

BOARD OF SELECTMEN
DECEMBER 5, 2012
REGULAR SESSION

Members Present: Francis Cavaco, Gary Sagar, David Parker, Nelson Almeida

Absent: Robert McLintock

Town Administrator: Pamela T. Nolan

Executive Assistant: Anne P. Rogers

Chairman Cavaco opened the meeting at 6:04 p.m. followed by the Pledge of Allegiance and moment of silence.

In accordance with M.G.L. Chapter 30A, Section 20, Chairman Cavaco stated that anybody taping must notify the Chair. Board of Selectmen meetings are recorded via audio and video and broadcast on Seekonk Channel 15.

DISCUSSION WITH TREASURER/COLLECTOR AND UNIBANK WITH REFERENCE TO REFUND FOR HIGH SCHOOL/MARTIN BOND: VOTE TO APPROVE

Treasurer/Collector Christine DeFontes stated that they went to the market on November 29, 2012 to try to refund the high school/Martin bonds. Standard & Poors affirmed the AA minus rating. There were three bidders and the winning bid was net interest cost of 1.33%. This represents a savings to the taxpayers of \$2M over the next ten years or about \$175,000 per year. It is all exempt debt.

Mr. Parker commended Mrs. DeFontes and her department.

Mrs. DeFontes responded to Mr. Sagar's questions that Standard & Poors considers various items in determining the rate, such as balance, consistency through the years, and economy. The current rate is 3.9%. The highest rating is AAA.

Mr. Sagar commended Mrs. DeFontes.

Chairman Cavaco expressed appreciation on behalf of the taxpayers.

A motion was made by Mr. Sagar, seconded by Mr. Parker, and it was unanimously

VOTED: (Motion attached).

OLD BUSINESS

Appoint and Swear In Sandra Lowery as Lieutenant of the Fire Department

Fire Chief Alan Jack introduced Ms. Lowery, an 11 year member of the Fire Department. She is a firefighter/paramedic. She serves as Emergency Medical Services Officer and is the direct link between the Fire Department and the Massachusetts EMS Department.

A motion was made by Mr. Sagar, seconded by Mr. Parker, and it was unanimously

VOTED: To appoint Sandra Lowery as Lieutenant with the Seekonk Fire Department.

Ms. Lowery's grandfather, Retired Scituate, R.I. Police Chief William Lawton, pinned her badge.

Town Clerk Janet Parker swore her in.

Mr. Sagar noted that Ms. Lowery was named as Bristol County Paramedic of the Year. She is the first female officer in the Seekonk Fire Department.

Continued Discussion on Date for Special Town Meeting - February 25, 2013 for the Banna Fire Station

A motion was made by Mr. Sagar, seconded by Mr. Parker, and it was unanimously

VOTED: To set February 25, 2013 as the date for the Special Town Meeting.

There will be further discussion on opening and closing of the warrant at the next meeting.

Continued Discussion and Approval of Liquor License Violation Penalties

Mr. Cavaco stated that the Board had made revisions to the draft policy presented at the last meeting.

Ms. Rogers noted the changes were made in the 4th paragraph.

A motion was made by Mr. Parker, seconded by Mr. Almeida, and it was unanimously

VOTED: To approve Administrative Policy #66 Regulations Governing Liquor License Violation Penalties, as revised, effective January 1, 2013.

Consider Approval of Regular Session Minutes for October 10, 2012 and November 14, 2012

A motion was made by Mr. Sagar, seconded by Mr. Parker, and it was unanimously

VOTED: To accept the Regular Session minutes of October 10, 2012 and November 14, 2012.

NEW BUSINESS

Consider Approval of a New Class II Motor Vehicle License for Bristol County Auto Sales, LLC, d/b/a/ Route 152 Auto Sales to be located at 544 Central Avenue, Michael Meier President

A motion was made by Mr. Parker, seconded by Mr. Almeida, and it was unanimously

VOTED: To table until Mr. Meier is in attendance.

Upon Mr. Meier's arrival, the matter was deferred until December 19, 2012 and referred to Planning for clarification on the number of vehicles allowed on the premises.

Consider and Approve Renewal of 2013 Annual Liquor Licenses

Executive Assistant Anne Rogers advised that every establishment had met the requirement of the new Administrative Policy for training as set forth in August. She has all certificates.

She stated that Buca de Peppo did not return a renewal. She is waiting for advice from the ABCC as to what to do with the liquor license. It is an all alcohol for a restaurant.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of Section 12 All Alcohol Club Licenses.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of Section 12 Inn Holder Licenses.

On the following section, Ms. Rogers noted that ThomLine, LLC, d/b/a/ Old Grist Mill Tavern will be renewed. The license will be held until there is the certificate of occupancy signed off by the Building Commissioner and Fire Chief when the building is done.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of Section 12 All Alcohol Common Victualler Licenses.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of Section 12 All Alcohol Veterans' Club Licenses.

A motion was made by Mr. Parker, seconded by Mr. Almeida, and it was

VOTED: 3 Ayes; 1 Abstention; To approve the renewal of Section 12 Wine and Malt Common Victualler.

The vote: Mr. Parker – Aye; Mr. Almeida – Aye; Chairman Cavaco – Aye; Mr. Sagar – Abstained.

Note: Mr. Sagar's abstention was only for Bristol County Stadium d/b/a/ Seekonk Speedway.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of Section 15 All Alcohol Package Stores.

A motion was made by Mr. Sagar, seconded by Mr. Parker, and it was unanimously

VOTED: To include Mormax Corp. in BJ's Wholesale on the list for Section 15 Wine and Malt Package Stores.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of Section 15 Wine and Malt Package Stores, as amended.

Consider and Approve Renewal of 2013 Class I, Class II and Class III Motor Vehicles Licenses

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of Class I motor vehicles license as presented.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of Class II motor vehicles licenses as presented.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of Class III motor vehicles as presented.

Consider and Approve Renewal of 2013 Antique and Second Hand Licenses

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of antiques and second hand licenses as presented.

Consider and Approve Renewal of 2013 Place of Public Amusements

A motion was made by Mr. Parker, seconded by Mr. Almeida, and it was

VOTED: 3 Ayes; 1 Abstention; To approve the renewal of licenses for amusements facilities as presented.

The vote: Mr. Parker – Aye; Mr. Almeida – Aye; Chairman Cavaco – Aye; Mr. Sagar – Abstained.

A motion was made by Mr. Parker, seconded by Mr. Almeida, and it was unanimously

VOTED: To approve the renewal of licenses for theatres as presented.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of licenses for miniature golf as presented.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of license for Go- Kart track as presented.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of licenses for places of public amusement – entertainment.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of license for public golf driving range.

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of license for Palm & Card Reading as presented.

Consider and Approve Renewal of 2013 Amusement Machine Licenses

A motion was made by Mr. Parker, seconded by Mr. Sagar, and it was unanimously

VOTED: To approve the renewal of amusement machine as presented.

OTHER BUSINESS

Discuss Other Topics Not Reasonably Anticipated by the Chairman 48 Hours Before the Meeting

None.

TOWN ADMINISTRATOR'S REPORT

Mrs. Nolan announced that the annual tree lighting sponsored by the Kiwanis Club would take place on Thursday, December 6, 2012 at 6 p.m. She asked those who attend to consider a donation to Doorways, Seekonk's food pantry.

She said the Town has received word that the Governor signed the Bill for 12 new liquor licenses and three conversions for the Town of Seekonk. These are site specific. The conversions are Dickey's Barbeque, Tranquil Waters, and Lum's.

Mr. Hansen, Chairman Cavaco and she will begin marketing Seekonk.

Mr. Parker congratulated Chairman Cavaco for his efforts. This offers an opportunity for other restaurants to come to Seekonk.

Board members concurred that this is good for the Town. They felt it is unusual for a Town to get 12 licenses.

Chairman Cavaco credited Sen. Timilty and Rep. Howitt. He said this represents jobs and additional revenue for the Town.

Mrs. Nolan had a list of supplies needed to fill holiday baskets for distribution to the needy.

BOARD OF SELECTMEN LIAISON REPORTS AND COMMENTS

Accounts Payable Warrant

Chairman Cavaco advised the warrant is in order.

He noted that two employees were supposed to come before the Board regarding contract negotiations. Mr. McLintock asked to postpone because he had another commitment.

The Chairman said, in the future, business would be conducted even if all members are not in attendance. The Board will go forward with those two individuals at the next meeting.

Chairman Cavaco requested that the Town Engineer get documents re: the 152 project (value sheets, work sheets, project sheets, etc.). It contains all information on the 152 project.

He asked for an update on the DEP audit at Lake Street.

Mrs. Nolan said she is still waiting for a report.

A motion was made by Mr. Sagar, seconded by Mr. Parker, and it was unanimously

VOTED: To direct the Chairman to set up a meeting with Verizon representative re: removal of poles.

Chairman Cavaco expressed concern about the distribution of lottery money.

He plans on going to Boston to solicit \$500,000 for the Housing Authority and for road money.

Mr. Sagar extended best wishes to former School Committee member Fran Creamer, who is relocating to Florida. Mrs. Creamer had a long time involvement with the School Committee and other civic projects. Her husband, Jeff, was a member of the ZBA and he was involved with youth sports. On behalf of the Town, he thanked them both for their service.

Mr. Sagar noted there is a vacancy on the ZBA.

Mr. Parker noted that Columbia Gas had indentified all but 80 valves.

Mr. Parker asked why the Town Administrator was asking residents at the previous Town Meeting to support the warrant article to fund the Banna Fire Station when this Board did not support it.

Mr. Sagar said he asked her to speak on it.

Mr. Parker said the Board publicly admitted the present location of Human Services is unsafe and yet people are allowed to go in that building. He was concerned about liability if something should happen.

Mrs. Nolan explained that will be addressed in executive session.

She noted that she did not say the building was unsafe. She said it was not up to code and that is because it is not handicapped accessible.

Mr. Almeida wanted to talk about the location of the Banna Fire Station. It is not good for parking.

Mr. Sagar noted that the location was decided by the former Town Administrator when all locations were exhausted. He offered to bring Mr. Almeida up to date. He felt there shouldn't be any more obstacles in the way of that project.

COMMUNITY SPEAKS

Ms. Carol Bragg of 44 Hope Street thanked Chairman Cavaco for spending time with her last week. She felt that she had been careless and insensitive to his feelings. She said she has had a lot of anger against Chairman Cavaco and Mr. Parker. She realizes that anger does no good.

She apologized to the Chairman and presented him with a red rose (the National flower).

Chairman Cavaco thanked her and accepted the apology.

Mr. Sagar told Ms. Bragg that was a class act.

Mrs. Pheobe Lee Dunn of 660 Fall River Avenue spoke in support of DPW Commissioner Robert Lamoureux. She felt he has done a stellar job. She talked about the composting operation at the former landfill, the plowing of sidewalks at Luther's Corner, and the solar panels at DPW.

She hoped that the Board values Mr. Lamoureux as much as she does.

EXECUTIVE SESSION

At 7:08 p.m. Mr. Sagar motioned, seconded by Mr. Almeida, to go into Executive Session for discussion on negotiations of real estate property and to consider approval of Executive Session minutes of October 10, 2012; not to return to Open Session.

The vote: Mr. Sagar – Aye; Mr. Almeida – Aye; Mr. Parker – Aye; Chairman Cavaco.

December 5, 2012

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The Fire Chief's contract was deferred until the December 12, 2012 meeting.

Respectfully submitted,

Gary S. Sagar, Clerk

Patricia Gamer, Secretary