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Selectmen's Minutes 07-16-2007

**TOWN OF ARLINGTON
 BOARD OF SELECTMEN**

Meeting Minutes
 Monday, July 16, 2007
 7:15 p.m.

Present: Ms. LaCourt, Chair, Mrs. Mahon, Vice Chair, Mr. Greeley, Mr. Hurd, and Ms. Rowe.
 Also present: Ms. Galkowski, Acting Town Manager, Mr. Maher, and Mrs. Sullivan.

APPOINTMENTS & REAPPOINTMENTS

1. Appointment: Historic District Commissions
 Gregory Dubell
 Thomas Smurzynski
 (terms to expire 6/10)
 Mr. Hurd moved approval. SO VOTED (5-0)

2. Reappointment: Board of Library Trustees
 Francis Murphy
 (term to expire 5/24/10)
 Mrs. Mahon moved approval. SO VOTED (5-0)

3. Reappointment: Board of Youth Services
 Donna Dolan
 (term to expire 7/30/10)
 Mr. Hurd moved approval. SO VOTED (5-0)

4. Reappointment: Conservation Commission
 Nathaniel Stevens
 (term to expire 7/19/10)
 Mrs. Mahon moved approval. SO VOTED (5-0)

7:15 p.m.

5. Request: Alteration of Premises
 Richardo J.M. Mermet, Manager, El Tango, Inc. d/b/a Tango Restaurant, 464-466 Mass. Ave.
 Mr. Greeley moved approval. SO VOTED (5-0)

7:30 p.m.

6. Board of Survey

Brattle Lane

This request was withdrawn and will be heard at the 8/13/07 meeting.

FOR APPROVAL

7. Approval: Board of Survey Policies and Procedures

John Bean, Director DPW

A. Approval process for a new roadway

B. Plan requirements for new roadway

Mr. Bean outlined the draft proposal highlighting several changes. After some discussion on a couple of additional items the Selectmen wanted:

-A, paragraph 5: add ... and The Board of Survey

-A, paragraph 8: add ... 1-week prior to meeting, they agreed it would be best to vote on it at the August 13th meeting.

-A, paragraph 9: add...developer is required to meet with abutters.

Mrs. Mahon moved receipt of report. SO VOTED (5-0)

8. **Minutes of Meeting:** June 18, 2007

Mrs. Mahon moved approval. SO VOTED (5-0)

Mrs. Mahon thanked Ms. Gloria Turkall for her work at the last Selectmen's meeting and at the Summit II meeting.

LICENSES & PERMITS

9. Request: Drain Layer License

John Thomas & Darrell Paille, TLT Construction Corp., One Pope St., Wakefield

Mr. Hurd moved approval. SO VOTED (5-0)

10. Request: Drain Layer License

Richard Russo, Carusso Corporation, 320 Charger St., Revere

Mr. Hurd moved approval. SO VOTED (5-0)

11. **CITIZENS OPEN FORUM**

These matters were presented for consideration of the Board.

Jeanne Leary, Co-Chair of the Summer Street Neighborhood Association, came to thank and publicly state that Mr. Thomas Caccavaro has worked with the Association on many issues and he went above and beyond the call of duty to help with the issues.

Nancy Ortwein, 135 Medford St., spoke in favor of Mr. Caccavaro and requested that the Selectmen reconsider their prior decision of not re-appointing Mr. Caccavaro to the Parks & Recreation Commission.

Brian Greeley, 15 Temple St., spoke in favor of Mr. Caccavaro and protested the decision of not re-appointing Mr. Caccavaro to the Parks & Recreation Commission.

Bob Radochia, 45 Columbia Rd., spoke in favor of Mr. Caccavaro and asked the Board to reconsider their vote.

Ed Campbell, 77 Hathaway Circle, spoke against Mr. Caccavaro and felt Mr. Caccavaro did not warrant re-appointment.

Mr. Greeley commented that this was a 3 Commissioner problem and that people can't choose who they deal with on commissions and that Mr. Caccavaro has done no more than hundreds of others on other commissions. Mr. Greeley asked that Ms. LaCourt and Mrs. Mahon speak on their reasons why they did not support the re-appointment that at the last meeting Ms. Rowe had talked for Ms. LaCourt and Mrs. Mahon.

Mrs. Mahon stated that her reason for not re-appointing was that the problem had gone on for over 2 years and went to far, to the point an attorney was involved and a settlement agreed upon. Mrs. Mahon commented that she asked Mr. Sullivan to not put the re-appointment through and it is the Town Manager who put Mr. Caccavaro through this public forum. Mrs. Mahon apologized to Mr. Caccavaro's supporters but said that Mr. Caccavaro insisted it be a public forum. Ms. LaCourt stated her reason for not re-appointing was that she does not agree with the losing of tempers and that the behavior went well beyond where it should have gone, tensions went beyond a point, and Mr. Caccavaro's behavior was unacceptable. This was a business decision not personal against Mr. Caccavaro.

Mr. Hurd stated he had read a long list at the last meeting to demonstrate Mr. Caccavaro's contributions, that he has worked on many committees and completed a lot of things. Mr. Hurd further stated that one of his colleagues on the Board was making faces (it was on the TV/tape) while he was reading the list, which is a similar reason to why Mr. Caccavaro is not being re-appointed. Mr. Hurd said he was aware of the issues but had spoken to the Department Head about it and went on his word. Mr. Hurd said yes it was on the agenda but had heard and wanted Mrs. Mahon to verify that at the Sons of Italy she had told Mr. Caccavaro she would support him if the Town Manager named him as a re-appointment.

Mr. Hurd said that he knows Mr. Caccavaro would not have come to the meeting to be embarrassed, that he believed Mrs. Mahon would support his re-appointment. He also mentioned that if three Selectmen had discussed this vote prior to the last meeting then it would be against the Open Meeting Law.

Ms. Rowe stated that she had seen rudeness at two different times from Mr. Caccavaro and that this re-appointment has been discussed many times. She had requested that this be done in private because it was hurtful to Mr. Caccavaro's family and friends and she was horrified to see it on the agenda but she would not change her vote.

Mr. Greeley disagreed with Ms. Rowe that he had not spent much time talking about this re-appointment and not as much time discussing it as other business that's been on agendas. He stated that the concept of volunteerism is very important and in the future he would like more evidence in writing if a candidate for re-appointment is not re-appointed. Mr. Greeley reported that he has gotten calls for and against this re-appointment and he feels it is better to teach how to get along rather than punish.

Mr. Hurd asked Mrs. Mahon again if she did or did not tell Mr. Caccavaro she would vote for him-he wanted clarification.

Mr. Hurd said that Mrs. Mahon didn't understand why it was on the agenda and he wanted to point out that three people told Mr. Caccavaro they would support him.

Mrs. Mahon replied she would not speak to the question.

Ms. LaCourt stepped in to clarify, that she had asked Mr. Sullivan to resolve the Park and Recreation Commission issue and Mr. Sullivan could not resolve it so he placed both re-appointments on the agenda for a vote.

Mr. Greeley asked Mr. Caccavaro if he would like to speak, and he said yes.

Mr. Caccavaro said he would like to speak to a few points. Mr. Caccavaro said he did see Mrs. Mahon and George Laite at the Sons of Italy and Mrs. Mahon told him that if everyone could work together and get along she would support him. Mr. Caccavaro assured her that the issue was long over for him and he felt assured she would support him. He also said that he did not insist that the re-appointment be a public forum, especially not to publicly bash him. Mr. Caccavaro pointed out that what the Board was doing to him was the same as what they were accusing him of doing and was the reason he was not being re-appointed. Mr. Caccavaro stated that he has worked on many Boards with no problems, there is a lot more to this story that should be looked into- he accepts 50% of the blame but not 100%. Mr. Caccavaro stated that he doesn't always play by the rules but he gets things done, he does not lie, and he thanked the Board of Selectmen.

Mr. Greeley moved for reconsideration of the prior vote to re-appoint Mr. Caccavaro to the Park and Recreation Commission.

SO VOTED (2-3)

Ms. LaCourt, Mrs. Mahon, and Ms. Rowe voted in the negative.

John Mahoney, Precinct 21, requested approval to memorialize the lobby of the Veteran's Memorial Skating Rink in memory of his late father, Edward Mahoney, who was involved in many programs and associations all geared towards helping youth in the community.

Mr. Hurd made a motion to refer this request to memorialize the lobby of the Veteran's Memorial Skating Rink in honor of Ed Mahoney to the Public Memorial Committee and to include a letter to the State Representatives and State Senator.

SO VOTED (5-0)

TRAFFIC RULES & ORDERS/OTHER BUSINESS

12. Request: On Street Handicap Parking, 36 Thorndike St.

Michael Malto

Mr. Greeley moved approval. SO VOTED (5-0)

13. Request: Memorializing Pvt. Thomas F. Maguire – United States Army
Alexander J. Salipante, Chair, Arlington Public Memorials Committee
Mr. Hurd moved approval. SO VOTED (5-0)
14. Presentation: Open Space Plan
Ann LeRoyer
Mr. Greeley moved receipt of report. SO VOTED (5-0)
15. Vote: Year End Inter Departmental Transfers
Stephen J. Gilligan, Treasurer
Mr. Hurd moved approval. SO VOTED (5-0)
16. Discussion: Draft of Pilot Green Dog Program for Arlington
Clarissa Rowe, Selectman
Mr. Greeley moved receipt of report and that Ms. Rowe continue research and conduct public meetings. SO VOTED (5-0)

Correspondence Received

John F. Maher Town's acceptance of MGL, Ch 39, §23D Be Rec'd
Town Counsel

Chuck Pappas Resignation from TAC Be Rec'd
20 Grand View Rd.

Mr. Greeley moved receipt of correspondence. SO VOTED (5-0)
Mrs. Mahon requested Mr. Maher to communicate to all the Boards, Committees and Commissions their responsibility of videotaping, audio taping, or transcribing all meetings re: the Town's acceptance of the above mentioned MGL, CH 39.

NEW BUSINESS

Ms. Rowe made a motion to have Kevin O'Brien, Director of Planning, send another letter re: the Belmont Uplands. SO VOTED (5-0)

Ms. Rowe reported that the Cemetery Commission has met and instituted a buy-back program for unused plots and Cooke's Hollow and other locations are being researched for cremation/ash locations.

Ms. Rowe reported that Mr. Sullivan is assigning the increase in burial fees, to an outside auditor for analysis.

Ms. Rowe reported that the State has appropriated \$100,000 for a study of the Amelia Earhardt Dam, with a possibility of installing a pump, which will have tremendous positive effects for Arlington during flooding. She thanked Rep. Brownsberger for his support in this matter.

Mrs. Mahon asked Mr. Bean to report on what user-fee monies would be spent where and/or on what.

Mrs. Mahon reported that she, Ms. Rowe, Mr. Connelly and Mr. Sullivan attended a meeting re: Dilboy Field and the Arlington concerns of direction of lights and volume of loud speakers. Mr. Connolly, Director of Recreation, is working with Somerville on a field user's manual, rules and regulations. Mrs. Mahon reminded everyone that Dilboy Field is a regional facility, which Arlington can use. Mrs. Mahon with Ms. Rowe spoke suggesting sound proof tiles could be used to help shield Arlington from noise and made a motion to request appropriations from Legislature for this project. SO VOTED (5-0)

Mrs. Mahon requested Mrs. Galkowski to:

- Contact the State liaison regarding the State paying for a new grandstand at the park near Bow Street.
- More back up information concerning the letter from Mr. Sullivan on July 11th requesting a red line extension to Arlington.
- To get a cemetery report regarding progress and space suggestions.
- Remind Mr. Sullivan to work with Senator Haven to arrange a meeting with the new DCR Director on the proposed bike path on the Somerville side and report back to the Board.
- Request Mr. Sullivan and Mr. O'Brien for a Symmes property break down on finances (expected revenues, final agreement outcomes etc.).

- Clarification on the Town Meeting approved recycle coordinator's part time pay.

Mrs. Mahon asked Paul West and Lakis Koulouris, of the Arlington Studio to report back on the live cable broadcast recording problems for the Selectmen Meetings.

Mrs. Galkowski reported that the State figures that were released came in very closely to the earlier projected figures.

Mrs. Galkowski announced that the capital planning process would be starting September 7th.

Mr. Greeley announced that Trish Bertuccio, from the Arlington Advocate was leaving to pursue a different job in New York; he thanked her and wished her well.

Mr. Greeley also reminded everyone of the 200th Anniversary Committee Family Field Day on September 29th, he encouraged everyone to attend and announced the Selectones will be there to sing.

Mr. Hurd requested a future agenda item to address multiple safety concerns on the Minuteman Trail. Ms. LaCourt noted that she will be calling together a meeting regarding snow removal along the bike path with abutters and that perhaps both issues could be discussed. Mr. Hurd and Ms. LaCourt will work on this for a possible September meeting.

Mr. Hurd reported that the Awards Committee has met several times and needs to push the ceremony from October to November.

There will be more information forthcoming.

Mr. Hurd thanked and praised Mr. Dodge, Public Works Department, and the Fire Department for their quick response to tree branches and limbs that were broken off in the past windstorm.

Ms. LaCourt reported that Steve Mazzola has been appointed the Chief Technical Officer. It is a friendly arrangement between the Town and the School sides, with his salary mostly coming from Town side funds and a smaller portion coming from the School side funds. Mrs. Mahon requested an organizational chart showing the reporting and pay structure. Mr. Hurd requested more information on responsibilities from whom on both the Town and School sides. Ms. Galkowski replied that Mr. Sullivan would be working on this with Mr. Mazzola. Mr. Hurd suggested that Mr. Sullivan, Mr. Mazzola, Ms. Lewis, and Mr. Levenson meet to work on the responsibilities and reporting issues. Ms. LaCourt requested this topic be a September agenda item.

Ms. LaCourt reported that the Mass. Ave. review committee is in place. Ms. Rowe stated that the money in the budget is for roadway improvement only; other projects should be looked at quickly to see what other appropriations need to be requested.

Ms. Galkowski said that Kevin O'Brien, Planning Department, is checking into what money is available for what.

Mrs. Mahon moved to adjourn at 9:45 PM.

Next meeting of BOS Monday, August 13th

A True Record: Attest:

Respectfully submitted by Mary Ann Sullivan