

**TOWN OF CONCORD
SELECT BOARD
AGENDA
March 19, 2018**

7PM – Select Board Meeting Room – Town House

1.	Call to Order				
2.	Consent Agenda:				
	<ul style="list-style-type: none"> • Town Accountant's Warrants • Minutes • Sunday Entertainment Licenses 				
	Emerson Umbrella	3/25, 4/8	3pm-6pm	57 ORNAC	Theater
	• One Day Special Licenses				
	Rotary Club of Concord	4/6	7pm-10:30pm	51 Walden Street	Wine & Malt
	Military Friends Foundation	4/14	1pm-7pm	269 Monument Street	All Alcohol
	Merriam Community PTO	4/7	7pm-10pm	74 Walden Street	Wine & Malt
	Emerson Umbrella	3/23, 3/24, 3/29, 3/30, 4/5, 4/6, 4/7	6pm-11pm	57 ORNAC	Wine & Malt
		3/25	3pm-7pm	57 ORNAC	Wine & Malt
		3/31	2pm-11pm	57 ORNAC	Wine & Malt
		4/8	3:30pm-7pm	57 ORNAC	Wine & Malt
3.	Town Manager's Report				
4.	Finance Director Update				
5.	Discuss Proposed Leaf Blower Bylaw and Alternative Approach with Petition Sponsor				
6.	Town Moderator Review of Proposed Consent Calendar for Annual Town Meeting				
7.	Review & Approve West Concord Junction Cultural District Committee charge				
8.	Review & Approve Nagog Pond Inter-municipal Agreement				
9.	Discuss Scheduling a Public Forum on Nagog Pond Issues				
10.	Discuss 2229 Main Street Re-use Planning Process				
11.	Take Positions on Town Meeting Warrant Articles				
12.	Public Comments				
13.	Committee Liaison Reports				
14.	Miscellaneous/Correspondence				
15.	Committee Nominations: Stanley Lucks of 165 Indian Spring Road to the Pollinator Health Advisory Committee; Frederick Miller of 300 Main Street to the Trustees of Town Donations				
16.	Committee Appointments: Karlen Reed of 83 Whits End Road to the PEG Access Advisory Committee for a term to expire May 31, 2021, Margaret Wargelin of 97 Hillside Avenue to the PEG Access Advisory Committee for a term to expire May 31, 2020, and Scott Hopkinson of 67 Indian Spring Road to the PEG Access Advisory Committee for a term to expire May 31, 2019				
17.	Extend current Comprehensive Long Range Plan Committee appointments to June 30, 2018				
18.	Adjourn to Executive Session for the purposes of discussing Land Acquisition (Commonwealth Avenue property) and Litigation (Estabrook Road & WR Grace Taking)				

PENDING

Monday	March 26	7PM	Select Board Meeting	Town House
Friday	March 30	All Day	Passover	No evening meetings
Sunday	April 1	All Day	Easter	
April 9, 10, 11, 12		6:30PM	Select Board Meeting	CCHS
April 9, 10, 11, 12		7PM	Annual Town Meeting	CCHS
Monday	April 23	7PM	Select Board Meeting	Town House
Monday	May 7	7PM	Select Board Meeting	Town House

Sunday Entertainment Log – March 19, 2018

Applicant Name	Phone Number	Date of Event	Location of Event	Type of Entertainment
Emerson Umbrella	978-371-0820	3/25	57 ORNAC	Theater
Emerson Umbrella	978-371-0820	4/8	57 ORNAC	Theater

Weekly One Day License Log – March 19, 2018

Applicant Name & License Number	Phone Number	Date	Location	Type of Alcohol	Event Details
18-28 Rotary Club of Concord	978-371-2500	4/6	51 Walden Street	Wine & Malt	Event Coordinator: Leigh Ann Crimmings Bartenders: Henry Dane, Joseph Saia, Thomas Copland Under 21: Yes First License in Concord: No
18-29 Military Friends Foundation	617-733-994	4/14	269 Monument Street	All Alcohol	Event Coordinator: Sarah Sweeney Bartenders: Carol Large, Deborah Podgurski Under 21: First License in Concord: No
18-30 Emerson Umbrella	978-371-0820	3/23	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No
18-31 Emerson Umbrella	978-371-0820	3/24	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No
18-32 Emerson Umbrella	978-371-0820	3/25	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No
18-33 Emerson Umbrella	978-371-0820	3/29	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No
18-34 Emerson Umbrella	978-371-0820	3/30	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No
18-35 Emerson Umbrella	978-371-0820	3/31	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No
18-36 Emerson Umbrella	978-371-0820	4/5	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No
18-37 Emerson Umbrella	978-371-0820	4/6	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No

Weekly One Day License Log – March 19, 2018

18-38 Emerson Umbrella	978-371-0820	4/7	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No
18-39 Emerson Umbrella	978-371-0820	4/8	57 ORNAC	Wine & Malt	Event Coordinator: Brian Boruta Bartenders: Brian Boruta, Lara Finn, Michael Lacey Under 21: Yes First License in Concord: No
18-40 Merriam Community PTO	617-680-4260	4/7	74 Walden Street	Wine & Malt	Event Coordinator: Shirlee Stein Bartenders: John Roy Under 21: No First License in Concord: Yes

Kerry Lafleur

From: Kerry Lafleur
Sent: Friday, March 02, 2018 9:49 AM
To: Chris Whelan; lhunter@concordps.org
Cc: Jonathan Harris; Kerry Lafleur; 'Anita Tekle (anitatekle@gmail.com)'; Jane Hotchkiss; Heather Bout (hbout.sc@gmail.com); Conti Daniel (dcontischoolcommittee@gmail.com); Kerry Colburn-Dion (kcolburndion@carlislema.gov); Andrea Zall (andrea@frameables.com); Brian Taylor (bjtemail@gmail.com); Dean Banfield; John Hickling (jrhickling@yahoo.com); June Rzepczynski; Karle Packard; Linda Miller; Mary Hartman (maryhartman7@gmail.com); Peter Fischelis (pfischelis@yahoo.com); Philip Swain; Richard Jamison; Scott Randall; Thomas Tarpey; Tom Swaim; Triveni Upadhyay (upadhyay@mayflowercom.com)
Subject: Revised FY19 Guidelines

Good Morning All,

At its meeting last evening, the Finance Committee voted to revised the FY19 Guidelines as follows:

	FY18 Budget/ Assessment	Revised FY19 Guideline Increment	Revised FY19 Guideline Budget/ Assessment	FY19 Budget/ Assessment Request	Remaining Gap
Town	\$23,064,013	\$986,500	\$24,050,513	\$24,050,513	\$0
CPS	\$36,810,111	\$1,436,784	\$38,246,895	\$38,461,880	\$214,985
CCRS	\$17,935,005	\$1,354,836	\$19,289,841	\$19,544,198	\$254,357
	\$77,809,129	\$3,778,120	\$81,587,249	\$82,056,591	\$469,342

In support for the above revision, the Finance Committee has made the following assumption adjustments:

1. Replace existing State Aid Assumption with amount provided for the Town of Concord in the FY19 Governor's Budget proposal and replace the existing CMLP PILOT assumption with the revised assumption (-\$13k), resulting in a net increase in available revenue for FY19 of \$185,517
2. Replace existing assumption for Group Insurance expense with revised assumption based upon actual Health Insurance Renewal for Plan Year June 1, 2018 – May 31, 2019, resulting in a savings of \$151,263

3. Replace existing assumption for Minuteman Regional Assessment with actual FY19 Assessment, resulting in an Operating Assessment Savings of \$6,719 and an Exempt Debt Assessment Savings of \$55
4. Replace existing assumption of State Assessments, Charges & Offsets with those included in the FY19 Governor's Budget proposal, resulting in a net savings of \$22,038

The Finance Committee further makes the assumption that the current CCRSD Revenue assumption will be adjusted to include the State Aid proposed under the FY19 Governor's Budget proposal, resulting in a decrease in the Town of Concord Assessment in the amount of \$142,967 (Concord's proportionate share of the full \$189,460). While this revenue is not Town of Concord revenue, it has been added to the CCRSD Revised FY19 Guideline Increment for Illustration Purposes Only. The CCRSD Revised FY19 Guideline Increment of \$1,354,836 includes:

Original Increment	\$957,512
Additional Increment	\$254,357
<u>Additional State Aid</u>	<u>\$142,967</u>
Total:	\$1,354,836

Based upon these adjustments, the Finance Committee has estimated that the impact to the existing taxpayer is approximately 3.15%. Please be in touch with any questions.

Kerry A. Lafleur
 (formerly Kerry A. Speidel)
 Finance Director/ Treasurer-Collector
 Town of Concord
klafleur@concordma.gov
 (978) 318-3090

Insurance Advisory Committee Meeting

March 6, 2018

Agenda

- * Memorandum of Agreement
- * Review Renewal for Current Plans
- * Review High Deductible Health Plan Options

Plan Year- June 1, 2018- May 31, 2019 Renewal for Family Plans

Town of Concord									
Employees' Group Health Insurance Rates									
Effective 6/1/18									
(Payroll deductions change as of May 2018)									
<p>Please note that to be eligible for coverage under any one of these plans, the employee and covered family members must live in the service area defined by that plan. If you move, you must contact the Human Resources Department to record your address change and discuss how your move might affect your coverage options. To find out about the insurance option available to people who are ineligible for coverage under any of the plans listed here, please</p>									
FAMILY									
		Tufts		Harvard		Fallon		Fallon	
		EPO		HMO		Select Care		Direct Care	
Group Number		16208-010		028717-0013		5550081		5550080	
Monthly Premium		\$2,213.00		\$2,263.00		\$1,714.00		\$1,597.00	
Town Share	52%	\$1,150.76	55%	\$1,244.66	55%	\$942.70	55%	\$878.36	
Employee Share	48%	\$1,062.24	45%	\$1,018.34	45%	\$771.30	45%	\$718.64	
Biweekly									
Payroll Deduction		\$531.12		\$509.17		\$385.65		\$359.32	
Change in									
Biweekly Deduction		\$25.20		\$37.80		\$33.53		\$31.27	

Plan Year- June 1, 2018- May 31, 2019

Renewal for Individual Plans

Town of Concord								
Employees' Group Health Insurance Rates								
Effective 6/1/18								
(Payroll deductions change as of May 2018)								
<p><i>Please note that to be eligible for coverage under any one of these plans, the employee and covered family members must live in the service area defined by that plan. If you move, you must contact the Human Resources Department to record your address change and discuss how your move might affect your coverage options. To find out about the insurance option available to people who are ineligible for coverage under any of the plans listed here, please</i></p>								
INDIVIDUAL	Tufts EPO		Harvard HMO		Fallon Select Care		Fallon Direct Care	
Group Number	16208-010		028717-0013		5550081		5550080	
Monthly Premium	\$815.00		\$861.00		\$642.00		\$597.00	
Town Share	61%	\$497.16	63%	\$542.42	60%	\$385.20	60%	\$358.20
Employee Share	39%	\$317.84	37%	\$318.58	40%	\$256.80	40%	\$238.80
Biweekly Payroll Deduction	\$158.92		\$159.29		\$128.40		\$119.40	
Change in Biweekly Deduction	\$7.60		\$11.85		\$11.20		\$10.40	

High Deductible Health Plans

- * High Deductible Health Plans (HDHP) with Health Savings Accounts (HSA) offered through Minuteman Nashoba Health Group for the first time, beginning June 1, 2018.
- * All (Tufts, Harvard, Fallon) carriers will offer HDHP
- * Town/ District will offer plans from all 3 carriers in a Pilot Program for Plan Year 6/1/18 – 5/31/19
 - * Participation & results will be monitored and a decision will be made by the Town/ District regarding continuation of the program

High Deductible Health Plans

- * Town believes these plans are a great option, but they are **different** than existing plans, so subscribers need to understand how they work before enrolling
- * Lower cost health insurance option
- * Opportunity to establish a Health Savings Account, which can be used for current and/ or future health care costs
 - * HSA belongs to member
 - * Funds may be invested
 - * Account is inheritable

HDHP Lower Cost Option- Family Plan Rates

Town of Concord
Employees' Group Health Insurance Rates
 Effective 6/1/18
 (Payroll deductions change as of May 2018)

Please note that to be eligible for coverage under any one of these plans, the employee and covered family members must live in the service area defined by that plan. If you move, you must contact the Human Resources Department to record your address change and discuss how your move might affect your coverage options. To find out about the insurance option available to people who

FAMILY	Tufts EPO		Harvard HMO		Fallon Select Care		Fallon Direct Care	
	HDHP w/HSA		HDHP w/HSA		HDHP w/HSA		HDHP w/HSA	
Group Number								
Monthly Premium		\$1,815.00		\$1,788.00		\$1,405.00		\$1,310.00
Town Share	52%	\$943.80	55%	\$983.40	55%	\$772.76	55%	\$720.50
Employee Share	48%	\$871.20	45%	\$804.60	45%	\$632.24	45%	\$589.50
Biweekly Payroll Deduction		\$435.60		\$402.30		\$316.12		\$294.75
Change in Biweekly Deduction		(\$70.32)		(\$69.07)		(\$36.00)		(\$33.30)
Decrease over Current Year		-13.9%		-14.7%		-10.2%		-10.2%
Decrease over Next Plan Year		-\$95.52		-\$106.87		-\$69.53		-\$64.57
		-18.0%		-21.0%		-18.0%		-18.0%

HDHP Lower Cost Option- Individual Plan Rates

Town of Concord
Employees' Group Health Insurance Rates

Effective 6/1/18

(Payroll deductions change as of May 2018)

Please note that to be eligible for coverage under any one of these plans, the employee and covered family members must live in the service area defined by that plan. If you move, you must contact the Human Resources Department to record your address change and discuss how your move might affect your coverage options. To find out about the insurance option available to people who

INDIVIDUAL	Tufts EPO HDHP w/HSA	Harvard HMO HDHP w/HSA	Fallon Select Care HDHP w/HSA	Fallon Direct Care HDHP w/HSA
Group Number	16208-010	028717-0013	5550081	5550080
Monthly Premium	\$668.00	\$680.00	\$526.00	\$490.00
Town Share	61% \$407.48	63% \$428.40	60% \$315.60	60% \$294.00
Employee Share	39% \$260.52	37% \$251.60	40% \$210.40	40% \$196.00
Biweekly Payroll Deduction	\$130.26	\$125.80	\$105.20	\$98.00
Change in Biweekly Deduction	(\$21.06)	(\$21.64)	(\$12.00)	(\$11.00)
Decrease over Current	-13.9%	-14.7%	-10.2%	-10.1%
Decrease over Next Plan Year	\$ (28.67) -18.0%	(\$33.49) -21.0%	(\$23.20) -18.1%	(\$21.40) -17.9%

Understanding how HDHP's work

- * High Deductible- \$2,000 Individual/ \$4,000 Family
 - * Works the same as your current deductible
 - * Medical & Rx count toward deductible
 - * No payment made until provider bills you- “how & when you pay”
 - * Town will contribute 50% of deductible on June 15
- * Once deductible has been met, 100% of medical is covered- no co-pays
- * Once deductible has been met, Rx co-pays apply up to the Annual Out of Pocket Maximum

Understanding how HDHP's work- Health Savings Account

- * Health Equity- vendor selected to provide HSA
- * Access to account online + debit card
- * Town contribution deposited on 6/15/18
- * Member contributions made pre-tax via payroll deduction, up to annual maximum allowed by IRS
 - * Town contribution **counts** toward annual max
- * Funds remaining at the end of the plan year roll over
- * HSA versus Flexible Savings Account –
 - * Limited purpose FSA only when you have an HSA

Understanding how HDHP's work

- * Information Sessions:

- * March 16, 2018 - confirming

- * Other Resources:

- * Alex – an open enrollment/ benefits counselor online tool

- <https://www.youtube.com/watch?v=Th2OIqX4wQw&feature=youtu.be>

- * A video presentation made to the West Suburban Coalition regarding High Deductible Health Plans (HDHP). While West Suburban is a group similar to Minuteman Nashoba, its health plan offerings are not completely identical, therefore, please understand that this video is intended to acquaint you with the mechanics of the HDHP with Health Savings Account, in general terms, and is not meant specifically to explain the MNHG High Deductible

- <https://www.youtube.com/watch?v=NWOa7N8NOmc&feature=youtu.be>

- * A copy of the PowerPoint presentation that is being used in the above video. Please have this presentation handy if you are able to watch the video as the camera generally stays on the speaker, even while he is referring to the presentation http://westsuburbanhealth.com/wp-content/uploads/2017/12/WSHG_HDHP_11-30-17.pdf

Understanding Exposure- Family Plans

FAMILY	Tufts		Harvard		Fallon		Fallon		Fallon	
	EPO	EPO	HMO	HMO	Select Care	Select Care	Direct Care	Direct Care	Direct Care	Direct Care
		HDHP w/HSA		HDHP w/HSA		HDHP w/HSA		HDHP w/HSA		HDHP w/HSA
Group Number	16208-010		028717-0013		5550081		5550080			
Monthly Premium	\$2,213.00	\$1,815.00	\$2,263.00	\$1,788.00	\$1,714.00	\$1,405.00	\$1,597.00	\$1,310.00		
Town Share	52% \$1,150.76	52% \$943.80	55% \$1,244.66	55% \$983.40	55% \$942.70	55% \$772.76	55% \$878.36	55% \$720.50		
Employee Share	48% \$1,062.24	48% \$871.20	45% \$1,018.34	45% \$804.60	45% \$771.30	45% \$632.24	45% \$718.64	45% \$589.50		
Biweekly Payroll Deduction	\$531.12	\$435.60	\$509.17	\$402.30	\$385.65	\$316.12	\$359.32	\$294.75		
Change in Biweekly Deduction	\$25.20	(\$70.32)	\$37.80	(\$69.07)	\$33.53	(\$36.00)	\$31.27	(\$33.30)		
Annual Potential Employee Costs										
Premium	\$ 12,747	\$ 10,454	\$ 12,220	\$ 9,655	\$ 9,256	\$ 7,587	\$ 8,624	\$ 7,074		
Deductible	\$ 900	\$ 4,000	\$ 900	\$ 4,000	\$ 900	\$ 4,000	\$ 900	\$ 4,000		
Town HSA Contribution	\$ -	\$ (2,000)	\$ -	\$ (2,000)	\$ -	\$ (2,000)	\$ -	\$ (2,000)		
Net Deductible	\$ 900	\$ 2,000	\$ 900	\$ 2,000	\$ 900	\$ 2,000	\$ 900	\$ 2,000		
Out of Pocket Max - Med	\$ 4,000	\$ 13,100	\$ 4,000	\$ 13,100	\$ 4,000	\$ 13,100	\$ 4,000	\$ 13,100		
Out of Pocket Max - RX	\$ 6,000	comb. w/med	\$ 6,000	comb. w/med						
Copays	<i>For HDHPs, med covered in full after deductible; Rx copays up until OOP Max</i>									
	<i>For traditional plans, copays for med vary after deductible, deductible doesn't apply to some services</i>									
Best Case Scenario- Net	\$ 12,747	\$ 8,454	\$ 12,220	\$ 7,655	\$ 9,256	\$ 5,587	\$ 8,624	\$ 5,074		
Max out Deductible- Net	\$ 13,647	\$ 12,454	\$ 13,120	\$ 11,655	\$ 10,156	\$ 9,587	\$ 9,524	\$ 9,074		
Worst Case Scenario- Net	\$ 22,747	\$ 23,554	\$ 22,220	\$ 22,755	\$ 13,256	\$ 20,687	\$ 12,624	\$ 20,174		
Town Premium + HSA	\$ 13,809	\$ 13,326	\$ 14,936	\$ 13,801	\$ 11,312	\$ 11,273	\$ 10,540	\$ 10,646		

Understanding Exposure- Individual Plans

INDIVIDUAL	Tufts		Harvard		Fallon		Fallon		Fallon	
	EPO	EPO	HMO	HMO	Select Care	Select Care	Direct Care	Direct Care	Direct Care	Direct Care
		HDHP w/HSA		HDHP w/HSA		HDHP w/HSA		HDHP w/HSA		HDHP w/HSA
Group Number	16208-010		028717-0013		5550081		5550080			
Monthly Premium	\$815.00	\$668.00	\$861.00	\$680.00	\$642.00	\$526.00	\$597.00	\$490.00		
Town Share	61% \$497.16	61% \$407.48	63% \$542.42	63% \$428.40	60% \$385.20	60% \$315.60	60% \$358.20	60% \$294.00		
Employee Share	39% \$317.84	39% \$260.52	37% \$318.58	37% \$251.60	40% \$256.80	40% \$210.40	40% \$238.80	40% \$196.00		
Biweekly										
Payroll Deduction	\$158.92	\$130.26	\$159.29	\$125.80	\$128.40	\$105.20	\$119.40	\$98.00		
Change in Biweekly Deduction	\$7.60	(\$21.06)	\$11.85	(\$21.64)	\$11.20	(\$12.00)	\$10.40	(\$11.00)		
Annual Potential Employee Costs										
Premium	\$ 3,814	\$ 3,126	\$ 3,823	\$ 3,019	\$ 3,082	\$ 2,525	\$ 2,866	\$ 2,352		
Deductible	\$ 300	\$ 2,000	\$ 300	\$ 2,000	\$ 300	\$ 2,000	\$ 300	\$ 2,000		
Town HSA Contribution	\$ -	\$ (1,000)	\$ -	\$ (1,000)	\$ -	\$ (1,000)	\$ -	\$ (1,000)		
Net Deductible	\$ 300	\$ 1,000	\$ 300	\$ 1,000	\$ 300	\$ 1,000	\$ 300	\$ 1,000		
Out of Pocket Max - Med	\$ 2,000	\$ 6,550	\$ 2,000	\$ 6,550	\$ 2,000	\$ 6,550	\$ 2,000	\$ 6,550		
Out of Pocket Max - RX	\$ 3,000	comb. w/med	\$ 3,000	comb. w/med						
Copays	<i>For HDHPs, med covered in full after deductible; Rx copays up until OOP Max</i>									
	<i>For traditional plans, copays for med vary after deductible, deductible doesn't apply to some services</i>									
Best Case Scenario- Net	\$ 3,814	\$ 2,126	\$ 3,823	\$ 2,019	\$ 3,082	\$ 1,525	\$ 2,866	\$ 1,352		
Max out Deductible- Net	\$ 4,114	\$ 4,126	\$ 4,123	\$ 4,019	\$ 3,382	\$ 3,525	\$ 3,166	\$ 3,352		
Worst Case Scenario- Net	\$ 9,114	\$ 9,676	\$ 9,123	\$ 9,569	\$ 5,382	\$ 9,075	\$ 5,166	\$ 8,902		
Town Premium + HSA	\$ 5,966	\$ 5,890	\$ 6,509	\$ 6,141	\$ 4,622	\$ 4,787	\$ 4,298	\$ 4,528		

High Deductible Health Plans

- * Pilot Program at sole discretion of Town
- * Notification to Unions- option to participate
- * Next Steps
 - * Open Enrollment: March 15 – April 15
 - * Employee Benefits Fair: April 5, 2018

BY PETITION RECOGNIZING DOG WALKING AS A PASSIVE-RECREATION ACTIVITY

ARTICLE 45. To determine whether the Town will vote to urge an addendum to the 2015 Open Space and Recreation Plan Concord Massachusetts recognizing that dog walking (on-leash or off-leash) is a passive recreation activity; or take any other action relative thereto.

We want the NRC to recognize the value of dog walking as a recreational activity and allocate resources accordingly. The Open Space and Recreation Plan acknowledges the value of other activities, but only has negative comments about dogs. The NRC is considering restrictions only on dog walking, even though other recreation activities can also create conservation issues. The impact of having the Open Space and Recreation Plan recognize this activity is that it would give dog owners, who are 25% of the community, a voice.

BY PETITION BYLAW PROHIBITING USE OF GASOLINE-POWERED LEAF BLOWERS

ARTICLE 46. To determine whether the Town will vote to amend the Town Bylaws by adding a Bylaw to prohibit the use of gasoline-powered leaf blowers, as follows:

Section 1. PURPOSE AND INTENT

WHEREAS, the Town has a duty to protect the natural environment, the economy, and the health of its citizens; and

WHEREAS, in July 2011 the Select Board adopted sustainability principles to be used by the Town for municipal decision-making; those principles being: 1) reduce dependence upon fossil fuels, underground metals, and minerals; 2) reduce dependence upon synthetic chemicals and other manufactured substances; 3) reduce encroachment upon nature; and 4) meet human needs fairly and efficiently; and

WHEREAS, gasoline-powered leaf blowers require gasoline and oil which are fossil fuels, non-renewable resources; and

WHEREAS, gasoline-powered leaf blowers produce significant emissions when operated, including non-methane hydrocarbons (NMHC), oxides of nitrogen (NOx), carbon monoxide (CO), and carbon dioxide (CO₂); these emissions contributing to ground-level pollution, air pollution, smog, acid rain, climate change, and adverse health effects for humans and animals exposed to them; and

WHEREAS, gasoline-powered leaf blowers produce significant amounts of airborne particulates when operated, which are irritants to human bronchial and pulmonary systems; and

WHEREAS, gasoline-powered leaf blowers generate loud noise when operated, and are identified by the Center for Disease Control as a common noise that can contribute to permanent hearing loss; and

WHEREAS, affordable and effective alternatives to gasoline-powered leaf blowers exist including electric and battery-powered leaf blowers; and

WHEREAS, other suburban and urban municipalities throughout the United States and Canada have eliminated or restricted the use of gasoline-powered leaf blowers;

NOW THEREFORE, the Town of Concord hereby enacts this bylaw to prohibit the use of gasoline-powered leaf blowers by all parties within the boundaries of the Town of Concord.

Section 2: DEFINITIONS

The following words and phrases shall, unless context clearly indicates otherwise, have the following meanings:

Gasoline-powered leaf blower refers to any portable, or pushed or pulled wheeled machine with a

two- or four-cycle gasoline-powered engine that is used to blow leaves, clippings, dirt or other debris off lawns, sidewalks, driveways, fields, and other surfaces.

Section 3. PROHIBITED USE OF GASOLINE-POWERED LEAF BLOWERS

- (a) In 2019 and 2020, parties within the boundaries of the Town of Concord shall not use gasoline-powered leaf blowers except between April 1 and June 1, and between October 1 and December 1.
- (b) As of January 1, 2021, parties within the boundaries of the Town of Concord shall not use gasoline-powered leaf blowers.

Section 4. EXEMPTIONS

The Concord Public Works Department and their contractors are exempt from the provisions of this bylaw for their work on public property.

Section 5. TEMPORARY WAIVING OF BYLAW

The Town Manager or his/her designee may waive any prohibited use identified in this bylaw in the event of emergency operations and cleanup associated with severe storms or natural disasters.

Section 6. ENFORCEMENT: VIOLATIONS AND PENALTIES

Enforcement of this bylaw shall be the responsibility of the Town Manager or his/her designee. The Town Manager shall determine the enforcement process to be followed, incorporating the process into other town duties as appropriate. Any party found to be in violation of this bylaw shall be subject to a non-criminal disposition fine as specified in Appendix A of the Regulations for Enforcement of Town Bylaws under Massachusetts General Laws c. 40, §21D and the Bylaw for Non-Criminal Disposition of Violations adopted under Article 47 of the 1984 Town Meeting, as amended. Any such fines shall be paid to the Town of Concord.

Section 7. SEVERABILITY: EFFECTIVE DATE

(a) Each section of this chapter shall be construed as separate to the end that if any section, sentence, clause or phrase thereof shall be held invalid for any reason, the remainder of that chapter and all other chapters shall continue in full force.

b) This Bylaw shall take effect January 1, 2019.

And to amend Appendix A of the Non-Criminal Disposition Bylaw by adding the following; or take any other action relative thereto.

Bylaw	Fine Schedule	Fine Allowed	Enforcement Agency
BYLAW PROHIBITING USE OF GASOLINE-POWERED LEAF BLOWERS	1 st offense 2 nd offense 3 rd offense 4 th & each subsequent offense	Warning \$100.00 \$200.00 \$300.00	Town Manager's Designee

The citizens of Concord have a long history of environmental awareness, activism, and protection. Today we are committed to using sustainability principles to guide our decision-making. Gasoline-powered leaf blowers are not consistent with environmental protection or sustainable living. They burn fossil fuels which are non-renewable resources; they emit significant volumes of pollutants; they produce airborne particulates; and they generate loud noise that can contribute to permanent hearing loss. This Bylaw limits the use of gasoline-powered leaf blowers for two years, and thereafter prohibits their use in Concord. The Town Manager will determine the enforcement agent for this Bylaw.

SELECT BOARD'S KEY FOR VOTING ON POSITIONS ON WARRANT ARTICLES

- AFFIRMATIVE ACTION RECOMMENDED
- AFFIRMATIVE ACTION RECOMMENDED IN THE AMOUNT OF \$_____
- AFFIRMATIVE ACTION RECOMMENDED ON AN AMENDED MOTION
- NO ACTION
- NO MOTION IS EXPECTED
- RECOMMENDATION WILL BE MADE AT TOWN MEETING
- AGREE WITH ARTICLE
- AGREE WITH THE ARTICLE IN AN AMOUNT TO BE SPECIFIED
- AGREE WITH THE SUBSTANCE OF THE ARTICLE BUT AN AMENDED MOTION WILL BE VOTED ON
- DISAGREE WITH THE ARTICLE
- THE ARTICLE IS NOT EXPECTED TO BE MOVED
- AT THE TIME OF TAKING POSITIONS THERE ISN'T ENOUGH INFORMATION TO REACH A DECISION

**Select Board Recommendations/Positions/Comments
Recommendations for inclusion in the FinCom Report
March 19, 2018**

Article #	Article Name	In Favor	Not In Favor	No Action	Report at TM
1	Choose Town Officers				
2	Hear Reports				
3	Meeting Procedure				
4	Ratify Personnel Board Classification Actions				
5	Classification & Compensation Plan for Regular-Status Positions				
6	Use of Free Cash				
7	Town Budget				
8	Minuteman Regional Technical High School District Budget				
9	Concord Public Schools Budget				
10	Concord Public Schools FY18 Supplemental Appropriation				
11	Concord Public Schools Capital Projects				
12	Concord Carlisle Regional High School Budget				
13	Concord Carlisle Regional High School Capital Projects				
14	Establish Revolving Funds under the Municipal Modernization Act MGL c.44, §53 ½				
15	Authorize Expenditure of Revolving Funds under the Municipal Modernization Act MGL c.44, §53 ½				
16	Accept provisions of Municipal Modernization Act Concerning Bond Issuance Premiums				
17	Appropriate Funds in Premium Reserve Fund				
18	BY PETITION Allowing 17 Year Olds to Vote in Town Elections & Town Meetings				
19	Authorize Expenditure from PEG Access and Cable-Related Fund				
20	BY PETITION Independence of the Press				
21	Appropriate Funds for Municipal Capital Projects				
22	Alcoholic Beverage Bylaw Amendment				
23	BY PETITION Community Resilience Goals				
24	Community Preservation Act Community Housing Fund				
25	Authorize Acquisition of 369 Commonwealth Avenue Property on Warner Pond				
26	Community Preservation Committee Appropriation Recommendations				

Article #	Article Name	In Favor	Not In Favor	No Action	Report at TM
27	Historic Districts Map Amendment – Hubbardville Extension				
28	Appropriate Funds for 2229 Main Street (NMI/Starmet Superfund Site) Redevelopment				
29	Accept MGL c.90, §17 Limiting Traffic Speed				
30	Bylaw Amendment – To prohibit all types of non-medical “marijuana establishments” as defined in MGL c.94G, §1				
31	Accept MGL c.64N, §3 and Adopt a 3% Local Sales Tax On Marijuana Products				
32	Zoning Bylaw Amendment – Marijuana Establishment Moratorium Extension				
33	Zoning Bylaw Amendment – Definition of a Dwelling Unit				
34	Zoning Bylaw Amendment – Height of Accessory Buildings				
35	Zoning Bylaw Amendment – Combined Business/Residence				
36	Zoning Bylaw Amendment – Reconstruction of Nonconforming Structures				
37	Zoning Bylaw Amendment – Off Street Parking, Loading & Design Standards				
38	Zoning Bylaw Amendment – Site Plan Review				
39	Zoning Bylaw Amendment – Site Plan For Religious Uses, Educational Uses and Child Care Facilities				
40	BY PETITION Zoning Bylaw Amendment – Personal Wireless Communications Facility				
41	General Bylaw Amendment – Tree Preservation				
42	Authorize Cambridge Turnpike Easements				
43	Monsen Road Street Acceptance				
44	BY PETITION Moratorium on Implementation of NRC Dog Restrictions on Conservation Land				
45	BY PETITION Recognizing Dog Walking as a Passive Recreation Activity				
46	BY PETITION Bylaw Prohibiting Use of Gasoline-Powered Leaf Blowers				
47	Light Plant Expenditures & Payment in Lieu of Taxes				
48	Solid Waste Disposal Fund Expenditures				
49	Sewer System Expenditures				
50	Sewer Improvement Fund Expenditures				
51	Water System Expenditures				
52	Beede Swim & Fitness Center Enterprise Fund Expenditures				
53	Unpaid Bills				

**Finance Committee Recommendations/Positions
Recommendations for inclusion in the FinCom Report**

Article #	Article Name	In Favor	Not In Favor	No Action	Report at TM
1	Choose Town Officers			X	
2	Hear Reports			X	
3	Meeting Procedure	X			
4	Ratify Personnel Board Classification Actions	X			
5	Classification & Compensation Plan for Regular-Status Positions	X			
6	Use of Free Cash	X			
7	Town Budget (in the amount of \$43,223,87)	12 in favor 0 opposed 1 abstaining			
8	Minuteman Regional Technical High School District Budget	X			
9	Concord Public Schools Budget				X
10	Concord Public Schools FY18 Supplemental Appropriation				X
11	Concord Public Schools Capital Projects	X			
12	Concord Carlisle Regional High School Budget				X
13	Concord Carlisle Regional High School Capital Projects				X
14	Establish Revolving Funds under the Municipal Modernization Act MGL c.44, §53 ½	X			
15	Authorize Expenditure of Revolving Funds under the Municipal Modernization Act MGL c.44, §53 ½	X			
16	Accept provisions of Municipal Modernization Act Concerning Bond Issuance Premiums	X			
17	Appropriate Funds in Premium Reserve Fund	X			
18	BY PETITION Allowing 17 Year Olds to Vote in Town Elections & Town Meetings			X	
19	Authorize Expenditure from PEG Access and Cable-Related Fund	X			
20	BY PETITION Independence of the Press			X	
21	Appropriate Funds for Municipal Capital Projects	X			
22	Alcoholic Beverage Bylaw Amendment			X	
23	BY PETITION Community Resilience Goals			X	
24	Community Preservation Act Community Housing Fund	12 in favor 0 opposed 1 abstaining			
25	Authorize Acquisition of 369 Commonwealth Avenue Property on Warner Pond	11 in favor 0 opposed 2 abstaining			
26	Community Preservation Committee Appropriation Recommendations	9 in favor 2 opposed 2 abstaining			

Article #	Article Name	In Favor	Not In Favor	No Action	Report at TM
27	Historic Districts Map Amendment – Hubbardville Extension			X	
28	Appropriate Funds for 2229 Main Street (NMI/Starmet Superfund Site) Redevelopment	<i>11 in favor 0 opposed 2 abstaining</i>			
29	Accept MGL c.90, §17 Limiting Traffic Speed			X	
30	Bylaw Amendment – To prohibit all types of non-medical “marijuana establishments” as defined in MGL c.94G, §1			X	
31	Accept MGL c.64N, §3 and Adopt a 3% Local Sales Tax On Marijuana Products	X			
32	Zoning Bylaw Amendment – Marijuana Establishment Moratorium Extension			X	
33	Zoning Bylaw Amendment – Definition of a Dwelling Unit			X	
34	Zoning Bylaw Amendment – Height of Accessory Buildings			X	
35	Zoning Bylaw Amendment – Combined Business/Residence			X	
36	Zoning Bylaw Amendment – Reconstruction of Nonconforming Structures			X	
37	Zoning Bylaw Amendment – Off Street Parking, Loading & Design Standards			X	
38	Zoning Bylaw Amendment – Site Plan Review			X	
39	Zoning Bylaw Amendment – Site Plan For Religious Uses, Educational Uses and Child Care Facilities			X	
40	BY PETITION Zoning Bylaw Amendment – Personal Wireless Communications Facility			X	
41	General Bylaw Amendment – Tree Preservation			X	
42	Authorize Cambridge Turnpike Easements			X	
43	Monsen Road Street Acceptance			X	
44	BY PETITION Moratorium on Implementation of NRC Dog Restrictions on Conservation Land			X	
45	BY PETITION Recognizing Dog Walking as a Passive Recreation Activity			X	
46	BY PETITION Bylaw Prohibiting Use of Gasoline-Powered Leaf Blowers			X	
47	Light Plant Expenditures & Payment in Lieu of Taxes	X			
48	Solid Waste Disposal Fund Expenditures	X			
49	Sewer System Expenditures	X			
50	Sewer Improvement Fund Expenditures	X			
51	Water System Expenditures	X			
52	Beede Swim & Fitness Center Enterprise Fund Expenditures	X			
53	Unpaid Bills	<i>No Motion Anticipated</i>			

Andrew Mara

From: Marcia Rasmussen
Sent: Wednesday, March 07, 2018 11:25 AM
To: Chris Whelan
Cc: Andrew Mara
Subject: Comprehensive Long Range Plan Committee - please extend date of the Committee Charge

Chris,
While the Committee charge for the CLRPC was updated to reflect completion of the Plan by June 2018 (<http://concordma.gov/DocumentCenter/View/3500>), I don't believe that all of the appointments of all Committee members was updated.

Could the Select Board extend the appointments of all CLRPC members to June 30, 2018 at the next available opportunity?

Thank you.
Marcia

Marcia Rasmussen, ASLA
Director of Planning & Land Management
Town of Concord
141 Keyes Road – Concord, MA 01742
phone: (978) 318-3290

Please be advised that the Massachusetts Secretary of State considers e-mail to be a public record, and therefore subject to the Massachusetts Public Records Law, MGL c. 66, § 10.