



# TOWN OF WAYLAND

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## BOARD OF SELECTMEN

JOHN BLADON  
STEVEN J. CORREIA  
THOMAS J. FAY  
JOSEPH F. NOLAN  
SUSAN W. POPE

### Board of Selectmen Meeting Minutes January 18, 2011

**Attendance:** John Bladon (arrived 7:07 p.m.), Steven Correia, Thomas Fay (arrived 8:20 p.m.), Joseph Nolan, Susan Pope

**Also Present:** Town Administrator F. Turkington

Chair S. Correia called the meeting of the Board of Selectmen to order at 7:02 p.m. in the Selectmen's Meeting Room and reviewed the agenda for the public. F. Turkington announced there would be no meeting of the Board of Selectmen on January 24, and the next meeting would be January 31 following the Finance Committee article hearing.

**A2. Public Comment** There was no public comment.

**A3. Consideration of Appointments to Boards and Committees** David Watkins, 20 Forty Acres Drive, appeared before the Board to interview for the Economic Development Committee. He discussed his experience as an entrepreneur and consultant, ideas for branding and marketing Wayland to business, and his availability to serve. S. Correia reviewed the search for a chair of the Dudley Area Advisory Committee, and explained that an interested citizen had business conflicts in scheduling interviews with the Board. He encouraged interested citizens to step forward, and said the Board is interested in speaking with residents with communication and consensus-building skills.

**A4. Approval of Change of Manager Application for Broomstones Inc.** Kathleen Holewa appeared before the Board to present the request for a change of manager on the club liquor license for Broomstones. The Board reviewed the hours of operation, opportunities for membership, access, training of assistant managers, and hours of the manager. J. Nolan moved, seconded by S. Pope, to approve the change of manager application for Broomstones. YEA: J. Bladon, S. Correia, J. Nolan, S. Pope. NAY: none. ABSENT: T. Fay. Adopted 4-0.

**A6. Consider and Approve Consent Calendar** S. Pope moved, seconded by J. Bladon, to approve the consent calendar. F. Turkington noted the Treasurer's request to increase the municipal lien fee. YEA: J. Bladon, S. Correia, J. Nolan, S. Pope. NAY: none. ABSENT: T. Fay. Adopted 4-0.

**A7. Review Correspondence** The Board reviewed the week's correspondence. S. Pope requested that the Board send a letter recognizing the service of Jim Forti as he retires from the Wayland Police Department. The Board asked that Police Chief Bob Irving provide an update when he moves to fill the assignment of youth officer.

**A9. Selectmen's Reports and Concerns; Discussion of Open Meeting Law (OML) Complaint filed by George Harris on January 5, 2011, Concerning the Public Forum held on December 7, 2010** The Board reviewed the draft response to the OML complaint of George Harris relative to the public forum on the Loker property held on December 7, 2010. S. Correia discussed his meeting with

G. Harris held last week in an attempt to settle the complaint, reporting there was a fundamental difference in the interpretation of the requirement to post meetings when the Board attended events or meetings at which deliberation as defined in the OML did not occur. F. Turkington noted that G. Harris' quotes in a recent Town Crier story acknowledged that he was seeking the Board to go beyond the requirements of the OML. S. Pope expressed her concern that posting when not required triggered agenda requirements under the new OML and created difficulties relative to attendance records for members unable to participate in forums and events that are not meetings of the Board to transact business. It was the consensus of the Board to have the Town Administrator submit the draft letter with the additional discussed points noted.

At 8:02 p.m., the Board recessed and reconvened with the Finance Committee to review the proposed FY2012 capital and municipal department budgets. Facilities Director John Moynihan and F. Turkington discussed the request for \$1.3M to move the building systems and repair the basement at the Public Safety Building, as well as the role of the temporary Public Safety Building Advisory Committee. Use of litigation settlement funds and FEMA reimbursement to offset the proposed appropriation was discussed. The Board noted that this project is the highest priority of the major building requests. Discussion followed on the DPW facility request, which was reduced from full design and construction administration to study upgrade and schematic design funding (revised request is \$250K to \$300K). It was noted that the Council on Aging space review favored a combined library/community center at the Town Center pad, and a joint meeting with the Library Trustees was planned for January 26.

T. Fay arrived at 8:20 p.m.

F. Turkington reviewed the municipal budget, noting general adherence to Finance Committee guidelines, minor variations in personnel items for step increases and shifting of positions due to attrition between and among departments, increased funding for phase in of fire service-based ALS/paramedic program, and adjustments to accounts based on actuals for FY10 and FY11 year-to-date. Finance Director Mike DiPietro and Town Administrator F. Turkington responded to questions from the Finance Committee. The Board and F. Turkington explained collaboration efforts with the schools and the Town of Sudbury.

The Board reconvened in the Selectmen's Meeting Room at 9:20 p.m.

**A5. Discussion of Full List of Submitted Annual Town Meeting Articles; Preliminary Discussion of Assignees and Dates for Subsequent Sessions Annual Town Meeting after First Evening on April 7** F. Turkington reviewed the articles for the Annual Town Meeting submitted by boards and petitioners since last week's meeting, including amending the composition of the Youth Advisory Committee, a petitioners article to fund the water line replacement in Cochituate with funds received from a class action suit over MtBE pollution, a petitioners article to instruct the Board of Public Works to set a capital surcharge based on water use, and a petitioners article increasing funding for additional work on the best practice study of budget and expenditure reporting. He presented the spreadsheet with tentative assignees based on Selectmen portfolio assignments, noting that several articles may be pulled or ultimately passed over at town meeting. The order of the articles will be determined on February 14.

**A6. Report of the Town Administrator** F. Turkington reviewed the tentative schedule of agenda items for the January 31 and February 2011 meetings.

**A9. Selectmen's Reports and Concerns** S. Pope moved, seconded by J. Bladon, to appoint David Watkins to the Economic Development Committee to fill an unexpired term ending June 30, 2013. YEA: Correia, Pope, Nolan, Fay and Bladon. YEA: J. Bladon, S. Correia, T. Fay, J. Nolan, S. Pope. NAY: none. ABSTAIN: none. Adopted 5-0. S. Pope promoted Russell's Winter Farmer's Market on Saturdays, and noted a wine-tasting event was approved for January 29 under the consent calendar. S. Correia reported on his work with members of the Cable TV Advisory Committee to develop a letter to distribute to Comcast subscribers, explaining the change in how public access fees are reported on the bills. He noted that work was underway on RFP's for fiber strands to allow live broadcast over the Town's infrastructure as of April 2011 when the I-Net would be ended under the cable license franchise agreement and that the Board would be asked to approve an expenditure of \$80K in revenue from cable companies to support the local network. J. Nolan commented on the quality of snow removal operations under difficult circumstances, especially the blizzard on January 12 and the mixed precipitation on January 18.

J. Nolan moved, seconded by T. Fay, to adjourn the meeting of the Board of Selectmen at 10:10 p.m. YEA: J. Bladon, S. Correia, T. Fay, J. Nolan, S. Pope. NAY: none. ABSTAIN: none. Adopted 5-0.