

**IN BOARD OF SELECTMEN**

**January 6, 2009**

**Present: Chairman Nancy Daly, Selectmen Robert Allen, Betsy DeWitt,  
Jesse Mermell, and Richard Benka**

**The Minutes of December 2, 9, and 22<sup>nd</sup> were approved**

**PUBLIC COMMENT**

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

**Selectman Benka was pleased to announce that he was invited to represent the Board of Selectmen at the ceremony induction of Michael Mainguy as an Eagle Scout. Michael is a Brookline resident and a previous member of the Brookline High School cross country team which had a very successful record. Selectman Benka commended Mr. Mainguy on this impressive achievement.**

**DONATION**

**The Board considered the question of accepting a donation in the amount of \$400.00 from the Korean Church of Boston for Fire Safety.**

**Chief Skerry stated that the Korean Church has been generous with this donation for many years. The funds are used for needed miscellaneous items in the Fire Department.**

**On motion, it was unanimously,**

**VOTED: To accept a donation in the amount of \$400.00 from the Korean Church of Boston for Fire Safety.**

**DONATION**

**The Board considered the question of accepting the following donations made to the Police Department:**

<b>Korean Church Community Policing</b>	<b>\$500.00</b>
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<b>Mass Elks Association Aware Program</b>	<b>\$628.00</b>
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**Chief O'Leary stated that these generous donations have been used in the past to fund the DARE program which is now the AWARE program. The program works with the School Department on community policing activities.**

**On motion, it was unanimously,**

**VOTED: To accept the following donations made to the Police Department:**

<b>Korean Church Community Policing</b>	<b>\$500.00</b>
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<b>Mass Elks Association Aware Program</b>	<b>\$628.00</b>
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**AGREEMENT**

**The Board considered the question of approving and executing an Agreement in the amount of \$29,975.00 with GreenPlay, LLC in connection with Recovery Fee Analysis for the Recreation Department. Said Agreement to be funded from the following accounts:**

<b>6300TR02 BAA Trust 524008 Consulting Services</b>	<b>\$16,604.26</b>
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<b>4998WS02 DPWCIP 6P0049 Park Land/Open Space Master Plan</b>	<b>\$13,370.74</b>
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**Director of Recreation Lisa Paradis stated that there was one bidder for this project. The project is to establish cost recovery and provide cost guidelines within the Recreation Department.**

**Selectman Allen added that the Master Plan has been looking at this for some time. He is pleased the bidder was GreenPlay, they are a reputable company.**

**On motion, it was unanimously,**

**VOTED: To approve and execute an Agreement in the amount of \$29,975.00 with GreenPlay, LLC in connection with Recovery Fee Analysis for the Recreation Department. Said Agreement to be funded from the following accounts:**

<b>6300TR02 BAA Trust 524008 Consulting Services</b>	<b>\$16,604.26</b>
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<b>4998WS02 DPWCIP 6P0049 Park Land/Open Space Master Plan</b>	<b>\$13,370.74</b>
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The Board considered the question of approving the following change orders:

**High School Masonry Repairs**  
Ace Restoration \$4,200.00  
2594C162 6C0002

**Driscoll School Cafeteria Renovations**  
A. J. Robicheau Construction \$5,262.59  
2594C141 6C0002

**Town Hall Renovations**  
Colantonio, Inc.  
2599WS08 6B0107

Change Order #11 \$4,133.43  
Change Order #12 \$7,659.00  
Change Order #13 \$7,307.00

Project Administrator Tony Guigli went over the change orders. The High School masonry repairs include 20 new masonry lintels. The Driscoll School cafeteria includes sprinkler, heating and water meter storage updates. The Town Hall includes phone system, lighting, ceiling duct work, elevator, exit signs, wiring door hardware, and exhaust updates.

The Board took a moment to complement Mr. Guigli and the staff on the Town Hall project. They took notice that the move was successful and without delay.

On motion, it was unanimously,

VOTED: To approve the following change orders:

**High School Masonry Repairs**  
Ace Restoration \$4,200.00  
2594C162 6C0002

**Driscoll School Cafeteria Renovations**  
A. J. Robicheau Construction \$5,262.59  
2594C141 6C0002

**Town Hall Renovations**  
Colantonio, Inc.

**CHANGE ORDERS cont'd**

**2599WS08 6B0107**

<b>Change Order #11</b>	<b>\$4,133.43</b>
<b>Change Order #12</b>	<b>\$7,659.00</b>
<b>Change Order #13</b>	<b>\$7,307.00</b>

**EXTRA WORK ORDER**

The Board considered the question of approving Extra Work Order #1 in the amount of \$25,310.00 for work to be completed by Republic Intelligent Transportation Services, Inc. in connection with Contract No. PW/09-02 "Servicing Traffic Signals and Related Work". Said work order to be funded from account 4998WS09 CIP 6T0014-Traffic Calming.

Director of Engineering Peter Ditto stated that this is part of traffic calming efforts. It includes installation of 2 School Zone flasher units on Brookline Avenue near the Lynch Center pre-school.

On motion, it was unanimously,

**VOTED:** To approve Extra Work Order #1 in the amount of \$25,310.00 for work to be completed by Republic Intelligent Transportation Services, Inc. in connection with Contract No. PW/09-02 "Servicing Traffic Signals and Related Work". Said work order to be funded from account 4998WS09 CIP 6T0014-Traffic Calming.

**EXTRA WORK ORDER**

The Board considered the question of approving Extra Work Order #1 in the amount of \$36,289.25 for work to be completed by Republic Intelligent Transportation Services, Inc. in connection with Contract PW/09-09 "Street Maintenance". Said work order to be funded from the following accounts:

<b>4998WS07 CIP 6H0020</b>	<b>\$27,488.14</b>
<b>Street Light Replacement</b>	
<b>4998WS08 CIP 6H0020</b>	<b>\$ 8,801.11</b>
<b>Street Light Replacement</b>	

**EXTRA WORK ORDER cont'd**

Director of Engineering Peter Ditto stated that there had been several request for enhanced lighting in the Lawton Street, Waverly Street, Babcock Street, and Webster Street areas.

On motion, it was unanimously,

**VOTED:** To approve Extra Work Order #1 in the amount of \$36,289.25 for work to be completed by Republic Intelligent Transportation Services, Inc. in connection with Contract PW/09-09 "Street Maintenance". Said work order to be funded from the following accounts:

4998WS07 CIP 6H0020 Street Light Replacement	\$27,488.14
4998WS08 CIP 6H0020 Street Light Replacement	\$ 8,801.11

**EXTRA WORK ORDER**

The Board considered the question of approving Extra Work Order #1 in the amount of \$1,655.50 for work to be completed by G.R. Construction Corp. in connection with Contract No. PW/09-06 "Repair of Cement Concrete Sidewalks". Said work order to be funded from the Sidewalk and Walkway Revolving Fund 4995SW39 6H0022.

Director of Engineering Peter Ditto stated that this is a request from a homeowner. Under the new sidewalk policy the Town and the resident split the cost of sidewalk repair in order to expedite the work.

On motion, it was unanimously,

**VOTED:** To approve Extra Work Order #1 in the amount of \$1,655.50 for work to be completed by G.R. Construction Corp. in connection with Contract No. PW/09-06 "Repair of Cement Concrete Sidewalks". Said work order to be funded from the Sidewalk and Walkway Revolving Fund 4995SW39 6H0022.

**EXTRA WORK ORDER**

The Board considered the question of approving Extra Work Order #1 in the amount of \$34,530.00 for work to be completed by D&R General Contracting, Inc. in connection with Contract No. PW/08-14 "Reconstruction of Five Streets". Said work order to be funded from the Sidewalk and Walkway Revolving Fund 4995SW39 6H0022.

Director of Engineering Peter Ditto stated that while the road was under repair several residents requested sidewalk repair. If more than 50% of the sidewalk was already curbed, the repair would be included in the street repair project, if less than 50%, it would fall into the sidewalk policy where the cost is split with the residents. There are some factors considered to determine if a request qualifies. This extra work order consists of 13 resident requests on Crafts Road.

On motion, it was unanimously,

**VOTED:** To approve Extra Work Order #1 in the amount of \$34,530.00 for work to be completed by D&R General Contracting, Inc. in connection with Contract No. PW/08-14 "Reconstruction of Five Streets". Said work order to be funded from the Sidewalk and Walkway Revolving Fund 4995SW39 6H0022.

**CONTRACT**

The Board considered the question of approving and executing a contract in amount of \$10,000 with the Massachusetts Historical Commission in connection with the Reservoir Gatehouse Study.

Preservation Commission member Dennis DeWitt stated that the Commission is now in the process of interviewing consulting candidates.

On motion, it was unanimously,

**VOTED:** To approve and execute a contract in amount of \$10,000 with the Massachusetts Historical Commission in connection with the Reservoir Gatehouse Study.

**TEMPORARY WINE AND MALT BEVERAGE LICENSE**

The Board considered the question of granting a temporary All Kinds of Alcoholic beverages license to the Auto Museum at Larz Anderson in connection with the following events:

Winter Party  
Auto Museum

January 11<sup>th</sup>





In Board of Selectmen

January 6, 2009

Page 9 of 15

**GRANT OF LOCATION**

**Public Hearing on the petition of NStar Electric 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:**

**Kent Street – from pole 91/24, opposite Newell Road, easterly approximately 7 feet.**

**Director of Engineering Peter Ditto stated that this petition is for new service to a Kent Street property owned by Children’s Hospital.**

**On motion, it was unanimously,**

**VOTED: To grant NStar Electric permission to construct, and a location for, such a line of conduits and manholes with the necessary cables therein under the following public way:**

**Kent Street – from pole 91/24, opposite Newell Road, easterly approximately 7 feet.**

**BOARDS AND COMMISSIONS**

**The following candidates for appointment/reappointment to Boards and Commissions will appear for interview:**

**Brookline Access Television  
Peter Miller**

**Women’s Commission  
Noreen Maddox**

**Various  
Stephen Ross**

**Brookline Access Television -Peter Miller has worked with PEG Access TV across the country. He is the founder of the CTC VISTA Project at UMass/Boston in College of Public and Community Service, which provides recruitment, placement, and ongoing support of more than 250 AmeriCorps VISTA members in Community Technology Centers.**

In Board of Selectmen

January 6, 2009

Page 10 of 15

**Women's Commission -Noreen Maddox would like to be involved in the Women's Commission. She is interested in the programs offered by the commission, and would like to be of service to the community. Ms. Maddox is the Business Manager at Mount Alvernia Academy.**

**Various -Stephen Ross has an interest in preserving parks and open spaces in Brookline. Mr. Ross is an attorney for White & Case LLP where he is the head of swaps and derivatives practice. He is currently working on projects involving cosmic microwave background and cosmology mathematics. Mr. Ross has various interests and a wide area of expertise. He would serve on any Commission the Board feels would be a good fit.**

### **LIQUOR LICENSE**

**Public Hearing on the application of Bertucci's Restaurant Corp., d/b/a Bertucci's Brick Oven Ristorante, Daniel Schaff, Manager holder of a Common Victualler license at 4 Brookline Place for a license to Expose, Keep for Sale and to Sell All Kinds of Alcoholic Beverages.**

**Bryan Schwanke of Bertucci's Restaurant Corp., stated that the owners of the property have plans for re-development, which did not include Bertucci's. Therefore, Bertucci's did not apply for a liquor license renewal. In early December the owners asked if Bertucci's would like to stay on because the re-development plans were delayed. Bertucci's opted to stay at the current location and therefore had to reapply for a liquor license.**

**On motion, it was unanimously,**

**VOTED: To grant the application of Bertucci's Restaurant Corp., d/b/a Bertucci's Brick Oven Ristorante, Daniel Schaff, Manager holder of a Common Victualler license at 4 Brookline Place for a license to Expose, Keep for Sale and to Sell All Kinds of Alcoholic Beverages.**

### **VIDEO CAMERA MONITORING SYSTEM**

**Further discussion and vote on the question of adopting a policy for the Brookline Police Department Video Camera Monitoring System as part of the Metro-Boston Urban Areas Security Initiative to enhance local management of emergency situations.**

**Chief O'Leary reviewed the following memo:**

**VIDEO CAMERA MONITORING SYSTEM cont'd**

**Attached please find an updated policy that will guide the Police Department's Critical Infrastructure Monitoring System (CIMS). Since the public hearings and subsequent conversations, as well as other reports concerning this CIMS Project, Associate Town Counsel Patty Correa, Patrol Officer Scott Wilder and I have been working to address some of the issues that have been brought up concerning our proposed policy**

**As you review the attached you will see that several changes have been made. Some of the substantial ones are as follows:**

- **This policy only concerns the CIMS Cameras**
- **We have stated the cameras will be “(passively) monitored”**
- **Included the possible use of “shrouding software”**
- **Further outlined system security**
- **Required a mandatory semiannual audit**
- **Strengthened the “impermissible uses”**
- **Authorized only Captains or higher to disclose CIMS footage to any Federal, State or Municipal Law Enforcement Agency in connection with an open investigation**
- **Further defined the retention schedule.**

**We have also made other changes that have strengthened the policy throughout.**

**It is important to highlight the Purposes/Overview section of this policy. Too many inaccurate statements are being made about what this CIMS Camera System will be used for. As I've said on many occasions, the primary purpose for installing the system is to assist us in managing the flow of traffic during an evacuation. After having said this, I also feel it's very important that we acknowledge other uses the system will provide for us. This section of the policy gives a very good overview of the benefits the Town will receive because of the cameras.**

**Selectman Mermell asked about the “shrouding” feature. The Chief replied that the technology would allow the Administrator to block out certain areas, which would be any interiors of buildings visible through windows. The only images seen would be street and sidewalk images. Selectman Mermell asked about the possibility of the footage ending up in inappropriate hands. The Chief replied that there would be only two officers with access to the room. Unless someone took a picture in the Public Safety Lobby it would not be available, unless through the Public Records Law. The Chief noted that a horrific accident in Coolidge Corner last spring was recorded and posted on the internet minutes after the accident by a bystander. Unfortunately this can not be prevented.**

**VIDEO CAMERA MONITORING SYSTEM cont'd**

A discussion on the Public Records law ensued. Associate Town Council Patty Correa stated that there are some exemptions to the law pertaining to invasion of personal property. The footage, persons injured, crime victims, and case law would have to be examined to determine if the footage would be exempt from the Public Records law. Footage could also be redacted.

Ms. Correa checked with the State Official responsible for Public Records. It was suggested that the State Police retention schedule be followed, which is 30 days. This is the recommended amount of time the footage be open. Chairman Daly asked why it could not be a shorter period. Ms. Correa replied that this is what was recommended to her by the State.

Chairman Daly asked about the ability to see through vehicles. The Chief replied that he does not see the Department needing to see this. He does not think that the cameras can zoom that quickly.

Selectman DeWitt stated that she appreciates the Chief bringing this issue to the community. No other Police Department went to the community first for public discussion. They just implemented the program. She has been working on a vote by the Selectmen which is separate from the discussion on the policy that would go into the Police Policy Manual. Selectman DeWitt feels that the program should be tested for twelve months to see if there is any value to it, and to get a better understanding if it is beneficial or harmful to the community. If it is harmful, then we could take it down. The Public Records issue is not that clear, she proposed 14 days to retain the data.

The Chief added that cameras were put up on Beacon Street during the Boston Marathon. Beacon Street hosts a number of large events throughout the year, and the cameras were beneficial as a safety tool.

Selectman Allen stated that his initial reaction was not so much a privacy issue but the question of do we need it in Brookline. He can see certain instances where it would be useful as a safety tool. Selectman Allen believes that the Board may not be the body to decide this. He agrees with Selectman DeWitt with a trial period. That would allow enough information to be provide to Town Meeting should that be where it would be decided.

Chairman Daly added that the Boards concerns do not relate to the Police Department. She reminded everyone that no other community brought this project to the community.

The Board did not vote on this agenda item.

**The Board considered the question of transmitting to the Legislature the following legislation adopted at the 2008 May Annual and November Special Town meetings.**

**May 2008 Annual**

**Legislation to Amend Chapter 472 of the Acts of 1998 (Retiree Group Health Insurance Trust Fund) -- to comply with Statement #43 of the Governmental Accounting Standards Board (GASB). (Finance Director)**

**November 2008 Special**

**Legislation to Sell Taxi Medallions.**

**Legislation to Authorize a 30-Year Lease of 86 Monmouth Street to the Brookline Arts Center.**

**Legislation to Authorize a 20-Year Lease of 19-25 Kennard Road to the Brookline Music School.**

**Legislation Amending Chapter 534 of the Acts of 1973 Relative to the Office of Chief of the Fire Department of the Town of Brookline.**

**Town Administrator Richard Kelliher stated that there is a possibility that legislation for the Brookline Arts Center may not need to be filed, but the vote would be provided if needed.**

**On motion, it was unanimously,**

**VOTED: To transmit to the Legislature the following legislation adopted at the 2008 May Annual and November Special Town meetings.**

**May 2008 Annual**

**Legislation to Amend Chapter 472 of the Acts of 1998 (Retiree Group Health Insurance Trust Fund) -- to comply with Statement #43 of the Governmental Accounting Standards Board (GASB). (Finance Director)**

**November 2008 Special**

**Legislation to Sell Taxi Medallions.**

**Legislation to Authorize a 30-Year Lease of 86  
Monmouth Street to the Brookline Arts Center.**

**Legislation to Authorize a 20-Year Lease of 19-  
25 Kennard Road to the Brookline Music School.  
Legislation Amending Chapter 534 of the Acts of  
1973 Relative to the Office of Chief of the Fire  
Department of the Town of Brookline.**

**BOARDS AND COMMISSIONS**

**The Board considered the question of making appointments to the following  
Boards and Commissions:**

**Board of Assessors  
Building Commission  
Council on Aging**

**Board of Assessors- Harold Peterson**

**On motion, it was unanimously,**

**VOTED: To re-appoint Harold Peterson to the Board of Assessors for a term  
ending August 31, 2011 or until a successor can be appointed.**

**Building Commission-David Pollack**

**On motion, it was unanimously,**

**VOTED: To re-appoint David Pollack to the Building Commission for a term  
ending August 31, 2011 or until a successor can be appointed.**

**Council on Aging-Eleanor Bart, Evelyn Roll, Miriam Sargon William Wong**

**On motion, it was unanimously,**

In Board of Selectmen

January 6, 2009

Page 15 of 15

**VOTED: To re-appoint Eleanor Bart to the Council on Aging for a term ending August 31, 2011 or until a successor can be appointed.**

**VOTED: To re-appoint Evelyn Roll to the Council on Aging for a term ending August 31, 2011 or until a successor can be appointed.**

**VOTED: To re-appoint Miriam Sargon to the Council on Aging for a term ending August 31, 2011 or until a successor can be appointed.**

**VOTED: To appoint William Wong as a full member to the Council on Aging for a term ending August 31, 2011 or until a successor can be appointed.**

**Council on Aging- Helen Lew Associate Member**

On motion, it was unanimously,

**VOTED: To re-appoint Helen Lew as an Associate Member to the Council on Aging for a term ending August 31, 2011 or until a successor can be appointed.**

There being no further business, the Chair adjourned the meeting at 8:50 p.m.

ATTEST

**IN BOARD OF SELECTMEN**

**January 13, 2009**

**Present: Chairman Nancy Daly, Selectmen Robert Allen, Betsy DeWitt,  
Jesse Mermell, and Richard Benka**

**The Minutes of January 6<sup>th</sup> were approved**



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

**There was no Public Comment.**

**TRANSFER**

**The Board considered the question of approving the following transfer within the Planning Department budget:**

<b>FROM:</b>	<b>17201720 525030 Printing Service</b>	<b>\$1,500.00</b>
<b>TO:</b>	<b>17201720 522010 Office Equipment</b>	<b>\$1,500.00</b>
<b>FROM:</b>	<b>17201720 525030 Printing Services</b>	<b>\$1,300.00</b>
<b>TO:</b>	<b>17201720 531012 Supplies</b>	<b>\$1,300.00</b>

**Director of Planning & Community Development Jeff Levine stated that the department has moved most of its printing services in-house. This has shown significant savings. In order to utilize the copy machine as a printer, a printer board card is required. This transfer would cover the expense.**

**On motion, it was unanimously,**

**VOTED: The Board considered the question of approving the following transfer within the Planning Department budget:**

<b>FROM:</b>	<b>17201720 525030 Printing Service</b>	<b>\$1,500.00</b>
<b>TO:</b>	<b>17201720 5A006 Office Equipment</b>	<b>\$1,500.00</b>
<b>FROM:</b>	<b>17201720 525030 Printing Services</b>	<b>\$1,300.00</b>
<b>TO:</b>	<b>17201720 531012 Supplies</b>	<b>\$1,300.00</b>

### **SNOW/ICE DEFICIT**

The Board considered the question of invoking Massachusetts General Law Chapter 44, Section 31D to allow the Department of Public Works to expend funds in excess of the FY2009 Budget appropriation for Snow and Ice Control.

Department of Public Works Commissioner Tom DeMaio stated that there have been nine snow events so far this year. This added to the increased cost of salt and sand has resulted in a deficit of \$300,173 in the Snow and Ice Control budget.

Chapter 44 section 31D allows the DPW to expend funds in excess of the FY09 budget appropriation for snow and ice control. At the end of the fiscal year the department can transfer any surplus in other accounts into the snow and ice control account, and remaining funds needed from the reserve fund.

Mr. DeMaio added that the department has been paying special attention to handicapped ramps and other areas that come at an additional cost. He also acknowledged some frustrations from residents on plows moving snow onto residential property. Mr. DeMaio thanked the residents for their understanding on this difficult task and the Department will continue to be diligent in snow removal.

The Board thanked the DPW for their efforts and noted that the crew makes an extra commitment to get up and out on the streets in the overnight hours.

On motion, it was unanimously,

**VOTED: To invoke Massachusetts General Law Chapter 44, Section 31D to allow the Department of Public Works to expend funds in excess of the FY2009 Budget appropriation for Snow and Ice Control.**

### **FISHER HILL RFP**

The Board considered the question of reissuing the RFP for the Fisher Hill Reservoir Project.

Director of Planning & Community Development Jeff Levine stated that the Purchasing Division issued a Request for Proposal (RFP) for the reuse of the Fisher Hill Town Reservoir on September 30, 2008. One response was received by the deadline. In order to ensure that they have exhausted their efforts to attract qualified bidders, they are asking the Selectmen to consider authorizing Town staff to reissue the RFP for an additional month. The reasoning is that at the beginning of the RFP there was some initial interest. Since that time there has been an economic down swing affecting credit and financial institutions. The feeling is that

In Board of Selectmen

January 13, 2009

Page 4 of 15

**FISHER HILL RFP cont'd**

many interested parties may have held off during this time. He added that this move was no reflection on the merits of the bid received.

Assistant Director of Planning & Community Development Joe Viola added that the dates of the resubmitted RFP would be the first week in March to close the bid, and another six weeks for process. His hope is to submit the proposal to the Town Fall Meeting 2009 as originally planned.

Selectman Allen added that he is not as concerned about the delay as he is about the reasoning to reopen the bidding process. He feels that there is not a compelling reason to do this. There was a policy and procedure put in place and the one bidder adhered to that. It would not be fair to change the practice on this one project.

Selectman Benka agrees with Selectman Allen, the one bidder adhered to the deadlines and was in compliance. He has not seen the applicant and the applicant may be rejected for other reasons, but there was no compelling justification for anyone to miss the deadline.

Chairman Daly asked if this is unusual to resubmit an RFP. Mr. Viola replied yes. She also feels it would be unfair to the bidder that did come in on time.

Selectman DeWitt stated that this was a tough decision to make, and was not made lightly in regards to reissuing the RFP. With the housing and financial markets in turmoil the thought was interested parties may have waited and not been able to submit a bid by the required deadline.

On motion by Selectman DeWitt, it was,

**VOTED: 4-1 No Action that the Board considered the question of reissuing the RFP for the Fisher Hill Reservoir Project with the dates changed as presented by the Planning & Community Development Department.**

*Selectman DeWitt in favor*

**BOARDS AND COMMISSIONS**

The following candidate for appointment/reappointment to Boards and Commissions appeared for interview.

**Human Resources Board**

**Ken Kurnos**

In Board of Selectmen

January 13, 2009

Page 5 of 15

**BOARDS AND COMMISSIONS cont'd**

**Human Resources Board - Ken Kurnos is seeking re-appointment. Mr. Kurnos is the current Chair of the Human Resources Board where he has served for many years. Over the last year the Board has worked on a new grievance policy and has worked with Department Heads on the Step process. Mr. Kurnos would like to continue his work on the Board making recommendations and resolving issues. Mr. Kurnos briefed the Board on Civil Service issues and plans to be before the Board at a later date to discuss the issue further.**

Selectman Allen stated that Mr. Kurnos has shown great respect for the employees and applies fairness to involved parties. He is a great asset to the Human Resources Board with his dedication and passion.

**UPDATE**

Town Administrator Richard J. Kelliher took a moment to address the tragic accident resulting in the death of a Boston Firefighter.

It appears that faulty brakes may have been the cause of the Boston accident. Chief Skerry had reviewed the Town's apparatus and the status of the fire vehicles with the Town Administrator. The apparatus is inspected twice a year, all the front line apparatus are in good shape and the vintage ladder was recently refurbished. The town adheres to a rigorous maintenance schedule.

**EXECUTIVE SESSION**

Upon motion duly made and seconded, it was moved that the Board of Selectmen go into EXECUTIVE SESSION.

The Chair then stated the reason(s) for the Executive Session: (SEE THE REASONS CHECKED)

- \_\_\_\_\_ (1) To discuss the reputation, character, physical condition or mental health rather than the professional competence of a particular individual<sup>1</sup>.
- \_\_\_\_\_ (2) To consider the discipline or dismissal of, or to hear complaints or charges brought against, a public officer, employee, staff member, or individual<sup>1</sup>.
- X  (3) To discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the governmental body, to conduct strategy sessions in preparation for negotiations with non-union personnel, and to conduct collective bargaining sessions or contract negotiations with non-union personnel.
- \_\_\_\_\_ (4) To discuss the deployment of security personnel or devices.
- \_\_\_\_\_ (5) To investigate charges of criminal misconduct or to discuss the filing of criminal complaints.
- \_\_\_\_\_ (6) To consider the purchase, exchange, lease or value of real property, if such discussion may have a detrimental effect on the negotiating position of the governmental body with a person, firm or corporation.
- \_\_\_\_\_ (7) To comply with the provisions of any general or special law or Federal grant-in-aid requirements.

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The individual involved in such Executive Session must be notified in writing at least forty-eight (48) hours prior to such session and is (1) entitled to be present (2) to have counsel or other representative present and (3) to speak in his or her own behalf. Upon the request of the individual involved, no Executive Session shall be held and the meeting shall be held in open session. See G.L.c.39, §§23B(1) and (2).

- \_\_\_\_\_ (8)      **To consider and interview applicants for employment by a preliminary screening committee or a subcommittee appointed by a governmental body if an open meeting will have a detrimental effect in obtained qualified applicants: provided, however, that this clause shall not apply to any meeting, including meetings of a preliminary screening committee or a subcommittee appointed by a governmental body, to consider and interview applicants who have passed a prior preliminary screening.**
- \_\_\_\_\_ (9)      **To meet or confer with a mediator, as defined in section twenty-three C of chapter two hundred and thirty-three, with respect to any litigation or decision on any public business within its jurisdiction involving another party, group or body, provided that: (a.) any decision to participate in mediation shall be made in open meeting session and the parties, issues involved and purpose of the mediation shall be disclosed; and (b.) no action shall be taken by any governmental body with respect to those issues which are the subject of the mediation without deliberation and approval for such action at an open meeting after such notice as may be required in this section.**

**The Board of Selectmen, during a properly constituted and noticed meeting:**

**VOTED:      to go into Executive Session**

**Roll Call Vote:      Voting in the Affirmative: 5  
   Voting in the Negative: 0**

**The Board of Selectmen (WILL) RECONVENE in Open Meeting after the Executive Session.**

### **CITIZEN RECOGNITION**

**Recognition of Extraordinary Citizen Response to the Tragic Motor Vehicle Accident that Occurred on Harvard Street on June 19, 2008.**

Chairman Daly announced that due to the quick response from two citizens, a tragic accident in Coolidge Corner last spring could have resulted in more severe consequences. The Chair outlined the events and expressed the Town's sincere thanks for their heroic efforts. Also noted was the quick response from Brookline's Public Safety department.

Mr. Avraham Yehezkel, and Mr. Seham Abdel Kider were presented with a certificate of commendation in appreciation their extraordinary response to a tragic motor vehicle accident on June 19, 2008.

### **LANDSCAPES OF BROOKLINE**

Frances Shedd Fisher and other members of the GreenSpace Alliance appeared to present copies of "Landscapes of Brookline – An Enduring Legacy" for the Library, Park and Recreation Commission, Conservation, and Preservation.

Ms. Fisher presented to the Board a slideshow highlighting the beautiful photographs seen in the book "Landscapes of Brookline – An Enduring Legacy" The book is a story in pictures of the exceptional legacy of public and private open space in Brookline. This story of natural beauty, philanthropy, and volunteerism in the community calls attention of stewardship that has allowed the community to continue to grow while still retaining a legacy of greenspace.

Ms. Fisher, Arlene Mattison, Brookline GreenSpace Alliance President, and John Bain, Chairman of the Parks and Recreation Commission thanked all those involved including the Town's staff and the many organizations and volunteers involved in preserving the open space of the Town.

### **VIDEO CAMERA MONITORING SYSTEM**

The Board considered the question of adopting a policy for the Brookline Police Department Video Camera Monitoring System as part of the Metro-Boston Urban Areas Security Initiative to enhance local management of emergency situations.

Selectman DeWitt made the following statement:

**The proposed vote presented to the Selectmen for consideration and amendment is based on the thoughtful analysis of the Constitution Project, a bipartisan policy group whose Liberty and Security Initiative has developed guidelines for public accountability for public video surveillance systems. They also recommend a trial period with an evaluation of the system measured against the stated purposes.**

**I want to respond briefly to comments made by ACLU staff attorney Sarah Wunsch, who I am pleased to say also cites the Constitution Project as a resource. Ms. Wunsch suggests that there should be evidence of usefulness before a system is installed. Unfortunately, without a trial period, we cannot know what, if any, usefulness these particular 12 cameras proposed for Brookline will provide. I have asked Constitution Project Senior Counsel Sharon Bradford Franklin about an assessment protocol for evaluating the effectiveness of cameras, and was told that they would consult with Brookline to develop an assessment protocol. I would also support independent monitoring of the trial and evaluation.**

**Even with safeguards in place, we all still have questions about the Brookline cameras' effectiveness and the threat to civil liberties. Therefore the proposed vote is**

- to install cameras for a 12-month trial period**
- to review and assess the impact of the installed cameras on both civil liberties and law enforcement.**

**Cameras are tools that may or may not be effective in emergency situations. They may or may not aid in investigation and prosecution of criminal acts. We just don't know yet. Installation for a trial period would let us have the actual experience to evaluate actual benefits and risks. With the findings of the trial period, we can make an informed decision. As I understand it, there would be no cost to the Town for the 12-month trial because the first year of support service is included as part of the grant.**

**The Police Department Order governs actual operation of the system. Authorization to deploy the cameras is time limited with reauthorization by the Board of Selectmen required. Except for emergencies, they will be in fixed positions aimed at the roadway, with passive monitoring. Data must be deleted and none archived except with prior authorization.**

**There is one particular area of personal concern to me and that is how we provide protection from public records abuse under Massachusetts law. Even if I am prepared to trust the Brookline Police under the Special Order restrictions with video data, I am not prepared to share that data with others who could abuse privacy by broadcasting images to the wider world. Therefore I have proposed erasing all recorded data after 14 days.**



Selectman Allen offered a friendly amendment that the Board of Selectmen submit a warrant Article to the May 2009 Town Meeting seeking its opinion on the merits of this Policy. Selectman DeWitt replied that she would incorporate that into her motion.

Selectman Mermell stated that she would be voting against the video cameras, although it took her awhile to decide her position she does not see an urgent need for this in Brookline. Why should there be a test for something as substantial and controversial as this. Selectman Mermell is also not comfortable with the funding for this program. She thinks it may make the town beholden to Homeland Security when they ask for the tapes. Brookline is not the place for this. She added that she has complete faith in the Chief and his leadership team, but she is not comfortable making this decision solely on that. She thanked everyone involved in this public process and the Chief for bringing it to the Board.

Selectman Benka commended the Chief for bringing this issue forward. The Chief has made substantial changes based on public comments and the Board's discussion. The Homeland Security funding has raised some questions, but it seems that the control would be under the Police Department and the Board of Selectmen. All the benefits are unclear, but there are likely to be benefits. Selectman Benka supports the trial period and the submittal to Town Meeting. The cameras would likely be useful in solving crimes; he would not like to see an Amber Alert stop at Brookline's borders.

Chairman Daly added that the benefits are not clear, but she can see certain situations where the cameras may be helpful. She is concerned about the Freedom of Information Act and outside agencies getting their hands on the data. Chairman Daly stated that she has the outmost confidence in the Chief, but is concerned about others abusing the data. She is also mindful not to let fear get out of control. There is not much difference between images being seen on a camera or by the public on the street. Chairman Daly will vote against the video camera monitoring system.

Selectman DeWitt made the motion, which was

**VOTED: Favorable Action 3-2**

*Daly and Mermell against*

Whereas

- Brookline is a member of the Metro Boston Homeland Security Region (MBHSR) as designated by the Commonwealth of Massachusetts in 2004, and has participated in drafting the regional Urban Areas Security Initiative (UASI) with a focus on preparedness, prevention, protection, response and recovery, and;
- The purpose of the UASI is to focus on preparing and training for, responding to, and recovering from a chemical, biological, radiological,

- nuclear, and/or explosive weapon incident, as well as catastrophic natural disasters or events in the Port of Boston, and;**
- **Brookline is a party to mutual aid agreements for coordinated emergency response with the Public Safety Network (PSNet), a data networking system connecting public safety and emergency management users, and;**
- **The MBHSR has developed a critical infrastructure video camera monitoring system (“CIMS”) for the nine member communities to be deployed along emergency evacuation routes in Brookline, and;**
- **A CIMS may be useful in preventing and investigating crimes and threats to the health and welfare of Brookline citizens.**

**Therefore, the Board of Selectmen adopts the following Policy on surveillance cameras in public places:**

**A video surveillance monitoring system shall be deployed for a trial period of twelve (12) months. An assessment protocol for evaluating the CIMS shall be developed in consultation with qualified professionals. An independent body shall be appointed by the Board of Selectmen to oversee the trial and evaluation. At quarterly intervals during, and at the conclusion of the trial period, the Chief of the Brookline Police Department (“Department”) shall make a report to the Selectmen, which shall be made available for public comment, on the implementation of the Brookline CIMS, including a detailed summary regarding the following:**

**(1) its effectiveness in achieving the intended emergency preparedness or law enforcement purposes, with specific reference to each and every significant incident captured in footage and the final disposition of each such incident, and**

**(2) its impact on civil liberties and constitutional rights and values, including privacy and anonymity, free speech and association, government accountability, and equal protection.**

**The report shall also specify the number of instances footage has been released to a requesting party and the general identity of the requesting party (*e.g.*, a local police department, a prosecutor, a private party, the press). Footage of significant incidents shall accompany the report, to the extent such footage is public record.**

**After the Chief’s submission of his report, if there is no evidence of harm to constitutional rights and values, and, if there is determined to be benefit to public safety and quality of life, the Board of Selectmen may authorize deployment of the CIMS for an additional period of time.**

In Board of Selectmen

January 13, 2009

Page 12 of 15

**The Selectmen reserve the right to suspend or limit the deployment of the CIMS during the trial period.**

**Video surveillance cameras shall be deployed and operated only under the direct authority and supervision of the Brookline Chief of Police in accordance with Special Order 2009-XX, and as follows:**

- **A monitor/monitors showing the CIMS camera images in real time shall be installed in the entrance lobby area of the Public Safety Building and shall be accessible to public view at all times.**
- **Each CIMS camera shall have clearly visible signs indicating its presence.**
- **All CIMS recorded data shall be destroyed after fourteen (14) days unless otherwise required by the Department's Evidence Policy, by court order, or by law.**
- **DVRs used to record CIMS images and reproductions of CIMS footage within the custody of the Department shall be stored in a secure environment.**
- **The Board of Selectmen will file an Article for the May, 2009 Annual Town Meeting Warrant seeking the opinion of Town Meeting on the merits of this Policy.**

## **URBAN RING**

**Director of Planning and Community Development Jeff Levine and members of the Executive Office of Transportation (EOT) appeared to discuss Phase 2 of the Urban Ring.**

**Director of Planning & Community Development Jeff Levine introduced Ned Codd of the EOT.**

**Mr. Cobb presented a slideshow of the plans which included maps and routes of transit systems designed for the Urban Ring.**

**“The Urban Ring is a proposed major new bus rapid transit (BRT) system that would run in a roughly circular corridor through employment centers, residential neighborhoods, and major educational and medical institutions in Boston, Brookline, Cambridge, Chelsea, Everett, Medford and Somerville. The Urban Ring would provide faster and more direct transit connections between points in the ring and from the MBTA's existing radial rapid transit system to destinations in the ring. As a result, the Urban Ring would improve transit access, travel times and**

capacity, while also reducing crowding in the central subway system and offering transit access, travel times and capacity, while also reducing crowding in the central subway system and offering opportunities for transit oriented and smart growth development.”

The Board agreed that this would benefit the community although it is a long way off. The completion date is proposed for 2030. The Board noted the aging Greenline system which provides service to many Brookline residents. Much improvement is needed.

Chairman Daly expressed concern about the project being very close to a historical neighborhood and any impact it may have on the residents. Mr. Codd replied that the Cottage Farm area is a heavily traveled area that surrounds the medical and Fenway areas. The plan would provide transit service to relieve the congestion of traffic in the area. The Chair also mentioned the Boston University had come before them previously with a plan for that area. Their plan called for making one of the streets a dead end. Mr. Codd replied that this plan is proposed by the State, they have coordinated with BU and taken their concerns into account, but the Urban Ring’s plan does not call for that.

Steve Kaner, a Cottage Farm resident asked if Mountford Street would need to be widened, and if so would it require taking land from the Cottage Farm district. Mr. Codd replied that this has not been designed as yet. It would most likely be on the Turnpike side of the road, and the widening would be minimal.

Joe Geller, Winchester St. resident, is pleased with the progress of this project. He feels the project would be a benefit to the community and take some pressure of the Greenline.

Jeff Levine announced that the Urban Ring is taking public comments at [www.theurbanring.com](http://www.theurbanring.com). Comments can also be submitted to the Planning & Community Development Department.

## **HANCOCK VILLAGE**

Discussion with representatives of Chestnut Hill Realty relative to Hancock Village as it relates to the Comprehensive Plan.

Director of Planning & Community Development Jeff Levine stated that the Comprehensive Plan identified an area in South Brookline for potential affordable housing and possibly private open space projects. Chestnut Hill Realty, owner of

In Board of Selectmen

January 13, 2009

Page 14 of 15

**Hancock Village, a large rental development in South Brookline and West Roxbury expressed an interest in the Comprehensive Plan.**

**Ed Zucker, owner of Chestnut Hill Realty, and Brookline native stated Chestnut Hill Realty began to take a look at the Comprehensive Plan, which encouraged them to take a look Hancock Village, and how to improve it.**

**Joe Geller, Landscape Architect representing Chestnut Hill Realty presented the Board with a slideshow highlighting Hancock Village. Mr. Geller noted that Chestnut Hill Realty has made substantial landscaping improvement both at Hancock Village and the Shops at Putterham. This is a vibrant community in South Brookline where Hancock Village is a central point. Chestnut Hill Realty is looking at development where it is zoned for single family, multi family, and affordable housing units, while keeping in the landscape of the community. Mr. Geller suggested that a study committee be set up to help design a project that would be a good fit for the community. The committee would consist of representatives of various Town Departments and Commissions, and neighborhood representatives. They hope to bring the plans before Town Meeting Fall 2009.**

**Selectman Allen is glad to see the project come before the Town first. He added the Chestnut Hill Realty has improved the area over the years, but the traffic has increased along with that, as well as a surge in the school district. He is concerned that the local school may be impacted. Selectman Allen would like to see affordable housing in the South Brookline area.**

**Selectman DeWitt stated that the time table to get to the Fall Town Meeting may be optimistic, however, she is looking forward to hearing more detail on this promising project.**

**The Board did not assign a Committee at this time. Mr. Geller would like to start the process as soon as possible.**

### **ANNUAL TOWN MEETING/ELECTION**

**The Board considered the question of setting the dates for the 2009 Annual Town Meeting and Election.**

**Town Administrator Richard J. Kelliher proposed the following dates for 2009 Annual Town Meeting:**

**Town Election Tuesday May 5, 2009**

**Town Meeting Tuesday May 26, 2009**

**On motion, it was unanimously,**

In Board of Selectmen

January 13, 2009

Page 15 of 15

**ANNUAL TOWN MEETING/ELECTION cont'd**

**VOTED: To set the dates for the 2009 Annual Town Meeting and Election**  
**as:**

**Town Election Tuesday May 5, 2009.**

**Town Meeting Tuesday May 26, 2009**

**There being no further business, the Board adjourned the meeting at 10:00**  
**p.m.**

**ATTEST**

**IN BOARD OF SELECTMEN**

**January 20, 2009**

**Present: Chairman Nancy Daly, Selectmen Robert Allen,  
Betsy DeWitt, Jesse Mermell, and Richard Benka**

**The Minutes of January 13, 2009 were approved as  
amended**

In Board of Selectmen

January 20, 2009

Page 2 of 8

**PUBLIC COMMENT**

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

**There was no public Comment.**

**DONATION**

**The Board considered the question of accepting a donation in the amount of \$5,000 from the Neuberg family to the Fire and Police Department in appreciation of emergency response services rendered to an ailing family member. Donation to be split between departments to purchase equipment for delivery of public safety services to residents.**

**Chief O'Leary stated that the Public Safety Department has received a generous gift from the Neuberg family for emergency services provided to an ill family member. The donation is intended to be used to purchase equipment that will enhance the delivery of public safety services to residents.**

**Chief Skerry added his appreciation for the donation.**

**On motion, it was unanimously,**

**VOTED: To accept a donation in the amount of \$5,000 from the Neuberg family to the Fire and Police Department in appreciation of emergency response services rendered to an ailing family member. Donation to be split between departments to purchase equipment for delivery of public safety services to residents.**

**Chairman Daly took a moment to reference a letter the Town Administrator received from the City of Leominster thanking Brookline for their participation in assisting the North Central Worcester County during a recent ice storm. The Brookline CERT Team and the Department of Public Works were a great help to the community.**

**CONTRACT AMENDMENT**

**The Board considered the question of approving a contract amendment in the amount of \$8,500 to BLW Engineers (Design of HVAC Renovations to the Putterham Library) for Acoustics Engineer, design of electrical connections to future solar panels and cost benefit analysis of replacement windows. Said amendment to be funded from Org 2599WS05 Obj 6B0007.**



In Board of Selectmen

January 20, 2009

Page 3 of 8

**CONTRACT AMENDMENT cont'd**

**Program Administrator Tony Guigli stated that the Assessors Department was temporarily housed at the Putterham Library putting this project on hold. Now that the Department has moved out the project is ready to start. This portion is for design and renovation.**

**Selectman Benka asked if there were any analysis that could be done in house. Mr. Guigli replied that generally the staff does not get involved in the design aspect of the project; however there are some areas where the staff is capable of doing some analysis. Selectman Benka recommended some long term standards as to what work can be performed in staff and what needs to be contracted out, based on the skill set capacity within the Department.**

**Selectman Allen asked what needs to be done at the Putterham Library. Mr. Guigli replied a new roof and window replacement.**

**On motion, it was unanimously,**

**VOTED: To approve a contract amendment in the amount of \$8,500 to BLW Engineers (Design of HVAC Renovations to the Putterham Library) for Acoustics Engineer, design of electrical connections to future solar panels and cost benefit analysis of replacement windows. Said amendment to be funded from Org 2599WS05 Obj 6B0007.**

**TEMPORARY ALL KINDS ALCOHOLIC BEVERAGE LICENSE**

**The Board considered the question of granting a temporary All Kinds of Alcoholic Beverages license to the Brookline Library Foundation in connection with a Fundraiser to be held on February 8, 2009 from 7:00 p.m. -10:00 p.m. at the Main Library, 361 Washington Street.**

**Chairman Daly noted that this event is the Library's Annual Fundraiser. It is a very successful event.**

**On motion, it was unanimously,**

**VOTED: To grant a temporary All Kinds of Alcoholic Beverages license to the Brookline Library Foundation in connection with a Fundraiser to be held on February 8, 2009 from 7:00 p.m. -10:00 p.m. at the Main Library, 361 Washington Street.**

**The Board considered the question of approving the following transfer within the Fire Department Budget:**

<b>From: 22002050 539012</b>	
<b>Books/Periodicals</b>	<b>\$900.00</b>
<b>To: 22002010 553010</b>	
<b>Prof Dues/Membership</b>	<b>\$900.00</b>
<b>From: 22002060 531050</b>	<b>\$100.00</b>
<b>General Supplies</b>	
<b>To: 22002010 553010</b>	<b>\$100.00</b>
<b>Prof Dues/Membership</b>	

**On motion, it was unanimously,**

**VOTED: To approve the following transfer within the Fire Department Budget:**

<b>From: 22002050 539012</b>	
<b>Books/Periodicals</b>	<b>\$900.00</b>
<b>To: 22002010 553010</b>	
<b>Prof Dues/Membership</b>	<b>\$900.00</b>
<b>From: 22002060 531050</b>	<b>\$100.00</b>
<b>General Supplies</b>	
<b>To: 22002010 553010</b>	<b>\$100.00</b>
<b>Prof Dues/Membership</b>	

**Chairman Daly inquired about the Federal Recovery Plan. Town Administrator Richard Kelliher replied that the Plan is a process to accommodate municipal needs at the State and local levels. Municipalities were given the option to submit request for funding of projects that are shovel ready and expected to be completed within two years after the enactment of the Federal Recovery Act. The Town submitted \$30 million dollars worth of Town projects. The Town is hopeful that it can benefit from the Recovery Act.**

**BOARDS AND COMMISSIONS**

The following candidates for appointment/reappointment to Boards and Commissions appeared for interview:

**PARK AND RECREATION**

Nancy O'Connor

Clara Batchelor

**Nancy O'Connor** is applying for re-appointment. Over the last three years she has been involved in the Design Review Committee including many parks and playgrounds in the Town. She has also worked on the GreenDog Program. Ms. O'Connor hopes to continue working on the GreenDog Program, reviewing Park and Recreation policies and assisting in completing a fee analysis for all recreation programs.

The Board discussed the cost and design of playground equipment. There are some playgrounds that need updating of equipment.

**Clara Batchelor** is applying for re-appointment. She is a landscape architect and the Commission representative to Amory Park, Minot Park, and Juniper Street Playground Design Review. Ms. Batchelor hopes to continue her efforts to promote excellence in design when parks are renovated.

The Board thanked both candidates for their support and interest.

**EDAB**

Peter Norstrand

**Peter Norstrand** is applying for re-appointment. He has been working on 2 Brookline Place, the former Red Cab site on Route 9, and is looking at the Circle Cinema site. Mr. Norstrand added that this is challenging times for economic development. He hopes to continue to help increase the commercial tax base of the Town while supporting fair and balanced commercial development.

The Board thanked him for his support and interest.

**NAMING COMMITTEE**

Carla Benka

Harry Friedman

*Selectman Benka recused himself*

In Board of Selectmen

January 20, 2009

Page 6 of 8

**BOARDS AND COMMISSIONS cont'd**

**Carla Benka is applying for re-appointment. Over the past three years she has worked on reaching a consensus for re-naming the golf course, and Harry Downes Field, as well as the new Skyline Park, while addressing neighborhood concerns with renaming Philbrick Square. Ms. Benka hopes to continue to develop guidelines and amend them as necessary, and to work with applicants to ensure a consistent review process and acceptable outcome.**

**The Board thanked her for her support and interest.**

**Harry Friedman is a new applicant. Mr. Friedman is a Town Meeting Member and has spoken at Town Meeting several times on name changes of public facilities. He has an interest in historical matters. Mr. Friedman is involved in many Town activities, and would like to be involved in pursuing a workable set of criteria the Committee would follow.**

**The Board discussed the structure of the Committee and the required number of members.**

**The Board thanked him for his interest.**

*Selectman Benka returned*

**INFORMATION TECHNOLOGY**

**Steve Zabak**

**Steve Zabak is a new applicant. Mr. Zabak is a senior Software Engineer. He has worked in server systems, and application development. Mr. Zabak is a Town Meeting Member and would like to work on the Town's website, where he feels it could use improvement, as well as the WIFI system.**

**The Board thanked him for his interest.**

**SELECTMEN'S FY2010 OBJECTIVES**

**Review of the Board of Selectmen's FY2010 Objectives.**

**Assistant Town Administrator Melissa Goff stated to the Board that she handed out a draft of FY2010 objectives before the meeting. She asked the Board to review it and contact her with any changes or additions. It will be presented next week for final approval.**

In Board of Selectmen

January 20, 2009

Page 7 of 8

**COMMON VICTUALLER LICENSE**

The Board considered the question of approving the application of 417 Inc., d/b/a/ Comella's, Matt and John Paul Comella, Owners for a Common Victualler license at 417 Harvard.

Matt and John Paul Comella stated that they have restaurants in surrounding communities and found a location in Brookline that they feel would be a good opportunity for them. Comella's is a family run home made Italian food restaurant. All papers are in order, the following conditions apply:

The establishment is renovated to comply with Health Code requirements

The operator maintain required food safety certification

An odor control system be installed and maintained to prevent cooking odors should cooking odor complaints occur

The establishment must comply with the Town By-Law prohibiting the use of Artificial Trans Fats. The first phase took effect on 11/30/08

The establishment receives a pre-operational inspection before the license is released.

The establishment must comply with the rubbish control conditions

Selectman DeWitt reminded them of the Town's sign by-law.

On motion, it was unanimously,

**VOTED: To approve the application of 417 Inc., d/b/a/ Comella's, Matt and John Paul Comella, Owners for a Common Victualler license at 417 Harvard.**

**CHANGE IN MANAGER**

The Board considered the question of approving the application of Fireplace LLC, James Solomon, owner, holder of a License to Expose, Keep for Sale and to Sell All Kinds of Alcoholic Beverages as a Common Victualler at 1634 Beacon Street for a change in manager as follows:

**From: Loryn Taplin  
To: James Solomon**

James Solomon stated that Loryn Taplin is no longer employed at the restaurant. He would like to take over the manager position. Mr. Solomon is tip certified, all papers are in order.

On motion, it was unanimously,

In Board of Selectmen

January 20, 2009

Page 8 of 8

**CHANGE IN MANAGER cont'd**

**VOTED: To approve the application of Fireplace LLC, James Solomon, owner, holder of a License to Expose, Keep for Sale and to Sell All Kinds of Alcoholic Beverages as a Common Victualler at 1634 Beacon Street for a change in manager as follows:**

**From: Loryn Taplin  
To: James Solomon**

**BOARDS AND COMMISSIONS**

**The Board considered the question of making appointments to the Human Resources Board.**

**On motion, it was unanimously,**

**VOTED: To re-appoint Ken Kurnos to the Human Resources Board for a term ending August 31, 2011, or until a successor can be appointed.**

**There being no further business, the Chair adjourned the meeting at 6:45 p.m.**

**ATTEST**

**IN BOARD OF SELECTMEN**

**January 27, 2009**

**Present: Chairman Nancy Daly, Selectmen Robert Allen, Betsy DeWitt,  
Jesse Mermell, and Richard Benka**

**The Minutes of January 20, 2009 were approved.**

**PUBLIC COMMENT**

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

**There was no Public Comment.**

**Chairman Daly took a moment to mention a devastating fire that destroyed a historical home in Brookline. The owner of the home wrote a letter to Town officials commending the support and hard work he and his family received during this difficult time from town workers.**

**Chairman Daly asked the Town Administrator to update the Board on the Governors proposed local aid cuts. Town Administrator Richard Kelliher replied that while he appreciates the Governor's attempt to buffer municipalities, the outcome is not good. He believes that due to actions the Town took for FY09, the Town would be able to offset the cuts this year; however, fiscal FY10 will be difficult. The Governor is expected to release the numbers tomorrow, providing a better financial picture for the Town. Chairman Daly added that these are difficult times, and difficult choices will be made.**

**TEMPORARY WINE AND MALT BEVERAGE LICENSE**

**The Board considered the question of granting a temporary Wine and Malt liquor license to the Driscoll PTO, David Lazowski, Co-President in connection with a fundraiser auction/dinner to be held on March 7, 2009 from 6:00 p.m. – 11:00 p.m. at the Driscoll School Gymnasium/Auditorium 64 Westbourne Terrace.**

**On motion, it was unanimously,**

**VOTED: To grant a temporary Wine and Malt liquor license to the Driscoll PTO, David Lazowski, Co-President in connection with a fundraiser auction/dinner to be held on March 7, 2009 from 6:00 p.m. – 11:00 p.m. at the Driscoll School Gymnasium/Auditorium 64 Westbourne Terrace.**

**TEMPORARY WINE AND MALT BEVERAGE LICENSE**

**The Board considered the question of granting a temporary Wine and Malt beverages license to the Lincoln School PTO, Ashling Fingleton, Treasurer in connection with a Trivia Night Fundraiser to be held on March 14, 2009 from 6:00 p.m. – 11:00 p.m. at the Lincoln School Cafeteria, 19 Kennard Road.**

**On motion, it was unanimously,**



**TEMPORARY WINE AND MALT BEVERAGE LICENSE cont'd**

**VOTED: To grant a temporary Wine and Malt beverages license to the Lincoln School PTO, Ashling Fingleton, Treasurer in connection with a Trivia Night Fundraiser to be held on March 14, 2009 from 6:00 p.m. – 11:00 p.m. at the Lincoln School Cafeteria, 19 Kennard Road.**

**BROOKLINE ACCESS TELEVISION**

**Peter Zawadzki, Executive Director of Brookline Access Television appeared to review and request approval of the BATV budget for the move to the Unified Arts Building.**

**Will Slotnick, President of Brookline Access Television (BATV) stated that he is pleased that BATV is moving forward toward hi-end access programs while concentrating on the education component. He thanked the Board and Mr. Kelliher for their interactions with the cable companies making this possible. The build-out should start at the end of June 2009.**

**Peter Zawadzki, Executive Director of BATV made a Powerpoint presentation. The presentation showed a map of the proposed area at the Unified Arts Building. The new location will have more space, two new digital production studios, and a community multi media center. There will be a greater collaboration between Brookline High School and BATV, two digital media labs, increased coverage of community events, and enhanced continuing education programs. Mr. Zawadzki added that they are seeking foot traffic and welcome community involvement. There will be staff on site all day and most evenings. The construction budget is estimated at, \$1,966,00.**

**Town Administrator Richard Kelliher added that over a period of years, there has been allocation of funds for this project. The funds have been provided by the cable companies and put into the appropriate account.**

**The Board thanked them for the update, and looks forward to the new Multi-Media Center.**

**IMAGES OF BROOKLINE**

**Selectman Betsy DeWitt and members of the Images of Brookline Committee appeared to present an Art Policy for Town Hall.**

**Selectman DeWitt stated that the proposed policy on art displays at town owned properties began in March 2008. The concept was to hold a town-wide**

**IMAGES OF BROOKLINE cont'd**

exhibition of Images of Brookline in March 2009 to celebrate the re-opening of the Town Hall after renovations. The general policy was drafted by the Town Counsel's office. Specifically, adopting this policy will enable regular display of artworks in public areas of Town Hall under curatorship of the Brookline Commission for the Arts, who have their own guidelines and procedures for organizing exhibits. The Schools and the Libraries have their own policies.

Gavin Andrews, and Joanne Lukitsh from the Brookline Commission for the Arts stated that they started talking about what the process will look like. There will be an open selection process, and there is a steady group of artist interested. The Commission is looking forward to public input.

Chairman Daly expressed concern about Town Departments or other Commissions such as the Preservation Commission that may want to display something; she feels there may not be any space left for others to put up displays since most of the space is controlled by the Arts Commission. Selectman DeWitt replied that historic objects are not excluded; the Arts Commission would be the curator of the display. Selectman Benka added that the Board may want to provide protection in an escape clause since the Board is turning town space over to the Commission.

Commercial Coordinator Marge Amster, added that she has been working with the retail community in hopes to get display space in this area.

Selectman Mermell asked about open space areas. Director of Parks and Open Space Erin Gallentine replied that the Department works with them to decide if the material is appropriate, and within the character of the space. The Parks and Open Space have their own formalized guidelines, and are often approached to partnership with art organizations.

The Board thanked everyone for the presentation.

**BOARDS AND COMMISSIONS**

The following candidates for appointment/reappointment to Boards and Commissions will appear for interview.

**Park and Recreation**

Daniel Lyons

**Women's Commission**

Sandra Lundy

In Board of Selectmen

January 27, 2009

Page 5 of 15

**BOARDS AND COMMISSIONS cont'd**

**Board of Appeals**

**Mark Allen**

**Robert DeVries**

**Anna Christina Wolfe**

**Park and Recreation -Daniel Lyons is applying for re-appointment. He has been working on the design review committee for Amory Park, Juniper Playground, Winthrop Park, and Driscoll School Playground. In addition he has been working on the GreenDog Program. Mr. Lyons enjoys working on the Commission and hopes to continue working on the many recommendations of the Master Plan.**

**The Board thanked him for his interest.**

**Women's Commission -Sandra Lundy is applying for re-appointment. She has been the secretary of the Commission for two years, and the coordinator for the dress for success clothing drive. Ms. Lundry hopes to continue working on women's health programs, and outreach to women's business and academic communities.**

**The Board thanked her for her interest.**

**Board of Appeals -Mark Allen is applying for re-appointment as an Associate member. He enjoys working with his fellow Board members. He hopes to continue maintaining the high quality of the physical appearance of the Town which the by-law suggests. Chairman Daly noted that she hears lot of concerns from unhappy residents concerning Board of Appeals decisions in that it steps outside of its role and into the role of the Planning Board. Mr. Allen replied that there is a set of rules and regulations that are followed. The Board considers the recommendation from the Planning Board although they are not required by statue to follow their report.**

**The Board thanked him for his interest.**

**Board of Appeals -Robert DeVries is applying for re-appointment as full member. He stated that there have been two controversial cases in recent years, and he felt that the Board handled them well. Mr. DeVries was a long time Planning Board member and is very familiar with the Town's rules and regulations. He hopes to continue sitting on the Board.**

**The Board thanked him for his interest.**

**BOARDS AND COMMISSIONS cont'd**

**Board of Appeals** - Anna Christina Wolfe is applying for re-appointment as Associate member. Ms. Wolfe is a lawyer and has been involved in litigating, and researching public access issues. She hopes to continue her interest in seeing responsible development in Brookline.

Selectman Benka noted that there is a learning curve for this Board and it is beneficial to re-appoint those who are already in the process and have the knowledge.

The Board thanked her for her interest.

**CITIZEN COMPLAINT REVIEW COMMITTEE REPORT**

Members of the Citizen Complaint Review Committee appeared to present their Report.

Committee member Patrick King stated that a draft report was published on the Town's website in December. Some comments were received and from them some changes were made to the draft report. There are approximately 15 recommendations to the policy. Brookline is fortunate that the Police Department receives very few complaints each year, averaging about 22. He hopes this reflects the outstanding quality of our Police Officers. However, the reason there are so few complaints could be that the citizen's complaint process is not widely known.

The following is a summary of the Committee's recommendations:

- Purpose of Process
- Improving Complaint Process
- Clarifying Class Definitions
- IOA Training
- Mediation of Class A Complaints
- Witness Assistance and Support
- Investigative Techniques
- Notification of Results of IAO Investigation and Opportunity to Comment
- Disposition and Notification by the Police Chief
- Appeals to Board of Selectmen
- Training for Town Officials, Employees and Citizens on Public Boards and Committees
- Public Education
- No Trespass Orders
- Periodic Assessment
- Conflict of Interest

**CITIZEN COMPLAINT REVIEW COMMITTEE REPORT cont'd**

Selectman Benka raised the question on citizens remaining anonymous and the option for any identifying information not be disclosed. Would the witness be notified that their name would be public? Would they be given the opportunity to opt out or opt in by notice? Mr. King replied that in most cases there are two people involved, the complainant and the officer. It would be a rare occasion where someone would want to be anonymous; being able to prove the complaint while remaining anonymous would be difficult.

Committee member Doug Louison replied that the truth is better found when the person is willing to attach their name to it. The witness identity would be disclosed unless they want anonymity.

Selectman Benka asked for clarification on the Appeals to the Board of Selectmen. Would it require first, an informal presentation before the Board, then based on the merits, a public hearing would be scheduled, followed by either referring the matter back to the Chief, or scheduling a disciplinary hearing in conformity with the required regulations? Mr. King replied this section was designed when the issue falls under a class "C" complaint where a regulation is challenged. The informal hearing would proceed into a disciplinary hearing if that's what is requested by the Board.

Selectman DeWitt noted that "public hearing" means that the public is able to speak, and public comment is requested. She questioned the wording of open meeting, public meeting, and public hearing in the draft. Mr. King replied that the Committee did not envision a hearing procedure in which the public could speak. It was concurred that the wording of "public hearing" would be looked at and that "public meeting" would be used when appropriate in the report.

Selectman Mermell asked about the section on training where citizens on Public Boards and Committee are noted. Would this apply to every Board and Commission member? Mr. King replied that there were no specifics as to the training added. He does not envision every Board and Committee member being required to be trained.

Selectman DeWitt asked about the review of classification. In class "A," where there are many items listed, are all of these items felonies? Is there merit in drawing the line between criminal procedures and/or disciplinary action?

Mr. King replied that they tried to stick with what was here. Class A is very broad and most complaints come under the class B, "discourteous". It would be up to the Town Administrator and/or other officials to determine whether an incident falls under a criminal offense. The Committee did not try to change the classifications any more than they had to. Some Class A are not considered felonies.

**CITIZEN COMPLAINT REVIEW COMMITTEE REPORT cont'd**

Selectman Benka inquired about the Board's role as Police Commissioner as stated in the report. There seems to be some contradicting language there. A discussion ensued with Committee member Marty Rosenthal on this. The discussion included what the title should be and what the duties and responsibilities are. Mr. Rosenthal feels that this is a traditional title used for many years. He is not trying to expand the powers of Commissioner, just implement them. Selectman DeWitt would like to see another title other than Commissioner. It was decided to discuss this issue at another time after some clarifications from Town Counsel.

Selectman Allen stated that he has been on the Board for nine years and never thought there was a problem here. He feels they should be careful not to put too many hurdles in front of the officers that may cause a distraction. Having said that he feels that there were areas that needed to be tightened up. He added that it was fortunate to have stature of the Committee making the policy easier to read. He feels that this should be looked at for awhile to see how it works and go from there.

The Board thanked everyone on the Committee for their hard work and commitment that was put into this report.

Chairman Daly noted that the report included a timeline of a recent citizen complaint. She feels that the report holds together without that, it is not necessary to include the timeline. She added that the Board will look it over, digest the report, and see how it fits into the current procedures. It is just the report that is being voted on.

On motion, it was unanimously,

**VOTED:** To accept the report, striking pages 7 through 9, and pages 66 through 71.

**PAY AS YOU THROW**

Selectman Jesse Mermell and members of the Pay As You Throw Committee appeared to present the Committee's initial Report.

Selectman Mermell stated that the Committee is working on trying to reduce the Town's carbon footprint, reducing solid waste and increasing recycling.

Solid Waste Advisory Committee member John Dempsey reviewed the following summary:

**PAY AS YOU THROW cont'd**

**The Committee was formed to study viable ways for Brookline to reduce its solid waste and increase its recycling. We looked at pay-as-you-throw (PAYT) and several other possible methods for doing that.**

**The Committee recommends initiating a revenue-neutral, multi-tiered pay-as-you-throw program. Such a program would offer economic and environmental incentives and bring some equity to solid waste fees. Households would have an economic incentive to reduce their solid waste. They would have an environmental incentive to recycle more. As for equity, the households that generate little trash would no longer subsidize households that generate larger amounts of trash. Every household would pay its fair share.**

**Under such a system, each household subscribing to municipal service would be charged a flat annual fee to cover collection costs. Residents would then purchase specially-marked trash bags to be picked up at curbside. The bags, available at local retailers, would pay for disposal costs. There would be a separate charge for bulky items such as refrigerators and couches. There would be no additional charge for recyclables and yard waste.**

**We recommend a trash collection fee somewhere in a range of \$150 - \$170/unit/year and two sizes of bags: a 15-gallon bag costing in the range of \$.70 - \$.80 (capable of holding about 12 lbs of trash) and a 30-gallon bag costing in the range of \$1.40 - \$1.60 (capable of holding about 25 lbs of trash). Charges for bulky items and white goods would reflect their collection and disposal costs - \$5 to \$20.**

**For example, if the collection fee was set at \$160, a household that threw out one small trash bag per week would pay \$160 (annual collection fee) plus \$39 (\$.75 per bag x 52 weeks). That would be a total of \$199 per year. A household that threw out a large bag every week would pay \$160 (annual collection fee) plus \$78 (\$1.50 per bag x 52 weeks). That would be \$238 per year. If the resident threw out a convertible couch or a refrigerator, he or she would have to pay an additional \$5 to \$20 per item.**

**The trash collection fee would pay for the costs of collecting trash. Those costs include staffing the trucks, maintaining the fleet, buying fuel, contracting for recycling and composting, and administering the operations. Even if we reduce our solid waste we must still send personnel and trucks along their respective routes. The disposal fee covered by bag purchases would pay for taking the trash from our transfer station to the incinerator and having it burned. The fewer bags we send, the less the disposal costs us.**

**Change is hard. Nobody wants to have to pay more. But the Committee is confident that as a pay-as-you-throw program is vetted, residents' concerns will be**

**PAY AS YOU THROW cont'd**

answered and the vast majority will see the program as the responsible way to deal with the community's solid waste. If we do nothing, we estimate that the Town will be running a solid waste budget deficit of \$500,000 within five years.

Selectman Mermell added that the bags would be available in local stores. Mr. Dempsey replied that the stores would not make a profit on the bags, they key is to generate foot traffic into the participating stores. The bags would be designed to stand out as a PAYT bag.

Chairman Daly raised the question of students leaving apartments at the end of the school year, and putting out massive amounts of furniture and appliances. She wondered how this situation could be addressed. Mr. Dempsey replied that in this case it would be the landlord's responsibility to pay for the removal. The DPW has been dealing with this issue for some time and feels that they have a handle on it.

Selectman Benka inquired about the cost of the actual bags. PAYT Committee member Tom Vitolo outlined how the price was set. He feels the price recommended is a fair one. He added that the recommendation is a suggested range. Mr. Vitolo stated that you would not want to keep changing the bag fee, so coming up with the correct cost is important. The fee would also help pay for recycling costs.

Chairman Daly stated that this does not require Town Meeting approval; however, the Committee is recommending that it go before Town Meeting. The Committee would like to include a broader public discussion on PAYT.

Selectman Allen asked where Brookline ranks when it comes to recycling. Mr. Dempsey replied that the State goal is set at 70%. Needham is at 69% and Brookline is at 31% showing a need for improvement. Selectman Allen likes the idea of discussing it more at Town Meeting; he struggles with the concept of paying extra for services that the residents already pay for by living in Brookline.

On motion, it was unanimously,

**VOTED:** To accept the initial report as submitted by the members of the Pay As You Throw Committee.

**HANCOCK VILLAGE PLANNING**

The Board considered the question of appointing a Hancock Village Planning Committee to study planning issues associated with further development at that site including affordable housing, historic preservation, open space, and zoning.



**HANCOCK VILLAGE PLANNING cont'd**

Selectman Allen stated that he has spoken with some community members on the structure of the Committee. His recommendation is a diverse membership from Town Boards and Commissions and nearby neighborhoods, led by 2 members of the Board of Selectmen. He recommends representatives as follows:

**Board of Selectmen, Zoning Bylaw Committee, School Committee, Planning Board, Housing Advisory Board, Conservation Commission, Preservation Commission, Economic Development Advisory Board, and 4 residents, 2 of whom should be Town Meeting Members.**

Selectman Allen read the charge: “ The Hancock Village Planning Committee is charged with implementing the recommendations of the Comprehensive Plan by working with the community, the property owner and other interested stakeholders to develop:

- 1. A set of planning goals for the future of Hancock Village related to affordable housing, historic preservation, open space, and other issues coming out of the Comprehensive Plan.**
- 2. A realistic scenario or scenarios for the future development of Hancock Village, that follows from these planning goals;**
- 3. Any proposed zoning language for a Planned Development District or other appropriate zoning changes that may follow from that work.”**

The Hancock Village Planning Committee is expected to complete a set of planning goals by April, 2009; scenario development by June 2009; and any proposed zoning language by August 2009, in time for the warrant for Fall 2009 Town Meeting.

Joe Geller representing the property owner feels the structure of the Committee and the charge is agreeable.

Joni Burstein, South Street, suggested a member from the Transportation Board for the Committee. Selectman Allen replied he did think of this, it is a good idea.

Elisa Jonas TMM#16 suggested a representative from Parks and Recreation. Chairman Daly replied that this is private property, and that the Conservation Commission would express the same interest and concerns.

Regina Frawley TMM#16 added that this would be a great opportunity for a public benefit. South Brookline really does not have a lot of public open space.

**HANCOCK VILLAGE PLANNING cont'd**

**David Day, South Street asked what the actual vote is on tonight. This proposal would have a dramatic impact on the Town. Chairman Daly replied that this is a request to inform the community on the plans for the property. The property owner has reached out to the community before the process begins. Selectman Allen added that their intent is to get some input from the community to get a better idea of areas concerns before they start the process. There will be a project going up there at some point.**

**Joe Geller added that if the process does not feel right to everybody, then in November it will not happen. It is a long term approach to the Hancock Village property. Nothing is going to happen there overnight. The idea is to develop a plan and a zoning change within the goals of the Town and the property owner. This project is planned for the Brookline side of the property.**

**Selectman Allen added that he will get in touch with some of the recommended Committee members and speak with some neighborhood representatives and bring the final recommendation before the Board next week.**

**BOARDS AND COMMISSIONS**

**The Board considered the question of making appointments to the following Boards and Commissions:**

- Conservation Commission**
- Economic Development Advisory Board**
- Registrar of Voters**
- Solid Waste Advisory**

**Conservation Commission**

**On motion, it was unanimously,**

**VOTED: To re-appoint Werner Lohe to the Conservation Committee for a term ending August 31, 2011 or until a successor can be appointed.**

**VOTED: To re-appoint Brian Winner to the Conservation Committee for a term ending August 31, 2011 or until a successor can be appointed.**

**BOARDS AND COMMISSIONS cont'd**

**Economic Development Advisory Board**

On motion, it was unanimously,

**VOTED: To re-appoint Nathaniel Stinnett to the Economic Development Advisory Board for a term ending August 31, 2011 or until a successor can be appointed.**

**VOTED: To re-appoint Peter Norstrand to the Economic Development Advisory Board for a term ending August 31, 2011 or until a successor can be appointed.**

**Registrar of Voters**

On motion, it was unanimously,

**VOTED: To appoint Victoria Whitney to the Registrars of Voters for a term ending April 30, 2011, or until a successor can be appointed.**

**Solid Waste Advisory**

On motion, it was unanimously,

**VOTED: To re-appoint John Dempsey to the Solid Waste Advisory Committee for a term ending August 31, 2011 or until a successor can be appointed.**

**VOTED: To appoint Steven Ross to the Solid Waste Advisory Committee for a term ending August 31, 2011 or until a successor can be appointed.**

**SELECTMEN'S FY2010 OBJECTIVES**

The Board considered the question of voting on the Board of Selectmen's FY2010 Objectives.

Assistant Town Administrator Melissa Goff noted that there was a small change to the agenda.

- 1. To continue to observe the recommendations of the Override Study Committee relative to long term financial sustainability, as adopted by Resolution in March, 2008.**
- 2. To consider the recommendations to the Efficiency Initiative Committee as part of the overall approach to pursuing long term sustainability.**
- 3. To consider the recommendations of the OPEB Task Force as part of the sustainability strategy to address \$200-\$300 million in unfunded retiree health benefits.**
- 4. To continue to pursue group health premium savings through joining the Group Insurance Commission or implementation of other changes that would yield equivalent cost reduction.**
- 5. To continue to be guided by Fiscal Policies relative to reserves and capital financing as part of the ongoing effort to observe sound financial practices and retain the Aaa credit rating.**
- 6. To continue the Town/School Partnership as the means of budgetary planning for financial issues that span municipal and school interests.**
- 7. To conduct labor contract negotiations for equitable settlements in conjunction within the town's ability to pay as shaped by the objectives noted above.**
- 8. To urge State officials, especially through continuous advocacy with our Legislative Delegation, for adequate levels of Local Aid; adoption of Home Rule Legislation such as taxi medallion authority; for financial assistance through the Environmental Bond Bill; Federal Recovery Act; and other sources.**
- 9. To carry out the CIP and the completion of major projects in progress including Landfill Corrective Action, Muddy River Restoration, Fisher Reservoir Re-Use, Village Square and the Runkle School in cooperation with the School Building Authority.**
- 10. To more fully integrate environmental concerns into town governance through consideration of the recommendations of the Climate Action Committee and Pay As You Throw Committee.**
- 11. To expand technology utilization through promotion of the Brookline MA.gov website and departmental applications such as permitting and inspection systems.**

- 12. To foster appropriate development both for projects in progress such as at Brookline Place and 111 Boylston Street or in the planning of future projects.**
- 13. To seek out new affordable housing opportunities and to continue to support affordable housing opportunities including completion of St. Aidan's and those planned within the redevelopment of the Fisher Hill Reservoir.**
- 14. To continue oversight of key policy considerations for the Police Department in the areas of Citizen Complaints and Video Camera Monitoring system.**
- 15. To ensure ongoing attention to long term parking requirements through consideration of the recommendations of the Parking Management Committee, review of the Permit Parking Program, and implementation of Valet Parking Regulations.**
- 16. To continue to seek PILOT Agreements with institutional non-profits along with an equitable approach for community based organizations.**
- 17. To proceed with the development of Brookline Access Television studio space in an educational setting as deemed appropriate by the Brookline Schools.**
- 18. To continue efforts with the Commission for the Disabled to ensure legally mandated accessibility to private facilities and Town properties/programs.**
- 19. To strengthen relationships with Boards and Commissions.**

**On motion, it was unanimously,**

**VOTED: To approve the above Selectmen's FY2010 objectives.**

**There being no further business, the Chair adjourned the meeting at 10:15 p.m.**

**ATTEST**