



Town of Arlington, Massachusetts
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Minutes 03/28/2011

BOARD OF SELECTMEN

Meeting Minutes

Monday, March 28, 2011

7:15 p.m.

Present: Mrs. Mahon, Chair, Ms. LaCourt, Vice Chair, Mr. Greeley, Mr. Hurd, and Ms. Rowe.
 Also present: Mr. Sullivan, Ms. Rice, and Mrs. Sullivan

The Selectmen started the meeting commemorating John (Jack) W. Hurd's 14 years of service as Selectmen. During his 14 years of dedicated service, Jack was involved with many different committees/boards and community events. Everyone thanked Jack and wished him luck in his campaign for Town Clerk.

Mr. Greeley thanked everyone for their support to the Greeley family in the sudden death of Brian Greeley.

FOR APPROVAL

1. CONSENT AGENDA (one vote required for approval of all items)

a. Minutes of Meetings: March 14, 2011

Ms. Rowe moved approval.

SO VOTED (4-0-1)

Mr. Greeley abstained.

b. APPOINTMENTS

New Election Workers

George Marootian, 39 Johnson Road, U, Pct. 11

Catherine O'Rourke, 123 Oakland Avenue, D, Pct. 16

Gerald McCarthy, 156 Waverly Street, U, Pct. 19

Ms. Rowe moved approval.

SO VOTED (5-0)

7:15 p.m. Public Hearing

2. Request: New Stockholders (additional stockholders added to company)

Y Plus Y, Inc. (Jason Zhen Ye, Kang Zhu Chen, Shu Ying Zeng, Li Guang Te)

d/b/a Fusion Taste

Wei Jia, Esq.

Mr. Greeley moved approval.

SO VOTED (5-0)

3. Request: All Alcohol Package Store License (in place of the Beer & Wine License)

Menotomy Beer & Wine, Inc. (Beth Bergstrom, Tracy Duggan)

Joseph M. Fahey, Esq.

Mr. Greeley moved approval subject to conditions set forth.

SO VOTED (5-0)

4. Discussion: Retiree Health Insurance Reductions

Al Tosti, Finance Committee, Chairman

(tabled from 3/14/11 meeting)

Mr. Tosti requested that the Board vote on the following issues:

- a) the OPEB Fund allocation of \$155,000. be put in the general fund to help with the deficit for this year.
- b) the retiree contribution for healthcare is increased from 15% to 25%.

Mr. Greeley asked that Mr. Tosti's requests be split into separate votes.

Mr. Bilafer, Chair of the Arlington Retirement Board, requested that the Selectmen honor the original agreement of allocating funds to the OPEB Fund and what a break in trust if the Board votes the funds to the General Fund. He also pointed out that he recently honored the agreement by voting no to COLA pay raises for retirees-he was one of only three towns out of the State that did. The majority of Selectmen agreed that in response to the budget deficit it was necessary to alter the agreement for this year.

Ms. Rowe moved favorable action on allocating OPEB monies to the General Fund.

SO VOTED (4-1)

Ms. Mahon voted in the negative.

After much discussion, it was unanimously agreed that more information was needed as a means testing for retirees to see the effects of a healthcare contribution increase before voting on it. The Selectmen also agreed negotiations between the Town Manager and the Unions should be complete first.

Mr. Greeley moved to table until negotiations are completed.

SO VOTED (5-0)

LICENSES & PERMITS

- 5. Request: Permit to March
Eric Berger, East Arlington Concerned Citizens Committee
Mr. Berger withdrew his request.

6. CITIZENS OPEN FORUM

There were no matters presented for consideration of the Board.

TRAFFIC RULES & ORDERS/OTHER BUSINESS

- 7. Request: Six Spaces On Street Overnight Parking on Park Avenue
Nicholas Zevitas, property owner, 1269-1271 Massachusetts Avenue
After discussion on where Mr. Zevitas has tried to rent parking, the Selectmen agreed they would work with Mr. Zevitas to help secure parking via private parties.
Ms. LaCourt moved to table.

SO VOTED (5-0)

- 8. Report: Friends of Fox Library
Hilary Rappaport

Ms. Rappoport stated that the Friends of Fox will provide financial assistance again this year, but if an override is passed they expect the Town Manager to provide funding for Fox.

Mr. Greeley moved receipt of report.

SO VOTED (5-0)

- 9. Vote: Approval of Conservation Restriction, Elizabeth Island
Nellie Aikenhead, Arlington Land Trust
(tabled from 3/14/11 meeting)
Ms. LaCourt moved approval of the conservation restriction.
Ms. Rowe recused herself from the vote.

SO VOTED (4-0-1)

- 10. Discussion: Long Term Planning Committee Suggestions
Annie LaCourt, Vice Chair

Ms. Rowe stated the idea is right, but would like the verbiage of the override questions rewritten to be more easily understood with the PAYT question placed first.

Mr. Greeley moved receipt of the committee suggestions with the agreement to have it as a vote at the 4/4/11 meeting along with a setting of a date.

SO VOTED (5-0)

11. WARRANT ARTICLE HEARINGS

Article 13 Zoning Bylaw Amendment/Affordable Housing Requirements

Mr. Greeley moved to table.

SO VOTED (5-0)

Article 14 Zoning Bylaw Amendment/Affordable Housing Requirements, Definitions, Units
Mr. Greeley moved favorable action. SO VOTED (5-0)

Article 31 Home Rule Legislation/Group Insurance Commission
Mr. Sullivan requested the Board delay a vote until after legislative decision this year.
Ms. Hanson, 11 Webster St. and a teacher representative, requested also that the Board wait until the legislation decides this year.
Ms. Rowe moved a will report. SO VOTED (5-0)

Article 32 Home Rule Legislation/Group Insurance Commission Health
Reimbursement Accounts
Ms. Goodman, 31 Walnut St. and a member of the FY Arlington Steering Committee, requested that the Board vote in favor of establishing health reimbursement accounts should the Town go into the GIC.
Mr. Greeley moved favorable action. SO VOTED (5-0)

Article 44 Amend Town Manager Act/Consolidated Town-School Human Resource Department
Mr. Hurd moved favorable action. SO VOTED (5-0)

Article 45 Bylaw Amendment/Consolidated Town-School Human Resource
Department
Mr. Hurd moved no action. SO VOTED (5-0)

Article 46 Bylaw Amendment/Annual Financial Report
Mr. Gilligan, Treasurer and TGRC member, presented a sample copy of a Public Financial Report that the TGRC wants the Town Manager, as a 1 year trial, to send out to the residents. It would be a "to the point" document and financial snapshot at the end of the fiscal year. This will not replace the Annual Report. Mr. Gilligan did request a no action vote for the bylaw amendment, but asked the Board to approve moving forward with the trial.
Mr. Greeley moved no action on the bylaw, but voted to move forward with the trial this year.
SO VOTED (5-0)

Article 47 Amend Town Manager Act/Budget Submissions
Ms. LaCourt moved favorable action with changes in the "comments/Selectmen's Report". SO VOTED (5-0)

Article 48 Bylaw Amendment/Budget Submissions
Mr. Greeley moved no action. SO VOTED (5-0)

Article 49 Create Committee for Long Term Financial Planning
After some discussion on the need of another advisory committee, the Board and Town Manager agreed it was not necessary to add another committee.
Ms. Rowe moved no action. SO VOTED (5-0)

Article 50 Vote/Extend Town Reorganization Committee of 2009
Ms. Rowe moved favorable action. SO VOTED (5-0)

Article 51 Vote/Implementation of Consolidated Town-School Finance Department
Mr. Jones presented this article as a way to eliminate fragmented financial management. He believes that consolidation would be useful in the override showing credibility and transparency for all Town/School finances.
Mr. Greeley moved favorable action and referred article to the TGRC for comment, either at a future BoS meeting or to Town Meeting during warrant discussion.
SO VOTED (5-0)

12. FINAL VOTES AND COMMENTS

Article 28 Home Rule Legislation/Sales of Wine & Malt Beverages in Theatres

- Article 29 Home Rule Legislation/Two Additional Licenses for the Sale of Alcoholic Beverages Not To Be Drunk On Premises
- Article 30 Home Rule Legislation/Exemption of Non-Public-Safety Town Employees from Civil Service
- Article 33 Home Rule Legislation/Wireless Antenna Leases
- Article 52 Revolving Funds
- Article 53 Endorsement of CDBG Application
- Mr. Greeley moved approval of final votes and comments. SO VOTED (5-0)

NEW BUSINESS

All Selectmen reminded the residents to vote this coming Saturday, April 2, 2011 in the Annual Town Election. Mr. Hurd reminded everyone that the Vietnam Veteran's Memorial "Moving Wall" will begin at 5:00 p.m. Thursday, April 15, 2011 and will close at 6:00 p.m. Sunday, April 17, 2011 at the Arlington High Baseball Field. This will be open to the public 24 hours a day - free of charge. Mr. Hurd thanked his associates and the office staff for their hard work for the last 14 years of his Selectmen service.

Mr. Hurd moved to adjourn at 10:10 p.m. SO VOTED (5-0)

A true record: Attest

Mary Ann Sullivan
Selectmen's Office

Next meeting of BoS April 4, 2011.

REFERENCE LIST OF DOCUMENTS - 3/28/11:

- 1) -DRAFT minutes 3/14/11
- New Election Worker Sheets: G.Marootian, C.O'Rourke, G.McCarthy
- 2) -ABCC application for New Stockholders
- Meeting letter
- 3) -ABCC application
- Inspection Reports
- Meeting letter
- 4) -A Tosti/FinCom e-mail request (twofold requests re: retirees)
- C.Foskett letter
- C.Foskett more info: Retiree Health Care: The Brick that Broke Municipalities' Backs
- 5) -E.Berger request letter
- M.Rossi, Esq. letter
- Officer C.Rateau Inspection/Memorandum
- 6) -No Reference Material
- 7) -N.Zevitas request letter
- N.Zevitas meeting letter
- Saxon Realty Letter
- Officer C.Rateau Inspection/Memorandum
- 8) -No Reference Material
- 9) -Conservation Restriction, Acceptance of Grant paperwork
- 10) -5 Year Planning Committee Three Year Override Commitments
- Draft Override questions with Projected Financial Plans

- 11) W.A. #13
 - Warrant Article, J.Rice Comment, B.Sullivan Comment
 - W.A. #14
 - Warrant Article, J.Rice Comment, B.Sullivan Comment
 - W.A. #31
 - Warrant Article, J.Rice Comment, B.Sullivan Comment with 5 Globe Articles, Wicked Local Article, Commonwealth of Mass. GIC Act January 2011
 - W.A. #32
 - Warrant Article, J.Rice Comment, B.Sullivan Comment
 - W.A. #44
 - Warrant Article, J.Rice Comment, TGRC Comment
 - W.A. #45
 - Warrant Article, J.Rice Comment, TGRC Comment
 - W.A. #46
 - Warrant Article, J.Rice Comment, TGRC Comment, Public Annual Financial Report
 - W.A. #47
 - Warrant Article, J.Rice Comment, TGRC Comment
 - W.A. #48
 - Warrant Article, J.Rice Comment, TGRC Comment
 - W.A. #49
 - Warrant Article, J.Rice Comment, TGRC Comment, Town Economic Advisory Group Report
 - W.A. #50
 - Warrant Article, J.Rice Comment
 - W.A. #51
 - Warrant Article, J.Rice Comment, "A Civil Union" Article/Barnstable Report, Town Listing of Elected or Appointed Treasurers
- 12) Final Votes and Comments
- J.Rice Report/Selectmen's' vote