

Hull Board of Selectmen

Minutes

June 26, 2012

The meeting of the Hull Board of Selectmen was called to order at 7:30 p.m. on Tuesday evening, June 26, 2012 at the Hull Municipal Building, 253 Atlantic Avenue, Hull, Massachusetts.

Present: John D. Reilly, Jr., Chairman, Domenico Sestito, Vice-Chair, Kevin Richardson, Clerk, Dr. Christopher Olivieri, and, John C. Brannan, Members. Also present were: Philip E. Lemnios, Town Manager and James Lampke, Town Counsel.

APPOINTMENTS

7:34 p.m. – Carl Harris – re: Plymouth County Charter Commission

Harris who represents both Hingham and Hull on the charter commission addressed the BOS by discussing the Plymouth Country Charter Commission. He presented a series of documents and describes the following topics: 1.) Map. 2-4.) History. 5.) What Does Plymouth County do? 6.) What Plymouth Country does not do. 7.) County services used by Hull. 8.) Annual County Tax paid by Hull. 9.) Charter Commission 11/2010 to 10/2011. 10.) Charter Commission: 10/2011 to present. 11.) Next Steps. 12.) Salient Features of the Proposed Charter. 13.) What is the benefit of a Charter? 14.) Liabilities and Assets. 15.) Audits. 16.) *Hingham Journal* article of 6/14/12. 17.) *Boston Globe* article of 6/22/12. 18.) County Financials. All these topics have to go to the legislature for approval. If approved, they will be on the ballot on November 6th for everyone to vote on.

Concluded: 8:13 p.m.

8:15 p.m. – Pedicab Hearing – Continuation

David Newell reported that he had an opportunity to meet with the Police Chief and was able to reduce some of the roads that he would want the Pedicab drivers to operate on, avoiding the hills. He is not familiar with all the hills relative to Hull. He presented his driving record to the Chief and presented it to Town Counsel as well. He looked into insurance issues and has quotes that he presented to the BOS. Lampke spoke with the insurance agent and they will be issuing a general liability policy for the Pedicabs themselves, that policy will cover any of the drivers as well and in addition the Town will be included as an additional insured. The Town by state law does not incur liability merely by issuing a license or permit. The insurance company said that anyone who are employees, licensees, etc. would be covered by the insurance.

Brannan asks Newell about being a hands-on manager. Newell responds says that in the beginning he will be to be acclimated as to what is going on. He'll be on call within the hours of operation. Brannan asked Newell if he is comfortable with all the streets in Hull. Newell replied by stating that he's

comfortable with the tools he has to work with. Brannan is uncomfortable with the lack of knowledge of the Town.

Newell said the cab drivers will be in constant motion with a bell with no standing location. Newell said the bell is primarily in places where people congregate with not too much sound to it. It will come with training to respect the use of the bells. He is not sure if this will be launched this year. Lemnios said that it will be a good idea to have an accurate business plan and routes mapped out.

8:28 p.m. - At this point there is a 5 minute recess

Reilly spoke with Newell during the recess. There are a lot of issues that need to be worked out and Newell is not prepared to move forward at this time with his presentation to the BOS. There are a lot of intricacies to work out. Newell agrees to withdraw the application without prejudice and re-file at a later date.

Motion - Sestito: Motion to allow applicant to withdraw the application without prejudice.

Second - Richardson

Vote - Unanimous in favor

Concluded: 8:37 p.m.

8:38 p.m. – Harry Hibbard – re: Update on Aquarion Water Company

Hibbard addressed the BOS regarding the 2012 Report of Hingham-Hull-Cohasset (also in attendance are John Walsh, Director of Capital Planning and Ronit Goldstein, Community Relations Manager). The key points addressed are the production ytd., rain fall, reservoir levels, consumption yield, unaccounted water. The infrastructure overview covers the main replacements, new service connections, meter replacements, and fire hydrants. The main breaks and services restored with the location, customer affected, service restored, and work performed was also presented. Also information on customer communication with the status and resolution of high bills, fire line charges and customer hardship requests was included in his presentation.

Lemnios asked about the customer communication report. He asked Hibbard to add the total call volume of customer complaints that are happening during the course of a month from the customer call center. Hibbard agreed. Lemnios asked about the advisory council, the separation of each community (Hingham, Hull, etc.) and not having a process of a joint council given the impact on all the communities. Hibbard said that it was set up that way in the past. The concerns tend to be more local. Lemnios asked to consider a 3 town meeting. There are localized questions and issues that clearly affect all 3 towns (financial conditions, etc.). Having to make that communication 3 times seems inefficient and it makes it also more difficult for the three communities to come together with their information. Hibbard said that he would consider that.

Brannan spoke of the fire hydrants, the ones that were replaced in Hingham and with Hull taken ownership of them in Hull. Hibbard said that the Town owns the hydrants with some exceptions. Aquarion have replaced some fire hydrants and taken ownership otherwise it would be the Town's cost burden. Walsh said that there is an annual maintenance of the fire hydrants. Reilly asks about the liability and Hibbard said that Aquarion will bear the burden of any liability. Brannan asks if they can put together a reasonable capital plan for the Town of Hull. Hibbard said he has a five-year plan and that has the number one priority after Edgewater, Beach Avenue, which will be challenging on a number of levels. He continued to say that he spoke with Lemnios about coming up with an emergency plan in case a hydrant breaks and should come up with that in 2 weeks.

Hibbard said that he would be happy to get a 5 year plan to give to the BOS. Lampke said that the residents addressed the lack of an ongoing maintenance plan that some lines may be 100 years old and may need to be serviced before there is an emergency situation. So far the plan only referenced Beach Ave. Hibbard said that they are as active as they can be. Lampke said that the company is working with the DPU to have a study of the communications, there is a draft RFP being circulated for comment. Hibbard said it would depend on the comments to how to respond and probably have some direction from the DPU as the process and the timeline. This is a new experience for Aquarion.

Brannan addresses Goldstein about if the communication regarding water failure will fall under her job category and she said yes. The communications will be relayed in the form of a phone call. "Code Red" will be alerted to the residents who are affected with a recorded message by Goldstein that is immediately launched to provide updates as needed. Lampke said that the email notification should be reexamined by the company for a better outreach program to get people to sign up, noting that the company had only put out one request in a quarterly bill. Lampke said that many residents were alarmed with the term "Code Red." Hibbard said that the company tried for 3 years to get the "Code Red" onto a caller ID. Hibbard continues to say that he is always looking for ways to improve. It's a work in progress.

Anne Murray, Summit Ave. , Hull, MA addressed Hibbard about improving community relations by making an apology regarding making promises about projects being done in a certain way and time frame and not fulfilling their obligations. There should be financial consequences for jobs not completed. No one had the courtesy to explain why projects were not being done. Also as far as the Code Red being first used, there was no education to the public. When it first came out, it did create a lot of concern especially after 9/11, the Hull police dispatchers didn't know what the code was referring to as they also received a lot of calls of concern. Hibbard had no comment.

Reilly address Hibbard about the PR brochure the company issued and where the Hull water comes from. There was a statement that said all water is treated at the Hingham Treatment Plan, while in fact some goes through Turkey Hill from Cohasset and bypasses the plant, so that statement is not 100% accurate and suggested that he correct that. Hibbard said that he will correct that information.

Concluded: 9:45 p.m.

LICENSES

*Unanimously approved the license for the Knights of Columbus, 440 Nantasket Avenue – re: One Day All Alcohol for June 30, 2012 from 8 p.m. – 12 midnight on a Motion made by **Richardson**, seconded by **Sestito**.*

*Unanimously approved the license for the Knights of Columbus, 440 Nantasket Avenue – re: One Day All Alcohol for July 14, 2012 from 7 p.m. – 12 midnight on a Motion made by **Richardson**, seconded by **Sestito**.*

Correspondence

Read aloud by Reilly was correspondence regarding Police Chief Billings - Promotional exams for Police Sergeant and Lieutenant.

Motion - Sestito: Motion to approve the promotional exams for the Police Sergeant and Lieutenant.

Second - Richardson

Vote - Unanimous in favor

Read aloud by Reilly was correspondence regarding Police Chief Billings – Requesting a certified re-employment list.

Motion - Sestito: Motion to approve the requesting of a certified re-employment list.

Second - Richardson

Vote - Unanimous in favor

Read aloud by Reilly was correspondence regarding Greg Grey dated June 18, 2012 – re: permission to run a toll booth as a fundraiser. *This needs to be approved by the police department. It will be held on July 4, from 9-12, officers will be present.*

Motion - Richardson: Motion to approve Planning and Community Development Director Robert Fultz's' request to sign a request to extend the 2007 GCG grant to 12/31/12 for a housing project.

Second - Sestito

Vote - Unanimous in favor

NEW BUSINESS

Motion - Sestito: Motion to waive the parking permit fee for the Temple.

Second - Reilly

Vote - Unanimous in favor

Lemnios spoke of the Pemberton float and met with Harbor Express regarding a temporary rig will be put in place.

Brannan spoke of the status of the capital planning committee. Lemnios has been collecting capital plans from neighboring communities and will get those results out shortly.

Brannan spoke of the agenda items. Reilly said that a meeting, possibly in July, to be set up to speak of those issues, addressing the policies and procedures, codes that are outdated, etc. He would like to have some public input with the goals.

Reilly said he would like the BOS's approval to speak with Community Television Director Peter Seitzs about the rotation type of revolving taping in order to have some random taping of different committees.

Reilly displays article from *Yankee* magazine about Hull being one of the top 25 best beaches in New England.

Reilly announced that the next Selectmen meeting will be by July 10, 2012.

Reilly requested a motion for executive session to discuss strategy with respect to litigation concerning and that he as Chair declares that an open meeting may have a detrimental effect on the litigating position of the public body; and

A. to comply with, or act under the authority of the Attorney-Client privilege; and

B. To consult with legal counsel and obtain legal advice pursuant to the Attorney-Client Privilege

C. And to or not to reconvene in Open Session.

Motion – Olivieri so moves

Second – Richardson

Roll Call Vote: Aye, Reilly, Aye, Richardson, Aye, Brannan, Aye, Sestito, Aye Olivieri.

Motion passed.

Executive Session topics are as follows:

A) Discussing strategy with respect to litigation.

B) Follow-up meeting with possible litigation with a brief update with Board members.

C) Complaint about possible water damage near a cemetery near Island View Apts.

The Board moved into executive session at 10:02 p.m. and thereafter adjourned.

Respectfully submitted,

Karen Morgan, Recording Secretary

Approved:

September 4, 2012