

PLYMOUTH BOARD OF SELECTMEN

TUESDAY, JANUARY 26, 2016

MAYFLOWER ROOM, TOWN HALL

6:10PM - CALL TO ORDER

The Selectmen held an Executive Session pursuant to Massachusetts General Laws, Chapter 30A, Section 21, Paragraph 6, to discuss the purchase, exchange, lease or value of real property (Parcels 044-000-001A-000 to 044-000-002-000; 044-000-011-000; 044-000-011D-000; 044-000-011E-000; 044-000-013-000; 044-000-027-000; 044-006-525-000; 044-006-527-000; 076-000-003-000 to 076-000-005-000; 094-000-001-000 to 094-000-003-000).

7:00PM - CALL TO ORDER

Chairman Tavares returned to Open Session and called the meeting to order at 7:00 p.m. and led the pledge of allegiance.

Present: Kenneth A. Tavares, Chairman
Anthony F. Provenzano Jr., Vice Chairman
Sean P. Page

Melissa Arrighi, Town Manager

7:02PM - TOWN MANAGER'S REPORT

PACTv: The Town Manager, Melissa Arrighi, announced some good news regarding PACTv. Staff changes are as follows, as of January 2016 former Executive Director, Nancy Richards, will act as the Director of Finances, former Director of Operations, Dan Rodrigues, was named Managing Director and Julie Thompson was promoted to Director of Administration. PACTv stated that they are very excited about moving forward and are committed to providing their communities with more progressive, diverse and impactful services for many years to come.

Environmental Service Award: Melissa Arrighi informed the Board that Eugene Benson, Executive Director of the Massachusetts Association of Conservation, will be honoring Bill Keohan with an Environmental Service Award at AEC 2016.

Lout Pond Building: Melissa spoke about the demolition of the Lout Pond Building as it is abandoned and in a state of disrepair. After submitting an application of determination of historic or architectural significance pursuant to the demolition delay By-Law, the Historic District Commission determined that the Lout Pond Building is historically significant and they will schedule a Public Hearing for February 17, 2016 to explore alternatives to demolition. Melissa said she will let the Board know the outcome of that meeting and bring any options back to the Selectmen as custodians of the property.

Capital Improvement Committee: Melissa stated as required by our By-Laws, the Town appoints a Capital Improvement Committee to assist and advise the Finance Director and herself on their capital budget and specifically to prioritize all projects to be undertaken in the next fiscal year. During the Committee's evaluation they shall consider

the relative need, impact, timing and cost of these expenditures. Projects not funded in the next fiscal year will remain on the Five-Year Plan.

Chairman Tavares asked that a letter of congratulations be sent to Bill Keohan for his services and award. Vice Chairman Provenzano thanked Bill for his hard work.

7:04PM - PUBLIC COMMENT

No Public Comments

7:05PM - LICENSES AND ADMINISTRATIVE NOTES

LICENSES

MAR Promotions, Michelle Riley, 10 Pimental Way is requesting a one day wine and malt license for January 30, 2016 from 6:pm to 12:00am for a mixed martial arts event to be held at Memorial Hall.

On a motion made by Vice Chairman Provenzano and seconded by Sean Page, the Board approved the one day wine and malt license. Voted 3/0

Court Street Bistro, LLC, 23 Court Street, Andrew Cole, Manager is requesting the following licenses in conjunction with their request for a new Annual All Alcohol Restaurant License.

- Comprehensive Entertainment – Radio
- Common Victualler
- Early Sunday Sales – 10:00am

At (7:21pm) on a motion made by Sean Page and seconded by Anthony Provenzano Jr., the Board approved the licenses listed above in conjunction with the Public Hearing held tonight (*See Public Hearing*). Voted 3/0

ADMINISTRATIVE NOTES

On a motion by Sean Page and seconded by Anthony Provenzano Jr., the Board approved the meeting minutes from January 12, 2016 and January 19, 2016. Voted 3/0

On a motion by Sean Page and seconded by Anthony Provenzano Jr., the Board appointed Angus R. Beaton, Christopher L. Edwards, Stephen L. Edwards and Katherine M. Januse of T.L. Edwards, Inc. as sworn weighers for 2016. Voted 3/0

On a motion by Anthony Provenzano Jr. and seconded by Sean Page, the Board declared the Plymouth Fire Department's Brush-Breaker Truck #171 as surplus equipment to be donated to a small town in Vermont. Voted 3/0

On a motion by Sean Page and seconded by Anthony Provenzano Jr., the Board executed an *Acceptance of Deed* for a parcel of land located off of Little Herring Pond Road as stated under Article 16. Voted 3/0

On a motion by Anthony Provenzano Jr. and seconded by Sean Page, the Board approved the Election Warrant for the 2016 Primary Election, to be held on March 1, 2016. Voted 3/0

7:10pm - COMMITTEE LIAISON / DESIGNEE UPDATES

Sean Page stated that he had a successful meeting with Burial Hill and Ted Bubbins. He mentioned that there is a lot of policy info for the Board to approve. He also said that the Friends of Burial Hill will continue to be more active and that the negative press that they received was not true and that they will continue to do great work.

7:12PM - OLD BUSINESS / LETTERS / NEW BUSINESS

Ken Tavares asked that the Town Manager meet with the Veteran's Director and the COA Director to put together a seminar for seniors and veteran's to explain possible tax breaks that they could potentially take advantage of. He asked that they come up with an evening date where folks can come in and learn more about these possible tax breaks.

Mr. Tavares also reminded the Board and the public that there will be a License Plate Tailgate Party this Saturday, January 30, 2016 from 1:00pm to 3:00pm at The Plymouth Area Chamber of Commerce, 134 Court Street in Plymouth. Attendees can enjoy food and drinks provided by *Plymouth 400 Founding Partners*, Alden Park and Fire it Up Pizza. Each attendee will also be entered to win a raffle prize. There will be a group photo taken at 1:30pm.

7:14PM - TOWN MEETING ARTICLES

ARTICLE 1

Article 1: To choose all necessary Town Officers, the following to be voted for all on one ballot, viz:

On a motion by Anthony Provenzano Jr. and seconded by Sean Page, the Board approved the recommendation of Article 1 to Town Meeting. Voted 3/0

ARTICLE 2

Article 2: To hear the report of the several Boards and Officers and Committees of the Town thereon.

On a motion by Sean Page and seconded by Anthony Provenzano Jr., the Board approved the recommendation of Article 2 to Town Meeting. Voted 3/0

ARTICLE 4

Article 4: To see what action the Town will take pursuant to Chapter 173 of the General By-Laws regarding the formation, reformation, organization, continuation or discharge of existing Committees created by vote of Town Meeting, or take any other action relative thereto.

On a motion by Anthony Provenzano Jr. and seconded by Sean Page, the Board approved the recommendation of Article 4 to Town Meeting. Voted 3/0

ARTICLE 6

Article 6: To see what action the Town will take pursuant to G.L. c.41, §108 with regard to fixing the salaries of elected Town Officials, or take any other action relative thereto.

On a motion by Sean Page and seconded by Anthony Provenzano Jr., the Board approved the recommendation of Article 6 to Town Meeting. Voted 3/0

ARTICLE 12

Article 12: This Annual Article authorizes the Town to accept the funding provided by the State under G.L., Chapter 90 for the maintenance of public roads. In the last round of yearly appropriations, the Town received \$1,512,961.00. The estimated amount for Fiscal Year 2017 is unknown at this time. The Town can expect a similar amount in Fiscal Year 2017, unless there is a change in policy and/or the State's financial health.

On a motion by Anthony Provenzano Jr. and seconded by Sean Page, the Board approved the recommendation of Article 12 to Town Meeting. Voted 3/0

ARTICLE 23

Article 23: Over half of the roads in Plymouth are unaccepted AS PUBLIC ROADS. There are approximately 200 miles of unaccepted roads, and 33% of these roads are unpaved. A large percentage of requests to the DPW for road repair involve unaccepted roads, and many of them being used as Town-Wide connectors, which are located in areas with significant build-out potential. Many residents living on unaccepted roads expect that the Town should be doing more to maintain or improve unaccepted roads.

On a motion by Sean Page and seconded by Anthony Provenzano Jr., the Board approved the recommendation of Article 23 to Town Meeting. Voted 3/0

ARTICLE 30

Article 30: To see if the Town will authorize the Board of Selectmen to grant to NSTAR Electric Company and Verizon New England, Inc. the perpetual non-exclusive right and easement for the purpose of location, relocating, erecting, constructing, reconstructing, installing, operating, maintaining, patrolling, inspecting, repairing, replacing, altering, changing the location of, extending or removing the utility equipment along, upon, under, across and over that portion of Town owned property located at 248 Old Sandwich Road, Plymouth, Massachusetts, more particularly described in a deed recorded with Plymouth County Registry of Deeds on Page 329 of Book 45230 and shown on Plymouth Assessor's Map 78A as Parcel 11-257, upon those portions shown on plans on file with the Town Clerk entitled "NSTAR Electric, Plan of Old Sandwich Road (Tower) Plymouth, MA," prepared by NSTAR and dated August 20, 2015 and "Communications Tower Site Plan, Town of Plymouth, Massachusetts," prepared by Woodard & Curran and dated July 24, 2015, on such terms and conditions which the Board of Selectmen may determine, or take any other action relative thereto.

On a motion by Anthony Provenzano Jr. and seconded by Sean Page, the Board approved the recommendation of Article 30 to Town Meeting. Voted 3/0

ARTICLE 31

Article 31: To see if the Town will vote to authorize the Board of Selectmen to grant to NSTAR Electric Company and Verizon New England, Inc. the perpetual non-exclusive right and easement for the purpose of locating, relocating, erecting, constructing, reconstructing, installing, operating, maintaining, patrolling, inspecting, repairing, replacing, altering, changing the location of, extending or removing the utility equipment along, upon, under, across and over that portion of Town owned property located at 490 Long Pond Road, Plymouth, Massachusetts, more particularly described in a deed recorded with the Plymouth County Registry of Deeds on Page 164 of Book 11972 and shown on Plymouth Assessor's Map 77A as Parcel 7, upon those portions shown on a plan on file with the Town Clerk entitled "Plymouth South High School Site Electrical Renovation Plan," prepared by Griffith & Vary, Inc. for A13 Associates and dated May 21, 2015, on such terms and conditions which the Board of Selectmen may determine, or take any other action relative thereto.

On a motion by Sean Page and Seconded by Anthony Provenzano Jr., the Board approved the recommendation of Article 31 to Town Meeting. Voted 3/0

Ken mentioned this was the fasted docket that we've had in a long time and advised the Board not to get used to it.

7:18PM - PUBLIC HEARING: COURTS STREET BISTRO, LLC

In accordance with Chapter 138 of the Massachusetts General Laws, as amended, notice is hereby given that the Public Hearing will be held at the Plymouth Town Hall, 11 Lincoln Street, Plymouth, Massachusetts, on Tuesday, January 26, 2016 at 7:15pm to consider the application for a new Annual All Alcohol Restaurant Liquor License from Court Street Bistro, LLC, 23 Court Street, Andrew Cole Manager. Description of premises is as follows: Three story building, portion of first floor to be licensed, dining room, kitchen, dish room, and hall, 1 entrance, 2 exits, (1260.19 sq ft).

At 7:18pm Chairman Ken Tavares declared the Public Hearing open. He invited anyone up to the podium that wanted to speak.

Janet Kielty came to the podium and introduced herself, her husband, David Kielty and her son, Andrew Cole who are owners of Court Street Bistro, LLC. She stated that Andrew Cole would be the full-time Manager/Chef for the Court Street Bistro, LLC. She also told the Board that her son had a culinary degree and worked as a banquet chef and over saw all operations and events.

Chairman Tavares asked her to describe their business.

Mrs. Kielty described their establishment as quiet dining with a simple menu.

Chairman Tavares reiterated that they had a great location.

Vice Chairman Provenzano asked Andrew Cole up to the podium to describe his experience with running a restaurant.

Andrew Cole came to the podium and explained that he had been a banquet chef and was in charge of food and beverage (alcohol) and the bar set-up and production.

Mr. Provenzano asked Mr. Cole if the servers would be tip certified to which he replied, yes. Mr. Provenzano then mentioned that there are several bars downtown in that area and that there wasn't a real need for another one.

Mr. Cole replied and said that he walked around the area when they were in their planning stages and decided not to market to the bar crowd. He stated that their bar will have 4 seats so the Bistro was geared towards dining and not a bar type of restaurant. He also stressed that it would be a quieter setting that would be serving comfort food with an international flare.

Vice Chairman Provenzano told Mr. Cole that there's a lot of competition but that a good restaurant could still flourish, and wished them well, as did Chairman Tavares.

At (7:21pm) on a motion by Sean Page and seconded by Anthony Provenzano Jr., the Board voted to close the Hearing and approve licensing (*See Licenses and Administrative Notes*) for Court Street Bistro, LLC. Voted 3/0

7:22PM - ADJOURNMENT

On a motion by Selectman Page and seconded by Vice Chairman Provenzano, the Board voted to adjourn the meeting at 7:22pm. Voted 3/0

Recorded by: Christopher Badot
Administrative Assistant, Board of Selectmen