



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

Board of Selectmen Meeting Minutes May 6, 2013

Attendance: Anthony V. Boschetto, Edward J. Collins, Steven J. Correia, Douglas J. Leard, Joseph F. Nolan
Also Present: Town Administrator Fred Turkington, Secretary MaryAnn DiNapoli

Chair D. Leard called the meeting of the Board of Selectmen to order at 6:37 p.m. in the Selectmen's Meeting Room and reviewed the agenda for the public.

Executive Session to Discuss Strategy and Negotiations with Respect to Collective Bargaining with Firefighters and School Employees At 6:39 p.m., T. Boschetto moved, seconded by E. Collins, that the Board of Selectmen go into executive session pursuant to Massachusetts General Laws Chapter 30A, Section 21(a)(3) to discuss strategy with respect to collective bargaining with the firefighters and school employees. The Chair declared that an open meeting discussion of strategy with respect to contract negotiations with all municipal and school collective bargaining units in an open meeting may have a detrimental effect on the negotiating position of the Board. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0. Chair D. Leard stated that the Board invites Town Administrator Fred Turkington, Assistant Town Administrator John Senchyshyn, Finance Committee Vice Chair Tom Greenaway, School Committee Chair Barb Fletcher and member Ellen Grieco, and Personnel Board Chair Nancy McCarthy and Jessica Green to attend and participate in the executive session. The Board also invites Executive Assistant MaryAnn DiNapoli to attend and record minutes of the Executive Session. The Board will return to open session in approximately 25 minutes.

The Board returned to open session at 7:25 p.m. in the Selectmen's Meeting Room. D. Leard reported on the May 1, 2013 Massachusetts Selectmen's Association Regional Meeting, and the Volunteer Luncheon sponsored by the Council on Aging on May 2.

Stanley Spear, District Director for the West Suburban Veterans District, introduced Richard Turner to the Board and requested that he be appointed as the town's Veterans' Graves Officer. E. Collins moved, seconded by J. Nolan, to appoint Richard P. Turner as the Veterans' Graves Officer for the Town of Wayland. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0. S. Spear introduced Assistant Director Matthew Ching to the Board.

John Senchyshyn, Assistant Town Administrator/Human Resources Director, appeared before the Board to request its approval to renew the Health Insurance Waiver program. T. Boschetto questioned whether there was still a need for an incentive program, and suggested the program be cancelled for a year to assess the financial impact. S. Correia asked if there was data from any towns that had a similar experience, and J. Nolan noted that the program has worked for seven years. J. Nolan moved, seconded by S. Correia, to approve the renewal of the Health Insurance Waiver program for three years. E. Collins moved, seconded by T. Boschetto, to amend the motion to approve the renewal of the Health Insurance Waiver program for one year, with an evaluation at the end of the year to assess its financial impact. YEA: T. Boschetto, E. Collins.

NAY: S. Correia, D. Leard, J. Nolan. ABSENT: none. ABSTAIN: none. Motion to amend fails, 3-2. The Board voted on the original motion. YEA: E. Collins, S. Correia, D. Leard, J. Nolan. NAY: T. Boschetto . ABSENT: none. ABSTAIN: none. Adopted 4-1.

A2. Public Comment Linda Segal, 9 Aqueduct Road, asked the Board to ensure that the new committees being established at the meeting tonight were informed of the need to comply with the open meeting laws. She noted the lack of records available online for the Town Center Green Advisory Committee and the Wayland Cares Sustainability Committee.

A3. Request from First Parish Unitarian Universalist Church to Waive Building Permit Fees Ross Trimby appeared before the Board to represent the First Parish Unitarian Universalist Church in its request to waive the building permit fees for the construction of a hall to connect the Meetinghouse with the Parish House. He noted that the church is in a historic district, and has served the town beyond its religious services to include promoting social action and providing community services. It was the consensus of the Board that, given the town has never waived building fees for religious institutions, it would not be advisable to do so in this case. The Board took no action.

A4. Organizational Matters T. Boschetto provided a revised version of the Guiding Principles and Code of Conduct. The Board debated the extent and viability of the revisions, and agreed to continue its review at the next meeting. It was the consensus of the Board to approve the proposed meeting schedule through August and the potential meeting schedule through December 2013. The Board reviewed the May 2013-April 2014 portfolio assignments, and approved the proposed document with the following changes: E. Collins accepted the assignment to the Youth Advisory Committee and Wayland Cares, and T. Boschetto was given the assignment to the Audit Committee and the newly formed OPEB Advisory Committee.

A5. Discussion with Members of Permanent Municipal Building Committee and Public Buildings Director on Scope of Work and Funding Proposal to Address DPW Facility Site and Access Issues The Board was joined by Facilities Director John Moynihan, members of the Permanent Municipal Building Committee, Andy Irwin, Chair of the Conservation Commission, and Tonya Largy and Sheila Carel of the Historical Commission. Matt Kaufman, Permanent Municipal Building Committee, asked the Board to support a request to the Finance Committee for an expenditure of \$170,000 to continue the design efforts, archeological survey, and new bid process for the DPW facility for a vote by fall town meeting. E. Collins asked if the expense was included in the \$11.4 million request made at the 2013 Annual Town Meeting; M. Kaufman said yes, except for the re-bidding costs. T. Boschetto asked about the accuracy of the financial request; M. Kaufmann said the amount was based primarily on known costs, but included some estimates of unknown costs. The Board discussed the access issues in regard to the Conservation Commission approval. A. Irwin said the commission will review the scope of services to ensure the roadway is in compliance. He reviewed several wetlands issues, such as habitat, endangered species, and the hydrology of the road. T. Largy and S. Carel said they had consulted with the Permanent Municipal Building Committee, and their concerns were addressed. They said they are in full support of the archeological survey being done. J. Nolan said the town had already voted to transfer conservation land and take ownership of the road. D. Leard expressed concern about the water levels. M. Kaufman said the facility will not be built below grade; he said the seasonal high ground level was calculated and a stormwater filtration system will be in place. J. Nolan moved, seconded by E. Collins, to request that the Finance Committee allocate \$170,000 as directed by the Permanent Municipal Building Committee for the further study and resubmission of the bid process regarding the DPW facility. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A6. Approve Charges for Temporary Advisory Committees to Review Wayland Cares and OPEB Funding Issue

T. Boschetto moved, seconded by S. Correia, that the Board of Selectmen accept the charge as presented and establish a temporary advisory committee to be known as the Wayland Cares Review Committee to advise and make recommendations to the Board of Selectmen with regard to the community's substance abuse prevention program known as Wayland Cares. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0. T. Boschetto moved, seconded by E. Collins, that the Board of Selectmen accept the charge as presented and revised, to establish a temporary advisory committee to be known as the OPEB Advisory Committee to advise and make recommendations to the Board of Selectmen with regard to funding, investment, and cost containment for the retiree benefit obligation known as Other Post-Employment Benefits (OPEB). YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A7. Review and Approve Consent Calendar (See Separate Sheet) E. Collins moved, seconded by S. Correia, to approve the consent calendar. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A8. Review Correspondence (See Separate Index Sheet) T. Boschetto noted that he was not included on the distribution list for the email regarding maintaining and posting minutes. E. Collins highlighted the news article on the use of the herbicide Roundup. D. Leard remarked on the number of minutes received since the request was made to all boards and committees to post their minutes in a timely manner.

A9. Report of the Town Administrator F. Turkington reviewed upcoming agenda topics and meeting schedules. He reviewed the issues that arose from the recent staff meeting, including the impact of the potential election cycle on a fall town meeting, closing instructions for FY2013, follow-up by the finance office on the management letter, performance reviews of staff, and the review of water fluoridation. He provided an update on the town center project, and the summer paving work by the DPW. He advised the Board that the town was in receipt of a FEMA grant for stormwater mitigation at the library. He distributed and reviewed supplemental information. T. Boschetto asked for a report on the status of capital projects, and E. Collins requested that the Board meet with labor counsel before the grievance hearing at the May 20 meeting.

A10. Selectmen's Reports and Concerns J. Nolan and T. Boschetto agreed to hold Selectmens Hours at the Panera Bread Café at 8:45 a.m. on Friday, May 17, 2013. S. Correia updated the Board on the buildout of Verizon cable services, and said the Mainstone development has not yet been completed. F. Turkington suggested that the town Special Counsel for cable matters be invited to address the Board. S. Correia noted the poor quality of the sound system in the Large Hearing Room. J. Nolan said the guardrail on Mansion Road and Lakeshore Drive needs repair. Todd McDowell, the developer for the Danforth Green project, provided the Board with an update of the project plans and the construction timeline.

A11. Topics Not Reasonably Anticipated by the Chair 48 Hours in Advance of the Meeting, If Any D. Leard said, "I know of none."

There being no further business before the Board, J. Nolan moved, seconded by E. Collins, to adjourn the meeting of the Board of Selectmen at 9:34 p.m. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

Items Included as Part of Agenda Packet for Discussion During the May 6, 2013 Board of Selectmen's Meeting

1. MGL ch. 115, sec. 9 care of graves of veterans (information relates to appointment of Richard Turner as veterans' graves officer.
2. Memorandum dated May 3, 2013 from Assistant Town Administrator regarding extension of health insurance waiver plan through June 30, 2016.
3. Letter dated March 21, 2013 from First Parish Unitarian Universalist Church requesting a waiver of building permit and Board of Health fees related to an addition to the church; email dated April 29, 2013 from Building Commissioner relative to history of building permit fees paid by religious institutions since 2001.
4. Selectmen's policy on Board Description, Guiding Principles and Code of Conduct, including proposed revisions by Mr. Boschetto and comments from Town Administrator.
5. Proposed meeting schedule of Board of Selectmen for May – June 2013 and July - December 2013.
6. Selectmen's portfolio assignments for May 2013 through April 2014 (draft April 22, 2013) and comments from Mr. Boschetto.
7. Memorandum dated May 1, 2013 from Public Buildings Director (for PMBC) to Town Administrator regarding River Road site and access road due diligence funding request for DPW facility, together with matrix of issues and costs related to Route 20 and River Road sites.
8. Proposed temporary advisory committee charges to evaluate issues surrounding Wayland Cares program and OPEB funding.
9. Memorandum of agreement between the Town and Danforth Green, LLC from January 2013.

Items Distributed For Information and Use by the Board of Selectmen at the Monday, May 6, 2013 Meeting

1. Emails dated May 2 and 3, 2013 from Scott Machanic requesting a voluntary hearing with NSTAR consistent with the bylaw rejected by the Attorney General.
2. Information from the Board of Health relative to adult mosquito control measures.
3. Notice of appeal filed by Anette Seltzer Lewis and nine other citizens on May 2, 2013 of the groundwater discharge permit No. 933-0 issued to the WWMDC for 17,000 gallons per day of secondary treated effluent from the wastewater treatment facility.
4. Invitation from Public Ceremonies Committee to participate in Memorial Day services on Monday, May 27, 2013.
5. Motion to enter executive session to discuss strategy with respect to collective bargaining with school unions and firefighters.
6. Memorandum of agreement dated January 15, 2013 regarding the Danforth Green housing development on Old Connecticut Path in Framingham and supporting traffic memorandum and prior agreement with National Development from February 2005.
7. Information submitted during public comment by Linda Segal regarding Wayland Cares Sustainability Committee and webpage.
8. Revised Selectmen's Guiding Principles and Code of Conduct proposed by Mr. Boschetto.
9. Revised committee charge for temporary advisory study committee on OPEB proposed by Mr. Boschetto.
10. Agenda and Handouts from Massachusetts Selectmen's Association Regional Meeting, May 1, 2013