

RECEIVED  
TOWN CLERK  
BELMONT, MA

2016 JUN 23 PM 2:00

**MINUTES  
TOWN OF BELMONT  
BOARD OF SELECTMEN  
SELECTMEN'S MEETING ROOM  
Monday, April 25, 2016  
7:00 PM**

**APPROVED  
BOARD OF SELECTMEN  
DATE: 6-21-2016**

**CALL TO ORDER**

A regular meeting of the Board was called to order in open session at 7:16 p.m. by Chair Mark Paolillo in the Selectmen's Meeting Room. Selectmen Sami Baghdady and Jim Williams were present. Town Administrator David Kale was present; Assistant Town Administrator Phyllis Marshall was not.

Chair Paolillo noted that the meeting is beginning a little late because the Board met as the "Light Board" just prior to the regular Board meeting. He then reviewed the evening's agenda.

**COMMUNITY ANNOUNCEMENTS**

- **Annual Town Meeting (ATM)** - will be held on May 2, 4, 9, 11
- **Town Day** - will be held on Saturday, May 21, 2016
- **Memorial Day Parade** - will be held on Monday, May 30, 2016
- **Armenian Genocide Commemoration** was held at the State House last Friday - Selectmen Baghdady and Williams provided some information on the event.

**Recognition of Purple Heart Ceremony - Mr. Robert Upton, Veterans Service Officer**

Mr. Robert Upton, Veterans Service Officer, appeared before the Board concerning the Purple Heart Ceremony, which was held on Friday, April 22. He explained the designation Belmont recently received as a Purple Heart Community. He informed the Board that the Purple Heart is the nation's oldest medal and is awarded to those who are wounded in war. He read from the actual Purple Heart certificate. Mr. Upton noted that August 7 is known as Purple Heart Day and is a national day of recognition. Belmont will hold some type of event to commemorate this day.

The Board took a photo with Mr. Upton.

**QUESTIONS FROM TOWN RESIDENTS**

Ms. Judith Ananian Sarno, TMM Precinct 3, informed the Board that a Citizen's Petition has been submitted. It concerns the installation of interior wireless telecommunications facilities. The Board discussed the holding of a Special Town Meeting to deal with this issue.

Mr. Paul Marzocchi, TMM Precinct 3, informed the Board that the developers on Waverley Terrace are in violation of the plans presented to the Planning Board. The developers have, in effect, deviated from those plans and have added features. Selectman Baghdady thanked the Waverley Terrace residents for their attention to this matter. He agreed that a violation has

APPROVED

MEMORANDUM OF DECISION  
occurred and that the Office of Community Development will not issue the occupancy permit until this matter is resolved. The Board thanked Mr. Marzocchi. Chair Paolillo requested to hear from Mr. Glenn Clancy on this matter.

### **Executive Session – Memorandum of Agreement (MOA) International Association of Firefighters Local 1637**

*The Board moved:* To enter into executive session at 7:36 p.m. to discuss strategy sessions with non-union personnel or to conduct collective bargaining sessions or contract negotiations if an open meeting may have a detrimental effect on the bargaining or litigation position of the public body and the Chair so declares. The Board will return to open session.

A roll call vote was taken: Chair Paolillo said aye, Selectmen Baghdady and Williams also said aye and the motion passed unanimously (3-0).

### **Return to Open Session**

*The Board moved:* To exit Executive Session and Return to Open Session at 7:57 p.m.

A roll call vote was taken: Chair Paolillo said aye, Selectmen Baghdady and Williams also said aye and the motion passed unanimously (3-0).

### **ACTION BY CONSENT**

#### **Vote the Memorandum of Agreement (MOA) – International Association of Firefighters Local 1637**

Fire Chief David Frizzell, Assistant Fire Chief Angus Davison, and Ms. Jessica Porter, HR Director, appeared before the Board to discuss the Memorandum of Agreement (MOA) concerning the International Association of Firefighters Local 1637.

Chair Paolillo explained the MOA, which was discussed in Executive Session. He provided the highlights: impacts 54 total members, applies through June 30, 2017, has a COLA of 2%, increases the ALS (Advanced Life Saving) stipend and health insurance contribution, provides an educational incentive, and codifies a drug and alcohol testing policy.

*The Board moved:* To approve the Memorandum of Agreement (MOA) – International Association of Firefighters Local 1637.

The motion passed unanimously (3-0).

The Board thanked Chief Frizzell and Assistant Chief Davison. The Board then signed the relevant papers. Mr. Kale also acknowledged the team who worked hard on this, including Ms. Porter and Ms. Marshall.

#### **Approval of request from Joanne Adduci, Re/Max, to host a Mobile Document Shredding Truck Event on May 7, 2016 from 10:00 a.m. - 1:00 p.m. in the rear of the Claffin Lot**

A representative of Ms. Adduci, of Re/Max appeared before the Board to discuss the shredding event. He said this event will be advertised to the Winn Brook community only, but that all Belmont residents are welcome to attend.

*The Board moved:* To approve the request from Joanne Adduci, Re/Max, to host a Mobile Document Shredding Truck Event on May 7, 2016 from 10:00 a.m. - 1:00 p.m. in the rear of the Claflin Lot.

The motion passed unanimously (3-0).

### **Discussion and Vote on Annual Town Meeting (ATM) Warrant Articles (Segment A) and Special Town Meeting (STM) Warrant Articles ~ May 2, 2016**

#### **Special Town Meeting (STM) Articles**

##### ***STM Article 1: Minuteman New School Project (Debt)***

Mr. Jack Weis and Mr. Bob McLaughlin, of the Minuteman Working Group, appeared before the Board to discuss the Minuteman Article.

Chair Paolillo provided some background information. This article would authorize Minuteman High School to move forward with the new school project. He reviewed that the member towns are down from 16 to ten. He noted that the projected enrollment number is high at just over 600 students. The working group, he said, is having difficulty supporting this project, noting that it will cost \$145M. The school would be twice as large as what is needed for the district towns.

Mr. Weis said that either alternative gives him pause. Both options are costly. There are downsides with supporting this, and there are downsides with not going forward with this version of the project as well. Mr. McLaughlin explained some of the costs associated with going forward. The renovation estimates are unsupported, he said, and this proposal needs to be voted down.

Chair Paolillo agreed that, while something must be done to redeem the facility, supporting this proposal is not the best course of action.

Selectman Williams explored some of the enrollment scenarios as well as the costs of this facility compared to the potential new/renovated Belmont High School costs. Chair Paolillo agreed that the Minuteman cost is high given the enrollment number (which may not even be realistic). Selectman Williams proposed that Belmont "abstain" on the Town Meeting vote. Mr. McLaughlin said that to "abstain" is, in effect, to affirm. He said if we vote it down we will have a place at the table to discuss what comes next.

Selectman Paolillo noted the per pupil cost of sending 26 students to Minuteman versus (i.e., sent from Belmont), 4,000-plus students attending Belmont Public Schools. This school is twice as big as it needs to be. Belmont would need to go to the voters for a debt exclusion to fund this project, since the money is not there.

Selectman Baghdady stated that the school is not right-sized for the current member-towns. Belmont's best chance of right-sizing the project is to not approve this project/debt. The per-student cost would be close to \$50,000. This is not a sustainable number.

Mr. Weis said that the path, if we vote no, is unknown. The proposed building is over-priced and over-sized, but getting out will cause conflict and confusion. If we vote no, we may need to plan to leave the district. However, if Arlington and Belmont both vote no, this will constitute 30% of the current enrollment. That might then change things within the Minuteman administration.

Chair Paolillo agreed that Belmont will need to be prepared to leave the district if it votes no.

Mr. McLaughlin stated that by voting no (and thereupon leaving the district), it will likely cost Belmont less to educate the 26-28 kids who attend.

The Board continued to discuss issues relating to this article.

Mr. Kale stated that this is a difficult issue, as it relies on making decisions with many unknowns; that we will have to live with in the future. . He agreed that coming up with this amount of money for the debt costs will be challenging for Belmont. Given all the uncertainty, Belmont faces a difficult decision.

*The Board moved:* Unfavorable action on STM Article 1: Minuteman New School Project (Debt).  
The motion passed unanimously (3-0).

Selectman Baghdady suggested that Superintendent Phelan start looking at vocational technical school alternatives for Belmont students.

Chair Paolillo reiterated that supporting this proposal does not make sense for Belmont.

### **Annual Town Meeting (ATM) Segment A Articles**

#### ***ATM Article 2 – Authorization to Represent Town's Legal Interest***

*The Board moved:* Favorable action on Article 2.  
The motion passed unanimously (3-0).

#### ***ATM Article 3 – Abandonment of Utility Easement***

*The Board moved:* Favorable action on Article 3.  
The motion passed unanimously (3-0).

#### ***ATM Article 4 – Demolition Delay – Bylaw Amendment***

Chair Paolillo reviewed why the delay is being requested.

*The Board moved:* Favorable action on Article 4.  
The motion passed unanimously (3-0).

***ATM Article 5 – Residential Property Snow Removal***

Mr. Kale explained this article.

*The Board moved:* Favorable action on Article 5.  
The motion passed unanimously (3-0).

***ATM Article 6 – Construction of Oversized Dwelling Units***

*The Board moved:* Favorable action on Article 6.  
The motion passed unanimously (3-0).

***ATM Article 7 – Community Preservation Act (CPA) Projects***

***CPA Project 1 - Construction of Intergenerational Walking Path at Clay Pit Pond***

*The Board moved:* Favorable action.  
The motion passed unanimously (3-0).

***CPA Project 2 - Preserving Belmont's Original Vital Records***

*The Board moved:* Favorable action.  
The motion passed unanimously (3-0).

***CPA Project 3 - Digitizing Belmont's Town Meeting Records***

*The Board moved:* Favorable action.  
The motion passed unanimously (3-0).

***CPA Project 4 - Town Hall Exterior Railings Improvements***

*The Board moved:* Favorable action.  
The motion passed unanimously (3-0).

***CPA Project 5 - PQ Park Revitalization***

*The Board moved:* Favorable action.  
The motion passed unanimously (3-0).

***CPA Project 6 - Winn Brook Tennis Courts***

*The Board moved:* Favorable action.

The motion passed unanimously (3-0).

***Other CPA (ATM Article 7) Motions***

Chair Paolillo then moved the following two motions concerning **ATM Article 7:**

*The Board moved:* Favorable action on allocating 10% for Community Housing, which sets aside \$101,300.

The motion passed unanimously (3-0).

*The Board moved:* Favorable action on allocating 5% for Administrative Expenses, which sets aside \$50,650.

The motion passed unanimously (3-0).

**Special Town Meeting (STM) Articles (continued)**

***STM Article 3: Free Cash Transfer (\$1.45M) to Fund Modular Classrooms at CMS***

Mr. Kale explained the need to purchase six Modular Units to be placed at the Chenery Middle School. He cited the enrollment numbers and trends. He provided the free cash numbers and noted that the Treasurer supports using free cash for these first six units. If six additional units are needed (at the elementary level in the future), those units will likely be bonded.

*The Board moved:* Favorable action on STM Article 3.

The motion passed unanimously (3-0).

***STM Article 2: Appropriation of Woodfall Road Sale (\$1.75M) to Fund BHS Proposed Project***

Mr. Kale explained the expenses associated with the Belmont High School Building Committee, e.g., the feasibility study, the soil testing, and the potential hiring of an OPM.

***Amendment to Article 2***

Selectman Williams put forward his rationale for submitting an Amendment to STM Article 2: he explained that he supports funding the BHS Proposed Project, but would like the *source* of the funding to be different. He stated that the Kendall insurance fund (\$3.3M) is available for this specific purpose. In that scenario, the Woodfall Road money would revert to free cash and could be used for other purposes. The Woodfall Road money is better off in the general fund.

The Board discussed the amendment, including the Kendall Fund and the future demands which will be placed on that fund. Selectman Paolillo said he would only support this amendment if the sale of Woodfall Road money could be put in the Capital Debt Stabilization Fund. This will separate it out as needing to be spent specifically on capital needs. Mr. Kale explained why this fund (the Capital Debt Stabilization Fund) was established. He noted that the Woodfall Road money would have gone into that fund, and then been used for the BHS Building Committee, if

the timing had been different.

*The Board moved:* Unfavorable action on the Amendment to STM Article 2.  
The motion passed (2-1).

The Board will vote on STM Article 2 itself when it meets on Monday, prior to the Town Meeting.

**Approval of a Proclamation recognizing Arbor Day on April 29, 2016**

Chair Paolillo read the Proclamation.

*The Board moved:* To approve the Proclamation recognizing Arbor Day on April 29, 2016.  
The motion passed unanimously (3-0).

**Approval of a One Day Wine and Beer Liquor License Application from Psychodynamic Couple and Family Institute of New England for an event at the First Church at 4:00 p.m. on May 14<sup>th</sup>**

*The Board moved:* To approve the one-day wine and beer license, details noted above.  
The motion passed unanimously (3-0).

**Approval of a One Day Wine and Beer Liquor License Application from Jason Lieske for a Wedding Reception at the Beech Street Center at 12:30 pm on May 29' 2016**

*The Board moved:* To approve the one-day wine and beer license, details noted above.  
The motion passed unanimously (3-0).

**Approval of a One Day Wine and Beer Liquor License Application from Belmont Cooperative Nursery School for a Fundraising Gala at the Beech Street Center from 6:30 – 8:30 p.m. on May 21, 2016**

*The Board moved:* To approve the one-day wine and beer license, details noted above.  
The motion passed unanimously (3-0).

**Approval of an Agricultural Wine Permit Application from Westport Rivers Vineyard and Winery to sell wine at the Belmont Farmer's Market on select days.**

*The Board moved:* To approve the Agricultural Wine Permit Application from Westport Rivers Vineyard and Winery to sell wine at the Belmont Farmer's Market on select days.  
The motion passed unanimously (3-0).

**Acceptance of a letter of resignation from Arleyn Levee who had served on the Historic District Commission (HDC)**

Chair Paolillo read the resignation letter and thanked Ms. Levee for her contributions to the HDC.

*The Board moved:* To accept the letter of resignation from Ms. Arleyn Levee who had served on the Historic District Commission.  
The motion passed unanimously (3-0).

### **Town Administrator's Report**

Mr. Kale reported on the following items:

- **Bench Donation:** Mr. Steve Rosales has requested a bench donation in honor of Mr. Dick Betts. There are various locations to consider. Selectman Williams suggested a language change for the marker for Mr. Betts.

*The Board moved:* To accept the gift for a bench in honor of Mr. Dick Betts.  
The motion passed unanimously (3-0).

- **AAA Bond Rating:** Belmont's Triple A bond rating has been reaffirmed by Moody's. Mr. Kale read the bond rating documentation. He noted that this is an acknowledgement of Belmont's fiscal management.

### **Committee Liaison Reports**

#### *Community Path Implementation Advisory Committee:*

Chair Paolillo noted that the Request for Proposal (RFP) has been issued and six bids have been received. The Committee will recommend two finalists to the Board. He reviewed the dates by which the applicants will need to be interviewed. The Board will vote on the finalist.

The Board discussed the bid process.

Chair Paolillo suggested that the Board reach out to the MBTA concerning the path. This will serve to open up a line of communication with the MBTA.

Mr. Tim Slack, from the audience, asked about the *process* by which the Board will decide the final route for the path. He said the process for path determination should be made clear. Chair Paolillo stated that the feasibility study will help decide the final path and that the process will be clear.

### **Agenda Topics for the Board meeting on May 23, 2016**

- Town Treasurer AAA Presentation
- Annual Town Meeting Segment B Articles
- Parking Management and Metering

### Approval of Meeting Minutes

- January 11, 2016 – Regular Meeting

*The Board moved:* To approve the minutes of 1/11/16.  
The motion passed unanimously (3-0).

- March 14, 2016 – Regular Meeting

*The Board moved:* To approve the minutes of 3/14/16, with small adjustments.  
The motion passed unanimously (3-0).

- March 22, 2016 – Executive Session

*The Board moved:* To approve the minutes of 3/22/16, Executive Session.  
The motion passed unanimously (3-0).

These three sets will be voted on at a later date:

- March 22, 2016 – Regular Meeting
- March 28, 2016 – Regular Meeting
- April 6, 2016 – Regular Meeting

### Other

Selectman Williams asked for information about the green area in front of the Bank. He requested that information be delivered to the residents about the management of the project. Mr. Kale noted that the appropriate plan is being implemented in a timely fashion.

### NEXT MEETINGS

Wednesday, April 27, 2016 at 7:30 p.m. – Joint with Warrant Committee at CMS Community Room

Friday, April 29, 2016 at 8:00 a.m. – Working Session Budget Meeting

Monday, May 2, 2016 at 6:00 p.m. – BHS Conference Room

The Board moved to adjourn the meeting at 10:08 p.m.

  
\_\_\_\_\_  
Mr. David Kale, Town Administrator