SELECT BOARD

CALENDAR II
FOR
10/15/2019

SELECT BOARD’S HEARING ROOM

1. OPEN SESSION

5:00 PM Question on whether the Select Board shall enter into Executive Session for the purposes described in agenda items 2 and 3.

2. EXECUTIVE SESSION - LITIGATION

To discuss strategy with respect the following litigation: Taxpayers Concerned for Baldwin v. Town of Brookline, et al., Superior Court Case No. 1882-CV-01517 and Neighbors of Baldwin v. Town of Brookline and the Transportation Board of Brookline, Superior Court Case No. 1982-CV-00252, if an open meeting may have a detrimental effect on litigating position of the public body and the chair so declares”

3. EXECUTIVE SESSION TO DISCUSS COMPLAINTS OR CHARGES BROUGHT AGAINST A PUBLIC OFFICER (G.L. c. 30A, S. 21(a)(1)

Proposed executive Session the purpose of reviewing and discussing possible remedial action regarding an Open Meeting Law Complaint received on or about October 2, 2019.

4. 5:30 PM ANNOUNCEMENTS/UPDATES
Select Board to announce recent and/or upcoming Events of Community Interest.

5. PUBLIC COMMENT
Public Comment period for citizens who requested to speak to the Board regarding Town issues not on the Calendar.

Up to fifteen minutes for public comment on matters not appearing on this Calendar shall be scheduled each meeting. Persons wishing to speak may sign up in advance beginning on the Friday preceding the meeting or may sign up in person at the meeting. Speakers will be taken up in the order they sign up. Advance registration is available by calling the Select Board’s office at 617-730-2202 or by e-mail at kmacgillivray@brooklinema.gov. The full Policy on Public Comment is available at http://www.brooklinema.gov/376/Meeting-Policies
6. **MISCELLANEOUS**

Approval of miscellaneous items, licenses, vouchers, and contracts.

6.A. Question of approving and executing contract PW/20-11 “Russett Road Improvements” in the amount of $148,799.70 with Lorusso Corporation, Plainville, MA.

6.B. Question of awarding and executing contract PW/20-12 “Complete Streets Improvements” on Harvard Street, Washington Street, & Summit Avenue in the amount of $499,214.00 with Mario Susi and Son, Dorchester, MA.

6.C. Question of approving Change Order/Amendment in the amount of $11,907,382 with Skanska USA Building Inc., in connection with the High School Expansion Project.

6.D. Question of approving additional funding at a minimum amount of $25,000.00 for the Real Estate Force account in connection with legal work associated with the High School Expansion Project/MBTA easement and other related documents.

6.E Question of granting a temporary All Kinds Beverages Non-Sales License to The Larz Anderson Auto Museum to be held on Wednesday, October 16, 2019 for a Product Launch Reception from 5:30PM – 9:30PM at 15 Newton Street.

6.F. Question of granting a Temporary Wine and Malt Beverages Sales License to the Pierce PTO to be held October 18, 2019 for a Fundraiser from 7:00PM- 10:00PM at 50 School Street.

6.G Question of granting a Temporary Wine and Malt Beverages Sales License to Power Rowing LLC to be held November 2, 2019 for a Charity Gala from 5:00PM- 8:00PM at 62 Harvard Street.

6.H Question of granting a Temporary Wine & Malt Beverages License to Olive Connection to be held on Monday, November 18, 2019 for a cooking class with Tabernade Haro from 6:00PM – 8:00PM at 1426 Beacon Street.

6.I. Question of granting a Temporary Wine and Malt Beverages Sales License to Coolidge Comer School PTO to be held October 18, 2019 for a Staff Social from 5:00PM- 9:00PM at 345 Harvard Street.
6.J. Question of granting a Temporary All Kinds Beverages Sales License to Pine Manor College to be held on Saturday, November 16, 2019 for a Bat Mitzvah from 7:00PM – 11:00PM at 400 Heath Street.

6.K Question of approving the application for a change in D/B/A from JHW International Holding d/b/a a little Tea to JHW International Holding d/b/a Royal Tea at 1378B Beacon Street. 1378B Beacon Corp is a holder of a Food Vendor License.

CALENDAR

7. Review and potential vote on Calendar Items

8. PERSONNEL - POLICE DEPARTMENT

Question of making conditional offers of employment to the following seven (7) applicants for positions as Police officers:

Marc S. Hetnik Jr.
Matthew E. Keleher
P'tah Johnson
Douglas Yu
Shannon Goodrich
Joseph L. Cappuccio
Michael P. Davis

9. POLICE DEPARTMENT - PROMOTIONS

Question of approving the following promotion within the Police Department:

Sergeant Andrew Amendola to Lieutenant
Detective Allen Gustie to Sergeant

10. COMMUNITY SAFETY APP UPDATE

Continued discussion with the Chief of Police to review implementation of a School and Community Safety Reporting App.

a. Question of approving the implementation of a School and Community Safety Reporting App.
11. **CITIZEN COMPLAINT PROCESS REVIEW**

Question of accepting the Civilian Complaint Process Review Report with Addendum."

12. **POLICE COMPLAINT POLICY**

Public hearing and review of proposed changes to the Police Complaint Policy.

Approximately 6:30 PM

13. **GRANT OF LOCATIONS**

Question of approving the petition of NStar Electric Company d/b/a Eversource Energy for permission to construct, and a location for, such a line of conduits and manholes with the necessary cables therein under the following public way:

Harvard Street – conduit southerly and easterly from existing manhole 12806 on the east side at the intersection with Auburn Street a distance of about 17 feet

Approximately 7:00 PM

14. **GRANT OF LOCATIONS**

Question of approving the petition of Verizon New England, Inc. (Verizon) for permission to construct, and a location for, such a line of conduits and manholes with the necessary cables therein under the following public way(s):

White Place – conduit northerly from exiting conduit in White Place approximately 22 feet southeast of Washington Street a distance of about 17 feet to 190 Washington Street

Approximately 7:00 PM
15. **GRANT OF LOCATIONS**

**Public Hearing**

Approximately 7:00 PM

Question of approving the petition of Comcast for permission to construct, and a location for, such a line of conduits and manholes with the necessary cables therein under the following public way:

Harvard Street – conduit running southeasterly from an existing cable manhole at the intersection with Green Street a distance of about 125 to a new manhole.

16. **WARRANT ARTICLES**

**Public Hearing**

Approximately 7:30PM

Public hearing and possible vote on the following November 19th, 2019 Fall Town Meeting Articles:

- Article 3 - Budget Amendments (Select Board)
- Article 5 - Oak Street (Nobrega, TMM4, et al)
- Article 24 - Citizens Complaints of Discrimination and Bias (Conquest)
- Article 29 Economic-Equity Advancement Fund (O’Neal)

17. **LIQUOR LICENSE ALL KINDS COMMON VICTUALLER - NEW/ALTERNATE MANAGER**

**Public Hearing**

Approximately 8:00 PM

Public hearing on the application of an All Kinds Common Victualler for Four S Enterprise, Inc. d/b/a BAB at 1374 Beacon Street. Proposed manager of record Jiho Ru. Hours of operation will be Monday to Thursday 11:30AM – 10:00PM, Friday – Saturday 11:30AM – 10:30PM, Sunday 11:00AM – 9:00PM. Hours for alcohol service will be Sunday 12:00PM – 9:00PM. Seating for 46 seats.

Application for Alternate Manager Sangwan Lee for Four S Enterprise, Inc. d/b/a BAB at 1374 Beacon Street.

18. **LIQUOR LICENSE ALL KINDS COMMON VICTUALLER - NEW/ALTERNATE MANAGER**

**Public Hearing**

Approximately 8:00 PM

Public hearing on the application of an All Kinds Common Victualler for PCTERRACE, LLC d/b/a Noah’s Kitchen at 18 Harvard Street. Proposed manager of record Bin Chen. Hours of operation will be Monday to Sunday 11:00AM – 10:00PM. Hour for alcohol service will be Monday to Saturday 11:00AM – 10:00PM and Sunday 12:00PM – 10:00PM. Seating for 20 seats.

Application for Alternate Manager Song Jiang for PCTERRACE, LLC d/b/a Noah’s Kitchen at 18 Harvard Street.
19. COMMON VICTUALLER LICENSE

Question of approving the application of New Common Victualler for Momos, Inc d/b/a Maluken Sushi Express at 1038 Beacon Street. Hours of operation will be Sunday – Thursday 11:00AM – 10:30PM and Friday – Saturday 11:00AM -11:00PM Seating for 14 seats.

20. SPECIAL TOWN MEETING WARRANT ARTICLE

Question of calling a Special Town Meeting within the November 19, 2019 Special Town meeting for the purpose of considering Articles relating to Marijuana establishments.

   a. Question of waiving the notification requirements of Sections 2.1.2 through 2.1.4 of the town by-laws and execute the Warrant in connection with the Special Town Meeting to be held within the November 19, 2019 Special Town Meeting.

The Town of Brookline does not discriminate on the basis of disability in admission to, access to, or operation of its programs, services, or activities. The Town of Brookline does not discriminate on the basis of disability in its hiring or employment practices. This notice is provided as required by Title II of the Americans with Disabilities Act (ADA) and by Section 504 of the Rehabilitation Act of 1973. Questions, complaints, or requests for additional information may be sent to Caitlin Haynes, Community Relations Specialist and ADA / Section 504 Coordinator. Persons with disabilities who need either auxiliary aids and services for effective communication, written materials in alternative formats, or reasonable modifications in policies and procedures in order to access programs and activities of the Town of Brookline are invited to make their needs and preferences known to the ADA Coordinator. This notice is available in alternative formats from the ADA Coordinator.