

## **Board of Selectmen**

Tuesday, July 9, 2019, 7:00 PM

Town House, Chenery Hall

### **Minutes**

**Present:** Selectmen Michael Marcucci, Selectmen Osler Peterson, Mark Cerel, Kristine Trierweiler

Selectmen Peterson made a motion to appoint Selectmen Marcucci as Chair for the meeting due to the absence of Selectmen Murby.

Selectmen Marcucci called the meeting to order at 7:00 PM and disclosed the meeting was being video recorded.

Selectmen Marcucci asked to take a moment of appreciation for our Troops serving in the Middle East and around the world

### **Citizen Comment**

No Comment

### **Appointments**

7:00 PM Public Hearing – Application to Solicit

Renewal by Anderson Windows, Donald Williams, Manager

Selectmen Marcucci read the public hearing notice into the record. This the third year for this door to door permit request for Anderson Windows. Hours to solicit are M-F 2:30 to 7:30 PM. Saturday 9-4. Ms. Trierweiler has checked with the Police Department and there are no issues with the application to solicit. Police Department asks the applicant to notify them of dates/times and the neighborhoods that will be solicited.

**Vote:** Selectmen Peterson made a motion to approve the application to solicit per the usual regulations and check in with the Medfield Police Department, second by Selectmen Marcucci. Vote was 2-0.

### **Action Items**

Selectmen are requested to vote to authorize Town Administrator to sign letter addressed to Department of Housing and Community Development regarding Medfield Meadows, 41 Dale Street / local preference

**Vote:** Selectmen Peterson made a motion to authorize Town Administrator to sign letter addressed to Department of Housing and Community Development regarding Medfield Meadows, 41 Dale Street local preference request, second by Selectmen Marcucci. Vote was 2-0.

Town Planner Sarah Raposa requests Selectmen vote to sign MSHDC Consultant Contracts for the following:

Utilities Investigation (Pare)

Zoning (McCabe)

Hazardous Materials

Ken Richard from the MSHDC was present to discuss the contracts requests. Contract for Pare Corp in the amount of \$39,500 and will investigate the water and sewer questions that are still outstanding in

terms of capacity, constraints, MEPA, hydraulics models, etc. and in more specifics than the master plan addressed.

Hazardous materials contract was not completed in time so will be held for next meeting. This contract will look at demolition and remediation costs.

Mr. Massaro questioned the scope of the Pare contract and clarification someone in Town was looking at water/sewer capacity of the Town. Mr. Richards explained that Pare is working directly with Town Departments including DPW to address these issues. Mr. Massaro expressed his support for Pare but wanted to ensure there were internal communications between Pare, McCabe, and the Town officials.

Selectmen Peterson stated he had met with John Thompson who had some concerns regarding the timeline given the turn around times for the studies.

Mr. Harney expressed concerns about procurement and the non bidding of the contracts. Mark Cerel explained the amount of the McCabe contract did not trigger a full procurement and Engineering contracts such as Pare were exempt from procurement. Mr. Harney stated that all of this appears to indicate the BOS favor development of the project without looking at the consequences.

There are numerous questions to be asked before zoning can be discussed at a Town Meeting. Selectmen discussed the zoning change does not commit the Town to anything.

Mr. Harney also indicated some concerns that MSHDC members will need to recuse themselves. Town Planner Sarah Raposa indicated that down the line that maybe an issue, however that is not out of the ordinary when appointing committee members with development experience.

**Vote:** Selectmen Peterson made a motion to approve the contracts for both Pare and McCabe, second by Selectmen Marcucci. Vote was 2-0.

Town Planner Sarah Raposa requests the Selectmen vote to sign the Town Wide Master Planning Committee Consultant Contract

Ms. Raposa stated the committee had voted 10-1 to award the contract to Community Circle in the amount of \$150,000. There were four firms that submitted responses to the RFP and the Committee interviewed two.

**Vote:** Selectmen Peterson made a motion to approve the contract with Community Circle for the Townwide Master Plan, second by Selectmen Marcucci. Vote was 2-0.

Selectmen are requested to vote to appoint William McNiff, term expires 2021 and Michael Whitcher, term expires 2019 as full members of the Zoning Board of Appeals and as recommended by the ZBA

Ms. Trierweiler requested the BOS appoint Mr. McNiff with a term expiring in 2021 and Mr. Whitcher to a term that expires in 2022.

**Vote:** Selectmen Peterson made a motion to Mr. McNiff and Mr. Whitcher as recommended by Ms. Trierweiler, second by Selectmen Marcucci. Vote was 2-0.

Board of Selectmen asked to accept the resignation of Board of Health members Jen Polinski and Marcia V. Aigler.

Selectmen discussed with Mark Cerel that the Board of Health not be able to meet with only one member remaining. Selectmen will seek additional members and look to fill the vacancies as soon as possible.

**Vote:** Selectmen Peterson made a motion to accept the resignations from Ms. Polinski and Ms. Aigler, seconded by Selectmen Marcucci. Vote was 2-0.

Town Administrator requests the Selectmen to vote to adopt the IRS mileage reimbursement rate for employees.

Ms. Trierweiler explained the last time the mileage increase was voted was 2006. It should have been voted at that time to track the reimbursement rate set annually by the IRS. 2006 rate was .44 per mile, 2019 rate is now .58 per mile.

**Vote:** Selectmen Peterson made a motion to formally adopt the mileage reimbursement rate as set by the IRS, second by Selectmen Marcucci. Vote was 2-0.

DPW Director Maurice Goulet requests the Selectmen vote to sign contract with CJP & Sons Construction Co., Inc., Millis, MA to replace the Pleasant Court water line; amount of contract \$34,876.00

**Vote:** Selectmen Peterson made a motion to sign the contract with CJP for the Pleasant Court water line replacement, second by Selectmen Marcucci. Vote was 2-0.

DPW Director Maurice Goulet request the Selectmen vote to sign contract with VHB for pavement monitoring in the amount of \$15,000.

Ms. Trierweiler explained that this contract will be to monitor the Chapter 90 pavement projects for South Street Extension and the annual preventative maintenance program. The amount of \$15,000 is a reimbursable expense under the Chapter 90 program.

**Vote:** Selectmen Peterson made a motion to sign the contract with VHB for pavement monitoring second by Selectmen Marcucci. Vote was 2-0.

DPW Director Maurice Goulet request the Selectmen vote to request Chapter 90 Project Request for resurfacing of South Street Extension (\$275,000) as well as the Roadway Preventative Maintenance Program (\$115,000)

**Vote:** Selectmen Peterson made a motion to sign the Chapter 90 project request for South Street extension and the annual roadway preventative maintenance program, second by Selectmen Marcucci. Vote was 2-0.

#### **Licenses and Permits (consent calendar)**

Joshua Kane, Manager Jack's Abby Brewing Company requests one-day malt beverage permit for two events at Rocky Woods reservation; Saturday July 13, 6-8PM and Sunday July 21, 1-3PM

*Vote:* Selectmen Peterson made a motion to approve the Consent Calendar as presented, second by Selectmen Marcucci. Vote was 2-0.

**Town Administrator Update**

No formal update.

**Review Board of Selectmen Action List**

No formal update.

**Selectmen Report**

Selectmen Peterson reported that he had attended meetings for Medfield Foundation, Deputy Chief Wilhelmi's retirement, and Townwide Master Planning Committee. Medfield Energy Committee is looking at net zero carbon effect with passive house development, the MEC would like to see it used at MSH for any redevelopment.

Selectmen Peterson also suggested a name change for the Medfield Board of Selectmen to the Medfield Select Board. Selectmen had a discussion regarding whether it is appropriate to change the name, the appropriate process for doing so, and whether, if the name is to be changed, "Select Board" is a good replacement name. Mark Cerel suggested a legal name change would require at a minimum a Town Meeting vote if not a charter change and/or home rule petition.

**Informational**

Copy of ZBA legal notice

Report from Sovereign Consulting Inc., regarding 26 Spring Street (Irving Gas)

Notice from Comcast regarding TiVo customers

**Next meeting dates**

July 30

August 13

Respectfully Submitted,

Kristine Trierweiler