



PUBLIC MEETING NOTICE  
OFFICE OF THE MILTON TOWN CLERK  
HYBRID MEETING

In conformity with the provisions of Chapter 39, §20, Massachusetts General Laws, I hereby file notice that a meeting of the:

BOARD/COMMITTEE: Select Board

DATE: Tuesday, March 7, 2023

TIME: 7:00PM

BUILDING: Council on Aging \* 10 Walnut Street, Milton, MA

ROOM: Paul Kelly Community Room

MEETING LINK:  
<https://us02web.zoom.us/j/88240583885?pwd=WUZURURURi9WLzJBYNAYY2xNNFNOUT09>

DIAL IN #: 1-929-205-6099

MEETING ID: 882 4058 3885

PIN/PASSCODE: 139881

NOTE Notices and lists of topics are to be posted 48 hours in advance of the meetings **excluding** Saturdays, Sundays, and legal holidays. Please keep in mind the hours of operation of the Office of the Town Clerk and make the necessary arrangements to be sure your posting is made in an adequate amount of time **one hour prior to the closing** of the Town Clerk Office. The timestamp on this document may be up to 15 minutes earlier than what is posted on the website. The Website timestamp is the official posting time of a meeting.

***Susan M Galvin*** 03/03/2023 11:39 am

Posting Authority

**Americans with Disability Disclosure:**

*If you are a person with a disability who needs any accommodation in order to attend and/or participate in this meeting, you are entitled, at no cost to you, to the provision of certain assistance. Please contact Joseph Prondak, Americans with Disabilities Act Coordinator, at 525 Canton Avenue, Milton, MA 02186 or call Joseph Prondak at 617-898-4925.*

*If you are hearing or voice impaired, please call 711.*

Revised 8/24/2022

## AGENDA

(Must be included at time of posting)

(On July 16, 2022, Governor Baker signed into law An Act Relative to Extending Certain State of Emergency Accommodations, which, among other things, extends the expiration of the provisions pertaining to the Open Meeting Law to March 31, 2023. Specifically, this extension allows public bodies to continue holding meetings remotely without a quorum of the public body physically present at a meeting location, and to provide "adequate, alternative" access to remote meetings. The Act does not make any new changes to the Open Meeting Law other than extending the expiration date of the temporary provisions regarding remote meetings from July 15, 2022, to March 31, 2023.)

1. Call to Order
2. Pledge of Allegiance
3. Public Comment
4. Discussion/Update/Approval - Annual Town Meeting warrant articles
  - a. Warrant Article for an Appropriation for the School Building Committee
  - b. Warrant Article from the Bylaw Review Committee regarding extension of the Bylaw Review Committee and an appropriation
  - c. Warrant Article for a Historic District Bylaw from the Historic District Study Committee
5. Executive Session - Pursuant to M.G.L. c. 30A, § 21(a)(3) - Discussion/Strategy with respect to litigation filed by the Town of Milton v. Federal Aviation Administration, No. 22-152 (U.S. Court of Appeals, First Circuit)
6. Executive Session— Pursuant to M.G.L. c. 30A, § 21(a)(3) - To discuss strategy with respect to litigation against the Massachusetts Bay Transit Authority regarding the condition of the stairs located at the MBTA station located at Adams Street, Milton, MA
7. Executive Session - Pursuant to M.G.L. c. 30A, § 21(a)(6) -To consider the purchase, exchange, lease or value of real property of the Kidder Branch Library located at 101 Blue Hills Parkway
8. Discussion/Approval - Policies on Decorum at Public Meetings in Milton  
First Reading
9. Discussion/Approval - MassDOT Letter to the Town of Milton regarding the Randolph Ave / Chickatawbut Road project
10. Discussion/Update – Select Board Finance Committee Report
  - a. FY2024 Budget Update
11. Discussion/Update - Capital Improvement Planning Committee Recommendation for the FY2024 Capital Budget
12. Discussion/Approval - Opioid Settlements:
  - a. Agreements with Teva, Allergan, Walgreens, Walmart and CVS
  - b. Opioid Settlement Funds and appropriation
13. Discussion/Approval - Shared Housing Services Office Intermunicipal Agreement
14. Discussion/Approval - Local Initiative Program Applications for Local Action Units
  - a. 2 condo units at 34 Fairbanks Road, required by the Wolcott Woods special permit
15. Discussion/Update - Animal Shelter Request for Proposals
16. Discussion/Approval – Recommendation from the Municipal Broadband Committee for I-Net Design Services
  - a. Pike Telecom and Renewables, NB+C, Comm Tract Corp, CTC Technology and Energy

17. Committee Appointments:

a. Climate Action Planning Committee

i. Tracy Dyke-Redmond

ii. John Godleski

iii. Alex Hasha

iv. Ron Israel

v. Lisa Troy

b. Youth Task Force

i. Griffin Angus

ii. Lisa Courtney

iii. Allison Gagnon

iv. Jaime Levash

v. Christina Lillehook

vi. Neal Piliavin

vii. Rachel Pozzar

viii. Zaidee Rose

ix. John Varghese

18. Discussion/Approval - Investment Policy Second Reading

19. Discussion/Approval - 2022 Annual Report submission of the Select Board

20. Discussion/Approval - Approval for the Discovery Schoolhouse, Inc. to conduct an environmental inspection and appraisal inspection on the Kidder Branch Library property located at 101 Blue Hills Parkway

21. Discussion/Approval - One Day Liquor License Applications - Milton Fruit Center, 338 Granite Ave., Milton, MA - 50th Anniversary Celebration events

a. Anniversary Celebration-First Saturday, May 6, 2023, 1PM-4PM

b. Anniversary Celebration-Second Saturday, May 13, 2023, 1PM-4PM

c. Anniversary Celebration- Third Saturday, May 20, 2023, 1PM-4PM

d. Anniversary Celebration-Fourth Saturday, May 27, 2023, 1PM-4PM

22. Discussion/Approval – Meeting Minutes - February 7, 2023 and February 13, 2023

23. Town Administrator's Report

24. Chair's Report

25. Public Comment Response

26. Future Meeting Dates: Tuesday, March 21, 2023, Tuesday, April 4, 2023, Tuesday, April 10, 2023 (Quarterly Meeting of the Governor Stoughton Trustees), and Tuesday, April 18, 2023

27. Adjourn



PUBLIC MEETING NOTICE  
OFFICE OF THE MILTON TOWN CLERK  
HYBRID MEETING

In conformity with the provisions of Chapter 39, §20, Massachusetts General Laws, I hereby file notice that a meeting of the:

**BOARD/COMMITTEE:** Joint Meeting of the Airplane Noise Advisory Committee and the Select Board

**DATE:** Tuesday, March 7, 2023

**TIME:** 7:00PM

**BUILDING:** Council on Aging \* 10 Walnut Street, Milton, MA

**ROOM:** Paul Kelly Community Room

**MEETING LINK:**

<https://us02web.zoom.us/j/88240583885?pwd=WUZURURURi9WLzJBYSY2xNNFNOUT09>

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***Susan M Galvin*** 03/03/2023 11:45 am

Posting Authority

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Revised 8/24/2022



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1. Call to Order
2. Executive Session - Pursuant to M.G.L. c. 30A, § 21(a)(3) - Discussion/Strategy with respect to litigation filed by the Town of Milton v. Federal Aviation Administration, No. 22-152 (U.S. Court of Appeals, First Circuit)
3. Adjourn

**TOWN BYLAW REVIEW COMMITTEE**  
**APPROPRIATION REQUEST FY 2024**

The Town Bylaw Review Committee requests an appropriation of \$5,730 for FY 2024 for administrative support for the Committee's work, based on the following expected expenses:

Administrative support person with reasonably good computer skills for word processing documents; receiving edited drafts, incorporating comments, preparing and presenting proposed red-lined changes from and among the five committee members; and storing and maintaining drafts and document history. Per Paige Eppolito the Town currently pays \$26.97/hour for such services. For FY 2024 we suggest using a rate of \$30/hour.

Estimated Hours needed:

<b><u>Task(s)</u></b>	<b><u>Hours</u></b>
2-hour meeting every 3 weeks (17 mtgs)	34
Meeting prep and follow up (public meeting notices; prepare/distribute documents for meetings; incorporate and track proposed edits from stakeholders and committee members, and manage version control of successive drafts; schedule stakeholders to meet with committee)	110
Maintaining database of proposed red-lined changes to bylaws and management of document history	<u>35</u>
<b>Total hours</b>	<b>179</b>

Total expenses:

179 hours @\$30/hour	5,370
Supplies & misc. unexpected expenses	<u>360</u>
	\$ 5730.

Article \_\_

To see if the Town will vote to extend for two years, until November 3, 2025, the term of the Town Bylaw Review Committee, created by vote of the 2015 Annual Town Meeting on Article 43 and whose term has previously been extended by votes on Article 39 of the 2019 Annual Town Meeting and Article 45 of the of the 2021 Annual Town Meeting, and to see what sum of money the Town will vote to appropriate for the twelve-month period beginning July 1, 2023 for administrative support to accomplish the Committee's responsibilities, and to act on anything relating thereto.

Submitted by the Town Bylaw Review Committee

Zullas: appointing authority

Bradley:

- Last term extension couple years ago...understanding covid impact
- Need a committee working hand in hand with Town Clerk / Building Commissioner
- Change appointing authority to SB

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**REPORT OF THE BYLAW REVIEW COMMITTEE**

To the Honorable Select Board:

The Town Bylaw Review Committee was established by vote of the 2015 Annual Town Meeting, under Article 43, which authorized the Moderator to appoint a committee of five members to review the Town's existing General Bylaws, with certain exceptions, and to make recommendations as to additions, deletions and changes to the Bylaws and their organization. At the 2019 Annual Town Meeting, under Article 39, the Town Meeting voted to expand the scope of the Committee's mandate, to include the Town's Zoning, Personnel Administration, Wetlands and Stormwater Management Bylaws, and to extend the Committee's term to November 3, 2021. At the 2021 Annual Town Meeting, under Article 45, the Committee's term was further extended to November 3, 2023.

The Committee met only twice during FY2021 because of the COVID-19 pandemic. Since the Town contracted with General Code LLC, a Rochester, New York codification company, to create an electronic online codification of the Town's Bylaws, the Committee has been working with the Town Administrator, Town Clerk, Town Planner and various Town Boards, Departments, and Committees to review and finalize the General Code proposed codification of the Town's Bylaws and prepare them for presentation to Town Meeting. The initial focus of this review has been the Town's Zoning Bylaw.

The Committee expresses its thanks to the staff of the Select Board and Town Clerk's offices for their assistance in carrying out the Committee's work.

Respectfully submitted,

Peter A. Mullin, Chair  
Ingrid A. Beatie  
Susan A. Kiernan  
Alexander Whiteside

## 2021 Annual Town Meeting, Article 45

YES 89%, NO: 9%, ABSTAIN: 2%

The Associate Moderator declared a two-thirds vote. The Associate Moderator declared the motion passed.

**ARTICLE 45** To see if the Town will vote to extend for two years, until November 3, 2023, the term of the Town ByLaw Review Committee, created by vote of the 2015 Annual Town Meeting in Article 43, and whose term has previously been extended by vote on Article 39 of the 2019 Annual Town Meeting, and to act on anything relating thereto.

**VOTED. The Town voted to extend for two years, until November 3, 2023, the term of the Town ByLaw Review Committee, created by vote of the 2015 Annual Town Meeting in Article 43, and whose term has previously been extended by vote on Article 39 of the 2019 Annual Town Meeting.**

YES 91%, NO: 9%, ABSTAIN: 2%

The Associate Moderator declared a majority vote the motion passed.

**ARTICLE 46** To help long time retired Milton Residents it is proposed that residents that have paid real estate taxes in the town for a minimum of thirty-five (35) years and have not had a child in the Milton School System for twenty-five (25) years be exempt from all overrides whether voted on or allowed by law, i.e., Proposition 2 ½. Additionally, the resident(s) must be of full retirement age as defined by the Social Security Administration.

Submitted by Citizens Petition. The following is a list of the first ten citizens who signed the petition:

Stephen Talutis	120 Hilltop Street
Sandra Barbera	87 Harbor View Road
Katherine Phillips	33 Nahanton Ave
Raymond Phillips	33 Nahanton Ave
Patricia Sullivan	30 Nahanton Ave
Thomas Sullivan	36 Nahanton Ave
Charles Saraf	125 Nahanton Ave
Susan Chamberlain	152 Sassamon Ave
Blair Chamberlain	152 Sassamon Ave
Gerard Paull	105 Hilltop Street

**VOTED.  
The Town  
voted NO.**

YES 12%, NO: 87%, ABSTAIN: 1%

The Associate Moderator declared the motion failed.

**ARTICLE 47** Just a reminder...all trash and recycling needs to be placed curbside either the night before, or prior to 7 a.m. Collection time is subject to

## 2019 Annual Town Meeting, Article 39

AN ACT authorizing certain investments by the treasurer of the town of Milton.

*Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:*

Section 1. Notwithstanding section 54 of chapter 44 of the General Laws or any other general or special law to the contrary, the treasurer of the town of Milton may invest trust funds that are in the custody of the treasurer in securities that are listed on the Standard and Poor's 100 Index (the S&P 100).

Section 2. This act shall take effect upon its passage.

**VOTED.** The Town voted to refer Article back to Select Board for further study.  
**VOICE VOTE**

**ARTICLE 39** To see if the Town will vote to extend the term of the Town ByLaw Review Committee, and to delete the following text from the vote of the 2015 Annual Town Meeting under Article 43, which authorized the Town Moderator to appoint the Town ByLaw Review Committee: "with the exception of Chapter 10, known as the Zoning ByLaw, Chapter 13, known as the Personnel Administration ByLaw, Chapter 15, known as the Wetlands ByLaw, and Chapter 21, known as the Stormwater Management ByLaw"; and to act on anything relating thereto.

**VOTED.** The Town voted to extend the term of the Town Bylaw Review Committee for two years, through November 3, 2021, and to delete the following text from the vote of the 2015 Annual Town Meeting under Article 43, which authorized the Town Moderator to appoint the Town Bylaw Review Committee: "with the exception of Chapter 10, known as the Zoning Bylaw, Chapter 13, known as the Personnel Bylaw, Chapter 15, known as the Wetlands Bylaw, and Chapter 21, known as the Stormwater Management Bylaw.

**UNANIMOUS VOTE**

A motion was made and seconded to dissolve the meeting.

**VOTED.** The Town voted YES.

**UNANIMOUS VOTE**

The meeting adjourned at 10:55 p.m.

Susan M. Galvin  
Town Clerk

however created, appointed or otherwise constituted, established to serve a public purpose, but shall not include a multiple member board, commission, committee or subcommittee whose members are elected by registered voters of the Town; provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of the petition; and to act on anything relating thereto.

**VOTED.** The Town voted to authorize the Board of Selectmen to file a petition with the General Court to enact legislation which would provide that in circumstances where a quorum of a public body is a simple majority of the members of that public body, the quorum shall be a simple majority of the members appointed to that public body, rather than a simple majority of the number of members of that public body as authorized. In this context a public body is a multiple member board, commission, committee, or subcommittee within the executive or legislative branch of the Town of Milton, however created, appointed or otherwise constituted, established to serve a public purpose, but shall not include a multiple member board, commission, committee or subcommittee whose members are elected by registered voters of the Town; provided that the General Court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of the petition.

VOICE VOTE

**ARTICLE 43** To see if the Town will vote to authorize the Town Moderator to appoint a Town Bylaw Review Committee consisting of five (5) members to review the Town's existing General Bylaws, with the exception of Chapter 10, known as the Zoning Bylaw, Chapter 13, known as the Personnel Administration Bylaw, Chapter 15, known as the Wetlands Bylaw, and Chapter 21, known as the Stormwater Management Bylaw, and to make recommendations, if any, to Town Meeting as to additions, deletions and changes to, and organization of, such Bylaws, such Committee to report annually in the Town's Annual Report as to its activities and shall expire on the third anniversary of its first meeting, unless extended by vote of the Town Meeting; and to act on anything relating thereto.

**VOTE.** The Town voted to authorize the Town Moderator to appoint a Town Bylaw Review Committee consisting of five (5) members to review the Town's existing General Bylaws, with the exception of Chapter 10, known as the Zoning Bylaw, Chapter 13, known as the Personnel Administration Bylaw, Chapter 15, known as the Wetlands Bylaw, and Chapter 21, known as the Stormwater Management Bylaw, and to make recommendations, if any, to

Town Meeting as to additions, deletions and changes to, and organization of, such Bylaws, such Committee to report annually in the Town's Annual Report as to its activities and shall expire on the third anniversary of its first meeting, unless extended by vote of the Town Meeting.

VOICE VOTE

**ARTICLE 44** To see what sum of money the Town will appropriate to the Affordable Housing Trust; to determine how said appropriation shall be raised; and to act on anything relating thereto.

**VOTED.** The Town voted to appropriate the sum of \$5,000 for the Affordable Housing Trust and that the sum of \$5,000 be raised from funds certified by the Department of Revenue as free cash.

The Moderator recognized Board of Selectman Chair, J. Thomas Hurley. Mr. Hurley thanked the members of the Warrant Committee for their tireless work. Town Meeting gave a standing ovation to the Warrant Committee Members.

VOICE VOTE

**ARTICLE 45** To see if the Town will vote to accept the provisions of Chapter 44, Section 53F½ of the Massachusetts General Laws which would authorize the Town to establish a separate account classified as the Ulin Rink Operations Enterprise Fund, provided that such acceptance shall be effective on July 1, 2015; and to act on anything relating thereto.

**VOTED.** The Town voted to accept the provisions of Chapter 44, Section 53F½ of the Massachusetts General Laws which would authorize the Town to establish a separate account classified as the Ulin Rink Operations Enterprise Fund, provided that such acceptance shall be effective on July 1, 2015.

VOICE VOTE

**ARTICLE 46** To see if the Town will vote to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, provided that the General court may reasonably vary the form and substance of the requested legislation within the scope of the general objectives of this petition.

**VOTED.** The Town voted to authorize the Board of Selectmen to petition the General Court to enact legislation in substantially the following form, provided that the General court may reasonably vary the form and substance of the requested legislation within the scope of the general public objectives of this petition.



*docket  
2/23/23*

RECEIVED & FILED  
CLERK OF THE COURTS  
NORFOLK COUNTY  
2/27/23  
NORFOLK, ss.

COMMONWEALTH OF MASSACHUSETTS

27.0

SUPERIOR COURT  
NO. 2282CV00965

TOWN OF MILTON

v.

MASSACHUSETTS BAY TRANSPORTATION AUTHORITY

**MEMORANDUM OF DECISION AND ORDER ON PLAINTIFF'S  
EMERGENCY MOTION FOR PRELIMINARY INJUNCTION AND SPEEDY TRIAL  
(Paper # 7.0) AND DEFENDANT'S EMERGENCY MOTION TO STRIKE CERTAIN  
PARTS OF PLAINTIFF'S AFFIDAVIT (Paper #8.0)**

**INTRODUCTION**

The Town of Milton ("the Town") filed a Complaint against the Massachusetts Bay Transportation Authority ("MBTA") on October 14, 2022 seeking mandamus relief in Count I and alleging public nuisance in Count II. The subject matter of the suit involves an unsafe commuter staircase at the Milton MBTA station, which has been declared unsafe and has been closed for approximately 10 years. The Town has made efforts to persuade the MBTA to fix and reopen the staircase, and represents through counsel that it had filed a notice of intent to proceed with this civil action only as a last resort. When pressed with this suit this past fall, the MBTA reportedly declared an intent to demolish the staircase. The Town filed suit accordingly, and now moves for a preliminary injunction.

After hearing oral arguments on February 21, 2023 and reviewing the numerous affidavits and exhibits offered, and for reasons that follow, the court hereby **DENIES** the Town's request for a preliminary injunction, and **DENIES** the MBTA's motion to strike.

## **BACKGROUND**

The facts are taken from the Complaint and the exhibits provided by both the Town and the MBTA.

For over a decade, the MBTA has disused the subject staircase which connects Adams Street and the Milton MBTA station. The concrete staircase was designed in 1929, and current photographs depict an obviously decrepit concrete staircase, which has safety barriers preventing any access. By all accounts, the staircase has been a safety hazard for many years, and for that reason, the MBTA has prevented any public access. The Town has alerted several political leaders about the issue, and there have been many efforts over several years to try to persuade the MBTA to take action to repair or otherwise rebuild the staircase. Eventually, the Town filed a written demand on December 22, 2021 for the MBTA to “take immediate action to repair and reopen the staircase at Adam Street.” (Atty. Freytag letter of December 22, 2021, page 2).

In response, the MBTA declared its intent to demolish the staircase. According to the affidavit provided by Brendan Casey, Ph.D, Director of Capital Delivery for the MBTA, the stairs are scheduled to be removed on March 6, 2023, with work commencing in the evenings between 9:00 PM and 6:00 AM, for approximately three days. According to an engineering inspection in 2018, the concrete structure of the stairs has deteriorated to such a degree that they are beyond repair and that, after demolition, the location where the stairs currently sit will be level with the platform. In effect, it appears from the documents presented that the MBTA does not have current plans to rebuild a staircase in that precise location.

As part of its case in chief, the Town alleges that the MBTA’s closing of the staircase “is a derogation of its statutory duty to operate its facilities and equipment, as described in G. L.c. 161A §5 (a)” and its failure to keep the staircase reasonably safe is a derogation of its statutory

duty to operate its facilities and equipment “in the public interest.” (Complaint ¶¶ 29, 30). As such, the Town requests issuance of a writ of mandamus to compel the MBTA to repair and reopen the staircase. In addition, the Town seeks to advance this matter for trial pursuant to G.L. c. 231, §59A, and requests the following preliminary relief:

A preliminary injunction enjoining Defendant Massachusetts Bay Transportation from demolishing the staircase located at the Milton station in Milton and to repair and reopen the staircase at the Milton station forthwith.

## **DISCUSSION**

### **a) Town’s Request for Preliminary Injunction and Speedy Trial**

In order to prevail on a Motion for Preliminary Injunction, the burden is on the moving party, here the Town, to prove a likelihood of success on the merits of the case and a balance of harm in its favor when considered in light of its likelihood of success. Packaging Indus. Group, Inc. v. Cheney, 380 Mass. 609, 616-617 (1980). In addition to those factors, the Town, which seeks to enjoin governmental action, must also show that “the relief sought will [not] adversely affect the public.” Tri-Nel Mgt. v. Bd. of Health of Barnstable, 433 Mass. 217, 219 (2001), citing Commonwealth v. Mass CRINC, 392 Mass. 79, 89 (1984). It is also well settled that “[a] preliminary injunction is an extraordinary remedy never awarded as of right.” Winter v. Natural Res. Def. Council, Inc., 555 U.S. 7, 24 (2008). To the contrary, “the significant remedy of a preliminary injunction should not be granted unless the plaintiffs had made a clear showing of entitlement thereto.” Student No. 9 v. Board of Educ., 440 Mass. 752, 762 (2004).

The Town argues that it has a reasonable likelihood of success on the merits of its case by pointing to the decrepit condition of the longstanding disused staircase and the MBTA’s history of doing little, if anything, about it. While the frustration of the Town and local political leaders is clearly demonstrated, it appears that the MBTA is now acting to address the staircase problem,

albeit not in a way that the Town would like. The Town wants a suitable staircase leading to Adams Street, while the MBTA has chosen to imminently demolish the staircase and restore the area to a surface level with the train platform. The Town argues that under the statute, “[t]he MBTA has failed to perform its statutory duty to ‘develop, finance and operate the mass transportation facilities and equipment in the public interest...to provide a high standard of service to its riders, and to achieve maximum effectiveness in complementing other forms of transportation in order to promote the general economic and social well-being of the area constituting the authority and of the commonwealth.’” The Town seeks an order to compel the MBTA to perform its “legal, non-discretionary, duty” under the statute.

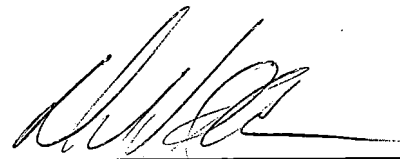
At this point, while the Town has established that the MBTA has a non-discretionary duty to keep and maintain facilities and equipment to operate a mass transportation service in the public interest, it has not established that taking a staircase down is a non-discretionary function entitling the Town to mandamus relief. Having concluded that the Town has not made a sufficient showing for likelihood of success on the merits of its Complaint, the court need not rule on the other elements required for a preliminary injunction. See New Comm Wireless Servs., Inc. v. SprintCom Inc., 287 F.3d 1, 9 (1<sup>st</sup> Cir. 2002) (“The sine qua non of this [preliminary injunction] inquiry is likelihood of success on the merits: if the moving party cannot demonstrate that he is likely to succeed in his quest, the remaining factors become matters of idle curiosity.”) For the aforesaid reasons, the court declines to issue a preliminary injunction or to order a speedy trial in accordance with G.L. c. 231, §59A.

**b) MBTA's Motion to Strike**

The MBTA has moved to strike portions of the affidavit of Arthur J. Doyle, Chair of the Town of Milton Select Board. Specifically, the MBTA argues that paragraphs 1, 4, 5, 9, 10, 11, 13, 14, 15 and 22 are based not on personal knowledge, but rather only on information and belief. While the characterization is accurate, Chairman Doyle's statements are nevertheless largely reflective of information provided in other exhibits presented in connection with these proceedings, and the court will therefore not strike them. The MBTA also takes exception to Mr. Doyle's statement in paragraph 23 suggesting that "the dilapidated, unusable and fenced-off staircase will be replaced indefinitely by a huge hole, which will create a potential, if not actual, safety hazard." The MBTA contends that Chairman Doyle's opinion about safety ought to be given no weight, and points to paragraph 10 of Brendan Casey's affidavit attesting that "[t]here will be no large hole or pit on the [sic] where the stairs stood." The court finds it unnecessary for purposes of the present dispute to rule on the predictive statements of the individuals at this time.

**ORDER**

Based upon the foregoing, the Town's Motion for preliminary injunction and to advance trial is **DENIED**, and the MBTA's Motion to strike is **DENIED**.



Daniel J. O'Shea  
Justice of the Superior Court

DATED: February 23, 2023

**"Last week, the School Committee held a public forum soliciting comments and feedback from parents and residents which was marked by intentionally disruptive and harassing behavior. We ask and expect that our Town Meetings and all of our board and committee meetings will be held in a constructive, collaborative fashion.**

**Our meetings are meant to be places where we can gather together and engage in the democratic process. No one should feel unwelcome or be reluctant to share their opinion because of how others might react, or be made to feel fearful for expressing their position in a public forum.**

***As for the Select Board, no person shall address a meeting of the Select Board without permission of the Chair of the Select Board, and all other persons, shall, at the Chair's request, be silent. No person shall disrupt the proceedings of a Select Board meeting. If any one does, and after clear warning from the Chair, any person continues to disrupt the proceedings, the Chair may order the person to withdraw from the meeting and if the person does not withdraw, the chair may authorize a constable or other officer to remove the person from the meeting.***

**Thank you for your understanding and adherence to our expectations for decorum at public meetings."**

## **Decorum at Select Board and Other Town of Milton Government Meetings**

Milton's Town Government meetings are meant to be places where we can gather together and engage in the democratic process. No one should feel unwelcome or be reluctant to share their opinion because of how others might react, or be made to feel fearful for expressing their position in a public forum. Below is a draft policy statement to be added to the PUBLIC PARTICIPATION AND SELECT BOARD MEETINGS page in the Select Board Policies and Procedures Manual adopted on April 27, 2022. This proposed addition was introduced at the Select Board meeting of February 13, 2023. The Select Board meeting of February 21, 2023 will constitute its first reading, a second reading and adoption will be scheduled at the March 7 Select Board meeting. Wording has been reviewed by Town Counsel in conjunction with the General Laws of the Commonwealth of Massachusetts.

**Milton Select Board Meetings:** *No person shall address a meeting of the Select Board without permission of the Chair of the Select Board, and all other persons, shall, at the Chair's request, be silent. No person shall disrupt the proceedings of a Select Board meeting. If any one does, and after clear warning from the Chair, any person continues to disrupt the proceedings, the Chair may order the person to withdraw from the meeting and if the person does not withdraw, the chair may authorize a constable or other officer to remove the person from the meeting.*

The Select Board asks and expects that all Milton Town Government Meetings, including those of any elected or appointed board or committee will be held with decorum and propriety in a constructive and collaborative fashion. A paralleling proposed statement for all other meetings appears below for discussion, after which it will be forwarded to the Town Moderator review and comment, respecting the Moderator's board and committee appointment authority.

**Milton Town Government Meetings:** *No person shall address a board or committee meeting without permission of its Chair, and all other persons, shall, at the Chair's request, be silent. No person shall disrupt the proceedings of a board or committee meeting. If any one does, and after clear warning from the Chair, any person continues to disrupt the proceedings, the Chair may order the person to withdraw from the meeting and if the person does not withdraw, the chair may authorize a constable or other officer to remove the person from the meeting.*



Maura Healey, Governor  
Kimberley Driscoll, Lieutenant Governor  
Gina Fiandaca, Secretary & CEO  
Jonathan L. Gulliver, Highway Administrator



February 6th, 2023

**Subject:** **Milton** - Intersection Improvements at Route 28 (Randolph Avenue) & Chickatawbut Road  
Project File No. 607342

Nicholas Milano, Town Administrator  
Milton Select Board  
[nmilano@townofmilton.org](mailto:nmilano@townofmilton.org)

Dear Mr. Milano and Milton Select Board,

I am writing to provide you with responses to the comments you submitted following the Design Public Hearing on October 27<sup>th</sup>, 2022 regarding the Intersection Improvements at Route 28 (Randolph Avenue) & Chickatawbut Road in the Town of Milton. Your comments and specific responses to the comments are provided below.

1. Comment - At the Design Public Hearing on October 27, 2022, MassDOT's presentation noted that the previous public information meeting was held in Summer 2019, but there were subsequently no additional public meetings to solicit further input, provide project updates, or respond to concerns raised by the Milton community. It was at the Design Public Hearing on October 27, three years after the last public meeting, that MassDOT formally presented a design and solicited comments on a pre-determined solution. A public planning process that values community engagement does not go three years between public meetings. We are requesting that MassDOT engage with the Milton community by scheduling additional public meetings and that MassDOT be responsive to the numerous concerns raised, such as: queueing that prevents residents from entering and exiting side streets and driveways, speeding and unsafe vehicular travel along the Route 28 corridor, impacts to streets such as Hillside Avenue due to increased vehicle volume, as MassDOT anticipates and noted in the Design Public Hearing, and alternative designs for the intersection.

Response – The design development, project development process, and agency coordination drove the timeline for public engagement on the project.

MassDOT held initial kick off and coordination meetings with Town of Milton to coordinate the project development and proposed solutions. In March 2019, a meeting with held with MassDOT, Town of Milton, the State Representative, and the Milton Select Board Chair staff to discuss the intersection alternatives under development which presented multiple traffic signal concepts and a roundabout concept design. At this time comments



were made in support of the roundabout with specific comments to certain aspects of the design.

Following this coordination meeting, the Public Information Meeting was held in July 2019 which presented a signalized intersection alternative with left-turn lanes and a roundabout alternative. The presentation presented traffic and safety impacts of both options and walked through why the roundabout was the preferred alternative. Following the significant feedback heard at the initial Public Information Meeting, MassDOT also presented to the Milton Select Board on September 11, 2019, prior to advancing into design of the roundabout. These initial meetings to the public and Select Board presented detailed information regarding the intersection alternatives of the traffic signal with left-turn lanes and the proposed roundabout and presented conceptual designs for each.

Following these meetings, design development with MassDOT and DCR drove the schedule for the design public hearing to ensure that the design was context-sensitive to the critical environmental areas surrounding the intersection. At this time, MassDOT provided the 25% design to the Town of Milton engineering and DPW and received written comments prior to advancing to the Design Public Hearing held in Fall 2022.

MassDOT has listened to the concerns voiced from the public regarding the proposed intersection design and corridor concerns outside of the intersection design project limits. MassDOT has engaged the Town and public in the project development process since the alternative analysis. While there has been significant concern and skepticism voiced from the public regarding the roundabout, it has remained the preferred alternative for design due to the safety benefits it is expected to provide for the intersection. It is understood that there are additional safety concerns beyond these project limits along the Route 28 corridor, however the intersection of Randolph Avenue at Chickatawbut Road has consistently ranked as a Top 10 crash location within the state and is therefore prioritized for safety improvements. The intersection project is funded by the Highway Safety Improvement Program (HSIP) and MassDOT is therefore responsible for prioritizing the intersection design which provides the greatest safety benefits. The proposed roundabout design meets the project goals to improve safety and mobility through the intersection and reducing vehicle speeds.

In response to requests to expand the study area to the full corridor, MassDOT is committed to performing further analysis to evaluate potential for interim corridor improvements, separate from the Randolph Avenue (Route 28) and Chickatawbut Road intersection project.

2. Comment - We are grateful for the efforts of the Boston Metropolitan Planning Organization's Central Transportation Planning Staff's Route 28 Priority Corridor Study which identified the numerous challenges residents face daily on Route 28, whether congestion during peak travel times or unsafe vehicular traffic due to speeding. MassDOT's focus on this singular intersection means that the rest of the corridor is being ignored and improvements are further delayed. In addition, by focusing only on this intersection, MassDOT is not fully evaluating impacts of the roundabout design along the entire corridor and those impacts are not fully understood. We are requesting that MassDOT more fully evaluate how the roundabout will impact the Route 28 corridor and compare those impacts to an alternative design of a signalized intersection with dedicated left hand turn lanes. We also note that the Route 28 Priority Corridor Study identified numerous short-term improvements. The study states that the recommended short-term improvements "are usually low cost, relatively uncomplicated and inexpensive to implement, and require minimal design efforts." We request that MassDOT review the Route 28 Priority Corridor Study, as well as the 2016 Road Safety Audit, and provide an update to the Town within 30 days on progress towards implementing the short-term improvements and next steps for long-term improvements, such as the modernization and coordination of traffic signals, for the full corridor. The Town is ready to collaborate on short-term improvements where the Town's right of ways are impacted.

Response – In response to requests to expand the study area to the full corridor, MassDOT is committed to performing further analysis to evaluate potential for interim corridor improvements, separate from the Randolph Avenue and Chickatawbut Road intersection project. Given the safety impact of this project and the pressing need for safety improvements at the Randolph Avenue at Chickatawbut Road Intersection Improvement Project, the intersection project would not be delayed to implement full corridor improvements. MassDOT will collaborate with the Town of Milton within the larger corridor analysis where Town jurisdiction is involved. The traffic volumes along Randolph Avenue are higher than typically recommended for a full road diet and the Boston MPO CTPS corridor study did not recommend a preferred alternative. Therefore, additional engineering analysis would be required prior to implementing corridor changes along Randolph Avenue.

3. Comment - MassDOT's failure to implement short-term improvements as well as make progress towards planning and design for long-term improvements is related to our concern that the roundabout proposal (or an alternative design) does nothing to improve safety in the intersection in the meantime. With 18 to 24 months before a project would start and a long project schedule, MassDOT needs to make immediate improvements to increase safety at the Route 28/Chickatawbut intersection.

Response – There were number of short-term improvements suggested in the 2016 RSA and 2021 Boston Region MPO study, five of which have been implemented. They were restriping pavement markings, installing advance lane usage signs at Randolph Avenue and Reedsdale Road intersection, providing double left-turn lane at Redesdale Road intersection, installing speed feedback signs, and replacing incandescent stop sign ahead sign with an LED stop sign ahead sign. Currently MassDOT is reviewing additional short-term improvements for implementation.

4. Comment - Lastly, the Town seeks to better understand alternative designs, such as a signalized intersection with dedicated left hand tum lanes, and how they may compare to the proposed roundabout. While some information was shared at the Design Public Hearing on October 27, it was not clear that MassDOT fully evaluated alternatives. We are requesting that MassDOT share more information about alternatives with the Milton community. We ask that MassDOT more fully evaluate, in a timely basis, how alternative designs might affect traffic congestion, travel times, and safety and conduct additional public meetings to review these potential alternative designs. We also note the concerns raised by residents about whether the roundabout would, in fact, increase safety for pedestrians and bicyclists because of the lack of dedicated signals for safe crossing on foot or by bike.

Response –MassDOT evaluated signalized intersection alternatives with left-turn lanes and the roundabout alternative for traffic and safety impacts prior to recommending and proceeding with a preferred alternative. An independent safety analysis was performed at Highway Safety Improvement Program (HSIP) high crash locations throughout the district which provided the predictive safety analysis following methodology within the Highway Safety Manual of the signalized and roundabout alternatives, the results of which were presented at the initial intersection alternatives meetings held for the public and Milton Select Board.

The MassDOT project website, (<https://www.mass.gov/randolph-ave-rt-28chickatawbut-intersection-improvement-project>), provides the presentation made to the public in July 2019 under the “Document & meeting materials” page. Additionally, the Milton Select Board presentation given on September 11, 2019 is also provided with this response.

While we have heard to concerns voiced by the public and residents’ that the roundabout will worsen safety for pedestrians and cyclists using the intersection, the safety data presented within the Highway Safety Manual and MassDOT’s Safety Alternative Analysis Guide does not support the claim that a roundabout will worsen safety for pedestrians and bicyclists. The project

proposes to provide a shared use path along the intersection approaches with well-marked crosswalks, Rectangular Rapid Flashing Beacons (RRFBs), and splitter islands to provide safe and accessible crossing opportunities at the intersection. The MassDOT crash modification factor for converting a signalized intersection into a modern roundabout shows a crash reduction for fatal and injury and property damage only crashes across travel modes.

Should you have any further questions or comments regarding this project, please feel free to contact the Project Manager, Josh Bartus, at (617) 620-3705 or by email at [Joshua.bartus@state.ma.us](mailto:Joshua.bartus@state.ma.us).

Sincerely,

A handwritten signature in black ink, appearing to read "Michael O'Dowd".

Michael O'Dowd,  
Director of Major Projects

MJO/jdb

cc: Erin Kinahan, P.E., District 6 Project Development Engineer  
Chase Berkeley, P.E., Milton DPW Director  
File



# FY 24 – 28

## Town Administrator Capital Recommendation

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FEBRUARY 16, 2023



## 5 Year Capital Plan - FY 24 – 28

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*Total Requests \$123.3 million*

- \$75.0m School Building Project (estimate)
- \$19.2m Town/School Facilities improvements/upgrades
- \$ 6.6m DPW Infrastructure (roads/sidewalks/traffic calming measures)
- \$ 6.5m Parks infrastructure improvements/upgrades (field/court reconstruction/teen center)
- \$ 6.0m DPW Building Site improvements/upgrades
- \$ 10.0m Department equipment technology and vehicles



## Summary - FY 24 – 28 Capital Plan

Fiscal Years	2024 to 2028						
Department	Amount Requested	Amount Recommended	Bonded	Free Cash	Other Financing Source	Debt Exclusion	Deferred
Cemetery	347,800	347,800	189,800	158,000	-	-	-
DPW Equipment	2,871,000	2,871,000	2,706,000	165,000	-	-	-
DPW Projects	6,625,000	6,625,000	6,500,000	125,000	-	-	-
DPW Site Improvements	6,000,000	6,000,000	1,000,000	-	-	5,000,000	-
School Building Project	75,000,000	75,000,000	-	-	-	75,000,000	-
Facilities - Schools	15,305,000	15,305,000	14,760,000	505,000	40,000	-	-
Facilities - Town	3,858,000	3,858,000	2,000,000	1,208,000	650,000	-	-
Fire	1,665,000	1,665,000	1,265,000	400,000	-	-	-
Select Board	175,000	175,000	-	175,000	-	-	-
Library	-	-	-	-	-	-	-
Parks	6,685,000	6,685,000	4,585,000	50,000	2,050,000	-	-
Police	345,000	345,000	345,000	-	-	-	-
School Technology	3,721,872	3,721,872	1,063,372	2,658,500	-	-	-
Town Technology	508,131	508,131	-	508,131	-	-	-
Accounting	200,000	200,000	200,000	-	-	-	-
Total	123,306,803	123,306,803	34,614,172	5,952,631	5,952,631	80,000,000	-



# FY 24 Capital Recommendation

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Requested	<u>\$ 6,742,022</u>	
Recommended by funding source:		
Bonded Capital*	\$ 4,205,372	
Free Cash	1,201,850	
CPA Fund**	200,000	
Other funding source	<u>40,000</u>	
Total recommendation	<u>\$ 5,647,222</u>	84% of requested
Deferred to future year	<u>\$ 1,094,800</u>	16%

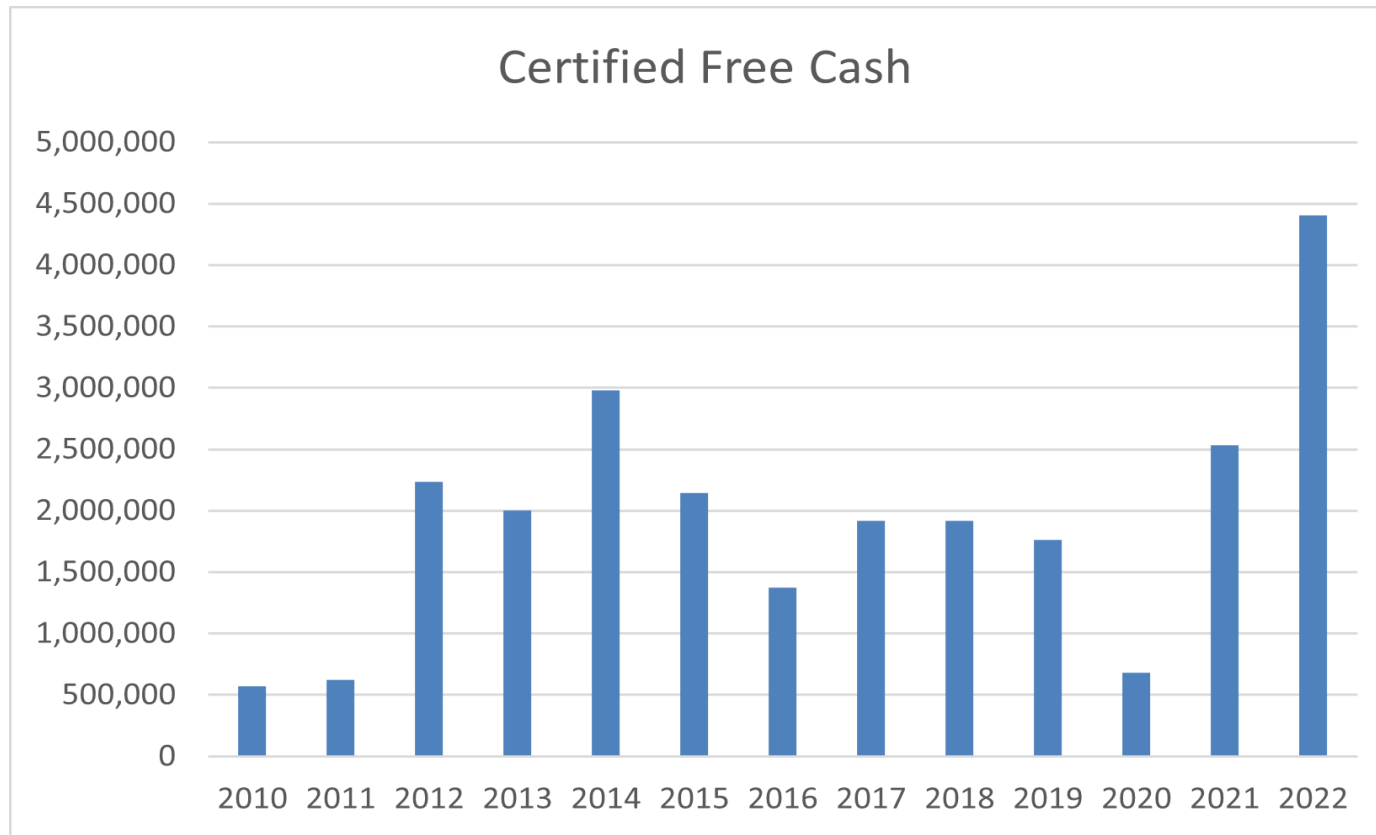
\* Anticipated effect on FY 25 debt service is an increase of approximately \$364,000

\*\* Subject to approval by the Community Preservation Committee





# Free Cash





## Summary - FY 24 Capital Plan

Fiscal Year	2024						
Department	Amount Requested	Amount Recommended	Bonded	Free Cash	Other Financing Source	Debt Exclusion	Deferred
Cemetery	167,800	28,000	-	28,000	-	-	139,800
DPW Equipment	445,000	410,000	410,000	-	-	-	35,000
DPW Projects	1,325,000	1,100,000	1,100,000	-	-	-	225,000
DPW Site Improvements	1,000,000	1,000,000	1,000,000	-	-	-	-
School Building Project	-	-	-	-	-	-	-
Facilities - Schools	770,000	440,000	50,000	350,000	40,000	-	330,000
Facilities - Town	810,000	445,000	150,000	95,000	200,000	-	365,000
Fire	995,000	995,000	915,000	80,000	-	-	-
Select Board	-	-	-	-	-	-	-
Library	-	-	-	-	-	-	-
Parks	140,000	140,000	140,000	-	-	-	-
Police	125,000	125,000	125,000	-	-	-	-
School Technology	661,372	661,372	115,372	546,000	-	-	-
Town Technology	102,850	102,850	-	102,850	-	-	-
Accounting	200,000	200,000	200,000	-	-	-	-
	-	-	-	-	-	-	-
<b>Total</b>	<b>6,742,022</b>	<b>5,647,222</b>	<b>4,205,372</b>	<b>1,201,850</b>	<b>240,000</b>	<b>-</b>	<b>1,094,800</b>

**FY 2024 CAPITAL RECOMMENDATION:**

<u>Department</u>	<u>Description</u>	<u>Requested</u>	<u>Funding Source</u>	<u>Year Request.</u>	<u>Year Recomm.</u>
Cemetery	SUV to replace 2009 Ford Fusion	28,000	FC	2024	2024
DPW Equipment	Ford F350 Utility body	75,000	B	2024	2024
DPW Equipment	Ford F350 Utility body	75,000	B	2024	2024
DPW Equipment	Prinroth Sidewalk tractor	200,000	B	2024	2024
DPW Equipment	Small skid steer loader/snow & ice	60,000	B	2024	2024
DPW Projects	Roadway Construction	1,000,000	B	2024	2024
DPW Projects	Traffic Calming projects (streets/intersections etc.)	100,000	B	2024	2024
Fire	Fire Engine #1	850,000	B	2024	2024
Fire	Fire Command Vehicle	65,000	B	2024	2024
Fire	Turnout Gear	80,000	FC	2024	2024
Parks	Dump Truck	83,000	B	2024	2024
Parks	Crew Cab Pickup Truck	57,000	B	2024	2024
Police	Animal Control Vehicle	50,000	B	2024	2024
Police	Town Cameras	75,000	B	2024	2024
Facilities - Town	Fire Stations- Ongoing maintenance improvements needed	25,000	FC	2024	2024
Facilities - Town	Police - Replace front entrance doors/sidelight	30,000	FC	2024	2024
Facilities - Town	Main Library- HVAC improvements	50,000	B	2024	2024
DPW Site Improvements	DPW- New Salt Shed w/ paving & drainage improvements	1,000,000	B	2024	2024
Facilities - Town	C.O.A. - New Paving-curbing and line marking	100,000	B	2024	2024
Facilities - Town	C.F.D.- New van to replace older fleet 13yo	40,000	FC	2024	2024
Facilities - Town	Milton Yacht Club - Masonary repairs/upgrades	75,000	OFS	2024	2024
Facilities - Town	Milton Yacht Club - Window/door upgrades/carpentry	125,000	OFS	2024	2024
Town Technology	Phone System upgrades	35,000	FC	2024	2024
Town Technology	Computers/Laptops, Servers & Docks	67,850	FC	2024	2024
School Technology	Upgrade Backup system	42,000	FC	2024	2024
School Technology	End user devices to keep up with 20% annual replacement	470,000	FC	2024	2024
School Technology	Install contacts on all outside doors for security	115,372	B	2024	2024
School Technology	Replace UPS backups in wiring closets	34,000	FC	2024	2024
Facilities - Schools	DW-New Maintenance work van 18 years old	40,000	FC	2024	2024
Facilities - Schools	DW-Roof Top Units upgrades/improvements (Phased)	50,000	FC	2024	2024



**FY 2024 CAPITAL RECOMMENDATION: (Continued from previous page)**

<u>Department</u>	<u>Description</u>	<u>Requested</u>	<u>Funding Source</u>	<u>Year Request.</u>	<u>Year Recomm.</u>
Facilities - Schools	Exterior door & hardware replacement (Phased)	40,000	FC	2024	2024
Facilities - Schools	DW-VCT and Ceramic Tile improvements (Phased)	35,000	FC	2024	2024
Facilities - Schools	DW- Playground equip upgrades (Phased)	50,000	FC	2024	2024
Facilities - Schools	DW-Renovations - educational space conversions	50,000	FC	2024	2024
Facilities - Schools	Gym floor refurbished - Glover	40,000	FC	2024	2024
Facilities - Schools	Bi-Directional antenna upgrades - MHS	50,000	B	2024	2024
Facilities - Schools	Copeland Field house -Main basketball court-sand and line MHS	40,000	OFS	2024	2024
Facilities - Schools	Bi-Directional antenna upgrades - Pierce	45,000	FC	2024	2024
Accounting	Financial Software (GL/Payroll/Accounts Payable/HR)	200,000	B	2024	2024
<b>TOTAL FY 2024 CAPITAL RECOMMENDATION</b>		<b>5,647,222</b>			



**FY 2024 CAPITAL RECOMMENDATION - DEFERRED TO FUTURE YEARS:**

<u>Department</u>	<u>Description</u>	<u>Requested</u>	<u>Funding Source</u>	<u>Year Request.</u>	<u>Year Recomm.</u>
Cemetery	3/4 ton pick up to replace the 2009	65,400	B	2024	2025
Cemetery	One ton dump truck to replace the 2011	74,400	B	2024	2025
DPW Equipment	DEF distribution system	35,000	FC	2024	2025
DPW Projects	Traffic Calming projects (streets/intersections etc.)	100,000	B	2024	2024
DPW Projects	Sidewalk Construction	100,000	B	2024	2025
DPW Projects	Tree Planting	25,000	FC	2024	2025
Facilities - Town	Town Hall- Water storage tank removal	40,000	FC	2024	2025
Facilities - Town	East Milton Library/Art Center- New rear parking lot a/lighting (TBD)	100,000	OFS	2024	2025
Facilities - Town	Main Library- New generator	175,000	B	2024	2025
Facilities - Town	DPW- Misc. roofing and siding upgrades Phase 1 - 3	50,000	FC	2024	2025
Facilities - Schools	DW-Upgrades to window hardware system (Phased)	40,000	FC	2024	2025
Facilities - Schools	DW- Carpet tile upgrades-Lib, Aud, Offices (Phased)	45,000	FC	2024	2025
Facilities - Schools	DW-Paving/Concrete and curbing (Phased)	175,000	B	2024	2025
Facilities - Schools	DW-Exterior window recaulking (Phased)	35,000	FC	2024	2025
Facilities - Schools	DW- Masonary repairs (Phased)	35,000	FC	2024	2025
<b>TOTAL CAPITAL RECOMMENDATION - DEFERRED</b>		<b>1,094,800</b>			



FY 24 – 28

Town Administrator  
Enterprise Funds Capital Recommendation

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MARCH 2, 2023



## 5 Year Capital Plan - FY 24 – 28 Water Enterprise Fund

*Total Requests \$4.0 million*

- \$3.0m Water System infrastructure improvements
- \$1.0m Water Equipment

*FY 24 Request \$896,700*

*FY 24 Recommendation \$896,700 and estimated impact on debt service:*

<u>Depart ment</u>	<u>Asset Name</u>	<u>Year Requested</u>	<u>Amount Requested</u>	<u>Amount recommended</u>	<u>Interest Rate</u>	<u>Years Bonded</u>	<u>2024</u>	<u>2025</u>	<u>2026</u>	<u>2027</u>	<u>2028</u>
Water	5 Ton six wheel dump combo w/hook loader	2024	300,000	300,000	5.00%	15	-	27,500	34,000	33,000	32,000
Water	Water System (MWRA interest free)	2024	596,700	596,700	0.00%	10	-	59,670	59,670	59,670	59,670
			896,700	896,700			-	87,170	93,670	92,670	91,670
				% of operating budget				1%	1%	1%	1%



# 5 Year Capital Plan - FY 24 – 28 Sewer Enterprise Fund

*Total Requests \$5.75 million*

- \$5.75m Sewer System infrastructure improvements

*FY 24 Request \$1.15 million (may be eligible for 75% MWRA grant/ 25% interest free loan)*

*FY 24 Recommendation \$0 (if MWRA 75% grant/25% loan program becomes available this may be considered at a future date)*

The MWRA 75% grant 25% interest free loan program has not yet been approved for FY24; if the request were to be approved without the MWRA program the impact on debt service would be:

<u>Depart ment</u>	<u>Asset Name</u>	<u>Year Requested</u>	<u>Amount Requested</u>	<u>Amount Recommended</u>	<u>Interest Rate</u>	<u>Years Bonded</u>	2024	2025	2026	2027	2028
Sewer	Sewer system	2024	1,150,000	0	5.00%	20	-	115,000	112,125	109,250	106,375
			1,150,000	-			-	115,000	112,125	109,250	106,375
	<i>May be MWRA Grant eligible</i>				% of operating budget			1.4%	1.4%	1.3%	1.3%





# 5 Year Capital Plan - FY 24 – 28 Stormwater Enterprise Fund

Total Requests \$2.4 million

- \$1.75m Stormwater System infrastructure improvements
- \$650,000 Stormwater equipment

FY 24 Request \$350,000

FY 24 Recommendation \$350,000 and estimated impact on debt service:

Department	Asset Name	Year Requested	Amount Requested	Amount Recommended	Interest Rate	Years Bonded	2024	2025	2026	2027	2028
Stormwater	Upgrade deteriorated storm drains	2024	350,000	350,000	5.00%	20	-	26,250	34,125	33,250	32,375
			350,000	350,000			-	26,250	34,125	33,250	32,375
								3%	4%	3%	3%



## FY 24 Enterprise Capital Recommendation

<u>Funding source</u>	<u>ATM Article</u>	<u>Description</u>	<u>Amount Recommended</u>	<u>Bond Term</u>
<b><i>Water Enterprise:</i></b>				
Water Enterprise	5	5 ton six wheel dump combo w/ hook loader	\$ 300,000	15
Water Enterprise	21	Water System infrastructure (MWRA interest free loan)	\$ 596,700	10
			<u>\$ 896,700</u>	
<b><i>Stormwater Enterprise:</i></b>				
Stormwater Enterprise	22	Stormwater infrastructure	<u>\$ 350,000</u>	20
<b><i>Sewer Enterprise:</i></b>				
Sewer Enterprise	23	Sewer System infrastructure improvements (may be eligible for MWRA 75% grant /10 yr interest free loan) (if program becomes available the request will be reconsidered)	<u>\$ -</u>	20



# Sewer Enterprise Capital Recommendation - Revision STM December 2022

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STM December 2022 Article 2				
<b><i>Sewer Enterprise:</i></b>				
Sewer Enterprise	2	Sewer System infrastructure improvements	<u>\$ 1,150,000</u>	10
		MWRA 75% grant /10 yr interest free loan		
		(\$862,500 grant / \$287,500 interest fee loan)		
This capital project was approved by Town Meeting at the December 2022 Special Town Meeting (Article 2)				
The project is subject to the approval of the Capital Improvement Planning Committee .				

New National Opioids Settlements: Teva, Allergan, CVS, Walgreens, and Walmart  
Opioids Implementation Administrator  
[opioidsparticipation@rubris.com](mailto:opioidsparticipation@rubris.com)

MILTON TOWN, MA  
Reference Number: CL-386337

***TO MASSACHUSETTS POLITICAL SUBDIVISIONS AND SPECIAL DISTRICTS:***

**THIS PACKAGE CONTAINS DOCUMENTATION TO PARTICIPATE IN THE NEW NATIONAL OPIOID SETTLEMENTS. YOU MUST TAKE ACTION IN ORDER TO PARTICIPATE.**

**Participation Deadline: April 18, 2023**

Five new proposed national opioid settlements ("*New National Opioid Settlements*") have been reached with **Teva, Allergan, CVS, Walgreens, and Walmart** ("*Settling Defendants*"). This *Participation Package* is a follow-up communication to the *Notice of National Opioid Settlements* recently received electronically by your subdivision or special district ("*subdivision*").

You are receiving this *Participation Package* because Massachusetts is participating in the following settlements:

- **Teva**
- **Allergan**
- **CVS**
- **Walgreens**
- **Walmart**

This electronic envelope contains *Participation Forms* for Teva, Allergan, CVS, Walgreens, and Walmart, including a release of any claims.

**The Participation Form for each settlement must be executed, without alteration, and submitted on or before April 18, 2023, in order for your subdivision to be considered for initial participation calculations and payment eligibility.**

Based upon subdivision participation forms received on or before April 18th, the subdivision participation rate will be used to determine whether participation for each deal is sufficient for the settlement to move forward and whether Massachusetts earns its maximum potential payment under the settlement. If the settlement moves forward, your release will become effective. If a settlement does not move forward, that release will not become effective.

Any subdivision that does not participate cannot directly receive the settlement funds, even if the state and other participating subdivisions are receiving settlement funds. Any subdivision that does not participate may also reduce the amount of money for programs to remediate the opioid crisis in Massachusetts. Please consult the Massachusetts State-Subdivision Agreement (available at

<https://www.mass.gov/doc/march-4-2022-ma-subdivision-agreement/download>) for information on how settlement funds will be allocated in Massachusetts. Charts reflecting the estimated, maximum annual distributions to participating subdivisions from the proposed settlements with Teva, Allergan, CVS, Walgreens, and Walmart are available here: <https://www.mass.gov/lists/municipal-abatement-payments>.

You are encouraged to discuss the terms and benefits of the *New National Opioid Settlements* with your counsel (if applicable), the Office of Massachusetts Attorney General Andrea Joy Campbell, and other contacts within the state. Massachusetts is implementing and allocating funds for these new settlements in the same manner as it did for prior opioid settlements with McKesson, Cardinal, Amerisource, and Johnson & Johnson/Janssen.

Information and documents regarding the *New National Opioid Settlements* can be found on the national settlement website at <https://nationalopioidsettlement.com/>. This website will be supplemented as additional documents are created. Additional information about the *New National Opioid Settlements*, including how the funds will be allocated within Massachusetts, can be found on the website of the Office of Massachusetts Attorney General Andrea Joy Campbell at <https://www.mass.gov/info-details/frequently-asked-questions-about-the-ags-statewide-opioid-settlements>.

### **How to return signed forms:**

There are three methods for returning the executed *Participation Forms* to the Implementation Administrator:

- (1) *Electronic Signature via DocuSign*: Executing the *Participation Forms* electronically through DocuSign will return the signed forms to the Implementation Administrator and associate your forms with your subdivision's records. Electronic signature is the most efficient method for returning *Participation Forms*, allowing for more timely participation and the potential to meet higher settlement payment thresholds, and is therefore strongly encouraged.
- (2) *Manual Signature returned via DocuSign*: DocuSign allows forms to be downloaded, signed manually, then uploaded to DocuSign and returned automatically to the Implementation Administrator. Please be sure to complete all fields. As with electronic signature, returning manually signed *Participation Forms* via DocuSign will associate your signed forms with your subdivision's records.
- (3) *Manual Signature returned via electronic mail*: If your subdivision is unable to return executed *Participation Forms* using DocuSign, signed *Participation Forms* may be returned via electronic mail to [opioidsparticipation@rubris.com](mailto:opioidsparticipation@rubris.com). Please include the name, state, and reference ID of your subdivision in the body of the email and use the subject line: Settlement Participation Forms – [Subdivision Name, Subdivision State] – [Reference ID].

Detailed instructions on how to sign and return the *Participation Forms*, including changing the authorized signer, can be found at <https://nationalopioidsettlement.com>. You may also contact [opioidsparticipation@rubris.com](mailto:opioidsparticipation@rubris.com).

**The sign-on period for subdivisions ends on April 18, 2023.**

If you have any questions about executing these forms, please contact your counsel, the Implementation Administrator at [opioidsparticipation@rubris.com](mailto:opioidsparticipation@rubris.com), or the Office of Massachusetts Attorney General Andrea Joy Campbell at [MAOpioidSettlements@mass.gov](mailto:MAOpioidSettlements@mass.gov).

Thank you,

National Opioids Settlements Implementation Administrator

*The Implementation Administrator is retained to provide the settlement notice required by the respective settlement agreements referenced above and to manage the collection of settlement participation forms for each settlement.*

**EXHIBIT K**  
**Subdivision and Special District Settlement Participation Form**

Will your subdivision or special district be signing the settlement participation forms for the Allergan and Teva Settlements at this time?

☐ Yes      ☐ No

Governmental Entity: MILTON TOWN	State: MA
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Agreement dated November 22, 2022 ("*Allergan Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the Allergan Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Allergan Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that, by this Election, the Governmental Entity elects to participate in the Allergan Settlement as provided therein.
2. Following the execution of this Settlement Participation Form, the Governmental Entity shall comply with Section III.B of the Allergan Settlement regarding Cessation of Litigation Activities.
3. The Governmental Entity shall, within fourteen (14) days of the Reference Date and prior to the filing of the Consent Judgment, file a request to dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the MDL Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal With Prejudice substantially in the form found at <https://nationalopioidsettlement.com>.
4. The Governmental Entity agrees to the terms of the Allergan Settlement pertaining to Subdivisions and Special Districts as defined therein.
5. By agreeing to the terms of the Allergan Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
6. The Governmental Entity agrees to use any monies it receives through the Allergan Settlement solely for the purposes provided therein.



7. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Allergan Settlement.
8. The Governmental Entity has the right to enforce the Allergan Settlement as provided therein.
9. The Governmental Entity, as a Participating Subdivision or Participating Special District, hereby becomes a Releasor for all purposes in the Allergan Settlement, including, but not limited to, all provisions of **Section V (Release)**, and along with all departments, agencies, divisions, boards, commissions, Subdivisions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity whether elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist in bringing, or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Allergan Settlement are intended to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Allergan Settlement shall be a complete bar to any Released Claim.
10. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision or Participating Special District as set forth in the Allergan Settlement.
11. In connection with the releases provided for in the Allergan Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Allergan Settlement.

12. Nothing herein is intended to modify in any way the terms of the Allergan Settlement, to which the Governmental Entity hereby agrees. To the extent this Settlement Participation Form is interpreted differently from the Allergan Settlement in any respect, the Allergan Settlement controls.





I have all necessary power and authorization to execute this Settlement Participation Form on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



**Exhibit K**  
**Subdivision and Special District Settlement Participation Form**

Governmental Entity: MILTON TOWN	State: MA
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Agreement dated November 22, 2022 ("*Teva Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the Teva Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Teva Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Teva Settlement as provided therein.
2. Following the execution of this Settlement Participation Form, the Governmental Entity shall comply with Section III.B of the Teva Settlement regarding Cessation of Litigation Activities.
3. The Governmental Entity shall, within 14 days of the Reference Date and prior to the filing of the Consent Judgment, file a request to dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in In re National Prescription Opiate Litigation, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal With Prejudice substantially in the form found at <https://nationalopiodsettlement.com>.
4. The Governmental Entity agrees to the terms of the Teva Settlement pertaining to Subdivisions as defined therein.
5. By agreeing to the terms of the Teva Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
6. The Governmental Entity agrees to use any monies it receives through the Teva Settlement solely for the purposes provided therein.
7. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Teva Settlement.



8. The Governmental Entity has the right to enforce the Teva Settlement as provided therein.
9. The Governmental Entity, as a Participating Subdivision or Participating Special District, hereby becomes a Releasor for all purposes in the Teva Settlement, including but not limited to all provisions of Section V (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Teva Settlement are intended by Released Entities and the Governmental Entity to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Teva Settlement shall be a complete bar to any Released Claim.
10. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision or Participating Special District as set forth in the Teva Settlement.
11. In connection with the releases provided for in the Teva Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Teva Settlement.

12. Nothing herein is intended to modify in any way the terms of the Teva Settlement, to which Governmental Entity hereby agrees. To the extent this Election and Release is interpreted differently from the Teva Settlement in any respect, the Teva Settlement controls.



I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



**EXHIBIT K****Subdivision Participation and Release Form**

Will your subdivision or special district be signing the settlement participation form for the CVS Settlement at this time?

☐ Yes      ☐ No

Governmental Entity: MILTON TOWN	State: MA
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated December 9, 2022 ("*CVS Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the CVS Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the CVS Settlement, understands that all terms in this Participation and Release Form have the meanings defined therein, and agrees that by executing this Participation and Release Form, the Governmental Entity elects to participate in the CVS Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event no later than 14 days after the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal with Prejudice substantially in the form found at <https://nationalopioidsettlement.com>.
3. The Governmental Entity agrees to the terms of the CVS Settlement pertaining to Participating Subdivisions as defined therein.
4. By agreeing to the terms of the CVS Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the CVS Settlement solely for the purposes provided therein.



6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the CVS Settlement. The Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the CVS Settlement.
7. The Governmental Entity has the right to enforce the CVS Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the CVS Settlement, including without limitation all provisions of Section XI (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the CVS Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The CVS Settlement shall be a complete bar to any Released Claim.
9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the CVS Settlement.
10. In connection with the releases provided for in the CVS Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the CVS Settlement.



11. Nothing herein is intended to modify in any way the terms of the CVS Settlement, to which Governmental Entity hereby agrees. To the extent this Participation and Release Form is interpreted differently from the CVS Settlement in any respect, the CVS Settlement controls.

I have all necessary power and authorization to execute this Participation and Release Form on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



**EXHIBIT K****Subdivision Participation and Release Form**

Will your subdivision or special district be signing the settlement participation form for the Walgreens Settlement at this time?

☐ Yes      ☐ No

Governmental Entity: MILTON TOWN	State: MA
Authorized Signatory:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("*Governmental Entity*"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated December 9, 2022 ("*Walgreens Settlement*"), and acting through the undersigned authorized official, hereby elects to participate in the Walgreens Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Walgreens Settlement, understands that all terms in this Participation and Release Form have the meanings defined therein, and agrees that by executing this Participation and Release Form, the Governmental Entity elects to participate in the Walgreens Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event no later than 14 days after the Reference Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in *In re National Prescription Opiate Litigation*, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal with Prejudice substantially in the form found at <https://nationalopioidsettlement.com>.
3. The Governmental Entity agrees to the terms of the Walgreens Settlement pertaining to Participating Subdivisions as defined therein.
4. By agreeing to the terms of the Walgreens Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Walgreens Settlement solely for the purposes provided therein.





6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Walgreens Settlement. The Governmental Entity likewise agrees to arbitrate before the National Arbitration Panel as provided in, and for resolving disputes to the extent otherwise provided in, the Walgreens Settlement.
7. The Governmental Entity has the right to enforce the Walgreens Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Walgreens Settlement, including without limitation all provisions of Section XI (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Walgreens Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Walgreens Settlement shall be a complete bar to any Released Claim.
9. The Governmental Entity hereby takes on all rights and obligations of a Participating Subdivision as set forth in the Walgreens Settlement.
10. In connection with the releases provided for in the Walgreens Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Walgreens Settlement.



11. Nothing herein is intended to modify in any way the terms of the Walgreens Settlement, to which Governmental Entity hereby agrees. To the extent this Participation and Release Form is interpreted differently from the Walgreens Settlement in any respect, the Walgreens Settlement controls.

I have all necessary power and authorization to execute this Participation and Release Form on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



**EXHIBIT K****Subdivision Participation Form**

Will your subdivision or special district be signing the settlement participation form for the Walmart Settlement at this time?

☐ Yes      ☐ No

Governmental Entity: MILTON TOWN	State: MA
Authorized Official:	
Address 1:	
Address 2:	
City, State, Zip:	
Phone:	
Email:	

The governmental entity identified above ("Governmental Entity"), in order to obtain and in consideration for the benefits provided to the Governmental Entity pursuant to the Settlement Agreement dated November 14, 2022 ("Walmart Settlement"), and acting through the undersigned authorized official, hereby elects to participate in the Walmart Settlement, release all Released Claims against all Released Entities, and agrees as follows.

1. The Governmental Entity is aware of and has reviewed the Walmart Settlement, understands that all terms in this Election and Release have the meanings defined therein, and agrees that by this Election, the Governmental Entity elects to participate in the Walmart Settlement and become a Participating Subdivision as provided therein.
2. The Governmental Entity shall promptly, and in any event within 14 days of the Effective Date and prior to the filing of the Consent Judgment, dismiss with prejudice any Released Claims that it has filed. With respect to any Released Claims pending in In re National Prescription Opiate Litigation, MDL No. 2804, the Governmental Entity authorizes the Plaintiffs' Executive Committee to execute and file on behalf of the Governmental Entity a Stipulation of Dismissal With Prejudice substantially in the form found at <https://nationalopioidsettlement.com/>.
3. The Governmental Entity agrees to the terms of the Walmart Settlement pertaining to Subdivisions as defined therein.
4. By agreeing to the terms of the Walmart Settlement and becoming a Releasor, the Governmental Entity is entitled to the benefits provided therein, including, if applicable, monetary payments beginning after the Effective Date.
5. The Governmental Entity agrees to use any monies it receives through the Walmart Settlement solely for the purposes provided therein.



6. The Governmental Entity submits to the jurisdiction of the court in the Governmental Entity's state where the Consent Judgment is filed for purposes limited to that court's role as provided in, and for resolving disputes to the extent provided in, the Walmart Settlement.
7. The Governmental Entity has the right to enforce the Walmart Settlement as provided therein.
8. The Governmental Entity, as a Participating Subdivision, hereby becomes a Releasor for all purposes in the Walmart Settlement, including but not limited to all provisions of Section X (Release), and along with all departments, agencies, divisions, boards, commissions, districts, instrumentalities of any kind and attorneys, and any person in their official capacity elected or appointed to serve any of the foregoing and any agency, person, or other entity claiming by or through any of the foregoing, and any other entity identified in the definition of Releasor, provides for a release to the fullest extent of its authority. As a Releasor, the Governmental Entity hereby absolutely, unconditionally, and irrevocably covenants not to bring, file, or claim, or to cause, assist or permit to be brought, filed, or claimed, or to otherwise seek to establish liability for any Released Claims against any Released Entity in any forum whatsoever. The releases provided for in the Walmart Settlement are intended by the Parties to be broad and shall be interpreted so as to give the Released Entities the broadest possible bar against any liability relating in any way to Released Claims and extend to the full extent of the power of the Governmental Entity to release claims. The Walmart Settlement shall be a complete bar to any Released Claim.
9. In connection with the releases provided for in the Walmart Settlement, each Governmental Entity expressly waives, releases, and forever discharges any and all provisions, rights, and benefits conferred by any law of any state or territory of the United States or other jurisdiction, or principle of common law, which is similar, comparable, or equivalent to § 1542 of the California Civil Code, which reads:

**General Release; extent.** A general release does not extend to claims that the creditor or releasing party does not know or suspect to exist in his or her favor at the time of executing the release that, if known by him or her, would have materially affected his or her settlement with the debtor or released party.

A Releasor may hereafter discover facts other than or different from those which it knows, believes, or assumes to be true with respect to the Released Claims, but each Governmental Entity hereby expressly waives and fully, finally, and forever settles, releases and discharges, upon the Effective Date, any and all Released Claims that may exist as of such date but which Releasors do not know or suspect to exist, whether through ignorance, oversight, error, negligence or through no fault whatsoever, and which, if known, would materially affect the Governmental Entities' decision to participate in the Walmart Settlement.

10. Nothing herein is intended to modify in any way the terms of the Walmart Settlement, to which Governmental Entity hereby agrees. To the extent this Election and Release is interpreted differently from the Walmart Settlement in any respect, the Walmart Settlement controls.



I have all necessary power and authorization to execute this Election and Release on behalf of the Governmental Entity.

Signature: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_



INTER-MUNICIPAL AGREEMENT FOR THE CREATION AND MAINTENANCE OF  
THE SWAP/TRIC SHARED HOUSING SERVICES OFFICE

THIS AGREEMENT is entered into by and between the Towns of Bellingham, Hopkinton, Medfield, Milton, Norwood, Randolph, and Sharon hereafter referred to collectively as the “Municipalities,” this \_\_\_ day of \_\_\_\_\_ 2023, as follows:

WHEREAS, the Municipalities desire to share the services and costs of a common SWAP/TRIC Shared Housing Services Office; and

WHEREAS, the Town of Hopkinton is willing and capable of performing the duties associated with hosting a SWAP/TRIC Shared Housing Services Office; and

WHEREAS, each of the Municipalities has authority to enter into this Agreement pursuant to G.L. c. 40, s. 4A;

NOW, THEREFORE, the Municipalities, in mutual consideration of the covenants contained herein, intending to be legally bound, agree under seal as follows:

1. Term. The term of this Agreement shall commence on the date of execution and shall expire on June 30, 2026, unless earlier terminated as set forth herein. Any municipality may withdraw from the Agreement as defined below. The Agreement may be renewed for seven (7) additional three-year terms as voted by each municipality through its respective Select Board by January 1 of the year of the expiring term.

2. Lead Municipality. During the Term of this Agreement, the Town of Hopkinton shall act as the lead municipality. The Town of Hopkinton shall perform or provide the following:

- a. Issue Requests for Proposals for Consultants to provide housing administrative services described in Exhibit A: Core Housing Services, attached and incorporated herein, for all the Municipalities. All procurements must comply with M.G.L. Chapter 30B and other relevant federal and municipal procurement thresholds, laws, and statutes;
- b. Enter into contracts with Consultant to provide said housing administrative services;
- c. Manage the Consultant contracts;
- d. Receive invoices from the Consultants and make payments in a timely manner for services rendered;
- e. Establish a revolving fund to administer the collection, accounting and use of funds provided by the Municipalities to fund the Consultant contracts;
- f. Provide overall program oversight and related administration;
- g. Provide conflict resolution in accordance with Section 10 below.

3. Duties of the SWAP/TRIC Shared Housing Services Office. During the Term of this Agreement, the SWAP/TRIC Shared Housing Services Office shall perform the housing

**Commented [LB1]:** Maximum term for any IMA is 25 years as defined in MGL Chapter 40 section 4a

<https://malegislature.gov/Laws/GeneralLaws/PartI/TitleVII/Chapter40/Section4A>

administrative services as described in Exhibit A: Core Housing Services for an annual allocation of hours as indicated in Exhibit B: Fee Structure, attached and incorporated herein.

4. Funding Structure and Payment. The Town of Hopkinton shall annually request funds from the Municipalities for the upcoming year by July 1 with payment due within 30 days of the written request and the Municipalities shall provide annual funding to the Town of Hopkinton pursuant to the Fee Structure, attached as Exhibit B: Fee Structure. Funding for supplemental services not included in Exhibit A: Core Housing Services and for additional hours in excess of the allotted hours in Exhibit B: Fee Structure shall be requested separately, at the discretion of the Town of Hopkinton and the individual municipality. The Town of Hopkinton shall hold all funds in a separate revolving fund account in trust for each Municipality and shall not disburse such funds for any purpose other than payment of invoices from the contracted Consultants for services rendered and other program expenses. Municipalities may contract and pay for additional hours for supplemental services during the year by mutual agreement between the consultant and municipality.

5. Subsequent Year Adjustments. The annual allocation of hours in Exhibit B: Fee Structure shall be reviewed and adjusted, if necessary, annually, three (3) months prior to end of each fiscal year throughout the Term of this Agreement. The Town of Hopkinton shall provide a record of the actual hours of services provided to each municipality and propose an amended Exhibit B in order to make any adjustments necessary for the following year of the Term, which shall be adopted as the Municipalities may agree, in accordance with Section 14. Municipalities may increase or decrease hours year-to-year as desired and appropriated. At year end, any remaining balance of under 10 hours are forgiven; greater than 10 hours due the municipality are carried forward to the next fiscal year.

6. Indemnification. Notwithstanding the final sentence of G.L. c. 40, §4A, to the extent permitted by law, each Municipality (the "Indemnifying Municipality") separately agrees to indemnify the Town of Hopkinton, including all officials, officers, employees, agents, servants and representatives, from and against any claim arising out of the duties performed by the Regional Housing Services Office pursuant to the Agreement in or on behalf of the Indemnifying Municipality for any claim of liability, loss, damages, costs and expenses for personal injury or damage to real or personal property by reason of any negligent act or omission by the SWAP/TRIC Shared Housing Services Office while performing services for the Indemnifying Municipality. As to any claim or occurrence, the express indemnification set forth above shall be town-specific: Bellingham's obligations shall be limited to the services provided for Bellingham; Hopkinton's obligations shall be limited to the services provided for Hopkinton; Medfield's obligations shall be limited to the services provided for Medfield; Milton's obligations shall be limited to the services provided for Milton; Norwood's obligations shall be limited to the services provided for Norwood; Randolph's obligations shall be limited to the services provided for Randolph; and Sharon's obligations shall be limited to the services provided for Sharon'. The Indemnifying Municipality's obligation to indemnify under this Section shall be limited to and benefited by the immunities and the limits on liability that would be applicable under M.G.L. c. 258 and any other law or statute limiting the liabilities of municipalities as if the negligent act or omission had been made by an employee of the

Indemnifying Municipality. Furthermore, the Indemnifying Municipalities shall not be liable for any claims arising from:

- a. Violations of state or federal civil rights statutes;
- b. Violations of state or federal discrimination statutes;
- c. Wrongful termination claims;
- d. Violations of any state or federal statute dealing with employment practices;
- e. Claims that are covered by any insurance policy.

7. Termination. (Subsection A) Any Municipality, by a vote of its respective Board of Selectmen or Select Board, may withdraw from and terminate this Agreement at the end of any fiscal year with the provision of at least two months' written notice to the Town of Hopkinton. No such termination shall affect any obligation of indemnification that may have arisen hereunder prior to such termination. Upon such termination, the Town of Hopkinton shall prepare full statements of outstanding unpaid financial obligations under this Agreement and present the same to the terminating Municipality for payment within thirty (30) days thereafter. The Town of Hopkinton, by a vote of its respective Select Board, may terminate this Agreement upon the provision of at least one-month prior written notice to the participating Municipalities. After termination of this Agreement, the Town of Hopkinton shall remain liable to the participating Municipalities for any portion of the payments received not earned. (Subsection B) Any Municipality may withdraw at the end of any fiscal year in which the municipal legislative body has not appropriated funds sufficient to support that municipality's participation in the subsequent fiscal year, provided that in such an event, the municipality shall give as much notice to other subscribers to this Inter-Municipal Agreement as the circumstances allow.

8. Advisory Committee. There shall exist an Advisory Committee comprised of one (1) representative from each municipality, whom shall be appointed by the Town Manager/Administrator of the municipality. The Advisory Committee shall endeavor to meet on a quarterly basis in August, November, February and May. The Town of Hopkinton shall prepare and send to each municipality a quarterly status report prior to the quarterly meeting.

9. Conflict Resolution. The Advisory Committee may hold additional meetings to discuss and resolve any conflicts that may arise including, but not limited to, disagreements regarding the needs of each municipality and changes to the annual allocation of hours as indicated in Exhibit B: Fee Structure. Any recommendations made to the director of the SWAP/TRIC Shared Housing Services Office must be made by a majority vote. Any unresolved issues shall be decided by the Town Manager of the Town of Hopkinton.

10. Additional Communities. The Advisory Committee may vote at any time to amend this Agreement to add an additional municipality or municipalities by unanimous vote and approval of the Lead Municipality, so long as there are no more than ten (10) member communities. If voted and approved as provided in this Section, the participation of said municipality or municipalities is effective as of July 1 of the fiscal year next after the vote is taken unless otherwise agreed among all parties. Any such additional municipality must be a municipality within the South West Advisory Planning Committee (SWAP) or Three Rivers Interlocal Council (TRIC) subregion of the Metropolitan Area Planning Council (MAPC) unless



waived by a majority of the Town Managers/Administrators of the originally participating communities.

10. Financial Safeguards. The Town of Hopkinton shall maintain separate, accurate and comprehensive records of all services performed for each of the Municipalities hereto, and all funds received from the Municipalities. The Town of Hopkinton shall issue a financial report for each fiscal year to each of the Municipalities by December 31 of the following fiscal year.

11. Assignment. None of the Municipalities shall assign or transfer any of its rights or interests in or to this Agreement, or delegate any of its obligations hereunder, without the prior written consent of all of the other Municipalities.

12. Amendment. This Agreement may be amended only in writing signed by all Municipalities duly authorized thereunto.

13. Severability. If any provision of this Agreement is held by a court of appropriate jurisdiction to be invalid, illegal or unenforceable, or if any such term is so held when applied to any particular circumstance, such invalidity, illegality or unenforceability shall not affect any other provision of this Agreement or affect the application of such provision to any other circumstances, and the remaining provisions hereof shall not be affected and shall remain in full force and effect.

14. Governing Law. This Agreement shall be governed by, construed, and enforced in accordance with the laws of the Commonwealth of Massachusetts.

15. Headings. The paragraph headings herein are for convenience only, are no part of this Agreement and shall not affect the interpretation of this Agreement.

16. Notices. Any notice permitted or required hereunder to be given or served on any Municipality shall be in writing signed in the name of or on behalf of the Municipality giving or serving the same. Notice shall be deemed to have been received at the time of actual receipt of any hand delivery or three (3) business days after the date of any properly addressed notice sent by mail as set forth below:

Town of Bellingham  
Town Administrator  
10 Mechanic Street  
Bellingham, MA 02019

Town of Hopkinton  
Town Manager  
18 Main Street  
Hopkinton, MA 01748

Town of Medfield  
Town Administrator  
459 Main Street  
Medfield, MA 02052

Town of Milton  
Town Administrator  
525 Canton Avenue  
Milton, MA 02186

Town of Norwood  
General Manager  
566 Washington Street  
Norwood, MA 02062

Town of Randolph  
Town Manager  
41 South Main Street  
Randolph, MA 02368

Town of Sharon  
Town Administrator  
90 South Main Street  
Sharon, MA 02067

17. Complete Agreement. This Agreement constitutes the entire Agreement between the Municipalities concerning the subject matter hereof, superseding all prior agreements and understandings. There are no other agreements or understandings between the Municipalities concerning the subject matter hereof. Each Municipality acknowledges that it has not relied on any representations by any other Municipality or by anyone acting or purporting to act for another Municipality or for whose actions any other Municipality is responsible, other than the express, written representations set forth herein.

[SIGNATURE PAGES FOLLOW EXHIBIT B]

Exhibit A  
Core Housing Services

1. Monitoring
  - Monitoring Database of Affordable Housing Developments and residents
  - Monitor LIP and local ownership units
  - Monitor LIP rental developments
  - Assist with resales of ownership units
  - Maintain municipal inventory records with the Subsidized Housing Inventory maintained by the Department of Housing and Community Development
2. Local Support
  - Assist assessors with valuations of restricted ownership units
  - Provide technical support to staff and housing entities
  - Create and implement housing programs
  - Advise and consult on projects
  - Prepare and Review project documents
  - Provide resident support, if requested
3. Regional Activities
  - Assist communities with regional linkages
  - Provide programs and referrals to residents

[SIGNATURE PAGES FOLLOW EXHIBIT B]

## Exhibit B Fee Structure

The participating municipalities will proportionally share the total cost of operating the SWAP/TRIC Shared Housing Services Office. The proportional share is determined based on the percentage of hours planned to support each municipality for core services as represented in the fee schedule.

### Membership Fee Schedule Chart for FY23

This fee structure does not include payment for supplemental services which will be proposed and invoiced outside of this agreement or payment for additional hours in excess of the allotted hours.

	Hours	% of hrs	FY23 Fee
Bellingham			
Hopkinton			
Medfield			
Milton			
Norwood			
Randolph			
Sharon			
Total		100%	

[signature pages will be separated at time of execution]

Hereon duly authorized and executed as a sealed instrument,

TOWN OF BELLINGHAM  
By its Town Administrator

\_\_\_\_\_  
Date: \_\_\_\_\_, 2022

Hereon duly authorized and executed as a sealed instrument,

TOWN OF HOPKINTON  
By its Town Manager

\_\_\_\_\_  
Date: \_\_\_\_\_, 2022

Hereon duly authorized and executed as a sealed instrument,

TOWN OF MEDFIELD  
By its Town Administrator

\_\_\_\_\_  
Date: \_\_\_\_\_, 2022

Hereon duly authorized and executed as a sealed instrument,

TOWN OF MILTON  
By its Town Administrator

\_\_\_\_\_  
Date: \_\_\_\_\_, 2022

Hereon duly authorized and executed as a sealed instrument,

TOWN OF NORWOOD  
By its General Manager

\_\_\_\_\_  
Date: \_\_\_\_\_, 2022

Hereon duly authorized and executed as a sealed instrument,

TOWN OF RANDOLPH  
By its Town Manager

\_\_\_\_\_  
Date: \_\_\_\_\_, 2022

Hereon duly authorized and executed as a sealed instrument,

TOWN OF SHARON  
By its Town Administrator

\_\_\_\_\_  
Date: \_\_\_\_\_, 2022

Hereon duly authorized and executed as a sealed instrument,

## **Climate Action Planning Committee**

### **Charge or Statement of Purpose:**

The charge to the Milton Climate Action Planning Committee (“CAPC”) is as follows:

- 1) to review and evaluate Town bylaws, regulations, and policies and make recommendations for strategies for, including but not limited to, greenhouse gas emission reduction, mitigating climate risks, energy efficiency, and renewable energy as they affect the Town of Milton;
- 2) to solicit public input from experts, stakeholders, and residents;
- 3) to prepare a Climate Action Plan for consideration by Town Meeting that addresses the strategies and best practices for reducing community-wide greenhouse gas emissions from 1990 baseline levels in alignment with the targets set by Massachusetts law, which are currently by at least 50% by the year 2030 (M.G.L. Chapter 21N, Section 4(h)), by 75% by the year 2040 (M.G.L. Chapter 21N, Section 4(h)), and to net zero carbon emissions by the year 2050 (M.G.L. Chapter 21N, Section 3(b)(vi)); and
- 4) to measure the implementation and progress of the strategies set forth in a Climate Action Plan.

The Climate Action Plan should include:

- 1) Definition of the climate action goals for each decade through 2050, with a focus on the next decade;
- 2) Strategic options and incentives that seek to overcome barriers to implementation of climate action goals;
- 3) Recommendations for any solutions and innovations, structural changes, resource, or staffing recommendations that would assist in implementation;
- 4) Actions to promote environmental justice and to protect environmental justice populations and other disadvantaged groups and households from disproportionate effects of climate change;
- 5) Recommendations for implementing the plan across Milton ;
- 6) Recommendations for stakeholders who should be involved in implementing the plan; and

- 7) Measures that assist in tracking and reporting the Town's progress towards fulfilling climate action goals.

The CAPC shall consult with residents, businesses, organizations, and representatives from Town of Milton departments such as, but not limited to, the Town Administrator, the Consolidated Facilities Department, the School Department, the Health Department, and the Planning Department. Also, the CAPC shall engage with other Milton committees and commissions having a related purpose.

The CAPC shall report to the Select Board at least semi-annually. The report will contain the following information:

- 1) the annual updated community-wide greenhouse gas emissions inventory showing progress towards the above-mentioned greenhouse gas emissions reduction goals (subject to data availability);
- 2) implementation steps accomplished within the past year;
- 3) anticipated steps to be accomplished within the next two years;
- 4) resources, including funding, necessary to meet its charge.

#### **Membership:**

The CAPC shall have up to nine (9) members, and shall be appointed by the Select Board as follows:

- 1) one member of the Select Board or its designee;
- 2) one member of the School Committee or its designee;
- 3) one member of the Planning Board or its designee;
- 4) one member of the Conservation Commission or its designee;
- 5) one member of Sustainable Milton or its designee, as selected by Sustainable Milton;
- 6) one member of the Milton Chamber of Commerce or its designee, as selected by the Chamber;
- 7) one member selected by the Town Administrator; and



- 8) two residents who shall have expertise in planning, energy infrastructure, sustainable architecture, carbon emission reduction, mitigating climate risks, energy efficiency, energy conservation, climate/social justice advocacy, community organizing, or other relevant fields, as selected by the Select Board.

**Term:**

Members shall be appointed for a term of 1 year, concurrent with the Town's fiscal year (July 1 to June 30). The CAPC shall determine a chair and a recording secretary annually. Members shall be eligible for reappointment.

Approved by the Select Board: January 18, 2023



Office of the Select Board  
525 Canton Avenue  
Milton, MA 02186  
(617)898-4843

### Boards & Committees Volunteer Application

For information on current active boards/committees including, charge, term, and vacancies please visit the Town of Milton Boards & Committees webpage @ <https://www.townofmilton.org/boards> or contact the Select Board Office @ (617)898-4843. If you are interested in volunteering, submit this form to the Select Board Office, attention: Lynne DeNapoli at [Idenapoli@townofmilton.org](mailto:Idenapoli@townofmilton.org). A resume is welcome but not required.

Name

Tracy Dyke-Redmond

Please list the board or committee which you are requesting appointment to:

Climate Action Planning Committee

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

I have seven years of experience working in the energy industry (energy efficiency and solar). I also currently serve as the Chair of my company's Carbon Offset Committee. In these capacities I have developed expertise in energy infrastructure, carbon emissions reduction, mitigating climate risks, energy efficiency, and energy conservation. I also have a Masters in City Planning from MIT. I currently serve as an active member of Sustainable Milton's Climate Action Plan Working Group.

I have a particular interest and relevant experience in ensuring that climate action also supports equity, and that all people are given the opportunity to benefit from climate action. I would bring skills in

What would you hope to take away from your experience on the board/committee?

I hope to gain the satisfaction of working with neighbors

Have you served on a Town committee before? If so, which one(s)?

Yes, I served on the Traffic Mitigation Committee

**Potential Conflicts of Interest**

Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.

I am a member of Beacon Hill Friends Meeting in Boston, and my husband is as well, but I do not see any potential conflict of interest with this committee.

Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?

No

How did you hear about this committee or the volunteer/talent bank?

Through my work with Sustainable Milton

What better or other ways could we use to reach people with similar information?

Post the vacancies to the town email distribution list

***\*You may also submit this form by mail: Select Board Office: Attn: Lynne DeNapoli, 525 Canton Avenue, Milton, MA 02186***

## Tracy Dyke Redmond

9 Ellsworth Road • Milton, MA 02186 • 617-686-0821 • tdr6204@gmail.com

### Summary of Skills and Experience

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- Experienced in supporting solar, energy efficiency, demand response, strategic heating electrification, energy storage, electric vehicle charging, and environmental programs. Areas of focus include decarbonization, equity, and program innovation.
- Skilled in stakeholder engagement, negotiation, and conflict resolution. Experienced using research and data to develop a common understanding of complex problems and shared solutions. Skilled in facilitation, careful listening, synthesis of concerns, and development of action plans.
- Proficient in working with state government bodies such as the Massachusetts Department of Energy Resources, Massachusetts Department of Public Utilities, New Hampshire Public Utilities Commission, and Connecticut Department of Energy and Environmental Protection.
- Experienced in managing, designing, and conducting program evaluations for utilities and federal and state clients.
- Adept in translating complex technical material into relevant, actionable summaries for policymakers.
- Expert writing and public speaking skills; skilled in conveying complex information in clear, compelling language.
- Track record of building positive, productive relationships with team members and clients.
- Successful grant writing experience.

### Education

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**Massachusetts Institute of Technology, Master's in City Planning, Environmental Policy Group.** Key coursework included quantitative research methods, database management and design, and environmental policy. Master's thesis assessed community benefits of brownfields redevelopment. Recipient of a departmental fellowship. GPA 5.0/5.0.

**Oberlin College, Bachelor of Arts, Phi Beta Kappa.** Environmental studies and biology majors. Key coursework included economics, sustainable development, city and social policy, government, biology, chemistry, and Spanish language. Two awards for academic achievement. GPA 3.69/4.0.

### Professional Experience

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**Manager, Community Solar Resilience Program, Eversource** (current role) Manage a new program dedicated to developing additional utility-owned solar projects that support the Commonwealth's clean energy policy goals, while also providing climate resilience and benefitting environmental justice communities. Coordinate with staff from across the utility (e.g., distributed energy resources, distribution engineering, facilities management and operations, grid modernization, and environmental permitting). Oversee contracts and coordinate with procurement. Manage budgets. Present regularly to senior leadership. Serve as Chair of the company's Carbon Offset Committee, in support of the company's goal to make its operations carbon neutral by 2030.

**Manager, Regulatory, Policy and Evaluation, Eversource** Managed eight staff across three states focused on evaluation, data management, and policy issues. Routinely led complex multi-stakeholder efforts. Managed multiple priorities and conflicting interests (program staff, regulators, community advocacy groups). Developed scopes of work, reviewed RFPs, and managed contracts. Contributed to the definition of environmental justice municipalities used in the three-year energy efficiency plan in MA. Contributed to the development of a GIS mapping tool for community partners. Coordinating efforts on evaluating workforce development in MA and CT. Negotiated the evaluation and market effects aspects of the three-year energy efficiency plan with the Massachusetts Department of Energy Resources. Prepared responses to DPU information requests and testified on the plan in front of the Department.

**Supervisor, Energy Efficiency Evaluation, Eversource.** Managed six staff members across three states. Coordinated closely with internal business partners to keep them apprised of evaluation research and findings. Co-chaired the Massachusetts Evaluation Management Committee that oversees a portfolio of 40-50 evaluation studies for 6 utilities with an annual budget of roughly \$18M. Designed and managed evaluations of energy efficiency programs run by investor-owned utilities. Regularly interfaced with regulators as well as internal and external stakeholders to support data-driven policy discussions. Managed ongoing updates to Technical Reference Manuals. Assisted with energy efficiency and demand response program planning, including through evaluation research and potential studies.

**Senior Analyst, Energy Efficiency Evaluation, Eversource.** Identified evaluation needs, participated in evaluation methods selection, managed third-party contractors conducting evaluations, and interpreted results. Coordinated with program implementers to explain evaluation findings and integrated them into program design. Helped design and evaluate a demand demonstration pilot program testing strategies for peak demand reduction.

**Assistant Director of Corporate, Foundation and Government Relations, The Trustees.** Responsible for stewarding and strengthening relationships with institutional funders. Built collaborative relationships and communicated effectively with program managers to assess program funding needs. Wrote successful grant proposals with award amounts up to \$500,000.

**Senior Associate, Industrial Economics, Inc.** Managed and conducted numerous program evaluations for federal and state government clients focused on a wide range of environmental and compliance topics. Wrote proposals and developed project budgets. Conducted research using literature reviews, interviews, and focused groups. Managed surveys, site visits, and reviews of existing data. Compiled and interpreted data. Wrote evaluation reports and presented findings to senior management. Developed and delivered evaluation trainings. Managed subcontractors and led teams of staff. Maintained client relationships.

**Associate Scientist, Tellus Institute.** Conducted environmental policy analysis for state government. Helped multiple states develop and implement innovative compliance assistance and enforcement programs.

**Associate, Industrial Economics, Inc.** Wrote white papers on environmental policy topics for Massachusetts Toxics Use Reduction Institute and U.S. Environmental Protection Agency. Assisted clients in developing and implementing innovative, voluntary environmental programs.

**Associate, Consensus Building Institute.** Assisted senior staff in writing case studies and training materials related to mediation and negotiation.

**Research Associate, Environmental Defense Fund.** Conducted research to support engagement with a major manufacturer on reducing the chemical intensity of their products.

## **Professional Training**

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Participated in a summer-long masters level class on Quantitative Reasoning and Statistics offered by the Tufts University Urban Environmental Policy and Planning Program

Participated in a three-day course on regression analysis offered by The Evaluators' Institute (TEI)

Participated in a two-day course on Performance Measurement offered by TEI

## **Sample Projects**

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- For Mass Save, managed a set of three evaluations to analyze patterns of participation in energy efficiency programs; identified barriers to participation for low-moderate income populations, small businesses, and others; and assessed ways to increase equity in energy efficiency programs.
- For Mass Save, managed a pair of research projects designed to identify needs for workforce development in energy efficiency and strategies for improving equity in the energy workforce. Helped design an internship program to increase diversity of the energy efficiency workforce and train more women, minorities, and people who speak English as a second language in energy efficiency.
- For Eversource, managed impact and process evaluations of eight demonstration projects using a range of technologies and incentives to reduce peak energy demand. Designed demonstration projects to test potential program offers. Led contracting process to secure implementation vendors. Managed a third-party evaluation contractor who calculated demand reductions and conducted process evaluations. Coordinated with program implementers to integrate findings.
- For Mass Save, helped establish an evaluation plan to measure market effects of program efforts to support integrated controls for heat pumps, thereby enabling greater displacement of fossil fuels for heating. Worked with program staff to develop a program theory and logic model and worked with independent evaluators to establish indicators and measure baseline conditions.

## **Selected Publications**

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- Tracy Dyke-Redmond, Shawn Bodmann, Laura Schauer, Doug Bruchs, and Robert Wirtshafter, Comprehensive Research for a Full View of Barriers for Residential Hard-to-Reach Customers, American Council for an Energy Efficient Economy Summer Study, 2020.
- Tracy Dyke-Redmond, Laura Schauer, and Andrew Mielcarek, Investigating the Needs of Moderate-Income Customers, International Energy Program Evaluation Conference, 2019.
- Michael Goldman and Tracy Dyke-Redmond, Driving Down the Peak –Using Load Shape Data to Develop Demand Reduction Programs, International Energy Program Evaluation Conference, 2019.
- Vijay Gopalakrishnan, Allison Donnelly, Jon Maxwell, Tracy Dyke-Redmond, Ken Agnew, Evaluating Demand Response Evaluation, International Energy Program Evaluation Conference, 2019.
- Tracy Dyke-Redmond, Finding Ambitious Demand Reduction Opportunities through Analysis of Peak Load Personas, International Energy Program Evaluation Conference, 2017.



Office of the Select Board  
525 Canton Avenue  
Milton, MA 02186  
(617)898-4846

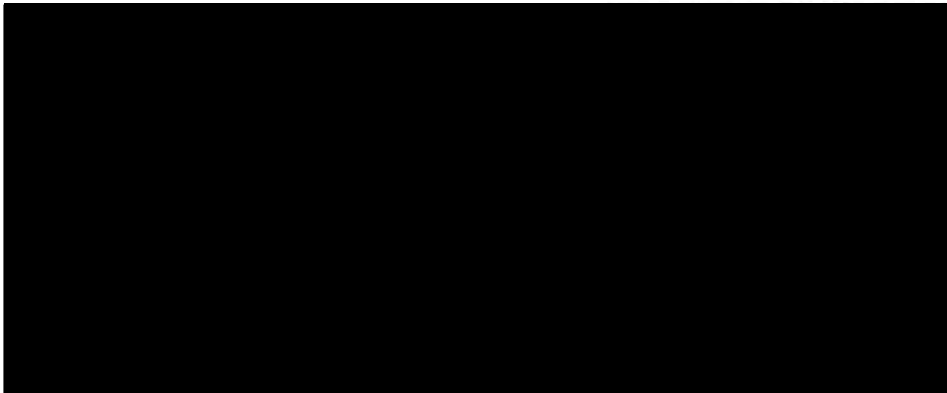
### Boards & Committees Volunteer Application

For information on current active boards/committees including, charge, term, and vacancies please visit the Town of Milton Boards & Committees webpage at <https://www.townofmilton.org/boards> or contact the Select Board Office at (617) 898-4846. If you are interested in volunteering, please submit this form to the Select Board Office by email at [volunteer@townofmilton.org](mailto:volunteer@townofmilton.org), by mail to Select Board Office: Attn: Lynne DeNapoli, 525 Canton Avenue, Milton, MA 02186, or in person. A resume is welcome but not required.

Name

John J. Godleski, MD

Address



Please list the board or committee which you are requesting appointment to:

Climate Action Planning Committee

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

50 years of experience in the health effects of air pollution and climate change including work at Harvard University and the US EPA. A broad understanding of the ambient environment and its impacts on human health. Training as a physician, member of the faculty of Harvard Medical School and Harvard School of Public Health (1978-2017), recognized international expert in air pollution health effects with 70 (out of more than 200 total) peer-reviewed scientific publications related specifically to air pollution, lectured world-wide on health effects of ambient air pollution and at Harvard and Boston College specifically upon climate change and CO2 balance. More than 20 Million dollars in direct research grant support as Principal Investigator in environmental research supported by NIH, EPA, and the Health Effects Institute.. Current positions: HMS Professor of Pathology Emeritus and CEO/Lead scientist John J. Godleski, MD PLLC. My full CV is attached and includes a full list of my peer-reviewed publications.

**What would you hope to take away from your experience on the board/committee?**

Knowledge that I made a significant contribution to my community.

**Have you served on a Town committee before? If so, which one(s)?**

I have lived in Milton since 2003. I have not served on any Town committees. In the 1980s and 1990s, I lived in Weston, MA and was treasurer and later chair of the Weston International Student Exchange Committee which managed student exchange programs with Rombas, France and Porto Alegre, Brazil.

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

None.

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

My adult daughter, Teresa Louise Godleski Sheedy, is a substitute teacher in the Milton French Immersion Program within the school system.

**How did you hear about this committee or the volunteer/talent bank?**

A report of the creation of this committee in the Milton Times.

**What better or other ways could we use to reach people with similar information?**

Local newspapers do a commendable job in informing citizens of current available opportunities.



Harvard Medical School

Harvard TH Chan School of Public Health

**John J. Godleski, M.D.**  
*Professor of Pathology*  
*Emeritus*



Department of  
Environmental Health  
(MIPS Program)

February 2, 2023

Office of The Select Board  
525 Canton Avenue  
Milton, MA 02186

**Re: Climate Action Planning Committee**

To the Select Board:

I am interested in becoming a member off the Climate Action Planning Committee. I doubt that anyone in Milton has academic credentials similar to mine in this area. I was on the faculty of Harvard Medical School, Brigham and Women's Hospital, and Harvard School of Public Health from 1978-2017 retiring as Professor of Pathology in 2017. My research laboratory was a recognized world leader in assessing mechanisms of the adverse health effects of air pollution. I have lectured specifically on Climate Change and CO<sub>2</sub> balance at Harvard and at Boston College, and have published more than two hundred papers related to pulmonary/environmental pathology. I have been Principal Investigator on numerous research grants dealing with the health effects of air pollution from NIH, EPA, and other funding agencies. I led the Particles Research Core in the Harvard-NIEHS Environmental Research Center, and I was Associate Director of the Harvard Clean Air Research Center supported by the US Environmental Protection Agency. Since my retirement from Harvard in 2017, I have remained active forming a small company focusing on the identification of foreign material in human tissues using scanning electron microscopy, energy dispersive X-ray analyses, and Raman spectroscopy. I also continue active in peer review, and as a consultant to several research programs in the Harvard Medical area.

My interest in this committee follows upon my more than 50 years in Environmental Health research. I have sought to understand climate change and its causes and effects from a global perspective. I am convinced we need to keep in mind issues which consider climate change from its causes as well as its mitigation. Global carbon dioxide balance is the underlying principal which must be considered. The committee must assess and understand our current production of energy and the resultant production of Carbon Dioxide as well as our forests and oceans which consume/reduce Carbon Dioxide. At the same time the committee must be aware of state-of-the-art programs which are currently researching innovative methods to reduce atmospheric Carbon Dioxide from the perspective of Carbon Dioxide consumption. Not being aware of the potential and benefits of such programs can be detrimental to our community and result in disasterously poor planning.

Sincerely,

*John J. Godleski, MD*

John Godleski, M.D. Professor of Pathology, Emeritus Harvard Medical School  
CEO John J Godleski, MD PLLC [REDACTED] Milton, MA 02186

Harvard Medical School/Harvard School of Dental Medicine  
Format for the Curriculum Vitae

**Date Prepared:** February 1, 2023

**Name:** John J. Godleski

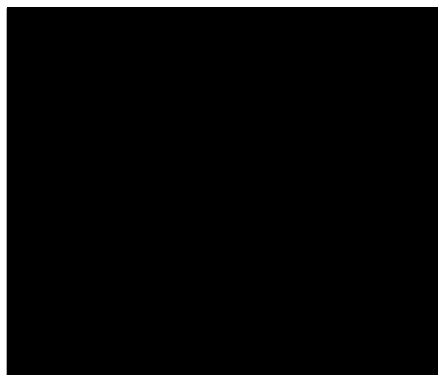
**Office and  
Home Address:**

**Work Phone:**

**Work Email:**

**Cell Phone:**

**Place of Birth:**



**Education**

1965	BS	Biology	King's College, Wilkes- Barre, PA
1969	MD	Medicine	University of Pittsburgh, Pittsburgh, PA

**Postdoctoral Training**

1969-1970	Intern	Pathology	Massachusetts General Hospital
1970-1971	Assistant Resident	Pathology	Massachusetts General Hospital
1969-1972	Teaching Fellow	Pathology	Harvard Medical School
1971-1972	Research Fellow	Physiology	Harvard School of Public Health
1971-1973	Teaching Fellow	Pathology	University of North Carolina, Chapel Hill

**Faculty Academic Appointments**

1973-1978	Assistant Professor	Pathology	Medical College of Pennsylvania
1976-1978	Assistant Professor	Pathology, Graduate Faculty	Medical College of Pennsylvania
1978-1984	Assistant Professor	Pathology	Harvard Medical School
1978-1984	Assistant Professor	Environmental Health	Harvard School of Public Health
1984-2015	Associate Professor	Pathology	Harvard Medical School
1984-2015	Associate Professor	Environmental Health	Harvard School of Public Health

2015-2017	Professor	Pathology	Harvard Medical School
2015-2017	Professor	Environmental Health	Harvard TH Chan School of Public Health
2018-	Professor, Emeritus	Pathology	Harvard Medical School

#### Appointments at Hospitals/Affiliated Institutions

1973-1978	Assistant Pathologist	Pathology	Hospital of the Medical College of Pennsylvania
1973-1978	Attending Pathologist	Autopsy & Surgical Pathology Service	Hospital of the Medical College of Pennsylvania
1978-1980	Associate Pathologist	Pathology	Brigham and Women's Hospital
1978-1997	Attending Pathologist	Autopsy Pathology Service	Brigham and Women's Hospital
1978-2017	Consulting Pathologist in Pulmonary Diseases	Surgical Pathology Service	Brigham and Women's Hospital
1978-2017	Consulting Pathologist in Pulmonary Diseases	Autopsy Pathology Service	Brigham and Women's Hospital
1979-1986	Associate Pathologist	Pathology	Parker Hill Medical Center
1980-2001	Pathologist	Pathology	Brigham and Women's Hospital
2001-2017	Senior Pathologist	Pathology	Brigham and Women's Hospital

#### Other Professional Positions

1971-1973	Chief, Pathology Section, Pathobiology Branch, Environmental Biology Laboratory	Environmental Protection Agency
1973-1978	Director Inhalation Pathology Laboratory	Medical College of Pennsylvania
1976-1979	Consultant	Biosearch, Inc.
1980-1997	Consulting Pathologist	West Roxbury VA Hospital
1987-2005	Consulting Scientist	Forchung Centrum fur Umwelt und Gesundheit
1993-1996	Consultant	NIOSH Appalachian Laboratory
1998-2001	Consulting Scientist	RIVM
2001-2002	Consulting Pathologist, Inhalation Chemotherapy Program	Battelle Pulmonary Therapeutics, Inc.
2001-2005	Consultant	St. Lawrence Cement Company
2007	Invited Consultant	New York city Medical Examiner's Office regarding lung disease resulting from dust inhalation in connection with the terrorist attacks on 9/11/01
2007	Member of Delegation to China	Air and Waste Management Association



Office of the Select Board  
525 Canton Avenue  
Milton, MA 02186  
(617)898-4843

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Name

Dr. Alexander Hasha

Address

Please list the board or committee which you are requesting appointment to:

Climate Action Planning Committee

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

I am a PhD mathematician with 13 years experience leading Data Science (statistical modeling and data engineering) teams, primarily in Financial Services. My doctoral research focused on aspects of climate modeling, and I have been deeply concerned about climate change since that time.

The 2018 IPCC report renewed my concern about this issue, and I started looking for opportunities to refocus professionally on addressing climate change. In 2021, I joined a

**What would you hope to take away from your experience on the board/committee?**

I would hope to see the town reduce its greenhouse gas emissions and improve resilience to climate change in a way that most residents are happy about.

**Have you served on a Town committee before? If so, which one(s)?**

I have not.

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

I am a board member of Sustainable Milton and the sole member and principal of Hasha Data Science LLC, a freelance Data Science consulting company I formed in December 2022.

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

No.

**How did you hear about this committee or the volunteer/talent bank?**

I advocated for its formation with the Select Board

**What better or other ways could we use to reach people with similar information?**

It would probably be helpful to post calls for committee volunteers to key social media groups, like "Everything Milton" on Facebook.

***\*You may also submit this form by mail: Select Board Office: Attn: Lynne DeNapoli, 525 Canton Avenue, Milton, MA 02186***

# Dr. Alexander Hasha

## SUMMARY

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Experienced Data Science technical leader with backgrounds in finance and climate science seeking a role in the global response to climate change.

## EXPERIENCE

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### Persefoni

June 2021 - August 2022

#### *Senior Director of Data Science*

Persefoni is a leading carbon accounting SaaS firm. I led the engineering pod responsible for building the data and software architecture to implement calculations of greenhouse gas emissions aligned to the GHG Protocol for corporate emissions and the PCAF standard for financed emissions.

- Developed ETL pipelines and database structures to integrate third-party emission factors with the calculation engine
- Introduced documentation and testing processes that reduced the frequency and severity of calculation errors as well as key-person dependencies.
- Developed algorithms to compute proprietary emission factors and to recommend emissions calculation methods based on the users available data

### Capital One

2012 - 2021

#### *Divisional Model Risk Officer: Technology, Digital, and HR*

2017-2021

Led the model validation and risk management for machine learning models in diverse business domains, including chatbots, cybersecurity, data management, marketing optimization, hiring, identity verification, and fraud. My team upheld standards of practice, ensured regulatory compliance, and enabled informed executive decision making through independent evaluation of machine learning technologies.

#### *Technical Product Owner, Enterprise Machine Learning Platform*

2019-2021

Defined requirements and prioritized the backlog for three engineering pods responsible for Capital One's first successful enterprise cloud platforms for model development, analytics, and batch model deployment, enabling thousands of internal analysts to harness the power of open source in the public cloud.

#### *Senior Director of Data Science, Digital Innovation Labs*

2012-2016

Led a modeling team with the mission to prove out the business potential of machine learning and open source tech:

- Increased accuracy of Bundle's ML matching algorithms to 99% precision, meeting acceptance criteria for roll-out to all Capital One customers' digital transaction ledger.
- Operationalized the model as Capital One's first production use case of Hadoop and Python
- Developed a software framework for building and deploying ML pipelines that was adopted by multiple teams.
- Evangelized open source collaboration methods and software engineering best practices across Capital One's Data Science community.

### Bundle.com

2010 - 2012

#### *Lead Data Scientist*

Led a team of developers and data scientists building consumer-facing data products based on billions of credit card transactions.

- Developed a machine learning pipeline to power Bundle's core product, a merchant review website
- Hired and led a team to scale the data product and bring it to market
- Worked with CEO to pitch company for acquisition, and led the technical due diligence process in the company's acquisition by Capital One

### Citigroup

2008 - 2010

#### *Associate, Mortgage Backed Securities Modeling*

Worked on the agency mortgage prepayment modeling team and supported the term structure modeling team.

## EDUCATION

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### Courant Institute of Mathematical Science – NYU

*Ph.D. in Mathematics*, GPA: 4.0/4.0, Advisor: Oliver Bühler

Thesis Title: "Gravity wave refraction by three-dimensionally varying winds and the global transport of angular momentum in the atmosphere"

### Cambridge University – Trinity College

*Master of Advanced Study in Mathematics with Merit*

### Massachusetts Institute of Technology

*Bachelor of Science in Mathematics*, GPA: 5.0/5.0, Phi Beta Kappa

## VOLUNTEERING

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### Sustainable Milton

December 2020 - Present

*Board Member*

2022 - Present

Partnering with local non-profits to build a community taking action on climate change. We aim to draw in Milton residents with accessible and rewarding actions to combat climate change and create communities around these actions that residents find personally rewarding.

- Leading a working group helping the town of Milton to develop a climate action plan.
- Launched a community action website  
(see <https://community.massenergize.org/sustainablemilton>)
- Developed data pipelines to streamline community organizers' access to public sustainability data sets.  
(see [https://github.com/massenergize/rad\\_pipeline](https://github.com/massenergize/rad_pipeline))

### Interfaith Social Services

June 2022 - Present

*Food Pantry Worker*

I work a weekly three-hour shift stocking and bagging groceries for Interfaith's food pantry clients.

## PUBLICATIONS

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Hasha, Alexander E and John WM Bush (2002). "Fluid fishbones". In: *Physics of Fluids* 14.9, S8–S8.

Bush, John WM and Alexander E Hasha (2004). "On the collision of laminar jets: fluid chains and fishbones". In: *Journal of fluid mechanics* 511, pp. 285–310.

Hasha, Alexander E (2005). "A Search for Baroclinic Structures". In: *Proceedings of the 2005 WHOI Summer Geophysical Fluid Dynamics Program*.

Hasha, Alexander et al. (2008). "Gravity wave refraction by three-dimensionally varying winds and the global transport of angular momentum". In: *Journal of the atmospheric sciences* 65.9, pp. 2892–2906.

Karpishpan, Yakov et al. (2010). "Introducing the Citi LMM Term Structure Model for Mortgages". In: *The Journal of Fixed Income* 20.1, pp. 44–58.

## SKILLS

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Applied Mathematics, Machine Learning, Model Validation, Software Quality Assurance, R&D, Open Source Software, Python, SQL, Databricks, Spark, scikit-learn, pandas, Java, R,  $\LaTeX$



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Name

Ron Israel

Please list the board or committee which you are requesting appointment to:

Climate Action Planning Committee

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?



I am the Director of Climate Scorecard, a non-profit organization that monitors policies and programs that affect emissions in leading greenhouse gas emitting countries around the world, including the United States. I can bring a knowledge base of what works and does not work in relation to climate change at a national and local level. To learn more about our work please visit [www.climatescorecard.org](http://www.climatescorecard.org)

**What would you hope to take away from your experience on the board/committee?**

I would hope to gain more experience in how best to address climate change at a local level.

**Have you served on a Town committee before? If so, which one(s)?**

No, I have not served on a Town committee before.

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

I manage 2 non-profit organizations but I don't see this as a conflict of interest.

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

No

**How did you hear about this committee or the volunteer/talent bank?**

An article in the Milton Times

**What better or other ways could we use to reach people with similar information?**

Social media

Email  
Address

# Ron Israel

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Leadership, teaching and learning in the fields of global citizenship, climate change, and international development

## Work Experience

- The Global Citizens' Initiative: Founder and Executive Director (2010-present): Started a non profit organization that provides global citizenship education, training and advocacy support to members in over seventy-five countries. Started and managed a sub-project focused on climate change called Climate Scorecard.
- Education Development Center, Inc. (EDC): Vice President and Director of International Programs (1989-2010): developed and managed \$500,000,000 in large-scale international development projects in countries around the world
- New Bedford Global Learning Charter School: Co-Founder and Management Team Member (1995-1998): Started a charter school to help students gain the knowledge and skills needed to become global citizens and succeed in a world economy
- International Development Consultant (1985-present): provide technical and organizational advice to international development institutions such as The World Bank, UNESCO, UNICEF, and USAID

## Academic Experience

- Lead Instructor for a Global Citizenship Leadership Training Course (2012)
- Taught Seminars on global citizenship at Harvard University, New York University, and Monterrey Institute of International Studies
- Taught course on social marketing at Harvard University School of Public Health

## Publications

- **Global Citizenship: A Path to Building Identity and Community in a Globalized World**, Amazon.com. 2012
- **A Social Marketing Guidebook**, UNESCO, 1989



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Name

Lisa Troy

Address

Please list the board or committee which you are requesting appointment to:

Climate Action Committee

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

My entire education and professional experience have been devoted to environmental issues. In college and graduate school, I studied both environmental science and policy. I love the space between science and policy. This passion was evident in my roles as an environmental consultant and educator. I now use this skill in supporting my company and our clients as we create incentives for renewable energy through Renewable Energy Credits (RECs). I am well-read about the effects of a changing climate and the resiliency measures needed to prepare. I also believe that environmental justice is a huge part of the analysis. I would bring my passion, my understanding of policy, my systems thinking approach, and my analytical skills to the committee. Please see my resume for more information.

What would you hope to take away from your experience on the board/committee?

See attached, formatting is off.

Have you served on a Town committee before? If so, which one(s)?

No

**Potential Conflicts of Interest**

Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.

Neposet Watershed Association, Sustainable Milton

Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?

No

How did you hear about this committee or the volunteer/talent bank?

A friend sent me an email.

What better or other ways could we use to reach people with similar information?

Milton Facebook groups, Milton Times

***\*You may also submit this form by mail: Select Board Office: Attn: Lynne DeNapoli, 525 Canton Avenue, Milton, MA 02186***

# Lisa Richards Troy

**SUMMARY:** Experienced professional with a commitment to sustainability, renewable energy, and a proven track record of innovation and leadership.

## EDUCATION

**The University of Montana**, Missoula, MT— MS, Resource Conservation, GPA 4.0  
**Dickinson College**, Carlisle, PA— BA, Policy and Management Studies, Environmental Certificate  
**Northeastern/UMass Boston**, Boston, MA, Graduate-level MEd course work

## SKILLS SUMMARY

### Environmental/Sustainability/Business

- Promoted to Senior Associate after eight months.
- Expertise in the MA and the PJM GATS SREC programs. Expertise in RCRA, Superfund, EPCRA, UST environmental regulations.
- Increased efficiency in reporting solar production to registries while aggregate grew over 25%.
- Analyze solar kWh auto-reporting success rate bi-weekly. Created steps to build the analysis.
- Provided environmental regulatory phone support for communities, states, citizens, and EPA.
- Train new staff in SREC reporting protocols, environmental regulations, and policy.
- Lead sustainability initiative encompassing research and implementation of sustainability practices and curriculum. Communicated solar panel options and sustainability goals to stakeholders.
- Created and lead Climate Change Sustainability STEAM project.

### Interpersonal/Communication

- Effectively communicate verbally and in writing as evidenced by presentations to stakeholders, reports, and publication. Support and communicate with clients daily.
- Trusted to mentor and train new employees.
- Created training and workflow documents for new and existing staff.
- Work as a team to achieve project goals as seen in the months-long STEAM project.
- Built partnerships with organizations such as WHOI, WPI, Concord Consortium, Schneider Electric.
- Excellent phone skills. Helped yield the highest reporting success rate of any other team on a recent call campaign.

### Organization and Planning

- Coordinated events for up to 300 attendees.
- Coordinated single-day and multi-day student travel including logistics, medical needs, and curriculum.
- Secured donated event venues such as Gillette Stadium and Microsoft NERD Center.
- Implement survey design practices to support the administration.
- Excellent research skills including training others in research methods.
- Manage multiple projects in a fast-paced environment.

### Technology

- Business stakeholder in the Reporting Operations development team. Advocated for changes to improve the customer experience for over 40K clients.
- Proficient with G-Suite, MS Word, Excel, Zoom, and learning platforms.

## WORK HISTORY

<b>Senior Associate, Reporting Operations</b>	SRECTrade/Xpansiv	Remote, MA	2021-Present
<b>Science Teacher</b>	The Meadowbrook School of Weston	Weston, MA	2020-2021
<b>Sustainability Coordinator</b>	The Sage School	Foxboro, MA	2011- 2020
<b>Dorm Head</b>	The Woodward School for Girls	Quincy, MA	2007- 2011
	The Indian Mountain School	Lakeville, CT	2003 - 2007
<b>Environmental Consultant</b>	Booz-Allen & Hamilton	Arlington, VA	1992 - 1994
<b>Graduate School TA, RA, Intern</b>	UMT & MT Fish, Wildlife, and Parks	Missoula, MT	1996 - 1998

**PUBLICATION**

Science Scope, "Engineering Partnerships: How collaborating with a scientist created an authentic engineering problem." NSTA. April 2018, Vol. 41. No. 8.

**AWARDS**

Teacher Appreciation Luncheon, Massachusetts Math and Science Academy, 2019  
Green Difference Makers Honorable Mention 2017  
Clean Up New England Honorable Mention 2017  
Keep America Beautiful Recycle-Bowl Third Place, MA 2017

**VOLUNTEER WORK**

Neponset Watershed Association - Water Quality Sampling, 2015-Present  
Trustees of the Reservation - Gardener, Bradley Estate, 2016  
March for Science Boston, Volunteer Table Coordinator, 2017  
Member of Sustainable Milton, Squam Lakes Association, Squam Lake Science Center

Lisa Troy  
Application for Climate Action Committee

What experience, skills, insight, education, or special training would you bring to the board/committee?

My entire education and professional experience have been devoted to environmental issues. In college and graduate school, I studied both environmental science and policy. I love the space between science and policy. This passion was evident in my roles as an environmental consultant and educator. I now use this skill in supporting my company and our clients as we create incentives for renewable energy through Renewable Energy Credits (RECs). I am well-read about the effects of a changing climate and the resiliency measures needed to prepare. I also believe that environmental justice is a huge part of the analysis. I would bring my passion, my understanding of policy, my systems thinking approach, and my analytical skills to the committee. Please see my resume for more information.

What would you hope to take away from your experience on the board/committee?

Milton is such an interesting town in regard to Climate Action. We are adjacent to the urban centers of Boston and Quincy. We have the Red Line, bus routes, and are bisected by an interstate highway. We have rivers, ponds, and a saltwater estuary where bald eagles and seals can be seen. We have large tracts of forest and densely settled neighborhoods. We have a Superfund site. By serving on the Climate Action Committee, I want to serve my town and protect the resources we love in Milton. I hope the committee can be seen as a leader in planning for climate resiliency.

## **Milton Youth Task Force**

### **Charge:**

The charge to the Milton Youth Task Force is to explore expanded opportunities and safe places for teenage students ages 11-18 to socialize and be productive within the Milton community, including but not limited to out-of-school time programming, and to make progress reports and recommendations to the Milton Select Board annually.

This teen centered Youth Task Force will consult with representatives from Town of Milton departments such as, but not limited to, the Select Board/Town Administrator, the Milton Public Library, the Milton Health Department, Milton Parks and Recreation, and the Milton Police Department.

The Youth Task Force is encouraged to engage with and bring together the various youth focused groups and initiatives at work in Milton such as, but not limited to, the Milton Library Teen Advisory Board, the Milton Youth Advocates for Change, athletic organizations, and fine and performing arts programs. The Youth Task Force is also encouraged to engage with representatives of Milton community institutions and organizations such as, but not limited to, Beth Israel Deaconess Medical Center, the Milton Interfaith Clergy Association, Curry College, and the Milton Chamber of Commerce.

### **Membership:**

Students shall represent unduplicated school grade levels, and the task force may not include members from the same immediate family at any one time.

The Youth Task Force shall have 10 members, and shall be appointed by the Select Board as follows:

- (i) Three teenage Milton residents, at least one of whom shall be a member of Milton Youth Advocates for Change
- (ii) Three parents or guardians of Milton teenage residents
- (iii) Two members with professional experience in youth programming
- (iv) A member of the Milton Coalition
- (v) A member of the Select Board

### **Term:**

Members shall be appointed for a term of 1 year, concurrent with the Town's fiscal year (July 1 to June 30). The Youth Task Force shall determine a chair and a recording secretary annually. Members shall be eligible for reappointment.

Adopted by the Select Board: December 6, 2022





**Office of the Select Board  
525 Canton Avenue  
Milton, MA 02186  
(617)898-4846**

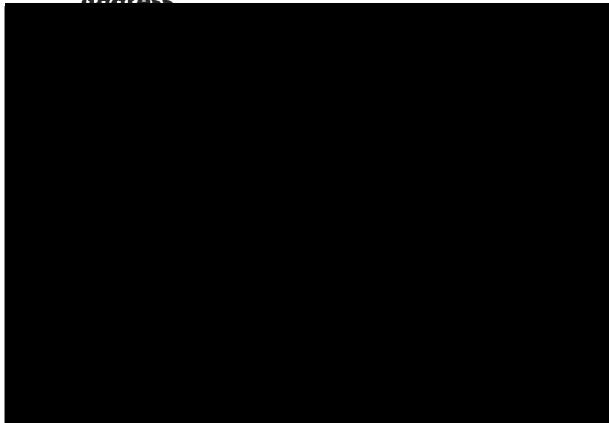
### **Boards & Committees Volunteer Application**

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**Name**

Griffin Angus

**Address**



**Please list the board or committee which you are requesting appointment to:**

Youth Task Force

**Please use the space provided below to answer the following questions:**

**What experience, skills, insight, education, or special training would you bring to the board/committee?**

I am currently a youth representative to the town's Community Health Assessment, where I have been able to identify health needs of Milton's youth and advocate for and research potential solutions. As a member of the Milton Youth Advocates for Change, I have advocated for the needs of the youth in the schools to members of the school committee. I attended a training by Community Drug Coalitions of America, learning about community organization and substance misuse prevention. As an MHS Freshman, I am my grade's GBRSAC rep., an Amnesty International member, and a school newspaper writer.

**What would you hope to take away from your experience on the board/committee?**

I want to enhance my skills in advocacy, research and communication through the YTF.

**Have you served on a Town committee before? If so, which one(s)?**

I currently serve on the Community Health Assessment Group as one of two youth representatives.

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

My mom, Amy Robins, is a town meeting member. I am a youth representative to the town's Community Health Advisory Group and GBRSAAC representative.

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

No

**How did you hear about this committee or the volunteer/talent bank?**

I heard about the YTF when MYAC presented to the Select Board in favor of keeping it.

**What better or other ways could we use to reach people with similar information?**

School-wide email at town middle and high schools, and social media ads and/or posts.

***\*You may also submit this form by mail: Select Board Office: Attn: Suzanne Bridges, 525 Canal Avenue, Milton, MA 02186***



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Name

Lisa Courtney

Address

Please list the board or committee which you are requesting appointment to:

Youth Task Force

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

I am an involved member of the town by virtue of being a mother to 2 Cunningham students who are active in all sorts of activities in town. I am on the board of the Friends of the Library that raise funds and secure volunteers for library programming. My undergraduate degree is in psychology and I have an MBA. I have taken the Mental Health First Aid course offered through the Milton Coalition. I keep an eye on what is going on in town via the local paper and FB sites and also in my neighborhood where teens stroll down the street into the woods.

**What would you hope to take away from your experience on the board/committee?**

I'd like to contribute to making Milton a better place for everyone but especially for the young adults!

**Have you served on a Town committee before? If so, which one(s)?**

no

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

Friends of the Milton Public Library

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

no

**How did you hear about this committee or the volunteer/talent bank?**

Jennifer Malkovich

**What better or other ways could we use to reach people with similar information?**

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Name

Allison Gagnon

Email

Please list the board or committee which you are requesting appointment to:

Youth Task Force

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

When I first moved to Milton I joined the Milton Playground committee where we met regularly, budgeted, fund raised, executed plans and completed construction of all playgrounds in Milton. Working in this group, I can offer much insight to the entire process in completing tasks from start to finish. When I was younger, I was also part of our teen center. Working, organizing events, and understanding what the youth wants. I also have a background in Marketing with focus on vendor relations, social media, customer service, branding, and events. I have two children in the public schools who will be looking for different places and experiences to attend as they get older.

**What would you hope to take away from your experience on the board/committee?**

I would like to help our local youth and continue to give back to the community we have been apart of for 8+ years. I am invested in created a place our youth feel safe and secure while also feeling included.

**Have you served on a Town committee before? If so, which one(s)?**

I was on the Milton Playground committee

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

Warrant Committee

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

No

**How did you hear about this committee or the volunteer/talent bank?**

I read the Milton Times

**What better or other ways could we use to reach people with similar information?**

Creating a newsletter of available committees. Advertising.

***\*You may also submit this form by mail: Select Board Office: Attn: Suzanne Bridges, 525 Canton Avenue, Milton, MA 02186***



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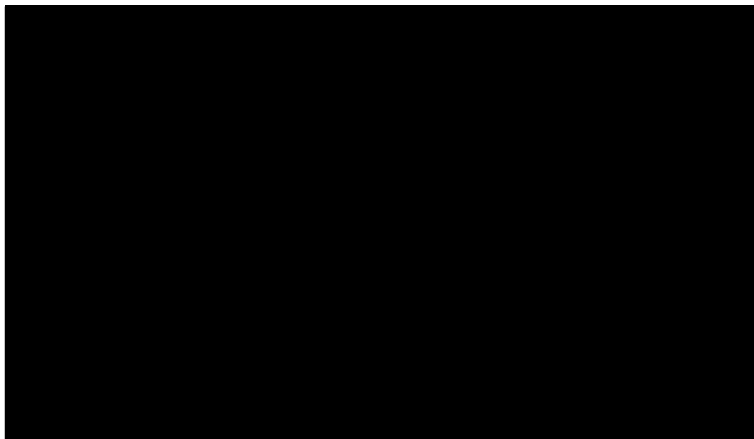
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Name

Jaime Levash

Address



Three empty rectangular input fields for address details.

Please list the board or committee which you are requesting appointment to:

Youth Task Force

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

Early in my career, I focused in youth work as a social worker. I was passionate about suicide awareness and self esteem building. My career changed pathes and are not doing one-to-one counseling and support groups, however, I am invested in Milton youth sports and the advantages of youth participation in sports, music, arts, etc.

**What would you hope to take away from your experience on the board/committee?**

I do not believe the Youth Task Force is a committee for me to take anything away with but to serve the youth in our community. It is for me to listen and help plan for the services and needs they are looking for.

**Have you served on a Town committee before? If so, which one(s)?**

I have not served on an appointed town committee. I am an appointed Milton Public Library Trustee and is the Chair of the Library's Equity & Inclusion Commitee. I am currently the Vice President of Milton Soccer.

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

Please see above for my town involvement. My husband is an appointed member by the Select Board to the CPA Committee. I do not see his involvement a conflict of interest.

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

No

**How did you hear about this committee or the volunteer/talent bank?**

In the newspaper and through other groups.

**What better or other ways could we use to reach people with similar information?**

I believe you do the best that you can.





Office of the Select Board  
525 Canton Avenue  
Milton, MA 02186  
(617)898-4846

### Boards & Committees Volunteer Application

For information on current active boards/committees including, charge, term, and vacancies please visit the Town of Milton Boards & Committees webpage @ <https://www.townofmilton.org/boards> or contact the Select Board Office @ (617)898-4846. If you are interested in volunteering, submit this form to the Select Board Office, attention: Suzanne Bridges at [Sbridges@townofmilton.org](mailto:Sbridges@townofmilton.org). A resume is welcome but not required.

Name

Christina Lilliehook

Address

[Redacted Address]

Please list the board or committee which you are requesting appointment to:

Milton Youth Task Force

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

I have two youth in MPS (one in Pierce and one in MHS). I am not working in education so I would bring an outside perspective as a parent and working professional. I am a former scientist, now medical writer for an biotech investment firm. My professional skills include approaching any given issue with an unbiased perspective, look for and evaluate available data, and make recommendations for action items based on data and consensus. The data on how the pandemic have hurt learning for our youth are very clear. The town needs a strong youth task force that can map and execute future directions for how the schools can best support our youth to catch up and feel confident about their future.

**What would you hope to take away from your experience on the board/committee?**

That I made a positive contribution to the town of Milton, and especially the schools.

**Have you served on a Town committee before? If so, which one(s)?**

No

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

None

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

No

**How did you hear about this committee or the volunteer/talent bank?**

Word of mouth

**What better or other ways could we use to reach people with similar information?**

I do wish for Town of Milton to dramatically revamp the website, but thats for another day.

***\*You may also submit this form by mail: Select Board Office: Attn: Suzanne Bridges, 525 Canton Avenue, Milton, MA 02186***



Office of the Select Board  
525 Canton Avenue  
Milton, MA 02186  
(617)898-4846

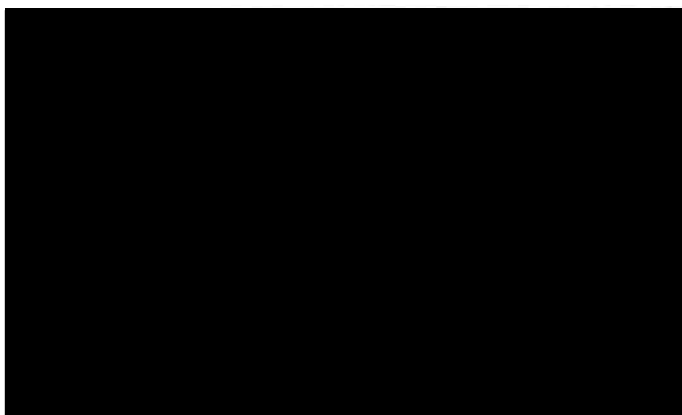
### Boards & Committees Volunteer Application

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Name

Neal Piliavin

Address



Three empty rectangular boxes for address details.

Please list the board or committee which you are requesting appointment to:

Traffic Commision, Youth Advisory, IT

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

40+ years of business, board and advisory experience with companies and organizations such as Microsoft, HubSpot, Independent Colleges of Washington, Wharton Club of Boston. I am passionate about making Milton better for everyone and I think I can bring positive, cooperative and valuable contributions for our community.

What would you hope to take away from your experience on the board/committee?

If I am selected to be on any of these committees I'd

Have you served on a Town committee before? If so, which one(s)?

No

**Potential Conflicts of Interest**

Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.

none

Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?

no

How did you hear about this committee or the volunteer/talent bank?

through email

What better or other ways could we use to reach people with similar information?

Website, email, social (facebook, instagram, twitter)

**From:** [Rachel Pozzar](#)  
**To:** [Lynne DeNapoli](#); [Nicholas Milano](#)  
**Subject:** Application for Youth Task Force  
**Date:** Thursday, December 1, 2022 3:43:28 PM  
**Attachments:** [Pozzar Academic CV.pdf](#)  
[Pozzar Volunteer Application.pdf](#)

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[External Email- Use Caution]

Hi Linda and Nick,

I am writing because I am interested in applying to be appointed to the Youth Task Force. I've completed the town volunteer application, attached. I've also attached my academic CV to provide details of my clinical, grant writing, and research experience.

Thanks so much for your consideration. Please let me know if I can provide any additional information to the Select Board.

Best,  
Rachel



**Office of the Select Board  
525 Canton Avenue  
Milton, MA 02186  
(617)898-4846**

### **Boards & Committees Volunteer Application**

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**Name**

Rachel Pozzar

**Address**

**Please list the board or committee which you are requesting appointment to:**

Youth Task Force

**Please use the space provided below to answer the following questions:**

**What experience, skills, insight, education, or special training would you bring to the board/committee?**

I am a family nurse practitioner with 14 years of clinical practice experience. In this capacity, I served for several years as a volunteer for the Bridge Over Troubled Waters mobile medical van for youth experiencing homelessness. In addition, I completed one year of clinical training at the Boston Healthcare for the Homeless respite facility at Jean Yawkey Place. My training in adult and pediatric primary care has given me a comprehensive understanding of human health and development across the lifespan, and my work with individuals experiencing homelessness has allowed me to become attuned to the unique needs of youth facing social and structural barriers to well-being. Currently, in my role as a nurse scientist at Dana-Farber Cancer Institute, I am responsible for designing and leading research studies that focus on quality of life in people with cancer. My skills as an investigator include data collection, analysis, interpretation, and reporting. As a member of the Youth Task Force, I could apply these skills to tasks including planning and implementing a needs assessment, identifying best practices, and communicating research findings to members of the Committee and the general public. Finally, I am experienced in grantwriting given that my research and salary are primarily funded by foundation grants. I could use this skill to assist the Town to obtain funding for youth initiatives.

**What would you hope to take away from your experience on the board/committee?**

As a parent of two children in MPS, I am committed ensuring to the health and well-being of youth in our town. I hope that my impact will be reflected in an uptick of resources for youth, particularly those focused on health and recreation.

**Have you served on a Town committee before? If so, which one(s)?**

I have been a Town Meeting Member for Precinct 8 since 2019. I was also part of the team that raised funds for and built the Cunningham / Collicot Green Space in 2020.

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

N/A

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

No

**How did you hear about this committee or the volunteer/talent bank?**

Word of mouth

**What better or other ways could we use to reach people with similar information?**

Facebook or Milton Times

***\*You may also submit this form by mail: Select Board Office: Attn: Suzanne Bridges, 525 Canton Avenue, Milton, MA 02186***

**Harvard Medical School  
Curriculum Vitae**

**Date Prepared:** December 1, 2022

**Name:** Rachel A. Pozzar

**Office Address:** Dana-Farber Cancer Institute  
450 Brookline Avenue, LW518  
Boston, MA 02215

**Home Address:** [REDACTED]

**Education:**

2007	AS (magna cum laude)	Nursing	Regis College, Weston, MA
2008	BS (summa cum laude)	Nursing	University of Massachusetts Boston, Boston, MA
2012	MS (with distinction)	Nursing	Boston College, Chestnut Hill, MA
2018	PhD	Nursing	Northeastern University, Boston, MA

**Postdoctoral Training:**

9/2015-9/2018	Pre-doctoral Fellow	Oncology Nursing Science (Mentor: Donna L. Berry)	DFCI
7/2019-6/2021	Post-doctoral Fellow	Oncology Nursing Science (Mentor: Donna L. Berry)	DFCI, Harvard Medical School (HMS), Boston, MA

**Faculty Academic Appointments:**

2014	Adjunct Clinical Faculty	Nursing	University of Massachusetts Lowell, Lowell, MA
7/2021-	Instructor	Medicine	Harvard Medical School (HMS), Boston, MA



**Appointments at Hospitals/Affiliated Institutions:**

10/2004-7/2009	Education and Communications Coordinator	Division of Global Health Equity	Brigham and Women's Hospital (BWH), Boston, MA
7/2009-2/2013	Registered Nurse	Intermediate Medicine and Intensive Palliative Care Unit	BWH
2/2013-3/2019	Nurse Practitioner	Primary and Urgent Care	Beth Israel Lahey Health, Gloucester and Danvers, MA
10/2018-6/2019	Clinical Research Coordinator	Phyllis F. Cantor Center for Research in Nursing and Patient Care Services	DFCI
7/2021-	Clinical Specialist	Phyllis F. Cantor Center for Research in Nursing and Patient Care Services	DFCI

**Other Professional Positions:**

2016-2017	Graduate Teaching Assistant	Bouvé College of Health Sciences (BCHS), Northeastern University, Boston, MA	
2017-2018	Graduate Research Assistant	BCHS	
2018-2019	Postdoctoral Research Assistant	BCHS	
2021-	Staff Research Scientist (per diem)	University of Washington, Seattle, WA	2 hours per week

**Committee Service:****Local**

2022-	Institutional Review Board D	Dana-Farber Cancer Institute
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2022-

Reviewer

**Regional**

2020-2021	Dissertation committee for PhD in Nursing candidate Mary Margaret "Maggie" Eaton	BCHS, Northeastern University
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**National**

2022	DNPs of Color Pathways to Publication Program	Jonas Nursing and Veterans Healthcare
2022		Mentor

**Grant Review Activities:**

2022-	Doctoral Scholarship Review Committee	Oncology Nursing Foundation
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**Editorial Activities:**

**Ad hoc Reviewer**

*Oncology Nursing Forum*

*International Journal of Gynecological Cancer*

*Gynecologic Oncology*

*BMC Cancer*

*Journal of Medical Internet Research*

*Supportive Care in Cancer*

**Other Editorial Roles**

2021-	Supportive and Palliative Care Editorial Board Member	National Cancer Institute Physician Data Query (PDQ)
2022-	Associate Editor	Oncology Nursing Forum

**Honors and Prizes:**

2006	Association of Multicultural	BWH	Academic
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Members of Partners  
Scholarship

2007	Mary D. Brown Award for Leadership and Professionalism in Nursing	Regis College	
2007	Student Organization Award	Regis College	Leadership
2011	Haley Family Graduate Nursing Fellow	Boston College	Scholarship
2012	Award for Clinical Excellence in the Family Nurse Practitioner Specialty	Boston College	
2012	Graduate Nurses' Association Leadership Recognition Award	Boston College	
2016	Nurse Leader Scholarship	Jonas Philanthropies	
2017	Excellence in Dissemination Award, Peer-Reviewed Paper	Division of Nursing and Patient Care Services, DFCI	
2017	First Place Poster Presentation, Peer- Reviewed PhD	Eastern Nursing Research Society 29th Annual Scientific Sessions	
2018	Excellence in Dissemination Award, Peer-Reviewed Abstract	Division of Nursing and Patient Care Services, DFCI	

2018	Invited participant, Massachusetts Health Policy Student Forum	The Heller School for Social Policy and Management, Brandeis University	
2018	Invited participant, Workshop on Research Methods in Supportive Oncology	Massachusetts General Hospital; Supported by the National Cancer Institute grant #R25CA181000	
2019	Huntington 100 Inductee	Northeastern University	Leadership, scholarship, and service
2020	Scholarship recipient, ONS Congress	Oncology Nurses Foundation (returned upon conversion to virtual conference due to COVID-19)	
2022	Clinical Research Loan Repayment Program Award	National Institute of Nursing Research	

### **Report of Funded and Unfunded Projects**

#### **Past**

2017-2018	Treatment Decision Making among Women with Ovarian Cancer American Cancer Society Doctoral Degree Scholarship in Cancer Nursing; 130725-DSCN-17-080-01-SCN PI (\$30,000) The purpose of this study was to describe the ovarian cancer care process as it is perceived by individuals with ovarian cancer.
2017-2018	Assisted Living Chronically Ill Patients' Perspectives of Home Care Needs: Using a Service Design Approach Northeastern University; Tier 1 Seed Grant Co-Investigator (PI: Drs. Miso Kim and Valeria Ramdin, Northeastern University, Boston, MA) The aims of this interdisciplinary research were to (1) explore conceptualizations of autonomy among elders living with a chronic illness in the residential care setting, and (2) use a service design approach to build a prototype service that facilitates autonomy among this population. As a co-

investigator, I led the collection, analysis, and interpretation of qualitative data to achieve the first study aim.

2019-2022      Society for Medical Decision Making Fellowship in Medical Decision Making  
Gordon and Betty Moore Foundation; GBMF7853  
PI (\$30,000)  
The overarching goal of the Fellowship in Medical Decision Making is to build and support a cohort of future leaders with the skills to effectively apply decision science to research and practice. The aims of this study are to (a) assess patient-centered communication in the ovarian cancer care setting, (b) explore the experiences of a diverse sample of individuals with ovarian cancer during communication encounters with cancer care providers, and (c) develop and pilot test a scalable communication intervention for patients with advanced ovarian cancer and their clinicians.

2019-2021      Patient-Centered Communication in Ovarian Cancer Care  
American Cancer Society Post-Doctoral Fellowship; 133063-PF-19-102-01-CPPB  
PI (\$111,500)  
The aims of this study were to (a) assess patient-centered communication in the ovarian cancer care setting, and (b) explore the experiences of individuals with ovarian cancer during communication encounters with cancer care providers.

## **Current**

2021-2023      Engaging and Amplifying Women's Voices in Stress Urinary Incontinence Research Prioritization  
Patient-Centered Outcomes Research Institute (PCORI) Engagement Award  
Co-Investigator (PI: Dr. Una Lee, Benaroya Research Institute at Virginia Mason Hospital, Seattle, WA)  
The objective of this project is to build capacity to support research in the surgical management of stress urinary incontinence (SUI) by developing a network of stakeholders to conduct research prioritization of what matters to women with SUI.

2021-2023      Development and Pilot Testing of a Collaborative Agenda-Setting Intervention for Patients with Advanced Ovarian Cancer  
National Palliative Care Research Center Kornfeld Scholars Program Award  
PI (\$180,000)  
The aims of this project are to (1) refine the content and delivery

**From:** Zaidee B. Rose  
**To:** Nicholas Milano  
**Cc:** Lynne DeNapoli  
**Subject:** Youth Task Force application  
**Date:** Thursday, December 1, 2022 2:03:30 PM  
**Attachments:** Youth Task Force - zbr.pdf

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[External Email- Use Caution]

Dear Mr. Milano,

It has come to my attention that the Select Board is looking to dissolve the Youth Task Force. I am interested in applying to serve on this committee and have attached my application.

Ms. Denapoli - if you could please forward my sentiments to the Select Board, I'd really appreciate it: giving a voice to the youth in our town is vital to understand what their needs are and how we can appropriately respond. Giving them a voice and a platform is something our town should want and encourage.

Thank you both!

Sincerely,  
Zaidee B. Rose TMM P2







Office of the Select Board  
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(617)898-4846

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Name

Zaidee B. Rose

Address

9 Oak Road

Email

zaidee.rose@gmail.com

Phone

617-777-4482

Please list the board or committee which you are requesting appointment to:

Youth Task Force

Please use the space provided below to answer the following questions:

What experience, skills, insight, education, or special training would you bring to the board/committee?

I am currently the Middle School Hale Learning Center Director at Thayer Academy (Grades 5-8). I am in my 16th year of teaching. Trained as a Reading Specialist, and an English teacher for 6 years, I have worked children ages four through eighteen. I love working with children, and I think it is critical that they have a voice in their learning and in their school environment.



**What would you hope to take away from your experience on the board/committee?**

I'd love to learn about Milton Public Schools through the perspective of the students.

**Have you served on a Town committee before? If so, which one(s)?**

I have not, but I'm a Town Meeting Member (P2).

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

N/A

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

No

**How did you hear about this committee or the volunteer/talent bank?**

Erin G. Bradley encouraged me to apply.

**What better or other ways could we use to reach people with similar information?**

I'm not sure.

***\*You may also submit this form by mail: Select Board Office: Attn: Suzanne Bridges, 525 Canton Avenue, Milton, MA 02186***



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### **Boards & Committees Volunteer Application**

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**Name**

John Varghese

**Address**

**Please list the board or committee which you are requesting appointment to:**

Youth Task Force

**Please use the space provided below to answer the following questions:**

**What experience, skills, insight, education, or special training would you bring to the board/committee?**

I have been in the tech industry for 22 years where I have served as a mentor and coach for new employees at various companies. In my current role, I manage a team of highly skilled professionals who have varying years of industry experience. It's my responsibility to bring in early in career resources to my team, while maintaining the cultural balance of my team. I think my knowledge and experience of on-boarding new grads and working with them to be part of my team has provided me with deep intellectual and practical experience on how to manage conversations and outcomes with our youth. I think my experience and sense of empathy with our youth will allow me to connect with them and discuss ideas that matter most to them.

**What would you hope to take away from your experience on the board/committee?**

A richer experience of working with our youth. To be able to say I contributed to our town.

**Have you served on a Town committee before? If so, which one(s)?**

No

**Potential Conflicts of Interest**

**Please list any committees appointed by the Select Board, local agencies, or non-profit organizations of which you or a member of your immediate family are current members.**

**Are you or any member of your family employed by, or receive any financial consideration from the Town of Milton?**

No

**How did you hear about this committee or the volunteer/talent bank?**

Friends

**What better or other ways could we use to reach people with similar information?**

Milton Times, Facebook

***\*You may also submit this form by mail: Select Board Office: Attn: Suzanne Bridges, 525 Canton Avenue, Milton, MA 02186***

# JOHN VARGHESE

## INNOVATIVE | RESOURCEFUL | GROWTH MINDSET

### PROFILE

Accomplished professional with over 22 years of experience in sales, systems engineering, and customer advocacy. Recognized for being a strategic thinker and dynamic leader with an entrepreneurial mindset and relentless work ethic, who can deliver timely results through people at all stages of the business solutions lifecycle. Proven aptitude for developing new products and services, strong work ethic and team player who has achieved the highest levels of recognition in all roles.

### PROFESSIONAL EXPERIENCE

**SERVICENow**, *Cloud-Based SaaS & PaaS Provider* | Boston, MA

**SR. ADVISORY SOLUTION CONSULTANT**  
**ADVISORY SOLUTION CONSULTANT**

March 2022 – Present  
October 2016 – February 2022

I am proud to have supported ServiceNow's growth from \$10B to \$100B market cap. I was handed some of the toughest customer accounts that were primarily deemed as at-risk accounts where the customer either had a poor impression of ServiceNow or were not getting expected results out of the product. Relating to the customer's pain points, pulling up my sleeves to help them, and demonstrating my proficiency of the ServiceNow product helped me win them over as loyal customers.

- **Territory Growth:** Using strategic account maps and aligning it to customer priorities, I was able to add over \$20M in ACV growth from 2016 – 2021 ultimately resulting in invitation to the 2022 Winner's Club
- **100% Renewal Rate:** Worked with customers to ensure they were getting maximum value out of our products and developed plans to adopt emerging and existing solutions, essentially assuring they will renew with ServiceNow.
- **Consistent Pipeline Growth:** Achieving on average 85% YoY growth, with 2021 being the best year at 263% of goal supporting multiple account reps.
- **Coach & Mentor:** Build and coach high performing team members to lead change with customers in structured and unstructured situations.
- **Innovative Use Cases:** Lead in the design of customer centric solutions that ServiceNow was previously not used to positioning in the retail and manufacturing spaces. These use cases proved to be the 1<sup>st</sup> examples of its kind in our GTM models.
- **Dynamic Accounts:** Supported a mix of highly strategic, mid-enterprise, new logo, and at-risk accounts. Wearing multiple hats to support the various stages of customer maturity levels allowing for maximum impact and value of their investments using proven methodologies such as business value assessment, strategic roadmaps, and 'get-healthy' analysis.

**ClearSky Data**, *Early-Stage Startup Acquired by AWS* | Boston, MA

**SENIOR SOLUTIONS ARCHITECT**

January 2016 – October 2016

I joined the company at pre-revenue launch as the first SE. My key responsibilities include penetrating new sales opportunities, leading POCs, and providing strategic alignment for GTM initiatives. In my brief tenure, I had established myself as an influential leader collaborating with various resources to articulate the correct vision for ClearSky. Examples of my leadership include working with the marketing and product management team to define an addressable market, collaborating with engineering to identify features critical for a v1.0 release, and engaging with customers to clearly articulate undefined requirements to fulfill immediate and long-term project gaps.

- **1<sup>st</sup> Company Win:** Led the technical value proposition at a major MA healthcare provider resulting in a multiyear contract and recognition of the first paying customer in the history of the company.
- **Leading All POCs:** Created a successful formula establishing clear timelines, identifying invisible barriers, and establishing measurable performance metrics that result in successful POC results.
- **Solution Selling:** Recognizing the gaps in our core offering, I worked with a local provider to create a (never before offered) DR-as-a-Service for customers looking to consolidate datacenters.

# JOHN VARGHESE

**EMC – XtremIO Business Unit, Computer Storage and Data Management Company** | Hopkinton, MA  
**PRE-SALES LEAD, AMERICAS EAST**

September 2013 – January 2016

I was one of the first SEs of a disruptive and market shifting technology prior to its product launch. I helped propel this product from \$0 revenue in 2013 to an annual run rate of over \$2 billion in under 2.5 years. My key responsibilities included focusing on under-penetrated accounts helping to define the vision of Flash based datacenters and the value of EMC as a comprehensive solutions provider. I was consistently one of the top 5 SEs in revenue attainment every quarter. My success in the field led to increased responsibilities on GTM efforts such as formalized training for new hires, POC Playbooks (which turned into the standard model for all SEs), and the development of a comprehensive sizing/ROI calculator which added validity and confidence to an unproven, but effective product.

- **Big Wins:** Directly credited with being the technical champion in over 100+ wins with median win sizes of \$400K. Largest wins are in excess of \$6MM. Consistently Top 5 SE in revenue for the Globe.
- **Revenue Attainment:** 250% of goal in 2013, 230% of goal in 2014, and 140% of goal in 2015 functioning in the capacity as the lead technical resource for Americas East and Western Europe.
- **Toolkits:** Developed field enablement 'quick-hit kits' such as POC Playbooks/WinBooks, TCO & Sizing Calculator, and remote demo labs for the sole purpose of winning bigger deals by locking out the competition early.
- **Technical Training:** Developed and executed repeatable technical training for field resources via webinars, ILT, online demos focusing on architecture deep dives, competitor differentiations, solutions building, accurate sizing, and effective value propositions.

**NetApp Inc., Computer Storage and Data Management Company** | Waltham, MA  
**PRINCIPAL ENTERPRISE CONSULTANT**  
**PROFESSIONAL SERVICES CONSULTANT**

April 2012 – September 2013  
March 2008 – March 2012

I was a member of an elite professional services and pre-sales organization, often functioning in both capacities as the technical champion of the customer. My experience with enterprise applications such as Microsoft SQL, Sharepoint, Oracle, and VMware – coupled with a vision on how these products will interface in a 'Cloud defined' future, propelled me to the top of the leader board. My success with overachieving my core responsibilities and my outspoken attitude to serve as a voice of the customer led to the leadership selecting me to participate in the company's internal transformation initiative called Guiding Coalition.

- **Application Design:** Designed and deployed multiple solutions that incorporated VDI, MS-SQL, VMware, and SMT with emphasis on Cloud mobility and in some cases 'Cloud First' strategies.
- **200 TB Cloud Data Center Upgrade:** Technical lead for cloud service provider migrating from EMC/3-Par to NetApp using VMware and NetApp proprietary data transfer engines.
- **Market Trend Analysis:** Authored a comprehensive study under the mentorship of the CTO of NetApp's product portfolio compared to market competitors and delivered recommendations to executive leadership on how to deliver proper messaging to the individual contributor layers within the company.
- **Guiding Coalition:** Hand-selected by executive leadership to serve on a transformational change leadership team helping to drive changes by gaining enthusiastic support and commitment from influential leaders.
- **Customer Listening Program:** Effected major change in and internal transformation project where I led the effort to increase the participation pool by 1000 new customer accounts for the annual customer survey and helped create a new framework to add more mid-market accounts for sub-sequent years.

For full CV – please refer to [www.linkedin.com/in/johnvarghese247](http://www.linkedin.com/in/johnvarghese247)

## EDUCATION

**Master of Business Administration, Concentration in Entrepreneurship and General Management** | May 2012  
Babson College, F.W. Olin Graduate School of Business | Wellesley, MA

**Bachelor of Science in Management Information Systems** | May 2000  
University of Maryland Baltimore County | Catonsville, MD

# JOHN VARGHESE

## AWARDS & RECOGNITION

### ServiceNow

- Top 5 Nominee (out of over 400+ SCs) for AMS SC of the Year - 2021
- Grit Award (for tenacious effort in very difficult to win sales opportunities) – Q1-2021, Q4-2020, 2019
- Significant Deal Award (impactful deal that will benefit future opportunities) – Q4-2021, Q3-2021
- Cracking the C-Suite (gaining access to a C-suite leader to impact – Q1-2021, Q4-2018
- Customer Turnaround Award (turning around at-risk customers who now love ServiceNow) – Q1-2020

### EMC

- Impact Player/MVP Recognition - Q4-2013 (product launch quarter), Q2-2014, Q3-2014, Q1-2015, Q3-2015

### NetApp Inc.

- Top Performer Award - 2010 & 2013

### INX Inc.

- Top Sales Engineer MVP - 2007

## CERTIFICATIONS

ServiceNow Certified Systems Administrator  
ITIL v3 Foundation Certified  
NetApp Accredited Expert  
VMware Certified Professional (3.5 & 4.0)



# TOWN OF MILTON INVESTMENT POLICY

## I. The Investment of General Funds, Special Revenue Funds, Enterprise Funds, and Capital Projects Funds

### A. Scope

This section of the policy applies only to short term operating funds such as general funds, special revenue funds, enterprise funds, and capital project funds. Section two will deal with trust funds, bond proceeds, and any other funds with special circumstances such as stabilization funds.

### B. Objectives

Massachusetts General Laws, Chapter 44, section 55B requires the municipal/district treasurer to invest all public funds except those required to be kept uninvested for purposes of immediate distribution. Modern banking systems enable the public treasurer to maintain even these funds in interest bearing form until the date a disbursement order clears through the banking system.

The state law further requires that invested funds are to be placed at the highest possible rate of interest reasonably available, taking account of safety, liquidity and yield. Therefore, these guidelines are intended to further the objective of securing the highest return that is consistent with safety of principal while meeting the daily cash requirements for the operation of the entity's business.

- **Safety** of principal is the foremost objective of the investment program. Investments shall be undertaken in a manner that seeks to ensure the preservation of capital through the mitigation of credit risk and interest rate risk. These risks shall be mitigated by the diversification and prudent selection of investment instruments, and choice of depository. Credit risk is the risk of loss due to the failure of the security issuer or backer. Interest rate risk is the risk that the market value of the security will fall due to changes in general interest rates.
- **Liquidity** is the next most important objective. The overall investment portfolio shall remain sufficiently liquid to meet all operating requirements that may be reasonably anticipated. Since all possible cash demands cannot be anticipated, the treasurer shall carry out investment activities in a manner that provides for meeting unusual cash demands without the liquidation of investments that could result in forfeiture of accrued interest earnings, and loss of principal in some cases.
- **Yield** is the third, and last, objective. Investments shall be undertaken so as to achieve a fair market average rate of return, taking into account safety and liquidity constraints as well as all legal requirements.

### C. Investment Instruments

**Note:** Public investments in Massachusetts are not protected through provisions in State law. Therefore, they are largely uncollateralized. Many banking institutions are willing to put up collateral, albeit at a cost to the entity of a lower interest rate. The Treasurer negotiates for the highest rates possible, consistent with safety principles.

The Treasurer may invest in the following instruments:

Massachusetts State pooled fund: **Unlimited amounts** (Pool is liquid)

The Massachusetts Municipal Depository Trust (MMDT), an investment pool for state, local, county and other independent governmental authorities, is under the auspices of the State



Treasurer and currently managed by Fidelity Investments. It invests pursuant to its Investment Policy excerpted below and dated June 2003. Under Government Accounting Standards Board Regulation (GASB III), it is not considered an uncollateralized product.

#### **Investment Policies and Restrictions**

**The Trust's Investment Adviser will seek to achieve the Trust's investment objectives by limiting the Trust's investments to the highest quality U.S. dollar denominated money market instruments of domestic and foreign issuers, U.S. Government securities, and repurchase agreements, as are authorized for investment pursuant to the statutory requirements to which the Trust is subject. Although the Trust's Investment Adviser may not buy all of these instruments or use all of these techniques, currently the statutory requirements to which the Trust is subject permit the Trust's Investment Adviser to invest the Trust's assets in any of the following to achieve the Trust's investment objectives:**

Obligations of the U.S. Government and foreign governments and their agencies or instrumentalities

ii. Obligations of banks (including certificates of deposit, time deposits, and bankers' acceptances) located in the United States

iii. Obligations of other companies in the financial services industry, including banks, bank holding companies, savings and loan associations, consumer and industrial finance companies, securities brokerage companies, and a variety of firms in the insurance field  
iv. Deposits in any savings bank, cooperative bank and federal savings and loan institution whose principal office is located in the Commonwealth of Massachusetts  
v. Short-term corporate obligations, including commercial paper, notes, and bonds

vi. Other short-term debt obligations

vii. Overnight and term repurchase agreements and reverse repurchase agreements secured by any of the obligations listed above.

#### **The Trust shall be managed in accordance with the following additional investment policies and restrictions:**

i. The Trust's assets will be managed to maintain a dollar-weighted average portfolio maturity of 90 days or less.

ii. The Trust's Investment Adviser will purchase only instruments with a remaining effective maturity of 397 days or less, except that obligations underlying a repurchase agreement may have a final maturity of more than 397 days.

iii. At the time of purchase, no more than 10% of the Trust's net assets will be invested in the securities of any one issuer, except that there is no limitation on the percentage of net assets that may be invested in securities of the U.S. Government, its agencies or instrumentalities, or in repurchase agreements collateralized fully by such obligations.

iv. No more than 25% of the net assets of the Trust may be invested in any one industry; except there is no limitation on the percentage of net assets that may be invested in the financial services industry.

v. Investments in securities that are illiquid securities (i.e., not readily marketable), other than securities that provide for payment within seven days, will be limited to no more than 10% of the Trust's net assets at the time of purchase.

U. S. Treasuries that will be held to maturity: **Unlimited amounts (Up to one year maturity from date of purchase)**

3. U.S. Agency obligations that will be held to maturity. **Unlimited amounts** (Up to one year maturity from date of purchase)

4. Bank accounts or Certificates of Deposit, hitherto termed CD's. (Up to one year) which are fully collateralized through a third-party agreement: **Unlimited amounts**

5. Bank accounts and C.D.'s (Up to one year) insured by F.D.I.C. and in some cases also Depository Insurance Fund (DIF): **\$5,000,000 limit**.

6. **Unsecured bank deposits** of any kind such as other checking, savings, money market, or Certificates of Deposit accounts at Banks that do not fit the above categories. These investments are subject to the following limitations: These investments **will be limited to no more than 5% of an institution's assets and no more than 25% of a municipality's cash**. Their credit worthiness will be tracked by Veribanc or other bank credit worthiness reporting systems. They will be diversified as much as possible. The rating of any banking institution used by the Town must be maintained as Green by Veribanc standards. An institution that falls to a Yellow standing shall have no more than 2% of the Town's funds invested and such limit will fall to 0% if the rating remains Yellow for more than one calendar quarter.

## **D. Diversification**

Diversification should be interpreted in two ways: in terms of maturity as well as instrument type and issuer. The diversification concept should include prohibition against over concentration of maturities as well as concentration in a specific institution. With the exception of U.S. Treasury obligations or investments fully collateralized by U.S. Treasuries or agencies, and State pools (MMDT), no more than 30% of the Town's investments shall be invested in a single financial institution.

## **E. Authorization**

The Treasurer has authority to invest municipality/district funds, subject to the statutes of the Commonwealth cited above.

## **F. Ethics**

The Treasurer and Assistant Treasurer shall refrain from any personal activity that may conflict with the proper execution of the investment program or which could impair or appear to impair ability to make impartial investment decisions. Said individuals shall disclose to the Town Administrator and Board of Selectmen any material financial interest in financial institutions that do business with the town. They shall also disclose any large personal financial investment positions or loans that could be related to the performance of the town's investments.

## **G. Relationship with Financial Institutions**

Financial institutions should be selected first and foremost with regard to safety. The Town shall subscribe to and use one or more of the recognized bank rating services, such as Veribanc. Brokers should be recognized, reputable dealers.

The Treasurer shall require any brokerage houses and broker/dealers, wishing to do business with the municipality, to supply the following information to the Treasurer:

- ◆ Audited financial statements.
- ◆ Proof of National Association of Security Dealers certification
- ◆ A statement that the dealer has read the municipality's investment policy and will comply with it

- ◆ Proof of credit worthiness (minimum standards: at least five years in operation and a minimum capital of 10 million dollars)

## **H. Reporting Requirements**

Quarterly, a report containing the following information will be prepared by the Treasurer and distributed to the Town Administrator and/or Board of Selectmen, as appropriate. The quarterly report will include the following information, as a minimum requirement:

- ◆ A listing of the individual accounts and individual securities held at the end of the reporting period.
- ◆ A listing of the short-term investment portfolio by security type and maturity to ensure compliance with the diversification and maturity guidelines established in the "Diversification" section of this Investment Policy.
- ◆ A summary of the income earned on a monthly basis and year to date basis shall be reported.
- ◆ The municipal treasurer shall include in the report a brief statement of general market and economic conditions and other factors that may affect the Town's cash position.
- ◆ The report should demonstrate the degree of compliance with the tenets set forth in the Investment Policy.
- ◆ The Department of Revenue Quarterly Reconciliation of Cash Report and an accounting of quarterly interest earned will satisfy the requirements of this section.

## **II The Investment of Trust Funds and Bond Proceeds**

This section of the policy applies only to funds that could be invested long term, i.e. trust funds, stabilization funds and bond proceeds. For issues subject to arbitrage rebate, an arbitrage tracking system such as those available at banks and Mass Municipal Depository Trust (MMDT) will be used to track expenditures of and interest earned on borrowed funds. Alternative tracking systems should be approved by and used under the advice of Bond Counsel.

### **A. Arbitrage Regulations**

Tax free debt may be issued by cities, towns, and districts, which means that they are able to borrow at rates well below market rates. At the same time, the federal government has issued regulations to prevent them from issuing debt with the goal of investing the borrowed funds at a higher rate of interest than that at which the money was borrowed or committing arbitrage. If the federal regulations are not followed, there are fines and penalties, but even worse, the tax free status of the debt could be jeopardized. The following arbitrage regulations will be followed:

Unless debt is issued as a "small issuer," that is, an entity issuing less than \$5 million of tax-exempt debt in a calendar year, the proceeds shall be used within certain prescribed time frames or be subject to fines and penalties as described above. In addition, in municipalities that issue \$5,000,000 or more in a year to finance certain public-school facilities, the limit increases to \$10,000,000 for that year.

**Following, find the general rules and time frames for spending borrowed funds in order to avoid having to pay a rebate to the Federal government on investment income earned on the borrowed funds. All funds must be used according to the following schedules or sooner:**

- CONSTRUCTION DEBT**
  - First six months: 10%
  - First year: 45%
  - Eighteen months: 75%
  - Two years: 100%

2. **CAPITAL EXPENDITURES DEBT OTHER THAN CONSTRUCTION PROJECTS**

First six months: 15%  
First year: 60%  
Eighteen months: 100%

3. **ALL OTHER MUNICIPAL PURPOSE DEBT**

First six months: 100%

**B. TRUST FUNDS**

Trust funds may be co-mingled. Each trust fund must be accounted for separately. On 10-14-2021 Senate Bill 1364 legislation passed authorizing The Town of Milton's Treasurer to invest trust funds, that are in the custody of the treasurer, in accordance with chapter 203C of the General Laws. The Prudent Investor Rule.

**C. STABILIZATION FUNDS**

The Stabilization Fund shall not exceed ten per cent of the equalized valuation of the city or town, and any interest shall be added to and become a part of the fund. The treasurer may invest the proceeds in the following:

- ◆ National Banks
- ◆ Savings Banks
- ◆ Cooperative banks or trust companies organized under Massachusetts laws
- ◆ Securities legal for savings banks
- ◆ Federal Savings and Loan Associations situated in the Commonwealth
- ◆ Massachusetts Municipal Depository Trust

## **APPENDIX**

### **Chapter 44: Section 54. Investment of trust funds**

Section 54. Trust funds, including cemetery perpetual care funds, unless otherwise provided or directed by the donor thereof, shall be placed at interest in savings banks, trust companies incorporated under the laws of the commonwealth, banking companies incorporated under the laws of the commonwealth which are members of the Federal Deposit Insurance Corporation, or national banks, or invested by cities or towns in participation units in a combined investment fund under section thirty-eight A of chapter twenty-nine, or in paid-up shares and accounts of and in co-operative banks, or in shares of savings and loan associations or in shares or savings deposits of federal savings and loan associations doing business in the commonwealth to an amount not exceeding one hundred thousand dollars, or in bonds or notes which are legal investments for savings banks. Cities and towns having such funds in the custody of the treasurer in an aggregate amount in excess of two hundred and fifty thousand dollars may also invest such funds in securities, other than mortgages or collateral loans, which are legal for the investment of funds of savings banks under the laws of the commonwealth; provided, that not more than fifteen per cent of any such trust funds shall be invested in bank stocks and insurance company stocks, nor shall more than one and one-half per cent of such funds be invested in the stock of any one bank or insurance company. This section shall not apply to the city of Boston.

### **Chapter 44: Section 55. Public funds on deposit; limitations; investments**

Section 55. A city, town, or district or regional school district shall not at any one time have on deposit in a bank or trust company or banking company an amount exceeding sixty per cent of the capital and surplus of such bank or trust company or banking company, unless satisfactory security is given to it by such bank or trust company or banking company for such excess. The treasurer of any city, town, district or regional school district shall not deposit funds for which he is accountable in any bank, trust company or banking company with which such treasurer is associated as an officer or employee or has been associated as an officer or employee at any time during the three years immediately preceding the date of any such deposit. For the purpose of paying the principal or interest due on any bond, note or other obligation of the city of Boston, which is payable or requested to be paid in the city of New York, the city of Boston may keep on deposit in any national bank or trust company in the city of New York a sum not exceeding in the aggregate twenty-five thousand dollars; provided, that for a period of two weeks prior to the date of any such payment or payments, said amount may be increased by a sum or sums sufficient to cover the same. A treasurer of a city, town, district or regional school district may invest such portion of revenue cash as he shall deem not required to pay expenses until such cash is available and all or any part of the proceeds from the issue of bonds or notes, prior to their application to the payment of liabilities incurred for the purposes for which the bonds or notes were authorized, in term deposits or certificates of deposit, in trust companies, national banks, savings banks, banking companies or cooperative banks, or in obligations issued or unconditionally guaranteed by the United States government or any agency thereof and having a maturity from date of purchase of one year or less, or in United States government securities or securities of United States government agencies purchased under an agreement with a trust company, national bank or banking company to repurchase at not less than the original purchase price of said securities on a fixed date, not to exceed ninety days or in shares of beneficial interest issued by money market funds registered with the Securities and Exchange Commission under the Investment Company Act of

1940, as amended, operated in accordance with Section 270.2a-7 of Title 17 of the Code of Federal Regulations, that have received the highest possible rating from at least one nationally recognized statistical rating organization and the purchase price of shares of beneficial interest purchased pursuant to this section shall not include any commission that these companies may charge, or in participation units in a combined investment fund under section thirty-eight A of chapter twenty-nine; provided, however, that no temporary notes in anticipation of revenue shall be issued under section four as long as any revenue cash, exclusive of revenue sharing or other revenue cash the use of which is restricted to purposes other than current maintenance expenses, remain so invested.

#### **Chapter 44: Section 55A. Liability of depositor for losses due to bankruptcy**

Section 55A. A city, town, district or regional school district officer receiving public money and lawfully and in good faith and in the exercise of due care depositing the same in a savings bank or trust company organized under the laws of the commonwealth, on paid-up shares and accounts of and in cooperative banks, a banking company organized under the laws of the commonwealth which is a member of the Federal Deposit Insurance Corporation, or in a national bank doing business in the commonwealth or in participation units in a combined investment fund under section thirty-eight A of chapter twenty-nine, or, in the case of the city of Boston, in accordance with the provisions of section fifty-five in a national bank or trust company in the city of New York, or in good faith and in the exercise of due care purchasing share accounts of a federal savings and loan association located in the commonwealth, shall not be personally liable to the city, town, district or regional school district for any loss of such money by reason of the closing up of such depository or federal and loan association for the liquidation of its affairs.

#### **Chapter 44: Section 55B. Investment of public funds**

Section 55B. All moneys held in the name of a city, town, district or regional school district or any other account under the jurisdiction of a city, town, district, or regional school district or officer thereof, which are not required to be kept liquid for purposes of distribution, shall be invested in such a manner as to require the payment of interest on the money at the highest possible rate reasonably available, taking account of safety liquidity and yield. All officers of a city, town district or regional school district who control the investment of such funds shall invest them prudently, consistent with the provisions of sections fifty-four and fifty-five and, if the funds are the result of gift or grant or bequest, the terms of such gift or grant or bequest, so as to accrue the highest amount of interest reasonably available on such funds taking account of safety, liquidity and yield. The provisions of section sixty-two shall not apply to this section.

## REPORT OF THE SELECT BOARD

To the Residents of Milton:

June 30, 2022

From July 1, 2021 through April 26, 2022, the membership of the Select Board (the “Board”) consisted of Melinda A. Collins, Kathleen M. Conlon, Arthur J. Doyle, Richard G. Wells Jr. and Michael F. Zullas. Ms. Conlon served as Chair, Mr. Doyle served as Vice Chair, and Mr. Zullas served as Secretary. Ms. Collins and Ms. Conlon did not seek re-election and, in connection with the April 26, 2022 election, stepped down from the Board. We thank our former colleagues for their contributions to the Board.

On April 26, 2022, Erin G. Bradley and Roxanne F. Musto were elected to the Board. At its meeting the following day, the Board elected Mr. Doyle to serve as Chair, Mr. Zullas to serve as Vice Chair, and Mr. Wells to serve as Secretary.

We are pleased to report to the residents of Milton on the Board’s activities during fiscal year 2022 (“FY22”), which began on July 1, 2021 and ended on June 30, 2022.

### ***COVID-19 Pandemic***

The COVID-19 pandemic that commenced in the winter of 2020 continued into a third fiscal year. As vaccines became widely available, the Board briefly resumed meeting in person at the Senior Center in the early summer of 2021. However, the number of COVID-19 cases continued to spike periodically throughout FY22. In August of 2021, the Board returned to meeting remotely via the Zoom platform and, with few exceptions, met remotely for the rest of the year.

The Board received regular reports from Health Director Caroline Kinsella about COVID-19 trends. Following consultation with Town Moderator Robert Hiss, the Board voted to hold the October 2021 special town meeting, the March 2022 special town meeting, and the June 2022 annual town meeting remotely via the Zoom platform rather than in person.

The Board approved the use of federal funds made available to Milton through the Coronavirus Aid, Relief, and Economic Security Act of 2020 (the “CARES Act”) and the American Rescue Plan Act of 2021 (“ARPA”) to engage Transformative Healthcare (which operates Fallon Ambulance) to provide drive-through COVID-19 testing to the public free of charge on seven dates between August 29, 2021 and January 9, 2022. The testing was conducted at the Public Works yard. At least several hundred tests were administered on each date. On December 22, 2021, as the number of COVID-19 cases in Greater Boston surged and the Massachusetts Department of Public Health recommended the indoor use of face masks, the Board issued a proclamation encouraging residents to wear face masks indoors (other than in their own homes).

### ***A Year of Transition in the Select Board Office***

In February of 2022, Town Administrator Michael Dennehy informed the Board that he would resign from his position in order to take on a new role in the private sector. On February 9, the Board accepted Mr. Dennehy's resignation. The Board waived a ninety day notice requirement in Mr. Dennehy's employment contract, and Mr. Dennehy's last day of employment by the Town was February 25. The Board thanks Mr. Dennehy for more than five years of service to the Town of Milton and wishes him well in his new role.

The Board asked Mr. Dennehy's predecessor, retired Town Administrator Annemarie Fagan, to step into the role on an interim basis while we search for a new Town Administrator. Ms. Fagan graciously agreed to serve and, on February 15, the Board appointed her interim Town Administrator. Ms. Fagan commenced work on February 17. On June 29, the Board extended Ms. Fagan's employment contract through September 30, 2022.

In March, the Board appointed a nine-member Town Administrator Search Committee comprised of Board members Richard Wells and Michael Zullas, Maritta Manning Cronin, Beverly Ross Denny, Deborah Felton, Patricia Latimore, Joseph Parlavecchio, Glenn Pavlicek, and Cheryl Tougias. The committee elected Mr. Pavlicek chair. The Board retained Mary E. Aicardi of The Edward J. Collins, Jr. Center for Public Management at the University of Massachusetts at Boston to assist the Board and the committee in the search process. As of this date, the committee is wrapping up its interviews and the search process. The committee anticipates that it will soon recommend at least three candidates for the Board's consideration. We thank the members of the committee and Ms. Aicardi for their ongoing assistance in this important matter. The Board also thanks President Kenneth Quigley of Curry College, who made the college's facilities available to the search committee for its interviews of candidates for the Town Administrator position.

In May, Finance Director Karen Preval resigned to accept a position with another municipality. At this writing, the position is vacant. With help from Assistant Superintendent of Business Amy Dexter of the School Department, Ms. Fagan has taken on some of the Finance Director's duties. The Board thanks Ms. Preval for her service to Milton, and acknowledges with gratitude the substantial efforts of Ms. Fagan and Ms. Dexter as the fiscal year-end close-out of the Town's books and records begins.

During the course of FY22, several other positions in the Select Board Office turned over. Joshua Lee succeeded Allyson Quinn as Assistant Town Planner. Suzanne Bridges took over as Contracts and Licensing Agent and Benefits Assistant after Jennifer McCullough moved to the School Department. Lynne DeNapoli succeeded Suzanne Stewart as the Board's Executive Administrative Assistant. We thank Ms. Quinn, Ms. McCullough and Ms. Stewart for their service and wish them well in their new chapters. We were pleased to welcome Mr. Lee, Ms. Bridges and Ms. DeNapoli to Town Hall.

### ***Financial Issues***

1. ARPA



Much of the Finance Committee's work in FY22 involved the allocation of \$8,247,736 of federal funds made available to the Town through ARPA for infrastructure and pandemic-related needs. The U.S. Treasury paid \$2,888,119 to the Town directly in two installments, and the balance of \$5,359,617 was allocated to the Town by Norfolk County. (Of the latter amount, Norfolk County retained \$160,788 as an administrative fee.) Eligible uses of ARPA funds include: water, sewer and broadband infrastructure projects, addressing negative economic impacts caused by COVID-19, public health expenditures, replacing lost public sector revenue, and providing premium pay to essential workers. ARPA funds must be allocated by December 31, 2024 and spent by December 31, 2026.

Unlike general fund revenues, expenditure of ARPA funds requires only the Select Board's approval, not Town Meeting's approval. (ARPA funds made available by Norfolk County to the Town require the county's approval as well as the Board's approval.) The Board ensured that its use of ARPA funds would be transparent to the public by providing periodic reports at the Board's meetings, to the Warrant Committee, and in published town meeting warrants.

On August 17, 2021, November 3, 2021, and May 3, 2022, the Board held public meetings to discuss potential projects to be considered for ARPA funding. The Board solicited and received input from interested members of the public. On August 17, ten residents offered comments, with recommendations centering on affordable housing, municipal light, potential residential rebate opportunities, and improvements to crosswalks, wayfinding and roads. On November 3, two residents recommended that funds be spent on community art and cultural programs and the creation of rainwater gardens. One resident submitted an email urging that ARPA funds be used to reduce taxes and water and sewer rates. No residents offered comments at the Board's May 3, 2022 meeting.

Numerous boards and committees, town departments, and small businesses submitted requests for ARPA funding. All requests were vetted at public meetings by the Board's Finance Committee, which made recommendations to the Board.

In FY22, the Board approved the following ARPA expenditures (the first table lists expenditures from funds that Milton received directly from the U.S. Treasury Department, and the second table lists expenditures that Norfolk County made available to Milton from funds that the county received from the U.S. Treasury Department):

#### **U.S. Treasury Funds Paid Directly to Milton**

<b>Date</b>	<b>Department</b>	<b>Description</b>	<b>Amount</b>
9/8/21	Public Works	Water main improvement	\$1,000,000.00
11/10/21	Health	Part-time nurse	\$29,432.45
11/17/21	Health	Per diem nurses; vaccine booster clinics	\$60,000.00

11/17/21	School	Social and emotional learning support; behavioral health specialist and adjustment counselor <sup>1</sup>	\$471,145.00
12/22/21	Health	COVID-19 testing	\$250,000.00
1/19/22	Health	COVID-19 test kits for town employees	\$4,425.00
3/9/22	Health	Social Worker <sup>2</sup>	\$7,500.00
3/14/22	COA	Kitchenette remodeling at Senior Center	\$8,000.00
4/6/22	School	Supplemental funding <sup>3</sup>	\$997,686.00
4/6/22	N/A	Contingency for projects previously approved	\$5,000.00
5/11/22	N/A	Small business – PJM Inc. d/b/a Fitness Unlimited <sup>4</sup>	\$50,000.00
5/11/22	N/A	Small business – Dave Dupie Electrical <sup>5</sup>	\$50,000.00

#### Norfolk County Funds Made Available to Milton

Date	Department	Description	Amount
11/3/21	Parks	Software upgrade	\$26,229.00
11/17/21	Public Works	Harland Street culvert	\$80,800.00
11/17/21	Accounting	ClearGov budget module software	\$20,325.00
12/8/21	Fire	Portable radio system	\$218,104.25
12/8/21	Broadband Committee	Design and construction of fiber optic network	\$700,000.00
12/22/21	School	School nursing support	\$235,573.00
12/22/21	Housing Authority	Kitchen renovations	\$240,000.00
12/22/21	Housing Authority	Rent arrears	\$15,000.00
1/19/22	Health	COVID-19 testing	\$67,195.00
2/9/22	Police	Mental health clinician (FY23-FY24)	\$210,000.00
2/9/22	Cemetery	48-unit Columbarium	\$27,000.00

<sup>1</sup> Subsequently, \$376,916 was funded through the Norfolk County funds. The \$94,229 balance was funded through the direct Treasury funds.

<sup>2</sup> The total amount approved to hire a full-time community health social worker for FY23 was \$70,081.91. On March 9, 2022, in addition to approving \$7,500.00 for this purpose, the Board re-allocated \$62,581.91 of ARPA funds that it had approved on November 10, 2021 and November 17, 2021 for the Health Department to be used to pay the social worker's salary.

<sup>3</sup> The Board voted to use either funding mechanism for the School Department's request. As a result, a portion of this amount may be funded via the Norfolk County funds.

<sup>4</sup> The Board approved this grant on May 11, 2022 with the intention of paying it through Norfolk County ARPA funds. On June 1, 2022, the Board voted to transfer the funding source from the Norfolk County funds to the direct U.S. Treasury funds.

<sup>5</sup> The Board approved this grant on May 11, 2022 with the intention of paying it through Norfolk County ARPA funds. On June 1, 2022, the Board voted to transfer the funding source from the Norfolk County funds to the direct U.S. Treasury funds.

3/9/22	Parks	Lower Gile Rd field reconstruction	\$400,000.00
3/9/22	Facilities	Town Hall chiller plant replacement	\$110,000.00
3/9/22	Library	Upgrades to HVAC system	\$44,100.00
3/14/22	Public Works	MWRA/inflow and infiltration project	\$146,215.00
3/14/22	Public Works	Climate plan/greenhouse gas inventory and pathways analysis <sup>6</sup>	\$24,999.00
5/18/22	Health	Permitting software	\$39,970.00

It should be noted that these tables reflect the amounts that the Board voted to approve. Actual expenditures may vary as services are contracted and goods are purchased.

On March 9, the Board approved the recommendation of its Finance Committee to allocate up to \$500,000.00 of county-approved ARPA funds for small business assistance grants. The maximum amount of an individual grant will be \$50,000.00. The application deadline was June 30, 2022. The Finance Committee will vet all applications and make funding recommendations to the Board. On June 1, 2022, in order to expedite payments to local small businesses, the Board voted to use direct Treasury ARPA funds rather than County-approved ARPA funds for small business grants. As shown in the above tables, two small business grants totaling \$100,000 have been awarded to date.

## 2. CARES Act

The Town expended most of the pandemic-related CARES Act funds it received from the federal government during the prior two fiscal years. On August 25 and September 8, 2021, the Board approved the use of the remaining \$276,502 for the following purposes: \$100,000 for COVID-19 drive-through testing; \$100,000 for chromebooks for the School Department; \$50,000 for personal protective equipment (“PPE”); \$19,002 for pandemic-related technology for the School Department; and \$7,500 for a storage trailer for PPE.

## 3. FY23 Budget

Preparation of the FY23 budget was delayed because the Massachusetts Department of Revenue (“DOR”) certified Milton’s free cash much later in the year than usual. Staff turnover in the Town’s financial operations contributed to the delay in obtaining certification. Typically, DOR certifies free cash in the Fall. This year, free cash was not certified until late March, which meant that the FY23 operating and capital budgets could not be finalized until early April. On March 28, the Town Administrator presented a balanced budget recommendation for FY23 to the Warrant Committee. The Board, in consultation with the Town Moderator, postponed the Annual Town Meeting from May 2 to May 16, 2022. A surge in COVID-19 cases resulted in the Board, after consultation with the Moderator, voting to further postpone the Annual Town Meeting until June 6, 2022 and to conduct the meeting remotely via the Zoom platform.

<sup>6</sup> Subsequently, Norfolk County denied the Town’s application for \$24,999 for a greenhouse gas inventory and pathways analysis.

Total revenue (inclusive of enterprise funds) projected for FY23 is \$139,079,161, which is an increase of \$6,695,390 over FY22 total revenue. This amount includes an increase of \$3,202,974 in property tax revenue and new growth and an increase of \$1,264,014 in State aid. Additionally, the FY23 operating budget approved by Town Meeting in June 2022 included \$2,534,399 in free cash (which is an increase of \$1,852,482 over the amount of free cash appropriated to the FY22 budget). Town Meeting appropriated free cash in the amounts of \$1,050,000 to restore amounts borrowed in prior years from the Stabilization Fund, \$483,300 for capital projects, \$37,381 for the Other Post-Employment Benefits Liability Trust Fund, and the balance for non-recurring expenses in various departmental budgets.

#### 4. Other

The town's outside auditors, Powers & Sullivan, LLC, issued an unmodified opinion on the town's financial statements for fiscal year 2021. On April 13, 2022, the Board and the Audit Committee met with Craig Peacock and Jessica Greene of Powers & Sullivan, LLC to discuss the audit results and the auditors' comments on ways to strengthen internal controls over financial reporting contained in their management letter.

On August 25, 2021, the Board approved the Town's issuance of a sewer bond in the amount of \$1,150,000 (with zero interest) to the Massachusetts Water Resources Authority. On January 26, 2022, the Board approved the Town's issuance of bond anticipation notes in the amount of \$7,474,536 for various capital projects. On June 6, 2022, the Board approved the Town's issuance of bond anticipation notes in the amount of \$890,000 in connection with the purchase of land at 432 Adams Street for the new East Milton Fire Station.

The Board thanks Curry College and Milton Academy for increasing the amount of their respective payments in lieu of taxes to the Town.

### ***Development and Infrastructure Projects***

#### 1. East Milton Deck

The third and fourth phases of reconstruction work on the deck over Route I-93 in East Milton Square continued throughout the year. The Massachusetts Department of Transportation ("MassDOT") delayed the target completion date until October of 2022. In March, Board members and Town officials joined State Senator Walter F. Timilty, Jr., State Representative William J. Driscoll, Jr. and Secretary of Transportation Jamey L. Tesler for a site visit and expressed concerns about the delays that the project has encountered.

When it became apparent that the project would result in a loss of fifteen (15) parking spaces, the Board, the Town Administrator and the Public Works Director pushed MassDOT and its project engineer, Howard/Stein-Hudson Associates, Inc., to restore as many parking spaces as possible. The Town's efforts resulted in nine (9) of the fifteen spaces being restored, for a net loss of six (6)

spaces. The Board discussed the potential construction of an additional parking lot for the business district on Hollis Street behind the former branch library building (now rented to the Milton Art Center).

The Board also approved the landscape architect's concept design for a pergola to be situated in Manning Park on the deck.

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## 2. Fire Station Building Project

The fire station building project made significant advances in FY22. The Board approved contracts with Context Architecture, the project architect, and Vertex Companies, Inc., the project manager. In February of 2022, the Town purchased land at 432 Adams Street (located next to the rectory of St. Agatha's parish) from the Roman Catholic Archbishop of Boston for the construction of a new East Milton fire station. In May, after a bidding process, the Board awarded a contract for the construction of the Fire Headquarters Station to G&R Construction. The Fire Headquarters Station is the first of the three stations to be built. New stations on Adams Street and Atherton Street will be constructed in future years. A June 14th ground-breaking ceremony for the new Fire Headquarters was well-attended. We congratulate the members of the Fire Station Building Committee on achieving this milestone, and thank them for their efforts and their dedication to the project.

## 3. School Building Project

The School Building Committee proposed, and the Board supported, a land swap intended to enable the construction of a new middle school on Gile Road, near Milton High School. The proposal called for (A) transferring approximately seven (7) acres of conservation land between Blue Hills Parkway and Gile Road from the Conservation Commission to the Board for general municipal and school purposes, (B) transferring approximately six (6) acres of land on Randolph Avenue and approximately three (3) acres of land on Herrick Drive, all of which are held by the Town for general municipal use, to the Conservation Commission for conservation use, and (C) transferring approximately six (6) acres of land between Blue Hills Parkway and Gile Road, which are held by the Board of Park Commissioners for active recreational use, to the Conservation Commission for conservation use. The reason for the swap is that, in order for a municipality to use conservation land for non-conservation purposes, Article 97 of the Amendments to the Massachusetts Constitution requires, among other things, that it replace the lost conservation land with a greater amount of conservation land.

The Board submitted to the June 2022 Town Meeting a warrant article seeking approval of the land swap and authorization to petition the Massachusetts Legislature to enact special legislation that would permit the Town to use the existing conservation land for school purposes. In response to opposition from abutters and other residents, the School Building Committee undertook additional due diligence that led to a redesigned concept plan for a new middle school. The new design would move Gile Road north of its present location and create a larger buffer with Home Inc., the senior living community that abuts the conservation land. At the request of the Board and the School Building Committee, Town Meeting referred the warrant article to the Board and the School Building Committee for further study.

## 4. Animal Shelter Building Project

The slow-moving animal shelter building project suffered a setback when the Town received construction bids that were approximately \$2 million greater than the amount budgeted. The

higher bids reflect the increased cost of construction materials during the pandemic. The presence of ledge at the site of the new shelter (the dump access road off Randolph Avenue), which would have to be removed to build a foundation for the shelter, also adversely affected the project cost. On January 19, 2022, the Board rejected the bids. The Town Administrator, the Planning Director and the Board's Animal Shelter Advisory Committee returned to the drawing board to explore alternative, less costly designs. The committee is considering the possibility of a modular building that would be constructed offsite and placed on a concrete slab. Notwithstanding that the Milton Animal League had committed to paying for the construction, at the June 2022 Annual Town Meeting, the Select Board obtained Town Meeting's approval to borrow \$700,000 to assist with site preparation work for the new shelter.

#### 5. 41 Wharf Street

On August 11, 2021, the Board entered into a memorandum of agreement with the Milton Landing Condominium Association (the "Association"), pursuant to which the town would acquire land at 41 Wharf Street from the Association. The acquisition required approval by Town Meeting and 75% of the condominium unit owners. Portions of the land are encumbered by permanent and temporary easements to the town. The agreement calls for the Association to pay the town \$75,000 over a five year period. The Board will use such funds to pay for any potential future environmental remediation of the site. The October 2021 Special Town Meeting voted to authorize the Board to acquire the property. In December 2021, the Association extended the existing temporary easement through June 30, 2022 while negotiations continue and the Association obtains approval from the unit owners. On June 29, 2022, the Board approved a further 30-day extension of the temporary easement.

### *Housing*

On March 1, 2022, Timothy Czerwinski, Director of Planning and Community Development, briefed the Board and members of the public on new legislation and regulations proposed by the Massachusetts Department of Housing and Community Development ("DHCD") that require so-called "MBTA communities" to develop zoning for multi-family housing near public transportation stations. Milton meets the criteria for an MBTA community by virtue of the Mattapan-Ashmont trolley, which is an extension of the MBTA's Red Line rapid transit subway. Four trolley stops are located in Milton. At the public meeting, the Board, two members of the Planning Board, and four members of the public asked questions and offered comments. On March 23, the Board voted to submit a comment letter on the proposed regulations to DHCD. Subsequently, the Board approved the planning staff's grant application to the Massachusetts Community One Stop for Growth seeking consultant services with respect to both the MBTA Communities law and the development of mixed-use overlay zoning for East Milton.

The Board provided comment letters to the Board of Appeals on seven (7) applications for comprehensive permits under M.G.L. c. 40B for affordable housing projects. The proposed developments would be located at 16 Amor Road; 582 Blue Hill Avenue; 485-487 Blue Hills Parkway; 936 Brush Hill Road; 648-652 Canton Avenue; 4-24 Franklin Street/19-25 Bassett

Street/522 Adams Court (Residences at East Milton); and 728 Randolph Avenue. With respect to a permitted 40B project at 693-711 Randolph Avenue, which is the subject of pending litigation, the Board and the property owner entered into a regulatory use agreement, subject to approval by DHCD.

The long-awaited redevelopment of the former Hendries ice cream plant as a 38-unit condominium building with first floor retail space neared completion. The Board was pleased to watch its progress, and looks forward to adding 4 affordable housing units to the town's subsidized housing inventory and 19 daytime parking spaces to the Central Avenue business district. Over the years, the Board played a role in the redevelopment of the Hendries property. In 2018, the Board transferred to 131 Eliot Street LLC a 7,045 square foot parcel of land at 0 Central Avenue with the condition that it be combined with the larger parcel at 131 Eliot Street and developed as a mixed-use project. We congratulate Connelly Construction and 131 Eliot Street LLC on the construction of a beautiful new condominium building at a gateway to Milton.

The Board voted to support a concept plan for a mixed-use residential and commercial project proposed by Oranmore Enterprises, LLC at 426-440 Granite Avenue. The developer is seeking site plan approval from the Planning Board and zoning variances from the Board of Appeals. The proposal calls for 34 condominium units (4 of them affordable) and ground-level retail space.

Hajjar Property Management and Development presented a concept plan for the redevelopment of its commercial property located at 30-40 Adams Street as a mixed-use residential and commercial project. The property is adjacent to an MBTA trolley station. Redevelopment of the site would require collaboration between the developer and the MBTA and the re-location of existing parking spaces for the trolley station. Members of the Board shared their initial thoughts on the design and concept plan with the property owner and its architect.

Joshua Wild, owner of the commercial building located at 1 Eliot Street, presented a concept plan for a mixed-use commercial and residential redevelopment of his property. The plans include a brewery at the site. At the March 2022 Special Town Meeting, the Board obtained approval to submit a home rule petition to the Massachusetts Legislature seeking authorization to issue a liquor license for 1 Eliot Street.

The Board received a report on planning for East Milton Square from Judi Barrett of The Barrett Group. The Planning Board retained Ms. Barrett as a consultant for its working group of residents and business owners who explored planning issues and potential zoning changes. Subsequently, the Board and the Planning Board approved a request from the Master Plan Implementation Committee to pay \$10,000 in matching funds to the Executive Office of Energy and Environmental Affairs for a planning assistance grant to develop a mixed-use overlay district for East Milton.

The Board supported the application of Northland Residential Corp. ("Northland"), which is developing the Wolcott Woods condominium project on Canton Avenue, to DHCD for approval of two (2) affordable housing units at 92 Brush Hill Road. The special permit issued by the Planning Board to Northland requires Northland to construct six (6) affordable units offsite. Prior



to the Board's vote to approve the submission to DHCD, the Board's Housing Committee and trustees of the Affordable Housing Trust inspected 92 Brush Hill Road and recommended certain improvements to Northland.

Votes by the Board and Town Meeting to accept Woodlot Drive as a public way concluded the multi-year process by which the Board, acting as trustees of the Governor Stoughton Trust, sold thirty (30) acres of the former Poor Farm to Pulte Homes of New England, LLC for the development of single family housing. Acting as Trustees of the Governor Stoughton Trust, the Board continued discussions with the Public Charities Division of the Massachusetts Attorney General's Office for the potential development of affordable housing on the remaining three and one-half acres of the Poor Farm.

### *Licensing*

The Board issued a common victualler license to PB Milton LLC, which operates Playa Bowls at 532 Adams Street.

The Board opposed the application of the Milton Food Mart, 133 Brook Road, to the Massachusetts Lottery for the installation of a Keno lottery monitor.

### *Air Traffic Issues*

As the country began to emerge from the COVID-19 pandemic, air traffic increased. Airplane noise and pollution again became a concern for many Milton residents. In April of 2022, the Board re-established the Airplane Noise Advisory Committee, which had been inactive during the pandemic, and approved a new charge.

In the Fall of 2021, the Massachusetts Institute of Technology ("MIT") completed its study of flight paths at Logan Airport following the Federal Aviation Administration's ("FAA") implementation of precision-based navigation. With respect to arrivals to Runway 4R, MIT identified three (3) flyable alternatives that would help to restore regional dispersion of air traffic. The Board and its representative to the Massport Community Advisory Committee ("MCAC"), Thomas Dougherty, supported the FAA's implementation of the 4R alternative paths in addition to the current 4R path via a written comment letter to Massport and at public meetings.

On April 26, 2022, the FAA announced that, on May 4, 2022, it would release its final environmental assessment ("EA") for a satellite-based approach to Runway 4L at Logan Airport. The town had previously filed an extensive comment letter on the FAA's draft EA. On June 29, 2022, the Board voted to commence litigation against the FAA by petitioning the United States Court of Appeals for the First Circuit to review the EA.

On May 11, 2022, the Board appointed Christopher Hart to succeed Thomas Dougherty as Milton's representative to the MCAC. We thank Mr. Dougherty for his service to the Town in this important role.

## ***Social Justice***

The Equity and Justice for All Committee (“E&J Committee”), which the Board established in 2020, concluded its work. The Board retained K.L. Scott & Associates as a consultant on diversity, equity and inclusion (“DEI”) issues. The Board also approved funding for the E&J Committee to conduct a DEI survey among Milton residents. In February, the E&J Committee proposed a DEI policy, which the Board circulated to department heads and the Town Moderator for review and comment.

On April 13, 2022, the E&J Committee delivered its final report to the Board. The report makes a number of recommendations, including that the Board adopt a town-wide DEI statement and policy and appoint a standing DEI committee, that the Town promote and educate the public about affordable housing, and that the Town improve communication about, and opportunities for, youth sports. The Board approved the creation of, and a charge for, a permanent committee to work on DEI issues going forward and to succeed the E&J Committee. The Board thanks the members of the E&J Committee for their substantial efforts on important issues during the past two years.

On December 8, 2021, the Board met with School Superintendent James Jette and members of the School Committee to receive a report on two incidents involving racist graffiti found at Pierce Middle School and a racist comment made by a student. Members of the Board voiced support for the Superintendent’s efforts in response to the situation. The Board also re-affirmed and read the “No Place for Hate” proclamation that we issue each year in observance of the Martin Luther King Jr. holiday.

## ***Other Initiatives and Actions***

Following meetings with Town Clerk Susan M. Galvin and members of her Re-Districting Committee, the Board reviewed and approved a re-precincting/re-districting plan that was required in connection with population changes determined by the 2020 federal census. Milton’s population grew from 27,003 in 2010 to 28,630 in 2020. The plan approved by the Board and sent to the Massachusetts Legislature in October of 2021 made changes to the boundaries of precincts 3, 5, 6, 7 and 10. Subsequently, the Legislature divided precinct 4 into two (2) congressional and legislative districts. Following discussion with the Town Clerk and Town Counsel, the Board decided not to challenge the State’s final re-precincting/re-districting plan.

The Flatley Company, which owns a commercial building at 2 Granite Avenue, proposed to install a two-sided, V-shaped electronic billboard that would face northbound and southbound traffic on I-93. The Flatley Company proposed to enter into an agreement with the Board by which the Town would share in the revenue stream to be generated by the billboard. The Board received a substantial number of comments opposing the billboard from residents of Milton and Dorchester, Boston City Councilor Frank Baker, and various organizations including the Neponset River Watershed Association. Following due diligence by the Board, management officials and town counsel, some Board members expressed opposition to the proposed billboard. In response, the

Flatley Company changed its proposal to a smaller, one-sided electronic billboard that would be visible only to southbound traffic on I-93. On March 9, 2022, the Board voted to reject the billboard proposal. At the same meeting, the Board voted to authorize town counsel, on behalf of the Board, to submit an application to the Massachusetts Department of Transportation, Outdoor Advertising Agency, pursuant to 700 CMR section 3.07(10) for sign-free corridors or sign-free areas in Milton's business districts on grounds of environmental significance.

The Board took several actions with respect to the MBTA. The Board advocated for the MBTA to repair its decrepit, closed staircase at the Adams Street trolley stop. The Board also entered into a memorandum of understanding with the MBTA with respect to the town's maintenance of signs at the Capen Street and Central Avenue trolley stations. Additionally, the Board submitted a comment letter to the MBTA regarding proposed bus route changes that impact Milton residents. The changes include an increase in service on Route 215 (Quincy Center to Fields Corner via Adams Street and Granite Avenue), a reduction in service on Route 240 (Ashmont Station to Avon, Holbrook and Randolph via Central Avenue and Route 28), and restoration of Route 245 (Quincy Center to Mattapan Square via East Milton), which was suspended due to the pandemic.

The lease between the Board and the Milton Art Center ("MAC") pertaining to the former branch library building at 334 Edge Hill Road expired after ten years. The Board published a request for proposals ("RFP") and received only one bid, from MAC. During lease negotiations, both MAC and the Board raised issues that were outside the scope of the initial RFP. The issues included parking, maintenance and repairs. The Board wants to construct a small parking lot for use by visitors to the East Milton Square business district behind the former library branch building. Although the parties were close to an agreement on the lease terms, because some issues went beyond the scope of the initial RFP, on October 27, 2021, the Board rejected MAC's bid. On January 12, 2022, the Board approved the issuance of a new RFP that addresses these issues. Unfortunately, an error in the new RFP came to light in March, and a replacement RFP will have to be issued.

In September, the Board and the Conservation Commission wrote to the United States Environmental Protection Agency ("EPA") to commend its decision to add the Lower Neponset River to the national Superfund priorities list. In March, members of the Board joined federal, state and Boston officials at a ceremony in Mattapan at which the EPA officially announced that the Lower Neponset River is a Superfund site.

Together with the Milton Interfaith Clergy Association, the Board observed the 20th anniversary of the September 11, 2001 terrorist attack on the United States with a vigil at the gazebo on the Town Green on Friday evening, September 10, 2021. In connection with the vigil, the Board sponsored a blood drive to benefit the Kraft Family Blood Donor Center. The Dana Farber Cancer Institute/Brigham and Women's Hospital blood mobile accepted donations at Town Hall on September 9, 2021.

Following the Russian invasion of Ukraine, the Board gratefully accepted the gift of a Ukrainian flag from former Board member Joseph P. McEttrick. In a show of support for the Ukrainian people, the Board displayed the flag at the Baron Hugo Gazebo in front of Town Hall.

The Board thanked the 360th Tree Initiative, which raised \$90,000 to plant public shade trees around Milton to mark the town's 360th anniversary. Coincidentally, two large trees were removed from the Town Green due to disease. The Tree Warden and the Shade Tree Advisory Committee recommended that they be replaced with two white oak trees. On June 4, members of the 360th Tree Initiative hosted a tree planting ceremony on the Town Green. Separately, at the Board's request, the Consolidated Facilities Department replaced the roof of the Baron Hugo Gazebo.

During FY22, the Board also:

- Engaged in negotiations with Discovery Schoolhouse, the tenant of the former Kidder Branch Library at 101 Blue Hills Parkway, for Discovery's potential purchase of that property.
- At the request of the School Building Committee, submitted a third Statement of Interest to the Massachusetts School Building Authority for funding for a new elementary school.
- Voted to participate in a national opioid litigation settlement with various pharmaceutical companies. It is estimated that, between 2022 and 2038, the Town will receive funds totaling \$740,000.
- Re-appointed Murphy, Hesse, Toomey & Lehan LLP as town counsel.
- Approved a scope of work for Kim Lundgren Associates, which will assist the town in developing a climate action plan, and the use of ARPA funds for the first phase of a greenhouse gas inventory and pathways reduction analysis.
- Acting as Trustees of the Governor Stoughton Trust, approved the following grant requests: \$85,000 to the Milton Residents Fund, \$25,000 to the Milton Community Food Pantry; and \$15,000 to Beth Israel Deaconess Hospital-Milton, Inc.
- Approved a Reserve Fund transfer in the amount of \$30,000 for a take-rate survey and the use of \$5,000 from the cable television fund to retain a consultant to assist the Municipal Broadband Committee in issuing a request for proposals for the design and construction of a fiber-optic network.
- Upon the recommendation of the Municipal Broadband Committee, engaged Eric Lampland as consultant.
- Approved a request from the Director of Veterans' Services to proclaim Milton a Purple Heart Community and post signage to this effect on major roads throughout the Town.
- Approved agreements relating to the operation and management of the Max Ulin Memorial Skating Rink.
- Extended through June 30, 2027 the term of an agreement with Armada Waste MA LLC d/b/a Sunrise Scavenger, which provides solid waste and recycling collection services to Milton.
- Approved a hazard mitigation plan.

- Joined the City of Boston and the City of Quincy in applying to the Seaport Economic Council for design and pre-permitting for dredging of the Neponset River.
- Approved a Wetlands Compliance Enforcement Regulation drafted by the Conservation Commission.
- Approved many policies and procedures relating to the Board's governance.
- Appointed two (2) new committees: the Community Preservation Committee and the Local Historic District Study Committee.
- Dissolved the Housing Committee and increased the number of trustees of the Affordable Housing Trust from five (5) to nine (9).
- Met with the Director of the Department of Public Works and the Town Engineer to consider their plans to construct a storm water mitigation system at Algerine Corner (at the intersection of Centre Street and Pleasant Street). The Board also heard from abutters who oppose the plan. DPW sought guidance from the Executive Office of Energy and Environmental Affairs on the matter.
- Met with Good Energy, L.P., which reported that 85% of Milton residents elected to participate in the Town's new electricity aggregation program.
- Approved a new parking ticket system for the Police Department.
- Approved a request from Cellco Partnership d/b/a Verizon Wireless to install a small cell wireless facility on an existing utility pole on Gile Road to improve wireless telecommunications service near Milton High School.
- Wrote letters in support of grant applications for the Forbes House Museum and Historic New England/Eustis Estate.
- Declared on January 28, 2022 and rescinded on February 4, 2022 a state of emergency in Milton as a result of a blizzard. The Board thanks the staff of the Department of Public Works for their outstanding efforts to clear snow and ice from Milton's streets and sidewalks throughout the winter months.
- Approved a sign for Madre Osteria restaurant to be installed at the intersection of Adams Street and Wharf Street.

### ***Retirements***

The Board thanks the following employees who retired during FY22 for their many years of dedicated service to the Town of Milton:

<b><i>Employee</i></b>	<b><i>Department</i></b>	<b><i>Years of Service</i></b>
Robert Bushway	Assessors	7
Michael Cherry	Police	28
Ann Condon	Police	30
James Curley	Consolidated Facilities	10
Ronald Purcell	Police	38
Jack Richman	Police	35
Christopher Wholey	Fire	26

The Board also recognizes the substantial contributions of Laurie Stillman, who retired as Director of the Milton Substance Abuse Prevention Coalition, and Mark Williams, who retired as Milton's long-time volunteer Director of Emergency Management. We thank them both for their exceptional service to Milton and wish them well.

### ***Condolences***

The Board mourned the loss of the following Milton residents or employees who served the Town for many years: Frank Agostino, member of the Fire Station Building Committee; John A. Cronin, retired Town Administrator (1968-2001), former Parks Commissioner and Town Meeting Member; James Dunphy, MD, former Warrant Committee member and Town Meeting Member; Katherine Haynes Dunphy, former member of the Select Board, former Warrant Committee Chair, Town Meeting Member, and long-serving Chair of the Massachusetts Water Resources Authority's Advisory Board; Dave Evans, Town Mechanic; Donald A. Pasquantonio, retired employee of the Department of Public Works; and Elzbieta (Ella) Welz, Town Meeting Member and member of the board of directors of Milton Access Television.

### ***Congratulations***

On August 25, 2021, the Board met with and congratulated Shane Brandenburg on his promotion to Executive Director of Milton Access Television.

The Board congratulated the following scouts on achieving the rank of Eagle Scout: Jordan Brown, Patrick Fox, Eliot West Hiss, Maxwell Callahan Hollingsworth-Hays, Max Lenz, Camden Levreault, Philip Tri Phuoc Phan, and Sebastian Wright.

### ***Thanks***

The Board thanks the many employees of the Town and all of the volunteers who serve on boards and committees. In particular, we thank the staff of the Select Board's Office: former Town Administrator Michael Dennehy, interim Town Administrator Annemarie Fagan, Assistant Town Administrator/Human Resources Director Paige Eppolito, Director of Planning and Community Development Timothy Czerwienski, Assistant Town Planner Joshua Lee, former Assistant Town Planner Allyson Quinn, Contracts and Licensing Agent and Benefits Assistant Suzanne Bridges, former Contracts and Licensing Agent and Benefits Assistant Jennifer McCullough, Executive Secretary Lynne DeNapoli, and former Executive Secretary Suzanne Stewart.

The Board thanks Attorney Kevin S. Freytag and his colleagues at Murphy, Hesse, Toomey & Lehan LLP, the law firm that serves as Milton's Town Counsel, for their advice and guidance throughout the year.

We are also grateful to the assistance given to us from time to time throughout the year by Milton's legislative delegation: U.S. Congressman Stephen F. Lynch, U.S. Congresswoman Ayanna

Pressley, State Senator Walter F. Timilty, Jr., State Representative William J. Driscoll, Jr., and State Representative Brandy Fluker-Oakley.

Respectfully submitted,

Arthur J. Doyle, Chair  
Michael F. Zullas, Vice Chair  
Richard G. Wells, Jr., Secretary  
Erin G. Bradley, Member  
Roxanne F. Musto, Member

**DRAFT**

**Select Board Meeting Minutes**

**Meeting Date:** 2/7/2023

**Members in Attendance:** Arthur Doyle, Chair; Michael Zullas, Vice Chair; Richard G. Wells, Jr., Secretary; Erin Bradley, Member; Roxanne Musto, Member; Nicholas Milano, Town Administrator and Lynne DeNapoli, Executive Administrative Assistant to the Select Board

**Guests** Attorney Kevin Freytag, office of Town Counsel

**Meeting Location:** Zoom/Webinar

**Time Meeting Called to Order:** 7:00PM

**Time Meeting: Recessed:** 9:45PM

**Time Meeting Reconvened:** 10:21PM

**Executive Session: Called to Order:** 10:26PM

**Executive Session Adjourned:** 10:39PM

**1. Call to Order**

**2. Pledge of Allegiance**

Chair Doyle called the Select Board meeting to order at 7:01PM and reported that the meeting is being held remotely under Chapter 22 of the Acts of 2022, introduced the Members of the Board and Staff and led the Pledge of Allegiance.

**3. Public Comment**

Ms. Tucker Smith, 1632 Canton Ave.

Ms. Smith offered her comments regarding the changes to the stretch building code and advocated for the Town of Milton to follow the lead of other municipalities and pass the specialized opt in energy code.

**4. Discussion/Approval – Award \$7,855,0000 General Obligation Municipal Purpose Loan of 2023 Bonds, dated February 16, 2023; and award \$12,487,000 in General Obligation Bond Anticipation Notes, dated February 16, 2023**

Mr. James McAuliffe, Town Treasurer joined the meeting and presented the General Obligation Municipal Purpose Loan of 2023 Bonds and a General Obligation Bond Anticipation Note to the Select Board and requested their approval.

- \$7,855,000 General Obligation Municipal Purpose Loan of 2023 Bonds dated February 16, 2023 (the “Bonds”) to Robert W. Baird & Co., Inc. in accordance with the terms set forth in the bid and in the Notice of Sale dated January 26, 2023, relating to the bonds.
- \$12,487,000 General Obligation Bond Anticipation Notes dated February 16, 2023 (the “Notes”) to Oppenheimer & Co., Inc. in accordance with the terms set forth in the bid and in the Notice of Sale dated January 26, 2023, relating to the Notes.



Mr. Wells offered the motion. Mr. Milano read the motions aloud on his behalf.

VOTE OF THE SELECT BOARD

I, Richard Wells, Secretary of the Select Board of the Town of Milton, Massachusetts (the "Town"), certify that at a meeting of the board held February 7, 2023, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

Voted: that the maximum useful life of the capital projects listed below is hereby determined pursuant to G.L. c.44, §7(1) to be as follows:

<u>Date</u> <u>Authorized</u>	<u>Article No.</u>	<u>Purpose</u>	<u>Borrowing</u> <u>Amount</u>	<u>Maximum</u> <u>Useful Life</u>
June 6, 2022	4	Network switches upgrade	\$300,000	10 years
May 4, 2021	4	Paving improvements	\$150,000	15 years

Further Voted: that the sale of the \$7,855,000 General Obligation Municipal Purpose Loan of 2023 Bonds of the Town dated February 16, 2023 (the "Bonds"), to Robert W. Baird & Co., Inc. at the price of \$8,645,522.37 and accrued interest, if any, is hereby approved and confirmed. The Bonds shall be payable on February 15 of the years and in the principal amounts and bear interest at the respective rates, as follows:

<u>Year</u>	<u>Amount</u>	<u>Interest</u> <u>Rate</u>	<u>Year</u>	<u>Amount</u>	<u>Interest</u> <u>Rate</u>
2024	\$510,000	5.000%	2034	\$360,000	4.000%
2025	535,000	5.000	2035	370,000	4.000
2026	560,000	5.000	2036	375,000	3.000
2027	585,000	5.000	2037	385,000	3.125
2028	510,000	5.000	2038	215,000	3.250
2029	530,000	5.000	2039	135,000	3.375
2030	550,000	5.000	2040	140,000	3.375
2031	580,000	5.000	2041	135,000	3.500
2032	595,000	5.000	2042	140,000	3.500
2033	500,000	4.000	2043	145,000	3.500

Further Voted: to approve the sale of a \$12,487,000 4.50 percent General Obligation Bond Anticipation Notes of the Town dated February 16, 2023, and payable August 30, 2023 (the "Notes"), to Oppenheimer & Co., Inc. at par and accrued interest, if any, plus a premium of \$115,130.14.

Further Voted: that in connection with the marketing and sale of the Bonds, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated

January 26, 2023, and a final Official Statement dated February 2, 2023 (the "Bond Official Statement"), each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that in connection with the marketing and sale of the Notes, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated January 26, 2023, as revised on February 1, 2023 and a final Official Statement dated February 2, 2023, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Bonds shall be subject to redemption, at the option of the Town, upon such terms and conditions as are set forth in the Bond Official Statement.

Further Voted: that the Town Treasurer and the Select Board be, and hereby are, authorized to execute and deliver continuing and significant events disclosure undertakings in compliance with SEC Rule 15c2-12 in such forms as may be approved by bond counsel to the Town, which undertakings shall be incorporated by reference in the Bonds and Notes, as applicable, for the benefit of the holders of the Bonds and Notes from time to time.

Further Voted: that we authorize and direct the Town Treasurer to establish post issuance federal tax compliance procedures and continuing disclosure procedures in such forms as the Town Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Bonds and Notes and to comply with relevant securities laws

Further Voted: that any certificates or documents relating to the Bonds and the Notes (collectively, the "Documents"), may be executed in several counterparts, each of which shall be regarded as an original and all of which shall constitute one and the same document; delivery of an executed counterpart of a signature page to a Document by electronic mail in a ".pdf" file or by other electronic transmission shall be as effective as delivery of a manually executed counterpart signature page to such Document; and electronic signatures on any of the Documents shall be deemed original signatures for the purposes of the Documents and all matters relating thereto, having the same legal effect as original signatures.

Further Voted: that each member of the Select Board, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Bonds or the Notes were taken in executive session, all in accordance with G.L. c.30A, §§18-25, as amended.

The motion was seconded by Ms. Musto and the Board voted unanimously by roll call (5-0) to approve the motions.

**ZULLAS: YES**

**WELLS: YES**

**BRADLEY: YES**

**MUSTO: YES**

**DOYLE: YES**

**5. Discussion/Approval - Appoint Treasurer/Collector James McAuliffe as the custodian of a property off Thacher Street (Milton Assessors' Parcel ID D-11-27) in accordance with M.G.L. c. 60 s. 77B**

Attorney Kevin Freytag from the Office of Town Counsel and Mr. James McAuliffe, Town Treasurer provided the Select Board Members with a status update on this parcel of land and the steps needed to address the complaint filed against the Town in Norfolk Superior Court by the abutting homeowners.

Mr. Wells moved to Appoint Treasurer/Collector James McAuliffe as the custodian of a property off Thacher Street (Milton Assessors' Parcel ID D-11-27) in accordance with M.G.L. c. 60 s. 77B. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call to appoint Treasurer/Collector James McAuliffe as the custodian of a property off Thacher Street (Milton Assessors' Parcel ID D-11-27).

**ZULLAS: YES**

**WELLS: YES**

**BRADLEY: YES**

**MUSTO: YES**

**DOYLE: YES**

**6. Discussion - Building Commissioner Joseph Prondak to discuss Stretch Energy Code; recent changes to the Stretch Code**

Mr. Prondak, the Building Commissioner joined the meeting to provide the Select Board Members an update on the recent changes to the Stretch Code that took affect with the adoption of the 10th edition of the MA building code in January 2023.

Commissioner Prondak explained that the stretch energy code is additional energy code requirements to the Massachusetts "base" Energy Code. The new change to the stretch code is the creation of an opt-in "Net Zero" code, establishing a third energy code option in Massachusetts. The opt-in "Net Zero" code is the recommendation of the MA Department of Energy Resources.

The "Net Zero" code can be voluntarily adopted by municipalities in Massachusetts, just like the stretch code. The three energy code options in Massachusetts are:

1. The Base Energy Code
2. Stretch Code

### 3. Opt-In Net Zero

For the Opt-In “Net-Zero” code, compliance pathways such as HERS: Home Energy Rating Systems and one Passive House are driving construction projects towards all electric buildings, which is in line with Massachusetts’s goal to reduce greenhouse gas emissions in buildings.

Following a discussion with Commissioner Prondak, the Select Board agreed to defer any action on the changes to the Stretch Code until more research/data is made available.

### **7. Discussion/Approval - Annual Town Meeting warrant articles, including:**

#### **a. Warrant Articles to renumber and re-caption the General Bylaws and Zoning Bylaws**

The Board deferred the discussion on the Warrant Articles to re-number and re-caption the General Bylaws and Zoning Bylaws.

- #### **b. Warrant Articles submitted by the School Building Committee:**
- i. Authorize the Select Board to acquire land owned by the Town of Milton located off Gile Road and Blue Hills Parkway (Assessor’s Map D, Block 6A, Lot 65)**
  - ii. Authorize the transfer of various parcels of land and authorize the Select Board to petition the Legislature for approval under Article 97 of the Amendments to the Massachusetts Constitution related to a potential school project off Gile Road**
  - iii. Appropriation for the School Building Committee**

Mr. Sean O’Rourke, the Chair of the School Building Committee provided the Select Board Members with an overview of the updated Warrant Articles that would allow the Town to move forward and construct a new middle school on Gile Road that would address overcrowding within Milton Public Schools. In order to address concerns from opponents of Home Inc. and Friends of Blue Hills Parkway, the Committee voluntarily referred the 2022 warrant article back for further study. With the help of BSC Engineering, the Committee has comprised a new warrant article that will help ease concerns of the neighbors on Gile Road and Blue Hills Parkway.

The new warrant article includes:

Re-aligned Gile Road  
50’ Conservation Buffer (+50’ Zoning)  
300’ Conservation Buffer from Blue Hills Parkway  
Conservation land behind Home Inc.

A new 6.4 acre parcel for school  
2.8 acres of Conservation land (33% of overall parcel)  
3.6 acres of parcel of Park Land (25% of overall parcel)  
Conservation Land and Article 97:  
Into Conservation: 56.57 acres

Out of Conservation: 2.8 acres

Mr. Zullas moved to approve the following Warrant Articles: authorize the Select Board to acquire land owned by the Town of Milton located off Gile Road and Blue Hills Parkway (Assessor's Map D, Block 6A, Lot 65) and authorize the transfer of various parcels of land and authorize the Select Board to petition the Legislature for approval under Article 97 of the Amendments to the Massachusetts Constitution related to a potential school project off Gile Road. The motion was seconded by Mr. Wells. The Board voted unanimously by roll call vote (5-0) to approve these two warrant articles.

**ZULLAS: YES**  
**WELLS: YES**  
**BRADLEY: YES**  
**MUSTO: YES**  
**DOYLE: YES**

The Board deferred the discussion on the Warrant Article for a School Building Committee appropriation.

**c. Warrant Article for a new Departmental Revolving Fund: Department of Public Works Trench Excavation Application, Inspection, and Paving Fee Revolving Fund**

Mr. Chase Berkeley Director of the Department of Public Works joined the meeting to explain the purpose of this Warrant Article and the benefits it will have on the Town.

Mr. Zullas moved to approve the Warrant Article for a Departmental Revolving Fund: Department of Public Works Trench Excavation Application, Inspection, and Paving Fee Revolving Fund. The motion was seconded by Mr. Wells. The Board voted unanimously by roll call (5-0) to approve the Warrant Article for a Departmental Revolving Fund: Department of Public Works Trench Excavation Application, Inspection, and Paving Fee Revolving Fund.

**ZULLAS: YES**  
**WELLS: YES**  
**BRADLEY: YES**  
**MUSTO: YES**  
**DOYLE: YES**

**d. Warrant Article from the Bylaw Review Committee regarding extension of the Bylaw Review Committee and an appropriation**

The Board deferred the discussion on the Warrant Article from the Bylaw Review Committee.

**e. Warrant Article to accept the provisions of M.G.L Chapter 200A Section 9A**

Mr. Wells moved to approve the Warrant Article to accept the provisions of M.G.L Chapter 200A Section 9A. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to approve the Warrant Article to accept the provisions of M.G.L Chapter 200A Section 9A.

**ZULLAS: YES**

**WELLS: YES**

**BRADLEY: YES**

**MUSTO: YES**

**DOYLE: YES**

**8. Discussion/Update/Approval-Special Town Meeting - February 13, 2023**

- a. Select Board - Accept the provisions of M.G.L. Chapter 41, Section 110A**
- b. Select Board - Change Treasurer/Collector position from elected to appointed pursuant to M.G.L. Chapter 41, Section 1B**
- c. Select Board- Purchase of Fontbonne Convent located at 930 Brook Road, Milton, MA**

Following a brief discussion regarding the purchase of Fontbonne Convent, Mr. Wells moved to refer the Warrant Article relative to the purchase of Fontbonne Convent located at 930 Brook Road, Milton, MA back to the Select Board for further study. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to refer the purchase of Fontbonne Convent located at 930 Brook Road, Milton, MA back to the Select Board for further study.

**ZULLAS: YES**

**WELLS: YES**

**BRADLEY: YES**

**MUSTO: YES**

**DOYLE: YES**

**9. Discussion/Approval - Letter of Support for the Forbes House grant application for the restoration of the barn and carriage house**

Ms. Heidi Vaughn, the Executive Director of the Forbes House Museum joined the Members to request the Board's support in favor of a grant to restore the barn and carriage house.

Mr. Wells moved to approve the Letter of Support to Preservation Massachusetts' 1772 Historic Preservation Fund for the Forbes House grant application or the restoration of the barn and carriage house. The motion was seconded by Mr. Zullas. The Board voted unanimously by roll call (5-0) to approve the letter of support for the Forbes House Museum.

**ZULLAS: YES**

**WELLS: YES**  
**BRADLEY: YES**  
**MUSTO: YES**  
**DOYLE: YES**

#### **10. Discussion/Approval - Animal Shelter Request for Proposals**

The Select Board deferred this matter.

#### **11. Discussion/Approval - FY2023 Milton Retirement Board Cost of Living Adjustment**

Mr. Doyle and Mr. Wells have recused themselves from the discussion and vote. Mr. Zullas will act as Chair.

Ms. Paige Eppolito, Director of Human Resources joined the meeting to provide the Board with an update from the Public Employee Retirement Administration Commission, PERAC regarding the 5%

Local Cost of Living Adjustment (“COLA”) for Fiscal Year 2023 approved in Chapter 269 of the Acts of 2022 approved by Governor Baker. The Cost of Living Adjustment has been approved by the Milton Retirement Board and now awaits approval from the Select Board.

Mr. Zullas moved to approve the FY2023 Milton Retirement Board Cost of Living Adjustment of 5%. The motion was seconded by Ms. Bradley. The Board voted unanimously by roll call (3-0) to approve the COLA adjustment.

**MUSTO: YES**  
**BRADLEY: YES**  
**ZULLAS: YES**

#### **12. Discussion/Approval – Select Board Finance Committee Report** **a. FY2024 Budget Update**

Mr. Zullas, Chair of the Select Board Finance Committee noted that a joint meeting of the Finance Committee was held on February 7<sup>th</sup>. Town is waiting certification of free cash from the Department of Revenue. The Town is currently working on its expense budgets. The next joint meeting of the Finance Committee is scheduled for February 13<sup>th</sup>.

#### **13. Discussion/Approval - Letter to Massachusetts Housing Partnership re: Responses to Questions for the Development of a Request for Proposals for Milton’s Town Farm**

The Select Board Members weighed the pros and cons of approving the letter to the Massachusetts Housing Partnership regarding Responses to Questions for the Development of a Request for Proposals for Milton’s Town Farm. Ms. Musto stated that she would not support this initiative.

Mr. Zullas moved to approve the letter to the Massachusetts Housing Partnership regarding Responses to Questions for the Development of a Request for Proposals for Milton's Town Farm. The motion was seconded by Ms. Bradley. The Board voted by roll call (4-1) to approve the letter the Massachusetts Housing Partnership.

**ZULLAS: YES**

**WELLS: YES**

**BRADLEY: YES**

**MUSTO: NO**

**DOYLE: YES**

#### **14. Discussion/Approval - Review and Evaluation of Proposals for the Kidder Branch Library; Selection of Most Advantageous Proposal**

Ms. Musto noted that she filed a disclosure form. Her son serves as a Library Trustee.

Mr. Milano shared the two responses from the RFP:

Discovery Schoolhouse, Inc. \$500,000-school facility

Wethersfield LLC: \$400,000 -housing development

Mr. Zullas moved to select the proposal from Discovery Schoolhouse, Inc. as the most advantageous proposal, taking into consideration taking into consideration price and all other evaluation criteria set forth in the RFP, subject to negotiations.

Mr. Wells suggested that the Select Board defer any action until the Library Director, Mr. William Adamczyk and the Library Trustees are given the opportunity to offer their feedback.

Mr. Zullas withdrew his motion per Mr. Wells' suggestion.

Mr. Milano noted that Mr. William Adamczyk and Ms. Kristine Hodlin, a Library Trustee were in attendance. Mr. Milano asked Attorney Freytag from the office of Town Counsel how the Board can proceed. Attorney Freytag reviewed the agenda and made his recommendations.

Mr. Adamczyk and Ms. Hodlin were invited by Chairman Doyle to join the discussion.

Ms. Hodlin noted that the Library Trustees have been kept apprised of the RFP process and have reviewed the proposals. The Trustees are in favor of moving forward to finalize the sale of the property. Following a discussion with Mr. Adamczyk and Ms. Hodlin, Mr. Zullas offered his motion again.

Mr. Zullas moved to select the proposal from Discovery Schoolhouse, Inc. as the most advantageous proposal, taking into consideration taking into consideration price and all other evaluation criteria set forth in the RFP, subject to negotiations and positive reviews. The motion was seconded by Ms. Bradley. The Board voted unanimously by roll call (5-0) to select the proposal from Discovery Schoolhouse, Inc. as the most advantageous proposal, taking into consideration taking into consideration price and all other evaluation criteria set forth in the RFP, subject to negotiations and positive reviews.



**ZULLAS: YES**  
**WELLS: YES**  
**BRADLEY: YES**  
**MUSTO: YES**  
**DOYLE: YES**

#### **15. Discussion/Approval - Select Board Meeting Packets**

The Select Board Members discussed the benefits of posting their meeting packets on the Town's website prior to their scheduled meetings.

Ms. Musto moved to post the Select Board meeting packets on-line and request that draft documents have a watermark. The motion was seconded by Mr. Wells. The Board voted unanimously by call vote (5-0) to post their meeting packets.

**ZULLAS: YES**  
**WELLS: YES**  
**BRADLEY: YES**  
**MUSTO: YES**  
**DOYLE: YES**

#### **16. Discussion - Town Administrator Goals**

Mr. Milano noted that he is working on drafting the Town Administrator Goals for the Board to review at a future meeting.

#### **17. Discussion/Approval- Request of Parks and Recreation to reserve the Baron Hugo Gazebo for the 2023 Summer Concert Series: June 7<sup>th</sup>, 14<sup>th</sup>, 21<sup>st</sup>, 28<sup>th</sup>, July: 12<sup>th</sup>, 19<sup>th</sup>, 26<sup>th</sup>, 27<sup>th</sup>, August: 2<sup>nd</sup>, 9<sup>th</sup> and 16<sup>th</sup> (Rain Date). A children's concert is scheduled for Thursday, June 8<sup>th</sup>**

The Select Board thanked the Team in Parks and Recreation, especially Bonnie Devore for coordinating the summer concert series.

Mr. Wells move to approve the Request of Parks and Recreation to reserve the Baron Hugo Gazebo for the 2023 Summer Concert Series: June 7<sup>th</sup>, 14<sup>th</sup>, 21<sup>st</sup>, 28<sup>th</sup>, July: 12<sup>th</sup>, 19<sup>th</sup>, 26<sup>th</sup>, 27<sup>th</sup>, August: 2<sup>nd</sup>, 9<sup>th</sup> and 16<sup>th</sup> (Rain Date). A children's concert is scheduled for Thursday, June 8<sup>th</sup>. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to approve the request of Parks and Recreation to reserve the Baron Hugo Gazebo for the 2023 Summer Concert Series.

**ZULLAS: YES**  
**WELLS: YES**  
**BRADLEY: YES**  
**MUSTO: YES**  
**DOYLE: YES**

## **18. Town Administrator's Report**

Mr. Milano attended the Warrant Committee on February 6<sup>th</sup> to discuss the FY2024 budget and Warrant Articles. He also attended an additional Warrant Committee Meeting with the representatives from the School Committee.

Dr. Peter Burrows, the new School Superintendent stopped by Town Hall to introduce himself. Mr. Milano, Dr. Burrows, Mr. Pavilcek and Ms. Dexter had an impromptu meeting.

Mr. Milano, noted that Bill Ritchie, the Director of Consolidated Facilities will be retiring at the end of April. He congratulated Mr. Ritchie on his pending retirement and thanked him for his years of service.

Mr. Milano congratulated Sergeant Michael Dillon on his retired from the Milton Police Department and thanked him for his years of service.

Molly Dillon and Aiden Johnson, Milton Police Department Cadets are now in training at the Police Academy. The Town wishes them the best of luck!

The electronic voting devices will be used Town Meeting on Monday evening.

Mr. Milano also noted that Milton has been designated as a Safe Harbor through the Department of Housing and Community Development.

Mr. Wells requested an updated on Meg Lane project. He also expressed his appreciation to Bill Ritchie for his hard work and dedication. He is a Giant and will be missed!

Sgt. Michael Dillon was an asset to the Milton Police Department. The Dillon Family has a long history of public service within the Milton Police Department.

## **19. Chair's Report**

Senator Timility contacted Chair Doyle to note that the MBTA has scheduled the demolition of the stairs at the Adams Street MBTA Station. There are no plans of replacing the stairs. The Board agreed to discuss this matter at a future meeting on February 13, 2023.

Chair Doyle also noted that he and Ms. Bradley attended a Planning Board Meeting to discuss the Residential Outdoor Lighting Bylaw proposal.

## **20. Public Comment Response**

No Comments

## **21. Future Meeting Dates**

The Select Board will meet on Monday, February 13, 2023, Tuesday, February 21, 2023, Tuesday, March 7, 2023

## **22. Discussion/Approval- Select Board Meeting Location**

The Members agreed to host future Select Board Meetings in the Community Room at the Council on Aging

At 9:45PM, Mr. Wells moved to recess the Select Board Meeting in order to call to order the meeting of the Trustees of the Governor Stoughton Trust. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to recess the Select Board Meeting.

**ZULLAS: YES**

**WELLS: YES**

**BRADLEY: YES**

**MUSTO: YES**

**DOYLE: YES**

The Select Board Members reconvened at 10:21PM.

## **23. Executive Session – Discussion regarding response to Open Meeting Law complaint filed by Philip Johenning on January 18, 2023 against the Milton Select Board**

At 10:23PM, Chair Doyle moved to enter into Executive Session to discuss an Open Meeting Law Complaint filed by Philip Johenning on January 18, 2023 against the Milton Select Board in accordance with G.L. c. 30A, §21(1) sometimes referred to as Purpose 1. The Select Board will adjourn from the Executive Session and not return to Open Session. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call (5-0) to enter Executive Session.

**ZULLAS: YES**

**WELLS: YES**

**BRADLEY: YES**

**MUSTO: YES**

**DOYLE: YES**

## **24. Executive Session - Pursuant to M.G.L. c. 30A, § 21(a)(6) -To consider the purchase, exchange, lease or value of real property of the Kidder Branch Library located at 101 Blue Hills Parkway**

The Board members agreed that an Executive Session for the Kidder Library was not needed.

## **25. Adjourn**

At 10:39PM, Ms. Bradley moved to adjourn. The motion was seconded by Mr. Zullas. The Board voted unanimously by roll call (4-0) to adjourn.

**ZULLAS: YES**  
**BRADLEY: YES**  
**MUSTO: YES**  
**DOYLE: YES**

### Documents:

Documents from the Treasurer: BAN and BOND Results

Vote of the Select Board -BAN and BONDS

2023 Annual Town Meeting Warrant Articles

- General Bylaws
- Zoning Bylaw
- Eminent Domain
- Land Swap
- DPW Revolving Fund
- Bylaw Review Committee

Provisions of M.G.L. Chapter 200A Section 9A;

PERAC Memo-COLA Adjustment

Letter from the Milton Retirement Board-COLA

Letter of Support for the Forbes House Museum

Draft Letter to MA Housing Partnership

**DRAFT**

**Select Board Meeting Minutes**

**Meeting Date:** 2/13/2023

**Members in Attendance:** Arthur Doyle, Chair; Michael Zullas, Vice Chair, Roxanne Musto, Member; Nicholas Milano, Town Administrator and Lynne DeNapoli, Executive Administrative Assistant to the Select Board

**Late Arrival:** Richard G. Wells, Jr., Secretary

**Absent:** Erin Bradley, Member

**Guests** Attorney Kevin Freytag, office of Town Counsel

**Meeting Location:** Milton High School, Room 201

**Time Meeting called to Order:** 6:30PM

**Time Meeting Adjourned:** 7:12PM

**Executive Session Called to Order:** 6:57PM

**Executive Session Adjourned:** 7:12PM

1. **Call to Order**
2. **Pledge of Allegiance**

Chair Doyle called the Select Board meeting to order at 6:30PM. He introduced the Members of the Board and Staff and led the Pledge of Allegiance.

3. **Public Comment**

No Public Comment

4. **Discussion/Update/Approval-Special Town Meeting - February 13, 2023**
  - a. **Select Board - Accept the provisions of M.G.L. Chapter 41, Section 110A**
  - b. **Select Board - Change Treasurer/Collector position from elected to appointed pursuant to M.G.L. Chapter 41, Section 1B**
  - c. **Select Board - Purchase of Fontbonne Convent located at 930 Brook Road, Milton, MA**

Chair Doyle provided an overview of the status of the Warrant Articles for the Special Town Meeting. There were no comments raised by the Board or Mr. Milano, Town Administrator.

5. **Discussion/Approval – Letter to the Governor, Secretary of Transportation, and MBTA Interim General Manager regarding the MBTA's plan to demolish the stairs despite Town opposition and pending lawsuit**

Chair Doyle shared letters prepared by Mr. Zullas and Mr. Milano that express the Town's concerns regarding the Commonwealth's plans to demolish the stairs at the MBTA station on Adams Street in Milton without an immediate plan to rebuild them.

Chair Doyle provided the Meeting Attendees with additional information on the timeline for the construction to begin.

Effective March 6<sup>th</sup> through March 9<sup>th</sup>, the Mattapan Line service changes will take place in order to remove the staircase at Milton station. Service will be replaced with accessible shuttle bus service between Mattapan and Ashmont Stations beginning at approximately 9PM on March 6<sup>th</sup>-March 9<sup>th</sup>.

Following a brief discussion, Chair Doyle suggested that they combine the letters and he will sign it on behalf of the Board.

Mr. Zullas moved to approve the letter to Governor Maura Healey, MassDOT Secretary Gina Fiandaca and MBTA Interim General Manager, Jeff Gonneville regarding MBTA's plan to demolish the stairs despite Town opposition and pending lawsuit and authorize the Chair to sign the letter on the Board's behalf. The motion was seconded by Ms. Musto. The Board voted all in favor to approve.

## **6. Discussion – Select Board Policy on Decorum at Public Meetings**

Chair Doyle read a statement:

*"Last week, the School Committee held a public forum soliciting comments and feedback from parents and residents, which was marked by intentionally disrupting and harassing behavior. We ask and expect that our Town Meetings and all our board and committee meetings will be held in a constructive, collaborative fashion.*

*Our meetings are meant to be places where we can gather together and engage in the democratic process. No one should feel unwelcome or reluctant to share their opinion because of how others might react. Or be made fearful for expressing their position in a public forum.*

*As for the Select Board, no person shall address a meeting of the Select Board without permission of the Chair of the Select Board, and all other persons, shall, at the Chair's request, be silent. No person shall disrupt the proceedings of a Select Board meeting. If any one does, and after clear warning from the Chair, any person continues to disrupt the proceedings, the Chair may order the person to withdraw from the meeting and if the person does not withdraw, the Chair may authorize the Constable or other Officer to remove the person from the meeting.*

*Thank you for your understanding and adherence to our expectations for decorum at public meetings."*

Mr. Zullas and Ms. Musto were very receptive of the Chairman Doyle's statement and are eager to move forward on adoption. Ms. Musto noted that this policy will be included in a discussion at a future meeting of the. Select Board Committee-Review Process of Volunteer Appointments to Boards and Committees.

Attorney Kevin Freytag from the Office of Town Counsel recommended that a policy be drafted for each of the following:

Boards and Committees appointed by the Select Board  
Boards and Committees not appointed by the Select Board

Mr. Zullas moved to adopt the decorum policy on behalf of the Select Board during a First Reading at the next meeting on February 21, 2023. The motion was seconded by Ms. Musto. The Board voted all in favor to adopt.

## **7. Discussion – Annual Town Meeting Warrant Articles**

- a. Authorize the Select Board to acquire land owned by the Town of Milton located off Gile Road and Blue Hills Parkway (Assessor's Map D, Block 6A, Lot 65)

At the request of the Chair and Mr. Milano, Attorney Kevin Freytag from the Office of Town Counsel provided a summary of how eminent domain could come into play.

The Town owned land is in a Trust, but the Select Board does not have privileges to amend the Trust. In order to use the land for the purpose of constructing a new school, the Select Board would have to exercise the power of eminent domain.

## **8. Discussion/Approval – Award of a General Access Easement over a parcel of land shown as Access Road Town of Milton 40 wide on a plan entitled “PLAN OF LAND Access Road Milton, Massachusetts,” dated August 26, 2022, prepared by Merrill Engineers and Land Surveyors**

Mr. Milano provided an update on the status of the easement located at 728 Randolph Ave.

Mr. Zullas moved to approve the award of a General Access Easement over a parcel of land shown as Access Road Town of Milton 40 wide on a plan entitled “PLAN OF LAND Access Road Milton, Massachusetts,” dated August 26, 2022, prepared by Merrill Engineers and Land Surveyors to USC LLC, subject to approval of Town Counsel. The motion was seconded by Ms. Musto. The Board voted all in favor to approve.

## **9. Discussion/Approval- One Day Liquor License Applications-Milton Art Center, 334 Edge Hill Road**

- a. February 25, 2023 - 7PM-10PM Comedy Show
- b. March 3, 2023 - 6PM-9PM, First Friday, Artist Reception
- c. April 7, 2023 - 6PM-9PM First Friday, Musicians at MAC
- d. April 28, 2023 - 7PM-10PM Comedy Show at MAC
- e. May 5, 2023 - 6PM-9PM, First Friday, Artist Reception
- f. May 6, 2023 – 7PM-10PM, Spring Renewal-Art Auction Fundraiser

Per Mr. Milano's request, the Board agreed to defer the One-Day Liquor License Application requests for the Milton Art Center until the next Board meeting. The Select Board office staff would like to confirm if a caterer has been hired for these events. Many caterers are now licensed through the Alcohol Beverage Control Commission.

## **Town Administrator's Report**

No report at this time.

## **10. Chair's Report**

No report at this time.

#### **11. Public Comment Response**

No public comment.

#### **12. Future Meeting Dates**

The Select Board will meet on Tuesday, February 21, 2023, Tuesday, March 7, 2023, Tuesday, March 21, 2023 in the Community Room at the Council on Aging using a Hybrid platform.

Mr. Wells arrived at 6:56PM.

#### **13. Executive Session – Pursuant to M.G.L. c. 30A, § 21(a)(3) - To discuss strategy with respect to litigation against the Massachusetts Bay Transit Authority regarding the condition of the stairs located at the MBTA station located at Adams Street, Milton, MA**

At 6:57PM, Chair Doyle moved to enter into Executive Session to discuss litigation strategy against the Massachusetts Bay Transit Authority (MBTA) related to the condition of the stairs at the MBTA station located at Adams Street, Milton, MA based on my belief that discussion of this matter in open session may have a detrimental effect on the litigating position of the Select Board. The Select Board will adjourn from the Executive Session and not return to Open Session. The motion was seconded by Mr. Wells. The Board voted unanimously by roll call to enter Executive Session.

**ZULLAS: YES**

**WELLS: YES**

**MUSTO: YES**

**DOYLE: YES**

#### **14. Executive Session - Pursuant to M.G.L. c. 30A, § 21(a)(6) -To consider the purchase, exchange, lease or value of real property of the Kidder Branch Library located at 101 Blue Hills Parkway**

“I move to enter into Executive Session to consider the purchase, exchange, lease or value of real property located at 101 Blue Hills Parkway (Kidder Branch Library) based on my belief that discussion of this matter in open session may have a detrimental effect on the negotiating position of the Select Board. The Select Board will adjourn from the Executive Session and not return to Open Session. The motion was seconded by Mr. Zullas. The Board voted unanimously by roll call to enter Executive Session.



**ZULLAS: YES**  
**WELLS: YES**  
**MUSTO: YES**  
**DOYLE: YES**

### **15. Adjourn**

At 7:12PM, Mr. Wells moved to adjourn. The motion was seconded by Ms. Musto. The Board voted unanimously by roll call to adjourn.

**ZULLAS: YES**  
**WELLS: YES**  
**MUSTO: YES**  
**DOYLE: YES**

Respectfully submitted by Lynne DeNapoli, Executive Administrative Assistant to the Select Board.

### Documents

Warrant for the Special Town Meeting scheduled for Monday, February 13, 2023  
Drafts of Letters to Governor Healey, MassDOT Secretary Gina Fiandaca and MBTA Interim General Manager, Jeff Gonneville regarding the stairs at the MBTA station located at Adams Street, Milton, MA  
Draft of the Select Board Policy: Decorum at Public Meetings  
One-Day Liquor License Applications for the Milton Art Center