

Regular Session Minutes - Selectmen's Meeting
Selectmen's Meeting Room, Town Hall
Monday, May 6, 2013 7:30 p.m.

PRESENT: William S. Moonan, Chair, Margot R. Fleischman, Caroline Fedele, Michael A. Rosenberg, Mark Siegenthaler, and Town Manager Richard T. Reed

ALSO PRESENT: Pakistani Delegation, Shazia Mallah, Rabia Noor, Najia Zahra; Attorney William August; The Glass Cooperative representatives Barbara Purchia and Polly Herz; b.good co-founder, Jon Olinto; Jayna Manzelli, 38 Fletcher Road; James Shea, 30 Independence Road; Finance Committee Members, Meredith McCulloch and Ben Thomas; Facilities Director, Richard Jones, Press Representatives, Mary McBride, Ben Bosco and Hilary Hosmer

Town Manager Richard Reed introduced the members of the Pakistani delegation to the Selectmen.

Chair Moonan called the meeting to order at 7:31 p.m.

13-257 Interview of Special Legal Counsel Candidate – William August

Attorney William August was present to be interviewed for Special Legal Counsel for the Cable Television License Renewal Proceedings with Comcast. The Comcast license will be expiring in the spring of 2014. Mr. Reed explained that they have used special legal counsel in the past and that he has tried to reach out to other counsel that specializes in this area but has not heard back from them.

Attorney August discussed his and the firm's background in dealing with cable and telecommunications issues. He then went into further detail of how the firm would begin the renewal process. First they would assess the community's needs and budget and then create a working draft to reflect those needs and budget. The next stage would begin negotiations followed by an editing of the draft to reflect the negotiations. The last stage would consist of final negotiations followed by the finalization of the cable license.

Attorney August recommended beginning the process as soon as possible to get the most out of the negotiation process and ensure that the community's needs can be met.

13-258 Bedford Depot Building Lease Renewal/ Extension – The Glass Cooperative – Exercise Option – JM Custom Creations – Extension/ Amendment

The Glass Cooperative – Exercise Option

Facilities Director, Richard Jones was present to answer questions about the lease extension for The Glass Cooperative located on the second floor of the Bedford Depot

Building. Mr. Jones explained that the lease would be extended for one year with the rent remaining the same. The Depot Park Advisory Committee (DPAC) supports the extension.

Mr. Rosenberg inquired about the plans for the building because of the upcoming renovations. Ms. Fleischman added that the construction at this time would be contained to one side of the building. Mr. Siegenthaler pointed out that the second floor of the building may be removed entirely in the future.

Barbara Purchia, a member of the Glass Cooperative stated that they had some concerns about the windows on the second floor because they do not open and reduce the light coming in. A proposal for the windows has been submitted to the Facilities Department and DPAC and is contingent on architectural review and the Town agreeing.

Mr. Rosenberg made a motion that the Selectmen exercise the option to extend a lease with the Glass Cooperative Incorporated for an additional one year term commencing June 1, 2013 and ending May 31, 2014. Ms. Fleischman seconded the motion.

The motion passed 5-0-0.

JM Custom Creations

Mr. Jones stated that JM Custom Creations also located on the second floor of the Depot building would like to extend their lease for five months instead of the one year to see how the business would be impacted due to the renovations being made on the building. She also requested the option of a one year renewal at the end of the five month period.

Mr. Jones explained that construction would begin in March of next year and end in June of the same year because the Massachusetts Historical Commission Grant must be spent before June of 2014. The final scope design work has to be done in the fall of 2013.

Ms. Fleischman made a motion that the Selectmen authorize a lease extension agreement with JM Customs Creations LLC so as to extend the term of the original lease for an additional five months ending on August 31, 2013 with the understanding that the Town will retain the option to renew for an additional term commencing September 1, 2013. Ms. Fedele seconded the motion.

The motion passed 5-0-0.

13-259 Request for Common Victualers License – b.good

Jon Olinto, b.good co-founder was present to answer questions about the new restaurant. Mr. Olinto explained that b.good first started ten years ago with the idea of opening a burger place that served natural food instead of the processed food of other chains. The restaurant tries to buy all of the food locally so that it is as fresh as possible. The nutritional menu is listed online as well as being available at the counter.

When asked if the restaurant was considering applying for a beer and wine license and Mr. Olinto replied that they were not.

Ms. Fleischman suggested partnering with the Board of Health to promote healthy eating.

Mr. Siegenthaler made a motion to approve a Common Victualers license for b.good at 168 Great Road. Ms. Fedele seconded the motion.

The motion passed 5-0-0.

13-260 Athletic Field Permit Fees – Proposed Amendment

By establishing a fee schedule the Town will be able to recover some the expenses associated with building and maintaining the fields. The Fields Partnership Committee and Recreation Commission will be reviewing the fee schedule later.

Mr. Rosenberg explained the proposed additions to the fee schedule. Addition E. applies to youth programs in Town. It is too late to begin charging the fee of \$15.00 per participant for the fall sports, but it will be charged for spring 2014 sports. Addition F. concerns Sabourin Synthetic Turf Field and has a slightly lower fee than originally planned to attract out-of-town groups. This first year of the fee schedule will be a trial run and the fees can be adjusted for the next year.

Mr. Rosenberg pointed out that the charge for light usage has to be taken into consideration. Mr. Siegenthaler suggested that the light fees be revisited after more information is gathered.

Finance Committee member, Ben Thomas reminded the Selectmen that they need to consider how the money will be used, whether it will stay in the Recreation Revolving Fund or have the money transferred into the general Operating Budget.

13-261 Appointments – Constables – Community Preservation – Margot Fleischman

Mr. Reed briefly went over the duties of a constable. Mr. Reed explained that the terms of the four constables are up this year and they need to be reappointed. Three of the constables are seeking reappointment and one has passed away. Mr. Reed added that a draft vacancy notice was included in the packet with an application for the Selectmen to consider.

When asked why the constables do not have to be residents of Bedford, Mr. Reed replied that it is more of a job than a volunteer position. He added that it requires some knowledge of law and that a potential constable would have some related experience.

Ms. Fleischman made a motion to appoint Sheila E. Howard, Lewis M. Putney and Anthony J. Saia as constables to terms ending June 30, 2016. Mr. Siegenthaler seconded the motion.

The motion passed 5-0-0.

Mr. Rosenberg made a motion to appoint Selectman Fleischman to the Community Preservation Committee for a term ending June 30, 2016. Ms. Fedele seconded the motion.

The motion passed 5-0-0.

13-262 Miscellaneous Action Items – One Day Special Liquor Licenses – Chapter 268A, Section 20 (b) Exemptions – Request for Special Event Temporary Sign

Mr. Rosenberg made a motion to approve a One-day Special Alcohol License to the Bedford Center for the Arts for an event on May 15, 2013 at Old Town Hall. Mr. Siegenthaler seconded the motion.

The motion passed 5-0-0.

Mr. Siegenthaler made a motion to approve a One-day Special Alcohol License to Boston's Best Bartending for an event on June 9, 2013 at Old Town Hall subject to adding the Town of Bedford to the Certificate of Liability Insurance. Mr. Rosenberg seconded the motion.

The motion passed 5-0-0.

Mr. Rosenberg made motion to grant Chapter 268A Section 20 (b) exemptions to Pasquale Whitte, Amy Budka, and Jessica Ham. Ms. Fleischman seconded the motion.

The motion passed 5-0-0.

Mr. Reed explained that this temporary sign permit needed the Selectmen's signature because it would be displayed for a period longer than seven days.

Mr. Rosenberg made a motion to grant a Special Event Temporary Sign to the Communities for Restorative Justice from May 18, 2013 to June 2, 2013. Ms. Fedele seconded the motion.

Ms. Fleischman noted that she would abstain from voting as she is a member of the Board of directors of Communities for Restorative Justice.

The motion passed 4-0-1, Ms. Fleischman abstained.

13-263 Minutes

Ms. Fleischman made a motion to approve the Regular Session Minutes of April 8, 2013, as amended. Ms. Fedele seconded the motion.

The motion passed 5-0-0.

Ms. Fleischman made a motion to approve the Regular Session Minutes of April 22, 2013, as amended. Mr. Rosenberg seconded the motion.

The motion passed 5-0-0.

13-264 Town Manager's Report

Mr. Reed expressed how pleased he was to have the guests from Pakistan visiting Bedford and that it is a great opportunity for them to learn about local government.

Mr. Reed announced that the Attorney General approved all of the bylaw changes made at Town Meeting.

Mr. Reed asked Mr. Rosenberg and Mr. Siegenthaler if they would be able to attend Healthy Bedford on May 23, 2013 and they both replied that they could not.

13-265 Open Discussion

Mr. Siegenthaler reported that he anticipates that there will be interest in applying for special event signs to advertise for holiday sales and tax free weekends among other events to see if these advertisements increase sales.

Mr. Rosenberg inquired about the letter from Arthur Mabbet concerning the repaving of the parking lot near his business instead of the proposed improvement project.

Mr. Rosenberg also informed the Selectmen that General Mark Welsh, one of the Joint Chiefs of Staff of the Air Force, will be making a visit to Hanscom sometime towards the end of May or at the beginning of June. General Welsh would also like to meet with the four communities surrounding Hanscom. The HATS members agreed to hold a joint meeting with General Welsh when he arrives.

Ms. Fleischman stated that she attended her first Violence Prevention meeting this week. She went on to say that she is working with Recreation Director Amy Hamilton to reword the signage on the fields to raise awareness about appropriate conduct and how to take action when witnessing violence.

Ms. Fedele reported that she has been in touch with her new committees and has attended a few meetings.

Chair Moonan reported that three Bedford Police Officers and one Dispatcher were involved in the events surrounding the Boston Marathon Bombing. He suggested drafting a letter from the Selectmen to commend those who helped. Mr. Reed was asked to look into this.

**Ms. Fleischman made a motion to adjourn. Mr. Siegenthaler seconded the motion.
The motion passed 5-0-0.**

The meeting adjourned at 9:24 p.m.

Respectfully submitted,

Colleen Doyle
Recording Secretary

Minutes approved as amended May 20, 2013

Record copy