Chairman Stewart opened the meeting at 6:45 PM.

In attendance were: Selectmen A. Frawley, A. Battistini, L. Dalpe, N. Rosenthal and D. Stewart; Town Manager R. Nunes and Executive Assistant, Colleen Lieb.

This meeting was recorded by MCAMM for broadcast on Comcast and Verizon.

EXECUTIVE SESSION
Upon motion made by Selectmen Dalpe and seconded by Selectmen Battistini, the Board voted at 6:50 PM to enter into Executive Session to return to Open Session for the purpose of discussing strategy with respect to the Police Supervisors Union. Polled vote: A. Frawley - Aye, A. Battistini - Aye, L. Dalpe - Aye, N. Rosenthal – Aye and D. Stewart – Aye.

The Board returned to open session at 7:08 PM. Chairman Stewart asked everyone to join in the pledge of allegiance.

Upon motion made by Selectmen Dalpe and seconded by Selectmen Frawley, the Board voted unanimously to approve and sign the Police Supervisors Union Contract as presented.

UNANTICIPATED
There is nothing discussed.

ANNOUNCEMENTS AND RECOGNITIONS
The Board recognizes the two Annual Report Cover Contest Winners, Olivia Cheney - front and Laila Boulay - back. Congratulations.

Selectmen Dalpe presents to the Board of Selectmen the recognition from the State that was provided to the Town recognizing the Town’s 350th Anniversary. This will be framed and put on display in the Town Hall.

Amanda Heroux, Krazy Day’s Team Chairman, thanked the Police, Fire, DPW, Emergency Responders, Town Officials, Business and Volunteers for their assistances in this year’s Krazy Days event.

Paula Fay, St. Vincent DePaul, thanked the residents and local business who donated whole grain cereal through the Zip Trip. The pantry received hundreds of lbs of cereal that will go to the 800 people they serve on a monthly basis.

Chief Perkins announces National Night out to be held on Tuesday August 6th at the Town Pool. Hamburgers and Hotdogs will be served, there will be Police & Fire equipment to check out and the pool will be open.
MINUTES
Upon motion made by Selectmen Battistini and seconded by Selectmen Frawley the Board voted to approve the 6/10/19 minutes as presented.

WARRANTS
Upon motion made by Selectmen Battistini and seconded by Selectmen Frawley, the Board voted unanimously to authorize the Chairman or her designee to sign the warrants for week ending 8/10/19 and 8/17/19.

NEW BUSINESS
Upon motion made by Selectmen Battistini and seconded by Selectmen Rosenthal, the Board voted to sign the deed for the purchase of a retreat lot at Thrush Hollow.

Selectmen Battistini and Selectmen Rosenthal step off the Board.

Upon motion made by Selectmen Dalpe and seconded by Selectmen Frawley, the Board voted three in favor, to approve a One Day Beer & Wine License for Harper Lane Brewery for an event to be held on August 25, 2019 from 1 PM to 7 PM at 16 Wareham Street.

Selectmen Battistini and Selectmen Rosenthal step back onto the Board.

Discuss/Vote Implementation Date for the New Tobacco Regulations
Chairman Stewart notes that the Board had discussed at a previous meeting setting time on the agenda for a discussion and vote on an implementation date for the Tobacco Regulations. There was discussion on setting the effective date 3-6 months out to allow for business to liquidate the inventory that they can no longer sell.

Upon motion made by Selectmen Dalpe and seconded by Selectmen Battistini, the Board voted unanimously to set the Effective Date of the new Tobacco Regulations to November 1, 2019.

HEARINGS MEETINGS AND LICENSES
CONTINUED HEARING – Paula Augusto DeOliveira, Route 44 Auto Sale, for a Class II Dealer’s License, for 47 Vehicles for Sale, property located at 83 Cambridge St, Assessor’s Map 50E, Lot 2616 (continued from 7/8/19)
Chairman Stewart opens the hearing and notes that the applicant has still not been able to secure an engineering firm to do the WRPD filing. The applicant requests the hearing be continued to September 9, 2019.

Upon motion made by Selectmen Battistini and seconded by Selectmen Frawley, the Board voted unanimously to continue the hearing for the Class II Dealers License for 83 Cambridge Street to September 9, 2019 at 8 PM.
CONTINUED HEARING – WRPD Application filed by McCarty Engineering, Inc. for property located at 49 Plymouth St, Assessors Map 19, Lot 1896 (continued from 7/22/19)

Brian Marchetti, McCarty Engineering, Michael Whitmore, Roundel 47, were present for the discussion. Chairman Stewart reviewed with the applicant the comments from Atlantic Design dated July 19, 2019.

Mr. Marchetti explains the issues that are still outstanding with Atlantic Design’s comments #5, #6, #7 & #8. Chairman Stewart references correspondence received from Rich Tabaczynski of Atlantic Design. He notes that the argument that the stormwater system is designed “to the maximum practical extent”, which is fine for the portion of the site that qualifies as a “redevelopment”, however, the new/additional pavement and impervious areas on the site do not qualify as “redevelopment” and therefore have to fully meet all the DEP standards.

Chairman Stewart opened the hearing up for Board comments.

The Board discusses how the applicant has done their best to meet the requirements and how overall they are making improvements to what exists on the site current. The applicant is asked to go back and meet with Atlantic Design further to discuss the items that aren’t agreed upon.

Chairman Stewart opened the hearing up for comments from the public.

Bob Balaschi, 18 Pleasant St, notes that his property abuts the detention basin. He asks if the project will be increasing the size of the wetlands. Mr. McCarty explains the engineering behind the basin and confirms that it will not increase the wetlands.

Chairman Stewart notes that there is no further public comment.

Upon motion made by Selectmen Battistini and seconded by Selectmen Rosenthal, the Board voted unanimously to continue the hearing for the WRPD application for property located at 49 Plymouth St to August 19, 2019 at 8:00 PM.

CONTINUED HEARING – Earth Removal Permit, Applican/Owner Fuller Street Development, LLC for Property Located at 68 Fuller Street, Assessors Map 024, Lot 5555 (continued from 7/22/19)

Jeff Youngquist is present for the discussion. Chairman Stewart referenced the meeting that was scheduled to take place with the Conservation Agent and the memo that resulted from the onsite.

Patricia Cassady speaks to the Board regarding her August 1, 2019 memo. She notes that she has requested Outback Engineering submit a letter that the limit of work will not expand into the 100-ft buffer zone. This has not been received. She also notes that during the site inspection only two older signs were observed onsite. She notes that Mr. Youngquist stated they will be installing new signs after they get the permit. There is reference to the SWPPP, which has been provided to the Board. The Conservation Commission will also receive a copy. There is a question asked regarding impacts on wells. Mr. Youngquist notes that there have been no
reports of determinntal impacts to adjacent wells. It is noted that there is no DEP Water Withdrawal Permit and that the turtle fencing is still in place and is located outside of the 100ft buffer zone.

Chairman Stewart asks if there is any Board comment. There is no comment.

Chairman Stewart asks if there is any public comment. There is no comment.

Upon motion made by Selectmen Battistini and seconded by Selectmen Dalpe, the Board voted unanimously to close the hearing.

Upon motion made by Selectmen Battistini and seconded by Selectmen Dalpe, the Board voted to draft the Earth Removal Permit and review/discuss the Order of Conditions at the September 9, 2019 Selectmen’s meeting.

OLIVER ESTATE ITEMS
Chairman Stewart references the correspondence received from Town Counsel dated July 16, 2019 regarding the Event Coordinator Contract. It is noted that Town Counsel took into consideration the new contract and it has been determined that based on the contract, the person is a 1099 employee. It is noted that a minor correction needs to be made on the fee schedule. The $500 fee is for an event more than six hours.

Upon motion made by Selectmen Battistini and seconded by Selectmen Dalpe, the Board voted unanimously to approve as amended and authorize the Board to sign the contract for the Event Coordinator at the Oliver House.

TOWN MANAGERS REPORT
R. Nunes, Town Manager, reviewed with the Board his Town Manager’s Report which covers July 22nd through August 2nd. There is a detailed review of the Local Receipts.

REPORTS ON COMMITTEES COMMISSIONS AND BOARDS
Chairman Stewart reports that there are currently two open seats on the Conservation Commission. Anyone interested should send a letter to the Town Manager’s Office. Selectmen Dalpe reports that there is one opening on Tourism. Anyone interested should send a letter to the Town Moderator.
CORRESPONDENCE
There is no correspondence to discuss.

ADJOURNMENT
Upon motion made by Selectmen Battistini and seconded by Selectmen Dalpe, the Board voted unanimously to adjourn at 8:20 PM.

Respectfully submitted by,

[Signature]

Colleen M. Lieb, Executive Assistant
MIDDLEBOROUGH BOARD OF SELECTMEN