

# PLYMOUTH BOARD OF SELECTMEN

TUESDAY, AUGUST 31, 2010

TOWN HALL MAYFLOWER ROOM

The Selectmen held a meeting on Tuesday, August 31, 2010 at 7:00 p.m. at Town Hall in the Mayflower Room.

Present: William P. Hallisey, Jr., Chairman  
John T. Mahoney, Jr., Vice Chairman  
Sergio O. Harnais  
Mathew J. Muratore  
  
Mark Stankiewicz, Town Manager  
Melissa Arrighi, Assistant Town Manager

Absent: Selectman Richard J. Quintal, Jr.

## CALL TO ORDER

Chairman Hallisey called the meeting to order at 7:05 p.m. and led the Pledge of Allegiance.

## TOWN MANAGER'S REPORT

**Sustainable Communities Grant** – Town Manager Mark Stankiewicz reported that the Old Colony Planning Council (“OCPC”) requested a letter of support from the Town of Plymouth for its application for a Sustainable Communities Grant, and, thus, a formal letter was drafted and forwarded.

**Basking Shark at White Horse Beach** – Mr. Stankiewicz informed the Board that on Friday, August 21<sup>st</sup>, a 26 foot-long basking shark became stranded off White Horse Beach and died.

**GATRA** – Mr. Stankiewicz noted that a joint meeting with representatives from the Greater Attleboro Taunton Regional Transit Authority (“GATRA”) and the Plymouth Growth & Development Corporation (“PGDC”) was held to discuss an application for \$150,000 in grant funds to study the feasibility of a multi-modal parking facility in Plymouth. During the meeting, he said, Frank Gay of GATRA provided a draft memorandum of agreement between GATRA and the Town pertaining to the proposed planning/site study. Mr. Stankiewicz explained that, though a similar study was conducted in the past, this new study will be required to proceed with such a project.

**Visitor Services Board / Shichigahama** – Mr. Stankiewicz reported that he attended the August 24<sup>th</sup> meeting of the Visitor Services Board (“VSB”) to review the expenses incurred by the Town during the recent visit of officials from Shichigahama, Japan, and present the expenses anticipated for Plymouth’s forthcoming, reciprocal visit to Shichigahama,

scheduled for October. After some discussion, Mr. Stankiewicz said, a majority of the VSB agreed to (a) fund the \$4,000 in expenses incurred during the Japanese delegation's visit and (b) allocate \$12,700 for travel expenses and official gifts for the Plymouth delegation's trip.

**ABCC Hearing / Governor Bradford Inn** – Mr. Stankiewicz noted that he was scheduled to represent the Town before the Alcoholic Beverage Control Commission (“ABCC”) in the appeal of the Selectmen's decision to deny a liquor license for the Governor Bradford Inn. Upon arrival, he said, he was informed that the hearing had been cancelled, with a reschedule date expected for October.

**SEMASS Article / Finance Committee** – Mr. Stankiewicz informed the Board that he attended the August 25<sup>th</sup> meeting of the Advisory & Finance Committee to discuss the Fall Town Meeting article concerning the extension of Plymouth's municipal solid waste contract with SEMASS. During the discussion, he said, many of the same arguments that led to the article's defeat at the 2010 Spring Town Meeting were repeated, e.g. the length of the contract and the advent of new technologies during that time. Mr. Stankiewicz explained that, while he still supports the proposed contract extension, he will withdraw the article from the Fall Town Meeting warrant if it does not have the support of the Advisory & Finance Committee.

## LICENSES

### **ONE DAY WINE AND MALT LIQUOR LICENSE**

On a motion by Vice Chairman Mahoney, seconded by Selectman Harnais, the Board approved the One Day Wine & Malt licenses listed below, as noted. Voted 4-0-0, approved.

- ❖ **Our House Services** (Linda Ducrot, 40 Russell Street) requested three (3) One Day Wine & Malt licenses for wine tasting dinners to be held from 6:00 p.m. to 11:00 p.m. on the following dates: September 3, 4, and 10, 2010. Liquor liability is in place.
- ❖ **Café Olio** (Stephen Conti, 3 Village Green North) requested a One Day Wine & Malt License for a wine dinner to be held from 12:00 p.m. to 6:00 p.m. during the Pinehills' "Concerts on the Green" event on September 11, 2010. Liquor liability is in place.
- ❖ **Whale & Dolphin Conservation Society, Inc.** (Regina Asmutis-Silvia, 7 Nelson Street) requested a One Day Wine & Malt License for an open house event to be held from 4:30 p.m. to 7:00 p.m. on September 9, 2010. Liquor liability will be in place.

### **PLEDGE OF LICENSE**

On a motion by Selectman Harnais, seconded by Vice Chairman Mahoney, the Board voted to approve the following Pledge of License, as noted below. Voted 4-0-0, approved.

- ❖ **Plymouth Hotel Investment, LLC**, 4 Home Depot Drive, Brian Anderson, Mgr.  
Pledge of liquor license to Bank of New England

## **LICENSES IN ADDITION TO AN EXISTING LIQUOR LICENSE**

On a motion by Vice Chairman Mahoney, seconded by Selectman Harnais, the Board approved the licenses listed below, as noted. Voted 4-0-0, approved.

❖ **390 Court Street, Inc. d/b/a Michael's** (390 Court Street, Phyllis Folger) requested the following licenses in addition to its already existing Annual All Alcohol Restaurant Liquor License:

- Comprehensive Entertainment – dancing, live entertainment (they already have radio and TV)
- Sunday Entertainment – dancing, live entertainment
- Extension of Hours – 1:00 a.m.

## **VEHICLE FOR HIRE OPERATOR (NEW)**

On a motion by Selectman Harnais, seconded by Selectman Muratore, the Board voted to approve the following Vehicle for Hire Operator License, as detailed below. Voted 4-0-0, approved.

❖ For **Mayflower Taxi**, 166 Gunners Exchange Road:

- Charles Ruhl                      167 South Street, #3, Plymouth, MA 02360

Issuance of the above license is subject to the CORI background check and driving record review.

## **ADMINISTRATIVE NOTES**

**Meeting Minutes / July 6** – On a motion by Vice Chairman Mahoney, seconded by Selectman Harnais, the Board approved the minutes of the July 6, 2010 Selectmen's meeting. Voted 3-0-1, approved, with an abstention from Selectman Muratore, who did not attend the July 6<sup>th</sup> meeting.

**Meeting Minutes / July 20** – On a motion by Selectman Muratore, seconded by Vice Chairman Mahoney, the Board approved the minutes of the July 20, 2010 Selectmen's meeting. Voted 3-0-1, approved, with an abstention from Selectman Harnais, who did not attend the July 20<sup>th</sup> meeting.

**Meeting Minutes / August 3** – On a motion by Selectman Muratore, seconded by Vice Chairman Mahoney, the Board approved the minutes of the August 3, 2010 Selectmen's meeting. Voted 4-0-0, approved.

**Local Initiative Program Application** – The Board authorized the chairman to endorse the *Local Initiative Program Application for Local Action Units*, as recommended by the Office of Community Development.

**Memorial for Sgt. Benjamin Sherman** – The Board granted approval to the Sgt. Benjamin W. Sherman Memorial Square Committee / Kevin Thomas to (a) name the intersection of State Road and Beaver Dam Road (otherwise known as Manomet Four Corners) as “The Sgt. Benjamin W. Sherman Memorial Square” and (b) place a memorial stone and engraving at the site, in a location determined to be appropriate by the Town’s Engineering Division. Note: The Memorials Advisory Committee voted to recommend this memorial project, as presented.

## **PUBLIC COMMENT**

Ric Cone explained to the Board that, after eight years of serving as chairman of the Downtown/Historic District Neighborhood Watch, he has chosen to step down and hand the reins over to downtown resident Jim Benedict. Mr. Cone introduced Mr. Benedict to the Board, and Mr. Benedict explained the role he will fill as the new chairman of the Watch.

Mr. Benedict and Mr. Cone responded to some brief questions from the Board regarding the membership of the Downtown/Historic District Neighborhood Watch. Mr. Cone explained that anywhere from 35-60 people attend the Watch’s meetings on a regular basis. Mr. Benedict invited the Selectmen to walk through and observe the downtown with him on a Friday or Saturday evening.

The Board thanked Mr. Cone for his years of service to the Neighborhood Watch.

Kevin Doyle of Precinct 6 asked if the Town Manager and Selectmen were dropping the SEMASS contract extension article, simply because of the Advisory & Finance Committee’s rejection. Selectman Muratore and Selectman Harnais both explained that, because the Solid Waste Advisory Committee had not been given the opportunity to conduct a comprehensive review of the contract or offer a recommendation, it was decided that delaying the article would be best.

Elizabeth Kenney requested permission from the Board to utilize the grounds of Memorial Hall for a commemorative ceremony on September 11, 2010. Ms. Kenney explained that she has spoken with Bob Graser of the Plymouth Veterans Council, who indicated that he and his fellow council members would not be opposed to the use of the front steps of Memorial Hall for such an event. The Fire Chief, she said, has expressed no opposition to the event, so long as it does not conflict with his department’s ceremony planned for the Spooner Street memorial. Ms. Kenney presented a formal letter of request to the Board and noted that she has filed for a Special Event Permit with the Town.

Chairman Hallisey sought to determine if Ms. Kenney’s event would interfere with any activities planned for the Hall by the company who manages it. Ms. Kenney indicated that she has spoken at length with Mr. Goldberg (of Goldberg Entertainment & Management), who referred her to the Selectmen and the Town’s Veterans Agent to seek permission to use the grounds. The ceremony is scheduled to begin at noon and is thus unlikely to create any disruption to the Oktoberfest event planned at the Hall later that evening, Ms. Kenney reported.

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board voted to grant permission to Elizabeth Kenney (et al) to use the front steps of Memorial Hall on September 11, 2010 for a commemorative ceremony. Voted 4-0-0, approved.

**PUBLIC HEARING: ALL ALCOHOL RESTAURANT LIQUOR LICENSE**  
**BERT'S LANDING LLC D/B/A BERT'S LANDING**

Chairman Hallisey opened a public hearing to consider the application for a new annual All Alcohol Restaurant Liquor License from Bert's Landing, LLC d/b/a Bert's Landing, 140 Warren Avenue, Robin McKeon as Manager. Chairman Hallisey affirmed that notice of the hearing was given in accordance with Chapter 138 of the Massachusetts General Laws and those wishing to be heard on the matter were encouraged to attend.

Robin McKeon addressed the Board on behalf of the license application and explained that she, her husband, and her family constitute the partnership that will reopen the Bert's location on Warren Avenue. She characterized the style of cuisine planned for the restaurant as "casual American" fare.

Ms. McKeon responded to questions from the Board regarding her experience in the restaurant industry, noting that she has worked with her husband on a number of restaurant projects over the years, including the English Cellar Ale House and Sharx Bar & Grill, both in Rhode Island. Ms. McKeon stated that she and her husband have decided to relocate from Rhode Island to devote their time to this enterprise.

Seeing no further questions from the Board, Chairman Hallisey opened the hearing to public comment in favor of, or opposed to, the license application. No citizens came forth to speak, and, thus, Chairman Hallisey closed the hearing to await a motion of the Board.

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board voted to approve a new annual All Alcohol Restaurant Liquor License (as presented in the license application) for Bert's Landing, LLC d/b/a Bert's Landing, 140 Warren Avenue, Robin McKeon as Manager. Voted 4-0-0, approved.

On a motion by Selectman Harnais, seconded by Selectman Muratore, the Board voted to approve the following list of licenses for Bert's Landing, LLC d/b/a Bert's Landing, in conjunction with the request for a new Annual All Alcohol Restaurant License. Voted 4-0-0, approved.

- Common Victualler
- Comprehensive Entertainment – Radio, TV, dancing, live entertainment
- Extension of Hours – 1:00 a.m.
- Early Sunday Opening

## **PUBLIC HEARING: VISITOR SERVICES BOARD LEGISLATION**

Chairman Hallisey opened a public hearing to discuss proposed changes to the legislation establishing Plymouth's Visitor Services Board (Article 30 of the 2010 Fall Annual Town Meeting).

Assistant Town Manager Melissa Arrighi explained that, upon Selectman Quintal's recommendation, the Board asked staff to schedule this public hearing and forward the following proposed amendments to the Visitor Services Board ("VSB") for its consideration.

1. Update the antiquated composition of the VSB to reflect the fact that the Plymouth Development & Industrial Corporation (a nominating party for one seat on the VSB) is no longer active
2. Review the requirement to allocate/apply no less than 10% but no more than 40% of the Town Promotion Fund for infrastructure projects
3. Consider using the entire Town Promotion Fund for promotional programs and projects to reflect the growing needs of the community

Chairman Hallisey opened the hearing to public comment. No citizens came forward to speak to the Board.

Vice Chairman Mahoney made note that the only change recommended by the VSB was to replace the member nominated by the now-defunct Plymouth Development & Industrial Corporation with a Selectmen-appointed representative of Plymouth's hospitality industry.

Chairman Hallisey again reopened the discussion to public comment.

Karen Buechs of Precinct 7 spoke in favor of using VSB funds towards the sister city exchange between Plymouth and Shichigahama, Japan, noting her belief that the relationship is valuable to tourism.

Members of the Board posed some brief questions to Ms. Arrighi regarding the current rules governing the allocation of the Town Promotions Fund. Chairman Hallisey asked if there were any members of the VSB present at the meeting to speak about the recent infrastructure projects that had been given Town Promotions funding.

VSB member Genevieve Jaeger explained that the majority of the funding requests for "public improvements" come from the Department of Public Works ("DPW") for projects like informational kiosks, welcome signs, lighting/lampposts, tourism maps, and holiday decorations. She reiterated the current VSB regulation that requires a minimum expenditure of 10% and a maximum expenditure of 40% for public improvements (i.e. infrastructure).

The Board discussed postponing its decision on Article 30 of the 2010 Fall Annual Town Meeting (pertaining to the VSB legislation) until the next meeting, when Selectman Quintal will be present. Selectman Harnais made a motion to continue the hearing until the Board's next meeting (September 14, 2010). Selectman Muratore seconded the motion, and the Board voted 4-0-0 in favor.

## **FALL TOWN MEETING ARTICLES**

### **ARTICLE 1**

**To see if the Town will vote to amend the Classification and Compensation Plans and the Personnel By Law and Collective Bargaining Agreements contained therein, or take any other action relative thereto.**

#### **BOARD OF SELECTMEN**

Ms. Arrighi explained that, for the time being, she would like to keep Article 1 somewhat open-ended, in the event any further union contracts are settled.

Roberta Kety, Director of Human Resources, presented a proposed amendment to Section 7.3 of the Personnel Bylaw that would codify a long-standing practice relative to the salary paid to registrars. According to Town Clerk Larry Pizer, Ms. Kety explained, the \$400 annual salary for registrars is not listed in the Classification and Compensation Plan, despite remaining unchanged for nearly 18 years. This amendment, she said, would codify the current registrars' earnings within Salary Schedule D (non-union).

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board voted to recommend Article 1 to the 2010 Fall Annual Town Meeting. Voted 4-0-0, approved.

### **ARTICLE 18**

**To see if the Town will vote to transfer the care, custody, management, and control of the property located on Taylor Avenue, Plymouth, MA, shown as Assessors Map 7A-2 on Plat 46, Parcel 046-000-007A-002, also known as the White Horse Beach property, from the Town Treasurer for purposes of sale at auction to the Board of Selectmen for general municipal purposes, or take any other action relative thereto.**

#### **BOARD OF SELECTMEN**

Ms. Arrighi presented the following information pertaining to Article 18 on behalf of the DPW Recreation Department. The article, she explained, requests the transfer of property taken in tax title on Taylor Avenue to the Selectmen for general municipal purposes. The Recreation Department would like to obtain use of this small parcel at White Horse Beach to provide parking for its lifeguards and storage for the lifeguards' rescue equipment. Recreation staff members currently park their vehicles and store their equipment on private property, but the Town must consider establishing its own amenities for the employees if it wishes to continue providing services on White Horse Beach. The Manomet Steering Committee reviewed the proposal within Article 18 and made no objections.

In response to questions from Selectmen Harnais and Muratore, Ms. Arrighi noted that the parcel is neither buildable nor large enough to accommodate additional parking for the public.

On a motion by Selectman Harnais, seconded by Selectman Muratore, the Board voted to recommend Article 18 to the 2010 Fall Annual Town Meeting. Voted 4-0-0, approved.

## **ARTICLE 2A**

**To see if the Town will vote to amend the vote taken under Article 7A of the 2010 Annual Town Meeting warrant, and, as necessary, to raise, appropriate, transfer or borrow funds for the purpose of supplementing departmental expenses, and/or to reduce certain departmental expenses or otherwise amend said vote, or take any other action relative thereto.**

### **BOARD OF SELECTMEN**

Finance Director Lynne Barrett presented Article 2A relative to amending the General Fund budget (Article 7A of the 2010 Spring Annual Town Meeting). Ms. Barrett explained that Town Meeting is being asked (via Article 2A) to reduce the debt service line from \$8.9 million to \$8.3 million, because the rates on temporary bond anticipation notes turned out to be better than originally expected when the budget was approved in April 2010. She referenced a list of additional changes to the funding sources for several budget line items included in Article 2A, including a supplemental budget for the Harbormaster's Department salary line. The overall reduction in the budget, Ms. Barrett noted, will allow the Town to replace \$508,000 that was previously taken from Stabilization Fund and reduce the amount needed from the tax levy.

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board voted to recommend Article 2A to the 2010 Fall Annual Town Meeting. Voted 4-0-0, approved.

## **ARTICLE 2B**

**To see if the Town will vote to amend the vote taken under Article 7B, 7C, 7D and 7E of the 2010 Annual Town Meeting warrant, and, as necessary, to raise, appropriate, transfer or borrow funds for the purpose of supplementing enterprise departmental expenses, and/or to reduce certain departmental expenses or otherwise amend said vote, or take any other action relative thereto.**

### **BOARD OF SELECTMEN**

Ms. Barrett explained that Article 2B represents an amendment to the Airport Aviation Fuel Line Item, reducing the budgeted amount from \$2,750,000 to \$1,900,000.

On a motion by Selectman Muratore, seconded by Vice Chairman Mahoney, the Board voted to recommend Article 2B to the 2010 Fall Annual Town Meeting. Voted 4-0-0, approved.

## **ARTICLE 3**

**To see if the Town will vote to amend the vote taken under Article 10 of the 2010 Annual Town Meeting warrant by reducing the amount appropriated for the Town's Unemployment Compensation Fund, or otherwise amend said vote, or take any other action relative thereto.**

### **BOARD OF SELECTMEN**

Ms. Barrett noted that the Town's final unemployment budget was unknown during the 2010 Spring Town Meeting due to uncertainties relative to State Aid, school funding, and unemployment benefit extensions enacted by the Legislature. Now that FY2010 is closed out, she reported, there is a better picture of what the Town's unemployment expenses will



be, and, thus, Article 3 will reduce the Spring 2010 transfer to the Unemployment Trust Fund by \$459,000 (\$874,447 - \$459,000 = \$415,447).

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board voted to recommend Article 3 to the 2010 Fall Annual Town Meeting. Voted 4-0-0, approved.

**ARTICLE 8**

To see if the Town will vote to rescind the following unused borrowing authority:

AMOUNT	PURPOSE	AUTHORIZATION
\$190,300	Local Acquisitions for Natural Diversity (LAND) grant, for the acquisition of a parcel of land containing 36 acres more or less, located off of Long Pond and Boot Pond Roads in Plymouth, Massachusetts, and shown as Assessors Map 88, Lot 26H	Article 7 April 3, 2010 Special Town Meeting

or take any other action relative thereto

**BOARD OF SELECTMEN**

Ms. Barrett informed the Board that Community Preservation funds and private grants were used to offset the final amount borrowed by the Town to purchase open space off Long Pond and Boot Pond roads. Article 8, she said, will rescind the borrowing authority granted by the 2010 Spring Town Meeting by \$190,300.

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board voted to recommend Article 8 to the 2010 Fall Annual Town Meeting. Voted 4-0-0, approved.

**ARTICLE 10**

Rescind Article 16A of the 2010 Annual Town Meeting (final article language to be determined)

**COMMUNITY PRESERVATION COMMITTEE**

**ARTICLE 11**

Rescind Article 16B of the 2010 Annual Town Meeting (final article language to be determined)

**COMMUNITY PRESERVATION COMMITTEE**

Ms. Barrett noted that Articles 10 and 11 request that Town Meeting rescind the following articles of the 2010 Spring Annual Town Meeting:

- Article 16A – Debt Service for Center Hill Preserve \$46,000
- Article 16B – Pay Off remaining Debt for Center Hill Preserve \$1,150,000

At the time of the vote in April, Ms. Barrett stated, the Town did not have full assurance that the remainder of the purchase price for the Center Hill Preserve would be funded by a private grant from the National Oceanic and Atmospheric Administration. The grant has since been awarded to the Town, she said, and, thus, Articles 16A and 16B of the 2010 Spring Annual Town Meeting are no longer needed.

On a motion by Selectman Harnais, seconded by Selectman Muratore, the Board voted to recommend Articles 10 and 11 to the 2010 Fall Annual Town Meeting. Voted 4-0-0, approved.

## **ARTICLE 26**

**To see if the Town will vote to accept G.L. c. 32B, §20, entitled “Other Post Employment Benefits Liability Trust Fund; local option; funding schedule,” establishing a fund for the Town's unfunded actuarial liability of health care and other post employment benefits for its retirees, or take any other action relative thereto.**

### **BOARD OF SELECTMEN**

Ms. Barrett referenced the presentation given at the Board’s August 17<sup>th</sup> meeting on the Town’s liability for Other Post Employment Benefits (“OPEB”), during which Larry Stone of Stone Consulting, Inc. reviewed an actuarial valuation of Plymouth’s OPEB for the purpose of (a) measuring the actuarial accrued liabilities associated with such benefits and (b) calculating a funding schedule to address the liabilities. The report, she explained, is required by the Governmental Accounting Standards Board (“GASB”), but funding of the liabilities is not.

Ms. Barrett discussed the ways in which OPEB reports are used by auditors and financial rating agencies to determine how municipalities plan to assess and manage their liabilities. While the Town’s financial rating will not necessarily be affected by its OPEB report, she said, it may be looked upon favorably if the Town creates an OPEB trust fund. Ms. Barrett reported that Article 26 will enable the Town to set up such a fund via adoption of M.G.L. Chapter 32B, §20. Based on her position that the Town should invest its funds with safety and liquidity in mind, she offered her recommendation that the Town:

1. Set up a trust fund at the 2010 Fall Town Meeting via Article 26
2. Determine, during the budget season, what the funding policy will be
3. Take action at the 2011 Spring Town Meeting to set aside and deposit funds

The Town, Ms. Barrett noted, could opt to set up an OPEB investment fund managed by the Plymouth Retirement Board via petition for a special act of the State Legislature, but this, in her opinion, would be premature, because most investment companies require a significant minimum investment (which the Town is not yet capable of depositing). The investment options available to the Retirement Board are subject to risk, she explained, whereas the Town’s investments are subject to more regulations and, thus, are more conservative. Ms. Barrett informed the Board that, at any time in the future after accepting Chapter 32B, §20, the Town can choose to petition the legislature and place the OPEB funds in the hands of the Retirement Board.

Mr. Stankiewicz reported that the Retirement Board cannot co-mingle its funds; if the OPEB fund is designated under the Retirement Board’s care, it would be managed as a separate investment. With greater potential for return comes a greater potential for risk, he cautioned the Board; any catastrophic losses caused by market instability while the OPEB fund is

under the care of the Retirement Board will be borne by the Town, as it is ultimately responsible for the funding of post-employment benefits.

Ms. Barrett and Mr. Stankiewicz responded to questions from the Board while members compared the benefits of the Chapter 32B option versus the special legislation option. Chairman Hallisey and Selectman Muratore expressed concern that the 32B option would place the OPEB fund in the hands of only one person (the Town's Treasurer/Collector). Ms. Barrett contended that there are many layers of oversight within the Town's Finance Department between herself, the Treasurer/Collector, the Cash Manager, and the Town Manager.

Selectman Muratore made a motion to recommend Article 26 to the 2010 Fall Annual Town Meeting. Vice Chairman Mahoney seconded the motion.

The Board held a brief discussion on Article 26 prior to taking a vote. Vice Chairman Mahoney offered his opinion that the Chapter 32B option (Article 26) would be a reasonable means of establishing an OPEB account prior to exploring different investment opportunities through the Retirement Board, when the account balance reaches a certain magnitude. Selectman Muratore and Selectmen Harnais each expressed a willingness to begin the OPEB funding process via Article 26 but noted an interest in pursuing the special act option in the future, for the purpose of increased oversight and investment opportunity.

The Board voted 4-0-0 in favor of the motion to recommend Article 26 to the 2010 Fall Annual Town Meeting.

## **BOARD LIAISON / DESIGNEE UPDATES**

**Tidal Beaches Advisory Committee** – Selectman Muratore noted that the Tidal Beaches Advisory Committee (“TBAC”) is awaiting follow-up response from staff on several beach-related items the committee raised earlier in the year. He asked if DPW staff could attend an upcoming meeting of the TBAC to clarify/resolve any outstanding matters.

**Council on Aging** – Selectman Muratore reported that the Council on Aging continues to work towards accreditation. The Friends of the Plymouth Council on Aging will hold a charity golf tournament on September 13, 2010, he announced.

**Solid Waste Advisory Committee** – Vice Chairman Mahoney stated that the Solid Waste Advisory Committee will meet in September to review the latest contract proposal from SEMASS.

**400<sup>th</sup> Anniversary Committee** – Vice Chairman Mahoney reported that the 400<sup>th</sup> Anniversary Committee has established eleven subcommittees to facilitate such topics as education, fundraising, history, and marketing, etc. On September 16, 2010, he said, the committee will hold an event at the Mayflower II to unveil the official logo for the 400<sup>th</sup> Anniversary Celebration.

**Plymouth Regional Economic Development Foundation** – Chairman Hallisey announced that the Plymouth Regional Economic Development Foundation is assessing the downtown district for possible revitalization projects and meeting with key merchants to see what collaborations on such projects could take place.

## **OLD BUSINESS / LETTERS / NEW BUSINESS**

**Nelson Park** – Selectman Harnais noted that he attended the recent re-opening of Nelson Park. He thanked David Gould and the Department of Public Works for their work on the project and encouraged residents to visit the beautifully-reconstructed park. Chairman Hallisey and Vice Chairman Mahoney echoed Selectman Harnais' compliments on the success of the Nelson Park project.

**NSTAR Electric Reliability Project** – Selectman Harnais informed the Board that he met with NSTAR representatives to discuss the electric reliability project planned for the power lines that run near Lunn's Way. Selectman Muratore questioned when NSTAR would bring its presentation on this project to the Board, to which Mr. Stankiewicz answered: September 14, 2010.

**Selectmen's Meeting Procedures** – Selectman Muratore requested that the Board schedule a discussion on ground rules and procedures for its meetings.

**Waterfront Festival** – Selectman Harnais commented on the impressive number of people who attended the Chamber of Commerce's Waterfront Festival on August 28<sup>th</sup>. He expressed his hope that the Town can work with the Chamber and other groups to produce and promote further successful events of this kind, for the benefit of Plymouth's merchants.

**September 14<sup>th</sup> Meeting** – Chairman Hallisey noted that the Board will hold its September 14<sup>th</sup> meeting at Plymouth Community Intermediate School.

## **EXECUTIVE SESSION**

On a motion by Selectman Muratore, seconded by Selectman Harnais, the Board voted to enter executive session at 9:05 p.m. pursuant to Massachusetts General Laws, Chapter 30A, Section 21, Paragraph 3 (Litigation). By roll call: Harnais – yes, Mahoney – yes, Muratore – yes, and Hallisey – yes. Chairman Hallisey noted that the Board would not return to open session following the conclusion of executive session.

*Recorded by Tiffany Park, Clerk to the Board of Selectmen*