

**MARION BOARD OF SELECTMEN
WATER/SEWER COMMISSIONERS
July 5, 2012**

MEMBERS PRESENT: Stephen Cushing, Chairman
Jonathan Henry
Jonathan Dickerson, Clerk

ALSO PRESENT: Paul Dawson, Town Administrator
Thomas Joyce, Fire Chief
Judith Mooney, Financial Director
Debra Paiva, secretary

Chairman Cushing called the emergency meeting to order at 10:30 a.m. in the office of the Town Administrator.

Discussion – Resignation of Fire Chief/EMS Director Joyce

The purpose of the meeting was to discuss Fire Chief/EMS Director compensation. Earlier this morning Chief Joyce informed Mr. Dawson that the issue had been unresolved for a year and that as of noon today he was resigning as EMS Director. Last July Chief Joyce took on the additional duties of EMS Director and was never paid for that role. The Personnel Committee recently approved a salary increase for Chief Joyce but the question of retroactive compensation remains unanswered.

Moved by Mr. Henry and seconded by Mr. Dickerson to pay Chief Joyce retroactive back to July, 2011 the sum of \$80,000 in addition to the sum previously voted on for the upcoming year. The motion was seconded for discussion only.

Mr. Henry noted that the Board has not had a discussion with the Fire Chief regarding his salary expectations, he was hired on a part time basis at part time pay due to his pension restrictions, and he has expended full time efforts. Mr. Henry also stated that he clearly understood that Alan Minard agreed to transfer from the reserve fund but the problem was the previous year.

The following options for funding were discussed:

- A Reserve Fund Transfer, which would require approval of the Finance Committee
- Use of funds from the FY12 EMS and Fire Department budgets, with approximately \$16,500 available, would require approval by the Selectmen
- A transfer from Free Cash left from FY12, which would require Town Meeting approval (9/10's vote)
- An appropriation transfer from one budget to another, which would require approval of the Selectmen and Finance Committee

Mr. Cushing said he assumed last July, when Chief Joyce was appointed to EMS, that compensation for the increased responsibilities were automatic.

Chief Joyce said he has done the EMS portion of the job for an entire year, it continues to be an arduous task, and he has been paid nothing for it. He said he wants to be compensated for his work and asked the Board to determine what the compensation should be. Mr. Dawson asked if the \$16,500 – \$18,000 available now was acceptable to Chief Joyce and was told no. The Finance Committee has been asked to call a meeting; Mr. Dawson requested that the Selectmen attend the meeting as well.

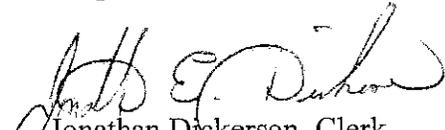
Moved by Mr. Henry and seconded by Mr. Cushing to withdraw the previous motion and also that the Fire Chief/EMS Director's salary is to be \$80,000 of which \$44,000 needs to be retroactive, acknowledging \$36,000 already paid. VOTE: 2-0-1 (Mr. Dickerson abstained)

Mr. Dawson said he would contact the Finance Committee Chairman by email and regular mail and request that a meeting be held within 14 days.

Chief Joyce said he will not resign today if his reimbursement for the previous year is pursued. Mr. Cushing said he fully understood and supported the retroactive reimbursement.

Moved by Mr. Henry and seconded by Mr. Dickerson at 11:50 a.m. to adjourn. VOTE: 3-0-0

Respectfully submitted,


Jonathan Dickerson, Clerk
Date approved: 7/10/12

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