent look into how much it would cost to have the tanks removed. The Board also requested that they get a cost to replace the Highway Department tanks from Nydam Oil Co. The Board would be looking for the Card System.
- Mr. Borek stated that his car went into a big hole on Village Street where there is a catch basin. The Highway Supt. stated that that catch basin has to be raised.
- Mr. Fred Lee brought up the subject of the trench on Route 126/ Green Acres Development which is a mess. The Highway Supt. stated that he has spoken to the contractor and he will get a firm date from him when he will be in town to fix that trench. The Board requested the Administrative Assistant write the contractor a letter regarding this trench. The Board also requested the Administrative Assistant get a copy of the Town of Franklin's by-laws on street opening permits for the Board's review.
- Mr. Lee stated that his office needs the copies of the Blue Cross/Blue Shield change forms as soon as possible so they can change their records. The Administrative Assistant stated that he would have them to Mrs. Tighe as soon as he has everyone checked off.

Meeting adjourned at 9:40 p.m.

RESPECTFULLY SUBMITTED,

*Ruth Allen*  
Ruth Allen, Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

MAY 22, 1989

- 7:00 p.m. Open meeting, sign warrants,  
approve minutes of 5-1-89 and  
5-8-89 meetings.
- 7:05 Public Hearings:  
J/O hearing - Holliston Street  
J/O hearing - Mechanic Street  
J/O hearing - High Street  
J/O hearing - Village Street  
Edison hearing - Lovering Street
- Pole relocation - Milford Street
- ~~7:45~~ ~~Appointment for a Registrar -~~  
~~Democrat Town Committee~~ *Cancelled*
- 7:50 Mary O'Brien - re: testimonial  
plans on J.F.K. statue
- 8:00 Aoude's Gulf Station -  
re: Signs, referred to Board  
by Building Inspector and  
Application for a Class II  
License. (formerly Reska's  
Gulf Station)

Present: Harry Sabin, Edward Borek, John Dronzek and Administrative Assistant, Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the May 1, 1989 and May 8, 1989 meetings. The Board signed the warrants.

7:05 The Board held a public hearing on a petition of the N. E. Telephone Co. and the Boston Edison Co. for anchors and guys on Holliston St. - easterly side beginning at intersection of Woodland Road on existing poles 108 and 109. Michael Bergeron, representative from N. E. Telephone and Edmund Kelly, representative from Boston Edison were both in attendance for the public hearings. Mr. Bergeron stated that this was for an ariel cable into Woodland Road because the buried cable is deteriorating and they will be going overhead. The Board voted unanimously to grant permission for the guys and anchors to the poles but no overhead wires are to be installed until the Administrative Assistant gets a communication from the Planning Board regarding what they had required when that sub-division was put in. Mr. Bergeron will contact the Planning Board.

- The Board held a public hearing on a petition of the N. E. Telephone Co. and the Boston Edison Co. for one pole and anchor and guys P5S on Mechanic St.-easterly side 10 feet southerly of Oak Street. Mr. Bergeron stated that this pole will be across from P5. Mr. and Mrs. Fred Weber of 2 Oak Street spoke regarding this petition. Mr. Weber asked Mr. Bergeron if he had called and asked permission to put a tree guy in one of his trees? Mr. Bergeron stated that he was the one that had called him regarding this tree guy. Mr. Weber stated that he did not want anything in his tree. The Chairman stated that the Board has no jurisdiction over the private property that was up to him what he wanted to do. The Board voted unanimously to approve this petition.

- The Board held a public hearing on a petition of the N. E. Telephone Co. and the Boston Edison Co. for one (1) anchor and guy on High Street at pole 6, 90 feet northwesterly of Awl Street. Mr. Bergeron stated that this anchor and guy had been installed already in error. Mr. Borek was emphatic that work can not be done before the public hearing is held. He requested that a letter be sent to the telephone company and the electric company stating the aforementioned. Mrs. Theresa O'Brien of Wellington Street stated how shocked she was to receive the notice of the public hearing in the mail and look out her window and see the telephone company installing the anchor and guy; it's not right. Mr. Samuel Mushnick of 14 High Street stated that the telephone company should be made to remove it.

- The Board held a public hearing on a petition of the N.E. Telephone Co. and the Boston Edison Co. for a guy wire & anchor (sidewalk fixture) off existing pole 38/22 on Village Street - southerly side, approximately 1,509 feet easterly of Walker Street. The Board voted unanimously to approve this petition.
- The Board held a public hearing on a petition of the Boston Edison Company for conduit on Lovering Street - southerly approximately 365 ft. east of Pond Street - a distance of about 55 feet. Mr. Kelly stated that this is for a new underground service for a new development on Heritage Drive. The Board voted to postpone this petition until the meeting of June 5, 1989 so the Administrative Assistant can get information on when Lovering Street was last paved berm to berm. The Town By-law Article XII, Section 12.9 (b) any street excavation performed by a utility company of a contractor within five (5) years of resurfacing a street must either be repaved berm to berm, or must be feathered into the patch for fifty (50) feet in either direction by the utility company or the contractor. Mr. Kelly would like a copy of the by-law sent to him for his records.
- The Board voted unanimously to sign the petition from N. E. Telephone Co. for a pole relocation on Milford St. - southerly side approximately 608' easterly of Summer St. relocate pole 147, 20' westerly; existing pole to be removed. A notice to abutters and public hearing were not required. The existing pole is in the way of a new roadway (Knollwood Rd.) off of Milford St.
- The Board discussed the letter received from the Commonwealth of Massachusetts, Executive Office of Transportation and Construction regarding the public hearing for the Town of Medway to determine whether consent would be granted to construct a police station on former railroad property in Medway, MA. This hearing will be held at the Exec. Office of Trans. & Const., 10 Park Plaza, room 3510, Boston on June 15, 1989 at 10:00 a.m. The Board requested the Administrative Assistant write a letter stating there support of this location for the police station and have the Police Chief hand deliver this letter to the public hearing. The Board also requested the Administrative Assistant have the Police Chief put the legal notice of this public hearing in the newspaper.

- 7:50 The Board met with Mary O'Brien who came before the Board seeking their support for a testimonial dinner for Rep. Marie Parente. This event would be to help raise funds for the J.F.K. Statue to be placed in Boston. She is hopeful of having this testimonial dinner sometime in September. The Board supports Mary wholeheartedly and will send her a letter of support.
- 8:00 The Board met with Mr. Nabih Aoude, owner of the Gulf Station at the corner of Main and Holliston Streets. Mr. Aoude was referred to the Board of Selectmen by the Zoning Board of Appeals because the sign by-law states that if the building inspector denies a sign permit it shall be subject to review by the Board of Selectmen. The Building Inspector, Joseph Leone, was in attendance at this meeting. He stated that he denied the sign permit because they are over sized. The former owners sign had been taken down (this sign was pre-existing) and that Mr. Aoude had put up new price signs which are very low and too large (15 sq. ft. is the allowable size). Mr. Dronzek stated that there are other signs in the area which are as large as these signs. The Board requested the Administrative Assistant get from Town Counsel, in writing, if a double faced sign is equal to two signs and if Mr. Aoude can have a sign on Main Street and Holliston Street. The Board would also like to know when the Sign regulations were put into effect. Mr. Aoude had also applied for a Class II License for the Gulf Station. He stated he was requesting for three vehicles and that they would be placed on the west side, between the garage and the Chinese Restaurant. Mr. Borek asked him why he didn't request it for the Mobil Station on Main Street instead of the Gulf Station. Mr. Aoude stated that it is stated in his lease agreement with Mr. Finkelstein that no sale of cars would be allowed on that property. Mr. Dronzek moved and Mr. Sabin seconded the motion to issue a Class II license at the Gulf Station, for the display and sale of three vehicles on the west side of the gas station. The vote was Mr. Dronzek and Mr. Sabin in favor and Mr. Borek opposed.
- Joseph Leone gave the Board a report on the condition of the St. Joseph's Men's Club. He stated that the building is sturdy and is on a cement slab. It has hot air heat. He stated that he felt if the Council on Aging were to use this building it would have to be made handicap excessible. He felt it would take a lot of money to make the building useable for today.

## Administrative Assistant's Report:

- The Board voted, Dronzek and Sabin in favor and Borek abstained, to sign the commitments to the Treasurer/Collector for the Solid Waste Bills for 7/18/88 to 12/31/88 (4 bills) in the amount of \$369.00. The Board voted, Dronzek and Sabin in favor and Borek abstained, to sign the commitments to the Treasurer/Collector for the Solid Waste Bills for 1/1/89 to 6/30/89 in the amount of \$337,572.00.
- Informed the Board of a letter received from the Board of Health regarding the resignation of Elizabeth Korona effective May 7, 1989. They request the Board advertise this vacancy and schedule a joint meeting of the two Boards to make an appointment to fill the vacancy. The Board requested the Administrative Assistant advertise this vacancy along with the various vacancies on other committees and have interested applicants send a letter to the Board of Selectmen and have the Board of Health meet with the Selectmen on June 19, 1989 meeting.
- Informed the Board that the Police Chief had called with his recommendation on the four-way stop at Lover's Lane and Cassidy Lane. The Chief felt that a four-way stop was necessary in that location with the number of school children walking to and from school. The Board voted unanimously to make that a four-way stop at that intersection.
- Informed the Board that Walter J. Johnson was interested in serving on the Job Classification Review Board. The Board voted unanimously to appoint Mr. Johnson to that Board.
- Informed the Board that the Treasurer/Collector, Fred Lee would like the Board to vote to have the Solid Waste bills sent out semi-annually. Mr. Borek stated that the trash collection is a Board of Health responsibility and they should be doing the billing. The Board requested the Administrative Assistant send the Board of Health a letter extending an invitation to them to discuss this matter with them when we meet jointly with them on June 19, 1989. The Board stated that they would be willing to allow one more six month billing.
- Informed the Board of the recommendation of the Insurance Committee of the vote taken by the Town employees on switching from Blue Cross/Blue Shield Master Medical to Blue Cross/Blue Shield Master Health Plus. The vote was held on May 4, 1989 and was 12 in favor of remaining with BC/BS Master Medical and 103 in favor of switching to BC/BS Master Health Plus. The Board authorized the Administrative Assistant to proceed with the change subject to the previously stipulated restriction, that it be no additional cost to the town. This was a unanimous vote.

- Informed the Board of a voucher received from the Animal Control Officer with an item for \$150.00 for a tune-up to his truck. The Administrative Assistant stated that he is paid for truck rental, gas and oil and that he didn't think that this tune-up charge should be allowed. The Board voted unanimously to deny payment for the tune-up.
- Informed the Board of the Annual Workshop, through the MMA, for new Selectmen. No one on the Board was interested in attending.
- Informed the Board of a petition from residents in Slocumb Estates for the Board to take the necessary action required to place an article on the Special Town Meeting scheduled in June to accept Slocumb Place Extension (cul-de-sac) as a public way. This petition was signed by seven resident's that live on that street. The Board voted unanimously to have the Administrative Assistant give this petition to the Planning Board.
- Asked the Board if there would be a Special Town Meeting in June. The Board stated that they would be interested in a Special but it would be for unexpended balance transfers, only.
- The Chairman of the Board signed a letter to Alvah Downs, County Engineers requesting the use of the engineers on some site work at the corner of Routes 126 and 109 for the new proposed fire station.
- Informed the Board of the letter received from the Department of Commerce, Bureau of Census asking if the town would like to be involved with the complete count program. The Board voted not to participate in this program.
- Read a letter from Walter Sawyer, Little Tree Lane in Bellingham regarding his visit to St. Joseph's Cemetery and the remains of a flag that had been cut up by a lawn mower and just left there. The Board requested the Administrative Assistant refer this letter to Father Burckhart of St. Joseph's Church.
- Informed the Board of a letter received from Mr. William Caton of Broad Street with several complaints. The Board requested the Administrative Assistant turn this letter over to the Building Inspector for his recommendations.
- Informed the Board that he would be on vacation the week of June 12, 1989.

- The Board voted unanimously to designate June 4, 1989 as Rev. Ronald E. Sylvester Day and requested the Administrative Assistant write a proclamation for this occasion. This will be Pastor Sylvester's last Sunday at the Village Church after sixteen years of service.
- Mr. Borek requested the Administrative Assistant attain a list of unregistered, unoperable vehicles within the town from the Police Chief.

Meeting adjourned at 9:30 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen,  
Secretary

ra



Present: Harry Sabin, Edward Borek and John Dronzek. Administrative Assistant Jeffrey Brown arrived at 6:55 p.m.

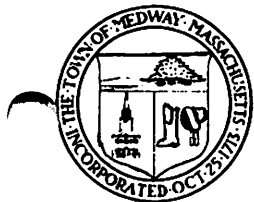
- 6:50 p.m. The Clerk, Harry Sabin opened the meeting which was held at the Medway Middle/High School prior to the Annual Town Meeting.
- The Board reorganized. John Dronzek nominated Harry Sabin as Chairman and Edward Borek seconded that motion. Nominations were closed. The Board voted unanimously in favor of Harry Sabin as Chairman of the Board.
  - Edward Borek nominated John Dronzek as Clerk of the Board, Harry Sabin seconded the nomination. Nominations were closed. The Board voted unanimously in favor of John Dronzek as Clerk of the Board.
  - The Board voted unanimously to approve the summer hours. The next meeting of the Board will be on May 22, 1989 and will be every other week until the Monday after Labor Day.
  - Selectman Dronzek informed the Board that Sunday, June 4, 1989 will be Rev. Ronald Sylvester's last Sunday in Medway. He thought the Board should recognize Rev. Sylvester for his many years in the Town. Mr. Dronzek will bring this subject up at the next meeting.

Meeting adjourned at 6:58 p.m.

RESPECTFULLY SUBMITTED,

Ruth Allen,  
Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

MAY 1, 1989

- |           |  |
|-----------|--|
| 7:00 p.m. | Open meeting, sign warrants,<br>approve minutes of 4-24-89<br>meeting.                   |
| 7:05      | Public Hearing for N.E. Telephone Co<br>and Boston Edison Co. at Naragansett<br>Street.  |
| 7:15      | Paul Rivard<br>Re: Assent of Plan to be signed.<br><br>Administrative Assistant's Report |

Present: Paul Mitchell, Harry Sabin and Administrative Assistant, Jeffrey Brown.  
Edward Borek was absent.

- 7:00 p.m.      The Board opened the meeting and voted unanimously to approve the minutes of the April 24, 1989 meeting with one amendment; that being on page 2 under 7:59 p.m. in line 17 change the word "decent" to "consent". The Board signed the warrants.
- The Board voted unanimously to meet on May 8, 1989 at 6:45 p.m. at the Medway High/Middle School to reorganize.
- 7:05            The Board held a public hearing on a petition of the New England Telephone Company and the Boston Edison Company for a new pole and anchor and guys (P180/2) on Naragansett Street - northerly side 206' westerly of Charles River Road. Mike Bergeron, representative of N. E. Telephone Co. was present and stated that this second pole was needed to service a new house being built on Naragansett Street. The anchor and guy will be off the new pole on the public way. The Board voted unanimously to approve this petition.
- Discussed the problem with the Board of Registrars on who would be inputting the census information into the computer. The Chairman stated that a study should be conducted on why the computer programs on the town's computer are unfriendly with what the Clerk's office needs. The Chairman also stated that neither this Board nor the Finance Committee have authority to hire anyone to input this information, the authority comes under the Board of Registrars. He recommends the system available to them now and consider the volunteer offer at a later date. A meeting should be set up to review the system and it should involve the Registrars, Town Clerk and the Computer Committee, there is a need for communication. Mr. Mitchell stated that once the appointment of the Registrar is made by the Board our authority is over with, we are not authorized to direct them. The Board voted unanimously to inform the Registrars of this decision.
- 7:15            The Board met with Paul Rivard regarding the Assent to Approval of Plan to be filed in the Commonwealth of Massachusetts Land Court for his land off of Brigham Street. This plan number is 6029E which was filed with the Engineering Department of the Land Court. Mr. Rivard showed the Board a plan of the land done by DeSimone Surveying Services, Inc., 38 Coffee Street, Medway, MA dated October 2, 1988. The land owned by the town, that being the railroad bed, has stayed the same as far as Mr. Rivard knew. The Board voted unanimously to sign this Assent to Approve.
- The Board reviewed the list of streets that the Highway Superintendent gave them. There is a list of streets to be paved and one of streets to be chip and sealed. The Board doesn't have a probelm with any of them.

SELECTMEN'S MEETING

MAY 1, 1989

PAGE 2.

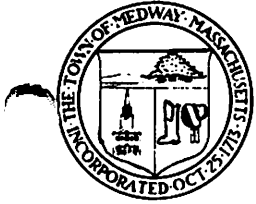
Meeting adjourned at 7:30 p.m.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen,  
Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

APRIL 24, 1989

- 7:00 p.m. Open meeting, sign warrants,  
approve minutes of 4-10-89  
meeting.
- 7:05 George Caram, 124 Holliston Street  
Re: drainage from Redgate Estates
- 7:30 Arthur Billingham  
Re: Proposed Golf Course
- 7:45 Paul Wilson, CRPCD  
Re: Proposition 2½
- 8:00 Richard Maciolek  
Re: Land taking
- 8:15 Donald Cantin  
Re: Appointment to  
Job Classification Review Board

Administrative Assistant's Report

Note: Vote on relocation of Pole on  
Shaw Street - Public Hearing not required

Present: Paul Mitchell, Harry Sabin, Edward Borek and Administrative Assistant Jeffrey Brown. Mr. Borek arrived at the meeting at 7:13p.m.

- 7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the April 10, 1989 meeting. The Board signed the warrants.
- 7:03 The Board discussed a petition from New England Telephone Company and the Boston Edison Company for a pole relocation on Shaw Street which did not require a public hearing. The petition was for Shaw Street - westerly side 262' northerly of the Medway/Franklin line to relocate existing pole 10, 27' northerly (existing pole to be removed). Selectmen Mitchell and Sabin voted unanimously to approve this petition.
- 7:05 The Board met with George Caram, 124 Holliston Street regarding drainage from Red Gate Estates. He informed the Board that the developer had put a headwall twenty feet onto his property. He was wondering who gave them permission to do that. Each member of the Board was given a copy of a letter he sent to the Planning Board with five questions on it. He stated that as of this date he has had no response back from the Planning Board. The Board requested the Administrative Assistant find out where the authority came from for the headwall to be put on Mr. Caram's property. Mr. Caram also stated that more water is going onto his property than before the development and it seems to be causing more wetlands. The Board also requested the Administrative Assistant get a copy of Mr. Caram's letter to the Planning Board and sent a note to the Planning Board for their meeting of April 25, 1989 stating that there is a need for Mr. Caram to hear from the Planning Board answering Mr. Caram's questions, carbon copy to the Board of Selectmen, by Wednesday, May 3rd.
- Discussed a letter received from Scott Bedell, 17 Lovers Lane, Medway who is interested in having a four-way Stop Sign placed at the intersection of Lovers Lane and Cassidy Lane. The Board requested that the Police Chief, Safety Officer and Highway Superintendent look at this location and get back to the Board with their recommendations.
  - The Board was given the final copy of the Annual Town Meeting Warrant that was posted in the morning.
  - The Board discussed the removal of the gas tanks behind Town Hall. The Board requested the Administrative Assistant check out what it would cost to have these tanks removed and move on it. The Board requested him to check with the Police Building Committee to see what their plans are for the new station. The Board requested the Administrative Assistant do this in writing.

- 7:30 The Board met with Arthur Billingham and his attorney, John Hughes. Mr. Billingham is the manager of Pinecrest Golf Course. He stated that this proposal on the Cassidy property, across from 86 Holliston Street would be a practice and educational golf facility. He would be leasing this property from the Cassidy's. Attorney Hughes stated that they will be going before the Zoning Board of Appeals on May 3, 1989 for a variance or special permit. Selectman Mitchell informed Mr. Hughes that this would have to come before the Board for site plan approval after the Zoning Board hearing and that he did not want to prejudice the Zoning Board before their hearing.
- 7:59 The Board met with Paul Wilson, Chairman of the CRPCD Commissioners; Paul DeSimone, CRPCD Commissioner; John McCahill, CRPCD Commissioner; and Robert McRae, Director CRPCD. Mr. Wilson stated that there were several things he had to bring before the Board. One was the unpaid bill that CRPCD had requested an article be put on the Special Town Meeting Warrant for \$53,280.00 and they would like the Board's support on this article at the meeting because it will take a 9/10 vote to pass. The second item was asking the Board to vote to allow CRPCD to override Proposition 2½ for this fiscal year. This vote would not say that they would receive this money this vote would have to be made at the town meeting. Fiscal year 1989 will be on a June Special Town Meeting Warrant in the amount of \$18,260. This override is requested due to the additional cost of transporting the sludge to the incinerator in Rhode Island at \$45,000 per month. The Board requested an explanation of the past due bill for fiscal year 1988 that will be on the May 8, 1989 special town meeting. Mr. Wilson stated that it was for ~~condem~~ <sup>condem</sup> decree items. Mr. Mitchell stated that he would like a list of the items and what has been accomplished and what still needs to be accomplished etc. Mr. McRae will get this information to the Board. The Board voted to allow CRPCD to override 2½ for FY'89; Mitchell and Sabin in favor and Borek opposed. The Board voted to allow CRPCD to override 2½ for FY'90; Mitchell and Sabin in favor and Borek opposed. Mr. Wilson informed the Board that the Town of Medway and the Town of Franklin had signed agreements in the beginning of the project and in the agreement was the allocation of costs. The agreements should be changed to be fair to both towns. Mr. Wilson stated that the two towns should get together and do this.
- 8:30 The Board met with Attorney Richard Maciolek to sign the Order of Taking for the Fire Station construction purposes in the Town of Medway. (copy attached)
- The Board also voted to sign the amendment to the contract with B.F.I. This vote was unanimous. (copy attached)
- 8:40 The Board met with Mr. Donald W. Cantin who was interested in being appointed to the Job Classification Review Board. Chairman Mitchell explained the need for this Board. The Board requested that the secretary get a copy of the Classification Study Book to Mr. Cantin and a list of other member of this Board. The Board voted unanimously to appoint Mr. Cantin to this Board.

## Administrative Assistant's Report:

- Informed the Board that the Finance Committee is looking for more information on Article 10 of the Annual Town Meeting Warrant regarding the recycling for their pre-town meeting. Informed the Board that Doug Priest from Millis, Chairman of the committee in Millis would be willing to come to Medway and make this presentation and nothing would be binding the Town to join Millis in this recycling venture. The Board agreed to have Mr. Priest do this presentation.
- Informed the Board that there would be a Health Insurance Meeting for all town employees in Sanford Hall for Blue Cross/Blue Shield Master Health Plus on Wednesday, April 26th. On May 3, 1989 those that are under Blue Cross/Blue Shield presently will be voting if they desire to make the switch to the Plus program. The Board requested the Administrative Assistant advise everyone at the meetings that this is not to increase the cost to the Town of Medway.
- Informed the Board that they had received a correspondence from the law office of Dugan & Knight requesting the Board sign an assent regarding the approval of Mr. Paul A. Rivard's plan in the Land Court. The Board requested the Administrative Assistant get in touch with Mr. Rivard and request a copy of the plan for the next meeting so they can review it in order to sign this assent.
- The Board was given a list of Election Officer Assignments for the Town Election, May 1, 1989 (attached). The Board voted unanimously to approve this list of worker's.
- Informed the Board about a correspondence from the Historical Commission recommending the appoint of Mary Ellen Lavenberg, 201 Main Street to the Commission to fill a vacancy on that board. The Board voted unanimously to appoint her to the Commission.
- Informed the Board of a correspondence from the Historical Commission regarding their interest in the Cole Library Building for historical library/research center and for meeting and record-keeping purposes.
- Informed the Board of a correspondence received from Tri-County Regional School informing the Board that John Hurley's term in office would be expiring as of June 30, 1989. The Board voted unanimously to appoint Mr. Hurley as Representative from the Town of Medway to the Tri-County School Committee until June 30, 1992. The Board requested the Administrative Assistant get a copy of the letter from Tri-County to the Town Moderator and the Chairman of the School Committee and inform them of the vote taken by the Board of Selectmen.



- Informed the Board of a correspondence requesting the Board proclaim Sunday, May 7, 1989 as Franklin YMCA Day. The Board voted unanimously to send a proclamation.
- The Board voted, Mitchell and Sabin in favor and Borek abstained, to rescind their vote of February 27, 1989 and vote this new list of abatements for the Solid Waste Appeals Committee. There are a total of 69 abatements, 11 were added to the previous list. These additions all fall within the parameters of the guidelines. Mitchell and Sabin were in favor and Borek abstained in voting the new list of abatements.

Meeting adjourned at 9:30 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen  
Secretary

ra

GEORGE CARAM  
124 HOLLISTON STREET  
MEDWAY, MA

27 August 1988

Gentlemen:

This letter is to confirm the items we covered at the zoning board meeting of 23 August 1988. When I left the meeting, it was my understanding the Board would accomplish the following in an expeditious manner.

1. Submit the original hydrologic calculations of the Red Gate Estates drainage and basin run off to the new town engineering consultant for review and comment. The final product should be a valid determination of the increased runoff and pipe flow onto my property. Ultimately, I expect to have the town or developer be required to obtain a drainage easement for this increased flow.
2. Your board was to determine the circumstances of how the developer was authorized to obtain access to route runoff to my property by crossing the 60 ft. public way of Holliston Street. Who allowed construction for private benefit on public land?
3. The zoning board's inspector was to visit the site and enforce all conditions of construction to include the conservation commission's conditions also. Immediately the 15 inch CMP is to be locked and all drainage construction should be confirmed to be "as-built" in accordance with the approved plan, especially location and invert elevations on intake and outlet pipes. The developer was to be notified to take needed actions to alleviate increased flow and siltation to my property.
4. The zoning board was to coordinate with the conservation board to have them inspect and enforce the siltation prevention plan and enforce state and local conservation regulations.
5. Lastly, I understand the board was to require the developer to prove by survey that the precast headwell and rip-rap are in tact, not on my property.

Please keep me informed of the status of these items by letter as they occur.

Very truly yours,  
*George Caram*  
George Caram  
Downstream Abutter

# Town of Mendon

## Election Officer Assignments for Town Election, May 1, 1989

Office To Be Filled Precinct 1 Precinct 2 Precinct 3

Joan Newton

Nancy Rojee

D Eunice Hanton

D Leo Szymanski

R Mary Jane White

R Ronald Sylvester

D Anita Gallagher

D Linda Breene

R Harry Johnson

D Mary Kaye Newton

D Joyce Kenny

R Barbara Clark

R Walter Simpson

D Jack Ryan

R Ruth Curtis

R Earl Wilbur

D James Cotton

WARDEN D

Deputy WARDEN D

Clerk R/D

Ballot D

Clerk R

Inspector R

D

## AMENDMENT

This Amendment is entered into and executed by the parties hereto to amend, clarify and remove any ambiguities in a certain contract for the collection and removal of residential and municipal solid refuse dated July 15, 1988 between the Town of Medway, a municipal corporation located in Norfolk County, Massachusetts ("the Town"), and Browning-Ferris Industries, Inc., a Massachusetts corporation having a principal place of business at 100 Hallet Street, Boston, Massachusetts ("the Contractor"), and for the mutual considerations set forth hereinbelow.

The said contract is hereby amended, as follows:

### ARTICLE 3

#### Add to 3.01 SERVICE PROVIDED

D. The contractor shall furnish and provide seventeen (17) rear load containers at the sites as designated on Exhibit B attached hereto, having an average size of four cubic yards. The exact size and location of the container at each site shall be as determined by the Town and the Contractor.

E. The Contractor shall collect the residential refuse placed in the containers at the sites designated on Exhibit B on a weekly basis on a schedule to be determined and published by the Town and the Contractor.

### ARTICLE 13

#### Add to 13.01 COLLECTION AND DISPOSAL RATES

A.1 For collection and removal services as described in sections 3.01 D and E, the charges shall not exceed the following rates:

(i) For each container for the contract year ending June 30, 1989, \$250.00 per month.

(ii) For each container for the contract year ending June 30, 1990, \$260.00 per month.

(iii) For each container for the contract year ending June 30, 1991, \$270.00 per month.

The provisions of this Amendment shall take effect and commence on May 1, 1989.

In all other respects the Town and the Contractor hereby ratify, reconfirm and re-publish all of the remaining terms and conditions contained in the said contract.

IN WITNESS WHEREOF, the parties hereto, intending to be legally bound, have caused this Amendment to be executed by their duly authorized representatives on this \_\_\_\_\_ day of April, 1989.

CONTRACTOR

TOWN OF MEDWAY

BY: \_\_\_\_\_

*[Signature]*

BY: \_\_\_\_\_

*[Signature]*

BY: \_\_\_\_\_

*[Signature]*

BY: \_\_\_\_\_

*Edward A. Beck*

DATE: \_\_\_\_\_

*April 24, 1989*

DATE: \_\_\_\_\_

*April 24, 1989*

APPROVED AS TO FORM:

CERTIFIED AS TO AVAILABLE  
FUNDS UP THROUGH JUNE 30, 1989

*Richard Macinsek*  
Town Counsel

\_\_\_\_\_  
Town Accountant

DATE: \_\_\_\_\_

*April 24, 1989*

DATE: \_\_\_\_\_

\_\_\_\_\_

EXHIBIT B

<u>SITE LOCATION</u>	<u>CONTAINER SIZE</u>
9 Broad Street	4 cubic yards
8 High Street	2 cubic yards
131 Village Street	4 cubic yards
24 Broad Street	4 cubic yards
8 Broad Street	4 cubic yards
18 Pine Street	4 cubic yards
27 Village Street	6 cubic yards
119 Village Street	4 cubic yards
150 Village Street	4 cubic yards
48 Lovering Street	6 cubic yards
7-9 Cottage Street	6 cubic yards
2 Cassidy Lane	4 cubic yards
1 Cassidy Lane	6 cubic yards
14 Mechanic Street	6 cubic yards
280 Village Street	6 cubic yards
53 Main Street	10 cubic yards
194 Main Street	4 cubic yards

**ORDER FOR TAKING FOR  
FIRE STATION CONSTRUCTION PURPOSES  
IN THE TOWN OF MEDWAY**

WHEREAS, the Board of Selectmen for the Town of Medway in the County of Norfolk and Commonwealth of Massachusetts, being a Board of Officers upon whom by virtue of General Laws c. 79, Section 2, acting for and on behalf of said Town, may take by eminent domain under c. 79 of the General Laws of the Commonwealth of Massachusetts any lands, rights of ways or easements, public or private; and

WHEREAS, at an annual meeting duly called and held on May 12, 1987 the Inhabitants of the Town of Medway, acting pursuant to Article 47 of the warrant by which said meeting was called, authorized the Board of Selectmen to purchase or acquire by taking by right of eminent domain, land for fire station construction purposes; and

WHEREAS, the said Board of Selectmen has complied with all preliminary requirements prescribed by law;

NOW, THEREFORE, we the undersigned, being all of the members of the Board of Selectmen, at a regular meeting of said Board held on April 3, 1989, at which all members were present, and by unanimous vote of said Board, acting for and in behalf of said Town by virtue of and in execution of the power conferred by law, do under the provisions of c. 79 of the General Laws of the Commonwealth of Massachusetts, and every other power

enabling us to so do, do hereby take for the Town of Medway an interest in fee simple, together with all trees and improvements thereon, for the purpose of constructing a new fire station and any appurtenant improvements necessary therefor, the land herein described.

The said land being shown as Lot 3 on a plan entitled "Plan of Land in Medway, Mass." Prepared for: Town of Medway, Scale: 1" = 40', Date: Feb. 27, 1989, by DeSimone Surveying Services, Inc., to be recorded herewith, and being described as follows:

Beginning at the northeasterly corner of the said parcel at a point on the westerly sideline of Summer Street, thence

South  $2^{\circ} 55' 50''$  East, a distance of 184.49 feet, bounded by the westerly sideline of Summer Street, to a stone bound, thence

By a curved line having a radius of 120 feet and a length of 221.41 feet, bounded by the westerly sideline of Summer Street and the northerly sideline of Milford Street, to a stone bound, thence

North  $77^{\circ} 13' 0''$  West, a distance of 19.56 feet, bounded by the northerly sideline of Main Street, to a point, thence

North  $3^{\circ} 15' 48''$  East, a distance of 294.43 feet, bounded by Lot 2 as shown on said plan, to a point on a stone wall, thence

North  $85^{\circ}$  East, a distance of 64.0 feet, bounded by land of Alva A. Brown, to a point, thence



North 87° 18' 20" East, a distance of 75.61 feet, bounded by land of Alva A. Brown, to the point of beginning.

The said Lot 3 contains 44,142 square feet according to the said plan.

We hereby direct that the person or persons whose property or interest therein has been taken by this order of taking and any other persons, firms or corporations having any interest of record in said property, be notified in writing of this taking and of the damages awarded as hereinafter set forth and of the time within which he or they may petition the Superior Court for Norfolk County for assessment of their damages in accordance with the law in such case made and provided as set forth in c. 79 of the General Laws of the Commonwealth of Massachusetts and all acts amendatory thereto.

The Board of Selectmen hereby makes the following awards for damages sustained taking into consideration the benefits accruing to the land involved to the owners and all other persons including mortgagees of records having any interest in the area or areas heretofore described in the taking.

Owner: Samuel Winiker, Muriel Shpilner and Rita Rabb, Trustees of Winiker Realty Trust, under an Indenture of Trust, dated February 1, 1982, recorded with Norfolk Deeds. Norfolk Deeds, Book 5976, Page 237

Area: 44,142

Award: \$110,000.00

This Order of Taking is hereby made this       day of April, 1989  
and is to be recorded within thirty days from said date.

BOARD OF SELECTMEN  
TOWN OF MEDWAY

Paul J. [Signature]  
Harry [Signature]  
Edward A. [Signature]



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

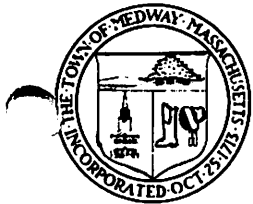
APRIL 11, 1989

3:30 p.m.

Meet with B.F.I.

Re: Trash removal Contract

*Administrative Assistant  
Jeffrey Brown doing  
the minutes for this  
mtg. of 4-11-89*



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

APRIL 10, 1989

- |           |  |
|-----------|--|
| 7:00 p.m. | Open meeting, sign warrants,<br>approve minutes of 3-27-89<br>and 4-3-89 meetings. |
| 7:01      | James Roof - Greenpeace Action<br>Re: Solicitor's Permits                          |
| 7:05      | Chuck Giachetto -<br>Re: Medway Shopping Plaza                                     |
| 7:30      | Joseph Hanlon - Re: drain<br>on Village Street                                     |
| 7:45      | John Bigelow, 28 Maple Street<br>Re: Drainage problem                              |
| 8:00      | David Lowry - Re: Road Race  |
| 8:10      | Board of Registrars -<br>Re: Budget  |
- Administrative Assistant's Report

Present: Paul Mitchell, Harry Sabin, Edward Borek and Administrative Assistant, Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the March 27, 1989 meeting with the following amendments: page 4, 2nd paragraph under Administrative Assistant's Report, insert "and to charge the requestors the same" after the word "information". Page 5 the next to the last sentence in 1st paragraph change the word "during" to "doing". The Board voted unanimously to approve the minutes of the April 3, 1989 meeting with the following amendments: Page 1, fourth paragraph line eight, change the word "away" to "aware". Page 3 first paragraph under Administrative Assistant's Report, second line, change the word "and" to "as" and the second paragraph, line five change the number "2989" to "1989". The Board signed the warrants.

7:04 The Board met with Mr. James Roof, representative of Greenpeace Action regarding solicitor permit's that had been sent to the Board previously. Mr. Mitchell asked what type of screening process the volunteer's go through? Mr. Roof stated that all prior references are called and verified. They are given group instructions, approximately for two weeks, training on being courteous with people and what their right's are. Each volunteer carries their own personal identification and a Greenpeace identification. Each night the Police Department is supplied a list of volunteers working the town and what streets they will be working on in town. The hours that they will be soliciting will to 4:00 p.m. to 8:00 p.m. with five to six people. Chris Brenne will be incharge of the volunteers while they are in town. They will be in town for approximately one week. Mr. Roof asked the Board why Mass Perg had never been required to get solicitor's permits and was Greenpeace going to be required to go through this procedure again next year because it is costly to come out to this meeting? Mr. Roof felt like they were being singled out. The Board informed him they could not say how the Board would feel next year. The Board voted unanimously to approve the solicitor's permits with the stipulation that the Police Department is notified each night prior to the group soliciting the town.

7:15 The Board met with Chuck Giacchetto and Joseph Salemi, representative of Diversified Funding, Inc. management company for the owners of the Medway Shopping Plaza. The Board was looking for an update on the marking of the Parking Lot and the berms etc. at the Shell Station restricting the traffic. The Board had suggested that they work with the contractor when the town was reconstructing Route 109 along the shopping center. Mr. Giacchetto stated the reason that was not done was because it was too late in the year and all they could do was stripe the parking spaces to fit with the new entrances. Mr. Giacchetto informed the Board that the striping at the Fotomat is wrong and has to be re-striped.

He also informed the Board that Mars store has filed under Chapter 11 and indicated that they want to close the store and right now he is discussing their lease with them. He would like to locate a strong tenant in that store and then he would make major capital improvements and re-work the entire parking flow. He stated he needed time to fit this all together. He informed the Board that the rent income is down drastically; Super Place is off by 17% from last year and that hopefully before Fall things will change. The Board brought to Mr. Giacchetto's attention that the contiguous traffic flow between Medway Shopping Plaza and Drybridge Crossing has not been established and is one of the requirements of the Zoning By-laws, it is a problem and has to be resolved. The Board requested a time schedule on this item. Mr. Giacchetto stated that he represents the owner but is not the owner. He offered to go back to the owners with this concern and would like to have a decision to the Board in a timely fashion, hopefully in a month or so he can come back to the Board with the answer.

7:30

The Board met with Joseph Hanlon, East Coast Engineering regarding permission to tie-in to the drain on Village Street across from Legion Avenue. Mr. Hanlon informed the Board that this is an existing drain and he would be installing two catch basins in the new roadway off of Village Street and tying them into this drain which runs along the south side of Village Street and just before Charles River Road crosses Village Street and runs along the northerly side and ends up in the field by #264 Village Street. The Board voted unanimously to grant permission to tie-in to this drain and that this installation be in conjunction with the Highway Superintendent's supervision.

7:45

The Board met with John Bigelow, Jr., 28 Maple Street regarding a drainage problem. Mr. Bigelow stated that when the houses were built north of his property the town had built a swale that ran behind the new houses and along side of his property. This swale is causing the groundwater to infiltrate into his cellar. He has three sump pumps going most of the time. The Highway Superintendent informed him that the Norfolk County Mosquito Control would be in to clean out that brook (swale). Mr. Bigelow felt that since the reconstruction of Pond Street and the new sub-division being developed at 44 Lovering Street there is more water being drained into this swale. The Board requested the Highway Superintendent and Mr. Bigelow get together and go lot by lot, section by section and draw up a diagram and bring their suggestions and explain the setup to the Board of Selectmen at a future meeting. The Board asked Mr. Bigelow if the Boy Scouts still pick up the newspapers and sell them? Mr. Bigelow stated that he now has a truck full and that will probably be the last time; it just isn't worth it anymore, no one wants to buy them.

- The Board voted unanimously to have the polling hours for the May 1, 1989 Town Election from 8:00 a.m. to 8:00 p.m.
- The Board discussed the letter from Police Chief Lambirth (attached) regarding the unused safe in the Ambulance Shed. The Board suggested we go by the word from the Police Chief and inform the Fire Chief to get rid of the safe. The Board voted unanimously to approve this request.
- 8:02 The Board met with David Lowry regarding a change in the Road Race to be held on June 20, 1989. Mr. Lowry stated that the starting and finish line would be at the North Elementary School. The Board voted unanimously to approve this change.
- 8:05 The Board met with John Ryan, Chairman of the Council on Aging and Robert Clorite, member of the Council on Aging. They were in attendance to request the Board appoint James F. Gallagher to the Council on Aging to fill the vacancy due to the resignation of Vera Loftus. The Board voted unanimously to appoint Mr. Gallagher to fill the term through June 30, 1990. The Board requested the Council on Aging come up with a name to fill the vacancy of James Gallagher as Associate Member to the Council.
- At their meeting of April 3, 1989 the Board of Selectmen had requested the Building Inspector do an inspection of the St. Joseph's Men's Club and report back to the Board at tonight's meeting. Due to a death in the Building Inspector's family he was unable to do that inspection. Mr. Ryan requested that he be notified when the building inspector is to come before the Board with this information. The Board instructed the Administrative Assistant notify Mr. Ryan when this meeting is to take place.
- Milford Daily News Reporter informed the Board that he had been given a news release regarding the Old Cole Library Building on Main Street. The Library wants to dispose of this building. The Board requested the Administrative Assistant confirm this. The Town Clerk will provide the Administrative Assistant with a copy of the deed for the Cole Library on Tuesday.
- 8:15 The Board met with Arthur Paradis, Chairman of the Registrars and Francis D. Donovan, Town Clerk. Mr. Paradis informed the Board that two of the registrars are new this year and neither he nor the other two registrars were familiar with the Computer System and the Assistant Town Clerk had to train them on the Computer. The Annual Town Census is a big job to handle.

Mr. Paradis gave each member of the Board a copy of FY'90 Board of Registrar Budget for Using In-House Computer System and one for using a Service Bureau. He stated that the Registrars have looked at going to a service bureau, i.e. L.H.S. which would give the Registrars a Master Check List which is not available through the Town's computer system. The proposed budgets also show an hourly salary figure of the current \$5.00 per hour and they would like to raise that figure to \$7.00 per hour. Selectman Borek stated that we have a town computer system and that he is not agreeable for going outside for these services. He asked why someone couldn't be hired part-time to input the census information into the town's computer? Mr. Donovan stated that Arlington Trust has no programs for Town Clerk's and that we needed the software. He stated that Arlington Trust is a financially motivated group and that he has been waiting one and one half years for a program. Selectman Borek asked Mr. Donovan if he had asked Arlington Trust if they had a program and Mr. Donovan stated that he had asked them five times and they do not have a program. Mr. Borek asked if he had a letter stating this and Mr. Donovan said "No". Mr. Borek feels that there is a need to meet and see if it should be done in house or outside. He would like to have this studied. Selectman Mitchell stated that this is not the first year he has heard about this and it may not be the best for the Computer Committee. This year could be a proving year to see if we can do this, by going back to L.H.S. It is not working in the Registrars Office, if they need more money then they should have more money. We should outside this year to prove it is better. We should request the Computer Committee study this, do we have unfriendly equipment? The Study can be the use of outside service. The question was asked who did the budget for FY'89. Mr. Donovan stated that neither he nor Mr. Paradis were involved in the budget process for the past two years. The following budget was voted on for FY'90:

Salary	\$2,256.00
Expenses	<u>6,690.00</u>
Total	\$8,946.00

Mitchell and Sabin were in favor and Borek was opposed. The Board informed Mr. Donovan and Mr. Paradis that they must go before the Finance Committee with this budget and that if they need monies for L.H.S. to go before the Finance Committee for a transfer.

- The Board voted unanimously to approve the Articles for the Special Town Meeting and the Annual Town Meeting to be held on May 8, 1989.

#### Administrative Assistant's Report:

- Informed the Board that he had gone before the Finance Committee on Wednesday, April 5, 1989 with the Solid Waste Budget for \$526,000.00, which is the highest level; \$17,000 less than FY'89 budget.



## Administrative Assistant's Report Cont'd.

- Informed the Board the the North end of Old Summer Street was blocked off by barrels with large signs this morning. The Highway Department used six to eight barrels to dead end Old Summer Street.
- Informed the Board that the Town Clerk had given him a Bond to be signed for \$14,000.00 for the Town Clerk. The Board voted unanimously to have the Administrative Assistant sign this Bond.
- Informed the Board of a correspondence received from Insurance Cost Control - Joint Purchase on towns. Informed the Board the next meeting would be April 26, 1989. The Board requested the Administrative Assistant attend this meeting and pass the information on to the Treasurer/Collector and see if he would be interested in attending these meetings.
- Selectmen Mitchell informed the Board that he had been in touch with the Sheriff's office regarding the painting of Fire Station II. There was a meeting on Friday, April 7, 1989 with the Sheriff's department, Fire Building Committee and Selectman Mitchell. The Sheriff's Department, residence in Braintree, would be glad to do the painting in May or June. All the town will have to do is feed them.

Meeting adjourned at 9:40 P.M.

- Mr. John G. Ryan requested to be appointed to the Computer Committee.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen  
Secretary

ra



Board of Registrars

# TOWN OF MEDWAY

MEDWAY, MASSACHUSETTS 02053

TEL. (617) 533-6059

## BOARD OF REGISTRARS BUDGET

FY '90

(USING IN-HOUSE COMPUTER SYSTEM)

### Salaries:

	<u>\$ 7/hr</u>	<u>\$ 5/hr</u>
102 Salaries (Part Time)	\$3,136.00	\$2,240.00
104 Stipends	<u>800.00</u>	<u>800.00</u>
Total	\$3,936.00	\$3,040.00

### Expenses:

205 Telephone	\$ 175
206 Printing (Res. books, envelopes)	3,064
207 Advertising	100
209 Data Processing	2,500
302 Office Supplies	50
303 Paper, forms	550
506 Postage	<u>525</u>
	\$6,964

Grand Totals	\$10,900.00	\$10,004.00
--------------	-------------	-------------

### Other proposed expense:

Typewriter	\$400
------------	-------

WORK SHEET  
(IN-HOUSE COMPUTER)

102 Salaries:

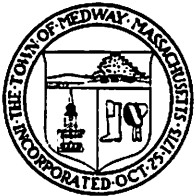
	<u>\$7/hr</u>	<u>\$5/hr</u>
Census - 2 Registrars, 3 work weeks	\$1,680.00	\$1,200.00
Maintenance - 1 Registrar 52 half days	<u>1,456.00</u>	<u>1,040.00</u>
	\$3,136.00	\$2,240.00

Registrars Duties; (Ch 51, G.L.)

Census: Order materials, envelopes, stamps, forms  
Stuff envelopes, separate by route, bring to P.O.  
Complete postal permit applications & postage voucher  
Open returned census forms -  
    Sort change/no change  
    Sort dropped voters, pull cards  
Follow-up on non-returns  
Key all data  
Prepare material for resident books  
Get bids and place order for resident books  
Prepare dropped voter list and post  
Prepare dog lists  
Prepare jury list or furnish tape  
Distribute resident lists to departments, agencies

Maintenance:

Inputting/keying:  
    New voter registrations  
    Births, deaths  
    Purging voter lists  
    Re-registrations, changes  
    Nomination paper certifications  
    Petition certifications  
    Up-date dog lists  
    Address changes  
    Banker & Tradesmen new resident adds  
    Issue voter lists as required



Board of Registrars

# TOWN OF MEDWAY

MEDWAY, MASSACHUSETTS 02053

TEL. (617) 533-6059

## BOARD OF REGISTRARS BUDGET

FY '90

(USING SERVICE BUREAU)

### Salaries:

	<u>\$ 7/hr</u>	<u>\$ 5/hr</u>
102 Salaries (Part Time	\$1,456.00	\$1,040.00
104 Stipends	800.00	800.00
Total	<u>\$2,256.00</u>	<u>\$1,840.00</u>

205 Telephone	\$ 175
206 Printing (Res. books, envelopes, etc)	1,800
207 Advertising	100
209 Data Processing (Annual contract)	4,000
302 Office Supplies	50
303 Paper, forms	40
506 Postage	525
	<u>\$6,690</u>

Grand Totals	\$8,946.00	\$8,530.00
--------------	------------	------------

Note: The above figures are for annual costs; an amount of \$1,000 should be added as a one-time expense for data conversion the first year only.

### Other proposed expense:

Typewriter \$400.00

WORK SHEET  
(SERVICE BUREAU)

102 Salaries:

	<u>\$7/hr</u>	<u>\$5/hr</u>
Maintenance - 1 Registrar 52 half-days	\$1,456.00	\$1,040.00

Duties:

Post to change sheets by reference number:

- New voter registrations
- Births, deaths
- Purge voter list
- Re-registrations, changes
- Up-date dog list
- Address changes
- Banker & Tradesman new resident adds

Nomination paper certifications

Petition certifications

Transmit data sheets monthly to Service Bureau



Francis D. Donovan  
Town of Medway  
Town Clerk  
Town Hall  
Medway, Ma. 02053

July 19, 1988

PROPOSAL FOR CENSUS & VOTER REGISTRATION

It has always been our objective to provide for our customers the fastest and most accurate service possible. I'm sure you will find our staff most co-operative and attentive to your needs.

LHS is pleased to present the following proposal for processing your Census & Voter Registration procedures.

SERVICES:

- |                                 |                                       |
|---------------------------------|---------------------------------------|
| Census Master Listings          | Voter List (up to 100 per year)       |
| Notice to Voters List & Labels  | Updating of the automated file.       |
| Dog List                        | List of deleted voters                |
| Street list for offset printing | Automatic removal of duplicated names |
| Alphabetical list for offset    | Training of office personnel          |
| Automated Jury System           | Census by Mail                        |

DESCRIPTION:

	QTY	PRICE	AMOUNT
Conversion Charge - Billed upon completion	10,000	.10	\$1,000.00
Annual Charge for Services	10,000	.40	\$4,000.00
Estimated Total			\$5,000.00
Amount to be billed quarterly without books:			\$1,000.00

Street List Books	300 Books (80 pages)	\$3.60/bk	\$1,080.00
	500 " " " "		1,800.00

OPTIONAL:

- |                                |                                     |
|--------------------------------|-------------------------------------|
| School reports 0-5, 0-21, k-21 | Mailing labels                      |
| Drop Notices - Self Mailer     | Redistricting @ \$.035 per resident |

All special reports will be quoted upon request.

The annual cost will be determined by the file record count as of July each year. Invoices will be mailed quarterly: July, October, January and April for each Fiscal year. Payment terms are NET EOM.

If you find the above prices acceptable, and would like to contract our services, please sign and return a copy of this proposal for our records.

Sincerely,

Norman P. Merrill  
Marketing Representative

Authorized Signature

Title

Date

Police Department  
533-8211



W. David Lambirth  
Chief of Police

**Town of Medway  
Massachusetts**

April 10, 1989

TO: Board of Selectmen

FROM: Chief Lambirth

SUBJECT: Unused Safe - Ambulance Shed

Gentlemen:

Kindly be advised that I have been approached by Mr. Ed Duggan, Ref: disposal of an unused safe presently stored within the ambulance shed, behind the Town Hall.

This safe was removed from the Town Hall, a few years ago, by Mr. Mark Flaherty, I believe for the purpose of accommodating the in house computer system.

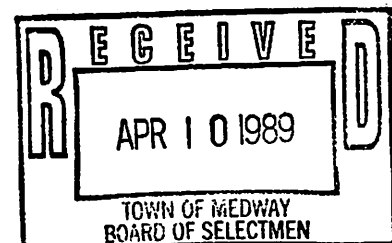
At the time of it's removal, it was felt that, rather than to throw it away, it could be stored in the ambulance shed for some future use.

Officer James Boyan, my departmental armorer and firearms instructor, obtained the combination and opened the safe, with the thought in mind that it could be placed in service for the secure keeping of firearms and ammunition.

Upon opening the safe, it was found to be too small and not layed out properly to be of any use for this purpose. Officer Boyan then closed and secured the safe.

On this day, I spoke with Officer Boyan, who indicated that upon such opening, there were absolutely no contents, and when he resecured same, it was completely empty. Officer Boyan added that the safe was equipped with a combination tumbler, latch handles and all hinge pins in place, at that time.

Subsequent to that time, the tumbler has been punched, portions of the latch handles removed, and three hinge pins removed, in an apparent attempt to open same. This was not done by Officer Boyan, as he obviously had the combo for this safe, and would not have had to apply these means.



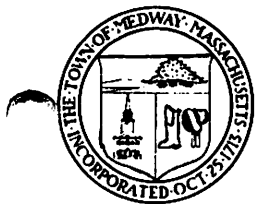
Therefore, I feel safe in declaring that there are no contents within the safe which would prevent it's disposal.

Respectfully Submitted,

  
David Lambuth  
Chief of Police

DL:mw





## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

April 3, 1989

7:00 p.m. Open meeting, sign warrants,  
Approve minutes of 7-11-88 meeting

7:15 Richard Malo  
Re: St. Joseph's Men's Club

7:30 Elizabeth Henderson  
Re: Update on Fire Station I  
Land Acquisition

#### Administrative Assistant's Report:

Discuss Street Opening Permit  
for Lot #1 Pond Street from  
Bay State Gas Company

Present: Paul Mitchell, Harry Sabin, Edward Borek and Administrative Assistant, Jeffrey Brown.

- 7:00 p.m.        The Board opened the meeting and voted unanimously to approve the minutes of July 11, 1988. The Board signed the warrants.
- The Board discussed the brochure distributed by the Massachusetts Department of Revenue called City & Town and the Beacon which is published by the Massachusetts Municipal Association. The Board requested that these copies be kept on file in the Selectmen's office.
  - The Board discussed the No Parking signs for Sanford Street which was voted at the Board's February 27th meeting. The Board requested the Highway Superintendent place those signs up as soon as possible.
  - The Board discussed a Street Opening Permit received from Bay State Gas Company for an opening at Lot #1 Pond Street for a new gas service. Since this street was just paved within the past twelve months, the Board requested the Highway Superintendent meet with John E. Whitters, Supervisor-Distribution, Bay State Gas Company to see if this would be in the shoulder of the road or if they would have to cut into the pavement. If they have to cut into the pavement they must be made aware of the of the Town By-law requiring the contractor that the street must either be re-paved, berm to berm, or must be feathered into the patch for 50' in either direction.
- 7:15            The Board met with Richard Malo and Albert Borek, representatives from St. Joseph's Men's Club. They stated that the Men's Club is interested in disposing of the Club and wondered if the Town would be interested in purchasing the building. There is one stipulation on purchasing this property, that being, if the Council on Aging is interested in using the building and then decides it does not want it, that it be sold at no profit and the money be donated to the church. Selectman Mitchell stated that he needed more information on the soundness of the building. Selectman Borek had two reasons for wanting to acquire the property, 1. the proximity of the Club to Town Hall it would be better to have ownership of the building even it were to be torn down; 2. once it belongs to the Town if we wanted to dispose of it, it would have to go before Town Meeting. He would like to see the Town acquire the property. Selectman Sabin stated that John Ryan had spoken to him and he had said that he had financing available. Mr. Sabin wondered what the liability would be to the Town if we owned it and the building just sat there and someone was hurt while they were in the building. Albert Borek stated that they were before the Board to see if the Town is interested otherwise they will offer the property to someone else. He stated that the Police and Fire Departments are using it right now. Mr. Sabin stated that the current condition is the problem. Richard Malo stated that the building would have to be

guttled and renovated but the structure and foundation appear to be sound. The Board voted unanimously to have the Administrative Assistant get in touch with the Building Inspector, Joseph Leone, to have him make an inspection of the building and make recommendations on steps necessary to make the building useable for present compliances and what the future requirements are to use the building. The Board requested this report of recommendations be back to them by next week's meeting.

7:30

The Board met with Elizabeth Henderson, Chairman of the Fire Station Building Committee and the members of that committee. Mrs. Henderson gave the Board a copy of the appraisal (copy attached) from Handverger & Associates, Framingha, MA for the land at the Northwest corner of Milford and Summer Streets. Attorney Maciolek has been working with the Fire Station Building Committee and the owner of the property. The owners will not negotiate the price any lower than a firm \$350,000. The committee voted to offer the owner \$110,000. Mrs. Henderson asked the Board if they would vote to take this parcel of land by eminent domain. The Board voted unanimously to start eminent domain procedures for the one acre parcel of land designated as Lot #3 on the plan dated February 27, 1989 by DeSimone Surveying Services, 38 Coffee Street, Medway, MA. at the corner of Summer and Milford Streets when Town Counsel, Richard Maciolek, has the complete legal package in hand. The Board requested the Administrative Assistant send a letter to Town Counsel advising him of this vote by the Board. Mr. Michael Rojee asked the Board if it would be possible to have the Sheriff's Department paint Fire Station II because Tri-County no longer has a Painting and Decorating Class. Mr. Mitchell stated that he would get in touch with the Sheriff's Department and see if this would be possible. Mr. Rojee also brought informed the Board that there is a safe out in the Fire Station and they, the committee, had spoken to the Town Clerk, Treasurer/Collector, Police Chief and Fire Chief and they have no need for it. The Board stated that they had no problem with disposing of it as long as it was opened and found empty before they dispose of it.

-

The Board discussed the car that is in the water behind Richard Blethan's house which was discussed at last week's meeting. The Administrative Assistant informed the Board that he is still working on that and he had discovered that after last week's newspaper article on the discovery of the vehicle someone had gone up to that location and pulled the vehicle out of the water and had taken the doors off of the vehicle and used an acetylene torch to remove the identification numbers off of the vehicle.

- The Board voted unanimously to approve the Finance Committee Budget for FY'90 as follows:

Salaries	\$1,378.00
Expenses	3,925.00
Reserve Fund	100,000.00
- The Board voted unanimously to approve the Moth Agent Budget for FY'90 as follows:

Expenses	\$4,225.00
----------	------------
- The Board voted unanimously to approve the Tree Warden Budget for FY'90 as follows:

Expenses	\$6,186.00
----------	------------
- The Board voted unanimously to approve the Registrars Budget for FY'90 as follows:

Salaries	\$2,001.00
Expenses	2,766.00

Administrative Assistant's Report:

- The Administrative Assistant had the Board sign the Proclamation for Michael Matondi designating Sunday, April 9, 1989 as Col. Michael Matondi Day.
- Informed the Board of correspondence received from Mr. James Roof, Greenpeace regarding the request from the Board that a representative come before the Board on the applications for Solicitor Permits. The Board had requested to meet with a representative at their meeting of March 20, 1989. Mr. Roof stated in his letter that Greenpeace was requesting to do public outreach and there would be six people canvassing the town each night for approximately two weeks and that they would submit a list of people working each night to the Police Dept. The Administrative Assistant informed the Board what he had discussed with Mr. Roof over the phone. Mr. Mitchell stated that just because they are associated with Greenpeace they should be allowed to do this? We need to have a supervisor or some one in charge to come before this Board. Volunteers that come to this community area are not Mr. Roof we want to speak to someone that represents them. The Board requested the Administrative Assistant send Mr. Roof a letter requesting to have him or a responsible officer of Greenpeace attend a Selectmen's meeting to discuss these permits.
- Informed the Board that he had attended the MAPC subregional meeting in Millis and that none of the communities at this point have committed to this subregional plan. There would be another meeting of this subregion on April 20th in Sanford Hall, Medway

- Selectman Borek informed the Board that he would be attending the MMA Users Fee Workshop on Saturday, April 29th.

Meeting adjourned at 8:12 p.m.

RESPECTFULLY SUBMITTED,



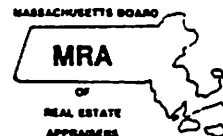
Ruth Allen  
Secretary

ra



# HANDVERGER & ASSOCIATES

Real Estate Appraisal Consultants



129 CONCORD STREET FRAMINGHAM, MASSACHUSETTS 01701 (617) 875-5757

January 26, 1989

RONALD B. HANDVERGER, SRA, MRA

Attorney Richard D. Maciolek  
MACIOLEK & KENNEY  
181 Village Street  
Medway, Massachusetts 02053

RE: LAND AT THE NORTHWEST CORNER OF MILFORD & SUMMER STREETS  
MEDWAY, MA

Dear Attorney Maciolek:

In accordance with your request, I have personally inspected the property located at the northwest corner of MILFORD & SUMMER STREETS, MEDWAY, MASSACHUSETTS. As a consequence of this inspection and review, an appraisal of all pertinent factors pertaining to the subject and its valuation was conducted. I am submitting the following letter which will outline the reasoning behind my estimate and opinion of market value. If you should deem it necessary, I am prepared to write a more comprehensive report. It should be noted that the end product of such a report will contain the same basic value conclusions. This letter will present a clear summary of each part of this appraisal valuation analysis.

## ASSUMPTIONS AND LIMITING CONDITIONS:

The estimate of value is based upon certain assumptions and conditions. These assumptions and conditions are as follows:

1. The title of the subject property is assumed to be clear and marketable.
2. No survey was made by this appraiser and it is assumed, based on information supplied by you and the Board of Assessors of the Town of Medway that the reported land area and boundaries are accurate.
3. Possession of this report or copy thereof does not carry with it the rights of publication, nor may it be used for any public purposes or as evidence in court without prior consultation and permission of HANDVERGER & ASSOCIATES, Appraisal Consultants.

Attorney Richard D. Maciolek

January 26, 1989

Page Two

RE: MILFORD AND SUMMERS STS., MEDWAY, MA

ASSUMPTIONS AND LIMITING CONDITIONS (CONTINUED):

4. The value estimated is Market Value. Simply defined, this is "the highest price in terms of money which a property will bring in competitive and open market under all conditions requisite to a fair sale, the buyer and seller each acting prudently, knowledgeably and assuming the price is not affected by undue stimulus."
5. The value estimated is based on the assumption that the physical land is suitable for the current, intended or proposed use and is free of any hazardous wastes and contains no known pollutants. If such is found, then any value estimates would be null and void.

IDENTIFICATION OF THE SUBJECT PROPERTY:

The subject property consists of a parcel of unimproved land containing 132,422 square feet or 3.04 acres. This is the property identified in the Norfolk County Registry of Deeds in Book 5976, Page 237. It is the property shown by the Town of Medway Assessors Atlases as being located on Map 2, Parcel 23. The property is owned by the WINIKER REALTY TRUST, S. Winiker, M. Shpilner and R. Rabb, Trustees.

PURPOSE:

The purpose of this appraisal is to estimate the market value of the subject property located at the northwest corner of the intersection of Summer Street with Milford Street, Medway, Massachusetts. This appraisal is based upon the property in its current condition. This appraisal is based upon current market sales in the Medway and greater Medway area. This appraisal is to be used by the client for the purposes of estimating market value. The date of valuation and inspection is January 6, 1989.

DESCRIPTION OF THE SUBJECT PROPERTY:

The subject property is located at the intersection of Route 126 which is Summer Street and Route 109 which is Milford Street. Route 109 starts in Milford and runs in basically an east/west direction to the Boston line. Route 126 starts in Bellingham in the south and runs into Concord in the north running in basically a north/south direction. This area of Medway has been characterized previously as a more rural area of town. However, in the past 5 years approximately 150 to 200 homes have been built within two miles of this intersection. This would

Attorney Richard D. Maciolek

January 26, 1989

Page Three

RE: MILFORD AND SUMMERS STS., MEDWAY, MA

DESCRIPTION OF THE SUBJECT PROPERTY (CONTINUED):

include a 100 lot subdivision off of Summer Street and several smaller 20 lot subdivisions also off of Summer Street along with several off of the Fisher Street area to the west of the subject. The development along these streets is a mixture of residential, commercial and manufacturing. The existing properties along the street are primarily residential, however, 3 of the 4 corners of this intersection are utilized for commercial endeavors. This would include the northeast corner which contains an automobile service station and a warehouse to the rear of it. The southeast corner contains a greenhouse utilized for commercial and retail sale of flowers and landscaping materials. The southwest corner is occupied by Speroni's Restaurant which is a large restaurant. The automobile service station and the restaurant have been in existence prior to the adoption of any zoning rules and regulations. Most of the other properties further down the road are primarily residential. There is an additional automobile service station to the west of the subject. There are several large farm areas to the north along Summer Street. There are fields to the rear of the subject site. The prognosis for the area is one of continued use with a mixture of uses. The area is zoned residential and it is anticipated that vacant lots upon availability will be developed for residential purposes as the market dictates.

The subject site contains 3.04 acres or 132,422 square feet of land. It has frontage along both Milford Street of 692.56 linear feet and along Summer Street of approximately 180 linear feet. The depth from Milford Street varies from 187 linear feet to approximately 250 linear feet. It is an irregular shape four sided site. The westerly portion of the site is low and appears to be a marshy area abutting a small brook. The elevation rises from this westerly point to the high point being around Summer Street. The site has received various types and quantities of fill ranging from gravel, boulders, stone, stumps and other types of non-useful fill. This fill has raised the elevation of the site approximately 5 to 10 feet above its natural grade for a depth of approximately 150 feet from Summer Street. The area has town water, natural gas and electricity available to it. The municipal sewer system is approximately 1,500 feet from the site. There has been no engineering available to view with regards to the ability of the site to pass a percolation test. Due to the fill and the low lying areas, this is doubtful.



Attorney Richard D. Maciolek  
January 26, 1989  
Page Four  
RE: MILFORD AND SUMMERS STS., MEDWAY, MA

DESCRIPTION OF THE SUBJECT PROPERTY (CONTINUED):

The site has been divided into 5 lots. All of these lots meet the current zoning requirements for single family residential lots within the Town of Medway. They vary in size from 22,594 square feet to 31,183 square feet. There are no improvements on the site. There is no existing top soil on the lots that have been filled.

ASSESSMENT AND TAXES:

The subject property is identified as the parcel located on Map 2, Parcel 23 of the Town of Medway Assessors Atlases. As the property is unimproved and is land only, the total assessment is for the land. It is assessed for \$141,600. This translates into a tax liability of \$1,881.86.

ZONING:

The subject property is located in the zoning district identified as "R2". This is the residential district requiring lots of 1/2 acre or 22,500 square feet with a minimum of 150 linear feet of road frontage along an existing road. Both the subject in its entirety and with the 5 existing lots would comply with all these rules and regulations of the Town of the Medway.

HIGHEST AND BEST USE ANALYSIS

The highest and best use is defined as "the most profitable likely use to which a property can be put".\* The opinion of such use may be based on the highest and most profitable continuous use to which the property is adapted and needed or likely to be in demand in the reasonable near future.

It is that use of land which may be reasonably expected to produce the greatest net return to the land over a given period of time.

This analysis is conducted on the property as both vacant and unimproved as well as with the current improvements.

The test for the highest and best use involves meeting four

\*As defined in Real Estate Terminology-Sponsored jointly by the American Institute of Real Estate Appraisers and the Society of Real Estate Appraisers, Page 107. Published in 1975 by Ballinger Publishing Company.

Attorney Richard D. Maciolek

January 26, 1989

Page Five

RE: MILFORD AND SUMMERS STS., MEDWAY, MA

HIGHEST AND BEST USE ANALYSIS (CONTINUED):

requirements. These are as follows:

1. The use must be legally permitted. These are the uses that are permitted by the Zoning Code or that use that has a high probability of being permitted with a variance or special permit.
2. That use which is physically possible for the site with regards to size and physical characteristics of the site.
3. That use which is appropriate for the site and location. This must have a degree of conformity to the surrounding area and maximize the characteristics of the site.
4. That use which is financially feasible. The use must be one that will generate enough income or value to be a sound investment.

In most analyses the test for the highest and best use is a clear-cut straight process leading to a logical conclusion. However, the 4 tests for highest and best use with regards to this property are in relative conflict.

First, the use must be legally permitted. Based on this analysis, the highest and best use would have to be residential. However, the character of the area being at the intersection of two routed highways with 3 of the 4 corners utilized for some commercial endeavors with the only vacant or improved corner being that of the subject, would be in conflict with the legal use of the subject site. The legal use of the subject site would be for its subdivision into potential house lots being a minimum of 22,500 square feet with 150 linear feet of frontage. This is the legal allowable use. However, the physical location and the appropriate use for the site, the second and third test of highest and best use, would be in conflict with this as the site is not connected with public sewer nor has a percolation test been completed on it. Town sewer is approximately 1,500 feet away from the subject, two of the lots appear to be low and the remaining 3 lots have extensive filled material on them so that it is not known whether a percolation test could be completed successfully on any of these sites. The heavy volume of traffic on both roads would limit the desirability of this location to a residential use. The final test of the highest and best use is that use which is financially feasible. The legal use would not necessarily generate the most income to the site. i.e. If the site were utilized for its appropriate use as a commercial or

Attorney Richard D. Maciolek

January 26, 1989

Page Six

RE: MILFORD AND SUMMERS STS., MEDWAY, MA

HIGHEST AND BEST USE ANALYSIS (CONTINUED):

retail endeavor, it would be able to return a greater return to the land as opposed to construction of 5 individual houses on 5 individual lots.

The site has had two zoning appeals requests denied. The first for a gasoline station to be located at the corner and the second for retail use over the entire site. Both of these requests were denied by the Medway Zoning Board of Appeals. However, it is felt that the better use for the site would be for some commercial or retail endeavor if the Town of Medway were to grant the necessary variances.

VALUATION PROCEDURE:

The methodology utilized in valuing this property was to examine the site with 3 possible scenarios. The plan is to purchase, for use for a potential fire station, possibly two lots or a one acre site located at the corner. This would involve the use of the two lots as shown on the accompanying plan containing 23,384 square feet and 52,851 square feet. For the purposes of this appraisal, this will be the size of the taking. However, as more definitive plans are available, this number can be adjusted proportionately. The valuation procedure will be, therefore, to estimate the value of the property in its entirety, estimate the value of the remaining 3 lots to estimate the value of a market transaction for a one acre or a 52,851 square foot site. An acre is 43,560 square feet. The procedure will be conducted for the valuation of this property for residential use in its entirety, allowable commercial use or a sale subject to all approvals for commercial use and the third approach would be as a speculative commercial use i.e. a buyer purchasing it with no contingencies and assuming the risk of obtaining the necessary legal permits for commercial use.

RESIDENTIAL VALUATION:

There are 5 potential house lots on the street. House lots in Medway range from \$60,000 to \$90,000 depending on size, location and utilities available. Adjustments are made to comparables based on the availability of these features. The subject site has a poor location with regards to residential use. There is no town sewerage. There is, however, town water. The site would require extensive fill and landscaping of the filled in portion. Therefore, it is felt that the 5 lots with acceptable percolation tests would have a market value of \$40,000 each. If the 3 remaining lots were to be marketed separately, they would

Attorney Richard D. Maciolek

January 26, 1989

Page Seven

RE: MILFORD AND SUMMERS STS., MEDWAY, MA

VALUATION PROCEDURE (CONTINUED):

have a value of \$30,000 as they are the less desirable of the 5. Therefore, the indicated value is calculated as follows:

5 BUILDING LOTS @\$40,000	\$200,000
3 REMAINING LOTS @\$30,000	(\$ 90,000)
INDICATED VALUE OF TAKING	\$110,000

Therefore, the indicated value of the taking would be \$110,000.

If a one acre site or 52,851 square feet were obtained and purchased, a potential house could be situated further from the road and would create a slight degree of privacy, however, there will still be a need for the utilities and the extensive site work to develop the site as a residential lot. It is felt that a residential lot, therefore, would have a market value of \$60,000.

ALLOWABLE COMMERCIAL USE:

The value for allowable commercial use would be the value if a potential purchaser bought it subject to the granting of all permits and approvals for the construction of a retail or commercial endeavor on the site. The value of the lot would then be estimated on a per square foot basis. This procedure is the same as above, adjusting the various sales to reflect differences for time, location, utilities and site preparation. It is felt that the site would have a potential value of \$3.00 per square foot. The remainder would be calculated as three residential lots as they would have to revert back to their original zoning, subtracting this remainder from a price for the entirety. This would produce the indicated value of the taking. This is calculated as follows:

132,422 s.f. @\$3.00	\$397,266
Remaining 3 lots @\$30,000	(\$ 90,000)
INDICATED VALUE OF TAKING	\$307,266
ROUNDED TO	\$305,000

Therefore, the value of the taking is estimated to be \$305,000.

If just the 52,851 square feet were sold for commercial use, a slightly higher value per square foot would be obtainable because they are the two most desirable lots from a physical characteristic and their location at the intersection.

HANDVERGER & ASSOCIATES

Attorney Richard D. Maciolek

January 26, 1989

Page Eight

RE: MILFORD AND SUMMERS STS., MEDWAY, MA

VALUATION PROCEDURE (CONTINUED):

Therefore, they would have a value estimate of \$4.00 per square foot and the value of the site is calculated as follows:

52,851 S.F. @\$4.00	\$211,404
ROUNDED TO	\$210,000

Therefore, the value of the 52,851 square feet would be \$210,000.

SPECULATIVE COMMERCIAL USE:

If the site were to be sold or purchased with no contingencies as to potential use, the value would be considerably less than that paid for the contingency value. This is estimated to be half of the potential value. Therefore, a value of \$1.50 per square foot was utilized. The remaining lots would have the same value of \$30,000 each. Therefore, the indicated value would be the difference between the two. This is calculated as follows:

132,422 s.f. @\$1.50	\$198,633
Remaining 3 lots @\$30,000	(\$ 90,000)
INDICATED VALUE OF TAKING	\$108,633
ROUNDED TO	\$110,000

Therefore, the value based on a speculative commercial use would be \$110,000.

The value of the prime site of 52,851 square feet would be calculated on a similar procedure with 50% reduction in price based upon the speculative nature of the potential purchase. Therefore, a \$2 per square foot value was assigned. Therefore, the value for this site is calculated to be as follows:

52,851 s.f. @\$2.00	\$105,702
ROUNDED TO	\$105,000

Therefore, the value indicated for a speculative commercial use for the site is estimated to be \$105,000.

Attorney Richard D. Maciolek

January 26, 1989

Page Nine

RE: MILFORD AND SUMMERS STS., MEDWAY, MA

CONCLUSIONS:

The indicated value by the three different procedures utilized reflects a relatively wide range of potential values for the site. Each is applicable for its various reasons and needs and scenario as described in this report.

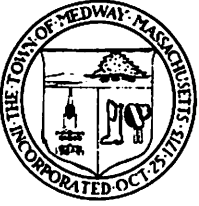
HANDVERGER & ASSOCIATES



Ronald B. Handverger, SRA, MRA

RBH:jz  
Attachments  
#481

HANDVERGER & ASSOCIATES



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

MARCH 27, 1989

- 7:00 p.m. Open meeting, sign warrants,  
Approve minutes of 7-11-88 meeting  
and 3-20-89 meeting.
- 7:01 Fred Lee, Mary Shea, Dick Parrella  
Re: Trash bills
- 7:05 Public Hearings for Boston Edison  
and N. E. Telephone  
Conduit on Village/Brookside Rd.  
Anchors/Guys on Canal Street
- 7:20 Richard Maciolek  
Re: Land swap - Landfill  
Land court case Elm St./Kelley St.
- 8:00 David Lowry  
Re: Road Race
- 8:15 East Coast Engineering  
Re: Proposed lots on Village St.
- 8:30 Paul Yorkis - Conservation Commission

Administrative Assistant Report

Note: Permission to fill pit (for safety reasons)  
on Whiting Street - it's an old well head  
all field stone.

Present: Paul Mitchell, Harry Sabin, Edward Borek and Administrative Assistant Jeffrey Brown.

- 7:00 p.m. The Board voted unanimously to approve the minutes of the March 20, 1989 meeting and delayed acceptance the minutes of the July 11, 1988 meeting until next week's meeting. There were no warrants to be signed.
- 7:01 The Board met with Treasurer/Collector, Fred Lee who would like to volunteer as an Associate Member of the Solid Waste Appeals Committee. He also stated he would like to meet with Attorney Richard Maciolek regarding the laws on putting liens on the tax bills for unpaid trash bills and he would like to have the trash bills go out semi-annually instead of quarterly. He stated quarterly billing is too much work for the number of staff available to him, by billing semi-annual the sequence would be the same as the real estate tax bills and the water bills. The Chairman stated 7:05 p.m. that he was mindful of the public hearing to be held at that hour and the representatives of the companies were made aware of it. The Board voted unanimously to appoint Mr. Lee as an Associate (non-voting) Member of the Solid Waste Appeals Committee.
- 7:08 The Board held a public hearing on a petition of the Boston Edison Company for conduit on Village Street - southwesterly approximately 925 feet southeast of Shaw Street, a distance of about 8 feet. Mr. Edmund Kelly, representative of Boston Edison Company was in attendance and stated that this conduit was for new houses on a new street, Brookside Road. Mr. Borek asked if they would be setting the pole, 38/105, in the travelled way? Mr. Kelly stated that Mr. Chilson, owner of the property, would not exercise full taking of Brookside Road. The Board voted unanimously to approve this petition with the stipulation that the pole shall not be located in the travelled way of either Village Street or Brookside Road. The second public hearing was on a petition of the New England Telephone Company and Boston Edison Company for anchors and guys on Canal Street - southerly approximately 60' from Village Street, at existing poles 1 to 3. Mr. Michael Bergeron, representative of New England Telephone Company was in attendance at this hearing and stated that the telephone company was trying to clean up this area of Medway and wanted to run one cable up Canal Street. This cable would put added stress on the poles and they were requesting sidewalk fixtures on poles 2 and 3 and a guy parallel to the public way at pole 1. These fixtures would have fluorescent plastic covers on the wire. The Board voted unanimously to approve this petition.
- 7:21 The Board met with Town Counsel, Richard Maciolek regarding the Land Court case of Vine Lane and Fire Lane off of Elm Street, Vine Lane is essentially an extension of Kelley Street and could extend to Elm Street. This land court case is a petition of Walter J. Gotovich, Land Court No. 41917. The owner of the land proposes that Vine Lane be built and that the Fire Lane be eliminated as shown on the Land Court Plan. Vine Lane if built would become a public way and the Selectmen have concerns



about this street coming out onto Elm Street and the narrowness of that road. Attorney Maciolek told the Board they would have to work with the Planning Board on this matter. The Board stated they had a problem with Kelley Street being open from Holliston Street right through to Elm Street and Attorney Maciolek stated it would only go as far as this petitioner's land because that is all this petition addresses. Town Counsel would draw up the final wording for this release and get back to the board with it. The second item Mr. Maciolek had to discuss with the Board was the plan for the suggested swap of land, parcel B from Cassidy to the town; Parcel A from the Town to Cassidy. Mr. Maciolek stated that the wetland is now on Cassidy's property and they would like to have the Town install (excavate) a drainage ditch or swail on Mr. Cassidy's property where it abuts the property used by the Town for its sanitary landfill. This is subject to funding and Conservation Commission approval. The drain line to be installed by the Town would not extend beyond the corner of the Medway landfilled area. Any extension of that drainage ditch would have to be performed at Mr. Cassidy's cost. The Board also had no objection to Mr. Cassidy building a "causeway" on his property to reach other land owned by him located to the north of the Town of Medway landfill. Permission would also have to be reviewed and approved by the Conservation Commission. Both the Town of Medway and the Cassidy's should file Notices of Intent with the Conservation Commission for the two items of work so that they can both be heard at the same time. Attorney Maciolek stated that the Cassidy's had another concern, that being the drainage project that was started a few years ago on their property on the north side of Main Street near Greene's Gas Station. The Cassidy's would like to proceed with the project on the South side of Main Street but stated that the pipe under Route 109 had to be replaced. The Board requested that the previous minutes of the meetings discussing this project be looked at. Maybe when Phase II of the reconstruction of 109 is done the pipe could be replaced at that time.

8:00

The Board met with David Lowry regarding the planned Road Race of June 20, 1989 at 6:30 p.m. Mr. Lowry stated that he had spoken to the Police Chief who would be sending the Board a letter regarding this race. He had also spoken with the Safety Officer, Peter Bates and the Fire Chief, Jerry Hanlon. Mr. Lowry stated that the Chief and Safety Officer felt that Holliston Street would have to be closed for a maximum of five minutes and that the Police Department would provide a cruiser or motorcycle to precede the race. They would also have an ambulance and EMT's available for the duration of the race. The Board granted permission for the Road Race as long as the Board receives the letter from the Police Chief.

- The Board discussed a letter received from Donna Vecchione (copy attached). The Board requested the Administrative Assistant ascertain a written report from the Dog Officer after he does a formal investigation into this matter and report back to the Board with this information. The Board voted unanimously to have the Administrative Assistant write a letter to the owners of this dog informing them of the letter received from Mrs. Vecchione complaining about their dog.
- Old Business - Chairman Mitchell requested an update from the Administrative Assistant regarding the abandoned car in the stream behind Richard Blethan's property, 411 Village Street. Mr. Brown informed the Board he made a call to DEQE last Thursday and he will contact them again. He informed the Board that he and the Chairman of the Conservation Commission reviewed the site and it looks like we need a crane to remove the vehicle and that there is also a ride-on mower fully submerged in the stream. The Board stated that they don't want to just sit on this but would like it removed as soon as possible. The Board moved that we obtain the proper equipment and personnel to remove the abandoned vehicle from the waterway intact and recover the costs from the last owner of the vehicle.

8:20

The Board met with the Joe Hanlon, East Coast Engineers regarding the Tilly Phillips property, 217 Village Street, across from Legion Avenue. Mr. Hanlon stated that they have been before the Planning Board with a Preliminary Plan and they need permission to tie in to the drainage system on Village Street at that location, at the present drain. The Board stated that there needs to be a retention area in the cul-de-sac for snow and this should be shown on the plan. There was a question of where this particular drain ends up. The Board requested Mr. Hanlon see the Highway Superintendent, when he come back from vacation on Monday, to go over the drainage system in the area.

8:38

The Board met with Paul Yorkis, Chairman of the Conservation Commission; Joseph Hanlon, East Coast Engineering and Francis X. Finnegan, Quincy Ridge Development off of Summer Street across from Lovering Street. Mr. Sabin absented himself from this portion of the meeting. Part of the goal of this project is to reduce "post" versus "pre" construction runoff because the present system is flooding abutters property. The Conservation Commission proposes in order to improve town owned land that the developer install drainage pipes and swale along the Northerly side of Summer Street and still direct the water into Hopping Brook and it would improve the drainage on Summer Street. The Conservation Commission would put this into the order of conditions and the applicant would perform and pay for this system on town owned land if the Board approved of this plan. The water would run along the northerly side of Summer Street to Bullard Circle to an invert under Summer Street which is presently filled with sand. Paul Yorkis stated

that the Conservation Commission would like to: 1. put water where we want it to go at a rate we want it to flow; 2. Sand and salt is filtered through pipe and swale; 3. improve drainage on Summer Street and 4. the abutters situation improved and not subject to flooding conditions as presently. The Conservation Commission and developers are looking for permission from the Town to facilitate this project. The Board requested that they work with the Highway Superintendent. Joe Hanlon will supply the Board with a copy of their plans. The Conservation Commission would like a letter from the Board stating approval of this plan. The Plan used at tonights meeting was the Quincy Ridge Road Opening Proposal Plan dated March 27, 1989. The Majority of the Board, Mitchell and Borek, voted to approve this plan. Mr. Sabin abstained by absenting himself from the meeting.

Administrative Assistant's Report:

- Informed the Board he had been approached by Mr. William Austin, Representative to the Greater Boston Realtor Board who would like to donate one real Elm tree. The Board requested the Administrative Asssistant get together with the Park Superintendent and the Tree Warden to see where it should be planted.
- Informed the Board that there had been several requests for topographies etc. through the G.I.S. Mapping System at Stone & Webster Engineering in Boston. The Administrative Assistant requested a fee schedule for those taking the information from this system. Andy Fairbanks and John Wicks of Stone & Webster Engineering suggested \$25.00 per acre plus our cost to obtain the information. Stone & Webster hopes to have Phase III done by the end of the summer, 1989, there is a need for a vote regarding Phase IV of the Mapping Program. The Board informed the Administrative Assistant that originally this program was going to be a separate function with someone handling it. The Board requested that the Administrative Assistant not take any more requests for information until we have working forms and charges, firm schedule to be printed and posted. The Board voted unanimously to take care of these three requests for computer information *and to charge the requestors the same* as the cost to the Town of Medway plus ten percent to administer. The Board requested the Administrative Assistant call Stone & Webster and check cost figures.
- Informed the Board that the Board received a letter from Mr. Edward Reardon, 203 Village Street who is building a new house on Narragansett Street and requested the Board write a letter to the Telephone Company to set the pole before a public hearing to expedite the work. The Board denied his request and wants the procedure on erecting the pole followed.
- Informed the Board that a correspondence has been received from Mr. Donald Canton requesting appointment to the Job Classification Review Board. The Board requested the Administrative Assistant invite him in to a Selectmen's Meeting.

## Administrative Assistant's Report Cont'd.

- Discussed the underground service for the Town Hall and Fire Station II and the removal of the fuel tanks during the excavation because of new regulations. The Board requested the Administrative Assistant call the reps. Asked permission of the Board to fill in the old water well on Whiting Street between Town Hall and St. Joseph's Church for safety reasons. The Board approved this request. The Board requested the Administrative Assistant check with Scott Guyette to see if he would still be interested in doing the wiring at Town Hall and have him go over the bid specs for that job.

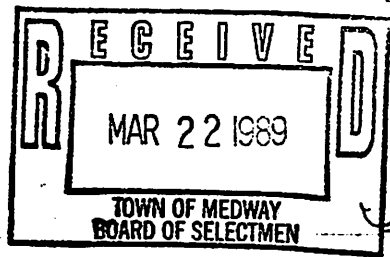
Meeting adjourned at 10:30 p.m.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen,  
Secretary

ra



Tuesday, March 21, 1989

Dear Selectman Mitchell,

The purpose of this letter is to file a complaint against two residents of this Town, namely Mr. & Mrs. John J. Frascogna of 19 Sunset Dr. Medway; the owners of a black dog named "Chony".

Because of this dog, my family and I have experienced strong emotions such as fear, terror, frustration; you name it. He is a very large dog who on one occasion broke his way into my home and proceeded to attack and kill my sons' bird in front of me (this bird was in a cage). My boys were upstairs completely horrified.

(2)

knowing what this dog was doing downstairs. I called Mr. Frascosa who apologized for the incident, and because he is a neighbor, I did not report this to the Dog Officer (a big mistake! This happened in August of 1988.

This was only one episode, many a time this dog will get into my home (when a child opens a door) and race through it knocking things over and refusing to leave until I call the owner.

Today he made his way into my home again, trying to attack my cat growling and chasing her through my home until the owner came and with a leash removed him from the premises. I called the Dog Officer,

(3)

Mr. Cassidy, who responded very quickly to my complaint and he suggested that I should write you this letter.

I am very tired of this situation. I believe that this dog has an unpredictable and dangerous nature, and should not be allowed to roam the streets anymore. What good are the leash laws if they are not going to be enforced ???

I believe that the owners are very irresponsible and unconscious people completely uncaring to other people's rights and feelings. I would like to know what can be done about this.

home - 533-8149  
work - 533-6724

Thank you,  
Donna Vecchione  
11 Florence Circle

TOWN OF MEDWAY

NOTICE OF

# PUBLIC HEARING

TO BE CONDUCTED BY The Board of Selectmen

ON DATE March 27, 1989 AT TIME 7:05 p.m.

PLACE Selectmen's Office

FOR THE FOLLOWING PURPOSE of a petition of the Boston Edison Company  
for conduit on Village Street - southwesterly approximately 925 feet southeast  
of Shaw Street, a distance of about 8 feet.

#1



P-5-B  
MEDWAY

Customer to  
Install 4" PVC Cond.  
10'±

VILLAGE

S.B.

92.5'± To SHAW ST.

S.B.

ST.

S.B.

Approx pt.  
of P.U.

$\frac{38}{105}$

S.B.

Pole to be set

BROOKSIDE RD

3/27/89  
Pole shall not be  
located in the  
travelled way  
of either Village St.  
or Brookside Rd.

PRO. CONST.  
SHOWN THUS- —

#C

PLAN ORDER NO. 00038	BOSTON EDISON COMPANY
ORDER NO. 642192	ELECTRICAL ENGINEERING
SURVEYED BY —	& STATION OPERATIONS DEPT.
DRAWN BY —	PLAN OF VILLAGE ST & MEDWAY
CHECKED BY —	SHOWING PROPOSED CONDI
APPROVED BY —	LOCATION
F. LORENBURG	DATE: 1/11/89

TOWN OF MEDWAY

NOTICE OF

# PUBLIC HEARING

TO BE CONDUCTED BY The Board of Selectmen

ON DATE March 27, 1989 AT TIME 7:05 p.m.

PLACE Selectmen's Office

#2

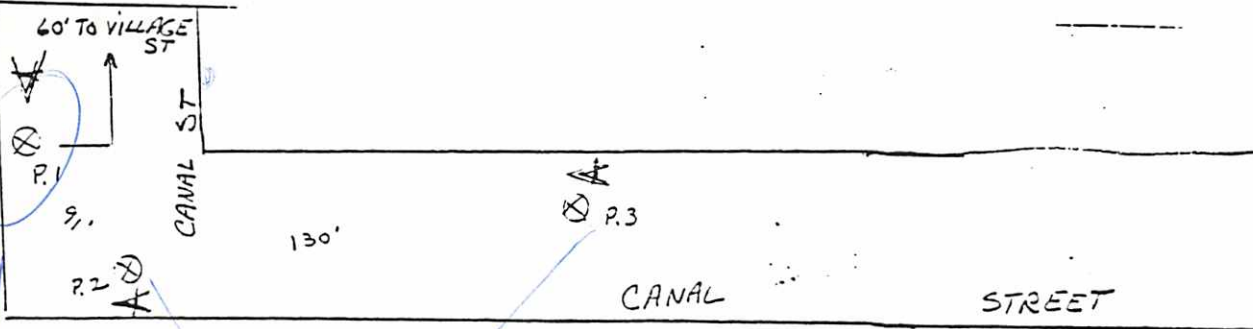
FOR THE FOLLOWING PURPOSE of a petition of the New England Telephone Company  
and Boston Edison Company for anchors and guys on Canal Street - southerly  
approximately 60' from Village Street, at existing poles 1-3.

N. E. T. & T. Co. No. 89-3 MUNICIPALITY Medway 1989

PLAN FOR Place Anchors and Rods

TO ACCOMPANY PETITION OF  
NEW ENGLAND TELEPHONE AND TELEGRAPH COMPANY  
AND  
BOSTON EDISON COMPANY

N

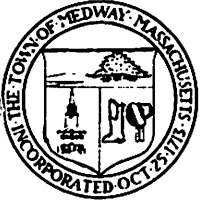


#1 =  
Slut wire  
Parallel to  
Sidewalk.

#2 & #3  
equal = Sidewalk  
Pit ture ii: // for  
7 Gy wire

Distances shown are

KEY \_\_\_\_\_ SCALE approximate PREPARED BY ADR CHECKED BY \_\_\_\_\_



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

MARCH 20, 1989

- |           |  |
|-----------|--|
| 7:00 p.m. | Open meeting, sign warrants,<br>Approve minutes of 2-16-89<br>meeting. |
| 7:15      | David Lowry - permission for a<br>Road Race in June                    |
| 7:30      | Paul Robinson - Medway Lion's Rep.<br>Re: Signs                        |
| 7:45      | Jay Newton<br>Re: Appointment to Finance Committee                     |
| 8:00      | John Noorjanian<br>Re: MAPC (subregion)                                |
|           | Administrative Assistant Report  |

Present: Paul Mitchell, Harry Sabin, Edward Borek and Administrative Assistant, Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the February 16, 1989 meeting with one addition that being, add Attorney Richard Maciolek to those present at that meeting. The Board voted unanimously to approve the meeting of March 13, 1989 with the following corrections: Page 1 at 7:08 p.m. insert the words "to review the site" between the words "together" and "regarding"; Page 3, second paragraph insert the word "registered" between the words "a" and "deed"; and Page 4, first paragraph insert the words "The Administrative Assistant" to start off the first sentence of the first paragraph. There were no warrants to be signed.

- Selectman Mitchell informed the Board of a telephone call he had from Mary Jane White last Friday regarding her appointment as an Advisory member to the Council on Aging. She had come to the Selectmen's office and the secretary's desk was locked and could not be sworn in. She then attempted to be sworn in to office on Friday, March 17, 1989 and the Assistant Town Clerk informed her that the 15 days had expired. The Board voted unanimously at tonight's meeting to re-appoint her to that position and inform her in writing of this re-appointment and to report to the Town Clerk's office not the Selectmen's office to be sworn in to office.

7:05 The Board met with Mr. Paul DeSimone and Mr. Leo McGowan to discuss the proposed drainage for Mr. McGowan's sub-division off of Holliston Street (at #129 Holliston St.). Mr. DeSimone stated that if he were to go with the proposed drainage plan that the Selectmen desired he would have to cut down good trees and those that would not be taken down would probably be damaged due to the roots being disturbed. He stated that the Tree Warden had spoken to him last Monday evening at 10:15 p.m. and stated that he would have to wait until the trees had budded in order to know whether they were healthy trees or not. Mr. Sabin stated that he would not be involved in allowing any trees to be cut down. Mr. Borek stated that the minutes of last week's meeting stated that the Tree Warden along with the Highway Superintendent review the site together and make a determination and he wanted to hold to that. Mr. Borek asked what the pitch of the pipe in the street would be and he was told that it would run north from 267.50 to 264.25. Mr. Sabin made a motion to grant the proposed drainage easement in the roadway. Mr. Mitchell seconded this motion. During the construction of the drainage system if the Highway Superintendent feels the existing culvert should be replaced with reinforced concrete pipe the developer will install that new pipe. Mr. Mitchell and Mr. Sabin voted in the affirmative and Mr. Borek abstained in granting this permit. The Board requested the Administrative Assistant send a letter to Mr. & Mrs. Leo McGowan informing them of this approval.

- 7:20           The Board met with David Lowry regarding a request to hold a Road Race on Tuesday, June 20, 1989 at 6:30 p.m. to benefit Camp Sunshine which is under the direction of the Park Department of the Town. He stated there would be a fee of \$7.00 charged to enter this race. The race would start at the V.F.W. on Holliston Street proceed north on Holliston Street to Sun Valley Drive; east to Ellis Street; south on Ellis Street to Coffee Street; west on Coffee Street, west on Lovering Street to Maple St; south on Maple Street to Winthrop Street; north on Winthrop Street to Lovering Street; east on Lovering Street to Holliston Street; north on Holliston Street to the V.F.W. (5 miles) The Board requested that he meet with the Police Chief, Fire Chief and Safety Officer to review this race with them due to the fact that these are main integrating streets in town. The Board would like a written recommendation from the chiefs and Safety Officer before next Monday's meeting. The Board requested Mr. Lowry be put on the agenda for next Monday night's meeting.
- 7:30           The Board met with Paul Robinson representing the Medway Lion's regarding their request to install four signs on town property. The proposed sites for the approximately two foot by two foot signs are: Town line Rte. 109 Medway/Millis; Town line Rte. 109 Medway/Milford; Town line Main Street Medway/Bellingham; Town line Holliston Street Medway/Holliston; Town line Village Street Medway/Millis; Rte. 126 (Summer St.) Holliston/Medway town line. The Board voted unanimously to approve signs at four of the above sites, after it has been determined that these signs are allowed in the Zoning By-laws. The Board would like these signs and their locations to be inspected by the Safety Officer and the Building Inspector. The Board would like to be kept informed as to the locations selected for the placement of these signs.
- 7:45           The Board met with J. Jay Newton, 16 Fairway Lane, who is a new resident in town. He is before the Board for an appointment to fill the vacancy of Richard Simmons on the Finance Committee. He stated that he is presently a programing Manager for Hewlett/Packard and is looking to get involved in the Town government. He learned about the vacancy from James Gallagher. He is not seeking this position for any single purpose. The Board voted unanimously to appoint him to the Finance Committee until June 30, 1990.
- 8:00           The Board met with John Noorjanian, Transportation Planner for MAPC and Janet Finnell representative from MAPC to discuss the proposed formation of a subregion which would involve the town's of Hopkinton, Holliston, Sherborn, Milford, Millis, Medway, Norfolk, Franklin, Wrentham, Bellingham and Dover. This new advisory committee would be known as the Southwest Subregional Planning Council consisting of two members from each community and the Executive Director of MAPC, or a designee. Mr. Noorjanian stated that MAPC is funded by assessment fees to each town equal to nineteen cents per capita. MAPC has 25-36 staff people and is trying to better manage with smaller regionalization.

Mr. Mitchell questioned the commonality Medway shared with some other towns in this subregion and stated that he does not see any advantage to sub-regionalization. Mr. Noorjanian stated that it was the request of the Town of Franklin to have sub-regionalization. Mr. Mitchell stated that due to the problems with CRPCD and the Town of Franklin Councillors there is a lack of trust. This distrust grows from actual experiences. Mr. Borek asked why it can't be done the way it was before, and also addressed the matter of commonality with the other towns. He does not see the benefit in starting a new sub-region. The Administrative Assistant asked why Dover is in this group and not Medfield. He stated that Medfield had petitioned to be included in this sub-regional group. Mrs. Finnell stated that she had received correspondence that they (Medfield) would join the group they had been placed in. Mr. Borek stated that he doesn't see more of a benefit in joining this sub-region versus MAPC as it is now. He compared it to County government. Mr. Mitchell stated he would ask a very pointed question: Section II of page two of the memorandum of agreement states "for the purpose of fostering cooperation between the participating communities on planning issues of primary concern to the citizen's of the region" - How would this sub-regional group have handled the problem we have had regarding the composting facility they want to put down at the sewer treatment plant? Mr. Noorjanian stated that they would have established a forum that would address the issue. This would only be an advisory committee. MAPC is advisory also and we just want to establish a working relationship with other communities. The consensus of the Board was that they are not interested in the subregion at this time and they intend on always being a member of MAPC.

Administrative Assistant' Report:

- Informed the Board of the Article's that have been received by the office for the Annual Town Meeting Warrant. The Board requested him to put together a package of all the articles for their review at next week's meeting.
- The Board moved and seconded to send for the Municipal Employee Salary Survey at a cost of thirty dollars.
- Informed the Board that he had sent a letter to E.O.E.A. on the Environmental Notification Form regarding the composting facility at CRPCD and that he was also in receipt of the Board of Health's response for this ENF. The Board requested that the Administrative Assistant send a copy of the cover letter with open carbon copies to the District Commissioners and Robert McRae.



Administrative Assistant's Report Cont'd.

- Informed the Board that they are in receipt of Solicitor Permit applications (approx. 20-25) for Greenpeace. The Board requested the Administrative Assistant get in touch with them and have a representative come to the next Selectmen's meeting and explain the program.

Meeting adjourned at 8:55 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary  
to the Board of Selectmen

ra



MEMORANDUM OF AGREEMENT  
by and among the communities of  
HOPKINTON, HOLLISTON, SHERBORN, MILFORD, MILLIS, MEDWAY  
NORFOLK, FRANKLIN, WRENTHAM, BELLINGHAM and DOVER  
and the  
METROPOLITAN AREA PLANNING COUNCIL

This memorandum is agreed to by and among the ten communities named above, and the Metropolitan Area Planning Council, (MAPC), for the purpose of establishing an intercommunity growth management committee.

This committee is being established because the communities, together with MAPC:

- Perceive the need for, and support the concept of, cooperative planning in order to meet the needs of their citizens.
- Wish to retain the characteristics and physical attributes which distinguish their region as an attractive and desirable place to live and work.
- Believe that a mechanism for maintaining communication, cooperation and implementation of goals is necessary.

The ten communities and MAPC, therefore, agree as follows:

SECTION 1. CREATION OF ADVISORY COMMITTEE ON GROWTH MANAGEMENT

OPTION 1:

The ten communities and MAPC shall form a permanent committee (the Committee) to be known as the Southwest Subregional Planning Council consisting of two members from each community and the Executive Director of MAPC or a designee.

The two members shall be designated by the Board of Selectmen (or City Council in the case of a city):

- One member shall be either a member of the Board of Selectman (or the City Council in the case of a city), or a member of the Planning Board.
- The other member shall be any individual designated by the Board of Selectmen (or City Council in the case of a city).

Each community and the MAPC shall have one vote.

Both members shall be regular participants in the meetings and activities of the Committee thereby providing continuity for both the community and the Committee.

The Committee may invite any other person or organization concerned with growth issues in the Southwest region to become an associate member and to participate in Committee deliberations, but not to vote. The committee may be expanded by admitting to full membership any abutting city or town by a two-thirds affirmative vote of the North Central communities present.

OPTION 2:

The Committee and MAPC shall form a permanent committee to be known as the Southwest Subregional Committee consisting of one member of each town's Board of Selectmen, one member of each town's Planning Board, selected by their respective boards, and the Executive Director of MAPC or a designee. Each town and the MAPC shall have one vote; if the two members from a town disagree, the vote of the Board of Selectmen member shall be the official vote. The Committee may invite any other person or organization concerned with the Southwest subregion issues to become an associate member and to participate in committee deliberations, but not to vote. The Committee may be expanded by admitting to full membership any abutting city or town by a two-thirds affirmative vote of the Committee.

OPTION 3:

The Southwest Subregional Committee shall consists of two voting members from each community and the Executive Director of MAPC or a designee.

Each community shall have town votes and the MAPC shall have one.

The two voting members shall consist of:

- One member of the Board of Selectmen (or City Council in the case of a city).
- One member of the Planning Board.

Each member shall be designated by their respective boards.

SECTION II. PURPOSE OF THE SOUTHWEST SUBREGION

The Southwest Subregional Planning Committee is established, in conjunction with the Metropolitan Area Planning Council (MAPC), "for the purpose of fostering cooperation between the participating communities on planning issues of primary concern to the citizen's of the region." The Committee will strive to:

- Develop consensus and reasoned strategies to address the issues of transportation, water resources, housing and the environment;
- Facilitate communication between the participating communities through the participation in the committee of local officials involved with planning issues, in concert with MAPC representatives;

- Assist the participating communities in setting the agenda for action on the above identified issues, as well as the issues of growth management and land use, and other planning issues which, if thoughtfully addressed, will allow the region to retain its character and its desirability as a place to live and work.

### SECTION III. METHOD OF OPERATION OF THE SOUTHWEST SUBREGION

The Committee shall, at its first meeting, adopt rules governing its decision-making process, frequency of meetings and general operations. Adoption of these rules shall require an affirmative two-thirds vote of the membership.

MAPC may furnish professional assistance to the Committee or its member communities, provide staff assistance to the Committee (coordinate meetings, keep records and correspondence, etc.) and act as executive secretary to the Committee.

### SECTION IV. ROLE OF THE SOUTHWEST SUBREGION

The role of the Committee is to provide advice and guidance to the Southwest communities in the area of physical development and, as may be authorized by member communities, seek assistance and grants from state, federal and other sources.

### SECTION V. EVALUATION OF THE GROWTH MANAGEMENT COMMITTEE

Annually after the execution of this agreement, the signatories shall review and evaluate the performance of the Southwest Subregion and make recommendations concerning its future operation.

### SECTION VI. AMENDMENTS TO MEMORANDUM OF AGREEMENT

This Memorandum of Agreement may be amended or cancelled at any time by mutual agreement of all member communities, and any member community may withdraw from participation in the Committee upon two months written notice signed by both the community's representatives and the Board of Selectmen (or City Council in the case of a city).

\_\_\_\_\_  
CHAIRMAN, BOARD OF SELECTMEN

\_\_\_\_\_  
TOWN

\_\_\_\_\_  
DATE

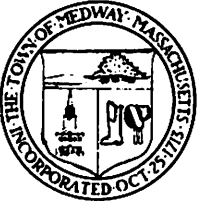
Board of Selectmen of \_\_\_\_\_

The

Mayor

appointed the following persons to the Southwest subregion.

<u>Name</u>	<u>Mailing Address</u>	<u>Daytime Telephone</u>
_____	_____ _____	_____
_____	_____ _____	_____



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

MARCH 13, 1989

- 7:00 p.m. Open meeting, sign warrants,  
Approve minutes of 3-6-89 meeting.
- 7:01 Paul DeSimone - re: Drainage tie-in  
for McGowan sub-division
- BUDGETS:
- 7:05 Accountants  
Computer Committee
- 7:30 Finance Committee - *no one showed up.*
- 7:45 Solid Waste,  
Street Lighting
- 8:00 Hugh McLaughlin - re: Appointment  
to Computer Committee
- 8:15 Richard Belthan - re: Update on  
109/126/Village St. intersection
- 8:30 Environmental - CRPCD

Present: Paul Mitchell, Harry Sabin and Edward Borek. Also present was Administrative Assistant, Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the March 6, 1989 meeting with the following corrections: Page 1. add Borek to Edward's name. Page 2. under 7:35 p.m. last sentence should read "Selectman Sabin declared abstention and absented himself from the meeting room during the discussion and vote of the Conservation Commission budget." Page 4. fifth paragraph insert the words "advising present status of House Bill for earnings cap for Social Security recipients" between the words packet and would. The Board signed the warrants.

- The Board signed the list of abatements granted for the first billing on the trash bills. Mr. Sabin and Mr. Mitchell signed the list, Mr. Borek did not want to sign it.

7:08 The Board met with Paul DeSimone to discuss the drainage connection the Board had approved at last week's meeting. The red line they had approved was the way the Board had suggested they try and tie in, but Mr. DeSimone stated that it would mean they would have to break the 6" water line and break the gas line going into Red Gate and it would be at the wrong angle and could not be done engineering wise. He was requesting the Board allow the proposed drainage layout running parralell with the water line as shown on the plan. Mr. Borek was against this plan because it would end up in the middle of Holliston Street if ever the street was widened and he would like to see the drainage put more westerly of the water line. This would mean that several trees would have to be taken down. Mr. Mitchell stated that there isn't enough information and he would be against taking any healthy trees down if they didn't have too. After much discussion it was decided to have the Tree Warden and Highway Superintendent *to review the site* together regarding the trees and locations etc. Also the Board told Mr. DeSimone they needed accurate measurements and what would happen to roots of trees that are not being taken down and to gather this information and come before the Board.

7:39 Met with Mary Shea, Fred Lee and David Button to review the FY'90 Budget for the Computer Committee. This budget shows an 8% reduction from FY'89 budget because of CPU upgrade. The Board voted unanimously to approve the following budget:

Expenses \$31,750.00

The Board also voted unanimously to appoint Fred Lee to the Computer Committee.

- The Board met with Town Accountant, Mary Shea to review the FY'90 budget for the Accountant's office. She stated that she would be raising the Clerk's hours to 40 per week from 35 per week and adding \$530.00 into an overtime account for Saturday's after the Town Meeting to put information into the computer. The Board voted unanimously to approve the budget as follows:

Salaries	\$58,378.00
Expenses	2,310.00

She also stated that she would have to have an emergency transfer for \$2,104.00 (\$1,604.00 Salary and \$500.00 Overtime) for FY'89. The Board voted unanimously to approve this transfer. The Town Accountant alerted the Board that an article will have to be included in a Special Town Meeting for \$70,000.00 to be transfered into the Insurance Account for Health Insurance and F.I.C.A. (Medicare) Insurance for FY'89. Discussed lease/purchase virsus purchasing outright. Maybe do bonding for all purchases to be made outright would be more cost effective.

- 8:08 The Board discussed the Solid Waste Budget with the Administrative Assistant. Since there were no figures available for Wheelabrator and the Collection this budget was tabled until a later date.
- 8:12 The Board met with Hugh McLaughlin who was interested in being appointed to the Computer Committee. He has experience with IBM, Honeywell MDS Corp in data processing and software. The Board voted unanimously to appointment Mr. McLaughlin to the Computer Committee.
- 8:15 The Board met with Mr. and Mrs. Richard Blethan, 411 Village St. for an update on the Route 109/126/Village Street intersection reconstruction. The Board reiterated what had been stated at a previous meeting that the Board will transfer the \$70,000.00 that had been previously transfered from the intersection account to the Pond St. account after the final was done on Pond St. The Board stated tonight that the balance of monies left in the Pond Street account will go back to this intersection, the best the Board could do tonight was commit the dollars back to the intersection. The Administrative Assistant stated that it is more than feasible we do this intersection this year. Mr. Blethan requested to be informed when the Pond Street account is balanced out. Mr. Blethan informed the Board that there is an abandoned car, has been there about a year now, in Hopping Brook behind his propoerty on the Medway/Bellingham town line. Medway says it is in Bellingham and Bellingham says it is in Medway. The Board requested the Administrative Assistant contact the Conservation Commissions of both towns to have it taken care of.



8:30

The Board reviewed the Environmental Notification Form regarding the composting facility at CRPCD. The Board questioned page five on degraded drainage - will be collected and conveyed to the treatment plant. HOW? Page six, item five. HOW? WHAT METHOD? Page six, item eight - The answer is YES - there is a well. Page seven, E1. WHAT TYPE & SOURCE? Page eight, number five - WHAT'S OVER ALL CONFIDENCE LEVEL THAT IT WILL? What about abatement position of Assessors? This is a Hearts and Flowers answer. Page nine, number two - Noise, construction - WHAT FREQUENCY? Page ten, number four - LOCAL AUTHORITY PUBLICLY OBJECT TO COMPOSTING ON THAT SITE. Page two at the bottom states twelve sites were evaluated. NO OTHER SITES LISTED AND WHY THEY WERE SET ASIDE. The question was raise "what about combustion?" The Board also discussed the Memorandum on Air Monitoring and questioned number three and four - not capable of doing job that's supposed to be done. The Board voted unanimously again at tonight's meeting that they are still opposed, as been publicly stated previously, to composting facility at CRPCD iste in Town of Medway. All meeting and correspondence that we have had an opportunity to read continually states there will never be a total removal of odor from the plant. No firm assurance that odor from composting facility will not occur. The Board requested the Administrative Assistant send a letter and draw attention to the Environmental Notification Form and that we are opposed to the construction of the Compost facility.

- Each Board members was given a copy of a map showing the parcel of land that Mr. Edward Reardon is interested in purchasing from the Town of Medway off of Milford Street near the Milford town line. The Board requested the Administrative Assistant check with Town Counsel and see how we go about selling it and check with the Assessor's if we have a deed to this property and also check to see the amount of taxes due on it.

Administrative Assistant's Report:

- Informed the Board that Scott Guyette, Mark Flaherty, Robert Power and Edward Duggan will be meeting on Thursday, March 16th at 9:00 a.m. to discuss the underground service for Town Hall and the Fire Station.
- Recommended to the Board that the warrant for the Annual Town Meeting be closed as of the close of the work day on Friday, March 17, 1989. The Board voted unanimously to approve this recommendation.
- The Board voted unanimously to hold a Special Town Meeting on May 8, 1989 at 7:00 p.m. prior to the Annual Town Meeting at the High School and to open the Special Town Meeting warrant on March 20, 1989 and to close that warrant on March 24, 1989.



- The Administrative Assistant*
- Informed the Board that he had spoken to Chuck Giachetto, Representative of Medway Shopping Plaza regarding the opening at Drybridge Crossing and the Shopping Plaza and that there is much confusion. The Board requested the Administrative Assistant have him come before the Board at next week's meeting.
  - Informed the Board that the Highway Superintendent is looking to increase the rate for the plows that are hired. The Board stated they will take this up later.

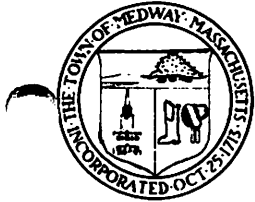
Meeting adjourned at 9:10 p.m.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen  
Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

MARCH 6, 1989

7:00 p.m. Open meeting, sign warrants.

7:05 George Prior, Boston Edison  
re: New Electrical Service  
for Town Hall and Station II

BUDGETS:

7:15 D.P.S.; Snow Removal; Traffic  
Signals

7:35 *Conservation Commission*

7:45 Animal Control Officer

8:00 Selectmen's; Insurance; Town Hall;  
Annual Town Report

8:15 Tom Swaim - Shell Station  
Site Plan

8:45 Elizabeth Henderson -  
Update on Fire Station I

Administrative Assistant Report

Present: Paul Mitchell, Harry Sabin and Edward <sup>Berk.</sup> Also present was Administrative Assistant Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the February 27, 1989 meeting. There were no warrants to be signed.

7:02 The Board met with Joseph Hoban, Chairman of the Board of Health regarding a law firm for the Board of Health on the issues with CRPCD. Mr. Hoban brought in a copy of a firm profile for McGregor, Shea & Doliner, Tremont Street, Boston. This law firm is the same firm that the Citizen's for a Healthy Environment had been using and has done a lot of research for this citizen's group. The Board questioned Mr. Hoban as to whether the Board of Health has taken a vote on how they want to proceed with CRPCD. Mr. Hoban stated that the Board of Health would be meeting with this law firm this Thursday, March 9th. The Board of Selectmen voted unanimously to approve their meeting with the law firm on Thursday.

7:05 The Board met with Mr. George Prior, representative from Boston Edison Company regarding a new underground service for the Town Hall and Fire Station II. Mr. Prior stated that in the beginning of 1988 he had spoken to Mr. Gerard Lindsey of the Fire Station Building Committee for their plan for a new service and the Edison Company made a quote to Paul DeSimone, Administrative Assistant at that time, but he never got back to Mr. Prior. After much discussion it was decided to have Mr. Prior get together with the Fire Building Committee, Mark Flaherty, Diarmuid Higgins and Mr. Prior and go over the plans for the Town Hall and Fire Station services.

7:25 The Board met with Diarmuid Higgins to review the FY'90 budget for Road Repair. The Board voted unanimously to approve the following budget:

Expenses \$53,560.

The Board voted unanimously to approve the budget for Dept. of Public Services for FY'90 as follows:

Salaries \$204,889.52

Expenses \$50,582.57

\$1,800.00 to update electrical service  
at the Town Barn.

The Board voted unanimously to approve the budget for Traffic Signals for FY'90 as follows:

Expenses \$3,605.00

The Highway Superintendent informed the Board about the reimbursement program for signs through the Governor's Highway Safety Program. The Board requested the Administrative Assistant check on the availability of the money for this fiscal year.

The Board voted unanimously to approve the budget for Snow Removal for FY'90 as follows:

Salaries	\$17,587.52
Expenses	42,230.00

7:35

The Board met with Paul Yorkis, Chairman of the Conservation Commission to review their budget for FY'90. Mr. Yorkis informed the Board that the members of the Conservation Commission are all volunteers and have to enforce state laws and town by-laws and at times there is a need for technical expertise and the need to hire a consultant, which is an added budget item this year. Another new line item this year is for education and training in the amount of \$1,750. The Commission projected an increase in hearings etc. After much discussion the Board suggested that the Commission use the Consultant's Fee Account for any consultant work they needed done. The Board voted unanimously to approve the budget for FY'90 as follows:

Salaries	\$1,800.00
Expenses	\$3,881.00

Selectman Sabin declared abstention and absented himself from the meeting room during the discussion and vote of the Conservation Commission budget.

8:17

The Board met with James Cassidy, Animal Control Officer to review his FY'90 budget. Discuss his time spent out picking up loose dogs and that after a resident has been fined for the third time that the Board of Selectmen would like to be notified and have that resident come and meet with the Board. The Board requested the Administrative Assistant send a letter to the resident after the third offense to come before the Board. The Board voted unanimously to approve the Animal Control Officer's budget as follows:

Salary	\$4,240.00
Expenses	7,300.00

8:30

The Board met with representatives from Shell Oil Company regarding a site plan for renovations of the Shell Gas Station on Route 109. Shell representatives in attendance were Attorney John Finnegan; Phil Ayoub, engineer; Grant Bryant; and Bill Condon, owner of the business. They are proposing to demolish and rebuild the building, remove islands and canopy and build 2 new islands and new canopy. The new building will also be used as a Food mart. The new canopy will be 16 ft. from the front line and the new building will be 100 ft. from the property line. The 2 storage tanks, installed around 1983 will remain. There will be a trash enclosure in the rear of the property. Shell is doing this nationwide to upgrade facilities to compete with other stations.

The Board informed the representatives that because the Shell station has a Special Permit from the Zoning Board of Appeals they should make application to go before that Board with this proposal and if approved then return to the Board of Selectmen for site plan approval. Mr. Hoban, Chairman of the Board of Health was in attendance and requested that the Shell owners notify the Board of Health when the times come for them to remove the old septic system.

8:45

The Board met with Elizabeth Henderson, Chairman of the Fire Building Committee to update the Board on the status of Fire Station I. She stated that they have received 23 bids for architect's, they interviewed 10 and have ended up with 3 semi finalists and now ended up with Carroll Group from Brookline. The Committee meets the second and fourth Tuesday nights at Station I. Mrs. Henderson informed the Board that Town Counsel is in the process of negotiations with the owner of the land at the corner of 109 and 126.

- The Board met with Treasurer/Collector Fred Lee who presented the Board with a summons that the Sherriff's Dept. had served on him Monday afternoon. This summons is in regard to a suit by Jon Pallazola against the N.E. Patriots, Stadium Mgmt. Corp., The Wackenhut Corp. and the Town of Medway. Selectman Borek stated that there should be a letter from the Town of Foxboro stating that when the town's police officer's were working at the stadium they were under the jurisdiction of the Town of Foxboro. The Board voted unanimously to send this document to Town Counsel.
- Mr. Lee stated that he needs a signed list of corrections and abatements in order to make the corrections on the computer so the next set of bills can go out for the trash collection. The Administrative Assistant said he would have that list to the Treasurer/Collector in the morning.
- The Board voted unanimously to level fund the FY'90 C.I.P.C. budget.
- The Board reviewed the FY'90 budget for the Board of Selectmen with the Administrative Assistant and voted unanimously to approve the budget as follows:

Salaries	\$56,179.00
Expenses	8,447.00
- The Board reviewed the FY'90 budget for Insurance with the Administrative Assistant and voted unanimously to approve the budget as follows:

Expenses	\$210,000.00
----------	--------------

- The Board reviewed the FY'90 budget for Street Lighting with the Administrative Assistant and voted unanimously to approve the budget as follows:  
Expenses \$92,700.00
- The Board reviewed the FY'90 budget for Town Hall with the Administrative Assistant and voted unanimously to approve the budget as follows:  
Salary \$14,074.00  
Expenses \$16,679.00
- The Board reviewed the FY'90 budget for Consultant's Fees with the Administrative Assistant and voted unanimously to approve the budget as follows:  
Expenses \$1,545.00
- The Board reviewed the FY'90 budget for the Annual Report with the Administrative Assistant and voted unanimously to approve the budget as follows:  
Expenses \$2,060.00
- The Administrative Assistant informed the Board that he had spoken to Louise Buchanan at Congressman Early's office and the packet <sup>advising Present status of House Bill for earnings cap for Social Security recipients</sup> would be forthcoming.
- The Board requested the Administrative Assistant check the minutes and find out the conditions on permitting the opening at Alder Street and Gamewell Drive for water service to Fox Run Road and discuss this with the Chief of Police.
- The Board signed the appointment slips for Roger Converse, Cemetery Commission and Gardner Rice, Local Water Resources Management official.
- The Board voted unanimously to approve the drainage plan (the red line designated on the copy of the plan) for the McGowan sub-division on Holliston Street. The Board requested the Administrative Assistant stamp and date the plan.
- The Administrative Assistant informed the Board of the correspondence received from Wendy Burr requesting the Board to respond to the Environmental Plan for the composting facility at the CRPCD plant and copy her with it. The Board requested that this be done early next meeting.
- The Administrative Assistant informed the Board of a correspondence received from IAL Construction regarding and interest being charged to the town for non-payment of the last bill. The Board requested the Administrative Assistant send a letter to IAL Construction to inform them that the town is looking into the situation with the Engineering Consultant from Stone & Webster.

- Discussed the overpayment of prior months bills to B.F.I. with the Board. The Board stated that B.F.I.'s counsel will call Town Counsel.
- Administrative Assistant informed the Board that the Town Clerk had spoken to him regarding the Division of Local Mandates for reimbursing the town for redistricting. The Board requested the Administrative Assistant send that information to the Division of Local Mandates.
- The Board will determine the closing date for the annual town meeting warrant at next weeks meeting.
- The Administrative Assistant requested the Board give him a date when it would be convenient to meet with the Medway Business Council to discuss route 109. The Board requested the Administrative Assistant send a correspondence back to them that we are still working on this with our engineer and do not want to discuss this until the second contract is in planning stages.
- The Board voted unanimously on the petition from the New England Telephone Company to move the pole at Village Street and a new road called Brookside Road 925 feet easterly of Shaw St.

Meeting adjourned at 10:27 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen, Secretary  
to the Board of Selectmen

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

FEBRUARY 27, 1989

7:00 p.m. Open meeting, Sign warrants,  
Approve minutes of 2-13-89  
meeting.

7:05 Chris Russo - Representing Medway  
Business Council re: Trestle at  
Cottage and Village Streets

### BUDGETS:

7:10 Cemetery Commission

7:40 Conservation Commission

7:50 Zoning Board of Appeals

8:00 Veterans

8:15 Civil Defense

Fire Department

8:30 Registrars

9:00 McGowan's - drainage connection  
on Holliston Street

Administrative Assistant's Report  
Status of official paperwork  
and requirements for easement  
along railroad bed for Paul Watson  
and Paul Rivard.

Status of bid for electrical service  
to Town Hall and Fire Station



Present: Paul Mitchell and Harry Sabin. Also present was Administrative Assistant, Jeffrey Brown. Selectman Edward Borek was absent.

- 7:00 p.m. The Board opened the meeting and voted to approve the minutes of February 13, 1989 as written. The Board members present signed the warrant.
- ° The Selectmen appointed Mr. Roger Converse to the Cemetery Commission
  - ° The Selectmen granted the petition of N. E. Telephone and Boston Edison for joint ownership of poles #P.3/123 and #P.3/124 on Holliston Street across from Skyline Drive.
  - ° The Selectmen approved a correspondence to be sent to the utilities (Boston Edison, Cablevision, and New England Telephone) reminding them of their responsibility to remove all double poles in town within thirty (30) days.
  - ° The Selectmen signed Certificates of Appointment for the Council on Aging for Mary Jane White and Evelyn Austin.
  - ° The Selectmen voted to contact the Norfolk County Engineers office in order to request their assistance in preparing a site plan and a topographical survey for the proposed police station site on Village Street.
- 7:30 p.m. Mr. Joseph O'Brien of the Cemetery Commission met with the Board of Selectmen to review their FY90 budget. The Board of Selectmen voted the Cemetery Commission budget for FY90 as follows:
- Groundskeeping      \$1,087.00
- This budget reflects no increase from FY89.
- 7:40 p.m. The Board of Selectmen met with Police Chief Lambirth to discuss the traffic and parking situation on Sanford Street. Mr. Mitchell read a letter addressed to the Board of Selectmen from Chief Lambirth concerning this matter (said letter attached hereto as part of the official minutes). In this correspondence, Chief Lambirth recommended that all parking should henceforth be prohibited on Sanford Street.
- DISCUSSION.
- Mr. Mitchell inquired as to whether the town had authority to prohibit parking on the street, or whether the state had ultimate oversight responsibility. Chief Lambirth responded that he felt it was a matter of "home rule" for the town.
- Discussion ensued between the Selectmen and Highway Superintendent Higgins regarding the time frame for posting the street as "no parking".

Mr. Jim Gallagher of the Zoning Board of Appeals offered his support, and that of his board, for the recommendation as presented to the Board of Selectmen by Chief Lambirth.

The Board of Selectmen voted to follow the recommendation of Police Chief Lambirth and prohibit parking on both sides of Sanford Street. The Selectmen advised Highway Superintendent Higgins to order the appropriate signs immediately and post the area in a timely fashion.

7:50 p.m.

The Board of Selectmen discussed with Highway Superintendent Higgins and Police Chief Lambirth the status of current traffic problems at both Alder Street/Gamewell Drive and Old Summer Street.

Police Chief Lambirth advised the Selectmen that he, Mr. Higgins and Administrative Assistant Brown had, in both instances, and at the request of the Board, visited the sites in question, reviewed their respective problems, and provided the Selectmen with recommendations.

With regard to the Alder St./Gamewell Dr. situation, Mr. Mitchell emphasized that the Board of Selectmen had no intention of closing off the access point at Alder Street and Gamewell Drive as recommended by Chief Lambirth/Supt. Higgins/Mr. Brown. Mr. Mitchell stressed the Selectmen's desire to protect access from Alder Street to Gamewell Drive while simultaneously preventing access from Gamewell Drive to Alder Street (Possibly a "DO NOT ENTER" sign posted facing Gamewell Drive traffic at Alder Street). The Board of Selectmen directed Chief Lambirth, Superintendent Higgins and Mr. Brown to revisit the problem.

With regard to Old Summer Street there was considerable discussion concerning the problem created for school buses should the Selectmen vote to adopt the recommendation presented to them (posting Old Summer Street as a one-way prohibiting south bound traffic). The Board of Selectmen requested the Administrative Assistant research the vote previously taken concerning Old Summer St. and update them at the next meeting. The Selectmen are desirous of closing off the access point at Old Summer Street and Summer Street by installing temporary barricades (Should this eventually come to pass, the School Department would be advised that they will have to pick up and drop off at Old Summer Street and Main Street; therefore causing the children to walk to and from the bus stop).

8:00 p.m.

Mr. James Gallagher of the Zoning Board of Appeals met with the Board of Selectmen to discuss their FY90 budget. Considerable discussion ensued concerning the salary being paid the Z.B.A. secretary, Mrs. Connie Sheehy. Mr. Gallagher requested a 10% increase in her salary due to the expanded workload, increased responsibility and excellence in performance which Mrs. Sheehy has put forth. The Board of Selectmen voted to increase the hourly salary of the Z.B.A. secretary from 6.85/hour to 7.55/hour.

The Board of Selectmen voted the Zoning Board of Appeals budget for FY90, as follows:

Salary	\$3,550.00 (\$7.55/hr X 470 hours)
Expenses	\$2,263.00
Total	<u>\$5,813.00</u>

8:10 p.m. The Veterans Agent was occupied with clients in an adjacent room; therefore, the Board of Selectmen voted the Veteran's Service budget for FY90, as submitted, as follows:

Salary	\$4,717.00
Expenses	\$10,415.00
Total	<u>\$15,132.00</u>

8:15 p.m. Civil Defense Director Jerome Hanlon met with the Board of Selectmen to discuss his FY90 budget. The Board of Selectmen voted the Civil Defense budget for FY90, as follows:

Expenses	\$200.00
----------	----------

The Board asked the Administrative Assistant to research whether or not the Civil Defense plan for the Town of Medway had been voted and accepted by the Board of Selectmen. They requested an update for next weeks Selectmen's meeting.

8:20 p.m. Fire Chief Jerome Hanlon met with the Board of Selectmen to discuss his FY90 budget. The Board of Selectmen voted the Fire Department budget for FY90, as follows:

Salary:	\$58,400.00
Expenses:	\$23,778.00
Total	<u>\$82,178.00</u>

8:30 p.m. The Board of Selectmen met with John Boczanowski of the School Building Committee concerning the proposed site for the new school. The site is a parcel of land, behind the high school, acquired via land swap with the Medway Village Church. The School Building Committee wanted input from the Board of Selectmen as to whether they favored the site selection, and as to whether the Board of Selectmen would be willing to permit the construction of an access driveway over the railroad bed/linear park to the site.

The Selectmen advised Mr. Boczanowski that they were very much in favor of the site selected: however they advised him that the proposal for the construction of a driveway over the railroad bed was unacceptable because no permanent structures were permitted on the land in question.

DISCUSSION.

8:40 p.m. Administrators Report

- ° The Administrative Assistant presented the Board of Selectmen with a set of recommendations of the Solid Waste Appeals Committee. The recommendations, previously submitted to the Selectmen but returned to the committee for reconsideration, encompassed 299 "applications for abatement of the solid waste disposal user fee".

The Board of Selectmen voted to accept the recommendations of the Solid Waste Appeals Committee, while noting that they were accepting the following as valid reasons for allowing abatements:

- administrative errors
    - ° billing a commercial enterprise
    - ° billing an incorrect number of units at a particular address
    - ° billing one residence as two separate addresses
  - abandoned structure
  - houses still under construction
  - property owned for less than the full term of billing
- ° The Administrative Assistant updated the Board of Selectmen on the status of the land swap with Mr. Francis Cassidy at the Broad St. landfill. A conference is being planned between the Cassidy family, their attorney, Town Counsel Richard Maciolek and the Administrative Assistant as there seems to be some disagreement and misunderstanding concerning certain issues. Mr. Mitchell reminded Mr. Brown of the necessity to perfect the land swap in a timely fashion.
- ° The Board of Selectmen asked the Administrative Assistant to set up a meeting with Mr. Jim Cassidy (Animal Control Officer) and other interested parties, including the safety officer, concerning the "dog problem" in town. The Selectmen are concerned that the town by-laws may not be enforced as consistently and thoroughly as need be.
- ° The Administrative Assistant advised the Board of Selectmen of the responses received from the Conservation Commission and Water/Sewer Board regarding the designation of a Local Water Resources Management Official. The Conservation Commission deferred to the opinion of the Water/Sewer Board, who nominated Mr. Gardner Rice to fill the position. The Board of Selectmen voted to appoint Mr. Gardner Rice as the Local Water Resources Management official.
- ° The Administrative Assistant advised the Board of Selectmen that the Town of Medway has received its copy of the Environmental Notification Form submitted by the Charles River Pollution Control District to M.E.P.A., for the proposed composting facility at the CRPCD site on Village St. Mr. Brown also updated the Board on the status of the plan to incinerate the district's sludge in Woonsocket, R.I.; while cautioning the Selectmen to remember that the DEQE must give its approval to any contract negotiated between the District and the incineration facility as a "long term solution" (this approval is not necessarily guaranteed).

- ° The Administrative Assistant reminded the Selectmen that the Spring "All Boards Meeting" is forthcoming on Saturday, March 4th. He reviewed the plan to provide a buffet for those public servants attending the all-day session, and advised the Selectmen that the budget from which money will be taken to pay for food and refreshment is running short and in danger of being fully spent before the end of the fiscal year.

Mr. Mitchell advised the Administrative Assistant to go ahead as planned despite any potential over-expenditure. Mr. Mitchell stated that those attending to fulfill town responsibilities deserved to be treated accordingly, and that the Board of Selectmen would go to the Finance Committee for an emergency transfer later in the fiscal year should this expenditure cause a shortage of funds.

- ° The Administrative Assistant informed the Board of Selectmen that the office had been contacted by Mr. Jim Ladieu of the Good Government Association, which is holding its annual banquet on Sunday, April 9th. They are requesting a citation honoring Mr. Michael Matondi, and a proclamation declaring April 9th as "Michael Matondi Day" in the Town of Medway.

The Board of Selectmen voted to issue a citation honoring Mr. Matondi, and voted to proclaim April 9th as "Michael Matondi Day" in the Town of Medway.

- ° The Board of Selectmen voted to open the warrant for annual town meeting on Wednesday, March 1st. They will designate a date for closing the warrant at next weeks meeting of the Board.
- ° The Administrative Assistant informed the Board of Selectmen that Mr. Chuck Gallo, Business Manager for the Medway School Department, had contacted the office requesting the scheduling of a special town meeting for FY89, as the schools have 2 warrants which need to be acted upon for the current fiscal year. (They also have four warrant articles for annual town meeting).

The Board of Selectmen requested that Mr. Gallo visit with them next week to discuss this matter.

- ° The Administrative Assistant advised the Board of Selectmen that he had been contacted by Mr. Paul Wilson of the Charles River Pollution Control District concerning a possible special town meeting. The District would like to resubmit to the town the article defeated at November, 1988, special town meeting for the payment of some \$53,000- in FY88 expenses.

- ° The Board of Selectmen approved a correspondence to be sent to Mrs. Lanzoni in response to her inquiry of earlier in the month concerning the safety officer for the Town of Medway.
- ° The Administrative Assistant advised the Board of Selectmen that Highway Superintendent Diarmuid Higgins desires to increase the stipend paid to contractors who assist the Town of Medway with snow plowing. The Selectmen asked the Administrative Assistant to postpone further consideration of this matter until next week, when Mr. Borek might also participate in the discussion.
- ° The Administrative Assistant advised the Selectmen that Boston Edison has provided the town with a timetable for activities relative to the Hydro-Quebec project. The first phase of the project will be tree cutting along the path of the transmission lines; this phase should commence within the next fourteen days.
- ° The Administrative Assistant advised the Board of Selectmen that the Massachusetts Department of Public Works has approved of the work performed on Pond Street, and has further authorized the expenditure of state funds for performance of said work.
- ° The Administrative Assistant advised the Board of Selectmen that the Insurance Committee is scheduled to meet on Tuesday, March 7th, at 7:00 p.m., in Sanford Hall, to consider a request to switch health insurance coverage plans for town employees.
- ° The Administrative Assistant discussed with the Selectmen the Medway Business Council's desire to meet with the Board to discuss traffic problems created by the reconstruction of Rt. 109.

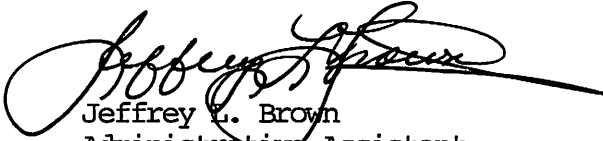
The Selectmen asked the Administrative Assistant to place the matter on next weeks agenda so that all members of the Board would have input concerning a date to schedule the meeting on.
- ° The Administrative Assistant requested an indication from the Board as to what they would like to do concerning their report for annual town report. Copies to Selectmen, discuss next week.
- ° The Administrative Assistant advised the Board of Selectmen that the office is in receipt of a letter from Mrs. Virginia Wood concerning motorized vehicles operating upon and damaging her land. The Selectmen asked the Administrative Assistant to forward this correspondence to the Chief of Police.

- The Administrative Assistant informed the Board of Selectmen that the office is in receipt of an informational packet from Ebasco Services, Inc., of Boston, concerning the Champlain Pipeline project.
- The Administrative Assistant advised the Board of Selectmen that the office is in receipt of a bill in the amount of \$3,000.00 from Stone & Webster as the final payment of their engineering contract for the Rt. 109 Reconstruction.
- The Administrative Assistant informed the Board of Selectmen that the office is in receipt of a correspondence from the Massachusetts Democratic State Committee concerning nominations for add-on handicapped delegates for the 1989 state convention.
- The Administrative Assistant informed the Board of Selectmen that the office is in receipt of a correspondence from Mr. James D'Amato, Chairman of the Wrentham Board of Selectmen, concerning group purchase of health insurance benefits for municipal employees. The Board directed the Administrative Assistant to forward this letter to the Insurance Committee.
- The Board of Selectmen directed the Administrative Assistant to forward the M.A.P.C. questionnaire on growth management to Mr. James Brodeur, Chairman of the Medway Planning Board.
- Mr. Harry Sabin informed the Board of Selectmen that Mr. Paul Ryan has interest in the vacancy currently available on the Finance Committee.
- The Administrative Assistant advised the Board of Selectmen that the office is in receipt of a correspondence from Hastings-Tapley concerning a refund due to the town. The Board of Selectmen directed the Administrative Assistant to contact Hastings-Tapley to request a refund be issued to the town (as opposed to having the balance credited toward our FY90 account).
- The Administrative Assistant informed the Board of Selectmen that the town is running under our projected tonnage at Wheelabrator, Millbury.
- The Administrative Assistant reviewed with the Board of Selectmen the progress of work performed on Cottage Street/ Evergreen Street in an attempt to eliminate the drainage problems at the location. The Board of Selectmen informed the Administrative Assistant that they are unhappy with the progress made in the attempted resolution of this situation, and directed the Administrative Assistant to pursue this matter more energetically in the near future.

9:10 p.m.           The Board of Selectmen met with Paul DeSimone, surveyor, concerning the proposal by Mr. and Mrs. Leo McGowan to tie into the town drainage network on Holliston Street. DISCUSSION. The Board of Selectmen deferred action on this matter until all members of the Board are present.

9:30 p.m.           Adjourned.

RESPECTFULLY SUBMITTED,



Jeffrey L. Brown  
Administrative Assistant  
to the Board of Selectmen



February 27, 1989

To: Mr. Paul Mitchell, Chairman  
Board of Selectmen  
Town of Medway, Ma.

From: Chief Lambirth

Subject: Parking of Vehicles, Sanford Str.

Dear Mr. Mitchell:

During the Month of January, 1989, I had occasion to meet with Mr. John Boczanowski, Robert Heavey, Chief Jerome Hanlon, and Ms Mary Sills, Representing Boczanowski Construction Co., in reference to their proposed conversion of the former Sanford Mills, on Sanford St., to a 75 unit Condominium.

On a subsequent date, I also attended a public hearing @ the Sanford Hall Meeting Room, in reference to that same subject.

Among the concerns addressed were: Fire Safety, traffic, emergency Accessibility, and the parking along Sanford St., north of the entrance to the proposed complex.

During both of these meetings, I indicated my intent to make a recommendation to the Board of Selectman, that consideration be given to the elimination of all parking along Sanford St., from Village St., to the Franklin Town Line; on both the easterly & westerly sides of the street.

A further recommendation would be that deliveries made to the variety store (formerly Gab's Variety) be made from John St., and not by parking on the easterly side of Sanford St., as is now present practice.

### Reason for this Recommendation:

Although the practice of parking on the westerly side of Sanford St. does create some sight pollution to motorists exiting the Condo site, looking northerly, that was not the major concern. The concern was that motorists travelling to the South, on Sanford St., have a tendency to travel too far into the oncoming lane as they pass the parked vehicles.

This creates a potential hazard of head-on collisions, when coupled with the fact that northbound motorists have a tendency to cross the center, to the left, due to the curve

and the pitch of the roadway.

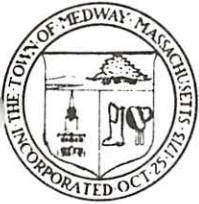
It has been further observed that many parkers on Sanford Street, presently pull their vehicles onto the pedestrian sidewalk, in order to get the vehicles as far off the roadway as possible; this eliminates the use of the, already too narrow, sidewalk.

Ref: The deliveries to the Variety Store, when the large vehicles, i.e. milk, meat, bread, Soda, etc., are making deliveries, there is no way a motorist travelling northerly, is able to stay to the right, to observe the Stop sign, or to observe a pedestrian who may be attempting to cross Sanford St.

For these reasons, I respectfully request that The Board of Selectmen, consider the prohibition of all parking along Sanford St. & have the area posted to that effect.

Obviously, enforcement will be the key to the success of this, and will have to be closely watched.

Respectfully Submitted  
David Lumbard



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### Agenda

February 16, 1989

12:00 p.m. Meeting with B.F.D.  
representatives

Present: Paul Mitchell, Edward Borek, Administrative Assistant  
Jeffrey Brown. Representative from B.F.I. present: Jim Lawrence,  
P. J. Mullen and John Mastroianni. Harry Sabin was Absent. *Town Counsel,*  
*Richard Macislik was also present.*

12:09 p.m.

The Board opened the meeting.

Mr. Lawrence stated that the town parties knew exactly how you were going to be billed. That we would be paid based on the 4,000 units if it went over that we had to eat it, if it was under that you were going to eat it. That if we have to go to court our counsel feels it will ultimately prevail that we all understood what we signed. We don't want to go that route, now we hope you don't force us into it, I mean we all understood what we did that day. Mr. Mitchell - Okay, well I think ah. Mr. Lawrence - Well, I know you do remember you were there. Mr. Borek - I just want to clear that up. That I brought it to your attention, I mean I don't want you to think you didn't know a discussion on the 4,000, I read the minutes of the meeting and all when we had the thing, but I just want you to understand that the two of you that were here that day, that you understood, and I told you clearly that there wasn't 4,000 people. Mr. Lawrence - When I stated to you what you would be billed, I said well look it there is an impass here, let's get our attorney's in here and we'll start a week later and everybody wanted to get going Monday morning. Mr. Borek - I just want you to know that it was clear in my mind, and I hope it was clear in yours that it was told to you people that there wasn't 4,000 people in Medway. There were not 4,000 places where you could pick up. Mr. Lawrence - But it was also stated by us that you were going to be billed for 4,000 regardless. Mr. Borek - Yeh. I was distinctly against it. Mr. Lawrence - Right you were, and I told the other gentlemen if we have an impass here none of us will sign and we'll wait until we get our attorney's involved. Mr. Mitchell - What is our billing for the 4,000. Mr. Brown - \$23,320.00. Mr. Mitchell - Okay that's the 583 and --- Mr. Borek - How many people bid on the contract for collection? Secretary - four. Mr. Borek - Mr. Chairman could I ask a question? Mr. Mitchell - Sure, go ahead. Mr. Borek - Did you bring it to your attorney's the and show them the paper that was given out to the bidders, the one proposing, you know the request for proposal, this here one. Did you show them Article 21 that asked about the scope of the contract? Did you show it to your attorney? Mr. Lawrence - He read the whole thing and he also read our cover letter that stated that we were basing our bid on 4,000 units, if it was substantially lower than that we would have to renegotiate. Mr. Borek - No but I just wanted to know if you brought it to them again, because I think I brought it up at that meeting too. Article 21 on the proposal you know to all the people who bid it said approximately, and it also said spread over approximately. So you know, two things are there that are distinct in that to me, that's why I brought it up to you people that time, the word "approximately" and "approximately street miles. There could have been only 20 street miles, it could have been 100 street miles. Mr. Lawrence - I think at the time when you asked us how we based our bid, I explained to you that we based our bid at \$23,000.00 a month

we backed it back down to 4,000 units to give you the unit price and that's where we came up with our \$23,000.00 a month and that's what you would be billed based on 4,000 units. That's the way we came up with our billing. Our cover letter in the bid stated that the proposal was based on 4,000 units and if the number of units decreases it would be necessary to renegotiate a new contract. Mr. Borek - But that doesn't -- but in the contract -- also in your contract which is the Article 19 again, in that Article, which is almost a carbon copy of Article 21, okay, in there again it's spelled out again the words "approximately 4,000" and "approximately 80" so, I don't know where, you know, anywhere that when the bidding process went out to all the people who wanted to bid on it, right, that it said that you were going to get 4,000. To me the word "approximately" really took that out, if that word wasn't in there, I wouldn't question it, I wouldn't have questioned it the day we were discussing it. Mr. Lawrence - That's right, when you were questioning it that day, like a say again, I stated to you let's get our attorney's involved we'll come back to you next week and then the big concern was getting the trash picked up Monday morning, the other two gentlemen said, we understand we are going to be billed for 4,000 units, if it's over 4,000 BFI eats it, if it's under 4,000 we eat it. That was the understanding. Mr. Borek - I hope you brought that up to your people those two articles. Mr. Lawrence - They looked at both of those and they also looked at the minutes of the meeting, they looked at our cover letter, you know, and they feel clear intent of all the parties, excluding yourself because you abstained that day, you wouldn't sign the contract, but the clear intent of the parties to get this going and get this contract going was that we be paid on 4,000 units. Mr. Borek - Whether I signed, didn't sign it or what, I'm just right now, as far as I am concerned, in the contract and the proposal that went out for people for everyone, not just you, I mean the other 4 people that bid on it, took out the papers, and 4 of them bid, I don't know how many took out papers, but what ever it was, we got four people who bid on it, okay. Now they all had the same thing which had the wording, the same proposals, was given to them when they came in and paid the \$25.00. Mr. Lawrence - And they all would have billed you for 4,000 units. Mr. Borek - Well, I'm not going to question that end of it, I don't know what they would have done. Mr. Lawrence - If you want to go to one of them at any point I'd be glad to let you go to them. We're going to have an impasse that's all we're going to do here. Mr. Borek - No, I'm not saying that to you. I'm saying that as far as I'm concerned it's in the language of our contract and it was in the language of our proposal, the words of "approximately" and to me approximately means to go left or to go right. If I went to a garage, or I went to any store and the guy tells me approximately, and that is what I tried to distinguish to you that day you were here, that the word "approximately" really



meant go a little way this way or go a little way that way and both of our papers, including your contract, both have that word in it "approximately" and I think that's what I'm basing my opinion on, that you should get the number of units you pay for, that's what you should get, how much you are picking up because it is an approximate figure that was bid on in the proposal. Mr. Lawrence - We dicussed that that day, your Chairman stated that he was a contract specialist and that minutes of the meeting were always part of contracts, and that they agreed what I'd be paid, he said he wanted it in the minutes of the meeting. It was put in the minutes of the meeting. I wouldn't have signed the contract that day, because when you stated what if we have someone going on vacation, or the elderly who vacation in Florida six months of the year. I said woe wait a minute, we are not going to proceed any further because I'm basing my price at 4,000 units. If you think I'm going to start going 3,800 or 3,200 or 3,000, I'm not going to do that. You know and then, one of the selectmen was like, if we have more than 4,000 what are you going to bill? So I said 4,000 and if we have less than 4,000, I said 4,000 that's fine with us that was the intent of our bid. Mr. Borek - I think then it would have behoved me that if I was sitting in your position that I would have asked if the word "approximately" be taken out. If your stating the things that you are saying to me know. Mr. Lawrence - I think it is very clear in the minutes of the meeting we had. Mr. Borek - I would not have signed, this is yours, I mean, I think, I don't know who wrote this up. Mr. Lawrence - That's correct, I signed it, I'm not an attorney. When the question of the 4,000 units came up that day, we basically, it was put in the minutes of the meeting so it was spelled out. I wouldn't have signed the contract that day, I would have walked out and said let's get the attorney's involved, if we have to get attorney's involved let's get them involved, get it ironed out. I was assured that there was no big deal. That's the only reason I went with it, I wouldn't have proceeded any further, I went ahead and ordered all of the equipment and had all the drivers trained for you people, I wouldn't have done it, believe me, and I'll never do it again. From now on when I go have a contract signed, it seems I have to have an attorney with me. I have never had to do that in the history of doing business. Mr. Borek - Well, I not questioning that you've got to have a lawyer or not, but I just looking at what I see here, okay, and the other thing is I mean, the other thing I'd like to bring you in which is, this Board has been informed through legal counsel you know that we can not pay more. In the proposal at the bottom of the first page it says "the town reserves the right to reject any and all proposals, to waiver regularities or informalities in any proposal and to award in any manner, consistent with law." Now we have to be consistent

with law and as far as I understand it, consistent with law doesn't allow us to pay for 4,000 units. Mr. Mitchell - I have to clarify that Ed, last meeting we covered that because when the subject came up about what we were being billed and what we were paying as being incorrect, that was the term that was used too, that it was illegal to pay more than that and I pursued that with Town Counsel and the word is not that it's illegal, there's a very, very, very strong difference between the words illegal and improper and I was one of the first ones to get very much concerned when they started saying illegal because there's personal responsibility there over and above anything that there is as an official responsibility that's covered by our insurance and so forth and in pursuing it I find that the word is not proper "illegal" the proper word to use is it is "improper" to do that, okay? And there is a difference. Mr. Borek - Well, the thing I meant really, the words consistent with law. Mr. Mitchell - But, if you are pointing that out to say that what we have done is illegal, it is my understanding that that is not a correct pursuit of the use of those few words. We do understand that it's improper to spend more money than is reasonably prudent to do. It was clearly brought out at the last meeting the opinion of the Clerk on the Board and the Chairman on the Board how we feel about it and we believe we prepared and execute a contract in good faith with these numbers and felt a good of moral obligation to stand with them, we have been advised by town counsel set your moral obligations and your personal feelings aside because it is improper to take that attitude when it is the town's money and that's where we are coming from. We did stress at the last meeting it's our intent to maintain and preserve as much as we possibly can, totally if we can, the relationship that does exist and nobody wants to go to litigation. The potentials that are there are long term difficulties with the solid waste pickup, who will be doing it, and if we get ourselves into positive breach of contract on both or either side of the contract because of the conduct that will go on, we are trying to avoid that. I'm trying to rationalize the difference in the monies between the 4,000 down to the 3,155 cause it looks like it's a, something in the order of about a 20% difference in the numbers of estimated pickups as opposed with the real pickups. But, if you take the numbers and run them out with the 386 or 385 it seems to show that between that point of the 3,155 on up to the 4,000 it's closer to a 30% difference that you have in there. So for a 20% miss in the estimate it's like about 29.35. As opposed to what we were showing 49.25 - 49.26 because if we take the \$5.83 at the 3,155 and run that up by the 20% difference that exists between the two numbers that's like a 93¢ per unit which brings it up to \$6.76, that changes the numbers a bit and it would seem as if - if that's the price down at the lower number I guess it's the cart before the horse or which one came first but if you're using those numbers down at the lower end



there's a big jump between picking up 3,155 and picking up 4,000 and it seems to go up at the higher number. See I don't know at which point capital investment gets involved here and looking at the contract in it's escalation, it looks like it escalates on an annual basis something like about 3.9% it doesn't come up to 4% I don't believe. I would assume that there was only for normal escalation. Mr. Lawrence - That's right, just the normal C.P.I. Mr. Mitchell - Yeah. It's almost 4% which would say that if we are looking across the three years of contract we're not looking at new equipment we're looking at added costs for the service going on. Mr. Lawrence - That's correct, labor, fuel. Mr. Mitchell - Well, I, you know we could have a meeting every two weeks, we could have a meeting every week and I think really what it is, it's a time to bite the bullet and say that, we can't pay for the pickup of the 4,000, I'm advised that way, I am also advised that regardless of what positions and how we felt about it at the time we signed the contract and all, I'm advised that we can't do that and I don't have a ready answer for it right now and there aren't many people coming forward with alternatives, save the one and that one I consider to be totally distasteful and that is that we have to refuse to pay for 4,000 and only pay for the 3,155 and that blows the think wide open. Now, that may serve some purpose for some people in this town but it doesn't for me. We still have the rubbish to be picked up and we do it without interruption, not a single day of interruption and I don't know how to come to that. I would hope that the people who really have these very, very strong feelings also have one alternative which is a viable one, that can be placed into effect within twenty four hours and I don't believe that exists. I'm in a bad position, I would apologize for being in this position, and it's not to say that I or somebody else won't be in a similar type position in other contracting in the future nor that anybody hasn't been in such a position in the past. I'm bound by the duties of this office to follow the recommendations and the advise of town counsel and obviously the desires of the town's people, that's why I'm here, and that is with enough conviction from the right people that I can't pay for the 4,000 and I think you understand where I am coming from. I don't know if time buys anything for us, you had indicated a willingness for some grace period, I don't know if time buys anything unless someone is going to get a stroke of lightning come through the brain cycles and tell us what to do, I can't think of something. I've playing with arithmetic, I've looked through the contract, and I've also looked at the minutes and if I were to sit in a witness chair, I'd have to say exactly what you've said, 'cause that's a fact. So if you've got any ideas that can help us we will, you know we certainly will be receptive to them and bound to what we are bound to, I'm not particularly interested to turn it over to the attorney's because litigations are long term thing and you never know when you're going to get on the

docket and what's going to go on, but we in this department here, this Board would have to move immediately if you weren't going to be picking up for us during the course of strained relationships, we'd have to get somebody else. Based on what I've witnessed they would have to be damned good to measure up to you people. I don't know if anybody else has anything to add or any suggestions to make, if someone thinks that we can gain something and bring something together by working together here with a little bit of grace period, to research the thing further, I've exhausted what I can think of for amicable ways to do it. Mr. Borek - Mr. Chairman I just want to make a statement that I am, as a Selectman, state that I am satisfied, and the service that you serve is perfect and in good, for the Town of Medway, and is good for the Town of Medway. Okay, the services, I've not heard complaints, I have had good results, I've had a few things you know, which is normal. I'm not specifying anything here, what I am talking about, what's in the contract and what I had said previously, I'm not talking about the service, I'm not talking about the company I'm well aware of the company and I'm well aware of their name and what they have done in the Town of Medway, so I want that to be clear that I am not against you or in any way of the services you've rendered to the Town of Medway. I am though, being a servant of the Town and being elected official that the obligations that I have to the Town in which I have brought up previously that I thought was wrong and one of the reasons, and that was one of the reasons I didn't sign it, that was one of my things. But, basically I just wanted you to know that I'm not against the company, period. Mr. Mitchell - Dick do you want to add anything or do you -- Mr. Maciolek - Well, just the observation if you will, that the parties have not yet attempted to work together to do anything here. There's been no give and take. There's been no give by either side or no take by either side. So I just wonder if we're not both taking hard lines that I suggested a couple of weeks ago would be taken by legal counsel, the parties seemed to have taken those lines themselves. Mr. Lawrence - Tell us what we can do, I mean. Mr. Maciolek - I don't know what you can do, I mean that's what we -- we met last week, two weeks ago and we said okay everybody give some thought to this and try to come up with some innovations and some ideas and some ways we can resolve this situation and I haven't heard anything yet. Mr. Lawrence - We had suggested you know, going out to re-bid. Mr. Mitchell - Short of reopening the contract for re-negotiations in certain areas, it's my personal opinion is what it comes down to is the bottom line dollar and it's a case of 3,155 units or 4,000 and that carries a fair size dollar income to BFI and a cost to us and I think it zeros right into that. If you're going to start discussing that, that's re-negotiations, we'd have to open it up for re-negotiations. I don't Jim, if you had another thought what those thoughts are going to be. Mr. Lawrence - No, I said last time we can either re-negotiate or we can go out to re-bid, you know, I amicable to either one, either re-negotiate or go out to re-bid, I don't really, you know, what ever you guys want to do I'll be -- Mr. Mitchell - Well, I also recognize another

responsibility I have to the town and that is I don't want a total re-bid on this thing. Because I think you have heard from all three members of the Board that we are satisfied with the service and we like what we're getting, we just need to get it cheaper. That's really the truth of it, and if we go out for total re-bid I don't know what we are going to get. We do have a clause in the contract that says that this is not re-negotiable unless agreed to by both parties. My personal opinion is unless I get some other advice, with some suggested alternatives, is that that's the avenue to take, but I may sound hard nosed, I'm interested in only one area and how we resolve that dollar difference in there, the rest of the contract I think is good. And if the rest of the Board is willing, I would be willing to enter into that. Mr. Borek - Dick, can I ask you a question on Article 23, what does basically the last sentence, "this contract may be amended or modified only by written instrument duly executed by the parties hereto". Mr. Maciolek - The standard purpose of having such a sentence in an agreement, written agreement, is to make clear to everyone that there are no oral amendments, no oral modifications to the written language of the agreement and that if anybody comes in and says well wait a minute we agreed to do something else later or before, they've got to have it in writing that that was agreed to and it's got to be duly executed, signed by both parties. And, you know, let me then take - play the bad guy here with BFI and say that on a legal basis the Town of Medway has a valid, binding contract with BFI to pay for only the number of units that it picks up. The minutes of the meeting, the discussion you had with the Selectmen, your cover letter are meaningless in the face of this contract. Article 23, the first sentence says that this is the entire agreement and all prior agreements, correspondence, representations and understandings of the parties are meaningless, that's basic Massachusetts law in addition. Massachusetts law is based upon what you call an intergrated contract, all negotiations preceding the contract are intergrated into the written contract. Now what's there is all you get, your representations, your discussions prior to signing the contract are gone and if we go to litigation you're not going to stand on any witness stand and agree to all of the things that went on previously. There is this written agreement, period. Nothing else comes into evidence. I asked, over two weeks ago and I had a phone call with Jim subsequent to that, if BFI has some suggestions as to how the Town can legally re-negotiate, how the town can legally re-bid this, let us know. That's what I say there's been know interplay between the parties. All I've heard from BFI is, we're going to get paid what we want to get paid or we're going to stop picking up. That's a hard line to make and I'll take a hard line right back then. We've got a valid contract you stop picking up, we have to hire somebody else to do it, that cost us more than what we are legally bound to pay you, we're going

to sue you for the balance. So you may not pick up, you won't get any income from us and you may owe us money. If that's the hard line that the parties want to take, that's the hard line the parties are going to have to take. The Chairman has said, I've said, you indicated you want to try to work this out. I've heard nobody try to work it out. Mr. Lawrence - Well legally how can we work it out, I mean, you know, we're talking here on renegotiating numbers or whatever but no ones----- Mr. Maciolek - I put the ball in your court two weeks ago, Jim. I said, go back to your counsel, have him come up with some ideas how we can legally re-negotiate this, I haven't heard anything. Mr. Lawrence - Well our counsel -- Oh whatever. Mr. Maciolek: Well, okay. I told you if you leave it to counsel they are going to take a hard line. Mr. Lawrence - That's what he's saying too. Mr. Maciolek - Well, have him read Article 23 and tell him to give me a call. Mr. Borek - Dick, what I asked you the question for, I don't want get in, and I know what you said to me there and I didn't get it and I was trying to get something to look in here and find a way to what you're saying in which we could negotiate something together, okay. I may be speaking out of line but there may be something that the Town of Medway of services that are required of something that are needed by the Town of Medway that BFI could do or could I don't know what the wording is you know, in which the income that the company legally bid for and thought that they were going to get every month would be still coming to the company for the services that are rendered to the Town would be far over what the services that the contract as originally signed had in it. And I only thought that, does that line there and the only thing I'm asking, does that line, it says this contract and I'm trying as a layman, I'm not a what do you call it, I don't believe that I'm a lawyer or ever was a lawyer or have anything to do with law, but this contract may be amended or modified and those two words I'm wondering if an agreement is made by the Board. Mr. Maciolek - Okay, I think I understand where you are coming from. You're asking whether or not there is -- whether or not the Board is legally entitled to amend or modify contract after some negotiation with the other parties. Mr. Borek - Right. Mr. Maciolek - And my answer is maybe. I have some thoughts about that, but I would also suggest that in view of the present posture of the parties that I would not discuss that with you in an open session that I would only do it in an executive session, because if the negotiations were not fruitful, I would not want the other side to have the benefit of our legal theories and our legal thought process to use against us, if infact we went to litigation. Mr. Borek - because the other vain that I am talking about, I didn't mean, I know what would happen there, but the other vain is what I really was looking, is what our obligations were to the other four bidders? That's what I was worrying more over.

You know what I mean, I wasn't worried over what we would have come up with or whatever decision would come out of it. But, what would the Town of Medway's obligation or problem would be with the other four bidder's, that's what I was really getting down to not what ideas we would have, or what we would suggest. Mr. Maciolek - Well, yeah depending upon where those negotiations led you to, you might have a problem with the other bidders. Mr. Mitchell - I read his suggestion as increased scope without increase cost, just basically that's -- Mr. Maciolek - Part of that he's saying. Mr. Mitchell - The basic part is what he's saying initially, increase the scope to stay within the same money and get more for your money therefore you're getting dollar for dollar. But I also understand the other thing if the net result is a sweetening in anyway for the contractor then the other people should have had an opportunity to go for that same sweetening and they may have bid differently. But it's an after the fact thing, for a change of scope without change of money. Mr. Borek - I'm not saying that I would do it, I really was looking -- you said try to negotiate something and I was looking where the obligation of the town would be if we did do something like this or if in some vain like that, would we jeopardizing the town towards, you know, towards the other four bidders that were there. Mr. Maciolek - Yeah. That would be a problem and it would depend upon the extent of the change in the contract, you'd have a legal problem with it then. If it were a minimum change it would probably be alright, if it were something significant you would probably have to think about it. Mr. Mitchell - I think Jim if there is nothing else there is at least an indication that the climate is ripe for working together. Dick has made it pretty clear. Mr. Lawrence - That's all we want to be honest with you. Mr. Mitchell - It might be well that we break it off before we beat a dead horse to the point of which we each lose the sale on the pitch we are trying to make and talk with counsel. Jeff handed me a note about some past bills and the checks and my answer to his question is, if you've got a check here, hand it to him because, if it's an old one anything that went on in December or January we'd pay for and we'd made a move on that we said with the 3,155, you understood that. Up to this point here until we can get this thing ragged out and we have a check for December and the January one is still being printed. Mr. Brown - It's going to be printed tomorrow morning. But, the point of the note was that the check is for the \$18,292.?? for the 3,155 units. Mr. Maciolek - Well, give it to him. Mr. Mitchell - Yes, Please. You can't sit here and say we want to operate in good faith and then hold the check. Mr. Maciolek - You're acceptance of that check is not a waiver of any of your rights. Mr. Lawrence - Alright. Mr. Maciolek - At the present time give them their money. Mr. Mitchell - We would like to work it out. Mr. Lawrence - Like you say I'm not an attorney. Our attorney is basically a negotiating

attorney that, you know, that we have. He's right out of Houston, you know, we're buying companies and things like that. He's not super up on Massachusetts law when it probably relates to a town or, I'm not sure, you know, he read Article 23 as he did and said the same thing. Then he read the other things and said maybe we've got a case, but we don't want to do that and I don't think the town wants to do that. He said can you go back and work it out, then I come back and like I say we're trying to work it out we don't want to beat a dead horse here. But, I don't know where to start? Mr. Mitchell - I think your suggestion is a good one, you know, because we each have personal positions and we also temper that with our official positions both of us, and we have people like you have back at your office looking over your shoulder and you have the right to have those persons. Mr. Lawrence - You've got about how many thousands of them down here. Mr. Mitchell - Yeah. And I'm glad that Mr. Borek has also spoken up, you've heard from the three members of the Board, we've had nothing but compliments, any complaints we've had have been directed towards this Board, they have been directed towards the fact we are doing the pickup errors, nothing to do with BFI. We've had good letters, good inputs from the people. And our own witness, our personal witness has been, it's been very good. That's a very, very favorable thing, that we can't say anything against the company. Mr. Lawrence - Ah, we'll keep it that way. Mr. Mitchell - You got some free advertising on the Tennessee Flood. Did you see the BFI dumpster? They were showing all the floods in Tennessee and they were talking about a woman who had driven into an area with her car and it flooded her car and drowned her and to show how volatile that flood was a BFI dumpster, well painted and everything, went floating by. National hookup. Mr. Lawrence - we wouldn't do anything like that. Mr. Mitchell - No, well, you had no choice, it was your dumpster. It lifted it up, it was showing how the -- Mr. Lawrence - Thank God it was a clean one. Mr. Mitchell - I haven't seen any other kind. Either you're just going into business, and you've got all new equipment or what but ah, you got national hookup last night. Mr. Lawrence - That's the biggest thing to keep up with, to keep everything clean and neat. Mr. Mitchell - Well, we'd like to get it resolved, because we are gnashing at the teeth on a regular basis with the annual budgets, and we've got people coming in with their budgets and we've got elections coming up. Mr. Lawrence - We'll wait to hear from you guys then? You gentlemen want to get back to us? Mr. Mitchell - It might be suggested that you feed you counsel this input and have him give Dick a call. Mr. Lawrence - Okay. Mr. Maciolek - Why don't you do that. I'll talk with them and if you'll have him call. Is his name Jim? Mr. Lawrence - No, Ralph Wright. I'll have Ralph give you a call. Probably tomorrow will be better for you I think. Mr. Maciolek - Oh Yeah, tomorrow. Mr. Lawrence - Okay.

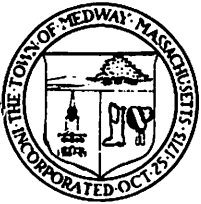
Meeting adjourned at 12:50 p.m.

RESPECTFULLY SUBMITTED,

A handwritten signature in cursive script, appearing to read "Ruth Allen".

Ruth Allen  
Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

FEBRUARY 13, 1989

7:00 p.m.	Open meeting, Sign warrants, Approve minutes of 1-30-89 4:45 p.m. meeting, 2-3-89 12 noon meeting and 2-6-89 regular meeting.
7:05	Public Hearing - Boston Edison New England Telephone for: Summer Steet - 3 poles Holliston Street - 2 poles
BUDGETS:	
7:15	Animal Control Officer
7:30	Law Moderator
7:45	Building Inspector
8:00	Sealer of Weights & Measures
8:15	Gas Inspector
8:30	Wiring Inspector
	Administrative Assistant Report



Present: Paul Mitchell, Harry Sabin and Edward Borek. Administrative Assistant, Jeffrey Brown was absent.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the February 7, 1989 meeting and voted two in favor and one abstention on the minutes of the February 3, 1989 meeting. The Board signed the warrants.

7:05 The Board held a public hearing on a petition from New England Telephone Co. and the Boston Edison Co. to erect new poles on Summer Street - northerly side, approximately 1304 feet northwesterly of Highland Street, three (3) poles being: Pole 45/49, 45/48A, 45/48 (existing poles 49, 48, 48PB to be removed). Mr. Joseph Bausk, representative from New England Telephone Co. was in attendance at this meeting and stated one of the poles was in the way of a new roadway and they would have to install new poles to correct the span of the wires between poles. The Board voted unanimously to approve this petition. The Board discussed the double pole situation in town and this would be another situation. The Board requested the secretary look through the past minutes and find where the Board had voted to send correspondence to the utility company's that any poles being replaced in the Town must end up as a single pole and the utilities are responsible for coordinating the changes. Mr. Bausk stated that the procedure is 1) petition the Town; 2) public hearing; 3) release the job; 4) pole is placed; 5) notice to company's, ie. Edison, Cable and Fire Dept.; 6) When Edison is done, they notify the telephone company, cable and fire department; 7) Cable moves their lines; 8) Telephone company transfers their lines and removes the old pole.

The Board held a public hearing on a petition from New England Telephone Co. and the Boston Edison Co. for joint ownership of two (2) poles being P. 3/123 and P. 3/124 on Holliston Street across from Skyline Drive. Mr. Borek stated he had gone out to this location and found that old poles were at that location and new ones were being installed. Mr. Bausk didn't know this, so the Board tabled this public hearing until petitioners get expanded information to the Board.

- The Board voted unanimously to appoint the following as Advisory Members to the Council on Aging:

Evelyn Austin, 502 Mahan Circle  
Mary Jane White, 191 Main Street

7:24 The Board met with Richard Maciolek to review the Moderator and Law budgets. The Board voted unanimously to approve the Moderator Budget for \$50.00, the same amount as last year. Attorney Maciolek stated that on the Law budget the track record for Professional/Technical Services has been approximately \$1,000 per year for the last two years for expenditures. That means that the Town Counsel is spending more time for less hourly pay so he has changed to budget as follows:

Salary - \$16,000.; Professional/Technical - \$2,500.  
Paper/forms - \$500. and Licenses - \$500.

The Board voted unanimously to approve the Law budget as submitted.

7:45

The Board met with Joseph Leone to review the Building Inspector's Budget. Mr. Leone proposed forming a Building Department with all inspector's under that department with a secretary. The Board requested that he get together with all the inspector's and prepare a proposal for the All Board's Workshop in March and have all the information available then. After much discussion the Board voted unanimously to approve the following budget.

Salaries (Stipends): Building Inspector - \$16,000  
Asst. Building Insp. \$1,000

Expenses - \$1,620

Fees - \$4,000

8:50

The Board met with Philip Parchesky, Sealer of Weights and Measures to review his budget. The Board voted unanimously to approve his budget as follows, the budget is the same as last year:

Salary - \$215.

Expenses - \$50.

The Gas Inspector was not in attendance at this meeting and his budget will voted unanimously to stay the same as last year.

Salary \$100.

Expenses - \$150.

Fees - \$1,200.

9:00

The Board met with Robert Belland, Wiring Inspector to review is budget. There is no change from last year and the Board voted unanimously to approve the following budget:

Salary - \$150.

Expenses - \$225.

Fees - \$9,000.

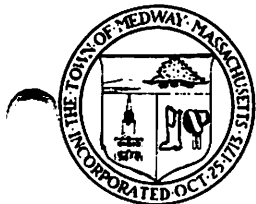
- The Board voted unanimously to appoint Jeffrey L. Brown, Administrative Assistant to the Board as their designated agent for closing the books on Hurricane Gloria.

Meeting adjourned at 9:15 p.m.

RESPECTFULLY SUBMITTED,

  
Ruth Allen  
Secretary

RA



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

FEBRUARY 6, 1989

7:00 p.m. Open meeting, Sign warrants,  
Approve minutes of 1-30-89  
meeting.

~~7:15~~

~~Eliminate the following from the agenda~~  
~~and the following~~

### BUDGETS

7:15

Ambulance/E.M.T.

7:30

Council on Aging

7:40

Historical Commission

7:50

Memorial Committee

8:00

Police Department

8:15

Police/Fire Communications

~~8:30~~ 7:05

Board of Registrars

Administrative Assistant Report

### NOTE:

Decision on week-end stipend for  
Walter Mahoney

Decision on Class II License  
Renewal for Ike's Reconditioning

Present: Paul Mitchell, Harry Sabin and Edward Borek. Administrative Assistant Jeffrey Brown was absent.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the January 30, 1989 7:00 p.m. meeting. and signed the warrants.

- The Board discussed the problems with dogs being unleashed and running around town especially during the time when the children are waiting for the school buses in the morning. They fear that maybe some vehicle will injure the children due to the dogs running out in front of a vehicle. There are bylaws in town and should be enforced. The Board requested the Administrative Assistant get together with the Safety Officer and Animal Control Officer and pick up these dogs. If on the second offense the Animal Control Officer notify the Board and have the owner come before the Board. The Board voted this unanimously.

7:15 The Board met with Arthur Paradis and Francis Donovan to review the Registrars budget. Mr. Donovan stated he had requested the Town Accountant's office for total expenditures for FY'88 on salaries and expenses and to date has not received this information to review and hold a meeting with the Computer Committee, Board of Selectmen, Mr. Paradis and Mr. Donovan because Mr. Donovan feels there is a need for modification of the present system. The Board requested the Administrative Assistant check with the Town Accountant as to why this information has not been received to date. Mr. Paradis and Mr. Donovan will come back before the Board on February 27, 1989. Hopefully to have joint meeting on the week of February 13th.

7:30 The Board met with Salvatore Spataro to review the Ambulance/ EMT Budget. Mr. Spataro stated that the ambulance runs have increased by approximately 25%. The Board voted unanimously to approve the following budget:

Salaries - \$27,524.  
Expenses - 4,635.

The Board also voted unanimously to have an article on the Annual Town Meeting Warrant for a new Class I Type II Ambulance at \$35,000, this would replace the old Oldsmobile Ambulance. Mr. Richard Malo inquired of the Board why is it taking so long to get ambulance bills sent out. He had someone come into the Police Station wanting to pay for his bill for services rendered two months prior. The Board requested the Administrative Assistant find out the answer to Mr. Malo's question.

7:55 The Board met with John Ryan to review the Council on Aging Budget which they held to the Finance Committee's recommendations. The Board voted unanimously to approve the following budget:

Salaries - \$9,387.00  
Expenses - \$15,472.00

Mr. Ryan stated that there is a need for office space. The Board stated that space could be found at the Town Hall for file cabinets.

- 8:06           The Board met with Leslie Dixon to review the Historical Commission Budget. After much discussion the Board voted unanimously to approve the following budget:
- Expenses \$322.00
- 8:24           The Board met with Michael Matondi to review the Memorial Committee budget. The Board voted unanimously to approve the following budget which is the same as FY89:
- Expenses \$1,320.00
- 8:30           The Board met with Chief Lambirth to review the Police Department budget. The Board requested a breakdown on the rental/lease line item. The Board voted unanimously to approve the following budget:
- Salaries    -   \$606,809.  
Expenses   -    59,444.  
Out-of-town -    1,000.
- The Board voted unanimously to place an article on the Annual Town Meeting Warrant to replace two vehicles at \$27,000. The Board discussed putting a restriction on parking on Sanford Street. They felt it was time that a study be done in that area. Also the Chief would like to look into changing the parking on Village Street in front of the Hardware Store and that deliveries at Gabe's should be made to the back of the store. The Board requested the Chief put something together and get back to the Board.
- 9:15           The Board met with Robert Saleski to review the Police/Fire Communications budget. The Board voted unanimously to approve the following budget:
- Salaries - \$97,493.00  
Expenses -  2,830.00
- The Board would like to meet with Walter Mahoney to discuss stipend for week-ends on call.
- The Board discussed the application for a Class II license for Ike's Reconditioning Service, 117 Main Street. Selectman Mitchell absented himself from this discussion. Mr. Sabin and Mr. Borek voted unanimously to approve this license.

Meeting adjourned at 9:35 p.m.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen, Secretary

ra

Present: Paul Mitchell, Harry Sabin and Administrative Assistant, Jeffrey Brown. Edward Borek was absent.

12:00 p.m.

The Board opened the meeting. Mr. James Lawrence, Mr. Philip Mullen and Mr. John Mastroianni representatives from B.F.I. were also in attendance at this meeting along with Medway Town Counsel, Richard Maciolek.

The Chairman informed those in attendance that Mr. Borek is not here as yet he may walk in a little bit later, I think he has been out of town for awhile and our Administrative Assistant has gotten some messages and so forth up to him. I would like to for the record, and incidently we are recording because this is a posted meeting under municipal law. And for the record the purpose of the meeting is to clarify the contract, it's not to re-negotiate or re-open the contract in any regard at all, and I would open by saying that as a community, especially from the official point of view, we are very, very pleased with B.F.I. we've had no problems of any consequence at all save those that you would find with anybody having a daily work force, you have a people input and sometimes it's not always the right way you want it. We have had alot of compliments from people that are using it. We have had alot of complaints but the complaints are directed towards us, that the system we use, you know and that's not toward B.F.I. Anything that would relate to the conduct of B.F.I. in our community has been minimal and it's the little things again, the barrell was tipped over and the lid was left on the ground, so we are, and I speak officially from the Board, as a community we are very pleased with B.F.I.'s conduct. We're a little bit distressed that we are ending up with this situation and it is my intent and the other members of the Board, that we don't alienate our relationship. We entered into a contract with each other all in good faith and we've come up against a problem. The area wherein we have the problem is the specific reason for this meeting is the number of units to be charged at the contracted rate and we get into the semantics or the lack of firm definition of the use of approximate number. We have our intown research indicates that we have 3155 units that are being picked up against the approximate 4,000 that the bids were solicited against and the approximate 4,000 that we spoke of when we entered into contract, in signature contract with each other. We have also been advised as a Board from Town Counsel, first triggered by Town Accountant, a caution that it is improper for us, as a town, the Board of Selectmen as the agents with authority for the town, to pay for more units than what are actually being picked up. Resulting from that triggering from the town accountant, she got the word up through regular official channels to us, we had a meeting with Town Counsel, we had solicited from Town Counsel, some rulings, some opinions and some research on it and then we further sat and had a meeting on it. Town Counsel's



recommendation to us is that we should not pay for more than 3155 units because it is improper and he went into a good bit of detail relative to it. We recognizing the position that we are in, and also recognizing as I've stated, as that is a sincere one, we are not interested in alienating our relationships, because I consider it to be a good contract. I think we have mutually walked ourselves into this situation and we are trying to get some resolution from it. We would be interested in what your feelings are, if you have spoken to your counsel and if you have any corporate office direction or suggestions. Mr. Lawrence stated, our feelings are that they went through when we put the bid document in we stated right on our cover letter that the proposal was based on 4,000 units if the number of units decreases significantly it would be necessary to negotiate a new price. Mr. Mitchell - this was what? Mr. Lawrence - right in our bid document. Mr. Mitchell - We brought that point out to Town Counsel that we were the writers of the solicitation for the bid and those who would be bidding would be bidding accordingly for the approximated number and our conversations did go along in that regard. However, he clearly points out, and I have sufficient experience in this area in the past, my previous career, he points out that it is not written in the four corners of the contract that after having bid that way and then negotiated everything you were going to commit each other to, that you clearly defined what goes into the contract because often times what is bid against is modified and some gets lost and some gets intentionally set aside by both parties when you write it into the contract, you know between the four corners, if you would. The other point that brings out, and we were very candid and very open and outspoken in a posted meeting in saying that we clearly discussed the 4,000 versus the 3200. Mr. Lawrence - That's right, its in the minutes of our meeting the day we signed the contract. As you recall I was not going to start service unless I was going to be assured that I was going to be paid for 4,000 units. I told you that day, let's go back to our attorney's, you said that you were a contract specialist, let's have it written in the minutes of the meetings, I don't want anything you know in this contract that's not agreed to. It's in the minutes of the meeting, we agreed to it that day, I said hey look it, let's go back to our attorney's I'm not going to start Monday morning. You guys have your \$250,000 worth of equipment, I ordered everything in good faith, I came in here in good faith, I had my routes done, I had my people trained I came in here on that Friday afternoon, and I said look you know I am willing to sign the contract but it's 4,000 units,

put it right in here. When the other gentleman sitting right here said, I believe it was Mr. Borek or whatever his name was, you know what happens if it's a vacant house or whatever, and I said wait a minute, you know, we bid it based on 4,000 units, that's what it's going to be, you know we are going to send you a bill for 4,000 units and you gentlemen agreed to it that day. Mr. Mitchell - the degree of firmness that you are saying right now, I don't see that in the minutes and I'll tell you that degree of firmness I don't recollect, but I will tell you specifically what was said by me when Mr. Borek asked, what if it's 3200, are we still expected to pay for 4,000? I said, that's the basis for what we have here now, 4,000, I said the same as if it were 5, 6 or 7,000 we would be paying for 4,000, that is what we understand it. Now, he objected to that, very, very, very vigorously objected to it and it is not clearly written in the contract that it would be 4,000 units. Mr. Lawrence - It's not clearly written in the contract, Mr. Mitchell. But when I was in here in good faith, you gentlemen sat across the table from me and you stated in here, I told exactly what I was billing you for, and you said look it, I want it in the minutes of the meeting because I'm a contract specialist, I have been doing this for a number of years, I remember you saying this. I explained to you, the bill is going to be for 4,000, I don't care if you had your building boom, because some people figured you would have more, I said "no". I figured out roughly how many units are in town, how many trucks, how much equipment that I needed and what I needed to make a profit. Now when we based our bid, we based it, you want it on a per unit bid, so what we do is we back our numbers back down into per units, but we based it on what we needed per month, you know, and we discussed it at length that day, you know, where our numbers came from and exactly what we were going to do and then to come back six months later and say well now we are going back to 3200 units, we are going to cut your price by five grand a month, it's unprofitable to us, we can not perform at that price. It's just a fact of life. You know, I've discussed it with your town administrator here, I said look it if you have to go out to re-bid you're not breaking my heart. You know, whatever you've got to do, you know we'll give you 60 days grace period, go out to re-bid, solicit new contracts. I don't want to get into a contract we are just going to have a, you know an unhappy relationship. I mean I been high bidder in jobs, and I've been awarded jobs as high bidder, because the service that we perform. I've never gone and picked through a contract, and there's other things in this - in our contract here that don't state quantities and stated - there's alot of things in here that if wanted to be real picky on my end, I could be real picky. We've gone to your houses, we've picked up 75 bags at some houses this year for \$5.83 a month. You guys get more to bill it than I get to pick it up and truck it all the way to Wheelabrator.



Mr. Mitchell - Just, just stay with that for a moment. If you are interested in going through the entire contract, that's not the purpose of this meeting, but I will address myself to that, because we complimented you on the fact that there was no limitation and you have to also recognize that that has some bearing on the fact that you received or don't receive an award. We did mention to you - Mr. Lawrence, but that wasn't in the contract, again. Mr. Mitchell - it's not written in the contract that you don't have a limitation. Mr. Lawrence - that's right. It doesn't say that I do either. If I have to cut my service back, to cut back the five grand I have to take a truck off the road, I'm going to have to cut back to like say four bags a family, and buzz through the town that way. Mr. Mitchell - I think what we are doing is getting off the track. Because you are talking of renegotiations now. Specifically that's what you're talking of and we're not getting into that today. If that's the point at which we ultimately end up with that's another meeting or meetings, but the fact that it is not written into the contract, that one was very, very clear and specific, known to everybody because that was the way it was bid, and we discussed it, alright. Mr. Lawrence - discussed it, the same way that we discussed the 4,000 units. Mr. Mitchell - yes, I agree with you, and what we have, and we have been advised it is improper under the municipal accounting system to pay for more units than are actually picked up. And that's the point we are at right now. Now, be further advised that when we discussed with town counsel, we played devil's advocate, we played your role and pointed out very clearly, and the minutes do indicate from the July 15th meeting, a clear exposure and discussion of the 4,000 versus roughly 3200 units as Mr. Borek had pointed out. Both Mr. Sabin and I insisted that that information was transmitted between us and it is part of the minutes. We were also advised further that it was clear that the third member was adamant about the fact that there was approximately 4,000 which what was requested, and what turns out to be 3200 was clearly exposed at the table that the potential was there there would be no more than the 3200 at least in the first year of the contract and that B.F.I. was equally responsible for being aware and cautious of such a situation as we would be, alright. Town Counsel has advised, because I asked the question, do you consider 3200 to be within the perspective of approximate when you speak of 4,000, and the answer was, yes. So the contract itself does not write in that it's five dollars and whatever for 3200 nor does it five dollars and something for 4,000. The contract does address itself to 4,000 by way of saying that it is approximate, it's based on approximately 4,000. At least one opinion we seek, legal opinion, tells us that that's within the realm of approximation 3200. That's where we're at. As public officials having been given the advice, it's improper for us to pay for more than 3200, or 3155 or whatever the number might be, we can't pay for that, that's the hands tied position that we are in. The other position is the relationship that we have

with B.F.I. under contract, was entered into all in good faith, the conduct on both parties, at that time and from then on, until the point of this difficulty has been very good and I would believe that it would continue to be good throughout the entire three year contract and whatever else would transpire after that, I think we have three years on this contract, or is it five, is it three? We were advised that it's improper for us to pay that, and I would repeat a previous question, has your corporate office, has your supervision given some further indication to, I'm sure you brought this to there attention and I'm sure that your legal office has reviewed it or is reviewing it. We would like to work the thing out so we still have the service and you get properly paid and I don't know where that is right now, until I know what position, what formal official position B.F.I. takes not just as - Mr. Lawrence - Our formal official opinion is you know, we bill you twenty-three thousand dollars and change whatever it is a month, that's what we need to perform the job the way you want it performed. If you can't do that, we would like you to re-negotiate, if you don't want to pay us for the 4,000 units we want to immediately re-negotiate and do something with the contract, you know if you want to go out to rebid, whatever you want to do. I'm just being honest with you Mr. Mitchell, I'm just being real honest. I can not give you the level of service I'm giving you for \$18,000 a month, NO WAY, can't happen. We bid it real tight at the \$23,000 a month, that was a real tight bid, and to cut it \$5,000 I'm in red ink everywhere, I would have to reduce my services, I'd have to take a truck off the road, I'd have to lay two men off, I can't afford it. Mr. Mitchell - Okay, the position we're in, we're pretty much in the same position, alright, because we also have, people aren't using the service the whole year, six months away and all that sort of jazz, as far as committing the contract to a re-negotiation we're not rapidly ready to move in that position, as we would like to avoid it. To get into the position of renegotiation, anyway by stipulation and contract called for a comparable decision on the part of both parties and I will tell you quite frankly, that it is my opinion based on certain of the officials and private citizens that we have talked to around here they would oppose that, whether we be agents with authority or not they may take that authority away from us, they would oppose that until we have crossed the bridge of where we are taking a legal look at whether we have got a breach of contract on the part of either party, I have had enough experience there to find that that's distasteful and I still, and I continue to maintain that we want to preserve the relationship that we have, because no matter which way it goes, we hopefully will we working together for the next three years. I see it at this point, that we are obligated as officials not to pay for 4,000, having signed the contract we are obligated to pay the rate per unit, and the per unit has been determined to be after research 3155 now that may

vary up or down a little bit on any given week and at that point it might be advisable that counsel's speak because we each speak, you say that yours is based on 4,000 you took your bottom line number and you did a useage ratio all of the equipment and everything else, you back into the unit number rather than backing into, rather than totalizing to come to the bottom line number. I don't have any further thoughts Jim than what was said up to this point. Harry do you have anything? Harry Sabin - I don't either except I feel very bad about the whole thing. I do remember every word we said, I remember the above 4,000 the below 4,000. Mr. Lawrence - See my problem is - I've been doing business a lot of years and I've walked away with just alot of hand shakes, not with contracts and I've always, you know, whether it be town officials or whatever, I have never, ever had anybody in business go back on their word to me, ever. It's leaving a real bad taste in my mouth, I'll be honest with you. Mr. Sabin - And it ain't helping me either, I remember us saying if it's below - Mr. Lawrence, you guys were paying \$25.00 - \$30.00 a month to have your trash removed, you know, with four barrels, I mean I'm picking up everything at this point you know - Mr. Sabin - I'm with Mr. Mitchell, I can't tell you how pleased I am with the service. Mr. Lawrence - we have taken everything, to make everybody have a good taste about B.F.I., we have taken everything that is on the street, now whether it be seventy items or whatever. My problem is I'll go back and talk to our attorney's and my thing is, I talked with my boss the other day and we can not physically - we can not afford to do it and keep two trucks on the road, so we're going to have to cut back on those vehicles and as of Monday I'll put one vehicle in town, and we'll let the attorney's work it out. Mr. Mitchell - Dick, do you have anything you want to contribute or question or anything? Attorney Richard Maciolek - Just the observation that if you fellows let it go to legal counsel, things usually get, harder lines usually get draw at that level. Mr. Lawrence - You know, like I say, if you want to pay us for the 3200 units for the next two months, we'll continue our service, give you the same service we've been giving you, we'll eat the three months at the 18,000, give you sixty days to go out to rebid, you know we are willing to work with you people, but it's something I feel we clarified, you know, we had it in our bid and we put it in and you expressed to us it was 4,000 units we said if was less than that we would have to renegotiate. Then we had it, everything was 4,000, 4,000 we put it in there as the medium, I came in here in good faith, I ordered \$250,000 worth of equipment without a signature, I put my reputation on the line, the company on the line to bring all the equipment in for you guys and get the job going, I said hey, the people are going to sign with us, I've talked with the people, there good people, you know, and we're in

New England, we're not in other parts of the country. People do things on a hand shake up here. I ordered all the equipment in, in good faith, came in here on good faith and said hey we'll get you going Monday. Even if we had to hold off on the contract, they would have held off on the contract, and they would of held off on starting 'til we hammer it out, and I think we all expressed that that day, I mean I don't want to - Mr. Sabin - we had a great meeting that day. If I could pay you the 4,000, if I could vote to pay you the 4,000 I'd do it right this minute. No question in my mind. We would eat what went below the 4,000 and you would eat what went above 4,000. I remember it, I spoke of that the other evening with this gentleman, and I'd pay you because someday we are going to be looking for 5,000 and you'll be paying us back. Mr. Mitchell - can we do this then, because I had a lot of hand shake agreements in my life time and I've never reneged on one, I've never had my company renege on one either. You mentioned that we can work a couple of months grace period here, I don't want to idle that time away because I'll be out of office the first Monday in May and I don't consider its the right thing to do to pass it off to somebody else, I want it resolved. You understand the position and the motivation and the drive behind our having to get together and the price again. Mr. Sabin - it's unfavorable I'll tell you, it really stinks. Mr. Mitchell - It's one of those things, you know, you set out with your neighbor and everybody else that everything is going to work right and it doesn't so the one thing you have to do until you resolve what failed to work out right and still remain neighbors and still have a good relationship and I think we have that and I think the only thing that we have difference with is this situation and this has come at us from behind and I can't fault what's being done, everybody that has pointed this out has been - it has come from officialdom - it has come from the Town Accountant who cautions me as well as herself that when I sign for something and she signs for it and has doubt about it, then under the, even more her, which she is bound for accounting laws in the commonwealth are very, very strict, she's got some personal possibility of criminal charge if she's aware of things and that put the back of my hair up pretty quick when she said I would join her with that. So, that's where we are at. We don't have the ready answer for how we can resolve this and I had hoped that we could solicit from you a few alternate thoughts. I have always stood pretty firm when I sign something that contained renegotiations clause in it, that you ran the life of the contract before you renegotiated and you would get into situations of clarification and reinterpretation but you wouldn't get into renegotiation and I had hoped you might have some thoughts that could help both of us resolve this thing amicably, that is our intent. I think that's a very, very strong driving influence of what happens here. I think we could beat our gums here for a bit longer and I think it would only detain people who might have to be some place else and we would be more productive if we would sit back and revisit

what we have heard here and what the positions are. Unless somebody else has a suggestion or a thought to make I think I might consider that's what we have to do. Dick have you seen anything from a legal point of view that we should pursue in joint conversation? Attorney Maciolek - You mean today? Mr. Mitchell - Yeah. Attorney Maciolek - No, I think you've put everything on the table and I think now both sides ought to take a look at where the other side is at and determine how best to resolve the matter, perhaps schedule another meeting with whatever period of time. I just repeat the observation I made earlier if you just leave it to legal counsel to the legalities of it you're going to find that the lines are going to get drawn very hard and you may not have the resolution that you want. Mr. Lawrence - In the meantime everybody suffers. Again, now I don't want to cut the service back, cause we're both going to suffer. Because if I have to take a truck off the road I'll put it into another system and lay two people off that will cover me on what I am getting paid for, but there's going to be trash left, I'm not going to be able to pick it all up, so everybody is going to suffer along the way. I'd just like to get just an answer, will you go out to rebid? Mr. Mitchell - I don't think we can say that right now, Jim. Really we can't. We had Jeff contact you and fill you in pretty much where we are at hoping that you might get some revealing insight from somebody at your company that would help and we might in the meantime come up with something and it's apparent we haven't come out something that we can get a good firm resolution to here and I think we've both sat on both sides of the table and we don't deny any of your references to the minutes. The minutes do exist and they are in public domain, that means that they are available to anybody at all, that's the law. They are in writing, and we've accepted those minutes as a Board, officially accepted those minutes which says that's what was in there and so declared that in our local meeting that we had, we had a posted meeting here a week or two ago and it's reiterated, so we're not playing any end runs, I don't play that kind of game. We are also bound by other things, things of law and things of propriety or inpropriety maybe it's not so much the word legal as it's improper and it's so defined in commonwealth's municipal accounting practice. Why don't we do that then, why don't we see if we can - we will revisit this here and if you will do the same with your people and give us a couple of months and - Mr. Sabin - we should hold a meeting before two months. Mr. Mitchell - Yes. Two weeks. Mr. Mitchell - I'll take that advice. What's a good one. Mr. Maciolek - Today's the third it can't be the seventeenth, what about the sixteenth? Mr. Mitchell - Why can't it be the seventeenth? Mr. Sabin - Probably some silly holiday. Mr. Maciolek - Because I'm committed. Mr. Mitchell - Oh. You're committed. Mr. Maciolek - I just can't be here for the seventeenth. You don't need me.

Mr. Mitchell - If you can offer opinions I don't want you to be party to the agony. Mr. Sabin - I have to cut. Attorney Maciolek - Sixteenth. Mr. Sabin - What is the sixteenth? Mr. Mitchell - Thursday. Mr. Lawrence - Yeah. that would even be better for me, because I think the next week is February vacation, for the kids, I'll be gone. Mr. Mitchell - You'll be alright for the sixteenth? What time? Mr. Sabin - noontime is the best for me. Mr. Lawrence - If you guys want to make it at night, I don't care. Mr. Sabin - Night is the best. Mr. Mitchell - What's Thursday - Mr. Sabin - Thursday noontime is okay. Mr. Mitchell - Thursday noontime? I think that's better that way, we can be sure to get you. Mr. Sabin - Well, you can't be sure. You don't own me yet. Mr. Mitchell - That being the end of any official part of this posted meeting I'll entertain a motion to adjourn. Mr. Sabin - I move we adjourn. Mr. Mitchell - I'll second the motion, all in favor? Mitchell and Sabin - I.

Meeting adjourned at 12:32 p.m.

RESPECTFULLY SUBMITTED,

*Ruth Allen*

Ruth Allen,  
Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

January 30, 1989

4:30            Meet with B.F.I.  
                 re: trash contract

*Administrative  
Assistant, Jeffrey  
Brown doing the  
minutes for this  
mtg. of 1-30-89*

Present: Paul Mitchell, Harry Sabin, Edward Borek.

Also present: Jeffrey Brown, Administrative Assistant and Attorney Richard Maciolek, Town Counsel

Chairman Paul Mitchell convened the meeting at 4:45 p.m.

I Upon commencement of the meeting there was considerable discussion pertaining to the July 15, 1988 meeting between the Board of Selectmen and representatives of Browning-Ferris Industries.

Paul Mitchell explained to Attorney Maciolek that, at that July 15, 1988 meeting, despite the fact that the language of the contract required payment to B.F.I. on a "per unit" basis, the Board of Selectmen made a verbal commitment to B.F.I. to pay for 4,000 residential units in Medway - whether or not 4,000 units existed within the town.

When asked by Attorney Maciolek to explain the rationale for this commitment, Chairman Mitchell responded that the Board of Selectmen had, acting on the advice of the Solid Waste Committee, sent out requests for proposals for solid waste collection services based upon "approximately 4,000" residences in town. Since this was the information provided to the contractors, the Board of Selectmen had felt obligated to promise payment for that number of units.

Selectman Edward Borek interjected that during that same July 15th meeting with Browning-Ferris Industries he had suggested to all parties concerned that he had information which indicated that there were fewer than 4,000 residences in town - possibly only 3200 units.

Selectman Sabin concurred with Mr. Borek's observation; however, he stated that since the only concrete evidence available to the Board of Selectmen at that time indicated that there were approximately 4,000 units in town, this is the number which the Selectmen verbally agreed to provide payment for. Subsequently, it was agreed between the parties (the Board of Selectmen and B.F.I.) that for any number of units below 4,000 the Town of Medway would "eat the extra cost", and for any number of units above 4,000 Browning-Ferris Industries would "eat the cost".

At this time, Attorney Maciolek stated that, had he known of the doubt concerning the number of residences in Medway, he would have declined to provide the Board of Selectmen with authorization to sign the contract. He stated that it was inappropriate for the Board of Selectmen to agree to pay for more residences than are actually being serviced, regardless of how well-intentioned that commitment was. He further stated that it was his opinion that 3,155 units was "approximately" four thousand units, and that based on this he had no hesitation to advise the Selectmen to authorize payment for only 3155 units at the quoted price of \$5.83 per unit per month.

Mr. Mitchell responded that he had a "moral objection" to enforcing those terms on Browning-Ferris due to the verbal commitment which the Board of Selectmen made to provide payment to them for 4,000 residences.

Attorney Maciolek responded:

- 1) that the contract required a per unit payment;
- 2) that there were only 3155 units in Medway;



- 3) that , in his opinion, 3155 units was "approximately" four thousand units and thus within the scope of the request for proposal;
- 4) that it would be inappropriate to pay for more than the 3155 units;
- 5) that the Board of Selectmen had the responsibility to enforce this "public" contract, moral objections aside; and
- 6) therefore must pay Browning-Ferris Industries for only 3155 units per month at the rate of \$5.83 per unit.

Attorney Maciolek continued by observing that Selectman Borek had indicated, during the course of that July 15, 1988 meeting with B.F.I., that there was a significant question as to the number of residential units in town, and that Browning-Ferris therefore was aware of the potential discrepancy. In his opinion, B.F.I. should have, at this time, declined to sign the contract until proper representation of all the facts were incorporated into the language of the contract. Since they did not do this, Attorney Maciolek suggested that they were liable, under the express language of said contract, to pay the cost differential - not the Town. He then indicated that the Board of Selectmen should hold B.F.I. to the current contract, and not agree to any renegotiation, etc.

At this time, Chairman Mitchell indicated that the purpose of the current (1/30/89) meeting was for clarification of the terms of the collection services contract with Browning-Ferris Industries, and that the Town of Medway would not consider renegotiation of the terms of that contract. He remarked that he was pleased with the service provided by B.F.I. and his desire was not to alienate them; however, he made it clear that, in conformance with the advise provided by Town Counsel and under the terms of the contract, the Town of Medway was prepared to pay for only the 3155 units being serviced by Browning-Ferris Industries at the price quoted in the contract.

Attorney Maciolek suggested that the Board of Selectmen should instruct Jeffrey Brown to meet with Town Accountant, Mary Shea, in order to arrange for a check to be printed in the amount of \$18,393.65 (3155 X \$5.83). He suggested that Mr. Brown should then contact Jim Lawrence, District Operations Manager for B.F.I., and advise him of the Town's intentions. Lastly, this telephone conversation should be followed up with a letter clearly stating the Town of Medway's position in this matter.

The Board of Selectmen instructed Mr. Jeffrey Brown to contact Mary Shea and arrange payment for January, as previously discussed. Mr. Brown was instructed to update Mrs. Shea on the discussion which occurred at this (1/30/89) meeting.

Once he had discussed strategy with Mrs. Shea, Mr. Brown was directed to telephone Mr. Jim Lawrence of B.F.I. and advise him of the town's official position concerning the number of units for which we are responsible to make payment. Furthermore, Mr. Brown was directed to advise Mr. Lawrence of previous overpayments made to B.F.I. by the town, and to request a meeting between all parties concerned at which arrangements could be made to reimburse the Town of Medway for said overpayments.

Mr. Brown was then directed to summarize all points of contention in a letter to be sent to Mr. Lawrence with the January payment. Once the Town Accountant's office had procured payment of January's invoice, both the check and the position letter would be forwarded to B.F.I. by the Board of Selectmen's office.

- II The Board of Selectmen discussed with Attorney Maciolek the subject of solid waste user fee applications for abatement.


Chairman Mitchell inquired as to whether one of the grounds <sup>specify the grounds</sup> used by the Solid Waste Appeals Committee for recommending abatement of the solid waste user fee was inappropriate. Attorney Maciolek indicated that it was, in fact, an inappropriate basis for recommending an abatement.

The Board of Selectmen asked Mr. Brown to return to the Solid Waste Appeals Committee with this information and request that the committee reconsider those appeals which are affected by this new information.

- III The Board of Selectmen discussed with Attorney Maciolek a matter which was scheduled to come before them at the weekly Selectmen's meeting later that evening. Attorney Maciolek indicated that the matter <sup>what matter?</sup> under consideration was a private concern that the Board of Selectmen had no authority to act upon.

The meeting adjourned at 5:45 p.m.

Respectfully submitted,


  
Jeffrey L. Brown, Administrative Assistant

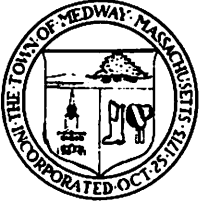
Minutes approved by:

\_\_\_\_\_  
Paul F. Mitchell  
Chairman

\_\_\_\_\_  
Harry Sabin  
Clerk

\_\_\_\_\_  
Edward A. Borek  
Member

  
\_\_\_\_\_  
Richard D. Maciolek  
Town Counsel



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

JANUARY 30, 1989

7:00 p.m.	Open meeting, Sign warrants Approve minutes of 1-23-89 meeting.
7:05	Robert Belland re: Rice Sub-division
7:15	John VanRye - Laundromat Medway Shopping Plaza
7:30	Representative Marie Parente
7:45	Ike's Auto Reconditioning re: Class II License
8:00	Hugh McLaughlin Computer Committee vacancy

Administrative Assistant Report

Present: Paul Mitchell, Harry Sabin, Edward Borek and Administrative Assistant, Jeffrey Brown.

- 7:00 p.m.      The Board opened the meeting and voted unanimously to approve the minutes of the January 23, 1989 meeting with one change, that being on page 2 paragraph 5, change the work "they" to "the Selectmen". The Board signed the warrants.
- The Chairman of the Board announced to those in attendance that the Spring All Board Workshop would be held on Saturday, March 4th in Sanford Hall.
- 7:05            The Board met with Robert Belland, 46 Lovering Street regarding a problem with the sub-division going in next to his property. He stated that in installing the drainage they cracked his driveway, tore limbs off of his trees and damaged his and a neighbors mailboxes, both of whom are in business and were without mail until they were repaired, and they also ripped up his cement bound marker and that is gone. Mr. Belland stated he had sent a letter to the contractor who was doing the work but has never acknowledged his letter. The Chairman stated that if this is a sub-division under the Planning Board rules and regulations that Mr. Belland should speak to the Planning Board regarding his problems. The Board requested the Highway Superintendent and the Building Inspector go out to that location and inspect the Town's property to protect the Town's interests. The Highway Superintendent stated that he did do some inspections at this location when Mr. Entermann was on vacation and they were doing the paving of the road.
- 7:15            The Board met with John VanRye, owner of the laundromat in the Medway Shopping Plaza. Also in attendance with him was the owner of Eddie's Cleaners in Medway Shopping Plaza and the owners of TLC Cleaners in Colonial Plaza and Mrs. VanRye. They were all concerned with the application before the ZBA on Wednesday, February 1st with regard to another cleaners going in at the Medway Shopping Plaza. Mr. Mitchell stated that the Board does not have authority to stop this. The Board suggested that they all attend the public hearing on the 1st with all the facts.
- 7:40            The Board met with Represenative Marie Parente who had come before the Board to formally say "Good-bye" as she will no longer be serving the Town of Medway with the re-districting. She informed the Board of all the accomplishments that have transpired during her eight years representing the town. Mr. Mitchell read her a letter that the Board was sending her thanking her for her eight years of services and to come and revisit the Board often.

8:05

The Board met with Ike Scott regarding the renewal of his Class II License for Ike's Reconditioning Service at 117 Main Street, Medway. Ike's Reconditioning is no longer at 117 Main Street in Medway, but has moved to Bellingham. He still has his sales office at Medway Auto Sales where he has a prep center, stall and office. Corey Finkelstein was also in attendance. Mr Mitchell asked if this business was involved with Medway Auto Sales and Mr. Finkelstein stated in the affirmative. At this time Mr. Mitchell left the room do to the fact that his son is employed at Medway Auto Sales and he did not want any conflict. The Board requested that Ike Scott fill out a new application for renewing his Class II License and submit it to the office and the Board would vote on it at their next week's meeting.

Administrative Assistant's Report:

- Requested the decision of the Board of the recommendations of the Solid Waste Appeals Committee. The Chairman stated that after the discussion with the Town Counsel that there should be no out of town abatements. The Solid Waste Appeals Committee will revisit the applications and get back to the Board with an updated recommendation.
- The Board voted unanimously to amend the minutes of the July, 15 1988 contract signing meeting with B.F.I. to include the names of both (2) B.F.I. members present at that meeting.
- Informed the Board of the cost of printing the Annual Town Report would be seven per-cent more than last years cost. Last year the cost was \$1,835.00 and this year would be approximately \$1,963.45, so there is no need to go out to bid.
- Informed the Board of the meeting with the Highway Superintendent, Police Chief and himself up at Old Summer Street last week, to discuss the traffic problems. The Board voted unanimously to make Old Summer Street a one-way heading in the northerly direction off of Main Street until such time as the 126/109/ Village Street intersection goes into reconstruction, at that time this decision will be reconsidered. The Board requested the Administrative Assistant call all of the residents on Old Summer Street and Ardmore Circle to inform them of this vote. Also the Board requested the Highway Superintendent install one way signs at the Main Street end of Old Summer Street and as you come out of Ardmore Circle onto Old Summer Street.
- Informed the Board about the Finance Committee's recommendation of the 6% salary increase. The Finance Committee wanted to keep the employees at or ahead of inflation (4% National) and the same increase as the school and police. Due to the non-availability of the Job Classification Review Board, there advise would be a flat 6% of the salary figure. This information came from the Finance Committee Chairman.



- Informed the Board that he had called Harry's Heating Service to fix the coupling on the heating pump on the Town Hall furnace.
- Informed the Board that he had spoken to the Town Hall Custodian, Walter Mahoney, and that he would be more than happy to be on weekend call for any problems that arise in the Town Hall with regarding to the heating or air conditioning problems over the weekend. The Board suggested that we purchase a pager or beeper for the purpose of calling him out. The Board discussed how he could be compensated for this and stated they would think it over and decide at next weeks meeting.
- Asked the Board who their recommendation is for the Local Water Resources Management Official would be. The Board requested the Administrative Assistant to ask for recommendations from the Water/Sewer Commissioners and the Conservation Commission and to let each of those Boards know that they are both being asked to make a recommendation, and to have those Boards get back to the Board of Selectmen with their recommendation.
- The Board received a letter from John Boczanowski, Alder Street requesting the Board to restore the blockade at the end of Gamewell Road and Alder Street. The Board requested the Admin. Asst. have the Police Chief, Safety Officer and Highway Supt. review this area and see if possibly it should be one-way into Gamewell Road off of Alder Street, and check if a stop sign has been installed at the end of Fox Run Road coming out onto Alder Street. The Board requested that they come back to the Board with a recommendation as soon as possible.
- The Secretary informed the Board that the Massachusetts Municipal Association, Consulting Division will be modifying the Agreement Between MMA and Town of Medway to Prepare Four Municipal Law Articles. The Modification is attached. The Board signed this modification.
- The Board would like a list of firemen with the Fire Chief's Budget.

Meeting adjourned at 9:00 p.m.

RESPECTFULLY SUBMITTED,

  
Ruth Allen, Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

JANUARY 23, 1989

7:00 p.m.      Open meeting, sign warrants,  
                  Approve minutes of 1-9-89  
                  meeting.

Administrative Assistant Report

Present: Paul Mitchell, Harry Sabin, Edward Borek and Administrative Assistant Jeffrey Brown.

7:00 p.m. The Board opened the meeting and voted unanimously to approve the minutes of the January 9, 1989 meeting and signed the warrants.

- Chairman Mitchell suggested that the Board send a letter to Representative Parente thanking her for all she has done for the town in the past eight years or so. The Chairman will write the letter for the Board's approval at the next meeting.
- Mary Shea, Systems Manager of the town's computer and Chairman of the Computer Committee requested that the Board appoint Hugh McLaughlin, Sunset Drive be appointed to the committee. The Board requested written resignations from those who are no longer serving on the committee and see how many vacancies there are. Have Mr. McLaughlin come in to the next Selectmen's meeting on January 30th.
- The Chairman updated the reporter's in attendance of the Solid Waste Program and the appointment's to the Appeals Committee and their guidelines. Chairman Mitchell would like to check with Town Counsel regarding the abatements and the number of units being bill from B.F.I. The Board requested the Administrative Assistant set up a meeting with Town Counsel and the Board to go over the list of abatements and the contract with B.F.I. and then set up a meeting with B.F.I. for clarification of the flaw that exists and not for re-negotiation of the contract.

Administrative Assistant's Report:

- Suggested that the Board go out to bid for the Annual Town Report. The Board requested the Administrative Assistant check with Wayside-Franklin Press for a price to do the Report and see if we have to go out to bid.
- Discussed the report from Police Chief Lambirth on the facilities in the Police Station. The Chairman requested the Chief flag the repair items for the Finance Committee as things that the State wants taken care of on the FY90 budget. The Administrative Assistant will go over the response from the Chief before he answers the letter from the State.
- Informed the Board that he and the Highway Superintendent view the problems on Old Summer Street and he will be meeting with the Police Chief and Highway Supt. on Wednesday to make a recommendation to the Board at their next meeting.



- The Administrative Assistant gave the Board a memo regarding the 6% wage increase the Finance Committee is recommending for FY90. The Board requested the Administrative Assistant to find out how the Finance Committee came up with that percentage. The Board stated that there is a need to set up an All Boards meeting. They suggested the date of March 4, 1989 for the All Boards Workshop. The Administrative Assistant stated he would have a schedule to review the budgets for the next meeting.
- Informed the Board that Miss Hoban had called to invite the Board to the Chinese New Year's Party at China Lotus on January 29th.
- Discussed the problems of the heating system in Town Hall and the need for a weekend call person. Who? The Administrative Assistant stated he would ask Walter, Town Hall Custodian if he would be interested. Also discussed the proposal from Fraser Engineering regarding the Town Hall heating system. The Board requested the Administrative Assistant check with Mark Flaherty on who repaired the furnace before.
- The Board requested that we go out to bid for the underground electrical service supplies for the town hall.
- Informed the Board that <sup>the Selectmen</sup> ~~they~~ received correspondence from Town Counsel on Station I land acquisition. He has an Appraiser and has spoken to Sam Winiker and they will wait until they have the appraisal and then they will sit down and talk.
- Board received a letter from the State Water Resources Commission for the Board to appoint a Local Water Resources Management Official. The Board took this under advisement and will give an answer at the next meeting.
- Received correspondence from First Albany Companies, Inc. for early payment on FmHA at a lower interest rate. The Board requested the Administrative Assistant speak with the Treasurer Collector and see if he and any local bankers would like to meet with the Board and this Company.
- Administrative Assistant requested the Board allow him to attend the Seminar on February 9th, Highway Meeting where the topic will be an update of State Highway Funds for this year. He also requested to attend a seminar in Fall River on February 21st that the Massachusetts

Department of Revenue on putting on and the topic will be Proposition 2½. The Board suggested that he attend both of these seminars.

- Informed the Board he would be taking a Personal Day on Friday, January 27th on the comp time he has accumulated.

The meeting adjourned at 8:30 p.m.

RESPECTFULLY SUBMITTED,



Ruth Allen  
Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

JANUARY 9, 1988

- |           |   |
|-----------|---|
| 7:00 p.m. | Open meeting, Sign Warrants<br>Approve minutes of 12-19-88<br>meeting.                                      |
| 7:05      | Public Hearing - N. E. Telephone Co.<br>and Boston Edison for conduit on<br>West Street at Holbrook Street. |
| 7:15      | <i>Police Chief / Asst. Dispatchers</i><br>Administrative Assistant Report                                  |

Present: Paul Mitchell, Harry Sabin, Edward Borek and Administrative Assistant Jeffrey Brown.

- 7:00 p.m.        The Board opened the meeting and voted unanimously to approve the minutes of the December 19, 1988 meeting and the January 3, 1989 meeting. There were no warrants to be signed.
- The Board requested the Administrative Assistant send a correspondence to Ike's Reconditioning Service at 117B Main Street to come in and meet with the Board regarding the renewal of his Class II License.
- 7:05            The Board held a public hearing on petitions of the New England Telephone Company and Boston Edison Company for conduit and cable to be placed on West Street - southerly side of Pole 43 West Street approximately 60 feet at new road called Holbrook Street. Mr. Edmund Kelley, representative from Boston Edison and Mr. Michael Bergeron, representative from New England Telephone were present at this meeting. The petition is to service a new underground service for a development. The Board voted unanimously to approve this petition.
- 7:15            The Board met with Police Chief Lambirth regarding vacancies and elevations of dispatchers. The Chief recommended that Brian Smith and John Dronzek, Jr. be elevated to fulltime dispatchers, special police officers and that Linda Meyers be appointed as a parttime dispatcher, matron, special police officer. That would give the department three fulltime and four parttime dispatchers. The Board voted unanimously to approve the Chief's recommendations. The Board also discussed the letter they received from the State on the conditions of the cells during their inspection. The Chairman of the Board stated that the Chief inform the Finance Committee of these changes that have to be made during the budgeting process. The Chief will submit a list on this letter so that this office can inform the State.
- 7:35            The Board met with Police Officer Richard Malo regarding the progress made on the request he had made on November 7, 1988 regarding Old Summer Street. The Board requested the Administrative Assistant set up a meeting with Officer Bates, Supt. Diarmuid Higgins and the Police Chief and go up to 8 Old Summer Street and review the situation of traffic and report back to the Board by the January 30, 1989 meeting.

- The Board discussed a letter received from Mr. Donald Bradbury of 75 Fisher Street regarding neighbors dogs who killed two of his sheep. The Board requested the Administrative Assistant send a copy of this letter to the dog officer and instruct him that the Board voted unanimously that he look into this situation and make a written report to the Board prior to the meeting of January 30, 1989.

#### Administrative Assistant's Report:

Received from Town Counsel two deeds for the land transfers between Francis Cassidy and the Town in order to cap the landfill. Attorney Ambler, Cassidy's attorney has not seen these deeds as yet. The Administrative Assistant sent copies of these deeds to Attorney Ambler.

The Board received a letter from the Finance Committee asking that Board's limit salary increases to 6% and expenses to 3%. The Town Accountant requests that the Board attend the next Finance Committee meeting. The Board requested the Administrative Assistant set up a schedule for all committees under the Board's jurisdiction and have them come before the board to review their budgets for FY'90 and advise the Finance Committee of this schedule.

The Administrative Assistant received a phone call from Rep. Ranieri requesting that he be allowed to meet with the towns-people on the third Saturday of the month from 3:30 to 4:30 p.m. at the Town Hall. The Board requested that the Administrative Assistant get back to the representative and ask him if he would be available some night during the week as the other representatives do.

Notified the Board of the correspondence received from Mass. Commission Against Discrimination discussing hiring practices and filling out a report.

Correspondence received from Town Counsel pursuant to correspondence from Mary Shea stating we should be paying for only 3155 units to B.F.I. and not the 4,000 they have been charging the town. The Administrative Assistant informed the Board that he had talked to Jim Lawrence, B.F.I. and he was not happy with this notification that the number being used is incorrect. The Board requested the Administrative Assistant get the senior name of the person who signed the contract and make reference to this correspondence from Town Counsel advising the Town they are obligated not to pay for no more than what units are being picked up. It appears this new information suggests the need for a joint meeting to discuss the subject of unit cost and number of units being picked up. Tell them over the phone that the Board has to follow Town Counsel's letter.

## Administrative Assistant's Report Cont'd.

Discussed MAPC regionalization. Administrative Assistant informed the Board he had spoken to Michael Sullivan, Admin. for the Town of Medfield as to why they were not involved in this subregion. He stated they had been grouped with other town's closer to Boston and had partitioned MAPC to be placed with the towns of Medway, Millis, etc. The Administrative Assistant had not spoken to Brian Bishop, MAPC representative for the Town of Medway. The Board informed the Administrative Assistant that our State Representative had cautioned the Board to be very careful of the sub-regional set-up. What will Medway gain by this? The Board requested the Administrative Assistant invited MAPC in to a meeting before the Board, because we would like to discuss it in more depth.

Gave the Board a memo regarding the contamination spill at the Edison plant on West Street. The Administrative Assistant felt that the Conservation Commission should have notified the Board regarding this matter. Mr. Roth had notified the Board when the discovery was made back in September, 1988, and had gone to the Police Station and informed them at that time also. The Board requested the Administrative Assistant send a letter to Conservation Commission Chairman, Paul Yorkis and ask him if he has anything he would like to share with the Board regarding this matter.

Received correspondence from Town Counsel regarding the Solid Waste Appeals Committee regarding the laws in setting up guidelines and granting of abatements. Town Counsel stated that there are no laws and that the guidelines by the committee should be fair. The Board stated that there is a need for a signature block on the abatement forms. The Committee will have hearings for the denials if need be.

Discussed the third quarterly bill received from CRPCD. The Board stated they did not understand the second sheet of the bill.

Gave the Board a memo regarding Blue Cross/Blue Shield Plus. The Board requested the Administrative Assistant set up a meeting with the Insurance Committee to discuss this request for Blue Cross/Blue Shield Plus.

Received correspondence from Mass. Civil Defense regarding the Emergency Response Plan. The Board requested the Administrative Assistant look up the law and see if the Board accepts this plan or if it has to go before a Town Meeting.

Received correspondence from the Department of Revenue regarding the Certificate of Exemption for the Town. The Board requested the Administrative Assistant contact that office and find out what has to be done.

Meeting adjourned at 8:45 p.m.

RESPECTFULLY SUBMITTED,

A handwritten signature in cursive script, appearing to read "Ruth Allen", with a long horizontal flourish extending to the right.

Ruth Allen,  
Secretary

ra



## BOARD OF SELECTMEN

155 VILLAGE STREET  
MEDWAY, MASSACHUSETTS 02053

### AGENDA

JANUARY 3, 1989

10:00 a.m.      Open meeting, sign warrants  
                  Approve minutes of the 12-19-88  
                  meeting.

                  Appointment to the Solid Waste  
                                  Appeals Committee

                  Appointment to the Zoning Board of  
                                  Appeals

                  Voted on Class II Licenses for  
                                  Greene's, Ike's and Currivan's

                  Administrative Assistant Report



Present: Paul Mitchell, Harry Sabin, Edward Borek and Administrative Assistant Jeffrey Brown.

10:00 a.m. The Board opened the meeting and signed the warrants.

- The Board voted unanimously to appoint Joseph O'Hara to the Solid Waste Appeals Committee.
- The Board voted unanimously to appoint David Harrington to the Zoning Board of Appeals to fill the vacancy of Robert Collum.
- The Board voted unanimously to approve the following Class II Licenses for 1989:

Auto Exchange, 57 Main Street

Norman W. Greene, 71 Main Street

The Board voted unanimously to approve the following Class II License after the Administrative Assistant physically checks to see that the applicant is doing business from 117 Main Street. The Applicant is Ike's Auto Reconditioning Service at 117B Main Street.

- The Board discussed correspondence each member had received from MAPC regarding Southwest Regional Memo of Agreement and an assessment survey. The Board requested the Administrative Assistant check and see if the Board had received the assessment survey previously and to inform the MAPC representative, Brian Bishop not to make a commitment regarding this memo.

Meeting adjourned at 10:18 a.m.

RESPECTFULLY SUBMITTED,

Ruth Allen, Secretary

ra