

**TOWN OF HOPKINTON  
BOARD OF SELECTMEN  
Meeting Date: July 24, 2007  
MINUTES**

**Board of Selectmen members present:** Muriel E. Kramer, Chairwoman; Mary Pratt, Vice-Chairwoman; Michael Shepard; Brian Herr; Matt Zettek;

**Others Present:** Casey Kadlik, HCAM; Robert Falcione, HopNews; Mr. Conn, MetroWest News; Dr. John Phelan; Dan McIntyre; Jim Pyne; Kevin Kohrt; Nancy Peters; Colleen Charleston; Molly Myers; Tim Kilduff; Carol DeVeuve; Nancy Peters; R. Michael Dawley; Michael Riley; Fire Chief Daugherty, Acting Town Manager; Geri Holland, Executive Assistant

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**Open Public Meeting and Move into Executive Session for the purpose to discuss litigation (Room 211)**

**6:00 p.m. Vote:** Mrs. Kramer opened the public meeting and entertained a motion to move into executive session for the purpose to discuss contract negotiations; and then move back into public session to continue the public meeting. **So moved Mrs. Pratt. Second Mr. Shepard.** The roll call votes follow: Mrs. Kramer: yes; Mrs. Pratt: yes; Mr. Shepard: yes; Mr. Herr: yes; Mr. Zettek: yes. **Unanimously voted.**

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**Re-Open Public Meeting/Pledge of Allegiance (Room 215)**

**7:00 p.m.** Mrs. Kramer, Chairwoman, invited everyone to stand for the Pledge of Allegiance.

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**Board of Selectmen's minutes:**

1. **June 12, 2007:**  
School Building Authority/Statement of Interest (Selectmen's June 12, 2007 Minutes)  
School Superintendent, Dr. John Phelan, requests the Board to amend the June 12, 2007 under the School building Authority/Statement of Interest section to refer to the New Early Childhood Center at the Center Elementary School.  
**Vote:** Mr. Shepard motioned to approve the June 12, 2007 Selectmen's minutes to include the amendment as requested by the School Superintendent. **Second Mrs. Pratt. Unanimously voted.**
2. **April 24, 2007:**  
**Vote:** Mrs. Kramer entertained a motion to approve the April 24, 2007 Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**
3. **May 29, 2007 (ES):**  
**Vote:** Mrs. Kramer entertained a motion to approve the May 29, 2007 Executive Session Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**
4. **June 5, 2007:**  
**Vote:** Mrs. Kramer entertained a motion to approve the June 5, 2007 Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**
5. **June 11, 2007:**  
**Vote:** Mrs. Kramer entertained a motion to approve the June 11, 2007 Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**
6. **June 12, 2007 (ES):**  
**Vote:** Mrs. Kramer entertained a motion to approve the June 12, 2007 Executive Session Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**
7. **June 14, 2007:**  
**Vote:** Mrs. Kramer entertained a motion to approve the June 14, 2007 Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**
8. **June 18, 2007:**  
**Vote:** Mrs. Kramer entertained a motion to approve the June 18, 2007 Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**

9. **June 18, 2007 (ES):**

**Vote:** Mrs. Kramer entertained a motion to approve the June 18, 2007 Executive Session Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**

10. **June 19, 2007:**

**Vote:** Mrs. Kramer entertained a motion to approve the June 19, 2007 Selectmen Minutes. **So moved Mrs. Pratt. Second Mr. Shepard. Unanimously voted.**

11. **June 19, 2007 (ES):**

**Vote:** Mrs. Kramer entertained a motion to approve the June 19, 2007 Executive Session Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**

12. **June 26, 2007:**

**Vote:** Mrs. Kramer entertained a motion to approve the June 26, 2007 Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**

13. **June 26, 2007 (ES):**

**Vote:** Mrs. Kramer entertained a motion to approve the June 26, 2007 Executive Session Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**

14. **June 10, 2007 (ES):**

**Vote:** Mrs. Kramer entertained a motion to approve the June 10, 2007 Executive Session Selectmen Minutes. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**

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**Notes (Center School Boiler; Middle School Repairs and Chapter 80**

**Vote:** Mrs. Kramer entertained a motion to approve for signature as recommended by the Town Treasurer a Bond Anticipation Note for a Municipal Purpose Loan for the Center School Boiler and Middle School repairs for \$945,000 plus interest at 3.95% of \$37,327.50 for a total of \$982,327.50. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**

**Vote:** Mrs. Kramer entertained a motion to approve for signature as recommended by the Town Treasurer a State Aid Anticipation Note for Chapter 90 funding for \$37,500 plus interest at 4.09% of \$1,537.95 totaling \$39,037.95. **So moved Mr. Shepard. Second Mrs. Pratt. Unanimously voted.**

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***7:30 p.m. Break from the Selectmen's Meeting to open the Appropriation Appointing Committee Meeting:***  
***7:40 p.m. Selectmen's meeting re-convened***

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**Marathon Fund (one year term): 1) Colleen Charleston**

Ms. Colleen Charleston presented an overview of her background and interest to serve on the Marathon Fund Committee. She noted that she was recently appointed to the Veteran's Celebration Committee.

**Vote:** Mr. Shepard motioned to appoint Colleen Charleston to the Marathon Fund Committee for a one-year term to 2008. **Second Mrs. Pratt. Unanimously voted.**

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**Facilities Board (three year term to '10): 1) R. Michael Dawley**

Mr. Michael Dawley presented an overview of his background and interest to serve on the Facilities Board. Mr. Dawley believes his facilities background and professional experience would be an asset to the Board.

**Vote:** Mrs. Kramer entertained a motion to appoint Michael Dawley to the Facilities Board for a three year term to 2010. **So moved Mr. Shepard. Second Mr. Zettek. Unanimously voted.**

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**ADA Oversight Committee (three vacancies: terms to '08; '09; '10):**

Mrs. Molly Myers presented her background and interest to serve on the ADA Oversight Committee. She said that she has served on the MetroWest Parents of children with Down syndrome and is presently serving as a board member on the Special Education Advisory Council. Ms. Myers believes her interest and background would be an asset to the Committee.

As Mrs. Dale Danahy was unable to attend this evening's meeting, she emailed a memo to ask for the Board's consideration to serve on the ADA Oversight Committee and believes her knowledge, as a parent with a disabled child, would be helpful to the committee. Mrs. Danahy said that her son stated an interest in the committee's mission and would also be willing to attend the meetings with her.

Dr. Kevin O'Connor who was unable to attend this evening's meeting wrote a letter of interest to the Board to ask for their consideration to appoint him to the ADA Oversight Committee. Dr. O'Connor's has a background in counseling psychology; and Chief Daugherty stated that he reviewed Dr. O'Connor's resume and believes that he would make a good contribution to the Committee.

**Vote:** Mr. Shepard motioned to appoint Molly Myers to the ADA Oversight Committee for a three year term to 2010. **Second Mr. Herr. Unanimously voted.**

**Vote:** Mr. Shepard motioned to appoint Dale Danahy to the ADA Oversight Committee for a two year term to 2009. **Second Mr. Zettek. Unanimously voted.**

**Vote:** Mr. Shepard motioned to appoint Kevin O'Connor to the ADA Oversight Committee for a one year term to 2008. **Second Mr. Herr. Unanimously voted.**

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#### **Special Municipal Status Request: DPW Board**

Mr. Dan McIntyre and Mr. Jim Pyne, members of the DPW Board, requested for Special Municipal Employee status they would be in violation of the Conflict of Interest Laws without this status, as they both handle business with the Town of Hopkinton. It was noted that Mr. Pyne does a significant amount of business with the Town; and Mrs. Kramer recommended that the Board requests an hour of Town Counsel's opinion regarding this issue. After some discussion, it was agreed to grant Special Municipal Status to the DPW Board and for Mr. Pyne to submit a letter of disclosure.

**Vote:** Mr. Herr motioned to grant the DPW Board Special Municipal status. **Second Mr. Zettek. Discussion:** Mr. Shepard requested that Mr. Pyne submit his letter of disclosure within a week. Mr. Pyne agreed to that he would do this. **The votes follow: Mrs. Kramer: no; Mrs. Pratt: yes; Mr. Shepard: yes; Mr. Herr: yes; Mr. Zettek: yes. So voted.**

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#### **Wastewater Treatment Facilities Plant Update: Dan McIntyre, Chair of the DPW Board**

Mrs. Pratt and Mr. Shepard stepped off the Board.

Mr. McIntyre asked for the Board's support to help move the proposed Wastewater Treatment Facilities Plant forward. After some discussion, the Board agreed to give the DPW Board their support and write a letter to the Department of Environmental Protection asking them to move the review process forward.

**Vote:** Mr. Zettek motioned for the Board of Selectmen to send the Department of Environmental Protection a letter to encourage them to expedite the DEP review process. **Second Mr. Herr. Unanimously voted.** Mr. Zettek said that he would draft the letter.

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#### **Fruit Street Committee Discussion**

Mrs. Kramer began a conversation regarding the development of the Fruit Street property and as to whether or not the Board needs to establish another Fruit Street Committee or to consider the Town Board and Committees to help with the development of the property. The Board agreed to invite the various departments who are involved with the process with the usage of the property to meet with the Board beginning at the August 28 to offer feedback about their needs. Mr. Herr stressed that the plans for eight distinct uses voted at Town meeting should not be altered; and the Board recognized that this is what the voters wanted but have an issue with the funding mechanism. The Board also discussed the possibilities of other funding methods that could be explored such as private funding etc. It was agreed to send correspondence to the "stakeholders" to invite them to the August 28<sup>th</sup> meeting to discuss their projects.

Mrs. Pratt and Mr. Shepard returned to the Board.

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#### **Authorize to sign Conveyance of Deed (Lake Maspenock)**

**Vote:** Mrs. Kramer entertained a motion to authorize the Chairwoman to sign the Acceptance of the Conveyance of Deeds and to authorize the execution of the document at the closing to purchase the Lake Maspenock Dam. **So moved Mrs. Pratt. Second Mr. Zettek. Unanimously voted.**

### **Board of Selectmen FY'08 goals**

The Board agreed to address the FY'08 goals at the next meeting.

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### **Town Manager's Report**

Mr. Zettek stepped off the Board.

Chief Daugherty reported that the Weston Nurseries property would be purchased by Boulder Capital on Thursday. He said that the roll back taxes were being put into the Stabilization fund. Mr. Zettek stepped back on the Board.

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### **Committees without Liaisons:**

Mrs. Kramer said that several committees that did not have a liaison assigned to them; and the Board agreed to serve as liaisons to those committees as follows:

- 1) *Cultural Arts Alliance Bldg. Committee: Brian Herr*
  - 2) *Commissioners of Trust Funds: Mary Pratt*
  - 3) *Tax Relief Committee: Matt Zettek*
  - 4) *Downtown Revitalization Committee: Muriel Kramer*
  - 5) *Voices for Vision Civic Engagement Committee: Muriel Kramer*
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### **Election Poll Workers Appointments:**

**Vote:** Mrs. Kramer entertained a motion to appoint the following Election Poll Workers for a term to expire August 31, 2008: Helen K. Baratta, Susan M. Boass, Harold Boudreau, Mary Brown, Patricia Byrne, Raymond Drawe, Nancy Drawe, Blanche Driscoll, Jaquelyne Fahey, Ollie Flannery, Grace Gradie, George Gross, Kathleen Kearns, Maureen Lavoie, Patricia Leary, Charlotte Lemoine, Anne Marcy, Richard Macmillan, Carol McBride, Mary Morrissey, Theresa Nealon, Helen O'Brien, John Palitsch, Joyce Plucker, Jean Robertson, Judy Ryan, Carolyn Schmidt, Harold Schmidt, Nora Schwartz, Barbara Sullivan, L. Alfreda White, Frederick White, Marjorie Wright, Jean Warden, Carol Walsh, Margaret Zilembo, Florence Connolly, William Mackin, Virginia Mahar, John McNerney, Therese Robert-Birri, and Francis Seariac. **So moved Mr. Pratt. Second Mr. Zettek. Unanimously voted.**

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### **Accept Harry Carver Safety Fund Gift**

**Vote:** Mrs. Kramer entertained a motion to accept the gift from the MOMS Club for \$770 for the Harry Carver Safety Fund. **So moved Mrs. Pratt. Second Mr. Shepard. Unanimously voted.**

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### **Rescind Kevin Kohrt's appointment to the Recycling Committee**

Mrs. Kramer said that Kevin Kohrt was re-appointed to the Recycling Committee at the June 26, 2007 meeting which was in error as his term is not up for reappointment until 2009.

**Vote:** Mrs. Kramer entertained a motion to rescind the vote to re-appoint Kevin Kohrt to the Recycling Committee that was voted at the June 25, 2007 meeting. **So moved Mr. Shepard. Second Mr. Herr. Unanimously voted.**

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### **Appointment of Philip Butler to the Recycling Committee (three year appointment to '10)**

**Vote:** Mrs. Kramer entertained a motion to re-appoint Philip Butler to the Recycling Committee for a three year term to 2010. **So moved Mrs. Pratt. Second Mr. Shepard. Unanimously voted.**

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### **Meeting Adjourned:**

**10:20 p.m.** Mrs. Kramer entertained a motion to adjourn the public meeting. **So moved Mr. Herr. Second Mrs. Pratt. Unanimously voted.**

Respectfully submitted,

Geri Holland  
Executive Assistant

Date approved: 8/28/07