

Place: Hybrid Meeting held at Chenery Hall, Medfield Town House and via Zoom
The Board of Selectmen will attend in person and members of the public may attend in person.
In addition, members of the public who wish may participate via Zoom.

Call to Order

At 7:00 pm, Selectman Murby called the meeting to order.

Present: Selectmen - Gustave Murby; Osler Peterson; Eileen Murphy. **Absent:** None. **Staff Present:** Town Counsel, Mark Cerel; Town Administrator, Kristine Trierweiler; Assistant Town Administrator, Nicholas Milano; DPW, Maurice Goulet; **Guests:** Christine Potts, 7 Curve St.; Jeremiah Potts, 7 Curve St.; Bill Massaro, 36 Evergreen Way. **Participating Remotely:** Megan Sullivan, 36 Wichita Rd.

Announcements

Disclosure of video recording.

We want to take a moment of appreciation for our Troops serving around the globe in defense of our country.

Appointments

1. Chief Guerette to request Officer Daniel Neal be appointed as a full-time police officer for the Town.
Ms. Trierweiler said he has graduated from the Academy and begun his training as a Police Officer.

MOTION: Mr. Peterson moved to appoint Officer Daniel Neal as a full-time police officer for the Town.
Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

2. Director of Public Works Maurice Goulet to request the Board of Selectmen:
 - a. Vote to approve a contract with Woodard & Curran, Inc. for a capacity analysis at the Wastewater Treatment Plant

Mr. Goulet described the process of I&I (infiltration and inflow). and the capacity analysis and entertained questions from Selectmen.

Mr. Murby pointed out that the cost of this contract is \$ 70,000.

- a. Vote to approve a contract with Woodard & Curran, Inc. for engineering design services for sewer rehabilitation projects

Mr. Goulet described areas of Town that are porous and may require flow meters at the Vine Lake Cemetery and design the Harding Street area system. He entertained questions from Selectmen.

Mr. Murby pointed out that the cost of this contract is \$ 110,000.

MOTION: Mr. Peterson moved to approve the contracts with Woodard & Curran, Inc. for a capacity analysis at the Wastewater Treatment Plant and engineering design services for sewer rehabilitation projects as outlined by Maurice Goulet. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

3. Public Hearing for the following Solicitor License Applications:
 - a. Power Home Remodeling: Justin Palumbo, Samuel Krajewski, Matthew Heaney, Isaac Elkhoury, Andrew Gingras

Mr. Murby declared the public hearing is now open.

No one from Power Home Remodeling was present at the meeting.

Ms. Trierweiler will have the discrepancies in the contract expiration dates clarified.

Mr. Murby said this item will be held until the next meeting of the Board of Selectmen.

Discussion Items (Potential Votes)

4. Annual Town Meeting Warrant Articles review and discussion
 - a. Board of Selectmen to vote a recommendation on each warrant article

Mr. Murby recommended approval of Articles 1, 2, 3, 4, 5.

1. Acceptance of the Annual Reports
2. Accept Cemetery Perpetual Care Funds
3. Vote Revolving Funds Expenditure Limits
4. Vote to appropriate a sum of funds from PEG Fund to Medfield TV
5. Fix Salaries and Compensation for Elected Officers

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Articles 1 through 5. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

6. Amend Personnel Administration Plan and Classification of Positions and Pay Schedule

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 6. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

7. Operating Budget

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 7. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

8. Transfer Funds to the Municipal Buildings Stabilization Fund from MSBA Reimbursements and expended appropriations

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 8. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

9. Appropriate a sum of money from Municipal Buildings Stabilization Fund (two-thirds vote required)

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 9. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

10. Transfer funds to the Capital Stabilization Fund

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 10.

Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

11. FY2023 Capital Budget

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 11.

Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

12. Water and Sewer Enterprise Fund Budgets

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 12.

Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

13. Authorize prior year bills (four-fifths vote required)

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 13 plus \$95.00. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

14. Adopt new School Committee Meeting By-Law

Mr. Murby deferred on this article. The Warrant Committee is taking this Article up next week.

Mr. Murby cited some concerns:

- SBC contract language around whether "the project is deemed *viable*"
- He noted it is built into the by-laws to tie the hands of the BOS who to select to the SBC
- BOS will not have discretion to determine who is most important to have on the SBC
- Two or 3 of the 4 members will have been chosen before BOS approval is sought

Ms. Murphy agreed with Mr. Murby.

Mr. Peterson approves of the Warrant Article.

Megan Sullivan of 36 Wichita Road asked whether this relates to the Permanent Building Committee.

Ms. Trierweiler rephrased the question: Why is there no representation from the Permanent Planning Building Committee?

Counsel Cerel said it's a separate committee with a separate composition specifically for school projects.

Mr. Murby said the Permanent Building & Planning Committee is on the Building Committee for non-schools.

Counsel Cerel put this into context. School building assistance has regulations which provide for a school project building committee which they require to be established in each case where there is a project approved by them. They specify what the composition of that will be. They are willing to look at a local by-law, but they then make their own determination whether that satisfies their requirements or not. They will compare their requirements to the local by-law and make their own determination. They want to see a certain composition of members.

Ms. Murphy confirmed that is an MSBA statement.

Christine Potts, 7 Curve Street asked Counsel Cerel to confirm.

The committee itself clarified that the MSBA is not mandatory but recommended. If you looked at 40 compositions of SBC, the composition of those committees varies greatly. Some core positions have construction expertise, but there is a range of people that are on those committees.

Counsel Cerel responded there are the regulations as they exist in theory on paper, and, then there is the actual process of how they apply them at school MSBA.

15. Adopt amendment to the Town Charter to change name of Board of Selectmen to Select Board (two-thirds vote required)

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 15.

Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

16. Amend Medfield Town Code Chapter 300 Zoning for community food distribution facility

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 16.

Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

17. Amend the Town of Medfield Zoning Map to locate new well 3A and fix display error of the Well Protection District

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 17.

Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

18. Appropriate funds for new Elementary School Feasibility Study (two-thirds vote required)

Mr. Murby deferred this Article until they learn what the School Committee wants to do since they have not requested funds for this purpose.

19. Appropriate funds for Open Space and Recreation Plan

Mr. Murby expressed concern with this request:

- Since there is no discipline or accountability for maintaining the Open Space the Town currently owns, and no provision in the Townwide Master Plan charter to maintain Open Space, he could not support appropriating funds to purchase more space.

Mr. Peterson is in favor of appropriating funds.

- It was not appropriate for the Townwide Master Plan to have set forth a maintenance plan
- The Conservation Commission is tasked with a maintenance plan, but operates with volunteers
- We had conditional acceptance of a plan, not full approval
- By not having an active Open Space & Recreation Plan, we're not eligible for grants
- The Town has not given the Conservation Commission the funds to maintain lands

- A consultant should be hired to recommend a plan, not volunteers of Conservation Commission

Ms. Trierweiler referred to Dave Henkels' three-page explanation of the plan. She will circulate to the Board of Selectmen for review. She will ask Dave Henkels to reach out to Mr. Murby.

Mr. Murby recommended holding this Article for further discussion.

20. Amend existing or proposed PPBC bylaw or any proposed School Building Project to include requirement of at least one public hearing before lead committee votes on a new site for a school or town building

Town Counsel Cerel said The Board of Selectmen need to see the specific proposed motions to take a position on the Article. He encouraged the proponents to get their proposed motions in or get the Committee to incorporate that so that you don't need this article if that is possible.

Mr. Murby said this Article will be held until the next meeting of the Board of Selectmen.

21. Appropriate funds for the replacement of a portion of the roof at the Blake Middle School

MOTION: Mr. Murby moved the Board of Selectmen recommend approval of Warrant Article 21. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

5. Discuss submission of a Statement of Interest to the Massachusetts School Building Authority
 - a. Potential vote to approve submitting a Statement of Interest

Selectmen did not have the final State of Interest, so they did not entertain questions. Ms. Murphy said we are awaiting response on the MSBA process.

6. Review and discuss proposed Power Purchase Agreement, Lease Agreement, and PILOT Agreement with Solect Energy Development for the Town Garage

Mr. Murby asked Mr. Milano questions about the Power Purchase Agreement:

- If we purchase all the electricity, where does the unused electricity go?
- Pilot payments start at \$1,000 per year, then drop to \$600. Is this an annual pilot payment?

Mr. Milano stated that the unused electricity will net meter across other Town accounts.

Yes, the pilot payment is an annual payment. We have not yet finalized the pilot payment.

He confirmed the entire agreement is through the power options program. Solect's profitability is limited by that program. There will be a future meeting between Solect and the Assessor.

Counsel Cerel said he and Mr. Milano have discussed legal issues that need to be addressed or refined. Mr. Peterson said he prefers the Town own solar PV installations so the town can get a greater return.

Action Items

7. Vote to approve the MBTA Community Information Form to satisfy the How to Comply for 2022 requirements related to MGL chapter 40A Section 3A, sometimes referred to as "MBTA Communities." Form must be submitted by May 2.

MOTION: Mr. Peterson moved the Board of Selectmen approve the MBTA Community Information Form as specified in the agenda and authorize the Chair to sign the form. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

Citizen Comment - None.

Consent Agenda

8. Spring Car Wash Dates. Fall dates will open on June 1.
 - a. April 16 - Medfield HS Boys Track
 - b. April 30 - Medfield HS Girls Track
 - c. May 7 - Medfield HS Girls Lacrosse
 - d. May 14 - Medfield HS Indoor Track
 - e. May 21 - Medfield HS Lacrosse
 - f. June 4 - Hannah Adams Women's Club
 - g. June 11 - Medfield HS Girls Varsity Soccer
 - h. June 18 - Medfield HS Boys Soccer
9. Medfield Lions request permission to post signs at the approved locations for the Spring Gala Event scheduled for May 7
10. First Parish UU Church of Medfield requests a parade permit for May 25th 7:30 PM for Anti Racist Candlelight Vigil to take place around Meetinghouse Pond, Frairy Street and Main Street.

Counsel Cerel suggested holding this item to get specifics from Ms. Kornet and Chief Guerette regarding the location of the participants on Main Street, whether on the sidewalk or in the street.

MOTION: Mr. Peterson moved to approve the Consent Agenda for Items 8 and 9 as written.

Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed. **Vote:** 3-0-0

Meeting Minutes

May 26, 2020	April 6, 2021	August 25, 2021	March 15, 2022
December 22, 2020	July 13, 2021	February 1, 2022	March 22, 2022
March 2, 2021	August 3, 2021	February 15, 2022	
March 30, 2021	August 17, 2021	March 1, 2022	

Mr. Murby deferred approving the meeting minutes until the next meeting.

Town Administrator Updates

Mr. Trierweiler reported the Warrant Report is scheduled to arrive tomorrow and will be mailed to Selectmen the following day.

PFAS update

The Water and Sewer Board met last week. Wells 1 & 2 had a slight increase in their PFAS results. The results can be found on the Town's web site. We're still under the threshold for DEP, but Water and Sewer will start further investigation. We did appropriate money from ARPA funding for the study.

Next Meeting Dates

April 26, 2022	May 10, 2022
May 2, 2022 - Annual Town Meeting	May 24, 2022

Selectmen Reports

Ms. Murphy reported:

- Fairy House event - Fantastic, well done, great turnout; dogs on leashes; no dog incidents
- Supposed to meet with Chief Carrico who unfortunately was not available

Mr. Peterson reported:

- Fairy House event - Good to see the kids enjoy themselves
- Interacted with 2 impressive police officers. Commended them to Chief Guerette in an email
- Medfield Foundation held a meeting
- Medfield Foundation Legacy Fund Committee held a meeting
- Energy Committee is very active with an impressive agenda

Mr. Murby reported:

- MSH Development Committee information meeting - Trinity will be present at next meeting
- Joint School Committee / Board of Selectmen public hearing
- Public Safety Building meeting went well
- Daffodil Days - Very rugged young girl dancers for a cold, windy day
- Memorial Day Committee meeting - Parade route a little different
- Last week he met with the State and Trinity regarding noise at gun range around Rt. 27
 - State is working to improve training for police across the state
 - He is cautiously optimistic for potential to work out a better solution with a broader set of benefits

Adjourn

MOTION: At 8:32 pm, Mr. Peterson moved to adjourn. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Murphy aye; Peterson, aye). None opposed. **Vote:** 3-0-0

Respectfully submitted,

Dale Michaud
Recording Secretary

Informational

The packet with meeting materials for this meeting is available at this link:

<https://www.town.medfield.net/DocumentCenter/View/6047/BOS-Meeting-Packet-April-19-2022>

- FY2021 Financial Statements

Documents and Exhibits

- DPW Contract 2022-02 for Professional Engineering Services between Town of Medfield and Woodard & Curran, Inc. for Sewer System Rehabilitation Contract Phase I
- DPW Contract 2022-03 for Professional Engineering Services between Town of Medfield and Woodard & Curran, Inc. for Water Treatment Plant Capacity Analysis
- Required Form of Vote to Submit a Statement of Interest SOI to the Massachusetts School Building Authority for the Dale Street School
- Power Purchase Agreement between Town of Medfield and Solect Energy Development LLC
- Lease Agreement between Town of Medfield and Solect Energy Development LLC
- Agreement for Payment in Lieu of Taxes between Town of Medfield and Solect Energy Development LLC
- MBTA Community Information Form, How to Comply for 2022 requirements related to MGL chapter 40A Section 3A
- 4/13/22 Email from Becca Kornet to K. Trierweiler ref Anti-Racist Candlelight Vigil
- 4/11/22 Letter from Medfield Lions Club to N. Milano ref Spring Gala Event