



Select Board Meeting Minutes

Date: September 12, 2022

Time: 7:15PM

Location: Select Board Chambers for Select Board and Staff. Members of the Public may access the meeting by Zoom and ACMI.

Present: Mr. Diggins, Chair, Mrs. Mahon, Vice Chair, Mr. Hurd, Mr. DeCoursey, Mr. Helmuth

Also Present: Mr. Pooler, Mr. Heim, Ms. Maher

1. Executive Order on Remote Participation

Mr. Diggins opened the meeting by stating the Commonwealth passed on February 15, 2022, an act relative to extending certain COVID-19 measures adopted during the state of emergency, which among other things, allows public meetings to be conducted remotely until July of 2022. Tonight's meeting is being conducted via Zoom, is being recorded and is also being simultaneously broadcasted on ACMI. As such, all business will be conducted by roll call vote. Persons wishing to join the meeting by Zoom may find information on how to do so on the Town's website. Persons participating by Zoom are reminded that they may be visible to others and then if you wish to participate, you are asked to provide your full name in the interest of developing a record of the meeting. Further, all participants are advised that people may be listening who do not provide comment, and those persons are not required to identify themselves. Finally, both zoom participants and people watching on ACMI can follow the posted agenda materials, also found on the Town's website using the Novus agenda platform.

2. Land Acknowledgment

Mr. Diggins read the land acknowledgement that the Board supported last Spring in Town Meeting approved through a resolution and which is also contained on the Town's website. We acknowledged that the Town of Arlington is located on the ancestral lands of the Massachusetts tribe, the tribe of indigenous peoples from whom the colony, province and Commonwealth have taken their names. We pay our respects to the ancestral bloodline of the Massachusetts tribe and their descendants who still inhabit historic Massachusetts territories today.

PROCLAMATIONS

3. Hunger Action Day

Andi Doane, Executive Director of Arlington Eats appeared before the Board and stated that she appreciates the Board taking the opportunity to declare September 23rd as Hunger Action Day in Arlington. Ms. Doane noted that many of our fellow neighbors struggle from food insecurity and it is important as a community that we acknowledge and take action in a variety of ways to reduce and eliminate hunger in our communities.

Mr. Hurd moved to approve.

A roll call vote was taken on the motion by Mr. Heim.

- Mr. Hurd: yes
- Mr. Diggins: yes
- Mr. Helmuth: yes
- Mrs. Mahon: yes
- Mr. DeCoursey: yes

SO VOTED (5-0)

CONSENT AGENDA

4. Request: Contractor/Drainlayer License

Monarch Pavement
Emily Sacca
101 Cambridge Street
Burlington, MA 01803

5. Request: Special (One Day) Beer & Wine License, 9/17/22 @ Arlington

Reservoir For Arlington Town Day 5k
Brian Burke, Burke's Alewerks

6. Request: Special (One Day) Beer & Wine License, 9/24/22 @ Robbins Memorial

Town Hall For a Private Event
Armine Humphrey/ Erebuni Armenian School

Mr. Helmuth moved to approve.

A roll call vote was taken on the motion by Mr. Heim.

- Mr. Hurd: yes
- Mr. Diggins: yes
- Mr. Helmuth: yes
- Mrs. Mahon: yes
- Mr. DeCoursey: yes

SO VOTED (5-0)

PUBLIC HEARINGS

7. 7:15 p.m. Governor Road Betterment

- a) Request: Repair to Private Way
 - b) Betterment Order
- Sheila Connerney, Resident

Ms. Connerney appeared before the Board and stated that she is a resident of Governor Road and is requesting the Board's approval to have the work done on their street. Ms. Connerney stated that they have found a contractor and are just waiting for the approval from the Town to move forward.

Mr. Hurd moved to approve.

A roll call vote was taken on the motion by Mr. Heim.

Mr. Hurd: yes
Mr. Diggins: yes
Mr. Helmuth: yes
Mrs. Mahon: yes
Mr. DeCoursey: yes

SO VOTED (5-0)

OPEN FORUM

No hands were raised.

TRAFFIC RULES & ORDERS / OTHER BUSINESS

- 8. DEI Update - Community Equity Audit
Jillian Harvey
Director of Diversity, Equity & Inclusion Division

Mrs. Mahon moved to table.

A roll call vote was taken on the motion by Mr. Heim.

Mr. Hurd: yes
Mr. Diggins: yes
Mr. Helmuth: yes
Mrs. Mahon: yes
Mr. DeCoursey: yes

SO VOTED (5-0)

- 9. Appeal of Tree Warden Decision Re: Non-Removal of Honey Locust Tree @ 261 Hillside Avenue
Rob and Eileen Gainfort

Mr. Heim provided the Board with the following information regarding public shade trees. The Town includes in the fee for a public shade tree removal, removal of the tree and the planting of a replacement tree. As a matter of course, if you cut down a public shade tree through an appeal or otherwise, a replacement tree has to be planted. Mr. Heim noted that there was some question as to whether or not the replacement tree had to be in the tree belt or if you could have a setback tree. Mr. Heim confirmed that you can have a setback tree which is a tree that is placed on private property but is treated as a public

shade tree owned by the Town. Mr. Heim confirmed that there is a 20-foot width limitation in the Town Bylaws for driveways and if you would like to add an additional second driveway this would need relief from the Zoning Board of Appeals. Mr. Lecuire, Arlington's Tree Warden appeared before the Board and stated that under MGL Chapter 87 if this public shade tree were to be approved for removal by the Select Board the petitioner would be responsible to remove the tree, grind the stump below grade and replace the DBH inches; Mr. Lecuire stated that the Town has a value of \$375 per DBH. Mr. Lecuire stated that this doesn't necessarily mean that the applicant would have to do one of the other but would have the opportunity to both plant and pay into the fund. Mr. Lecuire stated that the Town of Arlington is working with the Tree Committee on the possibility of replanting in the setback but at this time there is no finalized policy for this. Mr. Lecuire explained that Chapter 87 of MGL states that where a tree comes down a new one must be planted in the vicinity, and it has been his practice to replace the inches as close as possible to where the tree has been taken down. The Board had some question regarding process and if this approval should be before the Zoning Board of Appeals before the Select Board. Mr. Gainfort appeared before the Board and reiterated the need for the removal of this tree and his commitment to replace and replant trees if this were to be approved.

The following members of the public spoke:

Steve Moore, Piedmont Street

Keith Schenbly, Webcowet Road

Susan Stamps, Grafton Street

Don Seltzer, Irving Street

Mara Vatz, Warren Street

The Board agrees that they need an opinion of the Zoning Enforcement Officer as to whether this project would be considered an as of right project or a special permit project. If this is considered a special permit project the applicant will need to appear before the Zoning Board of Appeals before the Select Board.

Mr. Hurd moved to table until determination is made by the Building Commissioner as to whether or not this is an as of right or special permit project.

A roll call vote was taken on the motion by Mr. Heim.

Mr. Hurd: yes

Mr. Diggins: yes

Mr. Helmuth: yes

Mrs. Mahon: yes

Mr. DeCoursey: yes

SO VOTED (5-0)

10. Review/Approval of 2022/2023 Select Board and Town Manager Goals

Lenard T. Diggins, Chair

Sandy Pooler, Town Manager

The Board thanked the Chair and the Manager for conducting the goals meeting as well as putting together the comprehensive report of the goals.

Mr. Hurd moved to approve.

A roll call vote was taken on the motion by Mr. Heim.

Mr. Hurd: yes
Mr. Diggins: yes
Mr. Helmuth: yes
Mrs. Mahon: yes
Mr. DeCoursey: yes

SO VOTED (5-0)

11. Discussion: Future Select Board Meetings

The Board voted the following meeting dates:

Thursday, October 13, 2022
Monday, October 24, 2022
Monday, November 7, 2022
Monday, November 21, 2022
Monday, December 5, 2022
Wednesday, December 21, 2022 @ 6:00p.m.

CORRESPONDENCE RECEIVED

12. Traffic Concerns at Multiple Intersections
Ken Mattsson, 382 Massachusetts Avenue

13. Concerns Re: 40B at 1021-1025 Massachusetts Avenue
Patricia Worden

Mrs. Mahon moved receipt and referred 12 to TAC.
A roll call vote was taken on the motion by Mr. Heim.

Mr. Hurd: yes
Mr. Diggins: yes
Mr. Helmuth: yes
Mrs. Mahon: yes
Mr. DeCoursey: yes

SO VOTED (5-0)

OPEN FORUM

No hands were raised.

NEW BUSINESS

Mr. Heim noted that Jessica Sparks, workers compensation claim coordinator for the Legal Department started the MMA Municipal Certificate Program. Mr. Heim is grateful to the town for providing the opportunities for continuing education opportunities its staff.

Mr. Pooler stated that he will be at the ICMA conference in Columbus Ohio from Sunday – Wednesday of next week.

Mr. Hurd noted that a number of residents from the Hillside Avenue area have complained regarding the recent repaving of the street. Mr. Hurd noted that it does not jive with what Arlington puts forward as a commuter friendly community and this has dramatically reduced the use of the street. Mr. Hurd also wanted to alert the citizens that the fireworks will be held on Saturday this year starting as dusk.

Mr. Helmuth stated that he was looking forward to Town Day on Saturday, September 17th.

Mrs. Mahon asked if at the Board’s next meeting if Mr. Pooler can schedule the new planning director to meet the Select Board. Mrs. Mahon has also noted that she has been approached by a number of citizens concerned about the need for more bike racks at the High School. Mrs. Mahon noted that she has spoke with the Town Manager and Deputy Town Manager regarding this and they are looking into the installation of more bike and scooter racks.

Mr. Diggins noted that the weather for Town Day on Saturday is supposed to be nice. Mr. Diggins mentioned the death of the following people: Moon Landrieu, Mayor of New Orleans, Queen Elizabeth II, and his partners mother noting how much they will be missed.

Mr. Hurd moved to adjourn at 9:27p.m.

A roll call vote was taken on the motion by Mr. Heim.

Mr. Hurd: yes
Mr. Diggins: yes
Mr. Helmuth: yes
Mrs. Mahon: yes
Mr. DeCoursey: yes

SO VOTED (5-0)

Next Scheduled Meeting of Select Board Wednesday, September 28, 2022

A true record attest

Ashley Maher
Office Manager

9/12/2022

Agenda Item	Documents Used
1	Executive Order on Remote Participation
2	Land Acknowledgment
3	Hunger Action Day Proclamation

4	Monarch Pavement Reference
5	Special (One Day) Application
6	Special (One Day) Application
7	2/3 Abutter Approval Abutter Hearing Notice Betterment Order
8	
9	Tree Warden Reference Request for Tree Removal Tree Removal Reference Letters of Objection Letters of Objection 2 Letters of Objection 3
10	Updated Goals FY22-23
11	Oct – Dec Calendar
12	K. Mattsson CR
13	P. Worden CR