

# Board of Selectmen Minutes 04/11/2016

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Board of Selectmen	April 11, 2016
Regular Session	Selectmen's hearing room, Town Hall

Present:	Philip Crawford, Chairman
	Thomas Terranova Jr., Selectman
	Christopher Barrett, Selectman

Chairman Crawford called the meeting to order at 7:03 p.m. He announced that the meeting was being recorded for transmission via cable television. He led those assembled in the Pledge of Allegiance. He announced that the agenda item on an exemption allowing Finance Committee and Fields Committee member Robert Priestley to contract with the Town to provide services at the Memorial Day observance would be postponed to the April 25 meeting, as the necessary paperwork had not yet been submitted.

## Discussion of warrant articles

Town Administrator James Boudreau reviewed the warrant articles on which the Board has not yet made a recommendation.

On Article 4, transfers within the current fiscal year budget, Mr. Boudreau offered brief explanations of the larger amounts. He said all of the transfers would be covered by transferring money from other line items, except the pay-down of \$150,000 in principal on borrowing in anticipation of notes (BAN), which would be paid for through an appropriation of free cash in that amount.

Transfer To:		~
0112254-530000	Selectman's Other Professional Services	20,000
0113151-511200	Finance Committee Clerical Salaries	675
0115153-578000	Town Counsel Expenses	500
0116151-511200	Town Clerk Clerical Salaries	900
0121052-511001	Dispatcher's Salaries	9,000
0121053-513000	Officer's Overtime	81,000
0121054-513000	Officer's Training Overtime	6,000
01392531-533000	Contract Buses System Wide	148,000
0154353-515000	Veteran's Benefits	10,500
0161051-511000	Library Director Salaries	5,398
0161053-530000	Library Expenses-Other Professional Services	6,810
0171052-591000	Principal Paydown (2012 capital plan)	150,000
0175251-592504	Short Term Interest	1,105
0191955-517012	Other Employee Benefits	2,500
~		<b>442,388.00</b>
Transfer From:		~
0113551-511000	Town Accountant's Salary	20,000
0116155-578000	Election Other Expense	900
0139252-52102	School Buildings Energy Supply	20,000
0142153-548002	Motor Fuel	64,780

0142451-521005	Reading Electricity	30,000
0143351-578031	Rubbish Disposal	35,000
0161052-511000	Librarian Other Salaries	12,208
0191052-517002	Health Insurance	100,000
0191254-517006	Worker's Comp Insurance	9,500
0100-104000	Certified Free Cash- General Fund	150,000
~		<b>442,388.00</b>

Mr. Boudreau said that the amount transferred to the professional services account to pay for consultants to assist with the functions of town accountant during the current vacancy in that office would be covered by an offsetting transfer from the town accountant salary line. The transfer to the police overtime line is needed due to two injured on duty cases. The \$148,000 shortfall in the school bus contract line has been known for some time. The additional amount for veterans' benefits is due to additional caseload and will be partially reimbursed by the state. Chairman Crawford asked about the transfer of funds from the health insurance line. Mr. Boudreau said the Town's share of the costs on the employee health plans had not risen as much as was budgeted, Selectman Terranova was happy to see a reduction in the motor fuel account, which he had discussed in a previous meeting.

Chairman Crawford said the Board will vote on the proposed transfers at its April 25 meeting, to ensure that it is dealing with final numbers.

On Article 5, Mr. Boudreau said that there is no need to transfer funds from the Emergency Medical Services retained earnings account to pay for current year costs. On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to recommend indefinite postponement of Article 5.

On Article 6, Mr. Boudreau said that there are no bills from a prior fiscal year to pay. On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to recommend indefinite postponement of Article 6.

On Article 7, the operating budget article, Mr. Boudreau said the Finance Committee has voted an identical budget to the one the selectmen have previously approved. Selectman Terranova said he could support the budget as the taxes need to fund it have already been approved. On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to recommend the operating budget in Article 7 as presented.

On Article 8, Mr. Boudreau said that the Finance Committee has voted to approve a capital budget identical to that put forward by the selectmen with one exception; the Finance Committee has agreed to add \$140,000 to fund the Longbow Road drainage project discussed in previous meetings. Selectman Terranova said he would support that change, and said the Town should be taking care of residents who have longstanding problems. On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to recommend the capital budget in Article 8 as presented, with the addition of \$140,000 for the Longbow Road drainage project.

On Article 9, on the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to recommend the appropriation of \$200,000 to the Stabilization Fund. The current balance of that fund is \$1,329,000.

On Article 10, on the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to recommend the appropriation of \$200,000 to the Capital Maintenance Fund. The current balance of that fund is \$920,000. Selectman Terranova asked when the Capital Facilities Advisory Committee will be making its recommendations. Chairman Crawford said he expects they will be making a presentation at the fall town meeting.

On Article 11, Mr. Boudreau said that an appropriation for the Other Post-Employment Benefits (OPEB) account has been included in the operating budget and this would be duplicative. On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to recommend indefinite postponement of Article 11.

On Article 25, which would allow businesses with five or more employees to operate in a Limited Business district with a special permit from the Board of Appeals, Chairman Crawford noted the Board had not yet held its public hearing on the matter. The same is true of Article 31, which deals with the definition of a moving sign. On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to defer the recommendations on Article 25 and Article 31 until its April 25 meeting.

On Article 32, Mr. Boudreau said the Historical Commission had not yet made its recommendation on whether to support the naming of five roads as scenic roads under that bylaw. On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to defer its recommendation on Article 32 to the April 25 meeting.

#### Discussion of non-agenda items

Selectman Terranova brought up an Open Meeting Law complaint he filed earlier this day. He said he had asked the Town Administrator to add two topics to the agenda, regarding traffic issues on Chestnut Street and Sparhawk Drive. He said the chairman refused to add the items to the agenda. Selectman Terranova made a motion to make Sparhawk Drive on way between Tedford Lane and Walnut Street. The motion failed for the lack of a second.

Chairman Crawford ruled Selectman Terranova out of order. He said that if a discussion of these matters were to take place, proper notice would have to be given so that affected neighbors could have been notified of the meeting and been allowed an opportunity to be heard. Selectman Terranova continued despite the chairman's ruling. He said the previous rulings on Open Meeting Law cases said that his notification that he wanted these items on the agenda provided the required notice.

Selectman Terranova said that Chestnut Street residents had brought to him concerns about speeding trucks. He said he wanted a ban on truck traffic on Walnut Street in the morning and evening rush hours. Chairman Crawford ruled this discussion out of order. He said on these proposals that the Open Meeting Law forbids action on items not included on the agenda. He said he would want to discuss these items with affected residents. He said these complaints and proposals were not shared with the other members of the Board. He said they could be raised at a subsequent meeting with adequate notice, and he encouraged residents who had these concerns to bring them forward to the entire Board.

Selectman Terranova commented that he has tried to meet the request of these residents.

On the motion of Selectman Barrett, duly seconded by Chairman Crawford, the Board voted 2-0 (Selectman Terranova abstaining) to refer Selectman Terranova's Open Meeting Law complaint to town counsel and delegated the Board's response to him. Selectman Terranova said he abstained from voting as it is his complaint.

#### **Use of Town facilities**

On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to allow the use of the common for free yoga lessons by Centre Yoga on Mondays in August and September, from 4:00-5:30 p.m.

On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to allow the use of the common on Monday, May 30 for the Memorial Day observance.

On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to allow the use of Town streets for the Little League parade on April 24.

On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to allow a banner over the common for the Reid's Ride event from July 6-17.

#### **Administrative matters**

On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to approve the minutes of March 7, 2016 as presented.

On the motion of Selectman Terranova, duly seconded by Selectman Barrett, the Board voted unanimously to approve and sign the proclamation for Children's Mental Health Week.

#### **PROCLAMATION**

*Whereas, the citizens of Lynnfield, Massachusetts value their health and mental health and that of their families; therefore, they are proud to support observances such as Children's Mental Health Week; and*

*Whereas, one in five children has a diagnosable mental health disorder and one-half of all lifetime instances of mental illness begin before age 14; and even some children and youth with the most intense needs and some who are insured may not receive services; and*

*Whereas, children and youth with mental health needs in elementary, middle and high school are more likely to be bullied, absent, suspended, expelled or fail to graduate; and*

*Whereas, learning to recognize the early warning signs of mental health needs and where to obtain the necessary support, assistance and treatment gives children and youth better opportunities to lead full and productive lives; and~*

*Whereas, the participation and partnership of family members in the assessment and treatment of children and youth is essential to positive outcomes; and*

*Whereas, our nation's future depends on the health and well-being of its families and their children; and*

*Whereas, Children's Mental Health Week was developed by families of children with emotional, behavioral and mental health needs, to focus on the needs of their children and families; in celebrating this year's theme:~ "Healthy Families, Resilient Children: Mental Health is a Family Affair"~it is fitting to increase public awareness among all Lynnfield citizens of this important issue;*

***Now, Therefore, the Town of Lynnfield Board of Selectmen does hereby proclaim May 1-7, 2016 as CHILDREN'S MENTAL HEALTH AWARENESS WEEK.***

Chairman Crawford announced that the Board would be in recess until it receives the election results. The Board entered recess at 7:25 p.m.

#### **Announcement of election results**

At 8:34 p.m., the Chairman Crawford called the Board back into session. Town Clerk Trudy Reid announced unofficial election results. She said Richard Dalton had received 933 voted for Board of Selectman, and Michael Walsh had received 707. The following unopposed candidates were elected: Board of Assessors – Richard O'Neil; Board of Library Trustees – Faith Honer Coakley; Housing Authority – Susan Broder; Moderator – Arthur Bourque; Planning Board (five-year) Michael Sheehan; School Committee – Richard Sjoberg and Dorothy Presser. She said that results for two positions for which there were no candidates on the ballot, a second Board of Library Trustees position and the one-year Planning Board position, would not be available until the write-ins were tabulated.

Chairman Crawford thanked Ms. Reid, who swore in Mr. Dalton. Chairman Crawford thanked all candidates who sought office and thanked Selectman Terranova for his services on the Board.

Present:	Philip Crawford, Chairman
	Christopher Barrett, Selectman
	Richard Dalton, Selectman

Mr. Terranova said he spent a wonderful tree years on the Board and met a lot of nice people. He said he believes people have their voice heard and are no longer afraid to go to any public meeting and speak their minds. He noted other accomplishments including improvements to the Town website and other steps taken to make Town government more transparent. He said residents opposed to proposed changes in their neighborhoods have turned out in large numbers to be heard, citing the withdrawal of a proposal to build a CVS pharmacy at the intersection of Salem Street and Route 1 as an example. He said he likes to think people think of him as a responsible spender who will support funding when it is needed, such as for additional police traffic enforcement. He said he hopes the next Board will make a full-time traffic officer. He also discussed his work on issues such as the Kinder Morgan pipeline, and said residents should support their fellow townspeople on neighborhood issues, as tomorrow the issue could be in your backyard. He said he is proud to be part of a network of people who are advocating responsible spending, government transparency and freedom of speech. He thanked his wife and family for their support.

#### **Re-formation of Board and election of officers**

On the motion of Selectman Dalton, duly seconded by Selectman Barrett, the Board voted unanimously to name Chairman Crawford as chairman for the 2016-2017 year.

On the motion of Chairman Crawford, duly seconded by Selectman Dalton, the Board voted unanimously to name Selectman Barrett as vice-chair.

On the motion of Chairman Crawford, duly seconded by Selectman Barrett, the Board voted unanimously to name Selectman Dalton as clerk.

Chairman Crawford thanked everyone for attending.

On the motion of Selectman Barrett, duly seconded by Selectman Dalton, the Board voted unanimously to adjourn at 8:44 p.m.