

Holbrook Board of Selectmen

Minutes of the Regular Session of

Wednesday, July 22, 2015

Present: Matthew V. Moore, Chairman  
Kevin J. Sheehan, Vice-Chairman  
Daniel F. Moriarty, III, Clerk  
Richard B. McGaughey, Associate

In attendance: Edward J. O'Brien, Interim Town Administrator  
Marjorie E. Godfrey, Assistant Town Administrator  
William Smith, Acting Chief of Police  
Luke McFadden, Fire Chief  
Benjamin Ecord, Superintendent of Public Works

The meeting was called to order at 7:00 p.m. by Chairman Moore, in the Selectmen's 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. Sheehan, second by Mr. McGaughey to accept the minutes of the regular session of Wednesday, June 10, 2015, as printed

VOTE: 4:0

MOTION: By Mr. Moriarty, second by Mr. Sheehan, to accept the minutes of the executive session of Wednesday, June 10, 2015, as printed

VOTE: 4:0

Mr. O'Brien reported that:

- The Local Cultural Council is sponsoring a Family Concert Night at the Gazebo on July 26<sup>th</sup> from 6 – 7:30 pm. Colm O'Brien, an Irish singer, songwriter and balladeer will perform.
- The Tri-Town reservoir is at 96.3% capacity.
- The Metropolitan Area Planning Council (MAPC) offers services to assist the town with the surrounding community designation and mitigation related to the potential Brockton casino.
- A tour of the former school at 227 Plymouth Street was conducted with representatives of Agape Inn. An engineer will be brought in to examine the building. The Board supported them going in the building with a representative of the Town present.
- A zoning issue concerning neighbors reporting each other will be handled by the Building Inspector/Zoning Enforcement Officer.

Due to the recent resignation of former Chairman Timothy J. Gordon, the BOARD REORGANIZED:

MOTION: By Mr. McGaughey, second by Mr. Moriarty, to nominate Mr. Moore as the Chairman

VOTE: 4:0

MOTION: By Mr. McGaughey, second by Mr. Moriarty, to nominate Mr. Sheehan as Vice-Chairman

VOTE: 4:0

MOTION: By Mr. McGaughey, second by Mr. Sheehan, to nominate Mr. Moriarty as Clerk  
VOTE: 4:0

**POLICE CHIEF APPOINTMENT:**

Mr. O'Brien explained that Sergeant/Acting Chief William Smith scored first on the sole assessment eligibility list generated by BadgeQuest and the Human Resources Division (HRD), after taking into account his experience, education and scoring from the assessment center. The 17 day appeals period has now expired, and there have been no appeals. Mr. O'Brien has discussed the parameters of an employment agreement with Sergeant/Acting Chief Smith, and asked that the Board reaffirm his appointment as Chief.

MOTION: By Mr. McGaughey, second by Mr. Sheehan, that the Board of Selectmen reaffirm the appointment of William Smith to the position of Full-Time Permanent Police Chief of the Holbrook Police Department

VOTE: 4:0

Town Clerk Jeanmarie Tarara was present and swore in Chief Smith.

**7:15 pm: PLANNING BOARD APPOINTMENT – ASSOCIATE MEMBER:**

Members of the Planning Board present:

R. Wayne Crandlemere, Chairman  
John Callahan  
Richard Monahan  
Michael Reith

Chairman Crandlemere said that the Planning Board unanimously supports the appointment of Mr. Christopher Golden as the Associate Member.

MOTION: By Mr. McGaughey, second by Mr. Moriarty, to nominate Christopher Golden as the Planning Board Associate Member with a term to expire on June 30, 2016

ROLL CALL VOTE: Mr. McGaughey – Yes  
Mr. Sheehan – Yes  
Mr. Moore – Yes  
Mr. Moriarty – Yes  
Mr. Crandlemere – Yes  
Mr. Callahan – Yes  
Mr. Monahan – Yes  
Mr. Reith – Yes

The Planning Board members left the meeting.

Mr. O'Brien explained that he met with the MULLINS COMPANY to discuss the status of developing the property on Union Street where the bowling alley is located. They offered nothing definitive. Mr. O'Brien mentioned the need for over-55 housing and a supermarket in Holbrook.

The Town's solid waste contract with Republic Services expired on June 30<sup>th</sup>. There is a meeting next week to work on coming to an agreement.

Treasurer/Collector Paul Digirolamo reviewed the results of the recent tax title property auction. Two parcels were sold at minimum bid prices, and three abutters offered bids that are less than the minimum prices. Mr. Digirolamo said that because he postponed the auction, he can re-post the properties for sale and take offers after making sure no one else is interested. Mr. Moore asked that he speak to the Building Inspector about the values.

MOTION: By Mr. Sheehan, second by Mr. Moriarty, that the Treasurer/Collector repost the properties in order to sell them to the abutters

VOTE: 4:0

The Local Cultural Council Chairperson, Brandy Sandborg, recommended the appointment of Ms. Jennifer Sterling to the LOCAL CULTURAL COUNCIL.

MOTION: By Mr. Moriarty, second by Mr. Sheehan, that the Board of Selectmen appoint Jennifer Sterling to the Local Cultural Council, with a term to expire on July 22, 2018

VOTE: 4:0

**RE-OPEN HEARING ON SMITH'S CATERING:**

Present: Timothy Smith, owner, Smith's Catering

MOTION: At 7:34 pm, By Mr. Moriarty, second by Mr. Sheehan, to re-open the public hearing on the application of J D Smith, Inc. dba Smith's Catering, 220 South Franklin Street for an Entertainment License for live entertainment during functions, including small bands, singers, and disc jockeys

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

Mr. Smith explained that he is looking for an entertainment license for live entertainment at his small function room and catering business at 220 South Franklin Street.

MOTION: At 7:34 pm, by Mr. Sheehan, second by Mr. Moriarty, to approve the application for an entertainment license for J D Smith, Inc. dba Smith's Catering, 220 South Franklin Street, for live entertainment during functions, including small bands, singers, and disc jockeys

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

Abutter Penny Tallent expressed a concern for the noise that may occur, and said that she is the only direct residential abutter. Mr. Smith confirmed that sound protection was added to the walls during the recent renovation, and there will only be small functions, e.g. small weddings, funerals, and dinner parties. Mr. Moore asked that if Ms. Tallent experiences any problems that cannot be worked out, she report them to the Selectmen's office.

MOTION: By Mr. Moore, second by Mr. Moriarty, to close the hearing

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

**SURROUNDING COMMUNITY NEGOTIATING TEAM APPOINTMENTS:**

The Board discussed the composition of a Surrounding Community Negotiating Team, whose members would work with Attorney Jonathan Silverstein of Kopelman and Paige, PC and the Metropolitan Area

Planning Council, to identify and mitigate any negative issues the Town of Holbrook may encounter if a new casino is built in the City of Brockton.

MOTION: By Mr. Moriarty, second by Mr. Sheehan, to appoint the following members of the Surrounding Community Negotiating Team to represent the Town of Holbrook on this team:

Police Chief William J. Smith

Fire Chief Luke McFadden

PWD Superintendent Benjamin Ecord

A Finance Committee Representative to be determined

A School Department Representative to be determined

VOTE: 4:0

MOTION: By Mr. Moriarty, second by Mr. Sheehan, to appoint Interim Town Administrator Edward O'Brien, or his successor, to the Surrounding Community Negotiating Team

VOTE: 4:0

Appointments to positions made vacant when Mr. Timothy Gordon resigned from the Board:

MOTION: By Mr. McGaughey, second by Mr. Moriarty, to appoint Chairman Matthew V. Moore to the position for the Local Chief Executive Officer on the PERMANENT SCHOOL BUILDING COMMITTEE, with a term to expire on June 30, 2018

VOTE: 4:0

MOTION: By Mr. Moriarty, second by Mr. Sheehan, to appoint Chairman Matthew V. Moore to the position of Metropolitan Area Planning Council (MAPC) Representative, with a term to expire on December 27, 2017

VOTE: 4:0

MOTION: By Mr. Moriarty, second by Mr. Sheehan, to appoint Chairman Matthew V. Moore to the Local Emergency Planning Committee (LEPC), with a term to expire on June 30, 2016

VOTE: 4:0

Mr. O'Brien explained that the Massachusetts Department of Transportation (MassDOT) requires that the Town sign a Title VI/Nondiscrimination Assurance agreement because of the receipt and use of federal funds.

MOTION: By Mr. Moriarty, second by Mr. Sheehan, to authorize the Chairman to execute the Federal Highway Administration Title VI Nondiscrimination Assurance, as requested by MassDOT

VOTE: 4:0

Police Chief Smith requested that the vacant SERGEANT'S position be filled as soon as possible. The Human Resources Division (HRD) has advised that even though there is only one person on the Sergeant's promotional list, and he has been serving as an acting sergeant, the normal appointment process must be followed.

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MOTION: By Mr. Moriarty, second by Mr. Sheehan, that a list be requested from Civil Service to fill the vacant position for one permanent full-time Police Sergeant

VOTE: 4:0

In preparation for accepting more streets in town, the membership of the PAVEMENT MANAGEMENT COMMITTEE will be updated. Mr. O'Brien reported that there are currently 16 miles of private roads in Holbrook and 36 miles of accepted streets.

Chief McFadden reported that there are interviews scheduled for the two candidates for an open Firefighter position. Both candidates are paramedics.

ADJOURN:

MOTION: At 8:07 pm, by Mr. McGaughey, second by Mr. Sheehan, to adjourn the meeting

VOTE: 4:0

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Daniel F. Moriarty, III, Clerk

Documents:

Smith's entertainment license application

Family Concert announcement

Minutes

Local Cultural Council appointment request

MassDOT agreement

Sergeant appointment request

Planning Board appointment information

Tax title auction results