

Select Board Meeting Minutes

Meeting Date: 3/7/2023

Members in Attendance: Arthur Doyle, Chair; Michael Zullas, Vice Chair, Richard Wells, Secretary Erin Bradley, Member; Roxanne Musto, Member; Nicholas Milano, Town Administrator and Lynne DeNapoli, Executive Administrative Assistant to the Select Board

Guests Attorney Kevin Freytag, office of Town Counsel

Meeting Location: Hybrid from the Council on Aging

Time Meeting called to Order: 7:03PM

Time Meeting Adjourned: 9:41PM

Executive Session Called to Order: 7:32PM

Executive Session Adjourned: 8:14PM

1. Call to Order
2. Pledge of Allegiance

Chair Doyle called the Select Board meeting to order at 7:03PM and reported that the hybrid meeting is being held from the Council on Aging. Secretary Richard Wells and Member Erin Bradley were joining via Zoom. Chair Doyle introduced the Members of the Board and Staff and led the Pledge of Allegiance.

3. Public Comment

Larry Lawfer, Chair of the Local Historic District Study Committee joined the meeting to provide the Board Members with a brief update on the Committee's progress. The Committee has chosen Milton Village as their local historical district. Within the coming weeks, the Committee members will vote on their proposal and submit it to the Commonwealth of Massachusetts Historical Commission and the Planning Board. Following the Commonwealth's review process, the Local Historic District Study Committee will host a public hearing. Notices will be sent to all properties owners within the district with details regarding the public hearing. Approval by Town Meeting is also required.

Mr. Lawfer thanked his colleagues for their hard work on this proposal. He encouraged Milton residents to participate in the Local Historic District Study survey that is on the Town's website.

4. Discussion/Update/Approval - Annual Town Meeting warrant articles
 - a. Warrant Article for an Appropriation for the School Building Committee
 - b. Warrant Article from the Bylaw Review Committee regarding extension of the Bylaw Review Committee and an appropriation
 - c. Warrant Article for a Historic District Bylaw from the Historic District Study Committee

Mr. Zullas, the Select Board Representative for the School Building Committee provided his colleagues with an overview of the appropriation. The School Building Committee has requested up to \$275,000 for the initial design, geotechnical services and other components.

Mr. Wells moved to approve the Warrant Article for the School Building Committee for inclusion in the Annual Town Meeting warrant for an appropriation amount to be determined at a later date. The motion was seconded by Ms. Musto. The Board Members voted unanimously by roll call (5-0) to approve the warrant article for the School Building Committee appropriation.

ZULLAS: YES
WELLS: YES
BRADLEY: YES
MUSTO: YES
DOYLE: YES

(4B) Mr. Mullin, Chair of the Bylaw Review Committee joined the meeting to respond to the Select Board's recommendation to change the Committee's appointment process. The Bylaw Review Committee would prefer not to make any changes at this time. The Committee is making good progress and is eager to see this process through to the end. The Committee requests that the Select Board approve their Warrant Article and funding request.

Following a discussion, Mr. Wells moved to approve the Warrant Article from the Bylaw Review Committee regarding extension of the Bylaw Review Committee and an appropriation in the amount of \$5,730.00 for an inclusion on the Annual Town Meeting warrant. The motion was seconded by Ms. Musto. The Board voted by roll call (4-1) to approve the warrant article for the School Building Committee appropriation.

ZULLAS: YES
WELLS: YES
BRADLEY: NO
MUSTO: YES
DOYLE: YES

At 7:31PM, Chair Doyle welcomed the Members of the Airplane Noise Advisory Committee, (ANAC) to the Select Board Meeting. The Select Board and the Airplane Noise Advisory Committee will be meeting in an Executive Session. Ms. Kathleen Conlon, the Chair called the Airplane Noise Advisory Committee meeting to order and invited the Members to introduce themselves.

Kathleen Conlon, Chair
Andrew Schmidt
Rajai Pathak

5. Executive Session - Pursuant to M.G.L. c. 30A, § 21(a)(3) - Discussion/Strategy with respect to litigation filed by the Town of Milton v. Federal Aviation Administration, No. 22-152 (U.S. Court of Appeals, First Circuit)

A 7:32PM, Chair Doyle moved to enter into Executive Session to discuss (litigation) strategy with respect to litigation filed by the Town of Milton v. Federal Aviation Administration, No. 22-152 (U.S. Court of Appeals, First Circuit) based on my belief that discussion of this matter in open

session may have a detrimental effect on the litigating position of the Select Board. The Select Board will return to Open Session. The motion was seconded by Mr. Zullas. The Board voted by roll call (3-0) to enter Executive Session.

ZULLAS: YES
MUSTO: YES
DOYLE: YES

6. Executive Session - Pursuant to M.G.L. c. 30A, § 21(a)(3) - To discuss strategy with respect to litigation against the Massachusetts Bay Transit Authority regarding the condition of the stairs located at the MBTA station located at Adams Street, Milton, MA

Chair Doyle moved to enter into Executive Session to discuss litigation strategy against the Massachusetts Bay Transit Authority (MBTA) related to the condition of the stairs at the MBTA station located at Adams Street, Milton, MA based on my belief that discussion of this matter in open session may have a detrimental effect on the litigating position of the Select Board. The Select Board will return to Open Session. The motion was seconded by Mr. Zullas. The Board voted by roll call (3-0) to enter Executive Session.

ZULLAS: YES
MUSTO: YES
DOYLE: YES

7. Executive Session - Pursuant to M.G.L. c. 30A, § 21(a)(6) -To consider the purchase, exchange, lease or value of real property of the Kidder Branch Library located at 101 Blue Hills Parkway

Chair Doyle moved to enter into Executive Session to consider the purchase, exchange, lease or value of real property located at 101 Blue Hills Parkway (Kidder Branch Library) based on my belief that discussion of this matter in open session may have a detrimental effect on the negotiating position of the Select Board. The Select Board will return to Open Session. The motion was seconded by Ms. Musto. The Board voted by roll call (3-0) to enter Executive Session.

ZULLAS: YES
MUSTO: YES
DOYLE: YES

Chair Conlon moved to enter into Executive Session to discuss (litigation) strategy with respect to litigation filed by the Town of Milton v. Federal Aviation Administration, No. 22-152 (U.S. Court of Appeals, First Circuit) based on my belief that discussion of this matter in open session may have a detrimental effect on the litigating position of the Select Board and the Airplane Noise Advisory Committee. The Airplane Noise Advisory Committee will not return to Open Session. The motion was seconded by Mr. Schmidt. The Committee voted by roll call (3-0) to enter Executive Session

PATHAK: YES
SCHMIDT: YES
CONLON: YES

Mr. Wells did not participate in the roll call votes to enter Executive Session. Ms. Bradley did not participate in the roll call votes to enter Executive Session Mr. Wells joined the Executive Session in person and Ms. Bradley joined via Zoom).

The Board returned to Open Session at 8:18PM.

4c. Mr. Milano noted that the Historic District Study Committee will not be submitting a Warrant Article for the 2022 Annual Town Meeting.

8. Discussion/Approval - Policies on Decorum at Public Meetings in Milton First Reading

The Select Board has agreed to defer action on the decorum at public meetings until their meeting on March 21st.

9. Discussion/Approval - MassDOT Letter to the Town of Milton regarding the Randolph Ave / Chickatawbut Road project

Mr. Milano reviewed the response letter from MssDOT regarding the Town's concerns regarding the Randolph Ave / Chickatawbut Road project.

10. Discussion/Update– Select Board Finance Committee Report

Mr. Zullas, Chair of the Select Board Finance Committee shared an update on the FY2024 budget. Milton will receive \$4.4 million from the Department of Revenue in free cash as well as an increase in state aid. \$750, 000.00 in funds for rising health insurance costs will not be needed. The Town Administrator's level funded budget is balanced. The Town has also developed a needs-based budget and is working to mitigate the \$ 2.7 million deficit that it would create.

The Select Board Finance Committee is scheduled to meet with the MPS Finance Sub-Committee and the full School Committee on March 10th and March 14th. The Members offered their feedback and discussed the best way to move forward.

11. Discussion/Update - Capital Improvement Planning Committee Recommendation for the FY2024 Capital Budget

Mr. Wells expressed his appreciation to the Capital Improvement Planning Committee, both past and present members for their dedication and hard work. Mr. Milano highlighted a few of the

capital projects that the Committee has voted to fund in FY2024. The projects involve replacing existing equipment and improving facilities within the Town and Milton Public Schools.
FY24 Capital Recommendation: \$6,742,022

- \$1Million-Roadway construction
- \$100,000 Traffic Calming Needs
- \$1Million-DPW Salt Shed
- \$500,000 Chrome Books -20% annual replacement
- \$200,000 Financial Software Upgrades

12. Discussion/Approval - Opioid Settlements:

a. Agreements with Teva, Allergan, Walgreens, Walmart and CVS

Mr. Milano provided an update on the Opioid Settlement Agreement. Monies from additional settlements will be distributed to participating municipalities like Milton during Fiscal Year 2024. The estimated additional settlement amount: \$45,000-\$55,000.

Mr. Zullas moved to approve the Opioid Settlement Agreements with Teva, Allergan, Walgreens, Walmart and CVS and authorize the Town Administrator to execute the Settlement Participation Forms. The motion was seconded by Mr. Wells. The Board voted unanimously to approve the Opioid Settlement Agreements with Teva, Allergan, Walgreens, Walmart and CVS and authorize the Town Administrator to execute the Settlement Participation Forms.

- ZULLAS: YES**
- WELLS: YES**
- BRADLEY: YES**
- MUSTO: YES**
- DOYLE: YES**

(12b) The Select Board agreed to defer the discussion on the Opioid Settlement Funds and appropriation.

13. Discussion/Approval - Shared Housing Services Office Intermunicipal Agreement

Mr. Tim Czerwienski, Director of Planning and Community Development provided the Select Board Members with an overview of the Shared Housing Services Office Intermunicipal Agreement.

A Shared Housing Service Office, SHSO is a regional organization that provides for management and monitoring of affordable housing for participating communities such as Milton, Medfield, Bellingham, Randolph, Hopkinton, Sharon and Norwood. The SHSO can build upon the existing staff's capacity by providing the expertise and staffing needed to manage the affordable housing track on an ongoing basis. The regional collaboration provides a forum for municipalities to share ideas, approaches and strategies.

Mr. Wells moved to approve the Shared Housing Services Office Intermunicipal Agreement and authorize the Town Administrator to sign on the Board's behalf. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to approve the Shared Housing Services Office Intermunicipal Agreement and authorize the Town Administrator to sign on the Board's behalf.

ZULLAS: YES
WELLS: YES
BRADLEY: YES
MUSTO: YES
DOYLE: YES

14. Discussion/Approval - Local Initiative Program Applications for Local Action Units

- a. 2 condo units at 34 Fairbanks Road, required by the Wolcott Woods special permit**

Mr. Tim Czerwienski, Director of Planning and Community Development provided the Board Members with an update on the Local Initiative Program Applications for Local Action Units: 2 condo units at 34 Fairbanks Road, required by the Wolcott Woods special permit.

The Local Initiative Program (LIP) is a state program that encourages the creation of affordable housing by providing technical assistance to communities and developers who are working together to create affordable rental opportunities. Mr. Czerwienski noted that the Affordable Housing Trust has reviewed the application and recommends that the Town move forward. Once approved by the Select Board, the application will need to be reviewed by the Department of Housing and Community Development.

Mr. Wells moved to approve the Local Initiative Program Applications for Local Action Units, specifically 2 condo units at 34 Fairbanks Road, required by the Wolcott Woods special permit authorize the Chair to sign on the Board's behalf. The motion was seconded by Mr. Zullas. The Board voted unanimously by roll call (5-0) to approve the Local Initiative Program Applications for Local Action Units, specifically 2 condo units at 34 Fairbanks Road, required by the Wolcott Woods special permit authorize the Chair to sign on the Board's behalf.

ZULLAS: YES
WELLS: YES
BRADLEY: YES
MUSTO: YES
DOYLE: YES

15. Discussion/Update - Animal Shelter Request for Proposals

Mr. Tim Czerwienski, Director of Planning and Community Development provided the date that the Requests for Proposals will be advertised: Wednesday, April 12th. Mr. Czerwienski will continue to keep the Board apprised of any updates regarding the animal shelter project.

16. Discussion/Approval – Recommendation from the Municipal Broadband Committee for I-Net Design Services

a. Pike Telecom and Renewables, NB+C, Comm Tract Corp, CTC Technology and Energy

Mr. Zullas, the SB representative on the Municipal Broadband Committee provided his colleagues with an update on the status of the Requests for Qualifications for the I-Net Design Services. In addition to reviewing the applications, the Municipal Broadband Committee working with its Consultant, Mr. Patterson from Entry Point Networks and Mr. Milano, our Town Administrator interviewed the companies and offered their recommendations.

- I. Comm Tract Corp
- II. NB+C
- III. Pike Telecom and Renewables
- IV. CTC Technology and Energy

Mr. Wells moved to approve the Recommendation from the Municipal Broadband Committee for I-Net Design Services with Comm Tract Corp and authorize the Town Administrator to enter contract negotiations. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to approve the recommendation from the Municipal Broadband Committee for I-Net Design Services with Comm Tract Corp and authorize the Town Administrator to enter contract negotiations.

ZULLAS: YES

WELLS: YES

BRADLEY: YES

MUSTO: YES

DOYLE: YES

17. Committee Appointments:

a. Climate Action Planning Committee

The Select Board agreed to defer appointments to the Climate Action Planning Committee to their meeting on March 21, 2023. Select Board Members wanted to ensure that any residents who wanted to apply were given the opportunity to do so. The deadline to apply is Friday, March 10th at 1:30PM.

b. Youth Task Force

The Select Board agreed to defer appointments to the Youth Task Force to their meeting on March 21, 2023. Select Board Members wanted to ensure that any residents who wanted to apply were given the opportunity to do so. The deadline to apply is Friday, March 10th at 1:30PM.

18. Discussion/Approval - Investment Policy Second Reading

Mr. Wells moved to approve the Investment Policy. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to approve the Investment Policy.

ZULLAS: YES
WELLS: YES
BRADLEY: YES
MUSTO: YES
DOYLE: YES

19. Discussion/Approval - 2022 Annual Report submission of the Select Board

The Select Board Members made a request to add a special thank you to Ms. Kathleen Conlon for preparing the report. The Members also amended a job title.

Mr. Wells moved to approve as amended the 2022 Annual Report submission of the Select Board. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to approve the 2022 Annual Report of the Select Board.

ZULLAS: YES
WELLS: YES
BRADLEY: YES
MUSTO: YES
DOYLE: YES

20. Discussion/Approval - Approval for the Discovery Schoolhouse, Inc. to conduct an environmental inspection and appraisal inspection on the Kidder Branch Library property located at 101 Blue Hills Parkway

Mr. Wells moved to approve the Discovery Schoolhouse, Inc.'s request to conduct an environmental inspection and appraisal inspection on the Kidder Branch Library property at 101 Blue Hills Parkway and authorize the Town Administrator to sign on the Board's behalf. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to approve the Discovery Schoolhouse, Inc's request to conduct an environmental inspection and appraisal inspection on the Kidder Branch Library property at 101 Blue Hills Parkway and authorize the Town Administrator to sign on the Board's behalf.

ZULLAS: YES
WELLS: YES
BRADLEY: YES
MUSTO: YES
DOYLE: YES

21. Discussion/Approval - One Day Liquor License Applications - Milton Fruit Center, 338 Granite Ave., Milton, MA - 50th Anniversary Celebration events

Mr. Wells recommended that the Select Board offer a proclamation to the Fruit Center in recognition of its 50th Anniversary.

Mr. Wells moved to approve the one-day liquor license applications for the Milton Fruit Center for the days and times listed below. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to approve the one-day liquor licenses for the Fruit Center.

Anniversary Celebration-First Saturday, May 6, 2023, 1PM-4PM
Anniversary Celebration-Second Saturday, May 13, 2023, 1PM-4PM
Anniversary Celebration- Third Saturday, May 20, 2023, 1PM-4PM
Anniversary Celebration-Fourth Saturday, May 27, 2023, 1PM-4PM

ZULLAS: YES
WELLS: YES
BRADLEY: YES
MUSTO: YES
DOYLE: YES

22. Discussion/Approval – Meeting Minutes - February 7, 2023 and February 13, 2023

Mr. Wells moved to approve the meeting minutes for February 7, 2023 and February 13, 2023. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call to approve the meeting minutes.

ZULLAS: YES
WELLS: YES
BRADLEY: YES
MUSTO: YES
DOYLE: YES

23. Town Administrator’s Report

Mr. Milano met with the PILOT Committee recently on Friday, March 3rd. The Committee discussed their goals and next steps.

Mr. Milano attended the Warrant Committee Meeting on Monday, March 6th.

Mr. Milano shared the current job opportunities available in Milton and noted that they are posted on the Town's website: www.townofmilton.org.

Assistant Health Director
Information Technology Assistant
Civil Engineer
Director of Consolidated Facilities

Mr. Milano welcomed Dominique Wright to the Town of Milton. Ms. Wright has joined the staff at Milton Public Library.

24. Chair's Report

Chair Doyle noted that the School Building Committee and the Conservation Committee scheduled a site walk on Saturday, March 11th of the proposed areas outlined in the Land Swap warrant article. The site walk will be followed by a meeting in the Blute Conference Room at Town Hall.

Mr. Wells requested a moment of personal privilege to share memories of John Carroll and Edward Villard, former Milton Police Officer.

25. Public Comment Response

The Select Board will not take any action on the recommendations made by the local Historic District Study Committee at this time. the discussion will be deferred to a later date.

26. Future Meeting Dates:

The Board will meet on Tuesday, March 21, 2023, April 4, 2023, Tuesday, April 11, 2023 (Quarterly Meeting of the Governor Stoughton Trustees), Tuesday, April 18, 2023

27. Adjourn

Mr. Wells moved to adjourn at 9:41PM. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call to adjourn.

ZULLAS: YES
WELLS: YES
BRADLEY: YES

MUSTO: YES

DOYLE: YES

Respectfully submitted by Lynne DeNapoli, Executive Administrative Assistant to the Select Board

Documents:

Bylaw Review Committee Warrant Article

Policies on Decorum in Public Meetings

Letter from MassDOT- Randolph Ave / Chickatawbut Road

FY 2024 Budget Recommendation from the Capital Improvement Planning Committee and Town Administrator

Milton Investment Policy

Climate Action Planning Committee Charge

Climate Action Planning Committee Applicants:

Tracy Dyke-Redmond, John Godleski, Alex Hasha, Ron Israel Lisa Troy

Youth Task Force Charge

Youth Task Force Applicants:

Griffin Angus, Lisa Courtney, Allison Gagnon, Jaime Levash, Christina Lilliehook, Neal Pilavin,

Rachel Pozzar, Zaidee Rose, John Varghese

Request for Qualifications: from Comm Tract Corp

Request for Qualifications NB+C

Request for Qualifications Pike Telecom and Renewables

Request for Qualifications CTC Technology and Energy

Milton Fruit Center One-Day Liquor License Applications: May 6th, May 13th, May 20th,
May 27th

Draft of Meeting Minutes-February 7, 2023 and February 13, 2023