

MARCH 9, 2015

PRESENT: Daniel W. Trabucco (Chairman), Arthur P. Boyle, Jr. (Vice-Chairman), Lewis W. Stone (Clerk), Willard J. Boulter, Jr. (Selectman), Michelle L. Burt (Selectman), Eugene Fulmine, Jr. (DPW Director), Ben Bastianelli (DPW Commissioner), Jason Federico (DPW Commissioner), Paul Whitman (DPW Commissioner), Scott Glauben (Assistant DPW Director), Robert Cahoon, Robert Clarke (Conservation Agent), Mark Ames (Conservation Commission Chair), Carey Day, Michael Kirby, Alan Gigliotti, Dan Smith, Diana Julian, Mark Burridge (Pembroke Mariner Express), Sabrina Chilcott (Executive Assistant), and others.

7:00 pm Mr. Trabucco opened the meeting.

7:00 DPW DIRECTOR, CONSERVATION COMMISSION: ROUTE 14 PROJECT DISCUSSION

Conservation Agent Robert Clark was present before the Board; he stated that the Route 14 Reonstruction Project is at 100% design without permitting from the Conservation Commission. Mr. Clarke stated that the Commission found out about the project in August and have made some progress since; however, they do not have all of the information that they have requested regarding stormwater runoff and the project must go out to bid in September. Mr. Clarke stated that the Conservation Commission is aware that the project is exempt from regulations, but many significant changes could be needed over the next two years and beyond. Mr. Trabucco stated that this project has been in progress for ten years and undergoing the public hearing process for the last few years; Old Colony Planning Council is in favor of the project and MassDOT has issued an ENF. Mr. Clarke stated that Conservation has not received any drawings or maps. They understand that the Notice of Intent will be filed in May but this doesn't allow enough time; this is why they are appealing to the BOS. Mr. Bastianelli confirmed that a formal document will not be forthcoming until the NOI in May as is standard process. He regretted the timetable that the town is up against but this is dictated by the state; the federal and state governments are funding \$8.8million project. Mr. Bastianelli confirmed that the town submitted an Environmental Review in April of 2011 to MassDOT and received the comments in March of 2014. Mr. Bastianelli confirmed that the DPW has met informally with Conservation Commission several times, but this is a renovation and as such, DEP takes the approach of what is most practical, not what is most desirable. Mr. Bastianelli stated that easement limitations and a narrow right of way prevent Conservation Commission from achieving everything they seek from the project. Rob Cahoon from CHA Consulting was present to summarize steps taken from 1998 to present on this 3.3 mile roadway resurfacing and reconstruction project from the Hanson Town Line to Route 53, skipping the center. The project includes a 5.5' sidewalk on one side of the road and improved intersection geometry at Mattakeesett and Maquan Streets, Grove and Mattakeesett Streets, Center Street and Littles Avenue, Center Street and Allens Avenue, and Barker and High Streets. There will be culvert replacement at Oldham Pond and Little Pudding Brook; there will be minimal impact to adjacent resource areas. MassDOT's recommendations are held to the available right of way and proximity of resource areas to the roadway, which limits the ability to put in leaching basins to process stormwater runoff. Mass DOT doesn't hold one hundred year old roadway reconstruction projects to the same standards as a new subdivision. Discussion ensued on the role of leaching basins. Ms. Burt asked if Conservation Commission's approval is required; Mr. Cahoon stated that they will issue an order of conditions within the approval that everyone will strive to meet. Mr. Trabucco asked who prevails in a conflict between MassDOT and DEP; Mr. Cahoon stated that they will need to follow Conservation Commission's recommendations to the extent practical, but the state is overseeing the project. Mr. Day of Conservation stated that their purpose before the Board is to advise that flaws exist and he stated that they would like to work with the DPW and the contractor. He advised that the impervious area will be increased by 20% and they seek sedimentation basins as betterment to the stormwater system. Discussion ensued on Wetlands Act provisions; he stated that the Conservation Commission would like to see the plans as soon as possible to begin reviewing. Mr. Cahoon stated that a 35+' roadway is moving through a 45' layout, and some features are limited by the available space. Mr. Stone inquired as to the timeline established; Mr. Cahoon stated that a rough schedule is out, showing approximately 27 months of construction to install drainage improvements; schedule shows advertising for construction in the fall of 2015 and MassDOT will award the project, with 80% of the funding coming from federal r4esources and 20% from state resources. Mr. Boyle asked if the project will improve drainage and the roadway over what is currently there; all agree that it will. Mr. Fulmine stated that the project has increased in scope from \$6.3 million to \$8.8 million as drainage issues have been addressed in changes. Mr. Fulmine stated that the town has to secure the rights of way before September. Mr. Day stated that this conversation has been very helpful. Mr.

Trabucco stated that the BOS strongly supports this project, but Conservation Commission has their job to do and all would appreciate it if everyone would work together to see the project implemented in a sound way. Mr. Day requested plans for ConCom; Mr. Trabucco asked Mr. Cahoon to get Conservation Commission electronic and paper plans as soon as is feasible. Bob Clarke stated that “the town is buying something that isn’t complete or right” and if the town wants “a design that is old and not right, that’s fine but the Conservation Commission won’t be responsible”. Mr. Boulter asked how much has been invested to date on the project; Mr. Cahoon and Mr. Bastianelli estimated in excess of \$500,000 to date.

At 8:30 pm, Eugene Fulmine, Jr. Ben Bastianelli, Jason Federico, Paul Whitman, Scott Glauben, Robert Cahoon, Robert Clarke, Mark Ames, Carey Day, Michael Kirby, Alan Gigliotti, and Dan Smith exited the meeting.

VOTE ARTICLES FOR INCLUSION IN THE ANNUAL TOWN MEETING WARRANT

Mr. Trabucco read a summary of the 29 articles on the Annual Town Meeting warrant; Mr. Boyle moved to include all articles submitted on the ATM warrant; Mr. Stone seconded the motion. The vote was unanimously in favor.

VOTE ARTICLES FOR INCLUSION IN THE SPECIAL WITHIN THE ANNUAL TOWN MEETING WARRANT

Mr. Trabucco read a summary of the two articles on the Special within the Annual Town Meeting warrant; Mr. Boyle moved to include all articles submitted on the ATM warrant; Mr. Stone seconded the motion. The vote was unanimously in favor.

DISCUSSION: INTERIM FIRE CHIEF

Mr. Trabucco stated that the current Chief James Neenan’s resignation takes effect on March 27th and the town doesn’t have enough time to advertise and hire a new chief before that time. He suggested that the Board consider appointing an interim Fire Chief. Discussion ensued; Ms. Burt moved to appoint Deputy Chief Michael Hill to the position of interim fire chief effective March 28, 2015 pending the approval of the current fire chief. Mr. Boyle seconded the motion for the purposes of discussion. Mr. Boyle moved to table this discussion one week; Mr. Stone seconded the motion to table. The vote to table was 4/1 with Ms. Burt opposed. Mr. Trabucco requested that Mr. Thorne obtain the Fire Chief’s recommendation.

VOTE TO ACCEPT THE MINUTES OF FEBRUARY 11, 2015

Mr. Stone moved to accept the minutes of February 11, 2015 as written; Mr. Boyle seconded the motion. The vote was unanimously in favor.

VOTE TO ACCEPT THE MINUTES OF FEBRUARY 23, 2015

Mr. Stone moved to accept the minutes of February 23, 2015 as written; Mr. Boyle seconded the motion. The vote was unanimously in favor.

At 8:50 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 position of the public body and the chair so declares; Mr. Trabucco so declared and Mr. Boyle seconded the motion.

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