

**Town of Needham  
Board of Selectmen  
Minutes for April 13, 2011  
Needham Public Services Administration Building**

6:45 p.m. Informal Meeting with Citizens: No activity.

7:00 p.m. Call to Order:  
A meeting of the Board of Selectmen was convened by Chairman John A. Bulian. Those present were Daniel P. Matthews, Maurice P. Handel, Gerald A. Wasserman, James Healy, Town Manager Kate Fitzpatrick, and Recording Secretary Mary Hunt.

Reorganization of the Board:  
Tedi Eaton, Town Clerk, swore in the Elected Officials.

The Board accepted nominations for reorganization:

**Motion by Mr. Wasserman that the Board of Selectmen vote to nominate Maurice P. Handel to serve as Chairman of the Town of Needham Board of Selectmen.**

**Unanimously approved 5-0.**

**Motion by Mr. Handel that the Board of Selectmen vote to nominate Gerald A. Wasserman to serve as Vice-Chairman of the Town of Needham Board of Selectmen.**

**Unanimously approved 5-0.**

**Motion by Mr. Wasserman that the Board of Selectmen vote to nominate Daniel P. Matthews to serve as Clerk of the Town of Needham Board of Selectmen.**

**Unanimously approved 5-0.**

The Board repositioned itself and Mr. Handel took his place as Chairman.

Mr. Handel presented a plaque to Mr. Bulian expressing the Town's appreciation for his dedicated service while serving as Chairman of the Board of Selectmen.

**Motion by Mr. Matthews that the Board of Selectmen vote to approve the Schedule of Meetings for the year.**

May 10, 2011	August 16, 2011	November 22, 2011	February 28, 2012
May 24, 2011	September 13, 2011	December 6, 2011	March 13, 2012
June 14, 2011	September 27, 2011	December 20, 2011	March 27, 2012
June 28, 2011	October 11, 2011	January 10, 2012	April 3, 2012
July 19, 2011	October 25, 2011	January 24, 2012	April 11, 2012
	November 8, 2011	February 14, 2012	April 24, 2012

Mr. Wasserman requested the meeting scheduled for July 19, 2011 be changed to July 26, 2011.

**Second: Mr. Bulian. Unanimously approved 5-0.**

**Motion by Mr. Matthews that the Board of Selectmen vote to appoint Sandy Cincotta to serve as Committee Secretary for the Town of Needham Board of Selectmen.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board of Selectmen vote to appoint Mary Hunt to serve as Recording Secretary for the Town of Needham Board of Selectmen.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

7:05 p.m.

Introduce and Welcome Visitors from Pakistan:

Kate Fitzpatrick, Town Manager appeared before the Board to introduce and welcome Ms. Saira Atta and Ms. Iffat Malik, two local government professionals from Pakistan as part of the U.S./Pakistan Professional Partnership Program for Public Administrators. Ms. Fitzpatrick commented on the ambitious schedule stating Ms. Atta and Ms. Malik will tour departments and local sites, observing customer service agencies, meeting with local officials, and some cultural programming.

Mr. Handel welcomed Ms. Atta and Ms. Malik to Needham. He commented everyone will learn a great deal from them, as they will from the staff and employees in Needham.

Mr. Healy welcomed both Ms. Atta and Ms. Malik, and wished them the very best while staying in Needham.

Mr. Wasserman commented on the difficulties in Pakistan and said he respects the work they are doing in Pakistan. He welcomed them to Needham.

Mr. Matthews said he was very impressed with the level of professional accomplishment of both Ms. Atta and Ms. Malik. He commented he hopes they

learn during their trip, and if the Selectmen can be helpful to them to please let them know.

Mr. Bulian echoed the sentiments of the Selectmen.

Ms. Fitzpatrick asked Ms. Atta and Ms. Malik to explain the work they do in local government in Pakistan. Ms. Atta said she is the Director of Women’s Development, working to foster women’s empowerment, gender equality, gender discrimination, raising the education level of women, and combating domestic violence. She said life is difficult at the moment, but she is working to make improvements.

Ms. Malik said she is the Director of Finance and Administration for the Sindh Province Disaster Management Authority. She commented her position as Director began in 2009 and her responsibilities include conducting HR needs assessment and recruitment, maintaining and updating financial reporting, and budgeting. Ms. Malik said she was recently tasked with liaising with relevant agencies and dispatching relief supplies to flood-affected areas in Sindh. Ms. Malik said the floods of August 2009 washed away homes and schools. She commented the level of devastation and task is huge.

7:20 p.m. Consent Agenda:  
**Motion by Mr. Bulian that the Board of Selectmen vote to approve the Consent Agenda and Appointments as presented.**

**CONSENT AGENDA**

1.*	Approve minutes from March 22, 2011 Open Session and April 5, 2011 Executive Session meetings.
2.*	Water & Sewer Abatement Order No. 1122

**Second: Mr. Wasserman. Unanimously approved 5-0.**

7:20 p.m. Introduction of Police Sergeant:  
Tom Leary, Police Chief appeared before the Board to introduce newly promoted Police Sergeant Richard Forbes. Chief Leary said Sergeant Forbes, who joined the force in August 2005, grew up in Needham and comes from a police family. Mr. Handel congratulated Sergeant Forbes on his promotion. Mr. Matthews commented the police department is the “face of the Town” and thanked Sergeant Forbes for his work and wished him well in his new assignment.

7:25 p.m. Kronish Fund Stock Transfer:  
David Tobin, Town Counsel appeared before the Board to ask the Board to authorize the Town Manager to take action to ensure that certain shares of stock that were donated to the Needham School Department are legally transferred into the name of the Town.

**Motion by Mr. Bulian that the Board vote to approve the following resolutions:**

**RESOLVED:** That Kate Fitzpatrick, the duly appointed Town Manager of the Town of Needham, is hereby fully authorized and empowered to execute the Lost Securities Affidavit and Application issued and underwritten by SafeCo Insurance Company of America (Safeco Bond No. 5926165; Account No. C0000000850) for 700 shares of PAREXEL International Corp stock, Certificate Numbers: 00000491FBU and 00000374FBU, registered in the name MIRIAM E KRONISH FUND, and to make, execute and deliver all written instruments necessary or proper to effectuate this authority.

**RESOLVED:** That Kate Fitzpatrick, the duly appointed Town Manager of the Town of Needham, is hereby fully authorized and empowered to transfer the 700 shares of PAREXEL International Corp stock, previously registered in the name MIRIAM E KRONISH FUND, to a new account in the name of THE TOWN OF NEEDHAM, and to make, execute and deliver all written instruments necessary or proper to effectuate this authority.

**Second: Mr. Wasserman. Unanimously approved 5-0.**

7:30 p.m.

Street Acceptance for a portion of Booth Street  
**From Central Avenue to the 1964 Booth Street Acceptance**

Hearing Continuance:

Richard P. Merson, DPW Director and Anthony Del Gaizo, Town Engineer appeared before the Board to continue the hearing from April 5, 2011. Mr. Merson said the DPW met with the neighborhood Thursday evening, April 7, 2011 to explain the process and answer questions.

Mr. Handel asked for additional public comments.

Christopher Fisichella, 37 Hill Street is in favor of fixing the road and interested in connecting into the storm drain system.

Mr. Matthews clarified the results of the project are not always perfect. He reiterated the 3 possible options in order to fix the road. He stated he is in favor of the Town taking over the project, but clarified that the Town will be in charge of the process. He commented there will be judgment calls, and does not want anyone to have expectations of the process that will not work out.

**Motion by Mr. Bulian that the Board of Selectmen vote to close the public hearing.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Matthews that the Board vote to approve and sign the plan to lay out Booth Street Right-of-Way as shown on the plan entitled, Acceptance Plan of Booth Street from 1964 Booth Street, Acceptance to Central Avenue – a distance of 619 ft. +/- in Needham, Mass.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

7:35 p.m.

Needham 300/Revolutionary War Reenactment:

Gloria Greis, History Committee Chair, Needham Tercentennial and Ken Siegel, Commander, British Brigade appeared before the Board to discuss the Revolutionary War Battle Reenactment to be held during the weekend of May 21<sup>st</sup> and 22<sup>nd</sup> at Ridge Hill Reservation. Ms. Greis said the Tercentennial Committee is currently seeking agreement on a license for the use of the property from the Conservation Committee. Ms. Greis requested permission to use the portion of Ridge Hill under the jurisdiction of the Board of Selectmen during the event, and are meeting with representatives of the Park and Recreation, Conservation, Public Works, Public Facilities, Police, and Fire Departments to work out the logistics for the event.

Mr. Siegel explained to the Board the battle logistics for this event, and stated he has been planning and participating in events like this for more than 20 years.

Mr. Matthews asked whether the Conservation Commission has agreed to the planned events. Ms. Greis stated she believes the Conservation Commission is in agreement, but commented they will formally approve the plan at their meeting tomorrow.

**Motion by Mr. Matthews that the Board vote to allow the Tercentennial Committee to use the portion of Ridge Hill Reservation under the jurisdiction of the Board of Selectmen for a Revolutionary War Battle Reenactment to be held on the weekend of May 21<sup>st</sup> and 22<sup>nd</sup>, subject to a license agreement to be approved by the Town Manager and Town Counsel.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

7:50 p.m.

Town Manager:

Kate Fitzpatrick, Town Manager appeared before the Board with 2 items to discuss:

1. Memorandum of Agreement, Needham Independent Public Employees Association/DPW:

Ms. Fitzpatrick stated the Town and the Needham Independent Public Employees Association/DPW have reached agreement on a contract extension for fiscal year 2011, and a three year agreement for fiscal years 2012, 2013, and 2014. She stated the contract extension in FY2011 and the contract year FY2012 provides for salary increases in FY2011 and FY2012. Ms. Fitzpatrick stated the base wage increases for FY2013 and 2014 are 2% and 2.5% respectively. The union, she

stated, voted in support of the agreement and she asked the Board for its official approval.

**Motion by Mr. Wasserman that the Board approve the Memorandum of Agreement between the Town and the Needham Independent Public Employees Association/DPW dated April 13, 2011.**

**Second: Mr. Bulian. Approved 4-0. Mr. Healy abstained from the vote.**

2. Annual and Special Town Meeting Articles:

The Board took positions on Annual and Special Town Meeting Warrant Articles.

2011 Annual Town Meeting Warrant Articles:

**Motion by Mr. Bulian that the Board vote to support Article 3 – Non-Betterment Street Acceptance – Farley Pond Lane in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Wasserman that the Board vote to support Article 4 – Layout of Great Plain Avenue in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

Article 5 – Defer Action

Article 6 – Defer Action

Article 7 – Defer Action

Article 8 – Defer Action

Article 9 – Defer Action

Article 10 – Defer Action

Article 11 – Defer Action

Article 12 – Defer Action

Article 13 – Defer Action

**Motion by Mr. Healy that the Board vote to support Article 14 – Establish Elected Officials’ Salaries in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

Article 15 – Defer Action

**Motion by Mr. Bulian that the Board vote to support Article 16 – Fund Collective Bargaining Agreement – DPW/MLDC in the Annual Town Meeting Warrant.**

**Second: Mr. Matthews. Approved 4-0. Mr. Healy abstained from the vote.**

Article 17 – Defer Action

Article 18 – Defer Action

Article 19 – Defer Action

Article 20 – Defer Action

**Motion by Mr. Bulian that the Board vote to support Article 21 – Transfer of Budgetary Fund Balance in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to support Article 22 – Accept Chapter 73, Section 4 of the Acts of 1986 in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Wasserman that the Board vote to support Article 23 – Appropriate for Senior Corps in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

**Motion by Mr. Wasserman that the Board vote to support Article 24 – Appropriate for Needham Property Tax Assistance Program in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

Article 25 – Defer Action

Article 26 – Defer Action

Article 27 – Defer Action

Article 28 – Defer Action

**Motion by Mr. Healy that the Board vote to support Article 29 – Continue Departmental Revolving Funds in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

**Motion by Mr. Wasserman that the Board vote to support Article 30 – Authorization to Expend State Funds for Private Ways in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to support Article 31 – Appropriate for CPA Project – Home Energy Improvements in the Annual Town Meeting Warrant.**

**Second: Mr. Healy. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to support Article 32 – Appropriate for CPA Project – Linden/Chambers/High Rock Feasibility Design in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Approved 4-0. Mr. Healy abstained from the vote.**

**Motion by Mr. Wasserman that the Board vote to support Article 33 – Appropriate for CPA Project – Preservation of Historic Documents in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to support Article 34 – Appropriate to Community Preservation Fund in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to support Article 35 – Rescind Debt Authorization in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

Article 36 – Defer Action

**Motion by Mr. Bulian that the Board vote to support Article 37 – Appropriate for Fire Engine in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to support Article 38 – Appropriate for Roof Repairs/Needham High School in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Wasserman that the Board vote to support Article 39 – Appropriate for Public Works Infrastructure Program in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to support Article 40 – Appropriate for Feasibility Study of the Cricket Field Building in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**



**Motion by Mr. Bulian that the Board vote to support Article 41 – Appropriate for Booth Street Reconstruction in the Annual Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Wasserman that the Board vote to support Article 42 – Appropriate for RTS Construction Equipment in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

**Motion by Mr. Wasserman that the Board vote to support Article 43 – Appropriate for RTS Large Specialty Equipment in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

Article 44 – Defer Action

Article 45 – Defer Action

**Motion by Mr. Wasserman that the Board vote to support Article 46 – Appropriate for Workers Compensation Reserve Fund in the Annual Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

Article 47 – Defer Action

Article 48 – Defer Action

Article 49 – Defer Action

Article 50 – Defer Action

Special Town Meeting Warrant Articles:

Article 1 – Defer Action

Article 2 – Defer Action

Article 3 – Defer Action

Article 4 – Defer Action

Article 5 – Defer Action

**Motion by Mr. Wasserman that the Board vote to support Article 6 – Appropriate for Engineering Study for Energy Upgrade in the Special Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

**Motion by Mr. Bulian that the Board vote to support Article 7 – Appropriate for Payment of Unpaid Bills in the Special Town Meeting Warrant.**

**Second: Mr. Wasserman. Unanimously approved 5-0.**

**Motion by Mr. Wasserman that the Board vote to support Article 8 – Appropriate for Restoration of Charles River Well in the Special Town Meeting Warrant.**

**Second: Mr. Bulian. Unanimously approved 5-0.**

8:25 p.m. Board Discussion:

Mr. Healy commented on the recent 40B housing discussion, and asked for information on the 20% + profit made after the sale to a third party of the Cabot, Cabot, and Forbes property (Charles River Landing).

Mr. Healy commented on the fields at DeFazio and Memorial Park and the agreement reached with the former high school principal and athletic director to split the revenue from the ticketed events. Mr. Healy asked for discussion on this topic in the future.

Mr. Healy commented on construction of the senior center and asked the Selectmen for an expedited discussion on financing of the project.

8:30 p.m. Adjourn:

**Motion by Mr. Bulian that the Board of Selectmen vote to adjourn the Board of Selectmen meeting of April 13, 2011.**

**Second: Mr. Matthews. Unanimously approved 5-0.**