

**MINUTES OF THE SELECTMEN'S MEETING
MONDAY, MAY 16, 2011**

PRESENT: Daniel W. Trabucco (Chairman), Lewis W. Stone (Vice-Chairman), Gregory M. Hanley (Clerk), Arthur P. Boyle, Jr. (Selectman), Willard J. Boulter (Selectman), Edwin J. Thorne (Town Administrator), Diane M. Tobin (Executive Assistant), John Mattinson (Pembroke Media Broadcast), Mikaela Slaney (Pembroke Express), Dana Forsythe (Pembroke Mariner/Reporter), Kathleen McCarthy, Michael Buckley, Police Chief Michael Ohrenberger, Len Rusczyk, Michael Virta, Gordon Martin, Charlie Matthewson, Becky Madden, Liz Blasser, Jackie Squatrito, Marissa Miglietta,

ANNOUNCEMENTS:

Pond Clean Up: Selectman Boyle reminded residents that the Pembroke Watershed Association is sponsoring a Pond Clean Up Day on Saturday, May 21st beginning at 9:00 am.

Senate Bill #1687: John Mattinson asked the Selectmen to contact Sen. Murray's office to urge the Senate to defeat bill #1687. He noted that Pembroke has not denied Verizon access to Pembroke but they have not chosen to come here. John feels it should be up to each individual city or town to have negotiating powers regarding cable service. Mr. Boyle moved, seconded by Mr. Stone, to direct the Town Administrator to send a letter to Senate President Therese Murray and to Representative Daniel Webster, urging that they protest Bill #1687. Voted unanimously in favor.

INTERIM BORROWING BOND: The Treasurer presented bonds for the landfill capping project. Selectman Clerk Hanley motioned, that the town issue a bond or bonds not to exceed \$2,800,000 for the Project and to authorize the Treasurer to issue interim bond notes from time to time as needed to carry out the provisions of the vote of the town meeting in October 2010. Seconded by Mr. Boulter and unanimously voted in favor. (complete language of motion to accompany these minutes)

STEVE R. HUSSEY MEMORIAL ROAD RACE: Becky Madden and friends have organized a memorial road race to raise funds to help the young family of Steven Hussey. They are requesting permission to conduct this road race beginning at the High School and traveling along Hobomock, Standish, Forest, Valley, Plain, Lake and back onto Hobomock Street, ending on Learning Lane.

Mr. Boyle moved, seconded by Mr. Boulter, to grant permission for the use of town roads for the Steve Hussey Memorial Road Race to be held on Saturday, July 9, 2010, with a rain date of Sun., July 10th, and with the approval of the DPW and the Pembroke Police Chief. So voted unanimously in favor.

**MINUTES OF THE SELECTMEN'S MEETING
MAY 16, 2011 – PAGE TWO**

POLICE MUTUAL AID AGREEMENT: Chief Ohrenberger explained to the Board that he would like to have Pembroke join the six other towns and the Sheriff's Dept. who are seeking to merge with the Southeastern Massachusetts Law Enforcement Council (S.E.M.L.E.C.). This would provide better opportunities and resources to the the police department and the town. In order to keep our affiliation with the tactical unit, the agreement must be signed by the Board of Selectmen. The Town has already adopted MGL Ch. 40, sec. 8G which was a pre-requisite to signing the agreement.

Selectmen Boulter moved, seconded by Selectman Boyle, that the Pembroke Board of Selectmen approve the Compact and Mutual Aid Agreement with S.E.M.L.E.C. Selectman Hanley expressed a concern about Pembroke having to pick up any slack for another town's department that experienced cuts, but Chief Ohrenberger said that this is for emergency response only and not to pick up any extra calls. Chief Ohrenberger also stated that officers will be paid at the other department's rate of pay and Pembroke would not have to make up any difference. For injury on duty incidents, full time officers will be covered by 11F and Pembroke would be responsible for the liability. All details will require the Chief's approval to work. The Board voted unanimously in favor on the motion.

PERMANENT INTERMITTENT LIST: Chief Ohrenberger advised the Selectmen that he would like to have a larger number of applicants on the intermittent list to have persons available to cover for long absences. The current list has only one person on it but the Chief would prefer to have a list of 5 or 6 name of civil service certified police officers. This gives the ability to have a person available who could have this part-time training ground in preparation for a full time officer. This is preferable to having a Special Police Officer who is not civil service certified. Chief Ohrenberger requests that the Selectmen approve the appointment of permanent intermittent police officers and their authorization to allow the Chief to requisition a list for 3 or 4 permanent intermittent names now and again in the fall. His goal is to acquire 6 by the end of the next fiscal year. The Selectmen would be the appointing authority. These officers would not be entitled to any benefits other than coverage under Workers Comp. and Unemployment. Any person who tests for the job has the ability to put education and experience toward their final grade on the civil service exam. Once appointed as a permanent intermittent officer, experience does not get rated by civil service until they take another test. A Permanent Intermittent would have a higher priority on the list for a full-time position.

Selectman Hanley moved, seconded by Selectman Boyle, to initiate the call for a Permanent Intermittent list as requested by Chief Ohrenberger. So voted unanimously in favor.

**MINUTES OF THE SELECTMEN'S MEETING
MAY 16, 2011 – PAGE THREE**

REQUISITION FOR PROMOTIONAL EXAM FOR POLICE LT. AND SGT.: Chief Ohrenberger requested that the Selectmen call for a promotional exam in the fall (October 2011) for a Lieutenant and a Sergeant. The current list expires on October 1st and the next exam is scheduled for Oct. 15th. He expects that the department will not to have a second lieutenant before the end of the 2012. Because of extraordinary experiences this year, the department was not able to get another sergeant. He has five now and hopes to have six next year. There are three officers currently on the force who will reach maximum retirement eligibility within two years and he needs to be prepared. He stated that his projected date of retirement is October 2012. He suggested having promotional exams every two years so candidates would always be available should a vacancy occur unexpectedly. The reading list has been posted for the October Sergeant's exam and the Chief is requesting that the Selectmen vote to sign the Form 13 to requisition for this sergeant's exam. Exams, experience and education will be considered when making appointments.

Selectman Boyle moved, seconded by Selectman Boulter, to comply with the Chief's recommendations and call for the sergeant's exam in October 2011. So voted unanimously in favor.

Chief Ohrenberger explained that the next civil service exam for a Police Chief is scheduled for May 2012 and feels it would make sense to offer that exam. He recommends a promotion from within the department to the Chief's position when he retires. He would like the opportunity to discuss this with the Selectmen between now and July because he feels the Selectmen should call sometime before the end of July for a Chief's exam. Selectman Boulter moved, seconded by Selectman Hanley, to take a consensus of this Board of Selectmen to stay within the department and to take the promotional exam in 2012. So voted by unanimous roll call vote.

FARMER'S MARKET AT ARTS FESTIVAL: Matt York and Christine Faulk are proposing to set up a mini Farmer's Market during the Arts Festival on Aug. 13th. They would set up vendors nearer to the library side of the Town Green. There would be no crafts, just food vendors. Mr. Boulter moved, seconded by Mr. Stone, to allow the Pembroke Farmer's Market to join with the Arts Festival as proposed. So voted.

MINUTES: The Selectmen voted to approve the minutes of their meeting of May 9, 2011 as presented.

**MINUTES OF THE SELECTMEN'S MEETING
MAY 16, 2011 – PAGE FOUR**

COMMISSION ON DISABILITIES: The Board voted unanimously to appoint Maryellen Scarselli to serve on the Commission on Disabilities for a term to expire in June 2014.

DOOR-TO-DOOR SOLICITATION: Blake Uhlken, an exchange student from Nebraska, requested permission to sell educational materials through Southwestern Publishing to help raise money for his college tuition. This is his 3rd year with the program offered by Southwestern Publishing. He previously worked in New York and Pennsylvania. He stays with a host family in Sagamore Beach along with two other exchange students. Selectmen Stone and Boulter expressed their disapproval of solicitors in town but feel that this young man has a favorable attitude and motive and they approve of the materials he is offering. He has also obtained a state hawker and peddler's permit.

Mr. Boyle moved, seconded by Mr. Boulter, to grant permission to Blake Uhlken to solicit door-to-door sales of the educational materials presented from May 17 through August 1, 2011 on Monday through Saturday from 8 am to 6 pm. Voted unanimously in favor.

COVANTA CONTRACT: Mr. Thorne talked with the gentleman from Covanta on Friday. He had no answer at this time on the motion of the Selectmen from last week. If no other action is taken they will keep an eye out for the next best contractor. Mr. Boulter suggested that it may work to the town's advantage to wait out the current contract. Mr. Stone stated that there was much interest in staying with Covanta through the terms of the current contract, but his concern is the ability to afford to do that. Mr. Thorne said that the town is able to afford it but it will be tight. Instead of guessing what the tipping fee will be three years from now, Mr. Stone would prefer to see the completed agreement reviewed by town counsel and the board. He would like to see it all in writing. He noted that the Cape Cod Commission wants to band together to send out a bid to whoever will take their trash. Mr. Stone wants to see a contract form by our legal dept. Mr. Stone's concern is that the trash fee to residents will stay at \$270. and all available avenues for a good contract will be pursued.

Mr. Hanley suggested that a regional alliance is the way to go. He feels the town should let the contractors bid for the work and own the trash that would be a commodity for him. Pembroke could be a lead community and seek a 10 year contract. Mr. Boyle agrees with this suggestion. Mr. Thorne advised that town counsel says the town could enter a contract on July 1, 2014 to be effective the day after the current contract ends and they could sign right now.

MINUTES OF THE SELECTMEN'S MEETING MAY 16, 2011 – PAGE FIVE

Recycling Committee Members Gordon Martin and Michael Virta applauded the efforts of the Selectmen and had come this evening prepared to discourage the Selectmen from voting to sign a 10 year contract with Covanta and they were glad to hear the Selectmen are looking at all options. He feels the Selectmen should not give up their leverage.

The consensus of the Board was to direct the Town Administrator to continue looking for the best deal and at this time, to ride out the three years with Covanta. Mr. Stone will continue to assist Mr. Thorne.

BONNEY STREET TRAILER: Building Inspector George Verry was present and explained that he made recommendations to the homeowner regarding the clean up of the property. The Halifax Lions Club has offered to donate a dumpster. No word has been received yet on the court case. Mr. Boulter noted that the Town and Board of Selectmen has bent over backwards to help this person. The purpose of a trailer permit is to provide a place to live while the homeowner is rebuilding their home. This is not what is happening because of the court case. She is not keeping the property clean which is causing grief to the neighbors.

Mr. Boulter moved, seconded by Mr. Boyle, that if the clean up is not completed by June 1st, the Board of Selectmen will vote to deny any extension to the trailer permit and it will have to be removed. So voted unanimously in favor. A letter will be sent to the homeowner regarding this vote.

OLD BUSINESS:

Pembroke Center Lights: Mr. Boulter stated that he was disturbed about the lights in the Center which appear to be the same as before the meeting with the engineers. He would like to call in another engineer to do a peer review before the Stop & Shop goes in there. The Planning Board Chairman will be invited to attend the Selectmen's meeting next week to discuss the situation.

Talking to the Press: The Chairman should be advised before any statements goes out to the press if it has to do with the Selectmen.

300th Anniversary Golf Tournament: Mr. Boulter reported that the tournament went very well. He praised and applauded the efforts of event organizer Julie Thompson. There will be an antique car show on the Town Green on Sunday, May 22nd.

Animal Control Officer: Mr. Stone inquired about the outstanding issues with the Animal control Officer and Mr. Thorne stated that he will be meeting with Mr. Hart this week and will discuss a solution to getting him a computer.

**MINUTES OF THE SELECTMEN'S MEETING
MAY 23, 2011 – PAGE SIX**

Community Center Building: Mr. Stone talked about the plan to establish a new ad hoc committee to look at the future of the Community Center Building. Only one former member of the Task Force is willing to serve again and one new application has been received. Mr. Stone suggested that the Energy Committee should have a look at this. A list will be compiled to present to the board next week.

Road Conditions: Residents are inquiring about the schedule for repair of the potholes in the roads after the winter storms. Mr. Stone noted that potholes cannot be repaired until the money is available in July. Mr. Fulmine will be invited to attend next week's meeting to discuss. Mr. Hanley noted how quickly and how well the DPW took care of Center, Barker and School Streets when the town meeting funding was made available.

Route 14 Corridor Project: The Selectmen discussed briefly the status of the proposed sidewalk and road repair project of Route 14 which is competing for state funding. This 10 year old project is still only at 75% design. Mr. Hanley moved, seconded by Mr. Stone, to authorize the Town Administrator to send a letter to the Governor and to Senate President Murray to advise that this is a public safety issue and we would appreciate their assistance in accelerating this project action to get us to 100% design. Mr. Boyle also asked to include a request to move on getting a traffic light at the intersection of Pleasant Street and Route 53. So voted unanimously in favor.

TOWN ADMINISTRATOR'S REPORT: Mr. Thorne advised that he has given permission for the use of the Town Green on Saturday, August 6th from 3-5 pm for a birthday party to Joanne Smith who has rented the recreation center for that day.

Mr. Thorne also reminded residents that DelPrete cannot pick up computers, monitors and other recyclables with curbside rubbish. Those items must be brought to the Recycling Center.

Sale of Surplus Property will be discussed at a future meeting.

The meeting was adjourned at 9:55 pm