



TOWN OF WAYLAND

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

Board of Selectmen Meeting Minutes May 20, 2013

Attendance: Tony 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 7:00 p.m. in the Selectmen's Meeting Room and reviewed the agenda for the public. F. Turkington distributed additional items for Board review. J. Nolan announced the Memorial Day activities on Monday, May 27, 2013. S. Correia said the Boy Scouts will also be holding their annual Memorial Day pancake breakfast at St. Zepherin's on May 27.

A2. Public Comment Linda Segal, 9 Aqueduct Road, said that the comparison done between the DPW garage project and the River's Edge project, and the two sites, River Road and Route 20, was not a credible comparison, and asked for further review. David Hill, 54 Orchard Lane, expressed concern that an email sent by William Steinberg, Chair, Finance Committee, to the Board of Selectmen, appeared to dictate to the Board that the proposed DPW garage must be located on River Road. Deborah Seidman, 44 Old Connecticut Path and member of the 375th Anniversary Commemoration Committee, reviewed the upcoming anniversary events and asked for the support of the Board in their ongoing efforts. George Harris, 8 Holiday Road, said the Board has not done enough to promote open and transparent decision-making by properly educating new board and committee members on the open meeting laws. D. Leard said he would like to have new board and committee members view a training video and sign a confirmation upon completion.

A3. Liquor License Application Hearing for Takara Japanese Restaurant, 15 Elissa Way (Wayland Town Center) D. Leard opened the hearing at 7:32 p.m., reviewed the procedures, and read the legal notice into the record. A roll call vote was taken and all members were in attendance. Wei Jia, Attorney for Zheng Group Inc., Susie Choe, Manager of Record, and Wei Zheng, President of the Zheng Group Inc., presented the application to the Board. J. Nolan asked if there were any violations in any of their other restaurants; S. Choe said no. J. Nolan confirmed that their staff was aware of the TIPS training, and Police Chief Robert Irving advised the Board that he will meet with the principals of the company to review training requirements and town policy. E. Collins moved, seconded by J. Nolan, to approve the application filed by Zheng Group, Inc., dba Takara Japanese Restaurant, for a new all alcoholic beverage license to serve and sell such beverages to be drunk on the premises at 15 Elissa Way, Wayland. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A4. Change of Manager Application for Liquor License for Coach Grill Eric Speed, Attorney for BBRG TR LLC, dba Coach Grill, and proposed new manager Todd Harmon, appeared before the Board to request approval for an application for a change of manager. Police Chief Robert Irving confirmed that a background check had been done and there were no issues. E. Collins moved, seconded by J. Nolan, to approve the Change of Manager application for the BBRG TR LLC dba Coach Grill, 55 Boston Post Road, Wayland. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A5. Review of Mitchell Street Traffic Change (Do Not Enter Mitchell Street from West Plain Street Weekdays from 6:00 a.m. to 9:00 a.m.) Police Chief Robert Irving appeared before the Board to discuss the traffic changes at Mitchell Street that were put into place by the Board in November of 2012 following concerns about cut-through traffic and pedestrian safety. R. Irving said he considers the traffic restriction to be effective and recommended that it be continued. Alton Webb, 21 King Street, said the restriction has made the street safer for the children in the neighborhood. Stanley Mitchell, 67 West Plain Street, spoke against the traffic restriction. He said it is unnecessary, as he has never seen any speeding violations or accidents on Mitchell Street, and he would prefer to see sidewalks installed on Mitchell Street and better regulation of traffic on West Plain Street. Arlene Schuler, 9 King Street, said she was pleased that the traffic had diminished, and expects further mitigation will be needed after the proposed Danforth development and the new CVS pharmacy on Main Street. Geoff Getz, 20 Mitchell Street, said he favored the restriction, and the street is now much quieter. Kevin Courchine, 15 Mitchell Street, said he favored the restriction, and asked if there were any plans to reduce the speed limit. Steve Hage, 14 King Street, also spoke in favor of the restriction, and added that speed bumps should be installed. E. Collins asked where the traffic is redirected; R. Irving said the traffic stays on West Plain Street, which is a main thoroughfare and better able to safely handle the flow of cars. He also said he does not believe that speed is an issue, and it is not feasible to put sidewalks on Mitchell Street. T. Boschetto asked about enforcement. R. Irving said an officer was put in place for the first few weeks until the motorists become accustomed to the restriction, and an officer will be assigned again when necessary. It was the sense of the Board to keep the current traffic restriction in place.

A6. Interview Voters for Appointment to Boards and Committees Patricia Mottla Harlan appeared before the Board to interview for a position on the Housing Partnership. She reviewed her background and interest in serving on the committee; she said she has served on the Board of Health and is currently on the Habitat for Humanity local planning committee, as well as serving as the housing advocate for Good Shepherd Parish. J. Nolan asked if she would advocate for affordable housing; she said yes. T. Boschetto asked what brought her forward; she said she was contacted by the Chair, Rachel Bratt. J. Nolan moved, seconded by E. Collins, to Patricia Mottla Harlan to the Housing Partnership as a representative of the Board of Selectmen for a term to expire on June 30, 2015. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A7. Organizational Matters The Board reviewed the revised Selectmen's Guiding Principles and Code of Conduct. There was discussion regarding the legality of the proposed revisions. It was the consensus of the Board to refer the matter to legal counsel for clarification and to continue the discussion at a later meeting.

A8. Review and Approve Consent Calendar (See Separate Sheet) J. Nolan moved, seconded by E. Collins, to approve the consent calendar, with a revision to the minutes of April 22 to reflect that S. Correia had recommended E. Collins for the position of Vice Chair. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A9. Review Correspondence (See Separate Index Sheet) D. Leard praised the work of the Wayland officers assigned to the Metropolitan Law Enforcement Council in regard to the Boston Marathon bombing. T. Boschetto asked to review the warrants before the meeting in the future.

A10. Approve and Authorize Execution of Intermunicipal Agreement for Recreation Services with the Town of Sudbury This agenda item was postponed until the next meeting. T. Boschetto asked if the Finance Committee had a chance to review the agreement, and S. Correia discussed new financial reporting that would be created for recreation services.

A11. Report of the Town Administrator F. Turkington reviewed upcoming agenda topics and meeting schedules. He reviewed the reappointment process and the Memorial Day schedule of ceremonies. He said that two residents had volunteered for the OPEB Advisory Committee, George Uveges and Gordon Cliff. T. Boschetto noted that members of the current Audit Committee were not eligible to serve on the OPEB Advisory Committee, and also that two additional volunteers had applied for the OPEB Advisory Committee, Cliff Lewis and Kent George. F. Turkington reviewed the State Ways and Means draft budget, sample fall town meeting schedules, and the abeyance of a planned grievance hearing with Teamsters and AFSCME regarding the DPW garage conditions pending the action taken by the planned Special Town Meeting in October 2013. T. Boschetto asked that the Finance Director be scheduled before the Board to explain his role in managing capital accounts. J. Nolan moved, seconded by S. Correia, to disband the Advanced Life Support Committee, extend the charge and appointments of the High School Building Committee through September 30, 2013, and extend the charge and appointments of the Dudley Area Advisory Committee through December 31, 2013, pending a report on the status of the article for the 2014 Annual Town Meeting. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A12. Selectmen's Reports and Concerns The Board discussed the Finance Committee request that the Board assert its commitment to support the DPW facility at the River Road site, subject to favorable information obtained from studies funded by the requested additional appropriation. E. Collins asked why the request for additional funds came from the Board of Selectmen. F. Turkington said the Permanent Municipal Building Committee doesn't have statute authority to request funds. E. Collins said the statute does not allow the Finance Committee to put conditions on the transfer of funds from the reserve account, and expressed his displeasure at their attempt to do so. E. Collins moved, seconded by S. Correia, that the Board of Selectmen respond to the email communication dated May 15, 2013, from William Steinberg, Chairman of the Finance Committee, to Doug Leard, Chairman of the Board of Selectmen, and Frederic E. Turkington, Jr., Town Administrator, by thanking the Finance Committee for promptly honoring the May 1, 2013, Memorandum request of John Moynihan, Public Buildings Director, on behalf of the Permanent Municipal Building Committee, by approving a transfer of \$170,000, pursuant to Massachusetts General Laws, Chapter 40, Section 6, from the town's Reserve Fund, as established and appropriated by Town Meeting, for the purpose of funding the design work detailed in Mr. Moynihan's Memorandum request. YEA: T. Boschetto, E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

J. Nolan said the 2012 Annual Town Meeting vote designated River Road as the site of the future DPW facility, and the Board does a disservice to the town by not acknowledging the will of the majority. He also noted that the town has spent approximately \$1 million to date to prepare the River Road site. E. Collins said the issues regarding the access road should have been addressed in advance of the 2013 Annual Town Meeting. Members discussed the advisability of using taxpayer funds to revisit the Route 20 site. J. Nolan moved, seconded by E. Collins, to support the vote of the 2012 Annual Town Meeting to site the future DPW facility on River Road. YEA: E. Collins, S. Correia, D. Leard, J. Nolan. NAY: none. ABSENT: none. ABSTAIN: T. Boschetto. Adopted 4-0-1. The Board asked the Town Administrator to prepare a more detailed matrix of comparisons between the Route 20 and River Road sites, and T. Boschetto asked for the original data and full economic analysis that was used to determine that the proposed DPW facility be sited at River Road. E. Collins noted that the Finance Committee, in their town meeting comments over the past few years, had recommended several times that the property on Route 20 be protected as a potential future site for the new DPW facility.

T. Boschetto provided an update on a meeting regarding the Minuteman Regional School, and J. Nolan reported on the May Selectmen's office hours. D. Leard asked about the traffic buildup on Route 27, and F. Turkington said the Chief of Police is working with the state to better control the signaling. The Board asked for an updated copy of its portfolio assignments.

A13. 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, E. Collins moved, seconded by T. Boschetto, to adjourn the meeting of the Board of Selectmen at 9:56 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 20, 2013 Board of Selectmen's Meeting

1. Liquor license procedure and license application submitted by Takara Japanese Restaurant.
2. Change of manager application for Coach Grill (liquor license).
3. Memorandum dated May 16, 2013, from Police Chief to Town Administrator regarding traffic study and recommendation to continue; Memorandum dated October 11, 2012 from Police Chief to Town Administrator regarding traffic study and recommendation for do not enter signs to be placed on Mitchell Street; minutes of Board of Selectmen meeting of November 5, 2012 reflecting action taken; and email exchange between Stanley Mitchell, Town Administrator and Police Chief in December 2012 and March 2013 regarding traffic change approved by Selectmen.
4. Letter of interest for appointment to Housing Partnership from Patricia Mottla Harlan.
5. Selectmen's policy on Board Description, Guiding Principles and Code of Conduct; revisions prepared by Mr. Boschetto; email dated April 30, 2013 from Town Administrator commenting on revisions.
6. Selectmen's and Town Administrator goals and priorities for October 2012 through September 2013 (adopted November 5, 2012).
7. Proposed intermunicipal agreement between the Towns of Wayland and Sudbury for recreation services.
8. Memorandum of 5/1/13 from John Moynihan, Public Buildings Director, to Town Administrator, re: Access Road for River Road DPW Site
9. Memorandum of 5/13/13 re: Annual Reappointments
10. Email of 5/14/13 from Tony Boschetto to William Steinberg, Chair, Finance Committee, re: OPEB Committee Next Steps

Items Distributed For Information and Use by the Board of Selectmen at the Monday, May 20, 2013 Meeting

1. Email dated May 17, 2013 from George Harris to Town Administrator and Selectmen requesting public records related to Selectmen's goal to emphasize compliance with Open Meeting Law.
2. Email dated May 19, 2013 from Don Bustin offering public comment in support of the siting of the proposed DPW garage on the designated River Road parcel.
3. Email dated May 17, 2013 from George Uveges to Town Administrator resigning as a member of the Economic Development Commission.
4. Letter dated May 15, 2013 from Lawrence Kiernan declining to be considered for reappointment to the Conservation Commission for term expiring June 30, 2016.
5. List of vacancies on town boards and committees (including seats eligible for reappointment) as of May 20, 2013.
6. Memorandum of 5/20/13 from Linda Segal to Board of Selectmen re: Public Comment Agenda Item 12