

BOARD OF SELECTMEN'S MEETING WEDNESDAY, FEBRUARY 18, 2015

In attendance: Kathleen M. Conlon, Denis F. Keohane, J. Thomas Hurley, Annemarie Fagan, Town Administrator and Paula Rizzi, Executive Secretary

1. Chairman Conlon convened the meeting at 7:00 p.m., in the Cronin Conference Room of the Town Hall. The Board requested a moment of silence for Paul Kelley, former chair of the Council on Aging, who passed away recently.
2. The Board confirmed February 24 and March 10, 2015 as future meeting dates.
3. J. Thomas Hurley moved, Denis F. Keohane seconded and the Board voted unanimously to approve the current payroll and vendor warrants.
4. Robert C. Sweeney, 156 Whittier Road, addressed the Board regarding the buffer zone requirement that is part of Pulte Homes of New England's agreement with the Town for the development of the Town Farm property.

Sheryl Fleitman, 75 Crown Street, addressed the Board regarding snow removal on Crown Street and Essex Road.

Dr. Richard Shea, 246 Highland Street, addressed the Board regarding the request by the developer of the H&W Apartments to access the property off Randolph Avenue through the DPW Yard.

Kevin Keating, 28 Harland Street and William Bennett, 37 Westvale Road, addressed the Board regarding fees at the Ulin Rink.

Diane DiTullio Agostino, 147 Ridgewood Road, addressed the Board regarding the recent snow events and made recommendations for future public safety including the use of social media and volunteers.

Brendan McGraw, 675 Randolph Avenue, addressed the Board regarding H&W's request to access the property off Randolph Avenue through the DPW Yard.

5. The Board met with DPW Director Joseph Lynch and Building Commissioner Joseph Prondak for a public safety/storm update. Mr. Lynch thanked his staff, recognizing in particular Brian Carlisle, the Assistant Public Works Director, for outstanding service and an inordinate amount of work hours since the beginning of the recent snowstorms. Mr. Lynch reported that the temporary workforce given by the National Guard has moved on to helping the MBTA. He also reported that currently the cost for snow and ice removal is \$675,000 (\$425,000 paid out so far, \$200,000 for contractor, \$30,000 in overtime and \$20,000 for the purchase of salt).

Mr. Prondak reported on the status of public buildings including the school buildings and commented on precautions that residents should consider when hiring contractors to deal with snow/ice removal on their own homes.

6. The Board continued its meeting with Joseph Lynch to discuss a request by H&W Apartments, the developer of the proposed 40B project at 693-711 Randolph Avenue, to gain access to the Randolph Avenue parcel through the DPW Yard. The contractor needs to do soil testing to see what amount of water the soil can hold and does not want to access the property through the wetlands. Mr. Lynch has no objections to allowing access.

Mr. Keohane felt that allowing the contractor to access the site through Town property would mean the Town is endorsing the project. Ms. Conlon and Mr. Hurley disagreed. Ms. Conlon reported on a discussion with the Selectmen's Chapter 40B lawyer, Kathleen O'Donnell, about this matter.

After discussion, Kathleen M. Conlon moved, J. Thomas Hurley seconded and the Board voted 2-1-0, with Kathleen M. Conlon voting yes, J. Thomas Hurley voting yes and Denis F. Keohane voting no, to approve access to the proposed H&W Apartment Project site (693-711 Randolph Avenue) through the Department of Public Works yard to enable the project engineer and the design engineer to conduct soil sample/tests to validate their Stormwater management analysis and design with the understanding that this access does not mean the Town endorses the project or will grant an easement or right of way across Town-owned land to the contractor.

7. The Board met with Fire Chief Jack Grant to discuss a reserve fund transfer request for the Fire Department for overtime and out of grade costs.

After discussion, J. Thomas Hurley moved, Denis F. Keohane seconded and the Board voted unanimously to approve forwarding to the Warrant Committee a Reserve Fund transfer request from the Fire Department in the amount of \$50,000 to cover overtime and out of grade costs due to injuries and illness and a \$50,000 set-aside to cover the cost of additional overtime.

8. The Board met with Attorney Marion McEttrick to discuss the Memorandum of Understanding between the Town and the Milton Animal League for the planning and construction of a new animal shelter. The Board discussed the need for professionals to be appointed to a committee to advise the Town on the best methods for building the shelter. Mrs. McEttrick will draft a charge for the committee for the Board to review.

9. The Board met with Caroline Kinsella, Board of Health Director, to discuss support for 2015 mosquito control funding. Ms. Kinsella reported that there is a 2.5% increase over last year's budget request and she gave details on aerial spraying.

After discussion, J. Thomas Hurley moved, Denis F. Keohane seconded and the Board voted unanimously to support the preliminary mosquito control budget proposed and

Milton's estimated proportionate share thereof, expressed both as a percentage and as a dollar amount as provided to this municipality in compliance with the State Reclamation and Mosquito Control Board Budget Notification and Compliance Certification Policy.

10. The Board discussed fee increases at the Ulin Rink approved by DCR in January 2015.

After discussion, J. Thomas Hurley moved, Denis F. Keohane seconded and the Board voted unanimously to maintain the current hourly rates for prime time and non-prime time that have been in effect since receipt of the award letter from DCR in July 2010 and to continue no charge for public skating. If the Town were to be granted a one year extension of its 2010-2015 agreement with the DCR, it would then increase fees.
11. J. Thomas Hurley moved, Denis F. Keohane seconded and the Board voted unanimously to approve a charge for the Swift Hat Shop Preservation Committee.
12. J. Thomas Hurley moved, Denis F. Keohane seconded and the Board voted unanimously to accept a supplemental voluntary PILOT payment in the amount of \$9,610.21 for the fiscal year that began on July 1, 2014 which represents the current real estate tax on the College's acquired property at 1016 Brush Hill Road.
13. J. Thomas Hurley moved, Denis F. Keohane seconded and the Board voted unanimously to approve letters of recognition to Christian A. Jamal and Timothy Eberhardt on the occasion of these young men achieving the rank of Eagle Scout on December 11, 2014.
14. The Board reviewed changes made by the Town Government Study Committee to the Town Administrator article. The article will have to be submitted to the Warrant Committee in March.
15. Ms. Conlon updated the Board on a meeting that she and the Town Administrator had with Historic New England regarding the Eustis Estate.
16. The Board agreed to discuss the budget on February 24.
17. Kathleen M. Conlon moved, J. Thomas Hurley seconded and the Board voted unanimously at 9:45 p.m. with Kathleen M. Conlon voting yes, J. Thomas Hurley voting yes and Denis F. Keohane voting yes to enter executive session to discuss strategy with respect to collective bargaining believing that having this discussion in open session would have a detrimental effect on the bargaining position of the body and to return to open session to adjourn.
18. J. Thomas Hurley moved, Denis F. Keohane seconded and the Board voted unanimously to adjourn at 9:57 p.m.

EXECUTIVE SESSION MEETING MINUTES FEBRUARY 18, 2015

Kathleen M. Conlon moved, J. Thomas Hurley seconded and the Board voted unanimously at 9:45 p.m. with Kathleen M. Conlon voting yes, J. Thomas Hurley voting yes and Denis F. Keohane voting yes to enter executive session to enter executive session to discuss strategy with respect to collective bargaining believing that having this discussion in open session would have a detrimental effect on the bargaining position of the body and to return to open session to adjourn.

1. The Town Administrator updated the Board on the status of negotiations on health insurance with the unions.. The Board authorized Ms. Fagan to sign Memorandums of Agreement with the Town-side unions on health insurance through December 2016.

Kathleen M. Conlon moved, J. Thomas Hurley seconded and the Board voted unanimously at 9:57 p.m. with Kathleen M. Conlon voting yes, J. Thomas Hurley voting yes and Denis F. Keohane voting yes to return to open session to adjourn.

MEETING OF THE TRUSTEES OF THE GOVERNOR STOUGHTON TRUST
FEBRUARY 18, 2015

1. The Board convened a meeting of the Trustees at 9:58 p.m.

Kathleen M. Conlon moved, J. Thomas Hurley seconded and the Trustees voted unanimously at 9:58 p.m. with Kathleen M. Conlon voting yes, J. Thomas Hurley voting yes and Denis F. Keohane voting yes to enter executive session to consider the purchase, exchange, lease or value of real property and to return to open session.

J. Thomas Hurley moved, Denis F. Keohane seconded and the Trustees voted unanimously at 11:05 p.m. to adjourn.

MEETING OF THE TRUSTEES OF THE GOVERNOR STOUGHTON FUND
EXECUTIVE SESSION FEBRUARY 18, 2015

Kathleen M. Conlon moved, J. Thomas Hurley seconded and the Trustees voted unanimously at 9:58 p.m. with Kathleen M. Conlon voting yes, J. Thomas Hurley voting yes and Denis F. Keohane voting yes to enter executive session to consider the purchase, exchange, lease or value of real property and to return to open session.

1. The Trustees met with Town Counsel John Flynn and Planning Director William Clark to discuss the 100 foot buffer zone for the Town Farm development. Town Counsel and the Board had a lengthy discussion regarding whether swimming pools, patios, structures, sheds and the like could be built within the 100 foot buffer zone. Town counsel's view is that no structures should be built in the buffer zone but that laws could comprise part of the buffer zone. As an alternative to Mr. Clark's proposal of a 30 foot "no touch" zone, Mr. Keohane suggested a 75 foot buffer (lawns)/25 foot no-touch zone or a 50 foot buffer/50 foot no-touch zone. The Board instructed Mr. Clark to encourage Pulte to meet with the Indian Cliff neighbors to discuss the buffer. The 75/25 and 50/50 proposals were suggestions that the neighbors might want to consider, but the Board did not endorse either potential compromise. The Trustees agreed that Pulte should speak with the neighbors and try to work things out.

Kathleen M. Conlon moved, J. Thomas Hurley seconded and the Board voted unanimously at 11:04 p.m. with Kathleen M. Conlon voting yes, J. Thomas Hurley voting yes and Denis F. Keohane voting yes to return to open session.