

**MINUTES OF THE SELECTMEN'S MEETING  
May 13, 2013**

**PRESENT:** Willard J. Boulter, Jr. (Chairman), Arthur P. Boyle, Jr. (Vice-Chairman), Lewis W. Stone (Clerk), Michelle Burt (Selectman), Edwin J. Thorne (Town Administrator), Richard Wall (Police Chief), Ken Breen, Doris Mann, Karen Miglietta, David Miglietta, Lauren Miglietta, Robert Morissette, Sabrina Chilcott (Executive Assistant), Michael Melanson (Pembroke Mariner Express), Erika Christianson (PACTV Cable), and others.

**ANNOUNCEMENTS**

The Recreation Commission has released the schedule for Summer Entertainment on the Green; all concerts held Sunday evenings from July 7 to September 1, weather permitting, from 6:00 pm to 8:00 pm. A complete list will be available on the Town Website at [www.pembroke-ma.gov](http://www.pembroke-ma.gov). Pembroke Watershed Association is sponsoring a Pond Clean Up Day June 8 from 10:00 am to 2:00 pm, Oldham Pond dates June 8-9. To volunteer, contact a captain or come to a meeting location on June 8<sup>th</sup>: Little Sandy Pond, Arthur Boyle, Pond Beach off Woodbine; Oldham Pond, Sarah Elliot-Trant, Public Beach off of Wampatuck St; Furnace Pond, Ray Holman, 76 Phillips Road and Stetson Pond, Jim McLarnon, Public Beach off Plymouth Street. Ginger Comeau, on behalf of the Chrohn's and Colitis Foundation, announces their annual Ice Cream Social fundraiser for CCFA on May 22 from 6:00 pm to 8:00 pm on the Town Green; make your own sundae with a \$3 donation to CCFA.

**CONSIDER REQUEST OF BOY SCOUT TROOP 43: MEMORIAL DAY WEEKEND CAMPOUT, TUBBS MEADOW**

Mr. Stone moved to grant permission Troop 43 for an overnight camp out at Tubbs Meadow on Memorial Day weekend from Friday, May 24<sup>th</sup> at 6:00 pm through Sunday, May 26<sup>th</sup> at 11:00 am. Mr. Boyle seconded the motion. The vote was unanimously in favor.

**CONSIDER THE MINUTES OF APRIL 22, 2013**

Mr. Stone moved to accept the minutes of April 22, 2013 as written. Mr. Boyle seconded the motion. The vote was three in favor with Mr. Boulter present, not voting.

**CONSIDER THE MINUTES OF APRIL 29, 2013**

Mr. Stone moved to accept the minutes of April 29, 2013 as written. Mr. Boyle seconded the motion. The vote was three in favor with Mr. Boulter present, not voting.

**CONSIDER THE REQUEST OF POLICE CHIEF RICHARD WALL: APPOINTMENT OF TWO (2) SPECIAL POLICE OFFICERS, ONE (1) AUXILIARY OFFICER, ONE (1) MATRON**

Chief Wall was present before the Board with a request to augment his Special Police force, Auxiliary and Matron staffing. Discussion ensued on the recommended candidates and their qualifications. Mr. Boulter advised he will abstain from the Auxiliary Officer appointment as the recommended candidate is his son. Mr. Boyle moved the recommendation of the Chief to appoint Arthur Short and Mark Shubert as Special Police Officers. Mr. Stone seconded the motion; the vote was unanimously in favor. Mr. Boyle moved to appoint James Boulter as an Auxiliary Police officer. Mr. Stone seconded the motion. The vote, by roll call: Ms. Burt – yes, Mr. Stone – yes, Mr. Boyle – yes, Mr. Boulter – present, not voting. Mr. Boyle moved to appoint Stephanie Linehan as Matron; Mr. Stone seconded the motion. The vote was unanimously in favor.

**OLD BUSINESS**

Mr. Stone updated the Board on the textile recycling article he presented on February 4<sup>th</sup>; Bay State Textile recycles clothing, shoes, linens and other textiles which eliminates them from the waste stream. Mr. Stone and Mr. Thorne met with a representative of the company and determined that the installation of the collection bins would be best served at the schools. Mr. Stone put her in touch with Superintendent Hackett, who has accepted the program at the five schools. Each ton recycled earns the School

Department \$100, and it is estimated that yield could reach 600 tons if everyone participates. The program is maintained by the textile company and the items are collected and removed by them as well. Mr. Stone will prepare a statement to be printed in the paper.

Mr. Boulter updated the Board and the residents regarding the public hearing with the Conservation Committee for the water wheel. Mr. Boulter voiced his disappointment on the fourteen imposed restrictions which limit the water wheels ability to be in the water to July and August only; Mr. Boulter stated that this was not what was voiced at the meeting by the Commission and the water wheel is back with its manufacturer and will not be back in the water anytime soon. Mr. Boulter stated that the Water Wheel Committee is in the process of appealing the Conservation Commission's decision to the Mass Department of Environmental Protection and will consider doing whatever is necessary to prevail. Mr. Boulter stated updates will follow.

### **TOWN ADMINISTRATOR'S REPORT**

Mr. Thorne advised that the PHS Baseball team will be holding a Car Wash on May 19 at the Community Center from 9:00 am to 1:00 pm, and on June 7<sup>th</sup>, Cub Scout Pack 105 will hold their campfire and meeting at the Herring Run from 6:00 pm to 9:00 pm. Mr. Thorne also advised that the Pembroke Watershed Association is hosting a Family Fun Day on the Town Green on June 30 from 1-4pm serving hot dogs, chips, drinks for the first 200 people; an obstacle course, a tidal pool animal exhibit by the New England Aquarium, a Barn Babies menagerie and face painting.

### **UPCOMING ISSUES**

Mr. Boulter advised that the Board will be considering their summer schedule May 20; there will be an update on Memorial Day events from the Town Memorial Committee on May 20 at 7:00 pm. Mr. Boulter also advised that there will be a Cash Management meeting May 22 at 7:00 pm. Mr. Boyle requested an update on the Sign By-Law Review Committee; Mr. Thorne stated he will update the Board next week.

### **7:30 PUBLIC HEARING: MAYFLOWER GROVE GRILL, LLC D/B/A MAYFLOWER GROVE GRILL AT 35 SCHOOL ST: KAREN MIGLIETTA, APPLICANT, CVWM LICENSE**

Ms. Karen Miglietta was present before the Board to explain that they are expanding into a dinner menu as they were zoned to do to remain competitive; she stated that serving beer and wine with dinner will assist in their endeavors. The goal is begin dinners after Memorial Day. Ms. Miglietta stated there will never be alcohol served on the deck and she has received her ServSafe alcohol certification. Mr. Boulter opened the public hearing for public comment; Ms. Donna Cannone and Ms. Susan Frodigh were present to speak in favor of the application and in reference to the Migliettas and their business; they voiced praise for their professionalism and character and requested that the BOS allow the Migliettas the opportunity. Six other members of the public were present in support but made no remarks. Mr. Boulter closed that portion of the hearing and opened it to comment in opposition. Abutter Ken Breen was present to voice concerns on behalf of residents with children that abut the property. Mr. Breen does not want alcohol in the building; he stated that he was told when the building was being built there would be no alcohol in the facility. Mr. Breen stated, should the BOS approve the application, he would like conditions issued; time of alcohol serving, deliveries to the property, no loitering outside the premises after 9pm by patrons, no signage reflecting alcohol visible to the public. Ms. Doris Mann, owner of the premises, stated she will not object to a beer and wine license, but does object to an all alcohol license. Ms. Mann also stated she would prefer the hours be limited to Thursday, Friday and Saturday 5:00 pm to 9:00 pm. Ms. Miglietta agreed. Mr. Breen submitted his written list of issues to Mr. Boyle who read them to the Board; concern with delivery times, no outside or deck consumption of alcohol, utilizing only assigned parking spaces in parking lot, sign use and flag restrictions. Mr. Morissette stated that Mr. Breen's objection concerns alcohol signage; Mr. Breen disagreed and stated all signs that vary from the original plan. Ms. Miglietta stated that the Zoning Enforcement Officer has been to the restaurant and had no issues with their current signage. Mr. Boyle moved to grant the application of Mayflower Grove Grill, LLC d/b/a Mayflower Grove Grill for a new Common Victualer Wine and Malt Beverage license to be exercised at 35 School Street with the "premises consisting of 754 square feet with large main dining room, kitchen and additional 120 square feet of basement storage. Two exits in main dining area with

emergency exit at rear of building”, with the restrictions being as follows: operations being Monday through Saturday, 6:00a-2p Sunday 7a-1p, Thursday through Saturday evening from 5-9p for beer and wine, although the restaurant is permitted to remain open until 10:00 pm. Further, there will be no deliveries after 5:00 pm and no additional signage, with current signage as permitted by the Zoning Enforcement Officer and no alcohol service outside on the deck. Mr. Boyle pointed out that there are seven months left prior to renewal, when the license can be reviewed. Mr. Stone requested that an amendment to the motion be made that beer and wine would only be served to people who order food. Mr. Boyle accepted the amendment that Mayflower Grove Grill must serve food with alcohol to each patron. Mr. Stone seconded the amended motion. The vote, by roll call: Ms. Burt – yes, Mr. Stone – yes, Mr. Boyle – yes, Mr. Boulter – yes.

Mr. Stone made the motion to adjourn at 7:50 pm; Mr. Boyle seconded the motion.

By roll call vote: Burt, yes –Boyle, yes – Stone, yes – Boulter, yes.

The meeting was adjourned at 7:50 pm.