



TOWN OF WAYLAND

41 COCHITUATE ROAD
WAYLAND, MASSACHUSETTS 01778

FREDERIC E. TURKINGTON JR.
TOWN ADMINISTRATOR
TEL. (508) 358-7755
www.wayland.ma.us

BOARD OF SELECTMEN

JOHN BLADON
EDWARD J. COLLINS
STEVEN J. CORREIA
DOUGLAS J. LEARD
JOSEPH F. NOLAN

Board of Selectmen Meeting Minutes September 24, 2012

Attendance: John Bladon, Edward Collins, Steven Correia, Douglas Leard, Joseph Nolan

Also Present: Town Administrator Fred Turkington, Secretary MaryAnn DiNapoli

Chair J. Bladon 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. He announced that the meeting is being broadcast and videotaped for later broadcast by WayCAM. F. Turkington advised motorists that the traffic signal at Routes 27/126/20 will not be operational for most of the day on September 27 and suggested they find alternate routes if possible. S. Correia announced the Lobster Bake fundraiser to support the Friends of the Council on Aging on Sunday, September 30, 2012.

A2. Public Comment Woody Baston, 11 Cochituate Road, expressed concern that traffic is not stopping for the crosswalk signal at Routes 126/27 when the walking light is red. He requested that the town post a "No Turn on Red" sign at the intersection. Neil Olmstead, 34 Bow Road, said that traffic had been detoured to Bow Road on Saturday, September 22, due to construction on the Route 20/27 intersection, without prior notification to the residents. He said it created a safety hazard and a disturbance, noting that the traffic included trucks, and the congestion would have impeded potential safety vehicles. He suggested that in the future, detours should only be enacted during the weekdays, and the northbound traffic should be directed to Glezen Road. Dan Hill, 25 Bow Road, said he moved to Bow Road because it was a quaint, country road, and the detoured traffic was very disruptive. He said he is a land use attorney, and if he was consulted on the permitting for the town center project, he would have included language to ensure that abutters have 48-hour advance notice of all detours, and that detours be prohibited on weekends.

A3. Liquor License Hearing for Bottled of Wayland, 64 Andrew Avenue (Town Center) J. Bladon opened the liquor license hearing at 7:21 p.m. on the application filed by Van de Michael Investments LLC dba Bottled of Wayland, for a new alcoholic beverage license to sell beer and wine only off premises (package store) at 65 Andrew Avenue in Wayland. Albert DeNapoli, attorney for the applicant, and Delia Michael, 95% owner of Van de Michael Investments and manager, appeared before the board to present the application. E. Collins asked for a clarification of the ownership interests, financial interests, and the location and square footage of the retail establishment. J. Nolan noted the need for TIPS training of the staff and the importance of not serving minors. He also encouraged D. Michael to work with the Wayland Business Association. D. Leard asked for further detail as to the work experience of D. Michael. J. Bladon asked if an Assistant Manager would be hired; D. Michael said it will depend on the sales volume. S. Correia asked if there will be wine tastings. D. Michael said she expects to do more food tasting events, but would consider requesting beer and wine tastings in the future. F. Turkington said the Wayland Police had no concerns, based on the research that was done. D. Leard moved, seconded by E. Collins, to close the hearing at 7:37 p.m. YEA: J. Bladon, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A4. Interview Candidates for Appointment to Boards and Committees Nancy Funkhouser appeared before the Board to interview for a position on the Finance Committee. She said she has a Master's Degree in Business Administration, and has worked as a consultant to labor-management disputes and as a loan officer for State Street Bank and Silicon Valley Bank. She is currently the town-wide treasurer to the Wayland Public Schools Parent-Teacher Organization. D. Leard asked for her opinion on free cash. N. Funkhouser said that while she doesn't have enough knowledge to comment specifically, she generally tends to be conservative in regards to the use of taxpayer money. E. Collins asked what agenda she would bring to the Finance Committee. N. Funkhouser said she does not have a preconceived notion of her role, and considers the idea of an agenda to be a negative concept; she said her goal is to be a balanced voice representing all of Wayland and preserving the attributes of the town. E. Collins asked for her definition of conservative; she said she means being thoughtful, doing due diligence, and keeping an open mind. E. Collins asked her view of the 2011 Special Town Meeting. N. Funkhouser said she had concerns that the disbursement of free cash today could affect the ability of the town in the future to finance its expenditures, and that it would have been wiser to maintain the free cash, modify the budget and take smaller steps forward. E. Collins asked if that was still her view; she said given the same facts, yes. E. Collins asked her view on the election of Finance Committee members; she said she had no opinion. E. Collins asked if she was familiar with the OPEB issue; she said she know the town is obligated for certain expenditures, and it is part of the budget that needs to be managed every year. J. Nolan asked her if she was comfortable with the time commitment, and if she would seek another term. She said she could make the time commitment, and she would serve another term. She discussed the balance between the needs of the community and the need to keep the tax burden to a reasonable rate, and she said she has spoken with current Finance Committee members to get an understanding of the work involved.

Elizabeth (Becky) Patterson appeared before the Board to interview for a position on the Council on Aging. She said she has a graduate degree in home economics, works with the Board of Health, volunteers to work at the polls, and volunteers at Emerson Hospital. D. Leard noted she is also involved in Medical Reserve Corps. He asked if she had any special projects in mind for the Council on Aging. B. Patterson said she would like to see more programs for active adults. S. Correia asked what she considered to be the top issues, given the current budget restraints. E. Patterson said the town should take advantage of the talents of senior adults, which could be done at no cost to the town. J. Nolan asked about the proposed library/senior center, and she said she is in favor of it and expects it to be an important asset to the town.

A5. Discussion with Assistant Town Administrator/Human Resources Director on Provisions of M.G.L. Chapter 32B, Sections 21-23 John Senchyshyn, Assistant Town Administrator/Human Resources Director, appeared before the Board to discuss the health insurance reform law passed by the state legislature last year. He said Sections 21-23 are a mechanism for communities to adopt changes to their health insurance plans without the traditional collective bargaining route, and establishes a cap of 25 percent of the estimated savings to mitigate the impact of the changes. He said that if the town wants to implement Sections 21-23, the Board of Selectmen must take a vote, then notify all union presidents, gather the Insurance Advisory Committee to discuss the changes, and convene a public employees group. He noted that his appearance before the Board was for informational purposes only and was not a strategy session. The Board discussed the potential timeline of events, the meaning of mitigation, the ability to reverse their decision, the effect on OPEB regarding current and long term savings, and the need for an executive session to engage in further discussion. J. Senchyshyn noted that 102 towns in Massachusetts have adopted the legislation. D. Leard asked if it applied to all collective bargaining units, and J. Senchyshyn said yes.

A6. Consider Request from Historical Commission for No Parking Signs and No Scavenging Signs on the Training Field at Glezen Lane and Training Field Road Elisa Scola, Chair, Historical Commission, appeared before the Board to present the Commission's request for signage on the Training Field. E. Scola provided a brief history of the Training Field and noted the damage that has been caused to historic markers due to trucks and cars parking on the field. She requested three "No Parking" signs and one "No Metal Detecting" sign on three poles. The Board considered the parking issue, the concerns of the neighbors, upgrading the design of the signs to maintain the historic nature of the field, and the possibility of pursuing CPA funds to do so. D. Leard suggested that the "No Parking" signs should also include the penalty for noncompliance, and F. Turkington said he would confirm that with the police. E. Collins raised the possibility of meeting with landscapers to discuss the issue of parking on a town-wide basis. J. Nolan moved, seconded by D. Leard, to authorize and direct the DPW to install three poles and the requested four signs, with the caveat that these signs should be installed this fall, the Historical Commission should pursue more historically appropriate signs, and that the penalty for parking be included on the "No Parking" signs. YEA: J. Bladon, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A7. Review Special Town Meeting Warrant and Logistics F. Turkington reviewed the upcoming Special Town Meeting. He said there is one errata sheet, and he noted the disparity of fonts in the warrant due to printer error. He said petitioner Steve Hakar has submitted an amendment to his article, and Town Counsel Mark Lanza has suggested changes to the bylaws that he felt would meet the approval of the Attorney General. He noted that petitioner Donna Bouchard has asked the Finance Committee to reconsider its opposition to her article, as she feels the statute cited doesn't apply to the proposed bylaw. F. Turkington said he has contracted for 500 electronic voting devices, and will have 100 more available if necessary. He said the towns that are voting on the article submitted by S. Hakar are cooperatively reviewing the outcome. He noted the warrant hearing will take place Thursday night, September 27, and the Board will vote its positions after the hearing.

A8. Preliminary Discussion of Board of Selectmen and Town Administrator Policy Goals and Priorities for October 2012 through September 2013 F. Turkington presented a list of goals and priorities and asked Board members to submit comments.

A9. Review and Approve Consent Calendar (See Separate Sheet) E. Collins moved, seconded by S. Correia, to approve the consent calendar. YEA: J. Bladon, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0. J. Bladon noted that if George Harris, 8 Holiday Road, has concerns with the actions of the Board, he should advise them of such and it will be addressed.

A10. Review correspondence (See Separate Index Sheet) The Board reviewed the week's correspondence. J. Nolan asked if there had been any follow-up on the environmental issues raised regarding town center and the Danforth project. F. Turkington said they are historical documents for informational purposes. The Board thanked Betsy Connolly for her service to the town. E. Collins asked why the explanation of OPEB liabilities was included in the packet; F. Turkington said it was generated at the request of the Finance Committee to provide an explanation to residents. S. Correia suggested that E. Collins document his concerns regarding OPEB and direct them to the Finance Committee. Regarding the gate at the High School for WayCam, D. Leard said he hopes they will change their mind and approve the installation. J. Bladon noted the cost of the gate was \$96,000, and suggested that the expense be further investigated.

A11. Report of the Town Administrator F. Turkington provided an update on the Financial Analyst hiring process. He reported on a meeting earlier in the day with the Library Trustees, Council on Aging and Conservation Commission regarding the library/senior center project and the environmental constraints on the municipal pad. He reviewed upcoming agenda topics and meeting schedules. On behalf of the Chair of the Economic Development Committee, he invited the Board to a presentation of the affordable housing proposal at the former landfill site on October 10. He said he is waiting for the Dudley Area Advisory Committee to come to consensus on a plan for an article for the 2013 Annual Town Meeting.

A12. Selectmen's Reports and Concerns S. Correia moved, seconded by J. Nolan, to appoint Nancy Funkhouser to the Finance Committee for a term to expire on June 30, 2014, and to appoint Steven Lesser to the Finance Committee for a term to expire on June 30, 2013. The Board discussed the financial background of the candidates. D. Leard moved to appoint Frank Krasin to the Finance Committee for a term to expire on June 30, 2014, and to appoint Steven Lesser to the Finance Committee for a term to expire on June 30, 2013. There was no second, as there was already a motion on the floor. E. Collins moved, seconded by J. Nolan, to amend the first motion to a vote for one position at a time. YEA: E. Collins, D. Leard. NAY: J. Bladon, S. Correia, J. Nolan. ABSENT: none. ABSTAIN: none. Motion defeated, 2-3. The Board proceeded to vote on the original motion. YEA: J. Bladon, S. Correia, J. Nolan. NAY: E. Collins, D. Leard. ABSENT: none. ABSTAIN: none. Adopted 3-2. J. Bladon said that the applicants not selected should be invited to consider a position on another committee, and suggested the Community Preservation Committee or the Economic Development Committee. D. Leard moved, seconded by E. Collins, to appoint Elizabeth Patterson to the Council on Aging for a term to expire on June 30, 2015. YEA: J. Bladon, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0. J. Nolan said that, in regard to the detour of traffic to Bow Road, the staff and the contractors should have done a better job. J. Bladon asked the Board to consider the scheduling of the next Selectmen's office hours.

A13. Topics Not Reasonably Anticipated by the Chair 48 Hours in Advance of the Meeting, If Any J. Bladon said "I know of none."

A14. Adjourn There being no further business before the Board, D. Leard moved, seconded by E. Collins, to adjourn the meeting of the Board of Selectmen at 9:54 p.m. YEA: J. Bladon, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

Items Distributed For Use by the Board of Selectmen at the September 24, 2012 Meeting

1. Email dated September 20, 2012 from Town Counsel Mark Lanza to Town Administrator regarding revisions to proposed Articles 1 and 2 for the October 3, 2012 petitioned Special Town Meeting.
2. Email dated September 24, 2012 from Town Counsel Mark Lanza to the Finance Committee and Town Administrator providing a legal opinion on issues raised in an email dated September 23, 2012 from Donna Bouchard to Finance Committee requesting reconsideration of vote opposing Article 5.
3. Email dated September 20, 2012 from Rebecca Butler to Selectmen regarding the revised Danforth housing development proposed by Baystone Development.
4. Email dated September 21, 2012 from Department of Revenue certifying Wayland's free cash as of June 30, 2012 in the amount of \$6,023,697.

Items Included as Part of Agenda Packet for Discussion During the September 24, 2012 Board of Selectmen's Meeting

1. Liquor license application and supporting materials submitted by Bottled of Wayland, 64 Andrew Avenue (Town Center).
2. Resumes / letters of interest of Kate Moore, Frank Krasin, Steven Lesser and Nancy Funkhouser offered for consideration for appointment to Finance Committee and of Elizabeth Patterson for Council on Aging.
3. Information sheet relative to MGL ch. 32B, sec. 21-23.
4. Correspondence dated September 17 and June 12, 2012 from Historical Commission relative to request for no parking signs and no scavenging / no metal detector use signs on town land at Glezen Lane and Training Field Road.
5. Email dated September 17, 2012 from petitioner Steve Hakar to Town Administrator and others advising of an amendment to Article 3 (resolution relative to legislation regulating chemicals).
6. Board of Selectmen/Town Administrator mission statement and policy goals and priorities for October 2011 through September 2012.