

**MINUTES OF THE SELECTMEN'S MEETING
DECEMBER 12, 2011**

PRESENT: Daniel W. Trabucco (Chairman), Lewis W. Stone (Vice Chairman), Arthur P. Boyle, Jr. (Selectman), Edwin J. Thorne (Town Administrator), Sabrina Chilcott (Executive Assistant), John Mattinson (PMB Cable), Eugene Fulmine (DPW Director), Gerry Dempsey, Charles Kilmer, Pat Ciaramella, Pembroke Express reporter and others.

ANNOUNCEMENTS

Mr. Stone discussed a letter received by the Planning Board and the BOS from Coffman Realty, the owners of the Center Plaza, stating that any and all maintenance issues with the traffic lights at the Center Plaza intersection will be under the responsibility of the Plaza while under site plan plus a year after the completion of this project. Mr. Boulter announced that on Friday, December 16th at Oliveira's Restaurant there will be the second annual Party for the Pantry. The event begins at 7:00 pm and admission is \$10.00 or \$20.00 per family and people are encouraged to bring canned goods. All money raised goes to the Food Pantry. If you are interested in donating an auction item contact Matt York at 781-953-6177. Mr. Boulter updated the 300th Anniversary Committee individual donors and stated that the Town website has posted the artwork for the elementary schools and PCMS entries for pins with seven choices of artwork for voting by the residents from the PHS. Mr. Boulter requested that residents vote for their PHS choice and the winner will be announced at the kickoff event January 15th at Pembroke Country Club. The committee is planning to offer each of these pins from each school for sale in the upcoming year.

6:30 OCPC ROUTE 14 CORRIDOR PROJECT UPDATE

Mr. Gerry Dempsey spoke to say that the MPO has classified this as lowest priority based on area wide transportation needs and projects. It is currently listed in the appendix, not in the active four year plan. Mr. Kilmer's suggestion to get this reclassified was to have a BOS member on the MPO and bring the design up to one hundred percent. Since then, Mr. Trabucco has been elected to the MPO. The Mass DOT has assigned a six digit project number; the current costs are \$7.6m. The next obstacle is sources of funding. Mr. Ciaramella explained that the entire budget of the OCPC transportation improvement program for all communities is \$6m. He explained the project may need to be broken up over two or three years to fund. He stated that the next thing to do is go to one hundred percent design and straighten out the right of ways. Mr. Kilmer explained project history; this was initiated in 2007 and seventy-five percent design was submitted in November of 2009. He explained how MPO reached its decision to endorse alternative and how to reprioritize through methods explained by Mr. Ciaramella. He also explained alternative funding is available through earmarks, etc. and suggested working with Congressional delegation for supplemental funding during annual appropriations markup to get this written into appropriations bill. Mr. Dempsey also suggested getting it included in the transportation bond bill; perhaps as phase one and two. Mr. Trabucco requested clarification on phases; Mr. Kilmer stated geographical center would be the Center and Route 53 to Center is one phase, the Center to Hanson would be phase two. Mr. Trabucco asked about getting to one hundred percent design; costs associated and what that entails. Mr. Fulmine stated the funding for the design has already been allocated by Ch 90 request and will be forwarded to the Mass DOT after the first of January. Mr. Fulmine stated we will then see how the right of way will change and he will need to start working on 100+ mostly temporary construction easements; five or six permanent easements for drainage. Mr. Fulmine stated he is hoping to be able to do a standard article for ATM to accept easements and if need be take by eminent domain for the project and is working with K&P on the language. Mr. Boyle asked about the status of Route 53 and Pleasant Street signalization. Mr. Dempsey stated that Pembroke Woods was supposed to provide one hundred percent design and manufacturing of that light and the intersection has met the criteria for light installation; however the project at

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Pembroke Woods is on hold. Without a source of funding, the light doesn't get installed. Mr. Fulmine stated that Pembroke Woods did all of the design work and submitted it to Mass DOT; the intersection is under Mass DOT's jurisdiction. They have long term plans to eventually widen Route 53 from Hanover down to Duxbury so they will not pay for that light twice. Mr. Ciaramella said an intersection generally costs \$1.5m-\$2m and design costs approximately 10% of the total cost. Mr. Boulter questioned the two phases meeting in Pembroke Center with traffic issues in center now; stated the intersection is inadequate already. Mr. Fulmine stated design calls for tying into the existing layout at each end of intersection. Mr. Stone echoed Mr. Boyle's comments on the Route 53 and Pleasant Street hazard; he feels it is long overdue and the most frequently asked question by residents. Mr. Ciaramella summed up presentation by suggesting the Board pursue all alternative methods of funding; federal funds will partially fund through earmarks, perhaps a Mass Works application. Mr. Dempsey suggested the national transportation program SAFETEA-LU which is a five year program; a \$400b appropriations project for the national transportation improvement program but Congress isn't moving on this.

CONSIDER EXERCISING RIGHT OF FIRST REFUSAL OF 51 REDWOOD CIRCLE

Mr. Boyle moved that the Town of Pembroke exercise it's right of first refusal on 51 Redwood Circle; Mr. Stone seconded. The vote was four in favor with none opposed.

CONSIDER HOURS CHANGE FOR PEMBROKE YOUTH HOCKEY BINGO DEC 31

Mr. Boyle moved to grant the request of Pembroke Youth Hockey to hold bingo on Saturday, December 31 from 3:00 pm to 7:00 pm; Mr. Stone seconded the motion. The vote was four votes in favor with none opposed.

CONSIDER RECYCLING CENTER HOURS FOR SUNDAY, JANUARY 8th

Mr. Thorne advised the Board that Mr. Valenti has passed along his observations on the last two Sundays and is recommending that the Board do not open January 8th. Mr. Boyle moved that the Recycling Center be closed on Sunday, January 8; Mr. Boulter seconded. The vote was four votes in favor with none opposed.

CLOSE FY2012 TAX CLASSIFICATION HEARING

Mr. Boyle moved to close FY2012 Tax Classification Hearing; Mr. Boulter seconded. He also wanted to clarify that the BOS do not set the tax rate. Mr. Trabucco advised residents that the Department of Revenue has certified the 2012 tax rate at \$13.91 per thousand and the excess levy capacity is \$108.08. The vote was four in favor with none opposed.

MINUTES

Mr. Stone moved and Mr. Boyle seconded to accept the minutes of the meeting of December 5, 2011 as presented. The vote was four votes in favor with none opposed.

ASK THE SELECTMEN

Mr. Stone followed up on the call he received last week from the resident from Mattakeesett Street who has an issue with the road conditions in front of his house; on speaking with the DPW Director, he discovered that Mr. Fulmine has spoken with the resident and in the spring the surface of the road will be taken care of.

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Mr. Boyle requested that two members of the BOS meet with Ed Thorne and Gene Fulmine to investigate sources of funding for a potential traffic light at the intersection of Route 53 and Pleasant Street. Mr. Boyle and Mr. Stone volunteered for the project.

EXECUTIVE SESSION: Mr. Stone moved, seconded by Mr. Boyle, to go into executive session to discuss strategy with respect to collective bargaining or litigation if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares, and upon conclusion no further votes or public business to be discussed.
Roll call vote: Boyle, yes - Boulter, yes – Stone, yes – Trabucco, yes

The meeting was adjourned at 7:15 pm.