## MINUTES OF THE SELECTMEN'S MEETING OCTOBER 31, 2016

**PRESENT**: Lewis W. Stone (Chairman), Willard J. Boulter, Jr. (Vice-Chairman), Arthur P. Boyle, Jr. (Clerk), Matthew J. Furlong (Selectman), Daniel Trabucco (Selectman), Michael Buckley (Town Accountant), Nick Zechello, Jr., Alan Peterson, Bonnie Pajick, Sabrina Chilcott (Executive Assistant), and others.

At 7:00 pm, Mr. Stone opened the meeting and advised that this meeting is being made available to the public through a live video and audio broadcast on Comcast Government Access Channel 15 and is also being recorded for airing on the channel at future dates. Comments made in open session will be recorded.

#### **ANNOUNCEMENTS**

Town Clerk MaryAnn Smith announced early voting hours for Pembroke registered voters at Town Hall Tuesday through Thursday, 9:00 am to 5:00 pm and Friday from 9:00 am to noon. The Pembroke Key Club is offering lawn clean up for seniors on Saturday and Sunday, November 12, 13, 19 and 20; call the Council on Aging to sign up at (781) 294-8220. The Pembroke High School Girls Cross Country track team just finished their first undefeated season winning the Patriot League Championship on Saturday; Mr. Stone offered congratulations to the team for their hard work.

## 7:00 TOWN ACCOUNTANT: VOTE TO ALLOCATE $300^{\mathrm{TH}}$ ANNIVERSARY BOOK SALE PROCEEDS

Mr. Buckley was present before the Board to advise that town meeting voted to place the funds from the 300<sup>th</sup> Anniversary Committee into a town wide celebration fund, and now a decision must be made on what to do with future proceeds from book and memorabilia sales. Mr. Buckley recommended creating a new revolving fund which will be added to the ATM warrant in May with the other revolving funds. Mr. Buckley advised that under G.L. c.44 s.53E½ when a new revenue source becomes available during the year, the Board votes to authorize the fund until town meeting can ratify the fund in a vote. Mr. Boulter moved that the Board create a new revolving fund in accordance with Chapter 44, Section 53E½, in to which receipts from contributions and the sale of 300<sup>th</sup> Anniversary memorabilia shall be deposited, and from which disbursements, in an amount not to exceed \$5,000 for FY17, may be expended in connection with town wide celebrations, under the direction of the Board of Selectmen. Mr. Boyle seconded the motion. The vote was unanimously in favor.

# CONSIDER ONE DAY SPECIAL LIQUOR LICENSE REQUEST UNDER MGL C.138 §14: COMMERCIAL, BEER AND WINE

Mr. Boyle moved to approve the application of Jessica Giovanello from Rustic Design and Restoration for a Special Liquor License under MGL c.138 §14 to seer beer and wine on Friday, November 11 from 6:00 pm to 8:30 pm at 345 Washington Street Unit #5; Mr. Furlong seconded the motion. The vote was unanimously in favor.

## DISCUSSION OF BY-LAW COMPLIANCE: AGENDAS/MINUTES POSTED TO THE WEBSITE

Mr. Stone reviewed last week's discussion whereby the percentage of minutes posted is at approximately 50% overall. Mr. Furlong presented a draft survey based on a scale of one to seven and stated that the town hopes to better understand reasons why compliance has been problematic through this survey. Discussion ensued. Mr. Stone recommended forwarding the survey to all boards, requesting a response in thirty days. Mr. Boyle stated that he would like to see the survey's results before discussing the issue further.

7:05 (7:20) SUN EDISON/TRC SOLUTIONS: DISCUSSION, VOTE OF PPA AMENDMENT Energy Committee Chairman Nick Zechello, Jr. was present before the Board and explained that the representatives from Onyx Renewable Energy aren't present, but the amendment has been ready since Wednesday. Mr. Stone stated that this will be rescheduled for next Monday evening.

#### MINUTES OF THE SELECTMEN'S MEETING

#### DISCUSSION AND VOTE: SEASONAL SUNDAY RECYCLING CENTER HOURS

Mr. Thorne spoke with the Recycling Center Manager and his recommendation is to open the facility on the first three Sundays in November, or November 6, 13 and 20. Mr. Boyle moved to open the Recycling Center as recommended by the Town Administrator; Mr. Boulter seconded the motion. The vote was unanimously in favor. Discussion ensued on a potential amnesty day at the Recycling center in the future for large items at no cost to alleviate illegal dumping in town. Mr. Boulter advised that affected areas need signage posting the fines for illegal dumping and littering, and stated that he has spoken with the DPW Director and Police Chief regarding the illegal dumping observed in town, and they are researching a camera system to target specific areas in order to identify the issues. The vote on Mr. Boyle's motion was unanimously in favor.

## **MINUTES OF OCTOBER 24, 2016**

Mr. Boyle moved to approve the minutes of October 24, 2016; Mr. Boulter seconded the motion. The vote was 4/0/1 with Mr. Trabucco abstaining.

#### **OLD BUSINESS**

Mr. Stone inquired about the Revenue and Budget Subcommittee activity; Mr. Thorne advised that there is a meeting Thursday and he will update the Board at the next meeting.

## TOWN ADMINISTRATOR'S REPORT

Mr. Thorne advised that the fall Household Hazardous Waste collection day saw an overwhelming turnout with 198 vehicles; overall traffic at the Recycling Center on Saturday was in excess of 330 vehicles.

#### ASK THE SELECTMEN

Mr. Stone stated that residents have questioned the sign erected at a new restaurant, and the issue has been referred to the Zoning Enforcement Officer to resolve. Mr. Boyle asked when signage improvements for the new roundabout were planned; Mr. Thorne stated that he will review the matter further. Mr. Thorne updated the Board on the pending Oak Street project, and stated that the developer is working with the Building Department as they believed that they had received permission to clear the lot before presenting a formal project. The ZBA has approved five new buildings for the site which will increase revenue in the commercial light-industrial district which is desirable and shows economic growth in town. Mr. Stone has received calls from Valley Street residents reporting speeding issues and trucks hauling dirt from the bog. Mr. Stone will set up a meeting with the Town Administrator and Police Chief to discuss, and will review the bogs permit terms voted by the Board.

## **NEW BUSINESS**

Mr. Thorne stated that he is requesting the Board support the forming of a Public Safety Committee to address the RFP for a space and needs study on the police and fire stations that will post to the Central Register on Wednesday with a deadline for submission of December 2<sup>nd</sup>. Mr. Trabucco and Mr. Boulter volunteered to serve on the Committee.

Mr. Stone read the upcoming issues from the agenda. Mr. Boyle advised that he will request an upcoming agenda item for the Board's consideration; several towns are working with their state representatives to support an initiative to hold trick-or-treating on the last Saturday of October versus on October 31<sup>st</sup>. A survey of residents for feedback was requested in advance of any discussion.

At 8:10 pm, Mr. Boyle moved to enter executive session under M.G.L. c.30A, Sec.21(3) 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: DPW and Fire unions; Mr. Boulter seconded the motion. By roll call vote: Boyle – yes, Boulter – yes, Furlong – yes, Trabucco – yes, Stone – yes.

#### Town of Pembroke

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At 8:45 pm, Mr. Boyle moved to adjourn; Mr. Furlong seconded the motion. The vote was unanimously in favor.

## **MATERIALS & EXHIBITS**

Draft of Motion: 53E ½ Revolving Fund Creation, M. Buckley (TAcct/BOS/TA Office)

Amended Power Purchase Agreement: Town of Pembroke/Onyx Renewable Energy (BOS/TA Office) Special License Application, MGL c.138 §14: Rustic Rare Design/J. Giovanello (BOS/TA Office)

Draft Survey RE: OML Compliance (By-Law Posted Agendas and Minutes) (M. Furlong) (BOS/TA Office)

Draft Minutes of October 24, 2016 (BOS/TA Office)