A Meeting of the Board of Selectmen was held on Thursday February 15, 2018, 7PM, in the Francis O’Brien Meeting Room, 26 Bryant Street, Dedham, Massachusetts. Present were:

Dr. Dennis J. Teehan

James A. MacDonald

Michael L. Butler

Dennis J. Guilfoyle

Brendan G. Keogh

Dr. Teehan called the meeting to order at 7:00PM.

**PLEDGE OF ALLEGIANCE**

Led by Dr. Teehan

Dr. Teehan asked that all present join him in a moment of silences for the victims and their families of the High School shooting in Florida.

**DEDHAM CITIZENS - OPEN DISCUSSION**

**Amy Haelsen – Executive Director, Dedham Square Circle**

Ms. Haelsen stated that she was present before the Board to ask that the crosswalk at the inter-section of High and Washington, particularly the crosswalk from Café Bagel to Horse Thieves Tavern, be reviewed as there is a blind spot and pedestrians are caught off guard. Ms. Haelsen added that pedestrians are feeling very unsafe crossing the street. Ms. Haelsen continued, saying that this could be one of those where it is not a problem until it is a problem.

Dr. Teehan stated that he met with the Dedham Sq., Circle earlier this week and this is one of the concerns that was addressed. Dr. Teehan added that he hears a lot of complaints about that same area and how it has been five years since the redesign of the square and the lights. Dr. Teehan stated that he thinks it would be worth it to have Town Engineer Jason Mammone take a look to see if there’s a better way.

Mr. MacDonald stated that he feels it is appropriate to look at this as well.

**DISCUSSION RE: AMES PROJECT UPDATE**

The OPMs Ron Votta and Suresh Bhatia were present before the Board.

Mr. Votta stated that the project has been moving along and the progress is advancing. Mr. Votta added that many of the rooms are being finished and carpets are being added. Mr. Votta continued, saying that the second, third and fourth floors are moving along and the Senior Center is moving along as well. Mr. Votta stated that some of the major issues have been overcome.

Mr. Kern stated that he does not have much to add to Mr. Votta’s report. Mr. Kern informed all that there was a deadline today that was generated primarily from the Builders Risk Insurance and informal and formal meetings involving Counsel from both sides. Mr. Kern continued, saying that there’s been a lot of progress but not necessarily a lot of change.

Mr. Votta stated that it’s going to be a beautiful building and one that the Town will be proud of.

**DISCUSSION & VOTE W/ TOWN ENGINEER JASON MAMONNE**

* **Ford Street Recommendation**
* **Milton Street Recommendation**
* **Execution of Antonio Lane Sewer Easement**

**Ford Street Recommendation**

**Purpose**

The Board of Selectmen (BOS), at their 1/18/18 meeting referred to the Engineering Department to study and provide recommendations for improvements to the traffic on Ford Street.

The referral of this study was the result of an email to the BOS from Mr. Keith Joyce of Ford

Street asking for assistance on the existing traffic conditions along this roadway. Mr. Joyce

stated in his email that vehicles are entering Madison Street onto Ford Street heading

Southbound to Rustcraft Road using it as a cut-through to bypass the traffic signals at the East

Street/Rustcraft Road intersection. He stated that the cars come down Ford Street at a very high rate of speed. He suggested making Ford Street into a “Residents Only” or “Do Not Enter” street starting at the entrance of Madison Street during rush hours.

This report summarizes the findings of the Engineering Department.

**Study Area**

Ford Street is a north/south thickly settled residential through public way with a pavement

width of approximately 25 feet from Madison Street to Rustcraft Road. Ford Street is

approximately 385 feet (0.07 miles) in length. There are no sidewalks on either side of the

roadway. Vehicles are parked sporadically along both sides of the roadway by residents.

The prima facie speed limit on Ford Street is 30 mph. A prima facie speed limit is a default

speed limit that applies when no other specific speed limit is posted. According to

Massachusetts General Laws (MGL), Chapter 90, Section 17; unless posted otherwise, your

speed would not be reasonable and proper if a motor vehicle is operated in excess of:

* 20 mph in a school zone

• 30 mph in a thickly settled or business district

• 40 mph outside a thickly settled or business district

• 50 mph on a highway outside a thickly settled or business district Ford Street has an existing “No Left Turn” restriction from Rustcraft Road onto Ford Street.

**Observations**

The Town of Dedham utilized a Jamar Radar Recorder to log the speed and volume of vehicles

on Ford Street during the period beginning October 13, 2015 and ending October 16, 2015. The

counter was located on a utility pole at station 1+95 which is located between #13 and #17 Ford

Street (See Attached Locus Plan). The 2015 data used, was from a study of that neighborhood

area (Iverson, Hobart, Ford and Madison) when a resident of Iverson Way, requested that the

Transportation Advisory Committee study the neighborhood traffic with the concern that since

General Dynamics opened up at 100 Rustcraft Road, more vehicles were using the

neighborhood streets as a cut-through to avoid the traffic signals at the East Street/Rustcraft

Road intersection. The volume data presented below will be inflated from the actual data

collected to reflect a conservative 2% growth for each year.

**Madison Street**

The volume of traffic expressed as average daily traffic (ADT) on Ford Street was found to be 108

vehicles per day, with 67% of vehicles traveling northbound and 33% traveling southbound. The

combined average speed for both directions was found to be 18 mph. The combined 85th

percentile speed for both directions was found to be 22 mph. The 85th percentile speed is the

speed at or below which 85 percent of vehicles travel and is the national standard utilized to

determine if the speed on a given roadway is in excess, at or below the speed limit. The 85th

percentile speed indicates that the majority of the vehicles are travelling below the prima facie

speed limit of 30 mph.

Table 1 – Traffic Volumes\*

|  |  |  |  |
| --- | --- | --- | --- |
| *Location* | *Average Daily Volume* | *Peak Hour Volume* | *Peak Hour*  *Direction/Time* |
| Ford Street | 108 | 13 | 85% Northbound |
| Northbound | 73 | 11 | 6:00 – 7:00 PM |
| Southbound | 35 | 6 | 4:00 – 5:00 PM |

\* Traffic Volumes shown have been increased by 2% annually since 2015 study.

Table 2 – Observed Speed

|  |  |  |  |
| --- | --- | --- | --- |
| *Location* | *Speed Limit* | *Average Speed* | *85th Percentile Speed* |
| Northbound | 30 mph\* | 19 mph | 23 mph |
| Southbound | 30 mph\* | 15 mph | 21 mph |

aPrima Facie Speed Limit

**Crash Data**

The Engineering Department analyzed crash data utilizing the most recent 2004-2014 data

available from the Massachusetts Highway Department (MassDOT) and the most recent 2006-

2017 data available from the Dedham Police Department to determine if the subject area was

experiencing a higher than normal rate of accidents. Upon review of the MassDOT and Town of

Dedham data, it was determined that there was 1 accident along this section of Ford Street over a 13 year period. This low number of crashes on Ford Street indicates there are no overriding roadway geometric safety issues in this area. The one crash did not involve a pedestrian or bicyclist.

**Conclusion**

Turn restrictions, Do Not Enter Restrictions and Traffic calming is not recommended for Ford

Street based upon the following:

• Ford Street is a Public Way and therefore cannot be restricted to a “Do Not Enter -

Residents Only” restriction. Public Ways are available to all motorists that wish to travel

the roadway.

• Ford Street does not meet the eligibility requirements for traditional traffic calming

measures as a means to mitigate speeding since the combined measured 85th percentile speed of 22 mph is 8 mph below the prima facie speed limit of 30 mph. Eligibility requirements, as stated in the Town’s Traffic Calming Policy, require a residential street to exhibit an 85th percentile speed in excess of 5 mph over the speed limit to be considered for traditional traffic calming measures.

• Ford Street does not experience a higher than normal volume of vehicles. The observed ADT of 108 vehicles per day experienced on Ford Street is consistent with other residential streets in Dedham with similar characteristics.

• Based upon the 13 years of crash data, there has been 1 motor vehicle accident which

did not involve a bicyclist and/or pedestrian. Based upon this information it does not

appear as though there is a bicyclist and/or pedestrian safety issue.

Although the Engineering Department does not recommend traditional traffic calming measures for this section of Ford Street, we do recommend the following low-cost traffic calming measures that could be utilized and/or taken on by the concerned resident and neighbors of the Ford Street area. Please note that the Town of Dedham does not condone children/minors playing in the street.

• Purchasing a Step2 Kid Alert Visual Warning System – These can be purchased at Toys R Us, Wal-Mart, Amazon.com and other similar retail and online stores for about $25 to

$35. The Step2 Kid should be placed at the end of your driveway so it is visible to

motorists. This should only be placed out during times when kids are actually outside

playing in the yard. By having it out all the time, it will reduce its effectiveness. Studies

have shown that when used properly, it usually aids in the reduction of vehicle speeds.



*Photo of Step 2 Kid Alert*

• Purchasing Yard Signs – These can be purchased from various online stores for around

$10 to $25. These yard signs should be placed in the front yard on private property in a

visible location to motorists. These types of signs remind motorists that they should be

aware of their speeds in your neighborhood.



*Photo of “Drive Like Your Kids Live Here” Yard Sign*

• Work with your neighbors to park your cars on either side of the street in a staggered

fashion as to reduce the openness of the roadway while still allowing for the safe

passage of emergency response vehicles (i.e. Police, Ambulance, Fire Engine). This

measure physically narrows the roadway making the motorist slow down to negotiate

by the parked vehicles.

• Coordinate with the Police Department to see if they can place their mobile “Your Speed

Is” sign on Madison Street a couple of times throughout the year.

**Report for 10/13/2015 3:00:00 PM to 10/16/2015 12:16:41 PM**

**SPEED STATISTICS - 15 to 70+ by 5 MPH**

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Speed MPH | 1-15 | 16-20 | 21-25 | 26-30 | 31-35 | 36-40 | 41-45 | 46-50 | 51-55 | 56-60 | 61-65 | 66-70 | 71-75 | 76 - 999 |
| Count | 72 | 115 | 96 | 8 | 2 | 0 | 1 | 2 | 0 | 0 | 0 | 0 | 0 | 00 |
| Percent | 24.3 | 38.9 | 32.4 | 2.7 | 0.7 | 0 | 0.3 | 0.7 | .0.0. | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Over Speed | 15 | 20 | 25 | 30 | 35 | 40 | 45 | 50 | 55 | 60 | 65 | 70 | 75 | 999 |
| Count | 224 | 109 | 13 | 5 | 3 | 3 | 2 | 0 | 0 | 0 | 0 | 0 | 0 | 0 |
| Percent | 75.7 | 36.8 | 4.4 | 1.7 | 1.0 | 1.0 | 0.7 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 | 0.0 |

|  |  |  |  |  |  |  |  |  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- | --- |
| Percentile | 5% | 10% | 15% | 45% | 50% | 55% | 85& | 90% | 95% |  |  |  |  |  |
| Speed | 9 | 11 | 12 | 17 | 18 | 19 | 22 | 24 | 25 |  |  |  |  |  |

Average 18

(Mean)

Pace Speed 14-23

Number in 212

Pace

212

Percent in 71.6

Pace

**\*SEE ATTACHED FOR COMPLETE REPORT**

Dr. Teehan asked if there is anyone was present for this specific matter.

**Eileen Newell - 254 Madison St., was present before the Board.**

Ms. Newell stated that she knows Mr. Mammone did a traffic study about two and half years ago and wondered if he had done one recently.

Mr. Mammone stated that he had not done a recent study but has revisited areas where a traffic study has taken place and inflation is usually consistent with the 1 to 2%. Mr. Mammone added that he is comfortable with the data is collected in an area within the last five years.

Ms. Newell stated that the neighborhood where she lives is unique in the way that connects to Rustcraft Road. Ms. Newell went on to describe the cut through traffic and speedy recklessness with which they travel down her street.

Mr. Guilfoyle asked Mr. Mammone if a don not enter sign could be put right at the corner of Ford and Madison Street.

Mr. Mammone stated that typically they have no outlet signs at those locations but it could have gotten knocked down by the snow and just never put back up. Mr. Mammone added that that is something that can be easily put up.

Ms. Newell stated that she has been in that neighborhood since 2009 and has the never seen a sign there. Ms. Newell added that their used to be a stop sign at the corner of Ford and Madison that got knocked down a couple of years ago and has not been put back up.

Mr. Guilfoyle asked Mr. Mammone to look into putting a dead-end sign at that intersection as well as putting the stop sign back in.

Mr. Mammone stated that he will coordinate with Joe Flanagan, Director of Public Works.

Mr. MacDonald asked Mr. Mammone if he considered designating the street as a one-way street.

Mr. Mammone stated that because of the low volume of traffic they had not considered that.

Mr. MacDonald asked Mr. Mammone to look into it and report back to the Board.

Mr. Keogh asked Mr. Mammone if there could be a restricted times turn sign put in that area.

Mr. Mammone answered that they could put a sign there would also be restrictive to the residents.

Mr. Keogh asked Mr. Mammone if they could do an updated traffic study since last one was two and a half years ago.

Mr. Mammone answered that they could do one in the spring once the weather turns.

Mr. Butler pointed out that the Town wide speed limit change, from 30 MPH to 25 MPH, will be going onto effect on May 1, 2018. Mr. Butler asked Mr. Mammone if his recommendations would have changed if instead of a speed limit of 30 a limit of 25 was assumed.

Mr. Mammone answered no, we’re not, as 85th percentile was 22 mph, which is 3 miles per hour below the speed limit

Mr. Butler asked for the Town Manager and the Police Department to check on people making the illegal left turn from Rustcraft on to Ford.

Ms. Newell admitted for convenience sake she does take that illegal left turn to get to her house. Ms. Newell added that she does not see a lot of cars doing the same thing.

Dr. Teehan asked Mr. Mammone if he could name the comparable streets in the neighborhood.

Mr. Mammone stated that he has done a study on Taylor Avenue where people cut through to avoid the rotary and traffic calming measures were not recommended as the average speed was below the 85 percentile. Mr. Mammone added that Barrow Street was another example but there wasn’t much we could do as the traffic‘s average speed stayed below 25 MPH.

Dr. Teehan stated that it looks like the Board’s recommendation is to go forward with the traffic calming study and report back in about six months

**Milton Street Recommendation**

Proposed Loading Zone – 70 Milton Street

**Purpose**

A request was made to the Board of Selectmen (BOS) at their 1/18/18 meeting by Mr. David MacKay of Milton Street Investors, LLC. to create a 56 foot loading zone in front of their building located at 70 Milton Street for their Adult Day Health Tenant, Forever Young. The requested loading zone would be used as a pick-up/drop-off zone for seniors going to and from Forever Young. The BOS requested that the Engineering Department investigate this matter. This technical memorandum summarizes the findings of the Engineering Department

**Study Area**

Milton Street, in the area of 70 Milton Street, is a densely populated major collector roadway that experiences an annual daily traffic of approximately 10,000 vehicles per day.

Milton Street is an east west residential/business through street with a pavement width of approximately 38 feet with 17 foot travel lanes and 2 foot shoulders.

70 Milton Street is situated on the north side of Milton Street. There currently exists a “No Parking” restriction on the south side of Milton Street from Myrtle Street to River Street and a “No Parking – Here To Corner” restriction of the north side of Milton Street in front of 70 Milton Street as depicted on the plan submitted to the BOS entitled “Loading Zone Exhibit” as prepared by Henderson Consulting Services, LLC, dated 1/8/2018.

In 2016, the Engineering Department, at the request of the Town Manager, designed for the restriping of Milton Street from Cliff Way to just beyond 70 Milton Street to mitigate the sideswiping accidents that had been occurring to the vehicles parked along the north side of Milton Street within this area. The restriping plan calls for this area of Milton Street to have 12 foot travel lanes, an 8 foot shoulder on the north side and a varying width shoulder on the south side of 3 to 6 feet. The striped shoulder on the north side is wide enough to allow for on-street parking while at the same time clearly defining the limits of the travel lane to mitigate sideswiping accidents. The BOS approved the restriping plan at their 10/19/2017 meeting. Due to the cold weather and the approach of winter, the actual restriping of Milton Street cannot occur until the spring of 2018.

**Observations**

As stated in Mr. MacKay’s letter submitted to the BOS, Forever Young will operate weekdays from 8 AM to 2 PM. The plan proposes to have a loading zone located directly abutting to the west of the existing “No Parking – Here To Corner” restriction and extend for a length of 56 feet. This length should accommodate 2 coach vehicles (22’ in length) and fit inside of the approved redesigned shoulder width of 8 feet. They are requesting that the loading zone restriction be in effect Monday through Friday from 7 AM to 3PM which will allow them an extra hour before and after business hours to safely pick-up and drop-off the seniors.

**Conclusion**

Based upon the review of letter and plan submitted to the BOS and the review of the existing conditions of Milton Street, the requested loading zone is permissible. Should the BOS approve this restriction, it should be done with the following conditions/understandings to the proponent:

• The restriction will be signed and enforced as “No Parking, Loading Zone, 15 Minute, 7 AM – 3PM, Monday – Friday” within the 56 foot zone shown in the plan

• Milton Street is a Public Way and therefore, the loading zone can be used by any commercial vehicle and not exclusively by Forever Young

• The restriction will not be assigned until the restriping of Milton Street as described above is completed by the Department of Public Works in the spring of 2018.

Should the BOS approve this restriction with the conditions/restrictions above, the Engineering Department will work with the BOS to make the appropriate amendments to the Traffic Regulations once the restriping work has been started.

Mr. MacDonald moved approval of the requested loading zone, with the following restrictions:

* The restriction will be signed and enforced as “No Parking, Loading Zone, 15 Minute, 7 AM – 3PM, Monday – Friday” within the 56 foot zone shown in the plan
* Milton Street is a Public Way and therefore, the loading zone can be used by any commercial vehicle and not exclusively by Forever Young
* The restriction will not be assigned until the restriping of Milton Street as described above is completed by the Department of Public Works in the spring of 2018; seconded by Mr. Guilfoyle. **On the Vote:** Mr. Keogh, yes; Dr. Teehan, yes; Mr. Butler, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**Execution of Antonio Lane Sewer Easement**

Mr. Mammone informed all that the paperwork in front of the Board was prepared by Peter Zahka and then reviewed and approved by Town Counsel, for this sewer easement located within the right-of-way for the new subdivision located off of Woodleigh Road, entitled Antonio Estates. Mr. Mammone added that this easement would give the Town the right to operate and maintain the sewer that is going in to service that subdivision.

Mr. MacDonald moved approval of the sewer easement, for Antonio Lane, as described in the documents created by attorney Zahka; seconded by Mr. Keogh.  **On the Vote:** Mr. Keogh, yes; Dr. Teehan, yes; Mr. Butler, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**DISCUSSION & VOTE RE: REQUEST FROM MOBILITE, LLC, TO INSTALL BACKHAUL TRANSPORT EQUIPMENT (685 PROVIDENCE HIGHWAY)**

Eric Kallio - representing Mobility as their Permitting Manager was present before the Board.

Mr. Kallio informed all that he would like to talk about a small cell attachment at the 685 Providence Hwy. location. Mr. Kallio added that Mobility is working on deploying small cell attachments on existing wood poles throughout the Northeast. Mr. Kallio continued, saying that they would be attaching the antenna towards the top of the pole, as a side mount. Mr. Kallio stated that EverSource, owner of the pole, is approved Mobility’s work on this project. Mr. Kallio added that in addition to that Mobility has a GPS apparatus and an AC distribution box that will be mounted on the side of the pole and will provide better coverage for Sprint customers.

Mr. Keogh recused himself from the next six agenda items as he is an employee of Verizon Wireless.

Mr. MacDonald moved that the Board take this matter under advisement for determination at a future meeting; seconded by Mr. Butler. **On the Vote:** Mr. Keogh, abstained; Dr. Teehan, yes; Mr. Butler, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

Dr. Teehan clarified that the Board is going to consider the motion and will make a decision at a future meeting.

**DISCUSSION & VOTE RE: REQUESTFROM NEW ENGLAND CINGULAR WIRELESS PCS, LLC, (“AT&T) FOR WIRELESS ATTACHMENTS AT THE FOLLOWING LOCATIONS: 754-792 PROVIDENCE HIGHWAY, 26 SCHOOL STREET, 15 WILLOW STREET, 64 DEDHAM BLVD., 44 EMMET AVE. 490 HIGH STREET**

Edward Pare - Atty. at Brown Rudnick, representing AT&T was present before the Board.

Mr. Pare informed all that AT&T has a need in Dedham to upgrade its network, to provide additional coverage and additional capacity for exploding data needs of the consumers. Mr. Pare stated that AT&T looks to install low-power small cells on existing Poles. Mr. Perry added that the antenna is about 24 inches high and is typically mounted to the top of the pole. Mr. Pare continued, saying that he is proposing six locations this evening, four being on existing poles and two on new poles; one on Providence Highway and one on Sawmill Lane.

Ms. Baker informed all that AT&T is withdrawing their request regarding 64 Dedham Blvd. as the address was incorrect. Ms. Baker added that it is actually 34 Sawmill Ln. and it will have to be re-noticed and reheard. Ms. Baker continued, saying that she received two opposition emails from residents with respect to the one being proposed for the School St., Franklin Square area.

Mr. MacDonald informed all that the Board received an email from a resident who had some questions regarding this project. Mr. MacDonald proceeded to read the email and answer the questions.

1. When will this job likely be finished? **Spring/Summer of 2018 with one to two days construction work.**
2. Will any destruction of my driveway or adjoining streets or sidebar property be replaced/repaired immediately when the work is complete? If not when and how many disruptions be attended to. **We do not expect any destruction or damage to the area but if any occurs it will be repaired.**
3. Will this work ensure that the extra pole being removed? **We can review further with the utility company since they own the poles.**
4. What interference with any electrical service to the neighborhood will occur as part of this effort? **No interference.**
5. What locations that are having work done will have their phone bills affected? **We do not anticipate any impact on telephone bills as utilities receive a license fee and reversed for any work performed to ready the pole. If you are an AT&T customer your service will improve.**

The following residents shared their concerns on the impacts of this project:

**Lynn Fairbank - 4 Franklin Sq**. - raised concerns about such a device being installed in it in the Historic District area of Dedham.

**Susan Anvegin – 19 Willow Street** - raised concerns for aesthetic and health reasons.

Mr. Pare handed out photos depicting a typical installation and a report by Radiation Safety Specialist, Donald Haes. (Please see attached)

**Jessica Porter - 4 Willow St.** - asked if any entity will get rent revenue from this device.

Mr. Pare stated that AT&T will enter into an agreement with EverSource for a fixed reasonable

reimbursement set by the DET. Mr. Pare added that AT&T is required to pay for ready work in the cost of the pole and if there is a double pole, that will have to be removed.

Ms. Porter asked Mr. Pare if these installations could be moved to more commercial areas.

Mr. Pare answered that AT&T is going into the places with her having capacity issues and will not perform an installation unless the network is going to be upgraded to address the concerns that they have. Mr. Pare stressed that these units are very low-power so in return, the emissions are very low.

Ms. Porter informed the Board that the city of Malden has established a way of doing the annual inspections on these devices and they are charging a $500 inspection fee. Ms. Porter added that she encourages the Board to look into the various designs that are out there and available. Ms. Porter continued, saying that the Board might consider some zoning restrictions in the bylaws so that the Town is deciding which of the designsare going to be appropriate for a Town and companies would have to meet certain design standards.

**Carey Read – 65 Emmett Ave. -** stated his reasons for opposition to this project. The first being aesthetics and the second is not being able to receive low frequencies.

Mr. Pare stated that AT&T cannot cause interference as the FCC regulates their spectrum, so nothing they add here is going to interfere with any radio or TV signals.

Mr. MacDonald moved that the Board take the following installation locations under advisement for further review. 754-792 Providence Highway, 26 School Street, 15 Willow Street, 44 Emmett Avenue and 490 High Street; seconded by Mr. Guilfoyle.

Mr. Guilfoyle informed Mr. Pare that Dedham has a large problem with double poles. Mr. Guilfoyle asked Mr. Pare if AT&T had an agreement with EverSource to remove double poles.

Mr. Pare stated that EverSource will not let AT&T install on a double pole, but if AT&T were approved and it was a double pole then we have no problem with the condition that upon installation there would only be one pole.

**On the Vote:** Mr. Keogh, abstained; Dr. Teehan, yes; Mr. Butler, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes

Mr. MacDonald noted that the 64 Dedham Blvd. notice was withdrawn by Counsel, so no action is needed by the Board.

**STATEMENTS FROM CONSERVATION COMMISSION CANDIDATES**

The following candidates gave statements for consideration of 1 open seat and 2 alternative seats on the Conservation Commission:

**William Dashe – 12 Worthington Street (16 years old)**

Mr. MacDonald stated that when candidates make statements for consideration he usually doesn’t say anything. Mr. MacDonald continued, saying that this is the first time he has seen a high school student come in and apply for one of the various open positions. Mr. MacDonald added that Mr. Dashe is to be commended.

**Robert Scheffler – 197 Tower Street**

**Nathan Gauthier – 89 Maple Place**

**Michelle Kayserman – Allen Lane**

**Sean Hanley – 49 Sanderson Avenue**

Dr. Teehan informed all that as usual. Consider the five applicants.

Ms. Baker stated that there is one open seat on the commission and two alternates.

Dr. Teehan stated that the Board will take it under advisement most likely vote at the next meeting. Dr. Teehan thanked all the candidates for their interest in this commission.

**DISCUSSION & VOTE RE: PLACEMENT OF QUESTION RE: PROPONENT & OPPONENT FOR BALLOT QUESTION RE: PROHIBITING MARIJUANNA ESTABLISHMENTS**

Ms. Baker informed the Board that in front of them are the questions that Town Counsel one has prepared for the April 14, 2018 Town election ballot. Ms. Baker added that as required, by chapter 238 the acts of 2002, when there is a referendum question on the ballot in, there is a requirement to provide information to the voters, which is done by seeking a proponent and an opponent to the question and having no statements prepared and mailed to every home in Dedham with at least one registered voter to arrive no later than 10 days prior to the date of the election. Ms. Baker stated that the Town election is April 14, 2018, so notices would need to arrive in homes no later than April 4, 2018. Ms. Baker proposed that the Board solicit statements due back March 12, 2018, in compliance with the state statute. Ms. Baker added that we would then send those to LHS, who handles all of our voting materials, no later than March 28, 2018 to be prepared and mailed for delivery on April 4, 2018. Ms. Baker informed all that she will prepare a notice to go into the newspaper and all other media opportunities, the district chairs and various Boards committees and commissions. Ms. Baker continued, saying that if nobody comes forward as either a proponent or opponent, Town Counsel is asked by statute is asked to draft the physician statement regarding same.

Mr. MacDonald moved that the Board place the question on the ballot as well as solicit proponent and opponent; seconded by Mr. Guilfoyle.

Mr. MacDonald asked how the Board would get the notice out to seek the proponent and opponent.

Ms. Baker stated that she will put it in the newspaper and on the Town website and enter the media outlets that we can access. Ms. Baker continued, saying that she will notice the District Chairs, Boards and Committees throughout the Town and departments that may have a suggestion. Ms. Baker added that if we do not receive any interest in taking either position, Town Council will draft the position that is not represented.

Mr. Butler clarified that a yes vote on the ballot question will prohibit marijuana establishments from operating in the Town of Dedham while a no vote means marijuana establishments will not be prohibited. Mr. Butler stated that a yes vote would ban marijuana establishments and a no vote would not ban marijuana establishments.

Dr. Teehan stated that the Town will have very little control if retail marijuana establishments are allowed in Dedham. Dr. Teehan added that he strongly advocates voting yes and prohibiting retail marijuana.

Mr. MacDonald stated that the Board also submitted a Warrant Article for the Town Meeting coming up in May, in the event that the ballot question fails, so that the Town is not exposed and will have an article that will deal with potential zoning issues. Mr. MacDonald continued, saying that the Board of Selectmen should work with the Planning Board as it would be a Planning Board article not a Selectmen article.

**On the Vote:** Mr. Keogh, yes; Dr. Teehan, yes; Mr. Butler, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes. You

**DISCUSSION & VOTE RE: REQUEST FOR CHANGE OF MANAGER FROM MEGHAN GRAHN TO ZACHARY S. GORDON FOR YARD HOUSE USA, INC., D/B/A YARD HOUSE, 200 LEGACY PLACE**

Mr. MacDonald recused himself as this matter will go before the ABCC.

Dave Krumsick, attorney, and Zachary Gordon, proposed Manager, were present before the Board.

Mr. Krumsick stated that Mr. Gordon has been with Yardhouse for almost 5 years, some of the time was spent at the Fenway location, which is a very busy location. Mr. Krumsick added that Mr. Gordon is very familiar with the restaurant operations. Mr. Krumsick informed all that prior to working at the Yard House Mr. Gordon was the Manager of Record for four years at the 99 restaurant in Saugus. Mr. Krumsick continued, saying that there were no violations while Mr. Gordon was Manager of record. Mr. Krumsick stated that internally the Yard House thoroughly vets employees. Mr. Krumsick informed the Board that Mr. Gordon has a certification with ServSafe and Yard House as internal training as well.

Mr. Keogh asked Mr. Gordon what the Yard House method is for training.

Mr. Gordon stated that Yard House has strict policies and procedures in place for its employees. Mr. Gordon added that if an employee does not ID a guest under the age of 30, they will be terminated. Mr. Gordon informed the Board that it is Yard House policy to card anyone under the age of 35. Mr. Gordon stated that every team member in Dedham is required to have TIPS or ServSafe certification prior to renewing the liquor license every year.

Mr. Keogh asked Mr. Gordon how long he’d been at the Dedham location.

Mr. Gordon answered since the beginning of November and prior to that he worked at the Dedham location for about a year, three years ago.

Mr. Keogh asked Mr. Gordon what his prior position was.

Mr. Gordon answered Associate General Manager.

Mr. Keogh asked Mr. Gordon how that differs from what his position is now.

Mr. Gordon answered that he oversees all operations for the restaurant.

Mr. Butler asked Mr. Gordon if he has read the rules and regulations pertaining to the service of alcohol in Dedham.

Mr. Gordon answered yes.

Mr. Butler asked Mr. Gordon how he handles a person who has had too much to drink.

Mr. Gordon stated that the bartenders and servers are trained to do a green light, yellow light, red light system and whenever they think a patron may be in question they will get a Manager involved. Mr. Gordon added that the Manager will keep an eye on the patron and if needed will go over to have a conversation with them that they would no longer be serving them alcohol. Mr. Gordon informed the Board that they would offer them soda, coffee or food and offer to get them a ride home.

Mr. Butler stated that as far as he knows, Yard House has been in Legacy Place for nine years and there have been no violations.

Mr. Guilfoyle asked Mr. Gordon if he reached out to Deputy Chief Buckley the Alcohol Enforcement Officer.

Mr. Gordon answered no.

Mr. Guilfoyle suggested that Mr. Gordon reach out to him.

Mr. Guilfoyle moved approval of the request of change of Manager to Zachary S Gordon; seconded by Mr. Keogh. **On the Vote:** Mr. Keogh, yes; Dr. Teehan, yes; Mr. Butler, yes; Mr. Guilfoyle, yes; Mr. MacDonald, abstained.

**DISCUSSION & VOTE RE: APPOINTMENT OF RETIRED FIRE CHIEF JAMES DRISCOLL TO THE INSURANCE ADVISORY COMMITTEE**

Miriam Johnson, Human Resources Director for the Town of Dedham, submitted the following request:

As we prepare to kick off the Section 21 – 23 process to move employees from the Rate Saver plans for the Benchmark plans through West Suburban Health Group, we need the Board of Selectmen to appoint a retired individual to the Insurance Advisory Committee (IAC.) The state has appointed Retired Chief Driscoll to the PEC. I’m requesting that the Board of Selectmen appoint Retired Chief Driscoll to the IAC as well since he is up to date on the subject as a result of his attendance at PEC meetings.

Mr. Butler moved approval of the appointment of retired Fire Chief James Driscoll to the Insurance Advisory Committee; seconded by Mr. Keogh. **On the Vote:** Mr. Keogh, yes; Dr. Teehan, yes; Mr. Butler, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

**TOWN MANAGER’S REPORT**

Mr. Kern stated that they have met weekly with the design team, Dore & Whittier and the OPM’s. Mr. Kern added that they have reset the budget and amended the contract as we had expended all of the money that was originally allocated so there were some adjustments that needed to be made.

Mr. Kern informed all that the schedule to go in front of the Regulatory Boards, including Con Comm, is being set up.

Mr. Kern has spoken with Jim Sullivan, Chairman of the BPCC about hosting a public meeting regarding the site, the area that will be vacated when the existing Fire Station is no longer there.

Mr. Kern stated that he had a request from the BPCC, to more formally put oversight for this next project in the purview of the BPCC.  Mr. Kern added that he is inclined to do so but would like to speak to that committee to make sure they are ready.

Mr. Butler stated that he thinks this is a good idea and it might be worth talking to some of the long serving members of the School Building Rehab Committee, as they are now on the third building.

Mr. MacDonald stated that there are some vacancies on that committee so is important that the postings happen soon.

Ms. Baker informed all that the posting was already up.

Mr. MacDonald asked Ms. Baker how many vacancies there were.

Ms. Baker answered that there is one open seat, due to the Chiefs passing and there are two current members that are up as well. Ms. Baker added that there are two at-large and one is the construction position.

Mr. MacDonald stated that he believes that is the appointment of the Town Manager. Mr. MacDonald added that he believes it is important that the Planning Board is involved right from the beginning.

Dr. Teehan stated that the Town Manager’s report contains a brief update of what is going on with this project.

Mr. Kern informed all that Town Planner interviews are hopefully nearing an end and hopes that he will be making an appointment next week or two.

Mr. Kern mentioned that there was a gathering this morning at the new Blue Ribbon BBQ Restaurant, that the Lieutenant Governor and quite a few others attended. Mr. Kern added that the Economic Development Dir., John Sisson, put this together to recognize the many successes in Dedham over the last 10 years and the roles so any people in elected office and other positions have played through the years.

Mr. Kern stated that they are also interviewing for a Town Accountant, a role that has been filled by an outside firm since they were unsuccessful in filling the position about a year ago.

5)  Leadership Matters:  The 5 individuals have completed phase one of the project.  We are now entering phase two.  Our project is civic engagement.  Future agenda item to brief the Board.

Mr. Kern informed all that the West suburban health group will be voting the new health insurance rates on 2/21.  The Steering Committee recommended rates between 6 and 9 percent.

Mr. Kern stated that he did want to mention that there was a service gas leak last night just off Dedham Boulevard. Mr. Kern added that the Fire Chief had a meeting today with all the principles to go over all safety measures. Mr. Kern continued, saying that this was part of the MWRA project.

**ACTION BY THE BOARD**

**MINUTES APPROVAL – January 11, 2018**

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

**DRAINLAYER’S LICENSE APPROVALS**

GB Sons Construction Company, Inc.

272 Hill Street

Raynham, MA 02767

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

**REQUEST FROM KU DE TA. LEGACY PLACE FOR A 1-DAY LIQUOR LICENSE, MARCH 4 FROM 4-6 PM**

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

Only the March 4, 2018 request was approved.

**REQUEST FROM THE FRED ASTAIRE DANCE COMPANY FOR A 1-DAY LIQUOR LICENSE, FEBRUARY 22, 2018, 6-10 PM**

Mr. Keogh moved approval; seconded by Mr. Guilfoyle. **On the Vote:** Mr. Keogh, yes; Dr. Teehan, yes; Mr. Butler, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes. You

**REQUEST FROM THE AVERY SCHOOL PTO TO HANG SIGNS AND A BANNER BETWEEN THE ODD FELLOW HALL AREA AND THE OLD CHRISTIAN SCIENCE CHURCH, TO NOTIFY THE PUBLIC OF THEIR DISCOVER SUMMER CAMP FAIR ON MARCH 3, 2018**

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

**GIFT ACCEPTANCES**

**ACCEPTANCE OF GIFTS THAT WERE BESTOWED UPON THE COUNCILL ON AGING, FROM THE DEDHAM BRANCH OF THE GENERAL ALLIANCE AT FIRST CHURCH, THE DEDHAM INSTITUTE FOR SAVINGS AND SAINT PAUL’S CHURCH**

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

Ms. Baker informed all there is the need for an executive session as stated on the agenda.

**OLD/NEW BUSINESS**

Mr. Butler stated that John Sisson, Dedham Economic Development Director, did a really nice job organizing today’s dual-purpose ceremony. First recognizing a decade of investment in Dedham Square and the ribbon-cutting for Blue Ribbon BBQ.

Mr. MacDonald moved that, pursuant to General Laws, chapter 30A, Section 21, A3, the Board move into executive session to consider the use of litigation to enforce the zoning bylaws; seconded by Mr. Butler. **On the Vote:** Mr. Keogh, yes; Dr. Teehan, yes; Mr. Butler, yes; Mr. Guilfoyle, yes; Mr. MacDonald, yes.

Dr. Teehan stated that the Board will only adjourn from executive session to end the open meeting.

The Open Meeting was adjourned at 8:49PM.

The next Meeting is scheduled for Thursday March 1, 2018 at 7 PM. This is to certify that the above is a true and accurate record of the minutes of the Selectmen’s Meeting held on February 15, 2018, which minutes were approved April 19, 2018.

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Dennis Teehan, Jr. – Chairman