

**Town of Needham  
Board of Selectmen  
Minutes for May 26, 2009  
Needham Town Hall**

6:45 p.m. Informal Session:

Brian Nadler, Vice Chair of the Park and Recreation Commission updated the Board of Selectmen on the DeFazio Park renovation project.

7:00 p.m. Call to Order:

A meeting of the Board of Selectmen was convened by Chairman Daniel P. Matthews at 7:00 p.m. Those present were John A. Bulian, Gerald A. Wasserman, Denise C. Garlick, Maurice P. Handel, Town Manager Kate Fitzpatrick, and Recording Secretary Mary Hunt.

7:00 p.m. Approve Sale of Bonds

David Davison, Assistant Town Manger/Finance and Ms. Evelyn Poness, Treasurer reported to the Board the results of the Bond Sale.

**Motion by Mr. Bulian that the Board vote to approve Motion A as shown below:**

Move that the sale of the \$6,842,000 General Obligation Municipal Purpose Loan of 2009 Bonds of the Town dated June 1, 2009 (the "Bonds"), to Roosevelt & Cross, Inc. at the price of \$7,013,393.42 and accrued interest, if any, is hereby approved and confirmed. The Bonds shall be payable on June 1 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest Rate</u>
2010	\$822,000	4.00%	2019	\$335,000	4.00%
2011	775,000	3.00	2020	200,000	3.00
2012	695,000	2.00	2021	200,000	3.125
2013	690,000	2.00	2023	400,000	3.375
2014	480,000	2.25	2024	200,000	3.50
2015	335,000	2.375	2025	200,000	3.625
2016	335,000	2.375	2026	200,000	3.75
2017	335,000	4.00	2027	200,000	3.875
2018	335,000	4.00	2028	105,000	4.00

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to approve Motion B as shown below:**

Move that the Bonds maturing on June 1, 2023 (a "Term Bond") shall be subject to mandatory redemption or mature as follows:

<u>Bond due June 1, 2023</u>	
<u>Year</u>	<u>Amount</u>
2022	\$200,000
2023*	200,000

\*Final Maturity

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to approve Motion C as shown below:**

Move that the sale of a \$15,169,400 General Obligation Bond Anticipation Note, Series A (the "Series A Note") and a \$471,700 General Obligation Bond Anticipation Note, Series B (the "Series B Note", together with the Series A Note, the "Notes") of the Town both dated June 1, 2009, at par and accrued interest, if any, plus the premiums indicated as follows:

Series A Note payable December 15, 2009

<u>Denomination</u>	<u>Interest Rate</u>	<u>Premium</u>	<u>Purchaser</u>
\$15,169,400	1.50%	\$84,221.69	TD Securities (USA) LLC

Series B Note payable June 15, 2009

<u>Denomination</u>	<u>Interest Rate</u>	<u>Premium</u>	<u>Purchaser</u>
\$471,700	1.00%	\$0.00	Century Bank

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to approve Motion D as shown below:**

Move 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 15, 2009, and a

final Official Statement dated May 21, 2009 (the "Bonds Official Statement"), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to approve Motion E as shown below:**

Move that in connection with the marketing and sale of the Notes, the preparation and distribution of Notice of Sale and Preliminary Official Statements dated May 15, 2009, and final Official Statements dated May 21, 2009, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to approve Motion F as shown below:**

Move that the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Bonds Official Statement.

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to approve Motion G as shown below:**

Move that the consent to the financial advisor bidding for the Bonds and Notes, as executed prior to the bidding for the Bonds and Notes, is hereby confirmed.

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to approve Motion H as shown below:**

Move that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver continuing and material events disclosure undertakings in compliance with SEC Rule 15c2-12 in such forms as may be approved by bond counsel to the Town, which undertakings shall be incorporated by reference in the Bonds and Notes, as applicable, for the benefit of the holders of the Bonds and Notes from time to time.

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to approve Motion I as shown below:**

Move 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.

**Second: Mr. Wasserman. Unanimously approved 5-0.**

Mr. Davison reported to the Board that Needham has retained its AAA rating. Mr. Davison stated that the town is weathering the economy better than other towns in the Commonwealth and other regions of the country.

7:15 p.m. Consent Agenda:

**Discussion on the Consent Agenda was moved with the exception of the April 28, 2009 minutes. Motion by Mr. Bulian that the Board of Selectmen vote to approve Consent Agenda.**

**Consent Agenda:**

- 1. Accept the following donations made to the Needham Health Department's Gift of Warmth Fund:**
  - \$500 from The Congregational Church of Needham**
  - \$25 from Patricia V. Ruddy**

- \$1,500 from Carter Memorial Methodist Church - Mission & Social Justice Team

2. Accept the following donations made to the Needham Health Department's Domestic Violence Action Committee:

- \$100 from Copley Motor Cars
- \$25 from Ann C. MacFate
- \$50 from Paul & Linda Shaughnessy
- \$50 from George W. Noyes
- \$20 from Lawrence & Valerie Kistler
- \$10 from Richard P. Gotthardt
- \$50 from Carole & Craig Marin
- \$20 from Marie B. Casey Living Trust
- \$20 from James Hugh Powers
- \$100 from Alan K. Stern/Lori Tenser
- \$36 from Rabbi Carl M. Perkins
- \$100 from Fann's Tailor Shop
- \$50 from Law Offices of Cox & Cox
- \$25 from Louise Condon

3.\* That the Board of Selectmen adopts the Metropolitan Area Planning Council South West Multi-Hazard Mitigation Plan reviewed by the Board of Selectmen on August 12, 2008 which has received FEMA approval.

4. Accept the following donations made to the Needham Council on Aging during the time period of January 1, 2009 - May 21, 2009 totaling \$1495:

- Norma & Larry Wolozin in honor of Cecelia Rosenberg
- Alvera Emanuello
- Patricia McMorro
- Normon Abbott
- Clara Clements
- Dorothy Esperian in memory of Leo & Mary Esperian
- Goldie Berkowsky
- Isabell Horvath
- Naomi Mael Litrownick in memory of Henry Esterman
- Lois Camberg in honor of the hard working staff
- Helen Marsman in memory of Billie Brenner
- Needham Retired's Men Glee Club in memory of Henry Esterman
- Needham Pool Players in honor of Frank Farrar
- Joseph Davis in memory of Helen Davis

- James & Helen DeLaney in honor of LaTanya Steele
- Helen Butler in memory of Frank Farrar
- Leo & Marie Treggiari in memory of Ken Monteith
- Mary Craft
- Edward Lambert Jr. in memory Edward Lambert
- Catherine Carr
- Willard Hicks Jr.
- Anna Venable
- Barbara Pedersen
- Katherine Basler
- Sally Dugan
- Miscellaneous donations

5. Accept a total of \$704 of donations to the Needham Council on Aging's Transportation Fund during the time period of January 1, 2009 - May 21, 2009.

6. Approve request from the Needham Fire Department to conduct a "Voluntary Toll Booth" fundraiser for the Muscular Dystrophy Association at the intersection of Chestnut Street & Great Plain Avenue on Wednesday, May 27, 2009 from 9:00 a.m. until 3:00 p.m., weather permitting, with a rain date of Tuesday, June 9, 2009.

7.\* Approve May 6, 2009 and May 12, 2009 minutes.

8. Grant permission for the following residents to hold block parties:

Name, Julie Adams, Address, 22 Bobsled Drive, Party location, Bobsled Drive, Date, 7/25/09  
 Time, 1-6pm, Name, Peter Lewis, Address, 6 Tower Avenue, Party Location, Tower Avenue Date, 6/14/09  
 Time, 1-8 pm Name, Stacey Keenan, Address, 30 North Hill Ave, Party Location Howe Road, Date 6/20/09, Time 3-9 pm, Name, Leslie Nichol, Address, 5 Richard Road, Party Location, Richard Road, Date, 6/4/09, Time 4-9 pm (Date Change)

Second: Mr. Wasserman and Mr. Handle. Unanimously approved: 5-0.

7:25 p.m. Fiscal Year 2009 & 2010 Budget Update:

Ms. Kate Fitzpatrick, Town Manager, and Mr. David Davison, Assistant Town Manager/Finance appeared before the Board with an update on the status of the FY2009 budget and plans for FY2010.

Ms. Fitzpatrick updated the Board stating that the 2009 budget will face a reduction of \$640,000 in funds but that she and Mr. Davison are working on a solution with the School Superintendent to fill the gap using a federal stimulus grant. Mr. Davison said that the town is looking at an overall decrease of \$1,000,000 in state aid in FY 2009.

Ms. Fitzpatrick stated the FY2010 Senate budget has been released, with a final House-Senate version expected in mid-June.

7:35 p.m. Field Naming Request:

**Motion by Mr. Bulian that the Board of Selectmen approve the field naming request as submitted by the Needham Sports Council as follows:**

1. Don Brock Field - larger synthetic turf field
2. Founders Field - smaller synthetic turf field
3. Bob Conroy Field - natural grass turf field inside the track
4. Bard Warner Field - newly created 90' diamond
5. Jim Healy Field - newly created multi-purpose field

**Second: Denise Garlick. Unanimously approved: 5-0**

7:40 p.m. Board of Selectmen Goals:

The Board of Selectmen discussed the progress toward its goals for FY2008 and FY2009 including capital facilities, infrastructure, finance, economic development, open space, conservation, recreation, affordable housing and strategic planning.

8:05 p.m. Committee Reports:

Ms. Garlick updated the Board of Selectmen regarding the public survey for the new Senior Center. 11,000 surveys were distributed with more than 1,000 received so far. Mr. Garlick and committee members have met with seniors, members from Parent Talk, League of Women Voters, Retired

Men's Club, and Women's Club to open discussion with various groups. Mr. Garlick stated a second public hearing will be held on June 3, 2009 at Pollard Middle School.

8:10 p.m. Adjourn:

**Motion by Mr. John Bulian that the Board of Selectmen vote to adjourn the May 26, 2009 Board of Selectmen meeting.**

**Second: Gerald Wasserman**

**Unanimously approved: 5-0.**