

Holbrook Board of Selectmen

Minutes of the Regular Session of

Wednesday, August 14, 2013

Present: Timothy J. Gordon, Chairman
Kevin J. Sheehan, Clerk
Richard B. McGaughey, Associate
Matthew V. Moore, Associate

In attendance: William J. Phelan, Town Administrator
Benjamin Ecord, Superintendent of Public Works
Marjorie E. Godfrey, Assistant Town Administrator

The meeting was called to order at 7:00 pm by Chairman Gordon, in the Selectmen's Meeting Room, Holbrook Town Hall, 1st Floor, 50 North Franklin Street, Holbrook, MA 02343, and began with the Pledge of Allegiance.

A moment of silence was held for LEONARD "LENNY" CURRERI, who passed away recently. Chairman Gordon described Mr. Curreri as a pillar of our community and society who had a commitment to town hall and his church. He served on town committees, worked with the Boy Scouts conducting the annual flag retirement ceremony, and was the heart and soul of our Memorial Day celebration.

It was announced that Selectman BRINSLEY A. FULLER, a lifelong resident, has moved from Holbrook and has resigned from the Board, effective today. The Chairman read a letter from Mr. Fuller expressing his appreciation for the Town of Holbrook and the opportunity to serve on this Board and others.

MINUTES:

MOTION: By Mr. Sheehan, second by Mr. McGaughey, to accept the minutes of the regular session of June 12, 2013, as printed

VOTE: 3:0:1 (Mr. Moore abstained)

MOTION: By Mr. Sheehan, second by Mr. McGaughey, to accept the executive session minutes of June 12, 2013, as printed

VOTE: 3:0:1 (Mr. Moore abstained)

MOTION: By Mr. Moore, second by Mr. Sheehan, to accept the minutes of the regular session of June 26, 2013, as printed

VOTE: 4:0

MOTION: By Mr. Sheehan, second by Mr. Moore, to accept the minutes of the executive session of June 26, 2013, as printed

VOTE: 4:0

MOTION: By Mr. McGaughey, second by Mr. Sheehan, to accept the regular session minutes of July 10, 2013, as printed

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VOTE: 4:0

MOTION: By Mr. Sheehan, second by Mr. Moore, to accept the executive session minutes of July 10, 2013, as printed

VOTE: 4:0

Selectman Kevin Sheehan presented a Certificate of Achievement to town resident ELIZABETH A. LECOUNT, who recently received her high school diploma from Holbrook Jr.-Sr. High School at the age of 81. The Board congratulated her on her outstanding accomplishment.

Ms. Thelma J. Douglas of Woodland Road requested permission to hold a BLOCK PARTY in the Woodland, Teed and Wee Roads area on September 14, 2013. The Fire and Police Chiefs were consulted. It was noted that there was a block party in the same area last year, 19 out of 30 families participated, and no problems occurred.

MOTION: By Mr. Sheehan, second by Mr. Moore, that the Board of Selectmen grant the block party request of Thelma Douglas for Saturday, September 14, 2013, as requested, with the following stipulations:

- o That the hours of the party be 12:00 p.m. – 5:00 p.m.
- o That the Town's Emergency Communications Department be notified on the morning of the event to confirm that it is to go on as scheduled, and at the conclusion of the event
- o That the street be blocked by moveable barriers at Woodland and Teed Roads up to Wee Road
- o No alcoholic beverages be consumed, stored, or displayed in the street
- o There be no bonfires or any other non-cooking outside fires
- o And that upon the conclusion of the event, all barriers, trash, etc., are removed from the street

AMENDMENT: By Mr. Gordon, second by Mr. Moore, that in the event of inclement weather, the event be held on Saturday, September 21, 2013

VOTE: 4:0 on the amended motion

HEARING ON THE APPLICATION OF T AND D CLASSIC CARS, INC. (DAVID MCALPINE, TREASURER) FOR A CLASS II LICENSE FOR THE SALE OF SECOND-HAND MOTOR VEHICLES AT 782 PLYMOUTH STREET:

The hearing notice, which was published in the *Holbrook Sun*, was read.

MOTION: At 7:15 pm, by Mr. Moore, second by Mr. Sheehan, to open the hearing on the application of T and D Classic Cars, Inc. (David McAlpine, Treasurer) for a Class II License for the sale of second-hand motor vehicles at 782 Plymouth Street

VOTE: 4:0

It was explained that Mr. McAlpine could not attend the meeting tonight. It was noted that no abutters were present for the hearing, and that the hearing would be continued to the next regularly scheduled meeting.

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MOTION: By Mr. McGaughey, second by Mr. Moore, to continue the hearing until Wednesday, August 28, 2013 at 7:15 pm

VOTE: 4:0

Mrs. Joanne Spillane submitted a letter requesting that she be appointed to fill a vacancy on the TOWN SCHOLARSHIP COMMITTEE.

MOTION: By Mr. McGaughey, second by Mr. Sheehan, to appoint Joanne E. Spillane to the Town Scholarship Committee, with a term to expire on June 30, 2015

VOTE: 4:0

In response to the request of the Board for volunteers to serve on a new MEMORIAL DAY COMMITTEE, four letters of interest were received for appointment. This committee will plan, organize, publicize and oversee the annual Memorial Day parade and ceremonies in Holbrook.

Present: Mr. Dwight Nelson and Mr. Gary Newton

MOTION: By Mr. Moore, second by Mr. McGaughey, to appoint the following new members to the Memorial Day Committee:

Ms. Melanie Fernandes
Ms. Jacqueline Maffeo
Mr. Dwight Nelson
Mr. Gary Newton

VOTE: 4:0

Mr. Nelson suggested that the committee could consider scheduling a road race, cookout, concert in the park, church services, and a parade over the 3-day Memorial Day weekend.

Police Chief William D. Marble, Jr. arrived at 7:30 pm. The Board recently negotiated a one-year AGREEMENT WITH THE CHIEF.

MOTION: By Mr. Moore, second by Mr. McGaughey, to approve and execute a Memorandum of Agreement between the Town of Holbrook and Police Chief William D. Marble, Jr., effective February 10, 2013, through February 10, 2014

VOTE: 4:0

Emergency Management Director Richard Reuss explained that the Town has been awarded an EMERGENCY MANAGEMENT PERFORMANCE GRANT (EMPG) for the purchase of a portable radio, a computer and a GPS.

MOTION: By Mr. Moore, second by Mr. Sheehan, to authorize the Chairman to execute contract documents with the Massachusetts Emergency Management Agency (MEMA) for an Emergency Management Performance Grant (EMPG) in the amount of \$2,790.00

VOTE: 4:0

Emergency Management Director Richard Reuss submitted a request that the Selectmen appoint six (6) new EMERGENCY MANAGEMENT AUXILIARY POLICE OFFICERS. He detailed the training required to serve as an auxiliary police officer.

MOTION: By Mr. Moore, second by Mr. Sheehan, that the Board of Selectmen appoint the following as Emergency Management Auxiliary Police Officers, with terms to expire on June 30, 2014:

Pedro Brache
Toni Cann
Kimberly Medeiros
Eugene Santorelli
Scott Stuart
Travis White

VOTE: 4:0

Fire Chief Edward J. O'Brien submitted a list of AMBULANCE ABATEMENTS recommended by New England Medical Billing for the consideration of the Board of Selectmen.

MOTION: By Mr. Moore, second by Mr. McGaughey, to accept Chief O'Brien's recommendation to grant the ambulance abatements for the quarter including April 1 – June 30, 2013, in the amount of one hundred three thousand one hundred sixty-four dollars and thirty-seven cents (\$103,164.37)

VOTE: 4:0

Town Administrator William Phelan reported that:

- Environmental Partners prepared a time line of the upcoming paving, water main, sewer, and sidewalk projects. He commended Public Works Superintendent Benjamin Ecord for his work in overseeing these projects, and presented a status report on the projects. Mr. Gordon requested that a list be compiled of the streets that still need sewer.
- It was determined that it was not cost effective to provide sewer hook ups at this time on Kleen Way, which is a private way.
- The Weymouth Street paving project will include sidewalks.
- The Union Street paving project is a Federal earmark, which takes longer to have changes approved. It will not be completed this calendar year.
- Quincy Street repaving should be placed on the state TIP.
- The design of the South Street sidewalks is complete, and the bid opening is on August 15.
- The Planning Board closed the hearing on the transfer station. He provided a history of the project: The Planning Board issued a permit to allow the transfer station to be built. That decision was appealed and went to land court. The original proponents of TLA Holbrook sold their interest in the lease and the permit to another entity with the same name, but different people. Originally, the trash would have been shrink-wrapped and sent to Ohio by rail. TLA Holbrook is now owned by Barletta. They proposed changing the disposal to allow the use of trucks, and the court remanded it back to the Planning Board. The concerns were odor, noise and traffic. No substantial impact was found because sealed metal containers were going to be used previously, and the trucks used will be sealed to prevent leakage. There was no substantial change found with the noise or traffic either. The Planning Board hired experts to do a peer

review of the proponents' experts, and they came to the same conclusions. The Planning Board can also put conditions on the project. The benefits to the Town will still include the payments under the lease and the savings from not having to pay to have trash picked up. The proponents are proposing to build a facility that can transport trash by both truck and rail because they want the flexibility. The Planning Board has to vote in accordance with the law. If the project does not happen, the town will have to clean the contaminated property at an estimated \$800,000.00.

- The school building project is moving forward. The configuration is being worked on at this time. There is a joint meeting scheduled with the Town of Avon to discuss studying whether it is viable for the two towns to unite in regionalizing.
- The MWRA made a presentation to the Tri Town Water Board relative to the cost each town would incur if the towns choose to purchase water from the MWRA. The negotiations with Randolph and Braintree are continuing and great strides have been made on a tri town water treatment facility. Currently, we pay 50% of the costs with Randolph. With the MWRA, we would only pay for the water we actually use. However, with the MWRA, there is a concern that the town would not be able to control the costs, although there would be plenty of water and a state-of-the-art facility.
- The Board has to think about raising the water rates again. Reasonable raises each year will offset spikes in the future.
- The town hall renovation is moving more slowly at this time.
- This year the town budget expenditures came in lower than the appropriations, and the revenues were over the projections.
- The new phone system at the Town Hall, Public Library and Council on Aging is coming soon.
- The new servers have been installed at the Town Hall and the disaster recovery and IT updates have been made.
- The consultant for the solar project recommended that another Request for Proposals be issued.
- The Town was not awarded the Community Development Block Grant for the senior center renovation. Next year, the Town will be in line to be on top of the list.
- The funding to pay for an attorney for the Town's rezoning project may come from Community Development. Mr. Phelan will give a report when the accounts are closed out.

Mr. McGaughey mentioned the 40R zoning that Attorney Mark Bobrowski explained during a previous discussion on re-zoning. Mr. McGaughey recommended that the Town just re-zone for mixed use, not a 40R, which he opposes.

Mr. Gordon explained that a committee should be put together, including Planning, Zoning and the Board of Selectmen. \$30,000 - \$40,000 should be appropriated at town meeting, and the re-zoning may be able to be done in two phases, or the Town should go forward with a mixed-use article. Mr. Phelan was asked to consult the Town Accountant regarding any possible funding sources that can be identified.

It was discussed that the Board should take a vote to support the TRANSFER STATION PROJECT.

MOTION: By Mr. McGaughey, second by Matt, that the Board of Selectmen support the transfer station project

VOTE: 4:0

Ms. Deborah Richmond of Clover Road approached the Board about a letter she received from the Building Inspector stating that she is running a business in a residential zone at her home. She said she

has friends who live with her, and that she wanted copies of the complaints the Building Department received. Mr. Gordon asked Mr. Phelan to follow up on the complaint.

MOTION: At 8:40 pm, to adjourn to executive session to discuss strategy and conduct contract negotiations with nonunion personnel (Fire Chief), discuss strategy as it relates to collective bargaining with Union personnel (Clerical), and return to open session

ROLL CALL VOTE: Mr. Moore – Yes
Mr. McGaughey – Yes
Mr. Sheehan – Yes
Mr. Gordon – Yes

THE OPEN SESSION RESUMED AT 8:55 p.m.

MOTION: By Mr. Moore, second by Mr. Sheehan, to approve and execute an employment agreement between the Town of Holbrook and Fire Chief Edward J. O'Brien, effective July 1, 2013

VOTE: 4:0

MOTION: At 9:00 p.m. to adjourn the meeting

VOTE: 4:0

Kevin J. Sheehan, Clerk

Documents:
Agenda
Draft minutes
Certificate of Achievement
Block party request
T and D Classic Cars, Inc. application
Farewell letter from Brinsley Fuller
Request for appointment to Scholarship Committee
Requests for appointment to Memorial Day Committee
Agreement with Chief Marble
MEMA Grant Contract
Emergency Management Auxiliary Police appointments
Ambulance abatement request from Chief O'Brien
Construction project status from Environmental Partners