Board of Selectmen
Minutes of May 28, 2013
Bourne Community Building
Bourne, MA 02532

TA Guerino

Don Pickard
Peter Meier
Earl Baldwin
Linda Zuern
Don Ellis

Documents
- None

Note this meeting is being televised and recorded. If anyone in the audience is recording or videotaping, they need to acknowledge such at this time

Moment of Silence for our Troops /Salute the Flag

Public Comment – Non-Agenda Items
Felicita Monteiro – publically thanked the outpouring of support of COA Café due to absence of the chef. Thanked the Lobster Trap at no cost, café volunteers named to make sure tables properly set and cleaned, Sweet Caroline's, COA staff to ensure continuity and the Friends. Thanked seniors for support.

Board direct TA Guerino – put letters on the Board's behalf over their signature.

Board of Selectmen – Organization
Zuern MOVED and SECONDED by Ellis to appoint Peter Meier as Clerk of the Board of Selectmen. VOTE 5-0.

Meier MOVED and SECONDED by Ellis to appoint Linda Zuern as Vice Chairman of the Board of Selectmen. No further nominations. VOTE 5-0.

Meier MOVED and SECONDED by Zuern to appoint Earl Baldwin as Chairman of the Board of Selectmen. No further nominations. VOTE 4-1 (Pickard opposed).

Minutes: 5/8/13; 5/14/13
Meier MOVED and SECONDED by Zuern to approve minutes of 5/8/13 as submitted.
VOTE 4-0-1 (Ellis abstention).

Meier MOVED and SECONDED by Zuern to approve minutes of 5/14/13 as amended.
VOTE 4-0-1 (Ellis abstention). Page 8 – attended LEPC by Zuern

Correspondence

Meier read correspondence into record. Included is a letter from the CCC dated 4/20/13 – letter looking for Selectman appointment. Correspondence and copies can be obtained at the Town Administrator's office.

Zuern – asked to put CCC letter on a future agenda item to take action. TA Guerino to get back to the board.

Bond Note Signing

TA Guerino – this is a re-financing of a several notes.

I, Peter J. Meier, the Clerk of the Board of Selectmen of the Town of Bourne, Massachusetts (the "Town"), certify that at a meeting of the board held May 28, 2013, 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 in order to reduce interest costs, the Treasurer is authorized to issue refunding bonds, at one time or from time to time, pursuant to Chapter 44, Section 21A of the General Laws, or pursuant to any other enabling authority, to refund all of the Town's $12,593,000 General Obligation Bonds dated July 15, 2003 maturing on and after July 15, 2014 (collectively, the "Refunded Bonds") and that the proceeds of any refunding bonds issued pursuant to this vote shall be used to pay the principal, redemption premium and interest on the Refunded Bonds and costs of issuance of the refunding bonds.

Further Voted: that the sale of the $4,295,000 General Obligation Refunding Bonds of the Town dated June 4, 2013 (the "Bonds"), to Eastern Bank Capital Markets at the price of $4,455,441.34 and accrued interest is hereby approved and confirmed. The Bonds shall be payable on July 15 of the years and in the principal amounts and bear interest at the respective rates, as follows:

Year	Amount	Interest Rate	Year	Amount	Interest Rate
2014	$565,000	2.00%	2019	$500,000	2.00%
2015	550,000	2.00	2020	490,000	2.00
2016	540,000	2.00	2021	395,000	2.00
2017	535,000	2.00	2022	205,000	2.00
2018	515,000	2.00			

Further Voted: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated May 14, 2013, and a final Official Statement dated May 23, 2013 (the "Official Statement"), 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 Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a continuing 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 Bonds for the benefit of the holders of the Bonds from time to time.

Further Voted: that we authorize and direct the Treasurer to establish post issuance federal tax compliance procedures in such form as the Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Bonds.

Further Voted: that each member of the Board of Selectmen, the Town Clerk, the Town Treasurer and the Assistant 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 Bonds were taken in executive session, all in accordance with G.L. c.30A, §§18-25 as amended. Seconded by Linda Zuern. VOTE 5-0.

Appointments and Licenses:

a. Chariot Pizza – Brian Shields – waive restriction for Buzzards Bay Park

Zuern MOVED and SECONDED by Meier to waive the restriction for Buzzards Bay Park for Chariot Pizza – Brian Shields at the Farmer's Market between 7/5/13 – 10/23/13 per routing slip. *Ellis – would like to see the insurance certificate fulfilled.* VOTE 5-0.

b. Stan Gibbs Statue Location

Meier MOVED and SECONDED by Zuern to approve the location of the Stan Gibbs Statue per plans submitted with location by Superintendent Sala with the review of the Town Planner.

Ellis – asked if the statue would be facing the canal or walking away from the canal. The statue will be walking away from the canal.

VOTE 5-0.

c. Shoreline Automotive, Inc. – Class II Car Dealer's

The majority of the business is wholesale and on the internet. Looking to meet criteria with the town. No repairs, 90% of the work is dealer to dealer.

Ellis – asked about lights on the premises. The area is lit during the evening for safety and police access.

Meier MOVED and SECONDED by Zuern to approve Shoreline Automotive, Inc. at 109 Barlows Landing Road request for Class II Car Dealer's license per routing slip. VOTE 5-0.

d. MS Event – One Day Liquor – Mass. Maritime Academy

Meier MOVED and SECONDED by Zuern to approve Mass. Maritime Academy MS Event for One Day Liquor license on 6/29/13 from 2:00 pm – 9:00 pm subject to liquor liability insurance. VOTE 5-0.

e. **MMA @ Beachmoor – two (2) One Day Liquor**

Meier MOVED and SECONDED by Zuern to approve Mass. Maritime Academy One-Day Liquor license for the Buzzards Bay Coalition on 6/27/13 6:00 pm – 9:00 pm.

Meier MOVED and SECONDED by Zuern to approve Mass. Maritime Academy One-Day Liquor license for reception on 6/14/13 5-7:30 pm. VOTE 5-0.

Selectmen's business

a. **Signing Special State Election Warrant**

Meier MOVED and SECONDED by Zuern to approve the signing of the Special State Election Warrant. VOTE 5-0.

Zuern – attend COA Wellness Fair on 5/17/13; attended the train test run; attended the ceremony on Memorial Day at Town Hall.

Meier – thanked the citizens for re-appointing him; attended the train test run and saw the first official train. Precincts 1,2,5 and 7 have openings for the Charter Compliance Committee.

Ellis – thanked the citizens for voting for him for Selectman.

Baldwin – volunteers needed for the Bourne Youth Program. Anyone interested to contact TA Guerino.

Establish Goals Session (must be completed within 45 days of annual town election, per charter, July 4, 2013)

TA Guerino – June 4, 2013 at 6:30 pm workshop. There is a posted public hearing for a Wine and Malt beverage for Sweet Caroline's at 7:30 pm where the board will go back to the Goals Session.

Zuern – requested the CCC Selectmen appointment be put on the agenda for this workshop.

Town Administrator's Report

Congratulated Mr. Meier and Mr. Ellis for their appointments to the board. He also thanked the townspeople for the positive outcome on the Public Works Facility. He will be attending the Semi-Annual Mass. Manager Training for the rest of the week and will be back in the office on Monday.

It was the consensus of the board for TA Guerino to draft letter on the board's behalf to the committee for efforts in getting the Public Works Facility passed.

Adjourn

Meier MOVED and SECONDED by Zuern to adjourn. Meeting adjourned at 7:45 pm.

Respectfully submitted - Lisa Groezinger