



NATICK BOARD OF SELECTMEN
AGENDA
Edward H. Dlott Meeting Room
Monday, August 12, 2019
6:00 PM

Agenda Posted Thursday, 8/8/19 at 5:25 p.m.; Revised and reposted 8/9/19 at 10:55 a.m. to include CRT Announcement

(Times listed are approximate. Agenda items will be addressed in an order determined by the Chair.)

1. 6:00 OPEN SESSION - Call to Order

ROLL CALL VOTE TO ENTER EXECUTIVE SESSION

2. 6:05 EXECUTIVE SESSION

This portion of the meeting is not open to the public.

A. Purpose 3: To discuss strategy with respect to collective bargaining if an open meeting may have a detrimental effect on the bargaining position of the public body and the chair so declares:

Collective Bargaining Agreements:

- Supervisors' and Administrators' Association (DPW Supervisors)
- Public Employees Local Union 1116 (DPW Laborers)
- Public Employees Local Union 1116 (Clerical)
- Public Employees Local Union 1116 (Library)

LIUNA: Laborers' Internal Union of North America

- Supervisors' and Administrators' Association (DPW Supervisors)
- Public Employees Local Union 1116 (DPW Laborers)
- Public Employees Local Union 1116 (Clerical)
- Maintenance and Custodians Local 1116 (Facilities Maintenance)

B. Purpose 3: To discuss strategy with respect to litigation if an open meeting may have a detrimental effect on the litigating position of the public body: E.L. Harvey

C. Purpose 6 - To consider the purchase, exchange, lease, or value of real property where discussion in an open meeting may have a detrimental effect on the Town's negotiating position: Hunnewell Field Access

D. Approve Executive Session Meeting Minutes-8/5/19

3. 7:00 RECONVENE OPEN SESSION - Pledge of Allegiance, Moment of Silence

4. 7:05 ANNOUNCEMENTS

- A. Middlesex Path Dog Park: Execution of Contract
- B. Camp Arrowhead: Adaptive Kayaking Event
- C. CRT Announcement-Closed During Construction

5. 7:10 CITIZENS' CONCERNS

Any individual may raise an issue that is not included on the agenda and it will be taken under advisement by the Board. There will be no opportunity for debate during this portion of the meeting. Any individual addressing the Board during this section of the agenda shall be limited to five minutes.

6. 7:20 REQUESTED ACTION

- A. Request to Occupy a Public Way: "I Care a Lot" Movie

7. DISCUSSION AND DECISION

- A. 2019 Fall Annual Town Meeting Warrant Articles
 - a. North Main Street - Modification of Layout
 - b. North Main Street - Land Swap
 - c. Hunnewell Field Access
 - d. Affordable Housing Trust Bacon Street Property Grant
 - e. Kennedy Middle School Land Transfer
 - f. Other 2019 Fall Annual Town Meeting Articles

8. CONSENT AGENDA

- A. Approve Meeting Minutes: 7/10/19, 8/5/19

9. TOWN ADMINISTRATOR NOTES

10. SELECTMEN'S CONCERNS

11. ADJOURNMENT

NEXT MEETING DATES: Mon., 8/19; Tue., 9/3; Mon., 9/16

Agenda posted in accordance with Provisions of M.G.L. Chapter 30, Sections 18-25

Meeting recorded by Natick Pegasus

ITEM TITLE: Middlesex Path Dog Park: Execution of Contract

ITEM SUMMARY:

ITEM TITLE: Camp Arrowhead: Adaptive Kayaking Event
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Flyer	8/14/2019	Cover Memo



Veterans Adaptive Kayaking Event

Camp Arrowhead

1055 Worcester St. in Natick



DCR's Universal Access Program, in partnership with **All Out Adventures**, is hosting an adaptive kayaking event at Camp Arrowhead for veterans. We invite vets of all abilities to join us for an afternoon paddle and picnic outdoors. Adaptive equipment and staff are on-site to assist people of all abilities enjoy a relaxing paddle on Lake Cochituate.

Equipment, instruction, support, and life jackets are provided.

Pre-registration is required. Please call to reserve your kayaking session!

Wednesday, August 28th from 11 a.m.–3 p.m.
Call All Out Adventures at (413) 584-2052 to register!

For more information on accessible recreation opportunities in Massachusetts state parks, visit www.mass.gov/dcr/universal-access or call (413) 545-5760

ITEM TITLE: CRT Announcement-Closed During Construction
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
Announcement	8/9/2019	Cover Memo



Patricia O'Neil <poneil@natickma.org>

Re: CRT announcement (web site and meeting)

1 message

Jonathan Freedman <jfreedman@natickma.org>

Thu, Aug 8, 2019 at 10:39 PM

To: Josh Ostroff <jostroff@t4ma.org>, Patricia O'Neil <poneil@natickma.org>

Cc: Kathy Lentini <klentini@natickma.org>, Michael Hickey <mhickey@natickma.org>, Melissa Malone <MMalone@natickma.org>

Thanks Josh.

Trish, please add to the Announcements for the next few BOS meetings.

Kathy, can you add this to the web site?

Thanks,

Jon

Jonathan Freedman
Clerk, Board of Selectmen
Chair, Financial Planning Committee
Chair, Audit Advisory Committee
Vice Chair, KMS Building Committee

On Thu, Aug 8, 2019, 6:01 PM Josh Ostroff <jostroff@t4ma.org> wrote:

Thanks! Any questions, please let me know.

CRT ANNOUNCEMENT

For safety reasons, the Cochituate Rail Trail will be closed to the public for the duration of construction. Please do not enter upon the CRT until the project is complete, or until an announcement has been made from MassDOT or the Town of Natick that the trail is open.

This decision is a change from the previous plan to open sections of the trail between August and October. This decision was made by the project contractor and MassDOT because of frequent use by the public of sections that are closed, and the concern that opening and closing the trail is leading to public confusion. In addition, the project team has determined that recent clearing of vegetation has left the trail surface in an unsafe condition.

The Town will continue to share construction updates at natickma.gov/crt. Thank you for your cooperation.

Josh Ostroff
Partnerships Director, Transportation for Massachusetts
508 654-3330
jostroff@t4ma.org

ITEM TITLE: Request to Occupy a Public Way: "I Care a Lot" Movie
ITEM SUMMARY:

ITEM TITLE: 2019 Fall Annual Town Meeting Warrant Articles

ITEM SUMMARY: a. North Main Street - Modification of Layout
b. North Main Street - Land Swap
c. Hunnewell Field Access
d. Affordable Housing Trust Bacon Street Property Grant
e. Kennedy Middle School Land Transfer
f. Other 2019 Fall Annual Town Meeting Articles

ATTACHMENTS:

Description	Upload Date	Type
Alteration of Layout-N. Main Street	8/11/2019	Cover Memo
Conservation Restriction at 51 Water Street	8/9/2019	Cover Memo
Bacon Street AHTF Draft Article	8/12/2019	Cover Memo
Minutes RE: Bacon Street Transfer to AHTF-12/15/08	8/11/2019	Cover Memo
Kennedy Middle School Land Transfer-Draft Warrant Article	8/8/2019	Cover Memo

ARTICLE ____

**Alteration of Layout of North Main Street (Route 27) and Adjacent Streets
(Town Administrator)**

To see if the Town will vote to accept as a public way the altered layout of North Main Street (Route 27) and adjacent streets thereto, to include within the layout of North Main Street and adjacent streets certain fee interests and permanent easements as shown on a plan entitled “Layout Alteration Route 27 Roadway Improvements North Main Street Natick, Massachusetts,” dated April 2, 2019, prepared by Lighthouse Land Surveying, LLC, as said plan may be amended, said plan on file with the Town Clerk; or otherwise act thereon.

ARTICLE ____

**Conveyance of or Placement of Conservation Restriction at 51 Water Street
(Town Administrator)**

To see if the Town will vote to transfer from the board, commission or officer having custody of certain property located at 51 Water Street, being Assessor's Map 64, Lot 64, for the purpose for which it is currently held, to the Board of Selectmen for the purpose of conveyance of all or a portion of said parcel or the placement of a conservation restriction upon all or a portion of said parcel to the Department of Conservation and Recreation, for the purpose of providing mitigation for the grant of drainage easements to the Town upon land of DCR, commonly known as Cochituate State Park in connection with the North Main Street (Route 27) improvements project; or otherwise act thereon.

Article X – Transfer of Land to Natick Affordable Housing Trust: 299-301 Bacon Street

To see if the Town will vote to transfer from the Board of Selectmen to the Natick Affordable Housing Trust, the care, custody, management, and control of land identified as 0.28 acres, Assessor's Parcel No. 26-0000164A, located at 299-301 Bacon Street, as shown on a Plan entitled "Subdivision Plan on Land in Natick, Midwest Engineering, Inc., Surveyors, dated June 23, 2003," recorded as Plan Number 18326B with the Land Court Registration Office, deed into the Town of Natick recorded in the Middlesex South Registry of Deeds at Book 1470, Page 1; or to take any other necessary action to effectuate the purposes of this Article; or to act otherwise thereon.

REPRESENTATIVE TO METROWEST REGIONAL TRANSIT AUTHORITY: CONTRACT FUNDING

(contd)

Ride services just that The Ride would be provided through the MWRTA by contract with a company.

Mr. Ciccariello inquired if there had been an increase in ridership since the Mall, but Mr. Hughes didn't recall.

COMMISSION ON DISABILITY: HANDICAPPED DOORS, SLED FOR RINK

Mr. Connolly, also a member of the Commission on Disability, explained that before the Board was an invoice regarding equipment installed at the Chase rink for doors and access sled. The Commission voted to support payment of the invoice, but it needed approval of the Board of Selectmen. The sled was \$568 and the front doors \$7,422.

It was Mr. Ostroff's understanding that the source of funds was from fines from handicapped parking violations and he inquired as to the balance.

Mr. Connolly didn't know the balance but there were enough funds to support this request.

Mr. Ostroff moved approval of the expenditure of the funds from handicapped parking fines to pay for the handicapped sled and doors for the Chase Rink. Seconded by Ms. Gloff and unanimously voted.

COMMUNITY DEVELOPMENT DIRECTOR: ACCEPTANCE OF LAND DONATION

Community Development Director Patrick Refett noted that in 2002 the Planning Board had before them the Bernardi Group. Looking for a special permit to expand their property. The permit was provided, but as part of that the Bernardi Group was required to provide the Town with an actual piece of property to the rear of Bernardi's. The property only fronts on Bacon Street.

The intent of the Planning Board was for that property to be used for affordable housing. In 2002 the Town didn't have an Affordable Housing Trust or Community Development Advisory Committee, but both were now in place. About a year ago at Fall Town Meeting the Planning Board members worked hard on an Affordable Housing Trust fund. The body was approved and appointed by the Selectmen. One of the Trust's abilities was to obtain property as a gift and this would be the entity he would recommend the Board of Selectmen select as the entity to manage the property that was part of the Bernardi decision. It took awhile to get to the Town because of Land Court difficulties and defects with the title, but that has been cured. He was getting a copy of the title and would get it to the Board of Selectmen.

Mr. Ostroff inquired if there was a house on the lot and was told by Mr. Refett that it was vacant. When asked if it was a buildable lot, Mr. Refett responded that RSA zoning requires 15,000 square feet and this was 12,000+.

Mr. Ostroff didn't believe there was Town sewer on that end of Bacon Street and asked if that would pose a problem. Mr. Refett noted there were other homes on that portion of Bacon, but he hadn't done an evaluation. Town Engineer Mark Coviello believed the property could be served by Town sewer by extending the sewer at Bacon/Route 9.

Mr. Ciccariello inquired if it was possible that the house lot would fall under the Furcolo Law. Mr. Refett thought it was possible.

Mr. Connolly moved to accept the donation of land from the Bernardi Group with a letter of appreciation to Bernardi's. Ms. Gloff seconded with an amendment that the Board designate the property shown as Lot 1 with frontage on Bacon Street and recorded on Land Court Plan #18326 to be under the control of the Affordable Housing Trust Fund. Mr. Connolly accepted the amendment. Unanimously voted.

As the Board's representative to the Affordable Housing Trust, Ms. Gloff reported that that board had not taken a vote on this property until after the Board of Selectmen. At the Trust Fund's last meeting they were aware this property was close to being made available and members were uniformly enthusiastic about this. There will be a lot of questions to determine whether it could be used for affordable housing but it gave the Trust Fund something to work on and they were looking forward to it.

Spe
did

Article X – Transfer of Land to Conservation Commission: Portions of 165 Mill Street parcel

To see if the Town will vote to transfer from the School Committee and the Board of Selectmen to the Conservation Commission, the care, custody, management, and control of a portion of land adjoining the Kennedy Middle School, identified as 5.28 acres, located at 165 Mill Street, as shown on a Plan entitled “Town of Natick Kennedy Middle School, 165 Mill Street, Natick, Massachusetts, Permitting Documents, Submitted to the Department of Environmental Protection” revision date February 6, 2019, portion identified on that Plan as “Potential Conservation Easement NAE-2019-01219 12-13-2018,” and available for inspection in the Board of Selectmen’s office, for the purposes of dedicating the land in perpetuity for conservation purposes and subject to the strictures and the protections of Article 97 of the Amendments to the Massachusetts Constitution, as required by the permit for File Number NAE-2019-01219, issued by the U.S. Army Corps of Engineers to the Natick School Department on April 16, 2019 ; or to take any other necessary action; or to act otherwise thereon.

ITEM TITLE: Approve Meeting Minutes: 7/10/19, 8/5/19
ITEM SUMMARY:

ATTACHMENTS:

Description	Upload Date	Type
8/5/19	8/8/2019	Cover Memo
8/5/19 Redline with edits by Mr. Freedman	8/12/2019	Cover Memo

BOARD OF SELECTMEN – TOWN OF NATICK

MEETING MINUTES

EDWARD H. DLOTT MEETING ROOM – NATICK TOWN HALL

August 5, 2019

6:00 PM

PRESENT: Chair Michael J. Hickey, Jr., Clerk Jonathan H. Freedman, Karen Adelman-Foster, and Richard P. Jennett, Jr.

ALSO PRESENT: Town Administrator Melissa A. Malone and Executive Assistant Trish O'Neil

ABSENT: Vice Chair Susan G. Salamoff (Vacation)

The Chairman called the meeting to order at 6:01 p.m., noting that a quorum was present and that the meeting had been duly posted and was being recorded by Natick Pegasus, and requested a motion to enter into Executive Session to discuss matters pertaining to Purpose 6: the purchase, exchange, lease, or value of real property where discussion in an open meeting may have a detrimental effect on the Town's negotiating position. Ms. Adelman-Foster, seconded by Mr. Jennett, moved to enter into Executive Session. The motion passed on a vote of 3-0-0 (Ms. Salamoff, as above, was on vacation and Mr. Freedman arrived after the vote was taken), confirmed by a roll call vote as follows: Mr. Hickey – Yes; Ms. Adelman-Foster – Yes; Mr. Jennett – Yes. The Chair announced that the meeting would return to Open Session at approximately 7:00 p.m. The Board convened Executive Session at 6:05 p.m.

Open Session reconvened at 7:30 p.m. The Pledge of Allegiance was recited and a moment of silence was observed for those protecting our country. Paul Carew, the Town's Veterans' Services Officer, remembered Major General Harold Green on the anniversary of his death (August 5, 2014) in Afghanistan. Major General Green was the first officer killed in the line of duty since Vietnam. Mr. Carew also remembered a friend of his, Navy veteran Charlie McGregor, who passed away today at the age of 82.

ANNOUNCEMENTS

1. Downtown Fire Updates: Ms. Malone noted the actual cost to the Town for police, fire, and DPW services was less than \$50,000, and that in excess of two million gallons of water were used in fighting the recent fire. Mr. Freedman provided a synopsis of a memo from Ted Fields, Senior Planner in the Community & Economic Development Office. Site security has been returned to the owner and there should be no trespassing. The State Delegation met recently and a follow-up session for the recovery needs of affected businesses will take place. Natick Center Associates has raised over \$27,000 to assist affected businesses with disbursements planned for August 19th and September 19th. A database for in-kind assistance has been created and temporary space to the displaced businesses has been offered by other downtown businesses. Most of the businesses in close proximity to the fire site have reopened. The State has created a small business emergency loan fund with \$400,000 available to businesses affected by the fire. The Department of Revenue will waive penalties for late tax payments. MassHire is offering ongoing support to employees of businesses involved in the fire.
2. Middlesex Path Dog Park: At present, the Town is awaiting bond confirmation and insurance certificates but Ms. Malone explained that the groundbreaking will hopefully occur within the coming two weeks.
3. Lottery for Affordable Housing Units at Natick Avenu, LLC: Kate Snyder of National Development gave August 26th as the deadline for applications. The lottery will take place at the Morse Library on September 18th. Ms. Malone stated there is a link on the website under the News section.

CITIZEN'S CONCERNS

None.

BOARD OF SELECTMEN UPDATES

1. MBTA Station Project Update: John Doherty from the MBTA provided a PowerPoint presentation. The design for the new Natick Center Station will include a full upgrade of the station, including improvements in accessibility, traffic, pedestrian traffic, etc. The project is funded in the 2024 CIP. Drainage issues will be significantly alleviated. Advertising for construction will take place this month. The Notice to Proceed will happen mid-November. The approximate duration of construction is 30 months. No real disruption to commuters is anticipated. An inspector, or other MBTA staff, will be on site at all times, even when working is being performed overnight.
2. South Main Street Reconstruction: Town Engineer Bill McDowell provided a PowerPoint presentation. The DPW should be receiving the design submission in late August. Construction bidding and procurement are scheduled for August-September 2019. Construction funding is anticipated to be approved at the 2019 Fall Annual Town Meeting. Award of the contract will be in November 2019. Construction is to begin in the spring of 2020. Mr. Hickey noted that a Warrant Article needs to be prepared for FATM for easement acquisitions necessary to the project. Mr. Freedman asked if a Warrant Article for funding was needed and Ms. Malone explained that it is a capital expenses that would typically be sponsored by the Town Administrator. On a motion by Mr. Freedman, seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to sponsor a Warrant Article for the 2019 FATM that would effect the easements necessary for the South Main Street roadway construction project.
3. Collins Center: Ms. Malone stated that the Collins Center, a University of Massachusetts entity that provides research analysis and objective information to towns across the Commonwealth, has been retained to objectively look at the Town Counsel model currently employed by the Town. The Collins Center will reach out to the Town Counsel Study Committee, which examines the format of Town Counsel services, as well as the Town Counsel Screening Committee, which will be the entity used if an RFP is required. It is anticipated that some information will be provided at the 2020 Spring Annual Town Meeting.
4. West Natick Fire Station: Ms. Malone stated that there is hope that the work plan for removal of asbestos discovered at the site will be completed.

APPOINTMENTS

Interviews for Appointment to the Transportation Advisory Committee: Matt Page, a finance attorney who works with government agencies on capital projects and a 13-year resident of Natick, and Alex Walker, a 6-year resident of Natick software developer who has done his own study of traffic on his street, were interviewed. Moved by Ms. Adelman-Foster and seconded by Mr. Freedman, the Board voted 4-0-0 to appoint Mr. Page for the term ending 2021 and Mr. Walker for the term ending 2020.

REQUESTED ACTION

1. Bernardi Volvo – Application for Class I Car Dealer's License: Amy Rossi presented on behalf of the Bernardi Auto Group. The new dealership is scheduled to open around the end of the month. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 in favor of approving the application subject to any outstanding conditions.
2. Public Hearing (Continued from 7/22/19) – Proposal to Rename Navy Yard Park to Whitney Field at the Navy Yard with Installation of a Permanent Sign: The Public Hearing had previously been opened on July 22nd and was continued to this meeting due to the downtown fire. Steve Evers, Chair of the Historical Commission, spoke about the Whitney Family as great contributors to the Town. Captain George Whitney was in the Revolutionary War and was a Selectman. His grandson was a founding member of the Planning Board. Since the Navy Yard is currently being restored, Mr. Evers felt it was

appropriate to rename the field in honor of the Whitney Family and the Navy Yard neighborhood. The name had previously been changed from Whitney Field to the Navy Yard and Mr. Evers and the Historical Commission felt it was important to recognize both. Agreement has been received by Recreation and Parks. Robert Gee, a resident of Lincoln Street, spoke in favor of the name change. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to close the Public Hearing. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 in favor of renaming the park from the Navy Yard to Whitney Field at the Navy Yard.

3. Public Hearing (Continued from 7/22/19) – Smashburger Application for S12 Wine and Malt License: Alan Wright, the manager of record, appeared for Smashburger, stating he will be spending approximately 50 hours per week at this location. There were no questions from the public. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to close the Public Hearing. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to approve the application for a wine and malt license.
4. Public Hearing – Natick Avenu, LLC, Superior Drive – Application to Store Flammable Storage: Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to open the Public Hearing. Katie Snyder of National Development stated there will be 164 units at the new Natick Avenu apartment building and 184 parking spaces in the garage. A license is needed for fuel storage for those parked cars, which belong to residents. Based on an assumed capacity of 20 gallons per car, 3,680 gallons will be stored on site. There were no questions from the public. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to approve the application after asking multiple pertinent questions of Ms. Snyder.
5. Supervisor of Land and Natural Resources – Appeal Objection to the Removal of Public Shade Trees Along Strafford Road and Drury Lane: Mr. Goodhind explained that Massachusetts General Law states that a public hearing must be held in anticipation of cutting and removal of shade trees. The DPW received two written objections. MGL further states that when an objection is received, the Tree Warden may not remove the trees in question unless approved by the Board of Selectmen. Thus, the DPW has chosen to appeal the objection. Eleven trees, eight in poor condition and three in fair condition, are to be removed due to limited soil volume, sidewalk buckling, etc. The Engineering Department has determined that the trees are physical obstructions to the reconstruction of the roads and sidewalks on these two streets, which are on the 2019 paving plan. Seven of the trees are on Strafford and four are on Drury Lane. All of the Board Members felt they would need a visual site check prior to making any decision. Mr. Goodhind offered to join them. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to continue the Public Hearing to the next meeting to allow for further information gathering.

DISCUSSION AND DECISION:

1. Parking on East Street/Referral to Safety Committee: Mr. Hickey asked if the Board would support asking the Safety Committee to consider discussing some parking restrictions on East Street, where he has noted a vehicle consistently parked on the eastbound side of the street that limits the vision of other drivers. The next Safety Committee Meeting is on August 13th. Moved by Ms. Adelman-Foster and seconded by Mr. Freedman, the Board voted 4-0-0 to refer the matter to the Safety Committee.
2. 2019 Fall Annual Town Meeting/Board Sponsored Articles: The ask tonight is for the Board to vote on whether it wishes to sponsor the following proposed Warrant Articles.
 - a. Unaccepted Ways/MGL Ch. 40, S. 6N: Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 in favor of sponsoring three separated Articles subject to further review and administrative updates as necessary:
 - Article #: Eliot Hill Road, Merifield Lane, and Woodcock Path
 - Article #: Clearview Drive
 - Article #: Michael Terrace
 - b. Private Way Bylaw Article: Moved by Ms. Adelman-Foster and seconded by Mr. Jennett, the Board voted 4-0-0 to sponsor a Warrant Article to bring the Town's Bylaw into alignment with what is currently done in practice.

- c. Kennedy Middle School/Article 97 Land Dedication: Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to sponsor a Warrant Article.
- d. West Natick Fire Station/MassDOT Easement: Moved by Ms. Adelman-Foster and seconded by Mr. Freedman, the Board voted 4-0-0 to sponsor a Warrant Article.
- e. Storm Water and Erosion Control Bylaw Amendment: Matt Gardner, Chair of ConCom, explained that the Conservation Commission's summer schedule does not allow for the Commission to take a vote to sponsor a Warrant Article before the Warrant closes, so the Board is being asked to sponsor this Article to modify the Town's the Town's existing Storm Water and Erosion Control Bylaw to optimize the Town's regulation of land disturbance activity related to protection of the local water supply, reduction of storm water runoff, etc. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to sponsor the Warrant Article.
- f. Commission on Disability/BOS Appointments: A discrepancy has been discovered related to which entity makes these appointments – the Town Administrator or the Board of Selectmen. The statute states it is the Board but the Town's bylaw states it is the Town Administrator. Mr. Freedman made a conditional motion, seconded by Ms. Adelman-Foster, that the Board sponsor a Warrant Article if necessary to align the bylaw with the MGL. Further research will need to be done to determine if a Warrant Article is needed.

SELECTMEN SUBCOMMITTEE/LIAISON UPDATES:

Mr. Freedman stated that the Kennedy Middle School Project is moving full steam ahead. The OPM just directed the construction team to modify some of the project phasing due to delays by Eversource in relocating utility poles and wires.

Mr. Freedman stated that the Financial Planning Committee met last Wednesday and established a meeting schedule for the next seven to eight months – every other Wednesday beginning this week in the Selectmen's Meeting Room. The next meeting is scheduled for August 7th at 6:00 p.m.

CONSENT AGENDA

Mr. Freedman read the Consent Agenda aloud. The Chair asked if any members of the public would like to discuss any item on the consent agenda and no discussion was requested. Mr. Freedman asked to remove the 7/10/19 and 7/29/19 minutes from the Consent Agenda because the 7/10 minutes were not attached to Novus and administrative changes are needed for the 7/29 minutes. The Chair asked for a motion to approve the remainder of the Consent Agenda. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to approve the Consent Agenda, excluding the items removed and conditional upon the fulfillment of all recommendations from Town Agencies and/or Departments. The following were approved:

- Meeting minutes for 6/24/19, 7/3/19, 7/8/19, 7/22/19, and 7/23/19
- Common victualer's license for Tempura King, Inc.
- High Street block party
- Keefe Tech banner for 11/11-11/25/19
- Reappointment of David Lodding to the Open Space Advisory Committee
- Donation of Electric Vehicle Charging Station (\$8,785)

7/10/19 minutes: Add to next agenda.

7/29/19 minutes: Moved by Ms. Adelman-Foster and seconded by Mr. Freedman, the Board voted 4-0-0 to approved the 7/29 minutes with the following addition to the PAYT item: "Mr. Marsette will ensure that any future manufacturing defects that affect Natick are publicized, including at point of sale."

TOWN ADMINISTRATOR NOTES

The Town Administrator stated that some residents have contact the Selectmen's Office regarding access to Hunnewell Field. More information will be forthcoming when available.

SELECTMEN'S CONCERNS

None.

ADJOURNMENT

On a motion by Mr. Freedman, seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to adjourn the Selectmen's Meeting at 9:43 p.m.

Jonathan H. Freedman, Clerk

Submitted by Trish O'Neil, Executive Assistant

April 5, 2019 Board of Selectmen Meeting Minutes Approved by the Board of Selectmen on _____, 2019

All documents used at this Board of Selectmen meeting are available at:

<https://naticktown.novusagenda.com/agendapublic/MeetingView.aspx?MeetingID=665&MinutesMeetingID=-1&doctype=Agenda>

BOARD OF SELECTMEN – TOWN OF NATICK

MEETING MINUTES

EDWARD H. DLOTT MEETING ROOM – NATICK TOWN HALL

August 5, 2019

6:00 PM

PRESENT: Chair Michael J. Hickey, Jr., Clerk Jonathan H. Freedman, Karen Adelman-Foster, and Richard P. Jennett, Jr.

ALSO PRESENT: Town Administrator Melissa A. Malone and Executive Assistant Trish O'Neil

ABSENT: Vice Chair Susan G. Salamoff (Vacation)

The Chairman called the meeting to order at 6:01 p.m., noting that a quorum was present and that the meeting had been duly posted and was being recorded by Natick Pegasus, and requested a motion to enter into Executive Session to discuss matters pertaining to Purpose 6: the purchase, exchange, lease, or value of real property where discussion in an open meeting may have a detrimental effect on the Town's negotiating position. Ms. Adelman-Foster, seconded by Mr. Jennett, moved to enter into Executive Session. The motion passed on a vote of 3-0-0 (Ms. Salamoff, as above, was on vacation and Mr. Freedman arrived after the vote was taken), confirmed by a roll call vote as follows: Mr. Hickey – Yes; Ms. Adelman-Foster – Yes; Mr. Jennett – Yes. The Chair announced that the meeting would return to Open Session at approximately 7:00 p.m. The Board convened Executive Session at 6:05 p.m.

Open Session reconvened at 7:30 p.m. The Pledge of Allegiance was recited and a moment of silence was observed for those protecting our country. Paul Carew, the Town's Veterans' Services Officer, remembered Major General Harold Green on the anniversary of his death (August 5, 2014) in Afghanistan. Major General Green was the first officer killed in the line of duty since Vietnam. Mr. Carew also remembered a friend of his, Navy veteran Charlie McGregor, who passed away today at the age of 82.

ANNOUNCEMENTS

1. Downtown Fire Updates: Ms. Malone noted the actual cost to the Town for police, fire, and DPW services was less than \$50,000, and that in excess of two million gallons of water were used in fighting the recent fire. Mr. Freedman provided a synopsis of a memo from Ted Fields, Senior Planner in the Community & Economic Development Office. Site security has been returned to the owner and there should be no trespassing. The State Delegation met recently and a follow-up session for the recovery needs of affected businesses will take place. Natick Center Associates has raised over \$27,000 to assist affected businesses with disbursements planned for August 19th and September 19th. A database for in-kind assistance has been created and temporary space to the displaced businesses has been offered by other downtown businesses. Most of the businesses in close proximity to the fire site have reopened. The State has created a small business emergency loan fund with \$400,000 available to businesses affected by the fire. The Department of Revenue will waive penalties for late tax payments. MassHire is offering ongoing support to employees of businesses involved in the fire.
2. Middlesex Path Dog Park: At present, the Town is awaiting bond confirmation and insurance certificates but Ms. Malone explained that the groundbreaking will hopefully occur within the coming two weeks.
3. Lottery for Affordable Housing Units at Natick Avenu, LLC: Kate Snyder of National Development gave August 26th as the deadline for applications. The lottery will take place at the Morse Library on September 18th. Ms. Malone stated there is a link on the website under the News section.

CITIZEN'S CONCERNS

None.

BOARD OF SELECTMEN UPDATES

1. MBTA Station Project Update: John Doherty from the MBTA provided a PowerPoint presentation. The design for the new Natick Center Station will include a full upgrade of the station, including improvements in accessibility, traffic, pedestrian traffic, etc. The project is funded in the 2024 CIP. ~~Expectations are that drainage issues will be significantly alleviated.~~ Advertising for construction will take place this month. ~~The Notice to Proceed will happen mid-November, and the approximate duration of construction will be 30 months. No real disruption to commuters is anticipated.~~ Mr. Doherty expects that construction will occur in multiple phases starting with the eastern side of the station and then moving to the western side, so no real disruption to commuters is anticipated. An inspector, or other MBTA staff, will be on site at all times, even when working is being performed overnight.
2. South Main Street Reconstruction: Town Engineer Bill McDowell provided a PowerPoint presentation. The DPW should be receiving the design submission in late August. Construction bidding and procurement are scheduled for August-September 2019. Construction funding is anticipated to be approved at the 2019 Fall Annual Town Meeting. Award of the contract will be in November 2019. Construction is to begin in the spring of 2020. Mr. Hickey noted that a Warrant Article needs to be prepared for FATM for easement acquisitions necessary to the project. Mr. Freedman asked if a Warrant Article for funding was needed and Ms. Malone explained that it is a capital expenses that would typically be sponsored by the Town Administrator. On a motion by Mr. Freedman, seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to sponsor a Warrant Article for the 2019 FATM that would effect the easements necessary for the South Main Street roadway construction project.
3. Collins Center: Ms. Malone stated that the Collins Center, a University of Massachusetts entity that provides research analysis and objective information to towns across the Commonwealth, has been retained to objectively look at the Town Counsel model currently employed by the Town. The Collins Center will reach out to the Town Counsel Study Committee, which examines the format of Town Counsel services, as well as the Town Counsel Screening Committee, which will be the entity used if an RFP is required. It is anticipated that some information will be provided at the 2020 Spring Annual Town Meeting.
4. West Natick Fire Station: Ms. Malone stated that there is hope that the work plan for removal of asbestos discovered at the site will be approved completed.

APPOINTMENTS

Interviews for Appointment to the Transportation Advisory Committee: Matt Page, a finance attorney who works with government agencies on capital projects and a 13-year resident of Natick, and Alex Walker, a 6-year resident of Natick software developer who has done his own study of traffic on his street, were interviewed. Moved by Ms. Adelman-Foster and seconded by Mr. Freedman, the Board voted 4-0-0 to appoint Mr. Page for the term ending 2021 and Mr. Walker for the term ending 2020.

REQUESTED ACTION

1. Bernardi Volvo – Application for Class I Car Dealer's License: Amy Rossi presented on behalf of the Bernardi Auto Group. The new dealership is scheduled to open around the end of the month. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 in favor of approving the application subject to any outstanding conditions.
2. Public Hearing (Continued from 7/22/19) – Proposal to Rename Navy Yard Park to Whitney Field at the Navy Yard with Installation of a Permanent Sign: The Public Hearing had previously been opened on July 22nd and was continued to this meeting due to the downtown fire. Steve Evers, Chair of the

Historical Commission, spoke about the Whitney Family as great contributors to the Town. Captain George Whitney was in the Revolutionary War and was a Selectman. His grandson was a founding member of the Planning Board. Since the Navy Yard is currently being restored, Mr. Evers felt it was appropriate to rename the field in honor of the Whitney Family and the Navy Yard neighborhood. The name had previously been changed from Whitney Field to the Navy Yard and Mr. Evers and the Historical Commission felt it was important to recognize both. Agreement has been received by Recreation and Parks. Robert Gee, a resident of Lincoln Street, spoke in favor of the name change. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to close the Public Hearing. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 in favor of renaming the park from the Navy Yard to Whitney Field at the Navy Yard.

3. Public Hearing (Continued from 7/22/19) – Smashburger Application for S12 Wine and Malt License: Alan Wright, the manager of record, appeared for Smashburger, stating he will be spending approximately 50 hours per week at this location. There were no questions from the public. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to close the Public Hearing. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to approve the application for a wine and malt license.
4. Public Hearing – Natick Avenu, LLC, Superior Drive – Application to Store Flammable Storage: Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to open the Public Hearing. Katie Snyder of National Development stated there will be 164 units at the new Natick Avenu apartment building and 184 parking spaces in the garage. A license is needed for fuel storage for those parked cars, which belong to residents. Based on an assumed capacity of 20 gallons per car, 3,680 gallons will be stored on site. There were no questions from the public. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to approve the application after asking multiple pertinent questions of Ms. Snyder.
5. Supervisor of Land and Natural Resources – Appeal Objection to the Removal of Public Shade Trees Along Strafford Road and Drury Lane: Mr. Goodhind explained that Massachusetts General Law states that a public hearing must be held in anticipation of cutting and removal of shade trees. The DPW received two written objections. MGL further states that when an objection is received, the Tree Warden may not remove the trees in question unless approved by the Board of Selectmen. Thus, the DPW has chosen to appeal the objection. Eleven trees, eight in poor condition and three in fair condition, are to be removed due to limited soil volume, sidewalk buckling, etc. The Engineering Department has determined that the trees are physical obstructions to the reconstruction of the roads and sidewalks on these two streets, which are on the 2019 paving plan. Seven of the trees are on Strafford and four are on Drury Lane. All of the Board Members felt they would need a visual site check prior to making any decision. Mr. Goodhind offered to join them. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to continue the Public Hearing to the next meeting to allow for further information gathering.

DISCUSSION AND DECISION:

1. Parking on East Street/Referral to Safety Committee: Mr. Hickey asked if the Board would support asking the Safety Committee to consider discussing some parking restrictions on East Street, where he has noted a vehicle consistently parked on the eastbound side of the street that limits the vision of other drivers. The next Safety Committee Meeting is on August 13th. Moved by Ms. Adelman-Foster and seconded by Mr. Freedman, the Board voted 4-0-0 to refer the matter to the Safety Committee.
2. 2019 Fall Annual Town Meeting/Board Sponsored Articles: The ask tonight is for the Board to vote on whether it wishes to sponsor the following proposed Warrant Articles.
 - a. Unaccepted Ways/MGL Ch. 40, S. 6N: Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 in favor of sponsoring three separated Articles subject to further review and administrative updates as necessary:
 - Article #: Eliot Hill Road, Merifield Lane, and Woodcock Path
 - Article #: Clearview Drive
 - Article #: Michael Terrace

- b. Private Way Bylaw Article: Moved by Ms. Adelman-Foster and seconded by Mr. Jennett, the Board voted 4-0-0 to sponsor a Warrant Article to bring the Town's Bylaw into alignment with what is currently done in practice.
- c. Kennedy Middle School/Article 97 Land Dedication: Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to sponsor a Warrant Article.
- d. West Natick Fire Station/MassDOT Easement: Moved by Ms. Adelman-Foster and seconded by Mr. Freedman, the Board voted 4-0-0 to sponsor a Warrant Article.
- e. Storm Water and Erosion Control Bylaw Amendment: Matt Gardner, Chair of ConCom, explained that the Conservation Commission's summer schedule does not allow for the Commission to take a vote to sponsor a Warrant Article before the Warrant closes, so the Board is being asked to sponsor this Article to modify the Town's the Town's existing Storm Water and Erosion Control Bylaw to optimize the Town's regulation of land disturbance activity related to protection of the local water supply, reduction of storm water runoff, etc. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to sponsor the Warrant Article.
- f. Commission on Disability/BOS Appointments: A discrepancy has been discovered related to which entity makes these appointments – the Town Administrator or the Board of Selectmen. The statute states it is the Board but the Town's bylaw states it is the Town Administrator. Mr. Freedman made a conditional motion, seconded by Ms. Adelman-Foster, that the Board sponsor a Warrant Article if necessary to align the bylaw with the MGL. Further research will need to be done to determine if a Warrant Article is needed.

SELECTMEN SUBCOMMITTEE/LIAISON UPDATES:

Mr. Freedman stated that the Kennedy Middle School Project is moving full steam ahead. The OPM just directed the construction team to modify some of the project phasing due to delays by Eversource in relocating utility poles and wires.

Mr. Freedman stated that the Financial Planning Committee met last Wednesday and established a meeting schedule for the next seven to eight months – every other Wednesday beginning this week in the Selectmen's Meeting Room. The next meeting is scheduled for August 7th at 6:00 p.m.

CONSENT AGENDA

Mr. Freedman read the Consent Agenda aloud. The Chair asked if any members of the public would like to discuss any item on the consent agenda and no discussion was requested. Mr. Freedman asked to remove the 7/10/19 and 7/29/19 minutes from the Consent Agenda because the 7/10 minutes were not attached to Novus and administrative changes are needed for the 7/29 minutes. The Chair asked for a motion to approve the remainder of the Consent Agenda. Moved by Mr. Freedman and seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to approve the Consent Agenda, excluding the items removed and conditional upon the fulfillment of all recommendations from Town Agencies and/or Departments. The following were approved:

- Meeting minutes for 6/24/19, 7/3/19, 7/8/19, 7/22/19, and 7/23/19
- Common victualer's license for Tempura King, Inc.
- High Street block party
- Keefe Tech banner for 11/11-11/25/19
- Reappointment of David Lodding to the Open Space Advisory Committee
- Donation of Electric Vehicle Charging Station (\$8,785)

7/10/19 minutes: Add to next agenda.

7/29/19 minutes: Moved by Ms. Adelman-Foster and seconded by Mr. Freedman, the Board voted 4-0-0 to approved the 7/29 minutes with the following addition to the PAYT item: "Mr. Marsette will ensure that any future manufacturing defects that affect Natick are publicized, including at point of sale."

TOWN ADMINISTRATOR NOTES

The Town Administrator stated that some residents have contact the Selectmen's Office regarding access to Hunnewell Field. More information will be forthcoming when available.

SELECTMEN'S CONCERNS

None.

ADJOURNMENT

On a motion by Mr. Freedman, seconded by Ms. Adelman-Foster, the Board voted 4-0-0 to adjourn the Selectmen's Meeting at 9:43 p.m.

Jonathan H. Freedman, Clerk

Submitted by Trish O'Neil, Executive Assistant

April 5, 2019 Board of Selectmen Meeting Minutes Approved by the Board of Selectmen on _____, 2019

All documents used at this Board of Selectmen meeting are available at:

<https://naticktown.novusagenda.com/agendapublic/MeetingView.aspx?MeetingID=665&MinutesMeetingID=-1&doctype=Agenda>