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TOWN OF WAYLAND

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WAYLAND, MASSACHUSETTS 01778

BOARD OF SELECTMEN

LEA T. ANDERSON
MARY M. ANTES
LOUIS M. JURIST
CHERRY C. KARLSON
DOUGLAS A. LEVINE

Board of Selectmen

Meeting Minutes

July 23, 2018

7:00 p.m.

Wayland Town Building
Selectmen's Meeting Room
41 Cochituate Road, Wayland

Attendance: Lea T. Anderson, Mary M. Antes, Cherry C. Karlson, Douglas A. Levine (7:04pm), Louis M. Jurist

Also Present: Nan Balmer, Town Administrator

A1. Call to Order by Chair L. Anderson called the meeting of the Board of Selectmen to order at 7:00 p.m. in the Selectmen's Meeting Room in the Wayland Town Building when a quorum was present, noted that the meeting will likely be broadcast and videotaped for later broadcast by WayCAM, and reviewed the agenda for the public.

A2. Enter into Executive Session: Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (6) to discuss the purchase, exchange, lease or value of real property with respect to the Town's agreement with Twenty Wayland, LLC, relative to property and development located off 400-440 Boston Post Road, and pursuant to Section 21 (a) (3) to discuss strategy with respect to litigation regarding the Agreement with Twenty Wayland, LLC and the Town of Wayland, and Pursuant to Massachusetts General Laws Chapter 30A, Section 21, (a) (2) to conduct a strategy session in preparation for contract negotiations with non-union personnel, the new Town

Administrator Louise Miller At 7:02 pm, L. Anderson moved, seconded by M. Antes, that the Board of Selectmen enter into Executive Session Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (6) to discuss the purchase, exchange, lease or value of real property with respect to the Town's agreement with Twenty Wayland, LLC, relative to property and development located off 400-440 Boston Post Road, and pursuant to Section 21 (a) (3) to discuss strategy with respect to litigation regarding the Agreement with Twenty Wayland, LLC and the Town of Wayland, and Pursuant to Massachusetts General Laws Chapter 30A, Section 21, (a) (2) to conduct a strategy session in preparation for contract negotiations with non-union personnel, the new Town Administrator Louise Miller. The Chair declares that a public discussion of these matters may have a detrimental effect on the litigating, negotiating or bargaining position of the Town. Roll call vote: YEA: L. Anderson, M. Antes, L. Jurist, C. Karlson. NAY: none. ABSENT: D. Levine. ABSTAIN: none. Adopted 4-0. The Chair invites attendance by: Nan Balmer, Town Administrator and Teri Hegarty, Executive Assistant, Town of Wayland. The Board will reconvene in approximately 20 minutes for the purpose of conducting the regular agenda.

The Board reconvened at 7:22 pm.

D. Levine joined the meeting during Executive Session.

A3. Announcement and Public Comment M. Antes mentioned that there are two candidate forums coming up. In Arlington there is a forum featuring candidates for District Attorney tomorrow, July 24, and on Aug 13 a forum will be held for candidates running for State Senate. C. Karlson stated there is a Wailin Wednesdays concert over at Town Center this Wednesday. D. Levine reported that the last traffic light went up at the intersection of Rtes. 27 and Rt. 30. There was no Public Comment.

A4. Marijuana Discussion with Town Planner: Review Working Group memo and the schedule to place zoning articles on the Special Town Meeting warrant, potential vote to set date for Special Election Town Planner Sarkis Sarkisian came before the Board to discuss the memo from the Marijuana Working Group. He thanked everyone who participated in the group for their time and efforts and

discussed the three options that are listed in the memo: do nothing, a full ban or a zoning overlay. L. Jurist asked what would happen if there wasn't a ban. S. Sarkisian said applications would be handled under current zoning and there are some secondary issues with commercializing marijuana that could bring potential problems when it comes to public safety. L. Anderson said the Town has the right to revisit this issue in the future when they can see how it has transpired in other towns. The Board discussed the way it should be messaged to residents. They also discussed possible election dates and what other surrounding towns are currently doing. The Board decided to recommend to the Planning Board to proceed with both zoning articles, one for the overlay and one for the ban, and to set a date for a special election on October 2.

C. Karlson moved, seconded by M. Antes, to set the date for a special election on October 2, 2018 and authorize the Chair and the Town Administrator to work with Counsel on ballot question language for a ban on the commercialization of marijuana. YEA: L. Anderson, M. Antes, D. Levine, C. Karlson, L. Jurist. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

S. Sarkisian outlined the Planning Board's potential hearing schedule.

A5. Special Act: Update on Selectmen's work with boards and committees, discuss next steps Each member discussed their progress working with liaison boards and committees. L. Anderson reminded members to ask the boards and committees to respond in writing or Board members should write up a summary themselves. The Board will schedule a work session to review all feedback on the Special Act.

A6. 2018 Special Town Meeting: Review list of Town Meeting Articles, Discuss articles to be sponsored by Board of Selectmen, Review STM Schedule and Warrant Article Form N. Balmer stated there is a list of potential articles for the Board to review. She said there would likely be additional articles. N. Balmer asked members to send her any edits to the article and petitioner forms.

A7. Town Administrator Report

1. **Correspondence** None.
2. **Town Administrator Vacation/Acting Town Administrator** N. Balmer requested the Board appoint an Acting Town Administrator while she is on vacation because will not be responding to Town business. The action is listed on the Consent Calendar.
3. **Private Roads- Final Package** N. Balmer said the documents that are in the packet will be hand delivered to affected residents, released to local media outlets and posted on the website.

A8. Minutes: No minutes were available for discussion. C. Karlson said that draft minutes would be ready at the next meeting.

A9. Consent Calendar: Review and vote to approve (see separate sheet)

1. **Vote the question of approving and signing the weekly payroll and expense warrants**
2. **Vote the question of appointing Elizabeth Doucette, Assistant Town Administrator, to serve as Acting Town Administrator for the period of July 26,2018- August 6,2018 consistent with Chapter 60-4 of the Town Code**
3. **Vote the question of approving Town Committee Re-appointments:**
 - a. **Vote for three-year term beginning 7/1/2018 and ending June 30, 2021**
 - i. **Senior Tax Relief Committee: Pauline DiCesare**
 - b. **Vote for two-year term beginning 7/1/2018 and ending June 30, 2020.**
 - i. **Cultural Council: Kara Brewton and Barbara Holtz**
4. **Vote the question of approving a One-day Liquor License for an event at Good Shepherd Parish's St. Zepherin Center, 99 Main Street, Wayland, MA 01778 on Sunday, August 5, 2018 from 2 p.m. to 9:00 p.m.**

M. Antes moved, seconded by C. Karlson, to approve the Consent Calendar. YEA: L. Anderson. M. Antes, D. Levine, C. Karlson, L. Jurist. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A10. Correspondence Review L. Anderson noted Linda Segal's letter of resignation from the ZBA stating she will be moving out of Town. L. Anderson said she would write a letter to her and thank her for her knowledge and service over the years.

A11. Selectmen's reports and concerns L. Anderson said the Board is meeting on August 6 and August 20. The STM Warrant workshop is scheduled for Wednesday, September 5. The Board might be meeting on some Wednesdays due to the upcoming Monday holidays. The financial summit is September 17.

A12. Topics not reasonably anticipated by the Chair 48 hours in advance of the meeting, if any:
None.

A13. Adjourn L. Jurist moved, seconded by D. Levine, to adjourn the meeting at 8:27 p.m. YEA: L. Anderson, M. Antes, D. Levine, C. Karlson, L. Jurist. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

Items Distributed for Information and Use by the Board of Selectmen at the Meeting of July 23, 2018.

None.

Items Included as Part of Agenda Packet for Discussion During the July 23, 2018 Board of Selectmen's Meeting

1. Correspondence from Sarkis Sarkisian, Town Planner and Julia Junghanns, Director of Public Health To Board of Selectmen dated July 19, 2018 re: Commercialization of Marijuana in Wayland.
2. Correspondence from Attorney Lauren Goldberg, KP Law, to Beth Klein, Town Clerk, dated July 3, 2018 Re: Holding Local election on Same Date as State Election
3. Correspondence from Attorney Katherine Laughman, KP Law, to Julia Junghanns, Sarkis Sarkisian, Nan Balmer, Carolyn Murray, Amy Kwesell, Beth Klein dated June 25, 2018 re: Marijuana Ballot Question
4. Correspondence from Beth Klein, Town Clerk, to Board of Selectmen dated June 21, 2018 re: questions raised on holding a special election regarding marijuana question
5. Draft of An Act Establishing the Position of Town Manager in the Town of Wayland
6. List of Potential Articles for November 13, 2018 Special Town Meeting
7. Draft of 2018 Special Town Meeting Schedule
8. Announcement: Opening of the Special Town Meeting Warrant, 2018 Special Town Meeting, Tuesday, November 13, 2018
9. Warrant Article Process: Guide for Petitioners
10. Town Administrator's Report for the Week Ending July 20, 2018 – includes: Private Road Package and Town Administrator Vacation and Appointment of Acting Town Administrator