

Board of Selectmen Meeting September 16, 2013

Present: Babson, Searle, Gibbs, Tsagaris, McCauley

Also Present: Jop, Connolly, Robinson

Warrants approved: #2014-008 in the amount of \$2,941,248.26 and #2014-009 in the amount of \$1,596,809.56

Meeting called to order at 6:30pm.

Ms. Searle reviewed details of the fifth annual Mom's Day Out, the Wellesley Night Lights event, and the Holiday Stroll. Ms. Searle noted that she will be running the meeting as Ms. Babson was not planning on being present therefore did not have time to prepare to run the meeting. The Board welcomed Meghan Jop, the new Deputy Director to her first meeting with the Board of Selectmen.

The Board voted (5-0) to approve the minutes of the September 3, 2013 meeting of the Board of Selectmen.

1. Citizen Speak

none

2. Ruby Jackson bequest

Marc Waldman, Treasurer joined the board. Ms. Gibbs noted that they are looking for authorization from the Board to expend the proceeds of the Ruby Jackson bequest of \$50,000, received by the Town with the non-mandatory request that it be used for the benefit of children and youth. Ms. Gibbs gave quick background on the history of this bequest. Ms. Gibbs briefly discussed a multi departmental group formed last year and tasked with identifying an appropriate use of funds to support children & youth residing on Barton Road. Ms. Gibbs reviewed the recommendations for proposals by the group, as well as the program developed for at-risk children. Ms. Gibbs noted that the proposals have been endorsed by School Committee. Mr. Waldman reviewed the terms of the expenditure and the Board's responsibility under the Town's Gift Policy. Mr. Waldman noted the uses for the gifts were well defined the proposal meets the general terms of the estate and further that the language is such that this not be locked in, so slight changes needed to be made in the future would not need to be voted. Mr. Waldman noted that this is to be spent out over an eight year period.

The Board voted (5-0) to authorize the expenditure of the proceeds of the Ruby Jackson Gift Account for the purposes endorsed by the School Committee at the August 27th meeting and further, the proceeds, until fully expended, can be used for purposes endorsed by future School Committee actions related to the academic enrichment purposes of the children of Wellesley.

3. Police Department accreditation

Police Chief Cunningham & Sergeant Scott Showstead, joined the Board. Chief Cunningham quickly reviewed the lengthy history of police of certification and accreditation process within the department. Sgt. Showstead described the accreditation program in detail and noted that it was a truly collaborative effort. As a result of this process there have been 90 new/rewritten policies and standards and he explained what steps had to be taken to implement these new policies. Chief Cunningham noted that after certification next step is accreditation, and explained the next steps.

The Board thanked and commended the WPD for all their hard work in obtaining this certification that all of Wellesley benefits from.

4. Sustainability event to recognize contributing businesses/institutions

Ellen Korpi joined the board. Ms. Korpi noted she was present to recognize the Town's green power partners; Babson College, Sunlife Financial, Wellesley College and Mass Bay College. Ms. Korpi briefly reviewed the the EPA's request to the Town to become a Green Power Community. Ms. Korpi noted that in order to do this it would take more than just getting the residents to participate that the Town would need to get the larger users to become green power partners as well. Ms. Korpi noted that with the help of these institutions the Town was able to pass the test and become a Green Power Community in both 2012 and 2013. Ms. Searle noted that this was a great collaboration between the Town and users, and personally thanked each of the four partners and presented them with certificates.

5. Medical Marijuana

Chief Cunningham joined the board. Mr. McCauley noted that this presentation was step one in an approach to move the process forward in order to present a recommendation to Town Meeting. Mr. McCauley reviewed the make-up of the medical marijuana working group, briefly reviewed the medical marijuana law which was passed by initiative on November 6, 2012, and noted the moratorium in Wellesley is in place until June 2014. Mr. McCauley's presentation covered the issues to date, the approval of Article 32, regulations that were adopted, ways in which a patient can obtain medical marijuana, and zoning issues. Ms. Jop reviewed the zoning restrictions and what to do when considering special permits. Mr. McCauley noted that one of the biggest concerns they will focus on is hardship cultivation, and home deliveries of marijuana and the issues these may pose. Chief Cunningham noted he thought it important we limit any hardship cultivation or home deliveries as marijuana may not be purchased with credit card but only cash/check which makes it a target for robberies. Potential Town issues were discussed. Mr. McCauley noted that the deliveries are done by the dispensary and the dispensaries are recertified annually.

Mr. McCauley addressed what the process will be after tonight and Ms. Jop noted that special permit approval should lie with Selectmen as Alcohol Regulations currently do.

6. Ice-cream regulations

Chief Cunningham and Deputy Chief Pilecki joined the board. Deputy Chief Pilecki noted that a vendor would need to obtain a permit to operate an ice-cream truck in his/her town. Ms. Tsagaris noted that the Town decided to enact ice-cream regulations that mirrored state regulations and further that ice-cream truck regulations will now be separated from the Town's mobile food regulations, which will remove all reference to ice-cream truck vendors. Ms. Tsagaris noted that the Board will not vote on the ice cream truck regulations as they are police regulations but they will vote on the amendments to the mobile food regulations. Deputy Chief Pilecki noted that the regulations were available on the Town/Police websites and proceeded to review ice-cream regulations.

The Board voted (5-0) to approve the Rules and Regulations Governing Takeout Food Served by Mobile Food Vendors amended September 16, 2013.

7. PSI – Tolles Parson-Center

Matt King, Permanent Building Committee Chair, Elizabeth Peart of HSH, Bill Sterling of Sterling Architects, and Richard Thuma of BH&A, joined the Board. Ms. Tsagaris noted that two weeks ago the process began for parking traffic and pedestrian safety at the expanded police station parking lot for the

Tolles-Parsons Center (TPC) and parking on-site for the TPC. Ms. Tsagaris recused herself from the board during this discussion as she is the Chair of the Tolles-Parson Committee. Ms. Peart presented slides which addressed outstanding issues that remained after the September 3 Board of Selectmen meeting. Mr. Ho noted BETA had reviewed the responses and found them acceptable and further noted that when the HAWK signal and St. Paul flashing beacon was in place that the system be monitored for at least half school year. Mr. Ho noted that their recommendation with regard to site egress was to change to one travel lane, and described their reasoning for this. It was noted that HAWK signal costs range from \$60,000 to \$70,000 dollars. Matt King noted that they would also need design costs and will need to replace the existing crosswalk.

Mr. Robert Murphy, Precinct B, approached the Board. Mr. Murphy noted he is a member of St. Paul Parish and Parish Council. He felt this site was ineffective and improper use for a building of this size as it is not viable and noted that because of site issue it puts children and the elderly at risk. Mr. Murphy reviewed what he felt were errors and omissions in the August 6, 2013, transportation study. Mr. Murphy noted he conducted his own parking study October 18, 2012 and discussed his findings

Tom Healy, Precinct G, approached the Board. Mr. Healy noted he is a frequent user of the Council on Aging (COA). He expressed that people at the COA are cooperative and are willing to accommodate to people who have needs. In terms of parking, the great advantage of the center being in the center of Town will be that many people can walk there. Mr. Healy also noted he COA bus and new MWRTA bus will be helpful in getting people there. He noted that most activities are in off peak-hours and no other group is more sensitive to the parking needs of funerals.

Heather Sawitsky, Senior Center Review Committee Chair, approached the Board. Ms Sawitsky expressed that she was pleased with the progress as it addresses most of concerns identified. She suggested that the Board include in the six month review a review if other traffic calming measures. Ms. Sawitsky also suggested taking measures to make crosswalk s more visible such as different striping patterns and length of lights for people to cross in crosswalks as well as possible specially designed signage.

Mr. John Schuler, Precinct D, approached the Board. Chair of Board of Directors for COA and Chair of Board of Commissioners for Housing Authority. He commend the Board of Selectmen for its concern and attention and for the effort that is underway to design a Senior Center. In future traffic and parking issues can be dealt with in a civil matter that meets the needs of individuals.

The Board's recommendations were as follows:

1. Applicant shall install 2 HAWK Pedestrian Signals on Washington Street: one at the existing crosswalk at St. Paul's Church, and one at the new crosswalk proposed 340 feet east on Washington Street, which both shall provide adequate stop time for both young children and senior citizens to safely cross Washington Street. The HAWK signal design plans shall be submitted to the Town traffic consultant for review prior to implementation. The Applicant shall be responsible for the cost of the peer review of the design plans.
2. Post construction monitoring the two HAWK signals shall be conducted 6 months and 12 months after installation, monitoring must coincide with the school year for St. Paul's School for a period of 6 months, and shall include frequency of usage, review of stop time for pedestrian crossing, observed traffic delays/interruptions/queue, evaluation of whether additional traffic calming is needed, and evaluation of the operation along the corridor roadway between Wellesley Avenue and Kingsbury Street to consider if the two HAWK signals should be interconnected and coordinated with the existing signals at Wellesley Avenue and Kingsbury. The monitoring period

shall include the peak TPC usage periods including special events, morning and evening commuting peak periods and St Paul's activities including school, funeral services and special events.

3. The Applicant shall provide appropriate, high visibility identification signage for the new HAWK signals for drivers and pedestrians.
4. The Applicant shall provide an educational program and campaign to educate the public (drivers and pedestrians) on the operation and visual cues of the new HAWK Signals.
5. The Council on Aging (COA) Staff shall only park in the 22 parking spaces designed for TPC use at the expanded Wellesley Police Department (WPD) Lot.
6. Signs shall be installed at both the TPC and the expanded WPD Lot to notify drivers that parking spaces are reserved for the TPC use on weekdays, between 8:00 a.m. and 4:00 p.m.
7. The Applicant shall prepare a Parking Management Plan that shall include use of the COA's website, literature distributed at the TPC, and email notifications to direct visitors to park at the TPC or the expanded WPD Lot and to minimize parking in the on-street parking spaces along Washington Street. The Parking Management Plan shall address how the COA will work cooperatively with St. Paul Church and School to communicate and coordinate use of on-street parking spaces for funeral services at the church and events at both facilities.
8. Enhanced crosswalk striping shall be considered at both crosswalks to improve safety for senior citizens and children crossing.
9. Egress from the site shall be limited to one exit lane onto Washington Street, while allowing two lanes in width taper to one lane at the approach for internal circulation.

8. Retail Sales of Beer & Wine

Ms. Tsagaris noted that this was a continuation of previous discussion on beer and wine, to frame the issues that need to be addressed for Special Town Meeting. Ms. Tsagaris reviewed each of the following issues in detail: definition of a food store, definition of a specialty store and the number of licenses available and issued. Ms. Tsagaris also reviewed several issues which need to be considered for this article. She noted that the State does not have a definition of food store or specialty store.

The Board agreed that they did not want to include convenience store or stores that sell gasoline for this article. The Board reviewed and discussed each of the issues. Ms. Tsagaris noted she would put together definitions based on comments and information they have.

9. Bus Route Report

Frank DeMasi, Town MBTA liaison, joined the Board. Ms. Gibbs gave a quick overview of the effort to establish a fixed bus route service, and noted that the town joined the MWRTA in January of 2012. A map of the current MWRTA system was displayed as well as the new #8 Bus Route. The route will begin at the Senior Center and will end at Woodland Center in Newton. Ms. Jop reviewed details of the new bus service and gave an overview of the features of the MWRTA bus. She then gave details of the public

forum and meetings that had been held as well as displaying a conceptual route map. Mr. Connolly described destinations that were suggested at forums, and included alternative operational suggestions. He noted that the bus service is set to begin implementation on October 15, 2013. Ms. Gibbs described the Post implementation measures.

Projects and other updates

Wellesley Community Development- Ms. Searle noted that two meetings were held one with merchants and one with landlords and reviewed details from the meetings.

Fuller Brook Park – Ms. Babson noted that the Wetlands Protection Committee granted the order and 92 conditions to the Fuller Brook Project. The project goes before the Zoning Board of Appeals on Thursday.

Regional matters/transportation – Ms. Gibbs noted MBTA and Mass DOT is seeking input regarding the expansion of the Framingham/Worcester commuter rail line. Ms. Gibbs gave details on answering survey questions regarding how services might be improved. Ms. Gibbs noted that Representative Alice Peisch has suggested that riders when providing input emphasize that increased service to Worcester should not decrease service to other areas or impede on ongoing improvements to make service more reliable.

Sustainability – Gibbs noted that Sustainable Energy Committee (SEC) met on Friday to meet with potential vendor Sagewell regarding a potential town solar program and combining it with phase II of Power to Save Program. The SEC's role would be to help promote the programs. They voted to promote both initiatives together and launch in January. Ms. Gibbs reviewed other details of the SEC meeting.

School facilities – Ms. Searle noted that they are meeting on Wednesday to discuss various potential projects associated with the middle school and on the 23rd they are scheduled to have a joint meeting with School Committee to discuss potential projects to go before Town Meeting. At that time the Boards plan on taking public input on the projects..

Town-wide facilities capital projects- Ms. Searle noted that at the last Permanent Building Committee meeting, two security consultants were interviewed to discuss security in the schools. Ms. Searle noted that this will be a two step process and discussed the reasoning for this. Ms. Searle noted that there is a small working group who will work with the security consultants to determine the next steps and what to expect.

Old business/new business

Mr. McCauley noted that the Stadium Task Force has met and decided to phase the plans under consideration for the football field and track. They will focus on surfaces however they will not address any issues of seating or lighting. Ms. Searle noted it may be helpful for the task force to come and talk to the Selectmen.

The Selectmen's meeting was adjourned at 10:26pm.

Documents presented:

- Medical Marijuana Treatment Centers Update, September 16, 2013

- Tolles -Parson Center Transportation Study by Elizabeth Peart ,September 16, 2013
- Retail Sale of Beer and Wine, September 16, 2013
- MWRTA Route 8 Update, September 16, 2013