

## **MINUTES OF THE SELECTMEN'S MEETING**

**MONDAY, OCTOBER 25, 2010**

**PRESENT:** Willard J. Boulter, Jr. (Chairman), Daniel W. Trabucco (Vice-Chairman), Lewis W. Stone (Clerk), Arthur P. Boyle, Jr. (Selectman), Gregory M. Hanley (Selectman), Edwin J. Thorne (Town Administrator), Diane M. Tobin (Executive Assistant), John Mattinson (Pembroke Media Broadcast), Becca Manning (Pembroke Express), Matthew McNeilly, Kathleen McCarthy (Town Treasurer/Collector), Alan Peterson, and others.

The meeting was called to order by the Chairman at 7:00 pm in the Veterans Hall and the Pledge of Allegiance was recited.

### **ANNOUNCEMENTS**

**SCOUTING FOR FOOD:** The Scouts will be distributing bags on mailboxes beginning Nov. 13 and will return to pick up donations on Saturday, Nov. 20, for their annual Scouting for Food Drive to help fill the Pembroke Food Pantry shelves.

**TREASURER'S BONDS:** Selectman Clerk Lewis Stone moved, seconded by Selectman Arthur Boyle, to approve and confirm the Bonds and documents as presented by the Town Treasurer/Collector. So voted unanimously in favor.

**COMMISSION ON DISABILITIES:** Mr. Boyle moved, seconded by Mr. Stone, to appoint Thomas M. Wilkinson of 168 Water Street, to serve on the Commission on Disabilities. So voted unanimously in favor. Mr. Wilkinson's term will expire in June 2013.

**MINUTES:** Mr. Boyle moved, seconded by Mr. Stone, to approve the minutes of the Selectmen's meetings of October 4, October 12, and October 19, 2010 as presented. Voted 4-0-1 with Mr. Hanley abstaining from the vote for the 4<sup>th</sup> and 19<sup>th</sup> as he was not present for those meetings.

**COMMUNITY PRESERVATION COMMITTEE:** Mr. Boyle moved, seconded by Mr. Stone, to appoint Dan Murphy to serve as the Selectmen's designated appointee on the Community Preservation Committee. So voted unanimously in favor.

**RESIGNATION:** Selectman Boyle moved, seconded by Selectman Stone, to accept with regret the resignation of Lisa Cullity from the Board of Health effective October 20, 2010. Mr. Thorne advised that an official notification will be coming from the Board of Health to announce the vacancy and then there will be a joint appointment by the Selectmen and the Board of Health to fill the remainder of Ms. Cullity's term.

## **MINUTES OF THE SELECTMEN'S MEETING**

**OCTOBER 25, 2010 – PAGE TWO**

**TELEPHONES FOR RECYCLING CENTER:** A corrected report was made to explain that \$2200 was the total amount for telephone service for the year which covered two telephones, a fax machine, alarm lines and the monitoring of the alarms. There is also a Well Fargo lease payment that is for the copier machine. Mr. Thorne will be looking into some changes.

**COMMUNITY PRESERVATION COMMITTEE:** A notice was received that the CPC has reorganized and Brian VanRiper is the new Chairman and Rob Tocci is the new Vice-Chair. Selectman Hanley asked that the Board of Selectmen recognize Mark Ames for his work in helping to bring the Community Preservation Article to town and putting the Community Preservation Committee together. Mr. Ames served as Chairman for a couple years and it is sad that he has resigned from this committee. The Board agreed that a letter of thanks should be sent to Mr. Ames.

Selectman Stone noted that there were some discrepancies at town meeting about the writing of the articles for the CPC. He received calls from people who had articles to be discussed and were not informed that the articles were going to be pulled on town meeting floor. Mr. Stone asked Brian VanRiper to come before the Selectmen to explain the events and a solution to this issue.

**TOWN ADMINISTRATOR REPORT:** Mr. Thorne informed the Selectmen that the Environmental Office of Environmental Affairs has notified the town that we did not get the grant money for the Mattakeesett St. Ballfield project.

**HILL BOG/VALLEY STREET:** Jeff Mathias was present to explain to the Board that he purchased the old Hill-Gummerus property off Valley Street and wants to cultivate the bogs. He wants to clean the reservoir to deepen it and remove material from the pond. He will be hauling it off-site because it is not useful for the bog. He expects it to be approximately 40,000 yards to be removed. All four existing bogs will be restored. Mr. Thorne had reviewed the plan and advised the Selectmen that Mr. Mathias will not need to apply for an earth removal permit since the work is being done in conjunction with the cultivation of bogs, so it is exempt.

Mr. Mathias explained that the trucks would only be travelling on Valley Street for a short time. He needs to have the reservoir full and ready by April 2011. He said the 18-

## **MINUTES OF THE SELECTMEN'S MEETING**

**OCTOBER 25, 2010 – PAGE THREE**

wheel trucks would operate 5 days per week, no weekends and holidays, from 7 am to 4 pm. The Selectmen compromised to allow a start time at 7:30 a.m. and there will be no idling of the trucks. Dewatering will be done on site. Mr. Thorne will talk to the Duxbury Town Manager regarding Pembroke's approval of this project. Mr. Mathias has already met with Conservation and the Conservation Agent has reviewed the site and the plan and has no issue with it.

Mr. Hanley motioned, seconded by Mr. Boyle, to approve the cranberry bog restoration project as presented by Mr. Mathias with a start time of 7:30 a.m. and no idling of trucks, and subject to the street being swept and a police detail if the Police Chief so determines.

Voted 5/0 unanimously in favor.

**ASK THE SELECTMEN:** A letter was received from David Spalding on behalf of the Stetson Pond Heights Improvement Association. Mr. Spalding requested "5 mph speed limit" signs on High Avenue. Mr. Stone talked to the DPW Director and the Police Dept. and found that the minimum speed would be 25 mph. Mr. Spaulding said the association is willing to pay for the sign if the DPW will install them. The DPW Director will provide the specs and will work with Mr. Spalding. The OCPC can do a speed survey on High Ave.

**ENERGY COMMITTEE/ESCO:** Alan Peterson explained that the Energy Committee has been working hard on this project for over a year now. The article was on the warrant for the Fall Special Town Meeting but was one of the three that was not acted upon before the adjournment of the meeting, due to lack of quorum.

Mr. Peterson told the Selectmen that all departments are on board with the plan to define what energy savings projects would pay for themselves in a 12 year period. The Energy Committee wanted to get the vote of the town meeting in the interest of transparency. They do not really need a town meeting vote but they felt it would be good policy. The article was written so that the cost of the study could be leveraged to buy down the cost of the projects. They would like to implement the audit before the winter heating season begins and it would be useful to move the study ahead to see the results in the spring. . Mr. Peterson requested that the Selectmen authorize the Town Administrator to approve payment for a study if it is required. The energy savings would pay for the amount that was requested at town meeting. The savings would be the funding vehicle for paying for the projects. Mr. Peterson says it is a very practical project and not a long term project.

## **MINUTES OF THE SELECTMEN'S MEETING**

**OCTOBER 25, 2010 – PAGE THREE**

He said it would cost \$36,000 for the audit but if we contract with them to implement their findings, it would be rolled into the cost of the study. Mr. Peterson

stated that the supplier that was chosen is Schneider Electric which is one of the largest energy distributors in the world. Other responders were Johnson and Seimens.

The town now spends \$1.2 million for all municipal buildings. The Energy Committee would like to see the town reduce energy usage by 20% over the next 5 years. But capital improvements must be made to get there.

Town Administrator Thorne explained that it would be allowable for the Selectmen to authorize him to sign the contract because it is for less than three years. He explained that the article had been submitted in the event that the town did not go forward with the recommendations of the audit. The Selectmen would be giving the Energy Committee permission to have the audit done and the town would be obligated to follow up on the audit recommendations. Mr. Peterson assured that there will be a menu of projects to pick from. The audit could be done in 12-18 months and will be done over three seasons. Mr. Thorne feels the opportunity would be there in the spring to fund the \$36,000.

Mr. Peterson informed the board that by going through the Green Communities Project the town is positioning itself to take advantage of government grant money.

Selectman Trabucco moved, seconded by Selectman Hanley, that the Board of Selectmen direct the Town Administrator with the Energy Committee to proceed with the energy investment grade audit. Voted 5-0 unanimously in favor.

**ANIMAL CONTROL OFFICER:** Mr. Thorne advised the Selectmen that the Animal Control Officer has accepted the job description with no changes. Chairman Boulter noted that a number of calls and letters have been received recommending and approving the job that Bill Hart is doing.

**EXECUTIVE SESSION:** Mr. Stone moved, seconded by Mr. Boyle, to enter into executive session to discuss pending litigation and strategy with respect to bargaining and/or litigation, and upon completion no further public business to be discussed.

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

The meeting was adjourned at 8:40 p.m.

