

Memorial Town Hall, 1 Library Street, Georgetown, MA 01833
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BOARD OF SELECTMEN MEETING MINUTES
Memorial Town Hall
8/10/15
6:00PM-General Meeting~3rd floor meeting room, Town Hall

Selectmen Present: Philip Trapani, Chairman; Gary C. Fowler, C. David Surface,
Douglas W. Dawes, Clerk

Others Present: Michael Farrell, Town Administrator; Brian Riley, Kopelman &
Paige, P.C.; Janet Pantano, Administrative Assistant

**Park & Recreation
Commission:** Jim DiMento, Richard Aberman, Juliette Rec, Suzanne Caulfield,
Al Kitchin, Dave Schauer, Joe Soucy

Absent: Stuart M. Egenberg

Part of this meeting was a Joint Meeting with the Park & Recreation Commission

Call to order

Invocation-Douglas W. Dawes
Pledge of Allegiance

Warrant & Minutes

Warrant to be signed

Minutes May 18, 2015

Mr. Surface moved to approve the *minutes of May 18, 2015*. Mr. Dawes seconded the motion and the motion was approved by a unanimous vote.

Correspondence

Resignation from Susan Madigan, Cultural Council

Mr. Trapani thanked Ms. Madigan for her work on the Cultural Council.

Resignation from Kate Hanlon, Cultural Council

Mr. Trapani stated thanked Ms. Hanlon for her work on the Cultural Council.

Request from AJC Global Jewish Advocacy to issue a statement

Mr. Trapani stated that AJC Global Jewish Advocacy is asking the board to support their initiative. Mr. Dawes stated that most of the towns supporting are from Mayors not smaller towns. Mr. Trapani asked the board how they wanted to proceed.

Mr. Surface moved to support the AJC Global Jewish Advocacy. Mr. Dawes seconded the motion.

Mr. Fowler abstained.

The motion was approved by 3-0 vote.

MassDot letter regarding resurfacing along sections of Interstate 95

Mr. Trapani stated that the State will be resurfacing sections of Interstate 95 and read the letter.

Board Business

BOS vote and sign bond documents. The borrowing for the Middle/High School, Turf Field, and Conservation Restriction

Jacqueline Cuomo, Town Treasurer/Collector and Margaret McClaine, Unibank were present
Ms. McClaine explained that there were 6 bids and she explained the interest rates.

Discussion

Mr. Fowler asked if they can make an earlier payment. Ms. McClaine stated that after the 8th year you can call the bond and pay earlier. Mr. Fowler stated that he believed that they already made two payments and how will this work.

Discussion

Harry LaCortiglia, CPC stated that they have \$400K put aside but cannot pay off for 8 years.

Mr. Surface stated that the town gets a lower rate to amortize. Mr. Surface asked why the CPC is being that aggressive in payment when they can use funds for other projects.

Mr. Surface moved to approve the bonds as presented. Mr. Dawes seconded the motion and the motion was approved by a unanimous vote.

The board signed all the bond paperwork.

CPC Deeds Aulson and Tolman property

Mr. Surface moved to accept the deed for the Aulson property Map 16, Lot 6. Mr. Dawes seconded the motion and the motion was approved by a unanimous vote.

Mr. Surface moved to accept the deed for the Tolman property Map 16, Lot 7. Mr. Dawes seconded the motion and the motion was approved by a unanimous vote.

Request for approval of a Change of Manager-Rybo's Bistro II, Inc., dba Holloway's Bar and Grille

Jill Mann, Attorney and Anthony Aieta were present

Attorney Mann stated that Mr. Aieta has agreed to be the Manager at Holloway's Bar & Grille for the Alcohol license.

Mr. Trapani welcomed both to the meeting. Mr. Dawes asked if there was anything that the board needs to know. Attorney Mann stated that there was not. Mr. Surface asked if there was a new owner. Ms. Mann stated that it is the same owner just a change in manager. Mr. Trapani stated that they are doing a great business. Mr. Fowler stated Mr. Devlin did not continue. Ms. Mann stated no that Mr. Aieta will be the manager of the Holloways. Mr. Fowler stated that he does not agree with the Golf Carts selling alcohol the same hours as the club. He stated that he checked with the State and the town can have a bylaw to change this. He stated he asked Mr. Farrell to follow up with Kopelman & Paige. Mr. Trapani asked that Mr. Fowler follow up on this. Mr. Surface stated he is against the earlier hours especially on a Sunday. He stated that he

was told because it is under one license the times are for the whole property. Mr. Trapani stated that this discussion is for a different night. Mr. Fowler stated that he is against the State law not the Club.

Mr. Surface moved to approve the Change of Manager-to Anthony Aieta, Manager, Rybo's Bistro II, Inc., dba Holloway's Bar and Grille. Mr. Fowler seconded the motion and the motion was approved by a 3-1 vote.

American Legion Park Discussion-Park & Recreation, Police Chief, and Health Agent to be present

Police Chief Cudmore, Lt. Hatch, and Jim DiMento, P & R were present

Chief Cudmore stated historically great things are done by the Park & Rec at the park and they put in hours of volunteer time. He stated that there is a bylaw in the code that has sections on the park but only one on enforcement and only on closure of park. He stated that the bylaw stated the park is for residents and guests. He stated that there are signs stating only for residents and that Police take notice. He stated that they have been challenged on this. He stated that a beach sticker was required years ago but there is no legislation on enforcement. He stated that to restrict guests they must enact legislation. He stated that Georgetown has grown very fast and the park is busy. He stated if someone can find the legislative teeth then the Police department can enforce. He stated that we have laws on pets, and lights. He asked Mr. Farrell to expand on Kopelman & Paige's opinion. Mr. Trapani stated that Brian Riley, from K & P is here tonight. Mr. Trapani asked what the calls are for. Chief Cudmore stated unruly behavior a couple weeks ago. He stated issue is people from out of town are using the park. Mr. Trapani asked if there are parking issues, crowding, and public drinking. Chief Cudmore stated the road is a public way and they cannot stop people for parking at the Park.

Richard Whitehouse, P & R staff stated that he has been working at the park for 14 years and has no issues during the week only parents with young children. He stated if he has any issues he calls the police and they take care of it.

Tamara Schofield, 5 Bartlett Drive stated that she is an abutter and older kids use the public beach and has seen degradation of property over the last 5-6 years. She stated that there are large trash bins overflowing and no concern for the park. She stated that her concern is that the PD cannot respond and has seen a change over the last 3 years. She stated she has thought what the worst situation is. She stated that she has the fear of escalation and have to squash problems now.

Jim DiMento, 12 School St stated that 2 years ago nobody was using the park now we have too many using it. He stated that the board is thinking about a sticker policy and would have to be a sticker on person because the parking lot is on the RecPath plan as a parking area and they cannot stop people for parking there for the bike trail.

Victoria Roberts, 102 Pond St stated that she has been in town for a year and is very appreciative of park. She stated that she does not care who is there and that she goes to parks in other towns.

She stated that some people have no concern for other people and smoke and throw butts in the water. She stated maybe there should be someone to back up residents someone to call.

Mr. Trapani asked by definition what is the property a park, a beach, a parking lot, a rail trail, a public way. Mr. Farrell stated that this is why he invited Attorney Riley tonight to let him address the board.

Brian Riley, Kopelman & Paige stated did look at our regulations on the park and they are not a bylaw and the regulations are set by the P & R. He stated could be moved into a bylaw. He stated that a "Residents Only" restriction is difficult to do, as it is a first amendment issue. He explained what has happened in other parks. He stated that the town can work with the Attorney General's office on a bylaw. He stated on Cape Cod there are areas that have resident only parking and others have to park somewhere else and walk.

Mr. Trapani stated that some residents state that tax dollars are used to keep up the park and should only be used by residents. He stated that he does not want to limit to only residents even residents do damage.

Chief Cudmore stated that he and his officers are briefed on how to respond to issues at the park. He stated that his primary concern is for Georgetown residents. He stated that only sign that they have jurisdiction over is a small old sign on closure times. He stated that a sticker deals with parking and not the attendance.

Mr. DiMento asked if you could permit area of the park and same price for all. Attorney Riley stated that it would be legal to charge a fee for all to use the park.

Mr. Surface stated that he has had a lot of calls regarding the park. He stated that he and Mr. Trapani almost had a riot with some people at the park who were drinking. He stated weekends are the issue and with adults on the new equipment. He stated that it is a good thing that residents take pride in the park. Chief Cudmore stated that they only have 2 officers on the weekend. He stated that if he has to have an officer at the park that is an issue. He stated that he has concerns on the park at the new school playground also. He stated that he can work to get an officer on the weekends to patrol the park. He stated that they have to get a bylaw to Town Meeting and the residents can vote. He stated that the board should put together a committee of paid staff to put a bylaw together and tighten the rules.

Mr. Fowler stated that the ballfield is it used by out of town teams. Mr. DiMento stated that there are out of town teams playing against town teams. Mr. Fowler stated that smoking is an issue. Chief Cudmore stated that there is no bylaw restricting smoking. Attorney Riley stated that there is no town bylaw on smoking and could be added. He stated could have a sticker program and for concerts issue a day pass. He stated in Gloucester they give a day pass. Mr. Fowler asked Attorney Riley if state rejects a part of a bylaw does the whole thing go. Attorney Riley stated no only that section.

Mr. Dawes stated that he read the K & P memo and the town can have a bylaw. Chief Cudmore stated that they have to make sure to capture the whole lot. He stated that they can form a committee and be ready in the spring with a bylaw and make some changes at the fall town meeting if needed.

Mr. DiMento stated that they will be getting a dog park at East Main Street park.

Mr. Dawes stated that he believes that the Police Chief pointed out where he has no teeth and we have to make sure he has a bylaw to enforce. He stated that he was always under the impression that the park was a resident only park. He stated that he has gone to other parks in other towns. He stated that maybe they can hire staff on weekends to empty barrels. He stated as long as people act civilly they should be able to use the park.

Mr. Fowler stated that a bylaw would have to cover other parks, the rail trail, and new East Main St park.

Mr. Surface asked if the Park & Rec board can set regulations with fines. Attorney Riley stated a bylaw is easier to enforce. Chief Cudmore asked who can enforce regulations. Attorney Riley stated that it can be added to the bylaw on who would enforce, Police, BoH, or Park & Rec.

Mr. Trapani asked that Mr. Farrell and Chief Cudmore see if regulations can be enforceable with teeth. He stated that for ATM want to see what residents want and if they want stickers.

Chief Cudmore stated that he does not want to have committee authority as this causes problems. Mr. Trapani stated that we need to find out what we can and cannot do with regulations.

Discussion on a committee.

Attorney Riley stated that this a great pond and they have to take that into consideration.

5-minute recess

Concert American Legion Park

Harry LaCortiglia stated that there will be a Music Festival Saturday, August 22nd from 1PM-6PM and there will be five bands. He explained that with no concerts this year they came up with this concert. He stated he requests to hang a banner on fence. Mr. Farrell stated that we have a form online or in the office to fill out for banner requests.

Collins Center Strategic Planning Proposal

Kim Wells, Collins Center was present

Mr. Trapani stated what he hopes to accomplish here tonight and what level of engagement we want.

Ms. Wells gave here background as a Government services specialist and does economic development plans, strategic plans, etc.

Mr. Trapani stated that he would like them to help us to develop a new strategic plan. He stated that the town has changed in the last 5-10 years. He stated that we have a masterplan from 2007 and the recession put a halt on most things and is it is mostly a land plan. He stated that we do not have a plan that aligns the town. He stated that they want to see what the town would want the community to look like in 10 years.

Mr. Dawes stated that in the last 20 years we were one of the fastest growing communities in the area and now Groveland is feeling this. He stated what we are doing to keep the character and maintain services without the town being exclusive. He stated that we want to grow in a manor to keep the community diverse and have business growth.

Mr. Surface stated he wants a sense of where government is going and stated that the structure of the town would take care of where the town is going. He stated that we do not have a sense of where we are going. He stated do we want to be a bedroom community or do you want a mall. He stated that they have to be careful what they wish for. He stated that every decision has to lead to where we want to go or be.

Mr. Dawes stated that the plan should help to make decisions.

Mr. Fowler stated what the cost of the plan is. He stated that he was on a Government study a few years ago and where is it. He stated that they have the DoR study from 3 years ago and have not done many items. He stated one item was to update bylaws and we have not done this.

Mr. Surface stated one is government structure and a Town Manager is something to look at. He stated that to Gary's point who is going to implement the document and do all the work.

Mr. Fowler stated last year they discussed vendors and food carts and follow up the with the board is missing.

Mr. Surface stated that they have to review bylaws over the next two years and add these things. He stated that they have to lay the foundation, goals, structure, and who is going to do the work.

Mr. Trapani stated that he does not have more hours to volunteer and the town should have a stronger form of government.

Mr. Fowler stated that they have to set up a committee for the park and they need to get organized and meet.

Mr. Trapani stated that a strategic plan will help us to plan ahead. He stated that he wants to leave with a plan to implement and identify risks. He stated once we have a plan it should be reviewed each year and updated every three years.

Ms. Wells stated that she has heard a lot of different things. She stated that there is Economic development and Charter reform. She stated a goal is what you need to do your job and what the

interactions with other departments are and how to rectify and get insufficiencies. What are goals and how to get there.

Mr. Trapani stated look at long term and see if we are doing the right thing. He stated needs assistance of putting together some workshops and have elders and millennials prioritize. He stated have an external workshop and one internal workshop and then synthesize.

Mr. Surface stated that the vision is what is important. He stated that he has been here since 2006 and he knows where he wants the town to go but where do towns people want the town to go. Once we know where we want to be then how to get there.

Mr. Fowler stated he has been here all his life and his vision may not be the same as others.

Ms. Wells stated that your vision of what you want it to be and what it will be may be something else if nothing done.

Mr. Fowler stated that he was in disagreement and they have come together.

Mr. Surface stated will never have everyone on the same page. He stated that he wants to be proactive and not reactionary.

Mr. Fowler stated some want a different structure a charter. He stated he sees the board members as a town father.

Ms. Wells stated that they do not want to change the town but find a way to marry the community.

Mr. Surface stated not sure if he wants the town manager but they need someone to do the work. He stated Mr. Trapani is leaving after 3 terms and they are having trouble filling positions. He stated that DoR was amazed at the amount of volunteers we have and the work they do.

Mr. Trapani stated may not have the staff for implementation and they need to know operational efficiencies and inefficiencies.

Mr. Dawes stated that key is to get the community involved.

Mr. Trapani stated would like to see other ways to reach people.

Mr. Dawes stated that he liked that 80% voted for Penn Brook School and would like to see that support. He stated that growth is big concern.

Mr. Surface stated have to give the town some credit. He stated that we will have a Senior Center now. He stated with every decision we are not sure where we are going.

Mr. Dawes stated that with a Strategic plan they can plan out.

Mr. Surface stated he supported the school and then has had to fight for the senior center. Mr. Dawes stated some has been the cost.

Ms. Wells stated that a plan will cost \$15k and workshops \$1500.

Mr. Trapani asked her to work with Mr. Farrell and he will work with the board.

Mr. Farrell stated that he is familiar with strategic planning and Collins Center is performance management centered. He stated that he agrees that there has to be a vision and this is unattainable but you have building blocks to get there and everyone has one mission and if there job is not tied to the mission should not be doing the job. He stated getting people involved is the issue. He stated that in a formal visioning you identify your contacts and send an invitation and if asked people usually come then they will help.

Mr. Trapani stated that if other communities that have done this he would like to hear what they did.

ITEMS NOT REASONABLY ANTICIPATED BY THE CHAIR 48 HOURS IN ADVANCE OF THE MEETING

SELECTMEN'S REPORT

Thank you to Holly Willard, Animal Inspector

Mr. Trapani read the letter to Holly Willard and thanked her for her work for the town.

TOWN ADMINISTRATOR'S REPORT

Mr. Fowler asked for an update on the Senior Center.

Mr. Farrell stated he has worked with the designer and had two submissions. He stated that they have reviewed designs with a group and have a pending letter of agreement. He stated that they charge you a percentage of what it will cost to build so they have to see what we will build. He explained that instead of putting offices in each room they are looking to put 3 offices in one room and the entrance will be moved and explained that it is a better plan. He stated only issue is construction timing. He stated only 4 firms came to the mandatory site visit and only 2 presented because of timeline. He stated that we are looking at spring opening instead of January with the holidays and getting funding. Mr. Surface asked if we will have a written agreement. Mr. Farrell stated he will send out a copy after K & P review.

State of Town

Mr. Trapani stated that they will hold the State of the Town on November 9, 2015.

APPOINTMENTS & APPROVALS

Board of Registrars vacancy

Trapani stated that there are vacancies and we need these filled with elections coming up.

Mr. Dawes stated that there are two vacancies one republican and one democratic. He stated that anyone interested should contact Jan McGrane or Kathy Roche in the clerk's office.

Declaration of Surplus Property-Library and Conservation

Mr. Surface moved to approve the Declaration of Surplus Property from the Library and Conservation Commission as presented. Mr. Dawes seconded the motion and the motion was approved by a unanimous vote.

Mr. Dawes asked for a ballpark cost for the senior center. Mr. Farrell stated that one of the bids that we did not choose was over \$300K.

NEXT MEETING

Monday, August 31, 2015 at 6:00PM, 3rd floor meeting room, Town Hall.

ADJOURNMENT

Mr. Surface moved to adjourn. Mr. Fowler seconded the motion and the motion was approved by a unanimous vote.

Meeting adjourned at 8:55 PM.

Minutes transcribed by J. Pantano.

Minutes approved January 25, 2016.

Documents used for this meeting:

- Minutes May 18, 2015
- Resignation from Susan Madigan, Cultural Council
- Resignation from Kate Hanlon, Cultural Council
- Request from AJC Global Jewish Advocacy to issue a statement
- MassDot letter regarding resurfacing sections of Interstate 95
- Bond Documents
- Request for Change of Manager-Rybo's Bistro II, Inc. dba Holloway's Bar and Grille
- Strategic Plan Proposal
- Thank you to Holly Willard, Animal Inspector
- Declaration of Surplus Property from the Library and Conservation