

Holbrook Board of Selectmen

Minutes of the Regular Session of

Tuesday, April 24, 2012

Present: Timothy J. Gordon, Chairman
Brinsley A. Fuller, Vice-Chairman
Kevin J. Sheehan, Clerk
Richard B. McGaughey, Associate

Absent: Matthew V. Moore, Associate

In attendance: William J. Phelan, Town Administrator
Thomas R. Cummings, Superintendent of Public Works
Marjorie E. Godfrey, Selectmen's Secretary

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

MINUTES:

MOTION: By Mr. Fuller, second by Mr. Sheehan, to approve the minutes of the regular session of March 27, 2012, as printed

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

MOTION: By Mr. Fuller, second by Mr. Sheehan, to approve the minutes of the executive session of March 27, 2012, as printed

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

It was announced that two events have been scheduled in the TOWN FOREST:

June 9, 2012, the Annual Town Forest Day will be held

May 12, 2012, the Annual Spring Cleanup of the Town Forest will be held

Town Administrator Phelan reported that:

- The playground improvements, including new fencing and equipment, will begin soon.
- The Clerical Union met about the town hall being open on Tuesday evenings, and negotiations will continue.
- The Pavement Management Committee has commissioned the BETA Group to prepare a report of the roadways in Holbrook.
- The Project Initiation Form (PIF) has been filed with the Dept. of Transportation (DOT) for the Union Street reconstruction project.
- The Mass. Water Resource Authority (MWRA) will be meeting with the towns of Holbrook, Randolph and Braintree to make their best offer for the three towns if they join the MWRA for their water supply. The meeting will be held April 26th at the Braintree Town Hall.
- Holbrook Pride Day has been scheduled for May 19th.

William Merrigan, Esq., and John Walsh, a Principal of TLA HOLBROOK, were present to provide an update on the process of permitting and constructing a TRASH TRANSFER STATION at 3 Phillips Road. There is a new partner for the project – Barletta Heavy Industrial in Canton, MA. It was

explained that TLA Holbrook (Trans Load America) has been working its way through the permitting process on the local level and will be working toward the Mass. Environmental Policy Act (MEPA) certificate and the Dept. of Environmental Protection (DEP) site suitability report completion over the next 30 to 60 days. The permitting process is about 60% complete. Site assignment will be completed by the town and the Board of Health. The site will be cleaned up and the same agreement with the Town, as originally signed, is still in place. Mr. Walsh and Mr. Merrigan indicated that Barletta will honor the conditions in the agreement. Mr. Walsh said this year they will be obtaining the state permits and the site assignment, and construction is expected to begin sometime in 2013.

Mr. Walsh said that it will be TLA Holbrook applying to the town, and the license will be issued to TLA Holbrook. Mr. Phelan responded that the town's attorneys should review the documents relative to how the project changed hands to Barletta. Mr. Walsh said this project is Barletta's first entry into a transfer station project. Mr. Merrigan indicated that although the ownership of TLA Holbrook has changed, the company is intact. He said there is a station in Rhode Island that has had difficulties, but that will not affect the promises made for this project.

In summary, Mr. Walsh said they have been to Conservation and were issued an Order of Conditions. They have been through Zoning and have been granted a couple of variances. Site plan review has been done and the special permits are under appeal. The next town board to appear before is the Board of Health. Then, they will go to the state about site development, and authorization to construct, and an authorization to operate. Finally, they will need an occupancy permit from the town.

Treasurer/Collector Paul Digirolamo told the Board that his CASH RECONCILIATION is currently off by 2 cents. The second quarter report and the A Schedule will be submitted by the end of this week.

Richard Reuss, the Emergency Management Director, explained that he has received contracts from the Massachusetts Emergency Management Agency (MEMA) for 75% REIMBURSEMENT of expenses the town incurred during the JANUARY 2011 SNOWSTORM and TROPICAL STORM IRENE, when there were declared states of disaster. He is continuing to work with MEMA for further reimbursement.

MOTION: By Mr. Fuller, second by Mr. McGaughey, to authorize the Chairman to execute the contract documents with Massachusetts Emergency Management for reimbursement of expenses from the January 11-12, 2011 Snowstorm

VOTE: 4:0

MOTION: By Mr. Fuller, second by Mr. Sheehan, to authorize the Chairman to execute the contract documents with Massachusetts Emergency Management for reimbursement of expenses from Tropical Storm Irene on August 28, 2011

VOTE: 4:0

Mr. Phelan explained that there were three proposals received for the engineering of the UNION STREET (ROUTE 139) RECONSTRUCTION PROJECT. Thomas Cummings, the Superintendent of Public Works, issued the Request for Proposals, and has recommended the lowest bidder, Howard/Stein-Hudson Associates, Inc. (HSH). A contract with HSH for engineering was before the Board. This project includes the area from approximately Dunkin Donuts to the Randolph line. Mr. Fuller asked about construction oversight services. Under Task 8 of the agreement, it states that project oversight will be provided by the MassDOT District 5 Resident Engineer. Mr. Cummings indicated that he did not believe there would be enough money available for the entire project. Discussion took place that the

Federal earmark, in the amount of \$1.5 million, and the Project Initiation Form described the area to be reconstructed.

MOTION: By Mr. Fuller, second by Mr. Sheehan, to execute an agreement with Howard/Stein-Hudson Associates, Inc. for engineering Services for the Union Street (Route 139) Reconstruction Project from Holbrook center and going west

VOTE: 4:0

Mr. Phelan explained that the solid waste services contract with ALLIED WASTE needs to be renewed or put out to bid for services beginning on July 1, 2012. The contract could be renewed in one year increments. The Board reviewed a summary of the proposed service and pricing changes Allied Waste is offering. Following a discussion about going out to bid for the services, it was decided to send out the same request for proposals as the one issued approximately three years ago.

On December 30, 2008, the Board voted to grant a 25% REDUCTION IN THE TRASH FEE of \$120 for residents receiving exemptions from the Assessors' office on their real estate tax bills. Because the trash fee is now \$150, there is confusion about the amount of the reduction.

MOTION: By Mr. Fuller, second by Mr. Sheehan, to reaffirm the 25% reduction of the trash fee for individuals who qualify for an exemption on their taxes through the Assessors' office

VOTE: 4:0

Due to the resignation of Ms. Shelley L. Stewart from the BOARD OF REGISTRARS, effective April 4, 2012, the Board of Selectmen received a letter from Arthur C. George, Chairman of the Holbrook Republican Town Committee pursuant to Mass. General Law Chapter 51 § 15. A listing of three recommended candidates accompanied the letter. Town Clerk Jeanmarie Tarara was present and told the Board that Ms. Cheryl Gelzer Alexis is very interested in the appointment and is someone Ms. Tarara has worked well with in the past.

MOTION: By Mr. McGaughey, second by Mr. Fuller, to appoint Cheryl Gelzer Alexis to the Board of Registrars, with a term to expire on June 30, 2012

VOTE: 4:0

Mr. Phelan reported that the SPECIAL TOWN MEETING on May 1, 2012 is all set. The ANNUAL TOWN MEETING is almost all set. The budget is in good shape. The Finance Committee will be voting on the Planning Board by-law change articles, the sources of revenue for the Special Town Meeting, and the updated requests for the Wage & Salary articles. The Board discussed the proposed Demolition Delay Review By-law. It will be determined how many demolition permits are issued annually by the Building Department.

It was noted that this meeting is the last one MR. THOMAS R. CUMMINGS will attend in his official capacity. Mr. Cummings said that he was born in Holbrook, and he has thoroughly enjoyed his 58 years of working for the Town of Holbrook. Mr. Cummings will retire on June 29, 2012.

A citation was prepared for the Board's signature recognizing the accomplishments of Mr. Nicholas Laforge, a member of Boy Scout Troop 56, who will be receiving his Eagle Scout Award this weekend. Congratulations were offered on behalf of the Town.

ADJOURN:

MOTION: At 8:40 pm, to adjourn to executive session to discuss strategy and conduct negotiations as it relates to collective bargaining with union personnel (Public Safety Dispatchers), discuss strategy and conduct contract negotiations with non-union personnel (Town Accountant), discuss strategy as it relates to collective bargaining with union personnel (Clerical), and not return to open session

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

Kevin J. Sheehan, Clerk

Documents:

Amended agenda

Draft minutes

MEMA contracts (2)

Eagle Scout Citation

Agreement with HSH

Trash fee vote info

Board of Registrars appointment letter

Allied Waste Proposal