

**MINUTES OF THE SELECTMEN'S MEETING
JULY 02, 2012**

PRESENT: Gregory M. Hanley (Chairman), Lewis W. Stone (Vice Chairman), Willard J. Boulter, Jr. (Clerk), Arthur P. Boyle, Jr. (Selectman), Daniel W. Trabucco (Selectman), Stephen Curley (Advisory Committee Chairman), Stephen Dodge (Town Moderator), James McCollum (Advisory Committee), Thomas Driscoll (Board of Health Chairman), Margaret Jones (Cable Advisory Committee), John Mattinson (Cable Advisory Committee), John McCue, Ethan McCue, Sabrina Chilcott (Executive Assistant), Dave Antoine (PACTV Cable), Dave Palana (Pembroke Mariner Express), Charlie Mathewson (WATD) and others.

ANNOUNCEMENTS

Mr. Boulter updated the Board on upcoming 300th Anniversary events; July 22nd is the Scavenger Hunt from 10:00 am to 2:00 pm followed by a cookout at the Herring Run, details are available at www.pembroke300.com with the Trolley Tour and North River Cruise the following Sunday, July 29, 2012. The 300th Committee has received a \$50,000 state grant and wishes to thank Senate President Therese Murray for submitting it on behalf of the Town. Mr. Boulter advised that the 300th Book Committee will have the book ready August 1st; the book is now 500 pages so prices will increase by \$50-\$10 on August 1st but orders placed now will still be accepted for original price. The waterwheel should be ready for installation at the Herring Run by mid August. Mr. Trabucco updated the Board on correspondence received regarding the affordable housing property at 51 Redwood Circle; although the extended ninety day period has expired for the resale, the property can be sold off of the 90B program but will be considered an affordable housing unit and be sold for an affordable amount with a deed free and clear of restrictions of a rider.

CONSIDER RECREATION COMMISSION APPOINTMENT: WILLIAM BOYLE TO CPC

Mr. Trabucco moved to appoint Mr. William Boyle as the Recreation Commission representative to the Community Preservation Commission in place of Mr. Matthew Newman, term to expire in 2015. Mr. Boulter seconded the motion. The vote was four in favor with Mr. Boyle present, not voting.

CONSIDER REAPPOINTMENTS TO BOARDS, COMMITTEES, COMMISSIONS

Mr. Boyle moved and Mr. Stone seconded the following list of persons to be reappointed for terms as printed. The vote was four in favor for Mr. Dovell and Mr. Mattinson on the Cable Advisory Committee and Mr. Hannon on the North River Commission, with Mr. Boulter abstaining from the vote on these three appointments. The vote for the remaining twenty-two reappointments was unanimously in favor.

<u>NAME</u>	<u>COMMITTEE/BOARD/COMMISSION</u>	<u>EXP TERM</u>
Matthew Dovell	Cable Advisory Committee	2015
John Mattinson	Cable Advisory Committee	2015
Thomas Weinreich	Commission on Disabilities	2015
Carolyn Crossley	CPC - (Housing Authority)	2015
Paul Whitman	CPC - (DPW Commissioners)	2015
Carey Day	Conservation Commission	2015
Daniel Smith	Conservation Commission	2015
James Baillie	Council on Aging	2015
Kenneth Girten	Council on Aging	2015
Janis Bowes	Council on Aging	2015
Linda McCollum	Cultural Council	2015
Vivian Perry	Cultural Council	2015
Elizabeth Bates	Historical District/Historical Commission	2015
Tim Birnstiel	Historical District/Historical Commission	2015
Linda Osborne	Historical District/Historical Commission	2015
James Hannon	North River Commission Representative	2015

Mary Ann Freeman	Recreation Commission	2015
Thomas Finnegan	Recreation Commission	2015
Robert Raleigh	Recreation Commission	2015
Marilyn Zechello	Registrars, Board of	2013
Catherine Thurbide	Town Landing Committee	2015
Edward Bursaw	Veteran's Neglected Graves Officers	2013
Andrew Pongratz	Veteran's Neglected Graves Officers	2013
William Cullity, Jr.	Zoning Board of Building Law Appeals	2015
John O'Connor	Zoning Board of Building Law Appeals	2015

Mr. Boyle moved to reappoint Daniel Trabucco to the Casino Task Force with term expiring in 2015; Mr. Stone seconded the motion. The vote was unanimously in favor. Mr. Boyle moved to reappoint Willard J. Boulter, Jr. to the North River Commission as the Alternate Representative with term expiring in 2015; Mr. Stone seconded the motion. The vote was four in favor with Mr. Boulter present, not voting. Mr. Boyle moved to reappoint Lewis Stone to the Plymouth County Advisory Board with term expiring in 2013; Mr. Hanley seconded the motion. The vote was four in favor with Mr. Stone abstaining.

CONSIDER PAC STUDIO AGREEMENT

Mr. Thorne stated that the agreement includes that PACTV will provide the three channels, Public Access, Educational Access and Government Access. Additionally, section four addresses compensation to PACTV for the services they will render; the Town will contribute four percent of the gross cable revenue for the rest of calendar year 2012 and then 3.25% of the gross revenue starting January 1, 2013 and continue throughout the remainder of the contract and the money shall go directly to the cable provider. Section five addresses the Board of Directors of PACTV with eleven seats; five seats from Plymouth, two each by Kingston, Duxbury and Pembroke. Mr. Thorne stated section eight wherein the date for vacating the equipment from the local studio is located is being amended from July 2, 2012 to August 1, 2012. Mr. Thorne stated the agreement will take effect tonight and run through October 25, 2018. Mr. Thorne stated legal counsel for both parties have approved the agreement. Mr. Trabucco asked Mr. Thorne to explain the difference between section four in PACTV agreement to PMB's budget; Mr. Thorne stated that the Town received 4.25% of the gross revenues for the first two years of the contract; it became 4% until the end of 2012 when it will go to 3.2% January 1, 2013 so the provisions in the Comcast agreement with the Town are the terms with PACTV. Mr. Boyle stated he thought the payments would continue to be made payable to the Town; Mr. Thorne stated the contracts with other towns are all written this way and the Town Accountant doesn't have a problem with payments being made directly to PACTV. Mr. Hanley inquired about the local studio; Mr. Thorne stated the studio will be available to Pembroke residents. Mr. Thorne stated that to use it, the resident must obtain a key from either the library or the Selectmen's office. If the resident would like to use equipment, they would have to check the equipment out of the library, provided they are certified by PACTV to do so. Mr. Hanley added that the editing suite at the library will provide for residents to return to the library to edit their project and drop their final cut into the drop box located at the library for airing on the public access channel. Mr. Hanley also added that there will be a studio at the High School that will allow for curriculum to be introduced; the practicalities of the studio are being negotiated now. Mr. Trabucco requested that Mr. Thorne describe the studio at the school and its benefits and additionally explain and opt out provisions the Board may have. Mr. Thorne explained that designated equipment at the studio is being transferred to the High School for the studio and there are contractual provisions in the contract to withdraw from PACTV with proper notice. Mr. John McCue of 71 Water Street stated he feels that the BOS does not have the authority to enter this contract as PMB has not been dissolved, so they are still the designee. Mr. Thorne stated the Board of Selectmen has authority as there is no formal contract between the BOS and PMB. Mr. John Mattinson requested clarification of agreement; Mr. Hanley stated this agreement has been amended from the PMB agreement to include local studio access as requested on June 13th by residents. Mr. Hanley stated the request made clear to the Board of Selectmen that night was local studio access with Mac equipment and Final Cut Pro Software; Mr. Hanley stated Pembroke residents can check equipment out of the library with their PACTV membership card or use their own equipment, take it to

the local Pembroke studio, film their product, return to the library and edit their production on the editing suite which includes a Mac computer and Final Cut Studio Pro software and then submit their final copy for airing, all without going to the Plymouth studio as requested. Mr. Hanley also stated that the Pembroke High School students will have curriculum based opportunities they have never had before. Mr. Hanley stated that the meeting June 13 was reviewed several times to ensure that each residents concerns were addressed. Mr. Mattinson asked if other companies were considered; Mr. Hanley stated that the PMB vetting process and the PACTV presentations were satisfactory to the Board. Mr. Hanley additionally stated that the agreement has reviewed by legal counsel for the Town and represents the best interests of the Town. Mr. Mattinson questioned the decision to make the funds payable to PACTV and the contents of the local studio and requested this be tabled. Mr. Boulter made the motion to move the question. Mr. Hanley stated the Board would return to this subject after the next appointment.

7:45 CONSIDER JOINT APPOINTMENT OF JAMES MCCOLLUM TO ADVISORY COMMITTEE: ADVISORY COMMITTEE, TOWN MODERATOR

Mr. Stephen Curley, Chairman of the Advisory Committee was present before the Board with the application of Patricia Elsner and the reappointment request of James McCollum to the Advisory Committee; Advisory will have two vacancies after this appointment and the Committee seeks applicants for these openings. Mr. Curley moved to reappoint Mr. James McCollum to the Advisory Committee for a three year term to expire in 2015; Mr. Stephen Dodge seconded the motion. The vote was unanimous by roll call vote. Mr. Curley moved to appoint Patricia Elsner to the Advisory Committee for a three year term to expire in 2015; Mr. Stephen Dodge seconded the motion. The vote was unanimous by roll call vote. Mr. Trabucco requested that anyone interested in serving on the Advisory Committee, please contact the Selectmen's office for an application.

CONSIDER PAC STUDIO AGREEMENT (continued)

Mr. Hanley restated that Mr. Boulter moved the question for the Town of Pembroke to enter into an contract agreement with Plymouth Area Community Access Television, Inc. (PAC TV); Mr. Stone seconded the motion. The vote was unanimously in favor.

MINUTES OF JUNE 4, 2012

Mr. Stone moved to accept the minutes of June 4, 2012 as amended and presented; Mr. Boyle seconded the motion. The vote was unanimously in favor.

MINUTES OF JUNE 18, 2012

Mr. Stone moved to accept the minutes of June 18, 2012 as presented; Mr. Boyle seconded the motion. The vote was unanimously in favor.

ASK THE SELECTMEN

Mr. Stone stated he received a telephone call from a resident on Mattakesett Street who is concerned about traffic issues, speeding and safety of children. Mr. Stone will put together a letter reflecting those concerns to the DPW Director and Chief of Police and will follow up with the BOS when he has a response.

UPCOMING ISSUES

Mr. Hanley announced Comcast service issues discussion with Catherine Maloney, Manager of Government and Community Relations on July 30th at 7:30 pm. Mr. Trabucco encouraged residents to attend to gain information.

Mr. Stone moved, seconded by Mr. Boyle, and 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 on the public body and the chair so declares.

Roll call vote: Boulter, yes - Boyle, yes - Stone, yes - Trabucco, yes – Hanley, yes.