

MINUTES
Page 1 of 6
BOARD OF SELECTMEN
AUGUST 4, 2004
REGULAR SESSION

Call to Order

The Board of Selectmen convened in regular session at 7:30 p.m. in the Selectmen's Meeting Room at Town Hall. All members were present.

Questions from Town Residents

Mr. Peterson inquired about the Board's consideration of the re-use of the Waverley Fire Station. The Board reported that it would take this matter up on August 30.

Action by Appointment

Recognition of Returning Military Personnel

The Board of Selectmen honored Reverend Paul Minor of All Saints Church for his service in the U.S. Army National Guard during the Iraq war.

Public Hearings on Utility Petitions

- *Verizon Petition for Common Street*
- *Verizon Petition for Concord Avenue*

The Board convened two hearings for conduit installation by Verizon at 1) Common Street and 2) Concord Avenue.

The Board moved: to approve the Verizon petition at Common Street as submitted

The motion passed unanimously (3-0).

The Board moved: to approve the Verizon petition at Concord Avenue as submitted.

The motion passed (2-0) with Mr. Brownsberger abstaining from the vote.

The Board requested Verizon to coordinate the removal of various "double-poles" that exist with the Town's Light Department.

Board of Survey Hearing re: Application for New Road Layout at 595 Concord Avenue

The Board convened as a Board of Survey to conduct a public hearing on an application by David Weeks to create a lot at 595 Concord Avenue. The Town's Acting Director of Community Development reviewed the application to lay out the road and the request to waive the actual construction of the roadway.

MINUTES
Page 2 of 6
BOARD OF SELECTMEN
AUGUST 4, 2004
REGULAR SESSION

The Board acknowledged that there may be zoning or other legal issues raised by waiving the requirement to construct a road. However, they were supportive of the proposal and were willing to re-visit the matter if necessary.

There were two citizens who spoke in favor of the application and waiver requests.

The Board moved: to approve the layout on Concord Avenue as requested and to authorize the waivers sought.

The motion passed unanimously (3-0).

Appointment of Temporary Treasurer/Tax Collector

The Board considered the appointment of an acting Treasurer / Collector. Four individuals submitted interest. The Board acknowledged the strong qualifications of former Town Treasurer Ernest Fay, but expressed reservation about the impact of his proposal to serve on a part-time basis.

The Board requested the Town Administrator to evaluate the demands of the Town Treasurer position and what may be necessary to accommodate a part-time Acting Treasurer position. Meanwhile, the Board recognized the need to appoint an Acting Treasurer immediately, and agreed to make a short-term appointment until the Board's next meeting on August 30.

The Board moved: to appoint Daniela Boccia as Acting Treasurer/Collector effective immediately through August 30, 2004.

The motion passed (3-0), unanimously.

Cable Television Advisory Committee re: Action on Cable License Renewal

The Board of Selectmen met with its Cable Advisory Committee to consider the cable service renewal proposal of Comcast.

The Town's Special Counsel recommended that the Board meet in executive session to discuss litigation. The Board shall return to open session to take a vote on the proposal.

The Board moved: to enter executive session for the purpose of discussing litigation; and further that the Board shall return to open session.

The motion passed (3-0), by roll call vote.

MINUTES
Page 3 of 6
BOARD OF SELECTMEN
AUGUST 4, 2004
REGULAR SESSION

The Board returned to open session and heard a recommendation from its Cable Advisory Committee to issue a preliminary vote of denial of the license renewal proposal by Comcast.

The Board of Selectmen, as statutory Issuing Authority, hereby votes to preliminarily deny the application of Comcast of Massachusetts III, Inc. for a renewal of its license to operate in the Town of Belmont and to sign and issue a written statement explaining its reasons for such denial.

The motion passed (3-0), unanimously.

Discussion of Committee Appointments and Issues

The Board moved: to appoint the following individuals to the Youth Commission:

- Maria Turreilles
- Robert Cohen

The motion passed (3-0), unanimously.

The Board moved: to reappoint Catherine Caruso as a non-voting Youth Member to the Youth Commission.

The motion passed (3-0), unanimously.

The Board moved: to re-appoint Richard Kobayashi to the Water Advisory Board.

The motion passed (3-0), unanimously.

The Board moved: to appoint Steven Tomczyk of Hamilton Road to the Purecoat Committee.

The motion passed (3-0), unanimously.

Mr. Brownsberger has agreed to convene the Purecoat Committee.

Mr. Solomon agreed to convene the Human Rights Commission.

Action by Consent

Application for Renewal of Licenses and Permits

Common Victualler License

The Belmont Hill Club, Inc., 825 Concord Avenue

Bruegger's Enterprises, Inc., 41 Leonard Street

Junk, Old Metals and Second Hand Articles License

MINUTES
Page 4 of 6
BOARD OF SELECTMEN
AUGUST 4, 2004
REGULAR SESSION

Antiques by Old Mystic, 367 Trapelo Road
As Tyme Goes By, 97 Trapelo Road
Belmont Antique Exchange, 243A Belmont Street
Design Jewelry by GVS, 501 Common Street
Dick's Place, 360A Trapelo Road
Fancy That, 4 Trapelo Road
The In Place, 3 Bartlett Street
Anthony J. Sacca, d/b/a A. Sacca Junk, 49 Baker Street
Waverly Collectibles, 503 Trapelo Road
Laundromat License
Adam J. Tocci, d/b/a Easy Does It Laundromat, Inc., 507 Common Street
Taxi License
Louis R. Truscello, YellowCab of Belmont, 61R White Street

The Board moved: to approve the renewal of all license applications; and further that the renewal of Anthony J. Sacca's license be conditional upon the licensee not using the Baker Street residence as a place of storage for items related to this business license

The motion passed unanimously (3-0).

Memorandum from Fire Chief re: Request to Fill Firefighter Vacancies

The Board moved: to approve the filling of the Firefighter vacancies, as requested in the Fire Chief's memorandum dated July 26, 2004

The motion passed unanimously (3-0).

Memorandum from Town Treasurer re: Request to Fill Excise Tax Clerk Vacancy

The Board moved: to approve the filling of the Excise Tax Clerk vacancy

The motion passed unanimously (3-0).

Memorandum from Town Administrator re: BEMA Vacancies

The Board moved: to promote Leo J. Saidnaway to the position of Emergency Management Director and to appoint Assistant Fire Chief Angus Davison as Assistant Emergency Management Director

The motion passed unanimously (3-0).

Memorandum from Public Works Director re: C Street Traffic

MINUTES
Page 5 of 6
BOARD OF SELECTMEN
AUGUST 4, 2004
REGULAR SESSION

The Board moved: to approve the Public Works Director's recommendations, as documented in his July 29, 2004 memorandum

The motion passed unanimously (3-0).

Action by Writing

Memorandum from Director of Health re: Art Gallery Use in Town Hall Annex

The Board scheduled this matter for a full discussion on its merits at its meeting on August 30.

Memorandum from Town Administrator re: Board of Selectmen Fall Meeting Schedule

The Board adopted a proposed meeting schedule for the fall of 2004.

Expanded Environmental Notification Form for Cambridge Discovery Park Development

The Board inquired whether this expanded ENF varied from the previous approvals of the Cambridge Planning Board. If so, the Board authorized the Town Administrator to submit comments on behalf of the Town.

Other

The Board approved the Treasurer's request to abate \$20,373 in uncollected ambulance fees.

The Board heard an update on the status of the Route 60 project and other ongoing pavement management projects.

The Board executed an agreement previously awarded to Wayne Roofing Systems for roof repair of Town buildings.

Action by Appointment (Continued)

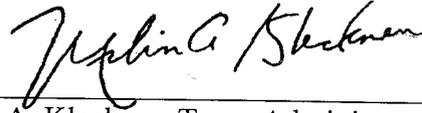
Discussion of Litigation (Executive Session)

The Board moved: to enter executive session for the purpose of discussing litigation; and further that the Board shall not return to open session.

The motion passed unanimously (3-0), by roll call vote.

The Board adjourned their regular session at 10:00 p.m.

MINUTES
Page 6 of 6
BOARD OF SELECTMEN
AUGUST 4, 2004
REGULAR SESSION



Melvin A. Kleckner, Town Administrator
Clerk, Board of Selectmen