

PLYMOUTH BOARD OF SELECTMEN

TUESDAY, JUNE 28, 2011

TOWN HALL MAYFLOWER ROOM

The Selectmen held a meeting on Tuesday, June 28, 2011 at 6:30 p.m. at Town Hall in the Mayflower Room.

Present: William P. Hallisey, Jr., Chairman
John T. Mahoney, Jr., Vice Chairman
Sergio O. Harnais
Belinda A. Brewster

Mark Stankiewicz, Town Manager
Melissa Arrighi, Assistant Town Manager

Absent: Selectman Mathew J. Muratore

CALL TO ORDER / EXECUTIVE SESSION

Chairman Hallisey called the meeting to order at 6:30 p.m.

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to enter executive session pursuant to Massachusetts General Laws, Chapter 30A, Section 21, Paragraph 6, to consider the purchase, exchange, lease, or value of real property, as an open meeting on this matter may have a detrimental effect on the Town's negotiating position. Chairman Hallisey noted that the Board would reconvene in open session, following executive session.

RETURN TO OPEN SESSION

Chairman Hallisey reconvened the meeting at 7:00 p.m. and led the Pledge of Allegiance.

Prior to the start of the evening's agenda items, Chairman Hallisey welcomed Plymouth lifeguard Kaitlyn Owen and Recreation Director Barry DeBlasio to the podium and praised Miss Owen for her involvement with the rescue of a three year old boy at the beach. On behalf of the Board, Chairman Hallisey presented Miss Owen with flowers and recognized the work done by Mr. DeBlasio and his lifeguarding staff to maintain safety at Plymouth's public swimming areas.

TOWN MANAGER'S REPORT

New Format for Real Estate Tax Bill – Town Manager Mark Stankiewicz spoke about the new process of mailing the quarterly real estate and personal property tax bills only

twice per year, rather than quarterly. This cost savings practice will begin immediately, he said.

Long Beach Management Plan – Mr. Stankiewicz announced that the Massachusetts Division of Fisheries & Wildlife rendered a final decision after reconsideration of the motions made on behalf of the Goldenrod Foundation. The action, he said, confirms the last recommendation in support of the Town’s Management Plan for Long Beach.

Hotel/Motel Tax Receipts – Mr. Stankiewicz was pleased to report that Plymouth’s hotel/motel tax receipts for the last two quarters have increased \$7,100 over the previous year.

Building Committee – Mr. Stankiewicz reported that the Building Committee received an encouraging update on the progress of the Plymouth North High School construction project.

Plymouth Growth & Development Corporation – Mr. Stankiewicz noted that he and DPW Director Jonathan Beder participated in a meeting with members of the Plymouth Growth & Development Corporation to coordinate the operation and maintenance of the Town’s parking areas between ParkPlymouth and the Town’s Department of Public Works.

LICENSES

*Note: One Day Liquor Licenses shall automatically cover the day before and the day after the event for the purpose of proper delivery, storage and disposal of alcoholic beverages purchased.

ONE DAY WINE AND MALT LIQUOR LICENSE*

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to approve the following One Day Wine & Malt Liquor licenses, as detailed. Voted 4-0-0, approved.

- ❖ **Our House Services / Philippe Ducrot** requested five (5) One Day Wine & Malt licenses for dinner events to be held at 40 Russell Street from 6:00 p.m. to 11:00 p.m. on the following dates: July 2, 9, 15, 23, and 30, 2011. Liquor liability insurance is in place.
- ❖ **Holy Ghost Society of Plymouth / Paul Pimental** requested a One Day Wine & Malt License for the Holy Ghost Festa to be held at the Holy Ghost Field from 12:00 p.m. to 6:00 p.m. on July 17, 2011. Liquor liability insurance will be in place before the license is released.

ONE DAY ALL ALCOHOL LIQUOR LICENSE*

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to approve the following One Day All Alcohol Liquor License, as detailed. Voted 4-0-0, approved.

- ❖ **2020 Starts Now / Plymouth 400 Inc. / Peter Balboni** requested a One Day All Alcohol License for a fundraising event to be held at the Mayflower II Exhibit from 7:00 p.m. to 10:00 p.m. on July 9, 2011. Liquor liability insurance is in place.

JUNK DEALER (NEW)

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to approve the following Junk Dealer license, as detailed. Voted 4-0-0, approved.

- ❖ **Gamestop** (54 Shops at 5 Way, Jay Dicks, Manager)

Issuance of the above license is subject to approval from Inspectional Services.

PEDI-CAB OPERATOR LICENSE (NEW)

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to approve the following Pedi-Cab Operator licenses, as detailed. Voted 4-0-0, approved.

- ❖ **For Plymouth Pedicab** (4 Freedom Street, Michael Tubin, Owner):

- Donald Allison (725 Broad Street, Plymouth)
- Scott McKeown (115 Harvey Circle, Hanson)
- Derek Sprague (85 Holly Road, Marshfield)
- John Allen (3B Marc Drive, Plymouth)

Issuance of the above license is subject to review of the requisite CORI background check.

POLE PETITION

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to approve the following Pole Petition, as detailed. Voted 4-0-0, approved.

- ❖ **NSTAR Petition 1759873** – One petition covering the relocation of one (1) pole on Manomet Point Road. This relocation is necessary to bring service to a new residential development.

ADMINISTRATIVE NOTES

Meeting Minutes – On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to approve the minutes of the April 7, 2011 Selectmen's

meeting. Voted 3-0-1, approved, with an abstention from Selectman Brewster, who was not a member of the Board at the time of this meeting.

Gift Account for Stephens Field – The Board (a) established a gift & donation account for costs and projects associated with the playground / picnic area at Stephens Field and (b) authorized the Parks Superintendent to expend funds from this account.

Year-End Transfer – The Board approved the following year-end transfer:

- \$10,458.84 Fire Department Repair & Maintenance of Vehicles

Exclusive Vending Rights – The Board granted exclusive vending rights to The Alzheimer’s Association for its permitted annual fundraising event, *Walk to End Alzheimer’s*, to be held at Pilgrim Memorial State Park from 8:00 a.m. to 2:00 p.m. on Saturday, October 1, 2011.

Plymouth Beaches Research / Activity Permit – On a motion by Selectman Brewster, seconded by selectman Harnais, the Board voted to deny a request from Dr. Jonathan Atwood of Antioch University for a Plymouth Beaches Research / Activity Permit to conduct research on Least Tern colony dynamics and reproductive success. Selectman Brewster contended that the requestor’s association with the Goldenrod Foundation—an organization that she said consistently works against the Town and costs the Town time and money with regard to Plymouth Long Beach—is the basis on which the Selectmen should deny the request. Voted 4-0-0, approved (to deny the permit request).

Purchase & Sale Agreement for Laughlin Property – Chairman Hallisey asked that the Board hold its decision on the execution of the *Purchase & Sale Agreement* between the Town of Plymouth and Joseph P. Laughlin, Jr., Trustee of Laughlin Realty Trust for property at 463 Ryder Way, until all five Board members could be present to vote on the matter.

Town Policies – Following a brief presentation from Human resources Director Roberta Kety, the Board voted to approve the following Town policies, as presented:

- Equal Opportunity Policy
- Cell Phone Use Policy
- Criminal Offender Record Information Policy
- Sexual Harassment Policy
- Vehicle Use Policy
- Media Policy
- Use of Legal Counsel Policy
- Board/Commission/Committee Resignation and Vacancy Policy

PUBLIC COMMENT

Souther Barnes requested that the Selectmen take a strict approach to residents and visitors using illegal fireworks during the July 4th weekend. The Board commented on the town’s

dedication in responding to this type of illegal activity and asked the press to remind everyone not to light off fireworks and to call the police if they witness any such use.

Fire Chief Bradley invited everyone to the Grand Opening of the Emergency Operations Center and the Community Room at the Cedarville Fire Station on July 16, 2011.

Recreation Director Barry DeBlasio extended an invitation to the public for the Grand Opening of the Hedges Pond Recreational area on July 16, 2011 from 12 – 3 p.m.

Barbara Anglin, Farmer's Market Coordinator, presented a check for \$2,500 to the Town as a donation to the Stephen's Field playground area. She spoke about the Market and its success as well as the most recent grant they received which provides for the use of food stamps at the end of June. The Selectmen thanked her for her hard work.

Sandy Cotti requested additional parking at her concession stand on Long Beach and asked that her parking passes be increased from 12 to 20. Mr. Stankiewicz asked the discussion to be tabled until the next meeting pending staff input on the request. Mr. Mahoney expressed the desire to do a site visit. Mr. DeBlasio commented on the parking situation at the beach and the demand for parking spots by beachgoers, particularly in the summer months. Chairman Hallisey asked that this issue be placed on the July 12th agenda.

PUBLIC HEARING: ALL ALCOHOL RESTAURANT LIQUOR LICENSE
TIGER ENTERPRISES CO., INC. D/B/A CRAZY EDDIE'S AMERICAN BAR & GRILL

Chairman Hallisey opened a public hearing to consider the application for an Annual All Alcohol Restaurant Liquor License from Tiger Enterprises Co., Inc. d/b/a Crazy Eddie's American Bar & Grill, 6 Town Wharf, Edward Reed as Manager. Chairman Hallisey read the description of the premises at 6 Town Wharf and affirmed that notice of the hearing was given in accordance with Chapter 138 of the Massachusetts General Laws.

Owner and manager Edward Reed spoke about the Old Weathervane location and his hopes to make the establishment a successful, family-friendly sports bar to be opened in mid-July.

Seeing no questions from the Selectmen, Chairman Hallisey opened the hearing to public comment. No citizens came forth to address the Board. Chairman Hallisey then closed the hearing to await a motion of the Board.

On a motion by Vice Chairman Mahoney, seconded by Selectman Harnais, the Board voted to approve an Annual All Alcohol Restaurant Liquor License from Tiger Enterprises Co., Inc. d/b/a Crazy Eddie's American Bar & Grill, as detailed in the license application. Voted 4-0-0, approved.

On a motion by Vice Chairman Mahoney, seconded by Selectman Harnais, the Board voted to approve the following licenses in conjunction with the request for a new Annual All Alcohol Restaurant License. Voted 4-0-0, approved.

❖ **Tiger Enterprises Company Inc. d/b/a Crazy Eddies American Bar and Grill** (6 Town Wharf, Edward Reed, Jr., Manager)

- Common Victualler
- Comprehensive Entertainment – Radio, TV, live entertainment, dancing
- Sunday Entertainment – Live entertainment, dancing
- Extension of Hours – 1:00 a.m.
- Early Sunday Sales – 10:00 a.m.

Issuance of the above licenses is subject to approval from the Health and Building Departments

BOARD LIAISON / DESIGNEE UPDATES

Consolidation Committee – Selectman Harnais reported that the Consolidation Committee will be extended and the new membership will be requested and posted as appropriate. He also indicated that he will be presenting the Information Technology presentation to the School Committee in the near future.

Solid Waste Advisory Committee – Vice Chairman Mahoney remarked that the Cape Cod Commission took in nine responses for handling trash (regionally) for communities on the Cape, as well as a few off-Cape towns that joined the endeavor.

OLD BUSINESS / LETTERS / NEW BUSINESS

Documentation of Complaints – Chairman Hallisey spoke about a constituent having a problem with a Town Hall office and noted that he would like the Selectmen to see a document on the number of complaints in each area that are filtered through the Town Manager’s Office. He wants it on a spreadsheet every few months so the Selectmen can look at any patterns that may exist and possibly see if more resources need to be allocated to a certain area. Mr. Stankiewicz acknowledged that staff could track those complaints and share that information.

ADJOURNMENT OF MEETING

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to adjourn its meeting at approximately 8:15 p.m. Voted 4-0-0, approved.

Recorded by Melissa Arrighi, Assistant Town Manager

Formatted by Tiffany Park, Clerk to the Board of Selectmen

A copy of the June 28, 2011 meeting packet is on file and available for public review in the Board of Selectmen’s office.