



LOUISE L. E. MILLER
TOWN ADMINISTRATOR
TEL. (508) 358-3620
www.wayland.ma.us

TOWN OF WAYLAND

41 COCHITUATE ROAD
WAYLAND, MASSACHUSETTS 01778

BOARD OF SELECTMEN
LEA T. ANDERSON
MARY M. ANTES
THOMAS J. FAY
CHERRY C. KARLSON
DAVID V. WATKINS

Meeting Minutes BOARD OF SELECTMEN

Monday, May 10, 2021

6:00 p.m.

**Wayland Town Building
Council on Aging Room
41 Cochituate Road, Wayland, MA**

Note: In compliance with the March 12, 2020 Massachusetts Office of the Governor's Order Suspending Certain Provisions of the Open Meeting Law M.G.L. Chapter 30A, Section 20, this meeting of the Board of Selectmen was live streamed on local broadcast on the WayCAM Government Channel and open to the public to view and participate via Zoom. No in-person attendance of members of the public was permitted. Public Comment was available by both telephone and Zoom during the designated time.

Attendance: Lea T. Anderson, Mary M. Antes, Thomas J. Fay, Cherry C. Karlson, David V. Watkins. The Board participated remotely by video-teleconferencing via Zoom and WayCAM. C. Karlson participated by video-teleconference and was also present at Town Building.

Also Present: Town Administrator Louise Miller, Assistant Town Administrator John Bugbee, and Management Analyst Seath Crandall

A1. Call to Order by Chair, Review the Agenda for the Public At 6:02 p.m., C. Karlson called the meeting of the Board of Selectmen to order when a quorum was present and reviewed the agenda. C. Karlson announced that the meeting would be broadcast and recorded by WayCAM in compliance with revised Open Meeting Law requirements and announced by full name each Board member who was present. C. Karlson announced that no in person attendance by members of the public would be permitted, provided a phone number for the public to call to offer comments, and reviewed the procedure to participate via Zoom.

A2. Announcements and Public Comment M. Antes reminded residents about the Town Election on Tuesday, May 11. C. Karlson and T. Fay thanked L. Anderson and M. Antes for their service on the Board.

Gretchen Dresens, Main Street, joined by teleconference to offer comment related to a previous letter she had submitted regarding the school bus parking issue. G. Dresens voiced concern that the previous letter was not addressed at the last meeting and/or was only listed in Correspondence. G. Dresens read the letter expressing opposition to parking school buses at the 195 Main Street property.

Richard Turner, Nob Hill Road, joined by teleconference to ask the Board why Wayland was considering opting out of the mosquito control. C. Karlson noted it was on the agenda for discussion.

A3. 2021 Annual Town Meeting Article 10 FY 2022 Omnibus Budget 1) Discussion and vote position on article L. Miller reported there would be two motions for the omnibus budget for Annual Town Meeting. There are no changes to the operating budget motion, a handout has been added with detail of the funding sources. L. Miller reported that a revised capital budget was drafted to include an additional \$1.6 million capital expenditure for PFAS remediation.

L. Anderson moved, seconded by T. Fay to support Article 10 FY 2022 Omnibus Budget as presented with amended numbers. In discussion, D. Watkins expressed opposition due to the fact that new initiatives were included in the budget. C. Karlson noted there are no new initiatives in the Town budget. T. Fay asked if there were initiatives that D. Watkins would move to delete or reduce. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson. NAY: D. Watkins. ABSENT: none. ABSTAIN: none. Adopted 4-1

A4. 2021 Annual Town Meeting: discussion of articles, preparation for meeting, update on logistics, as needed. There was discussion about the final motions and abbreviated presentation procedures. L. Miller noted that the Town would provide revised motions and responses to the comments and questions from the Warrant

Hearing. T. Fay informed the Board that he was working on more specific land parcel information for the COA/CC article. L. Miller noted that weather updates would be shared through the web and the four Town of Wayland Facebook pages.

A5. Town Administrator update a. COVID-19 Update b. School Bus Parking Update c. River's Edge update d. Election e. PMBC Status Report f. Per- and Polyfluoroalkyl substances (PFAS) g. Police Reform & Town Policy Changes with Interim Chief of Police h. Outdoor Service License Application for Dudley Chateau; potential vote of Board of Selectmen i. Departmental Reports: COA, Youth & Family and Recreation j. River's Edge Sewer Connection Project Bid Result update k. Update on Regional Housing Services Office (RHSSO) l. Potter / Stone Bridge Road Bridge Report

A5.a. COVID-19 Update L. Miller reported that the Health Director was preparing an updated memorandum as the state begins lifting restrictions, and noted that there is more demand for Council on Aging and Recreation services in Town Building. L. Miller reported that the Town had expended between \$2.1 to \$2.2 million dollars in COVID-19 response expenditures from the General Fund through March 31, 2021, which includes \$835,000 in School Department expenses. L. Miller reported that the Facilities Department and Health Department continue to incur COVID-19 related expenses with no funding sources. The Town has applied for reimbursement for eligible expenditures through the Coronavirus Aid, Relief, and Economic Security Act (CARES) and Federal Emergency Management Agency (FEMA) and other available grants. L. Miller reviewed the potential for the American Rescue Plan Act (ARPA) Direct Aid. There was a discussion about third quarter financial status and projections for fourth quarter.

A5.g. Police Reform & Town Policy Changes with Interim Chief of Police L. Miller reported there was a new police reform law enacted last year that changes some aspects of police operations. The state established the Massachusetts Peace Officer Standards and Training (POST) Commission that oversees police officer certification and investigations into police misconduct. Wayland officers are currently certified but will be up for recertification under new standards. L. Miller noted that some policies will need to be updated and are being reviewed by Interim Police Chief Sean Gibbons, who joined the meeting by video-conference to discuss the changes in certification process with the Board. The Board requested the policies be placed on a future agenda for vote.

A5.b. School Bus Parking Update L. Miller reported that no decision on a location has been made, and that all proposed options are under review. The Town will issue an RFP to learn if there are any private locations in Wayland to park the buses. L. Miller noted that she had received several email and phone calls, but does not understand the preference for buses to be parked on a private lot over a public lot. L. Miller has received numerous comments that the buses should not be parked within the Town of Wayland. C. Karlson noted that the Town should be mindful of parking Wayland buses in other communities. L. Miller suggested a small working group, composed of herself, the Chair of the Economic Development Committee and a School Committee member who volunteered to help solve the issue. The group would work to find a location to park 23 school buses, 25 cars, and a trailer that requires basic utilities. L. Miller reported that the Town had been working on this issue and that there had been a previous RFP response that was cost prohibitive, as well as other proposed lots that were investigated, but deemed unsuitable. L. Miller welcomed new ideas for locations where the buses could be parked. T. Fay noted there were two unused parcels under control of the School Committee at Alpine Road and off of Holiday Road. C. Karlson noted that the Energy & Climate Committee follows closely the advancements of the option of electric school buses, but so far have found that the battery life does not tolerate cold temperatures well.

A5.c. River's Edge update L. Miller reported that the Waste Water Management District Commission would review the draft Operation and Maintenance Agreement on May 13. An amendment had been drafted but was not yet ready for review and signature.

A5.j. River's Edge Sewer Connection Project Bid Result update L. Miller reported that the bids for the sewer connection were opened on May 10; the lowest qualified bid was for \$1.4 million dollars with a contractor who has worked in Town previously. The notice to award would be ready for the May 24 meeting.

A5.d. Election L. Miller reported that the Town Election will be held on Tuesday, May 11, and the polling locations are ready.

A5.e. PMBC Status Report L. Miller reviewed the status reports included in the packet from the Permanent Municipal Building Committee; reports were issued for projects that were to be heard at Annual Town Meeting.

A5.f. Per- and Polyfluoroalkyl substances (PFAS) L. Miller reported that a press release would be issued on May 11 to update all residents on the status of the PFAS6 remediation. The Board of Public Works was also planning to discontinue the distribution of bottled water on May 19 and switch to a rebate program for the subgroups identified as sensitive to PFAS.

A5.h. Outdoor Service License Application for Dudley Chateau; potential vote of Board of Selectmen L. Miller reported that the Conservation Commission discussed the matter last week and that the Conservation Agent and the owner of the Dudley Chateau were working together.

A5.i. Departmental Reports: COA, Youth & Family and Recreation L. Miller reviewed the departmental updates included in the packet to summarize services currently provided to residents.

A5.k. Update on Regional Housing Services Office (RHSO) No update was provided.

A5.l. Potter / Stone Bridge Road Bridge Report L. Miller reported that the Town received a report regarding the location of the new Potter/Stone Bridge Road Bridge with respect to the town boundary between Wayland and Framingham, and noted there were two firms that looked at this issue. L. Miller reported that the Town hired a surveyor to review the boundaries; the surveyor prepared an opinion letter that indicated the methodology for determining boundary lines when a river moves. The surveyor did not define a town boundary. Town Counsel advised that the only instance where the Town would not be permitted to expend funds on infrastructure, is if the bridge were entirely in Framingham and the Town could not ascertain a benefit from the infrastructure. L. Miller referred to the inter-municipal agreement between the Town of Wayland and the City of Framingham. C. Karlson recommended to allow the public more time to comment and to discuss the topic with the new Board at a meeting in June.

A6. State Reclamation and Mosquito Control Board (SRMCB): discuss and potential vote to submit application to opt-out of SRMCB Spraying L. Miller reported on a new state law enacted in July 2020 that allows municipalities to opt-out of SRMCB mosquito spraying programs; there are requirements to opt-out including a provision of an alternative mosquito control program. The Town participates in the East Middlesex Mosquito Control Project as reviewed by the Board of Health annually and is funded by \$15,000 in the Health Department budget. Natick, Hudson, Sudbury and Framingham are not opting out of the program. The Health Director and Town Administrator recommended against opting out given the recent EEE public health risks. M. Antes asked for the Conservation Administrator to opine on the effects on the environment. T. Fay recommended continuing with the program; the Board members concurred.

A7. Board of Selectmen Sign Policy: review and discussion of next steps. Potential vote C. Karlson reviewed the sign policy as included in the packet. There was a discussion about the process to determine the sign policy, how to define a public way, and who would enforce violations of the sign policy. The topic was tabled to a future meeting.

A8. Committee Appointments: potential vote to appoint: There was a discussion regarding the determination of the chair of the Human Rights, Diversity, Equity & Inclusion Committee (HRDEIC).

T. Fay moved, seconded by M. Antes to appoint the roster of appointees as listed on the agenda with the respective term end dates, but for K. Blumenfeld to a term ending June 30, 2023 and the vacant position to a term ending June 30, 2022. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson, D. Watkins. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

Committee	Potential Appointee	Term End Date
Human Rights, Diversity, Equity & Inclusion Committee *Comprising of: 9 Voting members 7 non-voting members (2 of which shall be student members) (S) indicates student	Karen Blumenfeld	June 30, 2023
	Richard Lee	June 30, 2022
	Jessica Schendel	June 30, 2022
	Ingrid Palacios	June 30, 2023
	Yamini Ranjan	June 30, 2023
	-- Vacant --	June 30, 2022
	Dovie King	June 30, 2024
	Yauwu Tang	June 30, 2024
	Heather Pineault	June 30, 2024

Non-Voting Members

Kylie Byrne (S)	June 30, 2022
Adrienne Correia (S)	June 30, 2022
Isabella Donovan (S)	June 30, 2023
Isabel Xue (S)	June 30, 2023
Jenny Levine	June 30, 2024
Janot Mendler De Suarez	June 30, 2024
Jane Sciacca	June 30, 2024

A9. Minutes ~~April 15~~, April 26, April 29, May 3 and May 5, 2021; review and vote to approve

Executive Session minutes – vote to release with redactions the executive session minutes related to discussing strategy with respect to collective bargaining with Wayland DPW Association; Teamsters Local 170:

July 20, 2020	Nov 23, 2020	April 5, 2021
Aug 17, 2020	Dec 14, 2020	April 15, 2021
Sep 21, 2020	Jan 11, 2021	
Oct 26, 2020	Mar 8, 2021	

Executive Session minutes – vote to release with redactions the executive session minutes related to discussing strategy with respect to collective bargaining with Local 690 Wayland-1 American Federation of State, County and Municipal Employees (AFSCME 690 Wayland -1) and Local 690 Wayland – 2 American Federation of State, County, and Municipal Employees (AFSCME 690 – 2);

July 20, 2020	Mar 8, 2021
Feb 1, 2021	April 5, 2021

L. Anderson moved, seconded by M. Antes to approve the minutes of April 26, 2021 as amended, April 29, 2021 as written. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson, D. Watkins. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

M. Antes moved, seconded by L. Anderson to vote to release with redactions the executive session minutes related to discussing strategy with respect to collective bargaining with Wayland DPW Association; Teamsters Local 170 for the dates listed on the agenda. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson, D. Watkins. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

M. Antes moved, seconded by L. Anderson to vote to release with redactions the executive session minutes related to discussing strategy with respect to collective bargaining with Local 690 Wayland-1 American Federation of State, County and Municipal Employees (AFSCME 690 Wayland -1) and Local 690 Wayland – 2 American Federation of State, County, and Municipal Employees (AFSCME 690 – 2) for the dates as listed on the agenda. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson, D. Watkins. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A10. Consent: review and vote to approve.

1. Vote the question of designating and approving signing authority to Louise Miller, Town Administrator on items listed below.
2. Vote the question of approving and signing the weekly payroll and expense warrants.
3. Vote the question of accepting , with thanks, a gift in the amount of \$16,790.00 from the Wayland Public Schools Foundation for the purpose of contributing to the purchase of playground equipment at Claypit Hill School
4. Vote the question of accepting, with thanks, a gift in the amount of \$9,041.00 from the Wayland Public Schools Parent Teacher Organization, Inc. for the purpose of contributing to the purchase of playground equipment at Claypit Hill School.
5. Vote the question of approving and signing Task Order no. 2 for Contract #19-1062 with BETA Group for bidding and construction process services for the Happy Hollow and Claypit Hill Schools Playground Project., 2024

M. Antes moved, seconded by L. Anderson, to approve the Consent Calendar. In discussion, C. Karlson acknowledged the donations from the WPSF and the PTO. Roll Call Vote: YEA: L. Anderson, M. Antes, T. Fay, C. Karlson, D. Watkins. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

A11. Correspondence The Board reviewed the Correspondence in the packet. C. Karlson acknowledged the previous public comment that questioned why correspondence is not posted publicly in the packet online and merely listed. She noted that all correspondence is considered public documents and can be requested and reviewed by the public. C. Karlson noted that correspondence is shared with the Board as soon as possible, and historically the timing was such that the Town Administrator often did not have an opportunity to review and address the concerns prior to the meeting. C. Karlson noted that the content of the Consent Calendar is no longer shared online due to security concerns resulting from recent attempts at cyber fraud.

A12. Selectmen's Reports and Concerns There were none.

A13. Topics Not Reasonably Anticipated by the Chair 48 Hours In Advance, If Any There were none.

A14. Enter into Executive Session

I. Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (3) to discuss strategy with respect to collective bargaining with New England Police Benevolent Association (NEPBA)/ Wayland Police Officers Union (WPOU) Local 176; The Wayland Library Staff Association MFT, AFT, AFL-CIO

II. Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (6) to discuss the purchase, exchange, lease or value of real estate with respect to the Town's agreement with Twenty Wayland, LLC. relative to property and development located off 400-440 Boston Post Road;

III. Pursuant to Massachusetts General Laws Chapter 30A, Section 21, (a) (3) to conduct strategy with respect to pending litigation following a Department of Labor Relations Complaint filed by the Wayland Library Staff Association MFT, AFT, AFL-CIO

IV. Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (2), (3), and (6) to review and approve the executive session minutes of May 3; Approve and Hold: Executive Session minutes of May 3, 2021, and

V. Pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (2), (3), and (6) to review and consider for potentially release the following executive session minutes related to discussing strategy with respect to collective bargaining with New England Police Benevolent Association (NEPBA)/ Wayland Police Officers Union (WPOU) Local 176;

July 31, 2019	Dec 16, 2019	July 7, 2020
Aug 26, 2019	Feb 3, 2020	Aug 17, 2020
Oct 2, 2019	Feb 10, 2020	Aug 28, 2020
Oct 15, 2019	Feb 24, 2020	May 3, 2021
Nov 25, 2019	Mar 9, 2020	

And to review and consider for potentially release the following executive session minutes related to consider the purchase, exchange, taking, lease or value of real estate in regard to the final purchase price, payment details related to the wastewater connection, and the twelfth amendment to the Land Disposition Agreement pertaining to the Rivers Edge Project at 484-490 Boston Post Road;

Jan 30, 2017	June 3, 2019	Nov 8, 2019	Oct 26, 2020
Feb 13, 2017	June 10, 2019	Nov 25, 2019	Nov 9, 2020
June 19, 2017	July 15, 2019	Dec 16, 2019	Nov 23, 2020
July 24, 2017	July 31, 2019	Jan 6, 2020	Dec 3, 2020
Sept 5, 2017	Aug 26, 2019	Jan 13, 2020	Dec 7, 2020
Sept 18, 2017	Sept 9, 2019	Feb 3, 2020	Dec 14, 2020
Sept 27, 2017	Sept 23, 2019	June 25, 2020	Jan 4, 2021
Oct 2, 2017	Oct 2, 2019	July 13, 2020	Jan 8, 2021
Aug 20, 2018	Oct 15, 2019	Aug 28, 2020	Jan 11, 2021
Aug 27, 2018	Oct 28, 2019	Sept 21, 2020	Jan 19, 2021

Jan 21, 2021

Jan 26, 2021

Jan 27, 2021

At 8:42 p.m., Chair C. Karlson moved, seconded by L. Anderson, that the Board of Selectmen enter into Executive Session pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (3) to discuss strategy with respect to collective bargaining with New England Police Benevolent Association (NEPBA)/ Wayland Police Officers Union (WPOU) Local 176; the Wayland Library Staff Association MFT, AFT, AFL-CIO; pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (6) to discuss the purchase, exchange, lease or value of real estate with respect to the Town's agreement with Twenty Wayland, LLC. relative to property and development located off 400-440 Boston Post Road; pursuant to Massachusetts General Laws Chapter 30A, Section 21, (a) (3) to conduct strategy with respect to pending litigation following a Department of Labor Relations Complaint filed by the Wayland Library Staff Association MFT, AFT, AFL-CIO; pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (2), (3), and (6) to review and approve the executive session minutes of May 3 with the intent to hold said minutes; and pursuant to Massachusetts General Laws, Chapter 30A, Section 21 (a) (2), (3), and (6) to review and consider for potentially release the following executive session minutes related to discussing strategy with respect to collective bargaining with New England Police Benevolent Association (NEPBA)/ Wayland Police Officers Union (WPOU) Local 176; fourteen sets of minutes listed on the agenda. And to review and consider for potentially release the following executive session minutes related to consider the purchase, exchange, taking, lease or value of real estate in regard to the final purchase price, payment details related to the wastewater connection, and the twelfth amendment to the Land Disposition Agreement pertaining to the Rivers Edge Project at 484-490 Boston Post Road; minutes as listed on the agenda.

C. Karlson declared 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, T. Fay, C. Karlson, D. Watkins. NAY: none. ABSENT: none. ABSTAIN: none. Adopted 5-0.

C. Karlson invited attendance by Town Administrator Louise Miller, Assistant Town Administrator John Bugbee, and Management Analyst Seath Crandall. C. Karlson announced that the Board would adjourn from the executive session and not return in open session.

A15. Adjourn. At 10:16 p.m., the Board adjourned from Executive Session and did not reconvene in open session.

Items Distributed for Information and Use by Board of Selectmen during the Meeting of May 10, 2021 otherwise not in Packet

1. Memorandum Draft Proposed Capital Budget – Fiscal 2022 breakdown and PFAS Capital Budget Item Blurb
2. Memorandum from Town Administrator to Board of Selectmen dated May 10, 2021 re: Recommendation re Opt-Out of State Reclamation and Mosquito Control Board (“SRMCB”) Conducted Mosquito Spraying
3. Framingham-Wayland Town Line Report Sudbury River Potter Road-Framingham Stonebridge Road Wayland as prepared by Guerriere & Halnon, Inc.

Items included in the Agenda Packet during the Board of Selectmen Meeting of May 10, 2021

1. Article 10. Fiscal Year 2022 Omnibus Budget
2. Draft Motion for Article 10 Motion 2 for Capital Budget dated May 6, 2021
3. Link to 2021 Annual Town Meeting Warrant
4. Memorandum from Wayland Interim Police Chief to Town Administrator dated May 3, 2021 re: Parking for Town Meeting
5. Memorandum from Town Administrator’s Office to Town Officials dated May 7, 2021 re: Town Meeting Handout Procedure
6. Board of Health COVID-19 Case Update as of April 30, 2021
7. Permanent Municipal Building Committee Status report dated April 28, 2021 re: Loker Turf Field Construction
8. Memorandum from Town Administrator and Interim Police Chief dated May 10, 2021 re: Police Reform Law Update
9. Legal Bulletin from Massachusetts Association of Chiefs of Police re: Police Reform Municipal Agency Action Items.
10. Draft Police Policy and Procedures as prepared by Wayland Interim Police Chief

11. Outdoor Temporary Service License Application for the Dudley Chateau Restaurant
12. Departmental Report from the Council on Aging dated May 2021
13. Departmental Report from Youth and Family Services dated May 2021
14. Departmental Report from Recreation Department dated May 2021
15. State Reclamation and Mosquito Control Board Municipality Opt-Out overview process and Opt-out Application
16. Draft Board of Selectmen Policy on Signs and Sign Boards within Town Department of Public Works Sign up form for Town Bulletin Boards AKA Sign Boards
17. Links to Human Rights, Diversity, Equity and Inclusion (HRDEI) Committee's Charge and
18. Letters of Interest and Resumes of all Applicants
19. Draft Board of Selectmen Minutes of April 26, 2021
20. Draft Board of Selectmen Minutes of April 29, 2021

CORRESPONDENCE

1. Correspondence from Town Selectmen's Office to Board and Committee Chairs dated May 4, 2021 re: Upcoming deadline for 2021 Annual Reports
2. Correspondence from Town Selectmen's Office to Elements Massage Wayland dated May 4, 2021 re: Request for Aid Response
3. Correspondence from Paul Dale to Board of Selectmen dated May 3, 2021 re: Concern regarding the Synthetic Turf at Loker.
4. Correspondence from Gretchen Dresens dated May 3, 2021 re: Concern regarding Bus Parking at 195 Main Street.