

Holbrook Board of Selectmen  
Minutes of the Regular Session of  
Wednesday, December 17, 2014

Present: Timothy J. Gordon, Chairman  
Matthew V. Moore, Vice-Chairman (arrived at 7:04 pm)  
Richard B. McGaughey, Associate  
Daniel F. Moriarty, III, Associate

Absent: Kevin J. Sheehan, Clerk

In attendance: William J. Phelan, Town Administrator  
Benjamin Ecord, Superintendent of Public Works  
Luke McFadden, Fire Chief  
William Smith, Acting Chief of Police  
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, Floor 3R, 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, November 5, 2014, as printed

VOTE: 3:0

MOTION: By Mr. Moriarty, second by Mr. McGaughey, to accept the minutes of the executive session of Wednesday, November 5, 2014, as printed

VOTE: 3:0

Any residents interested in volunteering for a position on the PERMANENT CABLE TELEVISION ADVISORY COMMITTEE are welcome to submit a letter of interest. This committee will participate in negotiating with Comcast Cable Communications, Inc. for a 10-year renewal contract.

Resident Theresa Russo, 70 Summit Road, detailed a concern relative to the effect of builders building houses in the SUMMIT ROAD AREA. In particular, she provided the history and recent pictures she took of drainage issues at 68 Summit Road. She asked that the Conservation Commission hire someone to study this problem before allowing any more building. Resident Susan Laskey, 81 Summit Road, detailed the history of properties on Summit Road and the effect on the flow of storm water. She said storm water is being dumped from the higher elevation of Indian Road. She reported that 64 and 68 Summit are now getting water from other lots being built upon. She asked for an independent opinion on the matter and that the conditions be cleaned up before any more building is allowed. Mr. Phelan will follow up on this matter.

Mr. Phelan reported that:

- The Town has been notified that the \$100,000 grant the Town was expecting, has been cut due to the Governor's 9C budget cuts.

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- He and Health Agent Arthur Boyle met with the EPA relative to the Baird & McGuire site. A public hearing on the status of the site and the next steps to be taken will be scheduled.
- The contractor and the bond company on the Spring Street area sewer project have been put on notice because the contractor did not complete the project. The bond company is contesting the issue and the subcontractors have requested direct payment.
- The Request for Qualifications (RFQ) for the solar farm on the landfill has been posted on the Central Register and the Town's website.
- The 2015 tax rate, free cash, and retained earnings in the enterprise accounts, have been certified. There is a combined \$1.7 million dollar surplus.
- The Town is contesting a bill from the Norfolk County Agricultural School, and the School has instituted a legal action.

Mr. Phelan introduced Ms. Jen Hohl, representing HOLBROOK CARES, an organization working to educate residents about the abuse of OPIATES. He said that Stoughton is the lead community on a regional collaborative grant application. Ms. Hohl explained that this grant is to prevent the use of substances, but is not limited to opiates. The grant can only go to towns, and Stoughton has invited Holbrook, along with Canton and Walpole. The funding would be received by Stoughton, but the work and spending of the funds would be done collectively. She requested that a memorandum of understanding be signed and that a letter of support be written. Stoughton will be providing a coordinator to work with the municipalities. All are welcome to attend the Holbrook Cares meetings on the first Tuesday of the month, from 7:00 – 8:30 pm at St. Joseph's.

MOTION: By Mr. Moriarty, second by Mr. Moore, to authorize Chairman Timothy Gordon to sign the Memorandum of Understanding with the Massachusetts Substance Abuse Prevention Collaborative (SAPC) – Stoughton Cluster and a letter of support for the grant

VOTE: 4:0

Mr. Esteban Rodriguez was present requesting a PERMIT TO SOLICIT door to door to new and current customers on behalf of COMCAST, offering the newest promotions. Members of the Board spoke in opposition to door to door sales.

MOTION: By Mr. Moriarty, second by Mr. Moore, that the Board of Selectmen vote to NOT authorize the permit to solicit door to door on behalf of Comcast

VOTE: 4:0

The Town's 2015 Municipal Discharge Permit (Permit No. 16101379) application for the Massachusetts Water Resources Authority (MWRA) is due for renewal.

MOTION: By Mr. Moore, second by Mr. Moriarty, to authorize the Chairman to execute the 2015 Municipal Discharge Permit Application on behalf of the Town of Holbrook

VOTE: 4:0

**PROJECT FUNDING AGREEMENT – PRE K – 12 SCHOOL PROJECT:**

MOTION: By Mr. Moore, second by Mr. Moriarty, to authorize the Town of Holbrook to enter into and be bound by the Project Funding Agreement between the Massachusetts School

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Building Authority and the Town of Holbrook for MSBA Project No. 200801330505, and authorize Chairman Timothy J. Gordon to execute the Project Funding Agreement on behalf of the Town

VOTE: 4:0

ANNUAL LICENSE RENEWALS:

MOTION: By Mr. Moore, second by Mr. Moriarty, that the Board of Selectmen approve the renewal of the following Used Car Dealer Licenses – Class II, effective January 1, 2015 through January 1, 2016 provided that all taxes, fees, assessments, betterments and any other municipal charges are paid to date:

1. Basic Auto Rental, Inc. dba PJ's Auto Sales, Robert Cunha

VOTE: 4:0

MOTION: By Mr. Moriarty, second by Mr. Moore, that the Board of Selectmen approve the renewal of the following Taxi/Livery Licenses effective January 1, 2015 through December 31, 2015 provided that all taxes, fees, assessments, betterments and any other municipal charges are paid to date:

1. Jean B. Cordon dba Cordon Enterprises
2. John Messia dba Mr. John's Limousine Service
3. Kevin McGrath dba Colonial Livery Service of Holbrook

VOTE: 4:0

MOTION: By Mr. Gordon, second by Mr. Moriarty, that the Board of Selectmen approve the renewal of the following Common Victualler Licenses effective January 1, 2015 through December 31, 2015 provided that all taxes, fees, assessments, betterments and any other municipal charges are paid to date:

1. South Franklin Donuts, Inc. dba Dunkin Donuts
2. Holbrook Donuts LLC dba Dunkin Donuts
3. South Shore Snacks, Inc. dba Home Run Ice Cream

VOTE: 4:0

PACKAGE STORE – ADDITIONAL SUNDAY HOURS:

The Board reviewed the application of The T. Sikder Corp. for a change of hours on Sunday morning, as per the recently amended state law.

MOTION: By Mr. Moriarty, second by Mr. Moore, to approve the request of the T. Sikder Corp. dba Tedeschi's #343, 31 North Franklin Street, for a 10:00 am opening on Sundays, effective immediately, per MGL c136 §6(52) as amended

VOTE: 4:0

Department heads provided updates on their departments:

- o Fire Chief McFadden reported that the collection of toys for Toys for Tots has gone well this year, and thanked the residents and the members of the Department for the success this year. He cautioned residents that a chimney sweep company that claims affiliation with the Fire

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- Department does not have any such affiliation. He mentioned some holiday safety tips.
- Police Chief Smith reported that he is preparing a grant application for a finger printing system.
  - Treasurer/Collector Digirolamo reported liens are being placed on real estate, and the list for tax title has been updated. 285 letters are going out to property owners and 30 properties are coming out of foreclosure.
  - Supt. Ecord advised that the Public Works Department is working on pot holes and preparing for winter.

Supt. Ecord spoke about the drainage issue on SUMMIT ROAD, which was discussed by a resident earlier this evening. He said that the Grove is made up of 5,000 square foot lots with no plan for drainage. The water travels onto other lots, and the area discussed takes the brunt of the drainage from Indian and Summit Roads.

MOTION: At 7:55 pm, made and seconded, to adjourn to EXECUTIVE SESSION to discuss strategy as it relates to collective bargaining with Union personnel (Firefighters), and RETURN to OPEN SESSION

ROLL CALL VOTE: Mr. Moriarty – Yes  
Mr. Moore – Yes  
Mr. Gordon – Yes  
Mr. McGaughey – Yes

RETURNED to OPEN SESSION at 8:13 PM

Mr. Gordon explained that the Board has come to an agreement for a successor contract with the Firefighters' Union, effective for the 3 years beginning July 1, 2015. The terms amended from the current agreement include salary increases of 1%, 2% and 2%, changes in the pay steps, and an increase in the career incentive stipend.

MOTION: By Mr. Moriarty, second by Mr. Moore, to approve and execute a Memorandum of Agreement between the Town of Holbrook and the International Association of Firefighters, Local 1452, effective July 1, 2015 through June 30, 2018, as proposed

VOTE: 4:0

The Firefighters, who were present, expressed appreciation for the very smooth process of negotiating this contract.

MOTION: At 8:16, made and seconded, to adjourn the meeting

VOTE: 4:0

Documents: Agenda, minutes, application to solicit, Project Funding Agreement, application for change of Sunday hours at Tedeschi's, 2015 Municipal Discharge Permit App, MOU for substance abuse collaborative, Cable Advisory announcement