



**Town of Arlington, Massachusetts**  
**730 Massachusetts Ave., Arlington, MA 02476**  
**Phone: 781-316-3000**

**webmaster@town.arlington.ma.us**

## Selectmen's Minutes 02-01-2010

### TOWN OF ARLINGTON BOARD OF SELECTMEN

Meeting Minutes  
 Monday, February 1, 2010

7:15 p.m.

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

Chairman Greeley asked for a moment of silence in memory of Kenneth Spengler, husband of the late Margaret Spengler, former Selectwoman.

#### FOR APPROVAL

1. CONSENT AGENDA (one vote required for approval of all items)
  - a. Minutes of Meetings: December 14, 2009  
 Ms. Rowe moved to table until February 22, 2010 SO VOTED (4-0)
  - b. Approval: Vacation Carryover  
 Brian F. Sullivan, Town Manager
    - c. Request: One Day All Alcohol License, 5/7/10, Dallin School Auction @ Masonic Lodge, 19 Academy Street  
 Mary Rowen Horgan, Co-Chair
  - d. Reappointments: Arlington Preservation Fund  
 Andrew S. Fischer  
 (term to expire 2/2013)  
 Alexander Frisch  
 (term to expire 2/2013)  
 Amy Lee Slade  
 (term to expire 2/2013)  
 Ms. Rowe moved approval. SO VOTED (4-0)
2. Verizon Petition No. D09-68, Highland Avenue  
 John Callahan, Specialist, Right of Way  
 Ms. Rowe asked Mr. Callahan if he could have a representative from Verizon come before the Board to discuss the installation of the 100' cell tower to be installed in Belmont.  
 Ms. Rowe also asked Mr. Callahan if he would have someone look at all the sagging wires on Academy Street.

Mr. Hurd moved approval.

SO VOTED (4-0)

3. Discussion: Quarterly Financial Reports

Ruth Lewis, Comptroller

(tabled from 12/14/09 meeting)

The Board thanked Ms. Lewis for the detailed report and will look forward to her quarterly reports.

Ms. Rowe moved receipt of report.

SO VOTED (4-0)

4. Vote: MWRA Sewer Project Borrowing

Stephen Gilligan, Treasurer & Collector of Taxes

The Board of Selectmen voted to approve the MWRA Local, Assistance Loan in the form of a grant and borrowing. This vote is in keeping with the Town's Water & Sewer Phase 7 1/1 Projects under the Town Manager and direct supervision of the Department of Public Works.

VOTED: that the sale of the \$131,120 Sewer Bond of the Town dated February 22, 2010, to the Massachusetts Water Resources Authority, as recommended by the Town Treasurer, is hereby confirmed and the Town Manager is authorized to execute on behalf of the Town a Loan Agreement and a Financial Assistance Agreement with the Authority with respect to the bond.

Ms. Rowe moved approval.

SO VOTED (4-0)

**7:30 p.m. Public Hearing**

5. Discussion: Disabled American Veterans Club, Possible Violations

Juliana Rice, Town Counsel

The Board voted to suspend the Club's license for three days after it was determined that the DAV violated ABCC regulations by permitting an illegality to take place on its premises and violated state law governing the terms of its license by selling alcohol to a person who is neither a member of the club nor the guest of a member. Said closure will take effect February 9, 10 and 11, 2010. A three-day suspension is a common punishment for first offenses.

The Board also asked the Town Manager to ask the Police Department to educate other clubs in complying with legal requirements.

Ms. Rowe moved approval.

SO VOTED (4-0)

6. Vote: Special Town Meeting, 5/10/10

Kevin F. Greeley, Chair

The Board voted to call a Special Town Meeting on May 10, 2010.

The Permanent Town Building Committee will be inserting a Warrant Article regarding the Central and Highland Fire Stations and the Community Safety Building. Also, the Town needs to approve the FEMA Flood maps.

Ms. Rowe moved approval.

SO VOTED (4-0)

7. Opening of Special Town Meeting Warrant

Juliana Rice, Town Counsel

The Board voted to open the Warrant for one day, February 9, 2010 from 8:00 a.m. to 4:00 p.m.

Ms. LaCourt moved approval.

SO VOTED (4-0)

**APPOINTMENTS**

8. Appointment: Commission on Disabilities

John Bean

(term to expire 1/31/13)

The Board thanked Mr. Bean for his willingness to serve on said Board.

Mr. Hurd thanked Mr. Bean and his staff for cleaning the snow and ice from all the corners after the recent snow storm.

The entire Board stated they appreciate all the work the Public Works does for the residents of the Town.

Ms. LaCourt moved approval.

SO VOTED (4-0)

9. Discussion: Retirement/Resignation of Town Clerk

Kevin F. Greeley, Chair

Mr. Greeley accepted Ms. Rainville's letter of retirement with regret and congratulated her for her many years of dedicated service to the Town. The Selectmen will need to appoint an Interim Town Clerk until an election can be held in April, 2011.

The Selectmen will be accepting applications and resumes thru February 18<sup>th</sup>. Mr. Greeley stated the Board would appoint an Interim Town Clerk at their meeting on February 22<sup>nd</sup>.

**LICENSES & PERMITS**

10. Request: Common Victualler License Transfer

Magdalena Pizarro d/b/a La Posada Restaurante, 1312 Massachusetts Ave

Mr. Hurd moved approval.

SO VOTED (4-0)

11. AHS Young Democrats Club

Molly Lobel

Olivia Munson

Emily Fuller

Approximately 200 students appeared before the Board and asked the Selectmen to place an Override on the ballot in April so that teachers and programs will not be cut at their school. Molly Lobel stated that without an override the public schools will take a dramatic turn for the worse. Olivia Munson stated the students are ready to help with an effort to get a Proposition 2 ½ passed. She stated that "we'll go door to door, we'll make phone calls, we will do anything in our power" to get the override passed. Chairman Greeley told the students that during the 2005 override campaign, town officials promised not to come back to the voters for another override until the five-year financial plan was complete. The five-year financial plan ends this June. Chairman Greeley invited the students to attend the Budget and Revenue Task Force meeting on February 22<sup>nd</sup> at which time the committee will be discussing whether to ask for an override and also invited them to attend the Selectmen's Meeting immediately following the Budget and Revenue Task Force Meeting.

12. **CITIZENS OPEN FORUM**

Any matter presented for consideration of the Board shall neither be acted upon, nor a decision made the night of the presentation in accordance with the policy under which the Open Forum was established.

Amy Speare, Lisa Dinsmore, Kimberly Kapner and Danuta Forbes appeared before the Board representing a newly formed Yahoo group in town called Arlington FY11. Since its inception just 2 ½ weeks ago, over 200 people have joined their active group and are participating in an exchange of ideas. They have come together because of their concerns over the school budget and the town's budget as well. Ms. Speare stated that people are feeling uncertainty about things they used to have confidence in, especially our highly rated schools. She stated that in the last few years, there has been an influx of young families attracted to Arlington by these schools. They are concerned for the future of our schools and our town.

They look forward to observing and participating in the discussion about our town and schools. They do not suggest to fund the schools at the expense of town services, but rather they would like to see a thoughtful debate about how the entire town can work together during this difficult period. Chairman Greeley thanked the group for appearing before the Board and invited them to attend the Budget and Revenue Task Force Meeting on February 22<sup>nd</sup>. He stated at said meeting they will be discussing a new five year financial plan and when it would be best to ask for another override.

Shawn Harrington, 31 Lafayette Street, appeared before the Board to petition their support in his efforts to have the Pledge of Allegiance recited daily in every class room.

Chad Gibson, 35 Varnum Street, appeared before the Board and stated he would be willing to work with the Town in counting all the Verizon double poles in East Arlington. The Board thanked Mr. Gibson and told him the Public Works

Director would be in contact with him.

### 8:15 p.m.

#### 13. East Arlington Parking Study, Walker Parking Associates

Carol Kowalski, Director of Planning and Community Development

Laura Wiener, Senior Planner

Andy Hill, Walker Parking Associates

Larry Koff, Commercial Development Plan Consultant

Andy Hill, Senior Consultant for the The Walker Parking Study presented and analysis, findings and recommendations for the east Arlington district in support of the Arlington Commercial Development Plan. Mr. Hill stated that the parking survey found that there are 945 spaces in the area, and there are roughly 96 legal parking spaces on Massachusetts Avenue.

Mr. Hill recommended creating a parking commission, installing meters that issue time-stamped parking passes and establishing a permit system for employees and residents. Mr. Hill wants to encourage visitors, but discourage commuters who park in the neighborhood and then walk to Alewife Station.

Mr. Hurd moved to refer Walker's study to the Traffic Advisory Committee.

SO VOTED (4-0)

Mr. Chad Gibson, 35 Varnum Street stated he thought it was a good presentation and would like to be included at the table when the TAC has a meeting.

Alan Dawden, owner of a condo unit at 180 Massachusetts Avenue, asked that the Selectmen implement a program step by step, taking it slowly while carefully regulating side streets for parking purposes.

### Correspondence Received

Michael S. Carney & Family      Request for Renaming Rink  
54 Orvis Road

Be Rec'd

Stephanie L. Lucarelli      Appointment of Interim Town Clerk  
Assistant Town Clerk

Be Rec'd

Michèle M. Meagher      Appointment of Interim Town Clerk  
131 Franklin Street

Be Rec'd

Ms. Rowe moved receipt of correspondence.

SO VOTED (4-0)

### New Business

Mr. Sullivan reported that Michael Byrne, Director of Inspectional Services, hosted a meeting on Thursday, January 28<sup>th</sup>, to discuss the new Energy Code and the Local Option "Stretch Energy Code currently being considered for Arlington. The new Energy Codes will impact both new construction and remodeling projects in the near future and if adopted the Stretch Code would have some further impacts on these same projects. Mr. Byrne reported the meeting was well attended.

Mr. Sullivan reported Mary Ellen Loud, Librarian, received the Annual Martin Luther King, Jr. Birthday Celebration Committee Community Recognition Award for fostering diversity as the Library Director.

Mr. Greeley moved to adjourn at 10:20 p.m.

SO VOTED (4-0)

**A true record: Attest**

**Marie A. Krepelka**  
**Board Administrator**

**Next Meeting of BOS February 22, 2010.**

