

**MINUTES OF THE SELECTMEN'S MEETING
SEPTEMBER 19, 2011**

PRESENT: Daniel W. Trabucco (Chairman), Lewis W. Stone (Vice Chairman), Gregory M. Hanley (Clerk), Arthur P. Boyle, Jr. (Selectman), Edwin J. Thorne (Town Administrator), Sabrina Chilcott (Executive Assistant), James Neenan (Fire Chief), Michael Ohrenberger (Police Chief), Jim Muscato (Plymouth County Sheriff), Len Rusczyk, Nicole Callahan, Mike Virta, John Mattinson (PMB Cable), Mikaela Slaven (Pembroke Express), Chester Drown and others.

Kris Faivre brought Cub Scout pack 105 before the Board and representatives DJ and Chris Faivre, Owen Savage and Corey Holmes led everyone in the Pledge of Allegiance.

7:00 CUB SCOUT PACK 105: POPCORN FUNDRAISER:

The boys read a prepared script requesting permission to conduct a door-to-door popcorn sales event in town to raise funds to support their pack and the local Boy Scout council from October 1st to October 31st and stated they will also be selling outside of local businesses in town. Mr. Boulter moved to grant permission for the sales event; there were four votes in favor; none opposed.

7:05 PLYMOUTH COUNTY SHERIFF JIM MUSCATO UPDATE ON REVERSE 911 SYSTEM:

Sheriff Muscato appeared before the Board to make sure Pembroke residents received notification to register their cell phone numbers with the "Code Red" system for Emergency Notifications with the Plymouth County Sheriffs Department. During the hurricane land lines were knocked out and it was efficient and effective to stay in contact with this system. Register two cell phones for emails or texts at www.pcsdma.org and follow prompt to "Code Red" or call (508) 732-1863 and Nicole Callahan will do it for you. Mr. Trabucco inquired if this was in addition to registering a home phone number. Sheriff Muscato clarified that you may register all of your telephone numbers, including TTY devices. It took less than 23 minutes to send notification to the entire town. Mr. Boyle asked if the funding for this project is now solid. Sheriff Muscato stated this is now a line item but the future is uncertain. Chief Neenan pointed out that landlines were an issue in this storm; needed to get messages to cell phones. Sheriff Muscato is using the alert system for both Plymouth and Bristol County now. Mr. Boulter pointed that out an advantage to this system is that you can target specific areas of town to target for calls; lost children, water issues, etc. Sheriff Muscato explained that the scripts come from Pembroke, delivered to areas we designate concerning public safety using 911 data at no cost to taxpayers.

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7:15 EMERGENCY MANAGEMENT REPORTS:

Chairman Trabucco stated there was a Tropical Storm Irene Debriefing Meeting September 13, 2011 and a complete report was submitted to the Board. Attendees at the meeting included Health Agent Lisa Cullity, Superintendent of Schools Frank Hackett, DPW Director Gene Fulmine, Police Chief Mike Ohrenberger, Fire Chief Jim Neenan, Emergency Management Co-Directors Rick Wall and Mike Hill and Town Administrator Ed Thorne. Chief Neenan was present before the Board and was asked by the Chairman what generally was contained in the debriefing and how he felt about the meeting. The Chief replied that the biggest issue was a lack of communication was a lack of communication; information from National Grid wasn't solid and it wasn't helpful. Folks thought we knew and we didn't. We have a critical facilities list we made up every year (schools, council for elderly, NE Village) and they acted like they had never seen it before. It was very frustrating. Charging electronics was a huge issue. The town worked together well; every department for the common good. There was no turfing; great job. Mr. Boulter and Chief Neenan shared the Eastern Edison story of the dedicated truck in previous years housed during the storms at the Fire Station. Mr. Trabucco pointed out the "disconnect" and lack of communication that is the story all over. Mr. Boulter asked Chief Neenan if there was any truth to the fact that, although there may have been a plan in place for 300 trucks to be staged in Raynham on Saturday prior to the storm, the reality is there was no staff. Chief Neenan says the people who said it actually believed it. Mr. Boyle moved for the Board to accept the debriefing memo with action to be taken as the Board sees fit. Mr. Boulter seconded. Four votes in favor. None opposed. Mr. Stone added that he really liked seeing the provisions in the report for folks without access to water (well owners). Chief Neenan remarked there were potable water hoses at both the Fire Station and Town Hall. Mr. Trabucco reminded everyone it is incumbent upon you to prepare for severe weather in the suburbs if there is the possibility of losing power/losing water. Mr. Stone posed the possibility of recourse against National Grid. Chief Neenan said no; short of bringing in our own power company. Chairman Trabucco pointed out that this hasn't been done since 1923 in any municipality in Massachusetts. It is not practical. Mr. Thorne pointed out we cannot rely on the power company, we need to be self sufficient; set up our emergency shelter/comfort station. We will make those types of recommendations to the Board. Mr. Hanley said he agrees with these recommendations but the bills for these adjustments should be paid by the tax payers, they should be paid by National Grid who cut man power to cut costs.

7:40 STATION STREET REALTY TRUST PROPERTY REDEMPTION:

John Hanna came before the board to explain that, although he has brought a cashiers check made payable to the Town for \$89,000 as he promised the Treasurer, he is unable to obtain a release from the bank or obtain any information from the bank at all as he is not the owner of record, there is a third party involved and disclosure laws prohibit it. At this time the bank will need to redeem the property from the Town. Mr. Trabucco advised that the Board will take no action tonight.

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7:45 KATIE DINARDO – SKATEPARK EVENT REQUEST

Katie DiNardo came before the Board; Susan Roche of the Pembroke Community Center has given permission to use the rear parking lot and access roads to the Community Center on October 15th for the annual Skatepark Jam fundraiser. There will be ramps, food, raffles, games, sponsors and music from 8:00 am to 3:00 pm. These hours include setup and breakdown; rain date October 16th. Mr. Hanley moved to allow the date and location for the Skatepark fundraiser; vote unanimously in favor. Mrs. DiNardo offered to contact both police and fire departments to advise of local access road closure.

7:50 EMERGENCY MANAGEMENT: MUTUAL AID

Mr. Thorne advised not prepared to move forward with this item at this time; withdrawn.

7:50 LEN RUSCYCZK: RECYCLING UPDATE

Mr. Ruscyczk was present before the Board and stated it was unanimously voted at their last meeting that the following be brought to the Selectmen: reduce hours at the Recycling Center due to reduced use to sixteen hours (16) per month. He clarified this point at length by saying the goal is to reduce expenses, that the general consensus is consistency in scheduling those hours weekly and that this be done gradually over the course of time. He also wanted to update the Mass DEP reimbursement date for reimbursement of the totes as “later this year” and clarify the terms for the technical assistance grant that they have applied for on August 16 that was due on August 30 was for eighty (80) hours of assistance. The committee is also working with the Express and Mariner to provide forty (40) recycling “tips” per week for residents where the curbside recycling program is such a hit. Finally, the Recycling Committee has changed their meetings to the third Wednesday of each month; the next meeting will be October 19th. Mike Virta, also on the committee, volunteered that the specific recommendation is to remain open every Saturday for four hours. Mr. Boulter asked the committee to consider Sundays as a viable alternative as the day to keep open as residents have other errands, sports and activities that may keep them from the Recycling Center on Saturdays. For some, Saturday is a workday and Sunday is a more common day off. Mr. Hanley mentioned he attended last meeting; committee is doing great work. The decision to move to Saturday hours was through observation; significantly more trips observed on Saturday than on Sunday. Mr. Boyle offered a compromise by suggesting four hours on a Saturday **and** Sunday first and third or second and fourth weekends, then posting calendar. Mr. Boyle’s shared observations that Recycling Center is like a “ghost town”. attend a meeting. Mr. Stone pointed out that as the Recycling Center is his area, the committee should bring him in. Mr. Boyle wanted to remind everyone that, as grass and leaf season is coming, the Recycling Center will start to look busier. Mr. Hanley agrees with the committees recommendations; hours need to be the same each week with additional hours seasonally if necessary. Mr. Ruscyczk states there is a need for consistency with residents to outreach and limit inconvenience. Mr. Trabucco pointed out that, while curbside recycling was designed to wean the public off of the recycling center,

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the employees down there are important to the Town too. He thanked the committee for their work. Mr. Stone wanted to let the Board know that the Cape Cod Commission, who want to band together as a group than they do individually to get a better deal, have a meeting this Thursday to get an update. Their current contracts (like ours) are in force until 2014-2015.

8:05 MINUTES

The Selectmen voted four in favor, Mr. Lewis Stone abstained, to accept the minutes of the meeting of September 12, 2011 as presented.

8:10 CONSIDER HOURS CHANGE: BURGER KING, 235 CHURCH ST

General Manager Brooke Sheppard came before the Board to request a change of hours to twenty-four (24) hour operation. Brief discussion ensued and Chief Ohrenberger, Chief of Police, was asked to comment. Ms. Sheppard first clarified that they seek only to be open 24 hours on Thursday, Friday and Saturday nights. Chief Ohrenberger asked about the dining area; Ms. Sheppard said the dining area will keep its existing 6:00am–10:00pm Schedule; this 24 hour change will apply to the drive through window only which is currently open to 2:00 am. Chief Ohrenberger told the Board that provided this change of hours applied only to the drive through windows hours of operation, he would have no objection. Mr. Boyle made the motion to grant a change of hours to Burger King at 235 Church Street, 24 hours on Thursdays, Fridays and Saturdays at the drive through window through March 31, 2012 as a “test run”. Vote was unanimously in favor.

8:15 SET DATE FOR SPECIAL TOWN MEETING: OPEN WARRANT

Mr. Thorne advised the Board that the recommended date for Special Town Meeting is November 1, 2011. Mr. Boyle moved to accept the recommendation of the Town Administrator. The Board voted unanimously in favor. Mr. Thorne then recommended that the Board open the warrant for the Special Town Meeting for a two week period. Mr. Boyle made a motion to open the warrant today, September 19, 2011 and close the warrant Friday, September 30 at 4:30pm. Vote was unanimously in favor. Mr. Stone wanted to stress this is for capitol items only.

8:17 CONSIDER COMMON VICTUALER LICENSE OYSTERS BAR & GRILLE

Mr. Boyle pointed out this is the same entity that requested and received the liquor license transfer last week. Mr. Hanley addressed Mr. Stone's concerns about Oyster's Bar and Grille honoring BoCa's gift certificates; Mr. Stone stated he was pleased at how well the issue was handled. Mr. Stone requested that each BoCa gift certificate holder receive a telephone call to let them know that the new restaurant owner intends to honor their gift certificates. Mr. Hanley motioned to grant Oyster's Bar and Grille, 254 Church St with a Common Victualer license. Vote was unanimously in favor..

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8:20 CONSIDER APPOINTMENT FOR CONSERVATION COMMISSION

Mr. Boyle moved to accept the Conservation Commission's recommendation of the appointment of Michael Kirby, 39 Holmes Street, to fill the open spot on the commission. The vote was unanimously in favor.

**8:20 CONSIDER REQUEST FOR CHAMBER OF COMMERCE EVENT AT
HERRING RUN**

Mr. Boyle moved to grant the request put forth by the Chamber of Commerce for use of the Herring Run on October 15, 2011 from 12:00 pm to 3:00 pm for their annual Harvestfest. The vote was unanimously in favor.

8:25 UNITED NATIONS DAY PROCLAMATION

Brief discussion ensued; packet materials did not include activities to be discussed so item was withdrawn.

OLD BUSINESS

Mr. Stone discussed the Council on Aging grant from Lowes that provided for improvements to the interior of the COA building and landscaping. He mentioned the Director Mary Willis, her staff Susan Driscoll, Suzanne Larkin, Loretta Cook, Marie Frederico and Josh Cutler who drives Meals on Wheels. Mr. Stone states the results are very nice at no cost to the town and this should be recognized.

Mr. Stone also asked about discussion from May, 2011 about the Route 14 Corridor Project where the Town Administrator was authorized to send a letter to the governor and Senator Murray where this is a public safety issue and a public nuisance and Mr. Boyle added that he wanted "and to add a traffic light at Route 53" added to the letter. Mr. Stone's question is to Mr. Thorne about the letter and have we followed up on the Route 14 Corridor Project. Mr. Thorne answered that the letter was sent. Mr. Boulter stated he has spoken with Gerry Dempsey recently and he is sending correspondence out on the Route 14 CP now as well so there may be more details to follow.

Mr. Stone also referenced discussions from June about entering into a contract with Smart Energy that was to be reviewed by town counsel for the purchase of streetlights. Mr. Thorne stated we received a quote from Smart Energy and we are working on that. Mr. Stone mentioned that in July we received a report from Mike Valenti on capping of the landfill that states the project is on time and on budget. Now it is the middle of September and Mr. Stone was wondering if the Board could receive an update. Mr. Thorne stated he believes the project to be about a week behind schedule at this moment due to the weather; the rain held things up but a detailed will be forthcoming for next Monday.

Mr. Stone inquired as to the status of the Joint Pembroke Hanson Pond Study Committee member appointment. Mt. Trabucco stated the committee is full and all appointments have been made.

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Finally, Mr. Stone mentioned the Fore River Bridge Project presented at the August 22nd meeting. He reiterated that the Board had agreed that all had felt it was a regional issue and Mr. Stone believed the next step was to review the issue and take a vote on whether to send a letter supporting Weymouth's position. Mr. Boyle stated he had spoken with the MAPC and the position stated by the Weymouth councilman is MAPC's and Mr. Boyle spoke with Steve Daly who said it is also the mayor of Quincy's position. Mr. Boyle said he would have no objection with sending the letter of support. Mr. Stone made the motion to send the letter of support, Mr. Boyle seconded. Four votes in favor, Mr. Hanley opposed.

TOWN ADMINISTRATOR'S REPORT

Mr. Thorne read the winning surplus vehicle bids into the record. Mr. Boyle made the motion to accept the bids on the recommendation of the Town Administrator. When asked if there was any discussion, Mr. Hanley asked if the proceeds from this surplus sale could go toward DPW purchase of vehicles. Mr. Thorne stated it does; all of these proceeds go to the capital fund. Mr. Hanley stated the message needs to get out to people that the DPW needs funds for vehicles. Mr. Boyle stated Mr. Hanley's point is well taken; they get a lot of mileage out of these vehicles. Vote was unanimously in favor. Mr. Stone pointed out we need to replace all of our vehicles. Mr. Thorne requested the Board table the bids on real property until some of the details can be worked out regarding surveying and wetlands delineation. Motion to table by Mr. Hanley; unanimously voted. Mr. Thorne requested that the Board authorize the extension of the current license for the cell tower agreement at 380 Washington Street until November 15, 2011. Mr. Boyle moved to extend based on Town Administrator's recommendation; vote was unanimous. Mr. Thorne advised the Board that Boy Scout Troop 43 will be holding their Pumpkin Patch fundraiser on the Town Green Saturdays, October 15 and October 22, 9:00am-3:00pm each day.

Mr. Thorne updated the Board on Household Hazardous Waste Day; wasn't as busy as last year but that could be due to the fact that last years was held after missing a year in between. It picked up after 11:00am and was successful. Next one is March 24, 2012.

There was a motion to adjourn by Mr. Hanley; unanimously voted. The meeting was adjourned at 8:35 pm.