TOWN OF BURLINGTON, MA
BOARD OF SELECTMEN
Minutes – General Session
Main Meeting Room
Burlington High School

TUESDAY, JANUARY 27, 2014 ~ 6:45 p.m.

Board of Selectmen Present: Robert Hogan, Chairman; Michael Runyan, Vice-Chairman; Ralph Patuto; Daniel Grattan (6:49 p.m.); Christopher Hartling
Also Present: John Petrin, Town Administrator; Thomas Hickey, Assistant Town Administrator

Pledge of Allegiance/Moments of Reflection

The General Session of the Board of Selectmen (BOS) was called to order at 6:45 p.m. followed by the Pledge of Allegiance and a moment of silence for the members of the armed forces and emergency responders.

019 Approval: Appointments
Information Technology

At the recommendation of Human Resources Director, Joanne Faust, and IT Director, Bob Cunha, Town Administrator John Petrin (T.A. Petrin), said he was appointing Joseph Bonjorno to the newly created position of Critical Systems Administrator of Information Technology and requested the BOS waive the standard 15-day waiting period.

Motion: Selectman Hartling moved to waive the standard 15-day waiting period for the appointment of Joseph Bonjorno to the position of Critical Systems Administrator of Information Technology. Seconded by Selectman Runyan. (4-0-0 Selectman Grattan not yet present)

020 Approval: Alcohol License Home Rule Amendment

T.A. Petrin said Town Meeting had approved in September 2013 the request of the BOS to petition the General Court for special legislation authorizing the town to issue additional licenses for the sale of alcohol. The state is now requesting to amend this House Bill, and BOS approval for the amendment was requested. The bill will go through legislation after BOS approval. T.A. Petrin read the change: In section 3, by striking out the last sentence; and in section 4, by striking out, in line 23, the words "sections 12 and 77 of chapter 138 of the General Laws: and inserting in place thereof the following word: "any general or special law to the contrary."

Motion: Selectman Patuto moved to approve the change to the language as submitted. Seconded by Selectman Hartling and approved. (4-0-0 Selectman Grattan not yet present)
Approval: 2nd Annual 5K Leprechaun Road Race
Nashoba Learning Group, a School for Autism

Julie Coppenrath, Race Director, was present seeking BOS approval to hold their 2nd Annual Leprechaun 5K Shuffle & Fun Run on Sunday, March 16, 2014 to raise awareness for autism. She said $8,000 was raised last year for the Nashoba Learning Group of Bedford. The "fun run" portion of the day which consists of running around the high school buildings will start at 10:00 a.m. The 5K is set to begin at 10:30 a.m. near the science center and will proceed to and along Cambridge and Lexington Streets and Stoneybrook, Mildred, and Sunset Roads, back to the school property.

Selectman Runyan recalled past concerns about potential safety conditions of the roads during March and Ms. Coppenrath said the race would be rescheduled if it was determined by the town that the roads were not passable. Chairman Hogan advised Ms. Coppenrath to communicate with the Police Department and DPW during the three days leading up to the event to confirm roads are accessible and safe. Ms. Coppenrath agreed.

Motion: Selectman Patuto moved to approve the 5K Leprechaun Shuffle & Fun Run Fundraiser, Nashoba Learning Group for Sunday, March 16, 2014 with the condition that confirmation of passable road surfaces be received from DPW and the Chief of Police prior to the event. Seconded by Selectman Grattan and approved. (5-0-0)

Discussion: Law Offices of Nicholas J. DiMauro for M11 Realty
80-82 Cambridge Street

Present were Richard O'Neil and Mark Burke representing M11 Realty for Mercedes-Benz of Burlington seeking BOS support for the rezoning request going before Town Meeting. They were also present at the January 13, 2014 meeting, and Chairman Hogan had said he was not comfortable asking for a vote as there were no public hearings with the BOS and the Planning Board had not yet finalized their votes.

Selectman Runyan thanked the proponents for the time spent preparing the proposal. He attended some Planning Board meetings and subcommittee meetings and was in support of the request for a zoning change. He stated his disappointment with respect to a circulated, negative letter sent through town mailing. Selectman Hartling commended the efforts of the proponents.

The efforts involved were noted, but at this time Chairman Hogan and Selectmen Patuto and Grattan recommended not to move forward with a vote of support since they did not attend the public hearings.

Mr. O'Neil said he understood and would be satisfied if support was received from the BOS during Town Meeting. In response to concerns about funding for a 3A Study Committee, he said Mercedes-Benz is willing to work with and assist the community while this Study Committee is active.

Review: Warrant Articles
Article 8 Fund the DPW Contract

After initially voting down their contract, T. A. Petrin said the DPW union met once again and voted for approval.
**Motion:** Selectman Patuto moved to approve Article 8 to transfer from the Fiscal Year 2014 Negotiated Settlement Account the sum of $52,000 for the purpose of funding the approved Collective Bargaining Agreement between the Town of Burlington and the Department of Public Works for Fiscal Year 2014. Seconded by Selectman Hartling and approved. (5-0-0)

024 Approval: Minutes

**January 13, 2014, Executive Session**

Minutes were postponed.

**January 13, 2014, General Session**

**Motion:** Selectmen Hartling moved to approve the January 13, 2014 General Session minutes as submitted. Seconded by Selectman Patuto and approved. (4-0-1 with Selectman Patuto abstaining)

**Adjourn**

**Motion:** Selectman Patuto moved to adjourn at 7:04 p.m. Seconded by Selectman Hartling and approved. (5-0-0)

Respectfully submitted,

Betty McDonough
Recording Clerk
BURLINGTON, MA BOARD OF SELECTMEN
DOCUMENTS REVIEWED AT MEETING – JANUARY 27, 2014

019 Approval: Appointments: Information Technology -
020 Approval: Alcohol License Home Rule Amendment - Vote taken by House Committee on Bill 3688; copy of September 2013 Article #3, Home Rule Petition
021 Approval: 2nd Annual 5K Leprechaun Road Race - Nashoba Learning Group, a School for Autism - 1/21/14 memo to and responses from required staff from JP; 1/8/14 ltr from Leprechaun 5K Shuffle group seeking BOS support; race route
022 Discussion: Law Offices of Nicholas J. DiMauro for M11 Realty - 80-82 Cambridge Street -
023 Review: Warrant Articles - Article 8 Fund the DPW Contract - Copy of full Warrant Article; Warrant Article backup; Mercedes-Benz of Burlington Warrant Article #2 Town Meeting back up materials
024 Approval: Minutes: January 13, 2014, Executive Session - postponed

January 13, 2014, General Session - approved

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