

MINUTE CLARIFICATION - MFW

MINUTES OF SELECTMEN'S MEETING JULY 21, 2009

Chairman Petraitis called the meeting to order in the Senior Center at 7 PM with all members present.

I. Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to approve the minutes of July 7th as amended. So voted.

Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to approve the release of executive session minutes of March 10th, April 23rd, May 7th, May 13th, and May 26th as they relate to Highway Department labor negotiations. So voted.

IA. Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to approve FY09 general warrant #1064 for \$59,736.17, FY10 general warrant #1001 for \$266,126.35, and FY10 payroll warrant #2 for \$174,680.41. So voted.

II. OLD BUSINESS

A. Mrs. Walter reviewed a letter from David Maher regarding the Conservation Commission. Mr. Maher has attended a meeting of the commission and would like to be appointed. Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to appoint Mr. Maher. So voted.

B. Mr. Filipkowski read a memo from the Highway Department reminding residents that road paving will begin this week on Old East Brookfield Road and Summer Streets, and that there may be brief delays.

III. NEW BUSINESS

A. Mr. Petraitis read a letter from Pamela Farley requesting appointment to the School Committee. Mr. Petraitis stated that he would like to meet Ms. Farley, as did Mr. Filipkowski. Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to defer the appointment until the next meeting so that Ms. Farley can attend. So voted.

B. Mrs. Walter read an e-mail from Ann Hicks asking to be appointed as an alternate to the Conservation Commission. Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to appoint Mrs. Hicks. So voted.

C, D, E, and F. Mr. Filipkowski read e-mails from Steve Cummings, Anne Adams, Stephanie Carmiello, and Suzanne Lewandowski, all asking to be

appointed to the Fall Festival Committee. Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to appoint all four. So voted.

G. Mr. Petraitis reviewed the police report for the month of June as submitted by Chief Thomasian. The Chief reported 40 incidents and 22 arrests or summons, **3 Accidents, 20 Civil Citations and 2 Parking Tickets for the month.** Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to accept the report. So voted.

H. Water Commissioner James Kularski and Water Administrative Assistant Shiela Leblanc were present to update the selectmen on an issue regarding liability insurance for Lenard Engineering, the firm doing the construction engineering for the Horse Pond Dam project. Mrs. Leblanc reported that town counsel was concerned that the professional liability coverage carried by Lenard was not sufficient to adequately protect the town. At issue was language on Lenard's certificate of professional liability that states "The limit will be reduced by payments of indemnity and expenses." Lenard has sent a letter assuring the town that they "will provide additional coverage for the project in the amount required to maintain their contractual obligation of \$1,000,000 coverage." The Water Commissioners feel that Lenard has now met the professional liability requirement as set forth in the contract.

Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to accept the recommendation of the Board of Water Commissioners that the selectmen accept and sign the letter of assurance from Lenard, and to have the letter become part of the contract. So voted and signed **by Chairman Petraitis.**

Planning Board member Steve Cummings was present to request permission from the selectmen to contact town counsel regarding a potential by-law violation. Mr. Cummings explained that it should only take counsel 1 – 2 hours to research and give an opinion on the matter. The selectmen gave their permission, and asked Mr. Cummings to funnel his communication through the selectmen's office.

Mr. Cummings also noted that Tim Hansen of CMRPC has asked the Planning Board to donate 6 hours of their allotted 12 hours of planning time to be used for Mr. Hansen to prepare a block grant application. The Planning Board has agreed to do this, but the selectmen also need to agree. Mr. Cummings noted that the Planning Board will have to be very careful with their remaining 6 hours of time. Mr. Hansen will submit an application for funds to repair a water main at Main and Maple Streets (primary project) and also to rehab the Nash Building (secondary project).

I. Mr. Filipkowski reviewed a statement of support for the National Guard and Reserves for the selectmen to approve. Mrs. Walter moved, and Mr.

Filipkowski seconded, a motion to approve and sign the statement of support. So voted.

- J. Mrs. Walter asked that the Police Building Committee or the police chief review the current police budget and submit **an estimate of maintenance and staffing costs to operate the new police facility, and determine if the Police budget can sustain these costs in the fourth quarter if the facility should open at that time.** Mrs. Walter noted that in the Chief's monthly report that the SAIN room was being considered for use as a regional facility, which means that we can charge for its use. She also suggested that the Building Committee explore possibilities for the use of this and other features of the new facility, such as lock-ups and the training room, to generate revenue to support the facility. After a brief discussion, Mr. Petraitis asked and Mrs. Walter agreed to draft the letter.

Chairman Petraitis called for a motion to draft a letter to the Police Building Committee requesting information on maintenance and staffing budget for the new police station. At this time Mrs. Walter added that the use of features such as the SAIN room to generate revenue was the second part of the motion. She also asked for clarification on who should receive the request, the Chief or the Building Committee? Mr. Filipkowski stated that the building committee is focused on the building. He stated that the building was designed to utilize the training room and other features in such a way that income could be generated. He suggested that the chief has some ideas on this and that he is the one who will make the decisions on staffing and maintenance, and that he also has the information to make the decisions on other uses of the facility, as he attends all of the committee's meetings.

Chairman Petraitis called for a motion. Mrs. Walter moved and Mr. Filipkowski seconded a motion to send an informal letter to the Police Chief 1) requesting an estimated maintenance and staffing budget for the new police station and determine if the current fourth quarter police budget can sustain these expenses 2) Create a plan or have a plan in place when the station opens to allow use of features of the new Police facility such as the SAIN room, training room and cells in a manner in which the Town is compensated for their use, and provide costs for these services.

- K. Mrs. Walter moved, and Mr. Filipkowski seconded, a motion that in the future executive session materials be distributed in paper form rather than electronically. So voted.

L. The selectmen reviewed an anticipated spending request submitted by Treasurer Anne Jannette asking for \$58 for tax title forms. The request was approved and signed.

The Executive session to discuss strategy related to collective bargaining and to conduct collective bargaining was cancelled by the Union's Business Agent.

There being no further business, at 7:40 PM Mrs. Walter moved, and Mr. Filipkowski seconded, a motion to adjourn. So voted.

Respectfully submitted,

Leslie Scott Burton
Administrative Assistant