

Monday, June 2, 2008

This regular meeting of the Board of Selectmen was held this evening in the Juliani Meeting Room at the Town Hall. In attendance were: Owen H. Dugan, Chair, Katherine L. Babson, Jr., Secretary, and Barbara D. Searle. Also in attendance was Hans Larsen, Executive Director and Terrance Connolly, Deputy Director. The meeting was called to order at 7:30 p.m.

The following Warrants were executed: # 48 in the amount of \$2,936,102.97 & #49 in the amount of \$1,067,750.80.

Mr. Dugan presented the Joseph E. Fiske award at the Senior Awards Night last Thursday night. He noted that the town and parents should congratulate the Wellesley High Senior Class

Mr. Dugan presented the War Memorial Scholarship at the Memorial Day ceremonies to Anthony Iannicelli the Major Award Winner. Mr. Dugan encouraged people to attend next year to honor the men and women who served our country

1. **Citizen Speak**

None

2. **Executive Director's Report**

Minutes of May 27, 2008 and May 19, 2008

Babson moved, Searle seconded and the Board voted (3-0) to approve the minutes of the May 27, 2008 and May 19, 2008 meetings of the Board of Selectmen.

Gifts to Council on Aging

Babson moved, Searle seconded and the Board voted (3-0) to accept the following gifts to the Council on Aging:

- Rosemary B. Fuss \$100
- K. A. Epstein \$18
- Sylvia Keller \$25
- Bernice Hubbell \$50
- Mrs. Fogarty \$20
- Patricia Tucker \$50

Donation of Annual Flowers

Babson moved, Searle seconded and the Board voted (3-0) to accept the following donations for annual flowers:

- Seventy-two dollars from the House and Garden Club for annual flowers that were planted at Central Park;
- One hundred and fifty six dollars from Carole Epstein for annual flowers that were planted by her on the traffic island on Weston Rd at Cleveland Rd; and,
- Two hundred and fifty dollars from Wellesley Gardeners' Guild for annual flowers and spring flowering bulbs that were planted at the clock in the Square (near the Gap).

Ms. Babson recognized the benefit to Wellesley of the garden clubs and others for the donations as well as the effort to do the work of planting flowers throughout town.

AAA Rating

Mr. Larsen reported that Moody's reaffirmed the Town's AAA rating for general obligation bonds and MIG1 for bond anticipation notes. The sale of these will happen on Tuesday, June 3, 2008. We expect

Monday, June 2, 2008

a similar rating from S&P in the near future. The Board will be asked to review and sign related documentation on June 16, 2008.

3. Blue Ginger – Common Victualler License – Approval of Expansion of Outdoor Patio Area

Ming Tsai presented the proposal to expand the patio for Blue Ginger. Previous problems have been dealt with successfully. Four grease traps are in place at this point. Noise complaints have been addressed. Temporary occupancy has been granted and they await inspection this week for the permanent occupancy permit. Blue Ginger has doubled its space. Currently on the patio there are 5 tables with 10 seats and he proposes doubling to 10 tables with 20 seats. Ms. Babson mentioned trees, room between tables and curbing, and a line designating the proposed patio area. Mr. Dugan asked whether single tables were possible going toward the west. Mr. Tsai agreed to look into the suggestions of the Board. Mr. Tsai thanked the Board and the Town for their support.

Babson moved, Searle seconded and the Board voted (3-0) to approve the expansion of the outdoor patio at Blue Ginger to include a total of approximately 280 sq. ft. (40' x 7'2") including a seating capacity of not more than 20 to be located at the front entrance at 583-589 Washington Street.

5. Zoning Board Membership

Babson moved, Searle seconded and the Board voted (3-0) to approve the reappointments of Richard L. Seegel, 15 Essex Road, as a Member of the Zoning Board of Appeals and Robert W. Levy, 21 Royalston Road, as an Associate Member of the Zoning Board of Appeals both to three-year terms to expire June 30, 2011.

4. Joint Meeting with Planning Board

The Planning Board joined the Board of Selectmen for a joint meeting for the purpose of filling a vacancy of the Associate Member of the Planning Board. Members of the Planning Board present were Chris Chan, Rose Mary Donahue, Barbara Lehmann, and Donald McCauley.

Mr. Dugan convened the joint meeting with the Planning Board.

Babson moved, Searle seconded and the Boards voted 7-0 to elect Owen Dugan, Chairman of the Board of Selectmen, as Chairman of this joint meeting to fill a vacancy on the Planning Board.

Babson moved, Searle seconded and the Boards voted 7-0 to elect Chris Chan, Chairman of the Planning Board, as Secretary of this joint meeting to fill a vacancy on the Planning Board.

Mr. Chan nominated Stephanie Wasser for the position of Associate Member. Ms. Wasser has a wealth of experience in real estate development and land use. She has been active in the Town for over 10 years. She has been a member of the Human Resources Board since 2004. There were no other nominations.

Ms. Babson asked whether Ms. Wasser would resign from the Human Resources Board. Mr. Chan informed the Board that upon election Ms. Wasser would resign from the Human Resources Board.

Ms. Babson asked what are the Associate Members responsibilities. Mr. Chan reviewed the responsibilities, which include attending meetings, and providing input on a variety of topics including land use. The Associate Member also attends public hearings when an elected member cannot attend and the Associate Member can become a voting member of the Planning Board in this case. This is important in Project of Significant Impact decisions and may be necessary in the large house review process.

Monday, June 2, 2008

On a motion from Mr. Chan the Joint Meeting voted (7-0) to appoint Stephanie Wasser as an Associate Member of the Planning Board.

Babson moved, Searle seconded and the Boards voted (7-0) to dissolve the Joint Meeting between the Board of Selectmen and the Planning Board.

5. Public Hearing to amend Traffic Regulations – Stop Sign Oakdale Ave. at Manor Ave.

At 8:00 p.m. Mr. Dugan opened the Public Hearing to amend the Town's Traffic Regulations. Deputy Police Chief Bill Brooks and Police Sergeant Glen Gerrans joined the Board to present the proposed stop sign on Oakdale Avenue at Manor Avenue for southbound traffic. Deputy Chief Brooks said that this stop sign is recommended by the Police Department following its investigation of accidents at this location. There have been three angle collisions in the past six months at this location. This stop sign on Oakdale Avenue would clearly give Manor Avenue vehicles the right of way. Deputy Chief Brooks noted that there are many intersections like this without a stop sign but one is needed here based on the number of accidents. Oakdale Avenue continues into the Town of Weston unlike many of the streets on the north side of Manor Avenue which dead end.

There were no citizens at the public hearing who wanted to speak about the proposed stop sign.

Babson moved, Searle seconded and the Board voted (3-0) that the Traffic Regulations adopted by the Board of Selectmen of the Town of Wellesley on February 1, 1937 under the provisions of Section 22 of Chapter 40 and in accordance with the provisions of Section 2 of Chapter 85 of the General Laws be further amended as follows:

BY ADDING TO SCHEDULE IV, STOP SIGNS, the following:

<u>Location</u>	<u>At</u>	<u>So as to Face</u>
Oakdale Avenue	Manor Avenue	Southbound Traffic

Babson moved, Searle seconded and the Board voted (3-0) to close the Public Hearing at 8:10 p.m.

6. Hawkers and Peddlers License Proposed Regulations

Police Sergeant Glen Gerrans explained that the purpose of these regulations is to regulate door-to-door sales. These regulations apply to for-profit sales and not to non-profit sales. The Police Department has received complaints about the hours that these people operate. Some of these door-to-door salesmen have been convicted felons that could not be licensed by the State of Massachusetts. These regulations limit the hours, days, and conditions under which they can operate in the Town of Wellesley. Also the regulations help keep people from selling what shouldn't be sold in Wellesley. The licensing of these people allows the Police Department to track information on who is allowed to do so in town.

Ms. Babson noted that the town could pass regulations in addition to those contained in M.G.L. §101. These state regulations don't govern hours of operation or day restrictions.

Sergeant Gerrans reviewed the changes in the proposed regulations. The Board suggested that the hours be limited to end at 5:00 pm.

Ms. Babson asked about the logic behind the proposed fine amounts. Sergeant Gerrans told the Board that the fine amounts were hopefully high enough to discourage adverse behavior on the part of these hawkers and peddlers.

Mr. Dugan asked about raising the minimum age to 18. Sergeant Gerrans suggested that a high school student looking for summer employment would be under the age of 18 and that the Police didn't have a problem licensing someone 16 or older.

Monday, June 2, 2008

Sergeant Gerrans will add the suggestions of the Board to the regulations and return in a few weeks.

7. One-Day Liquor License Proposed Regulations

Deputy Chief William Brooks reviewed the types of alcohol licenses granted by the ABCC. The Special License or Special One Day Liquor License is given to someone who is going to have an activity on a premises that does not have an alcohol license, e.g., the Community Center or in one of the unlicensed buildings at the colleges.

The Special License could span 2 to 3 days for an ongoing event but cannot be issued for more than 30 days in the course of a year.

The Deputy explained that the proposed fees would be at the discretion of the Selectmen. The current regulations require the licensee to have \$1,000,000/\$2,000,000 in liability insurance. This amount should be considered for the Special One Day Liquor License also. The colleges said that their liability policies would cover the function if the applicant uses their caterers.

The Deputy also suggested that the current alcohol regulations could also be used with modifications for the Special One Day Liquor licenses. The application could also be submitted with a list of events for the year.

The Board discussed the proposed fee charges. The Executive Director felt a dual fee schedule encourages people to be more efficient in their planning. The Board was supportive in moving ahead with this licensing process.

John Jackson, Public Safety Director at Babson College was in favor of the Special One Day Liquor License. He encouraged the Board to approve this change.

8. Other Business

The Executive Director said he would not be taking up 978 Worcester Street PSI tonight. He gave a quick update and will bring it to conclusion next week.

He reviewed the proposed agenda for next week.

Searle moved, Babson seconded and the Board moved to adjourn the meeting.