

A meeting of the Board of Selectmen was held on Monday, August 21, 2017 at 6:30 pm.

Present: John Margie, Chairman; William Dowling, Clerk; George Samia, and Gloria Mitchell, Administrative Assistant.

Pledge of Allegiance

Open Forum

Resident, John Fabroski from 3 Fab's Way questioned if the Route 18 Sewer Project was approved at Town Meeting. John Margie explained if the Project funding was approved at a Special Fall Town Meeting over a year ago.

Appointment

Animal Control Officer/Animal Inspector, Lisa McKay was present for the annual signing of her contract. Ms. McKay stated that she has been very busy with calls in East Bridgewater. Mr. Dowling asked what can be done when there is a problem with your neighbor's farm animals coming onto your property. Ms. McKay stated that if talking to your neighbor does not help you can either contact the Agricultural Commission or Animal Control if it continues, the Dog By-Law does address this. The Selectmen thanked Ms. McKay for everything she does and the great work she has been doing since she started working for the Town.

M/Dowling, s/Margie, a unanimous vote, to approve the contract for the Animal Control Officer/Animal Inspector for Lisa McKay effective July 1, 2017 through June 30, 2018.

Appointment

New Building Commissioner/Zoning Enforcement Officer, Patrick Franey was present for the signing of his first contract. Mr. Franey gave his background experience and stated he is looking forward to working with the Town of East Bridgewater.

M/Dowling, s/Margie, a unanimous vote to approve the contract for the Building Commissioner/Zoning Enforcement Officer, Patrick Franey effective September 5, 2017 through September 5, 2018.

Public Hearing

Liquor Law Violation Hearing

Damians Corp. dba Adria
Bledar Hoxhalli, Manager
Premises: 436 Oak Street

The Board of Selectmen will hear reports and testimony on the following violation:

Mass. Gen. Laws Ch. 138, s.34 – Sales of Alcoholic Beverages

1 count to a minor

Police Chief, Scott Allen, explained how the Police Department does the Compliance Checks for all Liquor establishments in the Town and what violation occurred at Adria. Chief Allen stated that since this is their first offense and the Manager took quick action when the violation was brought to his attention, the Chief's recommendation is a warning.

The manager of Damians Corp. dba Adria, Bledar Hoxhalli, was present and took full responsibility for the violation and stated that he does have strong rules in place at his establishment. Mr. Hoxhalli apologized for the violation and stated that he immediately terminated the employee and has made some changes to make sure this never happens again which includes having staff meetings every Friday and has made all of his employees sign waivers.

M/Dowling, s/Margie, a unanimous vote, to issue a Warning Letter in regards to the violation stating that the Selectmen will take further action if it happens again.

Public Hearing

Request for transfer of Class II License #27 and Restrictions to:

Daniel Graham, dba Bob Graham Auto Sales & Service, Inc.

96 N. Bedford Street

Restriction: 1. Display of cars to be 15' from roadway, as shown on plans submitted.
2. Maximum of 34 vehicles.

Hours: Monday-Sunday 8 am – 8 pm

Bob Graham was present and stated that he will be renting the space that was previously rented to Platinum Motors and he is not requesting any additional spaces just the same ones that Platinum Motors had approved by the town. Therefore, he will have two Class II Licenses in the town.

M/Dowling, s/Margie, a unanimous vote, to approve the request for transfer of Class II License #27 and Restrictions as printed.

Appointment

John Delano, the Engineer hired by the town to be a liaison between the town and John Burek of DW Clark, gave an update as to his findings in all of the documentation that was given to the town by DW Clark. The President of DW Clark, Jeff Burek was unable to attend the meeting. Mr. Delano explained what the use application that was submitted to the DEP would actually allow DW Clark to do. Mr. Delano mentioned some concerns he has with: the stock piling of the sand on the site; outside air quality; and onsite septic system. Mr. Delano is going to contact Mr. Burek to try and get answers to his questions and will submit a final written report to the town.

Resident, John Fabroski from 3 Fab's Way asked if a ground water test has been done and does DW Clark have a landfill permit to store the sand on their site. Mr. Fabroski stated that some of the new sand that has been placed outside has been removed, but there is a concern of a major septic problem on the property.

Mr. Margie stated that another meeting will be scheduled with Mr. Delano, Mr. Burek and Town Counsel to go over the final report from Mr. Delano.

Appointment

East Bridgewater Public Library Trustees Chairman, Susan Murray and the Library Director, Virginia Johnson gave an update on the Massachusetts Public Library Construction Grant for the library expansion project. The EB Public Library is 8th on the waiting list for the grant which would give them 47% of the project which would be \$7.7 million and the town would have to fund \$9.3 million. The plan moving forward is to have informative meetings and to educate the town about the project. The very earliest the project would take place is 2018 but most likely not until 2020.

Appointment

Thomas Benvie and Colleen Rockwell from the Historical Society explained what the Historical Society does and since they want to do a preservation and maintenance of the building located at 137 Central Street, the building does not have to be ADA compliant. Mr. Dowling explained the letter that was received from Town Counsel listing some of the steps that would need to be taken before they could move forward. Mr. Margie recommended that the Society read the letter and come back at a future date with a plan in place as recommended by Town Counsel.

Appointment

Resident, Shane Abboud, representing Pomponah Pines is requesting that Robins Street be repaired so that the association can move forward with replacing their parking lot. There was a discussion as to what the condition of Robins Street has to do with the association fixing their parking lot.

Rob Kenn, Highway Superintendent, stated that there is only a certain amount of money for streets and even though Robins Street is old it is not on the DPW five year plan due to the fact there are not any adjoining streets that need replacing. Mr. Kenn offered to meet with Mr. Abboud and maybe come up with a plan to see if Robins Street may possibly be moved up on the DPW plans for road replacement.

Action Items

M/Dowling, s/Margie, a unanimous vote, to approve to the minutes of the June 19, 2017 meeting.

M/Dowling, s/Margie, a unanimous vote, to approve to the minutes of the June 24, 2017 meeting.

M/Dowling, s/Margie, a unanimous vote, to approve the request from the Fire Chief for the quarterly Ambulance Billing Abatements as of June 30, 2017 in the amount of \$25,894.22.

M/Dowling, s/Margie, a unanimous vote, to approve the recommendation from the Council on Aging to appoint Stephanie Williams as a regular member of the Council on Aging effective August 21, 2017 through June 30, 2020.

M/Dowling, s/Margie, a unanimous vote, to approve the appointment of Paul Connell as a member of the Patriotic Activities Committee effective August 21, 2017 through June 30, 2020.

The Selectmen mentioned that Mr. Connell works very hard on this committee and is a great asset to the town.

M/Dowling, s/Margie, a unanimous vote, to approve the recommendation from Weston & Sampson to award the contract to RFS Corp. for the Bedford Street (Route 18) Sewer Extension Project and to give the Chairman of the Board of Health, Peter Spagone, Jr. authorization to execute the Contracts upon Counsel's approval as to Form and any other pertinent documents related to this project.

Mr. Samia explained that this has already gone out to bid and RFS Corp. is the lowest responsible bidder.

M/Dowling, s/Margie, a unanimous vote, to approve to amend the vote from July 24, 2017 for the request from Nancy Hill, Director of the Council on Aging to change the job descriptions of two employees as follows:

Susan Prendergast currently Principal Clerk Step 3 to Administrative Assistant Step 1
Melley Long currently Senior Clerk 6 to Principal Clerk 2

By adding "effective July 1, 2017"

Mr. Samia explained that this was already voted but the effective date was omitted in error and needs to be added to make it retroactive.

Town Administrator Report

Mr. Samia stated that the Town Accountant is in the process of closing the books for FY17, the Assessor will soon be setting the new tax rate and the Town is moving into the new Fiscal Year.

Board Discussions

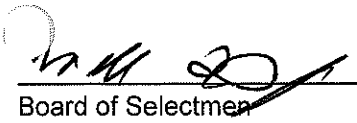
Mr. Dowling thanked the DPW for all the work on the Fields and commented how good they look and good luck to students and teachers in new upcoming school year.

Mr. Dowling stated that after researching, the money for EB B.A.S.E. is not as easy as they thought to give to them to use for the portable skate park. This money can only be used for non-tangible items, there was a recommendation to use the money to pay for the insurance or filing fees. Mr. Samia this is not an East Bridgewater law it comes from the State. Mr. Dowling also stated that a liability risk is the reason why the town could not accept responsibility of the skate park and Dianne Carey is in the process of setting this up as a non-profit

M/Dowling, s/Margie, motion to adjourn.

VOTE: Yes – Margie, Dowling a unanimous vote in favor.

Meeting adjourned at 8:13 pm

 Clerk
Board of Selectmen