

A regularly scheduled meeting of the Board of Selectmen was held on Monday, September 8, 2014 at 6:31 pm located in the First Floor Conference Room at the East Bridgewater Town Hall.

Present: Martin Crowley, Chairman; David Sheedy, Clerk; William Dowling; and Gloria Mitchell, Senior Clerk

Pledge of Allegiance

Open Forum

Open Forum opened by the Chairman.
No one present
Open Forum closed by the Chairman

Appointment

Town Counsel, Jaime Kenny, reviewed her report to the Selectmen regarding the serving of alcohol at the Center at Sachem Rock with her recommendations if the Board decided to go forward. Attorney Kenny gave an overview of the Law under Chapter 138 of the Massachusetts General Laws. Attorney Kenny recommended that if the Board is so inclined, it may consider allowing persons to apply for Section 14 One Day Licenses, Wine and/or Malt Beverages or Both, for events at Sachem Rock with the following restrictions and provisions:

- 1) Recommended Sunset Provision: It is recommended that if the Board determines that it wishes to allow the serving of alcohol on Town premises, that it does so for a period of one year to start. This "trial period" would allow the Board to assess any issues with the matter and revisit the issue in one year. Thus the Board would vote the matter to sunset one year from the date of said vote (September 8, 2015) unless the Board acts otherwise prior to that date.
- 2) Recommended Limitations, Insurance and Laws Governing One-day Special Licenses for the Center at Sachem Rock
 - a. All businesses, organizations or persons holding events at the Center at Sachem Rock wishing to serve alcohol must file an application for a One-Day Special License with the Board of Selectmen sixty (60) days in advance of the event. The Chief of Police will then determine whether or not a police detail is also necessary for said event.
 - b. In all cases where alcohol is served, alcohol must be served by a caterer or bar service who has presented evidence of liquor liability insurance to the Town.
 - i. The Town must be named as an additionally insured party and there must be insurance in compliance with the following limits at a minimum: two million dollars (\$2 million) aggregate, one (\$1 million) dollars per occurrence. The Town may reject any application if the certificate of liability insurance is not deemed acceptable for any reason.
 - c. Only TIPS trained certified bartenders shall serve alcohol at events. The bar is not to be unattended at any time. No liquor may be brought onto or off the premises by clients or guests.
 - d. Alcohol for events must be purchased from a licensed Massachusetts wholesaler, in compliance with G.L. c. 138, Section 14 or a caterer licensed under G.L. c. 138 Section 12C. Alcohol may not be purchased from any other source. A list of wholesalers who are authorized sources of alcohol for One Day Licenses is available through the Commonwealth's Alcohol Beverages Control Commission and is attached to this report.

- e. Pursuant to G.L. c. 138, "no alcohol may be stored on any unlicensed premise." Thus, alcohol must be delivered and removed from the premises within the time limits proscribed by the Special License. The Commonwealth's Alcohol Beverages Control Commission has advised local licensing boards to extend Section 14 licenses for additional time (three to four days) to ensure that "one day licenses" comply with all storage requirements under G.L. c. 138.
- f. Under G.L. c. 138, Section 22, holders of a One-Day license may not transport alcohol without a permit. A caterer or bartending service may transport alcohol on behalf of a Special License holder only if that caterer or bartending service has a current transport permit issued by the Alcoholic Beverages Control Commission.
- g. The licensee shall post the Special License in a conspicuous location during the event.
- h. Generally, no special licensee may sell or deliver any alcoholic beverages between the hours of 2:00 a.m. and 8:00 a.m. Special licensees may sell or serve alcoholic beverages between the hours of 11:00 a.m. to 1:00 a.m., Monday through Saturday and 12:00 p.m. to 1:00 a.m. on Sundays. Notwithstanding, the Board of Selectmen may alter the specific hours and terms of sale and service of alcohol by the terms of the One-day License.

M/Sheedy, s/Dowling, a unanimous vote, authorize a sunset one year trial period for a beer and wine only license for the Center at Sachus Rock effective September 9, 2014 until approximately September 8, 2015 as followed by all procedure in a Memorandum dated September 2, 2014 from Jaime Kenny to the Town.

Mr. Crowley questioned if the Sunset Provision would require any action from the Board. Attorney Kenny stated the Board would have to take another vote before the one year or the provision would expire.

Action Items

M/Sheedy, s/Dowling, a unanimous vote, approve the minutes from the June 30, 2014 Board of Selectmen's Executive Session meeting.

M/Sheedy, s/Dowling, a unanimous vote, approve the minutes from the July 14, 2014 Board of Selectmen's Executive Session meeting.

M/Sheedy, s/Dowling, a unanimous vote, approve the minutes from the August 25, 2014 regularly scheduled Board of Selectmen's meeting.

M/Sheedy, s/Dowling, a unanimous vote, the request from Janet Cheney of Janet's Ribbons of Hope for Breast Cancer Research to "paint the Town Pink" by allowing pink ribbons to be hung on poles around town to be displayed throughout the month of October to raise money and awareness of breast cancer.

M/Sheedy, s/Dowling, a unanimous vote, the request from Chuck Horan from the East Bridgewater Kiwanis Club to display American Flags on the Town Common from November 1, 2014 through November 15, 2014.

M/Sheedy, s/Dowling, a unanimous vote, approve the appointment of John Margie as a member of the Finance Committee for the term of September 9, 2014 through June 30, 2017.

M/Sheedy, s/Dowling, a unanimous vote, approve the appointment of Timothy Armand as a member of the Finance Committee for the term of September 9, 2014 through June 30, 2017.

M/Sheedy, s/Dowling, a unanimous vote, approve the appointment of Michele Ahern as a member of the Finance Committee for the term of September 9, 2014 through June 30, 2016.

M/Sheedy, s/Dowling, a unanimous vote, approve the Transfer of Common Victualer License from: South Shore Pizza Inc. dba Domino's Pizza, to: TBD Pizza, Inc. dba Domino's Pizza located at 225 Bedford Street.

Bill Mohan, Director of Licensing, Permitting and Community Relations for Domino's Pizza, Boston representing Robert Rivard who could not be here tonight. They have already touched base with the community and will continue to do so. He thanked everyone for the orderly transfer and commented on how the people working in the Town made it easy and it has been a pleasure.

M/Sheedy, s/Dowling, a unanimous vote, approve, with regret, the resignation of John Morawski as a member of the East Bridgewater Council on Aging effective immediately.

M/Sheedy, s/Dowling, a unanimous vote, approve the request from Don Hudgins of 16 Porter Farm Road to have street lights installed on the following streets and pole numbers listed below:

- A. Pine Street – Pole #15 & Pole #10
- B. Porter Farm Road – Pole #2 & Pole #5
- C. Adams Lane – Pole #2

Board Discussion

Martin Crowley presented a list of projects in and around town that have been: completed; started; in the process of starting; or in the process of creating bid specs.

Walnut Street water main installation and roadway repair: The installation of new water main began today, Sept. 9th with completion estimated by the end of October.

Plymouth Street and Central Street sidewalk reconstruction: The tentative scheduled date to begin work is the week of September 15th. It is expected to take approximately 8 -10 weeks to complete.

Plymouth Street repaving (Bennet Lane to South Street): Scheduled to begin October 16th, weather permitting and should be completed by the end of October

Several roads have already been repaved this summer utilizing Chapter 90 funds:

- Belmont Street, from the West Bridgewater town line to Brenda Avenue;
- Summer Street, from Winter Street to Elm Street
- N. Central Street, from Pleasant Street to West Union Street
- Washington Street, section from Crabapple Lane to William Hersey Lane

Town Hall: Phasing exterior renovations, currently putting together bid specifications for repair/replacement of rotted building sill, corner post, bay window roof replacement, soffit, fascia, eave framing, gutters and downspouts, entrance door ADA compliance, environmental testing for lead and asbestos. Next phase will be windows and application of an exterior finish.

Middle School: Gym floor completely refinished, new game lines, old divider wall removed, new divider curtain scheduled for install this week.

Underground Fuel Storage Tanks: Currently working on bid specs and researching a few possible grant opportunities to offset the cost of tank removal.

Emergency Generators: Fire Chief will be working to complete both installations together to be cost effective.

Mr. Crowley also mentioned that the Selectmen have talked about taking a private sector business approach by having someone come in from the outside to look at the way that we do business and to make sure the Town is using the best business practices and being more cost effective. This is a good time to be moving in this direction with the Town. There are a lot of opportunities for technology to make the Town more user friendly for residents, more friendly for people doing business in Town and more friendly for departments working with each other. Taking a look at what we do and how we do it is the first step. Some projects within the past few years have started with this approach already.

Mr. Crowley mentioned that the Mass. School Building Authority regulations contained wording that potentially, at the MSBA's discretion, would provide a matching cash grant for a School Facilities Maintenance Trust. This fund could be used solely for preventative maintenance and upkeep of school facilities. The Selectmen asked about this previously and were told that the MSBA had not set this program up yet but would revisit it at the end of the project. It required that a segregated fund be established locally which East Bridgewater did a couple of years ago. Any funds deposited by the Town, would be matched by the MSBA for up to 1% of the MSBA funds granted for construction of the new school. In this case, they provided approximately \$43,000,000 so potentially a match of \$430,000 could be received by the Town. The Selectmen contacted the MSBA to inform them that the Fund had been established and funded but were told that the MSBA did not intend to move forward with the program and they were not going to provide any matching funds.

Reminders

The State Primary Election will be held on Tuesday, September 9th at the Jr/Sr High School. Polling hours will be 7 AM to 8 PM. Please use the entrance to the left of the main entrance. Voting will take place in the Gymnasium. School will be in session on that day. Any questions, please call the Town Clerk's office at 508-378-1606.

Due to the Election the Town Clerk's Office will be closed on Tuesday, September 9th. Calls can be forwarded to the Selectmen's Office at 508-378-1601.

M/Sheedy, s/Dowling, motion to adjourn.

VOTE: Yes – Crowley, Sheedy, Dowling; a unanimous vote in favor

Meeting adjourned at 7:05 pm



Board of Selectmen Clerk