

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

**MONDAY, JULY 12, 2010**

**PRESENT:** Willard J. Boulter, Jr. (Chairman), Daniel W. Trabucco (Vice-Chairman), Lewis W. Stone (Clerk), Gregory M. Hanley (Selectman), Edwin J. Thorne (Town Administrator), Diane M. Tobin (Executive Assistant), Becca Manning (Pembroke Express), Steve Curley, Bob Clarke, Chester Drown, Jim McCollum, Ben Bastianelli, Mike Virta, Drew Latwas and family, and others. Mr. Boyle was away on vacation.

The meeting was called to order by the Chairman at 6:30 p.m. in the Town Hall Veteran's Hall and the Pledge of Allegiance was recited.

### **ANNOUNCEMENTS:**

Water Use Restriction: A notice was received from the DPW Commissioners announcing a voluntary water use restriction. They request that residents conserve water and use hand held hoses only for lawns.

**DOCKS AND RAFTS BYLAW:** Mr. Thorne advised the Selectmen of a telephone conference of last week with Attorney John Goldenrosen, Conservation Agent Bob Clarke, Police Chief Ohrenberger and himself. Atty. Goldenrosen advised that there are two kinds of structures, temporary and permanent, but there could also be such a structure that is a temporary/permanent unit which would be attached to the shoreline. These structures require Conservation and DEP approval. The Selectmen have the authority to issue and regulate permits and fees for temporary rafts, moorings and floating docks. They also have the right, after a 15 day warning, to have a structure removed at the owner's expense. Permit process and fees can be established without submitting a bylaw to the town meeting because there is already a town bylaw in place and to assign an overseer of the process. Mr. Hanley would recommend going with setting a policy. Mr. Boulter expressed concern that a policy could be changed by another board after a while and would prefer a more permanent bylaw. He said the purpose is to make the ponds safer and better for everyone with equal treatment for all. Mr. Boulter feels policy should be set and possibly establish the Conservation Commission approval should be obtained first. He suggested that applications might be distributed by the Building Dept. Mr. Boyle is on vacation and the Selectmen agreed to hold further discussion on this issue until the next meeting. In the meantime, Mr. Thorne will look into samples of permits for both types of structures.

**EAGLE SCOUT PROJECT:** Boy Scout Drew Latwas requested and was granted permission by the Selectmen to move forward with his proposal to improve the signage for the Pembroke High School and Bryantville School to be displayed on the island at the

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

### **JULY 12, 2010 – PAGE TWO**

intersection of Learning Lane and Hobomock St. He is working with Dave Litchfield on the designs and he has received donations of lumber from Lowe's.

Drew should check with the Building Inspector to get an approved location on the island for the signage. Mr. Trabucco motioned, seconded by Mr. Stone, to support this project to improve the school signage at Learning Lane and upon favorable recommendation of the Building Inspector, to send a memo to the DPW and the School Committee advising of the Selectmen's approval of this project that will enhance the community. So voted 4/0 in favor.

**PARC GRANT – PUBLIC HEARING – MATTAKEESETT BALLFIELDS:** A mandatory public hearing was advertised and held as a requirement of the application to the Executive Office of Energy and Environmental Affairs. Town Administrator Thorne will submit a second grant request to help with the ongoing Mattakeesett Municipal Athletic Fields Complex project. The additional use of the parking lot by GATRA may help secure this grant. Mr. Hanley thanked Mr. Thorne for going through this process again.

Mr. Stone moved, seconded by Mr. Hanley, that the Board of Selectmen authorize the Town Administrator to request this grant from the State in the amount of \$806,452. Voted 4/0 in favor.

**SOLID WASTE/RECYCLING STUDY COMMITTEE:** Mr. Bastianelli supplied a list of current members of this committee and requested that the Selectmen reduce the number of members from 11 to 7 since 4 of the persons on the list have not been able to attend meetings or have only attended just a couple times. He feels the committee's hands are tied when they have to keep going over material in order to keep the occasional attendee informed. Minutes are supplied regularly and attempts have been made to encourage participation. The reduction in the number of members would also help to reduce the quorum number required. They meet on a weekly basis which has been an issue for some members. They want to start working on bringing forth a proposal. Mr. Stone feels that one of the members should be a Board of Health member.

Mr. Stone moved, seconded by Mr. Trabucco, to reduce the membership of the Solid Waste/Recycling Study Committee to 7 members including one member from the Board of Health and to create an alternate membership for Chester Brown in order to achieve a quorum when necessary. If the full committee is not present then the Alternate can sit with voting power. Voted 4/0 in favor.

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

**MONDAY, JULY 12, 2010 – PAGE THREE**

**ADVISORY COMMITTEE:** Mr. Hanley moved, seconded by Mr. Trabucco, to recommend appointment of Stephen Curley to fill one of the vacant seats on the Advisory Committee. So voted unanimously in favor.

Mr. Hanley moved, seconded by Mr. Stone, to assign Mr. Boyle to be the Selectmen's representative to the Joint Appointing Authority for the appointment of the new Advisory Committee member. So voted unanimously in favor.

**WAGE & PERSONNEL:** Action on the recommendation of appointment to the Wage & Personnel Board was postponed until the next Selectmen's meeting on July 26<sup>th</sup>.

**MINUTES:** Mr. Stone moved, seconded by Mr. Trabucco to accept the minutes of the meeting of June 28, 2010 as prepared. So voted unanimously in favor.

**UNIVERSAL DEED RIDERS:** Upon the recommendation of CHAPA and DHCD, Mr. Stone moved, seconded by Mr. Trabucco, to accept the use of the Universal Deed Rider upon the resale of an affordable housing unit. So voted unanimously in favor.

**INTER-DEPARTMENTAL TRANSFER:** Mr. Hanley moved, seconded by Mr. Stone, to approve the transfer of a total of \$65,086.62 in accordance with the list of Year End Transfers for FY 10 as presented and explained by the Town Accountant. So voted unanimously in favor.

**ENERGY STUDY COMMITTEE:** Mr. Hanley inquired about the status of the energy committee and if there was any communication with the street lighting review company that came before the board a couple months ago proposing to help save money on the street lighting bill. Mr. Stone noted that it is important for a Selectmen representative be on the Energy Study Committee.

**VETERANS GRAVES OFFICER:** Mr. Trabucco moved, seconded by Mr. Stone, to appoint Andrew Pongratz of 120 Lake Street to the position of Veterans Neglected Graves Officer. Voted 4/0 in favor.

**ONE-DAY LIQUOR LICENSE:** Mr. Trabucco moved, seconded by Mr. Stone, to grant permission for a one-day liquor license to the Pembroke Historical Society for a fundraiser event to support the historical Adah Hall House on Barker St. The event will be held on Saturday, Oct. 2, 2010 from 5:30 to 8:00 p.m. Voted unanimously in favor.

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

**JULY 12, 2010 – PAGE FOUR**

**BAY CIRCUIT TRAIL:** Town Administrator Thorne requested to postpone this item until the next meeting of the Selectmen when a full board would be present. He will provide complete maps for review of the land that the Trail Alliance are requesting to use.

**HERRING FISHERIES COMMISSION:** Mr. Stone moved, seconded by Mr. Trabucco, to re-appoint Mark Ames to serve on the Herring Fisheries Commission. So voted unanimously in favor.

### **OLD BUSINESS:**

300<sup>TH</sup> ANNIVERSARY CELEBRATION: Chairman Boulter announced that the meetings of the committee have been cancelled for the months of July and August. The next meeting will be in Sept. The executive board meeting will be scheduled and monthly progress report will be required of each subcommittee to be shared by email with other subcommittees.

CHAPA: A letter was received from CHAPA explaining that no qualified buyer has been found for the affordable unit in Barker Square and the 120 days has expired. The owner may now try to sell the unit at the fair market value and the difference between the selling price and the affordable formula price will be paid back to the town. The deed rider, however, may not continue to be in force with the new owner, thus the town will no longer have this property in their inventory. Mr. Thorne was asked to write a letter to CHAPA for clarification on why they could not locate an eligible, qualified buyer.

Selectman Trabucco noted that he received a letter from a campaign group who want to stop the repeal of Chapter 40B. He is adamantly opposed to this as he would like to stop 40B immediately. He feels it needs to be ended and rejects this campaign to save it. Selectman Stone agreed that the town would be better off without this. Selectman Hanley expressed a different opinion and discussion ensued for a short time on the subject.

AGENDA FORMAT: It was suggested that the title of "Upcoming Issues" be changed to "New Business" in order to list correspondence and anticipated issues.

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

**MONDAY, JULY 12, 2010 – PAGE FIVE**

**BOATING SAFETY CLASS:** Chairman Boulter announced a Boating Safety Class to be offered at the Police Boys Club on July 14 & 15 and July 21 & 22 from 6:30 – 9:30 p.m. These classes are sponsored by the Pembroke Watershed Association and the Environmental Police. Sign up is at the Pembroke Police Dept. and there is no fee for the classes. Class size is limited to the first 16 people.

**TOWN ADMINISTRATOR'S REPORT:** Mr. Thorne received a letter from Rep. Webster advising of his support of the algae treatment program on Oldham Pond. There will be a meeting of the subcommittee on July 21<sup>st</sup> to hear the town's suggestion to use an alternate chemical in the pond. Mr. Webster also provided an update on the status of the Bottle Bill.

**BOY'S CLUB BOXING RINK:** Chairman Boulter noted that thanks have been extended by Eagle Scout Leslie Carrol for allowing him to complete his project of renovating the Boy's Club boxing rink.

Selectman Trabucco moved, seconded by Selectman Hanley, to adjourn this meeting at 9:10 pm. Voted unanimously in favor.