

**MINUTES OF BOARD OF SELECTMEN MEETING
MONDAY, NOVEMBER 6, 2017**

Chairman Prisco called the meeting to order at 7:06 p.m. in Room 14 at the Town Hall in the presence of members Mrs. Manupelli, Mr. Schultz, Mr. Mauceri, Mr. O'Leary, and Town Administrator, Michael Gilleberto.

CALL TO ORDER OPEN SESSION

Chairman Prisco called to order the open session at 7:06 p.m.

The Chairman States: "In accordance with the Open Meeting Law, the Board states for the record that this meeting is being recorded by NORCAM and may be recorded by other local media."

The members recited the Pledge of Allegiance.

PUBLIC COMMENT

David O'Neil, 9 Heritage Way addressed the Board regarding the sidewalk snowplowing Bylaw. He is opposed.

Jack Hashem of Hashem Realty, 130 Main Street addressed the Board regarding his opposition of the sidewalk snowplowing Bylaw. He further stated it is not a good idea to promote walking on Main Street since there are no consistent sidewalks.

Matt Donnelly of Reading, business owner on Main Street in since 1995 addressed the Board regarding his opposition of the sidewalk snowplowing Bylaw.

Mr. Gilleberto read a statement regarding the disposal of American Flags at Riverside Cemetery.

PROCLAMATION: VETERAN'S DAY

Mr. Schultz reads the Proclamation.

MR. CHAIRMAN, I MOVE TO SIGN THE VETERAN'S DAY PROCLAMATION.

MOTION BY: MR. SCHULTZ

SECONDED BY: MR. O'LEARY

VOTED: 5-0 (UNANIMOUS)

**VETERANS AFFAIRS COMMITTEE – VOTE TO DISBAND THE VETERANS
AFFAIRS COMMITTEE AND ESTABLISH A VETERANS EVENT COMMITTEE**

MR. CHAIRMAN, I MOVE TO DISBAND THE VETERANS AFFAIRS COMMITTEE AND TO ESTABLISH A VETERANS EVENTS COMMITTEE WITH THE FOLLOWING CHARGE: THE VETERANS EVENTS COMMITTEE WILL COORDINATE, ESTABLISH, AND EXECUTE EVENTS AND ACTIVITIES FOR VETERANS, WARRIORS, THEIR FAMILIES, AND THE COMMUNITY AT LARGE. THE EVENTS AND ACTIVITIES WILL ALSO SERVE AS VENUES TO OUTREACH TO OUR VETERANS AND THEIR FAMILIES PROVIDING THEM WITH INFORMATION ON LOCAL, STATE AND FEDERAL SERVICES AVAILABLE FOR THOSE WHO HAVE SERVED AND SACRIFICIED

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PROTECTING OUR BORDERS. THE COMMITTEE SHALL CONSIST OF 5 VOTING MEMBERS; 1 POSITION FOR A ONE YEAR TERM, 2 POSITIONS FOR A TWO YEAR TERM, 2 POSITIONS WITH A 3 YEAR TERM AND UP TO 5 ASSOCIATE MEMBERS WITH 3 YEAR TERMS, AND FURTHER NON-RESIDENTS WITH DEMONSTRATIVE TIES TO NORTH READING WILL BE PERMITTED TO JOIN THE COMMITTEE.

MOTION BY: MR. SCHULTZ
SECONDED BY: MR. O'LEARY
VOTED: 5-0 (UNANIMOUS)

APPOINTMENTS – VETERANS EVENT COMMITTEE

MR. CHAIRMAN, I MOVE TO APPOINT THE FOLLOWING INDIVIDUALS TO THE VETERANS EVENT COMMITTEE:

NEAL ROONEY III, 13 POMEROY ROAD (TO EXPIRE DECEMBER 31, 2018)

JOSEPH VENO, 11 ROCK STREET (TO EXPIRE DECEMBER 31, 2020)

ALBERT DISALVO, 13 SULLIVAN ROAD (TO EXPIRE DECEMBER 31, 2020)

RICHARD STRATTON, 16 MARSHALL STREET (TO EXPIRE DECEMBER 31, 2019)

ARTHUR COLE, 2111 ARCHSTONE AVE, TEWKSBURY, MA 01876 (TO EXPIRE DECEMBER 31, 2019)

KENNETH RAVIOLI, 205 SWAN POND ROAD (ASSOCIATE MEMBER – TO EXPIRE DECEMBER 31, 2020)

MOTION BY: MR. SCHULTZ
SECONDED BY: MR. O'LEARY
VOTED: 5-0 (UNANIMOUS)

Veterans Services Director, Susan Magner addressed the Board regarding the reasoning for the renaming of the Veterans Affairs Committee. Mrs. Manupelli will give a speech at the Veterans Day Services and Mr. Schultz will read the Veterans Day Proclamation.

MINUTES

MR. CHAIRMAN, I MOVE TO APPROVE THE **OCTOBER 16, 2017** REGULAR SESSION MINUTES AS WRITTEN.

MOTION BY: MR. SCHULTZ
SECONDED BY: MR. MAUCERI
VOTED: 5-0 (UNANIMOUS)

MR. CHAIRMAN, I MOVE TO APPROVE THE **OCTOBER 16, 2017** EXECUTIVE SESSION MINUTES AS WRITTEN.

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MOTION BY: MR. SCHULTZ
SECONDED BY: MR. MAUCERI
VOTED: 5-0 (UNANIMOUS)

APPROVE SEPTEMBER LEGAL BILLS

MR. CHAIRMAN, I MOVE TO APPROVE SEPTEMBER LEGAL BILLS IN THE AMOUNT OF **\$13,115.26** AS FOLLOWS:

KOPELMAN AND PAIGE, P.C. (GENERAL)	\$11,320.76
KOPEMAN AND PAIGE, P.C. (LABOR)	<u>1,794.50</u>
	\$13,115.26

MOTION BY: MR. SCHULTZ
SECONDED BY: MR. MAUCERI
VOTED: 5-0 (UNANIMOUS)

RECOGNIZE NORTH READING MINIT AND MILITIA

Mr. Prisco thanks all members of the Minit and Militia for their service. Mrs. Pat Romeo was invited to give the history of the Minit and Militia. Representative Jones stated what a wonderful job Mrs. Romeo did reciting the history. He read a proclamation from the House of Representatives. Senator Tarr was present and read a proclamation from the Senate. Minit and Militia members were presented with citations from Senator Tarr, Representative Jones, and Chairman Prisco. Captain Richard Stratton, representing Capitan Bill McDonald gave additional information on the services of the Minit Militia. Gordon Hall presented the Board with a panoramic photograph of the Town's historic buildings. Minit and Militia and Board members gathered for a photo.

REVIEW BUDGET FY2019 BUDGET PROCESS /SCHEDULE / PARAMETERS

Mr. Gilleberto informed the Board that there is a calendar included in the meeting package outlining the schedule and parameters for the FY2019 budget requests. The process will include review of services exceeding level services.

PUBLIC HEARING: CHRISTOPHER'S MARKET – TRANSFER OF PACKAGE STORE/WINE AND MALT BEVERAGE LICENSE

Mr. Schultz reads the Public Hearing Notice. Attorney John Mooradian, representing the applicant responded to questions from the Board. Manager, Nitin Patel was also present to respond to questions regarding a recent violation at his store in Brighton. Mr. O'Leary stated he appreciated their full disclosure of the violation. Mrs. Manupelli stated that the applicant is required to disclose the violations. Mr. Patel stated he will install a more efficient ID scanner at Christopher's. Mr. Prisco suggested they not accept out of state licenses.

MR. CHAIRMAN, I MOVE TO TRANSFER THE PACKAGE STORE/WINE AND MALT BEVERAGE LICENSE HELD BY TO MARIO'S RISTORANTE, 20G MAIN STREET, SUBJECT TO ALL REGULATORY DEPARTMENT REQUIREMENTS.

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MOTION BY: MR. SCHULTZ
SECONDED BY: MR. O'LEARY
VOTED: 5-0 (UNANIMOUS)

**REVIEW 20017-2018 SIDEWALK SNOW REMOVAL PLANS – VOTE TO APPROVE
BETTERMENT ORDER**

Mr. Prisco informs the audience that this agenda item is not a public hearing. He further stated the snow removal Bylaw was voted in at Town Meeting by the residents. Mr. Gilleberto stated that Town Counsel, the Police Chief, and the DPW Director have been consulted to help assess costs and how to enforce the Bylaw as it exists. Mr. Gilleberto is seeking authorization from the Board on how to enforce the removal of the snow from sidewalks on Route 28 24 hours after the snow stops. Mr. Schultz suggested the business community get together to come up with a plan to get this Bylaw scrapped. Abby Hurlbut, Chairman of the Finance Committee inquired what the costs would be to police the sidewalks and the costs involved in recouping the assessments at the end of the year.

Peter Simblaris, 4 Macintyre Drive addressed the Board stating it will be a nightmare for the Town to enforce. Shanna Cahalane, Reading Cooperative Bank and Vice President of the Reading/North Reading Chamber of Commerce addressed the Board stating the costs the Board wants to impose are excessive and unmanageable. Eric Evans, 3 Sandra Lane with a business on 4 Lowell Road addressed the Board stating that the removal process is flawed, only a sidewalk plow can be used to plow sidewalks, he is looking for a partnership with the Town to provide sidewalk plows. Pat Lee, 22 Aspen Road addressed the Board inquiring about liability, who determines what suitable removal is, and meeting criteria is such a gray area.

Based on the business owner's questions and concerns, Mr. Prisco stated this issue should be put on hold for further investigation. Mr. Mauceri stated he thinks the Bylaw is impractical and urged the business owners to put a citizens petition together to modify the Bylaw. Mr. O'Leary stated the Town cannot afford to plow the sidewalks and do it well; it is not practical and economically feasible. He further stated he would like to see more compliance from the business community.

The Board was in agreement that the Bylaw does not address public safety because there are no consistent sidewalks on Route 28. Mr. Mauceri stated the Board should be focusing on a development plan for sidewalks on 28 to address public safety. Mr. Prisco stated that no action would be taken on this matter tonight and that the Board will reconsider discussing another time. Things will stay as is for now.

**AUTHUR KENNEY FIELD RESTROOM/CONCESSION PROJECT – REVIEW
PROJECT STATUS – VOTE TO APPROVE PAYMENTS AND/OR CHANGE ORDERS**

Mr. O'Leary informed that Board that things are progressing and the change order is asking for brick rather than paint. The brick will have a 20 year warranty. The Athletic Facilities Subcommittee recommends approval of this change order. There are other issues still under review among the designer, contractor, and inspectional services.

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MR. CHAIRMAN, I MOVE TO APPROVE PAYMENT TO CONSTRUCTION DYNAMICS, INC. IN THE AMOUNT OF \$61,484.95 PURSUANT TO PAYMENT REQUISITION #1.

MOTION BY: MR. SCHULTZ
SECONDED BY: MRS. MANUPELLI
VOTED: 5-0 (UNANIMOUS)

MR. CHAIRMAN, I MOVE TO APPROVE CHANGE ORDER NUMBER ONE IN THE AMOUNT OF \$11,322 FOR THE PURPOSE OF INCLUDING A BRICK FINISH ON THE RESTROOM/CONCESSION FACILITY.

MOTION BY: MR. SCHULTZ
SECONDED BY: MRS. MANUPELLI
VOTED: 5-0 (UNANIMOUS)

DISCUSS MEDICAL MARIJUANA DISPENSARY PROPOSAL

Mr. Gilleberto informed the Board of a medical marijuana dispensary proposal he received for 79 Concord Street; they are looking for a letter of non-opposition. Mr. Prisco suggested holding off on letters until legislation is finalized. Mr. Mauceri stated if the law doesn't separate medical and recreational marijuana facilities he will not vote for it. Mr. Gilleberto will check with Town Council to see if any legislation has been acted on before he responds to the applicant.

REVIEW COMMUNITY COMPACT GRANT PROPOSAL

Mr. Gilleberto informed that Board that the Lt. Governor suggested submitting a proposal for a Park and Ride facility for Community Compact Grant funding. The Board concluded it was a good idea.

100 LOWELL ROAD WATER EASEMENT – VOTE TO APPROVE ORDER OF TAKING

Mr. Gilleberto stated that this vote was requested because the easement has not yet been signed off on by Lincoln Properties.

MR. CHAIRMAN, I MOVE TO ADOPT AN ORDER OF TAKING SUBSTANTIALLY IN THE FORM PRESENTED FOR THE PURPOSE OF CONFIRMING AND ESTABLISHING THAT CERTAIN WATER AND SEWER EASEMENTS ACQUIRED BY THE TOWN IN 2008 IN THE LAND LOCATED AT 100 LOWELL ROAD AND IDENTIFIED AS ASSESSORS MAP 14, PARCEL 9 (PER GRANT RECORDED IN BOOK 51877, PAGE 447), MAY BE USED TO PROVIDE SUCH UTILITIES TO ANY AND ALL LANDS WITHIN THE TOWN AS MAY NOW OR HEREAFTER BE SERVED THEREBY, AND FURTHER, TO AWARD NO DAMAGES FOR SUCH TAKING, AND TO AUTHORIZE THE CHAIRMAN TO SIGN ON BEHALF OF THE BOARD THE FINAL FORM OF SAID ORDER OF TAKING AS PREPARED BY TOWN COUNSEL.

MOTION BY: MR. SCHULTZ

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SECONDED BY: MRS. MANUPELLI
VOTED: 5-0 (UNANIMOUS)

REAPPOINTMENTS: CAPITAL IMPROVEMENT PLANNING COMMITTEE

MR. CHAIRMAN, I MOVE TO REAPPOINT MICHAEL P. GILLEBERTO TO THE CAPITAL IMPROVEMENT PLANNING COMMITTEE FOR A TERM TO EXPIRE JUNE 30, 2020.

MOTION BY: MR. SCHULTZ
SECONDED BY: MR. O'LEARY
VOTED: 5-0 (UNANIMOUS)

MR. CHAIRMAN, I MOVE TO REAPPOINT ELIZABETH ROURKE TO THE CAPITAL IMPROVEMENT PLANNING COMMITTEE FOR A TERM TO EXPIRE NOVEMBER 14, 2020.

MOTION BY: MR. SCHULTZ
SECONDED BY: MRS. MANUPELLI
VOTED: 5-0 (UNANIMOUS)

REVIEW UPCOMING BOARD MEETING SCHEDULE

Mr. Gilleberto suggested the following:

- November 20, 2017 - Tax Classification;
- November 28, 2017 – Regarding the conveyance of 104 Lowell Road;
- December 4th and 18th – Licensing and Reappointments;
- January 8, 2018 and January 22, 2018 – (2nd and 4th Mondays due to holidays falling on the 1st and 3rd Mondays);
- February 12, 2018 and February 26, 2018, (2nd and 4th Mondays due to holidays falling on the 1st and 3rd Mondays).

TOWN ADMINISTRATOR'S REPORT

(See attached) Topics Discussed:

- Posting requirements for Zoning Bylaw amendments;
- Leash and pick up after dogs in public parks;
- Road inspections being conducted in November;
- Police Department participating in First Responder No-Shave November;
- Amy Luckiewicz appointment as Youth Substance Abuse Grant Coordinator.

OLD AND NEW BUSINESS

MRS. MANUPELLI

- Reminded residents that Veterans services will be held on Saturday and to watch for announcement of location. Asks residents to join in commemorating our Service Members.

MR. SCHULTZ

- Extended his thoughts and prayers for the victims of the church shooting in Texas;
- Congratulated the High School Football team and the girls soccer team for their successful seasons and is proud of their efforts.

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MR. MAUCERI

- Thanked Reading Municipal Light for their tree trimming after the storm.

MR. O'LEARY

- Cable Advisory Committee negotiations with Comcast are progressing somewhat well;
- Acknowledged public safety personnel for their storm efforts;
- Agreed with Mr. Griffin's correspondence he received.

MR. PRISCO

- DPW really stepped it up during/after the storm;
- Congratulated Chris Demming on his recent marriage;
- Reminded Board members to respond to the November 19th Thanksgiving Dinner invitation.

MR. CHAIRMAN, I MR. SCHULTZ MOVE TO ADJOURN

SECONDED:	MRS. MANUPELLI	
VOTED:	MR. O'LEARY	AYE
	MR. SCHULTZ	AYE
	MRS. MANUPELLI	AYE
	MR. MAUCERI	AYE
	MR. PRISCO	AYE

VOTE: 5-0 (UNANAMOUS)

ADJOURN: 10:03 p.m.

DATE

ANDREW SCHULTZ, CLERK