

**MINUTES OF THE SELECTMEN'S MEETING
MARCH 12, 2018**

PRESENT: Matthew J. Furlong (Vice-Chairman), Lewis W. Stone (Clerk), Arthur P. Boyle, Jr. (Selectman), Daniel Trabucco (Selectman), Edwin J. Thorne (Town Administrator), Michael Hill (Fire Chief), Richard Wall (Police Chief), Susan Pieri, Gary Fine (Board of Health), Sheila Landy, Michelle Burt, Sabrina Chilcott (Assistant to the Town Administrator) and others
NOT PRESENT: Willard J. Boulter, Jr. (Chairman)

At 7:00 pm, Mr. Furlong opened the meeting and advised that this 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.

ANNOUNCEMENTS

Spring Household Hazardous Waste Day has been scheduled for April 28th from 9:00 am to 1:00 pm. A list of accepted and unaccepted items will be posted to the town website at www.pembroke-ma.gov. Attendees must be a town resident, have a current recycling sticker and cannot dispose of business or commercial hazardous waste. The fall date for household hazardous waste collection will be November 3rd.

CHAMBER OF COMMERCE: SUSAN PIERI, ATTORNEY

Ms. Pieri was present before the Board, and thanked them for the opportunity for the Chamber of Commerce's local businesses to address the public in this forum. Ms. Pieri stated that she is an attorney on the Pembroke/Marshfield line at 1020 Plain Street in Marshfield. She has been a member of the Chamber since 2006, and the Chamber is a business friendly, community oriented organization. Ms. Pieri specializes in real estate representing buyers and sellers, assisting with lenders, reverse mortgages and probate estates. She also assists with executing simple wills. Ms. Pieri offers free thirty minute consultation and she makes house calls. She can be reached by phone at 781-834-6751 or through her website at: www.susanpieri.com.

7:00 PEMA SUMMARY OF EVENTS AND ACTIONS TAKEN DURING MARCH 2 STORM

Emergency Management Co-Directors Chief Hill and Chief Wall were present before the Board with an update on the March 2nd storm. Chief Wall stated that the storm was the worst storm seen with 97% of the town experiencing power outage. Chief Wall explained that Pembroke is at the end of the National Grid service line, so they had to repair upstream to bring power downstream. The main trunk line feeding the line from Bridgewater was structurally damaged, resulting in further restoration delay. Chief Wall confirmed that National Grid has reported in excess of 350 utility poles damaged or destroyed, requiring a reconstruction in addition to restoration efforts. PEMA opened the library as a warming and charging station each day from 8:00 am to 8:00 pm, and the facility transitioned into a shelter each evening, Saturday morning through Tuesday morning. Chief Wall reported that the DPW did a tremendous job under bad conditions that included sustained 45 mph winds for approximately 36 straight hours. Chief Wall stated that the out of state crews that came to town for National Grid did a fabulous job and went beyond expectation. Chief Hill stated the damage was significant town wide, with twenty roads blocked by downed trees at one time. He confirmed that national Grid began restoration efforts Saturday at 6:00 pm and finished full restoration by Tuesday at 4:00 pm. Chief Wall stated that a further issue involved Verizon's Bryantville exchange station servicing 293/294 exchanges lost power and those analog lines went down as well. Chief Wall stated that there is another storm coming; a parking ban will be in effect as of 11:00 pm on Tuesday; the Chiefs are asking people not to travel unless absolutely necessary, there will be no trash pickup and the Monroe Street Pit will be closed. Chief Hill confirmed that the Town Administrator has closed town offices on Tuesday, but the Library will be open at 10:00 am on Wednesday as a warming and charging station if needed. Chief Hill requested that residents remember to shovel out their fire hydrants.

VOTE UPDATED MASS DOT/COA DRUG AND ALCOHOL POLICY PER GATRA

Mr. Furlong advised that the Board is in receipt of the recommendation from former Council on Aging Director Anna Seery to vote to approve the updated MassDOT/Pembroke Council on Aging Zero Tolerance Drug and Alcohol Testing Policy as required by GATRA. The Board voted to approve the original policy on

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February 10, 2016 and this amends the policy in regards to opioid use. Mr. Stone moved to adopt the amended Zero Tolerance Drug and Alcohol Testing Policy as recommended by Anna Seery for the Pembroke Council on Aging public transit and paratransit service employees. Mr. Boyle seconded the motion. The vote is unanimously in favor.

VOTE TO ADOPT ENGAGEMENT TO REPRESENT PEMBROKE, MA CIVIL SUIT (WRONGFUL DISTRIBUTION OF PRESCRIPTION OPIATES)

Mr. Furlong advised that the Board is in receipt of a recommendation from town counsel to join the civil suit against those in the chain of distribution of prescription opiates responsible for the opioid epidemic. This item was tabled on February 26th to determine how the litigation expenses would be paid in the event of a successful recovery. Mr. Thorne advised that the question asked previously was regarding the clause that deals with the fact that 25% of amount of award recovered would reimburse legal expenses. Mr. Thorne stated that the town would see a reduction in a cash settlement by that amount, or have to pay 25% of equipment or other "equitable relief" if in the form of something other than cash. Mr. Thorne confirmed that, should the town prevail, the Board may choose to accept only a cash settlement versus equitable relief. Mr. Stone moved to adopt an engagement to represent the Town of Pembroke in a Massachusetts civil suit against the wrongful distribution of prescription opiates. Mr. Boyle seconded the motion. The vote was unanimously in favor.

VOTE TO APPOINT MATTHEW NEWMAN TO PEMBROKE DRUG PREVENTION COALITION (BOARD OF HEALTH REP)

Mr. Furlong advised that the Board is in receipt of a request and recommendation from the Board of Health to appoint member Matthew Newman as the Board's representative to the Pembroke Drug Prevention Coalition with no term limit to the role. Mr. Boyle moved to appoint Matthew Newman as the Board of Health's representative to the Pembroke Drug Prevention Coalition. Mr. Stone seconded the motion. The vote was unanimously in favor.

CONSIDER REQUEST, USE OF TOWN'S ROADS: SO.SHORE RACE MGMT., BEAT THE HEAT 5K, LEARNING LN 8/4/18

Mr. Furlong stated that the Board has received a request submitted annually by South Shore Race Management for the USA Health and Fitness sixth annual USA Beat the Heat 5k road race event on August 4, 2018 at 6:00 am on the Learning Lane route. Mr. Stone moved to approve the use of the Town's roads by South Shore Race Management and USA Health and Fitness, Saturday, August 4th starting at 6:00 am on Hobomock, Standish, Lake, Plain, Valley and Forest Streets with final approval from the Police Chief. Mr. Boyle seconded the motion. The vote was unanimously in favor.

REVIEW ANNUAL TOWN MEETING WARRANT AND VOTE ARTICLES FOR INCLUSION IN WARRANT

Mr. Furlong advised that the annual town meeting warrant is before the Board of Selectmen for a vote to include or remove articles submitted for annual town meeting on May 8, 2018. He stated that there are thirty-one articles on this warrant with ten routine articles and one citizen's petition article. Mr. Furlong read a summary of each article. Mr. Boyle moved to include the thirty-one articles as submitted on the annual town meeting warrant. Mr. Stone seconded the motion. The vote was unanimously in favor.

REVIEW SPECIAL WITHIN THE ANNUAL TOWN MEETING WARRANT AND VOTE ARTICLES FOR INCLUSION

Mr. Furlong advised that the special warrant within the annual town meeting warrant is before the Board of Selectmen tonight to vote to include or remove articles submitted for the special within the annual town meeting on May 8, 2018. There are six articles on this warrant. Mr. Boyle moved to include the six articles as submitted on the special within annual town meeting warrant. Mr. Stone seconded the motion. The vote was unanimously in favor.

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VOTE TO APPROVE MINUTES OF FEBRUARY 26, 2018

Mr. Stone moved to approve the minutes of February 26, 2018 as written; Mr. Boyle seconded the motion. The vote was unanimously in favor.

OLD BUSINESS

Record of Approved Bills of February 20, 2018

Mr. Furlong stated that Mr. Boulter has submitted the record of February 20, 2018 whereby he reports that on that date he personally reviewed 5 accounts payable warrants totaling \$424,709.08 and 2 payroll warrants totaling \$1,260,988.40 as prepared by the Town Accountant, and authorized the itemized expenditures for payment. Mr. Boyle moved to accept the report and Mr. Stone seconded the motion. The vote was unanimously in favor.

Textile Recycling Update

Mr. Stone stated that the town partnered with Baystate Textile in May of 2013, and results through December of 2017 were 132 tons of textile recycling collected for a \$14,720 proceed to the school's PTOs. Mr. Stone also advised that by eliminating this tonnage from the solid waste stream, the town saved an additional \$7,400 at \$56/ton.

LED Signs on the Side of Trucks in Pembroke

Mr. Furlong advised that new technology is available now on the side of eighteen wheel trucks that contains LED revolving signage which is distracting to other motorists; he asked Mr. Thorne to look into the process of banning these signs in town. Mr. Thorne will report back.

Center Street/Mattakeesett Street Traffic Signal

Mr. Trabucco updated the Board that the Old Colony Joint Transportation Committee has placed the traffic study in the queue for an analysis of the traffic signal at Mattakeesett and Center Street.

TOWN ADMINISTRATOR'S REPORT

Mr. Thorne advised that the Route 53 and Pleasant Street traffic signal project will go out to bid by MassDOT next month, and the project will take one year to complete.

At 7:40 pm, Mr. Furlong read the upcoming issues from the agenda.

At 7:40 pm, Mr. Stone moved to enter executive session under M.G.L. c.30A, Sec. 21(3) to discuss strategy with respect to litigation if an open meeting may have a detrimental effect on the litigating position of the public body and the chair so declares: River Marsh, Water Street, MH-916. Mr. Boyle seconded the motion, and Mr. Furlong declared it to be so. By roll call vote: Mr. Boyle – yes, Mr. Stone – yes, Mr. Trabucco – yes, Mr. Furlong – yes.

MATERIALS & EXHIBITS

Draft Zero Tolerance Drug and Alcohol Testing Policy, A. Seery via GATRA (CoA/BOPS/TA Office)
Draft Engagement to Represent RE Opioid Damages Civil Suit (BOS/TA Office)
Letter, Board of Health RE: Appointment to PDPC Newman (BoH/BOS/TA Office)
Letter, A. Winchester for SS Race Mngmt/USA Health for 5K RR (BOS/TA Office)
Draft Annual Town Meeting Warrant (BOS/TA Office)
Draft Special within the Annual Town Meeting Warrant (BOS/TA Office)
Draft Minutes of February 26, 2018 (BOS/TA Office)
Record of Approved Bills of February 20, W. Boulter, Jr. (BOS/TA Office)