

Holbrook Board of Selectmen  
Minutes of the Regular Session of  
Wednesday, May 25, 2016

Present: Daniel F. Moriarty, III, Clerk  
Richard B. McGaughey, Associate  
Daniel R. Lee, Associate

Absent: Matthew V. Moore, Chairman  
Kevin J. Sheehan, Vice-Chairman

In attendance: Timothy J. Gordon, Town Administrator  
Marjorie E. Godfrey, Assistant Town Administrator  
William Smith, Chief of Police  
Luke McFadden, Fire Chief  
Benjamin Ecord, Superintendent of Public Works  
Paul Digirolamo, Town Treasurer/Collector

The meeting was called to order at 7:00 p.m. by Acting Chairman Moriarty, in the Selectman Noel C. King Meeting Room, Holbrook Town Hall, Floor 3R, 50 North Franklin Street, Holbrook, MA 02343, and began with the Pledge of Allegiance.

MINUTES:

MOTION: By Mr. McGaughey, second by Mr. Lee, to accept the minutes of the regular session of Wednesday, April 13, 2016, as printed

VOTE: 3:0

MOTION: By Mr. Lee, second by Mr. McGaughey, to accept the minutes of the executive session of Wednesday, April 13, 2016, as printed

VOTE: 3:0

MOTION: By Mr. McGaughey, second by Mr. Lee, to accept the minutes of the regular session of Wednesday, April 27, 2016, as printed

VOTE: 3:0

MOTION: By Mr. Lee, second by Mr. Moriarty, to accept the minutes of the executive session of Wednesday, April 27, 2016, as printed

VOTE: 3:0

Town Administrator Timothy Gordon reported that:

- Residents are needed to fill two positions on the Planning Board – 1 regular member until the Town Election in April 2017, and 1 Associate Member until June 30, 2017
- A hazardous waste collection day is scheduled for Saturday, June 25<sup>th</sup>
- There is an art fair at the Junior-Senior High School from 5 pm – 7 pm on May 26<sup>th</sup>
- Memorial Day, Monday, May 30<sup>th</sup>, will include the Parade, the “We Remember” 5K Run/Walk, and services at Mary Wales Holbrook Park, Wendell Cemetery, and Union Cemetery. Captain Elihu Adams and 1<sup>st</sup> Lt. George M. Lovering will be honored at Union Cemetery by the Sons and the Daughters of the American Revolution and the Society of Cincinnati.
- The Town Hall improvements are near completion.
- The Annual Report for 2016 is available

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- The Metropolitan Planning Organization (MPO) has been discussing the funding needed to complete the Union Street Renovation Project. At this time, the project may be completed in FY18
- The orders of taking for the street acceptances voted at town meeting will be on an upcoming agenda
- The grant application for the new integrated financial system has been filed
- There has been interest in development within the new mixed-use area. Atty. Mark Bobrowski will be meet with the Planning Board about rezoning the whole town
- The Consumer Confidence Report, the Water Quality Report for 2015, is available on the Town's website and from the Public Works Department, Treasurer, and Town Clerk.

David Dingley, Chairman of the TOWN SCHOLARSHIP Committee, gave a brief history of the Committee, introduced the two Town Scholarship recipients this year, and spoke about their accomplishments. This year's recipients are:

Kristen Paige, a graduate of Notre Dame Academy, Hingham  
Daniel English, a graduate of Holbrook Junior-Senior High School

Susan Cox, representing St. Joseph School, was before the Board to answer any questions about the request for a SPECIAL ALCOHOL LICENSE for a reception for school parent volunteers on June 1, 2016.

MOTION: By Mr. Lee, second by Mr. McGaughey, that the Board of Selectmen grant a Special Alcohol License for Wine to Gretchen Hawley, Principal of St. Joseph School, to be effective from 9:00 am on Tuesday, May 31, 2016, until 5:00 pm on Thursday, June 2, 2016, with the sale of wine to be allowed during the hours of 6:00 pm – 8:00 pm only, on Wednesday, June 1, 2016, during a Reception for School Parent Volunteers to be held in the St. Joseph School Gymnasium, 143 South Franklin Street

VOTE: 3:0

John Grasso, President of HALFWAY CAFE, INC. DBA LUCKY LOU LOU'S, 200 So. Franklin Street, was before the Board for approval of a change of hours on the All Alcohol Restaurant License at that location. Following a vote by a recent town meeting in May, 2016, to allow the Board of Selectmen to grant an earlier opening time on Sundays for Section 12 alcohol licenses, Mr. Grasso requested to serve alcohol from 10:00 am – 1:00 am, Monday through Sunday.

MOTION: By Mr. Lee, second by Mr. McGaughey, that the Board of Selectmen approve the request for a change of hours, to include 10:00 am – 1:00 am, Monday through Sunday, on the All Alcohol Restaurant License in the name of Halfway Café, Inc. dba Lucky Lou Lou's, 200 South Franklin Street

VOTE: 3:0

The discussion with Holbrook Community Access and Media (H-CAM) was postponed to the next meeting.

Town Treasurer/Collector Paul Digirolamo requested that the Board authorize the renewal of the Bond Anticipation Notes (BANs) in the amount of \$6,765,000 for the Weymouth, Pine & Sycamore Street

Intersection Improvements and for the new Pre-K – 12 School Project. The Board was also asked to authorize the issuance of a bond in the amount of \$122,200.65 for the Tri Town Dam Project.

MOTION: By Mr. Moriarty, second by Mr. McGaughey, that I, the Clerk of the Board of Selectmen of the Town of Holbrook, Massachusetts, certify that at a meeting of the board held May 25, 2016, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

Voted: that the sale of the \$122,200.65 General Obligation Bond of the Town dated June 15, 2016, to the Executive Office of Energy and Environmental Affairs (the “Agency”) is hereby approved and the Town Treasurer, or any other Town official, are each authorized to execute on behalf of the Town a Contract, Loan Agreement and a Finance Assistance Agreement, and any other document with the Agency with respect to the bond. The bond shall be payable at the rate of 2% per annum, in semiannual installments as set forth below:

<u>Payment Date</u>	<u>Amount</u>	<u>Payment Date</u>	<u>Amount</u>
December 16, 2016	\$3,653.80	December 17, 2026	\$3,721.69
June 15, 2017	\$3,721.69	June 16, 2027	\$3,721.69
December 16, 2017	\$3,721.69	December 17, 2027	\$3,721.69
June 16, 2018	\$3,721.69	June 15, 2028	\$3,721.69
December 17, 2018	\$3,721.69	December 16, 2028	\$3,721.69
June 16, 2019	\$3,721.69	June 15, 2029	\$3,721.69
December 17, 2019	\$3,721.69	December 16, 2029	\$3,721.69
June 15, 2020	\$3,721.69	June 16, 2030	\$3,721.69
December 16, 2020	\$3,721.69	December 17, 2030	\$3,721.69
June 15, 2021	\$3,721.69	June 16, 2031	\$3,721.69
December 16, 2021	\$3,721.69	December 17, 2031	\$3,721.69
June 16, 2022	\$3,721.69	June 15, 2032	\$3,721.69
December 17, 2022	\$3,721.69	December 16, 2032	\$3,721.69
June 16, 2023	\$3,721.69	June 15, 2033	\$3,721.69
December 17, 2023	\$3,721.69	December 16, 2033	\$3,721.69
June 15, 2024	\$3,721.69	June 16, 2034	\$3,721.69
December 16, 2024	\$3,721.69	December 17, 2034	\$3,721.69
June 15, 2025	\$3,721.69	June 16, 2035	\$3,721.69
December 16, 2025	\$3,721.69	December 17, 2035	\$3,721.69
June 16, 2026	\$3,721.69	June 15, 2036	\$3,721.69

Further Voted: that each member of the Board of Selectmen, the Town Clerk, the Town Treasurer, and any other Town official be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing vote.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the bond were taken in executive session, all in accordance with G.L. c.30A, §§18-25 as amended.

Dated: May 25, 2016 and signed by the Clerk of the Board of Selectmen

VOTE: 3:0

MOTION: By Mr. Moriarty, second by Mr. Lee, that I, the Clerk of the Board of Selectmen of the Town of Holbrook, Massachusetts, certify that at a meeting of the board held May 25, 2016, of which meeting all members of the board were duly notified and at which a quorum was present, the following votes were unanimously passed, all of which appear upon the official record of the board in my custody:

Voted: to approve the sale of \$6,765,000 General Obligation Bond Anticipation Notes (the "Notes") of the Town dated June 3, 2016, payable June 2, 2017, to Eastern Bank at par and accrued interest, if any, plus a premium of \$78,458.40

Further Voted: that in connection with the marketing and sale of the Note, the preparation and distribution of a Notice of Sale and Preliminary Official Statement dated May 16, 2016, and a final Official Statement dated May 23, 2016, each in such form as may be approved by the Town Treasurer, be and hereby are ratified, confirmed, approved and adopted.

Further Voted: that the Town Treasurer and the Board of Selectmen be, and hereby are, authorized to execute and deliver a significant events disclosure undertaking in compliance with SEC Rule 15c2-12 in such form as may be approved by bond counsel to the Town, which undertaking shall be incorporated by reference in the Notes for the benefit of the holders of the Note from time to time.

Further Voted: that we authorize and direct the Treasurer to establish post issuance federal tax compliance procedures in such form as the Treasurer and bond counsel deem sufficient, or if such procedures are currently in place, to review and update said procedures, in order to monitor and maintain the tax-exempt status of the Note.

Further Voted: that each member of the Board of Selectmen, the Town Clerk and the Town Treasurer be and hereby are, authorized to take any and all such actions, and execute and deliver such certificates, receipts or other documents as may be determined by them, or any of them, to be necessary or convenient to carry into effect the provisions of the foregoing votes.

I further certify that the votes were taken at a meeting open to the public, that no vote was taken by secret ballot, that a notice stating the place, date, time and agenda for the meeting (which agenda included the adoption of the above votes) was filed with the Town Clerk and a copy

thereof posted in a manner conspicuously visible to the public at all hours in or on the municipal building that the office of the Town Clerk is located or, if applicable, in accordance with an alternative method of notice prescribed or approved by the Attorney General as set forth in 940 CMR 29.03(2)(b), at least 48 hours, not including Saturdays, Sundays and legal holidays, prior to the time of the meeting and remained so posted at the time of the meeting, that no deliberations or decision in connection with the sale of the Note were taken in executive session, all in accordance with G.L. c.30A, §§18-25, as amended.

Dated: May 25, 2016 and signed by the Clerk of the Board of Selectmen

VOTE: 3:0

Mr. Phil Silverman, representing MASSMEDICUM CORP., explained the history of the company's plans to run a medical marijuana cultivation facility at 1 Mear Road. They are now applying for additional licenses from the state, and the state asked that they come back to the town for another letter of support or non-opposition. The company already has a host community agreement with Holbrook. There are no plans at this time to open a dispensary in Holbrook, and the Dept. of Public Health denied the request when they applied for one in Holbrook previously. The terms of the current host agreement were discussed. Further discussion will take place at the next meeting on June 8<sup>th</sup>.

Police Chief William Smith requested that the Board vote to offer conditional employment to two candidates on the Civil Service list. Nathaniel Rookard is number one of those on the Civil Service list who responded that they are willing to accept a position, and Justin Murphy is number three. The Chief recommended the by-pass of candidate number 2 on the list, due to a history of domestic violence and that he does not live at the address he gave. The next academy is August 1<sup>st</sup>.

MOTION: By Mr. Lee, second by Mr. Moriarty, that the Board of Selectmen accept the recommendation of Police Chief William Smith, and appoint Nathaniel Rookard, Jr. (first) and Justin Murphy (second) as Full-Time Permanent Police Officers on the Holbrook Police Department, contingent on passing all required testing, including physical, psychological, and fitness exams, and the successful completion of the police academy; and that the individual who ranked second on Certification No. 03431 be by-passed

VOTE: 3:0

At the request of the Permanent School Building Committee, the Selectmen have been asked to take a vote that some land around the new school will remain open space, and sign the LEED CREDIT FORM for the new PreK – 12 School Project. The Town will get 2 points for reimbursement for the project for being environmentally friendly. The land involved is 331 square feet on the southeast corner of the school property.

MOTION: By Mr. Moriarty, second by Mr. McGaughey, that the Board of Selectmen certify, on behalf of the Town of Holbrook, that the land taken in the name of the Town of Holbrook on the Order of Taking recorded at the Norfolk County Registry of Deeds, Book 4763, Page 522, will remain open space for the life of the Pre-K to Grade 12 School Building currently under construction

VOTE: 3:0

MOTION: By Mr. Moriarty, second by Mr. Lee, that the Board of Selectmen execute the Leadership in Energy and Environmental Design (LEED) credit form for the new Pre-K – 12 School Project

VOTE: 3:0

Town Administrator Gordon explained that under CHAPTER 150E of the Mass. General Laws, the Chief Executive Officer of the Town, or his/her designee, can be a voting member in the School collective bargaining process. An appointment will be considered on the next agenda.

Department updates:

- Chief McFadden reported that the call volume has been high recently, with some serious incidents. A firefighter is doing well following surgery. The Laundry Barn, on Plymouth Street, next to Roycrofts' plaza, had a 2 alarm fire recently, and remains under investigation.
- Supt. Ecord said that the Public Works Department is getting ready for summer and the Memorial Day events.
- Director Hooke reported that the Town of Canton has signed the regional dispatch agreement for services, which will bring in \$225,000 annually. The next step is to submit a grant for the equipment. They will be on board after January 1, 2017.
- Treasurer Digirolamo said that the water bills have gone out.
- Chief Smith commended Officers Andrew Martins and Brian MacGregor for the work they did diffusing a situation with a resident who was threatening to harm himself with a knife. The officers will attend an upcoming Selectmen's meeting to be recognized for their work. It was reported that St. Joseph's Church sustained damage by an individual recently.

MOTION: At 8:15 pm, made and seconded, to adjourn to executive session to discuss strategy as it relates to litigation, and to discuss strategy with respect to collective bargaining, and not return to open session

ROLL CALL VOTE: Mr. McGaughey – Yes  
Mr. Moriarty – Yes  
Mr. Lee – Yes

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Daniel F, Moriarty, Clerk

Documents:

Minutes

Votes on borrowing

One Day Special License application

Change of hours application – Lucky Lou Lou's

2015 Drinking Water Report

Chief Smith's request to appoint officers & by-pass one