

**MINUTES OF THE SELECT BOARD MEETING  
SEPTEMBER 29, 2021**

**PRESENT:** Jessica Rushing (Chairwoman), John G. Brown, Jr. (Vice-Chairman), Rebecca Coletta (Clerk), Daniel W. Trabucco (Selectman), Tracy Marino (Selectwoman), William Chenard (Town Manager), Linda Peterson, Glenn Miller, Jamie Lagzdins, Andrew Herman, John Connaughton, Shanna Townley, Jenelle Kariotis-Rice, Robert DeMarzo, Dana Bean, Susan Runne, Steve Ciciotti, Vicky Panacy, Dale Harrison, Donna Cannone, Don Bryant, Carol Dodge, Vincent Cogliano, Mark Ames, Karen Ames, Arthur Egerton, Sabrina Chilcott (Assistant Town Manager), and others.

At 7:00 pm Ms. Rushing opened the meeting and advised that this meeting is being made available to the public through an audio recording which will be used to ensure an accurate record of proceedings produced in the minutes of the meeting. All comments made in open session will be recorded.

**VOTE TO APPROVE HOBOMOCK STREET STORMWATER DISCHARGE/DRAINAGE EASEMENT**

Pembroke Town Counsel and Counsel for Centrica Business Solutions Asset Management have developed the final draft of the Drainage Easement Agreement before the Board; it will allow the town access for the purposes of addressing drainage issues if needed. Mr. Chenard recommended that the board vote to approve this Drainage Easement; Mr. Trabucco moved the Town Manager's recommendation. Mr., Brown seconded the motion. The vote was unanimously in favor.

**RECOMMENDATION OF ADVISORY COMMITTEE: APPOINT STEPHEN WALSH AS PUBLIC SAFETY BUILDING COMMITTEE REP**

Ms. Coletta moved to appoint Stephen Walsh to the Public Safety Building Committee as the representative from the Advisory Committee as recommended by the Advisory Committee. Mr. Trabucco moved to accept the Planning Board's recommendation that the Select Board appoint Stephan Roundtree as their representative to the Public Safety Building Committee. Ms. Marino seconded the motion. The vote was unanimously in favor.

**VOTE RECOMMENDATION OF TOWN MEMORIAL COMMITTEE: APPOINT JAMES BAILLIE OF 8 BLUEJAY WAY**

Ms. Marino moved to appoint James Baillie to the Town Memorial Committee. Mr. Brown seconded the motion. The vote was unanimously in favor.

**JAMIE LAGZDINS FOR TRINITY SOLAR: DOOR TO DOOR SOLICITATION PERMIT**

Ms. Marino moved approve the application of Jamie Lagzdins on behalf of Trinity Solar for a door-to-door solicitation permit authorizing sales from 12:00 pm to 7:00 pm Monday through Saturday, license eligible for renewal on its expiration on December 15, 2021, subject to approval and permit card issuance by the Chief of Police. Ms. Coletta seconded the motion. The vote was unanimously in favor.

**SOUNDCHECK STUDIOS UPDATE: SPECIAL EVENTS PERMIT FOR OUTDOOR CONCERTS**

Andrew Herman of Soundcheck Studios was present before the Board with an update as requested at the Select Board meeting of August 18<sup>th</sup> wherein they received approval to extend their outdoor concert series from August 19, 2021 to October 31, 2021. They advised that they have a Max Creek show this weekend and one more later in the month and all have been met with positive reviews. Discussion ensued on noise heard by abutters on an indoor show night; Mr. Herman stated that they had the doors open but were inside; Ms. Rushing stated that closing the doors at eleven o'clock may eliminate some of the issues.

**VOTE TO APPROVE THE MINUTES OF SEPTEMBER 1, 2021, AND SEPTEMBER 15, 2021**

Ms. Coletta moved to approve the minutes of September 1, 2021, and September 15, 2021. Ms. Marino seconded the motion. The vote was unanimously in favor.

## MINUTES OF THE SELECT BOARD MEETING

### REVIEW SPECIAL TOWN MEETING ARTICLES 1-9 AND VOTE RECOMMENDATIONS

Mr. Chenard reviewed the nine articles included in the fall special town meeting warrant in more depth with focus on the items in the capital article, article four.

#### **7:30 PUBLIC HEARING: GLENN MILLER, MILLER CLASSIC MOTORCARS, LLC: NEW CLASS II USED AUTO SALES LICENSE TO BE EXERCISED AT 246R WASHINGTON STREET, NO OUTSIDE STORAGE AND NO OUTSIDE DISPLAY**

At 7:30 pm, Ms. Rushing opened the hearing for a new Class II Used Auto Sales license for Glenn Miller of Miller Classic Motorcars, LLC to consider the application of Glenn S. Miller, Miller Classic Motorcars, LLC, for a used auto sales license to be exercised at 246R Washington Street, Unit #3. Mr. Miller was present before the Board stating that he deals exclusively in collector and special interest automobiles. Ms. Marino moved to approve the application of Glenn S. Miller, Miller Classic Motorcars, LLC, for a New Class II Auto Dealer's License to be exercised at 246R Washington Street Unit #3 1,400 s.f. of office and warehouse garage space to store up to six (6) cars inside with no outside storage or display. Ms. Coletta seconded the motion. The vote was unanimously in favor.

### REVIEW SPECIAL TOWN MEETING ARTICLES, VOTE RECOMMENDATIONS (cont'd)

Mr. Chenard reviewed the nine articles included in the fall special town meeting warrant in more depth with focus on the items in the capital article, article four. Discussion ensued on article three and what the Board can expect to see for transfers at the next meeting. Mr. Chenard stated that he is recommending favorable action on all articles excluding articles three and nine. Ms. Coletta moved to recommend articles one, two, four, five, six seven, and eight for favorable action. Ms. Marino seconded the motion. The vote was unanimously in favor. Mr. Trabucco moved a town meeting floor recommendation for article nine; Mr. Brown seconded the motion. The vote was unanimously in favor.

### TOWN MANAGER'S REPORT (CRB, COVID, Construction Updates, Electricity Aggregation, Meals Tax)

#### CRB Update

The town will be holding our Community Resilience Building workshop on October 6, 2021 at 8:00 am. The workshop is a full day and is being held at the Pembroke Public Library.

#### COVID-19 Update

Mr. Chenard advised that there are 11,801 fully vaccinated individuals in Pembroke, or 63%, and that figure is up 167 since the last update.

#### Construction Updates

Center Street: this week the contractor is completing domestic water line transfers in the area of 300 Center Street.

Route 53: paving will continue to occur at night between 8pm and 5am and the remaining guardrail work will begin.

#### Electricity Aggregation

National Grid filed their proposed winter Basic Service rates (residential \$0.14821/kWh) with the DPU On September 16<sup>th</sup> and they are higher than anticipated. Pembroke residents have another option for electricity supply, a Community Choice Power Supply Program to save residents money on electricity supply in the categories of residential, commercial and industrial electricity supply. These competitive rates (residential \$0.10529/kWh) are offered by Dynegy Energy Services to Pembroke from November of 2020 through November of 2023 and residents may opt-in or opt-out at any time.

#### Meals Tax

First quarter meals tax for FY22 is up considerably to \$114,207; the town's average first quarter of meals tax has been \$85,486 since its inception in 2016.

### REVIEW APPLICATIONS, POSSIBLE INTERVIEWS AND VOTE: DEI COMMITTEE

John Connaughton was present before the Board on his application for appointment and spoke to his related

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experiences that would benefit the Committee. Ms. Rushing asked if Mr. Connaughton supports the creation and mission of the Committee and Mr. Connaughton affirmed his support.

Brooke Musial was present before the Board on her application for appointment and spoke to her related experiences that would benefit the Committee. Ms. Rushing asked if Ms. Musial supports the creation and mission of the Committee and Ms. Musial affirmed her support.

Shanna Townley was present before the Board on her application for appointment and spoke to her related experiences that would benefit the Committee. Ms. Rushing asked if Ms. Townley supports the creation and mission of the Committee and Ms. Townley affirmed her support.

Jenelle Kariotis-Rice was present before the Board on her application for appointment and spoke to her related experiences that would benefit the Committee. Ms. Rushing asked if Ms. Kariotis-Rice supports the creation and mission of the Committee and Ms. Kariotis-Rice affirmed her support. Discussion ensued on tabling this item until Ms. Nashawaty and Ms. LaBrecque are able to come in; Ms. Marino stated that she would prefer to table until after town meeting. Consensus was achieved on setting the October 20<sup>th</sup> agenda for the purposes of the appointment of applicants to the DEI Committee.

## **BOARD LIAISON UPDATES**

Ms. Coletta advised that the Old Colony Planning Council signed a resolution recognizing September as National Suicide Prevention Awareness month. Ms. Marino stated that the Pembroke Watershed Association hosted a speaker to address problematic litter and offered to donate receptacles to collect cigarette ends. Ms. Marino stated that the PWA held annual clean up events in spring and was considering joining with the local group who supported the Clean Streets in Pembroke initiative.

## **COMMUNITY COMMENT**

Ms. Coletta stated that she was asked if it would be possible to request that the developer of the solar array leased out at the Hobomock capped landfill site would plant milkweed beneath the solar panels. Mr. Chenard stated that he will look into the request and report back. Patrick Chilcott requested that social media posters tone down recent rhetoric citing website, print and social media posts. Ms. Rushing advised that the Board has a policy in place to allow for them to engage in public comment with the comments submitted to the Town Manager's office in time to include them on an agenda.

At 8:25 pm, Ms. Rushing read the upcoming issues from the agenda. Ms. Coletta moved to enter executive session under MGL c.30A, Sec. 21 (1) to discuss complaints brought against a public official – complaints filed against Select Board members and (2) to discuss strategy with respect to contract negotiations with non-union personnel; and (3) to discuss strategy with respect to collective bargaining if an open meeting will have a detrimental effect on the bargaining position of the public body, and the chair so declares, and (7) to comply with or act under the authority of any general or special law; Open Meeting Law, MGL c.30A 21 voting of executive session minutes. Ms. Marino seconded the motion. By roll call vote; Brown – yes, Coletta – yes, Marino – yes, Trabucco – yes, and Rushing – yes.

At 9:10 pm, Mr. Trabucco moved to adjourn; Mr. Brown seconded the motion. The vote was unanimously in favor.

## **MATERIALS & EXHIBITS**

Draft Drainage Easement Agreement (TM Office)

Advisory Committee email, D. Badger, RE: Appointment S. Walsh (TM Office)

Letter, Application, J. Baillie RE: Requested Appointment Town Memorial Committee (TM Office)

Complete Application, Class II License G. Miller (TM Office)

Complete Application, Door-to-Door Solicitation Permit J. Lagzdins (TM Office)

Draft Minutes of September 1, 2021 and September 15, 2021

Draft Special Town Meeting Warrant (TM Office)

DEI Applications: Nashawaty, Connaughton, Musial, Townley, LaBrecque, Kariotis-Rice (TM Office)

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