

TOWN OF ARLINGTON
SELECT BOARD
MEETING MINUTES

March 25, 2019

7:15 PM

Select Board Chambers, 2nd Floor, Town Hall

Present: Mr. Dunn, Chair, Mrs. Mahon, Vice Chair, Mr. Curro, Mr. Hurd, and Ms. Rowe

Also Present: Mr. Chapdelaine, Mr. Heim, and Mrs. Krepelka

1. Mill Brook Presentation
Clarissa Rowe, Select Board

Glenn Litton presented a video about Mill Brook produced for Schwamb Mill Preservation Trust. The Board thanked Mr. Litton for a wonderful presentation.

CONSENT AGENDA

2. Minutes of Meetings: January 23, 2019; March 11, 2019
3. Request: AHS Ice Cream Fundraiser for Dana-Farber Cancer Institute (DFCI)
Jefferson Cutter House Lawn, May 18, 2019 (rain date May 19th), 10:30 a.m. - 5:30 p.m.
Sagar Rastogi
The AHS Scoops Club
4. Legal Ad Only - Change of Stock Interest - All Alcohol License
Shu Ying Zeng, 303A Broadway, Fusion Taste
(Approved 02.25.2019 meeting)
5. Request: Special (One Day) Beer & Wine License, 3/31/19 @ Whittemore Robbins House for a Private Event
Mary Marcel
6. Appointment of New Election Workers: (1) Camilla B. Haase, 88 Park Ave., D, Pct. 20; (2) Robert J. Largenton, 10 Webster St., D, Pct. 13; (3) Marilyn A. Scribner, 81 Gloucester St., U, Pct. 10

Mrs. Mahon moved approval subject to all conditions as set forth.

SO VOTED (5-0)

TRAFFIC RULES & ORDERS / OTHER BUSINESS

7. Request: One Space, Handicap and Overnight Parking @ 1277 Massachusetts Avenue
Michelle F. Connolly

Mrs. Mahon moved approval.

SO VOTED (5-0)

8. Discussion & Vote: Grant Application to Eversource for Electric Vehicle Charging Station Installation
Ken Pruitt, Energy Manager

Mr. Pruitt, Energy Manager, made a presentation to the Board. The Board approved the following:

- To file a proposal to the MakeReady Program through Eversource for infrastructure work at the Railroad Lot and on Park Avenue at ACMi for electric vehicle charging; and
- To accept two free charging stations from Horizon Solutions; and
- Designate four parking spaces, two at the Railroad Lot and two on Park Avenue, as “EV Only.”

Ms. Rowe moved approval.

SO VOTED (5-0)

9. Discussion & Vote: Visibility Improvements for Safety at Crosswalk Near Trader Joe’s and Starbucks
Daniel Amstutz, Senior Transportation Planner

Mr. Chapdelaine presented this request in Mr. Amstutz’s absence and asked for the Select Board's approval of implementing the parking restrictions at this location. Staff plans to implement the updates to street lighting and adjustments to warning signage as well. Long-term improvements will be included in staff long term planning and review for future project work.

The Select Board stated they were all happy to support this recommendation.

Mrs. Mahon moved approval.

SO VOTED (5-0)

10. Discussion & Vote: Support for Electric Bicycle Legislation
Daniel Amstutz, Senior Transportation Planner

The Select Board endorsed changes from the state that will affect how electric bicycles are regulated in Arlington. State legislation puts electric bicycles into three different categories. A Class 1 bike provides assistance only when a rider is pedaling and ceases providing assistance once a bicycle reaches 10 mph. A Class 2 bike is similar to a Class 1, except that a Class 2 bicycle's electric motor can propel the bicycle without any pedaling from the rider. A Class 3 bike is the same as Class 1 except that the motor ceases providing assistance once a bicycle reaches 28 mph. Christopher Tonkin, Chair of the Arlington Bicycle Advisory Committee stated that currently some areas categorize all bicycles with engines as bicycles with engines as motorcycles, and other areas only classify bicycles with an internal combustion engine as motorcycles. Mr. Tonkin stated under the state legislation, Class 1 and Class 2 bikes would be permitted on public bikeways such as the Minuteman bikeway.

Ms. Rowe moved approval.

SO VOTED (5-0)

11. Discussion & Vote: Letter of Support for Safe Routes to Schools Grant
Daniel Amstutz, Senior Transportation Planner

The Board thanked David J. Mohler, Executive Director, Office of Transportation Planning, Mass. Department of Transportation, for selecting the Town of Arlington's Hemlock Street and Dickson Avenue Improvement Project to move to the next phase of funding through the MA Safe Routes to School Infrastructure Grant Program. This project will fill a critical infrastructure gap for residents walking in

the neighborhood and children and parents traveling to and from the M. Norcross Stratton Elementary School in Arlington.

Mr. Hurd moved approval.

SO VOTED (5-0)

12. Review and Approval: Host Community Agreement Process and Criteria

Douglas W. Heim, Town Counsel

The purpose of this Host Community Agreement Process & Criteria Policy is to outline the process and criteria by which Host Community Agreements (“HCAs”) will be authorized by the Select Board for existing or prospective marijuana establishments. The Board anticipates that selection criteria will determine not only general suitability, but the best fits for Arlington in a competitive market. The Town Manager shall negotiate specific details and execute HCAs consistent with Board findings for approved applicants.

The Board will consider the following criteria as probative of the quality of applicants experience and plan for operating in Arlington:

- a. Completeness and quality of application;
- b. Demonstrated direct experience in the cannabis industry or a similar industry, such sensitive retail and related commercial uses – package stores, establishments with other types of alcohol licenses or age-restricted products;
- c. Relevant business experience in Arlington;
- d. Relevant business experience in the Commonwealth of Massachusetts;
- e. A sound preliminary business plan which evidences applicants’ financial resources, proposed scale of operation, inventory sources and plans for inventory management, as well as anticipated costs and revenues;
- f. A strong employee training process and plan to ensure regulatory and compliance;
- g. A sound preliminary security plan including inventory;
- h. A sound preliminary traffic and parking plan demonstrating basic feasibility of the site and/or intended traffic and parking mitigation measures;
- i. For adult-use applicants, intention to co-locate RMD operations to ensure access to Arlington medical marijuana patients;
- j. Commitment to youth safety, abuse prevention, and community education;
- k. Commitment to diversity and local hiring; and
- l. Maintenance of geographic balance in the distribution of marijuana establishments.

The aforementioned criteria are not exhaustive, nor are any single criteria determinative. The Board shall also weigh any objections, concerns, or comments of the PRT. Applicants are encouraged to inform the Board of unique qualifications they may possess. Further, to the extent the criteria are overlap with those which would be applied during ARB or BOH permit and license reviews, applicants are advised that the grant of an HCA by the Select Board shall not be considered as evidence of appropriateness in such processes.

The Board thanked Town Counsel Heim for his efficiency in preparing this process.

Sarah Augood of the Marijuana Study Group appeared before the Board requesting that the Marijuana Study Group be part of the review process when establishing and putting together the Community Host Agreements.

Ms. Rowe moved approval.

SO VOTED (5-0)

13. Discussion & Vote: Registering as Entity to Vote for International Energy Conservation Code
Adam W. Chapdelaine, Town Manager

Brucie Moulton, Co-Chair, Sustainable Arlington asked the Select Board to become an official entity in the 2019 round of IECC voting. Ms. Moulton stated she knows that the Board is preparing for Town Meeting; nevertheless, could they please find the time to add this to their load, and take another step toward a clean energy future. By voting to become an official entity for the 2019 IECC voting process, the Board can help raise the bar for building efficiency across the country while helping Arlington achieve our Net Zero by 2050 goals and our commitment to goals set out in the Paris Accord. She stated that this come with some urgency as the deadline for community government entities including the Select Board, to register is March 29th. The cost to register is \$135 per entity, and that single registration gives us up to four votes. While March 29th is the deadline to register as entity, selection of voters for a given entity can be made until September. Actual voting is in November and takes an hour or two.

Ms. Moulton stated the Massachusetts Climate Action Network, Metropolitan Area Planning Council, Northeast Energy Efficiency Partnerships, and Sierra Club support this initiative. Based on their analysis of proposed IECC amendments, they will provide education and guidelines for voters. We hope you will be able to take advantage of this opportunity in 2019 as it only occurs every three years. Given what has been said in recent reports about the need for urgent action in the next decade, the worst effects of climate change, we can't attend to wait another three years to take aggressive action on energy efficiency.

Mr. Curro moved approval.

SO VOTED (5-0)

14. Discussion: Override and Debt Exclusion
Daniel J. Dunn, Chair

The Board discussed exercising fiscal discipline while providing quality municipal services, responding to the pressure of ongoing school enrollment growth, ways for Building Arlington's Future, how to minimize the impact on taxpayers, and protecting against future fiscal shocks and maintaining the Town's strong bond rating.

The Board thanked Mr. Dunn and Mr. Curro for their diligence on this topic.

WARRANT ARTICLE HEARINGS

15. Articles for Review:
Article 79 Resolution/Overnight Parking Exemption Program for Medical and Financial Hardships (tabled from 2/11/19 meeting)

This Article was presented by Laura Kiesel and ten registered voters asking for a Town Meeting resolution to support a change in the present Overnight Parking Ban Policy in the interests of providing a broader, or at least more efficient and private exemption for residents with financial and medical hardships. The Select Board's Overnight Parking Ban allows for both waivers and overnight on-street parking permits (both temporary and permanent based upon the following criteria/circumstances:

1. Engineering impossibilities for having permanent driveway
Example: utilities running through property disallowing construction.

2. Medical Services (temporary and permanent)
Example of temporary: Hospice care and rehab care.
3. Driveway construction (temporary)
Example of temporary: driveway and/or side walls being built.
4. Extenuating circumstances (temporary and permanent)
Example of permanent: family living arrangement transitions, family living arrangement for safety (restraining order)

The following residents also appeared in favor of this Article:

Susan Mortimer, Eric Pohl and Lynette Martin.

Darcy Devney, Commission on Disabilities, appeared before the Board to reiterate that while the Commission on Disabilities does agree with Laura Kiesel on a lot of the points she made, the Commission voted no specifically on the medical hardship exemption part. The Commission does agree with the privacy concern.

The Select Board voted to take no action on this Article. The Select Board commends the petitioners and interested persons for raising concerns regarding the impact of the overnight parking ban on disabled and low-income residents. SO VOTED (5-0)

Article 26 Bylaw Amendment/Billboards and Signs

The Select Board requests Town Meeting's support for this article contingent upon the successful passage of Article 17, which comprehensively reforms the Zoning Bylaw's sign regulation. SO VOTED (5-0)

Article 38 Vote/Set Senior Tax Deferral Limit

The Board voted the maximum qualifying gross receipts amount for property tax deferrals under Clause 41A of Section 5 of Chapter 59 of the Massachusetts General Laws. SO VOTED (5-0)

Article 39 Vote/Authorization to Deaccession Town Property-Library Art Prints

The Select Board seeks Town Meeting's positive action on this article requested of the Library Board of Trustees in order to obtain permission from the Town to sell, donate, or otherwise dispose of the entirety of the "Robbins Art Print Collection". SO VOTED (5-0)

Article 40 Vote/Robbins Library Parking Costs (tabled from 2/11/19 meeting)

The Board voted no action be taken under this article. SO VOTED (5-0)

Article 43 Home Rule Legislation/Means-Tested Senior Tax Relief

The Select Board endorses this article. SO VOTED (5-0)

Article 46 Acceptance of Legislation/Establishment of a Commission on Disabilities Fund (tabled from 2/25/19 meeting)

Cynthia DeAngelis, Disability Commission Chair, asked that his article be withdrawn from this year's Town Meeting. The Commission will be meeting and working with the Finance Committee to discuss the money for the future.

Ms. Rowe moved no action. SO VOTED (5-0)

Article 51 Endorsement of CDBG Application

The Select Board endorses the application for Federal Fiscal Year 2020 prepared and approved by the Town Manager and the Select Board under the Housing and Community Development Act of 1974 (PL 93-383) as amended.

SO VOTED (6-0)

Mr. Chapdelaine is included in the vote.

Article 52 Revolving Funds

The Select Board voted to reauthorize the Revolving Funds for FY 2020 as presented. SO VOTED (5-0)

FINAL VOTES & COMMENTS

Articles for Review:

Article 27 Bylaw Amendment/Time Limit for Town Meeting Speakers

Article 30 Bylaw Amendment/Waterline Replacement

Mr. Hurd made a motion to table Article 30.

SO VOTED (5-0)

Article 34 Bylaw Amendment/Regulation of Outdoor Lighting-Dark Skies Bylaw

Article 35 Bylaw Amendment/Short-Term Rental Regulations

Article 41 Vote/Arlington Redevelopment Board Membership and Terms

Article 53 Endorsement of Parking Benefit District Expenditures

Article 78 Resolution/Indigenous Peoples' Day

Ms. Rowe moved approval.

SO VOTED (5-0)

CORRESPONDENCE RECEIVED

16. Town of Arlington Comments re Better Bus Project Proposals

Adam W. Chapdelaine, Town Manager

Mrs. Mahon moved receipt of Mr. Chapdelaine's letter.

SO VOTED (5-0)

17. Request for Traffic Calming on Herbert Road at the Entrance to Magnolia Park

Ceilidh Yurenka, 68 Fremont Street and Sharon Jacobson, 72 Magnolia Street on behalf of Magnolia Park Parents and Neighbors

Mrs. Mahon moved to refer to TAC for review and recommendations.

SO VOTED (5-0)

18. Request Changes to Parking and Traffic Direction on Bartlett Avenue

Steven Krausman via Request/Answer Center

Mrs. Mahon moved to refer to TAC for review and recommendation.

SO VOTED (5-0)

Mrs. Mahon moved receipt of "Correspondence Received".

SO VOTED (5-0)

NEW BUSINESS

Ms. Rowe attended a meeting on the Hardy School playground and the biggest problem is parking. They have about 60 staff members and not enough parking. When there is an election or a snow emergency the staff has to park on the playground and parents of the school are upset because they are the only school in Arlington that does not have fields. Ms. Rowe suggested having TAC look at the small lot near the Minuteman Bikeway to see if it can be expanded to accommodate the parking needs of the teachers.

Mr. Hurd thanked the Arlington Public Art Committee as he participated in the banner competition. The winners were announced on Thursday and the banners will be placed along Massachusetts Avenue in the next couple of weeks.

Mr. Curro mentioned his attendance at the AEF Trivia Bee along with Ms. Mahon and Ms. Rowe. The team made it to the finals. Mr. Curro then thanked Chairman Dunn for a wonderful year.

Mrs. Mahon moved to adjourn at 10:35 P.M.

SO VOTED (5-0)

Next Scheduled Meeting of Select Board April 8, 2019

A True Record Attest

Marie A. Krepelka
Board Administrator

03/25/2019

Agenda Item	Documents Used
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	Code Adam W. Chapdelaine, Town Manager
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