

**MINUTES OF THE SELECT BOARD MEETING  
JUNE 9, 2021  
REMOTE MEETING HOSTED BY PACTV ON ZOOM PLATFORM**

**PRESENT:**   **Panelists:** Daniel Trabucco (Chairman), Jessica M. Rushing (Vice Chairwoman), John G. Brown, Jr. (Clerk), Rebecca Coletta (Selectwoman), Tracy Marino (Selectwoman), William Chenard (Town Manager), Stephen Dodge (Moderator), Linda Peterson (Advisory Committee Chairwoman), Sarah Marks, Robert Kenney, Donna Badger  
**Attendees:**   Sabrina Chilcott (Assistant Town Manager)

At 7:00 pm, Mr. Trabucco advised that pursuant to Governor Baker's March 12, 2020 Order Suspending Certain Provisions of the Open Meeting Law, G.L. c. 30A, §18-20, and the Governor's March 15, 2020 Order imposing strict limitations on the number of people that may gather in one place, this meeting of the Pembroke Select Board is being conducted via remote participation. No in-person attendance of members of the public will be permitted, but the public can view this meeting while in progress on Comcast Government Access channel 15, and for those without cable, via livestream at: <https://www.pactv.org/pactv/towns/pembroke>. Members of the public attending this meeting virtually will be allowed to make comments if they wish to do so, during the portion of the meeting designated for public comment, by registering to login to this webinar at <https://www.pembroke-ma.gov/select-board/meetings>. While no in-person attendance of members of the public will be permitted, every effort will be made to ensure that the public can adequately access the proceedings in real time, via technological means. In the event that we are unable to do so, despite best efforts, we will post on the Pembroke website an audio or video recording, transcript or other comprehensive record of proceedings as soon as possible after the meeting. All votes taken will be roll call votes.

**VOTE TO INCREASE ANNUAL MUNICIPAL USERS FEE (CURBSIDE TRASH, RECYCLING COLLECTION)**

Mr. Chenard advised that he is recommending a three percent increase to the annual MUF, fees for curbside trash and recycling pickup and for Recycling Center operations; this amount is \$10. Mr. Chenard provided background on recyclable material value history and factors that drive it. Mr. Chenard advised that the related contracts have been resolved; discussion ensued on terms and duration of recycling, solid waste and collection contracts. Mr. Trabucco stated that the Boards past actions have affected the program; the fees stayed at \$270 annually for many years without a market correction when one was needed.

Mr. Chenard lost signal connection at 7:11 pm.

Mr. Trabucco explained detailed history of factors associated with rising recycling costs over the last five years.

Mr. Chenard regained signal connection at 7:14 pm. Mr. Chenard stated the largest factors in cost increases are 1) recycling, wherein costs rapidly increased as the market shrunk when China withdrew, ultimately exceeding the costs to tip trash; 2) cost of diesel fuel will drive up costs for collecting and for hauling both trash and recycling; and 3) closure of many tipping facilities for trash, or solid waste causing some contractors to have to ship material out of state. Mr. Chenard state additional factors within the towns control include disposing of clean recycling with little contamination which results in no surcharge from the MURF which can keep costs level or better. Ms. Coletta asked if the three percent increase will create a buffer in the fund or just cover expenses; Mr. Chenard advised that the balance in the fund is very low, and the increase will cover budgeted expenses with annual cost adjustments for FY22. Ms. Coletta asked how much is in the

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fund and how much does three percent represent; Mr. Chenard advised that this is a \$2.2M budget and a three percent increase represents \$66,000 with little to no reserve.

Mr. Chenard lost signal connection at 7:20 pm.

Mr. Trabucco explained Pembroke's entry into single stream recycling after the 2011 town meeting, and the increase in residential recycling from five to fifteen percent in the first year. Ms. Rushing moved to increase the Municipal Users Fee by ten dollars for fiscal year 2022, to \$340. Mr. Brown seconded the motion. Mr. Chenard regained signal connection at 7:29 pm.

**CONSIDER A VOTE TO PERMIT ROADSIDE STAND FARM STAND PERMIT: DAVID NASH, 47 MATTAKEESETT ST JUNE TO OCTOBER**

Ms. Rushing moved to grant the application of David Nash for a Roadside Stand Permit for a farm stand at 47 Mattakeesett Street, renewable annually, be exercised daily from 8:00am to 8:00pm June 1-August 31, 8:00am to 7:00pm September 1-September 30 and 8:00am to 6:00pm from October 1-October 31. Ms. Coletta seconded the motion. By roll call vote: 5/0: Brown – yes; Coletta – yes; Marino – yes; Rushing – yes, Trabucco – yes.

**CONSIDER A VOTE TO PERMIT ROADSIDE STAND FARM STAND PERMIT: SARAH MARKS, 169 TAYLOR ST JUNE TO OCTOBER**

Ms. Marks was present before the Board to request a roadside stand permit at her home to sell local produce, vegetables and flowers. Ms. Coletta moved to grant the application of Sarah Emily Marks for a Roadside Stand Permit for a farm stand at 169 Taylor Street, renewable annually, be exercised Friday, Saturday, Sunday, and Monday from 8:30 am to 7:00 pm from June 25<sup>th</sup> to October 11, 2021. Mr. Brown seconded the motion. By roll call vote: 5/0: Brown – yes; Coletta – yes; Marino – yes; Rushing – yes, Trabucco – yes.

**VOTE REQUESTED ANNUAL BOARD, COMMITTEE AND COMMISSION RE-APPOINTMENTS**

Mr. Brown moved to re-appoint Edward Bursaw and Andrew Pongratz as Neglected Graves officers, terms to expire 2022; Ms. Rushing seconded the motion. By roll call vote: 5/0: Brown – yes; Coletta – yes; Marino – yes; Rushing – yes, Trabucco – yes. Mr. Brown moved to reappoint the slate of ten remaining re-appointments, terms to expire 2024, as listed. Ms. Marino seconded the motion. By roll call vote: 5/0: Brown – yes; Coletta – yes; Marino – yes; Rushing – yes, Trabucco – yes.

**VOTE MINUTES OF MAY 19, 2021**

Ms. Marino voted to accept the minutes of May 19, 2021; Ms. Rushing seconded the motion. By roll call vote: 5/0: Brown – yes; Coletta – yes; Marino – yes; Rushing – yes, Trabucco – yes.

**7:30 JOINT RE-APPOINTMENTS TO ADVISORY COMMITTEE: KRISTIANNE CULLINANE, ROBERT KENNEY**

Ms. Rushing moved to re-appoint Kristianne Cullinane and Robert Kenney to the Advisory Committee for a three-year term, each to expire June 30, 2024. Mr. Brown seconded the motion. By roll call vote: 5/0: Brown – yes; Coletta – yes; Marino – yes; Rushing – yes, Trabucco – yes. Ms. Rushing did remind the Committee that there is contradictory information in their bylaw concerning appointments versus reappointments. The vote was reformed; Mr. Dodge moved to reappoint Kristianne Cullinane and Robert Kenney to the Advisory Committee; Ms. Peterson seconded the motion. By roll call vote: 5/0: Brown – yes; Coletta – yes; Marino – yes; Rushing – yes, Trabucco – yes with Mr. Dodge voting yes and Ms. Peterson voting yes for a total 7/0 of the combined body.

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### **7:35 JOINT WITH MODERATOR, ADVISORY: TOWN MEETING PROCESS AND REVIEW OF WARRANT ARTICLES**

Mr. Chenard advised that May 29, the Governor's mandates surrounding social distancing and facial coverings for vaccinated individuals expire; town meeting may proceed with the auditorium for vaccinated voters and the cafetorium can be reserved for socially distant, unvaccinated persons. Discussion ensued. Mr. Dodge stated that this joint meeting serves as a preview of June 22<sup>nd</sup> annual Town Meeting. Mr. Dodge stated that the purpose of this meeting is to orchestrate a process, not an outcome. The intent is to determine how and by whom the motions will be presented. Mr. Dodge advised that Annual Town Meeting will be held at the Pembroke High School on Tuesday, June 22, 2021 at 7:00 pm. The warrants of articles to be heard are available on the town website with paper copies available at Town Hall. Mr. Dodge introduced the Consent Agenda which contains Articles 7, 8, 25, and 26; all of these articles should be able to be voted by consent as they have not generated controversy in the past. Mr. Dodge stated that both boards are in agreement on most of their remaining recommendations, and it is customary for the Advisory Committee to present articles that they support. Mr. Dodge confirmed that the Advisory Committee will present the motions for articles on the annual warrant numbers 1, 2, 3, 4, 5, 6, 9, 10, 11, 12, and 13 and the three motions on the special warrant. Mr. Dodge confirmed that Planning Board will move articles 15 through 23 and CPC will present article 24. Ms. Parks will present article 14 and Mr. Sullivan will present article 27.

### **TOWN MANAGER'S REPORT**

#### Center Street Construction

The parallel water main replacement phase one is beginning shortly with more details to follow when they become available. This Federal Aid Project (600380) is anticipated to bid in the fall of 2021 with preparations for the project work beginning in the late winter and early spring of 2022 and paving in the summer of 2022. Any gas or water upgrades should be completed prior to the final paving as there will be a five (5) year street opening moratorium after the final work is complete.

#### Town Landing Beach

With funding from the Massachusetts Office on Disabilities and supplemental CPC funding, Pembroke has begun renovations to the Town Landing beach area and guardhouse.

The building is being replaced with a modern facility with bathrooms, office and storage, a concession area, and a nurses station. As the costs of construction are far higher now than when the award was received, this project is now slated to be done in phases. The first phase will see the removal of the existing building, preparation of the area for the installation of the new building and surfacing, and construction of the complete exterior of the building and its assets. Interior finishing will be undertaken in the fall. The Town Landing beach and playground park will become ADA accessible. Poured in place rubber surfacing will increase safety and provide greater accessibility surrounding the playground and upper beach area. ADA docks will increase accessibility to the waterfront area.

#### Mattakeesett Playground

The playground adjacent to the Mattakeesett Street ball field is closed for renovations as the equipment is being replaced with modern equipment; parking and access will become ADA accessible. Poured in place rubber surfacing will increase safety surrounding the playground area and provide greater accessibility.

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### **State of Emergency Ends**

Mr. Chenard stated that the legislature has yet to pass a measure allowing remote meetings to continue but the measure is expected to pass; however, the Select Board can develop a policy regarding remote participation by members of the public. Discussion ensued. In person, hybrid and fully remote meeting options and related costs were discussed. Mr. Trabucco stated that he would accept a motion to make remote participation by members of the public by the call of the chair. Ms. Coletta so moved. Ms. Rushing seconded the motion. By roll call vote: 5/0: Brown – yes; Coletta – yes; Marino – yes; Rushing – yes, Trabucco – yes.

### **Community Comment**

#### **Distribution of Leaflets**

Mr. Chenard advised that there was a problematic distribution of leaflets in Hanson and Plympton over the weekend whereby messages were thrown on peoples lawns and driveways; he stated that the concern was primarily the method of delivery as the message it contained was not great but is speech protected under the First Amendment.

#### **Monroe Street Brush Disposal**

Ms. Marino stated that residents have asked her when the Monroe Street Pit will open; this is the brush disposal area located at the intersection of Route 27 and Monroe Street. Additionally, she has been asked when the “Take It or Leave It” area of the Recycling Center will open. Mr. Chenard advised that the Recycling Center swap area will reopen on June 19<sup>th</sup>, but there are no immediate plans to open the Monroe Street area for brush as there are many challenges from a labor standpoint.

At 8:39 pm, Mr. Trabucco read the upcoming issues. Mr. Brown moved to adjourn; Ms. Marino seconded the motion. By roll call vote: 5/0: Brown – yes; Coletta – yes; Marino – yes; Rushing – yes, Trabucco – yes.

## **MATERIALS & EXHIBITS**

Roadside/Farm Stand Applications, D. Nash, S. Marks (TM Office)

PowerPoint Presentations, W. Chenard (TM Office)

2021 Annual Town Meeting Warrant (TM Office)

Draft Minutes of May 19, 2021