

BOARD OF SELECTMEN'S MEETING TUESDAY, SEPTEMBER 1, 2015

In attendance: J. Thomas Hurley, David T. Burnes, Kathleen M. Conlon, Michael Blanchard, Assistant Town Administrator, Emily R. Martin, Executive Secretary

Absent: Annemarie Fagan, Town Administrator

1. Chairman J. Thomas Hurley convened the meeting at 7:02 p.m. at the Council on Aging.
2. David T. Burnes moved, Kathleen M. Conlon seconded, and the Board voted unanimously to approve the meeting minutes from August 11 and August 18, 2015 as written, and August 4 as amended.
3. The Board confirmed September 15 and September 29, 2015 as its next meeting dates.
4. David T. Burnes moved, Kathleen M. Conlon seconded, and the Board voted unanimously to approve the current payroll and vendor warrants.
5. Emily R. Martin of 4 Hope Avenue announced the Dan Breen Memorial 5K Red Shoe Run/Walk on September 12 in memory of Daniel J. Breen, a member of the Beth Israel Deaconess-Milton Emergency Department. The event will be held at Cunningham School at 10 a.m., and all proceeds will go to furthering education and training of BID-Milton Emergency Department employees in Disaster Relief and Emergency Management.
6. Pursuant to Chapter 138 of the M.G.L., the Board convened a public hearing at 7:06 p.m. upon the application of 556 Adams Street, LLC (d/b/a Novara) located at 556 Adams Street for a liquor license to expose, keep for sale and to sell alcoholic beverages to be consumed on the premises by members and guests.

Attorney Marion McEtrick attended the meeting as legal counsel for the applicant, 556 Adams Street, LLC. She provided background on the project so far, as well as an update on some minor changes that had been proposed. The Board then opened the floor for any residents who wanted to comment.

Suzanne Brown of 566 Adams Street and Tony McDonnell of 4 Mechanic Street voiced their concern regarding some conditions of the permit; particularly the hours of operation, if the license is transferrable, valet parking, deliveries and that the bar seating area is excessive.

Abby Park General Manager Vance Welch provided further information regarding the plans for the restaurant. He, along with Attorney McEtrick, noted the concerns of the abutters, and discussed how the application and site plan approval addressed many of those issues.

At 8:25 p.m. David T. Burnes moved, Kathleen M. Conlon seconded, and the Board voted unanimously to close the public hearing process for 556 Adams Street, LLC, d/b/a Novara.

Because of the lengthy agenda, the Board will deliberate on the matter at a future meeting.

7. At 8:27 p.m., a public hearing on the lit sign at Super Petroleum at 310 Granite Avenue was continued. Planning Board Chair Emily Keys Innes joined the Board for the hearing. Attorney Edward Corcoran attended the meeting as legal counsel for the applicant, Muftah Bugazia. Mr. Bugazia was unable to attend; Operations Director Mike Palermo attended in his absence. Attorney Corcoran noted that he is newly hired as counsel, and that he was interested in hearing public input but requested the hearing be continued so he may address concerns of abutters before a final decision is made.

Building Commissioner Joseph Prondak attended the meeting. Commissioner Prondak stated that he was waiting for the opinion of Town Counsel, however he believes that the fact that the sign had been moved in 2012 means that the sign is not grandfathered and may require a new application to be filed.

Joseph O'Neill of 27 Alvin Avenue, a member of the East Milton Neighborhood Association, stated that he does not feel this type of sign should be allowed in this location, and he wants the sign height to be lowered and the intensity of the illuminated prices to be decreased.

Sign Review Committee Chair John Zychowicz discussed the sign. Chair Zychowicz stated that LED lighting is the trend right now, and it seems to be the direction that sign makers are using for illumination as it is more energy efficient.

Following discussion about the need to obtain legal advice, Kathleen M. Conlon moved, David T. Burnes seconded, and the Board voted unanimously to continue the public hearing to September 15.

8. PILOT Committee Chair Dimitry Petion attended the meeting with fellow Committee member and member of the Board of Assessors James Henderson to discuss the findings of the Committee's report. The report noted that the majority of tax revenue in Town is from property taxes, and that there is a large portion of untaxed land in Town belonging to religious, educational, state or preservation entities. The Committee recommended several methods by which Milton may accept a payment in lieu of taxes from these organizations, either as a monetary or an in-kind donation. Chairman Hurley requested that Town Administrator Annemarie Fagan contact other towns with similar programs to investigate how successful their efforts were. The Board will discuss the PILOT program at a future meeting.
9. Public Health Director Caroline Kinsella updated the Board on her involvement with the Massachusetts Port Authority Community Advisory Committee.

10. Department of Public Works Needs Assessment Committee Chair Stan Genega attended the meeting with fellow Committee members Marie-Armen Theodat and John Driscoll, DPW Director Joseph Lynch and Weston & Sampson consultant Jeff Alberti to discuss their findings on the conditions of the facilities for the DPW, Consolidated Facilities Department and Parks & Recreation and their recommendations. Chair Genega informed the Board of the current conditions of the buildings at the Town Yard, and presented the Committee's recommendation on what plan would be best suited for the DPW Yard renovations. Mr. Genega noted that he expected the Committee to present the report to Town Meeting.
11. Neponset River Watershed Association (NepRWA) Executive Director attended the meeting with DPW Director Joseph Lynch to discuss the proposed application to the Coastal Pollutant Remediation Grant Program from the Executive Office of Energy & Environmental Affairs (EEA) through the Massachusetts Office of Coastal Zone Management. If awarded, the grant would provide funds to perform an Assessment and Characterization of Nonpoint Pollution in Unquity Brook. The grant funds would help NepRWA and the Town determine the source of the pollution, as well as plan for pollution abatement on the area to help improve the habitat quality and the overall aesthetic and environmental value of the water body.

David T. Burnes moved, Kathleen M. Conlon seconded, and the Board voted unanimously to approve an application for a Coastal Pollutant Remediation Grant, and to authorize the Assistant Town Administrator to sign and execute any pertinent documents on behalf of the Board of Selectmen.

12. Kathleen M. Conlon moved, David T. Burnes seconded, and the Board voted unanimously to approve a One Day Liquor License for St. Pius X for a fundraiser to be held on Saturday, September 19, 2015 at 101 Wolcott Road, from 6:30 – 11:00 p.m.
13. The Board discussed its previously reviewed Goals and Objectives. Chairman Hurley noted that the next step in solidifying those goals would be to determine goals and objectives for the Town Administrator.
14. Assistant Town Administrator Michael Blanchard reported that the Massachusetts Department of Transportation will be holding a public hearing for their 25% Design Review for the East Milton Deck Project on Wednesday, September 9 at 7:00 p.m. at the Council on Aging. Chairman Hurley clarified that this public hearing was being held by the state, not the Town, and would only be discussing the project at that time.
15. The Board listed continuing the Super Petroleum sign hearing, approval of the PILOT Program and Goals and Objectives for the Town Administrator as future agenda items.
16. J. Thomas Hurley moved, Kathleen M. Conlon seconded, and at 10:25 p.m. the Board voted unanimously to recess the Board of Selectmen meeting to attend the meeting of the

Trustees of the Governor Stoughton Fund, and return to the Board of Selectmen meeting to enter into Executive Session.

17. J. Thomas Hurley moved, David T. Burnes seconded, and at 11:06 p.m. the Board voted unanimously with Kathleen M. Conlon voting yes, David T. Burnes voting yes and J. Thomas Hurley voting yes to enter Executive Session to conduct contract negotiations with nonunion personnel, and also to consider the purchase, exchange, taking, lease, or value of real property (0 Central Avenue), believing that having such discussion in Open Session may have a detrimental effect on the bargaining position of the body, and to return to Open Session to adjourn.
18. J. Thomas Hurley moved, Kathleen M. Conlon seconded, and at 11:59 p.m. the Board voted unanimously with Kathleen M. Conlon voting yes, David T. Burnes voting yes and J. Thomas Hurley voting yes to leave Executive Session for the purpose of adjournment.
19. J. Thomas Hurley moved, David T. Burnes seconded, and at 12:00 a.m. the Board voted unanimously to adjourn.