

CONCORD SELECT BOARD
MINUTES
MARCH 4, 2019

APPROVED: APRIL 1, 2019

Pursuant to notice duly filed with the Town Clerk, a meeting of the Concord Select Board was held at 7 p.m. in the Select Board Room at the Town House. Present were Thomas McKean, Chair; Jane Hotchkiss and Linda Escobedo. Also in attendance was Christopher Whelan, Town Manager. Mr. McKean called the meeting to order at 7 p.m. and announced that it was being broadcast on Minuteman Media Network.

Upon a motion duly made and seconded the Board UNANIMOUSLY

VOTED: To appoint Linda Escobedo to serve as Clerk Pro Tem in the absence of Michael Lawson.

CONSENT AGENDA

- Town Accountant Warrants
- One Day Special Licenses
 - Judy Truglia 3/15 11am-3pm 40 Westford Road Wine & Malt
 - Xavier HS Class of 1969 6/29 6pm-12am 246 ORNAC All Alcohol
- License Renewal
 - John Richardson Class II 17 Belknap Street
- Minutes – 1/7/19

Upon a motion duly made and seconded the Board UNANIMOUSLY

VOTED: To approve the consent agenda.

TOWN MANAGER'S REPORT

- Concord Public Works crews are working to clear snow from last night's storm.
- The Board has received positive feedback from the letter it sent to MassDOT regarding the culvert for Nashoba Brook under Route 2.
- The Fire Department responded to a snowshoer that went through ice on Red Coat Lane. The person was found unresponsive but is it expected to make a full recovery.
- Marian Thornton, 2008 Honored Citizen and land conservation advocate, has sadly passed away.
- The Public Hearings for the 2019 Annual Town Meeting resumes tomorrow.
- The Division of Natural Resources office is undergoing renovations. Natural Resources staff in the process of updating their trail maps.
- Diana Clymer has been named the 2019 Honored Citizen.

CHAIR'S REPORT

- Mr. McKean provided clarification regarding the February 25, 2019 Concord Journal article on the settlement agreement for Town of Concord v. Higgins litigation. He noted that the article only included the plaintiff's account of the matter. There was no judgement by the Court nor any acceptance of responsibility by the Town.

2229 MAIN STREET ADVISORY COMMITTEE UPDATE AND MEMBERSHIP UPDATE and NMI-STARMET RE-USE PLANNING COMMITTEE UPDATE AND MEMBERSHIP UPDATE

Pam Rockwell, 1810 Main Street and Chair of the 2229 Main Street Advisory Committee, appeared before the Board and provided updates on the Committee and the future of the property located at 2229 Main Street. She said there is a new EPA project manager, Chris Smith. She is waiting for the Department of Justice to sign-off on a consent decree for the whole site clean-up. There is approximately \$18 million leftover from the remedial investigation and feasibility study. Ms. Rockwell said that the remediation plan would be finalized approximately a year and half after the consent decree has been signed. The EPA has hired Skeo Solutions to assist with the redevelopment

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planning. Ms. Rockwell said about half of the 46 acres at 2229 Main Street is buildable. She briefly mentioned that changes to grading could provide flexibility to future options. Ms. Rockwell discussed various future uses. Ms. Rockwell reviewed the committee membership of the 2229 Main Street Advisory Committee and the NMI-Starmet Re-Use Planning Committee. Three members will be leaving the 2229 committee and no one has been appointed the re-use committee yet. Ms. Rockwell and the Board discussed traits that would be useful for potential members to both committee. Board members urged Ms. Rockwell to contact the Planning Division to ensure that they are involved in the process. It was noted that the Town has several needs that could be addressed through re-developing the property and Board members also recommended to incorporate other planning-related committees in the discussion.

DISCUSS APPOINTMENT OF MIDDLE SCHOOL BUILDING COMMITTEE

Mr. McKean framed the discussion for creating a Middle School Building Committee. Mr. McKean noted that it would be helpful to have a committee charge in the works so it could be approved after Town Meeting. He mentioned that the final charge of this committee would likely be dependent upon whether Article #14 Concord Middle School Feasibility Study passed at Town Meeting. Board members mentioned that there have been school building committees created in the past for other projects. Board members discussed various elements that need to be considered when creating such a committee. Ms. Hotchkiss noted that this committee would be assigned to tackle a very big topic and therefore it was important to include people with various different skill sets. Ms. Escobedo mentioned that it would be helpful to speak with members of the former school building committees.

Johanna Boynton, 72 Chestnut Street and School Committee member, advised that she believed the Willard School Building Committee followed MSBA processes and policies. She said that the Middle School committee could follow the same process. Mr. McKean and Ms. Boynton discussed the costs associated with the proposed feasibility study.

Board members agreed to continue discussion on this topic to their next meeting.

TAKE POSITIONS ON WARRANT ARTICLES #12, 14, 16, 19, 20, 21, 23, 24, 25, and 26

Board members reviewed various Warrant Articles. It was noted that the amount in Article #10 had changed and it was recommended that they revote their position on the Article with the updated amount. Board members agreed to defer taking positions on Articles #12, #14, #16, #23, #24, #25, and #26 to a meeting with all Board members present.

Upon a Motion duly made and seconded, the Board UNANIMOUSLY

VOTED: to recommend Affirmative Action on the following articles:

- #10 Minuteman Regional Technical High School District Budget in the amount of \$1,073,368
- #19 General Bylaw Amendment – Town Meeting Notice
- #20 General Bylaw Amendment – Records Management
- #21 Acceptance of M.G.L. ch.54, §16A – Election Vacancy Appointments

PUBLIC COMMENTS

Julie del Sobral, 18 Bartkus Farm Road, spoke in regards to the cell tower relocation at Middlesex School and Article #30 but noted that discussion on this topic might be better suited for a meeting when all Board members are present. She briefly reviewed the intent of Article #30 and mentioned that the Planning Board developed and supported the Article. She said that if Article #30 passed, it would allow Middlesex School to consider relocating the existing cell tower to other areas on the campus that weren't previously considered possible when they applied to the Zoning Board of Appeals. Ms. del Sobral and Board members briefly discussed Article #30.

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COMMITTEE LIAISON REPORTS

Mr. McKean reviewed the ongoing work of the Commission on Disability. He noted that they are looking for a new member to fill a vacancy.

Ms. Hotchkiss discussed recent meetings held by the Natural Resources Commission, Historic Districts Commission, and PEG Access Advisory Committee.

MISCELLANEOUS/CORRESPONDENCE

The Concord Academy students that recently appeared before the Board with the Green New Deal Resolution have sent the Board a thank you letter.

The Town has received a complaint regarding lighting at TD Bank in West Concord.

COMMITTEE NOMINATIONS

None.

CONFIRM TOWN MANAGER APPOINTMENT

Upon a motion duly made and seconded the Board UNANIMOUSLY

VOTED: to confirm Town Manager appointment of William Herring of 214 Peter Spring Road to the Board of Assessors for a term to expire May 31, 2021 effective April 1, 2019; Cris van Dyke of 344 Barrett's Mill Road to the Heywood Meadow Stewardship Committee for a term to expire May 31, 2022

COMMITTEE APPOINTMENTS

Upon a motion duly made and seconded the Board UNANIMOUSLY

VOTED: to appoint Michelle Wiggins of 138 Partridge Lane to the Conservation Restriction Stewardship Committee for a term to expire May 31, 2022

ADJOURN

At 7:58 p.m. upon a motion duly made and seconded the Board UNANIMOUSLY

VOTED: to adjourn the meeting for the evening.

Respectfully submitted,

Linda Escobedo, Clerk