

**MINUTES**  
**BOARD OF SELECTMEN MEETING**  
Tuesday, June 28, 2011  
7:00 p.m.

The meeting of the Board of Selectmen was held at 7:00 pm in the Sharon Town Hall with Chairman Richard A. Powell, Selectman William Heitin and Selectman Walter Joe Roach,

**APPROVAL OF MINUTES**

- **VOTED:** (Heitin/Roach) Voted unanimously to approve the Regular Session Minutes and Executive Session Minutes of June 21, 2011

**CONSIDER SIGNING BOND ANTICIPATION NOTE AS PROVIDED BY BOND COUNSEL**

Town Administrator Puritz said this is approval of a Bond Anticipation Note of \$16,063,597 to run through August 31, 2011 that will be succeeded by a long-term bond.

- **VOTE OF THE BOARD OF SELECTMEN**

I, the Clerk of the Board of Selectmen of the Town of Sharon, Massachusetts, certify that at a meeting of the board held June 28, 2011, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

**Voted:** that we hereby determine, in accordance with G.L. c. 70B, that the amount of the cost of the Sharon Middle School renovation project authorized by a vote of the Town passed on November 9, 2009 (Article 5) not being paid by the school facilities grant is \$27,387,248 and we hereby approve of the issuance of notes and bonds in such amount under said G.L. c. 70B.

**Further Voted:** to approve the sale of a \$16,063,597 1.15 percent General Obligation Bond Anticipation Note (the "Notes") of the Town dated June 30, 2011, and payable August 31, 2011, to TD Securities (USA) LLC at par and accrued interest plus a premium of \$24,818.26.

**Further Voted:** that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated June 20, 2011, and a final Official Statement dated June 23, 2011, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

**Further Voted:** that the consent to the financial advisor bidding for the Notes, as executed prior to the bidding for the Notes, is hereby confirmed.

**Further Voted:** that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the holders of the Notes from time to time.

**Further Voted:** that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or

convenient to carry into effect the provisions of the foregoing votes.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Notes were taken in executive session, all in accordance with G.L. c.30A, §§18-25 as amended.

- **VOTED:** (Heitin/Roach) Voted unanimously to move all the votes as read above

- **APPROVAL OF AIR-CONDITIONING AND HEATING PROJECT FOR TOWN HALL**

**VOTED:** (Heitin/Roach) Voted unanimously to award the Air-Conditioning and Heating project for Town Hall to Automatic Temperature Controls, Inc. of Cranston RI at a cost of \$79,985

- **APPROVAL OF EMPLOYMENT AGREEMENT AMENDMENT FOR POLICE CHIEF BERNSTEIN**

Town Administrator Puritz said the amendment is for FY '12 and FY '13 following several conversations with Police Chief Bernstein. He said this provides a level of separation between the Police Chief and the Deputy Chief.

- **VOTED:** (Heitin/Roach) Voted unanimously to approve amendment to the Police Chief Bernstein contract.

- **DISCUSSION REGARDING TIMING OF CONSTRUCTION FOR MOUNTAIN STREET PAVING**

Town Administrator Puritz reviewed a memo from DPW Superintendent Hooper setting forth the permitting timeline of the paving which he expects will go way into the fall. Therefore, on a practical basis the actual physical construction of the work would not occur during this calendar year. He also added that there is the potential of a petition article that would be advisory in nature in opposition to the paving of the unpaved portion of Mountain Street. Therefore, he felt the Town would be better served to wait until after a scheduled Town Meeting to pave the road.

**VOTED:** (Powell/Heitin) Voted unanimously to begin the process to initiate permitting regarding paving of Mountain Street but not to pave the road prior to the annually scheduled Fall Town Meeting.

- **TEMPORARY MOORING REGULATIONS GOVERNING PUBLIC POLICY**

- Chairman Powell read the Temporary Mooring Regulations as recommended by Town Counsel.

**TOWN OF SHARON  
TEMPORARY MOORING PERMIT REGULATIONS FOR PUBLIC PROPERTY**

1. The Town Administrator, under the provisions of Massachusetts General Laws Chapter 91, Section 10A, shall control the mooring on a temporary basis of removable docks, floats or rafts held by anchors or bottom moorings within the Town of Sharon, in accordance with these regulations.

2. This regulation shall apply to all new temporary moorings on property owned by the Town of Sharon.

3. Applications for temporary mooring permits shall be made in writing to the Town Administrator's office.
4. The Town Administrator shall act on applications for such permits within a period of 15 days from receipt thereof.
5. Temporary mooring permits issued hereunder will be issued effective April 1<sup>st</sup> in the year of issue and will be valid until March 31<sup>st</sup> of the following year.
6. There will be no fee for such temporary mooring permit.

Effective date: June 28, 2011

Town Administrator Puritz said that the regulation impacts Town properties only.

- **VOTED:** (Heitin/Roach) Voted unanimously to accept the Temporary Mooring Regulations as just read.

#### **AWARD THE HEALTH INSURANCE STOP-LOSS COVERAGE AWARD**

- Town Administrator Puritz said that four bids were submitted and the low bidder was Blue Cross Blue Shield (Cook Agency) at the low bid of \$512,945

- **VOTED:** (Heitin/Roach) Voted unanimously to award the Stop-Loss Insurance award to Cook Agency

#### **SUPPLEMENTAL AGENDA**

##### **APPROVE RESERVE FUND TRANSFER REQUEST FOR THE DPW**

- Town Administrator Puritz said that the request was approved by the Finance Committee last night and was \$8,000 less than prior draft requests.

**VOTED:** (Heitin/Roach) Voted unanimously Consider voting to move into Executive Session to discuss FLSA update, bargaining status of AFSCME unit, SMEA bargaining update, dispatcher negotiation. Real property – lease amendment HFY Administration Building. Pending litigation with re... R. Uyttebroek The discussion of these items in open session would be detrimental to the Town.

The meeting adjourned at 7:30 p.m.

Powell: Aye

Roach: Aye

Heitin: Aye