

**Board of Selectmen
Minutes of Thursday, April 2, 2020
Zoom Remote – Public Access**

.....

TA Tony Schiavi
ATA Glenn Cannon

Selectmen

Judy Froman, Chair
James Potter, Vice Chair
George Slade, Clerk
Jared MacDonald
Peter Meier

2020 APR 24 PM 12:44
TOWN CLERK BOURNE

RECEIVED

Note this Zoom videoconference meeting is being televised, streamed and recorded by Bourne TV. If anyone from the public wishes to comment on any agenda item, they can access the following conference line: **1-508-453-6636. PIN: 96857.** Please MUTE your phone until the Chair asks if anyone wishes to speak.

All items within the meeting agenda are subject to deliberation and vote(s) by the Board of Selectmen.

6:00 p.m. Call Public Session to order in Open Session

Madam Chair Froman called the meeting to order at 6:00 pm.

Moment of Silence for our Troops and our public safety personnel /Salute the Flag

Vision: Bourne is a community that embraces change while respecting the rich heritage of the town and its villages. It is a municipality based on strong fiscal government with a durable economy that recognizes the rights of all citizens, respects the environment, especially the coastal areas of the community, embraces excellent education, and the amenities that it affords and offers to citizens a healthy, active lifestyle.

Mission: Bourne will maximize opportunities for social and economic development while retaining an attractive, sustainable and secure coastline and environment for the enjoyment of residents and visitors. Through responsibility and professional leadership and in partnership with others, Bourne will strive to improve the quality of life for all residents living and working in the larger community.

Public Comment – Non-Agenda Items

None requested.

6) Approval of Minutes: March 17, 2020

Voted: Peter Meier moved and seconded by Jared MacDonald to approve the minutes from March 17, 2020. Roll Call Vote: Jared MacDonald – Yes; Peter Meier – Yes; George Slade – Yes; James Potter – Yes; Judith Froman – Yes. Vote: 5-0-0.

7) Selectmen's Business

- a. **Vote to approve the sale of a \$4,360,417 (1.15%) General Obligation Bond Anticipation Note of the Town to be dated April 9, 2020.**
- b. **Vote to reschedule the Town of Bourne Local Election to June 23, 2020 per Chapter 45 of the Acts of 2020.**

Erica Flemming went over the Bond (General Obligation Bond Anticipation Note).

Voted: Jared MacDonald moved and seconded by James Potter to pass the Vote of the Board of Selectmen as set forth in the document presented.

Roll Call Vote: Jared MacDonald - Yes; Peter Meier - Yes; George Slade - Yes; James Potter - Yes; Judy Froman - Yes. Vote: 5-0-0.

The document referenced in the motion is presented below:

VOTE OF THE BOARD OF SELECTMEN

I, the Clerk of the Board of Selectmen of the Town of Bourne, Massachusetts (the "Town"), certify that at a meeting of the board held April 2, 2020 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 partial roof replacement and related repairs or improvements at the Bourne High School project authorized by a vote of the Town passed on May 6, 2019 (Article I) not being paid by the school facilities grant is \$1 and we hereby approve of the issuance of notes and bonds not to exceed such amount under said G.L.

c. 0B.

Further Voted: to approve the sale of a \$4,360,417 1.15 percent General Obligation Bond Anticipation Note of the Town dated April 9, 2020, and payable April 9, 2021 (the "Note"), to Cape Cod Five Cents Savings Bank at par and accrued interest, if any.

Further Voted: that in connection with the marketing and sale of the Note, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated March 19, 2020, and a final Official Statement dated March 26, 2020, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, 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 Note, for the benefit of the holder of the Note from time to time.

Further Voted: that we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures and continuing disclosure procedures in such

forms as the Town 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 Note and to comply with relevant securities laws.

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.

Except for the town meeting called pursuant to G.L. c.39, 510, all proceedings essential to the issue of the Note and the authorization of the bonds and deliberations of a quorum relating thereto have been taken at a meeting or meetings open to the public; notice of each such meeting was filed in my office and publicly posted in the time and manner set forth in the General Laws, as amended, in effect at the time of each such meeting, Chapter 30A, 5518-25, as further suspended, supplemented, amended or modified by the Executive Order of the Governor of The Commonwealth of Massachusetts Suspending Certain Provisions of the Open Meeting Law, Chapter 30A, 520 dated March 12, 2020 (the "Executive Order"), 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); no deliberations, decision or vote in connection with the Note or bonds were taken in executive session and no vote was taken by secret ballot; and the official record of each such meeting was made available to the public and remains available to the public as set forth in G.L. c.30A, 18-25, as further suspended, supplemented, amended or modified by the Executive Order.

Dated: April 2, 2020

82596462v.1:

Clerk of the Board of Selectmen)

7.b. Tony Schiavi spoke about Towns getting flexibility regarding Chapter 45 of the Acts of 2020 and moving of local town elections to a date no later than June 30, 2020, assuming it is safe to do so regarding the pandemic. Mr. Schiavi said that Barry Johnson is in agreement to move the Town Election to June 23, 2020.

Voted: Peter Meier moved and seconded by Jared MacDonald to move pursuant to Chapter 45 of the Acts of 2020 to postpone the Town of Bourne Annual Election to June 23, 2020.

Roll Call vote: Jared MacDonald - Yes; Peter Meier - Yes; James Potter - Yes; George Slade - Yes; Judy Froman - Yes. Vote: 5-0-0.

Judy Froman questioned if the Clerk was supposed to read the complete motion for the Bond. Tony Schiavi said they gave us the motion and said the entire motion does not have to be read.

8) Adjourn

Voted George Slade moved and seconded by Jared MacDonald to adjourn. Meeting adjourned at 6:15 pm.

Roll Call Vote: Jared MacDonald - Yes, Peter Meier - Yes, James Potter - Yes, George Slade - Yes, Judy Froman - Yes. Vote 5-0-0.

Respectfully submitted – Carole Ellis, secretary.