

JULY 13, 2015

PRESENT: Arthur P. Boyle, Jr. (Chairman), Lewis W. Stone (Vice-Chairman), Willard J. Boulter, Jr. (Clerk), Michelle L. Burt (Selectman), Edwin J. Thorne (Town Administrator), J. Michael Hill (Interim Fire Chief), James Hackett, Paul G. Disch, Walter Sullivan, Michael Hackett, Betty Disch, Lauren Disch, Sabrina Chilcott (Executive Assistant), and others.

NOT PRESENT: Daniel W. Trabucco (Selectman)

At 7:00 pm Mr. Boyle opened the meeting and advised that the meeting is being made available to the public through a live video and audio broadcast on Comcast Government Access Channel 15 and is also being recorded for airing on the channel at future dates. Comments made in open session will be recorded.

CONSIDER APPOINTMENT OF JAMES HACKETT, 63 FURNACE COLONY DR, TO HERRING FISHERIES COMMISSION

Mr. Hackett was present before the Board to discuss his application for appointment to the vacant alternate position on the Herring Fisheries Commission. Mr. Boulter stated that Mr. Hackett has lived in Pembroke for many years and is interested in conservation issues. Mr. Boulter moved to appoint James Hackett of 63 Furnace Colony Drive to the Herring Fisheries Commission vacancy as alternate with a term to expire in 2017. Ms. Burt seconded the motion. The vote was unanimously in favor.

ANNOUNCEMENTS

Saturday, July 18 at 10:00 am the Fire Department is holding a dedication ceremony for the new dispatch center and display of a steel beam from the World Trade Center recovered after September 11th. This ceremony will take place at the Center Fire Station and is open to the public. The latest Baystate Textile recycling report reveals that Pembroke's textile recycling numbers are growing and, out of 43 participating area communities, Pembroke has climbed to number 21. Mr. Stone wanted to remind everyone that the collection bins are at each school and the Town Hall.

7:15 ROBERT REARICK, K & T FOOD CONCESSION: ADD LOCATION TO MOBILE FOOD VENDOR PERMIT #TV-03

Mr. Rearick was present before the Board to follow up on his request to amend his conditional Mobile Food Vendor permit #TV-03 to add a location; he seeks to perform a mobile food vending service at 17 Schoosett Street, the parking lot at the Magoun baseball field. The Recreation Director met him at the site with his trailer and ascertained a proper location in the front parking area, Mr. Rearick has agreed to have a separate electric meter installed in his own name, and has had an electrician view the pole for a temporary service once approved. Mr. Boyle confirmed that email communication received from the Historic District Commission states that they have no jurisdiction over temporary structures or vehicles, and will not meet with Mr. Rearick. The Recreation Commission is meeting tomorrow to consider approval of this request. Mr. Boulter moved to grant the application of Robert Rearick d/b/a K & T Food Concession to amend his Mobile Food Vendor permit #TV-03 to be exercised at 17 Schoosett Street, Magoun Baseball Field lot entrance, conditionally upon receipt of a letter of approval from the Recreation Commission. Mr. Boyle relinquished the Chair to Mr. Stone; Mr. Boyle seconded the motion. The vote was 3/0/1 with Mr. Stone abstaining from the vote. Mr. Stone returned the Chair to Mr. Boyle.

CONSIDER REAPPOINTMENT OF SPECIAL POLICE OFFICERS, AUXILIARY POLICE OFFICERS AND SPO'S SERVING SEMLAC

Mr. Boyle read the recommendation of Chief Wall for Special/Auxiliary Police Officer reappointments to a term from July 1, 2015 through June 30, 2016. Mr. Stone moved the reappointment of the list as presented; Ms. Burt seconded the motion. The vote was three in favor with Mr. Boulter abstaining.

Special/Auxiliary Police Officers: Douglas Bailey, James Boulter, Willard Boulter III, James Christie, Robert Lane, James Madden, Frank Nogueira, Arthur Short, Mark Shubert, Alan Waletkus, Michael McCarthy and Brian Cain.

Mr. Boyle read the recommendation of Chief Wall for retired police officers as Special Police Officers, reappointments to a term from July 1, 2015 through June 30, 2016. Mr. Stone moved the reappointment of the list as presented; Ms.

Burt seconded the motion. The vote was three in favor with Mr. Boulter abstaining. Retired Police Officers as Special Police Officers: Willard J. Boulter, Jr., Edward Flannery, Joseph McCann, Robert Morgan, Michael Ohrenberger, Richard Tenore

Mr. Boyle read the recommendation of Chief Wall for Special Police Officers for the express purpose of serving as Crisis Negotiators to SEMLEC, reappointments to a term from July 1, 2015 through June 30, 2016. Mr. Stone moved the reappointment of the list as presented; Ms. Burt seconded the motion. The vote was three in favor with Mr. Boulter abstaining.

SPO for the express & limited purpose of serving as Crisis Negotiators on SEMLEC's Negotiating Team:

Isabel Eonas – Deputy Sheriff PCSD	Alan Klammer – Deputy Sheriff PCSD
John Tamoosh - Deputy Sheriff PCSD	Antonio Furtado - Deputy Sheriff PCSD
Nicole Callahan - Deputy Sheriff PCSD	Michael Hartigan - Deputy Sheriff PCSD
James Muscato - Deputy Sheriff PCSD	Matthew Pollara – Deputy Sheriff PCSD

CONSIDER VOTE TO ASSIGN POSITIONS AND BOARDS DESIGNATED MUNICIPAL EMPLOYEE STATUS

Mr. Stone moved to assign the following positions and boards as designated Special Municipal Employee Status: Advisory Committee, Board of Registrars, Election Workers and Town Meeting Workers, Members of the Planning Board, Planning Board Assistant, Conservation Commissioners, Conservation Commissioners Assistant, Herring Fisheries Commission, Gas/Plumbing Inspector, Alternate Gas/Plumbing Inspector, Wiring Inspector, Alternate Wiring Inspector, Assistant Wiring Inspector, Building Inspector, Alternate Building Inspector, Council on Aging Board of Directors, School Committee, Emergency Management Personnel and Special/Auxiliary Police Officers. Mr. Boulter seconded the motion. The vote was unanimously in favor.

CONSIDER LICENSE FOR USE OF 191 BARKER STREET TO PEMBROKE KIWANIS CLUB

Mr. Thorne reviewed the request of the Pembroke Kiwanis Club to make needed renovations to the gas house at 191 Barker Street to allow the hosting of a marine biology field laboratory for students at Pembroke High School. Town counsel was consulted and the proposed license for use is the most appropriate mechanism to allow the purpose as described. The Conservation Commission has approved the request. Mr. Stone moved the recommendation of the Town Administrator and enter into a licensing agreement between the Town of Pembroke and the Pembroke Kiwanis Club; Mr. Boulter seconded the motion. The vote was unanimously in favor.

7:30 PUBLIC HEARING: 615 TAVERN, INC. D/B/A DISCH'S ROUTE 53 TAVERN AT 615 WASHINGTON STREET FOR A CVAA #0960 00018 TRANSFER OF LICENSE

Mr. Boyle opened the public hearing at 7:30 pm and stated that Paul G. Disch of 65 Tavern, Inc. d/b/a Disch's Route 53 Tavern seeks the transfer of CVAA license # 0960 00018 at 615 Washington Street, currently held under the name of Republic Leasing Trust, LLC. Mr. Disch is the new owner of the property and owner and manager of the business, and sole officer of the corporation. Mr. Disch's purchase agreement includes the transfer of this license. Mr. Disch's attorney Walter Sullivan was present to confirm this information and added that the applicant has a ZBA scheduled hearing on August 3rd and hopes for an opening date of October 1st. Mr. Sullivan further stated that Mr. Disch is a resident of Duxbury and owns the Fairview Restaurant in Marshfield, but not the parcel of land. Mr. Disch intends to manage this location seven days per week and has a strong track record of compliance and cooperation with the ABCC. Mr. Disch advised the Board that his experience includes 30 years with the Back Bay Restaurant Group prior to opening his Marshfield restaurant. He confirmed that it is a family restaurant with highly trained and qualified staff, and he introduced Michael Hackett formerly of Bobby Hackett's Restaurant and explained that Mr. Hackett has worked with him for eight years and will be part of the new location. Mr. Disch confirmed all employees are TIPS certified and he carries prerequisite liquor liability insurance. Mr. Disch stated that he is an owner operator with a hands-on approach and good rapport in his businesses neighborhood with no complaints. Mr. Disch stated that he averages 70-30% food to liquor sales; his chef Michael Horte has been with him for two years running the kitchen and Michael Hackett will continue to run the bar. Mr. Disch introduced his wife Betty and daughter Lauren who will assist in the management of the restaurant. Mr. Boyle opened the hearing for public comment; there was no one present to

speak in favor, or to speak in opposition. Mr. Boyle closed this portion of the public hearing. Mr. Boulter moved to grant the application of 615 Tavern, Inc. d/b/a Disch's Route 53 Tavern for a transfer of CVAA license # 0960 00018 to be exercised at 615 Washington Street, "a street level premises consisting of large main dining room/bar area with main entrance, two exits in main area, kitchen with exit, storage rooms, offices, function room with additional entrance and exit"; license to be held by the Selectmen's office and released only upon receipt of signed occupancy permit and letter of inspection from the Board of Health. Mr. Stone seconded the motion. The vote was unanimously in favor.

VOTE TO EXTEND GATRA CONTACT

Mr. Thorne explained that the Town is extending its current contract with GATRA for sixty days while a new contract is prepared. Mr. Boulter moved to extend the contract between the Town of Pembroke and GATRA for a period of sixty days; Ms. Burt seconded the motion. The vote was unanimously in favor.

VOTE TO ACCEPT MINUTES OF JUNE 29, 2015

Mr. Stone moved to accept the minutes of June 29, 2015 as written; Ms. Burt seconded the motion. The vote was unanimously in favor.

OLD BUSINESS

Mr. Stone requested an update on the sale of Pembroke's water by the City of Brockton to the Town of Whitman for \$2million/yr. Mr. Thorne referred to Mr. Trabucco's efforts on the matter and suggested tabling this update until the next meeting. Mr. Boulter stated that the discovery of migrating fish in June led to a letter being sent to the City of Brockton by the Herring Superintendent prohibiting water from being drawn by Silver Lake until November.

TOWN ADMINISTRATOR'S REPORT

Mr. Thorne advised that James Hannon has stepped down from the Fire Chief Screening Committee and he recommended the appointment of Sharon McNamara to the committee. Mr. Boulter moved the appointment of Sharon McNamara to the Fire Chief Screening Committee; Mr. Stone seconded the motion. The vote was unanimously in favor. Mr. Thorne stated that the solar project was on hold while bond counsel researched the town's ability to proceed as the money was borrow through a trust. Bond counsel notified the town today that the project may proceed and Mr. Thorne will have a proposal at the next meeting for a PILOT and a lease agreement. Mr. Thorne will appear at the State House on Tuesday, July 21 to testify regarding Pembroke's request for a Special Act of the Legislature to grant an easement on land set aside for conservation purposes for the route 14 project.

NEW BUSINESS

Mr. Boulter thanked the DPW for quickly removing a tree blocking the stream at Gorham Mill Pond. Mr. Boyle inquired as to the status of the signs posted on Glenwood Road; Mr. Thorne stated that the DPW was working on these Friday. Mr. Thorne further noted that attendance is high at the Town beaches; over the weekend in excess of thirty families were enjoying Stetson Pond beach.

At 8:05 pm, Mr. Boulter moved to adjourn; Mr. Stone seconded the motion. The vote was unanimously in favor. The meeting was adjourned at 8:05 pm.

MATERIALS & EXHIBITS

Complete ABCC Liquor License Transfer Application, Attachments and Advertisement (BOS/TA Office)

Letter(s) from Police Chief Richard Wall (two) (PD)

Permit Application (Mobile Food), Site Drawing, Emails HDC/Rec, Letter from Rec (BOS/REC/HDC)

Vacancy Application for Appointment to HFC (BOS/TA Office)

GATRA Extension Agreement (BOS/TA)

Draft License for Use Agreement: TOP-Kiwanis (BOS/TA)

Draft: Minutes of Meeting of June 29, 2015 (BOS/TA Office)