

Place: Hybrid Meeting held at Chenery Hall, Medfield Town House and via Zoom

The Board of Selectmen will attend in person and members of the public may attend in person. In addition, members of the public who wish may participate via Zoom.

Call to Order

At 6:00 pm, Selectman Murby called the meeting to order.

Present: Selectmen - Gustave Murby; Osler Peterson; Eileen Murphy; Town Counsel, Mark Cerel.
Absent: None. **Staff Present:** Town Administrator, Kristine Trierweiler; Assistant Town Administrator, Nicholas Milano; DPW, Maurice Goulet; **Guests:** Jean Mineo. **Participating Remotely:** None.

Reorganization of the Board of Selectmen

MOTION: Mr. Peterson moved to elect Gustave Murby as the Chair of the Board of Selectmen. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Peterson, aye; Murphy, aye; Murby, aye). None opposed.

Vote: 3-0-0

MOTION: Mr. Murby moved that Selectmen Peterson be elected to the position of Clerk. Seconded by Ms. Murphy.

Vote: All in favor (Selectmen: Peterson, aye; Murphy, aye; Murby, aye). None opposed.

Vote: 3-0-0

Mr. Murby said the Board of Selectmen need to enter Executive Session for the purpose of discussing the purchase, exchange, lease or value of real property (Medfield State Hospital). The Chair declared that an Open Meeting would have a detrimental effect on the bargaining position of the Board of Selectmen. The Open Session will reconvene after the Executive Session or at 7 pm.

Motion: Mr. Peterson moved that the Board of Selectmen enter Executive Session for the purpose of discussing the purchase, exchange, lease or value of real property (Medfield State Hospital) and that the Chair declared that an Open Meeting would have a detrimental effect on the bargaining position of the Board of Selectmen. The open session will reconvene at the conclusion of the Executive Session or at 7 pm.

Vote: All in favor (Selectmen: Peterson, aye; Murphy, aye; Murby, aye). None opposed.

Vote: 3-0-0

The Board of Selectmen reconvened in open session and was called to order at 7:00 pm.

Disclosure of video recording.

We want to take a moment of appreciation for our Troops serving around the globe in defense of our country.

The Town has lowered flags at half mast to appropriately remember U.S. Marine Captain, Ross Reynolds of Leominster who was killed in a training flight.

Appointments

1. Director of Public Works, Maurice Goulet, to request the Board of Selectmen:
 - a. Vote to approve a Chapter 90 project request in the amount of \$354,000 for Main Street (Route 109) from Brook Street to the Dover town line

Maurice Goulet said the Department of Public Works (DPW) is looking to do a bonded wearing course on Main Street.

Ms. Murphy confirmed that this project does not include sidewalks ~~asked whether this project includes a potential sidewalk~~ on Rt. 109. Mr. Goulet said that is a separate State project under the Transportation Improvement Program for which the Town would apply to receive State and Federal funding, and which would include mobility for sidewalks, pedestrian, and bike lanes. Ms. Murphy asked for confirmation that the same is true of North Street in the future; to take our utilities and put them underground. These are separate, future projects.

Mr. Goulet reported there was a recent news article that reported there are approximately \$2.5 billion dollars in insurance claims on vehicles because of roadway conditions.

Mr. Goulet explained how the Town has saved a lot of money using the Southeastern Regional Services Group consortium. The Town goes out to bid with 26 other communities to secure competitive prices. This will be the last year under the current contract, though there is an escalation clause so when the cost of liquid asphalt and diesel fuel goes up, communities pay a higher price. There is also a de-escalation clause to generate savings when prices are lower.

- b. Vote to approve a Chapter 90 project request in the amount of \$113,000 for North Street from Janes Avenue to Pine Street

The DPW is looking to do the mill and overlay on the section of North Street that has been deteriorating. He described the mill and overlay process.

Mr. Murby asked Mr. Goulet if any work is proposed within 100 ft of a wetland, stream or swamp. Mr. Goulet came prepared with verbiage from the law CMR 310, Department of Environmental Protection, which defines "minor activities". The Town is exempt from filing with the Conservation Commission if you are replacing what is existing and are not widening the area.

MOTION: Mr. Peterson moved to vote to approve a Chapter 90 project request in the amount of \$113,000 for North Street from Janes Avenue to Pine Street; and vote to approve a Chapter 90 project request in the amount of \$354,000 for Main Street (Route 109) from Brook Street to the Dover town line. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Peterson, aye, Murphy, aye; Murby, aye). None opposed.

Vote: 3-0-0

Discussion Items (Potential Votes)

2. Discuss the Annual Town Meeting warrant articles
 - a. Potential vote on each warrant article

Ms. Trierweiler suggested the Selectmen discuss the Leash ByLaw warrant article since it was proposed by the Board of Selectmen but has not yet been discussed at length.

Ms. Murphy mentioned she did reach out to our animal control officer earlier in the day, and was not able to connect before the meeting. She would like to solicit residents' opinions before making any rules. She plans on attending the Bellforge Art Center event this weekend where she expects there will be a lot of people walking their dogs and will continue her conversation to collect more feedback. It is possible that 3% of dog owners who disobey the rules ruin the experience for 97% of dog owners who obey the rules. She said the trash cans are not emptied and are overflowing. If the trash cans are overflowing, what message are we sending to dog owners who do or don't clean up after their dogs? She suggested having dog walking hours in certain areas at the State Hospital.

Mr. Peterson said there have been enough reports of people who have stopped walking their dogs at the State Hospital and the incident of the woman who was knocked down by a dog, as well as people ignoring the leash law within the Quad area. He said the Quad area needs to be defined along with a leash law.

Town Counsel Cerel said he provided a draft change to the leash bylaw for the Board of Selectmen's consideration. He suggested if you take away the "voice command" and require that the dog be leashed, you need to specify the length of the leash for the law to be enforceable, no more than "x" number of feet. A retractable leash that extends up to 10 or 12 feet may be longer than the law allows. He said Medway and Franklin have dog parks for more confined areas which are policed by the group. They have their own set of rules and regulations. When there is a problem, someone is perhaps given a warning and then they're out of the group.

Bill Massaro said he has observed professional dog walkers getting out of their cars with professional dog walker signs on the vehicle. They are there to walk several dogs simultaneously. Residents and their friends are there to walk 3 to 6 dogs. They leave the State Hospital property and wander into residential properties. He mentioned that he believes the Department of Conservation and Recreation (DCR) have dog walking rules which include a maximum of 3 dogs per walker. For consistency, the Town should consider something similar.

Mr. Murby suggested that requiring people who want to walk their dogs up at the state hospital to register their dogs, and introducing mandatory reporting of incidents is not primarily intended to impose punishments on people, but to make them more personally accountable for dog behavior.

Ms. Murphy suggested every town has a dog license requirement. She suggested a feeless parking sticker just to get the dog license information.

Mr. Murby suggested trying the registration process as the intended action for this meeting. He agrees with taking the Leash Bylaw Article off the annual Town Meeting Warrant with the understanding we might add it as a Warrant Article for the Special Town Meeting in June. He recognizes the Board has no ability to enforce this bylaw that has been discussed for years. The direction we need to go in is to give dog owners a greater sense of personal accountability.

Chair Murby suggested the Board of Selectmen withdraw the Leash ByLaw Warrant Article from the Annual Town Meeting.

Action Items

3. Vote to sign and post the 2022 Annual Town Meeting Warrant

Ms. Trierweiler said the Town is still waiting for one Article, the new School Building Committee ByLaw. Once she has that in, she will call in each of the members to sign the Warrant.

MOTION: Mr. Peterson moved to vote to sign and post the 2022 Annual Town Meeting Warrant. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Peterson, aye, Murphy, aye; Murby, aye). None opposed.

Vote: 3-0-0

4. Vote to appoint Michael Marcucci to the Affordable Housing Trust

Mr. Peterson recused himself.

MOTION: Ms. Murphy moved to appoint Michael Marcucci to serve on the Affordable Housing Trust. Mr. Murby seconded.

Vote: All in favor (Selectmen: Murphy, aye; Murby, aye). None opposed.

Vote: 2-0-1

5. Vote to appoint a member of the Board of Selectmen to serve on the Affordable Housing Trust

MOTION: Mr. Peterson moved to appoint Eileen Murphy of the Board of Selectmen to serve on the Affordable Housing Trust. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye). None opposed.

Vote: 3-0-0

6. Vote to approve one day beer and wine licenses for the Council on Aging for the following events:

- a. Thursday, April 7 for the rescheduled Women's Painting Event from 6:00 pm - 8:30 pm
- b. Wednesday, April 27 for Volunteer Appreciation Event 4:30 pm - 7:30 pm

MOTION: Mr. Peterson moved to approve one day beer and wine licenses for the Council on Aging for the following events: Thursday, April 7, for the rescheduled Women's Painting Event from 6:00 pm - 8:30 pm, and Wednesday, April 27, for Volunteer Appreciation Event 4:30 pm-7:30 pm. Mr. Murby seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed.

Vote: 3-0-0

7. Vote to distribute \$3,000 from the Town of Medfield Economic Vitality Fund to the Medfield Garden Club to augment the cost of renovations and maintenance of its 21 municipal beautification sites

MOTION: Mr. Peterson moved to Vote to distribute \$3,000 from the Town of Medfield Economic Vitality Fund to the Medfield Garden Club to augment the cost of renovations and maintenance of its 21 municipal beautification sites. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed.

Vote: 3-0-0

8. Vote to appoint Mead Talerma Costa as special counsel on matters relating to defense of an appeal of a certain c. 40B decision issued by the Zoning Board of Appeals for a certain property located off of Ice House Road, and such other tasks as may be directed by the client.

Mr. Peterson recused himself.

MOTION: Ms. Murphy moved to appoint Mead Taleran Costa as special counsel on matters relating to defense of an appeal of a certain c. 40B decision issued by the Zoning Board of Appeals for a certain property located off of Ice House Road, and such other tasks as may be directed by the client.

Mr. Murby seconded.

Vote: All in favor (Selectmen: Murby, aye; Murphy, aye). None opposed.

Vote: 2-0-1

Laurel Scotti inquired about a lawsuit filed against the Town by one of the members of the Board of Selectmen. Chair Murby requested that Town Counsel respond. Town Counsel Cerel stated that decisions to participate or not in discussions are made by individual members of the Board. In this case, the Board of Selectmen met in executive session without the Selectman in question to discuss the referenced land transaction.

Mr. Peterson responded that he was sorry that she is upset, but that he still retains his rights as a resident of the Town. He stated that he did not and would not participate in any conversations about the project at the Board of Selectmen level.

9. Vote to approve one day all alcohol licenses for the Cultural Alliance of Medfield at Medfield State Hospital for the following dates:

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|---|-----------------------------------|---|
| 1. April 23, raindate April 24 | 9. June 25, raindate June 26 | 17. August 27, raindate August 28 |
| 2. April 30, raindate May 1 | 10. July 9, raindate July 10 | 18. September 3, raindate September 4 |
| 3. May 7, raindate May 8 | 11. July 16, raindate July 17 | 19. September 10, raindate September 11 |
| 4. May 14, raindate May 15 | 12. July 23, raindate July 24 | 20. September 17, raindate September 18 |
| 5. May 21, raindate May 22 | 13. July 30, raindate July 31 | 21. October 1, raindate October 2 |
| 6. May 28, raindate May 29 | 14. August 6, raindate August 7 | 22. October 8, raindate October 9 |
| 7. June 11, raindate June 12 | 15. August 13, raindate August 14 | 23. October 15, raindate October 16 |
| 8. June 18, raindate June 19 | 16. August 20, raindate August 21 | 24. October 22, raindate October 23 |

Selectmen asked where and when alcohol would be served and who would be serving. Jean Mineo of the Cultural Alliance said the alcohol would be served on the Chapel leased space with the buildings closed during the hours of 10:00 am to one hour before sunset by bartenders. There are sponsors who are willing to fund the musicians. Mr. Murby surmised this is in conjunction with the weekly performances.

Ms. Mineo said one of the dates is for the New Life 5K road race. Mr. Murby expressed concern over the 10 am start time to serve alcohol when children may be present in the company of their parents for any venue that involves children. It doesn't set a good example. He suggested not serving alcohol before 12:00 pm and used past votes by the Board of Selectmen as the precedent.

MOTION: Mr. Peterson moved to approve one day all alcohol licenses for the Cultural Alliance of Medfield at Medfield State Hospital for the following dates with an approved raindate of the following day. The liquor license can start at 10:00. No alcohol service allowed before 12:00 pm at events for children: April 30, May 7, May 14, May 21, May 28, June 11, June 18, June 25, July 9, July 16, July 23, July 30, August 6, August 13, August 20, August 27, September 3, September 10, September 17, October 1, October 8, October 15, October 22. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed.

Vote: 3-0-0

Citizen Comment - There were none registered.

Consent Agenda

10. Sean McCarthy to request a change in date for his permit to hold a parade celebrating opening day for Medfield Youth Baseball and Softball from Sunday, May 8 at 3:00 pm to Saturday, May 7 at 3:00 pm
11. Medfield Lions request a beer and wine license for the Lions Spring Gala Event fundraiser at the CENTER on May 7, 2022
12. Jenn Wilson requests permission to post signs to advertise King Philip K-8 football and cheer registration

MOTION: Mr. Peterson moved to approve the Consent Agenda as written. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Peterson, aye; Murphy, aye). None opposed.

Vote: 3-0-0

Meeting Minutes

May 26, 2020	April 6, 2021	August 25, 2021
December 22, 2020	July 13, 2021	February 1, 2022
March 2, 2021	August 3, 2021	February 15, 2022
March 30, 2021	August 17, 2021	

Mr. Murby deferred approving the meeting minutes until the next meeting.

Town Administrator Updates

Selectmen are invited to the softball and baseball parade.

Ms. Trierweiler welcomed Ms. Eileen Murphy to the Board of Selectmen.

Selectmen Reports

Mr. Murby met with Jess Reilly this morning. Selectmen have a joint meeting with the School Committee on Thursday night from 7:00-9:00 pm. It will be a hybrid meeting on Zoom. If you cannot attend in person to the Public Safety Building, you may attend on Zoom. This is intended as a forward looking, listening session. We are not interested in a post adjudication of what we did last Fall. We are interested in putting in a reconceived school project that stands a good chance of garnering the supermajority support of the Town that will be a requirement to move ahead with the school project.

It is not intended to be a meeting about how big the school should be but about considerations, guidelines, requests that people have for the process the Town will follow. We're not going to have a School Building Committee until after the Town Meeting.

Tomorrow night there is another public information session. The Medfield State Hospital Development Committee is moving forward into a due diligence phase with Trinity. The Town also has work to do in anticipation of getting to a final development agreement for Trinity which will be finalized before the June 21st Special Town Meeting. The Town will be asked to authorize the disposition of the State Hospital property to carry out its development efforts. This will not be the final information session. This information session will be available on Zoom if you cannot attend at the High School Library.

Ms. Murphy met with Chief Guerette this week. She commended her concern for the safety of this Town as her priority. She has walked around the State Hospital introducing herself to townspeople. She has no

agenda. She introduced herself as the "Townpeople's agenda". Feel free to come to her to voice your concerns. She wants citizens to know she is 100% accessible and wants to be their voice.

Mr. Peterson attended a Medfield Legacy Foundation Fund meeting. He participated in Wayfinding with Town Planner, Sarah Raposa, finding tag lines for the Town.

Selectmen Murby learned that there is a group of people led by the Town Planner and Conservation Commission who go out weekly on various trails and paths to use GPS tracking so that they can develop an enhanced map of where the trails are in Town

Next Meeting Date

April 7, 7:00 pm: Public Hearing with School Committee on Elementary School

April 19, 2022

April 26 as a placeholder if needed in preparation for the annual Town Meeting

May 2, 2022, Annual Town Meeting

Informational

- Appeal of a Decision of the Zoning Board of Appeals (Hinkley South)
- Medfield State Hospital Redevelopment Information and Listening Session: April 6, 2022, 7:00 pm, at Medfield High School Library

Adjourn

MOTION: At 8:31 pm, Mr. Peterson moved to adjourn. Ms. Murphy seconded.

Vote: All in favor (Selectmen: Murby, aye; Marcucci, aye; Peterson, aye). None opposed.

Vote: 3-0-0

Meeting Materials

The packet with meeting materials for this meeting is available at this link:

<https://www.town.medfield.net/DocumentCenter/View/5976/BOS-Meeting-Packet-April-5-2022>

Documents and Exhibits

- 3/29/22 Application for State Aid Program, Chapter 90 Grant, Medfield-Main St-Route 109 Project
- 3/29/22 Application for State Aid Program, Chapter 90 Construction, Medfield-North Street
- Annual Town Meeting Warrant Article List
- Email of 3/31/22, Letter of Interest as Chair, Affordable Housing Trust, Michael Marcucci
- Council on Aging, Request to Serve Beer and Wine on April 7, April 27
- Client Fee Agreement between Law Firm of Mead, Talerman & Costa, LLC and Town of Medfield
- 3/11 Letter for Beer & Wine Permit, Medfield Lions for May 7
- 3/24 Letter with Summons of Complaint for Town of Medfield, ref: Medfield Holdings, Hinckley South, for affordable housing off Ice House Road
- Town of Medfield, 3/4/22 Notice of Decision, Medfield Holdings LLC
- Medfield, Board of Appeals, Instructions After Decision
- Medfield, Board of Appeals, 3/2/22 Decision on Application of Hinckley South, LLC

Respectfully submitted,

Dale Michaud
Recording Clerk