

Holbrook Board of Selectmen

Minutes of the Regular Session of

Tuesday, January 11, 2011

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

In attendance: Michael D. Yunits, Town Administrator  
Thomas R. Cummings, Superintendent of Public Works  
Marjorie E. Godfrey, Selectmen's Secretary

The meeting was called to order at 7:00 pm by Chairman Moore, 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. Currie, to accept the minutes of the regular session of December 14, 2010, as printed.

VOTE: 3:0

MOTION: By Mr. McGaughey, second by Mr. Moore, to accept the executive session minutes of December 14, 2010, as printed.

VOTE: 2:0:1 (Mr. Currie abstained)

TOWN ADMINISTRATOR'S REPORT:

Mr. Yunits announced that:

- o Due to a major snowstorm, trash pickup has been delayed by one day this week. This information has been placed on the town's website and on the Community Access Channel on cable.
- o A response has been sent to the resident who complained about the cancellation of trash pickup on December 27, 2010 due to another major snowstorm. It was explained that due to the size of the storm, the holiday that week, and that no trucks were available, the cancellation of that Monday's trash pickup was unavoidable.
- o When some businesses have their parking lots plowed, the snow is being pushed onto the sidewalk, making it difficult for the sidewalk plow and the pedestrians. Businesses were reminded that their property ends at the beginning of the sidewalk, and they could be fined \$100.

Mr. Cummings explained that he has hired two new people to plow the streets, and he only has five employees available, making it difficult, considering the amount of snow we have received this year. He will endeavor to hire more contractors. Those with a CDL license, who are interested, were encouraged to contact Mr. Cummings.

- o National Grid is on alert, and will have a truck in every town during the upcoming storm.
- o The Tri Town Water Board will meet on Thursday, January 13, 2011, at 10 am in Braintree.
- o The Water Alternative Study Committee will be meeting on Wednesday, January 18, 2011 at 7:00 pm. Mr. Yunits explained that members of the committee have been contacted and

indicated that Mr. Powilatis, the former chairman of the Board of Selectmen, had all the records regarding that committee. At this time, no records can be located. The file cabinet Mr. Powilatis used while chairman is missing.

MOTION: By Mr. Currie, second by Mr. McGaughey, that the Chairman write a letter to Mr. Powilatis requesting all information about the Tri Town Water Board and the Town of Holbrook's water in order to try to recover the information.

VOTE: 3:0

- Nomination papers for the annual town election in April, 2011 are available in the Town Clerk's office. Mr. Yunits read the list of positions available.
- The Board of Assessors and the Housing Authority have until January 20, 2011, to notify the Board of Selectmen about the vacancies on their boards due to the resignation of Mr. Powilatis. The Selectmen will then meet in joint session with those boards to fill the vacancies until the annual town election.
- In response to a question about the status of the Town Government Study Committee, Mr. Yunits advised that town counsel has rendered an opinion that the committee should be dissolved and a new committee should be formed, both votes of town meeting. The attorney will be contacted again.
- A mileage reimbursement check, processed by the Assessors' office, is being held for Mr. Robert Powilatis. Mr. Yunits asked that the Selectmen vote on releasing that check. It was discussed that there was no itemization provided with the request for payment, and board members should not be paid for travel from home to the town hall.

MOTION: By Mr. Moore, second by Mr. McGaughey, to move to wash our hands of the matter and move on and pay it.

Discussion: Mr. McGaughey said that he did not agree with it, but the Board should finalize it.

VOTE: 2:1 (Mr. Currie opposed)

- Under the town by-laws, during January, the Selectmen must vote to schedule the annual town meeting. This will be placed on the agenda for January 25, 2011.

Ms. Nancy Morrison, a resident of 114 Union Street, asked about the status of her concerns regarding the property at 120 UNION STREET, which abuts her property. Building Inspector Richard Monahan was present and explained that the matter of zoning violations at that property was heard in Quincy Court recently. The owner has 45 days to clean up the property of the vehicles and equipment stored there. The new garage will remain. If necessary, the matter will be back in court on February 16, 2011. Town Counsel will work with the town to strengthen the related by-law.

- Mr. Yunits said that the ZONING REVIEW COMMITTEE has been meeting and reviewing the table of use in the Zoning By-Laws with the Planning Board. The possibility of mixed use zoning in the center of town is being explored. The minutes of that committee will be circulated to the Selectmen.

ONE DAY SPECIAL LICENSE – SOUTH SHORE POKER CLUB:

Present: Mr. Mark Anastasio and Mr. Paul Anastasio

On December 28, 2010, the Board granted approval of a One Day Special License for the sale of wine and malt beverages for the first three dates of the thirty dates requested, and asked for further information about the requested times from the applicant and the comments of the Police Chief.

**MOTION:** By Mr. Currie, second by Mr. Moore, to grant a One Day Special License for the dates and times listed from January 14 – April 15, 2011, to allow South Shore Poker Club to have a license to sell Beer and Wine at 27 Maple Ave.

**Discussion:** Police Chief William Marble said the Club has a detail every Saturday night and they are getting cameras installed. There have been no issues. Mr. Anastasio said the cameras have been installed now, and they will be applying for a regular license.

**VOTE:** 2:0:1 (Mr. McGaughey abstained)

The discussion about the traffic study on the WEYMOUTH, PINE AND SYCAMORE Street intersection was postponed to January 25, 2011 following a report that an article in the newspaper indicated that the discussion would be on the 25<sup>th</sup>.

Chairman Moore will not be able to attend the Mass. Municipal Association's (MMA) ANNUAL BUSINESS MEETING on Saturday, January 22, 2011. The Town Administrator can be designated to vote in the Chairman's place.

**MOTION:** By Mr. Currie, second by Mr. McGaughey, to designate Town Administrator Michael Yunits to vote at the MMA Annual Business Meeting on Saturday, January 22, 2011, in place of the Chairman.

**VOTE:** 3:0

#### ANNUAL LICENSE RENEWAL:

**MOTION:** By Mr. Currie, second by Mr. McGaughey, that the Board of Selectmen approve the renewal of the LIVERY LICENSE in the name of KEVIN MCGRATH DBA COLONIAL LIVERY SERVICE OF HOLBROOK through December 31, 2011, provided all taxes, fees, assessments, betterments and any other municipal charges are paid to date.

**VOTE:** 3:0

#### CLERICAL UNION – MEMORANDUM OF AGREEMENT:

**MOTION:** By Mr. Currie, second by Mr. McGaughey, to execute a Memorandum of Agreement between the Town of Holbrook and AFSCME Local 1395, the Clerical Union, for the period of July 1, 2010 through June 30, 2013.

**VOTE:** 3:0

**MOTION:** At 7:50 pm to adjourn to executive session to discuss strategy as it relates to collective bargaining with union personnel (Firefighters & Police Officers), and not return to open session.

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

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Brinsley A. Fuller, Clerk

Documents:

Agenda  
Draft minutes  
Annual Town Election notice  
Except from Town By-Laws, Section 1-3  
Letter to Assessors and Housing Authority re: vacancy  
One Day Special License application  
Traffic Study at Weymouth, Pine & Sycamore Streets  
MMA letter and credential vote form  
Livery license renewal motion  
Memorandum of Agreement with Clerical Union