

**MINUTES OF THE SELECTMEN'S MEETING
SEPTEMBER 18, 2017**

PRESENT: Willard J. Boulter, Jr. (Chairman), Matthew J. Furlong (Vice-Chairman), Lewis W. Stone (Clerk), Arthur P. Boyle, Jr. (Selectman), Daniel Trabucco (Selectman), Edwin J. Thorne (Town Administrator), Michael Buckley (Town Accountant), Kathleen McCarthy (Treasurer/Collector), Christine Noguer, Ana Mendez, Margaret Struzik, George Emanuel, Stephen Dodge, Sabrina Chilcott (Executive Assistant), and many others.

At 7:00 pm Mr. Boulter opened the meeting.

ANNOUNCEMENTS

The Bryantville United Methodist Church is having a roast pork supper on Saturday, September 23, at 5:00 pm. The cost is \$8 for adults and \$5 for children. Please call the church office, 781-293-2025 to purchase tickets. Additionally they will be hosting a concert by Elisabeth Von Trapp of the Sound of Music fame at 7:00 pm that evening. Free tickets may be reserved by calling the church office at 781-293-2025 and are offered on a first come, first served basis.

PACTV will be hosting a live, televised "Give Hope for Hurricane Relief Telethon" on Saturday, September 23 from 5:00 pm to 9:00 pm. Residents are invited to watch live on the channel or watch and donate at www.pactv.org.

Mr. Boulter 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 being recorded for broadcast at future dates. Comments made in open session will be recorded.

Pembroke High School Curriculum Coordinator for World Languages Christine Noguer was present before the Board to introduce the town to the faculty and students of IES Galileo Galilei who are visiting from Pembroke's sister city Alcorcón, Madrid, Spain. Ms. Ana Mendez presented the town with a Declaration of Intention from their town hall to celebrate the link that the two towns and their schools have forged. Annually, students from Alarcon come to Pembroke in September and the Pembroke students travel to Alcorcón in February. Three students from IES Galileo Galilei addressed the Board and presented the gifts of two photographic books representing the art and glassworks produced in Alcorcón and on display at the Museo Municipal de Arte Contemporáneo en Vidrio. Mr. Trabucco expressed the Board's appreciation, and stated that the student's excitement and enthusiasm of this vibrant exchange program was evident and the town proudly embraces the program.

VOTE TO REQUEST QUOTE FROM MIIA

Treasurer Kathleen McCarthy was present before the Board to state that the town experiences year to year increases in costs of health care coverage to employees and the town is always researching alternatives that are available. Ms. McCarthy recommends that the Board request a quote for health care group costs and options from MIIA, the Massachusetts Interlocal Insurance Agency. Mr. Stone moved that the Treasurer and Town Administrator request a health insurance quote from MIIA; Mr. Furlong seconded the motion. The vote was unanimously in favor.

7:00 TOWN ACCOUNTANT: FINANCIAL RECOMMENDATIONS AND REVIEW OF ARTICLES FOR INCLUSION IN FALL SPECIAL TOWN MEETING WARRANT

Accountant Michael Buckley was present before the Board with the financial profile of the town entering the fall special town meeting. Mr. Buckley advised that the DOR certified the FY17 free cash amount of \$1.9million; the snow and ice deficit of \$423,678 must be appropriated to balance the budget and set the tax rate for FY18, and the firefighter contract amount of \$173,191 must also be deducted. Of the remaining \$1.3million, Mr. Buckley is recommending that \$500,000 be reserved for FY19 contingencies as health insurance and pension costs will consume all of the allowable increase in the tax levy. Of the remaining \$800,000, Mr. Buckley is recommending that half be appropriated into the various annual funds, leaving \$400,000 for departmental capital requests. Mr. Buckley stated that article one contains \$1.2million in capital

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request, and they cannot all be funded. Mr. Boulter announced that the fall Special Town Meeting is on October 24, 2017 at 7:00 pm at Pembroke High School, 80 learning Lane.

7:15 MARGARET STUZIK FOR RETIREES: DISCUSSION OF TOWN RETIREE INSURANCE CONTRIBUTIONS/POLICY

Margaret Struzik and George Emanuel were present before the Board to request reconsideration of the Board's vote of March 27, 2017 to increase early retirees/non-Medicare eligible health insurance contributions to 19% on July 1, 2017, to 22% on July 1, 2018 and to 25% on July 1, 2019. M. Struzik stated that a previous Board on April 18, 2006 voted that the current HMO rates be retained at 15% contribution for the employees under 65 and retired with the understanding that the future retirees will go out at the participation rate they were paying at the time they retired until age 65. Discussion ensued on the amounts that retirees receive in their pensions versus how much they pay for health insurance. Ms. Struzik stated that twenty percent of their pension goes to their health insurance costs and they are the smallest earners, therefore the most adversely affected. Mr. Emanuel explained that a person must pay in to social security for forty quarters to be Medicare eligible, and the seventeen members Ms. Struzik is addressing have not. Mr. Emanuel stated that he has data on the 143 retirees that he is addressing, and that 63 of them live at or below poverty level earning less than \$13,000 per year. Mr. Thorne recommended that the Board take the matter under advisement at this time. Ms. Struzik requested notification if further discussion on this topic is scheduled.

CONSIDER THE REQUEST OF THE PEMBROKE FUN COMMITTEE: \$5,000 SUPPLEMENTAL DONATION TO FIREWORKS CELEBRATION SEPTEMBER 23

Mr. Furlong moved to grant the request for a \$5,000 appropriation from the Camp Pembroke Fund to supplement the balance of the cost of a fireworks demonstration on September 23, 2017. Mr. Trabucco seconded the motion, stating that he supports this event for the entire community, but he does understand that some residents have expressed the belief that the Board should not vote funding for private entities. The vote was unanimously in favor.

CONSIDER VOTE TO APPOINT ALTERNATE KYLE STENSTROM AS MEMBER OF HERRING FISHERIES COMMISSION

Mr. Stone moved to appoint alternate member Kyle Stenstrom of 122 Indian Trail to the Pembroke Herring Fisheries Commission to a term to expire June 30, 2020. Mr. Boyle seconded the motion; the vote was unanimously in favor.

CONSIDER VOTE TO APPOINT MARTHA SCOTT OF 7 ALLEN STREET TO THE PEMBROKE CULTURAL COUNCIL

Mr. Boyle moved to appoint Martha Scott of 7 Allen Street to the Pembroke Cultural Council to a term to expire June 30, 2020; Mr. Stone seconded the motion. The vote was unanimously in favor.

CONSIDER REQUEST FOR ROAD CLOSURE: BLOCK PARTY, END OF DEERFIELD LANE, CUL-DE-SAC ONLY 9/30/17 12P-6P

Mr. Boyle moved to grant the request of Melissa Kendrick of 18 Deerfield Lane for a road closure of the end of Deerfield Lane at the circle from 12:00 pm to 6:00 pm pending the approval of the Police Department, Fire Department and the DPW. Mr. Stone seconded the motion; the vote was unanimously in favor.

VOTE TO ACCEPT THE MINUTES OF AUGUST 21, 2017

Mr. Stone moved to accept the minutes of August 21, 2017 as written; Mr. Boyle seconded the motion. The vote was unanimously in favor.

OLD BUSINESS

On August 9, 2016, Governor Charles Baker signed An Act to Modernize Municipal Finance and Government whereby the Board of Selectmen may designate any one of its members for the purpose of approving bills or payrolls provided, however, that the member shall make available to the board, at its next

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meeting, a record of such actions. Mr. Boulter reported that on August 28th he personally reviewed 7 accounts payable warrants totaling \$615,026.89 and 1 payroll warrant totaling \$223,549.83 as prepared by the Town Accountant, and authorized the itemized expenditures for payment. Mr. Trabucco moved to accept Mr. Boulter's report as presented and Mr. Furlong seconded the motion. The vote was unanimously in favor. Mr. Boulter reported that on September 6th he personally reviewed 4 accounts payable warrants totaling \$1,145,110.64 and 1 payroll warrant totaling \$1,001,741.68 as prepared by the Town Accountant, and authorized the itemized expenditures for payment. Mr. Trabucco moved to accept Mr. Boulter's report as presented and Mr. Furlong seconded the motion. The vote was unanimously in favor. Mr. Boyle reported that on September 6th he personally reviewed 1 payroll warrant totaling \$221,158.03 as prepared by the Town Accountant, and authorized the itemized expenditures for payment. Mr. Trabucco moved to accept Mr. Boyle's report as presented and Mr. Furlong seconded the motion. The vote was unanimously in favor. Mr. Trabucco reported that on September 22nd he personally reviewed 9 accounts payable warrants totaling \$708,717.96 and 1 payroll warrant totaling \$213,011.66 as prepared by the Town Accountant, and authorized the itemized expenditures for payment. Mr. Stone moved to accept Mr. Trabucco's report as presented and Mr. Boyle seconded the motion. The vote was unanimously in favor.

TOWN ADMINISTRATOR'S REPORT

Household Hazardous Waste Day

Mr. Thorne advised that there will be a necessary change this year to Household Hazardous Waste Day; the contractor that the Town has previously used is unavailable for any fall date, so the town is using Stericycle to host a fall HHW day on the last date available, which will be the third Sunday in October. It will be held at the Recycling Center between 9:00 am and 1:00 pm and posted to the town website.

ASK THE SELECTMEN

Mr. Stone stated that the cleared land at 258 Oak Street revealed a large number of dumpsters once the overgrowth was cleared; Mr. Stone has confirmed with the Zoning Enforcement Officer that he has sent a letter to the owner, and the owner will go to the Planning Board to explain the plan on this further. Mr. Boulter stated that Herring Fisheries worked with the Division of Marine Fisheries last week to install a new fishway on Cranberry Road and herring have been observed using it.

NEW BUSINESS

Mr. Stone stated that the Board is in receipt of a letter from the Planning Board in which they state that they agree with the Board's vote to remain with the Old Colony Planning Council for MPO services; however, they have questioned remaining affiliated with the Metropolitan Area Planning Council and have asked the annual charge. They further recommend that the Board research withdrawing from the MAPC as Pembroke does not receive services from them. Mr. Thorne confirmed that surrounding towns have considered withdrawing from the MAPC, but they face obtaining a Special Act of the Legislature to do so. Mr. Thorne confirmed that the annual cost to remain a member is approximately \$6,000. Mr. Trabucco moved to reach out to our legislators to inquire into the process of withdrawal from the MAPC; Mr. Boyle seconded the motion. The vote was unanimously in favor.

Mr. Boyle congratulated Health Agent Lisa Cullity on her appointment to the Executive Board of the Plymouth County Emergency Preparedness Coalition; he advised that there are 26 towns within Plymouth and Norfolk counties and the appointment is an honor not bestowed lightly. Mr. Trabucco agreed, and stated that Ms. Cullity is invaluable to Pembroke in her role and as a member of PEMA standing up, coordinating and running emergency shelters. Mr. Boulter concurred and congratulated Ms. Cullity for being so acknowledged by her peers; he further requested that a letter be sent to Ms. Cullity acknowledging this achievement.

At 7:57 pm, Mr. Trabucco moved to enter executive session under M.G.L. c.30A, Sec. 21(2) to conduct strategy sessions in preparation for negotiations with nonunion personnel or to conduct collective bargaining sessions or contract negotiations with nonunion personnel and (3) to discuss strategy with respect to collective bargaining if an open meeting may have a detrimental effect on the bargaining or litigating position of the public body and the chair so declares: AFSCME DPW Unit grievance filed by a union

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member. Mr. Furlong seconded the motion. Mr. Boulter declared it to be so, and stated that the Board will return to open session at the conclusion of executive Session. By roll call: Boyle – yes, Furlong – yes, Stone – yes, Trabucco – yes, Boulter – yes.

At 8:15 pm, the Board returned to open session.

REVIEW OF ARTICLES FOR INCLUSION IN FALL SPECIAL TOWN MEETING WARRANT

Mr. Buckley provided overview of the warrant articles; one is the omnibus capital request article; two is departmental transfers; three is the snow and ice appropriation that balances the budget; four creates a worker's compensation insurance fund; five appropriates money into town's savings funds; six would fund the Firefighter's collective bargaining agreement; seven is a by-law amendment for special events permits; eight funds Hobomock Pond treatment; nine funds Oldham Pond treatment; ten funds Furnace Pond treatment; eleven renames SA-19; twelve accepts the Public Safety Building Committee's space and needs study; thirteen seeks \$10million to construct a new DPW facility; fourteen seeks to hire and fund two additional police officers; fifteen renames SC-4; sixteen reimburses the final \$5,000 to Open Space and seventeen are the three proposes Community Preservation Committee projects. Discussion ensued on the Public Safety Building Committee and DPW articles; Mr. Dodge proposed a brief presentation in lieu of an article. He will reach out to the chiefs and the DPW Commissioners for more information. Mr. Thorne requested that the Board re-open the warrant to include an article from the Library Director to amend the Classification and Compensation By-laws to allow part-time employees to obtain a step increase every one year instead of two as printed. Mr. Boyle moved to re-open the warrant; Mr. Trabucco seconded the motion. The vote was unanimously in favor. Mr. Boyle moved to insert the Library Director's article as recommended by the Town Administrator; Mr. Trabucco seconded the motion. The vote was unanimously in favor. Mr. Boyle moved to close the warrant; Mr. Stone seconded the motion. The vote was unanimously in favor.

NEW BUSINESS

Mr. Boyle moved to draft a letter to MassHousing in response to the information received on a public records request to MassHousing that revealed a 2005 denial of Site Eligibility on a 40B project on the same Water Street parcel as the project at issue today. Mr. Boyle stated that MassHousing cited irreparable issues with the parcel, but MassHousing accepted this new application with the same serious issues that have not been addressed or resolved and remain serious issues with this application. Mr. Stone seconded the motion. The vote was unanimously in favor.

At 8:40 pm, Mr. Stone moved to adjourn; Mr. Boyle seconded the motion. The vote was unanimously in favor.

MATERIALS & EXHIBITS

Email, Bryantville United Methodist Church RE: Announcement (BOS/TA Office)

Email, PACTV Church RE: Announcement (BOS/TA Office)

Draft, Special Town Meeting Warrant (BOS/TA Office)

Summary/Minutes: 3/27/06,4/3/06,4/10/06,4/18/06,1/23/17,3/20/17,3/27/17, Letter 5/28/08 (BOS/TA Office)

Email, K. Keegan RE: Fireworks Appropriation Request (BOS/TA Office)

Letter, M. Amorello RE: K. Stenstrom Appointment (BOS/TA Office)

Vacancy Application, M. Scott (Cultural Council/BOS/TA Office)

Special Events Application: M. Kendrick, Road Closure, Deerfield (BOS/TA Office)

Draft Minutes of August 21, 2017 (BOS/TA Office)

Record Bills/Payrolls, W.Boulter 8/28 and 9/6/17, A.Boyle 9/6/17, D.Trabucco 9/12/17 (BOS/TA Office)

Letter from MassHousing (2005), emails (2017) RE: Amended App of River Marsh (BOS/TA Office)