TOWN OF CONCORD  
SELECT BOARD  
AGENDA  
February 4, 2019 – 7 p.m. – Select Board Room – Town House

1. Call to Order

2. Consent Agenda:
   • Town Accountant Warrants
   • Minutes
   • One Day Special Licenses
     - The Nature Connection  3/13  6pm-10pm  54 Walden Street  Wine & Malt
     - Open Table  3/29  6pm-10pm  275 Forest Ridge Rd  Wine & Malt

3. Town Manager’s Report

4. Chair’s Report

5. Cell Tower RFP update

6. FY2020 Budget Discussion

7. Discuss SD.1817, An Act to combat climate change

8. Amend Pollinator Health Advisory Committee Charge

9. Discuss Middle School Building Project

10. Public Comments

11. Committee Liaison Reports

12. Miscellaneous/Correspondence

13. Committee Nominations:

14. Committee Appointments:

15. Adjourn

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<th>PENDING</th>
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<tr>
<td>Monday</td>
<td>February 11 6:30 pm</td>
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<td>Monay</td>
<td>February 11 7 pm</td>
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<td>Monday</td>
<td>February 18 All Day</td>
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<td>Tuesday</td>
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<td>February 26 6:30 pm</td>
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Supporting materials for agenda items are available online at [www.concordma.gov/sbmtgdocs](http://www.concordma.gov/sbmtgdocs). Materials are uploaded on the Friday before a Select Board meeting.
<table>
<thead>
<tr>
<th>Applicant Name &amp; License Number</th>
<th>Phone Number</th>
<th>Date</th>
<th>Location</th>
<th>Type of Alcohol</th>
<th>Event Details</th>
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| 19-28 The Nature Connection     | 978 369-0116 | 3/13  | 54 Walden Street | Wine & Malt     | Event Coordinator: Jennifer Albanese  
Bartenders: Corinne Kinsman  
Under 21: No  
First License in Concord: Yes |
| 19-29 Open Table                | 978 808-4103 | 3/29  | 275 Thoreau Street | Wine & Malt     | Event Coordinator: Jeanine Calabria  
Bartenders: Leo Lafarge  
Under 21: Yes  
First License in Concord: No |
Hi Andrew,

The FY20 Town Manager Budget Book has been uploaded and split into sections on the Town website.

You can find it by following the mapping below, clicking here or clicking on this link (https://concordma.gov/2322/FY2020).

Town Home Page -> Government -> Department -> Finance -> Budget Books -> General Fund Budgets -> FY2020

Have a great weekend.

Regards,

Brandon

Brandon Roberts | Budget Analyst
Town of Concord, 22 Monument Square
P.O. Box 535, Concord, MA 01742
978-318-3094 | broberts@concordma.gov

Please be advised that the Massachusetts Secretary of State considers e-mail to be a public record, and it is therefore subject to the Massachusetts Public Records Law, MGL c. 66, § 10.
Subject: FW: On climate change, YOU can make a difference

From: Berger, Brendan (SEN) <Brendan.Berger@masenate.gov>
Sent: Monday, January 21, 2019 5:59 PM
To: Berger, Brendan (SEN) <Brendan.Berger@masenate.gov>
Subject: On climate change, YOU can make a difference

Dear Friends,

This is your chance to have a major impact in the fight against climate change. My boss, State Sen. Mike Barrett, has just filed his carbon pricing bill, SD.1817, An Act to combat climate change.

Over the next two weeks, legislators will look over thousands of bills and choose some to co-sponsor. **The more State Representatives and State Senators who co-sponsor SD.1817 by February 1st, the better.** It’s up to you to make your voice heard!

**Call or email your legislators, in both the House and the Senate.**

SD.1817 is based on carbon pricing language that in June 2018 earned the unanimous approval of the Mass. State Senate. It gives the governor considerable flexibility in pricing carbon, from revenue-neutral to revenue-positive to cap and trade, but does ask him to make a choice -- in the case of transportation, by Dec. 31, 2021.

If the governor opts for a "revenue-neutral" carbon fee -- which, of the three approaches, Mike continues to prefer -- the bill sets fairness rules for returning funds to citizens. If the governor opts for a "revenue-positive" approach, the bill requires most of the money be spent on public transportation. Some of the money also goes to electric vehicle incentives, environmental justice initiatives, and especially chapter 70 school aid.

**Please spread the word on social media and forward this email to your friends and colleagues.**

Many thanks,

Brendan
Chief of Staff
Sen. Barrett also has some resources about carbon pricing on his website: https://senatormikebarrett.com/carbonpricing/

https://malegislature.gov/Bills/191/SD1817

Kate Hanley
Director of Sustainability
Town of Concord
978-318-3008
concordma.gov/Sustainability
@concordclimate
The Commonwealth of Massachusetts

PRESENTED BY:

Michael J. Barrett

To the Honorable Senate and House of Representatives of the Commonwealth of Massachusetts in General Court assembled:

The undersigned legislators and/or citizens respectfully petition for the adoption of the accompanying bill:

An Act to combat climate change.

PETITION OF:

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<thead>
<tr>
<th>NAME</th>
<th>DISTRICT/ADDRESS</th>
<th>Date</th>
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<tr>
<td>Michael J. Barrett</td>
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<tr>
<td>Kenneth I. Gordon</td>
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<td>Julian Cyr</td>
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<td>Dylan A. Fernandes</td>
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<td>Natalie M. Higgins</td>
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<td>Smitty Pignatelli</td>
<td>4th Berkshire</td>
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<td>John Barrett, III</td>
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<td>Jonathan Hecht</td>
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<td>Tami L. Gouvea</td>
<td>14th Middlesex</td>
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An Act to combat climate change.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority
of the same, as follows:

SECTION 1. Section 1 of chapter 21N of the General Laws, as amended by sections 7
through 10, inclusive, of chapter 209 of the Acts of 2018, is hereby amended by inserting after
the definition of “Greenhouse gas emissions source” the following definition:-

“Greenhouse gas-emitting priority”, natural gas, petroleum, coal, and any solid, liquid or
gaseous fuel derived therefrom, and any other matter that both emits, or is capable of emitting, a
greenhouse gas when burned and is designated a priority by the department for the purposes of
this chapter.

SECTION 2. Said section 1 of said chapter 21N, is hereby further amended by striking
out the definition of “Market-based compliance mechanism”, and inserting in place thereof the
following definition:-
“Market-based compliance mechanism”, any form of price compliance system imposed on sources or categories of sources or any form of pricing mechanism imposed on greenhouse gas-emitting priorities that is designed to meet a statewide greenhouse gas emissions limit established pursuant to this chapter, including but not limited to: (i) a system of market-based declining annual aggregate emissions limitations for sources or categories of sources that emit greenhouse gases; (ii) greenhouse gas emissions exchanges, banking, credits and other transactions governed by rules and protocols established by the secretary or a regional program that results in the same greenhouse gas emissions reduction, over the same time period, as direct compliance with a greenhouse gas emissions limit or emission reduction measure adopted by the executive office pursuant to this chapter; or (iii) a system of charges or exactions imposed to reduce statewide greenhouse gas emissions in whole or in part.

SECTION 3. Said section 1 of said chapter 21N, is hereby further amended by inserting after the definition of “Person” the following definition:-

“Rural municipality”, a city or town in which residents drive, on average, 130% or more per year than the statewide average number of miles driven per household in the commonwealth.

SECTION 4. Said chapter 21N, as appearing in the 2016 Official Edition, is hereby further amended by inserting after section 7 the following section:-

Section 7A. The secretary shall promulgate regulations establishing a market-based compliance mechanism or combination of such mechanisms for: (i) the transportation sector; provided, however, that the regulations shall, at a minimum, be designed to reduce passenger vehicle and light duty truck emissions; (ii) the commercial, industrial and institutional sectors,
including but not limited to buildings and industrial, manufacturing and other business processes; and (iii) the residential building sector.

Proceeds realized by a market-based compliance mechanism established pursuant to this section shall be treated or disbursed as follows: (i) as rebates or refunds to residents and employers of the commonwealth in proportion to the aggregate monies collected from residents and employers; or (ii) as monies credited to the carbon pricing trust fund established in section 2WWW of chapter 29 of the General Laws, which monies shall be expended pursuant to said section; provided, that the secretary may allocate a reasonable amount of proceeds to reimburse the commonwealth for any direct costs incurred in the administration of activities authorized by this section.

A market-based compliance mechanism or combination of mechanisms established pursuant to this section (i) shall, by means of emissions containment reserves and other appropriate program features, maximize the ability of the commonwealth to achieve the greenhouse gas emissions limits established pursuant to this chapter; provided, that any charges, exactions, allowances, or permits shall be set, imposed, allocated, auctioned, sold or authorized so as to maximize the likelihood that, beginning in the first year of implementation, said charges, exactions, allowances or permits shall result in a cost of emissions per metric ton of carbon dioxide equivalent of not less than 15 dollars; provided, further, that said charges, exactions, allowances, or permits shall be set, imposed, allocated, auctioned, sold or authorized so as to maximize the likelihood that the cost of emissions per metric ton of carbon dioxide equivalent will increase by five dollars each year, up to a ceiling of 60 dollars per metric ton of carbon dioxide equivalent; (ii) shall allocate proceeds, rebates, refunds and monies so as to mitigate, or avoid altogether, any net financial burden that would otherwise be imposed by said mechanism
on low-income residents, whether in urban, rural, or suburban municipalities; (iii) shall allocate
proceeds, rebates, refunds and monies so as to mitigate, or avoid altogether, any disproportionate
financial burden that would otherwise be imposed by said mechanism on residents of rural
municipalities who are not low-income; (iv) shall allocate proceeds, rebates, refunds, and monies
so as mitigate, or avoid altogether, any disproportionate and unreasonable financial burden that
would otherwise be imposed by said mechanism upon an economic subsector of the
commonwealth.

The secretary may promulgate regulations to enable and facilitate coordinated efforts
with other states or Canadian provinces to implement, join or expand market-based compliance
mechanisms involving multiple jurisdictions.

Section 7B. (a) The secretary shall make reasonable efforts to ensure that any charges,
exactions, allowances or permits created pursuant to section 7A of this chapter are set, imposed,
allocated, auctioned, sold or authorized at the earliest possible point in the supply or distribution
chain within the commonwealth.

(b) The secretary shall consider various calendar schedules for distributing any rebates,
refunds, proceeds and monies generated pursuant to section 7A of this chapter, including partial
or complete distributions early in a relevant revenue cycle.

(c) The secretary shall make all reasonable efforts to ensure that any charges, exactions,
allowances or permits created pursuant to section 7A of this chapter are set, imposed, allocated,
auctioned, sold or authorized prior to the occurrence of any fugitive emissions or any leaks due
to suboptimal storage or transmission within the commonwealth.
SECTION 5.  Section 2ZZZ of chapter 29 of the General Laws, as so appearing, is hereby amended by adding the following subsection:-

(f) In addition to those revenues credited annually to the fund under subsections (a) and (c), and in addition to those revenues credited to the fund under subsection (e) for fiscal years 2015 through 2020, inclusive, there shall be credited to the fund any monies received from the carbon pricing trust fund established by section 2WWWW of chapter 29 of the general laws. In addition to expenditures made pursuant to appropriation and disbursements required by subsection (d), all monies received from the carbon pricing trust fund shall be annually distributed to the Massachusetts Bay Transportation Authority or a fund controlled by the Authority and to regional transit authorities organized under chapter 161B or predecessor statutes.

SECTION 6.  Chapter 29 of the General Laws, as so appearing, is hereby amended by adding the following 2 sections:-

Section 2WWWW. There shall be established and set up on the books of the commonwealth a separate fund to be known as the carbon pricing trust fund, in this section referred to as the fund, to be administered by the executive office of energy and environmental affairs. There shall be credited to the fund any monies realized by a market-based compliance mechanism established pursuant to section 7A of chapter 21N and not distributed as rebates or refunds to residents and employers of the commonwealth. Such monies shall be annually disbursed as follows: (i) 60 per cent to the Commonwealth Transportation Fund; (ii) 30 per cent to be expended in the form of school aid in partial satisfaction of amounts due under chapter 70 of the General Laws; (iii) 5 per cent to the environmental health and justice trust fund established
in section 2XXXX of this chapter; and (iv) 5 per cent to support electric vehicle incentives, including but not limited to rebates provided under the Massachusetts Offers Rebates for Electric Vehicles program, also known as MOR-EV, or any successor or similar electric vehicle rebate program. All monies allocated to the Commonwealth Transportation Fund pursuant to this section shall be used to facilitate, directly or indirectly, reductions in greenhouse gas emissions through investment in new public transportation infrastructure or other forms of clean transportation.

Section 2XXXX. (a) There shall be established and set up on the books of the commonwealth a separate fund to be known as the environmental health and justice trust fund, in this section referred to as the fund, to be administered by the executive office of energy and environmental affairs. There shall be credited to the fund certain sums disbursed by the carbon pricing trust fund authorized by this chapter, as well as any appropriations made by the legislature and any investment income earned on assets of the fund. The fund shall expend its monies to assist communities identified as having significant pollution impacts and population vulnerabilities compared to other communities in the commonwealth. Amounts remaining in the fund at the end of the fiscal year shall not revert to the General Fund and shall be available for expenditure in succeeding fiscal years.

SECTION 7. The regulations required pursuant to clause (i) of the first paragraph of section 7A of chapter 21N of the General Laws shall be promulgated and in effect not later than December 31, 2021.
SECTION 8. The regulations required pursuant to clause (ii) of the first paragraph of section 7A of chapter 21N of the General Laws shall be promulgated and in effect not later than December 31, 2022.

SECTION 9. The regulations required pursuant to clause (iii) of the first paragraph of section 7A of chapter 21N of the General Laws shall be promulgated and in effect not later than December 31, 2023.
Town of Concord
Pollinator Health Advisory Committee

Committee Charge

A. **Background**

Beekeepers and environmentalists are concerned about a possible link between neonicotinoids and the loss of honeybee populations and the decline in other pollinators. Many large-scale farmers praise the chemical as both effective and less toxic than many of the alternatives.

The science is still evolving on the toxicity and risks associate with the use of neonicotinoids. Several insecticides containing neonicotinoids have been found to be potentially toxic to honey bees and bumblebees, and other pollinators causing Colony Collapse Disorder (CCD).

Some studies suggest that CCD-mortality may be caused by bees’ reduced resistance to mites or parasites that may also be related to exposure to pesticides.

The responsible use of neonicotinoid compounds is supported by many in the agricultural community in Concord as an appropriate way to deal with some insects and pests. There are differences of opinion, however, about the value of these compounds in comparison to their potential risk to the environment.

B. **Purpose**

The purpose of Pollinator Health Advisory Committee is to understand the regulatory framework for pesticide registration and use, to examine the issues and concerns surrounding the use of neonicotinoids, and to advise the Select Board on plan for a communications strategy for educating citizens, lawn care companies and farmers about the risks of these compounds to pollinators and advising on alternative best practices. The committee will review and / or revise town policies regarding the use of neonicotinoids on town owned land and review and / or propose town policies, if any, for the protection of pollinator habitats.

C. **Membership**

The Committee shall be comprised of seven members appointed by the Select Board. The term of office shall be for one year, and it is expected the Committee’s work will be completed within two years by May 2020. The members shall represent a diversity of perspectives relating to matters of public interest. The membership shall be as follows:

One representative from the Agricultural Committee;
One representative from the Natural Resources Commission or their designee;
One representative from the Board of Health
One citizen with knowledge of pollinators, entomology or similar field
One citizen representing the beekeeping community
Two citizens at-large
D. Duties and Responsibilities

1. To become familiar with the issues concerning the use of neonicotinoids and the current science involving pollinators;

2. To fully understand local, state and federal regulatory roles regarding the use of neonicotinoids;

3. To solicit public input on the subject through a variety of methods, including holding at least one public hearing early in the fact-finding process;

4. To determine whether any other communities have adopted policies concerning neonicotinoids and whether those policies might be beneficial for Concord;

5. To prepare a draft report by February September 2019, including recommendations for policies or actions the Town may take.

6. To submit a final report to the Select Board for possible future implementation.

7. To perform such other duties as the Select Board may request, including such tasks as the committee may propose to the Board as modifications to this committee charge.

E. Other Considerations

The Study Committee is responsible for conducting its activities in a manner that is in compliance with all relevant State and local laws and regulations, including but not limited to, the Open Meeting Law, Public Records Law and Conflict of Interest Law. The Committee shall consult with the Town Manager concerning the allocation of town staff or financial resources toward this effort.

F. Attachments

A. Certified Vote taken on Article 48 of 2016 Annual Town Meeting.