

**MINUTES OF THE SELECTMEN'S MEETING  
JUNE 17, 2013**

**PRESENT:** Willard J. Boulter, Jr. (Chairman), Arthur P. Boyle, Jr. (Vice-Chairman), Lewis W. Stone (Clerk), Michelle L. Burt (Selectman), Daniel W. Trabucco (Selectman), Edwin J. Thorne (Town Administrator), Mark Ames, Robert Clarke, Stephen Curley, Carey Day, Steve Dodge, Tom Driscoll, Vicky Gillard, Scott Glauben, Scott Manning, Matthew McNeilly, Kathy O'Neil, Linda Peterson, Rick Wall, Sabrina Chilcott (Executive Assistant), Mike Melanson (Pembroke Mariner Express), Erika Christianson (PACTV Cable), and others.

**ANNOUNCEMENTS**

Message from Town Clerk MaryAnn Smith: absentee ballots to vote in the State Election are now available and the Clerk's office will be available for voting daily June 17-June 21 from 8:30 am to 4:00 pm and on Monday June 24<sup>th</sup> until noon. Please call 781-709-1403 with any questions. The Pembroke Arts Festival Committee has announced the date of the Pembroke Arts Festival on the Town Green August 9-11, 2013. Mr. Boyle wanted to thank the DPW for their assistance supporting the PWA Pond Cleanup Day, and Mr. Boyle and Mr. Stone both favorably spoke of the Pembroke Association for the Performing Arts performance presented over the weekend. Ms. Burt stated that she, Mr. Trabucco and Mr. Cutler attended Eagle Scout Andrew Allen's ceremony on Saturday in Norwell.

**7:00 KEVIN MCKENNA, PROM ANGELS PRESENTATION OF CERTIFICATE**

Mr. Boulter announced that Mr. McKenna has requested to be rescheduled to the meeting of July 1 due to unforeseen circumstances.

**7:15 JOINT APPOINTMENT: ADVISORY APPOINTMENT, REAPPOINTMENTS**

Mr. Matthew McNeilly stated that the vote of the Advisory Committee is to recommend and so move the reappointment of Stephen Curley and Linda Peterson, each to a three year term to expire June 30, 2016. Mr. Trabucco seconded the motion. The vote was unanimously cast six to zero, Mr. McNeilly & BOS. Mr. McNeilly stated that the vote of the Advisory Committee is to recommend and so move the appointment of applicant Rachel Michael to the vacant three year term to expire June 30, 2016. Mr. Trabucco seconded the motion. The vote was unanimously cast six to zero, Mr. McNeilly & BOS. Mr. Curley moved to appoint Rachel Michael to fill the current term of which two weeks are remaining; Mr. Trabucco seconded the motion. The vote was unanimously cast six to zero, Mr. Curley & BOS.

**CONSIDER THE REQUEST OF DONALD AND MARJORIE KEMMETT, 32 LIBERTY DR TO REFINANCE AFFORDABLE PROPERTY**

Ms. Vicky Gillard was present before the Board to state that, according to Bertha Borin of the DCHD, all is in order with the refinance of Mr. Kemmett and a Board vote is required to authorize it. Mr. Boyle moved to allow Donal and Marjorie Kemmett to refinance under 40B restrictions as contained in the deed. Mr. Trabucco seconded the motion. The vote was unanimously in favor.

**REAPPOINTMENTS TO TOWNS BOARDS, COMMITTEES AND COMMISSIONS**

Mr. Boyle moved the reappointment of the list as printed. Mr. Trabucco seconded the motion. The vote was unanimously in favor.

<u>NAME</u>	<u>COMMITTEE/BOARD/COMMISSION</u>	<u>EXP TERM</u>
Eugene B. Fulmine, Jr.	Central Ply County Water District Advisory Bd	2016
Jill Brazao	Commission on Disabilities	2016
Anthony Nunes	Commission on Disabilities	2016
Carey Day	Community Preservation Committee (Conservation Commission)	2016
Stephen Herrmann	Community Preservation Committee (Historical District/Historical Commission)	2016
Brian Van Riper	Community Preservation Committee (Planning Board)	2016

Kathleen Toole	Council on Aging	2016
Joseph Dellapi	Council on Aging	2016
David Mallen	Historical District/Historical Commission	2016
Stephen Herrmann	Historical District/Historical Commission	2016
Gerard Dempsey	Old Colony Planning Council (Representative)	2016
Linda Foye Federico	Recreation Commission	2016
Thomas Irving	Recycling Committee	2016
Gordon Martin	Recycling Committee	2016
Mary Salters	Registrars, Board of	2016
Linda Osborne	South Shore Community Action Council	2014
David Boyle	Town Landing Committee	2016
Patricia Merritt	Town Landing Committee	2016
Edward Bursaw	Veteran's Neglected Graves Officers	2014
Andrew Pongratz	Veteran's Neglected Graves Officers	2014
Robert DeMarzo	Wage and Personnel Board	2016
Frank Baldassini	Zoning Board of Building Law Appeals	2016

Mark Ames of Conservation Commission and Herring Fisheries inquired about the reappointment of Robert Clarke to Conservation Commission, not as agent, and about the appointment of new applicants and reappointments to Herring Fisheries. Mr. Boulter advised that the Selectmen's office has not been asked to vote the reappointment of Mr. Clarke to date and town counsel is researching the relevant statute. Mr. Boulter additionally stated that he would like the discussion of the reinstatement of the Herring Superintendent to occur prior to making any appointments to Herring Fisheries. Mr. Ames advised that the Superintendents salary will need to be added back into the budget if one is appointed, as the budgeted money is spent annually by the Herring Fisheries committee on equipment. Scott Manning objected to Mr. Boulter's chairing this portion of the meeting; Mike Suckow concurred. Mr. Boyle moved the reappointment of Scott Glauben to the Conservation Commission. Ms. Burt seconded the motion. The vote was unanimously in favor. Discussion ensued on Robert Clarke's reappointment to Conservation; Mr. Thorne advised that the invoking of statute M.G.L. c.268 §21A, adopted by Pembroke in 1994 through Town Meeting vote, does allow for Conservation to appoint one of their members as an officer or an employee but the Board of Selectmen would make the appointment, and they never did. Town counsel is clarifying the point now. Mr. Boyle moved to appoint Robert Clarke to the Conservation Commission and as the Conservation Agent; Mr. Trabucco seconded the motion. The vote was unanimously in favor. 7:30 pm Mark Ames, Robert Clarke, Carey Day, Scott Glauben, Scott Manning, Kathy O'Neil, Rick Wall exited the meeting.

Mr. Boyle moved to reappoint Daniel Trabucco as the OCPC alternate for a three year term expiring 2016 and as the OCPC MPO representative for a one year term expiring 2014; Mr. Stone seconded the motion. The vote was four in favor with Mr. Trabucco present, not voting.

Mr. Boulter gave the Chair responsibilities of the meeting to Mr. Boyle. Mr. Boulter moved to table the reappointments to Herring Fisheries Commission for two weeks. Mr. Stone seconded the motion. The vote was unanimously in favor. Mr. Boyle gave the Chair responsibilities of the meeting back to Mr. Boulter.

### **CONSIDER THE ANNUAL REAPPOINTMENTS TO PAID POSITIONS**

Mr. Boyle moved the reappointment of the list as presented. Mr. Stone seconded the motion. The vote was unanimously in favor.

<b><u>NAME</u></b>	<b><u>COMMITTEE/BOARD/COMMISSION</u></b>	<b><u>EXP TERM</u></b>
William Hart	Animal Control Officer	2014
Richard Wall	Emergency Management Co-Director	2014
Michael Hill	Emergency Management Co-Director	2014
Joseph Suppa	Sealer of Weights and Measures	2014
J. Michael Buckley	Town Accountant * CONTRACT	2016 *
Robert Hynes	Town Clock Winder	2014
Kopelman & Paige, PC	Town Counsel	2014
David McPhillips	Veteran's Agent	2014

### **CONSIDER RENEWAL OF TOWN ACCOUNTANT'S CONTRACT**

Mr. Thorne recommended that the Board accept the three year reemployment agreement with John Michael Buckley as the Town Accountant. Mr. Boyle moved the appointment and contract of John Michael Buckley. Mr. Stone seconded the motion. The vote was unanimously in favor.

### **CONSIDER REAPPOINTMENT OF SPECIAL POLICE OFFICERS, AUXILIARY POLICE OFFICERS AND SPO'S SERVING SEMLAC**

Mr. Boulter read the recommendation of Chief Wall for Special Police Officer, Auxiliary and Special Police Officers reappointments to a term from July 1, 2013 through June 30, 2014. Mr. Boyle moved the reappointment of the list as presented; Mr. Stone seconded the motion. The vote was four in favor with Mr. Boulter abstaining as he and family members appear on the list.

Special Police Officers:	Willard J. Boulter, Jr.	Edward Flannery
Russell Jenness	Michael Ohrenberger	Joseph McCann
Robert Morgan	Francis Woods	Douglas Bailey
James Christie	Alan Waletkus	Frank Nogueira
James Madden	Robert Lane	Willard J. Boulter, III
Arthur Short	Mark Shubert	
Auxiliary Police Officers:	James Boulter	Douglas Bailey
James Christie	Frank Nogueira	James Madden
Robert Lane	Willard Boulter III	Arthur Short
		Mark Shubert

SPO for the express & limited purpose of serving as Crisis Negotiators on SEMLEC's Negotiating Team:

Isabel Eonas – Deputy Sheriff PCSD	Alan Klammer – Deputy Sheriff PCSD
John Tamoosh - Deputy Sheriff PCSD	Antonio Furtado - Deputy Sheriff PCSD
Nicole Callahan - Deputy Sheriff PCSD	Michael Hartigan - Deputy Sheriff PCSD
James M. Loring - Deputy Sheriff PCSD	James Muscato - Deputy Sheriff PCSD

Mr. Boulter then read the recommendation of Chief Wall for appointments to Pembroke Emergency Management through June 30, 2014. Mr. Boyle Mr. moved the appointment of the list as presented; Mr. Stone seconded the motion. The vote was four in favor with Mr. Boulter abstaining as family members appear on the list.

<u>Emergency Management:</u>	Douglas Bailey	James Christie	Alan Waletkus
Frank Nogueira	James Madden	Robert Lane	Willard Boulter III
Arthur Short	Mark Shubert	James Boulter	

Pembroke Emergency Management Agency (PEMA)

RACES Radio Operator: James Madden, Davis Spaulding, David Crooker, Bill Hart, Michael Canney

Information & Shelter: Deborah Wall, Lisa Cullity, Sabrina Chilcott, Carol Mirota, Judy McAulliff, Kathleen McCarthy, Rose Campbell, Kris Fraser, Joanna Cheverie

Public Health Nurses: Nancy Funder Margaret Heeran Carol Lockwood

### **CONSIDER THE APPOINTMENT OF RICHARD WALL TO THE SIGN BY-LAW REVIEW COMMITTEE**

Mr. Boyle moved to appoint Richard Wall to the Sign By-Law Review Committee as the member of the public. Mr. Stone seconded the motion. The vote was unanimously in favor.

### **CONSIDER THE ANNUAL REAPPOINTMENT OF ELECTION WORKERS: DEMOCRATIC AND REPUBLICAN TOWN COMMITTEE**

Mr. Boyle moved the list as requested and submitted by the Town Clerk; Mr. Stone seconded the motion. The vote was four in favor with Mr. Trabucco abstaining.

### **CONSIDER THE MINUTES OF JUNE 3, 2013**

Mr. Stone moved to accept the minutes of May 20, 2013 as presented. Mr. Boyle seconded the motion. The vote was unanimously in favor.

## **OLD BUSINESS**

Mr. Stone updated the Board on the fact that PACTV has presented their annual report and audit or financial review of their operations as scheduled. Mr. Stone proposed scheduling an upcoming issue in July or August to receive an update from PACTV in person. Mr. Boulter stated that he has confirmed that a scheduled appointment will be made shortly for Nancy Richard or her representative to appear before the BOS for an update.

## **TOWN ADMINISTRATOR'S REPORT**

Mr. Thorne advised that the new docks are being installed tomorrow and the DPW will have their crew on site to observe the installation for the fall. Mr. Thorne advised that it is rare that the Town begins the year with a deficit; the budget is usually balanced. Mr. Thorne requested that the Board direct the Town Administrator with the assistance of all department heads to present a balanced budget within thirty days. Mr. Boyle moved Mr. Thorne's recommendation. Mr. Stone seconded the motion. The vote was unanimously in favor.

Mr. Thorne presented the insurance quotes of estimated annual premiums for property and casualty insurance received by MIIA and Hannon and Ryan. The net estimated annual premium of \$525,548 was received by MIIA, the insurance arm of the MMA, and a premium of \$532,171 was received by Hannon and Ryan. The difference is \$6,623 and the selection is the choice of the BOS as property and casualty insurance is exempt from competitive bidding. Mr. Boyle moved that the property and casualty insurance be awarded to Hannon and Ryan for FY14. Mr. Stone seconded the motion; the vote was unanimously in favor.

## **ASK THE SELECTMEN**

Mr. Stone reviewed correspondence and a Report of Incident from the Animal Control Officer concerning an animal bite to a dog and its owner by a dog from Oak Street. Mr. Stone requested that the Board discuss the incident prior to another offense as this is the animal's second incident. Mr. Boyle suggested inviting the dog owner to the next meeting of the Board of Selectmen to have a preventative dialogue with the owner before further issues can arise. Mr. Boulter requested that this be scheduled for July 1 and a letter be sent to the owner and the ACO.

## **UPCOMING ISSUES**

Mr. Boulter advised that the State Election is June 25<sup>th</sup> at all polling locations from 7:00 am to 8:00 pm. The Board of Selectmen will consider Drainage Commission appointments and reappointments at a Joint Meeting with BOH Chair and Planning Chair on July 1, 2013.

At 8:05 pm, Mr. Stone moved 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. Boulter so declared and Mr. Trabucco seconded the motion.

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