

**Town of Needham
Board of Selectmen
Minutes for September 11, 2012
Needham Town Hall**

- 6:45 p.m. Informal Meeting with Citizens:
Adam Conviser, 348 Hillcrest Road spoke with the Board concerning signage for a new store to be located in the former Friendly's building on Chestnut Street. Mr. Conviser said the pylon on site is important to the new tenant who may terminate the lease if they are not able to use the pylon. Mr. Conviser said permits have been denied by the Design Review Committee and he asked for help from the Board of Selectmen.
- Heather Yountz, 7 Hillside Avenue invited the Selectmen to a neighborhood block party on Sunday, September 16, 2012 from 12 p.m. to 6 p.m. on Cricket Field. Ms. Yountz also told the Board 1,367 signatures have been collected from residents opposed to construction of a new school on Cricket Field.
- 7:00 p.m. Call to Order:
A meeting of the Board of Selectmen was convened by Chairman Gerald A. Wasserman. Those present were Daniel P. Matthews, John A. Bulian, Maurice P. Handel, Matthew D. Borrelli, Town Manager Kate Fitzpatrick, and Recording Secretary Mary Hunt.
- 7:00 p.m. Introduce Fire Captain and Fire Lieutenant:
Paul Buckley, Fire Chief appeared before the Board to introduce newly promoted Fire Captain Dennis Condon and newly promoted Fire Lieutenant Peter Cosgrove. Chief Buckley said the Needham Fire Department is experiencing some exciting staffing transitions due to retirements, new recruits, and those newly promoted. He said Fire Captain Condon and Fire Lieutenant Cosgrove have the education, dedication, and experience, and are very deserving of their promotions. Chief Buckley said it is a pleasure to introduce Captain Dennis Condon and Lieutenant Peter Cosgrove. The Board congratulated and thanked Captain Condon and Lieutenant Cosgrove for their service to the community.
- 7:10 p.m. Continuation Public Hearing - Verizon and NSTAR Petition for Damon Road:
Ellen Joy, Verizon representative appeared before the Board to continue the hearing opened August 14th. Ms. Joy said Verizon and NSTAR are in agreement and will withdraw the petition to install an anchor on Damon Road between houses 112 and 116. She said a new design has been approved by the Town and is satisfactory to all neighbors.

Motion by Mr. Matthews that the Board of Selectmen re-open the public hearing from August 14th and accept the withdrawal of the petition to install an anchor on Damon Road between houses 112 and 116.
Second: Mr. Handel. Unanimously approved 5-0.

7:15 p.m. Public Hearing – Verizon and NSTAR Petition for Colby Street:
Ellen Joy, Verizon representative appeared before the Board on a joint petition requesting permission to install one anchor and sidewalk guy at existing Pole #331/7. This work is necessary on Colby Street between house numbers 11 and 21 as the existing guy wire is attached to a tree that is being taken down.

Eleanor and Robert Reilly, 11 Colby Street are concerned the proposal to install an anchor and guy wire will be placed on their property. Mr. Wasserman suggests continuing the public hearing until the next Board of Selectmen meeting on September 18, 2012.

Motion by Mr. Matthews that the Board of Selectmen vote to continue the public hearing to install one anchor and sidewalk guy at existing Pole #331/7 until 7:00 p.m. on September 18, 2012.

Second: Mr. Borrelli. Unanimously approved 5-0.

7:20 p.m. Board of Health Presentation:
Jane Fogg, Ed Cosgrove, Janice Berns, Carol Reed, and Steve Epstein appeared before the Board to discuss the petition for the law for humanitarian medical use of marijuana. Dr. Fogg explained two issues to consider: (1) Do we believe marijuana is a medicine? (2) Is this law the right vehicle to distribute marijuana, whether or not we believe it is a medicine? Dr. Fogg said research shows marijuana has great potential as a medicinal use, but further research is required to understand potency, dosing, and safety. Dr. Fogg questioned whether the petition for law is the appropriate vehicle to deliver, regardless of ones feelings about marijuana's medicinal value. She said the Board of Health is concerned about the practicality of the law and for this reason the Board of Health cannot support the petition for law as it is written. Dr. Fogg gave a brief overview of how the program would work.

Mr. Borrelli asked for clarification on the distribution centers.

Mr. Matthews thanked the Board of Health for taking the time to do the research and making a presentation. He said a referendum is a right people have in the state with a lot of good, but there are frequently problems with complicated bills, like this one, that appear on the ballot to be decided by the voters in November, many of whom do not even know it is there. He said the positive effort by the Board of Health contributes to the process.

Mr. Handel asked whether there are any states with the program that the Board of Health considers effective with respect to control and avoidance of abuse.

Mr. Borrelli said zoning regulations need to be considered in the future.

Mr. Wasserman asked if there was any evidence regarding effectiveness whether a person takes pills with the compound or actually smokes it.

7:30 p.m. Appointments and Consent Agenda:
Motion by Mr. Bulian that the Board of Selectmen vote to accept the Consent Agenda and Appointments as presented.

APPOINTMENTS

No Appointments were made.

CONSENT AGENDA *=Backup attached

- 1. Approve and sign integrated collective bargaining agreement between the Town and the Needham Independent Employees Association for fiscal years 2012, 2013 and 2014.**
- 2. Ratify Aly Raisman Proclamation dated August 26, 2012.**
- 3. Accept donations made to the Needham Community Revitalization Trust fund for a bench in memory of Town Meeting Member, Jane Howard: Daniel Howard- \$200, Needham Cares -\$ 500, Pauline Attridge-\$100, Joanne & Peter Roth-\$25.**
- 4.* Approve a One Day Special All Alcoholic Beverages license request from Michael R. Despres of The Village Club Building, Inc. to hold an Oktoberfest event on September 22, 2012 from 3:00 p.m. to 11:00 p.m. at The Village Club, 83 Morton Street, Needham.**
- 5. Accept the following donations made to the Needham Public Library for the period May 17, 2012- September 5, 2012: Polly Fitzgerald donated \$30.00 in memory of Cpl. Francis Karalewicz; Debbie & Bill Pryor donated 75.00 in memory of Irving Laker; Ann MacFate donated \$250.00 for the purchase of large print books in memory of Irene MacFate; The Needham Community Council gave the library a subscription to Easy English News (\$38.00); Keith and Lynn McClelland donated a copy of Keith's sister's mystery new book, Threaded for Trouble (\$7.99); Lizzy's Ice Cream donated 100 coupons for Summer Reading Club prizes (app. \$200); The library received a \$22,000.00 donation from a donor who wishes to remain anonymous; The Friends of the Needham Public Library made the following donations: \$200.00 in memory of Board Member Jim Fraylick and \$6,000.00 for audiovisual purchases; The Needham Lions Club donated \$500 for the purchase of large print books; Mrs. Raymond F. Keyes donated \$25.00 in memory of Sheila Ryan; Jay and Neeta Wadekar donated a copy of The Age of Ananda: Conscious Evolution to the Life Divine by Kumar S. Sharma (\$18.00); Cynthia Stern donated \$60.00 in memory of Demetria Olga Stern, for the purchase of an adult fiction book and a children's book; Paul Shore donated the following books: ABC Chinese-English Comprehensive Dictionary (\$67.00), and Prisma's Swedish-English and English-Swedish Dictionary (\$60.00); Wendy Porter of Needham Market, England, sent the library a copy of a booklet on the history of Christchurch, Needham Market, on its 350th anniversary; and Michael Stedman donated a copy of his book, A for Argonaut (\$14.99).**
- 6.* Water & Sewer Abatement Order #1146**

7. **Accept donations and sponsorships made to the Town of Needham in support of the event for Aly Raisman's parade and rally held on August 26, 2012.**
- 8.* **That the Board vote to approve and authorize the Chairman to sign the RCN Institutional Network Agreement letter between the Town of Needham, RCNBECOCOM, LLC and NSTAR Communications, Inc.**
- 9.* **Approve minutes from June 26, 2012 (Executive Session) and August 17, 2012 (Open Meeting).**
10. **Grant permission for the following residents to hold a Block Party:**

Name	Address	Party Location	Date	Rain Date	Time
Tina Chin ratify	37 North Hill Avenue	Howe Road	9/8/12		4-11pm
Julie Middleton	74 Henderson St	Henderson St	9/15/12		3-10pm
Stephen Hamburger ratify	76 Grosvenor Rd	Grosvenor Rd	9/8/12	9/9/12	3-8pm
Valerie Maio ratify	15 Park Ave	Park Ave between Greendale & Mercer	9/8/12	9/9/12	12-10pm
Amy Rielly ratify	121 Newell Ave	Newell Ave closer to the intersection of Prospect	9/8/12	9/9/12	4-8pm
Molly Kerrigan ratify	386 Warren St	6-21 Laurel Dr (Lower Laurel)	9/8/12	9/9/12	4-7pm
Kathleen Phelps ratify	9 Fuller Rd	Fuller Rd	9/8/12	9/9/12	4-9pm
Beata Fernandez	7 Woodledge Rd	Corner Woodledge rd/Highgate to Highgate/Audrey Rd	9/15/12	9/22/12	3-7pm
Lisa Cherbuliez	17 Lindbergh	Lindbergh Ave at bottom of hill, between Manning and Webster	9/15/12	9/16/12	4-8pm 4-7pm
Lisa Greig	83 Valley Road	Valley Road between Peacedale and Norwich	10/27/12	10/28/12	3-6pm
Susan Pouliot	54 Eaton Road	Eaton Rd	9/22/12	9/29/12	3:30-7pm
Liza Berkman	113 Melrose Ave	Park on Melrose/Ellicott	10/13/12	10/14/12	12-5pm
Bill Gallagher	48 Hawthorn Ave	Hawthorn Ave	9/15/12	9/16/12	3-8pm
Randall Deck	45 Bennington St	Bennington St	9/15/12/	9/22/12	4-10pm
Kim Marie Nicols	12 Crescent Rd	Crescent Road between West and Union St	9/23/12		3-7pm
Joanne Crispin	46 Hillcrest	Intersection of 49 Hillside Road & Ingleside Road	9/29/12		1-6pm

Ting & John Sherry	130 Birds Hill Ave	Thornton Road & Bird Hill Ave	9/23/12	9/30/12	4-6:30pm
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Second: Mr. Handel. Unanimously approved 5-0.

7:35 p.m. Town Manager:
Kate Fitzpatrick, Town Manager appeared before the Board with 4 items to discuss:

1. Charge for Solar Committee

Ms. Fitzpatrick reminded the Board of its goal to explore alternative energy in the Town, particularly solar energy. She recommended the creation of a Solar Energy Exploration Committee to evaluate options and make recommendations to the Board. She asked the Board to support an appropriation for a consultant to answer highly technical questions for the Committee.

Motion by Mr. Handel that the Board of Selectmen vote to create a solar energy exploratory committee to evaluate options for installing solar technology on public property including specifically the Town's closed landfill site and other parcels or structures, as appropriate. The Exploratory Committee will evaluate options, costs, benefits and implementation and operating considerations, and make recommendations to the Board of Selectmen. The Exploratory Committee shall consist of 7 members. When practicable, the committee should include members with expertise in alternative energy and energy facility installation or management. The Superintendent of Solid Waste and Recycling shall be an additional, ex officio and non-voting member of the Committee.

Second: Mr. Bulian. Unanimously approved 5-0.

2. Senior Center Naming

On behalf of the Council on Aging, Ms. Fitzpatrick asked the Board to consider naming the new facility The Center at the Heights. She said in accordance with the Board's policy, requests for naming must be discussed at one meeting and approved at a future meeting, in order to provide an opportunity for public input.

The Board agreed to vote on the name of the new Senior Center at the next Selectmen's meeting on September 18, 2012.

Mr. Wasserman said a fundraising event to augment town funded amenities will be held at the Needham Golf Club on Wednesday, October 17, 2012.

3. Open Special Town Meeting Warrant

Ms. Fitzpatrick recommended that the Board of Selectmen open the warrant for the Special Town Meeting to be held on October 29, 2012. She reminded the Board it voted to call for the Special Town Meeting on June 26, 2012. She commented because of the holiday observances and election that occur in

November, if a second night of Town Meeting is required, it will likely to be held on Tuesday, October 30th. Ms. Fitzpatrick reviewed the articles in the warrant, noting there could be changes by the next Selectmen meeting on September 18, 2012.

Motion by Mr. Bulian that the Board of Selectmen vote to open the warrant for the Special Town Meeting to be held on October 29, 2012.

Second: Mr. Handel. Unanimously approved 5-0.

4. Fiscal Year 2014 – 2018 Pro Forma Budget

Ms. Fitzpatrick and David Davison, Assistant Town Manager/Finance provided the Board with an overview of the five year, pro forma budget analysis for fiscal years 2014-2018. Ms. Fitzpatrick asked Mr. Davison to speak about the general conditions the Town may face in the next five years, address the projected budget gap, and answer any questions the Board may have. Mr. Davison presented the Selectmen with the “Town of Needham General Fund Revenue and Expense FY2014-FY2018 Pro Forma” and reviewed Revenues, Property Taxes and Local Receipts, and State Aid, as well as other items.

The Board noted the amount of work put into the presentation and thanked Mr. Davison for his efforts.

8:45 p.m. Board Discussion:

1. Committee Reports

No Committee Reports were made.

8:50 p.m. Executive Session (Exception 2):

Motion by Mr. Handel that the Board of Selectmen vote to enter into Executive Session.

Exception 2 – To conduct strategy sessions in preparation for negotiations with non-union personnel or to conduct collective bargaining sessions or contract negotiations with non-union personnel, not to return to open session prior to adjournment.

Second: Mr. Bulian. Mr. Wasserman polled the Board. Unanimously approved 5-0.

A list of all documents used at this Board of Selectmen meeting are available at:

<http://www.needham.gov/Archive.aspx?AMID=99&Type=&ADID=>

Note: The meeting adjourned at 9:00 p.m.