PACKET

FEB 24 2017



NAN BALMER TOWN ADMINISTRATOR TEL. (508) 358-7755 www.wayland.ma.us

TOWN OF WAYLAND

41 COCHITUATE ROAD WAYLAND, MASSACHUSETTS 01778

BOARD OF SELECTMEN

LEA T. ANDERSON MARY M. ANTES LOUIS M. JURIST CHERRY C. KARLSON JOSEPH F. NOLAN

BOARD OF SELECTMEN

Friday, February 24, 2017 Wayland Town Building Selectmen's Meeting Room 41 Cochituate Road Wayland

Revised 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.

8:00 am	1.)	Call to Order by Chair
		Review Agenda for the Public; Announcements
8:02 am	2.)	Public Comment
8:05 am	3.)	Annual Town Meeting Articles: Vote Approval of Revised Language, Including but not Limited to the Following Article:
		Article 13. Street Acceptance
8:15 am	4.)	Consent Calendar: Review and Vote to Approve (See Separate Sheet)
8:20 am	5.)	Topics Not Reasonably Anticipated by the Chair 48 Hours in Advance of the Meeting, If Any
8:25 am	6.)	Adjourn



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BOARD OF SELECTMEN

LEA T. ANDERSON MARY M. ANTES LOUIS M. JURIST CHERRY C. KARLSON JOSEPH F. NOLAN

BOARD OF SELECTMEN

Friday, February 24, 2017 Selectmen's Meeting Room Wayland Town Building 41 Cochituate Road Wayland

CONSENT CALENDAR

- 1. Vote the Question of Authorizing the Town Administrator to Sign and Execute on Behalf of the Board of Selectmen the Massachusetts Clean Energy Center Applications for the Solarize Program and Green Communities Programs and all other Related Documents
- Vote the Question of Approving the Invoice for Special Town Counsel Deutsch Williams Brooks DeRensis & Holland PC for Legal Services Rendered through January 31, 2017, Invoice 185, Account 5673-01M: \$4,249.31
- 3. Vote the Question of Approving the Request for Exemption as Required by Massachusetts General Laws 268A, Section 20 (b) for Joseph Cincotta to Work as a Youth Baseball Clinic Coach beginning March 2017 with the Recreation Department
- 4. Vote the Question of Approving the Request for Exemption as Required by Massachusetts General Laws 268A, Section 20 (b) for Shane Bowles to Work as a Varsity Assistant on the High School Baseball Team beginning March 2017Youth Baseball Clinic Coach this Winter with the Recreation Department





Attachment A

Authorized Applicant Information and Acceptance Form

Applicant Information

Applicant: C	ommunity		
City or Town Name Wayland	Street Address	41 Cochituate	Road
Date of Green Community Designation (if applicable,	City/Town	State	Zip Code
not required)	Wayland	MA	01778-2614
Municipal Represe	1 entative Contact		
Municipal Contact Name / Title	Signature		
Kenneth "Ben" Keefe, Public Buildings Direct	ər		
Telephone	Email		
(508) 358-3696	bke	efe@wayland.r	na.us
Community S	olar Coach		
Name / Title	Signature		
Kaat Vander Straeten	1.8-0		
Telephone	Email		
(617) 539-5870	kaatvds@g	gmail.com	
Additional Installer Proposal	Review Team P	articipant 1	
Participant Name / Title	Signature		
John Harper			
Telephone	Email		
(617) 803-7338	jharper@	birchtreecapita	al.net
Additional Installer Proposal Not recommended fo			
Participant Name / Title	Signature		
Telephone	Email		

RFP ID: MassCEC 2017-SMP-01 Attachment A 1





Organization/Individual who compiled this Appl Municipal Represent	
Name / Title	Signature
Telephone	Email

List any Communities that you are partnering with in this application.

Sudbury, MA	
Lincoln, MA	

Applicant Acceptance

The undersigned is the Chief Executive Officer of the Applicant listed above. The Chief Executive Officer is defined as the manager in any city having a manager, and in any town having a city form of government, the mayor in any other city, or the board of selectmen in any other town unless some other officer or body is designated to perform the functions of a chief executive officer under the provisions of a local charter or laws having the force of a charter.

The Applicant has read and understands the RFP requirements. The undersigned acknowledges that all of the terms and conditions of the RFP are mandatory.

The Applicant understands that all materials submitted may be subject to disclosure under the Massachusetts Public Records Law, as explained in Section 3.A.of the RFP. Applicant further acknowledges and agrees that MassCEC has no obligation, and retains the sole discretion to fund or choose not to fund the application set forth herein, and that MassCEC's receipt of the application does not imply any promise of funding at any time.

The Applicant understands that, if selected by MassCEC, the Applicant and MassCEC will execute a contract that outlines the respective roles and responsibilities of the parties.

I certify that the statements made in this application, including all attachments and exhibits, are true and correct to the best of my knowledge.

	Community
Printed Name of Chief Executive Officer	
Nan Balmer	
Signature of Chief Executive Officer	Date

RFP ID: MassCEC 2017-SMP-01 Attachment A 2

From: Keefe, Ben Sent: Tuesday, February 21, 2017 4:29 PM To: Balmer, Nan Subject: FW: GC

Nan

This is the information on the Green Communities Grant Application. Certification does call for the signature of Chief Executive Officer.

BEN

From: Teferra, Axum [mailto:ATeferra@mapc.org] Sent: Tuesday, February 21, 2017 4:09 PM To: Keefe, Ben Subject: GC

The 2017 Green Communities Competitive Grant Application is due on March 3, 2017. The Town of Wayland is eligible to apply for up to \$250,000/year in grant funds for municipal energy efficiency projects. The energy efficiency projects that are implemented with these funds will help the Town advance towards the MA Department of Energy Resources' Green Communities goal, to reduce energy consumption by 20% after five years of participation.

This is the third year that Wayland has requested Green Communities Competitive Grant funds. As with prior years, the Town's application needs to have a Certification of Application attached to it, and must be signed by the Town's Chief Executive Officer. The signature finalizes the application and verifies that the application's contents are true. The Certification of Application can be found on page 16 of the attached PDF.

Projects being pursued this year include LED streetlight retrofits, energy efficiency measures at the Town Building, purchasing of two electric vehicles and one hybrid electric vehicle, one hybrid conversion technology application, and electric charging stations.

Best, Axum

Axum Teferra Energy Planner Metropolitan Area Planning Council 60 Temple Place, Boston, MA 02111 617-933-0713 ateferra@mapc.org www.mapc.org/clean-energy

1

ATTACHMENT C – CERTIFICATION OF APPLICATION

The Certification of Application below must be completed, scanned and uploaded as a PDF file.

CERTIFICATION OF APPLICATION

The Chief Executive Officer must complete this certification.

 I, Nan Balmer
 am authorized to execute said Application on behalf of

 Town of Wayland
 , the applying municipality and verify that the

 information in the Green Communities Competitive Grant Application is true.

[Signature of Chief Executive Officer]

Town Administrator

[Title of Chief Executive Officer]

February 24, 2017

[Date]

NOTE: The Chief Executive Officer is defined as the manager in any city having a manager and in any town having a city form of government, the mayor in any other city, and the board of selectmen in any other town unless some other officer or body is designated to perform the functions of a chief executive officer under the provisions of a local charter or laws having the force of a charter.

DEUTSCH WILLIAMS BROOKS DeRENSIS & HOLLAND, P.C. ONE DESIGN CENTER PLACE, SUITE 600 BOSTON, MASSACHUSETTS 02210-2327 (617) 951-2300 Fax (617) 951-2323 Board of Selectmen Town of Wayland INVOICE FOR LEGAL SERVICES

Town of Wayland Town Building 41 Cochituate Rd. Wayland MA 01778 Page 1 02/06/2017 Account No. 5673-01M Invoice No. 185

Attn: Town Administrator

Labor

BALANCE DUE

\$4,249.31

RECREATION DEPARTMENT TOWN OF WAYLAND 41 COCHITUATE ROAD, Wayland, Massachusetts 01778-2697

MEMO

February 7, 2017

To: Nan Balmer, Town Administrator CC: MaryAnn DiNapoli From: Jessica Brodie, Recreation Director

Re: Ethics Exemption - MGL 268A Section (b) - School Employees working for a Recreation Department

Dear Nan,

This memo is to request that the Board of Selectmen Review and vote on Request for Exemption as required by MGL 268A Section 20 (b) for Joseph Cincatta to work as a youth baseball clinic coach for us this March. Town Counsel has previously advised the vote of this exemption is required for employees working for two departments, in this case teachers working for the Recreation department seasonally.

VOTE: To approve the Request for Exemption as required by MGL 268A Section 20 (b) for Joseph Cincatta to work as a youth baseball clinic coach this winter with the Recreation Department.

Please let me know if you have any questions regarding this request.

Thank you,

Jessica Brodie, CPRP Recreation Director

Attachments:

- Language from the Ethics Laws that applies to this exemption
- 20b Exemption form from applicable employee

Below are additional details for each employee, as well as the outline of how they will meet the requirements for the exemption:

• Joseph Cincatta will work for the Recreation Department for one session (2 days) of a youth baseball clinic for a total of approx. 5 hours.

These school employees working for the Recreation Department will meet the requirements of the exemption by:

- Working less than 500 hours, outside of their regular working hours in a position where the duties are not the same as their regular job
- Being hired after all seasonal positions have been advertised and posted to the public
- Disclosure forms for each school employee have been filled out and filed with the Town Clerk
- The Recreation Director has filed a certification that no employee within its agency is available to perform the services as part of their regular duties
- That the Board of Selectmen approve the exemption

DISCLOSURE BY MUNICIPAL EMPLOYEE OF FINANCIAL INTEREST IN A MUNICIPAL CONTRACT AS REQUIRED BY G. L. c. 268A, § 20(b)

	MUNICIPAL EMPLOYEE INFORMATION
Name of municipal employee:	Joseph Cincolta
Title/ Position	Teucher Assistant / Coach If you are a municipal employee because a municipal agency has contracted with your company or
Fill in this box if it applies to you.	If you are a municipal employee because a municipal agency has contracted with your company or organization, please provide the name and address of the company or organization.
Agency/ Department	Recration Department
Agency Address	
Office phone:	41 Cochitude Rd Wagland MA. 01778
Office e-mail:	508 350 - 3440
	Check one: Elected or Non-elected
Starting date as a municipal employee.	September 1, 2016 ELECTED MUNICIPAL EMPLOYEE
BOX # 1	i am an elected municipal employee.
Select either STATEMENT #1 or STATEMENT #2,	 <u>STATEMENT #1</u>: I had one of the following financial interests in a contract made by a municipal agency before I was elected to my municipal employee position. I will continue to have this financial interest in a municipal contract. OR <u>STATEMENT #2</u>: I will have a new financial interest in a contract made by a municipal agency.
Write an X	My financial interest in a municipal contract is:
beside your financial interest.	I have a non-elected, compensated municipal employee position.
	I have a financial benefit or obligation because of a contract that a municipal agency has with another person or an entity, such as a company or organization.
	I work for a company or organization that has a contract with a municipal agency, and I am a "key employee" because the contract identifies me by name or it is otherwise clear that the city or town has contracted for my services in particular.
BOX # 2	NON-ELECTED, COMPENSATED MUNICIPAL EMPLOYEE
	I am a non-elected municipal employee.
Select either STATEMENT #1 or STATEMENT #2.	<u>STATEMENT # 1</u> : I had one of the following financial interests in a contract made by a municipal agency before I took a position as a non-elected municipal employee. I will continue to have this financial interest in a municipal contract.
	My financial Interest in a municipal contract is:

Write an X	A municipal agency has a contract with me, but not an employment contract.
beside your financial interest.	I have a financial benefit or obligation because of a contract that a municipal agency has with another person or an entity, such as a company or organization.
	OR
	<u>STATEMENT # 2</u> : I will have a new financial interest in a contract made by a municipal agency.
	My financial interest in a municipal contract is:
	$\underline{\lambda}$ I have a non-elected, compensated municipal employee position.
	A municipal agency has a contract with me.
	I have a financial benefit or obligation because of a contract that a municipal agency has with another person or an entity, such as a company or organization.
-	I work for a company or organization that has a contract with a municipal agency, and 1 am a "key employee" because the contract identifies me by name or it is otherwise clear that the city or town has contracted for my services in particular.
•	FINANCIAL INTEREST IN A MUNICIPAL CONTRACT
Name and address of municipal agency that made the contract	
Please put in an X	"My Municipal Agency" is the municipal agency that I serve as a municipal employee. The "contracting agency" is the municipal agency that made the contract.
to confirm	X My Municipal Agency is not the contracting agency.
these facts.	 <u>X</u> My Municipal Agency does not regulate the activities of the contracting agency. <u>X</u> In my work for my Municipal Agency, I do not participate in or have official responsibility for any of the activities of the contracting agency.
	$\frac{1}{2}$ The contract was made after public notice or through competitive bidding.
*	ANSWER THE QUESTION IN THIS BOX IF THE CONTRACT IS BETWEEN THE CITY OR TOWN AND YOU.
FILL IN	- Please explain what the contract is for. Having a Youth Baseball
THIS BOX OR THE BOX BELOW	- Please explain what the contract is for. Having a Youth Baseball Clinic March 18, 19 th with the Recreation Department,
	ANSWER THE QUESTIONS IN THIS BOX IF THE CONTRACT IS BETWEEN THE CITY OR TOWN AND ANOTHER PERSON OR ENTITY.
FILL IN THIS BOX OR THE BOX ABOVE	 Please identify the person or entity that has the contract with the municipal agency. What is your relationship to the person or entity? What is the contract for?
What is your	- Please explain the financial interest and include the dollar amount if you know it.

financial interest In the municipal contract?	Determined by Enrollment
Date when you acquired a financial interest	March 18, 14, 2017
What is the financial Interest of your immediate family?	- Please explain the financial interest and include the dollar amount if you know it.
	None
Date when your immediate family acquired a financial interest	
	FOR A CONTRACT FOR PERSONAL SERVICES -
Write an X to confirm each statement.	Answer the questions in this box ONLY if you will have a contract for personal services with a municipal agency (i.e., you will do work directly for the contracting agency).
Jutomonti	I will have a contract with a municipal agency to provide personal services.
	λ The services will be provided outside my normal working hours as a municipal employee.
	$\underline{\lambda}$ The services are not required as part of my regular duties as a municipal employee.
	X For these services, I will be compensated for not more than 500 hours during a calendar year.
Employee signature:	Joyh Cintles
Date:	2-6-17

Attach additional pages if necessary.

NOT A PERSONAL SERVICES CONTRACT -- File disclosure with the city or town clerk.

SEE CERTIFICATION AND APPROVAL REQUIRED FOR PERSONAL SERVICES CONTRACTS, BELOW.

FOR CONTRACTS FOR PERSONAL SERVICES ONLY:

If you are disclosing a financial interest in a contract for personal services with a municipal agency, you must file the Certification below signed by the head of the contracting agency, and you must get approval of the exemption from the city council, board of aldermen, board of selectmen or town council.

CERTIFICATION BY HEAD OF CONTRACTING AGENCY

	INFORMATION ABOUT HEAD OF CONTRACTING AGENCY
Name:	
Title/ Position	
Municipal Agency:	
Agency Address:	
Office Phone:	
	CERTIFICATION
	I have received a disclosure under G.L. c. 268A, § 20(b) from a municipal employee who seeks to provide personal services to my municipal agency, identified above. I certify that no employee of my agency is available to perform the services described above as part of his or her regular duties.
Signature:	
Date:	

APPROVAL BY CITY COUNCIL, BOARD OF ALDERMEN, BOARD OF SELECTMEN OR TOWN COUNCIL

	INFORMATION ABOUT APPROVING BODY
Name:	Cherry Karlson
Title/ Position	Chair, Board of Selectmen
Agency Address:	41 Cochituate Road Wayland MA 01778
Office Phone:	508-358-7755
	APPROVAL
	I have received a disclosure under G.L. c. 268A, § 20(b) from a municipal employee who seeks to provide personal services to a municipal agency, identified above. The exemption under § 20(b) is approved.
Signature:	On behalf of the Council or Board, I sign this approval.
Date:	February 24, 2017 .

Attach additional pages if necessary.

File disclosure, Certification and Approval with the city or town clerk.

DISCLOSURE BY MUNICIPAL EMPLOYEE OF FINANCIAL INTEREST IN A MUNICIPAL CONTRACT AS REQUIRED BY G. L. c. 268A, § 20(b)

	MUNICIPAL EMPLOYEE INFORMATION
Name of municipal employee:	Shane Bowles
Title/ Position	Youth Officer
Agency/ Department	Wayland Police
Agency Address	38 Cochitecte rol. Wayland, MA. 01778
Office phone:	508-358-1730
Office e-mail:	Showles @ Wayland, Ma. US
	Check one: Elected or _X Non-elected
Starting date as a municipal employee.	
BOX # 1	ELECTED MUNICIPAL EMPLOYEE I am an elected municipal employee.
Select either STATEMENT #1 or STATEMENT #2.	 <u>STATEMENT #1</u>: I had one of the following financial interests in a contract made by a municipal agency before I was elected to my municipal employee position. I will continue to have this financial interest in a municipal contract. A municipal agency has a contract with me, but not an employment contract. I have a financial benefit or obligation because of a contract that a municipal agency has with another person or an entity, such as a company or organization.
Write an X beside your financial interest.	OR <u>STATEMENT #2</u> : I will have a new financial interest in a contract made by a municipal agency. My financial interest in a municipal contract is:I have a non-elected, compensated municipal employee position.
1	 A municipal agency has a contract with me. I have a financial benefit or obligation because of a contract that a municipal agency has with another person or an entity, such as a company or organization.
	I work for a company or organization that has a contract with a municipal agency, and I am a "key employee" because the contract identifies me by name or it is otherwise clear that the city or town has contracted for my services in particular.
BOX # 2	NON-ELECTED, COMPENSATED MUNICIPAL EMPLOYEE
Select either STATEMENT #1 or STATEMENT #2.	<u>STATEMENT # 1</u> : I had one of the following financial interests in a contract made by a municipal agency before I took a position as a non-elected municipal employee. I will continue to have this financial interest in a municipal contract.

Write an X beside your financial interest.	My financial interest in a municipal contract is: A municipal agency has a contract with me, but not an employment contract. I have a financial benefit or obligation because of a contract that a municipal agency has with
	another person or an entity, such as a company or organization.
	OR
	<u>STATEMENT # 2</u> : I will have a new financial interest in a contract made by a municipal agency.
	My financial interest in a municipal contract is:
	▲ I have a non-elected, compensated municipal employee position.
	A municipal agency has a contract with me.
1	I have a financial benefit or obligation because of a contract that a municipal agency has with another person or an entity, such as a company or organization.
	I work for a company or organization that has a contract with a municipal agency, and I am a "key employee" because the contract identifies me by name or it is otherwise clear that the city or town has contracted for my services in particular.
	FINANCIAL INTEREST IN A MUNICIPAL CONTRACT
Name and address of municipal agency	Wayland Public Schools 41 cochiniate Rd
that made the	41 cochinate Rd
contract	Wayland MA U178
	"My Municipal Agency" is the municipal agency that I serve as a municipal employee.
	The "contracting agency" is the municipal agency that made the contract.
Please put in an X	My Municipal Agency is not the contracting agency.
to confirm these facts.	My Municipal Agency does not regulate the activities of the contracting agency.
	In my work for my Municipal Agency, I do not participate in or have official responsibility for any of the activities of the contracting agency.
	The contract was made after public notice or through competitive bidding.
	ANSWER THE QUESTION IN THIS BOX IF THE CONTRACT IS BETWEEN THE CITY OR TOWN AND YOU.
FILL IN	Please explain what the contract is for.
THIS BOX OR THE BOX BELOW	
	ANSWER THE QUESTIONS IN THIS BOX
	IF THE CONTRACT IS BETWEEN THE CITY OR TOWN AND ANOTHER PERSON OR ENTITY.
FILL IN THIS BOX	 Please identify the person or entity that has the contract with the municipal agency. What is your relationship to the person or entity? What is the contract for?
OR THE BOX ABOVE	the two and the leachers Associat
	(ana stipended coach. (employed by the school department)
	The contract is for coaching.
	The contract is for concerning.

What is your	 Please explain the financial interest and include the dollar amount if you know it.
financial interest	will be coaching as a varsily assistant on the
In the municipal contract?	I will be could using as a variating asserted of other
contract?	I will be coaching as a varsity assistant on the nigh school baseball team for approximately \$3500.
Date when you	
acquired a financial	
interest	3/20/17
What is the financial	- Please explain the financial interest and include the dollar amount if you know it.
interest of your	
immediate family?	
Date when your	
immediate family	
acquired a financial	
interest	
	FOR A CONTRACT FOR PERSONAL SERVICES -
	FOR A CONTRACT FOR PERSONAL SERVICES -
Write an X to confirm each	Answer the questions in this box ONLY if you will have a contract for personal services with a municipal agency (i.e., you will do work directly for the contracting agency).
statement.	agency).
	I will have a contract with a municipal agency to provide personal services.
	\underline{X} The services will be provided outside my normal working hours as a municipal employee.
	X The services are not required as part of my regular duties as a municipal employee.
	\underline{k} For these services, I will be compensated for not more than 500 hours during a calendar year.
Employee signature:	Shan Boul
Date:	02.08-17

Attach additional pages if necessary.

NOT A PERSONAL SERVICES CONTRACT -- File disclosure with the city or town clerk.

SEE CERTIFICATION AND APPROVAL REQUIRED FOR PERSONAL SERVICES CONTRACTS, BELOW.

If you are disclosing a financial interest in a contract for personal services with a municipal agency, you must file the Certification below signed by the head of the contracting agency, and you must get approval of the exemption from the city council, board of aldermen, board of selectmen or town council.

CERTIFICATION BY HEAD OF CONTRACTING AGENCY

	INFORMATION ABOUT HEAD OF CONTRACTING AGENCY
Name:	PAUL STEIN
Title/ Position	SUPERINTENDENT OF SCHOOLS
Municipal Agency:	
	SCHOOL DEPARTMENT (WAYLAND PUBLIC SCHOOL)
Agency Address:	
	41 COCHINNITE ROAD, WAYLAND, MA 01778
Office Phone:	41 COCHINNITE ROAD, WAYLAND, MA 0177P 508-358-3774
	CERTIFICATION
	I have received a disclosure under G.L. c. 268A, § 20(b) from a municipal employee who seeks to provide personal services to my municipal agency, identified above. I certify that no employee of my agency is available to perform the services described above as part of his or her regular duties.
Signature:	PIAS
Date:	2/8/17

APPROVAL BY CITY COUNCIL, BOARD OF ALDERMEN, BOARD OF SELECTMEN OR TOWN COUNCIL

	INFORMATION ABOUT APPROVING BODY
Name:	Cherry Karlson
Title/ Position	Chair, Board of Selectmen
Agency Address:	41 Cochituate Road Wayland MA 01778
Office Phone:	(508) 358-7755
	APPROVAL
	I have received a disclosure under G.L. c. 268A, § 20(b) from a municipal employee who seeks to provide personal services to a municipal agency, identified above. The exemption under § 20(b) is approved.
Signature:	On behalf of the Council or Board, I sign this approval.
Date:	February 24, 2017

Attach additional pages if necessary.