A meeting of the Board of Selectmen was held on Thursday June 28, 2018, 7PM, in the Francis O’Brien Meeting Room, 26 Bryant Street, Dedham, Massachusetts. Present were:

James A. MacDonald – Chair

Brendan G. Keogh - Vice Chair

Michael L. Butler

Dr. Dennis J. Teehan

Dennis J. Guilfoyle

Mr. MacDonald called the Meeting to order at 7:05pm.

**PLEDGE OF ALLEGIANCE**

Led by Mr. MacDonald

**DEDHAM CITIZENS OPEN DISCUSSION**

None.

**CONSERVATION COMMISSION CANDIDATE STATEMENTS**

**Leigh Hafrey –** Mr. Hafrey gave a brief Statement detailing his experience and stating why he would be an asset to the Conservation Commission.

**Nick Garlick –** not present

**Joseph Croscup** – not present

Mr. MacDonald stated that there are three candidates for three spots and added that the Board will vote these appointments at our next meeting.

**ACTION BY THE BOARD**

**Request for Block Party**

Anthony Lane – Saturday July 28, 2018, 2pm – 7pm (rain date Sunday July 29, 2018, by Residents from Fay Road, Anthony Lane and Pacella Between Fay Road and Chute Road.

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

**1 Day Liquor License LIQUOR LICENSE**

**St. John of Demascus Church – August 4, 2018, 7pm – 12am**

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.

**Outside Service of Alcohol**

**Request from Dedham Moose Lodge for outdoor service of alcohol.**

**July 11, 2018**

**July 18, 2018**

**July 25, 2018**

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 TO HOLD TRUNK OR TREAT EVENT IN TOWN HALL PARKING LOT ON SATURDAY OCTOBER 27, 2018, 12PM – 7PM; TO HANG BANNER AT KEYSTONE PARKING LOT FOR A WEEK PRIOR TO EVENT; TO BLOCK OFF PARKING SPACE NEXT TO DUMPSTER FOR A PORT-A-POTTY AND TO BLOCK OFF ENTIRE TOWN HALL PARKING LOT ON FRIDAY NIGHT October 26, 2018**

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.

**REQUEST FROM THE DEDHAM ROTARY CLUB TO HANG A BANNER TO PROMOTE THE ANNUAL TASTE OF DEDHAM EVENT – THURSDAY OCTOBER 25, 2018 FROM 6:30PM – 9PM AT MOSELEY’S ON THE CHARLES**

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

**REQUEST FOR A STOP SIGN ON HAVEN STREET AT WESTFIELD STREET**

Mr. Guilfoyle moved to send this request to Engineering for further review and comment; seconded by Dr. Teehan. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, yes.

Mr. Guilfoyle moved to take an item not on the agenda; seconded by Mr. Keogh. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, yes.

Mr. Guilfoyle moved approval of the request from the American Legion for outdoor service of alcohol on Sunday, July 29, 1pm – 9pm; seconded by Mr. Keogh. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, yes.

**DISCUSSION RE: FY’17 AUDIT EXIT INTERVIEW W/ POWERS & SULLIVAN**

Renee Davis with Powers and Sullivan was present to go over the results of the FY’17 audit. Ms. Davis stated that Powers and Sullivan’s objective is to give an opinion. Ms. Davis added that to do that we come in and perform procedures to test the balances and the amounts in your Statements. Ms. Davis continued, saying that they come in a few times a year to perform certain procedures. Ms. Davis informed all that the Town of Dedham has a clean or unmodified audit opinion. Ms. Davis stated that management provides the Financial Reports to Powers and Sullivan. Ms. Davis added that the Town has a CAFR, comprehensive annual Financial Report and Dedham’s Financial Reports are within that CAFR. Ms. Davis informed all that Dedham has consistently over the past many years, received a certificate of achievement for excellence in Financial Reporting. Ms. Davis stated that as an AAA Community, Dedham’s Finances are pretty solid. Ms. Davis informed all that Finances continue to be strong and in FY’17 Dedham actually used some of its free cash. Ms. Davis stated that the budgetary position was clean and revenues came in just under budget this year and your expenditures came in under budget as well. Ms. Davis informed all that some of the big things that are happening in Dedham’s Financial Statements are the pension system and OPEB, Other Post-Employment Benefits. Ms. Davis stated that Dedham established a trust to help pre-fund some of that health insurance liability that the Town will have to pay for retirees. Ms. Davis informed all that FY’17 was the first year of Governmental Accounting Board Standards 74 & 75 (GASB 74 & 75). Ms. Davis stated that 74 related to the trust fund and GASB 75 is the Town’s reporting of that liability. Ms. Davis added that with OPEB there is an actuarial valuation, then they come up with an estimated liability and Powers and Sullivan audits that liability. Ms. Davis stated that based on that information the Town should plan on the liability in the Financial Statements going up significantly. Ms. Davis added that the Town is in a good position with a good funding plan for OPEB. Ms. Davis stated that the pension plan is a little bit different as it is a legal obligation to fund it in Massachusetts. Ms. Davis informed all that Dedham is among the tops in the State as far as being funded for pension. Ms. Davis added that Dedham has a really good plan for being able to fund some of the capital improvements. Ms. Davis stated that Powers and Sullivan came in, did their audit and there is nothing really to Report back to the Board, no significant deficiencies or weaknesses were found. Ms. Davis informed all that at the end of FY’17 there were four comments that were not completely resolved but there is a process in place to get these resolved by the end of year. Ms. Davis added that in addition to going through the Town’s Financial Statements the Town is also required to have what is called a single audit or an audit of Dedham’s Federal Award Programs. Ms. Davis continued, saying that every year Powers and Sullivan has to come in to do an assessment of what the Town expended for Federal Grants, which typically is the School. Ms. Davis stated that Powers and Sullivan went to the School and tested the School’s compliance with the laws related to those grants and are they Reporting accurately to the State and Federal Government. Ms. Davis informed all that they found no issues with the findings related to the special education program that was tested this year.

Ms. Davis asked the Board if they had questions or want to go over the CAFR findings.

Mr. MacDonald stated that FY’17 shows a few unresolved management findings and asked Ms. Davis what the findings for FY’18 have shown so far and if these issues will remain unresolved.in the FY’18 audit.

Ms. Terkelsen answered that they will not remain unresolved. Ms. Terkelsen stated that there’s an item to do with credit balances in the A/R and they have just implemented the tax billing A/R module. Ms. Terkelsen added that they still might see a lag next year until it gets cleaned up things are looking quite good.

Mr. MacDonald stated that there has not been an audit of the student activity fund since 2013.

Ms. Terkelsen stated that that first audit has taken place and we should be receiving the results soon. Ms. Terkelsen added that the School is converting their manual process to QuickBooks.

Mr. Butler stated that he appreciates the work that the Finance and Treasurer Team does. Mr. Butler spoke about the information that Powers and Sullivan supplies to them and pointed out a few other items that they assist the Town on. Mr. Butler continued, saying that the team continues to work hard on the Munis implementation.

Ms. Terkelsen informed all that it has been almost 3 years and there are still a number of implementations that the team is working hard on and hopes to complete this summer. Ms. Terkelsen added that the CAFR has been online for quite some time.

Mr. Guilfoyle asked if the Building Department is working hand-in-hand to resolve their issues.

Ms. Terkelsen answered that they have cleared up the delay in checks being processed. Ms. Terkelsen added that they are working with the Building Department to come up with a better solution for permitting but in the meantime they have cleared up that financial item.

Mr. Guilfoyle asked if the pension was fully funded.

Ms. Davis referred to page 85 of the CAFR. Ms. Davis stated that these new GASBs provides information over a 10 year trend. Ms. Davis pointed out that the pension was 90% funded a year and half ago. Ms. Davis continued, saying that the pension is currently closer to 100% funded. Ms. Davis explained how the figures can fluctuate in either direction.

Mr. Kern informed all that the gentleman who does the actuarial valuation of that fund will generally smooth good years and bad years.

Dr. Teehan stated that if the Town did have a bad year it would not be obligated to pay it all back in one year.

Mr. MacDonald stated that he would like to have the Actuary present at the next meeting of this kind.

Ms. Terkelsen informed the Board that at a previous BOS Meeting they discussed whether or not to further reduce the discount rate. So once they have decided, it will only have an impact on what we’ve been talking about.

**DISCUSSION WITH EVERSOURCE RE: UPDATE ON OUTAGES & DOUBLE POLES**

Mark Baldwin - Regional Director for Eversource - responsible for operations in the Town of Dedham, Ken Rice, Manager of Engineering for the MetroWest area and Jack Lopes, Community Relations for Dedham.

Mr. Baldwin informed the Board that they have gone back and looked at the dates January 26, March 2, both underground failures, along with April 2. Mr. Baldwin stated that at the last meeting Mr. Rice spoke about some of the underground issues that were coming out of Station 20. Mr. Baldwin added that over the past few weeks they have taken some corrective measures. Mr. Baldwin continued, saying that they have small repairs, fully inspected every manhole and found some repairs that needed to be fixed and they were taken care of that evening. Mr. Baldwin stated they did find one joint that will need to be addressed but it is not an emergency. Mr. Baldwin added that they wanted to assess the overhead portion of the circuit, so they brought in a vendor and IR’D the entire circuit. Mr. Baldwin continued, saying that as far as the Dedham area they have re-conducted 24 KB lines feeding into Station 20. Mr. Baldwin added that they’ve also done a lot of maintenance activities, adding up to 520 cutout replacements in Dedham. Mr. Baldwin informed the Board that EverSource has done quite a few post-storm repairs as well. Mr. Baldwin switched the topic to double poles in Dedham, where currently there are 128 poles that need activity. Mr. Baldwin added that EverSource needs to transfer off of 21 of those polls. Mr. Baldwin informed the Board that the others are in limbo regarding who owns what on each pole. Mr. Baldwin continued, saying that there are 25 remaining poles in Dedham that need to be removed. Mr. Baldwin stated that as they can get the cell companies off the poles that number will rise. Mr. Baldwin added that if there is a specific pole that a constituent has an issue with, EverSource can jump on that. Mr. Baldwin continued, saying that they take a look at many factors including the age of the pole. Mr. Baldwin informed the Board that since June 13 they have removed 12 poles and have done nine transfers.

Mr. Lopes stated that he spoke with Mr. Flanagan today regarding the streetlights and stated that as far as he knows the majority have been transferred. Mr. Lopes added that when Mr. Flanagan comes back from vacation they will work with his office and look at the poles that need to be relocated. Mr. Lopes informed the Board that once they get Comcast, RCN and Verizon off a pole, we then come in to remove the stub. Mr. Lopes stated that with the coordination of all these departments, we will get this done.

Mr. Keogh stated that when EverSource was in a few weeks ago, there was a specific area of Pine Street and Bridge Street that was experiencing failures in short amount of time. Mr. Keogh added that what was decided was that EverSource would go in and inspect the underground and the overhead then come back for the Board to explain what you found. Mr. Keogh asked what Station 20 was and what its location is.

Mr. Rice informed all that Station 20 is the main feeding force for Dedham and it is on Cecil Place right off of East Street. Mr. Rice stated that as Mr. Baldwin mentioned earlier the 24 KB lines from West Roxbury into Dedham have been re-conducted. Mr. Rice added that they’re looking to upgrade that Station by replacing transformers. Mr. Rice continued, saying that these upgrades directly affect the area Mr. Keogh was concerned about. Mr. Baldwin informed the Board that the cables that were damaged in that area were completely replaced. Mr. Baldwin went on to explain how the damages occurred and what was replaced/fixed.

Mr. Keogh thanked Mr. Baldwin, Mr. Rice, Mr. Lopes and all the men and women that work so hard above ground as well as in manholes.

Mr. Guilfoyle stated that it is nice that EverSource is proactive regarding telephone poles.

Mr. Butler stated that he would be interested in getting the spreadsheet regarding double telephone poles at the end of the year to see how things went.

Mr. MacDonald stated that he hopes that when EverSource comes in at the end of the year there will be no poles still up that should be removed.

Mr. Lopes informed all that there is always going to be some things in the database we’re never going to get to zero. Mr. Lopes added that what they shoot for is to keep the work manageable and have a system in place.

**DISCUSSION WITH MATT CUBETOS & JOHN SISSION RE: WEBSITE UPDATE**

Matt Cubetos, Intern Economic Development and John Sisson Director Economic Development, were present before the Board.

Mr. Sisson stated that he would like to give the Board an update on the changes to the website and also to introduce his intern Matt Cubetos. Mr. Sisson added that he would like to touch on three pieces of background on the website. Mr. Sisson informed the Board that they moved to the new platform about 18 months ago and they are trying to figure out some of the logistics that go along with a move like this. The second thing is that they adopted and distributed content model when they moved to the new platform and that means every department is responsible for its content that is on its pages. Mr. Sisson informed all that this requires training. Mr. Sisson stated that the third thing is that they are aware of the shortcomings and are working to solve them. Mr. Sisson continued, saying that with Lisa Bazinet on board and with Matt helping as well we feel good about the team we had together.

Mr. Cubetos distributed a handout example of the Zoning and Planning Department homepage that was recently remade and published. Mr. Cubetos informed the Board of his accomplishments and education. Mr. Cubetos stated that regarding the website he has four sections;

1. assessments that they’ve done
2. findings of those assessments
3. accomplishments thus far
4. next steps

Mr. Cubetos stated that to figure out what the website needed in order to improve, they conducted several assessments. Mr. Cubetos added that the first assessment was a survey using Google forms. Mr. Cubetos continued, saying that they asked the participants several questions as to how they could improve the website. Mr. Cubetos stated that they also used the survey in conjunction with Google Analytics, which provides a really in-depth assessments regarding website traffic and a lot of hard data.

Mr. Cubetos continued, saying that they’ve also done a separate manual audit of every page on the website which especially focused on the Departments and Governments sections. Mr. Cubetos informed the Board that the biggest issues with the website currently, are navigation, missing content and, the biggest point of improvement we received, was minutes not posted on the website. Mr. Cubetos continued, saying that site visuals were listed as an issue and they would be looking into incorporating some more dynamic and approachable visuals for visitors. Mr. Cubetos stated that lastly, regarding findings, we found that regarding communications, such as updates about the Town, most expressed an interest in receiving this via email. Mr. Cubetos Stated that his particular proud of the work he and Mr. Sisson have done so far. Mr. Cubetos added that they are trying to make the website more consistent across departments and government pages using a MECE (mutually exclusive collectively exhaustive) approach. Mr. Cubetos went on to describe a few of the pages have received these updates. Mr. Cubetos pointed out that they added banners on department pages to make them more dynamic and approachable. Mr. Cubetos continued, saying that they are trying to keep up to date by using sliders on the homepage of the website to update residents and visitors. Mr. Cubetos informed all that he and Mr. Sisson created a new user guide to explain the basics to Department Heads. Mr. Cubetos stated that they are looking to wind down the work on departments. Mr. Cubetos added that these meeting with Kevin Coleman, the IT manager for the Police department to improve their website content. Mr. Cubetos informed all that he and Mr. Sisson are looking to clean up some of the content, with the help from Department Heads. Mr. Cubetos asked the Board for any questions.

The Board thanked Mr. Cubetos and Mr. Sisson for their hard work.

Mr. MacDonald stated that he would like to push the Human Rights agenda item to the end of the meeting. Mr. MacDonald added that he will recuse himself for the next four agenda items as they will potentially go before the ABCC. Mr. MacDonald continued, saying that the Vice Chair, Mr. Keogh, will be the Acting Chair.

**DISCUSSION & VOTE RE: REQUEST FOR CHANGE OF MANAGER FROM KINGS BOWL OF DEDHAM, LLC, D/B/A KINGS BOWL DEDHAM FROM CHRISTOPHER BARROWS TO RICHARD COWARD**

Richard Coward stated that he is returning to Kings Bowl Dedham as the Acting General Manager and will also be the Manager of Record going forward. Mr. Coward added that they will keep the same policies that they’ve always had.

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

**DEDHAM LQ HOLDINGS, LLC, D/B/A VICTORY GRILLE, 223 ELM STREET**

Mr. Keogh stated that there will be no discussion this evening just a vote on sanctions.

Mr. Butler moved, regarding the incident of January 9, 2018, that the Board find that the licensee violated rules 11, 13, and 19 of the Board of Selectmen’s Rules and Regulations for holders of alcoholic beverage licenses in the Town of Dedham, as described in the Dedham Police Department Report for incident number 2018000000657; seconded by Mr. Guilfoyle. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, abstained.

Mr. Butler moved, regarding the incident of April 21, 2018, that the Board find that the licensee violated rules 10, 11, 13, and 19 of the Board of Selectmen’s Rules and Regulations for holders of alcoholic beverage licenses in the Town of Dedham has described in the Dedham Police Department Report for incident number 2018000009670; seconded by Mr. Guilfoyle. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, abstained.

Mr. Butler stated that based on the serious nature of the violations that this is a motion that sends the message that we are reluctant to send but have to send given the Board’s position and responsibility.

Mr. Butler moved that the Board suspend the licensee’s alcohol license for a period of four (4) days on the account of the violations found to have occurred at the licensed premises on January 9, 2018; said days to be served July 3, 4, 5 & 6, 2018 and three (3) days on account of the violations found to have occurred at the licensed premises on April 21, 2018 said days to be served August 4, 5, & 6, 2018; seconded by Mr. Guilfoyle. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, abstained.

Mr. Guilfoyle stated that there is a five day appeal process in this motion would only go through with the understanding that there would not be an appeal. Mr. Guilfoyle asked ifthat was something Victory Grille would like to do.

Attorney Hampe stated that they are interested in moving forward and would waive any appeal rights.

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

Mr. Guilfoyle stated that this is a difficult thing for the Board to do that we have to take these things very seriously.

**VIOLATION HEARING W/ ANTHONY’S WINE & SPIRITS, 258 BUSSEY STREET**

Atty. Kevin Hampe, representing Anthony’s Wine & Spirits, was present before the Board.

Also present was Anthony Ferullo manager of Anthony’s Wine & spirits.

Ms. Baker swore in those in attendance will be speaking at the hearing.

Mr. Hampe stated that they waive the reading of the Police Report. Mr. Hampe added that they will not be contesting the violation. Mr. Hampe continued, saying that there has not been a violation in the last 20 years of Anthony’s Wine & spirits. Mr. Hampe informed the Board that Mr. Ferullo was on duty that evening and is the one that made the mistake and is terribly embarrassed to be here this evening. Mr. Hampe stated that the Ferullo family is well known and is run terrific business done in East Dedham.

Mr. Butler stated that Mr. Ferullo is a good business person and has been good to the community for years and years. Mr. Butler reminded all that these are compliance checks are meant to be educational.

Mr. Hampe informed all that Mr. Ferullo has purchased the new up-to-date scanner and it is now in use.

Deputy chief Buckley stated that Mr. Ferullo and his brothers always attend the training that is provided by the Police.

Mr. Butler moved to close the violation hearing; seconded by Dr. Teehan. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, abstained.

Mr. Keogh stated that this item will be taken up at the next Board of Selectmen’s meeting.

Mr. Guilfoyle moved to take the violation under advisement until the next Board of Selectmen’s Meeting; seconded by Dr. Teehan. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, abstained.

**VIOLATION HEARING W/ HIGH STREET DINING, INC. D/B/A CENTRE DELI/MARKET AND DELI AFTER DARK, 545 HIGH STREET**

Ms. Baker then swore in all parties they would be testifying at the meeting.

Ziad Greige, Owner Centre Deli/Market and Deli after Dark, was present before the Board. Mr. Greige waved his right to the reading of the Police Report. Mr. Guilfoyle stated that for the record this is the first violation of this license.

Dr. Teehan stated that she had is a great small business owner without any previous violations.

Mr. Butler stated that in most of the cases of violations, the server was usually new to the business and/or inexperienced.

Mr. Greige stated that the server in question was a hostess who was new to waitressing. Mr. Greige added that she was filling in for someone that could not make it to work. Mr. Greige continued, saying that she is no longer with the company. Mr. Greige stated that this was a wake-up call and it is embarrassing. Mr. Greige informed all that he will do what is necessary so that this does not happen again.

Mr. Butler stated that the waitress informed officer Holland that she was not TIPS certified. Mr. Butler asked Mr. Greige what his policy for new hires that will be serving alcohol was.

Mr. Greige informed all that when he purchased the deli he had the TIPS certification class right in the restaurant. Mr. Greige added that everyone attended even the kitchen staff. Mr. Greige Stated that he wasn’t sure if the waitress in question was going to like waiting tables but she liked it and was going to get TIPS certified. Mr. Greige informed all that the new policy is all new hires must be TIPS certified before they start working.

Mr. Keogh asked Mr. Greige if he feels like he had a fair hearing.

Mr. Greece stated yes I do.

Dr. Teehan moved to close the hearing; seconded by Mr. Butler. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, abstained.

Mr. Butler moved to take the violation under advisement until the next Board of Selectmen’s meeting; seconded by Mr. Guilfoyle. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, abstained.

**VIOLATION HEARING W/ HALF WAY CAFÉ’, 174 WASHINGTON STREET**

John Grasso, owner of Half Way Café’, was present before the Board.

Ms. Baker then swore in all who would be giving testimony.

Mr. Grasso waived his right to the reading of the Police Report.

Deputy Chief Buckley stated that Mr. Grasso sends all of his workers to the TIPS training that the Police offer.

Mr. Grasso stated that until now he’s had zero violation 20 years. Mr. Grasso added that they’ve had 57 compliance checks over the years and this is the first failure.

Mr. Butler stated that Mr. Grasso went to great business and someone just made a mistake.

Mr. Grasso stated that the waitress in question had been with the restaurant for a little over a year. Mr. Grasso added that she is an excellent employee that just had a lapse.

Mr. Keogh asked Mr. Grasso if he feels like he had a fair hearing.

Mr. Grasso answered yes I do.

Mr. Guilfoyle moved to close the hearing; seconded by Dr. Teehan. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, abstained.

Mr. Butler moved that the Board take this item under advisement until the next meeting; seconded by Dr. Teehan. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, abstained.

Mr. MacDonald rejoined the meeting.

**DISCUSSION & VOTE: PUBLIC HEARING REQUEST FROM NEW ENGLAND CINGULAR WIRELESS PCS, LLC (“AT&T”) FOR WIRELESS ATTACHMENT ON POLE LOCATED AT 36 SAWMILL LANE**

Atty. Edward Pare, representing AT&T was present before the Board to propose a pole on Sawmill Lane. Mr. Pare informed all that the attachment to the pole will be similar to all the others you with a two- foot antenna at the top. Mr. Pare informed the Board that they did raise the electricals to 8 feet above ground levels and the equipment will be at 11 ½ feet. Mr. Pare continued, saying that the design is similar to all the others that the Board has already looked at and approve. Mr. Pare asked the Board if they had any questions.

Mr. Keogh recused himself as his employer is a direct competitor of AT&T.

Mr. Guilfoyle moved to approve the request from AT&T; seconded by Mr. Butler.

Mr. Butler asked if this would be put on a double pole.

Mr. Pare answered that ever source is putting in a new pole.

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

**DISCUSSION & VOTE RE: DECISION TO JOIN OPIOID LITIGATION**

Mr. MacDonald stated that Lauren Goldberg from KP Law came before the Board a few months ago with a discussion item concerning a lawsuit that was being put forth by and signed on by quite a few Municipalities. Mr. MacDonald added that the Board stated that it would take it under advisement.

Mr. Butler stated that he read some of the information that Attorney Goldberg sent along and it seems like it would be a good option for the Town to pursue. Mr. Butler added that it would be a good decision to follow along with the over 100 municipalities that have signed on.

Dr. Teehan stated that this is a serious crisis and has affected so many people not only in the Commonwealth but across the country.

Mr. Guilfoyle stated that within the area that he and Dr. Teehan work, there are three methadone clinics with some 600 - 1000 people walking through them daily. Mr. Guilfoyle added that this is not just a Dedham thing, is happening everywhere.

Mr. MacDonald read a few excerpts from Attorney Goldberg’s letter.

While we would of course prefer a different set of circumstances, in our opinion the Town has the ability to demonstrate past damages, where for the period 2012-2017, there were 27 Reported opioid - related overdose deaths and in 2016 and 17 alone the Town had over 124 opioid related emergency response calls. These facts in turn will allow the Town to demonstrate the continuing need for future funds to address education, prevention and treatment of the addiction, as well as related devastation that addiction causes to family and friends of the addict. Of course, the money damages are not the only reason the cities and Towns are pursuing this litigation.

Mr. MacDonald stated that this is called a Multi-District litigation. Mr. MacDonald added that the Town of Dedham would be a part of a national group of cities, Towns and communities.

Mr. Butler moved that the Dedham Board of Selectmen agree to join the opioid litigation as described by Lauren Goldberg of KP Law and authorized the chair to sign the agreement; seconded by Mr. Guilfoyle. **On the Vote:** Mr. Keogh, yes, Dr. Teehan, yes, Mr. Butler, yes, Mr. Guilfoyle, yes, Mr. MacDonald, yes.

**DISCUSSION & VOTE RE: APPOINTMENTS TO HUMAN RIGHTS COMMISSION**

Ms. Baker suggested that the Board vote in term order; one year, two year then three year. Ms. Baker added that there are two positions open for each term for a total of six positions.

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| --- | --- | --- | --- | --- | --- |
| **1 Year Term** | **DT** | **BK** | **JM** | **MB** | **DG** |
| Steve Heaslip | **X** |  | **X** |  | **X** |
| Joseph Borselino |  |  |  |  |  |
| Margaret Adams |  |  |  |  |  |
| Lindsey Barich |  |  |  |  |  |
| Jay Fialkow |  | **X** |  |  |  |
| **1 Year Term** | **DT** | **BK** | **JM** | **MB** | **DG** |
| Aidan Flaherty |  |  |  |  |  |
| Carey Reid |  |  |  |  |  |
| Chris Kelly |  |  |  | **X** |  |
| Amy Wax LaFont |  |  |  |  |  |
| Molly Uppenkamp |  |  |  |  |  |
| Agnes Portalewski |  |  |  |  |  |
| Lianna Manos | **X** | **X** | **X** | **X** | **X** |
| Gustavo Burkett |  |  |  |  |  |
| Samuel Thompson |  |  |  |  |  |

***1 Year Term – Manos & Heaslip***

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **2 Year Term** | **DT** | **BK** | **JM** | **MB** | **DG** |
| Joseph Borselino |  |  |  |  |  |
| Margaret Adams |  |  | **X** | **X** |  |
| Lindsey Barich |  |  |  |  |  |
| Jay Fialkow | **X** |  |  |  | **X** |
| Aidan Flaherty |  |  |  |  |  |
| Carey Reid |  |  |  |  |  |
| Chris Kelly |  | **X** |  |  |  |
| Amy Wax LaFont | **X** | **X** | **X** | **X** | **X** |
| Molly Uppenkamp |  |  |  |  |  |
| Agnes Portalewski |  |  |  |  |  |
| Gustavo Burkett |  |  |  |  |  |
| Samuel Thompson |  |  |  |  |  |
|  |  |  |  |  |  |
| **2 Year Term** | **DT** | **BK** | **JM** | **MB** | **DG** |
| Margaret Adams |  | **X** | **X** | **X** |  |
| Jay Fialkow | **X** |  |  |  | **X** |

***2 Year Term – Adams & Lafont***

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **3 Year Term** | **DT** | **BK** | **JM** | **MB** | **DG** |
| Joseph Borselino |  | **X** | **X** | **X** |  |
| Lindsey Barich |  |  |  |  |  |
| Jay Fialkow |  |  |  |  |  |
| Aidan Flaherty |  |  |  |  |  |
| Carey Reid |  |  |  |  |  |
| Chris Kelly | **X** | **X** | **X** |  | **X** |
| Molly Uppenkamp | **X** |  |  | **X** | **X** |
| Agnes Portalewski |  |  |  |  |  |
| Gustavo Burkett |  |  |  |  |  |
| Samuel Thompson |  |  |  |  |  |

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **3 Year Term** | **DT** | **BK** | **JM** | **MB** | **DG** |
| Joseph Borselino |  | **X** | **X** | **X** |  |
| Molly Uppenkamp | **X** |  |  |  | **X** |

***3 Year Term – Kelly & Borselino***

**TOWN MANAGERS REPORT**

1) Ames Building

I have reviewed the status of project activity following termination of the contract with CTA.  Since the notification of termination there have been meetings involving the Architect and with exception of the last one, the Owner’s Project Manager on 5/17, 5/18, 6/11 and 6/18 to establish the scope of the remaining work. In addition, the Architect has performed additional site visits to verify as-built conditions to assemble non-compliance and incomplete work lists. T2 performed these site visits on 5/2, 5/10, 5/22, 6/22, 6/23, 6/26, and 6/27.  The surety company has hired a construction consultant, Beacon Consulting, to assist with its evaluation of the project work performed to date and establishment of the scope of work remaining for project completion.  We are now 60 days after the termination notice.  My understanding is that investigation by a surety in connection with a Performance Bond Claim will usually take several weeks.  However, we do need to monitor the situation closely to be sure that the surety company is proceeding diligently. I will continue to work with Attorney Doneski in that process, and will continue to consult with our Project Architect, T2, and Owner’s Project Manager ACMI. We are getting to the point where we need to have a start to the actual completion work.

2) Mr. Mowbray, of Recycling Solutions, has distributed a flyer to all the usual haulers, instructing them to use the Washington Street entrance to the Transfer Station. They did it on their own.

Mr. MacDonald informed all that there is a statement of facts on the Town’s website regarding Recycling Solutions.

Mr. Kern added that this is a set of circumstances with multiple pieces.

3)  I received an email from BCK regarding the Pipeline Case in which there was a decision that FERC’s review of the segment that passes near a former Nuclear Power plant was insufficient. It doesn’t really affect the pipeline up here, but we were joined with the New York group. The case hasn’t been decided by the DC district judge. I’ll send along what I have to the Board.

4)  We conducted our Civic Engagement meeting last night at the Middle School.  It was well attended and viewed as a success by everyone I spoke with. There will be a number of things that come from it in the coming weeks and months. The team that put this together includes Economic Development Director John Sisson, Jessica Tracey, Dedham’s Public Health Nurse, Ed Paris, Riverdale Elementary School Principal, myself and Selectman Butler.

5)  Have not heard on the bid protest for paving.

**OLD/NEW BUSINESS**

Mr. Butler reminded all that the July 4 Road race is rapidly approaching.

Mr. MacDonald stated that they had a notice from a resident regarding the number of nips littering the Town. Mr. MacDonald suggested that a letter come from the Town Manager’s Office reminding the alcohol license holders to cleanup around their establishment.

Ms. Baker informed the Board that she spoke very briefly with Atty. Riley from KP Law, as he is one of the liquor license experts, asking him if we were interested in looking at our Rules and Regulations. Ms. Baker asked the Selectmen to email her any comments or thoughts regarding any particular area of the rules as they currently exist that he should focus on and we can work on a couple of drafts over the summer and then perhaps look toward accepting new regulations before the renewal season happens again this November.

Mr. MacDonald informed all that plans on inviting the ABCC Executive Director and the Chief Investigator to attend a meeting and to give us an overview of what they are seeing across the Commonwealth.

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

The Meeting was adjourned at 9:12pm.

The next Meeting is scheduled for Thursday August 2, 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 June 28, 2018, which minutes were approved on August 2, 2018.

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James A. MacDonald. – Chairman