

BOARD OF SELECTMEN'S MEETING TUESDAY, JULY 12, 2016

In attendance: Kathleen M. Conlon, J. Thomas Hurley, Annemarie Fagan, Town Administrator, Emily R. Martin, Executive Secretary. Absent: David T. Burnes

1. Chairman Kathleen M. Conlon convened the meeting at 7:03 p.m. in the John Cronin Conference Room at the Town Hall. The Chair announced that David T. Burnes was absent due to a work commitment, but will call in to the meeting later, likely for Executive Session due to timing.
2. J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to reconsider the meeting minutes of February 16, 2016.

J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to amend Item 7 of the February 16, 2016 meeting minutes to add the sentence "Chairman Hurley read aloud a statement regarding the Board's negotiation with Chief Wells" at the end of the item.

3. The Board confirmed a future meeting date of July 26, 2016.
4. Chair Conlon moved the Milton Animal Shelter items ahead of Citizens Speak as Attorney Marion McEttrick had a commitment to attend the Board of Appeals meeting being held in another conference room. Ms. McEttrick discussed the Request for Qualifications that the Animal Shelter Advisory Committee would like to issue for its new building, noting the President of the Milton Animal League (MAL) had submitted a commitment letter stating that the MAL would not exceed the amount of \$200,000 for design services and related expenses.

Following discussion and confirmation that Town Counsel had reviewed the document, J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to approve the Animal Shelter Advisory Committee's Request for Qualifications as written.

J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to accept a donation from the Milton Animal League for \$10,000 in order to pay for geotechnical testing at the proposed site for the new Animal Shelter.

5. At Citizens Speak, Patrick Greeley of 149 Bradlee Road addressed the Board regarding his complaint against Curry College, due to the lighting and noise he endures as an abutter. Chair Conlon stated she would like to meet with Mr. Greeley and the Town Administrator to further discuss the matter.

Philip Jochenning of 23 Parkwood Drive addressed the Board regarding a June 30, 2016 article in the Milton Times reporting on the Citizens Speak at the Board's June 22, 2016 meeting at which members of the Hillside Neighborhood Association expressed concern that the DPW had widened the road. Mr. Jochenning stated he feels the roads are now safer, and that the work had been publicized in the Milton Times prior to being done. He echoed the

sentiments of the residents at the prior meeting, stating he would like to see more enforcement by the Police Department to prevent speeding on the streets.

Joseph Sloane of 55 Concord Avenue addressed the Board regarding the proposed development at 487 Blue Hills Parkway. He expressed his concern that there be a carefully moderated discussion before deciding to change the zoning that would allow for the proposed development on the property.

Robert Mussey of 291 Hillside Street addressed the Board regarding the traffic situation on Hillside Street. He stated he frequently sees cars speeding down his street, and that there is a need for traffic enforcement to deter speeding on Hillside Street. Mr. Mussey urged the Town to heed the recommendations of the Hillside Neighborhood Association regarding these issues.

6. Director of Public Works Joseph Lynch and Martin Pillsbury, Environmental Director for the Massachusetts Area Planning Council, attended the continued public hearing on the Stormwater Regulations and rate setting. Chair Conlon thanked Director Lynch and J. Thomas Hurley for their work during the long process of enacting a bylaw and drafting these regulations, and congratulated them for being honored by the Neponset River Watershed Association (NepRWA) for what NepRWA called their “pioneering” work. Mr. Lynch thanked Ms. Conlon, and stated that it was a group effort by many collaborators.

Director Lynch discussed the draft regulations that had been posted to the Town’s website, noting that he had forwarded all resident comments to the Board for review. Mr. Lynch informed the Board that an analysis had been completed for a two-tier and four-tier billing system, but the rates can be decided separately from the public hearing being held to approve the regulations. In reviewing the regulations, J. Thomas Hurley suggested to striking the second sentence through the end of Section V, paragraph 5, leaving only the first sentence as the entire paragraph. Chair Conlon agreed, noting that language regarding credits could be added later as an amendment.

Director Lynch discussed the possible billing options for the fee, noting that he had spoken with a representative from the software company the Town utilizes for water and sewer billing who had advised it would not be more convenient nor cost effective to coordinate the stormwater fee with the quarterly water and sewer bills. Mr. Lynch stated an annual bill would simpler and more cost effective, and therefore he would recommend that option. The Board decided that as the rate setting is not required as part of the public hearing to adopt the regulations, the Board can defer setting the rates until more information is available regarding how many houses are in each proposed tier. The Board would prefer to vote on the matter when all three Selectmen are in attendance at the meeting.

J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the board voted unanimously to approve the Stormwater Utility Regulations as amended.

7. Terrence Driscoll and Frank Schroth of the Friends of Milton Crew presented a request to the Board for the installation of another dock at Milton Landing in order to accommodate

the growing number of crew athletes who row on the Neponset River. Mr. Driscoll gave an overview of the program, noting that currently the boats are stored at a distance from the dock, and the current dock is more suited to larger vessels, not low profile boats like the rowing boats, canoes and kayaks some residents use in the area. The group is looking for the opinion of stakeholders (Milton Parks & Recreation, Milton Yacht Club and residents of 88 Wharf Street), and hoping the Town will consider a dock for crew. Chair Conlon requested that the stakeholders who had been invited to the meeting and were in attendance share their opinions with the Board.

Eugene Sullivan of 88 Wharf Street stated he was speaking for himself and not for the Condominium Association, and requested the Town Engineer review the square footage of the area subject to an easement from the condo association to the Town. Milton Yacht Club Commodore Andrew Maloney and Vice-Commodore William Coughlin expressed support of a new dock and boathouse for the Crew team, but stated the Town needs to help in the process to ensure it is productive. Chair of the Master Plan Implementation Committee Cheryl Tougias noted that a recommendation of the Master Plan is to increase access to the Neponset River, and she personally believes having the study process facilitated by a consultant with expertise would ensure no one group's needs or requests are favored over any other. Regina Malley, member of the Board of Park Commissioners, informed Chair Conlon that the Friends of Milton Crew are on her Board's agenda the following week. Chair Conlon noted that the Selectmen's goal is to look globally at the wharf area, including the Swift Hat Shop building, so as to increase access to and use of the waterfront. All stakeholders will be part of the process.

8. Attorney Edward Corcoran and Mary Noble, members of the Swift Hat Shop Preservation Committee, reported on the Committee's recommendation, to accept a gift of the building and move it to the corner of Adams and Wharf Street, noting that two students in the Harvard Graduate School of Design had done a study of the building, though no recommendations for future location or use were made. Mr. Corcoran discussed several possibilities for the location and use of the building. Stephen O'Donnell of the Historical Commission noted that the Swift Hat Shop is one of the oldest wood frame buildings in its original location anywhere, and seconded the Committee's findings that moving it could significantly enhance the area. Master Plan Implementation Committee Chair Cheryl Tougias stated that if the Town is looking into several factors, it is important to view the area without any predetermined placement of the Hat Shop, and noted she can bring up the topic at the next week's Planning Board and Master Plan Implementation Committee meetings.
9. Attorney Edward Corcoran and his client Patrick McKeen presented the Board with the most recent version of the plan for the land at 487 Brush Hill Road. Prior to the presentation Chair Conlon noted that this was an informational session for the Board and the public and was not a public hearing. Mr. Corcoran provided an overview of the proposed project so far, noting the previous meetings with residents and announcing the next informational session to be held in the conference room on the lower level of the Library on July 25, 2016 (which will also be televised). Mr. Corcoran discussed the possibility of making the property mixed-use by adding apartments above the proposed commercial area, noting that he has interested

parties for the commercial space but none will commit until the zoning has changed. Mr. Corcoran also discussed the proposed traffic pattern changes to be requested if the development is built. Chair Conlon asked, on behalf of a resident, if it is best to speak to the Department of Conservation and Recreation to see what it thinks regarding those traffic pattern requests before taking other action. Mr. Corcoran agreed and suggested the Town participate.

10. The Board continued its discussion from June 7 about the Town Clerk's request to postpone the October 2016 Special Town Meeting. Chair Conlon reported that she spoke with Planning Board Chair Bryan Furze, who informed her that the zoning articles his Board is preparing would not be ready to be presented at an October Special Town Meeting. Ms. Conlon recommended that the Board determine that a Special Town Meeting is not required this October.

J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to determine that an October Special Town Meeting is not required.

11. Town Administrator Annemarie Fagan provided the Board with an update on the work of the Other Post-Employment Benefits (OPEB) Trustees. Ms. Fagan informed the Board that the OPEB Trustees had met five times since March, interviewed four investment firms/vendors and decided to move forward with the Pension Reserves Investment Management (PRIM) Board. Additionally the Trustees voted to authorize the Town Treasurer to execute the investment agreement and act as care custodian of the fund.
12. J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to accept a donation in the amount of \$25,000 from the Copeland Family Foundation to be used for the sole purpose of supporting van service at the Milton Council on Aging.
13. J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to accept a donation in the amount of \$20,000 from the Copeland Family Foundation to the Town of Milton DARE Program, run by the Milton Police Department.
14. Chair Conlon noted that the agenda item to appoint Police Chief King as the Keeper of the Lockup was no longer necessary and would not need to be acted upon.
15. J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to approve and sign the annual Dog Warrant giving the Chief of Police authority in keeping with the provisions of Massachusetts General Law to deal with canine related issues in the Town.
16. J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to reappoint Diane DiTullio Agostino of 147 Ridgewood Road and Nathan Bourque of 88 Wharf Street to the Commission on Disability, to serve through July 2019.
17. J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to reappoint Joseph A. Duffy, Jr. of 6 Westbourne Street, Thomas Callahan of 16 Orono

Street, Alexander Whiteside of 79 Hillside Street, J. Thomas Hurley of 714 Blue Hill Avenue and Bertha Hoskins, 726 Blue Hill Avenue to the Fair Housing Committee, to serve through July 2017.

18. Kathleen M. Conlon moved, J. Thomas Hurley seconded, and the Board voted unanimously to appoint Paige Eppolito, John E. King and Thomas McCarthy, and to reappoint William Clark, Robert Adkisson, Margaret Gibbons, Charles Caputo, John Fleming, Christopher Grazioso, John Grant, Jay Hackett, Mary Ann Sullivan, Paul Hopkins, Caroline Kinsella, Brian Linehan, Joseph Lynch, Michael Lynch, Robert Mallett, Walter McDermott, Joseph Prondak, William Ritchie and Mark Williams to the Local Emergency Planning Committee, to serve through June 2017.
19. J. Thomas Hurley moved, Kathleen M. Conlon seconded, and the Board voted unanimously to reappoint Cheryl Tougias, 660 Canton Avenue, Michael Balfe, 19 Lantern Lane, Elizabeth Miller, 15 Cape Cod Lane, Richard S. Burke, 607 Pleasant Street and Kathleen M. Conlon, 42 Reedsdale Road to the Master Plan Implementation Committee to serve through July 2017.
20. Chair Conlon reported on some recent good news for the Town about airplane noise, specifically that 1) the FAA will conduct an environmental assessment for the proposed Runway 4L RNAV and 2) the Town's Congressional delegation has requested a health study from the National Academy for Science. The Board will write a thank you letter to the Congressional delegation.

Airplane Noise Advisory Committee Chairman Andrew Schmidt provided the Board with an update of his Committee's work, noting goals that the Committee has accomplished. Mr. Schmidt also reviewed data reported by Massport regarding the number of complaints registered, and how much is attributed to Milton. Chair Schmidt also provided the audience with the phone number to call to file a complaint and walked through the process of submitting a complaint online.

21. Massport and Logan Community Advisory Committee representative Cindy Christiansen provided the Board with an update of the Committee meetings she has attended, informing the Board of overall patterns in runway usage and future diversions of flights to other runways due to construction. Ms. Christiansen also noted the Congressional request for a health study on airplane noise and pollution from the National Academy of Science. Chair Conlon, who had mentioned the development briefly, credited Ms. Christiansen for her recommendation that the Board write to state Senators and Congressmen to request they advocate for the study to be performed.
22. Town Administrator Annemarie Fagan reported on the upcoming Traffic Commission meeting on Monday, July 18 at 10:00 a.m. at the Milton Police station, at which the concerns of the Hillside Neighborhood Association and parking issues relating to Novara restaurant will be addressed.

23. Chair Conlon tied her Chairman's Report in with the Citizens Speak Response to Mr. Greely, noting that she and the Town Administrator had recently attended a meeting with Curry College. Ms. Conlon noted the meeting itself was to discuss projects within the campus, but that Curry had discussed the light and noise issue, stating that they had met with abutters regarding light and noise issues and had made adjustments to mitigate the impact on abutters.
24. J. Thomas Hurley responded to a comment made by Mr. Mussey regarding the traffic lights that have been installed at the intersection of Randolph Avenue and Hillside Street. Mr. Hurley clarified that the lights have been installed by the State, as Randolph Avenue is Route 28 and a state road at that point, and the Town was not involved in the decision. Mr. Hurley also noted that after the last meeting's Citizen Speak, the Town Administrator had reached out to the Police to request more enforcement in the Hillside Street area.

Chair Conlon noted that the concerns raised by Mr. Sloane at Citizens Speak regarding the proposed Ice House development had been answered during Mr. Corcoran's presentation.

25. A conference with new Police Chief John King and a discussion of Selectmen's requests for capital needs were named as future agenda items.
26. Kathleen M. Conlon moved, J. Thomas Hurley seconded, and the Board voted unanimously at 10:00 p.m., with J. Thomas Hurley voting yes and Kathleen M. Conlon voting yes, to enter into Executive Session to discuss negotiating strategy with respect to Non-Union Personnel (Town Administrator), and to discuss strategy with regards to litigation (Airplane Noise) and Real Property (0 Central Avenue and 525 Adams Street) believing that having such discussions in Open Session would have a detrimental effect on the litigating or negotiating position of the Board, and to return to Open Session for the purpose of adjournment.
27. Kathleen M. Conlon moved, David T. Burnes seconded, and the Board voted unanimously to adjourn at 11:55 p.m.