

Holbrook Board of Selectmen

Minutes of the Regular Session of

Wednesday, July 9, 2014

Present: Timothy J. Gordon, Chairman  
Richard B. McGaughey, Associate  
Daniel F. Moriarty, III, Associate

Absent: Matthew V. Moore, Vice-Chairman  
Kevin J. Sheehan, Clerk

In attendance: William J. Phelan, Town Administrator  
Benjamin Ecord, Superintendent of Public Works  
Marjorie E. Godfrey, Assistant Town Administrator

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

MINUTES:

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to accept the minutes of the regular session of Wednesday, May 14, 2014, as printed

VOTE: 3:0

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to accept the minutes of the executive session of Wednesday, May 14, 2014, as printed

VOTE: 3:0

CITIZEN CONCERNS:

In response to a concern about RUSTY WATER by two residents of STEVENS DRIVE, Mr. Ecord explained that part of the area has new water pipes, and part has 60 year old pipes. It was discussed that the water project on Stevens Drive and Baker Road could be added to an upcoming project that will be going out to bid soon. Depending on the value of the project and the allowed threshold, it will either be included in the bid or added to the project as an add-on.

HEARING ON THE APPLICATION FOR THE TRANSFER OF THE ALL ALCOHOL PACKAGE STORE LICENSE FROM SUMMIT RETAIL CORPORATION DBA HOLBROOK COMMUNITY PACKAGE (RICHARD W. FRIEDMAN, PRES.) TO S & H COMMUNITY PACKAGE, INC. DBA HOLBROOK COMMUNITY PACKAGE (RAVI B PATEL, MANAGER), 807 SO. FRANKLIN ST.;

Present: Mr. Ravi Patel, and his counsel, Gregory Demarkis, Esq., Demarkis Law Offices, PC  
Mr. Richard Friedman

MOTION: At 7:17 pm, by Mr. Moriarty, second by Mr. McGaughey, to open the hearing on the transfer of the All Alcohol Package Store License at 807 South Franklin Street

VOTE: 3:0

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Attorney Demarkis introduced his client and explained that the funding for this purchase is being supplied through a loan from a Rockland Trust and the seller. Additionally, there is a pledge of the liquor license and the inventory, and the appointment of Mr. Patel as the manager for the Board to consider. He explained Mr. Patel's history, and stated that everything else would be staying the same. The building is rented by the business.

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to allow the transfer of the All Alcohol Package Store License from Summit Retail Corporation dba Holbrook Community Package (Richard W. Friedman, President) to S & H Community Package, Inc. dba Holbrook Community Package (Ravi B. Patel, Manger, at 807 South Franklin Street

VOTE: 3:0

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to approve the pledge of the license and inventory of Holbrook Community Package to Rockland Trust and the seller

VOTE: 3:0

Mr. Friedman was thanked and recognized for all the support he and his business have given the Town over the years.

Present: Richard Reuss, Emergency Management Director  
Mr. James Mannion and Mr. Rick Latour from the Massachusetts Emergency Management Agency (MEMA)  
Fire Chief Luke McFadden  
Acting Police Chief William J. Smith

Mr. Letour discussed the STATEWIDE MUTUAL AID AGREEMENT and the PUBLIC WORKS MUTUAL AID AGREEMENT available to the Town of Holbrook. Extra resources, including inspectors and additional fire and police personnel for emergencies would be available if the Town opted-in to the Statewide agreement. The Public Works agreement could be used more on a day to day basis, with no obligation to fulfill requests from other communities. In the case of lending equipment, the operator from the lending community would accompany the equipment. These agreements would provide assistance in a major event, like a tornado. Mr. Ecord, Fire Chief McFadden, Police Chief Smith, and Mr. Reuss will meet with Town Administrator Phelan, and this item will be placed on an upcoming agenda.

Mr. Reuss explained that the Town has the opportunity to secure US GOVERNMENT SURPLUS vehicles for use by Public Safety personnel. He was asking for support of acquiring three HUMVEES, putting two on the road, and using the third for spare parts. Chief Smith explained that they would be useful in a snowstorm, or when a rescue needed to be make in the woods. The Board indicated this idea could be explored and the expenses determined.

Mr. Reuss said that for a \$5,000 Emergency Management Performance Grant, a match will need to be identified. It was suggested that the salary of any public safety officer could be used as a match.

In response to a request by Mr. Reuss that the Board allow VOLUNTEERS TO BE SWORN in for Emergency Management, Mr. Gordon advised that the Town should continue the same way it has been, with the Emergency Management officers being appointed by the Board of Selectmen.

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Emergency Management DIRECTOR RICHARD REUSS was recognized by the representatives from MEMA as a talented and hardworking volunteer, who has experience, including the Medical Reserve Corps, which others do not have. He is often called upon because of his well-rounded experience.

Mr. PEDRO BRACHE and Mr. DANIEL HACKETT, who were appointed as Emergency Management Auxiliary Police Officers on June 11, 2014 have RESIGNED the positions prior to July1, 2014.

MOTION: By Mr. McGaughey, second by Mr. Moriarty, to accept the resignations of Pedro Brache and Daniel Hackett as Emergency Management Auxiliary Police Officers

VOTE: 3:0

Discussion took place relative to the position of AUXILIARY POLICE OFFICER (volunteer) versus a SPECIAL POLICE OFFICER (paid), and it was explained that auxiliaries are rewarded for putting in the hours and years of volunteering by becoming specials. Mr. ARMANDO SOTO was appointed to both positions, effective July 1, 2014, but has requested that he be allowed to resign as an auxiliary and keep his position as a special officer. Acting Chief Smith explained that he is a professional police officer and has volunteered as an auxiliary for ten years. Mr. Reuss said he has spoken with Chief Smith, and he has no objections to the request being granted at this time. Mr. Phelan noted that the volunteering that is required is what enables Mr. Reuss to be successful at what he has accomplished.

MOTION: By Mr. McGaughey, second by Mr. Moriarty, to accept the resignation of Armando Soto from the Auxiliary Police, but to allow him to remain on as a Special Police Officer

VOTE: 3:0

Fire Chief Luke McFadden, Acting Police Chief William Smith, and the members of both the Fire and Police Departments were recognized for their response to a serious motor vehicle accident on South Franklin Street on June 29, 2014. A letter from Firefighter Brian Macauley about the actions of off-duty FIREFIGHTER JASON MURPHY in responding to the accident after witnessing it, was read. Firefighter Murphy and all responders were commended by Chairman Gordon.

It was announced that Public Safety Communications Director Stephan Hooke will be receiving the 2014 JEFF GROSSMAN 911 AWARD in honor of his dedication and work promoting 9-1-1 services and Dispatch excellence.

YEAR END APPROPRIATION TRANSFERS:

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to grant the request for the transfer of \$270.05 from EMT Expenses 01-230-5421-000, to be transferred to Public Safety Building Maintenance/Utilities 01-200-5121-000, in order to pay pending bills for repairs, maintenance and utilities

VOTE: 3:0

Chief McFadden explained that it was a trying year for maintenance at the Public Safety Building. Among other issues, including the heat, there was a failure of the standby generator, and an additional Reserve Fund Request is being given to the Finance Committee. He advocated for a Capital budget that includes the Public Safety Building, which is used 24/7.

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MOTION: By Mr. Moriarty, second by Mr. McGaughey, to grant the request for the transfer of \$772.92 from Treasurer/Collector Salary 01-145-5111-000, to be transferred to Treasurer/Collector Admin/Clerical Salary 01-145-5113-000, in order to offset the pay raise of 2% effective 7/1/2013

VOTE: 3:0

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to grant the request for the transfer of \$11,200.00 from Health Insurance 01-914-5173-019, to be transferred to Medicare Tax 01-911-5177-019, in order to offset a shortage due to a liability crated by pay raises

VOTE: 3:0

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to grant the request for the transfer of \$575.00 from Employee Life Insurance 01-915-5172-019, to be transferred to Foreclosure 01-145-5302-000, in order to cover June invoices

VOTE: 3:0

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to grant the request for the transfer of \$4,400.00 from Employee Live Insurance 01-915-5172-019, to be transferred to Tax Title 01-145-5301-000, in order to pay additional invoices for June and cove the current deficit

VOTE: 3:0

ANNUAL APPOINTMENTS:

MOTION: By Mr. McGaughey, second by Mr. Gordon, to appoint Paul Callinan as the Board of Health's Representative on the Stormwater Advisory Committee, with a term to expire at the will of the Board

VOTE: 3:0

MOTION: By Mr. Gordon, second by Mr. McGaughey, to appoint Arthur Boyle as the Assistant Building Inspector, with a term to expire on June 30, 2015

VOTE: 2:0:1 (Mr. Moriarty abstained)

Mr. Sheehan, who has been serving as the MAPC representative, explained at a previous meeting that he can no longer serve in that capacity, and was resigning from the position.

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to appoint Timothy Gordon as the Town of Holbrook's representative on the Metropolitan Area Planning Council (MAPC), until December 27, 2014, in order to fill the vacancy created by the resignation of Kevin Sheehan

VOTE: 3:0

The Board discussed establishing an Economic Development Advisory Board to explore and create economic growth in Holbrook. Residents interested in serving on this committee will be asked to forward a letter of interest or resume, including information about their background.

Mr. McGaughey reported that the site walk taken by members of the Planning Board and a consultant to discuss a potential overlay district around the center of town was very positive.

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Many residents ask about bringing a new SUPERMARKET to Holbrook, to replace the former STOP & SHOP on South Franklin Street, and Selectman McGaughey has been pursuing the matter. Stop & Shop still holds the lease on the property, and they have no interest in renting the space to another market because of the store they have in the Montello section of Brockton.

The NORFOLK COUNTY AGRICULTURAL SCHOOL has started billing the towns in the County for tuition, and most other communities have paid the bills. Mr. Phelan explained that he has spoken to them, and they want about \$38,000 for last year and another similar payment for this year, and have said the bill will be reduced going forward. Mr. Phelan said the Town pays for the Agricultural School with the County assessment, and that the state no longer comes up with the “state approved rate” for attending the school. There is no way for the towns involved to say that the rate is too high, like there is for the Blue Hills Regional School. Mr. Gordon will review the letter received from the School again.

Mr. Phelan explained that a committee needs to be formed to review the REQUEST FOR QUALIFICATIONS (RFQ) for the SOLAR PROJECT. A consultant has been hired, and the law requires that a committee select a qualified candidate.

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to appoint Health Agent Arthur Boyle, Public Works Superintendent Benjamin Ecord, and Town Administrator William Phelan to a Solar Project RFQ Review Committee to review the request for qualifications for solar projects

VOTE: 3:0

Due to the upcoming retirement of PRINCIPAL ASSESSOR Gary Brennan, there will be a vacancy in the Assessors’ office. Mr. Phelan asked for the Board’s direction on the process of filling the position. The position will be posted and advertised by the Board of Assessors. The Assessors will conduct interviews and bring a recommendation to the Board of Selectmen (Personnel Board). This position is under the Salary Administration By-Law, and the salary is set by town meeting.

Treasurer/Collector Paul Digirolamo reported that he is working on the month of June, and working with the auditors on the FY14 audit.

Mr. Ecord reported that:

- Another vehicle had a blow out in the Spring Street area, but the roadway is being paved. The contractor has not yet built the sewer pump station.
- The utility poles on Linwood Street are owned by Verizon.
- A concern was received about the traffic lights at the Public Safety Building and King Road. Drivers have been running the red light when King Road has the green light.
- A meeting was held with the engineers about the Weymouth, Pine & Sycamore intersection, and it is going out to bid. The bid should be awarded by the end of August.
- New playground equipment at the Sumner Field for young children may need to be simplified in order to reduce the price.

The REGIONAL SCHOOL DISTRICT PLANNING COMMITTEE met for the first time. The members, appointed by the Moderator, include: Ms. Beth Tolson from the School Committee, and residents Kathleen Moriarty and Richard Stagnone, Jr. If the upcoming school building project is successfully voted, they will target Avon for regionalization.

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There was a meeting with the Massachusetts School Building Authority (MSBA) to go over the budget for the new SCHOOL PROJECT and determine what is reimbursable and what is not. Mr. Gordon said a PowerPoint presentation will be created explaining the cost of the project. The total cost is now estimated at \$102 million, with reimbursement of \$56 million to \$57 million, and a potential cost to the town of \$47 million. \$19 million of the project been identified as un-reimbursable expenses by the MSBA.

Mr. Phelan said that someone inquired about going door-to-door to promote the new school project, and whether a permit was required. He explained that permits are only required when someone is selling a product, not when someone is going door-to-door to campaign for something.

ADJOURN:

MOTION: At 9:15 pm, to adjourn the meeting  
VOTE: 3:0

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Kevin J. Sheehan, Clerk

Documents:

Agenda

Minutes

Appropriation transfer requests

Liquor license application

Letter from FF Macauley