

Holbrook Board of Selectmen

Minutes of the Regular Session of

Tuesday, February 23, 2010

Present: Robert A. Powilatis, Chairman
Matthew V. Moore, Vice-Chairman
Paul S. Currie, Clerk
Richard B. McGaughey, Associate
Brinsley A. Fuller, Associate

In Attendance: Michael D. Yunits, Town Administrator
Thomas R. Cummings, Superintendent of Public Works

The meeting was called to order at 7:04 pm by Chairman Powilatis in the Selectmen's Meeting Room, 50 North Franklin Street, Holbrook, MA 02343, and began with the Pledge of Allegiance.

MINUTES:

MOTION: By Mr. McGaughey, second by Mr. Fuller, to accept the minutes of the regular session of November 10, 2009, as printed.

VOTE: 5:0

MOTION: By Mr. McGaughey, second by Mr. Fuller, to accept the minutes of the executive session of November 10, 2009, as printed.

VOTE: 5:0

TOWN ADMINISTRATOR'S REPORT:

Mr. Yunits said a news article was received from Mrs. Cavanaugh on East Shore Road about a TRASH INCINERATOR that was bankrupt in a city. The Town Administrator sent her a letter stating that the Town of Holbrook is not considering building a trash incinerator, but that the Town has a lease on town property where a transfer station is to be built.

A resident of UNION STREET brought pictures of a neighbor's house to the Town Administrator, and alleged that a business was being run out of the property. The Building Inspector will be reviewing the zoning in that area.

Mr. TIMOTHY GORDON, a member of the Planning Board, just returned from military service in Iraq. He was thanked for his service to the country and welcomed back to Holbrook.

Fire Chief Edward O'Brien was congratulated on the birth of a grandchild.

The WEB SITE training for some of the Town departments has begun and is ongoing. The website is located at holbrookma.gov.

The Mass. Municipal Association (MMA) is urging towns to contact their state legislators regarding the proposed cut in Local Aid for FY2011.

MOTION: By Mr. Currie, second by Mr. Fuller, that the Town Administrator write a letter to the Governor and the Senate and House Ways and Means Committee that Local Aid and the Lottery revenue be held harmless in terms of its impact on cities and towns.

VOTE: 5:0

The Chairman commended Ms. Noreen Jordan, who worked alone in the Tax Collector's office this week due to vacations and illnesses.

Mr. Powilatis received a phone call from Mr. Joseph Baeta, the Superintendent of Schools, commending Mr. Thomas Cummings, the Superintendent of Public Works, for his cooperation and work with the School Department during the recent snow storms.

CONTINUATION OF HEARING ON THE APPLICATION OF N.D. AUTOS, INC. DBA BARGA MOTORS (MASOUD S. BUISIR, PRES.) FOR A CLASS II AUTO LICENSE AT 334 NORTH FRANKLIN STREET:

MOTION: At 7:15 pm, by Mr. Moore, second by Mr. Fuller, to re-open the hearing
VOTE: 5:0

Present: Mr. Masoud S. Buisir, President, and Mr. James Reichert, former owner of the business at 334 N. Franklin Street.

The Town Administrator advised that no consumer complaints were located on this business. Mr. Reichert explained that the property at 334 N. Franklin Street had the first Used Car License in Town. There was no limit on the number of cars until 1985. Mr. Powilatis said it appears that the property will not support eight vehicles as requested by the applicant. Until January 1, 2010, Mr. Reichert was licensed for five vehicles on the property.

MOTION: By Mr. Fuller, second by Mr. Currie, to allow five vehicles and advise N.D.Autos, Inc. that they can come back at a later time to request more.
VOTE: 5:0

MOTION: By Mr. Currie, second by Mr. Fuller, to close the hearing at 334 N. Franklin St.
VOTE: 5:0

Mr. Cummings provided the Board with an update on the contract with PENNICHUCK WATER COMPANY for the water meter replacement project. Discussion took place regarding the terms of the proposed contract, and Board members indicated they would like to see the entire contract prior to voting on it. Mr. Cummings advised that the next water bill may cover a 7 – 8 month period because the Town does not have anyone to read the meters, and the new meters will not be installed in time. However, nothing will change until Pennichuck has installed the new meters. Another company will continue to read the residential meters, and the Public Works Department will read the commercial meters until Pennichuck has installed the new meters.

Mr. Cummings introduced Daniel Murphy, the Senior Transportation Engineer at Camp Dresser and McKee (CDM), who was before the Board to discuss the TRAFFIC LIGHT SIGNALIZATION at KING ROAD AND SOUTH FRANKLIN STREET. Mr. Cummings explained that a contract was signed in 2008 with Mass. Highway, and that the state-approved contract with CDM was never acted on by the Board of Selectmen. Mr. Currie explained that the Board had wanted to put the contract out to bid in order to get a lower price. Mr. Cummings said that there is a June 30, 2010 deadline on the funding of this project. Mr. Murphy said that CDM could do their work in 2 to 2 ½ months.

Mr. Cummings indicated that money was appropriated at town meeting from the Holbrook Square Project that would be used for the upfront costs of this project, and reimbursement would come from the state when bills are submitted.

Mr. Murphy explained the signalization and the pre-emption system, which will stop all traffic so that the fire apparatus can exit the building safely. Design of the signalization requires a series of submissions to the Dept. of Transportation and the contract includes a level of support during construction. Mr. Cummings explained that the Commonwealth will have to approve the hours on the project. The construction is expected to cost approximately \$400,000. There will be \$215,000 available from the Square Project, and Chapter 90 funds or a grant could be considered to fund the balance of the project.

MOTION: By Mr. McGaughey, second by Mr. Fuller, to engage Camp Dresser and McKee (CDM) to design the Public Safety Building traffic signalization, to meet the June 30, 2010 deadline, and not exceed \$100,000.

VOTE: 5:0

MOTION: At 7:41 pm to ADJOURN TO EXECUTIVE SESSION to discuss strategy as it relates to contract negotiations with non-union personnel, and RETURN to open session.

ROLL CALL VOTE: Mr. Fuller – Yes
Mr. Currie – Yes
Mr. McGaughey – Yes
Mr. Moore – Yes
Mr. Powilatis – Yes

The Town Administrator left the room, and did not attend the executive session.

9:00 p.m. – The Board of Selectmen returned to open session.

Chairman Powilatis said that he was pleased to announce that the Board has agreed on terms with the new POLICE CHIEF, and that the Board agreed to execute a contract.

Chief Marble introduced ACTING SERGEANT WILLIAM SMITH, who has been an Acting Sergeant for over a year.

MOTION: By Mr. McGaughey, second by Mr. Currie, that Acting Sergeant William Smith be appointed a full-time Sergeant

VOTE: 5:0

Sergeant Smith was congratulated by all.

ANNUAL TOWN MEETING WARRANT:

MOTION: By Mr. McGaughey, second by Mr. Fuller, to open the annual town meeting warrant immediately, and close it at 4:00 pm on Monday, April 5, 2010

VOTE: 5:0

MOTION: At 9:05 pm, by Mr. Fuller, second by Mr. Currie, to adjourn to executive session to discuss strategy as it relates to collective bargaining with union personnel, strategy as it relates to litigation, and not return to open session.

ROLL CALL VOTE: Mr. Fuller – Yes
Mr. Currie – Yes
Mr. McGaughey – Yes
Mr. Moore – Yes
Mr. Powilatis – Yes

Paul S. Currie, Clerk