



FREDERIC E. TURKINGTON JR.  
TOWN ADMINISTRATOR  
TEL. (508) 358-7755  
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# TOWN OF WAYLAND

41 COCHITUATE ROAD  
WAYLAND, MASSACHUSETTS 01778

## BOARD OF SELECTMEN

ANTHONY V. BOSCHETTO  
EDWARD J. COLLINS  
STEVEN J. CORREIA  
DOUGLAS J. LEARD  
JOSEPH F. NOLAN

**BOARD OF SELECTMEN  
Monday, August 12, 2013  
Wayland Town Building  
Selectmen's Meeting Room**

**Proposed Agenda**

*Note: Items may not be discussed in the order listed or at the specific time estimated. Times are approximate. The meeting likely will be broadcast and videotaped for later broadcast by WayCAM.*

- 7:00 pm 1.) Call to Order by Chair
- Announcements; Review Agenda for the Public
  - Introduction of Firefighters Derek Jordan and Pat Walkinshaw
- 7:03 pm 2.) Public Comment
- 7:10 pm 3.) Conduct Joint Meeting with Commissioners of Trust Funds to Interview Candidates and to Make Appointment of a Voter to Fill Vacancy Created by Resignation of Jared Hobson
- James C. Murphy (to fill seat until April 2014 Town Election)
- 7:15 pm 4.) Public Hearing – Change of Corporate Officers, Bertucci's Restaurant, 14 Elissa Avenue (Required under Liquor License Regulations)
- 7:30 pm 5.) Discussion with Representatives of Conservation Commission and Permanent Municipal Building Committee on Status of DPW Access Road Order of Conditions
- 8:00 pm 6.) Update by Economic Development Committee on River's Edge Housing Proposal
- 8:30 pm 7.) Review and Approve Consent Calendar (See Separate Sheet)
- 8:35 pm 8.) Review Correspondence (See Separate Index Sheet)
- 8:45 pm 9.) Report of the Town Administrator
- Review of Upcoming Agenda Topics and Meeting Schedule
- 8:55 pm 10.) Selectmen's Reports and Concerns
- 9:09 pm 11.) Topics Not Reasonably Anticipated by the Chair 48 Hours in Advance of the Meeting, If Any
- 9:10 pm 12.) Executive Session – Strategy and Negotiations with Respect to Pending Litigation in the Matter of *Twenty Wayland, LLC, v. Town of Wayland and Wayland Wastewater Management District Commission*
- 9:40 pm 13.) Adjourn



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### **CONSENT CALENDAR**

1. Vote the Question of Approving and Signing the Weekly Payroll and Expense Warrants
2. Vote the Question of Approving the Invoice for Town Counsel Mark J. Lanza, Month of July 2013: \$7,101.07
3. Vote the Question of Approving the Minutes of June 24, 2013, and July 8, 2013



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### **LIST OF PUBLIC DOCUMENTS PROVIDED TO THE BOARD OF SELECTMEN FROM JULY 19, 2013 THROUGH AND INCLUDING AUGUST 8, 2013, OTHERWISE NOT LISTED AND INCLUDED IN THE CORRESPONDENCE PACKET FOR AUGUST 12, 2013**

#### **Items Distributed To the Board of Selectmen – July 19 – August 8, 2013**

1. Email dated July 19, 2013 from Town Administrator to media and Selectmen previewing the agenda for the Selectmen's meetings to be held on July 22 and 23, 2013.
2. Email dated July 30, 2013 from Town Administrator, on behalf of Chairman Doug Leard, asking for Selectmen input on goals and priorities for October 2013 to September 2014.
3. Emails dated August 2 and 3, 2013 from Cynthia Hill regarding traffic issues on Glezen Lane.

#### **Items Distributed For Information and Use by the Board of Selectmen at the July 23, 2013 Meeting**

1. Documents related to taking of land for acceptance of streets as approved by the 2013 Annual Town Meeting.
2. Email dated July 19, 2013 from Town Administrator to Selectmen providing motions prepared and filed by Town Counsel Mark Lanza relative to opposition to inclusion of deposition testimony in the matter of *Twenty Wayland, LLC v. Town of Wayland and Wayland Wastewater District Commission*.
3. Motion to enter executive session.
4. Notice of appeal dated July 23, 2013 in Civil Action No. MICV2011-04095 *Twenty Wayland, LLC v. Town of Wayland and Wayland Wastewater District Commission*.
5. Document entitled "Wayland Wastewater Factual Chronology" prepared and submitted by Linda Segal during public comment.

#### **Items Included as Part of Agenda Packet for Discussion During the August 12, 2013 Board of Selectmen's Meeting**

1. Legal notice, public hearing, change of corporation officers for Bertucci's (liquor license).
2. Letters of interest and background material provided by candidates for appointment to various boards and committees.



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## CORRESPONDENCE

### Selectmen

1. Memorandum of 7/25/13 from John Moynihan, Public Buildings Director, to Department Heads, re: Municipal Procurement
2. Email of 7/26/13 from Rachel Bratt, Housing Partnership, to Frederic E. Turkington, Jr., Town Administrator, re: Dudley Area Advisory Committee Recommendations
3. Letter of 7/19/13 from George H. Harris to Middlesex Superior Court re: Plaintiffs' Withdrawal of Appeal, Edward J. Collins, Dorothy J. Dunlay, Kent E. George, and John M. Kilgallen v. Board of Selectmen
4. Memorandum of 8/5/13 from Don Ouellette, DPW Director, re: Recreation and DPW Issues for 2013
5. Monthly Report, Animal Control, July 2013
6. Monthly Report, Fire Department, July 2013
7. Monthly Report, Police Department, July 2013

### Conservation Commission

8. Determination of Applicability, 7/31/13, from Brian J. Monahan, Conservation Administrator, Wetlands Protection Act and Chapter 194 Permit, re: Boston Post Road
9. Chapter 194 Permit, 7/30/13, from Brian J. Monahan, Conservation Administrator, re: 7 Squirrel Hill Road

### Zoning Board of Appeals

10. Decision No. 13-11, 397 Boston Post Road
11. Decision No. 13-12, 93 Lakeshore Drive
12. Decision No. 13-21, 79 Rice Road
13. Decision No. 13-22, 14 Quincy Road
14. Decision No. 13-23, 11 Morse Road

### Minutes

15. Community Preservation Committee, April 6, 2013, July 18, 2013
16. Board of Library Trustees, June 19, 2013
17. OPEB Advisory Committee, June 26, 2013, July 17, 2013
18. Personnel Board, June 24, 2013
19. Surface Water Quality Committee, July 16, 2013, July 30, 2013

### State

20. Letter of 7/30/13 from Department of Transportation re: Release of \$200 Million in Chapter 90 Funds for Fiscal Year 2014
21. Letter of 7/31/13 from Massachusetts Municipal Association to Governor Deval L. Patrick re: Request to Release Chapter 90 Funds
22. Letter of 8/5/13 from Office of the Attorney General to Board of Selectmen re: Open Meeting Law Complaint 2013-111