

**MINUTES OF THE SELECTMEN'S MEETING
DECEMBER 2, 2013**

PRESENT: Willard J. Boulter, Jr. (Chairman), Arthur P. Boyle, Jr. (Vice-Chairman), Lewis W. Stone (Clerk), Michelle Burt (Selectman), Daniel Trabucco (Selectman), Edwin J. Thorne (Town Administrator), Frank Hackett (Superintendent of Schools), Erin Obey (Director of Finance & Administration), Bijan Mehr, Matt McNeilly, Linda Peterson, Sabrina Chilcott (Executive Assistant), and others.

REVIEW OF BALLOT QUESTION FOR SPECIAL ELECTION JANUARY 25TH, 2014

School Superintendent Frank Hackett was present before the Board to request that the BOS consider a vote to clarify the town's option to not proceed with the school roofs project should anything endanger the MSBA funding of 52.06% of the project. Dr. Hackett reiterated the conversation from Town Meeting whereby the School Department would not proceed with the school roof repair/replacement project without reimbursement from the MSBA. Mr. Boyle moved that the Board of Selectmen pledge not to award, endorse or sign off on a contract or contracts for the construction of the proposed roof replacement projects at four Town schools, as discussed under Article 21 at the 11/12/13 Special Town Meeting, unless and until the Town receives notice of approval of funding from the Massachusetts School Building Authority. Ms. Burt seconded the motion. The vote was unanimously in favor. Mr. Boyle moved the ballot question as written by town counsel: "Question 1. Shall the Town be allowed to exempt from the provisions of Proposition two-and-one-half, so called, the amounts required to pay for the bonds issued in order to undertake roof replacement projects, including all costs incidental and related thereto, at the following Pembroke schools: North Pembroke Elementary School, 72 Pilgrim Road; Hobomock Elementary School, 81 Learning Lane; Pembroke Community Middle School, 559 School Street; and Pembroke High School, 80 Learning Lane?" Mr. Stone seconded the motion. The vote was unanimously in favor.

ANNOUNCEMENTS

Town Clerk MaryAnn Smith has announced the date for the Special Election for the school roofs on January 25, 2014. The last day to register to vote will be January 6th and the Clerks office will be open that evening until 8:00 pm for that purpose. Please call 781-293-7211 with any questions. The Pembroke Tree Lighting Committee will be holding the annual tree lighting ceremony on the Town Green Sunday, December 8th. Activities will be held from 2:00pm to 5:00pm.

VOTE LIQUOR LICENSE RENEWALS FOR 2014

Mr. Boyle moved to approve the liquor license renewals as presented on the attached list of twenty-nine licensees. Mr. Stone seconded the motion. The vote was unanimously in favor.

CLOSE THE FY14 TAX CLASSIFICATION HEARING

Mr. Boyle moved to close the FY14 Tax Classification Hearing at the Request of Cathy Salmon; Mr. Trabucco seconded the motion. The vote was unanimously in favor.

CONSIDER THE MINUTES OF NOVEMBER 12, 2013

Mr. Stone moved to accept the minutes of November 12, 2013 as written; Mr. Boyle seconded the motion. The vote was unanimously in favor.

OLD BUSINESS

Mr. Thorne updated the Board on the MBTA assessments referenced by Mr. Walsh last week; Mr. Thorne advised that Pembroke's MBTA assessment is \$0, and the \$128,000 assessed to GATRA is fully reimbursed.

TOWN ADMINISTRATOR'S REPORT

Mr. Thorne announced that the Columbia Gas project is winding down and should be completed within 48 hours. Paving will put off for the season, but road details and detours are ending. He also advised that two companies have been scheduled to present solid waste disposal proposals December 9th and one other has been invited. Mr. Stone inquired about opening the Recycling Center for additional leaf disposal Sundays;

Mr. Thorne stated he will consult Mike Valenti to determine need and feasibility and report back. Mr. Trabucco requested that Mr. Thorne get in touch with PACTV regarding the lighting at Special Town Meeting as he felt that quality of the imagery was poor; he additionally inquired as to the process for Pembroke residents to submit material for public access. Mr. Boulter advised that this has been addressed at past meetings and residents, including Pembroke Community Media, are currently submitting material to air on the local channels. Mr. Stone stated that he has seen the video loop on playback, whereby small sections are repeated and then the feed will jump ahead; he requested that this feedback to PACTV be included.

7:30 PUBLIC HEARING: NEW CLASS II LICENSE APPLICANTS MAJID WAHED & HANIF QUADIR OF FAIR DEAL AUTO SALES, LLC AT 239 WASHINGTON STREET

Mr. Boulter opened the Public Hearing at 7:30 pm. Mr. Wahed and Mr. Quadir were in attendance with their engineer, Nash. The engineer explained that there is a current dealership at the location in existence for many years and the current site plan submitted and approved by ZBA reflects no layout changes other than three marked staff parking spots. Mr. Stone reviewed the submission and clarified that CORI requirements have been satisfied and ZBA has approved the site plan. There were no residents present to speak in favor or opposition to the license. Mr. Stone moved to approve the application of Fair Deal Auto Sales, LLC for a new Class II license to be exercised at 239 Washington Street. Mr. Boyle suggested an amendment to the motion to include that the same restrictions with nineteen vehicles and three staff parking spaces; Mr. Stone agreed. Mr. Boyle seconded the motion. The vote was unanimously in favor. Mr. Boulter closed the public hearing at 7:40 pm.

UPCOMING ISSUES

Mr. Boulter stated that December 9th there will be solid waste disposal presentations and on December 15th, Emergency Management Co-Directors Rick Wall and Mike Hill will present an EM briefing. Mr. Stone advised that the two companies who have accepted invitations to present are Covanta SEMASS and ABC Disposal Services, Inc. of New Bedford. They will present proposals of five to ten year options that are flexible on length of term. Mr. Boyle asked if these presentations would address hauling or pickup as well; Mr. Stone stated that the town is happy with the current pickup service provider; while that contract will also expire soon, they are separate issues. Mr. Boyle stated that Pembroke Watershed Association held their annual meeting and Mr. Boyle had an opportunity to meet individually with the Hanson Town Administrator; he is very interested in Pembroke's efforts to date and our management practices concerning the towns and their ponds. Mr. Boyle believes that he, Mr. Howard and Mr. Flynn of Hanson will be valuable resources to address funding treatment options and curtailing the practice of snow removal at or near the ponds. Mr. Boulter stated that the Division of Marine Fisheries has met with Brockton Water to discuss plans for repairing the fish ladder on Furnace Pond and screening the pump system to prevent the pumping of herring into Silver Lake. Mr. Boyle stated that Great Sandy Bottom Pond's water level is low. Mr. Thorne stated that eh will contact both Town Administrators to determine whether they are pumping more or if the level are just lower than usual.

7:45 PUBLIC HEARING: TRANSFER CLASS II LICENSE CII-60, APPLICANT BIJAN MEHR OF KINGS HIGHWAY MOTORS, INC D/B/A WASHINGTON ST MOTORS

Mr. Boulter opened the Public Hearing at 7:45 pm. Mr. Bijan Mehr was in attendance to explain his application of transfer of license# CII-60 from 239 Washington Street to his property at 256R Washington Street. He holds a current license in the front of #256, license CII-55, and this license would be for the rear unit with no outside storage or display. The ZBA has forwarded a letter approving this application. Mr. Boyle asked how much interior storage he has here; Mr. Mehr stated that there is room inside for a maximum of fifteen cars for auction and internet sales. Mr. Boyle moved to approve the application of Kings Highway Motors, Inc. d/b/a Washington Street Motors for a transfer of Class II Auto Dealer's license CII-60 from 239 Washington Street to 256R Washington Street limited to inside storage of fifteen cars with no outside display. Mr. Stone seconded the motion. The vote was unanimously in favor.

At 7:50 pm, Mr. Stone moved to enter 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

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position of the public body and the chair so declares. Mr. Boulter so declared and Mr. Boyle seconded the motion.

By roll call vote: Mr. Stone - yes, Mr. Boyle - yes, Ms. Burt - yes, Mr. Trabucco - yes, Mr. Boulter - yes.