A Meeting of the Board of Selectmen was held on Thursday September 26, 2019, 6:30 pm, in the Francis O’Brien Meeting Room, Town Hall, 26 Bryant Street, Dedham, Massachusetts

Present were:

Dennis J. Guilfoyle - Chair

Dr. Dennis J. Teehan - Vice Chair

James A. MacDonald

Sarah E. MacDonald

Dimitria Sullivan

Mr. Guilfoyle called the Meeting to order at 6:36 pm

**Pledge of Allegiance**

Led by Mr. Guilfoyle.

**Dedham Citizens – Open Discussion**

Joe Griffin - Lindale Avenue, member of the St. Vincent DePaul Society.

Holding big Fundraiser this Saturday, September 28 - 9 AM - St. Susanna’s parking lot.

Mr. Griffin then shared a few facts regarding the workings of the St. Vincent DePaul Society.

The Board Members then made a few remarks praising the St. Vincent DePaul Society.

**Public Hearing Re: Request from Caffe Nero Americas, Inc. d/b/a Caffe Nero, 218 Legacy Place, for the issuance of an all Alcohol Restaurant License, and approval of Gavadier Cruz as Manager**

Attorney Peter Zahka was present representing Caffe’ Nero. Attorney Zahka introduced Mr. Gavadier Cruz, the proposed manager of record.

Attorney Zahka informed all that they were asking for the Board’s approval of an alcoholic beverage license for the premises at 218 Legacy Pl. Attorney Zahka added that that is a site-specific license from Chapter 208 of the Acts of 2006. Mr. Zahka stated that they would like their hours on Sundays to begin at 10 AM. Mr. Zahka then gave some background and facts regarding Caffe’ Nero.

Attorney Zahka informed all that this will be the first Caffé Nero to serve alcohol; beer, wine and specialty alcohol coffee drinks. Attorney Zahka added that Caffé Nero estimates to derive about 10% of their sales from alcohol beverages.

Attorney Zahka shared Caffe ‘Nero’s alcohol server policies with the Board. Caffe’ Nero will employ scanner and card anyone ordering an alcoholic drink. Attorney Zahka shared some of Mr. Cruz’s past employment record with the Board. Attorney Zahka informed all that Mr. Cruz and the entire staff have already read Dedham’s Rules and Regulations for alcohol service.

Mr. MacDonald asked Mr. Cruz why is Caffe’ Nero looking to change a very successful business model to something else?

Mr. Cruz state stated that this is something that their clientele has been asking for.

Mr. MacDonald asked Mr. Cruz to describe the scanner to the Board.

Mr. Cruz answered that they have not yet chosen the scanner which will be best for them but will alert the Board as soon as they do.

Mr. MacDonald asked Mr. Cruz if they have ever thought of restricting alcohol sales to only Massachusetts residents?

Attorney Zahka informed the Board that the state of art scanning machines allow a server to scan all forms of ID from every state.

Dr. Teehan asked Attorney Zahka where this license came from.

Attorney Zahka stated that he believes that Wicked Pizza had this license previously.

Mr. Guilfoyle asked Mr. Cruz if there were any violations under his watch.

Mr. Cruz answered no.

Ms. MacDonald moved to close the Public Hearing; seconded by Dr. Teehan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

Mr. MacDonald moved approval of the license being issued to Caff’e Nero; seconded by Ms. Sullivan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

Mr. MacDonald moved approval of Gavadier Cruz as Manager of Record for Caffe’ Nero Legacy Place; seconded by Ms. Sullivan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

Mr. MacDonald moved approval of the brunch provision for Caffe’ Nero, service at 10 AM on Sundays; seconded by Ms. Sullivan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Joint meeting w/ Dedham Housing Authority Board to fill Dedham Housing Authority Board vacancy**

Donna Brown Rego, Chair of the Dedham Housing Authority, called Dedham Housing Authority Board’s meeting to order. Present were Treas. Skye Kessler, Vice chair Margaret Matthews and the Assistant Treas. John Kane.

Dr. Teehan moved to put all candidates into nomination; seconded by Mr. MacDonald.

**Nominees:**

John Wagner

Cathy Cardinale

Carol O’Neil

Brian Keeney

**On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

Ms. Kessler moved to put all the names in nomination; seconded by Margaret Matthews. **On the Vote**: Ms. Kessler, yes; Ms. Matthews, yes; Ms. Rego, yes; Mr. Kane, yes.

**Dedham Housing Authority votes:**

Ms. Matthews – John Wagner

Ms. Kessler – Joh Wagner

John Kane – John Wagner

Donna Brown Rego – John Wagner

**Board of Selectmen votes:**

Ms. Sullivan - Carol O’Neil

Mr. MacDonald - John Wagner

Ms. MacDonald - Carol O’Neill

Dr. Teehan - John Wagner

Mr. Guilfoyle - John Wagner

**Ms. Matthews moved to adjourn the Dedham Housing Authority’s Meeting; seconded by Ms. Kessler. On the Vote**: Ms. Kessler, yes; Ms. Matthews, yes; Ms. Rego, yes; Mr. Kane, yes.

**Discussion w/ Manor Neighborhood Assoc. Re: Proposed Trenton Road Playground**

Jim Maher – 22 Sherman Road - resident of the Manor Neighborhood Association, stated that they were present this evening to ask permission to research whether a parcel of land on Trenton Road could be developed into a Playground. Mr. Maher informed the Board that they have a petition signed by the abutters and many of the residents that do not have children. Mr. Maher stated that Joe Feeley did the bulk of the work regarding the petition.

Joe Feeley, 62 Sherman Rd., stated that he has noticed that there are more children in the neighborhood, which led him to investigate the parcel of land mentioned earlier.

Mr. Maher informed the Board that Mr. Feeley was able to get 128 signatures on the petition, mostly abutters.

Brandon Fitz, 63 Goshen Rd., stated that he noticed that there were many younger families moving to the Manor. Mr. Fitz added that they found a vacant lot at 96 Trenton Rd. Mr. Fitz shared more information regarding the vacant lot with the Board. Mr. Fitz informed all that the lot is within the distance allowed from protected wetlands. Mr. Fitz shared drawings of the proposed playground with the Board. Mr. Fitz added that they will make sure that the playground is 100% ADA compliant. Mr. Fitz continued, saying that they were looking at a rough estimate of $100,000. Mr. Fitz stated that all they are asking for today is to get approval to go to the other appropriate Boards. The Board made brief statements regarding how much the neighborhood could use a new playground and how well put together this presentation was.

Mr. MacDonald moved to authorize this group to move forward with the exploration of

the potential for a Park at 96 Trenton Rd; seconded by Ms. Sullivan.

Dr. Teehan stated he believes the Town should consider providing some financial support for this project

**On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Action by the Board:**

Ms. Baker stated that there were several block party requests and asked Mr. Guilfoyle if he would like to take them as a group or individually.

Mr. Guilfoyle stated he would like to take them as a group.

Block Parties

Winthrop at Quincy Street

Saturday September 28, 2019

12 – 8pm

Sprillow Street Neighborhood

Spruce & Willow

November 2, 2019

2 – 5pm

Carol Drive and Wesley Street

October 19, 2019

2-9pm

rain date: October 20, 2019

Taft Lane

September 27, 2019

5 – 11pm

Clark and Eleanor Street

October 31, 2019

4 – 9pm

Dr. Teehan moved approval; seconded by Ms. MacDonald. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

Signage

Request from Dedham Junior Women’s Club to hang a banner advertising their Fall Craft fair which will be held on November 23, 2019 at the Middle School. They would like their banner to be hung in its usual spot, between the Community House and the church off of High Street.

Mr. MacDonald moved approval; seconded by Ms. Sullivan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Executive Session Minutes**

July 23, 2018

August 8, 2018

August 29, 2018

October 23, 2018

January 11, 2018

Dr. Teehan asked if the Board could have more time to look over these minutes before the next meeting. The other Board members concurred.

**Regular BOS Minutes**

July 25, 2019

August 8, 2019

Mr. MacDonald moved approval; seconded by Dr. Teehan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Old/New Business**

Dr. Teehan stated that there is a group of senior citizens protested the Ames Schoolhouse construction on Monday. Dr. Teehan spoke about the need for better communication with the residents. Dr. Teehan asked his fellow Board members if they could take some time this week and think about what we can do to have better communication with the people that are interested.

Ms. Baker then gave a brief statement/update regarding the new Town hall senior Center, saying the structural issues that had been a longtime concern, are now complete. Ms. Baker added that the staffing levels are increasing. Ms. Baker continued, saying that she has spoken to the Town’s attorney and asked that they give some thought to an appropriate statement that we can put out to the residents.

Mr. Guilfoyle asked about the stairwell.

Ms. Baker answered that that work is going very well.

Mr. MacDonald stated that he would like the Board to add as the last item on the agenda going forward until the day we move into the Ames building, a discussion of how to communicate all things construction to the residents.

Ms. MacDonald added that she thinks it’s an understatement that the relationships have been rocky. Ms. MacDonald gave credit to Ms. Baker for focusing on turning the relationship around.

**Discussion & Vote w/ School Department Re: Lease of Former ECEC to Blue Hills Regional Technical Vocational School**

Superintendent Mike Welch was before the Board. Superintendent Welch stated that they were here to make sure that they are appropriately aligned the Board of Selectmen to weigh in. Superintendent Welch added that they believe they have a use for the Capon Building on a temporary basis that would serve the best interests of the Town, as well as the School Department and as well some of the residents. Superintendent Welch explained that they were approached by the Blue Hills Regional Technical Vocational School Adult Education Program because they were going to be losing the opportunity to maintain their residence at Blue Hills as the building is under construction. Blue Hills needed a place where they could better serve their population. They let Superintendent Welch know that they wanted to use a space in Dedham two days a week, Tuesday and Thursday. Superintendent Welch explained the benefits for each party.

Ms. MacDonald gave Superintendent Welch credit as he was focused on the end game, serving more residents of Dedham.

Ms. MacDonald asked Superintendent Welch if the playground will be maintained at the ECEC.

Superintendent Welch answered that they were maintaining the playground so residents could have access to it. Superintendent Welch added that this will not be something that will be maintained forever but if we choose to use the one year opt out clause and use the property for another purpose, we would maintain the playgrounds and the grounds in general.

Mr. MacDonald moved approval of the lease; seconded by Ms. MacDonald. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Discussion w/ Amazon Officials**

Jeff Cleland - Manager of Public Policy for Amazon.com

Christian Campbell - Senior Manager of Transportation

Dan Barry - Station Manager Dedham

Brent Griggs - Senior Manager of Economic Development

Mr. Cleland stated that along with his colleagues that are present and the 4000 employees in the Commonwealth take their relationship with Local Boards and local communities very seriously. Mr. Cleland stated that he had a phone conversation with Ms. Baker regarding the East St., Bridge issues and their growth in Dedham going forward. Mr. Cleland then asked Mr. Campbell to speak to the Board about the East St., Bridge issues.

Mr. Campbell stated that they understand this is a serious situation as more than one truck has hit the East St., Bridge. Mr. Campbell added that he would like to share what they have been doing to mitigate this issue. Mr. Campbell informed the Board that in June of this year they launched a Commercial Navigation embedded in their relay for driver app., which is designed to provide truck friendly routing for carrier partners. Mr. Campbell continued, saying that this app routes them out of residential areas and avoids low clearance bridges. Mr. Campbell added that when they learned of the incidents with the bridge, they made an adjustment to their algorithms to ensure that all their trucks are routed along Sprague Street. Mr. Campbell informed the Board that they had 10 different facilities that delivered freight into that Dedham building, which we reduced from 10 to 4. Mr. Campbell added that they are also providing paper handouts explaining the specific route the trucks should be taking to the facility.

Mr. Guilfoyle asked Mr. Campbell when they started handing out the paper directions.

Mr. Campbell answered in August 2019.

Mr. Guilfoyle stated that the problem is not getting into the facility it’s getting out of the facility. Mr. Guilfoyle added that it’s obvious that whatever Amazon is doing is not working.

A discussion took place regarding how many trucks have done damage to the neighborhood in the last month.

Mr. Guilfoyle listed several complaints that the residents have brought to the Board . A discussion, with Mr. Cleland, regarding these issues took place.

Mr. MacDonald asked if the Board could hear about the expansion.

Brad Griggs stated that they are still in the final stages of negotiations for the expansion. Mr. Griggs added that they are looking to expand into the existing Macys and Restoration Hardware and hope to finalize this soon. Mr. Griggs informed the Board that this would add about 171,000 ft.² to the operations at the existing location. Mr. Griggs listed what he thought the advantages would be with this expansion. Mr. Griggs continued, saying that they hope to be fully operational by summer 2020. Mr. Griggs stated that this expansion will increase on-site parking and better site efficiencies.

Ms. MacDonald asked what Amazon means when they say they are reducing from 10 facilities to 4 facilities.

Mr. Campbell stated that when we reference the facilities, these are Amazon facilities that send freight into the Dedham facility, so by reducing the number of facilities that do this, they are able to increase the effectiveness of that additional messaging that is being attached into the Bol.

Ms. MacDonald informed the Amazon representatives that there was news recently about layoffs that would affect drivers in Dedham, but it sounds like it was through your contracted transportation, Mobility Now. Ms. MacDonald asked for clarification.

Mr. Barry stated that the information heard is affecting Urban Mobility Now as they will be shutting down their operations. Mr. Barry added that they are vacating as a DSP (Demand-side Platform) partner with Amazon. Mr. Barry informed the Board that they are doing this in several locations, Massachusetts and Connecticut as they are reducing their business sites.

Dr. Teehan stated that he will do anything in his power to oppose any expansion, because it is the wrong site for this operation. Dr. Teehan added that he doesn’t think what happened down there over the last few years, is at all what was envisioned.

Ms. Sullivan asked Mr. Campbell when they changed their algorithm.

Mr. Campbell replied, in August.

Ms. Sullivan stated that it is amazing to her that Amazon cannot figure out Dedham and the truck drivers cannot figure Dedham out either.

Mr. MacDonald encouraged the Amazon reps to look for a different site to expand on. Mr. MacDonald stated that Amazon is probably used to meetings like this evening’s and he has no doubt that there will be more meetings. Mr. MacDonald added that we cannot continue to have these conversations about putting the neighborhoods at risk.

Mr. MacDonald asked if Amazon has designated satellite locations for the trucks to go to before the time to have to pick up the packages.

Mr. Barry informed the Board that they do have off-site parking facilities.

Mr. MacDonald asked Mr. Barry to tell the Board where they are.

Mr. Barry stated, Meadow Road in Hyde Park.

Mr. MacDonald asked if they had any on Route 1 in West Roxbury.

Mr. Barry answered that they formerly had one closer, near the VA but they do not occupy that lot anymore

Ms. MacDonald asked if the Town could penalize drivers for hitting the East St., Bridge.

Mr. MacDonald answered that it is not the Town’s property. Mr. MacDonald informed the Board that they could investigate citing the drivers.

**Discussion w/ MBTA Officials Re: East Street Bridge**

Bashir Madamidola – MBTA, project manager for this project was present before the Board. Mr. Madamidola introduced his two colleagues there were also present.

Mr. Madamidola informed the Board that the East Street bridge was built in 1904 and it is well past its design life. Mr. Madamidola added that the bridge does have some deficiencies in its ability to carry train loads. Mr. Madamidola continued, saying that another deficiency is its vertical clearance is posted at 12’ “1, which has caused problems. Mr. Madamidola stated that as a result of these vehicles hitting the bridge, we are talking about serious safety concerns. Mr. Madamidola added that there are the same concerns under the bridge. Mr. Madamidola continued, saying that there is no provision for pedestrian passage through the structure. This is another reason why the MBTA has decided to improve the structure and address most of these problems.

In November 2019, the MBTA tasked Prime AE with studying the bridge and making recommendations to the MBTA. Mr. Madamidola continued, saying that they met with Town officials and received useful feedback.

The representatives from Prime AE informed the Board of their findings. The best way to improve this situation is to widen the roadway underneath and incorporate sidewalks and make the roadway from 23 feet to 28 feet. Along with the sidewalks, the vertical clearance can be increased up to 14 feet. The next phase is to finalize the design, which they are negotiating with the MBTA.

Ms. Sullivan asked what the timeframe was for this project.

Mr. Madamidola stated that there are many factors that go into figuring a timeframe for this kind of project. A project of this size and complexity could take a year and ½ or two years, which brings us to fall of 2022.

Mr. Madamidola informed the Board that they have the funding for design of the bridge, but they do not have the construction funding yet.

Ms. Sullivan asked what the Board/Town could do to help with the funding.

Mr. Madamidola stated that this funding is based on the order of priority. Mr. Madamidola added that he is confident that more likely than not we are going to get the funding.

Ms. MacDonald asked if this project would be slated against all the T’s capital needs.

Mr. Madamidola stated yes and added that the MBTA has similar bridges in similar conditions and they have received funding.

Ms. MacDonald asked how this proposal compares to what they did in Westwood.

Mr. Madamidola informed all that in terms of what the Dedham project will entail, it is very similar.

Dr. Teehan asked Mr. Madamidola if he is confident that the bridge will be safe.

Mr. Madamidola stated that they have a routine schedule for inspections on all bridges and that they did find deficiencies they would take care of them straightaway.

Dr. Teehan asked if there is something intrinsic in the design which would make it more capable of handling an accident and what will be done in terms of engineering controls and signage to ensure that trucks still higher than 13 ½ feet won’t hit the bridge.

Mr. Madamidola answered that a new structure will have stronger resilience against impact. Mr. Madamidola added that the MBTA will provide signage. Mr. Madamidola continued, saying that the maximum height allowed by the state of Massachusetts is 13’6”.

Mr. MacDonald asked Mr. Madamidola how much money has been put aside for this project.

Mr. Madamidola stated that they have a fund that is used for design of such bridges.

Mr. MacDonald asked what the estimated cost of a project of this magnitude is.

Mr. Madamidola estimated about 9 ½ or $10 million for the current proposal where it stands. Mr. Madamidola continued, saying that there are other costs that we need to account for; the utilities, the right-of-way, etc. Mr. Madamidola stated that they displayed about $60 million in total project cost.

Mr. MacDonald asked Mr. Madamidola when they will have the Public Hearing for the 25% design phase.

Mr. Madamidola stated that they always try to engage the public early in the process. Mr. Madamidola added that they will be looking to have the Public Hearing once they reach 30% design.

Mr. MacDonald stated that the Town of Dedham would encourage the MBTA to have the public design hearing in the Town of Dedham.

Mr. Madamidola stated that they will come back to the Town of Dedham for the hearing.

Ms. MacDonald asked Mr. Madamidola if the signs on the current bridge could be repainted and if some of the brush could be trimmed back.

Mr. Madamidola stated that they are open to questions and suggestions from the Town. Mr. Madamidola added that their goal is to make sure the structure is safe.

Ms. Baker informed all that Ms. MacDonald had asked Joe Flanagan to provide an update as to where we are regarding the Striar property. Ms. Baker asked the Board if they had any questions for Mr. Flanagan.

Mr. MacDonald stated great job Joe. The other Board Members concurred.

**Discussion & Vote Re: Sanctions for Compliance Failures Re: Uno Restaurants, LLC d/b/a Uno Chicago Grill, 270 Providence Highway, Andrew Young, Manager; P.F. Chang’s China Bistro, Inc. d/b/a P.F. Chang’s China Bistro, 410 Legacy Place, John McGonigle, Manager; and Rebel Restaurants, Inc. d/b/a Temazcal Tequila, 600 Legacy Place, David Doyle, Manager**

**Uno Restaurants Finding(s)**

Mr. MacDonald moved to find the licensee, Uno Restaurants, LLC D/B/A Uno Chicago Grill, 270 Providence Hwy., did violate Massachusetts Gen. Laws Chapter 138, Section 34 [sale or delivery of alcohol to a person under 21 years of age]. 204 CMR 2.05 (2) [permitting any disorder, disturbance or illegality of any kind to take place in or on the licensed premises], and/or the rules and regulations for holders of alcoholic beverage licenses in the Town of Dedham, #23 [sale or delivery to person under 21 years of age] as outlined in the April 11, 2019 Police Report; seconded by Dr. Teehan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Sanction(s)**

Mr. MacDonald moved that a warning be issued regarding the all alcohol restaurant license issued to Uno Restaurants, LLC D/B/A Uno Chicago Grill; seconded by Dr. Teehan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**P F Chang’s Finding(s)**

Ms. MacDonald moved to find the licensee, P F Chang’s China Bistro, Inc. D/B/A P F Chang’s China Bistro, 410 Legacy Pl., did violate Massachusetts Gen. Laws Chapter 138, Section 34 [sale and delivery of alcohol to a person under 21 years of age], 204 CMR 2.05 (2), [permitting any disorder, disturbance or illegality of any kind to take place in or on the licensed premises], and/or rules and regulations for holders of alcoholic beverage licenses in the Town of Dedham, #23 [sale or delivery to person under 21 years of age] as outlined in the April 11, 2019 Police Report; seconded by Dr. Teehan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Sanctions (s)**

Ms. MacDonald moved that the all alcohol restaurant license issued to PF Chang’s China Bistro, Inc. D/B/A PF Chang’s China Bistro, 410 Legacy Pl., be suspended for a period of one (1) day, said one (1) day originally imposed and held in abeyance as a result of the compliance failure on May 29, 2018; and that an additional two (2) day suspension be imposed for the compliance failure on April 11, 2019, one (1) day to be served and one (1) day to be held in abeyance for a period of (12) months, said 12 (12) months to expire September 26, 2020. This action results in a suspension of the all alcohol restaurant license issued to PF Chang’s China Bistro Inc. D/B/A PF Chang’s China Bistro four. Totaling two (2) days, said two (2) days to be served on Wednesday, October 9, 2019, and Thursday, October 10, 2019; seconded by Dr. Teehan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Temezcal Finding(s)**

Dr. Teehan moved to find that the licensee, rebel restaurants, Inc. DBA Temezcal tequila 660 Legacy Pl., did violate Massachusetts Gen. laws chapter 138, section 34 [sale or delivery of alcohol to a person under 21 years of age], 204 CMR 2.05 (2) [permitting any disorder, disturbance or illegality of any kind take place in or on the licensed premises], and/or the rules and regulations for holders of alcoholic beverage licenses in the Town of Dedham, #23 [sale or delivery to person under 21 years of age] as outlined in the April 11, 2019 Police Report; seconded by Ms. Sullivan. **On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle,

yes; Mr. MacDonald, yes.

**Sanction(s)**

Dr. Teehan moved that the all alcohol restaurant license issued to Rebel Restaurants, Inc. DBA Temezcal Tequila, 660 Legacy Pl., be suspended for a period of two (2) days, one (1) day held in abeyance for a period of 12 months, said 12 months to expire September 26, 2020, and one day to be served, said date to be Thursday, October 10, 2019; seconded by Mr. MacDonald. **On the Vote**: Ms. MacDonald, abstained; Dr. Teehan, yes; Ms. Sullivan, abstained; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Discussion & Vote Re: Approval of Employment Agreement w/ Town Manager Leon Goodwin**

Mr. MacDonald stated that few weeks ago the Board made an offer to Leon Goodman to become our Town manager and he gladly accepted. Mr. MacDonald added that they have come to an agreement. Mr. MacDonald continued, saying that the salary will be the same as advertised and the stipend for travel was set at $500 to be applied on the last payroll of each month. Mr. MacDonald stated that the issue of deferred comp is a flat $7600 with no escalator. Mr. MacDonald informed the Board that the salary advertised was $190,000 and the moving allowance was $10,000. Mr. MacDonald added that this is a three-year term and he will start on Monday.

Mr. MacDonald moved to enter into an agreement as outlined with Leon Goodwin; seconded by Dr. Teehan. **On the Vote**: Ms. MacDonald, abstained; Dr. Teehan, yes; Ms. Sullivan, abstained; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Old/New Business**

Ms. MacDonald stated the applicant at 224 Bussey St. has been granted the required permissions from the Chief of Police. Ms. MacDonald added that the Board continues to fulfill commitments made to update FAQs. Ms. MacDonald continued, saying that one open question that was a result of the listening session was around points brought up by the Gifford’s Center, presented to this Board an opinion on how the law empowered the Chief of Police to consider a no decision. Ms. MacDonald stated that there was a response from Town Counsel, which counters some of what the Gifford’s Center had put forward. Ms. MacDonald added that she believes that the Board must agree to release that response or send that letter back to the Gifford’s Center.

Ms. Baker stated that she will forward copies via email to the Board members.

Ms. MacDonald stated that she had sent an email regarding mosquito spraying a while back and Ms. Baker had reached out to Norfolk County and found out that Dedham is not considered an area of high risk.

Ms. MacDonald stated that they have received emails and calls as well as items in the newspaper regarding documents signed around the time of the Avery School opening that address future potential access on the rail trail. Ms. MacDonald added that there are some questions posed about what the Town did or did not commit to in that process. Ms. MacDonald continued, saying that she has reached out to Representative Paul McMurtry and he has looked in his records to confirm what the Town’s commitment may or may not have been.

Ms. Baker stated that she has requested the archived boxes around all the documents related to the Avery School to see what they can uncover.

Mr. MacDonald stated as follow-up that he has read in numerous places references to the MSBA and what the MSBA did or did not do. Mr. MacDonald added that the MSBA builds Schools in a community and the community must certify that it has care, custody and control of the site. Mr. MacDonald continued, saying that the Town of Dedham did confirm to the MSBA that they had care, custody and control of the site, so any other agreements or documents are beyond the MSBA. Mr. MacDonald stated that as far as the MSBA is concerned that School was built on an appropriate site as documented by the Town of Dedham. Mr. MacDonald added that the funding the MSBA gives to the Town of Dedham is based on the Town certification that it has care, custody and control. Mr. MacDonald continued, saying that there has been some discussion regarding whatever was done with MASS DOT was tied to the MSBA funding and that is simply not the case. Mr. MacDonald added that he is the CEO at MSBA.

Mr. MacDonald stated that a few weeks ago we had the Run for the Fallen in Dedham and it was an amazing and emotional event. Mr. MacDonald thanked Mr. Guilfoyle for going above and beyond in support of events like this involving our veterans.

Mr. Guilfoyle reminded all that at Dedham Day is this coming Sunday.

Ms. Sullivan stated that she would like to move forward with goal setting.

Mr. MacDonald stated that he would share former Board member, Mike Butler’s notes on goal setting.

Ms. Baker informed all that the Town has contracted with Waste Zero, along with Waste Management to provide a second option for residents with excess household trash. As of now, residents can purchase the excess bags at Stop & Shop, Terry’s market and the 7 Eleven in Oakdale Square. We continue to work with other vendors in Town to offer multiple options for the residents.

Dr. Teehan moved to adjourn the meeting; seconded by Mr. MacDonald**On the Vote**: Ms. MacDonald, yes; Dr. Teehan, yes; Ms. Sullivan, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

The meeting was adjourned at 8:58 pm.

The next Meeting is scheduled for Thursday October 3, 2019. This is to certify that the above is a true and accurate record of the minutes of the Selectmen’s Meeting held on September 26, 2019, which minutes were approved on January 28, 2020.

\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Dennis J. Guilfoyle. – Chairman