

**BOARD OF SELECTMEN  
PLYMOUTH, MASSACHUSETTS**

**October 10, 2006**

The Selectmen held a meeting on Tuesday, October 10, 2006 at 7:00 p.m. at the Town Hall, 11 Lincoln Street:

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Present: Richard J. Quintal, Jr., Chairman  
Jean S. Loewenberg, Vice Chairman  
David F. Malaguti

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Mark D. Sylvia, Town Manager  
Melissa Arrighi, Assistant Town Manager

**KIDS VOTING**

Linda Murphy, Coordinator of Kids Voting USA, Plymouth Chapter, stated that October is National Kids Voting month across the nation and they are busy getting students ready to vote in Plymouth on November 7, 2006. She appreciates the Board displaying the Kids Voting banner. She added that the Town of Plymouth was the first town in Massachusetts to participate in this program.

**LICENSES AND ADMINISTRATIVE NOTES**

On a motion by Mr. Malaguti, seconded by Ms. Loewenberg, the Board voted to approve One Day Wine and Malt License for Loretta LaRoche Productions, 50 Court Street, for the following dates:

- October 21, 2006 from 6:30 p.m. to 9:30 p.m. for a Beatlemania Concert to be held at Memorial Hall.
- November 3, 2006 from 6:30 p.m. to 9:30 p.m. for a concert to be held at Memorial Hall.
- December 29, 2006 from 6:30 p.m. to 9:30 p.m. for a music concert to be held at Memorial Hall.

Approved 3-0.

On a motion by Mr. Malaguti, seconded by Ms. Loewenberg, the Board voted to approve a Common Victualler (New) for Braslice, 305 Court Street. Approved 3-0.

On a motion by Mr. Malaguti, seconded by Ms. Loewenberg, the Board voted to approve Keno for Campy's, 531 Federal Furnace Road. Approved 3-0.

On a motion by Mr. Malaguti, seconded by Ms. Loewenberg, the Board voted to approve the minutes of October 10, 2006. Approved 3-0.

**PUBLIC COMMENT**

Patrick Ellis, Precinct 13, Town Meeting Member, relayed his displeasure at the changes proposed for Route 44. He expressed that the road should not be narrowed and the stripping should not be changed. He believes if this is done, economic stability will be negatively affected.

### **TOWN MANAGER'S REPORT**

Mr. Sylvia announced that October is National Fire Prevention Month and there will be many activities throughout the community taking place. They will be showcased on the website.

He also announced that the Weichert Company, as part of their community service program, is volunteering at the Animal Shelter this Saturday from 9 – noon to cleanup the facilities and hold an Adopt a Pet event.

Chairman Quintal announced that on Thursday, October 15, 2006 at 3:45 p.m., Entergy will be testing their sirens. He also mentioned that the publication, The Beacon, has reported that the MSBA regulations have been finalized. The Town's next step is to sit with the MSBA officials to talk about Plymouth's project on the schools and new Council on Aging.

### **LIQUOR HEARING**

Chairman Quintal announced that the Board is holding a public hearing to consider the application for a new annual all alcohol restaurant license from Bertucci's Restaurant Corp. c/b/a Bertucci's Brick Oven Ristorante.

Mr. Frank Bannane represented Bertucci's and spoke about their establishment on Plaza Way, the possibility of employing approximately sixty employees, and their in-house TIP certification program. He also mentioned that they would like to open by the New Year. Bryan Schwanke, the Senior Director of Human Resource and Keith Rocha, the present manager, also spoke about their excitement in coming to Plymouth as there are 41 Bertucci's in Massachusetts currently.

On a motion by Ms. Loewenberg, seconded by Mr. Malaguti, the Board voted to approve the liquor license. Approved 3-0.

On a motion by Mr. Malaguti, seconded by Ms. Loewenberg, the Board voted to approve a Common Victualler, a Comprehensive Entertainment, and a Sunday Entertainment license for Bertucci's Restaurant Corp. d/b/a Bertucci's Brick Oven Ristorante, 6 Plaza Way. Approved 3-0.

### **CABLE ADVISORY**

Barbara Mulvey Welsh of the Cable Advisory Committee indicated that they were finalizing the last portion of contract negotiations and wanted to give the Selectmen as much flexibility as possible with the 5% allocation that will come from Comcast to the Town. These funds are collected from subscribers and then pass through to the town for the operation of the access corporation public and government channels and school department channels. They can be distributed on a sliding scale, or split equally between PAC TV and the schools, or considered annually. She believes that the key issues are an advisory group to oversee the annual allotment of funds and the maintenance of flexibility in the process of distributing funds.

Mr. Berger reiterated that flexibility is the bottom line and it is impossible to foresee the needs of the school or PAC TV. Locking into a rate or division for ten years is an oversight.

Nancy Richards from PAC TV believes that the annual review is a wonderful idea and she went through a list of accomplishments and endeavors that PAC has provided to the community over the years. She stated that PAC was not opposed to fund raising efforts, but that this should be on capital projects and not recurring operating costs. She felt strongly that PAC must have an idea of what it can expect each year in order to plan accordingly.

Barbara Mulvey Welch stated that she understood PAC's quandary because they are looking for a new facility and needed to know their revenue stream. However, the schools are also in quandary as they do not want to invest capital in their studio if they are moving to a new facility. That is why flexibility is needed because needs will change yearly.

Gerry Oulette from the Cable Advisory Committee stated that they had tentatively agreed to 3.3% for PAC and 1.7 for the schools. He would like to do that in the first year and then revisit it.

The PAC TV independent auditor who prepared their financial statements, stated that it was crucial in their plans to have a guaranteed revenue stream.

Chairman Quintal expressed some disappointment that this had not already been resolved and suggested that the 2 groups go back to work together and come up with a dollar amount that will help PAC with their borrowing.

Both Ms. Loewenberg and Mr. Malaguti agreed that in order to finance a project there must be some degree of predictability.

On a motion by Mr. Malaguti, seconded by Ms. Loewenberg, the Board voted to adjourn at 9:00 p.m. Approved 4-0.